



City of Richmond

Formal Meeting Minutes

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

Monday, June 10, 2019

6:00 PM

Council Chamber, 2nd Floor - City Hall

Councilmembers Present

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

Absent

The Honorable Kim Gray

President Cynthia Newbille called the meeting to order at 6:01 p.m., and presided.

Invocation was offered by Samuel Patterson, Holy Rosary Catholic Church, 3300 R Street, 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, Deputy City Clerk RJ Warren 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

There were no appointment/reappointment items for consideration.

AWARDS AND PRESENTATIONS

There were no awards or presentations.

CITIZEN COMMENT

Ashley Lewis Jones, Office of the Public Defender assistant public defender and Richmond Transparency and Accountability Project (RTAP) member, shared several personal and professional experiences with the Richmond Police Department (RPD), and requested Council to hold a public hearing regarding the Soma Global predictive policing system (RPD's records management system).

Princess Blanding informed Council of her frustration with a proposed but unscheduled community meeting to address the death of her brother, Marcus-David Peters. She expressed her concern about city government accountability and how RPD captures and shares information with the public.

Elizabeth Coston, Ph.D., Virginia Commonwealth University (VCU) assistant professor and RTAP member, informed Council of the findings in the Our Streets, Our Say: Policing in Richmond report. Dr. Coston highlighted community concerns regarding RPD's records management system and requested Council to hold a public hearing.

A copy of the report provided has been filed.

Stephanie Rizzi addressed Council regarding racial disparities, policing in Richmond, and potential issues with RPD's records management system.

Wanda Stallings addressed Council with concerns about gentrification and requested the consideration of a bicycle tax.

Nathan Land, VCU student and Amnesty International outreach coordinator, addressed Council with concern regarding the expansion of VCU Police Department's jurisdiction, provided statistical information regarding officer complaints and spoke in opposition of predictive policing.

Matthew Perry, Richmond Community Bail Fund co-director, expressed support for increased police accountability and quality data that is publically accessible. Mr. Perry spoke in opposition of predictive policing and requested the Council to hold a public hearing.

Councilor Parker Agelasto requested that the Public Safety Standing Committee Chairwoman Reva Trammell consider discussing the new records management system during a future committee meeting, and informed the audience of the citizen comment opportunities at said meetings.

Councilwoman Trammell advised that the Police Department and Emergency Services are willing to work with the community, and invited all to attend the Public Safety Standing Committee Meeting on June 25, 2019, at 12:00 p.m., in the Council Chamber.

President Cynthia Newbille thanked the members of RTAP for sharing their analysis of data and reiterated that Council, city administration and RPD plan to work to address the concerns brought forth.

AGENDA REVIEW AND AMENDMENTS

Councilor Ellen Robertson moved to amend the agenda as follows:

ORD. 2019-012

To authorize the special use of the property known as 602 Libbie Avenue for the purpose of an office use, upon certain terms and conditions. (As Amended)

Continued to Monday, September 9, 2019

ORD. 2019-130

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 certain easements upon, over, under, and across certain properties located at 3502 North Hopkins Road and 3516 North Hopkins Road for the construction, installation, operation, maintenance, inspection, repair, replacement, and removal of communication lines and associated appurtenances in accordance with a certain Deed of Easement.

Continued to Monday, June 24, 2019

The motion was seconded and unanimously approved.

CONSENT AGENDA

The following ordinances were considered:

ORD. 2019-119

To amend Ord. No. 2018-297, adopted Dec. 17, 2018, which created the Navy Hill Development Advisory Commission and announced 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, to provide that the Commission shall furnish the Council with a final report no later than 90 calendar days following the date of introduction of the relevant ordinances instead of 90 calendar days following the date on which a majority of the Commission's members are appointed. (As Amended)

ORD. 2019-133

To amend Ord. No. 2011-20-32, adopted Mar. 14, 2011, as amended by Ord. No. 2013-75-57, adopted Apr. 22, 2013, and Ord. No. 2015-20-122, adopted June 8, 2015, which authorized the special use of the property known as 310 North 33rd Street for the purpose of the conversion of an existing building to a multifamily dwelling with up to 50 units and principal commercial uses permitted on corner lots in the R-63 Multifamily Urban Residential District on the property, to authorize an additional dwelling unit on the first floor, upon certain terms and conditions.

