



City of Richmond

Formal Meeting Minutes

900 East Broad Street
Richmond, VA 23219
www.richmondgov.com/cityclerk

Monday, December 17, 2018

6:00 PM

Council Chamber, 2nd Floor - City Hall

Councilmembers Present

The Honorable Chris Hilbert, President
The Honorable Cynthia Newbille, Vice President
The Honorable Andreas Addison
The Honorable Parker Agelasto
The Honorable Kim Gray
The Honorable Michael Jones
The Honorable Kristen Larson
The Honorable Ellen Robertson
The Honorable Reva Trammell

President Chris Hilbert called the meeting to order at 6:11 p.m. and presided.

Invocation was offered by Pastor Carlos Rivera, New Life Outreach International Church, 1005 Turner Road, Richmond, VA.

Members of Council and the audience recited the Pledge of Allegiance.

CHAMBER EMERGENCY EVACUATION PLAN AND CITIZEN SPEAKER GUIDELINES

Upon the President's request, Interim Deputy City Clerk Lisa Braxton provided information on the appropriate manner in which the Council Chamber is to be evacuated in the event of an emergency along with citizen speaker guidelines.

AWARDS AND PRESENTATIONS

President Chris Hilbert, on behalf of Richmond City Council, and Mayor Levar Stoney recognized Chief of Police Alfred Durham for his many years of dedicated and distinguished government service to the city of Richmond.

Councilor Kim Gray, on behalf of Richmond City Council, recognized Melvin S. Jones, Jr. for his tireless community advocacy and leadership on behalf of promoting and preserving the important life and legacy of Mrs. Maggie L. Walker.

Councilor Kim Gray, on behalf of Richmond City Council, recognized Dick Harman for his more than 30 years as the host announcer for the televised Richmond City Council Formal meetings.

President Chris Hilbert, on behalf of Richmond City Council, and Mayor Levar Stoney recognized the Richmond Department of Parks, Recreation and Community Facilities Workforce Development Program for its efforts involved with providing ground maintenance and landscaping job training for youth and those previously incarcerated.

President Chris Hilbert, on behalf of Richmond City Council, recognized the Richmond Public Library North Avenue Branch on its 35 years of service to the community.

Councilor Ellen Robertson, on behalf of Richmond City Council, recognized the Garden at Home, Grow With Your Neighbors Team and thanked the Storefront for Community Design, Six Points Innovation Center, Greater Richmond Age Wave Coalition, Groundwork RVA and Richmond Office of Aging and Persons with Disabilities for their dedication and service to the city of Richmond.

Member Parker Agelasto recognized the Carillon Civic Association on its 50th anniversary for its outstanding commitment to diversity and equality.

APPOINTMENTS AND REAPPOINTMENTS

Councilor Kim Gray moved that the following appointments and reappointment be approved:

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>	<u>Terms</u>
Minority Business Enterprise and Emerging Small Business Advisory Board (17 members)	Representative of minority business enterprise, nominated by Mayor Stoney *	Lester Johnson, Jr.	1/29/2019 – 01/28/2022 <i>Reappointment</i>
	Section 3 contractor, nominated by Mayor Stoney *	Chris Jefferson	12/11/2018 – 12/10/2021 <i>Succeeding Charles Crenshaw</i>
	Representative of a lender or business other than a minority business enterprise, nominated by Mayor Stoney *	Nathalia D. Artus	12/11/2018 – 12/10/2021 <i>Succeeding Penny McPherson</i>

* Applicants must reside or work in the city.

The motion was seconded and unanimously approved.

A copy of the information provided has been filed.

CITIZEN COMMENT

Glenwood Burley recognized and thanked Police Chief Alfred Durham for his many years of devoted service as he retires as the city’s “Top Cop.”

David Hudson, Franklin Military Academy principal, along with staff and cadets from the academy, recognized Councilor Kim Gray as their “Citizen of the Year” for her dedication and support to the school, and presented her with the academy’s “Principal Award.”

Kirstin Reed addressed Council regarding the proposed financing for the Navy Hill development project, she asked that the Mayor and City Council invest in a plan that will fund schools and public services before diverting tax revenue into speculative ventures like the redevelopment of the Coliseum.

A copy of the information provided has been filed.

Madison Irving addressed Council regarding the Coliseum redevelopment project stating that he opposes the proposed redevelopment project, since it will not create the massive economic growth claimed in a report prepared on behalf of the mayor.

Emma Clark addressed Council regarding additional school funding stating that she opposes the tax increment financing (TIF) for the Navy Hill development project, since it will not pay for itself

and instead divert revenue for schools and other important priorities towards repayment of financing bonds.

Troy King addressed Council regarding the possible establishment of a local union, such as LiUNA! (Laborers' International Union of North America), to assist city residents with employment opportunities.

Martavius Massenburg, LiUNA! graduate, addressed Council regarding the need for better paying job prospects for city residents and asked that LiUNA! graduates be given an opportunity to work on projects such as the proposed Coliseum redevelopment.

It was the consensus of Council to suspend Council's Rules of Procedure to allow for one additional citizen speaker.

Chuck Richardson addressed Council regarding a dispute of residence requirement for councilmembers.

AGENDA REVIEW AND AMENDMENTS

Councilor Andreas Addison moved to amend the agenda as follows:

ORD. 2018-153

To reserve the easternmost southbound lane of North Belvidere Street on the north side of North Belvidere Street's intersection with West Broad Street for vehicular traffic making a left turn from southbound North Belvidere Street onto eastbound West Broad Street.

