



City of Richmond

Formal Meeting Minutes

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

Monday, April 9, 2018

6:00 PM

Council Chamber, 2nd Floor - City Hall

Richmond City Council met in the Council Chamber on Monday, April 9, 2018, at 6:00 p.m.

Invocation was offered by Reverend Donna Banks Tucker, City of Jericho Church, 1608 Hull Street, 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 (*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 Kim Gray moved that the following appointment recommendation be approved:

<u>Board Name</u>	<u>Criteria for Appointment</u>	<u>Applicant Name</u>	<u>Terms</u>
Ethics Reform Task Force (11 members)	Person with experience and expertise concerning ethical standards in both the public sector and the private sector and concerning areas, such as human resources and procurement, that may be relevant to the consideration of appropriate ethical standards for a governmental organization *	Linda C. Jackson-Shaw	04/09/2018 – Terminating upon the completion of the Ethics Reform Task Force's duties <i>Succeeding Tony H. Pham, 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

Mayor Levar Stoney and Richmond City Council proclaimed the second full week of April as Richmond Public Safety Emergency 9-1-1 Telecommunicators Week and thanked the city's telecommunicator professionals for their endeavors in helping to make the city a safer and healthier place to live, work, learn, play, visit and raise a family.

Councilor Kristen Larson, on behalf of Richmond City Council, and Mayor Levar Stoney proclaimed the second week of April as Richmond Public Library Week, and thanked the dedicated librarians, staff and volunteers, supporting boards and associations for helping to make Richmond a better, smarter and more empowered place to live, work, learn, play, visit and raise a family.

CITIZEN COMMENT

Marilyn Olds, Richmond Tenants Organization (RTO) president, addressed Council informing the body that the RTO is the voice for the public housing communities. Ms. Olds also stated that the Richmond Redevelopment and Housing Authority (RRHA) and RTO have been in partnership for over twenty years and concerns are addressed at monthly meetings.

Councilwoman Reva Trammell expressed appreciation to Ms. Olds for her work in the communities and for keeping her abreast of events within the communities.

Patricia Williford identified herself as the Mosby Court Tenant Council president and RTO treasurer.

Patrice Shelton identified herself as the Hillside Court Tenant Council president and invited Council to visit the Hillside Court community.

Dyanne Marie Broidy identified herself as the Fairfield Tenant Council vice president.

Audrey Tack identified herself as the Frederic A. Fay Towers Senior Residence Tenant Council president and invited Council members to visit Fay Towers.

Debbie Wilkes identified herself as the 1611 4th Avenue Tenant Council president.

Cynthia Vaughan identified herself as the Old Brook Circle Senior Community president.

Annie Mahdee identified herself as the Gilpin Court Tenant Council president.

Vice President Cynthia Newbille voiced her appreciation to each speaker and leader of the public housing communities for their years of dedicated service to the youth and families that reside in these communities.

AGENDA REVIEW AND AMENDMENTS

Councilor Michael Jones moved to amend the agenda as follows:

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, May 14, 2018

ORD. 2018-110

To amend City Code § 2-1183, concerning the residency requirement for certain officers and employees, to modify the City's residency requirement so that it applies only to the Chief Administrative Officer, the Chief of Fire and Emergency Services, and the Chief of Police.

To be continued to Monday, May 14, 2018

The motion was seconded and unanimously approved.

CONSENT AGENDA

The following ordinances and resolutions were considered:

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. (As Amended)

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. (As Amended)

ORD. 2018-100

To amend City Code § 12-16, concerning the provisions of monthly financial synopses to the Council, and City Code § 12-32, concerning the disposition of funds from sale of real estate and certain insurance proceeds, for the purpose of revising the basis for calculating receipts to be credited to a special reserve assigned to support public schools in the city and requiring that monthly financial synopses provided to the City Council include activities with regard both to such special reserve and to another special reserve assigned to support the educational curriculum and programming of public schools in the city. (As Amended)

ORD. 2018-111

To authorize the special use of the properties known as 1208 and 1212 McDonough Street and 314, 316, 318, and 322 West 12th Street for the purpose of a mixed-use building containing up to 33 dwelling units, upon certain terms and conditions.

ORD. 2018-112

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 413.

RES. 2018-R028

To approve an expenditure in the amount of \$500.00 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 outlets from December 31, 2017, through March 1, 2018.

Opposition

Jack Pearsall spoke in opposition to **ORD. 2018-022** and **ORD. 2018-023** stating that the properties are not going to be used for short-term rentals but as commercial hotels. Mr. Pearsall also stated

that he understands that the city is working to determine regulations regarding short-term rentals and requested that Council defer action on these ordinances until after the regulations are adopted.

Cyane Crump, Historic Richmond Executive Director, requested that Council delay action on **ORD. 2018-022** and **ORD. 2018-023** until after regulations have been adopted that will address the use of Airbnb.

Omar Al-Qadaffi spoke in opposition to **ORD. 2018-022** and **ORD. 2018-023** stating that the city needs to focus on affordable low-income housing as opposed to facilitating additional Airbnb's.

