

**Richmond City Council Formal Meeting Minutes ~ Monday, December 14, 2015 – 6:00 p.m.**

Richmond City Council met in the Council Chamber on Monday, December 14, 2015, at 7:03 p.m.

Invocation was offered by Reverend Emory Berry, Jr., Fourth Baptist Church, 2800 P Street, Richmond, VA 23223.

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

**Council Members Present**

The Honorable Michelle Mosby, President

The Honorable Christopher Hilbert, Vice President

The Honorable Parker Agelasto      The Honorable Jonathan Baliles

The Honorable Katherine 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/reappointment be approved:

<b>Board Name</b>	<b>Appointment Criteria</b>	<b>Applicant Name</b>	<b>Terms</b>
<b>Advisory Board of Recreation and Parks</b> (13 members)	1 <sup>st</sup> District resident	Dr. Charles Price	01/28/2016 – 01/28/2019
<b>Richmond Behavioral Health Authority</b> (15 members)	Reside or work in the city and be representative of the community	Dr. Joy G. Bressler	01/01/2016 – 01/01/2019 Succeeding Jodi Mincemoyer (resigned)
		Dr. Morris G. Henderson	01/01/2016 – 01/01/2019 Succeeding Napoleon L. Peoples (max. number of terms served)
		Dr. Paula Owens Parker	12/14/2015 – 07/01/2017 Succeeding Wayne Blanks (deceased)

The motion was seconded and **adopted**: Vote – Unanimous.

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

**AWARDS AND PRESENTATIONS**

Councilor Cynthia Newbille, on behalf of Richmond City Council, recognized, honored, celebrated and remembered the important life, works and memory of the late Alicia C. Rasin for her service and dedication to the community. Family members of Ms. Rasin accepted the recognition and expressed thanks to the City Council for their support.

**CITIZEN COMMENT**

**Marie Morton Hart** addressed Council regarding late utility and tax bills, Forest Hill Avenue road conditions and spending of funds from the Richmond Metropolitan Authority.

**Nelson Reveley, RVA Rapid Transit member**, expressed support for a metro-wide transit system and stated that he looks forward to a comprehensive operational analysis study, to be complete in January 2016, which could help to revamp the current transit system.

**Earl Bradley** addressed Council regarding the Department of Housing and Urban Development's Section 3 program; he stated that an audit revealed non-compliance with Richmond Redevelopment and Housing Authority projects providing employment and contract opportunities for low-income residents.

**Sheryl Johnson** addressed Council regarding a metro-wide transit system and stated that she was excited and looked forward to the proposed bus rapid transit system and wanted to thank Council and others who helped to secured funding for the project.

**Eric Tinsley** expressed frustration with local government.

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

**Jeanne Pupke, Metro Richmond Clergy Committee for Rapid Transit member**, expressed support of the proposed bus rapid transit system stating that it will create a first-class public transportation system for the metropolitan region.

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

**Charles Willis** addressed Council regarding Richmond Public Schools, the Richmond Redevelopment and Housing Authority and bus rapid transit system.

**AGENDA REVIEW AND AMENDMENTS**

Vice President Chris Hilbert moved to amend the agenda as follows:

**Ordinance No. 2014-93**

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.

which was continued from September 28, 2015 for consideration and action on this date, be **continued to Monday, February 8, 2016**, and

**Ordinance No. 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.

which was continued from September 28, 2015 for consideration and action on this date, be **continued to Monday, January 11, 2016**, and

**Ordinance No. 2015-192**

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, for the purpose of requiring the maintenance of an internet location at which public information concerning certain projects is electronically published for public access.

**Ordinance No. 2015-197**

To amend City Code § 46.1-51, concerning permit issuance to engage in or conduct a certain business, enterprise or activity, for the purpose of adding a separate permit for thermal pest control treatment, and to amend ch. 22, art. V, div. 3 of the City Code, concerning amendments to the fire prevention code, by adding therein a new section 46.1-63, for the purpose making it unlawful for any person to use or operate a temporary heat source to heat the interior of a building, structure or premise to a temperature above 100 degrees Fahrenheit for pest control treatment purposes unless such person has complied with certain conditions.

which were continued from November 9, 2015 for consideration and action on this date, be **continued to Monday, January 11, 2016**, and

**Ordinance No. 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.

which was continued from November 9, 2015 for consideration and action on this date, be **continued to Monday, January 25, 2016**, and

**Ordinance No. 2015-206**

To amend City Code § 46.1-51, concerning permit issuance to engage in or conduct a certain business, enterprise or activity, for the purpose of removing the fee for the exception that a tank may be abandoned if empty and increasing the fee for filling or removing residential heating oil tanks of less than 1,100 gallon size, and to amend City Code § 46.1-53, concerning the removal and closure of underground storage tanks, for the purpose of removing the exception that a tank may be abandoned if empty and to require soil testing to determine the contents of the tank.

which was continued from November 9, 2015 for consideration and action on this date, be **continued to Monday, January 11, 2016**, and

**Ordinance No. 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.

**Ordinance No. 2015-233**

To amend and reordain City Code §§ 98-263, concerning the eligibility of residential real property in redevelopment and conservation areas and rehabilitation districts for partial tax exemption, 98-264, concerning the application requirements for such partial tax exemption, and 98-265, 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,

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authorizing an additional exemption period for certain structures and requiring that property owners file annual renewal applications with the City Assessor.

**Ordinance No. 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.

which were introduced on November 9, 2015 and advertised for public hearing and action on this date, be **continued** to **Monday, January 11, 2016**, and

**Ordinance No. 2015-251**

To close to vehicular travel a portion of Brook Road located between West Broad Street and North Adams Street for the purpose of creating an urban plaza as part of a public art project.

which was introduced on November 9, 2015 and advertised for public hearing and action on this date, be **moved from the Consent Agenda to the Regular Agenda**, and

**Resolution No. 2014-R150**

To impose enhanced speeding penalties pursuant to City Code § 102-188 and to authorize the placement of signs giving notice thereof on the portion of McGuire Drive located between Broad Rock Road and Hopkins Road.

which was continued from October 12, 2015 for consideration and action on this date, be **continued** to **Monday, January 11, 2016**, and

**Resolution No. 2014-R184**

As Amended

To request that the Chief Administrative Officer cause to be issued a request for proposals for the purpose of selecting a development company for the Boulevard Site.

which was continued from November 9, 2015 for consideration and action on this date, be **continued** to **Monday, January 11, 2016**, and

**Resolution No. 2015-R65**

To support a strategy to achieve the “highest and best” use for the City-owned real estate in the area of the city bounded by Interstate 64 / 95 to the north, Hermitage Road to the east, West Leigh Street to the south, and North Boulevard to the west and a time frame for developing this strategy.

which was introduced on November 9, 2015 for public hearing and action on this date, be **moved from the Consent Agenda to the Regular Agenda**.

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Councilor Charles Samuels moved to further amend the agenda by moving **Resolution No. 2015-R65** from the **Consent Agenda** to the **Regular Agenda**. The motion was seconded and **adopted**: Vote – Unanimous.

