



# City of Richmond Formal Meeting Minutes

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

Monday, July 24, 2017

6:00 PM

Council Chamber, 2nd Floor - City Hall

Richmond City Council met in the Council Chamber on Monday, July 24, 2017, at 6:15 p.m.

Invocation was offered by Bishop Charles Arthur West of Reality Church of God, 2929 2<sup>nd</sup> Avenue, Richmond, VA.

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

### 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
- The Honorable Kristen Larson
- The Honorable Ellen Robertson
- The Honorable Reva Trammell

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

President Chris Hilbert called the meeting to order and presided. Upon the President's request, Deputy City Clerk Candice Reid 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 appointments and reappointments be approved:**

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>	<u>Terms</u>
<b>Advisory Task Force for the Economic Revitalization of South Richmond</b> (10 members)	Persons from the business community or persons with expertise, in the Council's judgment as evidenced by the Council's decision to appoint each such member, in economic and residential revitalization	William Harden Carter	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Andrew Clark	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Andrew P. Gould	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		John R. Gregory	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties

<b>Board Name</b>	<b>Criteria for Appointment</b>	<b>Applicant Name</b>	<b>Terms</b>
		Brian K. Jackson	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Lory Markham	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Dr. Ivan Suen	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Bruce Tyler	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
		Earnest White	07/24/2017 – Terminating upon the completion of the Advisory Task Force for the Economic Revitalization of South Richmond's duties
<b>Affordable Housing Trust Fund Oversight Board</b> (10 members)	Resident or representative of a service provider assisting low-income individuals or families	Brian K. Jackson (reappointment)	11/11/2017 – 11/10/2020
<b>Advisory Board of Recreation and Parks</b> (13 members)	3 <sup>rd</sup> District resident	Elaine Summerfield	10/25/2017 – 10/24/2020 <i>Succeeding Melissa J. Ackerman, resigned</i>
	8 <sup>th</sup> District resident	Dr. Tia Redd (reappointment)	09/27/2017 – 09/26/2020
<b>Aging and Disabilities Advisory Board</b> (9 members)	Resident of the city who is a disabled person	Gabriel Bibb	07/24/2017 – 11/14/2019 <i>Succeeding Larry James Young, Jr., deceased</i>
<b>Richmond Behavioral Health Authority</b> (15 members)	Representative of the community *	Lawrence Everette	07/24/2017 – 07/01/2020 <i>Succeeding Noelle L. Shaw-Bell, not eligible for reappointment</i>
		Malesia A. Taylor	07/24/2017 – 10/24/2017 <i>Succeeding Blayre Gottwald, resigned</i>
		Dr. Michelle Whitehurst-Cook (reappointment)	01/01/2018 – 12/31/2021
<b>Board of Building Code Appeals, Electrical Division</b> (5 members & 3 alternates)	Representative of a public electric power utility	Noah J. Ford	07/24/2017 – 07/22/2020 <i>Succeeding Margaret Hanckel, not interested in reappointment</i>
	Representatives of electrical contractors *	Jeffon T. Neal	07/24/2017 – 06/25/2019 <i>Succeeding Roger Minter</i>
<b>Board of Building Code Appeals, Plumbing and Mechanical Division</b> (5 members & 3 alternates)	Representative of a mechanical contractor *	George Brock (reappointment)	07/24/2017 – 01/12/2018
	Licensed professional engineer actively engaged in the design of mechanical systems for buildings *	Francis R. Boehling	07/26/2017 – 07/25/2020 <i>Succeeding Sean Cantrell</i>
	Certified master plumber *	Anson Bell	07/24/2017 – 04/23/2018
	Alternate *	Justin White	07/26/2017 – 07/25/2020 <i>Succeeding George O. Hardy, IV, resigned</i>
<b>Board of Fire Appeals</b> (5 members)	Qualified by experience and training to rule on matters pertaining to building construction and fire prevention *	Charles W. Ellis (reappointment)	09/11/2017 – 09/10/2022
<b>Citizens Transportation Advisory Committee</b> (2 members and 2 alternates appointed by the city)	Alternate *	Todd M. Phillips (reappointment)	07/26/2017 – 07/25/2019
<b>Clean City Commission</b> (15 members)	6 <sup>th</sup> District qualified voter	Jeanne M. Boisineau	11/24/2017 – 11/23/2019 <i>Succeeding Badia Hiwott</i>

