



City of Richmond

Formal Meeting Minutes

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

Monday, February 26, 2018

6:00 PM

Council Chamber, 2nd Floor - City Hall

Richmond City Council met in the Council Chamber on Monday, February 26, 2018, at 6:23 p.m.

Invocation was offered by Bishop Orrin K. Pullings, Sr., United Nations Church International, 214 Cowardin Avenue, Richmond, VA.

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

President Chris Hilbert requested a moment of silence in memory of Dr. Grace Harris, former provost of Virginia Commonwealth University, and Ed Graziano, husband of former 4th District Council member Kathy Graziano.

Councilmembers Present

The Honorable Chris Hilbert, President
The Honorable Cynthia Newbille, Vice President
The Honorable Andreas Addison
The Honorable Parker Agelasto
The Honorable Kim Gray
The Honorable Michael Jones (*Early departure*)
The Honorable Kristen Larson (*Early departure*)
The Honorable Ellen Robertson
The Honorable Reva Trammell (*Early departure*)

CHAMBER EMERGENCY EVACUATION PLAN AND CITIZEN SPEAKER GUIDELINES

President Chris Hilbert called the meeting to order and presided. Upon the President's request, Interim Deputy City Clerk Lisa Braxton provided information on the appropriate manner in which the Council Chamber is to be evacuated in the event of an emergency along with citizen speaker guidelines.

APPOINTMENTS AND REAPPOINTMENTS

Councilor Ellen Robertson moved that the following appointment and reappointment recommendations be approved:

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>	<u>Terms</u>
Economic Development Authority (7 directors)	Resident of the city who is a member of the residential, commercial or mixed-use development community	Nathan V. Hughes	02/26/2018 – 11/28/2021 <i>Succeeding Richard Johnson</i>

Board Name	Criteria for Appointment	Applicant Name	Terms
Safe and Healthy Streets Commission (12 members)	Qualified voter of the city who holds no office of profit with the city	Kathryn M. Benedict	02/26/2018 – 11/28/2020 <i>Succeeding Michael Shane Cusick</i>
	Expertise in transportation safety	Michael Todd (reappointment)	03/24/2018 – 03/23/2021

* Applicants must reside or work in the city.

The motion was seconded and unanimously approved with the exception of the appointment recommendation of Kathryn M. Benedict, who was also approved: Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Newbille, Hilbert. Noes, None.

Councilor Agelasto stated, during the vote, that he supported the recommendations to appoint Nathan Hughes to the Economic Development Authority, and Michael Todd to the Safe and Healthy Streets Commission.

A copy of the information provided has been filed.

AWARDS AND PRESENTATIONS

Councilwoman Reva Trammell, on behalf of Richmond City Council, and Mayor Levar Stoney, recognized Joseph A. “Joe” Mary, firefighter with the Richmond Department of Fire and Emergency Services, on his upcoming retirement after thirty years of public service to the city.

Councilwoman Reva Trammell, on behalf of Richmond City Council, and Mayor Levar Stoney, recognized members of Fighting More Than Fire, for the organization’s donated time, talent, expertise and funding in assisting families rebuild their homes damaged or destroyed by fire or disaster.

Councilwoman Reva Trammell, on behalf of Richmond City Council, and Mayor Levar Stoney, recognized the RFD Foundation Metro Richmond Flying Squad, for its work providing health and comfort services to emergency first responders while on the scene of emergency incidents, and assisting residents displaced from their homes due to fires or other emergency events.

Annual Mayoral Report on Poverty Reduction and Community Wealth Building Initiatives

Mayor Levar Stoney presented the Office of Community Wealth Building (OCWB) 2018 Annual Report. Mayor Stoney recognized Director Reginald Gordon and staff of the OCWB on their dedication to the success of citizens. Mayor Stoney stated that the OCWB is creating a strong network with more than fifty Richmond organizations that address systemic barriers, create career plans and actively case manage 600 low income citizens. Mayor Stoney thanked Council for its support of the program.

Director Reginald Gordon spoke on the achievements of the office and stated that there is additional work to be done. Mr. Gordon thanked city administration, Council and members of the Citizen Advisory Board for their support.

Councilor Ellen Robertson, co-chair of the advisory board, thanked Mr. Gordon and staff, members of the advisory board and citizens for their hard work and support in moving the program toward success.

A copy of the information provided has been filed.

CITIZEN COMMENT

John Richmond addressed Council stating that the city needs additional bicycle lanes and requested that funding for the request be considered during budget deliberations.

Ann Worthom addressed Council stating that citizens are less important to the city if they are not a child or a student. Ms. Worthom questioned how dividing citizens into specific groups will unify Richmond.

William Shuman addressed Council expressing his support for a cost of living adjustment (COLA) for city retirees, as there has not been an increase since 2012.

Wayne Dawson addressed Council expressing his support for a COLA increase for city retirees, stating that he has not received such increase since 2007. Mr. Dawson requested that Council look for additional funding to provide a much needed raise to city retirees.

Lillie A. Estes addressed Council stating that the city tends to solve problems that do not exist and creates problems that do not need to be considered. Ms. Estes informed Council of the demands of the Coalition for Better Public Housing.

A copy of the information provided has been filed.

Larry Glidewell addressed Council expressing his support for a COLA increase for city retirees, as retirees have not received an increase since 2008; he stated that retirees were receiving increases each year that were similar to that of the Virginia Retirement System (VRS) before 2004. Mr. Glidewell also informed Council that, in 2017, the Richmond Retirement System (RRS) changed its policy to require that the funding status be 80% before a COLA is recommended to the RRS Board of Trustees, and such status would not be reached until approximately 2024.

