



# City of Richmond

## Formal Meeting Minutes

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

**Monday, February 8, 2016**

**6:00 PM**

**Council Chamber, 2nd Floor - City Hall**

Richmond City Council met in the Council Chamber on Monday, February 8, 2016, at 6:12 p.m.

Invocation was offered by Rabbi Michael Knopf, Temple Beth-El, 3330 Grove Avenue, Richmond VA.

Members of Council and the audience recited the Pledge of Allegiance.

### **Councilmembers Present**

The Honorable Michelle Mosby, President  
 The Honorable Chris Hilbert, Vice President  
 The Honorable Parker Agelasto  
 The Honorable Jonathan Baliles  
 The Honorable Kathy Graziano  
 The Honorable Cynthia Newbille  
 The Honorable Ellen Robertson  
 The Honorable Charles Samuels  
 The Honorable Reva Trammell

### **CHAMBER EVACUATION PLAN AND CITIZEN SPEAKER GUIDELINES**

President Michelle Mosby called the meeting to order and presided. Upon the President's request, Candice Reid, Deputy 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 and conduct during the meeting.

### **APPOINTMENTS/REAPPOINTMENTS**

**Councilor Jonathan Baliles moved that the following appointments/reappointments be approved:**

<b><u>Board Name</u></b>	<b><u>Appointment Criteria</u></b>	<b><u>Applicant Name</u></b>	<b><u>Terms</u></b>
<b>Board of Commissioners of the Richmond Redevelopment and Housing Authority</b> (9 members)	Applicants must reside in public or assisted housing in the city of Richmond.	Marilyn B. Olds (reappointment)	02/08/2016 – 11/24/2019
<b>Advisory Board of Recreation and Parks</b> (13 members)	9 <sup>th</sup> District Resident	Eddie T. Archer	03/11/2016 – 03/11/2019 Succeeding Uzziah A. Harris (Not interested in reappointment)
<b>Aging and Disabilities Advisory Board</b> (9 members)	Resident of the city who is a disabled person	Maureen Eberhardt	02/08/2016 – 02/08/2019 Succeeding Jason Whitaker (Term expired)
	Resident of the city who is a senior citizen	Charles Barker (reappointment)	02/08/2016 – 02/08/2019
	Member of City Council or a city employee.	E. Yvette Jones (reappointment)	02/08/2016 – 02/08/2019

<u>Board Name</u>	<u>Appointment Criteria</u>	<u>Applicant Name</u>	<u>Terms</u>
	Representative of the business community whose primary residence or principal place of business is located within the city of Richmond	Bonnie Predd	02/08/2016 – 12/09/2016 Succeeding Jennifer N. Cezar, resigned
<b>Capital Area Partnership Uplifting People, Inc.</b> (5 members appointed by City Council to the Board of Directors)	Resident of the city	Robert Birdsey (reappointment)	03/24/2016 – 03/24/2019
		Alan Sanfratella (reappointment)	03/24/2016 – 03/24/2019
<b>Richmond Behavioral Health Authority</b> (15 members)	Representative of the community, to include a consumer or a family member of a consumer when practical*	William F. Sharkey, II (reappointment)	07/01/2016 – 06/30/2019
<b>Senior Connections, the Capital Area Agency on Aging</b> (1 director appointed by the city)	*	Debra Gardner (reappointment)	04/12/2016 – 04/12/2019
<b>Capital Region Airport Commission</b> (4 members appointed by the city)	*	Algenon Brown (reappointment)	04/23/2016 – 04/23/2020
		Robert F. Norfleet (reappointment)	04/23/2016 – 04/23/2020
Board of Directors of the <b>Central Virginia Waste Management Authority</b> (3 directors and 3 alternates appointed by the city)	Residents of the city	Dr. Emmanuel Adediran	02/08/2016 – 02/08/2020 Succeeding James A. Jackson (Not interested in reappointment)
		Mark Kukoski (reappointment)	04/23/2016 – 04/23/2020
<b>Citizens Transportation Advisory Committee</b> (2 members & 2 alternates appointed by the city)	*	Julien Williams (reappointment)	04/22/2016 – 04/22/2018
	Alternate *	John Sydnor (reappointment)	02/08/2016 – 11/23/2017
<b>Clean City Commission</b> (15 members)	Corporate or citizen volunteer *	Wanda K. McGee	02/08/2016 – 10/25/2016 Succeeding Samira Squires, resigned
<b>Technical Advisory Committee</b> (1 member & 1 alternate appointed by the city)	Technical expert *	Amy M. Inman	02/08/2016 – 10/27/2017 Succeeding Viktoria W. Badger, resigned
<b>Minority Business Enterprise and Emerging Small Business Advisory Board</b> (9 Members)	Applicants must be representatives of lenders or businesses other than a minority business enterprise.*	Peter J. Paulk, IV	04/08/2016 – 04/08/2019 Succeeding Charles C. James (Served maximum number of terms)
<b>City Personnel Board</b> (10 members)	City residents	Joseph Gurley (reappointment)	04/26/2016 – 04/26/2019
<b>Richmond Public Library Board</b> (9 members)	Qualified voters of the city	David L. Ballard	02/08/2016 – 06/30/2020 Succeeding Brenda J. Drew (Served maximum number of terms)
		Kevin Lee Butterfield	02/08/2016 – 06/30/2018 Succeeding Benjamin J. Lambert, IV, resigned

**Councilor Parker Agelasto moved to continue consideration of the reappointment to the Board of Commissioners of the Richmond Redevelopment and Housing Authority to Monday, February 22, 2016. The motion was seconded and rejected: Ayes 3, Baliles, Samuels, Agelasto. Noes 6, Graziano, Robertson, Trammell, Newbille, Hilbert, Mosby.**

Councilor Baliles' motion to approve all appointments/reappointments was seconded and **unanimously adopted** with the exception of the **Richmond Redevelopment and Housing Authority** reappointment.

The reappointment of the **Richmond Redevelopment and Housing Authority** member was **approved: Ayes 6, Baliles, Graziano, Trammell, Newbille, Hilbert, Mosby. Noes 3, Samuels, Agelasto, Robertson.**

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

## **AWARDS AND PRESENTATIONS**

All members of Council and Mayor Dwight C. Jones recognized Master Police Officer Matthew D. Cavanaugh, Master Police Officer William W. Turner and Police Detective Ryan C. Bailey for their service to the community and for helping to make Richmond a safer place. Master Police Officer Matthew D. Cavanaugh, Master Police Officer William W. Turner and Police Detective Ryan C. Bailey accepted the award. Richmond Police Chief Alfred Durham expressed appreciation to the police officers.

President Michelle Mosby, on behalf of City Council, and Mayor Dwight C. Jones, proclaimed the month of February 2016 as Richmond African American History Month and encouraged everyone to join in commemorating the important observance. Tasha Chambers, Director of the Black History Museum and Cultural Center of Virginia, accepted the proclamation.

President Michelle Mosby, on behalf of City Council, and Mayor Dwight C. Jones, proclaimed the first week of February 2016 as Richmond Burn Awareness Week. Fire Marshal David Creasy, Chip Decker, Chief Executive Office of the Richmond Ambulance Authority, Fire Chief Robert Creecy, Gerald Pruden, President of the Old Dominion Firefighters Burn Foundation and Dr. Michael Feldman, Medical Director of the Evans Haynes-Burn Center, accepted the proclamation.

President Michelle Mosby and Vice President Chris Hilbert, on behalf of City Council, proclaimed the month of February 2016 as Richmond Teen Dating Violence Awareness and Prevention Month. Ms. Ryan Morris, YWCA of Richmond Community Outreach Specialist, accepted the proclamation.

