

# City of Richmond

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



## Agenda

Monday, October 9, 2017

6:00 PM

Council Chamber, 2nd Floor - City Hall

City Council

**Order of Business**

Invocation

To be offered by Reverend Michael L.W. Moore of Mt. Vernon Baptist Church

Pledge of Allegiance

Chamber Emergency Evacuation Plan Announcement and Citizen Speaker Guidelines

Roll Call

Action on Appointments and Reappointments

[CD.2017.338](#) Board Appointments and Reappointments - October 9, 2017

**Attachments:** [Board Appointments and Reappointments](#)

Awards and Presentations (Applause permitted during this portion of the meeting only)

[CD.2017.347](#) October 9, 2017 Awards and Recognitions Ceremony Docket

**Attachments:** [20171009 Formal Awards and Recognitions Ceremony Docket](#)

Citizen Comment

[CD.2017.337](#) October 9, 2017 Citizen Comment Period Speakers List

**Attachments:** [20171009 Citizen Speakers Public Copy](#)

Agenda Review and Amendments

Action Items (Consent Agenda)

Action Items (Regular Agenda and Motions)

Approval of Minutes of Previous Meetings

[CD.2017.349](#) September 5, 2017 Special Meeting Minutes

**Attachments:** [20170905 Special Minutes - DRAFT](#)

[CD.2017.341](#) September 25, 2017 Informal Meeting Minutes

**Attachments:** [20170925 Informal Minutes - DRAFT](#)

[CD.2017.342](#) September 25, 2017 Formal Meeting Minutes

**Attachments:** [20170925 Formal Minutes - DRAFT](#)

Reports or Announcements by Members of the Council

Introduction of Ordinances and Resolutions

Adjournment

The City Council is the City of Richmond's local legislative body and is composed of one Council representative elected from each of nine districts. Council members are elected to serve a four year term of office. The Council elects one of its own to serve as the President and presiding officer for a two year term.

### **Time and Place of Meetings**

The public is invited and encouraged to attend and participate in the City Council meetings. The City Council meets in the City Hall second floor Council Chamber, in informal work session at 4:00 p.m., and in formal session at 6:00 p.m., on the second and fourth Monday during the months of January, February, March, April, May, June and September and only on the second Monday during the months of October, November and December. In the month of July, one such meeting is held on the fourth Monday of the month and in the month of August, no such meetings are held. All meetings of the Council are open to the public.

### **Citizen Comment Period**

The Citizen Comment Period is an opportunity for citizens to address Council concerning the services, policies and affairs of the city and to discuss issues not on the agenda for the business meeting; however, you must schedule your appearance with the Office of the City Clerk no later than 12:00 noon on the date of the meeting. Each speaker is generally allotted three (3) minutes to make comments.

### **Guidelines for Citizen Participation\***

The maximum time allotted to persons speaking to any matter under consideration by the Council shall not exceed thirty (30) minutes for proponents and thirty (30) minutes for opponents.

Speakers should state their full legal name, any organization(s) they represent and any economic or professional relationship(s) that would benefit by the adoption of the paper(s) they are addressing.

Speakers will not be permitted to address or question the Council Chief of Staff, the City Attorney, the City Clerk, or any staff member directly. Questions should be directed to the President who may, at his/her discretion, solicit a response.

Applause is permitted during the "Awards and Presentations" period only.

Persons speaking regarding agenda items are generally limited to three (3) minutes; however, no individual from the public may speak for more than ten (10) minutes total during the business meeting.

Citizens may express their views in writing in lieu of an oral presentation.

Reasonable accommodations will be made for disabled citizens. Citizens are encouraged to contact the City Clerk's Office at 804-646-7955 for a "Request for Reasonable Accommodation" form, which must be completed to receive assistance.

\* The full text of the Council's Rules of Procedure is available on the City Clerk's website at [www.richmondgov.com/cityclerk](http://www.richmondgov.com/cityclerk) or in the Office of the City Clerk located in City Hall at 900 East Broad Street, Suite 200.