<b>Board Name</b>	<b>Criteria for Appointment</b>	<b>Applicant Name</b>	<b>Terms</b>
<b>Commission of Architectural Review</b> (9 members)	Richmond Association of Realtors nominee *	Neville C. Johnson, Jr.	08/01/2017 – 07/31/2020 <i>Succeeding Nathan Hughes, not interested in reappointment</i>
<b>Minority Business Enterprise and Emerging Small Business Advisory Board</b> (9 members)	Representative of a minority business enterprise, nominated by Mayor Stoney *	Lester Johnson, Jr.	07/24/2017 – 01/28/2019 <i>Succeeding Tracey G. Wiley, formerly known as Tracey G. Jeter</i>
<b>Task Force on the Establishment of a Human Rights Commission</b> (5 members)	Resident	Rodney L. Lofton	07/25/2017 – Terminating upon the completion of the Task Force on the Establishment of a Human Rights Commission's duties <i>Succeeding James C. Parrish, Jr., resigned</i>

\* Applicants must reside or work in the city.

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

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

### **AWARDS AND PRESENTATIONS**

Councilwoman Reva Trammell, on behalf of Richmond City Council recognized Virginia State Senator of the 16<sup>th</sup> Voter District Rosalyn R. Dance for her dedication and public service to the residents of the Richmond Metro Area, Petersburg, Central Virginia and the Commonwealth of Virginia.

Councilor Kim Gray, on behalf of Richmond City Council, recognized Girl Scout Troop #34 in commemorating its significance as the first Girl Scout troop for African American girls south of the Potomac River, established at Virginia Union University on March 26, 1932.

### **CITIZEN COMMENT**

**L. Shirley Harvey** voiced her concerns relating to city contractors and funds due to the city.

**Bishop Charles Arthur West** stated that the citizens need to assist the Richmond Police in keeping Richmond safe.

### **AGENDA REVIEW AND AMENDMENTS**

**Councilor Andreas Addison moved to amend the agenda as follows:**

ORD. 2016-264

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.

**To be continued to Monday, September 25, 2017**

ORD. 2017-008

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.

**To be continued to Monday, October 9, 2017**

ORD. 2017-030

To erect all-way stop signs at the intersection of Avondale Avenue and Teakwood Avenue.

**To be continued to Monday, September 25, 2017**

ORD. 2017-069

To amend City Code §§ 8-58, 8-61, 8-62, and 8-63, concerning the sale of City-owned real estate, for the purpose of providing for the conduct of a competitive process prior to the acceptance of an unsolicited offer to purchase City-owned real estate.

**To be continued to Monday, September 25, 2017**

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.

**To be continued to Monday, September 25, 2017**

ORD. 2017-088

To repeal Ord. No. 2014-245-225, adopted Dec. 8, 2014, which declared surplus and directed the sale of certain interests of the City in real estate located at 120 Shockoe Slip and 1331 A East Canal Street and in air rights over a portion of East Canal Street near its intersection with South 13th Street for \$916,000 to Highwoods Realty Limited Partnership for the purpose of facilitating the expansion of the existing headquarters building of the Martin Agency.

**To be continued to Monday, September 25, 2017**

ORD. 2017-132

To authorize the special use of the property known as 3200 West Broad Street for the purpose of a mixed-use development with up to 210 dwelling units, commercial space, and up to 325 structured parking spaces, upon certain terms and conditions.

**To be continued to Monday, September 11, 2017**

ORD. 2017-135

To amend ch. 8, art. I of the City Code, concerning City-owned real estate, by adding therein a new section 8-15, concerning the publication of a list of all City-owned real estate, to require that a list of all City-owned real estate be published on the City's website.

**To be continued to Monday, September 25, 2017**

RES. 2017-R023

To declare a public necessity to amend ch. 30 of the City Code and to initiate an amendment to the City's zoning ordinance to prohibit the use of commercial flags and restrict the use of building mounted banners.

**To be continued to Monday, September 11, 2017**

RES. 2017-R033

To request that the Chief Administrative Officer cause to be conducted by an independent third party a review of the City's program for the collection and disposal of bulk items and brush solid waste pursuant to City Code § 23-44.