Jacob Canova spoke in opposition of **ORD. 2018-023** stating that the project has become larger than originally noted and he foresees disruption in the community with a hotel that no one is managing. Mr. Canova also noted that the property is the only remaining single family dwelling that faces Monroe Park.

Support

David Johannas, architect for the projects, spoke in support of **ORD. 2018-022** and **ORD. 2018-023** regarding short-term rental properties. Mr. Johannas stated that he has had previous conversations with Mr. Canova and Mr. Canova has expressed support for the 806 Cathedral Place project. Mr. Johannas informed Council that there have been discussions with neighbors, civic associations, the Commission of Architectural Review and the planning staff, with support from all groups. Mr. Johannas noted that the applications for these properties are not for an Airbnb use but for short-term rentals which require constant staffing.

Councilor Parker Agelasto expressed concerns regarding the approval of special use permits (SUP) for short-term rentals, when it has been noted that the city is working to address regulations for short-term rentals within the city.

Councilwoman Reva Trammell stated that there appears to have been miscommunication between the developers of these projects and members of the communities.

*Councilwoman Trammell **moved to continue ORD. 2018-022 and ORD. 2018-023** to the April 23rd Council meeting, which was **seconded**.*

*Councilor Andreas Addison expressed his support for **ORD. 2018-022** and **ORD. 2018-023** noting that concerns raised by community members could be addressed by the city registering with Airbnb and having a standardized process for anyone considering a tourism approach to housing.*

Councilor Kristen Larson acknowledged that the city does need to address Airbnb regulations and requested feedback from the members whose districts encompass the properties.

*Councilor Ellen Robertson stated that one of the properties is located within the 6th Council District and there has not been any negative communication expressed to her until she received an email on Friday, April 6th, regarding concerns. Ms. Robertson informed Council members that she supports **ORD. 2018-022**.*

*Councilor Kim Gray stated that she is in support of **ORD. 2018-023**; however, her primary concern is the need for a local contact to address any issues and the impact that it will have on the immediate neighbor of the property.*

*Vice President Cynthia Newbille noted that safeguards are provided within **ORD. 2018-022** and **ORD. 2018-023** and that she will be supporting the proposed legislation.*

Council considered Councilwoman Trammell's **motion to continue ORD. 2018-022 and ORD. 2018-023** to the April 23rd Council meeting. The motion **failed**: Ayes 3, Agelasto, Trammell, Hilbert. Noes 6, Jones, Robertson, Larson, Gray, Addison, Newbille.

Councilor Larson stated that **ORD. 2018-100** aims to ensure that the revenue generated from the new meals tax is reported to Council on a monthly basis.

Ms. Larson announced that **ORD. 2018-112** will change the voting location for citizens of Voting Precinct 413, from Southampton Baptist Church on Cherokee Road, to St. Luke Evangelical Lutheran Church on Chippenham Parkway. Ms. Larson informed that citizens affected by this change will be contacted by the Office of the General Registrar.

There were no further comments or discussions and **the Consent Agenda was unanimously adopted with the exception of ORDS. 2018-022 and 2018-023, which were also adopted**: Ayes 7, Jones, Robertson, Larson, Gray, Trammell, Addison, Newbille. Noes 2, Agelasto, Hilbert.

REGULAR AGENDA

There were no Regular Agenda items for consideration.

MOTIONS

Councilor Andreas Addison moved to expedite consideration of the following resolution:

RES. 2018-R030

To appoint Nicole Williams to the position of Council Liaison.

Patron: Mr. Addison

Councilor Andreas Addison introduced proposed RES. 2018-R030.

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

There were no further comments or discussions and **RES. 2018-R030 was adopted**: Ayes 8, Jones, Robertson, Larson, Agelasto, Trammell, Addison, Newbille, Hilbert. Noes 0. Gray excused.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Michael Jones moved to approve the following Richmond City Council meeting minutes: Informal Council Session held on Monday, March 26, 2018, at 4:00 p.m., and the Formal Council Session held on Monday, March 26, 2018, at 6:00 p.m.

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

Newbille, Councilor Addison, Councilwoman Trammell, Councilor Robertson, Councilor Gray, Councilor Agelasto and President Hilbert.

Councilor Kristen Larson departed.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

City Council will hold a public hearing on the following ordinances and resolutions on Monday, April 23, 2018, at 6:00 p.m.:

ORD. 2018-116

To amend and reordain City Code §§ 9-58, which assigns polling places in the city, and 9-59 and 9-60, which establish boundary descriptions for Precincts 101 and 102, respectively; to amend § 9-124, which assigns precincts to City Council and School Board Districts; and to amend ch. 9, art. III by adding therein a new § 9-67.1, concerning the precinct boundaries for a new Precinct 115, for the purpose of establishing new polling places and new precinct boundaries within the First Council District.