To be continued to Monday, January 28, 2019

ORD. 2018-238

To amend City Code § 12-36, concerning disposition of revenues derived from the expiration of partial exemptions from real estate taxation, to provide that up to \$1,000,000.00 of the proceeds from certain sales of tax delinquent properties shall be credited to the Affordable Housing Trust Fund. (As Amended)

To be continued to Monday, January 28, 2019

ORD. 2018-254

To amend Ord. No. 2018-057, adopted May 14, 2018, which adopted the Fiscal Year 2018-2019 General Fund Budget and made appropriations pursuant thereto, by transferring funds in the amount of \$30,000.00 from the Office of Community Wealth Building's Workforce Development program and re-appropriating these transferred funds to a new line item in the Non-Departmental agency called the "Owens & Minor Medical, Inc. On the Job Training Grant through the EDA" line item for the purpose of making a grant to Owens & Minor Medical, Inc., to subsidize certain job training activities by Owens & Minor Medical, Inc.

To be continued to Monday, January 28, 2019

ORD. 2018-287

To amend and reordain City Code § 8-12, concerning the use of City-owned real estate, for the purpose of imposing certain requirements on the use of City-owned real estate as cold weather shelters for homeless persons.

To be continued to Monday, January 28, 2019

ORD. 2018-289

To amend ch. 24, art. I of the City Code by adding therein a new § 24-4 for the purpose of requiring the Department of Public Works to conduct a study of the conditions of all streets, roads, and bridges in the city and to provide a report to City Council by no later than Feb. 1, 2019, and by no later than Feb. 1 each year thereafter.

To be continued to Monday, January 28, 2019

ORD. 2018-291

To amend City Code §§ 10-79, concerning the award of franchises and permits to operators of emergency medical service vehicles, and 10-83, concerning the suspension of authorization to operate emergency medical service vehicles, to make modifications to the City's regulations governing the operation of emergency medical service vehicles in the right-of-way.

To be continued to Monday, January 28, 2019

ORD. 2018-292

To grant to Western - Star Hospital Authority, Inc. a permit for the operation of emergency medical service vehicles in the city to provide certain non-emergency medical transportation services, upon certain terms and conditions.

To be stricken

ORD. 2018-294

To grant to Western - Star Hospital Authority, Inc. a permit for the operation of emergency medical service vehicles in the city to provide certain non-emergency medical transportation services, upon certain terms and conditions.

To be continued to Monday, January 28, 2019

ORD. 2018-300

To close, to public use and travel, a portion of the east side of North 30th Street and a portion of the south side of M Street abutting the property known as 623 North 30th Street, consisting of 535± square feet, upon certain terms and conditions.

To be amended and continued to Monday, January 14, 2019

ORD. 2018-306

To authorize the special use of the properties known as 623 North 30th Street, 3001, 3005, and 3009 M Street, and a portion of North 30th Street and a portion of M Street, for the purpose of up to five single-family attached dwellings, upon certain terms and conditions.

To be continued to Monday, January 14, 2019

RES. 2018-R092

To declare a public necessity to amend the City's zoning ordinance and to initiate an amendment to the City's zoning ordinance to require that certificates of zoning compliance and letters of zoning confirmation be reviewed by the City Attorney prior to issuance.

To be continued to Monday, January 28, 2019

ORD. 2018-194

To prohibit, on Brook Road between Brook Road's intersection with Azalea Avenue and Brook Road's intersection with West Charity Street, new travel lanes from being designated to

accommodate bicycle travel and lanes currently designated for motor vehicle travel from being converted to accommodate bicycle travel.

To be continued to Monday, January 28, 2019

ORD. 2018-217

To authorize the special use of the property known as 5263 Warwick Road for the purpose of a wireless telecommunications monopole and associated equipment, upon certain terms and conditions.

Moved to Consent Agenda

ORD. 2018-231

To amend and reordain City Code §§ 26-397, concerning definitions, 26-399, concerning the eligibility criteria for partial exemption of rehabilitated residential and multifamily structures or other improvements from real estate taxation, and 26-401, concerning the amount of exemption for rehabilitated residential and multifamily qualified structures, and to amend ch. 26, art. V, div. 3 by adding therein new §§ 26-398.1, concerning the evaluation of such program, and 26-401.1, concerning affordable housing certification, for the purpose of revising the City's partial tax exemption program for residential and multifamily structures by defining certain terms and modifying the qualification requirements for the receipt and duration of partial exemption from real estate taxation.

To be continued to Monday, January 28, 2019

ORD. 2018-236

To amend ch. 26, art. V, div. 2 of the City Code by adding therein new sections 26-370-26-374, concerning a real estate tax deferral program for real estate owned and occupied as a sole dwelling, for the purpose of establishing a new real estate tax deferral program for real estate owned and occupied as a sole dwelling.

To be continued to Monday, January 28, 2019

ORD 2018-243

To close, to public use and travel, a portion of Northumberland Avenue located between the south line of West Roberts Street and the southern terminus of Northumberland Avenue, consisting of 16,355± square feet, upon certain terms and conditions.

To be continued to Monday, January 14, 2019

ORD. 2018-245

To authorize the special use of the properties known as 2009 Brook Road, 2011 Northumberland Avenue, and a portion of Northumberland Avenue for the purpose of multifamily dwellings containing up to 224 dwelling units, upon certain terms and conditions. (As Amended)

To be continued to Monday, January 14, 2019

ORD. 2018-288

To amend ch. 24, art. II of the City Code by adding therein a new div. 4.1 (§§ 24-125-24-132) to amend City Code § 27-197, concerning parking prohibited in specified places, and to amend Appendix A of the City Code by adding therein new fees for § 24-128, concerning permit applications for the parking of certain vehicles, and 24-129, concerning the reinstatement of revoked permits, for the purpose of establishing a permit program for parking certain vehicles on sidewalks.

