

City of Richmond

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

Summary City Council

Monday, June 24, 2024

6:00 PM

Council Chamber, 2nd Floor - City Hall

1. <u>ORD.</u> 2024-127 To amend and reordain City Code § 9-58, which assigns polling places in the city, to relocate the polling [places] place for [Precinct 909 and] Precinct

910. (As Amended)

Patrons: Ms. Jones (By Request)

This ordinance was adopted.

2. ORD. 2024-138

To authorize the special use of the property known as 3024 3rd Avenue for the purpose of a two-family detached dwelling, upon certain terms and

conditions. (6th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

3. <u>ORD.</u> 2024-139 To authorize the special use of the property known as 1416 Bryan Street for the purpose of two two-family detached dwellings, upon certain terms and conditions. (6th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

4. ORD. 2024-141

To authorize the special use of the property known as 1609 Pollock Street for the purpose of up to three two-family detached dwellings, upon certain terms and conditions. (6th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

5. ORD. 2024-142

To amend City Code § 2-1176, concerning the administration of the Human Rights Commission, for the purpose of modifying the frequency of

the Commission's meetings.

Patrons: Mayor Stoney

6. <u>ORD.</u> 2024-145 To amend Ord. No. 2022-284, adopted Nov. 14, 2022, as previously amended by Ord. No. 2023-258, adopted Oct. 10, 2023, which accepted the second tranche of American Rescue Plan Act funds and appropriated such funds to the General Fund Budget and Capital Budget for certain agencies and contingencies, by transferring funds from certain previously identified projects as part of the city's American Rescue Plan Act Spend Plan and transferring such funds to existing or new projects.

Patrons: Mayor Stoney

This ordinance was adopted.

7. ORD. 2024-146

To authorize the special use of the property known as 2416 3rd Avenue for the purpose of a two-family detached dwelling, upon certain terms and conditions. (6th District)

Patrons: Mayor Stoney (By Request)

Continued to Monday, July 22, 2024

8. <u>ORD.</u> 2024-147 To authorize the special use of the property known as 1105 Apperson Street for the purpose of a single-family detached dwelling, upon certain terms and conditions. (7th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

9. <u>ORD.</u> 2024-148 To authorize the special use of the properties known as 3004 Lawson Street and 3006 Lawson Street for the purpose of two single-family detached dwellings, upon certain terms and conditions. (5th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

10. ORD. 2024-149

To authorize the special use of the property known as 1001 East Main Street for the purpose of a self-storage use within a mixed-use building, upon certain terms and conditions. (6th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

11. ORD. 2024-150

To authorize the special use of the properties known as 2057 Moore Street, 2061 Moore Street, 2065 Moore Street, and 2069 Moore Street for the purpose of up to four two-family attached dwellings, upon certain terms and conditions. (3rd District)

Patrons: Mayor Stoney (By Request)

To authorize the special use of the property known as 2501 Porter Street for the purpose of a two-family detached dwelling, upon certain terms and conditions. (5th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

13. ORD. 2024-152

To authorize the special use of the property known as 2509 Porter Street for the purpose of a two-family detached dwelling, upon certain terms and

conditions. (5th District)

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

14. ORD. 2024-153

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to accept a donation of services in the form of construction materials and labor valued at approximately \$100,000.00 from the Friends of The James River Park and, in connection therewith, to execute a Byrd Park Pump House, Right-of-Entry Agreement between the City of Richmond and the Friends of The James River Park, all for the purpose of funding the repair and restoration of the Byrd Park Pump House.

Patrons: Mayor Stoney

This ordinance was adopted.

15. ORD. 2024-158

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a First Amendment to Help Me Help You Grant Contract between the City of Richmond and the Help Me Help You Foundation, for the purpose of facilitating the implementation of a guaranteed income pilot program for returning residents.

Patrons: Mayor Stoney

This ordinance was adopted.

16. ORD. 2024-159

To amend Ord. No. 2023-071, adopted May 8, 2023, which adopted the Fiscal Year 2023-2024 General Fund Budget and made appropriations pursuant thereto, to (i) create certain new line items in the Non-Departmental agency, (ii) transfer \$199,200.00 from the

Non-Departmental agency Reserve for Heart of Richmond Awards, and (iii)

appropriate such \$199,200.00 to the new line items in the

Non-Departmental agency, all for the purpose of providing Heart of

Richmond Awards grant funds to certain entities.

