



City of Richmond

Formal Meeting Minutes

900 East Broad Street
Richmond, VA 23219
www.rva.gov/office-city-clerk

Monday, September 27, 2021

6:00 PM

Council Chamber, 2nd Floor - City Hall

Councilmembers Present

The Honorable Cynthia Newbille, President
 The Honorable Ellen Robertson, Vice President
 The Honorable Andreas Addison
 The Honorable Michael Jones
 The Honorable Katherine Jordan
 The Honorable Ann-Frances Lambert
 The Honorable Kristen Larson
 The Honorable Stephanie Lynch
 The Honorable Reva Trammell

Council President Cynthia Newbille called the meeting to order at 6:00 p.m., and presided.

Invocation was offered by Bishop Orrin Pullings of United Nations Church International, 214 Cowardin Avenue, 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, City Clerk Candice Reid 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.

APPOINTMENTS AND REAPPOINTMENTS

Councilor Michael Jones moved that the following appointments be approved:

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>	<u>Terms</u>
Green City Commission (9 members)	Resident of the city	Sarah Shaughnessy	09/27/2021 – 10/25/2022 Succeeding Catherine P. Long
Participatory Budgeting Steering Commission (11 members)	Reside in a Council district located north of the James River	Aaron Linas	09/27/2021 – 09/27/2023
		Oludare Ogunde	09/27/2021 – 09/27/2023
	Reside in a Council district located south of the James River	Erin Kelley	09/27/2021 – 09/27/2023
		Shannon Gonzalez	09/27/2021 – 09/27/2023
		Mary Gresham	09/27/2021 – 09/27/2023
	Resident of public housing	Sharron Shuler	09/27/2021 – 09/27/2023
	Non-voting alternate members – city residents	Scott Castro	09/27/2021 – 09/27/2023
Jerome Legions		09/27/2021 – 09/27/2023	
Erica Sklar		09/27/2021 – 09/27/2023	
		Jeffery Walker	09/27/2021 – 09/27/2023

The motion was seconded and unanimously approved.

A copy of the information provided has been filed.

AWARDS AND PRESENTATIONS

There were no awards or presentations.

CITIZEN COMMENT

Citizens were provided an opportunity to offer comments in writing prior to the Formal City Council meeting. All written citizen comments received by the Office of the City Clerk were provided to members of the Council prior to the meeting, and are included as an attachment to the September 27, 2021 Formal City Council meeting minutes, which can be accessed at <https://richmondva.legistar.com/LegislationDetail.aspx?ID=5157075&GUID=59C462A7-72E8-459B-8F1F-702E93C8AD3A&Options=&Search=>

Shanice Jackson addressed Council about her concerns with police misconduct in the city. Ms. Jackson stated that she believed reform was necessary regarding the Richmond Police Department's internal affairs policies, because she was concerned citizens were being harassed after reporting police misconduct.

Robert Argabright addressed Council and stated his support for the proposed \$78,000,000 of American Rescue Plan Act (ARPA) funding to be provided to the city's parks and community centers. Mr. Argabright informed Council that he believed that investments to green spaces and community centers would greatly improve the lives of citizens.

A copy of the material provided has been filed.

Vice President Ellen Robertson stated her appreciation for Mr. Argabright and his efforts to improve the lives of the city's youth.

Michael Joseph addressed Council and stated his concerns with crime in the city. Mr. Joseph informed Council that he believed crime was not being adequately addressed due to staffing shortages within the Richmond Police Department. Mr. Joseph requested that the lack of policing be addressed.

AGENDA REVIEW AND AMENDMENTS

Councilor Michael Jones moved to amend the agenda as follows:

ORD. 2021-189

To provide for the crediting of receipts of business, professional, and occupational taxes in excess of \$32,713,958.00 during Fiscal Year 2021-2022 to a special reserve assigned to support the reduction of business, professional, and occupational taxes applicable to certain businesses.

To be continued to Monday, October 11, 2021

ORD. 2021-230

To repeal City Code §§ 19-328, concerning the discharge of arrows, and 19-329, concerning shooting arrows at or upon property of another, and to amend ch. 19, art. VII, div. 2 of the City Code by adding therein a new section 19-328, concerning the discharge of bows and arrows and urban archery, for the purpose of permitting the discharge of arrows upon the property of another.

To be continued to Monday, November 8, 2021

RES. 2021-R036

To request that the Chief Administrative Officer cause the City Administration to continue its efforts to take such actions and to recommend such legislation as may be necessary to implement the Master Plan, including the plan entitled "Hull Street Corridor Revitalization Plan," and effectuate a rezoning of the Hull Street corridor within South Richmond in accordance with such plans.

To be continued to Monday, November 8, 2021

RES. 2021-R065

To request that the Chief Administrative Officer cause the Department of Public Works to develop a process for City residents to request traffic studies of the residential areas within their neighborhoods for the purpose of assessing the appropriateness of instituting a 15 mile per hour speed limit in such areas to increase traffic safety.

