



City of Richmond

900 East Broad Street
Richmond, VA 23219
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Minutes

Land Use, Housing and Transportation Standing Committee

Tuesday, July 18, 2017

1:00 PM

Council Chamber, 2nd Floor - City Hall

Committee Members and Staff in Attendance

The Honorable Ellen Robertson – Chair
The Honorable Kim Gray – Vice Chair
The Honorable Kristen Larson – Committee member
The Honorable Andreas Addison – Council member (*early departure*)
Bonnie Ashley, Deputy City Attorney
Meghan Brown, Deputy Council Chief of Staff
Jean Capel, City Clerk
William Echelberger Jr., Council Budget Analyst
Charles Jackson, Council Budget Analyst
Pamela Nichols, Assistant City Clerk
Alexander Rawles, Boards and Commissions Administrator
Steve Taylor, Council Policy Analyst

Call to Order

Chair Ellen Robertson called the meeting to order at 1:12 p.m.

Evacuation Announcement and Citizen Speaker Guidelines

Pamela Nichols, assistant city clerk, provided information on the appropriate manner in which the Council Chamber is to be evacuated in the event of an emergency along with citizen speaker guidelines.

Public Comment Period

There were no public comments.

Approval of Minutes

Vice Chair Kim Gray moved to approve the meeting minutes of Tuesday, May 16, 2017, at 1:00 p.m., which was seconded and unanimously approved.

Paper(s) for Consideration

Vice Chair Gray moved to amend the agenda as follows:

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.

Patrons: Mr. Agelasto, President Hilbert and Ms. Robertson

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mr. Agelasto

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mr. Agelasto

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mr. Agelasto

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mr. Agelasto

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mayor Stoney

**To be continued to the September 19, 2017 Land Use, Housing and Transportation
Standing Committee meeting**

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.

Patron: Mr. Addison

To be continued to the September 19, 2017 Land Use, Housing and Transportation Standing Committee meeting

Councilor Andreas Addison asked the committee to continue ORD. 2017-135 and explained that the legislation was similar, in request, to other pieces of legislation on the committee's agenda.

Chair Robertson asked that, prior to the committee's September meeting, city administration and Council staff work in partnership with the patrons of ORD. 2017-069, ORD. 2017-135 and RES. 2017-R035 to create a uniform policy to capture the intent of the legislation and to finalize any revisions or amendments to those items for the committee to review at its September meeting.

Lee Downey, deputy chief administrative officer – Department of Economic and Community Development, stated that city administration plans to meet with the patrons to discuss reporting parameters to capture specified categories and impacts the legislation could have on the sale of city-owned surplus properties.

Councilor Addison and Chair Robertson requested that city administration provide a preliminary plan of action for the implementation and execution of the reporting process no later than three weeks from the day's meeting.

The motion was seconded and unanimously approved.

Presentation(s)

There were no presentations.

Board Vacancies

Councilor Andreas Addison exited the meeting.

Alexander Rawles, boards and commissions administrator, reviewed board applications for consideration by the committee.

Member Kristen Larson moved to forward the following board applications to Council with the recommendation to approve and to continue consideration of applications for appointment to the Greater Richmond Transit Company Board of Directors, which was seconded and unanimously approved:

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>
Board of Building Code Appeals, Electrical Division (5 members & 3 alternates)	Representative of a public electric power utility (1 vacancy)	Noah Ford (initial appointment)
	Representatives of electrical contractors * (2 vacancies)	Jeffon T. Neal (initial appointment)

Board Name	Criteria for Appointment	Applicant Name
Board of Building Code Appeals, Plumbing and Mechanical Division (5 members & 3 alternates)	Representative of a mechanical contractor * (1 vacancy)	George Brock (reappointment)
	Licensed professional engineer actively engaged in the design of mechanical systems for buildings * (1 vacancy)	Francis R. Boehling (initial appointment)
	Certified master plumber * (1 vacancy)	Anson Bell (initial appointment)
	Alternates * (2 vacancies)	Justin White (initial appointment)
Board of Fire Appeals (5 members)	Qualified by experience and training to rule on matters pertaining to building construction and fire prevention * (1 vacancy)	Charles W. Ellis (reappointment)
Citizens Transportation Advisory Committee (2 members and 2 alternates appointed by the city)	Alternate * (1 vacancy)	Todd M. Phillips (reappointment)
Clean City Commission (15 members)	6 th District qualified voter (1 vacancy)	Jeanne M. Boisineau (initial appointment)
Commission of Architectural Review (9 members)	Richmond Association of Realtors nominee *	Neville C. Johnson, Jr. (initial appointment)
Greater Richmond Transit Company Board of Directors (3 directors nominated by the city)	None (3 vacancies)	George Phillip Braxton, II Rev. Benjamin P. Campbell Eldridge F. Coles James M. Johnson

* Applicants must either reside or work in the city.

It was the consensus of the committee to accept the recommendations from the Richmond Association of Realtors and to continue to work with Council staff to amend the membership requirements for the Commission of Architectural Review.

Mr. Rawles advised the committee that Council needs to approve nominees for the Greater Richmond Transit Company (GRTC) Board of Directors no later than the end of September in order for the members to participate in the annual shareholders' October meeting.