Councilor Charles Samuels moved to further amend the agenda by moving **Ordinance No. 2015-251** from the **Consent Agenda** to the **Regular Agenda**. The motion was seconded and **adopted**: Vote – Unanimous.

Councilor Charles Samuels moved to further amend the agenda by continuing **Ordinance No. 2015-251** to **Monday, January 11, 2016**. The motion was seconded and **rejected**: Ayes 4, Baliles, Samuels, Agelasto, Trammell. Noes 5, Graziano, Robertson, Newbille, Hilbert, Mosby.

Vice President Chris Hilbert moved to further amend the agenda to amend and continue **Resolution No. 2015-R65** to the **Monday, January 11, 2016** Council meeting and accepting all remaining agenda amendments as presented. The motion was seconded and **adopted**: Vote – Unanimous.

**CONSENT AGENDA**

The following ordinances and resolutions entitled:

**Ordinance No. 2015-133-226**

To designate and establish the property located at 241 East Ladies Mile Road as an official City park named “Lieutenant Ozell Johnson Memorial Park.”

**Ordinance No. 2015-161-227**

As Amended

To amend and reordain City Code § 42-11, concerning the form of the budget submitted to the Council, for the purpose of requiring that certain per capita calculations and information be included in the budget.

**Ordinance No. 2015-208-228**

To amend City Code § 38-152, concerning unlawful accumulation, for the purpose of making it unlawful to permit the accumulation of certain furniture manufactured primarily for indoor use on any property or on any alley, sidewalk, public right-of-way, grass strips, or street abutting such property.

**Support**

**Todd Wilson, Oregon Hill Civic Association representative**, spoke in support of the proposed legislation.

**Ordinance No. 2015-230-229**

To authorize the Chief Administrative Officer to accept funds in the amount of \$25,000.00 from the National Association of County and City Health Officials 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 \$25,000.00 for the purpose of reducing disparities in breastfeeding in the city through peer and professional support.

**Ordinance No. 2015-234-230**

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$42,000.00 from the Duffield Family Foundation, doing business as Maddie's Fund, and to appropriate the increase to the Fiscal Year 2015-2016 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Office of Animal Care and Control by \$42,000.00 for the purpose of providing medical care and treatment for homeless animals in the city of Richmond.

**Ordinance No. 2015-235-231**

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Lease between the City of Richmond, as lessee, and A N T Corporation, as lessor, for the purpose of leasing a portion of the property known as 1630 Chamberlayne Avenue for use by the Office of Animal Care and Control to erect a fenced-in area to exercise shelter dogs.

**Ordinance No. 2015-236-232**

To amend Ord. No. 2015-73-84, adopted May 15, 2015, which adopted a General Fund Budget for Fiscal Year 2015-2016 and made appropriations pursuant thereto, for the purpose of further specifying and clarifying the intent of certain line items within the Non-Departmental Agency.

**Ordinance No. 2015-237-233**

To amend Ord. No. 2015-73-84, adopted May 15, 2015, which adopted the Fiscal Year 2015-2016 General Fund Budget and made appropriations pursuant thereto, by transferring and re-appropriating funds in the amount of \$2,150,000 from the Non-Departmental agency to various agencies for the purpose of funding pay adjustments.)

**Ordinance No. 2015-238-234**

To amend Ord. No. 2015-57-83, adopted May 15, 2015, which adopted the Fiscal Year 2015-2016 Special Fund Budget and made appropriations pursuant thereto, by creating therein a new Office of Community Wealth Building agency and transferring (i) the Center for Workforce Innovation Program special fund, with an appropriated amount of

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\$229,000, from the Department of Economic and Community Development agency to the new Office of Community Wealth Building agency and (ii) \$300,000 appropriated by Ord. No. 2015-141-151, adopted Jul. 27, 2015, from the Office of the Deputy Chief Administrative Officer for Human Services agency to the new Office of Community Wealth Building agency, for the purpose of providing for the use of these grant funds by the Office of Community Wealth Building.

**Support**

**Albert Walker, VCU Center of Society Health Community Academic Liaison**, spoke in support of the proposed legislation stating that the new city department, along with community partners, would work to implement a poverty reduction strategy that would address the immediate needs of persons living in poverty.

**Ordinance No. 2015-239-235**

To amend Ord. No. 2015-73-84, adopted May 15, 2015, which adopted the Fiscal Year 2015-2016 General Fund Budget and made appropriations pursuant thereto, by creating therein a new Office of Community Wealth Building agency, transferring funds in the total amount of \$1,317,436 from various agencies, and re-appropriating these transferred funds in the total amount of \$1,317,436 to the new Office of Community Wealth Building agency for the purpose of providing funds for the operation of the Office of Community Wealth Building.

**Support**

**Albert Walker, VCU Center of Society Health Community Academic Liaison**, spoke in support of the proposed legislation stating that the new city department, along with community partners, would work to implement a poverty reduction strategy that would address the immediate needs of persons living in poverty.

**Ordinance No. 2015-240-236**

To amend ch. 2, art. IV of the City Code by adding therein a new div. 24, consisting of §§ 2-826—2-829, concerning the Office of Community Wealth Building; to amend City Code § 2-302, concerning the functions of the Department of Economic and Community Development; and to amend City Code § 2-921, concerning the composition of the Maggie L. Walker Initiative Citizens Advisory Board, all for the purpose of establishing an Office of Community Wealth Building to implement a comprehensive poverty reduction initiative for the City.

**Support**

**Albert Walker, VCU Center of Society Health Community Academic Liaison**, spoke in support of the proposed legislation stating that the new city department, along with community partners, would work to implement a poverty reduction strategy that would address the immediate needs of persons living in poverty.



**Ordinance No. 2015-241-237**

To amend and reordain City Code § 78-341, concerning an additional retirement allowance for certain city officials, for the purpose of adding the Director of the Office of Community Wealth Building to the senior executive group for retirement system purposes.

**Support**

**Albert Walker, VCU Center of Society Health Community Academic Liaison**, spoke in support of the proposed legislation stating that the new city department, along with community partners, would work to implement a poverty reduction strategy that would address the immediate needs of persons living in poverty.

**Ordinance No. 2015-242-238**

To amend the pay plan adopted by Ord. No. 93-117-159 on May 24, 1993, to include a new classification of Director, Office of Community Wealth Building in the unclassified executive service.

**Support**

**Albert Walker, VCU Center of Society Health Community Academic Liaison**, spoke in support of the proposed legislation stating that the new city department, along with community partners, would work to implement a poverty reduction strategy that would address the immediate needs of persons living in poverty.

**Ordinance No. 2015-243-239**

To accept a quitclaim deed from the School Board conveying 2717 Alexander Avenue to the City and to authorize the Chief Administrative Officer to act on behalf of the City in executing such deed.

**Ordinance No. 2015-244-240**

To declare surplus and direct the conveyance of City-owned real estate located at 1722 Arlington Road to McKinnon and Harris, Inc., for \$1,750,000 for the purpose of stimulating private investment, job creation and economic development in the area.