To be continued to Monday, January 14, 2019

ORD. 2018-304

To amend and reordain Ord. No. 75-309-302, adopted Dec. 15, 1975, as most recently amended by Ord. No. 2017-227, adopted Dec. 11, 2017, pertaining to the "Stony Point Community Unit Plan," for the purpose of amending the development standards, as they pertain to Map Section K of the Southern Portion of the Plan, to allow for residential development.

To be continued to Monday, January 14, 2019

RES. 2018-R083

To establish a policy of the Council that the Council will not consider any ordinance authorizing the execution of any agreement facilitating a development or project that includes a residential component and that involves the conveyance of an interest in City-owned real estate, the expenditure of City funds, in-kind donations from the City, or a tax credit or exemption without a contractual obligation that a minimum [~~percentage~~] of 15 percent of the development's or project's total residential units be reserved for affordable housing. (As Amended)

To be continued to Monday, January 28, 2019

The motion was seconded and unanimously approved.

CONSENT AGENDA

The following ordinances and resolutions were considered:

ORD. 2018-241

To amend ch. 16, art. I of the City Code by adding therein a new § 16-2, concerning a requirement for a homeless strategic plan, to require a homeless strategic plan to be presented to the City Council and the Mayor commencing no later than Oct. 1, 2019, and updated homeless strategic plans by Oct. 1 every two years thereafter. (As Amended)

ORD. 2018-266

To erect all-way stop signs at the intersection of Claremont Avenue and Lamont Street.

ORD. 2018-276

To amend and reordain City Code § 30-1020.3, concerning the issuance of certificates of zoning compliance, for the purpose of requiring that all certificates of zoning compliance and zoning confirmation letters and applications filed therefor be published on the City's website within two working days after such issuance and filing.

ORD. 2018-281

To authorize the Chief Administrative Officer to accept funds in the amount of \$500,000.00 from the United States Department of Justice; to amend the Fiscal Year 2018-2019 Special Fund Budget by creating a new special fund for the Sheriff and Jail called the Richmond Retooled Comprehensive Second Chance Reentry Program Special Fund; and to appropriate the grant funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Sheriff and Jail's Richmond Retooled Comprehensive Second Chance Reentry Program Special Fund by \$500,000.00 for the purpose of reducing recidivism by facilitating reentry for inmates being released from the City Jail.

ORD. 2018-282

To authorize the Chief Administrative Officer to accept funds in the amount of \$9,421.44 from the Virginia Department of Health, Office of Emergency Medical Services, and to appropriate the grant funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Fire and Emergency Services' Four for Life

Program Special Fund by \$9,421.44 for the purpose of supporting West End Volunteer Rescue Squad, Inc.

ORD. 2018-283

To authorize the Chief Administrative Officer to accept funds in the amount of \$4,500.00 from the Virginia Commission for the Arts and to appropriate the increase to the Fiscal Year 2018-2019 General Fund Budget by increasing estimated revenues and the amount appropriated to the Non-Departmental General Fund Budget by \$4,500.00 for the purpose of providing a grant of \$2,250.00 of such funds each to the Cadence Theatre Company and to CultureWorks, Inc.

ORD. 2018-284

To name an unnamed east-west alley located in the block bounded by North Allen Avenue, Hanover Avenue, North Vine Street, and Grove Avenue as "Trouvaille Alley."

ORD. 2018-290

To designate the bridge on the access road beginning at the intersection of Gunn and Minifree Streets and ending at Oak Grove-Bellmeade Elementary School located at 2409 Webber Avenue in honor of Robert S. Argabright, II.

ORD. 2018-293

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Memorandum of Agreement between the Federal Communications Commission, the Virginia Department of Historic Resources, and the City of Richmond for the purpose of setting forth conditions pursuant to Section 106 of the National Historic Preservation Act that the City must fulfill in order to construct an E911 self-support communications tower at 1201 North 38th Street.

ORD. 2018-295

To amend and reordain City Code § 4-244, concerning the care and control of animals and penalties, for the purpose of imposing care and control requirements on certain animals other than dogs and cats.

ORD. 2018-296

To amend ch. 24, art. II, div. 8 of the City Code by adding therein a new § 24-244.1 for the purpose of providing that no sidewalk café permit applied for by an operator who is not the property owner shall be denied, suspended, or revoked solely because such property owner is delinquent in the payment of any applicable real estate taxes.

ORD. 2018-298

To authorize the Chief Administrative Officer to accept funds in the total amount of \$229,815.00 from the Virginia Department of Transportation; and to appropriate the amount of \$229,815.00 to the Fiscal Year 2018-2019 Capital Budget by increasing estimated revenues and the amount appropriated to the Department of Public Works' Major Bridge Improvement Program in the Transportation category by \$229,815.00 for the purpose funding the replacement of the Lynhaven Avenue Bridge over Broad Rock Creek.

ORD. 2018-299

To close, to public use and travel, a portion of an alley adjacent to 105 North Rowland Street located in the block bounded by North Rowland Street, Grove Avenue, North Meadow Street, and Floyd Avenue consisting of 21± square feet, upon certain terms and conditions.

ORD. 2018-301

To close, to public use and travel, a portion of an alley in the block bounded by East Main Street, South 6th Street, East Cary Street, and South 5th Street abutting the property known as 519 East Main Street consisting of 646± square feet, upon certain terms and conditions.