**To be continued to Monday, September 25, 2017**

RES. 2017-R034

To oppose the proposed Budget of the United States Government for Fiscal Year 2018 released by the Office of Management and Budget on May 23, 2017, and urge the United States Congress to reject this proposed budget and develop a budget that adequately funds the needs of local governments and associated political subdivisions such as the City, the School Board of the City of Richmond, and the Richmond Redevelopment and Housing Authority.

**To be continued to Monday, September 25, 2017**

RES. 2017-R035

To request that the Chief Administrative Officer cause to be conducted an inventory of all parcels of City-owned real estate to identify surplus and underutilized parcels of City-owned real estate.

**To be continued to Monday, September 25, 2017**

RES. 2017-R037

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 Westtower Drive located between Forest Hill Avenue and Blakemore Road.

**To be amended and voted on**

RES. 2017-R047

To declare a public necessity and to initiate an amendment to the City's zoning ordinance, concerning the Commission of Architectural Review, to make certain compositional changes by (i) eliminating the requirement that one member shall be appointed from a list of nominations submitted by the Better Housing Coalition, and (ii) adding a requirement that at least one member shall be a resident of a historic district.

**To be continued to Monday, September 25, 2017**

RES. 2017-R050

To express the Council's support for the "first stage" of an "education compact."

**To be continued to Monday, August 21, 2017**

ORD. 2016-140

To amend ch. 12, art. II of the City Code by adding therein a new section 12-37, concerning the disposition of certain revenues from real estate taxes, for the purpose of funding the operation of public schools in the city.

**To be continued to Monday, September 25, 2017**

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

## CONSENT AGENDA

### The following ordinances and resolutions were considered:

#### ORD. 2017-071

To (i) repeal Ord. Nos. 89-202-180, adopted Jul. 10, 1989; 89-203-181, adopted Jul. 10, 1989; 94-156-147, adopted Jun. 27, 1994; 96-172-155, adopted Jun. 10, 1996; 98-200-251, adopted Jun. 22, 1998; and 2004-356-351, adopted Dec. 13, 2004; (ii) repeal art. III, §§ 26 and 31 of the pay plan adopted by Ord. No. 93-117-159, adopted May 24, 1993; and (iii) amend art. III of the pay plan adopted by Ord. No. 93-117-159, adopted May 24, 1993, by adding therein new §§ 26A (concerning reduction-in-force), 26B (concerning severance), and 26C (concerning [amicable departure] separation agreements); all for the purpose of revising the City's provisions governing severance pay for classified and unclassified employees, including senior executive employees. (As Amended)

#### ORD. 2017-123

To amend City Code § 2-728, concerning the Division of Emergency Communications, for the purpose of updating the Department's functions; to amend and reordain ch. 2, art. IV, div. 19 of the City Code by adding therein a new § 2-729, concerning certain emergency communications agreements and fees, for the purpose of authorizing the Chief Administrative Officer to enter into and modify certain agreements with external subscribers who use the City's emergency communications systems; and to amend Appendix A of the City Code by adding therein for § 2-729(c) new fees applicable to subscribers who use the City's emergency communications systems and for whom the Department installs, maintains, or repairs equipment in vehicles.

#### ORD. 2017-124

To authorize Cellco Partnership, doing business as Verizon Wireless, to encroach upon the City of Richmond's rights-of-way with cell antennas and related equipment to be mounted on designated utility poles approximately located at 5201 Patterson Avenue, in the alley behind 336 Lexington Road, in the alley behind 4601 Leonard Parkway, at 4700 Hanover Avenue, and at 3407 Floyd Avenue, respectively, upon certain terms and conditions.

#### ORD. 2017-125

To conditionally rezone the property known as 2213 East Franklin Street from the M-1 Light Industrial District to the B-5C Central Business District, upon certain proffered conditions.

#### ORD. 2017-126

To authorize the special use of the property known as 1717 East Cary Street for the purpose of allowing a building to exceed the applicable height restrictions, upon certain terms and conditions.

#### ORD. 2017-128

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 2113 Warwick Avenue and to authorize the Chief Administrative Officer or the designee thereof to accept title to such property for the purpose of implementing a stormwater best management practice on the property and permanently maintaining the property in accordance with such practice.

