

City of Richmond

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

Summary City Council

Monday, October 14, 2019

6:00 PM

Council Chamber, 2nd Floor - City Hall

1. <u>ORD.</u> 2019-245 To change the use of the City-owned real estate known as the Annie Giles Community Resource Center and located at 1400 Oliver Hill Way so that such City-owned real estate will be used as a cold weather shelter for homeless persons in the city of Richmond when the outdoor or wind chill temperature falls to 40 degrees Fahrenheit or below. (As Amended)

Patrons: Mayor Stoney

This ordinance was adopted.

2. ORD. 2019-255

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Law Enforcement Mutual Aid Agreement between the City of Richmond, Virginia, and the County of New Kent, Virginia, for the purpose of establishing cooperation between the City's Department of Police and the County's Sheriff in the furnishing of certain law enforcement services.

Patrons: Mayor Stoney

This ordinance was adopted.

3. <u>ORD.</u> 2019-256 To amend City Code §§ 29-114, 29-116 and 29-117, concerning the denial and revocation of permits issued to drivers of taxicabs in the city, for the purpose of reflecting the enactment of Va. Code § 46.2-2011.33.

Patrons: Mayor Stoney

This ordinance was adopted.

4. <u>ORD.</u> <u>2019-257</u>

To rezone the properties known as 13, 17, 19, 21, and a portion of 9 West 20th Street; 16, 18, 20, and 22 West 19th Street; 1900, 1906, 1920, and 1922 Bainbridge Street; and a portion of 2005 Hull Street from the M-1 Light Industrial District to the B-7 Mixed-Use Business District; the property known as 12 West 19th Street and a portion of 9 West 20th Street from the M-1 Light Industrial District to the TOD-1 Transit-Oriented Nodal District; and the properties known as 1901, 1917, and a portion of 2005 Hull Street from the B-3 General Business District to the TOD-1

Transit-Oriented Nodal District.

Patrons: Mayor Stoney (By Request)

Continued to Tuesday, November 12, 2019

5. <u>ORD.</u> 2019-258 To authorize the special use of the property known as 3119 Grayland Avenue for the purpose of a swimming pool accessory to a single-family detached dwelling, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

6. <u>ORD.</u> 2019-259 To amend and reordain Ord. No. 2000-319-326, adopted Nov. 13, 2000, as amended by Ord. No. 2007-222-194, adopted Sept. 10, 2007, which authorized the special use of the property known as 214 North Lombardy Street for the purpose of modifying the exterior and interior of the building and adding new signage to the facade, to authorize a restaurant, tearoom, café, delicatessen, ice cream parlor, or similar food and beverage service establishment and up to three dwelling units, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

7. ORD. 2019-260

To authorize the special use of the property known as 1836 Park Avenue for the purpose of office space and occasional events, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

Amended and continued to Tuesday, November 12, 2019

8. <u>ORD.</u> 2019-261 To authorize the special use of the property known as 2100 North 29th Street for the purpose of a private school, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was adopted.

9. ORD. 2019-262

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$25,200.00 from the Virginia Department of Conservation and Recreation, and to appropriate the funds received to the Fiscal Year 2019-2020 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Parks, Recreation and Community Facilities' James River Park special fund by \$25,200.00 for the purpose of funding an environmental analysis, engineering documentation, and permitting for the construction of the Pump House Trail extension.

Patrons: Mayor Stoney

This ordinance was adopted.

To abolish the Citizen Advisory Commission on Alternatives to Incarceration; to repeal ch. 2, art. V, div. 4 (§§2-844-2-846) of the City Code, concerning the creation, composition, terms of office, duties, and functions of the Commission; and to terminate the terms of the Commission's members.

Patrons: Ms. Robertson

Continued to Tuesday, November 12, 2019

11. ORD. 2019-264

To amend ch. 2, art. V of the City Code by adding therein a new div. 10 (§§ 2-1002-2-1006) for the purpose of establishing an Ethics Reform

Commission.

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

Amended and continued to Tuesday, November 12, 2019

12. ORD. 2019-265

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Franchise Agreement by and between the City of Richmond and the Greater Richmond Transit Company for the purpose of facilitating the placement of advertisements on Bus Rapid Transit stations.

Patrons: Mayor Stoney

This ordinance was adopted.

13. ORD. 2019-266

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Facility Use Agreement between School Board of the City of Richmond and City of Richmond for the purpose of facilitating the joint use of the City's public schools and Department of Parks, Recreation and Community Facilities' properties and facilities.