**Opposition**

**Doug Albertson** spoke in opposition of the proposed legislation stating that “backdoor” procedures were utilized for the proposed sell of the property and asked Council to continue the legislation to provide for a competitive bid process.

*Councilor Charles Samuels, expressing support for the proposed legislation, stated that he has been apprised of all aspects for the proposed sell of the property referenced by Ord. No. 2015-244.*

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*Jennifer Mullen, Attorney – Roth Doner Jackson Gibbons Condlin, PLC, was available to answers questions regarding Ord. No. 2015-244.*

*Councilor Parker Agelasto stated that he supports Ord. No. 2015-244; however, the unsolicited offer process for city-owned properties needs to be reviewed.*

**Ordinance No. 2015- 247-241**

To authorize the special use of the property known as 202 Rear South Robinson Street for the purpose of permitting up to six single-family attached dwellings, upon certain terms and conditions.

*Councilor Parker Agelasto stated that, after speaking with the special use permit applicant, he supports Ord. No. 2015-247.*

**Ordinance No. 2015-248-242**

To authorize the special use of the property known as 701 West Clay Street for the purpose of permitting up to three dwelling units and a restaurant, upon certain terms and conditions.

**Opposition**

**Mariah White** spoke in opposition of the proposed legislation stating that there was no community awareness regarding the opening of the proposed business.

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

**Support**

**Charlene Baylor, special use permit (SUP) applicant,** spoke in support of the proposed legislation stating that she would like to legitimize the property by having a place where neighbors and citizens can commune.

**Dale Fickett** spoke in support of the proposed legislation stating that he supports the applicant and looks forward to her success.

**Sam Forest** spoke in support of the proposed legislation stating that he supports the applicant completely and the applicant would not do anything destructive to the community.

**Florence Breedlove** spoke in support of the proposed legislation stating that there has only been one voice opposing the special use proposal and the Carver community supports it.

**Ordinance No. 2015-249-243**

To authorize the special use of the properties known as 8 West Cary Street and 10 West Cary Street for the purpose of offices and up to two accessory dwelling units, upon certain terms and conditions.

**Ordinance No. 2015-250-244**

To amend and reordain Ord. No. 2001-262-248, adopted Sep. 10, 2001, which authorized the special use of the property known as 3101 Kensington Avenue for the conversion of the existing building for either 40 or 42 multifamily dwelling units and accessory parking, upon certain terms and conditions, to reflect the subdivision of the property into two parcels, now known as 3101 Kensington Avenue and 3131 Kensington Avenue, and to remove the condition that all dwelling units shall be converted to condominiums within five years of the issuance of the certificate of occupancy.

**Resolution No. 2013-R254-2015-68**

To support the City Administration's efforts to settle certain claims asserted by certain owners of real property abutting Princeton Creek in the City of Richmond.

**Resolution No. 2015-R53-69**

As Amended

To request that the Chief Administrative Officer cause to be prepared and delivered to the Council and the Mayor a report on the local tax revenues generated by businesses located in the area of the city of Richmond known as Carytown.

were considered.

There were no further comments or discussions and the **Consent Agenda** was **adopted:**  
Vote – Unanimous.

**REGULAR AGENDA**

**Ordinance No. 2015-251-245**

To close to vehicular travel a portion of Brook Road located between West Broad Street and North Adams Street for the purpose of creating an urban plaza as part of a public art project.

*Mark Olinger, Planning and Development Review Director, provided an introduction to Ord. No. 2015-251.*

*Councilor Parker Agelasto asked that Council defer actions on Ord. No. 2015-251 until a design proposal is devised.*

*Councilor Charles Samuels expressed a desire to continue Ord. No. 2015-251 for one month stating that it was unfair not to share a plan with the public regarding the memorial before Council voted on closing the street.*

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*Mr. Olinger informed Council that the closure of the street referenced in Ord. No. 2015-251 would provide the ample space for a proper memorial of Ms. Walker.*

*Councilor Jonathan Baliles stated that Ord. No. 2015-251 needed to be continued based on not having a definitive cost estimated for the design of the memorial.*

**Opposition**

**Jack Pearsall** spoke in opposition of the proposed legislation asking, without a plan for the memorial, how can Council vote on the proposed street closure; he ask that a tree at the location be saved if Ord. No. 2015-251 is adopted.

**Ryland Fleep** spoke in opposition of the proposed legislation stating that a prominent location [Monument Avenue] in the city should be utilized for the memorial.

**Mariah Robinson** spoke in opposition of the proposed legislation stating that the southern live oak tree in the proposed location for a memorial of Maggie L. Walker should not be destroyed in her name and asked for Council's pledge to save it.

**Rubin Peacock** spoke in opposition of the proposed legislation stating that the street closure would infringe on his rights to access his home on Brook Road and cause a loss in real estate property value.

**Robert Tingle** spoke neither in support nor opposition of the proposed legislation but stated that he would welcome a Maggie L. Walker memorial on Monument Avenue; he also provided history facts regarding the oak tree that currently resides at the proposed urban plaza and stated that it should exist along with any memorial for Ms. Walker.

**Jenny Dotts** spoke in opposition of the proposed legislation stating that Council should not close the street until a design for the urban plaza has been reviewed.

**Walter Dotts** spoke in opposition of the proposed legislation stating that the memorialization of Ms. Walker is long overdue; however, he is concerned with the process to close the street before a plan has been developed.

*A copy of the information provided has been filed*

**Beth Glassier** spoke in opposition of the proposed legislation asking that the oak tree not been destroyed.

**Sam Forest** spoke in opposition of the proposed legislation stating that the proposed location should not be utilized for Ms. Walker memorial but instead Monument Avenue along with other commemorations.

**Sue Wood** spoke in opposition of the proposed legislation stating that she appreciates Richmond's history and would not like to see it destroyed; she asked that the memorial for Ms. Walker be placed on Monument Avenue.

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**Support**

**Melvin Jones** spoke in support of the proposed legislation and state that comments regarding a memorial to Ms. Walker on Monument Avenue was a disgrace to her legacy.

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

**Sarah Driggs, Public Arts Commission member**, spoke in support of the proposed legislation and stated she would support a continuance of Ord. No. 2015-251 in order for the public to be able to weigh in on the urban plaza proposal prior to Council approving the street closure.

**Marisa Peachin** spoke in support of the proposed legislation stating that the street closure would provide the necessary square footage for the public urban plaza.

**Faithe Norrell, a descendent of Maggie L. Walker**, spoke in support of the proposed legislation and stated that she would support a continuance of Ord. No. 2015-251 to allow an opportunity to develop a consensus for the project from unexpected opposition.

**Arthur Burke** spoke in support of the proposed legislation and expressed concern that others valued the importance of an oak tree located at the proposed memorial site rather than Ms. Walker's legacy.

**Nicholas Smith** spoke in support of the proposed legislation stating that, regardless of the oak tree or the proposed memorial for Ms. Walker at the location, the street should be closed to vehicular travel due to safety.