#### ORD. 2017-130

To authorize the special use of the property known as 2515 East Main Street for the purpose of allowing a building to exceed the applicable height restrictions, upon certain terms and conditions.

#### ORD. 2017-131

To authorize the special use of the property known as 2901 Monument Avenue for the purpose of three single-family attached dwellings, upon certain terms and conditions.

ORD. 2017-133

To repeal Ord. No. 96-148-137, adopted Jun. 10, 1996, and to authorize the special use of the property known as 932 West Franklin Street for the purpose of a dwelling unit to be constructed within a proposed accessory building, upon certain terms and conditions.

ORD. 2017-134

To amend and reordain ch. 24, art. II of the City Code by adding therein a new div. 11, consisting of new sections 24-273 through 24-277, and to amend Appendix A of the City Code by adding therein a new fee for section 24-275, concerning the co-location of small cell facilities on existing structures, for the purpose of reflecting amendments to state law.

ORD. 2017-136

To authorize the Chief Administrative Officer to accept \$1,982,866.40 from the Virginia Department of Social Services, to transfer matching funds in the total amount of \$671,857.01 from Fiscal Year 2017-2018 General Fund Budget appropriations to the Office of Community Wealth Building, to create a new special fund for the Office of Community Wealth Building in the Fiscal Year 2017-2018 Special Fund Budget entitled "TANF RVA GPS," and to appropriate funds in the total amount of \$2,654,723.41 to the new TANF RVA GPS special fund, for the purpose of hiring program personnel for and providing training, work experiences, structured workshops, and supportive services to participants in the RVA Guiding People to Success program.

ORD. 2017-137

To amend Ord. No. 2014-093, adopted Apr. 10, 2017, which established 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 areas and along certain corridors of South Richmond, for the purpose of modifying the composition and duration of the Task Force.

ORD. 2017-138

To amend Ord. No. 2017-036, adopted May 15, 2017, which adopted the General Fund Budget for Fiscal Year 2017-2018, by increasing anticipated revenues from real estate taxes and the amount appropriated to the Non-Departmental Agency, Stone Brewing Company, LLC (Conditional Real Estate Grant through EDA) line item, by \$111,840.00 for the purpose of enabling the Economic Development Authority to make a Real Estate Grant to Stone Brewing Co., LLC, formerly KoochenVagner's Brewing Co. doing business as Stone Brewing Co., pursuant to a Performance Agreement between the City, the Authority, and Stone Brewing Co., LLC, formerly KoochenVagner's Brewing Co. doing business as Stone Brewing Co.

RES. 2017-R029

To declare a public necessity and to initiate an amendment to the City's zoning ordinance making the Department of Planning and Development Review, instead of the Office of the City Clerk, responsible for the mailing of all notices of public hearings required by Va. Code § 15.2-2204.

RES. 2017-R036

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 Hathaway Road located between Sequoyah Road and Wallowa Road and on the portion of Longview Drive between Wallowa Road and Scottview Drive.

RES. 2017-R038

To express the City Council's support for House Bill 922 and Senate Bill 1156, currently pending in the United States Congress, in the belief that such legislation could be used to increase private investment in the rehabilitation of public school buildings for the benefit of schoolchildren in the city.

RES. 2017-R039

To express the City Council's support for the *Regional Plan for School Readiness 2017-2020* and to recognize the many early childhood programs and partnerships that contributed to the development of this new plan to advance school readiness throughout the Richmond region.

RES. 2017-R044

To approve the Mayor's appointment of Barrett Hardiman as a member of the Board of Directors of the Richmond Metropolitan Transportation Authority for a term commencing on the adoption of this resolution and expiring Jun. 30, 2018, succeeding Carlos M. Brown, resigned.

RES. 2017-R045

To adopt the City of Richmond's Emergency Operations Plan in accordance with the Commonwealth of Virginia Emergency Services and Disaster Law of 2000.

RES. 2017-R046

To declare surplus, and to authorize and request the Chief Administrative Officer to dispose of the property located at 816 Riverside Park at public auction and to authorize the Chief Administrative Officer to convey the property to the successful bidder with certain development requirements.

RES. 2017-R048

To approve the Richmond Metropolitan Transportation Authority's bond refunding as required by Va. Code § 33.2-2902(16).