**THE CONSENT AGENDA**

Items listed on the Consent Agenda are considered routine and non-controversial. The Consent Agenda provides a method for the expeditious handling of items that do not require discussion and will be approved unanimously by a single roll-call vote of the Council. The public may speak to any item on the Consent Agenda when the public comment period is announced by the President.

1.     [ORD.](#)             To amend and reordain Ord. No. 2007-251-209, adopted Sept. 24, 2007, as previously amended by Ord. No. 2008-117-93, adopted May 27, 2008, and Ord. No. 2013-117-113, adopted Jun. 24, 2013, concerning the establishment of a residential permit parking district in the Carver Neighborhood, for the purpose of adding certain streets and portions of streets to the Carver Residential Permit Parking District.

[2016-264](#)

**Patrons:**             Mr. Samuels

**Attachments:**     [Ord. No. 2016-264](#)

                          Continuance Per Request

                          To be continued to Monday, November 13, 2017
2.     [ORD.](#)             To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Standard Project Administration Agreement between the City of Richmond and the Virginia Department of Transportation to provide funding for the 1st Street and 2nd Street Buffered Bike Lanes project.

[2017-008](#)

**Patrons:**             Mayor Stoney

**Attachments:**     [Ord. No. 2017-008](#)

                          To be amended and continued to Monday, November 13, 2017
3.     [ORD.](#)             To authorize the special use of the property known as 1704 Arlington Road for the purpose of [an] illuminated [canopy with] canopy signage, upon certain terms and conditions. (As Amended)

[2017-129](#)

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

**Attachments:**     [20170925 Amendment of 2017-129](#)

[Ord. No. 2017-129 - Amended 20170925](#)

[Staff Report](#)

[20160805 Plans](#)

[Application Form & Applicant's Report](#)

[Map](#)

4. [ORD. 2017-143](#) To amend City Code §§ 2-755, 2-756, 2-760, 2-761, and 2-762, concerning boards and commissions generally, for the purpose of providing for a uniform definition of “board or commission,” providing that no citizen member of a board or commission shall be eligible for reappointment after eight years of continuous service until at least one year has lapsed since the expiration of the citizen member’s last term, and requiring that each board or commission provide certain information to the Office of the City Clerk. (As Amended)

**Patrons:** Mr. Addison and Mr. Agelasto

**Attachments:** [Ord. No. 2017-143 - Amended 20170911.pdf](#)  
[20170911 Amendment of 2017-143](#)

5. [ORD. 2017-146](#) To repeal ch. 2, art. VII, div. 3 of the City Code, consisting of §§ 2-1361-2-1366, concerning the open data policy, and to amend ch. 2, art. VII, by adding therein a new div. 3.1, consisting of new §§ 2-1366.1-2-1366.9, concerning an open data and transparency program, for the purpose of establishing a new open data and transparency program to govern the future use of the City’s open data portal.

**Patrons:** Mr. Addison

**Attachments:** [Ord. No. 2017-146](#)  
[After Item - 20170927 Info for Ord. 2017-146](#)

*To be amended and continued to Monday, November 13, 2017*

6. [ORD. 2017-154](#) To authorize the special use of the properties known as 2411 M Street and 2416 Jefferson Avenue for the purpose of allowing a building to exceed the applicable height restrictions, upon certain terms and conditions. (As Amended)

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

**Attachments:** [20170911 Amendment of 2017-154](#)  
[Ord. No. 2017-154 - Amended 20170911](#)  
[Staff Report](#)  
[Application Form & Applicant's Report](#)  
[Plans](#)  
[Survey](#)  
[Map](#)  
[Letters of Support](#)  
[Letters of Support Provided at Sep 5 Planning Commission Meeting](#)  
[Public Response Form](#)  
[Updated Support List 9 18 17 M. Baker.pdf](#)

7. [ORD. 2017-169](#) To amend and reordain Ord. No. 80-260-81-41, adopted Mar. 9, 1981, as previously amended by Ord. Nos. 81-152-138, adopted August 24, 1981, 84-110-83, adopted May 29, 1984, 89-318-295, adopted Nov. 13, 1989, 2006-26-52, adopted Feb. 27, 2006, 2006-260-263, adopted Oct. 23, 2006, and 2012-163-164, adopted Oct. 8, 2012, concerning the Beaufont Oaks Community Unit Plan, to amend the permitted uses to include a church use.