ORD. 2018-302

To declare a public necessity for and to authorize the acquisition by gift of the property known as Vauxhall Island from the Enrichmond Foundation for the purpose of its incorporation in the James River Park System to be used for preservation of natural areas and open space in accordance with the terms of a grant from the Virginia Land Conservation Foundation.

ORD. 2018-303

To rezone the properties known as 710 and 712 West Fells Street, 1705 and 1705½ Chamberlayne Avenue, and a portion of the property known as 1707 Chamberlayne Avenue from the M-1 Light Industrial District to the B-6 Mixed-Use Business District; and a portion of the property known as 1707 Chamberlayne Avenue and the properties known as 1716 and 1718 Roane Street from the R-53 Multifamily Residential District to the B-6 Mixed-Use Business District.

ORD. 2018-305

To authorize the special use of the property known as 117 East Cary Street for the purpose of a two-family dwelling, upon certain terms and conditions.

ORD. 2018-307

To authorize the special use of the property known as 1204 North 30th Street for the purpose of up to four two-family attached dwellings, upon certain terms and conditions.

ORD. 2018-308

To authorize the special use of the property known as 1301 North 30th Street for the purpose of a building with commercial uses on the first floor and up to two dwelling units, upon certain terms and conditions.

ORD. 2018-309

To authorize the special use of the property known as 2024 West Broad Street for the purpose of permitting a roof-mounted sign, upon certain terms and conditions.

ORD. 2018-310

To authorize the special use of the property known as 2712 East Leigh Street for the purpose of up to seven multifamily dwelling units and an accessory office, upon certain terms and conditions.

RES. 2018-R098

To request the Mayor to promptly recommend an appropriate amendment to Ord. No. 2018-059, adopted May 14, 2018, which accepted a program of proposed Capital Improvement Projects for the fiscal year beginning July 1, 2018, and for the four fiscal years thereafter, and which adopted a Fiscal Year 2018-2019 Capital Budget, to appropriate the funds assigned to the Capital Maintenance Reserve from the Fiscal Year 2017-2018 general fund balance for the maintenance of roads and sidewalks.

RES. 2018-R099

To impose enhanced speeding penalties pursuant to City Code § 27-163 and to authorize the placement of signs giving notice thereof on the portion of Westwood Avenue located between Hermitage Road and Brook Road.

ORD. 2018-217

To authorize the special use of the property known as 5263 Warwick Road for the purpose of a wireless telecommunications monopole and associated equipment, upon certain terms and conditions.

Opposition

Joseetta Stokes-Liner spoke in opposition of ORD. 2018-307 stating that the proposed special use will cause overcrowding and parking issues within the neighborhood. Ms. Stokes-Liner also expressed opposition to Ord. 2018-308.

Support

Mark Baker, representative for special use applicant of ORDS. 2018-307 and 2018-308, spoke in support of the proposed legislation stating that the Planning Commission unanimously recommended approval of both special uses.

William Shewmake, representative for special use applicant of ORD. 2018-217, spoke in support of the proposed legislation stating that the Planning Commission unanimously recommended approval of the special use.

After further discussion regarding the lack of community engagement, Vice President Cynthia Newbille asked that the representative for the special use applicant of ORDS. 2018-307 and 2018-308 contact the actual residents on the affected block to review the proposals.

Vice President Cynthia Newbille move that **ORDS. 2018-307 and 2018-308 be continued to Monday, January 14, 2019.**

The motion was seconded and unanimously approved.

There were no further comments or discussions and **the Consent Agenda was unanimously adopted with the exception of ORD. 2018-302, which was also adopted:** Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille, Hilbert. Noes None. Abstentions 1, Agelasto, due to a conflict of interest. A copy of the information has been filed.

REGULAR AGENDA

The following ordinance was considered:

ORD. 2018-297

To create the Navy Hill Development Advisory Commission and announce the Council's intent to hold public hearings, all for the purpose of providing for the Council's consideration of a development proposal in the area generally bounded on the west by N. 5th St., on the north by E. Leigh St., on the east by N. 10th St., and on the south by E. Marshall St. (As Amended)

Councilor Kim Gray provided an introduction of ORD. 2018-297 stating that she would like to have an independent advisory team vet the Navy Hill development proposal once it is formally introduced, and provide a recommendation to Council.

Opposition

James "J.J." Minor spoke in opposition of ORD. 2018-297 stating that an advisory commission will slow the development process down.

Al Bowers, Unanimity Alliance Group, spoke in opposition of ORD. 2018-297 stating that since no development proposal has been formally introduced, there is no action Council can take regarding the matter.

Kenneth Jones spoke in opposition of ORD. 2018-297 stating that an advisory commission could delay or even stop the development altogether.

Akhenaton Black spoke in opposition of ORD. 2018-297 commenting that the city's downtown area needs revitalization and more revenue.

Grace Washington spoke in opposition of ORD. 2018-297 commenting that the city needs the jobs the development will bring and Council should give the proposal a fair chance.

Support

Joe Morrissey spoke in support of ORD. 2018-297 stating that creating advisory commissions has been a common practice of the city, and the proposed tax increment financing (TIF) district structure of the development should be thoroughly examined.

Joe Cacciotti spoke in support of ORD. 2018-297 commenting that the TIF district aspect of the development proposal will increase the tax rate and the commission will discover that among other major issues with the proposal.

A copy of the information provided has been filed.

Rhonda Henning, president – Alliance for a Progressive Virginia, spoke in support of ORD. 2018-297 stating that the city places too many resources in large scale projects and not enough in city services, and her organization supports a transparent and thorough review of the development proposal.

A copy of the information provided has been filed.

Kirsten Gray, member – Alliance for a Progressive Virginia, spoke in support of ORD. 2018-297 stating that she is in favor of an advisory commission as long as none of its members stand to gain any financial benefit in connection with the development.