RES. 2017-R049

To request that the Chief Administrative Officer cause the Department of Public Utilities to prepare and submit to the Council a plan to phase out Payments in Lieu of Taxes from the Department of Public Utilities over a ten year period.

RES. 2017-R051

To amend Res. No. 2017-R002, adopted Jan. 3, 2017, as previously amended by Res. No. 2017-R018, adopted Mar. 27, 2017, which designates which Council members shall serve on the Council's Standing Committees and the various boards, commissions, and other collegial bodies on which Council members serve, to designate regular and alternate members of the Advisory Task Force for the Economic Revitalization of South Richmond.

**Support**

**Charles Poole** spoke in support of **RES. 2017-R049** stating that the pilot for a monthly service fee in lieu of federal income tax was the most regressive means of generating funds for the General Fund and the phase out of these funds will be welcomed by citizens.

There were no further comments or discussions and **the Consent Agenda was unanimously adopted.**

**REGULAR AGENDA**

**The following ordinances were considered:**

ORD. 2017-081

To amend and reordain City Code § 13-195, concerning the storage of tires, for the purpose of extending the prohibition against the outside storage of used tires to all tires.

*Councilor Michael Jones stated that the proposed legislation would amend current city code to specify that no tires, new or used, be stored in front of a business.*

*Councilwoman Reva Trammell stated that tire storage in front of a business is also a safety issue as citizens may have to walk in the street to go around tires that have been stored in front of a business.*

There were no further comments or discussions and **ORD. 2017-081 was unanimously adopted.**

#### ORD. 2017-127

To adopt an amendment to the Master Plan for the City of Richmond, adopted by the City Planning Commission on Nov. 6, 2000, and by the City Council by Ord. No. 2000-371-2001-11, adopted Jan. 8, 2001, as previously amended, to incorporate the Pulse Corridor Plan, applicable to certain areas from the City's corporate boundary on East Main Street to the intersection of East Main Street and North 14<sup>th</sup> Street and along East Broad Street to the City's corporate boundary along Staples Mill Road, as part of the Master Plan.

#### Opposition

**Eugenia Anderson Ellis** spoke on behalf of the Church Hill Association, stating that the association does support the Pulse Corridor Plan; however, specific language needs to be added or changed in the Master Plan. Ms. Ellis stated that the language should include acknowledgement of the view shed and should include the Echo Harbor property as part of Linear Park.

Executive Staff Assistant Kathleen Onufer and Director Mark Olinger of Planning and Development Review responded to concerns and questions of Council.

#### Support

**Jo Gehlbach**, Richmond government affairs coordinator for the Richmond Association of Realtors (RAR), spoke in support of proposed **ORD. 2017-127** during the Consent Agenda. Ms. Gehlbach stated that RAR supports the Pulse Corridor Plan, and with the city being landlocked, it is important that the city capitalizes on its most valuable resource by making sure that land is being used at its highest potential. She also stated that the Pulse will lay the ground work for additional transit development which will be important for the city's economy.

*After additional discussion, Councilor Parker Agelasto moved to amend **ORD. 2017-127**, to make certain revisions to the Pulse Corridor Plan, at the September 11, 2017 Formal Council meeting, and to continue and consider the proposed ordinance at the September 25, 2017 Formal Council meeting.*

***The motion failed for lack of a second.***

There were no further comments or discussions and **ORD. 2017-127 was unanimously adopted.**

#### ORD. 2017-129

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.

Director of Planning and Development Review Mark Olinger stated that the City Planning Commission denied the special use permit for this property because illuminated canopies are not permitted at this location per the city's zoning ordinance. Mr. Olinger also responded to questions of Council.

## Support

**Henry Moore**, a representative of the subject property, requested Council to approve signage on the property that contains a registered trademark and stated that he would agree to have a non-illuminated canopy if approval is granted.