Patrons: Mayor Stoney

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between the City of Richmond, as tenant, and the Forest Hill Presbyterian Church, as landlord, for the purpose of operating a public dog park located at 4401 Forest Hill Avenue. (4th District)

Patrons: Mayor Stoney, President Nye and Vice President Lambert

This ordinance was adopted.

18. ORD. 2024-161

To declare a public necessity for and to authorize the Chief Administrative Officer to accept an additional parcel of real property presently or formerly owned by Enrichmond Foundation, commonly known as East End Cemetery, for the purpose of preserving and maintaining such parcel as a historic African-American cemetery and public greenspace.

Patrons: Mayor Stoney, Vice President Lambert and Ms. Newbille

This ordinance was adopted.

19. ORD. 2024-162

To amend Ord. No. 2023-071, adopted May 8, 2023, which adopted the Fiscal Year 2023-2024 General Fund Budget and made appropriations pursuant thereto, by (i) increasing revenues from estimated local sales and use, consumer utility, and admissions taxes and from permits and license fees by \$5,489,264.00, (ii) reducing total appropriations by \$8,069,133.00, and increasing total appropriations by \$13,558,397.00, (iii) transferring funds from various agencies and non-departmental programs and appropriating the increased revenues and transferred funds to various agencies and non-departmental programs, (iv) providing for certain assignments of fund balance for the Employee Compensation Reserve Fund, and (v) requiring that certain funds appropriated to the Department of Housing and Community Development for the Fiscal Year 2023-2024 shall be expended for affordable housing efforts.

Patrons: Mayor Stoney

This ordinance was adopted.

20. ORD. 2024-163

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Statutory Partnership Agreement between the City of Richmond and Groundwork RVA, Inc., for the purpose of applying for the United States Environmental Protection Agency's Community Change Grant.

Patrons: Mayor Stoney

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Grant Agreement between the City of Richmond, Walmsley Gardens, LLC, and the Economic Development Authority of the City of Richmond for the purpose of facilitating the construction of an affordable residential development located at 4824, 4838, 4850, 4870, and 4890 Walmsley Boulevard. (9th District)

Patrons: Mayor Stoney

This ordinance was adopted.

22. ORD. 2024-165

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Grant Agreement between the City of Richmond, Walmsley Senior, LLC, and the Economic Development Authority of the City of Richmond for the purpose of facilitating the construction of an affordable residential development located at 4824, 4838, 4850, 4870, and 4890 Walmsley Boulevard. (9th District)

Patrons: Mayor Stoney

This ordinance was adopted.

23. ORD. 2024-166

To amend and reordain City Code §§ 21-44 concerning design-build and construction management contracts, 21-67 concerning competitive negotiation for goods, nonprofessional services, insurance, and construction, and 21-73 concerning job order contracting, all for the purpose of reflecting amendments to state law that Va. Code § 2.2-4343(A)(12) requires the City to follow.

Patrons: Mayor Stoney

This ordinance was adopted.

24. ORD. 2024-167

To amend and reordain City Code § 12-22, concerning the authority to accept payment by commercially acceptable means and service charge, to permit City agencies the option to remove currently mandated services charges for the payment of any amount due for taxes, interest, penalties, fees, fines, or other charges for the public.

Patrons: Mayor Stoney

To amend and reordain City Code §§ 12-241, concerning definitions for fund balances, 12-242, concerning the disposition of calculated general fund surplus and reporting, 12-261, concerning the "Rainy day" fund, 12-262, concerning the unassigned fund balance, 12-263, concerning the Budget and Revenue Stabilization Contingency Reserve, and 12-265, concerning special purpose reserves, for the purpose of changing the minimum percentages for the maintenance of the "rainy day" fund and the unassigned fund balance, modifying the reporting requirements for the general fund balance, modifying the date by which assignments of special purpose reserves must be made, and changing the name of the "rainy day" fund to the "Downturn Reserve Fund" and the "Budget and Revenue Stabilization Contingency Reserve" to the "Contingency Reserve."

<u>Patrons:</u> Mayor Stoney, Ms. Newbille, Ms. Robertson and Vice President Lambert

This ordinance was adopted.

26. RES. 2024-R017

To designate the property known as 6951 West Carnation Street as a revitalization area pursuant to Va. Code § 36-55.30:2. (9th District)

Patrons: Mayor Stoney

This resolution was adopted.