## **CITIZEN COMMENT**

Councilor Jonathan Baliles moved to suspend Council's Rules of Procedure to allow the citizen speakers, originally scheduled to speak at the January 25<sup>th</sup> Council meeting, which was cancelled, to speak during the citizen comment period.

The motion was seconded and **adopted**: Ayes 8, Baliles, Graziano, Samuels, Agelasto, Robertson, Trammell, Newbille, Mosby. Noes, None. Hilbert was temporarily excused.

**Robert Gabay** expressed concern regarding climate change; he encouraged the city to adopt clean energy initiatives and to eliminate the use of fossil fuels.

**Libby Germer** expressed concern over the salaries for Richmond Public Schools' (RPS) teachers and the challenges the schools face due to a lack of funding.

**Diane Marshall** addressed Council expressing support for Richmond Public Schools' (RPS) proposed budget and the school system's teachers.

**George Whitby** addressed Council expressing concern regarding alleged illegal scams involving residents.

**Glenwood Burley** updated Council on the status of the city's police statue and reported that Dr. Norman Merrifield, Director of the Parks, Recreation and Community Facilities Department, authorized the relocation of the statue.

**Richard Walker** addressed Council alleging that the city has not implemented fair hiring practices for those with felony convictions.

**Micah Lee** addressed Council urging for increased funding for Richmond Public Schools' (RPS) teachers.

**Thea Paul** addressed Council expressing support for Richmond Public Schools' (RPS) proposed budget to benefit schools' libraries.

**Ray Muhammad** addressed Council asking for support to eliminate racial classifications from all job applications.

**Lola McDowell** invited Council to attend the Annual Read Across America events at Woodville Elementary School, 2000 North 28<sup>th</sup> Street, on Monday, February 29<sup>th</sup>, from 9:30 a.m. to 12:00 p.m., and Overby-Sheppard Elementary School, 2300 1<sup>st</sup> Avenue, on Friday, March 4<sup>th</sup>, from 9:00 a.m. to 3:00 p.m.

## **AGENDA REVIEW AND AMENDMENTS**

**Councilor Jonathan Baliles moved to amend the agenda as follows:**

### ORD. 2014-093

To establish an Advisory Task Force for the Economic Revitalization of South Richmond to provide advice to the Council, the Mayor and other City agencies concerning strategies and initiatives to improve the economic health of and promote economic development in certain Enterprise Zones and along certain corridors of South Richmond.

**Continued to Monday, May 9, 2016**

### ORD. 2014-217

To amend ch. 18 of the City Code by adding therein a new art. XII, consisting of new sections 18-626, 18-627, 18-636, 18-646 and 18-647, concerning tourism zones, for the purpose of establishing a Downtown Tourism Zone pursuant to Va. Code § 58.1-3851.

**Continued to Monday, February 22, 2016**

### ORD. 2015-199

To amend City Code §§ 38-156, concerning the abatement of certain refuse, litter and weed control violations, and 86-44, concerning the times and places of collection for bulk items, brush and loose leaves, for the purposes of requiring the Chief Administrative Officer to waive certain fees for the abatement of certain violations, requiring the Director of Public Works to provide written notification of the date on which bulk items are scheduled for collection, and prohibiting the placement of bulk items for collection on or near a public right-of-way more than 48 hours before the date scheduled for collection.

**Continued to Monday, February 22, 2016**

### ORD. 2015-232

To amend and reordain City Code § 2-302, concerning the functions of the Department of Economic and Community Development, and to amend ch. 2 of the City Code by adding therein a new art. VIII, concerning the City's development process, consisting of div. 1 (§§ 2-1401-2-1402), concerning general matters, div. 2 (§§ 2-1411-2-1415), concerning the planning process, div. 3 (§§ 2-1421-2-1426), concerning redevelopment and development projects, and div. 4 (§§ 2-1431-2-1435), concerning economic development projects, for the purpose of establishing a framework for planning, development, review, and approval of projects that involve contributions by the City.

**Continued to Monday, February 22, 2016**

ORD. 2015-245

To conditionally rezone the property known as 2801 East Main Street from the M-1 Light Industrial District to the B-5 Central Business District, upon certain proffered conditions.

**Continued to Monday, March 14, 2016**

ORD. 2015-246

To conditionally rezone the property known as 2825 East Main Street from the [M-1 Light] M-2 Heavy Industrial District to the B-5 Central Business District, upon certain proffered conditions. (As Amended)

**Continued to Monday, March 14, 2016**

RES. 2015-R064

To request that the Chief Administrative Officer cause to be conducted a study to determine the feasibility of developing a program to connect panhandlers in the city of Richmond with day jobs and charitable and social service organizations by using mobile services and the City's 311 Call Center as an initiative to reduce homelessness and panhandling.

**Continued to Monday, February 22, 2016**

RES. 2015-R068

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 Dove Street located between North Avenue and 1st Avenue.

**Continued to Monday, March 14, 2016**

RES. 2015-R069

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 Newell Road located between Jahnke Road and Westower Drive.

**Continued to Monday, March 14, 2016**

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

**EXPEDITED CONSIDERATION**

**Councilor Ellen Robertson moved to expedite consideration of the following resolution, which was seconded and adopted** – Ayes 8, Baliles, Graziano, Samuels, Agelasto, Robertson, Trammell, Newbille, Mosby. Noes, None. Abstention 1, Hilbert:

RES. 2016-R003

To designate the property known as 6140 Hull Street Road as a revitalization area pursuant to Va. Code § 36-55.30:2.

*Patrons: Mayor Jones (By Request)*

*William Pantele introduced RES. 2016-R003 and reported that the proposed legislation was a companion to ORD. 2016-015, listed on Council's Consent Agenda.*

**CONFLICT OF INTEREST DISCLOSURE STATEMENT**

**Pursuant to the State and Local Government  
Conflict of Interests Act**

COUNCIL MEMBER: Chris A. Hilbert

TRANSACTION INVOLVED: Resolution No. 2016-R003 (Expedited Resolution)

- ( X ) I have a personal interest in this transaction and I hereby disqualify myself from participation in it.
- ( ) I have a personal interest in this transaction but I am permitted to participate and will participate in the transaction because I am a member of a business, profession, occupation, or group, the members of which are affected by the transaction, and I make the following disclosures, as required by sections 2.2-3112(A)(2) and 2.2-3115(G) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.
- ( ) I have a personal interest in this transaction, but I am permitted to participate and will participate in the transaction because, although a party to this transaction is a client of my firm, I do not personally represent or provide services to such client, and I make the following disclosures as required by sections 2.2-3112(A)(3) and 2.2-3115(H) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.

THE NATURE OF MY INTEREST IN THE TRANSACTION IS:

The party requesting this resolution to designate 6140 Hull Street Road as a revitalization area

Pursuant to Va. Code § 36-55.30:2 is pursuing low-income housing tax credit financing for that

Property through my employer, the Virginia Housing Development Authority.

(If applicable) I AM A MEMBER OF THE FOLLOWING BUSINESS, PROFESSION, OCCUPATION, OR GROUP, THE MEMBER OF WHICH ARE AFFECTED BY THIS TRANSACTION:

N/A.

Date: February 8, 2016

Signature: Christopher A. Hilbert  
(Original copy signed by Christopher A. Hilbert)

RES. 2016-R003 was adopted: Ayes 8, Baliles, Graziano, Samuels, Agelasto, Robertson, Trammell, Newbille, Mosby. Noes, None. Abstention 1, Hilbert.