Sha'Randa Taylor addressed Council expressing her concerns regarding the negligence of city leaders and the Richmond Redevelopment and Housing Authority (RRHA). Ms. Taylor informed Council of her living situation in RRHA housing, stating that, due to deplorable conditions, she developed several medical conditions.

Vice President Cynthia Newbille requested that RRHA Interim CEO Orlando Artze meet with Ms. Taylor to address her concerns.

AGENDA REVIEW AND AMENDMENTS

The following agenda amendments were presented:

ORD. 2017-236

To amend ch. 12, art. I of the City Code by adding therein a new § 12-11.01 for the purpose of requiring the Chief Administrative Officer to cause to be developed a ten-year citywide infrastructure maintenance plan for the purpose of identifying, funding, and completing City infrastructure maintenance projects.

To be continued to Monday, March 26, 2018

ORD. 2017-242

To amend Ord. No. 2000-410-2001-10, adopted Jan. 8, 2001, as previously amended by Ord. No. 2001-220-231, adopted Jul. 23, 2001, which approved the "Shops at Stratford Hills Community Unit Plan," for the purpose of increasing the area subject to the community unit plan by 3.4 acres to 67.9± acres and modifying the development standards, under certain terms and conditions. (As Amended)

To be continued to Monday, March 12, 2018

ORD. 2018-022

To amend Ord. No. 2002-17-48, adopted Feb. 11, 2002, which authorized the special use of the properties known as 8 and 10 East Main Street for conversion and use of the ground floor levels of the existing buildings for dwelling purposes, together with off-street parking, to also permit such properties to be used for short-term rental, upon certain terms and conditions.

To be continued to Monday, March 12, 2018

ORD. 2018-023

To authorize the special use of the property known as 806 Cathedral Place for the purpose of permitting up to five rooms or groups of rooms for short-term rental, upon certain terms and conditions.

To be continued to Monday, March 12, 2018

ORD. 2018-027

To amend City Code § 11-104, concerning exceptions to the prohibitions on unlawful dumping and unlawful accumulation, to provide that bulk items and tree and shrubbery trimmings placed for collection by the City pursuant to City Code § 23-44 do not constitute unlawful accumulation, and to amend City Code §§ 23-1, 23-43, and 23-44, concerning the collection of solid waste, to require the Director of Public Works to provide for the regular collection of bulk items and tree and shrubbery trimmings.

To be moved to the Regular Agenda

ORD. 2018-030

To amend ch. 12, art. I of the City Code by adding therein new §§ 12-18 and 12-19, concerning the preparation of strategic action plans by each City department, agency, and office, for the purpose of aligning the service delivery goals of each City department, agency, and office with the City's overall strategic plan.

To be continued to Monday, March 26, 2018

RES. 2017-R079

To amend the Rules of Procedure adopted by Res. No. 2017-R001, adopted Jan. 3, 2017, as previously amended by Res. No. 2017-R013, adopted Mar. 27, 2017, Res. No. 2017-R017, adopted Mar. 27, 2017, and Res. No. 2017-R032, adopted Jun. 26, 2017, for the purpose of requiring a formal City Council meeting to be held on the fourth Monday of the month of October.

To be continued to Monday, March 26, 2018

RES. 2017-R086

To request that the Chief Administrative Officer establish and implement a policy and methodology to require that any residential development agreement to which the City is a party or involving City financial incentives mandate that a minimum percentage of the new residential development's total units be designated as affordable housing.

To be continued to Monday, March 26, 2018

RES. 2017-R089

To request that the Mayor petition the Virginia Department of Transportation to provide businesses in certain areas affected by the construction of the Broad Street Bus Rapid Transit project with

financial assistance to compensate for declining customer traffic and sales due to extended construction activities and impediments resulting from the construction of the Broad Street Bus Rapid Transit project.

To be continued to Monday, March 26, 2018

RES. 2017-R092

To establish a policy of the Council that the Council will appoint a current City retiree to the Board of Trustees of the Richmond Retirement System to fill one of the three appointments not required to be a member of the classified service.

To be continued to Monday, March 26, 2018

RES. 2017-R093

To express the City Council's support for making improvements and repairs to streets, sidewalks, and alleys a priority to ensure that all people may travel safely and conveniently upon them.

To be amended and continued to Monday, March 12, 2018

RES. 2018-R018

To request that the Chief Administrative Officer cause to be prepared and submitted to the Council a monthly report that provides certain data relevant to electronic citizen requests for services for the purpose of monitoring City responsiveness.

To be continued to Monday, March 26, 2018

RES. 2017-R019

To request that the Chief Administrative Officer cause to be developed a policy and methodology to implement performance budgeting for all departments, boards, commissions, and agencies of the City for the purpose of using performance indicator data to allocate resources.

To be continued to Monday, March 26, 2018

ORD. 2018-026

To provide for the granting by the City of Richmond to the person, firm or corporation to be ascertained in the manner prescribed by law of certain easements upon, over, under, and across certain property located at 3801 Douglasdale Road for the construction, maintenance, and operation of electrical power transmission and distribution lines and associated appurtenances in accordance with a certain Right of Way Agreement.