ORD. 2019-134

To authorize the special use of the property known as 511 West Marshall Street for the purpose of a multifamily dwelling containing up to three dwelling units, upon certain terms and conditions.

ORD. 2019-135

To authorize the special use of the properties known as 2417 Royall Avenue, 2420 Webber Avenue, and 2408 Webber Avenue for the purpose of a day nursery for up to 130 children, upon certain terms and conditions.

ORD. 2019-136

To authorize the special use of the property known as 3115 Jefferson Davis Highway for the purpose of a multifamily dwelling containing up to ten dwelling units, upon certain terms and conditions.

ORD. 2019-137

To authorize the Chief Administrative Officer to accept funds in the amount of \$5,000.00 from Share Our Strength's No Kid Hungry Virginia Campaign, and to appropriate the increase in grant funds received to the Fiscal Year 2018-2019 Special Fund by increasing estimated revenues and the amount appropriated to the Department of Parks, Recreation and Community Facilities' Summer Food Program Special Fund for the purpose of increasing the number of healthy meals served through the Department of Parks, Recreation and Community Facilities' Summer Food Program.

ORD. 2019-138

22, art. VII of the City Code by adding therein a new § 22-206, establishing a voluntary retirement incentive program, for the purpose of modifying the time period during which a member's election to participate in the voluntary retirement incentive program must be made.

ORD. 2019-139

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 1613 Overlook Street and to authorize the Chief Administrative Officer or the designee thereof to accept title to such property for the expansion and maintenance of Bellemeade Park as public green space and for recreational uses.

There were no comments or discussions and **the Consent Agenda was unanimously adopted.**

REGULAR AGENDA

The following resolution was considered:

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.

*Councilor Parker Agelasto introduced **RES. 2018-R092** informing Council that the resolution's purpose is to assist with resolving City Code and Master Plan discrepancies, transparency concerns, and issues with prospective buyers. Councilor Agelasto stated that without an opinion from the city attorney, the zoning administrator makes a ruling on a first impression basis, which sets a precedent for properties city-wide.*

*Councilor Kristen Larson inquired about the review process if **RES. 2018-R092** were approved and whether the zoning administrator currently works with the Office of the City Attorney.*

*City Attorney Allen Jackson advised Council on the legislative process regarding **RES. 2018-R092**. He stated that certificate and confirmation letter reviews will be treated akin to other requests for legal services, and that the review process is unknown until the first letters are received.*

*Mark Olinger, Planning and Development Review director, spoke in opposition of **RES. 2018-R092** stating that it will add a significant layer of review to the process, burdening the zoning division's staff of twelve who process roughly 1200 letters annually. Mr. Olinger advised that it is unknown how the resolution will be implemented without further clarification.*

Councilor Ellen Robertson voiced concern regarding issues with the execution of legislation, and stated that retracting implementation has become a recurring issue in the Council's legislative process that needs to be addressed.

*Councilor Agelasto stated that **RES. 2018-R092** addresses non-routine matters, such as when there are gray areas within the code that require close scrutiny and there is no precedent.*

Councilor Robertson expressed that the City's ability to properly execute legislation needs to be known prior to passing legislation.

*Councilor Agelasto advised that **RES. 2018-R092** is non-binding and information regarding the execution of the resolution would be released prior to the development of an ordinance for Council's consideration.*

*President Cynthia Newbille advised that she has been in contact with city administration regarding the permitting process, and that they are working to assure that the process does not deter entities from investing within the city. She voiced concern about the impact of **RES. 2018-R092** and the unknown number of letters and certificates that would fall into the category of non-routine.*

There were no further comments or discussions and **RES. 2018-R092 was rejected:** Ayes 3, Robertson, Agelasto, Trammell. Noes 5, Jones, Larson, Addison, Hilbert, Newbille.

MOTIONS

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

RES. 2019-R019

To approve an expenditure in the amount of \$725.00 from the Council District Funds for the Ninth District to pay Marion Marketing Global, LLC for printing 3,000 flyers to promote a back-to-school backpack drive on July 20, 2019, in the Ninth District.

Patron: Mr. Jones

*Councilor Kristen Larson questioned why **RES. 2019-R019** was before Council for consideration.*

Council Chief of Staff Meghan Brown advised that the total amount of funds allocated to the referenced vendor had exceeded five thousand dollars.

