# CITY COUNCIL
# AGENDA
**TUESDAY, MAY 10, 2016**

## Work Session Agenda

4:00 PM – City Hall - 10th Floor Conference Room

### Budget Worksession

***Presenter:*** *Mayor Paul. D. Fraim*

### 5:00 PM

### Council Interests

Documents: 05-10-16 COUNCIL INTERESTS.PDF

### Break For Dinner

### Agenda Overview

***Presenter:*** *Marcus D. Jones, Deputy City Manager*

### Closed Session

- Discussion on Negotiation of Terms of a Contract
- Briefing on Cox Franchise Renewal

### Building A Connected City

***Presenter:*** *Steven DeBerry, Chief Information Officer*

### Short Term Rentals

***Presenter:*** *Adam Melita, Deputy City Attorney and George Homewood, Director of Planning*

### Additional Documents

Documents: 05-10-16 MEMO - CHANGE OF ZONING AND SPECIAL EXCEPTION - ANDALOUSI.PDF, 05-10-16 MINUTES OF CITY COUNCIL MEETING OF APRIL 26.PDF, 05-10-16 NONSTANDARD LOT CERTIFICATE - 525 W 26TH ST.PDF, 05-10-16 PENDING LAND USE ACTIONS.PDF

### Announcement Of Meeting

Documents: 05-10-16 ANNOUNCEMENT OF MEETING.PDF

## Formal Session

7:00 PM - Council Chambers, City Hall, 11th Floor

### Prayer

Prayer to be offered by Vice Mayor Angelia Williams Graves, followed by the Pledge of Allegiance.

### Public Hearings

PH-1

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on approving a **Land Disposition and Development Contract** with **Ocean View Properties, Inc.** for two parcels of land consisting of a total of 3.7 acres, more or less, on property located at **719 E. Ocean View Avenue**.

**(PASSED BY AT THE MEETING OF APRIL 26, 2016)**

Documents: PH-1 APPROVAL OF LDDC WITH OCEAN VIEW PROPERTIES, INC..PDF

PH-2

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Pinewell Station** for a) an amendment to the City's Future Land Use Map within the general plan, *plaNorfolk2030*, from Open Space/Recreation and Commercial to Multifamily; b) a text amendment to the City's Zoning Ordinance to create PD-R Pinewell Station (Pinewell Station Residential Planned Development) district and c) for a change of zoning from C-2 (Corridor Commercial) and OSP (Open Space Preservation) Districts to PD-R Pinewell Station (Pinewell Station Residential Planned Development) District on property located at **600 and 719 East Ocean View Avenue**.

**(PASSED BY AT THE MEETING OF APRIL 26, 2016)**

Documents: PH-2 AMEND PLANORFOLK2030 AND CHANGE OF ZONING - PINEWELL STATION.PDF

PH-3

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on approving a **Land Disposition and Development Contract** between the **City of Norfolk**, as Seller, and Vistacor Advisors, LLC, as purchaser, for four parcels of real property consisting of 1.56 acres, more or less, on property located at **Hampton Boulevard and 26th Street** in the City of Norfolk.

Documents: PH-3 APPROVAL OF LDDC WITH VISTACOR ADVISORS, LLC.PDF

PH-4

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Andalousi** for a change of zoning from R-8 (Single-Family) District to Conditional C-1 (Limited Commercial) District on property located at **2729 Bowdens Ferry Road**.

**(PASSED BY AT THE MEETINGS OF MARCH 22 AND APRIL 12, 2016)**

Documents: PH-4 CHANGE OF ZONING AND SPECIAL EXCEPTION -

ANDALOUSI.PDF

## Regular Agenda

R-1

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the resumption of a nonconforming retail sales establishment named **'The Coffee Tree'** in an historic building on property located at **2815 Colonial Avenue**," will be introduced in writing and read by its title.

Documents: R-1 SPECIAL EXCEPTION - THE COFFEE TREE.PDF

R-2

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment with alcoholic beverages named **'Elixia'** on property located at **257 Granby Street**," will be introduced in writing and read by its title.

Documents: R-2 SPECIAL EXCEPTION - TIFFANY KIDWELL-GAYLORD.PDF

R-3

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the operation of a **Day Care Home** known as **'Ms. Rosebuds Family Dayhome'** on property located at **1439 Mellwood Court**," will be introduced in writing and read by its title.