Councilor Kim Gray moved to continue **ORD. 2017-129** to the September 11<sup>th</sup> Council meeting, **which was seconded and unanimously approved.**

### ORD. 2017-139

To authorize the Chief Administrative Officer to submit a Consolidated Plan and Annual Action Plan to the U. S. Department of Housing and Urban Development (HUD) as an application for the receipt of Community Development Block Grant (CDBG) funds, HOME Investment Partnership (HOME) funds, Emergency Solutions Grant (ESG) funds and Housing Opportunities for Persons with AIDS (HOPWA) funds; to accept funds from the U. S. Department of Housing and Urban Development in the total amount of \$6,405,321.00; and to appropriate \$7,148,848.00, consisting of the accepted funds, \$406,743.00 in CDBG prior year surplus funds, \$136,784.00 in CDBG program income funds, \$133,387.00 in HOME prior year surplus funds, and \$66,613.00 in HOME rental rehab program income funds for various projects.

Chief Administrative Officer Selena Cuffee-Glenn responded to questions from Councilor Kim Gray regarding the Better Housing Coalition (BHC) application referenced in **ORD. 2017-139** and pending litigation involving BHC. Deputy Director of Economic and Community Development Denise Lawus provided an overview of the completed application for FY18 federal entitlement funds that allow the city to continue programs through HOPWA and ESG for homeless citizens and to provide housing through the CDBG program. Ms. Lawus stated that the application must be submitted to HUD by Tuesday, August 15<sup>th</sup>.

*Councilor Kim Gray inquired about the possibility of withholding funds until the BHC litigation is resolved. Ms. Gray expressed her concerns with the department's failure to record the date of its receipt of HUD applications and BHC's response to a question on the application regarding legal action.*

Ms. Lawus stated that the consolidated plan relates to public hearings and budget, and if the funds are withheld this would constitute an amendment. Ms. Lawus stated that no funding is provided until a negotiation with each entity is completed and then the law department would draft a contract for each entity that will receive funding.

Ms. Cuffee-Glenn stated that the process to specify the date received is flawed and the designation of the last three years most likely relates to fiscal years which could mean as of June 30<sup>th</sup> of the specified years; however, the specified timeline is not designated on the application.

## Support

**Attorney Bill Baldwin**, representing Better Housing Coalition, stated that the Better Housing Coalition responded to the question relating to legal action based upon the city government's fiscal year which runs July 1<sup>st</sup> through June 30<sup>th</sup>.

*Councilor Michael Jones stated that he supports the proposed ordinance because additional entities would be adversely impacted if Council does not adopt the ordinance.*

*Councilor Gray read into the minutes the specific area of the application that requests if an entity has had any legal action within the past three years and also read the response of the Better Housing Coalition. Ms. Gray also noted that there is no date line on the application next to the signature nor is there a statement within the document that certifies that all statements are true.*

Project Development Manager for Economic and Community Development Daniel Mouer stated that based upon discussion the concerns of Council will be taken under advisement for future use.

*Councilor Kristen Larson stated that she will support the proposed ordinance; however, she is concerned with the pending legal matter involving BHC and issues with the application. She requested that Council receive regular updates relating to the status of the grant.*

*Councilor Andreas Addison stated that he would be in support of the proposed ordinance; however he understands the concerns that have been brought forward. Mr. Addison reiterated that if Council does not support this ordinance, the city would lose the grant funding.*

*Councilor Ellen Robertson and Vice President Newbille stated that Council cannot afford to jeopardize the city's entire HUD funding and that they would both be supporting the proposed ordinance.*

There were no further comments or discussions and **ORD. 2017-139 was adopted:** Ayes 8, Jones, Robertson, Larson, Agelasto, Trammell, Addison, Newbille, Hilbert. Noes 0. Gray abstained.

## MOTIONS

**Councilor Kim Gray moved that the resolution entitled:**

### RES. 2017-R037

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 Westtower Drive located between Forest Hill Avenue and Blakemore Road.

**be amended as follows:**

Page 1, Line 6

After the word "and", strike the street name "Blakemore Road" and insert the street name "Whitlone Drive"

Page 1, Line 17

After the word "and", strike the street name "Blakemore Road" and insert the street name "Whitlone Drive"

Page 1, Line 20

After the word "and", strike the street name "Blakemore Road" and insert the street name "Whitlone Drive"

Page 2, Line 5

After the word "and", strike the street name "Blakemore Road" and insert the street name "Whitlone Drive"

Page 2, Line 13

After the word "and", strike the street name "Blakemore Road" and insert the street name "Whitlone Drive"

**The motion was seconded and approved:** Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille, Hilbert. Noes 0, Agelasto excused.

