

INTRODUCED: January 23, 2017

AN ORDINANCE No. 2017-005

To declare surplus and direct the conveyance of a portion of City-owned real estate on Brown's Island, located at the south end of the South 5th Street footbridge and consisting of 1,256± square feet in the form of a circle with a diameter of 40 feet, for nominal consideration to the Commonwealth of Virginia for the purpose of facilitating the installation and maintenance of the Emancipation Proclamation and Freedom Monument by the Commonwealth of Virginia.

Patron – Mayor Stoney

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: FEB 13 2017 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That a portion of City-owned real estate on Brown's Island, located at the south end of the South 5th Street footbridge, identified as a portion of Tax Parcel No. W000-0072/001 in the 2017 records of the City Assessor, and consisting of approximately 1,256 square feet in the form of a circle with a diameter of 40 feet shown enclosed in a bold line on sheet 1 of 2 of a survey entitled "Plan Showing a Portion of Browns Island Located near the Fifth Street Footbridge," prepared by Austin Brockenbrough, and dated December 19, 2016, a copy of which is attached to this ordinance, is hereby declared surplus real estate and directed to be conveyed to the

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: FEB 13 2017 REJECTED: _____ STRICKEN: _____

Commonwealth of Virginia for nominal consideration, for the purpose of facilitating the installation and maintenance of the Emancipation Proclamation and Freedom Monument by the Commonwealth of Virginia, in accordance with the applicable provisions of Chapter 8 of the Code of the City of Richmond (2015), as amended, the Charter of the City of Richmond (2010), as amended, the Code of Virginia (1950), as amended, and the Constitution of Virginia.

§ 2. That, pursuant to section 8-65(b) of the Code of the City of Richmond (2015), as amended, the Chief Administrative Officer is hereby directed to execute, on behalf of the City, the deed and such other documents, all of which must first be approved as to form by the City Attorney, as may be necessary to consummate the conveyance of the aforementioned portion of City-owned real estate.

§ 3. This ordinance shall be in force and effect upon adoption.



CITY OF RICHMOND
INTRACITY CORRESPONDENCE

O & R REQUEST

JAN 6 2017
4-5963
Chief Administration Office
City of Richmond

O&R REQUEST

DATE: January 6, 2017

EDITION: 3
RECEIVED

TO: The Honorable Members of City Council

JAN 18 2017

THROUGH: The Honorable Levar M. Stoney, Mayor

THROUGH: Selena Cuffee-Glenn, Chief Administrative Officer

OFFICE OF CITY ATTORNEY

THROUGH: Peter L. Downey, Deputy Chief Administrative Officer for Economic Development and Planning

FROM: Mark A. Olinger, Director
Department of Planning & Development Review

RE: Conveyance of Real Property to Commonwealth of Virginia for the Emancipation Proclamation and Freedom Monument

ORDINANCE OR RESOLUTION NO.:

PURPOSE: To declare surplus an approximately 1,256 square foot portion of City-owned property known as Brown's Island (City Tax Parcel No. W0000072001), such portion being more particularly described as a 40' diameter circle as shown on the plans prepared by Austin Brockenbrough dated December 19, 2016, attached hereto (the "Conveyance Property"), and to authorize the CAO to execute documents necessary to convey to the Commonwealth of Virginia for nominal consideration, for the purpose of facilitating the Commonwealth utilizing the Conveyance Property to install and maintain the Emancipation Proclamation and Freedom Monument.

REASON: The Emancipation Proclamation and Freedom monument will be funded through an appropriation made by the General Assembly in 2012, and private donations. The Commonwealth wants to retain ownership of the monument. The City cannot grant an easement in excess of 40 years, so the Commonwealth has requested transfer of the approximately 1,250 square foot parcel to the Commonwealth in order to facilitate the construction of the monument on Brown's Island. This Ordinance will authorize the CAO to execute documents necessary to convey the property to the Commonwealth.

RECOMMENDATION: Approval is recommended by the City Administration.

BACKGROUND: The Dr. Martin Luther King, Jr., Memorial Commission is a statutory and bi-partisan agency of the Virginia General Assembly, created in 1992, to honor the memory and legacy of Dr. King and to continue his work through educational, historical, and cultural programs, among other activities. The Commission is implementing the development, creation, and erection of the Virginia Emancipation Proclamation and Freedom Monument to serve as an education site and tool

for educating the public about the importance of the Emancipation Proclamation and to memorialize as part of the Monument notable African American Virginians who have made significant contributions to the emancipation and freedom of formerly enslaved persons or descendants.

The Commission received funding to help in the planning, design, fabrication, and installation from the General Assembly in 2012 and has selected artist Thomas J. Warren of Oregon to fabricate and install the 12-foot monument on Brown's Island in time to commemorate the 400th anniversary of the arrival of the first recorded Africans to English North America in Jamestown.

As owner of Brown's Island, City staff have been part of the discussions related to the placement of the Monument on Brown's Island, and have advised the Commission on the necessary processes necessary to place the Monument on Brown's Island. Further City staff will work with the Commission—and Venture Richmond—on the relocation of the existing artwork on the site, "The Mill" to another location, and will work with the Commission on securing the necessary approvals to do so.

FISCAL IMPACT/COST: None.

FISCAL IMPLICATIONS: None.

BUDGET AMENDMENT NECESSARY: None.

REVENUE TO CITY: None.

DESIRED EFFECTIVE DATE: Upon adoption.

REQUESTED INTRODUCTION DATE: January 23, 2017

CITY COUNCIL PUBLIC HEARING DATE: February 13, 2017

REQUESTED AGENDA: Consent Agenda

RECOMMENDED COUNCIL COMMITTEE: Planning Commission, February 6, 2017

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: None.