Documents: R-3 SPECIAL EXCEPTION - MS. ROSEBUDS FAMILY DAY CARE HOME.PDF

R-4

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit mixed uses on property located at **8131 Shore Drive**," will be introduced in writing and read by its title.

Documents: R-4 SPECIAL EXCEPTION - HARBOR VILLAS.PDF

R-5

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the operation of a Commercial Drive-Through for **'Wells Fargo Bank ATM'** on property located at **4231 East Little Creek Road**," will be introduced in writing and read by its title.

Documents: R-5 SPECIAL EXCEPTION - ROBERT LOPEZ.PDF

R-6

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the sale of alcoholic beverages for off-premises consumption at an establishment known as **'Mi Calavera Latin Store'** on property located at **1301 East Little Creek Road, Suites 4 and 5**," will be introduced in writing and read by its title.

Documents: R-6 SPECIAL EXCEPTION - MI CALAVERA LATIN STORE.PDF

R-7

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment

with alcoholic beverages known as **'Holiday Inn'** on property located at **1570 North Military Highway**," will be introduced in writing and read by its title.

Documents: R-7 SPECIAL EXCEPTION - HOLIDAY INN.PDF

R-8

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment named **'Saint Germain'** on property located at **255 Granby Street**," will be introduced in writing and read by its title.

Documents: R-8 SPECIAL EXCEPTION - SAINT GERMAIN.PDF

R-9

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment with alcoholic beverages known as **'D'Art Center'** on property located at **740 Duke Street, Suite 100**," will be introduced in writing and read by its title.

Documents: R-9 SPECIAL EXCEPTION - DART CENTER.PDF

R-10

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment named **'Luce'** on property located at **245 Granby Street**," will be introduced in writing and read by its title.

Documents: R-10 SPECIAL EXCEPTION - LUCE.PDF

R-11

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment named **'Zeke's Beans and Bowls'** on property located at **800 Granby Street**," will be introduced in writing and read by its title.

Documents: R-11 SPECIAL EXCEPTION - NICHOLAS PETRICCIONE.PDF

R-12

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment with alcoholic beverages known as **'Mi Hogar Mexican Restaurant'** on properties located at **4201 to 4205 Granby Street**," will be introduced in writing and read by its title.

Documents: R-12 SPECIAL EXCEPTION - MI HOGAR MEXICAN RESTAURANT.PDF

R-13

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the operation of a microbrewery named **'Benchtop Brewing Company'** on property located at **1121 to 1129 Boissevain Avenue**," will be introduced in writing and read by its title.

Documents: R-13 SPECIAL EXCEPTION - ERIC TENNANT.PDF

R-14

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a

**Special Exception** authorizing the operation of an eating and drinking establishment named **'El Rey #2'** on property located at **849 East Little Creek Road**," will be introduced in writing and read by its title.

Documents: R-14 SPECIAL EXCEPTION - EL REY 2.PDF

R-15

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting with appreciation $40,000 from **Marathon Development Group, Inc.** and appropriating and authorizing the expenditure of $40,000.00 for the construction of a dog walk area at **416 Granby Street**," will be introduced in writing and read by its title.

Documents: R-15 DONATION FROM MARATHON DEVELOPMENT GROUP FOR CONSTRUCTION OF A DOG WALK.PDF

R-16

Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting 5**19 Front Street, LLC** to encroach into the right-of-way at **519 Front Street** with the existing building, drain pipes and a concrete pad," will be introduced in writing and read by its title.

Documents: R-16 ENCROACHMENT AT 519 FRONT ST - 519 FRONT STREET, LLC.PDF

R-17

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting **Paul Filion** permission to encroach into the right of way at **114 East 25th Street** approximately 155 square feet for the purpose of outdoor dining and approving the terms and conditions of the **Encroachment Agreement**," will be introduced in writing and read by its title.

Documents: R-17 ENCROACHMENT FOR OUTDOOR DINING AT 114 E. 25TH ST - PAUL FILION.PDF

R-18

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving a **Nonexclusive Telecommunications Franchise Agreement** with **Mobilitie, LLC**," will be introduced in writing and read by its title.

Documents: R-18 NONEXCLUSIVE TELECOMMUNICATIONS FRANCHISE AGREEMENT - MOBILITIE LLC.PDF

R-19

Letter from the City Manager and an Ordinance entitled, "An Ordinance establishing certain public areas and streets of the City of Norfolk as the **'Festival Area'** and setting forth the regulations applicable to such festival area for the **Norfolk Harborfest 2016 Celebration**," will be introduced in writing and read by its title.