**CONSENT AGENDA**

**The following ordinances and resolution were considered:**

ORD. 2015-233

To amend and reordain City Code §§ [98-263] 26-582, concerning the eligibility of residential real property in redevelopment and conservation areas and rehabilitation districts for partial tax

exemption, [98-264] 26-583, concerning the application requirements for such partial tax exemption, and [98-265] 26-584, concerning the amount of such exemption and the basis for taxes during construction, for the purposes of adjusting applicable threshold requirements to qualify for such exemption, adding maximum rent limits for certain dwelling units, authorizing an additional exemption period for certain structures and requiring that property owners file annual renewal applications with the City Assessor. (As Amended)

**This ordinance was adopted.**

ORD. 2015-265

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$300,000 from the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, and to appropriate the amount of \$300,000 to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to a new special fund of the Judiciary - Other City Courts agency called the Richmond Adult Drug Treatment Court Program special fund by \$300,000 for the purpose of supporting and enhancing services provided to addicted offenders assigned to the Richmond Adult Drug Treatment Court Program.

**This ordinance was adopted.**

ORD. 2015-266

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$46,650.00 from the Virginia Department of Emergency Management, and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Fire and Emergency Services by \$46,650.00 for the purpose of providing foam team training for fire and emergency services personnel.

**This ordinance was adopted.**

ORD. 2015-267

To authorize the Chief Administrative Officer to accept funds in the amount of \$53,350 from the Virginia Department of Emergency Management; to transfer \$53,350 in matching funds from the Fiscal Year 2015-2016 General Fund Budget, Department of Fire and Emergency Services account; and to appropriate the total amount of \$106,700 to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Fire and Emergency Services by \$106,700 for the purpose of increasing awareness in emergency preparedness and providing foam team training for fire and emergency services personnel.

**This ordinance was adopted.**

ORD. 2015-268

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$65,000.00 from the Virginia Department of Emergency Management, and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Fire and Emergency Services by \$65,000.00 for the purpose of providing materials for community outreach and preparedness training related to acts of terrorism and other catastrophic events.

**This ordinance was adopted.**

ORD. 2016-001

To authorize the Chief Administrative Officer to accept funds in the amount of \$7,462.00 from the Virginia Department of Social Services and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the

Department of Social Services by \$7,462.00 for the purpose of funding the Healthy Families Richmond home visiting services program for the prevention of child abuse and neglect.

**This ordinance was adopted.**

ORD. 2016-002

To adopt an amendment to the Master Plan for the City of Richmond, adopted by the City Planning Commission on Nov. 6, 2000, and by the City Council by Ord. No. 2000-371-2001-11, adopted Jan. 8, 2001, as previously amended, to incorporate the VUU/Chamberlayne Neighborhood Plan, applicable to an area including Virginia Union University and the Chamberlayne Industrial Center, on the north side of the city, as a part of the Master Plan.

**This ordinance was adopted.**

ORD. 2016-003

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between Cellco Partnership, doing business as Verizon Wireless, as Lessee, and the City of Richmond, as Lessor, to allow Cellco Partnership, doing business as Verizon Wireless, to operate telecommunications equipment at 1006 Williamsburg Road.

**This ordinance was adopted.**

ORD. 2016-004

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between Cellco Partnership, doing business as Verizon Wireless, as Lessee, and the City of Richmond, as Lessor, to allow Cellco Partnership, doing business as Verizon Wireless, to operate telecommunications equipment at 1401 Pump House Drive.

**This ordinance was adopted.**

ORD. 2016-005

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between Cellco Partnership, doing business as Verizon Wireless, as Lessee, and the City of Richmond, as Lessor, to allow Cellco Partnership, doing business as Verizon Wireless, to operate telecommunications equipment at 2408 The Terrace.

**This ordinance was adopted.**

ORD. 2016-006

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between Cellco Partnership, doing business as Verizon Wireless, as Lessee, and the City of Richmond, as Lessor, to allow Cellco Partnership, doing business as Verizon Wireless, to operate telecommunications equipment at 4001 Stonewall Avenue.

**This ordinance was adopted.**

ORD. 2016-007

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease Agreement between Cellco Partnership, doing business as Verizon Wireless, as Lessee, and the City of Richmond, as Lessor, to allow Cellco Partnership, doing business as Verizon Wireless, to operate telecommunications equipment at 4308 Hermitage Road.

**This ordinance was adopted.**



ORD. 2016-008

To authorize the Chief Administrative Officer to accept funds in the amount of \$5,000 from the Virginia Commission for the Arts and to appropriate the increase to the Fiscal Year 2015-2016 General Fund Budget by increasing estimated revenues and the amount appropriated to the Non-Departmental General Fund Budget by \$5,000 for the purpose of providing a grant of \$2,500 of such funds to the Cadence Theatre Company and to 1708 Gallery Inc.

**This ordinance was adopted.**

ORD. 2016-009

To authorize the Chief Administrative Officer to accept funds in the amount of \$18,750 from the Virginia Department of Criminal Justice Services; to transfer \$56,250 in matching funds from the Fiscal Year 2015-2016 General Fund Budget, Department of Justice Services account; and to appropriate the total amount of \$75,000 to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Justice Services by \$75,000 for the purpose of implementing a continual jail bed use planning process in the city of Richmond.

**This ordinance was adopted.**

ORD. 2016-010

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$400,000 from the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention, and to amend the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Justice Services by \$400,000 for the purpose of replacing the current juvenile drug court program with a juvenile behavioral health docket program to provide additional services to juvenile offenders with co-occurring mental health and substance abuse disorders.

**This ordinance was adopted.**

ORD. 2016-011

To authorize the Chief Administrative Officer to accept funds in the amount of \$39,800 from the Virginia Department of Criminal Justice Services and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Police by \$39,800 for the purpose of funding various prevention and intervention programs to assist in gang and violent crime reduction efforts.

**This ordinance was adopted.**

ORD. 2016-012

To authorize the Chief Administrative Officer to accept funds in the amount of \$13,081.00 from the Virginia Department of Criminal Justice Services and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Justice Services by \$13,081.00 for the purpose of funding a two percent salary increase for the City's full-time local Pretrial Service Act and Comprehensive Community Corrections Act employees.

**This ordinance was adopted.**

ORD. 2016-013

To conditionally rezone the property known as 2900 West Broad Street from the B-3 General Business District to the B-5 Central Business District, upon certain proffered conditions.

**This ordinance was adopted.**

ORD. 2016-014

To authorize the special use of the property known as 1400 North Boulevard for the purpose of a mixed-use development, upon certain terms and conditions.

**This ordinance was adopted.**

ORD. 2016-015

To authorize the special use of the property known as 6140 Hull Street Road for the purpose of multifamily dwellings containing an aggregate of up to 88 dwelling units, upon certain terms and conditions.

**This ordinance was adopted.**

RES. 2016-R002

To approve an expenditure in the amount of \$2,935.00 from the Council District Funds for the Fourth District to pay Printersmark, Inc., for the printing and mailing of the Fourth District Winter 2016 Newsletter.

**This resolution was adopted.**

**CONFLICT OF INTEREST DISCLOSURE STATEMENT**

\_\_\_\_\_  
**Pursuant to the State and Local Government  
Conflict of Interests Act**  
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COUNCIL MEMBER: Chris A. Hilbert

TRANSACTION INVOLVED: Ordinance No. 2016-013

- ( X ) I have a personal interest in this transaction and I hereby disqualify myself from participation in it.
- ( ) I have a personal interest in this transaction but I am permitted to participate and will participate in the transaction because I am a member of a business, profession, occupation, or group, the members of which are affected by the transaction, and I make the following disclosures, as required by sections 2.2-3112(A)(2) and 2.2-3115(G) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.
- ( ) I have a personal interest in this transaction, but I am permitted to participate and will participate in the transaction because, although a party to this transaction is a client of my firm, I do not personally represent or provide services to such client, and I make the following disclosures as required by sections 2.2-3112(A)(3) and 2.2-3115(H) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.