To be amended and continued to Monday, March 12, 2018

ORD. 2018-031

To amend ch. 12, art. II of the City Code by adding therein a new § 12-37, concerning the disposition of cigarette tax proceeds, and to amend Chapter 26 of the City Code by adding therein a new art. XVIII, consisting of sections numbered 26-1277 through 26-1288, concerning the levy of a cigarette tax, for the purpose of imposing a new tax on the sale of cigarettes with the intent of making additional funds available for the renovation and replacement of public school facilities in the city.

To be continued to Monday, March 26, 2018

RES. 2017-R096

To authorize the issuance of general obligation public improvement refunding bonds of the City of Richmond, Virginia in the maximum principal amount of up to \$8,600,000 to refund all or portions of

certain general obligation bonds previously issued by the City; to authorize the Director of Finance, with the approval of the Chief Administrative Officer, for and on behalf of the City, to sell such refunding bonds for such purposes; to provide for the form, details and payment of such bonds; and to authorize the issuance of taxable bonds in the same maximum principal amount and payable over the same period as such general obligation public improvement refunding bonds.

To be continued to Monday, April 23, 2018

Councilor Michael Jones moved to retain RES. 2017-R096 on the Regular Agenda for consideration, which was seconded.

*Vice President Newbille stated that considering **RES. 2017-R096** on the Regular Agenda would allow administration to clarify any implications should the legislation be continued for 60 days.*

*Councilor Kim Gray stated that she had no objection to hearing from city administration regarding **RES. 2017-R096**; however, if continuing the resolution causes a budget implication, the resolution could be presented in the Mayor's budget with Council discussion during the budget process and the adoption of the budget occurring after April 23rd. Ms. Gray also stated that moving forward with the legislation and not reviewing all available options for consideration is a disservice to citizens.*

Councilor Parker Agelasto stated that the current note on the Redskins facility is due in September 2018 and a 60-day continuance would allow Council the additional time to get control over a long term debt related to the facility. Mr. Agelasto also stated that the Redskins deal was rushed in 2012 and the solution for payment should not be rushed.

*Councilor Andreas Addison stated that additional information needs to be provided prior to his decision on **RES. 2017-R096**. Mr. Addison also stated that he needs to understand the impact that a continuation of the legislation would have on the city.*

*Councilor Michael Jones reiterated the concerns of Councilor Addison regarding **RES. 017-R096**.*

*Councilor Kristen Larson stated that she supports discussion of **RES. 2017-R096**; however, the legislation should be continued after the discussion.*

There were no further comments or discussions and the motion to retain **RES. 2017-R096** on the Regular Agenda was **approved**: Ayes 7, Jones, Robertson, Larson, Agelasto, Trammell, Addison, Newbille. Noes 2, Gray, Hilbert.

Councilor Ellen Robertson moved to amend the agenda as presented, excluding RES. 2017-R096, which was seconded and unanimously approved.

CONSENT AGENDA

The following ordinances and resolutions were considered:

ORD. 2017-196

To designate The Maggie Walker Community Land Trust as a land bank entity for the purpose of assisting the City in addressing vacant, abandoned, and tax delinquent properties and to authorize the Chief Administrative Officer to enter into a Memorandum of Agreement, as amended, setting the terms and conditions of such designation. (As Amended)

ORD. 2018-018

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Project Agreement for Use of Commonwealth Transportation Funds Fiscal Year 2017 between the City of Richmond and the Virginia Department of Rail and Public Transportation to provide funding for the continuation of the City of Richmond Employee Trip Reduction program.

ORD. 2018-019

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute an Agreement for the Use of Federal Highway Administration Congestion Mitigation Air Quality Program Funds Fiscal Year 2017 between the City of Richmond and the Virginia Department of Rail and Public Transportation to provide funding for the continuation of the City of Richmond Employee Trip Reduction program.

ORD. 2018-020

To close, to public use and travel, a portion of Perry Street, located on the north side of Perry Street between its intersection with West 24th Street and its intersection with West 22nd Street, consisting of 7,402± square feet, upon certain terms and conditions.

ORD. 2018-021

To authorize the special use of the property known as 1121 North 25th Street for the purpose of a building with commercial uses on the first floor, up to two dwelling units on the second floor, and no fewer than two on-site parking spaces, upon certain terms and conditions.

ORD. 2018-024

To declare that a public necessity exists and to authorize the Chief Administrative Officer or the designee thereof, for and on behalf of the City of Richmond, to acquire, at a tax delinquent judicial sale, the property located at 1315 North 27th Street and to authorize the conveyance of such property for \$2,136.00 to the Better Housing Coalition for the purposes of eliminating blight and making such property available for redevelopment.

ORD. 2018-025

To amend City Code §§ 14-231, 14-232, and 14-234, concerning Chesapeake Bay Preservation Area designation criteria, to incorporate therein stream determination requirements from a Commonwealth of Virginia guidance document; to amend City Code §§ 14-263, 14-335, and 15-130, concerning performance criteria for the use, development, or redevelopment of land in Chesapeake Bay Preservation Areas, the enforcement of the Richmond Stormwater Management Program Ordinance, and the maintenance of septic systems within Chesapeake Bay Preservation Areas, respectively, and to amend ch. 14, art. IV, div. 5 of the City Code, concerning the administration and enforcement of the Chesapeake Bay Preservation Program, by adding therein a new § 14-295, concerning enforcement, to provide for an enforcement mechanism for the septic pumping requirement.