AFFECTED AGENCIES: Chief Administrative Officer, Department of Planning and Development Review, Office of the City Attorney, Economic & Community Development

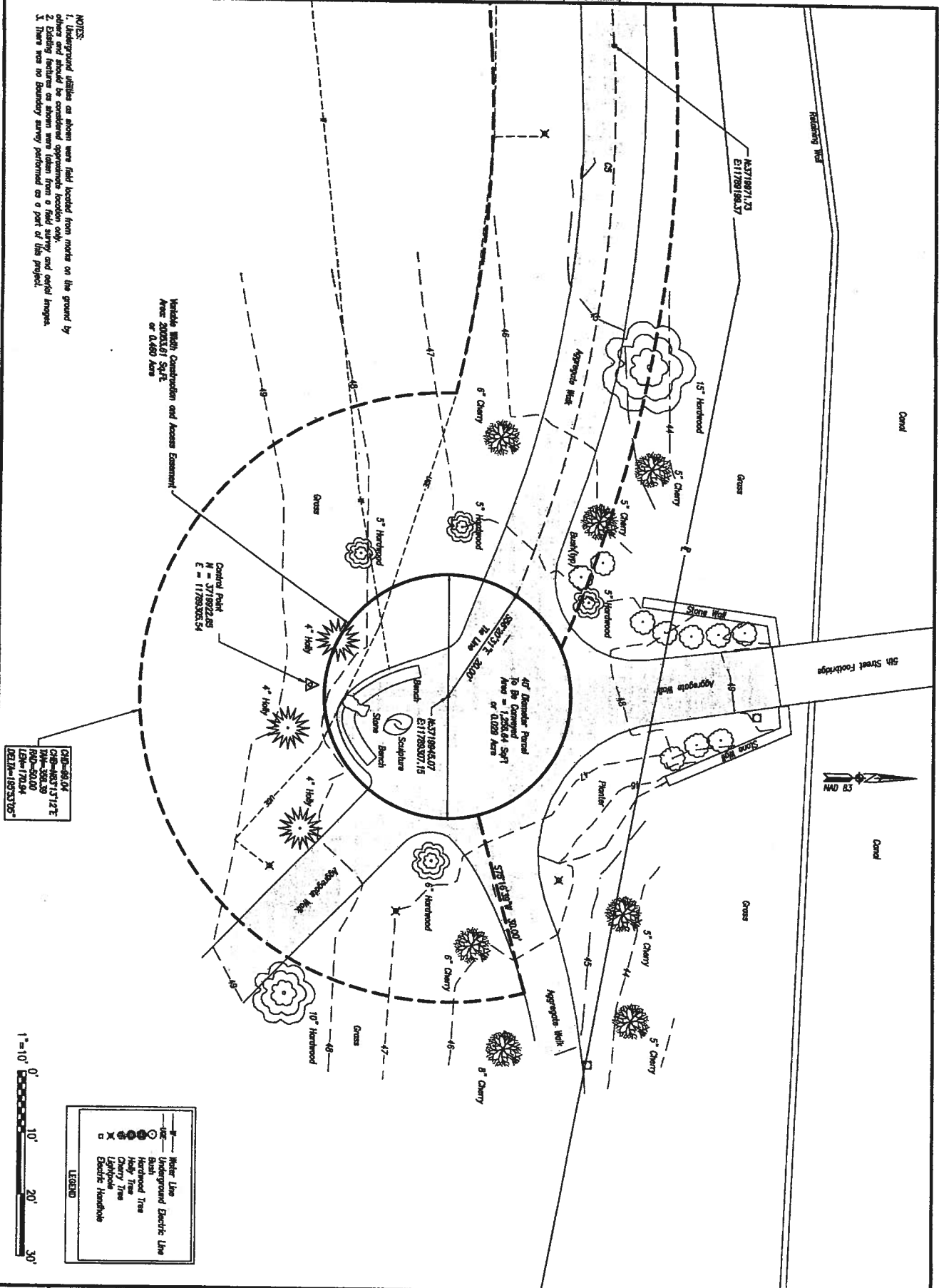
RELATIONSHIP TO EXISTING ORD. OR RES.: None.

REQUIRED CHANGES TO WORK PROGRAM(S): N/A

ATTACHMENTS: Conveyance of Property Survey

STAFF: Mark A. Olinger, Director, Department of Planning & Development Review, 646-6305

- NOTES:
1. Underground utilities as shown were field located from marks on the ground by others and should be considered approximate location only.
 2. Existing features as shown were taken from a field survey and aerial images.
 3. There was no boundary survey performed as a part of this project.



Vehicle Width Construction and Access Easement Area 20'x33' SQFT or 0.459 Acre

Control Point
N = 371822.25
E = 1175303.14

40' Diameter Parcel
10 to Be Constructed
Area = 1,258.64 SQFT
or 0.029 Acre

CRS=83.04
GRS=83.127E
NAD=85.29
NAD=82.00
LBN=172.94
DELTA=187310"



LEGEND

—	Water Line
- - -	Underground Electric Line
○	Burn
●	Handwood Tree
⊙	Cherry Tree
⊗	Lightpole
⊠	Electric Handhole

1 of 2 SHEET NO

CONVEYANCE PROPERTY SURVEY

PLAN SHOWING A PORTION OF BROWNS ISLAND LOCATED NEAR THE FIFTH STREET FOOTBRIDGE

CITY OF RICHMOND VIRGINIA

Brockenbrough
Austin
ENGINEERING + CONSULTING

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www.brockenbrough.com

DRAWN	CLIENT
DESIGN	TAC VA DGS
APPROVED	JOB NO. 16-100
G.C. REVIEW	DATE 12/19/16
	SCALE
	MAJ AS SHOWN