THE NATURE OF MY INTEREST IN THE TRANSACTION IS:

The applicant for the special use permit that is the subject of this ordinance is pursuing low-income  
Housing tax credit financing through my employer, the Virginia Housing Development Authority.  
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(If applicable) I AM A MEMBER OF THE FOLLOWING BUSINESS, PROFESSION, OCCUPATION, OR GROUP, THE MEMBER OF WHICH ARE AFFECTED BY THIS TRANSACTION:

N/A.

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Date: February 8, 2016

Signature: Christopher A. Hilbert

(Original copy signed by Christopher A. Hilbert)

**CONFLICT OF INTEREST DISCLOSURE STATEMENT**

\_\_\_\_\_  
**Pursuant to the State and Local Government  
Conflict of Interests Act**  
\_\_\_\_\_

COUNCIL MEMBER: Chris A. Hilbert

TRANSACTION INVOLVED: Ordinance No. 2016-015

( X ) I have a personal interest in this transaction and I hereby disqualify myself from participation in it.

( ) I have a personal interest in this transaction but I am permitted to participate and will participate in the transaction because I am a member of a business, profession, occupation, or group, the members of which are affected by the transaction, and I make the following disclosures, as required by sections 2.2-3112(A)(2) and 2.2-3115(G) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.

( ) I have a personal interest in this transaction, but I am permitted to participate and will participate in the transaction because, although a party to this transaction is a client of my firm, I do not personally represent or provide services to such client, and I make the following disclosures as required by sections 2.2-3112(A)(3) and 2.2-3115(H) of the Code of Virginia. I HEREBY CERTIFY THAT I AM ABLE TO PARTICIPATE IN THE TRANSACTION FAIRLY, OBJECTIVELY, AND IN THE PUBLIC INTEREST.

THE NATURE OF MY INTEREST IN THE TRANSACTION IS:

The applicant for the special use permit that is the subject of this ordinance is pursuing low-income

Housing tax credit financing through my employer, the Virginia Housing Development Authority.

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(If applicable) I AM A MEMBER OF THE FOLLOWING BUSINESS, PROFESSION, OCCUPATION, OR GROUP, THE MEMBER OF WHICH ARE AFFECTED BY THIS TRANSACTION:

N/A.

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Date: February 8, 2016

Signature: Christopher A. Hilbert  
(Original copy signed by Christopher A. Hilbert)

There were no comments or discussions and the **Consent Agenda** was **unanimously adopted** with the exception of ORDS. 2016-013 and 2016-015.

ORDS. 2016-013 and 2016-015 were **adopted**: Ayes 8, Baliles, Graziano, Samuels, Agelasto, Robertson, Trammell, Newbille, Mosby. Noes, None. Abstention 1, Hilbert.

### **MOTION TO AMEND AND CONTINUE**

**Councilor Parker Agelasto moved that the ordinance entitled:**

#### **ORD. 2015-192** As Amended

To amend and reordain ch. 2, art. VII of the City Code by adding therein a new div. 3, consisting of §§ [2-1341—2-1344] 2-1350—2-1353, for the purpose of requiring the maintenance of an internet location at which public information concerning certain projects is electronically published for public access.

be **amended** and **continued** to **Monday, February 22, 2016**, as follows:

Page 1, Line 5

After the symbols for the word “sections”, strike the section numbers “2-1341—2-1344”, and insert the section numbers “2-1350—2-1353”

Page 1, Line 13

After the word “Richmond”, strike the parenthetical year “(2004)” and insert the parenthetical year “(2015)”

Page 1, Line 15

After the word “numbered”, strike the section number “2-1341”, and insert the section number “2-1350”

After the word “through”, strike the section number “2-1344”, and insert the section number “2-1353”

Page 1, Line 18

After the period following the abbreviation for the word “Section”, strike the section number “2-1341”, and insert the section number “2-1350”

Page 2, Line 4

At the beginning of the line, insert the text “‘Active project’ means a project that is funded fully or partially and is being developed and implemented.”

Page 2, Line 9

At the beginning of the line, insert the text “‘Pending project’ means a project that is funded fully or partially and is in the scoping, design, or planning phases.”

Page 3, Line 4

After the period following the abbreviation for the word “Section”, strike the section number “2-1342”, and insert the section number “2-1351”

Page 3, Line 12

After the word “section”, strike the section number “2-1343”, and insert the section number “2-1352”

Page 3, Line 16

After the word “section”, strike the section number “2-1343”, and insert the section number “2-1352”

Page 3, Line 18

After the period following the abbreviation for the word “Section”, strike the section number “2-1343”, and insert the section number “2-1352”

Page 3, Line 19

After the word “section”, strike the section number “2-1342”, and insert the section number “2-1351”

Page 4, Line 6

After the comma following the word “presentations”, insert a coma followed by the text “surveys, maps, drawings”

Page 4, Line 13

After the period following the subdivision “d”, strike the text “Drawings, maps, plans, and surveys”, and insert the words “Project schedule”

Page 4, Line 14

After the parenthetical number “(4)”, strike the text “On a quarterly basis, project”, and insert the word “Project”

After the word “updates”, insert the phrase “on a quarterly basis for all active projects and as deemed appropriate for pending projects”

Page 4, Line 22

After the parenthetical number “(8)”, strike the text “On a quarterly basis, details”, and insert the word “Details”

Page 5, Line 2

After the word “requirements”, insert a comma followed by the text “updated on a quarterly basis for all active projects and as deemed appropriate for pending projects”

Page 5, Line 4

At the beginning of the line, insert the text “(9) Project contact information, such as a contact person name, address, telephone number, electronic mail address, or any other contact information deemed appropriate.”

Page 5, Line 10

After the word “shall”, strike the text “contain a feature that enables the posting of public comments relating to the project. The employees responsible for updating the subsidiary webpage shall monitor and, if necessary, remove posted comments in accordance with any lawful policies of the department of information technology concerning the management of comments posted on the City’s website. The feature that enables the posting of public comments shall include a hyperlink to any policy or policies pursuant to which posted comments may be removed”, and insert the text “provide for a feature by which the public, City employees, and other users have the ability to provide feedback”

Page 5, Line 18

After the period following the abbreviation for the word "Section", strike the section number "2-1344", and insert the section number "2-1353"

Page 5, Line 19

After the word "section", strike the section number "2-1343", and insert the section number "2-1352"

Page 5, Line 23

After the word "on", strike the month "January", and insert the month "July".