ORD. 2018-028

To authorize the Chief Administrative Officer to accept funds in the amount of \$202,500.00 from The Community Foundation, Inc.; to amend the Fiscal Year 2017-2018 Special Fund Budget by creating a new special fund for the Mayor's Office called the Mayor's Advisor for Youth Initiatives Special Fund; and to appropriate the grant funds received to the Fiscal Year 2017-2018 Special Fund Budget by increasing estimated revenues and the amount appropriated to the new Mayor's Office's Mayor's Advisor for Youth Initiatives Special Fund by \$202,500.00 for the purpose of providing the Mayor's Office with a temporary full-time advisor for youth initiatives.

ORD. 2018-029

To authorize the Chief Administrative Officer to accept funds in the amount of \$2,710,314.00 from the U. S. Department of Housing and Urban Development, Office of Lead Hazard Control, to create a new special fund for the Department of Economic and Community Development in the Fiscal Year

2017-2018 Special Fund Budget entitled “Lead-Based Paint Hazard Control Program,” and to appropriate the increase to the Fiscal Year 2017-2018 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Economic and Community Development’s new Lead-Based Paint Hazard Control Program special fund by \$2,710,314.00 for the purpose of supporting the City’s lead-based paint hazard control efforts and making grants of \$352,202.08 to the Richmond City Health District and of \$2,155,723.45 to ElderHomes Corporation, doing business as Project: Homes, in furtherance of these efforts.

ORD. 2018-032

To declare that a public necessity exists and to authorize the Chief Administrative Officer or the designee thereof, for and on behalf of the City of Richmond, to acquire, at a tax delinquent judicial sale, the property located at 2922 P Street and to authorize the conveyance of such property for \$2,399.00 to The Maggie Walker Community Land Trust for the purposes of eliminating blight and making such property available for redevelopment.

ORD. 2018-033

To declare that a public necessity exists and to authorize the Chief Administrative Officer or the designee thereof, for and on behalf of the City of Richmond, to acquire, at a tax delinquent judicial sale, the property located at 2615 Q Street and to authorize the conveyance of such property for \$2,152.00 to The Maggie Walker Community Land Trust for the purposes of eliminating blight and making such property available for redevelopment.

ORD. 2018-034

To authorize the institution of condemnation proceedings to finalize the acquisition of certain interests in portions of the properties known as 2801 Hathaway Road and 2911 Hathaway Road for the construction of multimodal transportation and drainage improvements along Forest Hill Avenue between its intersection with Hathaway Road and its intersection with the Powhite Parkway.

ORD. 2018-035

To authorize the Chief Administrative Officer, on behalf of the City of Richmond, to execute a License Agreement between the City of Richmond as Licensor and the Monroe Park Conservancy as Licensee for the purpose of facilitating the completion of certain improvements approved by the City at Monroe Park located at 719 West Franklin Street in the city of Richmond.

ORD. 2018-036

To designate the 2700 block of East Grace Street in honor of Oliver R. H. Singleton.

ORD. 2018-037

To amend Ord. No. 2017-036, adopted May 15, 2017, which adopted the Fiscal Year 2017-2018 General Fund Budget and made appropriations pursuant thereto, by re-appropriating a \$2,000,000.00 portion of the Fiscal Year 2016-2017 fund balance excess, assigned by Resolution No. 2017-R078, adopted Nov. 6, 2017, to the General Fund Cash Transfer for Capital Projects program, and to appropriate these transferred funds to the Fiscal Year 2017-2018 Capital Budget by increasing estimated revenues by \$2,000,000.00, the amount appropriated to the Department of Public Works’ Transportation Projects project in the Transportation category by \$1,250,000.00, and the amount appropriated to the Department of Public Works’ Sidewalk Projects project in the Transportation category by \$750,000.00, all for the purpose of making improvements to roads and sidewalks in the city.

ORD. 2018-038

To amend Ord. No. 2017-147, adopted Sept. 11, 2017, which established an Ethics Reform Task Force to review and provide recommendations concerning ethical standards applicable to local government in the city, to revise the reporting deadlines for the Ethics Reform Task Force.

RES. 2018-R010

To direct the City Attorney to prepare the necessary documents to place Crooked Branch Ravine Park under the protection of a conservation easement as state law defines that term and to present such documents to the Council as soon as possible after receipt of the requisite grantee name, legal description, and drawings depicting the metes and bounds of Crooked Branch Ravine Park.

RES. 2018-R012

To adopt the Handbook of Procedures for Review and Adoption of the 2019/2020 Budget by Richmond City Council.

RES. 2018-R013

To approve an expenditure in the amount of \$1,000.00 from the Council District Funds for the Seventh District to pay Ladies Who Lead, LLC, for the digital dissemination of Seventh District announcements and information through certain social media from September, 2017, through December, 2017.

RES. 2018-R014

To approve an expenditure in the amount of \$2,700.00 from the Council District Funds for the Ninth District to pay Marion Marketing Global, LLC, for the printing and mailing of postcards to Ninth District residents.

RES. 2018-R015

To approve an expenditure in the amount of \$3,200.00 from the Council District Funds for the Fifth District to pay Marion Marketing Global, LLC, for the printing and mailing of postcards to Fifth District residents.

RES. 2018-R016

To authorize the Chief Administrative Officer to submit an application to the Virginia Department of Housing and Community Development Industrial Revitalization Fund on behalf of CARITAS Center, LLC, for a grant of \$600,000 for the purpose of the rehabilitation and adaptive reuse of approximately 120,000 square feet of industrial space, including dwelling units, classrooms, warehouse space, administrative offices, and a community laundromat, as part of an approximately \$27,900,000 mixed-use development of the property located at 2301 Everett Street.