*Councilor Charles Samuels stated that his request for a continuance of Ord. No. 2015-251 is to allow the Jackson Ward Historic Association an opportunity to understand the project proposal.*

*Councilor Ellen Robertson stated that she supports Ord. No. 2015-251 since the proposed legislation would provide the adequate spacing for the project.*

*Councilor Kathy Graziano stated that the approval of Ord. No. 2015-251 would provide the Public Art Commission the ability to move forward with constructing a design for the urban plaza.*

*Vice President Chris Hilbert stated that he supports Ord. No. 2015-251 and would like to move forward with consideration of the proposed legislation.*

*Councilor Jonathan Baliles stated that he supports a memorial to Ms. Walker in the Jackson Ward community but stressed an unknown budget for the proposed project as a reason to continue Ord. No. 2015-251.*

which was introduced on November 9, 2015 and advertised for public hearing and action on this date was considered.

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**Ordinance No. 2015-251-245** was **adopted**: Ayes 6, Graziano, Robertson, Trammell, Newbille, Hilbert, Mosby. Noes 1, Agelasto. Abstain 2, Baliles, Samuels.

**MOTION TO AMEND AND CONTINUE**

Councilor Charles Samuels moved that the ordinance entitled:

**Ordinance No. 2015-189**  
As Amended

To amend City Code § [~~46.1-69~~] 13-221, concerning inspection reports for fire prevention systems, for the purpose of requiring persons or firms testing or inspecting fire prevention systems to be certified and qualified to provide such testing or inspecting services.

which was continued from November 9, 2015 for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the section symbol, strike the section number “46.1-69” and insert the section number “13-221”

Page 1, Line 12

After the word “section”, strike the section number “46.1-69” and insert the section number “13-221”

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

Page 1, Line 14

After the period at the end of the abbreviation for the word “Section”, strike the section number “46.1-69” and insert the section number “13-221”

Page 1, Line 15

After the parenthetical letter “(a)”, strike the text “Qualifications. Any person or firm providing or conducting tests or inspections of fire protection systems within the city shall submit their certification and qualifications for the provision of such services in accordance with the appropriate National Fire Protection Association standard to the fire code official.”

Page 2, Line 1

At the beginning of the line, strike the parenthetical letter “(b)”

Page 2, Line 4

At the beginning of the line, strike the parenthetical letter “(c)” and insert a parenthetical letter “(b)”

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Page 2, Line 5

After the word “to”, strike the text “section 46.1-69(b) and require tests and inspections be provided by another person or firm if” and insert the words “subsection (a) of this section unless”

Page 2, Line 6

After the word “firm”, strike the words “who provided” and insert the word “providing”

Page 2, Line 7

After the word “reports”, insert the word “also”

After the word “has”, strike the words “failed to provide” and insert the word “provided”

After the word “with”, insert the words “documentation of current”

Page 2, Line 8

After the word “qualifications”, insert the phrase “to conduct such tests or inspections”

The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND AND CONTINUE**

Councilor Parker Agelasto moved that the ordinance entitled:

**Ordinance No. 2015-190**

As Amended

To amend City Code § [~~46.1-3~~] 13-22, concerning the authority of the fire code official at fires and other emergencies, for the purpose of authorizing the fire code official to regulate open burning, and to amend ch. 13, art. V, div. 3 of the City Code by adding therein a new section 13-199 for the purpose of prohibiting open burning without authorization from the fire code official and failing to contain or extinguish any open burning when requested by the fire code official.

which was continued from November 9, 2015 for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the section symbol, strike the section number “46.1-3” and insert the section number “13-22”

Page 1, Line 6

After the word “burning”, insert a comma followed by the text “and to amend ch. 13, art. V, div. 3 of the City Code by adding therein a new section 13-199 for the purpose of prohibiting open burning without authorization from the fire code official and failing to contain or extinguish any open burning when requested by the fire code official”

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Page 1, Line 14

After the word “section”, strike the section number “46.1-3” and insert the section number “13-22”

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

Page 1, Line 16

After the period at the end of the abbreviation for the word “Section”, strike the section number “46.1-3”, and insert the section number “13-22”

Page 2, Line 6

After the period following the word “official”, strike the sentence “The fire code official shall have the authority to control, contain or extinguish any open burning.”

Page 2, Line 8

At the beginning of the line, insert the text, “§ 2. That Chapter 13, Article V, Division 3 of the Code of the City of Richmond (2015) be and is amended and reordained by adding therein a new section numbered 13-199 as follows:

Sec. 13-199. Prohibition related to open burning.”

Page 2, Line 16

At the beginning of the line, strike the text “§ 2.”, and insert the text “§ 3.”

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

**MOTION TO AMEND AND CONTINUE**

Councilor Parker Agelasto moved that the ordinance entitled:

**Ordinance No. 2015-191**

As Amended

To amend City Code §§ ~~[38-154]~~ 11-105, concerning weeds and other vegetation, ~~[38-155]~~ 11-107, concerning violations and notice, and ~~[38-156]~~ 11-108, concerning abatement by the City, and to amend Appendix A of the City Code by adding therein a new fee for City Code § ~~[38-156(b)]~~ 11-108(b) for the purpose of imposing one notice per growing season, designating the amount of administrative charges for abatement by the City, imposing civil penalties for violation or such sections, and requiring the Director of Planning and Development Review to prepare and deliver to the City Council and the Chief Administrative Officer a report concerning the costs incurred, charged to property owners and paid to the City associated with the City’s efforts to abate violations of such sections.

which was continued from November 9, 2015 for consideration and action on this date, be **amended**



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**and continued to Monday, January 11, 2016, as follows:**

Page 1, Line 4

After the second section symbol, strike the section number “38-155” and insert the section number “11-105”

After the comma following the word “vegetation”, strike the section number “38-155” and insert the section number “11-107”

Page 1, Line 5

After the word “and”, strike the section number “38-156” and insert the section number “11-108”

Page 1, Line 6

After the section symbol, strike the section number “38-156(b)” and insert the section number “11-108(b)”

Page 1, Line 18

After the word “sections”, strike the text “38-154, 38-155 and 38-156” and insert the text “11-105, 11-107, and 11-108”

Page 1, Line 19

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

Page 1, Line 21

After the period at the end of the abbreviation for the word “Section”, strike the section number “38-154” and insert the section number “11-105”

Page 3, Line 4

After the period at the end of the abbreviation for the word “Section”, strike the section number “38-155” and insert the section number “11-107”

Page 3, Line 5

After the word “section”, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

Page 3, Line 7

After the word “section”, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

Page 3, Line 9

After the word “section”, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

Page 3, Line 20

After the word “section”, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

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Page 4, Line 6

After the word “season”, insert a comma followed by the text “defined as the period annually from March 1 to November 30” and another comma

Page 4, Line 16

At the beginning of the line, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

Page 4, Line 19

After the period at the end of the abbreviation for the word “Section”, strike the section number “38-156” and insert the section number “11-108”

Page 4, Line 20

After the word “section”, strike the text “38-151, 38-152 or 38-154” and insert the text “11-102, 11-103, or 11-105”

Page 5, Line 14

After the word “section”, strike the section number “38-155” and insert the section number “11-107”