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

### **MOTION TO AMEND**

**Councilor Charles Samuels moved that the ordinance entitled:**

ORD. 2015-263

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Broad Street Bus Rapid Transit Project Development Agreement between the City of Richmond, the Greater Richmond Transit Co., the Virginia Department of Rail and Public Transportation, the Virginia Department of Transportation, and the County of Henrico to facilitate the implementation of the Broad Street Bus Rapid Transit project and to set forth the responsibilities of the parties.

be **amended** as follows:

Page 1, Line 15

After the word "That", insert a comma followed by the text "only upon the fulfillment of all of the conditions set forth in section 2 of this ordinance" followed by another comma

Page 2, Line 4

After the period following the section number "2", insert the text: "That the authority granted to the Chief Administrative Officer to execute the Development Agreement set forth in section 1 of this ordinance may be exercised only if and when all of the following conditions have been fulfilled:

- (i) The Chief Administrative Officer has caused a written economic development plan to be prepared that identifies potential adverse impacts of the bus rapid transit system for which the Development Agreement provides and recommends actions to mitigate all potential adverse impacts identified, and the Council has approved the text of the economic development plan by resolution; and
  - (ii) The Chief Administrative Officer has caused a study of connectivity between the bus stops of the bus rapid transit system for which the Development Agreement provides and the other bus stops maintained by Greater Richmond Transit Co. along the route of the bus rapid transit system for which the Development Agreement provides, and the Council has approved the text of the study by resolution.
- § 3. That the Chief Administrative Officer shall cause the "Final Plan" as defined in the Development Agreement, once completed, to be published to the public with notice that the Chief Administrative Officer shall receive public comment for 30 days after such publication and, following such 30 day public comment period, the "Final Plan" as defined in the Development Agreement must be submitted to the City Council."

Page 2, Line 22

At the beginning of the line, insert the symbol for the word “Section” followed by the number “4” and a period

*Councilor Charles Samuels asked Council to consider the proposed amendments separately.*

*Allen Jackson, City Attorney, advised Council that any amendment to ORD. 2015-263 would require a continuation of the legislation to the next Council meeting.*

- (i) The Chief Administrative Officer has caused a written economic development plan to be prepared that identifies potential adverse impacts of the bus rapid transit system for which the Development Agreement provides and recommends actions to mitigate all potential adverse impacts identified, and the Council has approved the text of the economic development plan by resolution;

*Councilor Charles Samuels introduced subsection (i), and explained that the amendment will ensure that a plan is established to address how to assist the businesses that will be impacted during the Bus Rapid Transit (BRT) construction process.*

*Selena Cuffee-Glenn, Chief Administrative Officer, and Lee Downey, Deputy Chief Administrative Officer – Economic and Community Development, responded to questions regarding efforts to mitigate the impacts on businesses. Mr. Downey stated that, once the construction plans are finalized, city administration will be able to determine the best plan to mitigate impacts.*

*Aubrey Layne, Secretary of Transportation, stated that the planning for the proposed project began in 2009 and a one year delay in the implementation of the project would increase the cost of the project by at least one million dollars.*

*David Green, Chief Executive Officer – Greater Richmond Transit Company (GRTC), responded to questions regarding the proposed timeline and explained that the 2017 schedule was identified in the Transportation Investment Generating Economic Recovery (TIGER) application and the 2018 schedule was based on an alternative form of financing for the project.*

*In response to a question by Councilor Parker Agelasto, Robert Cary, Richmond District Engineer – Virginia Department of Transportation (VDOT), stated that access to businesses will be maintained throughout the construction process.*

*In response to a question by Councilor Jonathan Baliles, Secretary Layne stated that VDOT can pay for the advertising of road closures and alternative routes but not for the reimbursement of lost profits for business owners.*

*Vice President Chris Hilbert asked city administration to provide Council with funding options for profit loss reimbursement at the next formal meeting of Council.*

*Councilor Ellen Robertson stated that it is important to protect all business and property owners and that she will support new legislation regarding a Development Agreement.*

*Councilor Samuels withdrew the proposed subsection (i) amendment and stated that he will request new legislation to address a Development Agreement. Councilor Robertson and Vice President Hilbert asked to be added as co-patrons to the new legislation.*

- (ii) The Chief Administrative Officer has caused a study of connectivity between the bus stops of the bus rapid transit system for which the Development Agreement provides and the other bus stops maintained by Greater Richmond Transit Co. along the route of

the bus rapid transit system for which the Development Agreement provides, and the Council has approved the text of the study by resolution.

*Councilor Charles Samuels introduced subsection (ii) stating that concerns were expressed regarding the need for a study of connectivity between the bus stops for the Broad Street Bus Rapid Transit (BRT) system and other GRTC bus stops along the BRT route.*

*Selena Cuffee-Glenn, Chief Administrative Officer, stated that completion of a comprehensive operation study will require a year to complete and, if requested, the study will delay implementation of the proposed project by that same timeframe.*

*Jennifer Mitchell, Director of Virginia Department of Rail and Public Transportation, stated that the state will provide funding for a comprehensive operation study if the city postpones approval of the proposed project contingent upon the completion of the study.*

*David Green, Chief Executive Officer – Greater Richmond Transit Company (GRTC), explained that the connectivity plan has been completed and available on the GRTC webpage.*

*Councilor Cynthia Newbille asked Mr. Green for an update on the Intercommunity Connective Strategies for the East End of the city.*

*Garland Williams, Director of Planning and Scheduling, Greater Richmond Transit Company (GRTC), responded to questions regarding the Intercommunity Connective Strategies for the East End of the city.*

The motion was **rejected**: Ayes 2, Samuels, Trammell. Noes 7, Baliles, Graziano, Agelasto, Robertson, Newbille, Hilbert, Mosby.

- § 3. That the Chief Administrative Officer shall cause the “Final Plan” as defined in the Development Agreement, once completed, to be published to the public with notice that the Chief Administrative Officer shall receive public comment for 30 days after such publication and, following such 30 day public comment period, the “Final Plan” as defined in the Development Agreement must be submitted to the City Council.”

*Councilor Charles Samuels introduced section 3 and explained that the amendment would require the Chief Administrative Officer to publish the “Final Plan” and allow thirty days for citizens’ input.*

*Robert Cary, Richmond District Engineer – Virginia Department of Transportation (VDOT), explained that the project differs from traditional design bid bill, in that, the design of the project will be developed in sections. Mr. Cary stated that the project’s team has committed to updating City Council concerning the project on a scheduled basis.*

The motion was **rejected**: Ayes 2, Samuels, Trammell. Noes 7, Baliles, Graziano, Agelasto, Robertson, Newbille, Hilbert, Mosby.

*Councilwoman Reva Trammell expressed concern that the project does not include a north south connector.*

## REGULAR AGENDA

The following ordinance was considered:



## ORD. 2015-263

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Broad Street Bus Rapid Transit Project Development Agreement between the City of Richmond, the Greater Richmond Transit Co., the Virginia Department of Rail and Public Transportation, the Virginia Department of Transportation, and the County of Henrico to facilitate the implementation of the Broad Street Bus Rapid Transit project and to set forth the responsibilities of the parties.

*Selena Cuffee-Glenn, Chief Administrative Officer, introduced ORD. 2015-263.*

### **Opposition**

**Montague Magruder** spoke in opposition of the proposed legislation stating that an operations agreement between the city and Henrico County is imperative before construction on the proposed Bus Rapid Transit (BRT) project begins.

**Richard Walker** spoke in opposition of the proposed legislation expressing concern that the proposed BRT system will not include service to surrounding counties thus limiting city residents' access to jobs.

**Duront Walton** spoke in opposition of the proposed ordinance stating that city officials' determination to have a multimillion dollar transit project approved, yet basic city services remain allegedly underfunded and subpar, is appalling.

**Lynetta Thompson**, Richmond NAACP president, spoke in opposition of the proposed ordinance stating that Council should delay its vote on the plan until accessibility issues are addressed and more efforts are made to fully fund the city's schools.

**Marty Jewell** spoke in opposition of the proposed legislation stating that there are too many unanswered questions about the planned BRT project and underprivileged communities will not benefit from it; he also stated that the city runs the risk of violating Title VI of the Civil Rights Act should they approve the project.