Patron: Mr. Addison

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

ORD. 2018-117

To declare a public necessity for and to authorize the acquisition from the Commonwealth of Virginia, Department of General Services, of a perpetual, non-exclusive easement located in the southwest quadrant of the intersection of East Franklin Street and North 15th Street for the public purpose of providing for the location of a traffic signal and all equipment, accessories, and appurtenances necessary in connection therewith.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-118

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 2822 Purcell Street and to authorize the conveyance of such property for \$11,310.39 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-119

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 2820 Purcell Street and to authorize the conveyance of such property for \$11,455.00 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-120

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 2807 Newbourne Street and to authorize the conveyance of such property for \$17,009.89 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-121

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 2112 North 29th Street and to authorize the conveyance of such properties for \$20,476.63 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-122

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 2110 North 29th Street and to authorize the conveyance of such property for \$21,869.60 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-123

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 2106 North 29th Street and to authorize the conveyance of such property for \$30,434.10 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-124

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 2100 North 29th Street and to authorize the conveyance of such property for \$10,461.71 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-125

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 2000 North 29th Street and to authorize the conveyance of such property for \$22,250.16 to the Richmond Redevelopment and Housing Authority for the purposes of eliminating blight and making such property available for redevelopment.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

ORD. 2018-126

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a First Amendment to Stone Brewing Company Performance Agreement, Dated November 14, 2014, between the City of Richmond, Virginia, Stone Brewing Co., LLC, and the Economic Development Authority of the City of Richmond, Virginia for the purpose of revising the definitions of "Existing Building" and "Phase II" to allow the demolition of an existing structure and the construction of a new building.

Patron: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, April 19, 2018, at 5:00 p.m.

RES. 2018-R031

To approve expenditures in the total amount of \$3,710.92 from the Council District Funds for the First District to reimburse Andreas Addison for a payment of \$250.00 for the security deposit for the rental of office space used by the Council Member in the representation of the First District for October, 2017; payments of \$889.33, \$920.00, and \$825.00 for the rental of office space used by the Council Member in the representation of the First District for November, 2017, January, 2018, and February, 2018, respectively; payments of \$378.00 and \$298.59 to Constant Contact for the dissemination of electronic mail communications to residents of the First District; and a payment of \$150.00 to Left Plus Right, LLC, for website hosting and support billed for October, November, and December, 2017.

Patron: Mr. Addison

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

RES. 2018-R032

To approve expenditures in the total amount of \$1,178.20 from the Council District Funds for the Eighth District to reimburse Reva M. Trammell for a payment of \$591.34 to Carr's Texaco for rental

trucks and fuel used to deliver Christmas food boxes to approximately 300 households in the Eighth District from December 14, 2017, through December 23, 2017; a payment of \$197.12 for the cost of gift bags, candy, and toys given to children at the Eighth District Community Meeting on December 14, 2017, and during the Eighth District 2017 Christmas Giveaway Run held on December 19, 2017; a payment of \$75.00 to Jerry C. Blow for providing music and sound system services for the Eighth District Community Meeting held on December 14, 2017; a payment of \$150.00 to Jerry C. Blow for distributing gifts during the Eighth District 2017 Christmas Giveaway Run held on December 19, 2017; and a payment of \$164.74 for the costs to provide meals for 19 volunteers who delivered Christmas food boxes to residents of the Eighth District on December 19, 2017.

Patron: Ms. Trammell

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

Councilwoman Reva Trammell and Councilor Michael Jones departed.

RES. 2018-R033

To express the Council's support for the oversight of the design and construction of public schools in the city of Richmond by the School Board of the City of Richmond and to request that the School Board prepare and submit to the Council, the Mayor, and the Chief Administrative Officer a construction plan for the design and construction of such facilities.

Patron: Ms. Larson

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

RES. 2018-R034

To declare a public necessity to amend the zoning ordinance and to initiate an amendment to the City's zoning ordinance to rezone certain properties located in the West Cary Street area, generally bounded by West Main Street to the north, Cumberland Street to the south, South Belvidere Street to the east, and South Cherry Street to the west, from the B-3 General Business District to the UB-2 Urban Business District and the B-6 Mixed-Use Business District.

Patron: Mr. Agelasto

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, April 17, 2018, at 1:00 p.m.

City Council will hold a public hearing on the following ordinance on Monday, May 14, 2018, at 6:00 p.m.:

ORD. 2018-127

To amend ch. 2, art. VII, div. 4.1 of the City Code by adding therein a new § 2-1366.10, concerning requirements for reports made to the City Council, for the purpose of requiring that datasets used to prepare reports made to the City Council and its standing committees be published to the open data portal.

Patron: Mr. Addison

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, April 26, 2018, at 12:00 p.m.

ORD. 2017-128

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 changing the uses and allocation of the Council District Funds for the First District pursuant to Va. Code § 15.2-2503 for the purpose of providing for the rental of office space used by the Council Member in the representation of the First District.

Patron: Mr. Addison

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, April 26, 2018, at 12:00 p.m.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 7:55 p.m.

CITY CLERK