Page 5, Line 22

After the article “The”, strike the title “director of planning and development review” and insert the text “chief administrative officer or the designee thereof”

Page 6, Line 1

After the word “council”, strike the text “and the chief administrative officer” and the comma immediately following the word “officer”

Page 6, Line 5

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

Page 6, Line 6

After the word “section”, strike the section number “38-156(b)” and insert the section number “11-108(b)”

Page 6, Line 7

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

Page 6, Line 9

At the beginning of the line, strike the section number “38-156(b)”

Page 6, Line 10

At the beginning of the line, insert the section number “11-108(b)”  
After the second section symbol, strike the text “38-151, 38-152 and 38-154” and insert the text “11-102, 11-103, and 11-105”

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The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND AND CONTINUE**

Councilwoman Reva Trammell moved that the ordinance entitled:

**Ordinance No. 2015-205**  
As Amended

To amend ch. [~~46.1~~] 13, art. V, div. 3 of the City Code[~~;~~] by adding therein a new section [~~46.1-64~~] 13-201, concerning maximum standpipe outlet pressure, for the purpose of regulating the maximum outlet pressure for firefighting standpipe systems.

which was continued from November 9, 2015 for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the period at the end of the abbreviation for the word “chapter”, strike the chapter number “46.1” and insert the chapter number “13”

After the word “Code”, strike the comma

After the word “section”, strike the section number “46.1-64” and insert the section number “13-201”

Page 1, Line 12

After the word “Chapter”, strike the chapter number “46.1” and insert the chapter number “13”

Page 1, Line 13

At the beginning of the line, strike the parenthetical year “(2004)” and insert the parenthetical year “(2015)”

After the word “section”, strike the section number “46.1-64” and insert the section number “13-201”

Page 1, Line 15

After the period at the end of the abbreviation for the word “Section”, strike the section number “46.1-64” and insert the section number “13-201”

Page 2, Line 2

At the beginning of the line, strike the word “Standpipe”, and insert the words “Non-adjustable standpipe”

The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND AND CONTINUE**

Councilor Charles Samuels moved that the ordinance entitled:

**Ordinance No. 2015-207**  
As Amended

To amend ch. [~~46.1~~] 13, art. V, div. 3 of the City Code[~~;~~] by adding therein a new section [~~46.1-62~~] 13-202, concerning fire escape examination and maintenance, for the purpose of requiring the examination and maintenance of all fire escapes on buildings within the city.

which was continued from November 9, 2015 for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the period at the end of the abbreviation for the word “chapter”, strike the chapter number “46.1” and insert the chapter number “13”

After the word “Code”, strike the comma

After the word “section”, strike the section number “46.1-62” and insert the section number “13-202”

Page 1, Line 12

After the word “Chapter”, strike the chapter number “46.1” and insert the chapter number “13”

Page 1, Line 13

At the beginning of the line, strike the parenthetical year “(2004)” and insert the parenthetical year “(2015)”

After the word “section”, strike the section number “46.1-62” and insert the section number “13-202”

Page 1, Line 15

After the period at the end of the abbreviation for the word “Section”, strike the section number “46.1-62” and insert the section number “13-202”

Page 2, Line 10

After the word “or”, strike the words “at the frequency”, and insert the word “as”

The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND AND CONTINUE**

Councilor Kathy Graziano moved that the ordinance entitled:

**Ordinance No. 2015-246**  
As Amended

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.

which was introduced on November 9, 2015 and advertised for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the words “from the”, strike the text “M-1 Light”, and insert the text “M-2 Heavy”

Page 1, Line 16

After the words “from the”, strike the text “M-1 Light”, and insert the text “M-2 Heavy”

Page 1, Line 17

After the word “sections”, strike the section number “114-452.1”, and insert the section number “30-452.1”

After the word “through”, strike the section number “114-452.4”, and insert the section number “30-452.4”

Page 1, Line 18

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

Page 2, Line 1

After the word “the”, strike the text “B-5 Central Business”, and insert the text “M-2 Heavy Industrial”

Page 2, Line 2

After the word “sections”, strike the section number “114-442.1”, and insert the section number “30-454.1”

After the word “through”, strike the section number “114-442.7”, and insert the section number “30-454.6”

Page 2, Line 3

After the word “Chapter”, strike the chapter number “114”, and insert the chapter number “30”

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

The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND**

Vice President Chris Hilbert moved that the resolution entitled:

**Resolution No. 2015-R65**  
As Amended

To support a strategy to achieve the “highest and best” use for the City-owned real estate in the area of the city bounded by Interstate 64 / 95 to the north, Hermitage Road to the east, West Leigh Street to the south, and North Boulevard to the west and a time frame for developing this strategy.

which was introduced on November 9, 2015 for public hearing and action on this date, be **amended** as follows:

Page 2, Line 3

After the semicolon, insert the word “and”

Page 2, Line 4

At the beginning of the line, insert the text “WHEREAS, the members of Council are duly elected by the voters in each Council member’s respective district and, therefore, serve as the representatives of the citizens of the City of Richmond; and WHEREAS, the Boulevard Area is owned by the City, and it is, therefore, imperative that the City receive public input before deciding the conditions and uses that will be solicited in an appropriate solicitation;”

Page 3, Line 1

At the beginning of the line, insert the text “d. A policy that (i) any and all plans, drawings, and documentation related to the Boulevard Area submitted to the City for the redevelopment of the Boulevard Area shall be dated after the public meetings on the redevelopment of the Boulevard Area have taken place, provided that the foregoing will not be deemed to apply to work produced by consultants contracted by the City to assist with the study described in subparagraph (a) of this paragraph (1), and (ii) no organization or individual that contributes, directly or indirectly, to the study described in subparagraph (a) of this paragraph (1) will be eligible to respond to any solicitation for which subparagraph (c) of this paragraph (1) calls; and; and”

*Vice President Chris Hilbert provided an introduction of his proposed amendment to Res. No. 2015-R65.*

The motion was seconded and **adopted**: Vote – Unanimous.

**MOTION TO AMEND**

Councilor Charles Samuels moved that the resolution entitled:

**Resolution No. 2015-R65**  
As Amended

To support a strategy to achieve the “highest and best” use for the City-owned real estate in the area of the city bounded by Interstate 64 / 95 to the north, Hermitage Road to the east, West Leigh Street to the south, and North Boulevard to the west and a time frame for developing this strategy.

which was introduced on November 9, 2015 for public hearing and action on this date, be **amended** as follows:

Page 3, Line 11

After the word “until”, strike the text “the end of January, 2016”, and insert the text “90 days after the adoption of this resolution”

Page 3, Line 14

After the word subparagraph letter “b.”, strike the text “In February, 2016, and March, 2016”, and insert the text “From 90 days after the adoption of this resolution until 120 days after the adoption of this resolution”

Page 3, Line 22

After the subparagraph letter “c.”, strike the text “In April, 2016”, and insert the text “From 120 days after the adoption of this resolution until 150 days after the adoption of this resolution”

Page 4, Line 3

After the subparagraph letter “d.”, strike the text “In May, 2016”, and insert the text “From 150 days after the adoption of this resolution until 180 days after the adoption of this resolution”

Page 4, Line 8

After the subparagraph letter “e.”, strike the text “In June, 2016”, and insert the text “From 180 days after the adoption of this resolution until 210 days after the adoption of this resolution”

Page 4, Line 11

After the word “Area”, insert a semicolon followed by the word “and”

Page 4, Line 12

At the beginning of the line, insert the text “3. Recognizing the significant impact that proper development of the Boulevard Area will have on the city of Richmond and recognizing the City’s transparency, a policy that the City will endeavor to abide by the principle that any solicitation process will be open and, upon the selection of a developer, all documents related to the process that are not proprietary or that are not prohibited

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from disclosure by law will be available for public review prior to the commencement of any development or construction of the Boulevard Area.”