**Elsa Woodaman** spoke in opposition of the proposed legislation urging Council to consider the city's perceived financial instability, the flaws of the BRT plan, and the needs of Richmond's schools before voting on the proposed ordinance.

**Scott Garnett**, RVA Coalition for Smarter Transit, spoke in opposition of the proposed ordinance stating that the city will save money if the BRT plan changes the placement of its dedicated bus lane and suggested that Council delay its vote on the plan.

**Ron Skinner** spoke in opposition of the proposed legislation stating that the success of a city is dependent upon the success of its citizens and Richmond should invest in the education of its children instead of a transportation system that will not benefit the city at large.

**Jonathan Marcus**, RVA Coalition for Smarter Transit, spoke in opposition of the proposed legislation stating that the proposed BRT project will not resolve the city's transportation problems and no existence of a park-and-ride component presents a major flaw in the plan.

**Art Burton** spoke in opposition of the proposed legislation stating that a fund should be established to assist the businesses impacted by BRT construction and the current plan does not guarantee that underserved areas of the city will have access to transportation.

## **Support**

**Cal Whitehead**, Richmond Business Council chair, spoke in support of the proposed legislation stating that BRT has led to the revitalization of many cities across the country and the proposed BRT project will address several transportation challenges residents experience.

**Charles Willis** spoke in support of the proposed legislation stating that the city should proceed with BRT regardless of whether or not regional support exists for the project.

**Stuart Schwartz**, Partnership for Smarter Growth policy chair, spoke in support of the proposed legislation stating that the organization has worked constructively with GRTC, funding several transit studies; he also noted that Richmond metro's current transit system is ranked 92<sup>nd</sup> out of 100 in the nation despite being the 44<sup>th</sup> largest metropolitan area in the U.S.

**Rev. Paul Brown** spoke in support of the proposed legislation urging Council to support the BRT project because it will give more access to residents, specifically students, who don't have access to the current transit system.

**Dr. John Moeser** spoke in support of the proposed legislation and asked that Council vote to approve the proposed ordinance as the transportation plan is the framework for an eventual regional transit system.

**Trip Pollard** spoke in support of the proposed legislation stating that, though issues exist with the transit plan, it presents a start to increased job access for residents, cleaner transit and community revitalization; therefore, the project should move forward.

**Laura Lafayette**, Richmond Association of Realtors CEO, spoke in support of the proposed legislation stating that her organization endorses the BRT plan and asked that Council approve it.

**Charles Merritt** spoke in support of the proposed legislation stating that the transit project will be transformative for Richmond, generating additional tax revenue and paving the way for regional transit.

**Sam McDonald** spoke in support of the proposed legislation stating that great cities have multiple mass transit systems and now is the time to take the first step in building a multimodal transportation network in Richmond.

**Carlos Brown**, Commonwealth Transportation Board Richmond district member, spoke in support of the proposed legislation stating that Council has both the political will and the resources to leverage over 55 million dollars in funding for BRT; he indicated that the funding will inevitably be unavailable should the project fail to move forward.

**Jon Luginbill**, Sports Backers executive director, spoke in support of the proposed legislation stating that transportation choice is very important for residents and the city needs to take advantage of the Transportation Investment Generating Economic Recovery (TIGER) grant it was awarded while it's available.

**Dr. Mike Harten** spoke in support of the proposed legislation stating that he is a part of an initiative that helps the aging remain in their homes for as long as possible and accessibility to transportation is crucial for those individuals.

**Havis Wright** spoke in support of the proposed legislation stating that BRT will connect residents to jobs and entertainment and urged Council to approve the proposed project.

**Kimberly Tucker** spoke in support of the proposed legislation stating that, as a human services professional, lack of transportation is always among the challenges her clients face and BRT presents a great opportunity to fix that challenge.

**Emily Thomason** spoke in support of the proposed legislation stating that BRT is convenient and economical for riders so she encourages Council's approval of the transit plan.

**Dr. Rosalind Banbury** spoke in support of the proposed legislation stating that she stands in favor of the proposed BRT project as this will help minimize joblessness and afford residents access to medical care.

**Taber Bain** spoke in support of the proposed legislation stating that the simplicity of BRT will spur real estate development and heightened property values.

**Blaine Lay** spoke in support of the proposed legislation stating that BRT will lead to a more thriving Richmond that will connect everyone.

**Larkin Garbee** spoke in support of the proposed legislation stating that the proposed BRT project is not perfect but it is the first phase of many to eventually build an ideal transit system.

**Juliellen Sarver**, Stone Brewing Company community relations manager, spoke in support of the proposed legislation stating that the proposed BRT system will connect the city's East End to the rest of the city and she expects that it will connect Richmond's north and south corridors in the future; she also stated that it will connect employees and visitors to Stone Brewing.

**Dominic Carter** spoke in support of the proposed legislation stating that the city is the heart of the metropolitan area and needs the BRT project.

**Andy Porter**, Virginians for High Speed Rail, spoke in support of the proposed legislation stating that the proposed project will be a vital link for residents and tourism. Mr. Porter provided a copy of a map of the 1976 Washington DC's Metro system.

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

**John Easter**, Greater Richmond Chamber, spoke in support of the proposed legislation stating that the proposed project will increase economic development and property values along the project's route and will help make the city more desirable for the next generation.

**Nelson Rigley**, Metro Richmond Clergy Committee for Rapid Transit, spoke in support of the proposed legislation stating that citizens are ready for a metro-wide system, that he is grateful for the TIGER grant awarded to the city and the project will enhance the quality of access to jobs, healthy foods and routine medical service. He further stated that the Metro Richmond Clergy Committee for Rapid Transit has begun talks with the surrounding counties regarding its involvement in a regional BRT project.

**Suzanne Hall**, RVA Rapid Transit, spoke in support of the proposed legislation stating that the city's earliest neighborhoods were nurtured by the first successful trolley system in the United States and approval of the proposed project will be an opportunity for the city to make history again.

**Taylor Wooldridge** spoke in support of the proposed legislation stating that the proposed project will benefit both the residents and businesses in the city.

**Darcy Carol**, Henrico Business Council, spoke in support of the proposed legislation stating that she looks forward to the day when she can travel Downtown without driving her vehicle. Ms. Carol stated that the proposed project will be an economic benefit for the city and the surrounding area.

**Alexsis Rodgers**, Metro Richmond Area Young Democrats, spoke in support of the proposed legislation stating that the proposed project is important in attracting and attaining the next generation.

**Nicholas Smith**, Partnership for Smarter Growth, spoke in support of the proposed legislation stating that the proposed project will attract the next generation. Mr. Smith further stated that the project will increase property values and the city's tax base.