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

**Attachments:** [Ord. No. 2017-169](#)  
[Application Form & Applicant's Report](#)  
[Amended Community Unit Plan](#)  
[Map](#)  
[CPC Resolution](#)

8. [ORD. 2017-173](#) To amend City Code § 4-243, concerning the restraint or confinement of dogs, for the purpose of making it unlawful for any dog to run at large and prescribing a penalty for any violation.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-173](#)

9. [ORD. 2017-174](#) To amend ch. 4, art. IV, div. 3 of the City Code, concerning wild and non-domestic animals, by adding therein a new section 4-401, to regulate the owning, breeding, purchasing, selling, offering for purchase or sale, keeping, maintaining, and possession or control of any exotic or wild animal in the city of Richmond.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-174](#)

*To be amended and continued to Monday, November 13, 2017*

10. [ORD. 2017-176](#) To amend and reordain City Code §§ 2-1104-2-1106, concerning the Aging and Disabilities Advisory Board, for the purpose of updating these provisions with "people first" language.

**Patrons:** Ms. Gray

**Attachments:** [Ord. No. 2017-176](#)

11. [ORD. 2017-177](#) To amend and reordain Ord. No. 2016-232, adopted Oct. 10, 2016, which closed, to public use and travel, a portion of an alley and a turnaround bounded by Brookland Parkway, Brook Road, Sherwood Avenue, I-95/I-64, and Robin Hood Road, consisting of 6,557± square feet, upon certain terms and conditions, and authorized the Chief Administrative Officer to accept a dedication of property, consisting of 443± square feet, for a new turnaround for right-of-way purposes in the block bounded by Brookland Parkway, Brook Road, Sherwood Avenue, I-95/I-64, and Robin Hood Road, to modify the ordinance's indemnification provisions in recognition that the Virginia Commonwealth University Health System Authority is a state institution.

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

**Attachments:** [Staff Report](#)

[Ord. No. 2017-177](#)

[Map](#)

*Awaiting Amendment*

*To be continued to Monday, November 13, 2017*

12. [ORD. 2017-178](#) To close, to public use and travel, a portion of East Cary Street, located on the east side of Pear Street between its intersection with East Main Street and its intersection with East Dock Street, consisting of 1,973± square feet, upon certain terms and conditions.

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

**Attachments:** [Staff Report](#)

[Ord. No. 2017-178](#)

[Map](#)



13. [ORD. 2017-179](#) To conditionally rezone the property known as 5720 Bliley Road from the R-3 Single-Family Residential District to the R-6C Single-Family Attached Residential District (Conditional), upon certain proffered conditions.

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

**Attachments:** [Staff Report](#)  
[Ord. No. 2017-179](#)  
[Proffer Statement 8-23-2017](#)  
[Proffered Plans](#)  
[Proffered Building Elevations](#)  
[Survey](#)  
[Application Form & Applicant's Report](#)  
[Map](#)  
[Letters of Opposition](#)  
[Letter of Support](#)

*To be amended and continued to Monday, November 13, 2017*

14. [ORD. 2017-180](#) To authorize the special use of the properties known as 3801 Seminary Avenue (and alternatively as 1010 West Laburnum Avenue), 3800 Chamberlayne Avenue, and 3802 ½ Chamberlayne Avenue for the purpose of a vocational school accessory to a church, upon certain terms and conditions.