There were no further comments or discussions and **RES. 2019-R019 was unanimously adopted.**

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Ellen Robertson moved to approve the following Richmond City Council meeting minutes: Informal and Formal Council Sessions held on Tuesday, May 28, 2019, at 4:00 p.m. and 6:00 p.m., respectively and the Monday, June 3, 2019, Special Meeting.

The motion was seconded and unanimously approved.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

City Council will hold a public hearing on the following ordinances and resolutions on Monday, June 24, 2019, at 6:00 p.m.:

ORD. 2019-148

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, to modify the terms of the Standard Project Administration Agreement; and to repeal Ord. No. 2018-330, adopted Jan. 28, 2019.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, June 18, 2019, at 1:00 p.m.

ORD. 2019-149

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, to modify the terms of the Standard Project Administration Agreement; and to repeal Ord. No. 2018-331, adopted Jan. 28, 2019.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, June 18, 2019, at 1:00 p.m.

ORD. 2019-150

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, to modify the terms of the Standard Project Administration Agreement; and to repeal Ord. No. 2018-332, adopted Jan. 28, 2019.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, June 18, 2019, at 1:00 p.m.

ORD. 2019-151

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, to modify the terms of the Standard Project Administration Agreement; and to repeal Ord. No. 2018-333, adopted Jan. 28, 2019.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, June 18, 2019, at 1:00 p.m.

ORD. 2019-152

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Workforce Development Grant Performance Agreement between the City of Richmond, Owens & Minor Medical, Inc., and the Economic Development Authority of the City of Richmond, Virginia, for the purpose of providing Owens & Minor, Medical, Inc., with incentives to assist Owens & Minor Medical, Inc., with the hiring and workforce development for the employees at the customer engagement center in the city of Richmond.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-153

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute an Assignment and Assumption of License Agreements between the City of Richmond and the Richmond Metropolitan Transportation Authority for the purpose of transferring license agreements for certain events held at Main Street Station from the Richmond Metropolitan Transportation Authority to the City.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-154

To amend ch. 8 of the City Code by adding therein a new art. XIII, consisting of § 8-545, concerning the establishment of fees for licenses to temporarily use Main Street Station or portions thereof, and to amend Appendix A of the City Code by adding therein new fees for § 8-545, for the purpose of establishing a schedule of fees for the temporary use of Main Street Station.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-155

To amend City Code § 26-518, concerning the tax exemption for certified pollution control equipment, for the purpose of reflecting amendments to Va. Code § 58.1-3660.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-156

To amend City Code § 26-983, concerning pawnbrokers and pawnshops, for the purpose of reflecting amendments to Va. Code § 54.1-4000.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-157

To amend City Code § 12-18, concerning requirements for strategic action plans, for the purpose of modifying the annual date on which plans are to be submitted and imposing the requirement to submit strategic action plans on the Richmond Retirement System.

Patron: Ms. Robertson

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

ORD. 2019-158

To create a new reservation of fund balance called the 2019 Capital Projects Replenishment Reserve intended to be categorized as a committed fund balance and used to restore funding to certain capital projects for which funding was reduced in the Fiscal Year 2019-2020 capital budget.

Patron: Ms. Larson

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

RES. 2019-R020

To approve the Richmond Metropolitan Transportation Authority's bond issue as required by Va. Code § 33.2-2902(16).

Patron: Mayor Stoney

This resolution was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

RES. 2019-R021

To express the Council's support for a joint effort by the City and the School Board of the City of Richmond to develop energy-efficient improvements to the City's public schools pursuant to the authority granted by amendments to state law for the modernization of public school buildings and facilities.

Patrons: Ms. Larson and Mr. Agelasto

This resolution was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, June 20, 2019, at 1:00 p.m.

City Council will hold a public hearing on the following ordinances on Monday, July 22, 2019, at 6:00 p.m.:

ORD. 2019-159

To authorize the special use of the property known as 2711 East Broad Street for the purpose of a dwelling unit within an accessory building, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

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

ORD. 2019-160

To authorize the special use of the property known as 1515 Hull Street for the purpose of an artist woodworking studio, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

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

ORD. 2019-161

To rezone the property known as 1039 West Grace Street from the R-73 Multifamily Residential 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, July 1, 2019, at 1:30 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 7:36 p.m.

CITY CLERK