Jeffrey Cartwright spoke in support of ORD. 2018-297 remarking that a commission will not cause a delay but a delay has already been accomplished by city administration. He also urged Council not to appoint a chairperson to the commission until the development proposal is introduced.

Bob Lytle, president – West Grace Street Association, spoke in support of ORD. 2018-297 stating that city residents want and deserve to know what is going on with a development of such magnitude.

Bill Gallasch, president – Monument Avenue Preservation Society, spoke in support of ORD. 2018-297 commenting that it would behoove Council to get expert help to review the development proposal.

Mariah White spoke in support of ORD. 2018-297 expressing her concerns regarding how the proposed development will impact Richmond Public Schools students and city residents.

Arthur Burton spoke in support of ORD. 2018-297 stating that it would be a disservice for the city to rush into approving a speculative development project and the area in question is city-owned land and should remain so.

Omari al-Qaddafi spoke in support of ORD. 2018-297 commenting that the potentially biggest development project in the history of Richmond requires the biggest level of public oversight and input.

Whitney Whiting spoke in support of ORD. 2018-297 stating that if approved, it is important for the commission to include one or two members of the general public and asked for clarification of the commission's 30-day reporting deadline in the proposed ordinance.

Councilor Kim Gray responded stating that the reporting deadline in pending ORD. 2018-297 is 90 days, and the 30-day deadline Ms. Whiting referred to is included in a proposed amendment to ORD. 2018-297, drafted by one of her Council colleagues.

Alan Schintzius spoke in support of ORD. 2018-297 remarking that what Council doesn't know now about the proposed development, the commission could uncover.

Emma Clark spoke in support of ORD. 2018-297 stating that there have been deliberate efforts made to keep information from the public regarding the development and the consultants hired to review the project have marketing, not economic or accounting expertise.

Scott Price, policy director – Alliance for a Progressive Virginia, spoke in support of ORD. 2018-297 echoing the sentiments of prior speakers; he also urged Council to appoint community and expert members to the commission if created.

E. Marty Jewell spoke in support of ORD. 2018-297 encouraging more scrutiny of the proposed development especially since certain details of the proposal have changed over time.

Justin Griffin spoke in support of ORD. 2018-297 stating that the financial projections of the development proposal are questionable and thus require extensive review.

Councilor Gray stated there are many questions regarding the financial implications of the proposed development, but the biggest question is how the debt generated by the project will be covered until it generates revenue. Ms. Gray also stated that she doesn't want to run the risk of Council having to cut upwards of \$25,000,000 per year from the city's general fund budget, to cover the debt from the development. She further stated that members of the commission would be required to declare they have no financial interest in the project and urged her colleagues to vote in support of ORD. 2018-297.

Councilor Kristen Larson expressed support for ORD. 2018-297 and stated that although she appreciates the outpouring of comments from citizens regarding the Navy Hill development proposal, she cannot weigh in until a formal proposal has been introduced before Council. Ms. Larson further stated that the prospect of a development of this scale and the creation of an advisory commission, presents a golden opportunity for the city to tap into the talent its citizenry has to offer.

Councilor Michael Jones expressed concerns regarding the appointment process for members to the proposed commission and stated that members of Council need to do the work of educating themselves on all aspects of the development proposal before arriving at a decision on it.

Councilor Ellen Robertson stated she also had concerns and questions regarding the appointment process of members to the proposed commission, but through information provided by the city attorney during Council's Informal meeting, she gained a better understanding of how the appointments will be made. Ms. Robertson shared that she is still uncertain as to how the commission will conduct its business as Council has not an official proposal to consider and expert input is necessary to review any development proposal.

Councilwoman Reva Trammell stated that city stakeholders support the creation of an advisory commission and asked her colleagues to approve the proposed legislation.

Councilor Andreas Addison stated that the creation of a commission will mean only a portion of the work required to be done to properly vet the development proposal. Councilor Addison explained that he drafted an amendment to the proposed ordinance in an effort to give Council time to respond to recommendations of the commission.

Councilor Parker Agelasto expressed his support of ORD. 2018-297 stating that the advisory commission is one piece of an unidentified process to review and understand economic development deals in the city. Councilor Agelasto provided examples of Virginia cities with TIF districts noting that each followed a predetermined process for handing economic development projects.

Vice President Cynthia Newbille stated that while creating a commission can be a part of the proposal vetting process, a third party entity should also be hired to conduct an independent study of such a complex project. Ms. Newbille also stated if the creation of a commission is approved, she expects follow up legislation detailing the member selection process and a commitment to soliciting a simultaneous third party review.

President Chris Hilbert stated that he supports ORD. 2018-297 as well as an independent review of the development proposal.

There were no further comments or discussions and **ORD. 2018-297 was adopted**: Ayes 8, Robertson, Larson, Agelasto, Gray, Trammell, Addison, Newbille, Hilbert. Noes 1, Jones.

The following ordinance was considered:

ORD. 2018-110

To amend City Code § 2-1183, concerning the residency requirement for certain officers and employees, to modify the City's residency requirement [so that it applies only to the Chief Administrative Officer, the Chief of Fire and Emergency Services, and the Chief of Police]. (As Amended)

Councilor Andreas Addison provided an introduction of ORD. 2018-110 and explained the previously approved amendments to the proposed legislation. Councilor Addison read a list of emergency management positions that would be require employees in such positions to live in the city under the latest iteration of the ordinance if adopted.

A copy of the information provided has been filed.

Councilor Gray stated that she opposes ORD. 2018-110 and questioned allowing primary emergency response personnel the ability to live outside the city.