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

**Attachments:** [Staff Report](#)  
[Ord. No. 2017-180](#)  
[Floor Plan](#)  
[Application Form](#)  
[Applicant's Report](#)  
[Map](#)  
[Support Notice](#)

15. [ORD. 2017-181](#) To authorize the special use of the property known as 211 West 11th Street for the purpose of a dwelling unit to be constructed within an accessory building, upon certain terms and conditions.
- Patrons:** Mayor Stoney (By Request)
- Attachments:** [Staff Report](#)  
[Ord. No. 2017-181](#)  
[Application Form & Applicant's Report](#)  
[Plans & Survey](#)  
[Map](#)  
[Letter of Support](#)
16. [ORD. 2017-182](#) To authorize the special use of the properties known as 2911 Ellwood Avenue and 2917 Ellwood Avenue for the purpose of permitting five single-family attached dwellings and one single-family detached dwelling, upon certain terms and conditions.
- Patrons:** Mayor Stoney (By Request)
- Attachments:** [Staff Report](#)  
[Ord. No. 2017-182](#)  
[Plans & Survey](#)  
[Application Form & Applicant's Report](#)  
[Map](#)  
[Letter of No Opposition](#)  
[Support Notice](#)
17. [ORD. 2017-183](#) To authorize the special use of the properties known as 3000 East Franklin, 3004 East Franklin, and 3006 East Franklin Street for the purpose of three single-family attached dwellings, upon certain terms and conditions.
- Patrons:** Mayor Stoney (By Request)
- Attachments:** [Staff Report](#)  
[Ord. No. 2017-183](#)  
[Plans & Survey](#)  
[Application Form & Applicant's Report](#)  
[Map](#)  
[Letter of Support](#)

18. [ORD. 2017-184](#) To authorize the special use of the property known as 3005 East Franklin Street for the purpose of allowing one or more multifamily dwellings containing a total of no more than 12 dwelling units, upon certain terms and conditions.

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

**Attachments:** [Staff Report](#)  
[Ord. No. 2017-184](#)  
[Plans](#)  
[Survey](#)  
[Application Form & Applicant's Report](#)  
[Map](#)  
[Letter of Support](#)

19. [ORD. 2017-185](#) To authorize the special use of the properties known as 305 Plazaview Road and 309 Plazaview Road for the purpose of permitting two single-family detached dwellings, upon certain terms and conditions.

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

**Attachments:** [Staff Report](#)  
[Ord. No. 2017-185](#)  
[Plans](#)  
[Survey](#)  
[Application Form & Applicant's Report](#)  
[Map](#)

20. [ORD. 2017-186](#) To authorize the special use of the property known as 3200 Utah Place for the purpose of a day nursery for up to 12 children, upon certain terms and conditions.

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

**Attachments:** [Staff Report](#)  
[Ord. No. 2017-186](#)  
[Survey](#)  
[Application Form](#)  
[Applicant's Report](#)  
[Map](#)

21. [ORD. 2017-187](#) To amend Ord. No. 2014-226-207, adopted Nov. 10, 2014, which authorized the special use of the property known as 707 East Main Street for two signs, to permit instead the installation of one new roof sign, upon certain terms and conditions.
- Patrons:** Mayor Stoney (By Request)
- Attachments:** [Staff Report](#)  
[Ord. No. 2017-187](#)  
[Plans](#)  
[Application Form & Applicant's Report](#)  
[Map](#)  
[Letters of Support](#)  
[Letters of No Opposition](#)
22. [ORD. 2017-188](#) To amend Ord. No. 2003-374-336, adopted Dec. 8, 2003, which authorized the special use of the property known as 718-720 Cleveland Street, to authorize a retail space for the sale of juices and bakery items with a walk up window, upon certain terms and conditions.
- Patrons:** Mayor Stoney (By Request)
- Attachments:** [Staff Report](#)  
[Ord. No. 2017-188](#)  
[Application Form](#)  
[Applicant's Report](#)  
[Final Plans](#)  
[Map](#)
23. [ORD. 2017-189](#) To authorize the Chief Administrative Officer to accept grant funds in the amount of \$5,000.00 from Optima Health Group, Inc., 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 Parks, Recreation and Community Facilities by \$5,000.00 for the purpose of providing interactive health lessons focusing on nutrition, chronic diseases, and physical fitness.
- Patrons:** Mayor Stoney
- Attachments:** [Ord. No. 2017-189](#)

