



## City of Richmond

900 East Broad Street  
Richmond, VA 23219  
[www.richmondgov.com/cityclerk](http://www.richmondgov.com/cityclerk)

### Minutes

#### Land Use, Housing and Transportation Standing Committee

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Tuesday, November 20, 2018

1:00 PM

Council Chamber, 2nd Floor - City Hall

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#### **Committee Members and Staff in Attendance**

The Honorable Ellen Robertson – Chair  
The Honorable Kim Gray – Vice Chair  
The Honorable Parker Agelasto – Council member  
Bill Echelberger Jr., Council Budget Analyst  
Andrew Gore, Assistant City Attorney  
Pamela Nichols, Assistant City Clerk  
Steve Taylor, Council Policy Analyst

#### **Absent**

The Honorable Kristen Larson – Committee member

#### **Call to Order**

Chair Ellen Robertson called the meeting to order at 1:14 p.m.

#### **Evacuation Announcement and Citizen Speaker Guidelines**

Pamela Nichols, assistant city clerk, 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.

#### **Public Comment Period**

There were no public comments.

#### **Approval of Minutes**

The committee unanimously agreed to approve the meeting minutes of Tuesday, October 16, 2018.

#### **Presentations**

There were no presentations.

#### **Board Vacancies**

There were no board vacancies.

## Paper(s) for Consideration

Vice Chair Gray moved to amend the agenda as follows:

### 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.

**Patron:** Mr. Agelasto

**To be continued to December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting**

### ORD. 2018-153

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

**Patron:** Ms. Gray

**To be continued to December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting**

### ORD. 2018-194

To prohibit, on Brook Road between Brook Road's intersection with Azalea Avenue and Brook Road's intersection with West Charity Street, new travel lanes from being designated to accommodate bicycle travel and lanes currently designated for motor vehicle travel from being converted to accommodate bicycle travel.

**Patrons:** Ms. Gray and President Hilbert

**To be continued to December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting**

### ORD. 2018-287

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

**Patron:** Ms. Robertson

**To be continued to December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting**

**The motion was seconded and unanimously approved.**

**The following ordinance was considered:**

### ORD. 2018-284

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

**Patron:** Mayor Stoney (By Request)

*Brian Copple, chief of construction/permits inspections– Department of Public Works, introduced ORD. 2018-284.*

*Member Kim Gray expressed support of ORD. 2018-284.*

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2018-284 to Council with the recommendation to approve, which was seconded and unanimously approved.**

**The following ordinance was considered:**

**ORD. 2018-288**

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

**Patron:** Mayor Stoney

*M. Khara, deputy director – Department of Public Works, presented an overview of ORD. 2018-288 and responded to questions regarding the operation, geographic boundaries, and redistribution requirements for the E-Scooters. Mr. Khara also reported that city administration plans to provide an update on the Bike Share program at the committee's December meeting.*

*A copy of the material provided has been filed.*

**Speakers**

**Ryan O'Toole, Cozen O'Connor government relations professional, on behalf of Lime,** expressed opposition to the annual permit fees and a proposed limit on the maximum speed of the E-scooters as referenced in ORD. 2018-288.

**Randy Pearson, senior consultant on behalf of Bird's Scooters,** expressed concern regarding the permit requirement, regulations on the speed limit and hours of operation, additional safety requirements, limitation on the number of scooters in operation and proposed fees as outlined in ORD. 2018-288.

**Edward Mullen, partner- Reed Smith LLP, on behalf of JUMP,** expressed opposition to the proposed permit process.

**Nicholas Smith** remarked that proposed regulations on the maximum operation speed, safety requirements and annual fees were not permitted under the State Code. Mr. Smith also remarked that a limitation on the number of E-scooters and dockless bikes in operation will negatively impact businesses offering both modes of transportation.

*Andrew Gore, assistant city attorney, informed the committee that regulations regarding the operation of E-Scooters were in accordance to the State Code.*

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2018-288 to Council with no recommendation, which was seconded and unanimously approved.**

**The following ordinance was considered:**

ORD. 2018-289

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

**Patron:** Ms. Larson

*Bobby Vincent, director – Department of Public Works (DPW), stated that the city conducts triennial inspections of the city's streets, roads and bridges in accordance with guidelines established by the Virginia Department of Transportation and annual inspections of those areas would require annual budget appropriations and additional staff personnel. Mr. Vincent asked that ORD. 2018-289 be withdrawn and agreed to discuss reporting options with the patron.*

*M. Khara, deputy director – Department of Public Works, confirmed the city's inspection schedules for major arterial and local roads and was present to respond to questions.*