To be continued to Monday, November 8, 2021

ORD. 2021-097

To authorize the special use of the property known as 1500 North Lombardy Street for the purpose of four wall signs, upon certain terms and conditions.

To be continued to Monday, November 8, 2021

ORD. 2021-209

To rezone the properties known as 2400 Afton Avenue and 2420 Afton Avenue from the R-53 Multifamily Residential District to the B-5 Central Business District (Conditional), under certain proffered conditions.

Moved to the Consent Agenda

ORD. 2021-220

To amend Ord. No. 2021-105, adopted May 10, 2021, which provided that the Director of Finance shall credit all funds received by the City, whether from the United States government, the Commonwealth of Virginia, or otherwise, provided pursuant to the American Rescue Plan Act of 2021 to a special reserve assigned for purposes authorized by such Act, to instead provide that such funds shall be recorded in the general ledger, to be managed in the Projects and Grants Module in the City's enterprise resource planning system.

Moved to the Consent Agenda

RES. 2021-R026

To direct the City Planning Commission to prepare, submit to public hearing, and consider an amendment making certain changes to the Master Plan.

To be continued to Monday, November 8, 2021

RES. 2021-R067

To consent to the Mayor's appointment of J. E. Lincoln Saunders to the position of Chief Administrative Officer.

To be continued to Monday, October 11, 2021

Councilor Michael Jones requested to be added as co-patron to Ord. 2021-224, RES. 2021-R051, ORD. 2021-211, and ORD. 2021-241.

The motion was seconded and unanimously approved.

CONSENT AGENDA

The following ordinances and resolutions were considered:

ORD. 2021-200

To amend City Code § 2-1038, concerning the duties of the Participatory Budgeting Steering Commission, for the purpose of delaying the due date of the Participatory Budgeting Steering Commission's first presentation to the Council until the December 6, 2021, Organizational Development Standing Committee meeting.

ORD. 2021-201

To install an appropriate number of speed tables to be determined by the Department of Public Works in Seminary Avenue between North Lombardy Street and West Brookland Park Boulevard.

ORD. 2021-212

To designate the 100 and 200 blocks of Carnation Street in honor of the late Maybell Fountain.

ORD. 2021-213

To erect all-way stop signs at the intersection of Grove Avenue and North Stafford Avenue.

ORD. 2021-221

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Contract for Donated Goods and Services between the City of Richmond and Abernethy Schwartz Partners, LLC, doing business as BlueConduit, for the purpose of accepting lead service line statistical modeling and support services valued at approximately \$100,000.00 to assist the City's lead service line removal program.

ORD. 2021-222

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to enter into a Memorandum of Understanding between the City of Richmond, Virginia and the Public Defender for the City of Richmond, Virginia for the purpose of providing funds to supplement the salaries of employees in the Public Defender's Office for the City of Richmond, and to repeal Ord. No. 2021-121, adopted May 24, 2021.

ORD. 2021-223

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 Brown's Island Connector project for the purpose of constructing bicycle and Americans with Disabilities Act pedestrian improvements on Brown's Island from Tredegar Street to the T. Tyler Potterfield Memorial Bridge.

ORD. 2021-224

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 Greene Elementary School Safe Route to School Phase II project for the purpose of installing new sidewalks along Catalina Drive from its intersection with Clarkson Road to its intersection with Cranford Avenue to improve pedestrian safety and mobility in the area of the school now known as Cardinal Elementary School.

ORD. 2021-225

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 Maymont Sidewalk - Phase II project for the purpose of constructing new sidewalks on portions of New York Avenue, Hampton Street, Nevada Avenue, Dakota Avenue, and Colorado Avenue in the Maymont Park neighborhood.

ORD. 2021-226

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 State Route 161 Bike - Phase I project for the purpose of installing separated bicycle infrastructure along Westover Hills Boulevard from its intersection from the south end of the Boulevard Bridge to its intersection with Clarence Street and shared bicycle infrastructure in an area bounded by Clarence Street to the north and the CSX railroad right-of-way to the south of Hill Top Drive to improve bicycle safety and access.

ORD. 2021-227

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 State Route 161 Bike - Phase II project for the purpose of installing separated bicycle infrastructure along State Route 161 from its intersection with the north end of the Boulevard Bridge to its intersection with Blanton Avenue and from Blanton Avenue to its intersection with French Street to improve bicycle safety and access.

ORD. 2021-228

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 brick sidewalks, Americans with Disabilities Act ramps, and crosswalk improvements on Tredegar Street between its intersection with South 7th Street and its intersection with the north end of the Belle Isle pedestrian bridge.

ORD. 2021-229

To amend and reordain City Code § 27-195, concerning the appointment of persons to enforce certain parking regulations, for the purpose of permitting the Department of Public Works' third-party operator to enforce the City's parking regulations.

ORD. 2021-231

To authorize the Chief Administrative Officer to accept \$14,800.00 from the Virginia Department of Rail and Public Transportation and to appropriate the increase to the Fiscal Year 2021-2022 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Public Works' Shared Mobility Special Fund by \$14,800.00 for the purpose of funding an intern position to assist with the expansion of the City's multimodal infrastructure.