RES. 2018-R017

To set the rate of personal property tax relief for qualifying vehicles for the 2018 tax year pursuant to City Code §§ 26-495—26-497.

Opposition

Todd Woodson expressed opposition to **ORD. 2018-035** stating that the Monroe Park Conservancy should not be issued licensing due to the conservancy authorizing the removal of the tree canopy within the park. Mr. Woodson requested an audit of the Monroe Park Conservancy.

A copy of the information provided has been filed.

Earl Bradley expressed opposition to **ORD. 2017-196** and **ORD. 2018-029** stating that the city has not put procedures in place to assure that the community will receive the benefits of the Maggie Walker Community Land Trust or the Lead-Based Paint Hazard Control program. Mr. Bradley stated that there is no mechanism to address the oversight of these programs.

Briana Williams expressed concerns regarding **ORD. 2018-019** stating that she needs more clarity on the project and how it will affect the residents of the area.

John Richmond expressed opposition to **ORD. 2018-035** stating that he echoes the concerns of Todd Woodson and there is no representation from the Oregon Hill community on the Monroe Park Conservancy.

Support

Omar Al-Qadaffi expressed support of **RES. 2018-R012** stating that it is important to have well defined procedures in place for the review and adoption of the budget. Mr. Al-Qadaffi also expressed support for **ORD. 2018-036** stating that Oliver Singleton was a citizen who served on several of the city's boards and commissions and had great respect for the city of Richmond.

Nathan Beyah expressed support of **ORD. 2018-028** stating that he is appreciative of the city receiving a grant for lead removal; however, a comprehensive review needs to be done to ensure minority participation in all aspects of the lead abatement process.

Arthur Burton expressed support of **ORD. 2017-196** stating that he hopes The Maggie Walker Community Land Trust lives up to the Maggie Walker legacy and represents the opportunity to preserve and advance specific communities within the city.

*Councilor Parker Agelasto stated that he appreciated the public comments regarding The Maggie Walker Community Land Trust and informed of a conflict of interest to **RES. 2018-R010**, since his employer holds the easement of Crooked Branch Ravine Park. Mr. Agelasto also stated that **ORD. 2018-019** allows for the installation of sidewalks and curbing within the specified area of the ordinance.*

Deputy Chief Administrative Officer for Economic and Community Development Lee Downey stated that **ORD. 2018-019** allows for approximately sixteen feet of curb, gutter and sidewalk installation in the area of new construction, and the street will not be closed as the installation will be on the side of the street.

*Councilor Ellen Robertson thanked the citizens who spoke in reference to **ORD. 017-196** and The Maggie Walker Community Land Trust. Ms. Robertson stated that the ordinance allows for an annual report to Council addressing specific goals and objectives for the upcoming year. Ms. Robertson also stated that the ordinance will allow for the necessary oversight of creating and redeveloping communities with critical needs.*

There were no further comments or discussions and **the Consent Agenda was unanimously adopted with the exception of RES. 2018-R010, which was also adopted:** Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille, Hilbert. Noes None. Abstentions 1, Agelasto, due to a conflict of interest. A copy of the information has been filed.

REGULAR AGENDA

The following ordinance was considered:

ORD. 2018-027

To amend City Code § 11-104, concerning exceptions to the prohibitions on unlawful dumping and unlawful accumulation, to provide that bulk items and tree and shrubbery trimmings placed for collection by the City pursuant to City Code § 23-44 do not constitute unlawful accumulation, and to amend City Code §§ 23-1, 23-43, and 23-44, concerning the collection of solid waste, to require the Director of Public Works to provide for the regular collection of bulk items and tree and shrubbery trimmings.

*Councilor Kim Gray stated that **ORD. 2018-027** seeks to offer clarity to the current bulk and brush program.*

Support

Jerome Legions, Jr., president of the Carver Civic Association, expressed support of **ORD. 2018-027** stating that the proposed legislation will assist citizens with learning the proper procedure for discarding upholstered furniture.

Jonathan Marcus, president of the West Grace Street Association, expressed support of **ORD. 2018-027** stating that citizens already pay additional fees for bulk pickup and the definition of bulk should include upholstered furniture and mattresses.

Kurt Engleman expressed support of **ORD. 2018-027** stating that adding upholstered items to the definition of bulk would be an asset to citizens and would automatically end some of the problems with bulk pickup.

Councilor Andreas Addison stated that improvements have been made in reference to bulk pickup; however, there appears to be a disconnect between what residents are directed to do and how the city responds. Mr. Addison also stated that citizens should have the ability to communicate with the city on bulk removal, and the city needs to ensure that there is enough staff and equipment available to complete the service.

*Councilor Kristen Larson stated that **ORD. 2018-027** is following through on the bulk removal process that was approved in the Fiscal Year 2018 budget.*

*Councilor Parker Agelasto stated that he appreciates the work that the Department of Public Works (DPW) has done to improve the bulk program; however, the issue of cost continues to be a major factor for citizens. Mr. Agelasto also stated that he would be supporting **ORD. 2018-027** but requested that a report be provided to Council from city administration regarding the expectations and efficiency of the program.*

*Councilor Michael Jones stated that the city is treating the problem but is not finding a solution to the problem; furthermore, **ORD. 2018-027** does not offer the solution.*

Councilor Ellen Robertson asked for clarity from city administration as to how citizens should request to have bulk trash removed.

Director of Public Works Bobby Vincent informed Council of the process to remove bulk and brush items and stated that DPW is working diligently to promote a clean and safe environment within communities. He also stated that mattresses cannot be placed outside the front of a home. Mr. Vincent also stated that trash from evictions are not included in the bulk and brush program but are handled through code enforcement efforts.