*Councilor Charles Samuels provided an introduction of his proposed amendment to Res. No. 2015-R65.*

*Vice President Chris Hilbert stated that he welcomed amendments to Res. No. 2015-R65; however, the development of the Boulevard site was long overdue.*

*Councilor Kathy Graziano expressed concern regarding Mr. Samuels’ proposed extension to the public hearing period and suggested a shorter timeframe.*

*Councilor Jonathan Baliles stated that Ms. Graziano’s suggestion of a proposed 30-day public hearing period after the possible adoption of Res. No. 2015-R65 is not enough time for public input.*

*Prior to voting on Councilor Samuels’ original amendment to Res. No. 2015-R65, Mr. Samuels moved to amendment of Res. No. 2015-R65 as follows:*

Page 3, Line 11

After the word “until”, strike the text “the end of January, 2016”, and insert the text “60 days after the adoption of this resolution”

Page 3, Line 14

After the word subparagraph letter “b.”, strike the text “In February, 2016, and March, 2016”, and insert the text “From 60 days after the adoption of this resolution until 90 days after the adoption of this resolution”

Page 3, Line 22

After the subparagraph letter “c.”, strike the text “In April, 2016”, and insert the text “From 90 days after the adoption of this resolution until 120 days after the adoption of this resolution”

Page 4, Line 3

After the subparagraph letter “d.”, strike the text “In May, 2016”, and insert the text “From 120 days after the adoption of this resolution until 150 days after the adoption of this resolution”

Page 4, Line 8

After the subparagraph letter “e.”, strike the text “In June, 2016”, and insert the text “From 150 days after the adoption of this resolution until 180 days after the adoption of this resolution”

Page 4, Line 11

After the word “Area”, insert a semicolon followed by the word “and”

Page 4, Line 12

At the beginning of the line, insert the text “3. Recognizing the significant impact that proper development of the Boulevard Area will have on the city of Richmond and



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recognizing the City’s transparency, a policy that the City will endeavor to abide by the principle that any solicitation process will be open and, upon the selection of a developer, all documents related to the process that are not proprietary or that are not prohibited from disclosure by law will be available for public review prior to the commencement of any development or construction of the Boulevard Area.”

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

Councilor Parker Agelasto moved to continue **Resolution No. 2015-R65 as amended** to Monday, **January 11, 2016**. The motion was seconded and **rejected**: Ayes 4, Baliles, Samuels, Agelasto, Trammell. Noes 5, Graziano, Robertson, Newbille, Hilbert, Mosby.

*Councilor Parker Agelasto expressed disappointment that a motion to continue Res. No. 2015-R65, which was previously discussed, had failed.*

*Councilor Ellen Robertson stated that Council has demonstrated a willingness to support transparency with the proposed adoption of Res. No. 2015-R65.*

*Councilor Jonathan Baliles expressed disappointment that Res. No. 2015-R65 was not continued as previously discussed.*

*Councilwoman Reva Trammell stated that considering Res. No. 2015-R65 without the presence of the public was wrong.*

**MOTION TO VOTE**

Councilor Kathy Graziano moved that the resolution entitled:

**Resolution No. 2015-R65-70**  
As Amended

To support a strategy to achieve the “highest and best” use for the City-owned real estate in the area of the city bounded by Interstate 64 / 95 to the north, Hermitage Road to the east, West Leigh Street to the south, and North Boulevard to the west and a time frame for developing this strategy.

which was introduced on November 9, 2015 for public hearing and action on this date, be **amended** as follows:

Page 2, Line 3

After the semicolon, insert the word “and”

Page 2, Line 4

At the beginning of the line, insert the text “WHEREAS, the members of Council are duly elected by the voters in each Council member’s respective district and, therefore, serve as the representatives of the citizens of the City of Richmond; and

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WHEREAS, the Boulevard Area is owned by the City, and it is, therefore, imperative that the City receive public input before deciding the conditions and uses that will be solicited in an appropriate solicitation;”

Page 3, Line 1

At the beginning of the line, insert the text “d. A policy that (i) any and all plans, drawings, and documentation related to the Boulevard Area submitted to the City for the redevelopment of the Boulevard Area shall be dated after the public meetings on the redevelopment of the Boulevard Area have taken place, provided that the foregoing will not be deemed to apply to work produced by consultants contracted by the City to assist with the study described in subparagraph (a) of this paragraph (1), and (ii) no organization or individual that contributes, directly or indirectly, to the study described in subparagraph (a) of this paragraph (1) will be eligible to respond to any solicitation for which subparagraph (c) of this paragraph (1) calls; and; and”

Page 3, Line 11

After the word “until”, strike the text “the end of January, 2016”, and insert the text “60 days after the adoption of this resolution”

Page 3, Line 14

After the word subparagraph letter “b.”, strike the text “In February, 2016, and March, 2016”, and insert the text “From 60 days after the adoption of this resolution until 90 days after the adoption of this resolution”

Page 3, Line 22

After the subparagraph letter “c.”, strike the text “In April, 2016”, and insert the text “From 90 days after the adoption of this resolution until 120 days after the adoption of this resolution”

Page 4, Line 3

After the subparagraph letter “d.”, strike the text “In May, 2016”, and insert the text “From 120 days after the adoption of this resolution until 150 days after the adoption of this resolution”

Page 4, Line 8

After the subparagraph letter “e.”, strike the text “In June, 2016”, and insert the text “From 150 days after the adoption of this resolution until 180 days after the adoption of this resolution”

Page 4, Line 11

After the word “Area”, insert a semicolon followed by the word “and”

Page 4, Line 12

At the beginning of the line, insert the text “3. Recognizing the significant impact that proper development of the Boulevard Area will have on the city of Richmond and recognizing the City’s transparency, a policy that the City will endeavor to abide by the principle that any solicitation process will be open and, upon the selection of a developer, all documents related to the process that are not proprietary or that are not prohibited

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from disclosure by law will be available for public review prior to the commencement of any development or construction of the Boulevard Area.”

**Resolution No. 2015-R65-70 as amended** was **adopted**: Ayes 5, Graziano, Robertson, Newbille, Hilbert, Mosby. Noes 4, Baliles, Samuels, Agelasto, Trammell.