ORD. 2021-232

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Performance Agreement between the City of Richmond, Virginia, the Economic Development Authority of the City of Richmond, Virginia, Vytal Companies, LLC, doing business as Vytal Studios, and Manchester Town Center 2, LLC, for the purpose of enabling the Authority to provide an economic development grant to Vytal Companies, LLC, doing business as Vytal Studios, as an incentive to lease, equip, improve, and operate its corporate headquarters, together with studio and production space, in the city of Richmond.

ORD. 2021-233

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Commonwealth's Development Opportunity Fund Performance Agreement between the City of Richmond, Virginia, the Virginia Economic Development Partnership Authority, the Economic Development Authority of the City of Richmond, Virginia, and Vytal Companies, LLC, for the purpose of enabling the Economic Development Authority of the City of Richmond to provide a performance grant to Vytal Companies, LLC, as an incentive to lease, equip, improve, and operate its corporate headquarters, together with studio and production space, in the city of Richmond.

ORD. 2021-234

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Virginia Opioid Abatement Fund and Settlement Allocation Memorandum of Understanding between

the City of Richmond, Virginia, the Commonwealth of Virginia, and other participating political subdivisions for the purpose of providing for the allocation and use of monies recovered as a result of litigation seeking to recover costs incurred and to be incurred in abating the effects of the opioid addiction epidemic that plagues the city and other Virginia communities.

ORD. 2021-236

To amend Ord. No. 2021-042, adopted May 24, 2021, which accepted a program of proposed Capital Improvements Projects for Fiscal Year 2021-2022 and the four fiscal years thereafter, adopted a Capital Budget for Fiscal Year 2021-2022, and determined a means of financing the same, by transferring \$321,750.00 from the Reserve Fund for Permanent Public Improvements and appropriating \$321,750.00 of the transferred funds to the Capital Budget for Fiscal Year 2021-2022 for the Department of Public Works' Theatre Row Building (730 E. Broad Street) - DJS/ADC Renovations project for the purpose of renovating a portion of the Theatre Row Building located at 730 East Broad Street for use by the Department of Justice Services and the Adult Drug Court program.

ORD. 2021-238

To grant an open-space easement on the City-owned property generally known as Lewis G. Larus Park to the Virginia Outdoors Foundation.

ORD. 2021-239

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a City of Richmond Amended Grant Contract between the City of Richmond and the James River Association to extend the deadline for the Association's implementation of green infrastructure practices to increase stormwater detention at certain libraries of the City known as the West End Branch, the North Avenue Branch, and the Broad Rock Branch from September 30, 2021, to December 31, 2021.

ORD. 2021-240

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Project Agreement for Use of Commonwealth Transportation Funds Fiscal Year 2022 between the City of Richmond and the Virginia Department of Rail and Public Transportation for the purpose of receiving grant funds in the amount of \$14,800.00 to fund an intern position to assist with the expansion of the City's multimodal infrastructure.

ORD. 2021-243

To amend City Code § 4-243, concerning dogs running at large and the penalties therefor, for the purpose of defining and clarifying the conditions related to dogs running at large.

ORD. 2021-244

To amend City Code § 4-275, concerning impoundment and violation notices and fees for board and care of impounded dogs and cats, for the purpose of modifying the requirements for the impoundment of dogs and cats.

ORD. 2021-245

To amend City Code § 4-277, concerning the disposition of unlicensed dogs and cats found at large, for the purpose of removing the requirement that the City euthanize an animal upon request and payment of the fee by the owner.

ORD. 2021-246

To amend City Code § 4-306, concerning unsupervised cats, for the purpose of increasing the minimum age for sterilization of unsupervised cats from four months to six months and to provide that infractions of such section shall be punishable as a Class 4 misdemeanor rather than by a civil penalty.

ORD. 2021-247

To amend City Code § 4-307, concerning breeding permits, for the purpose of increasing the allowable age of an unspayed or unneutered cat or dog that a person may own, harbor, or keep without a breeding permit from four months to six months.

ORD. 2021-248

To amend City Code § 4-308, concerning penalties for breeding violations, for the purpose of changing the penalty for violation of the breeding permit requirements of City Code § 4-307 from a civil penalty to a Class 4 misdemeanor.

ORD. 2021-249

To amend City Code § 4-309, concerning the sale, adoption and other transfers of dogs and cats, for the purpose of changing the penalty for failure to display the breeding permit number related to the advertisement for the sale, adoption, or transfer of dogs and cats from a civil penalty to a Class 4 misdemeanor.

RES. 2021-R050

To support the application for an allocation of \$10,000,000 through the Virginia Department of Transportation Revenue Sharing Program to provide maintenance and construction assistance to certain transportation projects.

RES. 2021-R051

To request the Commonwealth Transportation Board to establish the Carnation Street Sidewalk Improvement project to fund new sidewalks on Carnation Street from its intersection with Warwick Road to its intersection with Hioaks Road.