There were no further comments or discussions and **ORD. 2018-027 was adopted:** Ayes 5, Larson, Agelasto, Gray, Addison, Hilbert. Noes 4, Jones, Robertson, Trammell, Newbille.

The following resolution was considered:

RES. 2017-R096

To authorize the issuance of general obligation public improvement refunding bonds of the City of Richmond, Virginia in the maximum principal amount of up to \$8,600,000 to refund all or portions of certain general obligation bonds previously issued by the City; to authorize the Director of Finance, with the approval of the Chief Administrative Officer, for and on behalf of the City, to sell such refunding bonds for such purposes; to provide for the form, details and payment of such bonds; and

to authorize the issuance of taxable bonds in the same maximum principal amount and payable over the same period as such general obligation public improvement refunding bonds.

Deputy Chief Administration Officer (DCAO) for Finance Lenora Reid provided a brief overview of **RES. 2017-R096** stating that, in 2012, the referenced debt was placed on the city and the city put itself on an interest only loan of which the next payment is due September 1, 2018. Ms. Reid requested that Council adopt **RES. 2017-R096** to allow the city to pay the debt. Ms. Reid also stated that, if **RES. 2017-R096** is continued, the city must place \$8.6 million in the proposed FY19 Operating Budget but the city does not have \$8.6 million in operating funds.

Opposition

Arthur Burton spoke in opposition to **RES. 2017-R096** stating that the city can quickly find millions for the richest that come into the city but cannot provide funding to assist the everyday citizen or the less fortunate.

Nathan Beyah spoke in opposition to **RES. 2017-R096** stating that Council should take its time in making a decision on the fiduciary responsibility of the loan.

Omar Al-Qaddafi spoke in opposition to **RES. 2017-R096** stating that Council should consider additional options before making a decision on the loan.

Councilor Andreas Addison expressed concerns regarding paying a short-term interest payment on an interest only loan and questioned whether there will be assurance that the payment will not affect the capital improvement plan (CIP) budget. Mr. Addison also stated that he is not aware of the loan terms and requested information on the difference between the interest only loan and a twenty year bonded general obligation funded project.

Councilwoman Reva Trammell stated that Council should delay its decision on the proposed legislation.

DCAO Lenora Reid stated that, if **RES. 2017-R096** is not adopted, \$8.6 million will be placed in the proposed budget for consideration, but if the legislation is adopted, \$750,000 will be used to make the next debt service payment.

*Councilor Kristen Larson stated that **RES. 2017-R096** allows Council an opportunity to explore additional options for repayment of the loan, and if there is an option that will not affect taxpayers, Council should consider it.*

Councilor Michael Jones confirmed that the \$750,000 payment is for one year and the remaining balance would be paid over a period of fifteen years. Mr. Jones asked if a decision is not made on the legislation and the \$8.6 million is placed in the Mayor's proposed budget, can Council make changes for future payments.

DCAO Lenora Reid stated that Council could put forth an ordinance to issue a debt for the facility at any time; however, Council would need to continue reviewing payment options.

Councilor Parker Agelasto provided a brief history of the process that Council took to make the Redskins project a reality and addressed his concerns related to the agreement between the city and the Redskins, and to changes made within the agreement by the city's Economic Development Authority (EDA). Mr. Agelasto stated that the EDA has control of the building, the city does not, and Council cannot obligate the EDA to do anything under the legal premise of the agreement. Mr. Agelasto also stated that administration should ask the EDA to sign the property over to the city.

Councilor Kim Gray stated that there are a lot of moving parts to the agreement, and since a financial advisor has been retained, Council should consult with the advisor as to how to relieve the city of the debt. Ms. Gray also stated that Council should consider continuing **RES. 2017-R096** for at least thirty days to evaluate the entire agreement before making a decision.

Vice President Cynthia Newbille stated that she agrees with the need to reconsider the options regarding the Redskins deal; however, after July 1, 2018, the city will have the opportunity to draft new terms in the memorandum of agreement (MOA). Ms. Newbille also stated that continuing **RES. 2017-R096** for sixty days is not needed if the city is not able to renegotiate the terms of the agreement without the EDA, the Redskins and the city.

City Attorney Allen Jackson stated that July 1, 2018, relates to a renewal of the agreement through the agreement's expiration of December 31, 2020, and does not mean a renegotiation of terms during the balance of the agreement.

President Chris Hilbert read an excerpt from the City Charter stating that, if the \$8.6 million is placed within the budget, Council cannot transfer the funds outside the specified area of appropriation.

Councilor Larson asked if **RES. 2017-R096** were to be approved after a continuation of thirty days, would the legislation override the \$8.6 million in the budget proposal.

City Attorney Allen Jackson referenced § 6.10 of the City Charter regarding the debt service and stated that the charter does not state that Council can adopt legislation that will supplant the \$750,000 payment for the \$8.6 million payment.

Councilor Robertson requested clarification on the statement from the City Charter.

City Attorney Jackson stated that the City Charter states that "no item of expenditure for debt service shall be reduced or stricken out" per § 6.10 of the City Charter.

Councilor Jones requested to be added as a co-patron to legislation to be introduced later that evening regarding opposition to extending the terms of the Washington Redskins agreement with the city.

Councilor Gray inquired as to why the proposed legislation wasn't put forth sooner.