*Councilwoman Reva Trammell stated that she is disappointed that the proposed plan did not include connectors for the city's Southside and that she does not support the project for various reasons.*

*Councilor Cynthia Newbille stated that she supports the BRT plan and a plan of action to mitigate the adverse impact, during construction, for those businesses along the project's route. Councilor Newbille announced plans to introduced legislation regarding the Intercommunity Connective Strategies for the East End at the next formal meeting of Council.*

*Councilor Ellen Robertson stated that she supports the plan and that she too supported a plan to mitigate adverse impacts to businesses along the project's route. Councilor Robertson further stated that the proposed project is the first step in the creation of a regional transportation system.*

*Councilor Parker Agelasto stated that having various state agencies assisting in the project provides a sense of comfort in his support for the plan. Councilor Agelasto further stated that there needs to be transit system which serves all constituents, including students of Virginia Community University (VCU).*

*Councilor Kathy Graziano expressed support for the proposed plan.*

*Councilor Charles Samuels stated that questions regarding improvements to a current GRTC route on Broad Street and financing are some of the reasons why he will not vote in favor of the proposed plan.*

*Councilor Jonathan Baliles stated that the city's investment in a quality transportation and school system will be major factors in reducing poverty and promoting economic growth in the city.*

*Vice President Chris Hilbert referenced a letter from VCU, which expressed support of the use of the BRT project by VCU students; he challenged residents to contact the surrounding counties regarding expansion of the BRT project. Vice President Hilbert stated the project will create some economic opportunities and that he supports the proposed project.*

*President Michelle Mosby stated that the BRT project is a value to the city and collectively, City Council will address the impact the construction will have on businesses along the project's route. President Mosby stated that the project does not provide service to the residents on the south side of the city; however, the project is the beginning of a citywide transportation system.*

**ORD. 2015-263 was adopted:** Ayes 7, Baliles, Graziano, Agelasto, Robertson, Newbille, Hilbert, Mosby. Noes 1, Samuels. Abstention 1, Trammell.

## **APPROVAL OF MINUTES**

Councilor Cynthia Newbille moved to approve the minutes for the following Richmond City Council meetings: Special Council Meeting held on Monday, January 4, 2016, at 5:00 p.m., Informal Council Session held on Monday, January 11, 2016, at 4:00 p.m., and the Formal Council Session held on Monday, January 11, 2016, at 6:00 p.m.

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

## **REPORTS/ANNOUNCEMENTS**

Councilor Cynthia Newbille announced that the 2016 Senior Informational Fair will be held on Tuesday, February 9<sup>th</sup>, from 10:00 a.m. to 2:00 p.m., at the Robinson Theater Community Arts Center, 2903 Q Street, and stated that lunch will be provided and free transportation and general event information is available through calling 804-646-3012.

Councilor Kathy Graziano thanked Selena Cuffee-Glenn, Chief Administrative Officer, and Lenora Reid, Deputy Chief Administrative Officer of Finance, for attending a meeting with 4<sup>th</sup> District civic association presidents to discuss various issues in the city. Councilor Graziano announced that a Boulevard development public engagement session will be held on Thursday, February 11<sup>th</sup>, at noon, at the Huguenot High School Community Center, 7945 Forest Hill Avenue, and informed citizens that the next quarterly 4<sup>th</sup> District meeting will be held on Thursday, February 11<sup>th</sup>, at 7:00 p.m., also at the Huguenot High School Community Center.

Councilor Jonathan Baliles announced that a public engagement session regarding the development of the Boulevard Site will be held on Thursday, February 11<sup>th</sup>, at 6:00 p.m., at Thomas Jefferson High School, 4100 Grace Street.

Councilor Charles Samuels announced that the Community Forum on Homelessness, hosted by Debra Gardner, Deputy Chief Administrative Officer for Human Service, will be held on Wednesday, February 10<sup>th</sup>, from 5:30 p.m. to 7:30 p.m., at Altria Theatre, 6 North Laurel Street. He also announced that a Historic Jackson Ward Association meeting was rescheduled to Tuesday, February 9<sup>th</sup>, at 6:00 p.m., at the UNOS Jackson Center, 501 North 2<sup>nd</sup> Street.

**Councilor Parker Agelasto moved to extend the deadline for the Boulevard Site Development Preliminary Market Analysis Online Survey, from February 15<sup>th</sup> to February 29<sup>th</sup>.**

Councilor Parker Agelasto reported that the Byrd Park Civic Association will meet on Saturday, February 13<sup>th</sup>, at 10:00 a.m., at the Byrd Park Roundhouse, 600 South Boulevard. Councilor Agelasto announced that the south access bridge to Belle Isle will be closed to vehicle traffic from Monday, February 15<sup>th</sup> through Friday, April 29<sup>th</sup>; however, access will be given on the weekends to pedestrians and cyclists during that timeframe. He stated that citizens can reach him at [parker.agelasto@richmondgov.com](mailto:parker.agelasto@richmondgov.com), and on Facebook and Twitter.

Councilor Ellen Robertson announced that a Richmond Police Department Community Job Fair will be held on Friday, February 19<sup>th</sup>, from 10:00 a.m., to 2:00 p.m., at the Bellemeade Community Center, 1800 Lynhaven Avenue. Councilor Robertson also announced that a Community Action Summit on Violence will be held on Thursday, February 11<sup>th</sup>, at 6:00 p.m., at Mt. Olivet Baptist Church, 1223 North 25<sup>th</sup> Street. Ms. Robertson reported that Richmond Public Schools (RPS) will hold its last meeting to discuss schools' facilities, on Tuesday, February 9<sup>th</sup>, from 6:00 p.m. to 8:00 p.m., at Linwood Holton Elementary School, 1600 West Laburnum Avenue.

Councilwoman Reva Trammell announced that a Richmond Police Department walk-thru for the First Precinct - Sector 112, beginning at 12<sup>th</sup> and Stockton Streets, will be held on Tuesday, February 9<sup>th</sup>, at 5:30 p.m. Councilwoman Trammell advised citizens to call the Richmond 311 Call Center to report potholes and reported that members of Council toured the Port of Richmond on Monday, February 1<sup>st</sup>. Ms. Trammell thanked the Department of Public Works for its efforts during the snow storm and the Richmond 311 Call Center for providing citizens with her home telephone number, 804-233-7382, and cell phone number, 804-240-5050. Councilwoman Trammell announced that the next 8<sup>th</sup> District meeting will be held on Thursday, April 21<sup>st</sup>, at 6:00 p.m., at the Satellite Restaurant, 4000

Jefferson Davis Highway. Ms. Trammell reminded citizens to contact 804-646-1526 or visit their nearest fire station to arrange for the installation of a smoke alarm or to have existing alarms inspected at no cost.

Councilor Cynthia Newbille announced that a 7<sup>th</sup> District Job Fair will be held on Friday, March 4<sup>th</sup>, from 10:00 a.m. to 2:00 p.m., at the Powhatan Community Center, 5051 Northampton Street.

Lee Downey, Deputy Chief Administrative Officer – Economic & Community Development, stated that city administration supports extending the deadline for the Boulevard Site Development Preliminary Market Analysis Online Survey to February 15<sup>th</sup>.

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

Vice President Chris Hilbert announced that the next 3<sup>rd</sup> District meeting will be held on Thursday, February 25<sup>th</sup>, at 6:00 p.m., at the Pine Camp Recreation Center, 4901 Old Brook Road, and discussions will include real estate tax exemption for the elderly and disabled, home fire safety and the city's new legislative tracking system. Vice President Hilbert stated that residents who would like to receive 3<sup>rd</sup> District announcements, may forward their email address to Lisa Townes, 3<sup>rd</sup> District Liaison, at [lisa.townes@richmondgov.com](mailto:lisa.townes@richmondgov.com) or 804-646-6055. He also stated that those contacting him via email, should do so at [chris.hilbert@ricmondgov.com](mailto:chris.hilbert@ricmondgov.com).