RES. 2021-R052

To request the Commonwealth Transportation Board to establish the Downtown Core Protected Bike Lanes project to fund the installation of protective barriers in bike lanes on Franklin Street, 1st Street, and 3rd Street.

RES. 2021-R053

To request the Commonwealth Transportation Board to establish the Forest Hill Avenue Bike - Pedestrian Improvement project to fund the construction of bicycle and pedestrian infrastructure improvements on Forest Hill Avenue from its intersection with West 41st Street to its intersection with West 43rd Street.

RES. 2021-R054

To request the Commonwealth Transportation Board to establish the Gillies Creek Greenway Phase IV project to fund the extension of the shared-use path from the intersection of Stony Run Road and Jennie Scher Road to the intersection of Jennie Scher Road and East Richmond Road.

RES. 2021-R055

To request the Commonwealth Transportation Board to establish the Jefferson Avenue Phase II Improvements project to fund the construction of sidewalk improvements, new curb extensions, and new curb ramps on Jefferson Avenue from its intersection with East Leigh Street to its intersection with North 23rd Street.

RES. 2021-R056

To request the Commonwealth Transportation Board to establish the Patterson Avenue Bike Lanes project to fund the extension of parking-protected bike lanes on Patterson Avenue from its intersection with Commonwealth Avenue to its intersection with Willow Lawn Drive.

RES. 2021-R057

To request the Commonwealth Transportation Board to establish the Route 1 Chamberlayne - Richmond Highway Pedestrian Hybrid Beacon project to fund the installation of two pedestrian hybrid beacons to be located on Dinwiddie Avenue and on Westminster Avenue.

RES. 2021-R058

To request the Commonwealth Transportation Board to establish the Route 360 - Hull Street Pedestrian Hybrid Beacon project to fund the installation of a pedestrian hybrid beacon on U. S. Route 360 at its intersection with East 29th Street.

RES. 2021-R059

To request the Commonwealth Transportation Board to establish the Scott's Addition Greenway project to fund the construction of curbs, gutters, sidewalks, and a shared-use path in the area generally bounded by North Arthur Ashe Boulevard on the east and Roseneath Road on the west.

RES. 2021-R060

To request the Commonwealth Transportation Board to establish the State Route 147 - Cary Street Pedestrian Curb Extension - Phase II project to fund the construction of pedestrian infrastructure improvements on State Route 147 from its intersection with North Belvidere Street to its intersection with South Arthur Ashe Boulevard.

RES. 2021-R061

To request the Commonwealth Transportation Board to establish the State Route 147 - Main Street Pedestrian Curb Extension - Phase I project to fund the construction of pedestrian infrastructure improvements on State Route 147 from its intersection with North Belvidere Street to its intersection with South Arthur Ashe Boulevard.

RES. 2021-R062

To request that the Chief Administrative Officer cause to be conducted a study of the official zoning map for the purpose of designating the area known as the Jackson Ward neighborhood as a design overlay district.

RES. 2021-R063

To request that the Chief Administrative Officer cause to be conducted a study of the official zoning map for the purpose of expanding the Jackson Ward Old and Historic District to further protect the character and history of additional historic areas and structures.

RES. 2021-R068

To express the Council's support for the City of Richmond to become a "gigabit city" and to request that the Chief Administrative Officer cause to be created a plan to bring reliable and affordable internet connectivity, with speeds at 1,000 megabits per second, to public spaces and to all residents of the City of Richmond.

RES. 2021-R069

To provide for the nomination of George P. Braxton, Benjamin P. Campbell, and Eldridge Forest Coles as the City of Richmond's three Directors and the election of the Board of Directors of the Greater Richmond Transit Company for the period commencing upon election and qualification of these nominees as Directors and terminating on the date of the 2022 annual meeting of shareholders upon the election and qualification of the successors to these Directors.

RES. 2021-R070

To declare a public necessity to amend ch. 30 of the City Code and to initiate an amendment to the City's zoning ordinance to establish a height overlay district for an area bounded by West Broad Street to the north, Strawberry Street to the east, an alley between West Broad Street and West Grace Street to the south, and North Arthur Ashe Boulevard to the west within the B-5 Central Business District and an area bounded by West Broad Street to the north, Ryland Street to the east, an alley between West Broad Street and West Grace Street to the south, and Strawberry Street to the west within the B-6 Mixed-Use Business District for the purpose of regulating the height, setbacks, and frontage of buildings generally within the area known as the West Grace Street Old and Historic District, as set forth in City Code § 30-930.5:42.

RES. 2021-R071

To declare a public necessity to initiate an amendment of the official zoning map to rezone properties located within an area bounded by West Broad Street to the north, Strawberry Street to the east, an alley between West Broad Street and West Grace Street to the south, and North Arthur Ashe Boulevard to the west within the B-5 Central Business District and an area bounded by West Broad Street to the north, Ryland Street to the east, an alley between West Broad Street and West Grace Street to the south, and Strawberry Street to the west within the B-6 Mixed-Use Business District to the TOD-1 Transit-Oriented Nodal District for the purpose of regulating the height, setbacks, and frontage of buildings generally within the area known as the West Grace Street Old and Historic District, as set forth in City Code § 30-930.5:42.