Councilor Ellen Robertson expressed concerns regarding the implications of obligating certain city employees to live in the city while members of Council are suspected of living outside the districts they were elected to represent. Councilor Robertson suggested that Council consider further amending ORD. 2018-110 to require its members to live in the districts they represent.

City Attorney Allen Jackson stated there are state laws governing the residency of political candidates and it is unclear whether Council has the authority to enact a district residency requirement for its members.

Councilor Kristen Larson asked for clarification regarding the applicability of the residency waiver process for certain city employees and why the residency geography language in ORD. 2018-110 was changed from the Richmond Metro Statistical Area to within a 100-mile radius of the city.

Following further discussion, Chief Administrative Officer (CAO) Selena Cuffee-Glenn addressed Council stating that city administration supported the original version of ORD. 2018-110, which only required the CAO, and the police and fire chiefs to live in the city, due to the city's inability to attract and retain top talent.

Councilwoman Trammell stated that citizens should have another opportunity to provide input on the proposed legislation and moved to **continue ORD. 2018-110 to Monday, January 28, 2019.**

The motion was seconded and approved: Ayes 5, Larson, Gray, Trammell, Newbille, Hilbert. Noes 4, Jones, Robertson, Agelasto, Addison.

The following ordinance was considered:

ORD. 2018-230

To amend and reordain City Code § 26-369, concerning sale of real estate for delinquent taxes, for the purpose of requiring that sales of all qualifying real estate be pursuant to development agreements.

Councilor Ellen Robertson provided an introduction of ORD. 2018-230.

City Attorney Allen Jackson informed Council that his office will draft development agreements for the sales of tax delinquent city properties to investors but city administration will enforce the terms of the agreements.

Councilor Parker Agelasto and Vice President Cynthia Newbille requested to be added as co-patrons of ORD. 2018-230.

There were no further comments or discussions and **ORD. 2018-230 was adopted unanimously.**

The following ordinances were considered:

ORD. 2018-285

To declare that a public necessity exists and to authorize the Chief Administrative Officer or the designee thereof, for and on behalf of the City of Richmond, to acquire, at a tax delinquent judicial sale, the property located at 511 North 30th Street and to authorize the conveyance of such property for \$1,966.00 to The Maggie Walker Community Land Trust for the purposes of eliminating blight and making such property available for redevelopment.

ORD. 2018-286

To declare that a public necessity exists and to authorize the Chief Administrative Officer or the designee thereof, for and on behalf of the City of Richmond, to acquire, at a tax delinquent judicial sale, the property located at 918 North 25th Street and to authorize the conveyance of such property for \$2,412.00 to The Maggie Walker Community Land Trust for the purposes of eliminating blight and making such property available for redevelopment.

There were no comments or discussions and **ORDS. 2018-285 and 2018-286 were adopted:** Ayes 8, Jones, Robertson, Agelasto, Gray, Trammell, Addison, Newbille, Hilbert. Larson was excused.

The following resolution was considered:

RES. 2018-R084

To express the City Council's intent to include in its legislative proposals for the 2019 session of the General Assembly a request that the General Assembly amend Va. Code § 58.1-3219.4 to authorize

localities to provide for a partial exemption from real estate taxation of new residential construction and improvements on vacant land.

Councilor Ellen Robertson provided an introduction of RES. 2018-R084 stating that the passage of the proposed resolution would not add the measure to Council's legislative proposal package, but will state Council's position on the matter.

Councilor Gray opposed RES. 2018-R084 and stated that the city provides tax rebates to developers as deemed advantageous so additional tax abatement is not warranted.

Vice President Newbille asked if the proposed resolution will restrict developers to only constructing affordable housing on vacant land.

City Attorney Allen Jackson responded that the legislation will not limit developers to constructing merely affordable housing units, but Council could introduce legislation to include such a limitation.

Councilor Michael Jones suggested that Council review existing tax abatement programs for fiscal impacts to the city over a five to ten year span.

Following additional discussion, **RES. 2018-R084 was rejected:** Ayes 2, Robertson, Larson. Noes 6, Jones, Agelasto, Gray, Trammell, Addison, Newbille, Hilbert.

The following resolution was considered:

RES. 2018-R100

To request the Richmond delegation to the General Assembly of Virginia to introduce and support the enactment of legislation to amend sections 3.01.1 and 3.04 of the Charter of the City of Richmond to conform its provisions concerning deadlines for voter registration and absentee balloting for runoff elections to the provisions of Chapters 4 and 7 of Title 24.2 of the Code of Virginia (1950), as amended.

President Chris Hilbert provided an introduction of RES. 2018-R100.

There were no further comments or discussions and **RES. 2018-R100 was adopted unanimously.**

MOTIONS

Councilor Kristen Larson moved that the ordinance entitled:

ORD. 2018-300

To close, to public use and travel, a portion of the east side of North 30th Street and a portion of the south side of M Street abutting the property known as 623 North 30th Street, consisting of 535± square feet, upon certain terms and conditions.

be amended and continued to Monday, January 14, 2019, as follows:

Page 4, Line 11

After the subsection letter "(d)", strike the text "The applicant pays the City the sum of \$10,566.25 for the right-of-way area to be closed. This condition is satisfied when all abutting property owners execute an agreement to purchase the right-of-way area to be closed, with such agreement being in accordance with section 15.2-2008 of the Code of Virginia (1950), as

amended, and approved as to form and legality by the City Attorney. If any property owner fails to make the payment for such owner's fractional portion within one year of the date of adoption of this ordinance, then the closing shall be null and void" and the following period

Page 4, Line 18

At the beginning of the line, strike the subsection letter "(e)"

Page 4, Line 21

At the beginning of the line, strike the subsection letter "(f)" and insert the subsection letter "(e)"

Page 5, Line 4

At the beginning of the line, strike the subsection letter "(g)" and insert the subsection letter "(f)"

The motion was seconded and unanimously approved.