Patrons: Mayor Stoney

This ordinance was adopted.

14. ORD. 2019-267

To amend Ord. No. 2019-043, adopted May 13, 2019, which (i) accepted a program of proposed Capital Improvement Projects for Fiscal Year 2019-2020 and the four fiscal years thereafter, (ii) adopted a Capital Budget for Fiscal Year 2019-2020, and (iii) determined a means of financing the same, to modify the purpose of the East District Park Transformation project in the Culture and Recreation category to provide that such project consists of ongoing improvements to parks and recreational facilities within the Seventh Council District, including, but not limited to, the sites of Oakwood Park, Ethel Bailey Furman Park, Lucks Field/Fairmont, and Woodville.

Patrons: Mayor Stoney

This ordinance was adopted.

15. RES. 2019-R052

To express the Council's support for the passage of voter redistricting reform legislation by the General Assembly of Virginia.

Patrons: Mr. Agelasto and Mr. Addison

This resolution was adopted.

16. RES. 2019-R056

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 2020 annual meeting of shareholders upon the election and qualification of the successors to these Directors.

<u>Patrons:</u> Mr. Addison, Ms. Gray, Vice President Hilbert, Ms. Larson, Ms. Robertson, President Newbille. Ms. Trammell and Mr. Jones

This resolution was adopted.

17. RES. 2019-R058

To approve the issuance by the Richmond Redevelopment and Housing Authority of its multifamily housing revenue bonds in an amount up to \$16,000,000.00 for the acquisition, construction, renovation, rehabilitation and equipping of an approximately 125-unit multifamily residential rental housing project to be known as Shockoe Hill I Apartments located at 200 Hospital Street and 212 Hospital Street in the city of Richmond.

Patrons: Ms. Robertson

This resolution was introduced for expedited consideration and adopted.

18. RES. 2019-R059

To support the Council's desire for ZP NO. 341, LLC, and ZP NO. 343, LLC, to perform certain further commitments relating to certain rezoned properties located at 201 Orleans Street, 25 Nicholson Street, and 101 Nicholson Street.

Patrons: President Newbille

This resolution was introduced for expedited consideration and adopted.

City Council will hold a public hearing on the following ordinance on Monday, October 28, 2019, at 2:00 p.m.:

19. ORD. 2019-272

To create a new reservation of fund balance called the 2019 Cost of Living Adjustment for City Retirees Reserve, intended to be categorized as an assigned fund balance and used to provide a one-time, one-percent cost of living adjustment for each member of the Richmond Retirement System who receives a retirement allowance.

Patrons: Mayor Stoney

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

City Council will hold a public hearing on the following ordinances and resolution on Tuesday, November 12, 2019, at 6:00 p.m.:

20. ORD. 2019-273

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Commonwealth's Development Opportunity Fund Performance Agreement between the City of Richmond, Thomson Reuters Holdings Inc., the Economic Development Authority of the City of Richmond, and the Virginia Economic Development Partnership Authority for the purpose of providing Thomson Reuters Holdings Inc. with incentives to establish a cybersecurity operations office and to improve, equip, and operate a new facility in the city of Richmond.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 17, 2019, at 1:00 p.m.

21. ORD. 2019-274

To amend ch. 11 of the City Code by adding therein a new art. VIII (§§ 11-190-11-197) to establish a commercial property assessed clean energy program in accordance with Va. Code § 15.2-958.3, for the purpose of facilitating the development of clean energy projects.

Patrons: Ms. Larson

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 17, 2019, at 1:00 p.m.

22. ORD. 2019-275

To amend ch. 6 of the City Code by adding therein a new art. XII (§§ 6-596-6-602) to establish a technology zone program in accordance with Va. Code § 58.1-3850, for the purpose of facilitating the development and location of technology businesses in the city of Richmond, capital investment, and job creation.

Patrons: Mr. Addison

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 17, 2019, at 1:00 p.m.

To amend City Code §§ 26-872, concerning definitions related to license taxes, and 26-989, concerning licenses taxes for personal services businesses, and to amend ch. 26, art. XV, div. 2 of the City Code by adding therein a new section numbered 26-1003.1, concerning the license tax for technology businesses, for the purpose of creating a new business, profession, and occupation license category called "technology business" and imposing a new license tax on such businesses.

Patrons: Mr. Addison

This ordinance was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 17, 2019, at 1:00 p.m.