RES. 2021-R072

To support the application for an evaluation of the John Marshall Courts Building located at 400 North 9th Street by the Virginia Department of General Services for noncompliance with the Virginia Courthouse Facilities Guidelines.

ORD. 2021-209

To rezone the properties known as 2400 Afton Avenue and 2420 Afton Avenue from the R-53 Multifamily Residential District to the B-5 Central Business District (Conditional), under certain proffered conditions.

ORD. 2021-220

To amend Ord. No. 2021-105, adopted May 10, 2021, which provided that the Director of Finance shall credit all funds received by the City, whether from the United States government, the Commonwealth of Virginia, or otherwise, provided pursuant to the American Rescue Plan Act of 2021 to a special reserve assigned for purposes authorized by such Act, to instead provide that such funds shall be recorded in the general ledger, to be managed in the Projects and Grants Module in the City's enterprise resource planning system.

Opposition

Tammy Simms spoke in opposition of ORD. 2021-209, and stated that the addition of large apartment buildings on Afton Avenue area would not be beneficial for the surrounding community. Ms. Simms also stated that she was concerned that the proposed buildings would block sunlight and lead to higher real estate assessments in the Afton Avenue neighborhood.

Support

Tracy Paner, Office of the Public Defender, chief public defender, spoke in support of ORD. 2021-222, and stated that the memorandum of understanding referenced in the proposed ordinance would allow Office of the Public Defender staff to receive salary supplements from the city monthly, rather than annually. Ms. Paner also stated that the monthly supplement would assist staff with costs such as student loan payments and childcare.

Charles Willis, Richmond Highway Neighborhood Civic Association, president, spoke in support of ORD. 2021-209, and stated that the proposed development referenced in the ordinance would help provide affordable housing options in the Afton Avenue area.

Edward Solarz, Genesis Properties, director of development, spoke in support of ORD. 2021-209, and stated that Genesis Properties would like to help address the affordable housing crisis in the city. Mr. Solarz also stated that Genesis Properties had met multiple times with residents in the Afton Avenue neighborhood regarding concerns.

Joe Cafarella, Ms. Babs' Nursery School, owner, spoke in support of ORD. 2021-213, and stated that the all-way stop signs at the intersection of Grove Avenue and North Stafford Avenue

would slow traffic in the area. Mr. Cafarella also stated that the all-way stop signs would make families feel safer when dropping off children at Ms. Babs's Nursey School.

Patrick Kemp, Edgehill-Chamberlayne Court Civic Association, president, spoke in support of ORD. 2021-201, and stated that recent developments on Brook Road have increased speeding traffic in the surrounding area. Mr. Kemp also stated that residents on Seminary Avenue between North Lombardy Street and West Brookland Park Boulevard fully supported the installation of speed tables on Seminary Avenue.

Cynthia Haygood spoke in support of ORD. 2021-212, and stated that the family of Maybell Fountain greatly appreciated Council's consideration of the street designation on Carnation Street.

Janis Allen, Historic Jackson Ward Association, president, spoke in support of RES. 2021-R062 and RES. 2021-R063, and she stated that the proposed resolutions would help initiate the process of expanding the historic district designation for additional parts of Jackson Ward.

Vice President Ellen Robertson, Councilwoman Reva Trammell and Councilor Stephanie Lynch requested to be added as co-patrons of ORD. 2021-212.

Councilor Ann-Frances Lambert informed Council that many residents of the 3rd Voter District indicated that traffic and speed safety needed to be addressed in the city, and she stated that ORD. 2021-201 would address concerns and improve safety.

Councilor Andreas Addison informed Council that he believed RES. 2021-R070 and RES. 2021-R071 should be addressed by Council during review of Regular Agenda items, rather than during review of Consent Agenda items. Councilor Addison stated that the Land Use, Housing and Transportation Standing Committee referred the two proposed resolutions to Council with no recommendation with the request that Council be provided a presentation regarding the two resolutions. Councilor Addison also stated that he believed Council's discussion regarding the two resolutions and review of the presentation would be extensive, and therefore, consideration should take place separately from the Consent Agenda.

Councilor Andreas Addison moved that RES. 2021-070 and RES. 2021-R071 be placed on the Regular Agenda, which was seconded.

Vice President Ellen Robertson stated her support for Councilor Addison's request.

Interim City Attorney Haskell Brown informed members that Council did have the ability to place the resolutions on the Regular Agenda.

The motion to place RES. 2021-R070 and RES. 2021-R071 on the Regular Agenda was unanimously approved.

Councilwoman Reva Trammell informed members of her support for ORD. 2021-209 and the proposed development on Afton Avenue.