24. [ORD. 2017-190](#) 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 transferring \$325,167.00 from the Fire-Fire Operations program and appropriating \$17,464.00 to the Fire-Office Of The Fire Chief program, \$188,423.00 to the Fire-Fire Prevention program, \$61,079.00 to the Fire-Fire Training program, and \$58,201.00 to the Fire-Logistics program, for the purpose of ensuring appropriations for pay adjustments properly reflect the assignments of personnel within the Department of Fire and Emergency Services.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-190](#)

25. [ORD. 2017-191](#) 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 transferring \$2,681,334.00 from the Police-Administration program and appropriating \$18,683.00 to the Police-Chief of Police program, \$839,037.00 to the Police-Support Service program, \$62,693.00 to the Police-Office Of Professional Responsibility program, and \$1,760,921.00 to the Police-Area I and Area II program, for the purpose of ensuring appropriations for pay adjustments properly reflect the assignments of personnel within the Department of Police.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-191](#)

26. [ORD. 2017-192](#) To authorize the Chief Administrative Officer to accept funds in the amount of \$15,053.00 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 \$15,053.00 for the purpose of funding salary increases for grant-funded employees of the City's community corrections program.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-192](#)

27. [RES. 2017-R058](#) To provide for the nomination of George P. Braxton, Benjamin P. Campbell, and Eldridge Forest Coles as the City of Richmond's three Directors and the election of the Board of Directors of the Greater Richmond Transit Company for the period commencing upon election and qualification of these nominees as Directors and terminating on the date of the 2018 annual meeting of shareholders upon the election and qualification of the successors to these Directors.
- Patrons:* City Council
- Attachments:* [Res. No. 2017-R058](#)
28. [RES. 2017-R070](#) To create a new reservation of fund balance called the General Employee Bonus Reserve intended to be categorized as an assigned fund balance and used for payment of one-time annual bonuses to general employees of the City.
- Patrons:* Ms. Robertson, Vice President Newbille, President Hilbert, Mr. Jones, Ms. Trammell and Mr. Addison
- Attachments:* [Res. No. 2017-R070](#)
29. [RES. 2017-R071](#) To establish a policy of the Council that the Council will appoint no person to an independent entity for a period of continuous service longer than that permitted by City Code § 2-755 for a board or commission as defined by City Code § 2-755.
- Patrons:* Mr. Agelasto
- Attachments:* [Res. No. 2017-R071](#)
30. [RES. 2017-R072](#) 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 Kimrod Road located between Orcutt Lane and Bryce Lane.
- Patrons:* Mr. Jones
- Attachments:* [Res. No. 2017-R072](#)

### THE REGULAR AGENDA

31. [ORD. 2017-087](#) To authorize the Chief Administrative Officer to execute a First Amendment to Amended Water Contract between the City of Richmond and the County of Chesterfield for the purpose of providing for the sale of additional water to the County of Chesterfield and for the construction, operation, and maintenance of new water capacity facilities by the County of Chesterfield on a portion of Lewis G. Larus Park located at 8850 West Huguenot Road in the city of Richmond.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-087](#)  
[Budget analysis of ORD. 2017-087](#)  
[Corrections for O & R request for ORD. 2017-087](#)

*Awaiting Amendment*

*To be continued to Monday, November 13, 2017*

32. [ORD. 2017-175](#) To amend section 23-44 of the City Code, concerning times and places of solid waste collection, bulk items, brush collection, and collection of loose leaves, for the purpose of modifying the manner in which the requirement to remove refuse receptacles and recycling bins from City property or the right-of-way is enforced.

**Patrons:** Mayor Stoney

**Attachments:** [Ord. No. 2017-175](#)

33. [RES. 2017-R073](#) To request the Richmond delegation to the General Assembly of Virginia to introduce and support the enactment of legislation to amend section 5.05, concerning the duties of the Mayor, and section 5.05.1, concerning the duties of the Chief Administrative Officer, for the purpose of providing that the Mayor, the Chief Administrative Officer, and their designees no longer have a right to attend closed meetings of the City Council.

**Patrons:** Ms. Larson and Ms. Gray

**Attachments:** [Res. No. 2017-R073](#)