24. ORD. 2019-277

To declare surplus and direct the conveyance of a portion of City-owned real estate on Brown's Island, located at the south end of the South 5th Street footbridge and consisting of 1,256± square feet in the form of a circle with a diameter of 40 feet, for nominal consideration to the Commonwealth of Virginia for the purpose of facilitating the installation and maintenance of the Emancipation Proclamation and Freedom Monument by the Commonwealth of Virginia, and to repeal Ord. No. 2017-005, adopted Feb. 13, 2017.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Planning Commission meeting on Monday, October 21, 2019, at 1:30 p.m.

25. ORD. 2019-278

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Fourth Amendment to Controlled Public Access Lease Agreement between the City of Richmond and Venture Richmond, Inc. for the purpose of excluding from the "Demised Premises" certain real property, and to repeal Ord. No. 2018-056, adopted Mar. 26, 2018.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

26. ORD. 2019-279

To grant to the Commonwealth of Virginia a non-exclusive, permanent easement over and across an approximately 23,228.99-square-foot portion of City-owned real estate located on Brown's Island for the purposes of installing, accessing, and maintaining the Virginia Emancipation Proclamation and Freedom Monument, and to repeal Ord. No. 2018-055, adopted Mar. 26, 2018.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

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 design and construction of multimodal access along North Lombardy Street from its intersection with West Leigh Street to its intersection with School Road and Admiral Street.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

28. ORD. 2019-281

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 resurfacing of Chippenham Parkway from its intersection with Archdale Road to its intersection with the Forest Hill Avenue exit ramp.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

29. ORD. 2019-282

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 resurfacing of Chippenham Parkway from its intersection with the Forest Hill exit ramp to the City's corporate boundary.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

30. ORD. 2019-283

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 resurfacing of West Roanoke Street from its intersection with Forest Hill Avenue to its intersection with Midlothian Turnpike.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

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 resurfacing of the southbound lanes of Virginia Route 161 from its intersection with Dunstan Avenue to its intersection with Brandon Road.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

32. <u>ORD.</u> 2019-285 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 resurfacing of the northbound lanes of Virginia Route 161 from its intersection with Brandon Road to its intersection with Dunston Avenue.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

33. ORD. 2019-286

To authorize Symbol Development Office, LLC, to encroach upon the public right-of-way with an outdoor dining area encroachment at the west line of Highpoint Avenue north of the northwest corner of the intersection of Rockbridge Street and Highpoint Avenue, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

34. ORD. 2019-287

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute appropriate documents releasing The Maggie Walker Community Land Trust and its successors in interest from any obligation to fulfill certain deed conditions and contractual requirements to redevelop the property known as 2922 P Street for the purpose of allowing the Land Trust to exchange the property known as 2922 P Street for a certain parcel owned by Restoration Builders of Virginia, Incorporated.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Land Use, Housing and Transportation Standing Committee meeting on Tuesday, October 22, 2019, at 1:00 p.m.

To amend ch. 27, art. II of the City Code by adding therein a new § 27-40.1, concerning distracted driving, for the purpose of prohibiting distracted driving while using a handheld personal communications device.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Public Safety Standing Committee meeting on Tuesday, October 22, 2019, at 11:00 a.m.

36. ORD. 2019-289

To amend ch. 19, art. VII, div. 2 of the City Code by adding therein a new § 19-334.2, concerning the reporting of lost or stolen firearms, for the purpose of imposing a requirement that lost or stolen firearms be reported to the Department of Police and prescribing a civil penalty for violations thereof.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Public Safety Standing Committee meeting on Tuesday, October 22, 2019, at 11:00 a.m.

37. ORD. 2019-290

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a Police Mutual Aid Joint Aviation Agreement between the County of Henrico, Virginia, the County of Chesterfield, Virginia, and the City of Richmond, Virginia, and to repeal Ord. No. 2018-010, adopted Mar. 12, 2018, which authorized the Chief Administrative Officer to execute a Police Mutual Aid Joint Aviation Agreement between the County of Henrico, Virginia, the County of Chesterfield, Virginia, and the City of Richmond, Virginia, for the purpose of operating a joint aviation unit to support aerial law enforcement activities in the party jurisdictions.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Public Safety Standing Committee meeting on Tuesday, October 22, 2019, at 11:00 a.m.

38. <u>ORD.</u> 2019-291 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 a franchise for the management of the Hopkins Road Transfer Station located at 3506 Hopkins Road and the East Richmond Road Convenience Center located at 3800 East Richmond Road in accordance with a certain Franchise Agreement.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, October 24, 2019, at 12:00 p.m.