*Chair Robertson requested a presentation on the current status of the city's roads and bridges at an upcoming Organizational Development Standing Committee meeting and that city administration meet with the patron of ORD. 2018-289 to discuss the department's current assessment process for the city's streets, prior to the next committee meeting.*

There were no further comments or discussions and **Chair Robertson moved to continue ORD. 2018-289 to the December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting, which was seconded and unanimously approved.**

**The following ordinance was considered:**

ORD. 2018-290

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

**Patron:** Ms. Robertson and Ms. Larson

*Chair Ellen Robertson provided an overview of ORD. 2018-290.*

*Vice Chair Kim Gray asked to be added as a co-patron of ORD. 2018-290.*

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2018-290 to Council with the recommendation to approve, which was seconded and unanimously approved.**

**The following resolution was considered:**

RES. 2018-R099

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

**Patron:** Ms. Gray

*Travis Bridewell, operations manager – Department of Public Works, reported that city administration supports RES. 2018-R099.*

*Vice Chair Kim Gray recommended that a comprehensive traffic study be conducted for the areas surrounding the proposed request to ensure that the most effective traffic calming measures were being imposed.*

There were no further comments or discussions and **Vice Chair Gray moved to forward RES. 2018-R099 to Council with the recommendation to approve, which was seconded and unanimously approved.**

**The following ordinances were considered:**

ORD. 2018-285

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

**Patron:** Mayor Stoney

ORD. 2018-286

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

**Patron:** Mayor Stoney

*Chair Ellen Robertson introduced ORDS. 2018-285 and 2018-286.*

*Vice Chair Kim Gray requested that ORDS. 2018-285 and 2018-286 be placed on City Council's regular agenda to ensure interested individuals were aware of the requests.*

There were no further comments or discussions and **Vice Chair Gray moved to forward ORDS. 2018-285 and 2018-286 to Council with no recommendation, which was seconded and unanimously approved.**

**The following ordinance was considered:**

ORD. 2018-231

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

**Patron:** Ms. Robertson

*Chair Ellen Robertson requested that ORD. 2018-231 be continued to the next committee meeting.*

There were no further comments or discussions and **Chair Robertson moved to continue ORD. 2018-231 to the December 18, 2018 Land Use, Housing and Transportation Standing Committee meeting, which was seconded and unanimously approved.**

**The following resolution was considered:**

**RES. 2018-R084**

To express the City Council's intent to include in its legislative proposals for the 2019 session of the General Assembly a request that the General Assembly amend Va. Code § 58.1-3219.4 to authorize localities to provide for a partial exemption from real estate taxation of new residential construction and improvements on vacant land.

**Patron:** Ms. Robertson

*Chair Ellen Robertson provided an overview of RES. 2018-R084 and moved to forward RES. 2018-R084 to Council with the recommendation to approve, which failed for lack of a second.*

*Vice Chair Kim Gray stated that she was not comfortable supporting a city-wide partial tax exemption for new construction because it will create a lack of transparency.*

There were no further comments or discussions and **Vice Chair Gray moved to forward RES. 2018-R084 to Council with no recommendation, which was seconded and unanimously approved.**

**Discussion Item(s)**

**Draft Request for Proposals (RFP) or 2901 Bainbridge Street**

*Paul McClellan, Programs Administrator - Real Estate Strategies - Department of Economic Development, provided a brief overview of the following standard scoring and evaluation factors included in the draft RFP:*

*A copy of the material provided has been filed.*

*Councilor Parker Agelasto requested the following evaluation factors be added to the draft RFP:*

- *scoring points for each evaluation factor;*
- *add a new evaluation factor to ensure the historic preservation of the building;*
- *add a new evaluation factor to require conformity with the surrounding community;*
- *add a new evaluation factor to give preference for non-profit organizations and community benefit corporations.*

*Mr. McClellan stated that the evaluation factors should not target specific groups and explained the evaluation committee's review process.*

*Andrew Gore, assistant city attorney, explained that evaluation factors approved by the committee will be incorporated into the final RFP.*

*Vice Chair Kim Gray expressed concern that adding specific language to the evaluation factors would complicate the review of proposals.*

There were no further comments or discussions and **Chair Robertson moved to approve the following Evaluation Factors proposed by Councilor Agelasto, with the exception of adding scoring points to for evaluation factors, which was seconded and unanimously approved:**

### **Staff Report**

Steve Taylor, council policy analyst, and Bill Echelberger, council budget analyst, provided the committee with the November staff report.

*A copy of the material provided has been filed.*

### **Adjournment**

There being no further business, the meeting adjourned at 3:07 p.m.