Councilor Kim Gray moved to expedite consideration of the following resolution, which was seconded and unanimously approved:

RES. 2018-R102

To approve an expenditure in the amount of \$885.00 from the Council District Funds for the Second District to make a contribution to the Commonwealth of Virginia, Department of Historic Resources, towards the purchase of a replacement for Virginia Historical Marker SA-96 located at 216 West Leigh Street in the Second District.

Patron: Ms. Gray

Councilor Kim Gray provided an introduction of RES. 2018-R102.

There were no further comments or discussions and **RES. 2018-R102 was adopted unanimously.**

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Ellen Robertson moved to approve the following Richmond City Council meeting minutes: Special Meeting held on Monday, October 29, 2018, at 4:00 p.m., Informal Council Session held on Tuesday, November 13, 2018, at 4:00 p.m., the Formal Council Session held on Tuesday, November 13, 2018 at 6:00 p.m. and the Special Meeting held on Tuesday, November 19, 2018, at 4:00 p.m.

The motion was seconded and unanimously approved.

REPORTS OR ANNOUNCEMENTS BY MEMBERS OF THE COUNCIL

Reports and announcements regarding respective district meetings and activities were provided by the following council members: Councilwoman Trammell, Councilor Addison, Councilor Jones, Councilor Robertson, Councilor Larson, Councilor Gray, Councilor Agelasto, Vice President Newbille and President Hilbert.

Councilwoman Reva Trammell departed the meeting at 11:44 p.m.

Councilor Michael Jones departed the meeting at 11:48 p.m.

Councilor Ellen Robertson departed the meeting at 11:57 p.m.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

City Council will hold a public hearing on the following ordinances and resolutions on Monday, January 14, 2019, at 6:00 p.m.:

ORD. 2018-313

To amend Ord. No. 2018-057, adopted May 14, 2018, which adopted the Fiscal Year 2018-2019 General Fund Budget, by increasing anticipated revenues from real estate taxes and the amount appropriated to the Non-Departmental agency, Tax Relief - Elderly/Disabled line item by \$400,000.00 for the purpose of providing additional funding to cover tax relief for the elderly and disabled pursuant to City Code §§ 26-364-26-365.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-314

To amend Ord. No. 2018-057, adopted May 14, 2018, which adopted the Fiscal Year 2018-2019 General Fund Budget and made appropriations pursuant thereto, by re-appropriating a \$250,000.00 portion of the calculated general fund surplus for Fiscal Year 2017-2018 to a new line item in the Non-Departmental agency called the "OPEB Trust" line item for the purpose of funding a contribution to the trust established by § 1 of Ord. No. 2018-196, adopted Jul. 23, 2018.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-315

To amend Ord. No. 2018-057, adopted May 14, 2018, which adopted the Fiscal Year 2018-2019 General Fund Budget, by increasing anticipated revenues from personal property taxes and the amount appropriated to the Procurement Operations program by \$125,000.00 for the purpose of providing additional funding for permanent full-time staff positions in the Department of Procurement Services.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-316

To authorize the Chief Administrative Officer to accept funds in the amount of \$34,900.00 from the Virginia Department of Motor Vehicles, and to appropriate the grant funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Police's DMV Traffic Enforcement & Safety Initiative special fund by \$34,900.00 for the purpose of supporting police traffic enforcement and safety initiatives to reduce the number of fatalities, injuries, and related economic losses resulting from traffic accidents.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-317

To authorize the Chief Administrative Officer to accept funds in the amount of \$17,500.00 from the Office of the Attorney General of Virginia, and to appropriate the grant funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Police's Project Safe Neighborhood (OAG) special fund by \$17,500.00 for the purpose of funding police training, travel expenses, overtime expenses, and investigative equipment to reduce gun and gang-related violent crime.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-318

To authorize the Chief Administrative Officer to accept funds in the amount of \$12,500.00 from the Fund for Cities of Service, Inc., and to appropriate the grant funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to a new line item in the Office of the Deputy Chief Administrative Officer for Human Services called the "Love Your Block Grant" line item by \$12,500.00 for the purpose of addressing blight-related issues, including abandoned and vacant properties, graffiti, illegal dumping, and trash in public rights-of-way.

Patron: Mayor Stoney

This ordinance was introduced and committee referral waived pursuant to Rule VI(B)(3)(c).

ORD. 2018-319

To adopt a new pay plan for the City and to repeal Ord. No. 93-117-159, adopted May 24, 1993, and all amendatory ordinances thereto.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Organizational Standing Committee meeting on Monday, January 7, 2019, at 5:00 p.m.

ORD. 2018-320

To amend City Code § 2-1290, concerning the unclassified service, to conform the description of the unclassified service to the Pay Plan.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Organizational Standing Committee meeting on Monday, January 7, 2019, at 5:00 p.m.

ORD. 2018-321

To amend and reordain City Code § 22-317, concerning additional retirement allowance for certain City officials, for the purpose of conforming titles to the Pay Plan.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Organizational Standing Committee meeting on Monday, January 7, 2019, at 5:00 p.m.