Councilor Stephanie Lynch stated her support for Office of Public Defender staff, and informed Council of her support for ORD. 2021-222.

There were no further comments or discussion and the **Consent Agenda, with the exception of RES. 2021-R070 and RES. 2021-R071, was unanimously adopted.**

President Cynthia Newbille requested to be added as co-patron of RES. 2021-R054 and RES. 2021-R055.

REGULAR AGENDA

The following resolutions were considered:

RES. 2021-R070

To declare a public necessity to amend ch. 30 of the City Code and to initiate an amendment to the City's zoning ordinance to establish a height overlay district for an area bounded by West Broad Street to the north, Strawberry Street to the east, an alley between West Broad Street and West Grace Street to the south, and North Arthur Ashe Boulevard to the west within the B-5 Central Business District and an area bounded by West Broad Street to the north, Ryland Street to the east, an alley between West Broad Street and West Grace Street to the south, and Strawberry Street to the west within the B-6 Mixed-Use Business District for the purpose of regulating the height, setbacks, and frontage of buildings generally within the area known as the West Grace Street Old and Historic District, as set forth in City Code § 30-930.5:42.

RES. 2021-R071

To declare a public necessity to initiate an amendment of the official zoning map to rezone properties located within an area bounded by West Broad Street to the north, Strawberry Street to the east, an alley between West Broad Street and West Grace Street to the south, and North Arthur Ashe Boulevard to the west within the B-5 Central Business District and an area bounded by West Broad Street to the north, Ryland Street to the east, an alley between West Broad Street and West Grace Street to the south, and Strawberry Street to the west within the B-6 Mixed-Use Business District to the TOD-1 Transit-Oriented Nodal District for the purpose of regulating the height, setbacks, and frontage of buildings generally within the area known as the West Grace Street Old and Historic District, as set forth in City Code § 30-930.5:42.

Councilor Katherine Jordan provided an introduction and background information regarding the proposed resolutions.

Councilor Andreas Addison stated he believed a presentation regarding the proposed resolutions was necessary in order for Council to better consider RES. 2021-R070 and RES. 2021-R071.

Kevin Vonck, Department of Planning and Development Review, acting director, provided Council with a presentation regarding RES. 2021-R070, RES. 2021-R071, and zoning changes to be implemented if the proposed resolutions were adopted.

A copy of the material provided has been filed.

Councilor Michael Jones stated his concerns with spot zoning preventing equity throughout the city.

Councilor Andreas Addison stated that he believed the presentation delivered by Kevin Vonck, provided clarification regarding concerns raised by residents of the surrounding area.

Acting Chief Administrative Officer Lincoln Saunders provided Council with an update regarding current projects, goals and potential rezonings pending with the Department of Planning and Development Review.

Councilor Stephanie Lynch inquired about potential funding through the American Rescue Plan Act (ARPA) for implementation of the city's Richmond 300 Master Plan.

Councilwoman Reva Trammell stated the city was experiencing large growth, and that new developments were necessary, particularly in the city's Southside.

Vice President Ellen Robertson suggested that consideration of RES. 2021-R070 and RES. 2021-R071 be continued to allow for additional review.

President Cynthia Newbille stated members were concerned with “one off” rezonings, and she inquired when city administration planned to complete the review of rezoning the entire city.

Mr. Vonck informed Council that the rewriting of the zoning code and public engagement process would take at least six months.

Councilor Katherine Jordan confirmed that there was a pending request to fund a rezoning consultant with ARPA funding.

Mr. Saunders informed Council that city administration was informed that ARPA regulations prohibit the use of ARPA funding for the requested rezoning consultant. Mr. Saunders stated city administration was determining other methods to fund the consultant.

President Cynthia Newbille inquired if the patron of RES. 2021-R070 and RES. 2021-R071 was open to continuing consideration of the two resolutions.

Councilor Katherine Jordan requested that the resolutions be considered that evening and not be continued.

Vice President Robertson again stated her preference that consideration of the resolutions be continued to allow for additional discussions regarding rezoning.

There were no further comments or discussions and **RES. 2021-R070 and RES. 2021-R071 were adopted:** Ayes 8, Addison, Jordan, Lambert, Larson, Lynch, Trammell, Jones, Newbille. Noes 1, Robertson.

The following ordinance was considered:

ORD. 2021-211

To provide for the granting by the City of Richmond to the person, firm or corporation to be ascertained in the manner prescribed by law of a non-exclusive easement over, under, through, upon, and across certain portions of the property located at 6120 Warwick Road for the laying, construction, operation, and maintenance of one or more lines of underground conduits and cables and all equipment, accessories, and appurtenances necessary in connection therewith to provide electrical service to the City’s E911 communications tower in accordance with a certain Right of Way Agreement.

President Cynthia Newbille summarized the bid offer for ORD. 2021-211 from Dominion Energy Virginia.

Stephen Willoughby, Emergency Communications, director, stated that city administration supported the acceptance of the bid put forward by Dominion Energy Virginia.