Councilor Addison stated that the city has the debt and has been paying the interest on it over the past five years, but now is the time to pay the actual debt. Mr. Addison also stated that **RES. 2017-R096** was introduced on December 11, 2017, and was reviewed by the Finance and Economic Development Standing Committee in January and February of 2018.

Councilor Agelasto stated that no one wants the city to default on the debt and a determination of how to minimize the financial impact on the city is necessary. Mr. Agelasto requested the EDA's current fund balance.

President Hilbert stated that the remaining \$7.85 million of the \$8.6 million can be allocated to additional items in the Mayor's budget proposal by passing **RES. 2017-R096**, and he is willing to write a letter on behalf of Council requesting that the administration provide a report of the EDA by a specified date.

There were no further comments or discussions and **RES. 2017-R096 was adopted:** Ayes 6, Jones, Robertson, Larson, Addison, Newbille, Hilbert. Noes 3, Agelasto, Gray, Trammell.

MOTIONS

Councilor Michael Jones moved that the resolution entitled:

RES. 2017-R093

To express the City Council's support for making improvements and repairs to streets, sidewalks, and alleys a priority to ensure that all people may travel safely and conveniently upon them.

be amended and continued to Monday, March 12, 2018, as follows:

Page 1, Line 5

After the comma following the word "sidewalks", strike the word "and"

After the word "alleys", insert a comma followed by the words "and bridges"

Page 1, Line 6

After the word "them", insert a comma followed by the text "and to reaffirm Council's support for the development of a Vision Zero program in the City of Richmond"

Page 1, Line 13

After the comma following the word "sidewalks", strike the word "and"

After the word "alleys", insert a comma followed by the words "and bridges"

Page 1, Line 17

After the semicolon following the word "so", insert the word "and"

Page 1, Line 18

At the beginning of the line, insert the text "WHEREAS, the Council supported the development of a Vision Zero traffic safety program in the City of Richmond by Resolution No. 2016-R011, adopted March 7, 2016, to reduce traffic fatalities and serious injuries in road traffic to zero by the year 2030, through comprehensive planning including promoting improvements in surface transportation performance and safety for travelers;"

Page 2, Line 6

After the comma following the word "sidewalks", strike the word "and"

After the word "alleys", insert a comma followed by the words "and bridges"

Page 2, Line 8

At the beginning of the line, insert the text "BE IT FURTHER RESOLVED: That the Council hereby reaffirms its support for the development of a Vision Zero road safety program in the City of Richmond with the goal of reducing traffic fatalities and serious injuries in road traffic to zero by the year 2030, as passed by Resolution No. 2016-R011, adopted March 7, 2016."

The motion was seconded and approved: Ayes 7, Jones, Robertson, Gray, Trammell, Addison, Newbille, Hilbert. Noes, None. Larson and Agelasto excused.

Councilor Ellen Robertson moved that the ordinance entitled:

ORD. 2018-026

To provide for the granting by the City of Richmond to the person, firm or corporation to be ascertained in the manner prescribed by law of certain easements upon, over, under, and across certain property located at 3801 Douglasdale Road for the construction, maintenance, and operation of electrical power transmission and distribution lines and associated appurtenances in accordance with a certain Right of Way Agreement.

be amended and continued to Monday, March 12, 2018, as follows:

Page 2, Line 2

After the word “on”, strike the date “February 26” and insert the date “March 12”

The motion was seconded and approved: Ayes 7, Jones, Robertson, Gray, Trammell, Addison, Newbille, Hilbert. Noes None. Larson and Agelasto excused.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Andreas Addison moved to approve the following Richmond City Council meeting minutes: Formal Council meeting held on Monday, January 22, 2018, at 5:00 p.m. which includes the continuation on February 5, 2018 at 5:00 p.m. and the Informal Council meeting held on Monday, February 12, 2018, at 4:00 p.m.

The motion was seconded and approved: Ayes 8 Jones, Robertson, Gray, Agelasto, Trammell, Addison, Newbille, Hilbert. Noes None. Larson excused.

REPORTS OR ANNOUNCEMENTS BY MEMBERS OF THE COUNCIL

Reports and announcements regarding respective district meetings and activities were provided by the following council members: Councilor Robertson, Councilor Addison, Councilor Larson, Councilor Jones, Councilwoman Trammell, Councilor Gray, Councilor Agelasto and Vice President Newbille.

Councilors Larson and Jones, and Councilwoman Trammell departed the meeting.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

City Council will hold a public hearing on the following ordinances and resolutions on Monday, March 12, 2018, at 6:00 p.m.:

ORD. 2018-042

To authorize the Chief Administrative Officer to accept funds in the amount of \$12,000.00 from The Annie E. Casey Foundation, Inc.; to amend the Fiscal Year 2017-2018 Special Fund Budget by creating a new special fund for the Office of Community Wealth Building called the Richmond Area Living Wage Certification Program Special Fund; and to appropriate the grant funds received to the Fiscal Year 2017-2018 Special Fund Budget by increasing estimated revenues and the amount appropriated to the new Office of Community Wealth Building’s Richmond Area Living Wage Certification Program Special Fund by \$12,000.00 for the purpose of recognizing employers that pay their employees a living wage.

Patron: Mayor Stoney

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

ORD. 2018-043

To authorize the Chief Administrative Officer to accept funds in the amount of \$50,000.00 from the Virginia Department of Criminal Justice Services and to appropriate the increase to the Fiscal Year 2017-2018 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Justice Services by \$50,000.00 for the purpose of providing court-involved youth with educational programming designed to increase cultural awareness and reduce racial violence.