Documents: R-19 HARBORFEST 2016 - ESTABLISHING FESTIVAL AREA AND SETTING FORTH REGULATIONS.PDF

R-20

Letter from the City Manager and an Ordinance entitled, "An Ordinance closing certain city-owned docks to public use during the **Norfolk Harborfest 2016 Celebration** ," will be introduced in writing and read by its title.

Documents: R-20 HARBORFEST 2016 - CLOSING CITY-OWNED DOCKS TO PUBLIC USE.PDF

R-21

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving a right of entry permitting the **New Hope Church of God In Christ** to go upon and use that certain City owned property numbered and designated as **616, 618 and 620 W. 35th Street**," will be introduced in writing and read by its title.

Documents: R-21 RIGHT OF ENTRY AGREEMENT WITH NEW HOPE CHURCH OF GOD IN CHRIST.PDF

R-22

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting $40,608.48 from the **Schools and Libraries Division of the Universal Service Fund E-Rate Reimbursement Program** and appropriating and authorizing the expenditure of $40,608.48 for telecommunications and technology services for the **Norfolk Public Library**," will be introduced in writing and read by its title.

Documents: R-22 UNIVERSAL SERVICE FUND E-RATE REIMBURSEMENT PROGRAM AWARD.PDF

R-23

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting with appreciation the donation of $9,170 to the City from the **Hampton Roads Community Foundation** and appropriating and authorizing the expenditure of $9,170 to support library services and programs with a preference for the purchase of additional books, reading or educational materials at the **Pretlow Anchor Branch Library**," will be introduced in writing and read by its title.

Documents: R-23 DONATION FROM HAMPTON ROADS COMMUNITY FOUNDATION.PDF

R-24

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting funds donated to the **City** to support the **Norfolk Neighborhood Expo Event of the City's Department of Neighborhood Development** and appropriating and authorizing the expenditure of the funds for the event," will be introduced in writing and read by its title.

Documents: R-24 DONATION OF FUNDS FOR NORFOLK NEIGHBORHOOD EXPO.PDF

R-25

Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting funds donated to the City to support the **Shoot Hoops Not Guns Event** of the **City's Department of the Neighborhood Development** and appropriating and authorizing the expenditure of the funds for the event," will be introduced in writing and read by its title.

Documents: R-25 DONATION OF FUNDS IN SUPPORT OF SHOOT HOOPS NOT GUNS PROGRAM.PDF

R-26

Letter from the City Manager and an Ordinance entitled, "An Ordinance authorizing the City Manager to execute an **Amendment** to an **Agreement** in substantial

conformity with the terms and conditions of **Amendment No. 3** to the **Comprehensive Agreement** by an between the City of Norfolk, Norfolk Public Schools, and **S. B. Ballard Construction Company** for the design and construction of four schools known as **Campostella K-8 School, Broad Creek PK-5 School, Ocean View PK-5 School** and **Larchmont PK-5 School**, with an option to design and build **Camp Allen PK- 5 School** to restore **security camera systems**, which were removed as part of the Information Technology from each of the schools pursuant to **Amendment No. 2** to the **Comprehensive Agreement**," will be introduced in writing and read by its title.

Documents: R-26 AMENDMENT TO COMPREHENSIVE AGREEMENT FOR DESIGN AND CONSTRUCTION OF NEW SCHOOLS.PDF

R-27

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the terms and conditions of a certain **Agreement** between the C**ity of Norfolk and the Southeastern Public Service Authority of Virginia** relating to the disposal of Norfolk's solid waste on and after January 25, 2018, and authorizing the City Manager to enter into the Agreement on behalf of the City," will be introduced in writing and read by its title.

Documents: R-27 AGREEMENT FOR USE AND SUPPORT OF SOLID WASTE DISPOSAL WITH SPSA.PDF

R-28

Letter from the City Manager and an Ordinance entitled, "An Ordinance to amend and reordain the **Norfolk City Code, 1979, SO AS TO** add one new section concerning interfering with vehicular traffic," will be introduced in writing and read by its title.

Documents: R-28 AMEND NORFOLK CITY CODE SECTION 25-630.1.PDF

R-29

An Ordinance entitled, "An Ordinance to schedule a City Council meeting on **Tuesday, May 17, 2016 at 4:00 P.M.**," will be introduced in writing and read by its title.

Documents: R-29 ORDINANCE TO SCHEDULE A CITY COUNCIL MEETING ON MAY 17.PDF