Councilor Michael Jones moved to accept Dominion Energy Virginia’s bid and to adopt ORD. 2021-211, which was seconded and approved: Ayes 8, Addison, Jordan, Lambert, Lynch, Trammell, Jones, Robertson, Newbille. Noes None. Larson was excused.

The following ordinance was considered:

ORD. 2021-241

To provide for the granting by the City of Richmond to the person, firm or corporation to be ascertained in the manner prescribed by law of a non-exclusive easement over, under, through, upon, and across certain portions of the property located at 6255 Old Warwick Road for the laying, construction, operation, and maintenance of one or more lines of underground conduits and cables and all equipment, accessories, and appurtenances necessary in connection therewith to provide

electrical service to the City's Southside Community Center located at 6255 Old Warwick Road in accordance with a certain Right of Way Agreement.

President Cynthia Newbille summarized the bid offer for ORD. 2021-241 from Dominion Energy Virginia.

Chris Frelke, Parks and Recreation, director, provided additional information regarding ORD. 2021-241, and stated that city administration supported the acceptance of the bid put forward by Dominion Energy Virginia.

Vice President Ellen Robertson moved to accept Dominion Energy Virginia's bid and to adopt ORD. 2021-241, which was seconded and unanimously approved.

MOTIONS

There were no motions for consideration.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

There were no amendments or corrections to the meeting minutes of the Informal and Formal Council Sessions held on Monday, September 13, 2021, at 4:00 p.m., and 6:00 p.m., respectively, and Council approved the minutes as presented.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

City Council will hold a public hearing on the following ordinances and resolution on Monday, October 11, 2021, at 6:00 p.m.:

ORD. 2021-268

To amend Ord. No. 2019-188, adopted Jul. 22, 2019, as previously amended by Ord. No. 2020-094, adopted May 11, 2020, and to amend Ord. No. 2020-164, adopted Aug. 10, 2020, as previously amended by Ord. No. 2020-191, adopted Sept. 28, 2020, Ord. No. 2021-089, adopted Apr. 26, 2021, and Ord. No. 2021-184, adopted Jul. 26, 2021, which authorized the Chief Administrative Officer to submit original and amended Fiscal Year 2020 Consolidated Annual Action Plans to the U. S. Department of Housing and Urban Development as an application for the receipt of Community Development Block Grant (CDBG) funds, HOME Investment Partnership (HOME) funds, Emergency Solutions Grant (ESG) funds and Housing Opportunities for Persons with AIDS (HOPWA) funds; accepted funds from the U. S. Department of Housing and Urban Development in the total amount of \$15,027,206.00; and appropriated \$16,318,561.00 for various projects, to appropriate \$201,627.00 in additional CDBG program income, re-appropriate \$334,112.00 in additional CDBG and ESG prior year surplus, and re-appropriate \$1,245,771.00 in reallocated CDBG-CV and ESG-CV funds, for the purpose of an inclement weather shelter project.

Patron: Mayor Stoney

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

ORD. 2021-269

To authorize the Chief Administrative Officer to accept funds in the amount of \$500,000.00 from the Virginia Department of Criminal Justice Services; to amend the Fiscal Year 2021-2022 Special Fund Budget by creating a new special fund for the Department of Parks, Recreation, and Community Facilities called the Youth Gun Violence Prevention Program Special Fund and by increasing estimated revenues and the amount appropriated to the new Department of Parks, Recreation, and Community Facilities' Youth Gun Violence Prevention Program Special Fund by \$143,200.00; and to

amend the Fiscal Year 2021-2022 General Fund Budget by increasing estimated revenues and the amount appropriated to the Non-Departmental agency by \$356,800.00 for the purpose of funding youth gun violence prevention programs.

Patron: Mayor Stoney

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

ORD. 2021-270

To amend Ord. No. 2021-041, adopted May 24, 2021, which adopted the Special Fund Budgets for Fiscal Year 2021-2022 and appropriated the estimated receipts of the Special Revenue funds, to transfer funds in the amount of \$1,300,000.00 from the Office of the City Attorney's "Delinquent Tax Sales" special fund and to amend Ord. No. 2021-042, adopted May 24, 2021, which accepted a program of proposed Capital Improvement Projects for Fiscal Year 2021-2022 and the four fiscal years thereafter, adopted a Fiscal Year 2021-2022 Capital Budget, and determined a means for financing the same by appropriating the funds transferred to the Fiscal Year 2021-2022 Capital Budget by increasing revenues and the amount appropriated to the Department of Parks, Recreation and Community Facilities' Enslaved African Heritage Campus project by \$1,300,000.00 for the purpose of procuring design services and associated community engagement.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 4, 2021, at 1:30 p.m.

ORD. 2021-271

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to accept funds in the total amount of \$1,489,000.00 from the Virginia Department of Transportation and to appropriate the increase to the Fiscal Year 2021-2022 Capital Budget by increasing estimated revenues and the amount appropriated to the Department of Public Works' Transportation Projects project in the Transportation category by \$1,489,000.00 for the purpose of funding the construction of improvements to Forest Hill Avenue from its intersection with Hathaway Road to its intersection with Powhite Parkway.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 4, 2021, at 1:30 p.m.