ORD. 2018-322

To amend Ord. No. 95-198-182, adopted Jul. 24, 1995, as previously amended by Ord. No. 2000-208-199, adopted Jun. 26, 2000, and Ord. No. 2002-70-101, adopted Apr. 22, 2002, which authorized a Community Unit Plan (CUP) of the 62.9-acre property at the southwest corner of Chippenham Parkway and Forest Hill Avenue, to authorize drive-up, freestanding automated teller machines (ATM) as a principal use in the area designated as Parcel A, to authorize warehouses and self-storage facilities in the area designated as Parcel B as a principal permitted use, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-323

To conditionally rezone the properties known as 35, 41, 47, 53, 59, and 65 Rodman Road from the B-3 General Business District to the R-4 Single-Family Residential District (Conditional), upon certain proffered conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-324

To amend and reordain Ord. No. 2007-131-174, adopted Jul. 23, 2007, which authorized the special use of the property known as 1400 Grove Avenue for the purpose of permitting a multifamily dwelling consisting of no more than ten units and authorized the special use of the properties known as 1410 and 1412 Grove Avenue for the purpose of allowing single-family attached dwellings on substandard sized lots, together with accessory off-street parking, to remove from the ordinance the provisions pertaining to 1412 Grove Avenue, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-325

To authorize the special use of the property known as 1412 Grove Avenue for the purpose of either a single-family attached dwelling or a single-family detached dwelling and up to four rooms or groups of rooms for short-term rental use, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-326

To amend Ord. No. 2014-121-201, adopted Nov. 10, 2014, as previously amended by Ord. No. 2016-171, adopted Sept. 12, 2016, which authorized the special use of the property known as 1650 Overbrook Road, for the purpose of authorizing multifamily dwellings with up to 205 dwelling units, to permit up to 117 multifamily dwelling units and other site amenities and an additional 55 dwelling units in place of commercial space, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-327

To authorize the special use of the property known as 202 West 15th Street for the purpose of a dwelling unit within an accessory building, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-328

To amend Ord. No. 2014-222-204, adopted Nov. 10, 2014, which authorized the special use of the property known as 2319 Grove Avenue for the purpose of authorizing an expansion to an existing day nursery, to authorize further expansion of the existing day nursery, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

ORD. 2018-329

To authorize the special use of the property known as 2413 Carrington Street for the purpose of a dwelling unit within an accessory building, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Planning Commission meeting on Monday, January 7, 2019, at 1:30 p.m.

City Council will hold a public hearing on the following ordinance on Monday, January 28, 2019, at 6:00 p.m.:

ORD. 2018-330

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Standard Project Administration Agreement between the City of Richmond and the Virginia Department of Transportation to provide funding for the upgrading of the City's traffic signal system by integrating it with regional automated vehicle location systems to control the timing of traffic signals for transit, emergency, and other City-operated vehicles equipped with automated vehicle location systems for the purpose of maintaining transit schedules, improving emergency vehicle response, enhancing multimodal operations, and lowering vehicle emissions.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-331

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Standard Project Administration Agreement between the City of Richmond and the Virginia Department of Transportation to provide funding for the installation of pedestrian access and safety improvements including crosswalks and traffic speed controls, and street enhancements including decorative paving, public art, landscaping, signage, and lighting on that portion of U.S. 360 known as Hull Street, between its intersection with West 9th Street and the southern terminus of the Mayo Bridge.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-332

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Standard Project Administration Agreement between the City of Richmond and the Virginia Department of Transportation to provide funding for the installation of pedestrian access and safety improvements including crosswalks, refuge areas, continuous routes, and traffic channelization on the streets surrounding the park at Kanawha Plaza.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-333

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Standard Project Administration Agreement between the City of Richmond and the Virginia Department of Transportation to provide funding for the design and construction of the fully accessible pedestrian infrastructure necessary to improve access to Greater Richmond Transit Company transit stops.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-334

To amend City Code § 24-63, concerning permit fees, and to amend the fees set forth in Appendix A of the City Code for City Code § 24-63, for the purpose of revising the fees for permits for certain activities in the public right-of-way.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-335

To designate the Cannon Creek Greenway bicycle and pedestrian trail located between its intersection with Henrico Drive and its intersection with Richmond Henrico Turnpike in honor of Dr. Charles Price.

Patron: Ms. Robertson

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-336

To authorize the City Attorney to file an appropriate petition pursuant to Va. Code § 23.1-815(B)(iv) for concurrent jurisdiction by the City's Department of Police and the campus police force of Virginia Commonwealth University in certain designated areas.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, January 22, 2019, at 1:00 p.m.

ORD. 2018-337

To amend and reordain City Code §§ 2-161, concerning employee disclosure of misconduct and protection from retaliation, and 2-163, concerning determinations regarding complaints, for the purpose of replacing references to "City Auditor" with "Inspector General."

Patron: President Hilbert

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, January 24, 2019, at 12:00 p.m.

RES. 2018-103

To request that the Chief Administrative Officer cause the Director of Planning and Development Review to develop a process for preparing school impact statements for new developments in the city of Richmond.

Patron: Ms. Larson

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, January 17, 2019, at 3:00 p.m.

RES. 2018-R104

To support the use of construction contractors who work with local workforce development programs that work to enable residents of economically challenged minority communities to become employed, especially in construction-related fields.

Patrons: Mr. Jones and President Hilbert

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, January 24, 2019, at 12:00 p.m.

RES. 2018-R105

To express the Council's support of ratification by the General Assembly of Virginia of the Equal Rights Amendment to the United States Constitution.

Patrons: Mr. Addison, Mr. Jones, Mr. Agelasto, Vice President Newbille, President Hilbert, Ms. Gray and Ms. Larson

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, January 24, 2019, at 12:00 p.m.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 12:17 a.m. on Tuesday, December 18, 2018.

CITY CLERK