**MOTION TO AMEND AND CONTINUE**

Councilor Parker Agelasto moved that the ordinance entitled:

**Ordinance No. 2015-35**  
As Amended

To amend City Code § [~~2-221~~] 2-184, concerning the City Auditor, and City Code § [~~2-543~~] 2-153, concerning the duties of the Department of Information Technology, for the purpose of prescribing that the main internet webpage of each department or other agency include a link to audit reports and information concerning the status of implementations of audit recommendations.

which was continued from November 9, 2015 for consideration and action on this date, be **amended and continued** to **Monday, January 11, 2016**, as follows:

Page 1, Line 4

After the section symbol following the words “amend City Code”, strike the section number “2-221”, and insert the section number “2-184”

After the section symbol following the words “and City Code”, strike the section number “2-543”, and insert the section number “2-513”

Page 1, Line 14

After the word “section”, strike the section number “2-221”, and insert the section number “2-184”

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

Page 1, Line 16

After the period following the abbreviation for the word “Section”, strike the section number “2-221”, and insert the section number “2-184”

Page 2, Line 11

After the words “general reports”, insert the text “issued since January 1, 2012” followed by a comma

Page 2, Line 17

After the word “section”, strike the section number “2-543”, and insert the section number “2-513”

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

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Page 2, Line 19

After the period following the abbreviation for the word “Section”, strike the section number “2-543”, and insert the section number “2-513”

Page 3, Line 10

After the comma following the date “July 1”, strike the year “2015”, and insert the year “2016”

The motion was seconded and **adopted**: Vote – Unanimous.

**EXPEDITED CONSIDERATION**

Councilwoman Reva Trammell moved to expedite consideration of the following resolution, which was seconded and **adopted**: Vote – Unanimous.

**Resolution No. 2015-R66-71**

Patron: Ms. Trammell

To appoint Richard K. Bishop to the position of Council Liaison.

The resolution, which was introduced on this date for consideration and action, was considered.

*Councilwoman Reva Trammell introduced Res. No. 2015-R66.*

There were no further comments and **Resolution No. 2015-R66-71** was **adopted**: Vote Unanimous.

Councilor Charles Samuels moved to expedite consideration of the following resolution; which was seconded and **adopted**: Vote Unanimous.

**Resolution No. 2015-R67-72**

Patron: All Members of Council

To endorse, for the City of Richmond, legislative proposals set forth within the document entitled “City of Richmond 2016 Legislative Proposals for the Virginia General Assembly;” to request the Richmond delegation to the General Assembly of Virginia to take legislative action consistent with and in vigorous support of such recommendations; to support other legislative action recommendations and to encourage other organizations and individuals to support such recommendations.

The resolution, which was introduced on this date for consideration and action, was considered.

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*President Michelle Mosby introduced Res. No. 2015-R67.*

There were no further comments and **Resolution No. 2015-R67-72** was **adopted**: Ayes 8, Graziano, Samuels, Agelasto, Robertson, Trammell, Newbille, Hilbert, Mosby. Noes, None. Baliles was temporarily excused.

### APPROVAL OF MINUTES

Councilor Cynthia Newbille moved to approve the following Richmond City Council meeting minutes: Council Budget Retreat held on Monday, October 19, 2015, at 12:00 p.m., Special Council Session held on Monday, November 2, 2015, at 5:00 p.m., Informal Council Session held on Monday, November 9, 2015, at 4:00 p.m., and the Formal Council Session held on Monday, November 9, 2015, at 6:00 p.m.

The motion was seconded and **adopted**: Vote – Unanimous.

### REPORTS/ANNOUNCEMENTS

Councilor Cynthia Newbille offered best wishes to citizens during the holiday season.

Councilwoman Reva Trammell announced that the next 8<sup>th</sup> District meeting will be held on Thursday, December 17<sup>th</sup>, at 6:00 p.m., at the Satellite Restaurant, 4000 Jefferson Davis Highway. Ms. Trammell asked that citizens contact her at 804-233-7382 or 804-240-5050 regarding concerns in the 8<sup>th</sup> District. Ms. Trammell reminded citizens to contact the Richmond Fire Department at 804-646-1526 to receive a free smoke alarm or to have existing alarms inspected.

Councilor Charles Samuels announced that the Historic Jackson Ward Association's Annual Holiday party will be held on Tuesday, December 15<sup>th</sup>, at 6:00 p.m., at the UNOS Jackson Center, 501 North 2<sup>nd</sup> Street; the Carver Civic Improvement League holiday party will be held on Tuesday, December 15<sup>th</sup>, at 6:30 p.m., 1103 West Marshall Street; Fan District Association Board of Directors will meet on Monday, January 4<sup>th</sup>, at 7:00 p.m., at the FDA building, 208 Strawberry Street

Councilor Ellen Robertson announced that an affordable housing trust fund pre-application meeting will be held on Tuesday, December 15<sup>th</sup>, at 1:00 p.m., at Main Street Station, 1500 East Main Street and that the submittal deadline is Thursday, January 14<sup>th</sup>, by 4:00 p.m. Ms. Robertson informed citizens that the Richmond Public Schools' Facilities Task Force will hold meetings at 6:00 p.m., on Tuesday, December 15<sup>th</sup>, at the Martin Luther King Jr. Middle School, 1000 Mosby Street, on Tuesday, January 12<sup>th</sup>, at Binford Middle School, 1701 Floyd Avenue and on Thursday, January 14<sup>th</sup>, at Franklin Military Academy, 701 North 37<sup>th</sup> Street. Ms. Robertson encouraged citizens to contact the main city library at 804-646-7223 for a listing of holiday activities occurring at neighborhood locations.

Councilor Parker Agelasto wished citizens a happy holiday season.

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Councilor Kathy Graziano announced that the Finance and Economic Development Standing Committee will meet on Thursday, December 17<sup>th</sup>, at 3:00 p.m., in Council Chamber.

Vice President Chris Hilbert announced that a 3<sup>rd</sup> District meeting will now be held on the fourth Thursday of each month, beginning Thursday, January 28<sup>th</sup>, at 6:00 p.m., at Pine Camp Recreation Center, 4901 Old Brook Road, to receive a fire home safety and public art program presentations and to discuss the new legislative tracking system.

**PRESIDENT’S REPORT**

President Michelle Mosby wished citizens a “Merry Christmas and a Happy New Year.”