RES. 2021-R073

To approve the Richmond Behavioral Health Authority's performance contract for Fiscal Year 2022 and Fiscal Year 2023.

Patron: President Newbille

This resolution was introduced and committee referral waived pursuant to Rule VI(B)(2).

City Council will hold a public hearing on the following ordinances and resolution on Monday, November 8, 2021, at 6:00 p.m.:

ORD. 2021-272

To amend and reordain City Code § 2-1105, concerning the Aging and Disabilities Advisory Board, for the purpose of increasing the membership of such Board from nine to 11 members.

Patron: Vice President Robertson

This ordinance was introduced and referred to the Education and Human Services Standing Committee meeting on Thursday, October 14, 2021, at 2:00 p.m.

ORD. 2021-273

To authorize the special use of the property known as 419 Brook Road for the purpose of a (i) mixed-use building containing uses permitted in the B-1 Neighborhood Business District on the ground floor and one dwelling unit on the second floor or (ii) two-family dwelling, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-274

To authorize the special use of the property known as 1108 North 28th Street for the purpose of up to three single-family attached dwellings, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-275

To authorize the special use of the property known as 1301 North 32nd Street for the purpose of a mixed-use building containing up to two dwelling units and commercial space, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-276

To authorize the special use of the property known as 3026 North Avenue for the purpose of a two-family detached dwelling, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-277

To authorize the special use of the property known as 3401 Patterson Avenue for the purpose of a restaurant, tea room, café, delicatessen, ice cream parlor, or similar food service establishment, upon certain terms and conditions, and to repeal of Ord. No. 90-142-117, adopted May 14, 1990.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-278

To authorize the special use of the properties known as 6900 Patterson Avenue and 6904 Patterson Avenue for the purpose of (i) up to seven single-family attached dwellings; (ii) either one single family detached dwelling or offices, including business, professional and administrative offices,

medical and dental offices and clinics, and studios of writers, designers and artists engaged in the graphic arts; and (iii) one common area, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-279

To authorize the special use of the property known as 3422 R Street for the purpose of two single-family detached dwellings, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-280

To authorize the special use of the property known as 3310 Richmond-Henrico Turnpike for the purpose of a single-family detached dwelling, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-281

To rezone the properties known as 1903 Chamberlayne Parkway and 1900 Roane Street from the M-1 Light Industrial District to the B-7 Mixed-Use Business District.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-282

To rezone the property known as 925 East 4th Street from the M-2 Heavy Industrial District to the B-7 Mixed-Use Business District.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-283

To rezone the property known as 2723 East Cary Street from the M-2 Heavy Industrial District to the B-5 Central Business District.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-284

To close, to public use and travel, an alley bounded by West Leigh Street, North Belvidere Street, West Duval Street, and Brook Road, consisting of 2,370± square feet, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 18, 2021, at 1:30 p.m.

ORD. 2021-285

To amend City Code §§ 16-51, concerning the creation of the Affordable Housing Trust Fund, 16-52, concerning definitions for the Affordable Housing Trust Fund, 16-53, concerning the purpose of the Affordable Housing Trust Fund, 16-80, concerning the creation of the Affordable Housing Trust Fund Oversight Board, 16-81, concerning the composition, appointment, and terms of office for the Affordable Housing Trust Fund Oversight Board, 16-82, concerning the prohibition on award of grants or loans where Affordable Housing Trust Fund Oversight Board members are involved, 16-83, concerning the duties of the Affordable Housing Trust Fund Oversight Board, 16-84, concerning the conduct of affairs for the Affordable Housing Trust Fund Oversight Board, 16-112, concerning program administration for the Affordable Housing Trust Fund, 16-113, concerning the general administration of the Affordable Housing Trust Fund, and 16-114, concerning regulations for the administration of the Affordable Housing Trust Fund, for the purpose of modifying the operations and administration of the Affordable Housing Trust Fund.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 19, 2021, at 3:00 p.m.

ORD. 2021-286

To amend and reordain City Code § 26-355, concerning the levy of tax on real estate, to establish a tax rate of \$1.135 for the tax year beginning Jan. 1, 2022, pursuant to Va. Code § 58.1-3321(b), and increasing such rate from the Rolled Back Tax Rate of \$1.071 as computed in accordance with Va. Code § 58.1-3321(a).

Patron: Ms. Trammell

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 21, 2021, at 1:00 p.m.

RES. 2021-R074

To request that the Chief Administrative Officer cause to be conducted a study of the official zoning map for the purpose of designating the area known as the Carver neighborhood as a design overlay district.

Patron: Ms. Jordan

This resolution was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 19, 2021, at 3:00 p.m.

REPORTS OR ANNOUNCEMENTS BY MEMBERS OF THE COUNCIL

Members of Council provided reports and announcements regarding respective district meetings and activities.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 9:26 p.m.

CITY CLERK