It was the consensus of the committee that Mr. Rawles distribute questionnaires to the GRTC applicants, to review those questionnaires to determine whether or not the committee will conduct interviews and to forward a recommendation to the September Organizational Development Standing Committee meeting.

A copy of the material provided has been filed.

Paper(s) for Consideration

The following ordinance was considered:

ORD. 2017-117

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 in Monroe Park at 15 North Laurel Street 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.

Patron: Mayor Stoney

Donald Summers, capital projects manager – Department of Public Works, introduced ORD. 2017-117.

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2017-117 to Council with the recommendation to approve, which was seconded and unanimously approved.**

The following ordinance was 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.

Patron: Mr. Jones

Hope Elliott, 9th District liaison, on behalf of Councilor Michael Jones, introduced ORD. 2017-081 and responded to questions regarding the potential impact the proposed legislation will have on business owners' ability to advertise.

Steve Taylor, council policy analyst, explained that the proposed legislation prohibits the outside storage of tires and will not impact the business owners' ability to advertise.

Mark Olinger, director – Department of Planning and Development Review (PDR), and Bonnie Ashley, deputy city attorney, responded to the committee's question relative to the enforcement of the city's current storage of used tires policy.

The committee asked Council staff to advise the patron of the committee's concerns and to identify the appropriate entity in charge of enforcing the storage of used tires.

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2017-081 to Council with no recommendation, which was seconded and unanimously approved.**

The following ordinance was considered:

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 14th Street and along East Broad Street to the City's corporate boundary along Staples Mill Road, as part of the Master Plan.

Patron: Mayor Stoney (By Request)

Planning and Development Director Olinger, introduced ORD. 2017-127.

Chair Robertson expressed appreciation to Mr. Olinger, his staff and all those involved in the Pulse Corridor Plan.

Support

Trip Pollard, Chair of Richmond Green City Commission, spoke in support of the proposed legislation stating that the Pulse Corridor Plan supports a walkable urban environment around proposed stations, provides a long-range plan to guide redevelopment towards transit-oriented development along the proposed routes, and establishes new categories for future land use.

There were no further comments or discussions and **Member Larson moved to forward ORD. 2017-127 to Council with the recommendation to approve, which was seconded and unanimously approved.**

The following ordinance was considered:

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.

Patron: Mayor Stoney

Bill Echelberger, council budget analyst, provided an explanation of ORD. 2017-134.

Bobby Vincent, director of the Department of Public Works, was available to answer questions.

There were no further comments or discussions and **Vice Chair Gray moved to forward ORD. 2017-134 to Council with the recommendation to approve, which was seconded and unanimously approved.**

The following resolution was considered:

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.

Patron: Mr. Jones

Mr. Olinger advised the committee that his department was working to amend the city's sign regulations to comply to a decision by the Supreme Court of the United States and many of the elements of the proposed legislation will be addressed in those amendments. He stated that the proposed legislation, if approved, will not impact amendments to the zoning ordinance.

Bill Echelberger, council budget analyst, explained that the proposed legislation was a request for the Chief Administrative Officer to conduct a study to determine the appropriate manner to prohibit the use of certain banners in the city.

There were no further comments or discussions and **Vice Chair Gray moved to forward RES. 2017-R023 to Council with the recommendation to approve, which was seconded and unanimously approved.**

The following resolution was considered:

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.

Patrons: City Council

Mr. Olinger stated that his department's budget does not have the funding to assume the responsibility of the mailings; however, he will work with city administration to determine the best method to transfer the responsibility.

Jean Capel, city clerk, stated that funding for the mailings was included in the budget for the Office of the City Clerk, and the transfer of funding would require approval from Council.

Chair Robertson asked the two departments to work with Council staff to initiate the process.

Vice Chair Gray stated that she was concerned about the potential impact the transferring of responsibility would have on the public hearing process as required by the Code of Virginia.

Steve Taylor, council policy analyst, explained that members of the City Planning Commission are appointed by City Council and the Department of Planning and Development Review staff provides administrative support to the commission.

There were no further comments or discussions and **Member Kristen Larson moved to forward RES. 2017-R029 to Council with the recommendation to approve, which was seconded and approved:** Ayes 2, Larson, Robertson. Noes 1, Gray.

The following resolution was considered:

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.

Patron: Ms. Robertson

There were no comments or discussions and **Member Larson moved to forward RES. 2017-R047 to Council with the recommendation to approve, which was seconded and unanimously approved.**

Discussion Item(s)

In response to a request by Vice Chair Gray regarding members and nominating entities for the Commission of Architectural Review, Mr. Rawles, boards and commissions administrator, agreed to provide such information and to hold further discussions with Vice Chair Gray, if needed.

Chair Robertson announced that Member Larson had agreed to serve as the committee's point of contact for boards and commissions related matters.

August Meeting

It was the consensus of the committee to cancel the August 22nd committee meeting.

Staff Report

Steve Taylor, council policy analyst, and Bill Echelberger, council budget analyst, provided the committee with the July staff report.

A copy of the material provided has been filed.

Adjournment

There being no further business, the meeting adjourned at 2:41 p.m.