**INTRODUCTION OF NEW LEGISLATION**

The following ordinance was introduced for a special public hearing on **Monday, January 4, 2016, at 5:00 p.m.**, and referred to City Council standing committees as indicated:

**Ordinance No. 2015-255**

Patron: Mayor Jones

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Performance Agreement between the City of Richmond, the Economic Development Authority of the City of Richmond and Fulton Hill Properties, LLC, for the purpose of providing an economic development grant to facilitate the development of at least ten affordable housing units and ten workforce housing units in the area generally bounded by Carlisle Avenue, Goddin Street, and Union Street. **(COMMITTEE: Finance and Economic Development, Thursday, November 17, 2015, 3:00 p.m.)**

The following ordinances were introduced for public hearing on **Monday, January 11, 2016, at 6:00 p.m.**, and referred to City Council standing committees as indicated:

**Ordinance No. 2015-252**

Patron: Mayor Jones

To authorize the Chief Administrative Officer to accept funds in the amount of \$381,749.00 from the State Compensation Board and to appropriate the increase to the Fiscal Year 2015-2016 General Fund Budget by increasing estimated revenues and the amount appropriated to the City Treasurer by \$2,622.00, the Department of Finance by \$15,344.00, the Judiciary by \$57,713.00, and the City Sheriff by \$306,070.00 for the purpose of funding a two percent salary increase for the City’s constitutional officers and their employees. **(COMMITTEE: Finance and Economic Development, Thursday, November 17, 2015, 3:00 p.m.)**

**Ordinance No. 2015-253**

Patron: Mayor Jones

To amend City Code § 8-7, concerning the naming of City facilities, for the purpose of excluding from the provisions of City Code §§ 8-7—8-10 any City-owned building leased by the City to a tenant when the lease grants the tenant the right to transfer naming rights to that building. **(COMMITTEE: Finance and Economic Development, Thursday, November 17, 2015, 3:00 p.m.)**

**Ordinance No. 2015-254**

Patron: Mayor Jones

To authorize the Chief Administrative Officer, on behalf of the City of Richmond, to execute a First Amendment to Lease and Franchise Agreement between the City of Richmond, Virginia, and Richmond Performing Arts Center, L.L.L.P., for the purpose of providing for the transfer of naming rights to the downtown performing arts complex that includes the Carpenter Theatre by Richmond Performing Arts Center, L.L.L.P. **(COMMITTEE: Finance and Economic Development, Thursday, November 17, 2015, 3:00 p.m.)**

**Ordinance No. 2015-256**

Patron: Mayor Jones, By Request

To close to public use and travel, a portion of Northampton Street, located between Carlisle Avenue and Goddin Street and consisting of 9,978± square feet, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-257**

Patron: Mayor Jones, By Request

To authorize the special use of the properties known as 910 Goddin Street, 1000 Goddin Street, 4907 Goddin Court, a portion of 1000 A Carlisle Avenue, 1000 B Carlisle Avenue, 1021 Carlisle Avenue, and a portion of Northampton Street for the purpose of authorizing multifamily dwellings with up to 204 dwelling units and accessory parking, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-258**

Patron: Mayor Jones, By Request

To amend Ord. No. 2000-218-231, adopted May 22, 2000, which authorized the property known as 1000 Carlisle Avenue for the purpose of the conversion and occupancy of the existing building as an arts center and performance and reception facility, together with

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accessory off-street parking, substantially in accordance with the attached site plan and floor plans, to authorize up to 62 multi-family dwelling units and commercial uses and to remove part of 1021 Carlisle Avenue, part of Rear 901 State Street, and 910 Goddin Street, and reduce the required accessory off-street parking, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-259**

Patron: Mayor Jones

To declare surplus and to direct the sale of City-owned real estate located at 910 Goddin Street and 1000 Goddin Street for \$80,000.00 to Fulton Hill Properties, LLC, for the purpose of enabling the redevelopment of the property. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-260**

Patron: Mayor Jones, By Request

To authorize the special use of the property known as 2112 Monteiro Street for the purpose of authorizing a multifamily dwelling with up to 18 dwelling units, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-261**

Patron: Mayor Jones., By Request

To authorize the special use of the property known as 3100 East Marshall Street for the purpose of waiving the parking requirement for a two-family dwelling and a dwelling unit located in an accessory building, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-262**

Patron: Mayor Jones, By Request

To authorize the special use of the property known as 3111 West Clay Street for the purpose of permitting a social service delivery use, upon certain terms and conditions. **(Planning Commission, Monday, January 4, 2016, 1:30 p.m.)**

**Ordinance No. 2015-264**

Patron: Mayor Jones

To authorize the Chief Administrative Officer, on behalf of the City of Richmond, to execute a Utilities Agreement between the City of Richmond and Fulton Hill Properties, LLC, for the purpose of facilitating the relocation of an existing City sewer utility



easement. (**COMMITTEE: Finance and Economic Development, Thursday, November 17, 2015, 3:00 p.m.**)

**Ordinance No. 2015-269**

Patron: Mayor Jones

To amend City Code § 13-190, concerning the removal and closure of underground storage tanks, for the purpose of removing the exception that a tank may be abandoned if empty and to require soil testing to determine the contents of the tank, and to amend the fees set forth in Appendix A of the City Code for City Code § 13-160, for the purpose of removing the fee for the exception that a tank may be abandoned if empty and increasing the fee for filling or removing residential heating oil tanks of less than 1,100 gallon size. (**Committee Referral Waived Pursuant to Rule VI(B)(2)**)

**Ordinance No. 2015-270**

Patron: Mayor Jones

To amend ch. 13, art. V, div. 3 of the City Code, concerning amendments to the fire prevention code, by adding therein a new section 13-200, for the purpose making it unlawful for any person to use or operate a temporary heat source to heat the interior of a building, structure or premise to a temperature above 100 degrees Fahrenheit for pest control treatment purposes unless such person has complied with certain conditions, and to amend the fees set forth in Appendix A of the City Code for City Code § 13-160 for the purpose of adding a separate permit fee for thermal pest control treatment. (**Committee Referral Waived Pursuant to Rule VI(B)(2)**)

The following ordinance was introduced for public hearing on **Monday, January 25, 2016, at 6:00 p.m.**, and referred to City Council standing committees as indicated:

**Ordinance No. 2015-263**

Patron: Mayor Jones

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. (**COMMITTEE: Land Use, Housing and Transportation, Tuesday, January 19, 2016, 3:00 p.m.**)

The following ordinances were introduced for public hearing on **Monday, February 8, 2016, at 6:00 p.m.**, and referred to City Council standing committees as indicated:

**Ordinance No. 2015-265**

Patron: Mayor Jones

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. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**Ordinance No. 2015-266**

Patron: Mayor Jones

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 service personnel. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**Ordinance No. 2015-267**

Patron: Mayor Jones

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 preparedness and providing foam team training for fire and emergency service personnel. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**Ordinance No. 2015-268**

Patron: Mayor Jones

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

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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. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**Ordinance No. 2015-271**

Patron: President Mosby

To amend and reordain City Code § 9-58, which assigns polling places in the city, to relocate and establish a new polling place for Precinct 911. **(COMMITTEE: Governmental Operations, Thursday, January 28, 2016, 4:00 p.m.)**

The following resolutions were introduced for public hearing on **Monday, February 8, 2016, at 6:00 p.m.** and referred to City Council standing committees as indicated:

**Resolution No. 2015-R68**

Patron: Ms. Robertson

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. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**Resolution No. 2015-R69**

Patron: Ms. Graziano

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 Westover Drive. **(COMMITTEE: Public Safety, Tuesday, January 26, 2016, at 5:00 p.m.)**

**ADJOURNMENT**

There being no further business before the Council, the meeting adjourned at 11:44 p.m.