To amend the schedule of classifications and assigned ranges incorporated into section I of the Pay Plan adopted by Ord. No. 2018-319 on Jan. 14, 2019, for the purpose of revising the wording of certain classification titles and changing the pay ranges of two classification titles.

Patrons: Mayor Stoney

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, October 24, 2019, at 12:00 p.m.

40. ORD. 2019-293

To amend City Code §§ 28-837, concerning records of facilities, 28-857, concerning the authority required for the placement and use of poles, wires, and conduits, and 28-862, concerning joint use of existing poles or conduits and board of arbitrators, and to amend ch. 28, art. VII, by adding therein a new div. 3 (§§ 28-876-28-882) for the purpose of authorizing the Director of Public Utilities to issue permits for the installation of wireless facilities in the public right-of-way.

Patrons: Mr. Addison

This ordinance was introduced and referred to the Governmental Operations Standing Committee meeting on Thursday, October 24, 2019, at 12:00 p.m.

41. ORD. 2019-294

To close, to public use and travel, a portion of Greenville Avenue between its southern terminus and Kansas Avenue and a portion of a 16' alley located in the adjacent block to the east of Greenville Avenue and bounded by Kansas Avenue to the north and Carter Street to the east, together consisting of 22,760± square feet, and to authorize the Chief Administrative Officer to accept the dedication of a 500 square foot right-of-way area for a turnaround near the proposed new southern terminus of the alley, all for the purpose of facilitating redevelopment of the area, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

42. ORD. 2019-295

To amend Ord. No. 2012-200-2013-4, adopted Jan. 28, 2013, which authorized the special use of the property known as 407 South Cherry Street for the purpose of permitting multifamily use and the property known as 811 Albemarle Street for the purpose of establishing a single-family dwelling lot and a lot to be used for surface parking accessory to a multifamily use, to modify the number of bedrooms in the multifamily dwelling and to allow balconies, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

To amend and reordain Ord. No. 2018-111, adopted Apr. 9, 2018, which authorized 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, to modify the permitted uses of the property, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

44. ORD. 2019-297

To amend Ord. No. 2019-014, adopted Feb. 11, 2019, which authorized the special use of the property known as 2919 Griffin Avenue for the purpose of authorizing a single-family detached dwelling, to authorize a subdivision of the property and the construction of an additional single-family detached dwelling on the new parcel, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

45. ORD. 2019-298

To authorize the special use of the property known as 1101 Bainbridge Street for the purpose of day nursery, restaurant, and office uses, retail stores and shops, and any other principal uses permitted on corner lots pursuant to City Code § 30-419.3(a), upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

46. ORD. 2019-299

To authorize the special use of the property known as 1200 North 28th Street for the purpose of a multifamily dwelling containing up to 15 dwelling units, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

47. ORD. 2019-300

To authorize the special use of the property known as 1217 West Leigh Street for the purpose of a veterinary clinic, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

To authorize the special use of the property known as 126 West Brookland Park Boulevard for the purpose of a café with accessory production, wholesale, and certain distribution uses, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

49. ORD. 2019-302

To authorize the special use of the property known as 1620 Park Avenue for the purpose of a multifamily dwelling, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

50. ORD. 2019-303

To authorize the special use of the property known as 3200 West Broad Street for the purpose of a temporary wireless telecommunications monopole and associated equipment, upon certain terms and conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

51. ORD. 2019-304

To conditionally rezone the property known as 6400 Jahnke Road from the R-2 Single-Family Residential District to the R-53 Multifamily Residential District (Conditional), upon certain proffered conditions.

Patrons: Mayor Stoney (By Request)

This ordinance was introduced and referred to the Planning Commission meeting on Monday, November 4, 2019, at 1:30 p.m.

52. RES. 2019-R060

To approve the issuance by the Richmond Redevelopment and Housing Authority of its multifamily housing revenue bonds in an amount up to \$15,000,000.00 for the acquisition, construction, renovation, rehabilitation and equipping of an approximately 152-unit multifamily residential rental housing project to be known as Chamberlayne Senior Apartments located at 1705 Chamberlayne Parkway in the city of Richmond.

Patrons: Vice President Hilbert

This resolution was introduced and referred to the Finance and Economic Development Standing Committee meeting on Thursday, October 17, 2019, at 1:00 p.m.