## **PRESIDENT'S REPORT**

President Michelle Mosby announced that a Midlothian Team meeting, chaired by Alma Moore, will be held on Tuesday, February 9<sup>th</sup>, at 6:00 p.m., at the Southside Social Services Building in Conference Room A, 4100 Hull Street, and the Boulevard development public engagement session was rescheduled for Thursday, February 11<sup>th</sup>, from 12:00 p.m. to 1:30 p.m., at the Huguenot High School Community Center, 7945 Forest Hill Avenue. President Mosby reported that the Department of Parks, Recreation and Community Facilities will host a meeting to discuss the Southside Community Center and Sports Complex on Thursday, February 18<sup>th</sup>, at 6:00 p.m., at Miles Jones Elementary School, 200 Beaufont Hills Drive, and a Community Action Summit on Violence will be held on Thursday, February 11<sup>th</sup>, at 6:00 p.m., at Mt. Olivet Baptist Church, 1223 North 25<sup>th</sup> Street. In recognition of Black History Month, President Mosby offered a quote from a speech given by Dr. Martin Luther King, Jr. stating, "We are not the makers of history, we are made by history".

## **INTRODUCTION OF NEW LEGISLATION**

**City Council will hold a public hearing on the following ordinances and resolutions on Monday, February 22, 2016, at 6:00 p.m.:**

### ORD. 2016-017

To authorize the Chief Administrative Officer to accept funds in the amount of \$5,000.00 from the National Recreation and Park Association and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Parks, Recreation and Community Facilities by \$5,000.00 for the purpose of funding healthy eating and physical activity education initiatives through the Department of Parks, Recreation and Community Facilities community centers in the city of Richmond.

*Patrons: Mayor Jones*

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

ORD. 2016-018

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 5519 Jahnke Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-019

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 5513 Jahnke Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-020

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 5731 Jahnke Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-021

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 6118 Jahnke Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-022

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 5700 Spruance Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-023

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 1200 Spruance Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-024

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 1026 Faye Street for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-025

To authorize the acquisition by condemnation, in the manner prescribed by City Charter § 18.03, of certain interests in a portion of the property known as 1056 Boroughbridge Road for the public purpose of constructing multimodal transportation and drainage improvements along Jahnke Road between its intersection with Blakemore Road and its intersection with Forest Hill Avenue.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-026

To amend and reordain ch. 24, art. II of the City Code by adding therein a new div. 9, consisting of new sections 24-251 through 24-258, and to amend Appendix A of the City Code by adding therein new fees for sections 24-252(d) and 24-254(b), for the purpose of permitting pedestrian enhancements within the right-of-way and excluding pedestrian enhancements from the general encroachment provisions set forth in the City Code.

*Patrons: Mayor Jones (By Request)*

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

ORD. 2016-027

To declare that a public necessity exists and to authorize the acquisition of certain fee simple interests, permanent and temporary easements, and dedicated rights-of-way for the public purpose of constructing multimodal transportation and drainage improvements along Commerce Road between its intersection with Bells Road and its intersection with Bellemeade Road.

*Patrons: Mayor Jones*



**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, February 16, 2016, at 1:30 p.m.**

ORD. 2016-028

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute the First Amendment to Performance Agreement between the City of Richmond, the Economic Development Authority of the City of Richmond and Dixon/Lee Development Group, LLC, for the purpose of modifying certain payment requirements and milestone dates.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, February 18, 2016, at 3:00 p.m.**

ORD. 2016-029

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Joint Exercise of Powers Agreement for Employee and Retiree Health Benefits between the City of Richmond, Virginia, and the School Board of the City of Richmond, Virginia, for the purpose of exercising jointly the power granted separately to the City and the School Board to provide for health benefits for officers, employees, retirees, and their eligible dependents of the City and the School Board by means of a self-insured plan and the cooperative procurement of a third-party administrator for the self-insured plan and any consultants necessary to advise the City and the School Board with respect thereto.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, February 18, 2016, at 3:00 p.m.**

RES. 2016-R004

To approve a conservation plan for the Church Hill Central Conservation Area.

*Patrons: Mayor Jones (By Request)*

**This resolution was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

RES. 2016-R005

To approve a conservation plan for the Woodville/Creighton Conservation Area.

*Patrons: Mayor Jones (By Request)*

**This resolution was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, February 16, 2016, at 3:00 p.m.**

RES. 2016-R006

To request that the School Board, in proposing the Fiscal Year 2016-2017 school budget, incorporate a recommendation, with supporting calculations, for the percentage of the City real estate tax rate of \$1.20 that is necessary to generate the funding required to cover the costs of operations for the school division administered by the School Board for such fiscal year.

*Patrons: Mr. Samuels*

**This resolution was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, February 18, 2016, at**

**City Council will hold a public hearing on the following ordinances and resolutions on Monday, March 14, 2016, at 6:00 p.m.:**

ORD. 2016-030

To amend City Code § 4-91, concerning cattle, horses, mules, or goats running at large, for the purpose of making it unlawful to permit any animal or fowl, other than dogs or cats, to run at large and providing for the disposition of any animal or fowl found running at large and seized by the Director of the Office of Animal Care and Control.

*Patrons: Mr. Samuels*

**This ordinance was introduced and referred to the Public Safety Standing Committee meeting on Tuesday, February 23, 2016, at 5:00 p.m.**

ORD. 2016-031

To amend ch. 2, art. VII of the City Code by adding therein a new div. 3, consisting of new §§ 2-1361-2-1366, for the purpose of establishing an open data policy to govern the future use of the City's open data portal.

*Patrons: Mr. Samuels*

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, February 25, 2016, at 5:00 p.m.**

ORD. 2016-032

To amend ch. 2, art. III, div. 6 of the City Code by adding therein a new section 2-188, concerning the City Auditor's role in information technology projects, for the purpose of requiring that a representative of the Office of the City Auditor be included in the implementation of any projects involving information technology systems with an estimated cost of at least \$1,000,000.

*Patrons: Mr. Samuels*

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, February 25, 2016, at 5:00 p.m.**

ORD. 2016-033

To amend ch. 2, art. III, div. 7 of the City Code by adding therein a new section 2-216, concerning the obstruction of inspector general investigations, to provide that certain employees who obstruct inspector general investigations by denying the Office of the City Auditor, when not required by law to do so deny, immediate access to information are subject to disciplinary action up to and including termination by their appointing authority.

*Patrons: Mr. Samuels*

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, February 25, 2016, at 5:00 p.m.**

ORD. 2016-034

To amend ch. 2, art. V, div. 1 of the City Code by adding therein a new § 2-763, concerning the making of certain appointments by the Chief Administrative Officer, for the purpose of providing for the Chief Administrative Officer to designate the City's technical representative and alternate technical representative on the Technical Advisory Committee of the Richmond Area Metropolitan Planning Organization.

*Patrons: Ms. Graziano*

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, February 25, 2016, at 5:00 p.m.**

ORD. 2016-035

To authorize the special use of the property known as 3410 Cutshaw Avenue for the purpose of single-family attached and two-family attached dwellings, upon certain terms and conditions and to repeal Ord. No. 79-118-111, adopted July 23, 1979.

*Patrons: Mayor Jones*

**This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 7, 2016, at 1:30 p.m.**

RES. 2016-R007

To declare a public necessity and to initiate an amendment to the City's zoning ordinance making the Department of Planning and Development Review, instead of the Office of the City Clerk, responsible for the mailing of required notices of City Planning Commission meetings.

*Patrons: Vice President Hilbert*

**This resolution was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, February 25, 2016, at 5:00 p.m.**

RES. 2016-R008

To formally adopt, for itself, the Council Liaisons, and the employees in the Council Chief of Staff's office, the Operational Policies and Procedures Manual issued by the Council Chief of Staff, as updated by the Council Chief of Staff from time to time, to the extent consistent with applicable law.

*Patrons: Mr. Samuels*

**This resolution was introduced and referred to the Organizational Development Standing Committee meeting on Monday, March 7, 2016, at 5:00 p.m.**

## ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 11:46 p.m.