27. RES. 2024-R018

To provide that the Department of Finance may enter into an agreement with any taxpayer who has been assessed with omitted taxes, including penalties and interest with respect to such taxes for the payment of the taxes, penalties, and interest so assessed over a period that is reasonable under the circumstances but that in no event shall exceed 72 months.

Patrons: Mayor Stoney, Vice President Lambert and Ms. Robertson

This resolution was adopted.

28. RES. 2024-R019

To express support for the request by the County of Henrico that the Virginia Department of Housing and Community Development approve its application to amend its portion of Zone 28A; and to authorize the Chief Administrative Officer to execute the Joint Amendment Agreement indicating the City's support for the County's application.

Patrons: Mayor Stoney and Ms. Robertson

This resolution was adopted.

City Council will hold a public hearing on the following ordinances and resolutions on Monday, July 22, 2024, at 6:00 p.m.:

29. ORD. 2024-173

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a First Amendment to Grant Contract between the City of Richmond and The Salvation Army for the purpose of modifying the City's payment obligation of grant funds to The Salvation Army for the operations of an inclement weather shelter and year-round emergency shelter located at 1900 Chamberlayne Avenue. (3rd District)

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Education and Human Services Standing Committee meeting on Thursday, July 11, 2024, at 2:00 p.m.

30. ORD. 2024-174

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a First Amendment to Grant Contract between the City of Richmond and Emergency Shelter, Inc., doing business as HomeAgain, for the purpose of modifying the City's payment obligation of grant funds to HomeAgain for the operations of a 50 bed, year-round emergency shelter located at 7 North 2nd Street. (6th District)

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Education and Human Services Standing Committee meeting on Thursday, July 11, 2024, at 2:00 p.m.

31. ORD. 2024-175

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 reconstruction of Jefferson Avenue from 21st Street to 25th Street. (7th District)

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, July 16, 2024, at 3:00 p.m.

To repeal ch. 14, art. III of the City Code, consisting of §§ 14-147 through 14-155, concerning the City's erosion and sediment control program; and to amend 14-83, concerning floodplain districts, 14-120, concerning required permits, 14-263, concerning general performance criteria, 14-295, concerning enforcement of ch. 14, art. IV, and 14-322 through 14-333, 14-335, and 14-336, concerning the City's stormwater management program, and to amend ch. 14, article V, by adding therein new sections numbered 14-323.1, concerning regulated land-disturbing activities, and 14-329.1, concerning erosion and sediment control plan and contents of plans, all for the purpose of aligning the City Code with state law.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, July 16, 2024, at 3:00 p.m.

33. <u>ORD.</u> 2024-177 To accept a quitclaim deed from the School Board of the City of Richmond conveying a portion of the real property located at 813 North 28th Street and commonly known as Ethel Bailey Furman Park to the City and to authorize the Chief Administrative Officer to act on behalf of the City in executing such deed. (7th District)

Patrons: Mayor Stoney and Ms. Newbille

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

34. ORD. 2024-178

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute an Assignment and Assumption of Leasehold Interest in Ground Lease between the City and the Economic Development Authority of the City of Richmond for the purpose of the assumption by the City of the Authority's ground lease of a 15.04-acre parcel located at 2401 West Leigh Street to facilitate the transfer of the ownership and operation of the facilities located thereon from the Authority to the City. (2nd District)

Patrons: Mayor Stoney and Vice President Lambert

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

35. ORD. 2024-179

To authorize the special use of the properties known as 1600 Roseneath Road and 3406 West Moore Street for the purpose of a mixed-use building, upon certain terms and conditions. (2nd District)

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

To authorize the special use of the properties known as 2300 Semmes Avenue, 2201 McDonough Street, 2301 McDonough Street, 215 West 22nd Street, 217 West 22nd Street, 219 West 22nd Street, 221 West 22nd Street, 301 West 22nd Street, 307 West 22nd Street, 315 West 22nd Street, 322 West 22nd Street, 302 West 22nd Street, 2100 Perry Street, and 222 West 21st Street for the purpose of up to three multifamily buildings containing an aggregate of up to 266 dwelling units, upon certain terms and conditions. (5th District)

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

37. ORD. 2024-181

To authorize the special use of the properties known as 2519 Hermitage Road and 1613 Rhoadmiller Street for the purpose of an animal shelter with an outdoor area, upon certain terms and conditions. (2nd District)

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

38. <u>ORD.</u> 2024-182 To amend and reordain Ord. No. 75-309-302, adopted Dec. 15, 1975, as most recently amended by Ord. No. 2023-316, adopted Nov. 13, 2023, pertaining to the "Stony Point Community Unit Plan," for the purpose of amending the development standards, as they pertain to Map Section E of the Southern Portion of the Plan, to modify the development standards as they pertain to Map Section K of the Northern Portion of the Plan, regarding permitted principal and accessory uses, signage, hours of operation, and developable building area. (4th District)

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, July 16, 2024, at 6:00 p.m.