*Councilor Kristen Larson stated that the proposed amendment is to correct the road name referenced in the legislation.*

There were no further comments or discussions and **RES. 2017-R037 was adopted:** Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille, Hilbert. Noes 0, Agelasto excused.

## EXPEDITED CONSIDERATION

**Councilor Kristen Larson moved to expedite consideration of the following resolution:**

### RES. 2017-R052

To approve the issuance by the Economic Development Authority of the City of Richmond, Virginia, of up to \$8,500,000 of its revenue bonds for the relocation, construction, and equipping of new elementary school facilities and the infrastructure associated therewith located at 10510 Hobby Hill Road in the city, the refinancing of existing indebtedness relating to middle school facilities located at 10510 Hobby Hill Road in the city, and the financing, as needed, of working capital, capitalized interest, and related issuance and refinancing costs.

*Patron: Ms. Larson*

**The motion was seconded and approved:** Ayes 8, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille, Hilbert. Noes 0, Agelasto excused.

*Councilor Kristen Larson introduced RES. 2017-R052 stating that the proposed resolution is related to bonds for St. Michael's School.*

There were no further comments or discussions and **RES. 2012-R052 was unanimously adopted.**

## APPROVAL OF MINUTES OF PREVIOUS MEETINGS

**Councilor Ellen Robertson moved to approve the following Richmond City Council meeting minutes:** Special Finance and Governmental Operations Joint Meeting on Monday, June 5, 2017, at 3:00 p.m., the Informal Council Session held on Monday, June 26, 2017, at 4:00 p.m., and the Formal Council Session held on Monday, June 26, 2017, at 6:00 p.m.

**The motion was seconded and approved:** Ayes 8, Jones, Robertson, Agelasto, Gray, Trammell, Addison, Newbille, Hilbert. Noes 0, Larson excused.

*President Chris Hilbert announced that City Auditor Umesh Dalal voluntarily resigned, and based upon his employment agreement, would receive \$83,504.75 for seven month's salary, \$23,486.40 for unused vacation time and \$284,894.74 which will be paid to the Richmond Retirement System on his behalf.*

## REPORTS OR ANNOUNCEMENTS BY MEMBERS OF THE COUNCIL

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

## INTRODUCTION OF ORDINANCES AND RESOLUTIONS

**City Council will hold a special public hearing on the following ordinances on Tuesday, September 5, 2017, at 5:00 p.m.:**

ORD. 2017-144

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 908.

*Patrons:* Mr. Jones

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

ORD. 2017-145

To amend and reordain City Code §§ 9-58, which assigns polling places in the city, 9-70 and 9-72, which establish boundary descriptions for Precincts 206 and 208, respectively, and to amend ch. 9, art. III by adding therein a new § 9-73.1, concerning the precinct boundaries for a new Precinct 214, for the purpose of establishing a new polling place and new precinct boundaries within certain City Council and School Board Districts.

*Patrons:* Ms. Gray

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

**City Council will hold a public hearing on the following ordinances and resolution on Monday, September 11, 2017, at 6:00 p.m.:**

ORD. 2017-140

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$5,000.00 from Share Our Strength, 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 funds to increase the number of meals served to children in low-income areas of the city of Richmond through the City's Summer Food Service Program.

*Patrons:* Mayor Stoney

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

ORD. 2017-141

To authorize the Chief Administrative Officer to accept funds in the amount of \$14,000.00 from the Richmond Redevelopment and Housing Authority 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 Affordable Housing - Non CDBG Project Areas special fund by \$14,000.00 for the purpose of funding the Affordable Housing Trust Fund.

*Patrons:* Mayor Stoney

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

ORD. 2017-142

To authorize the Chief Administrative Officer to accept funds in the amount of \$465,890.00 from James Madison University and to appropriate the increase to the Fiscal Year 2017-2018 Gas Utility Budget by increasing estimated revenues and the amount appropriated to the gas utility renewal fund for the purpose of purchasing new heavy duty trucks with engines fueled by compressed natural gas.

*Patrons:* Mayor Stoney

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

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.

*Patrons:* Mr. Addison

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

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

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

ORD. 2017-147

To establish an Ethics Reform Task Force to review and provide recommendations concerning ethical standards applicable to local government in the city.