Patron: Mayor Stoney

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

ORD. 2018-044

To amend ch. 2, art. V of the City Code by adding therein a new div. 18 (§§ 2-1167—2-1172) and to amend ch. 17, art. I of the City Code by adding therein new §§ 17-1—17-3 for the purpose of establishing a Human Rights Commission and prohibiting certain discriminatory practices.

Patrons: Ms. Robertson and Mr. Agelasto

This ordinance was introduced and referred to the Education and Human Services Standing Committee meeting on Thursday, March 8, 2018, at 12:00 p.m.

RES. 2018-R020

To approve the issuance by the Richmond Redevelopment and Housing Authority of its multifamily housing revenue bonds in an amount up to \$25,000,000.00 for the acquisition, construction, renovation, rehabilitation and equipping of an approximately 216-unit multifamily residential rental housing project to be known as The Belt Atlantic located at 4000 Midlothian Turnpike in the city of Richmond.

Patron: Mr. Agelasto

This resolution was introduced and committee referral waived pursuant to Rule VI(B)(2).

City Council will hold a public hearing on the following ordinances and resolutions on Monday, March 26, 2018, at 6:00 p.m.:

ORD. 2018-045

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to accept a donation of professional services and associated tools valued at approximately \$50,000.00 from Integral Group, LLC, and in connection therewith to execute a Contract for Donated Goods and Services between the City and Integral Group, LLC for the purpose of providing a citywide energy and climate action plan.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, March 15, 2017, at 5:00 p.m.

ORD. 2018-046

To conditionally rezone the property known as 1125 Commerce Road from the M-2 Heavy Industrial District to the B-6 Mixed-Use Business District (Conditional), upon certain proffered conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-047

To rezone the properties known as 200, 214, 220, 320 and 400 Hull Street, 15 East 2nd Street, 13 and 39 East 3rd Street, and 409 Decatur Street from the B-5(C) Central Business District

(Conditional) to the B-4 Central Business District, and to rezone 501, 509 and 511 Decatur Street from the B-7 Mixed-Use Business District to the B-4 Central Business District.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-048

To amend the official zoning map for the purpose of rezoning certain properties along Hull Street between Cowardin Avenue and East 9th Street to conform zoning regulations to the future land use recommended in the Downtown Plan.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-049

To amend and reordain City Code §§ 30-442.1, 30-442.5:1, and 30-442.7, concerning permitted principal uses in the B-5 Central Business District, for the purpose of adding new permitted principal uses, as well as the priority street designation.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-050

To authorize the special use of the property known as 101 North 29th Street for the purpose of a single-family attached dwelling with a carriage house, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-051

To authorize the special use of the properties known as 1911 and 1915 Grove Avenue for the purpose of a day nursery within a church, upon certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-052

To amend and reordain Ord. No. 76-301-266, adopted Nov. 22, 1976, as previously amended by Ord. No. 87-265-259, adopted Dec. 21, 1987, and Ord. No. 92-81-221, adopted Jun. 23, 1992, granting authorization for a special use of the property containing 7.564 acres located at the southwest corner of the intersection of Jahnke Road and Blakemore Road, to authorize the use of a portion of the existing shopping center as a restaurant with accessory entertainment and nightclub uses, under certain terms and conditions.

Patron: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, March 19, 2017, at 1:30 p.m.

ORD. 2018-053

To amend City Code § 29-189, concerning fares for mass transit services, for the purpose of authorizing the appointment of fare enforcement inspectors by certain transit companies and establishing fines for patrons failing to produce proof of payment of fares pursuant to Va. Code § 18.2-160.3.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, March 20, 2017, at 1:00 p.m.

ORD. 2018-054

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to accept a donation of services and materials in the form of site construction, hardscape, and landscaping improvements and future maintenance thereof in connection with the installation of the Emancipation Proclamation and Freedom Monument on City-owned real estate identified as Brown's Island valued at approximately \$103,800.00 from Venture Richmond, Inc.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, March 20, 2017, at 1:00 p.m.

ORD. 2018-055

To grant to the Commonwealth of Virginia a non-exclusive, permanent easement over and across an approximately 20,053.61-square-foot portion of City-owned real estate located on Brown's Island for the purposes of installing, accessing, and maintaining the Virginia Emancipation Proclamation and Freedom Monument.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, March 20, 2017, at 1:00 p.m.

ORD. 2018-056

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Fourth Amendment to Controlled Public Access Lease Agreement between the City of Richmond and Venture Richmond, Inc. for the purpose of excluding from the "Demised Premises" certain real property.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, March 20, 2017, at 1:00 p.m.

RES. 2017-R021

To express the Council's opposition to any extension of the term of a certain Agreement dated February 14, 2013, between the Economic Development Authority of the City of Richmond, Virginia, and Pro-Football, Inc., which owns and operates a National Football League franchise known as the

Washington Redskins, beyond its current expiration date of December 31, 2020, unless certain terms and conditions are met.

Patrons: Mr. Agelasto, Ms. Gray, Ms. Larson, President Hilbert, Mr. Addison and Mr. Jones

This resolution was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, February 21, 2017, at 5:00 p.m.

RES. 2017-R022

To name Trafford Road located between its intersection with Blanton Avenue and its intersection with Swan Lake Drive as "Police Memorial Way."

Patron: Mayor Stoney (By Request)

This resolution was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, March 20, 2017, at 1:00 p.m.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 11:37 p.m.

CITY CLERK