To amend Ord. No. 2024-099, adopted May 13, 2024, which adopted the Fiscal Year 2024-2025 General Fund Budget and made appropriations pursuant thereto, to (i) transfer \$1,000,000.00 from the Non-Departmental agency Eviction Diversion Program, (ii) create a new line item entitled "Non-Departmental Eviction Diversion Program - Southside Community Development and Housing Corporation" in the Non-Departmental agency, and (iii) appropriate such \$1,000,000.00 to such new line item in the Non-Departmental agency for the purpose of providing funding to the Southside Community Development and Housing Corporation for the implementation of the City's Eviction Diversion Program.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

40. ORD. 2024-184

To authorize the Chief Administrative Officer to submit a PY 2024 / FY 2025 Annual Action Plan to the U. S. Department of Housing and Urban Development (HUD) 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; to accept funds from the U. S. Department of Housing and Urban Development in the total amount of \$9,584,765.00; and to appropriate \$9,584,765.00 for various projects.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

To amend Ord. No. 2019-188, adopted Jul. 22, 2019, as previously amended by Ord. No. 2020-094, adopted May 11, 2020, and Ord. No. 2021-268, adopted Oct. 11, 2021, 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, Ord. No. 2021-184, adopted Jul. 26, 2021, Ord. No. 2021-268, adopted Oct. 11, 2021, Ord. No. 2022-300, adopted Nov. 7, 2022, and Ord. No. 2023-182, adopted Jun. 26, 2023, 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 \$16,854,300.00 for various projects, to re-appropriate \$271,135.00 from surplus and reprogrammed CDBG-CV funds, for the purpose of providing funds to The Daily Planet, Inc., CARITAS, and YWCA Richmond, for homeless men and family shelters.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

42. ORD. 2024-186

To amend City Code § 21-4, concerning definitions related public procurement, and to amend Ch. 21, art. II, by adding therein new section 21-74, concerning the payment of prevailing wages for certain construction contracts, as authorized by Va. Code § 2.2-4321.3(C).

Patrons: Ms. Lynch, President Nye, Ms. Robertson and Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

43. ORD. 2024-187

To amend City Code §§ 26-871, concerning the establishment of annual license taxes, and 26-873, concerning exemptions to license taxes, to increase the threshold for business, professional and occupational license taxes from \$250,000.00 to \$500,000.00.

Patrons: Mr. Addison

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Fiscal Agency Agreement between NextUp RVA and City of Richmond for the purpose of authorizing NextUp RVA to act as a fiscal agent on behalf of the City to facilitate funding for the Department of Parks, Recreation and Community Facilities' 2024 CarMax Basketball Youth Development and Summer Camp program.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, July 18, 2024, at 1:00 p.m.

45. RES. 2024-R020

To approve the City of Richmond Plan of Services under the Virginia Juvenile Community Crime Control Act.

Patrons: Mayor Stoney

This resolution was introduced and referred to the Public Safety Standing Committee meeting on Tuesday, June 25, 2024, at 1:00 p.m.

46. RES. 2024-R021

To request that the Chief Administrative Officer cause the Department of Economic Development to engage a consultant to work with the property owners and businesses in the Carytown neighborhood to establish a Business Improvement and Recruitment District and to submit an ordinance setting forth the particulars of such District to the Council.

Patrons: Ms. Lynch

This resolution was introduced and referred to the Governmental Operations Standing Committee meeting on Wednesday, June 26, 2024, at 1:00 p.m.

47. RES. 2024-R022

To designate the property known as 1021 East 4th Street as a revitalization area pursuant to Va. Code § 36-55.30:2. (6th District)

Patrons: Mayor Stoney

This resolution was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, July 16, 2024, at 3:00 p.m.