*Patrons:* Ms. Larson

**This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

ORD. 2017-149

To amend various provisions of ch. 30, art. V and § 30-1220 of the City Code for the purpose of conforming the sign regulations in the City’s zoning ordinance to controlling legal authority as decided by the Supreme Court of the United States of America.

*Patrons:* Mayor Stoney and Mr. Jones

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-150

To amend City Code §§ 30-446.2, 30-446.3, 30-446.6, and 30-446.8, concerning the B-7 Mixed-Use Business District; to amend ch. 30, art. IV of the City Code by adding therein a new div. 31 consisting of §§ 30-457.1 through 30-457.10, concerning the establishment of a new TOD-1 Transit-Oriented Nodal District; to amend ch. 30, art. V, div. 2 by adding therein a new § 30-518.4, concerning signage in the new TOD-1 Transit-Oriented Nodal District; to amend City Code § 30-694.2, wireless communications facilities; to amend City Code §§ 30-710.1, 30-710.2, 30-710.2:3, 30-710.3:1, 30-710.4, and 30-710.13, concerning parking and perimeter buffers; to amend City Code §§ 30-720.1 and 30-720.5, concerning loading requirements; and to amend City Code § 30-1220, concerning definitions, for the purpose of establishing a new Transit-Oriented Nodal District, including small-scale manufacturing as a permitted principal use in the B-7 Mixed-Use Business District, defining the terms “priority street” and “street-oriented commercial frontage,” and imposing requirements for priority streets.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-151

To amend the official zoning map for the purpose of rezoning certain properties along West Broad Street and Cutshaw Avenue between North Boulevard and I-195, within the Scott’s Addition neighborhood, and along North Boulevard to conform their zoning to their proposed future land use as set forth in the Pulse Corridor Plan.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-152

To rezone a portion of the property known as 1900 Venable Street from the R-53 Multifamily Residential District to the B-5 Central Business District.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-153

To authorize the conditional use of the property known as 700 East Main Street for the purpose of authorizing a nightclub, upon certain terms and conditions.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

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.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-155

To authorize the special use of the property known as 512 Hull Street for the purpose of allowing a building to exceed the applicable height restrictions, upon certain terms and conditions.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

ORD. 2017-156

To amend Ord. No. 94-139-139, adopted Jun. 27, 1994, as previously amended by Ord. No. 2001-210-197, adopted Jun. 25, 2001, to authorize an expansion of the special use of the property known as 5430 Patterson Avenue, upon certain terms and conditions.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Planning Commission meeting on Tuesday, September 5, 2017, at 1:30 p.m.**

RES. 2017-R053

To amend Res. No. 88-R145-164, adopted Jul. 11, 1988, as previously amended by Res. No. 98-R136-141, adopted Sept. 14, 1998, and Res. No. 2007-R122-111, adopted Jul. 23, 2007, which established a process for selecting members to serve on the Personnel Board, to make changes to the procedures for selecting members of the classified service of the City to serve on the Personnel Board.

*Patrons:* Mr. Addison

**This resolution was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, July 27, 2017, at 12:30 p.m.**

**City Council will hold a public hearing on the following ordinances and resolution on Monday, September 25, 2017, at 6:00 p.m.:**

ORD. 2017-148

To adopt an amendment to the Master Plan for the City of Richmond, adopted by the City Planning Commission on Nov. 6, 2000, and by the City Council by Ord. No. 2000-371-2001-11, adopted Jan. 8, 2001, as previously amended, to incorporate the Richmond Riverfront Plan Amendment 1: Downriver Update 2017, applicable to the downriver area along the James River identified in the Richmond Riverfront Plan, extending from Great Shiplock Park east to the border with Henrico County, as part of the Master Plan.

*Patrons:* Mayor Stoney (By Request)

**This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, September 19, 2017, at 1:00 p.m.**

ORD. 2017-157

To amend ch. 2, art. IV, div. 3, by adding therein a new § 2-305, concerning a microenterprise loan program, for the purpose of establishing a microenterprise loan program.

*Patrons:* Mayor Stoney

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

RES. 2017-R054

To adopt a new debt and fund balance policy for the City of Richmond.

*Patrons:* Mayor Stoney

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

### ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 10:45 p.m.

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CITY CLERK