

# AGENDA

MONDAY, APRIL 27, 2009

6:00 P.M.

## ORDER OF BUSINESS

Invocation

Pledge of Allegiance

Roll Call

Chamber Emergency Evacuation Plan Announcement

Action on Appointments and Reappointments

Agenda Review and Amendments

### PUBLIC RECOGNITION PERIOD

Awards and Presentations

**(Applause permitted during this portion of the meeting only)**

Citizen Comment

### BUSINESS MEETING

Approval of Minutes of Previous Meeting(s)

Reports/Announcements

Members of Council

The Mayor

The President

The Chief Administrative Officer

Action Items

Consent Agenda

Regular Agenda and Motions

Introduction of New Ordinances and Resolutions

Adjournment

The Public is invited and encouraged to attend and participate in the City Council meetings which are held on the **second and fourth Monday of each month**. A summary of the guidelines for citizen participation is listed on the reverse side of this page.

# THE COUNCIL OF THE CITY OF RICHMOND

## WELCOMES YOUR INPUT AND PARTICIPATION . . .

The City Council is the City of Richmond's local legislative body and is composed of one Council representative elected from each of nine districts. Council members are elected to serve a two year term of office. The Council elects one of its own to serve as the President and presiding officer for a two year term.

### Time and Place of Meetings

The City Council meets in **informal work session at 3:00 PM** and in **formal session at 6:00 PM**, on the second and fourth Monday of each month, in the City Hall 2nd Floor Council Chamber, located at 900 East Broad Street. **All meetings of the Council are open to the public.**

### Consent Agenda

Items listed on the Consent Agenda are considered routine and non-controversial. The consent agenda provides a method for the expeditious handling of items that do not require discussion and will be approved unanimously by a single roll-call vote of Council. **The public may speak to any item on the Consent Agenda when the public comment period is announced by the President. Any person speaking to one or more items on the Consent Agenda will be allotted a total of three minutes.**

### Citizen Comment Period

The Citizen Comment Period is an opportunity for citizens to address Council concerning the services, policies, and affairs of the City and to discuss issues not on the agenda for the business meeting. However, you must schedule your appearance with the Office of the City Clerk no later than 12:00 noon on the date of the meeting. **Each speaker will be allotted three (3) minutes to make their comments.**

An individual may appear before Council during the Citizen Comment Period no more than four (4) times per year and no more than once within a three-month period.

### Guidelines for Citizen Participation \*

The maximum time allotted to persons speaking to any matter under consideration by the Council **shall not exceed thirty (30) minutes for the proponents and thirty minutes (30) for the opposition.**

Speakers should state their **full legal name**, any organization(s) they represent and any economic or professional relationship(s) that would benefit by the adoption of the paper(s) they are addressing.

Speakers will not be permitted to address or question the Chief Administrative Officer, the City Attorney, the City Clerk, or any staff member directly.

Questions should be directed to the President, who may at his discretion, solicit a response.

Applause is permitted during the Awards and Presentations Period only.

Persons speaking to Agenda items shall be limited to **three (3) minutes**; however, no individual from the public may speak for more than **ten (10) minutes total during the business meeting.**

Citizens may express their views in writing in lieu of an oral presentation.

**Reasonable accommodations will be made to disabled citizens. Citizens are encouraged to contact the City Clerk's Office at 804-646-7955 for a "Request for Reasonable Accommodation" form which must be completed to receive assistance.**

\* The full text of the **Council's Rules of Procedure** is available on the City's website at [www.richmondgov.com](http://www.richmondgov.com) or in the Office of the City Clerk located in City Hall, 900 East Broad Street, Suite 200.

# **THE CONSENT AGENDA**

Items listed on the Consent Agenda are considered routine and non-controversial. The consent agenda provides a method for the expeditious handling of items that do not require discussion and will be approved unanimously by a single roll-call vote of the Council. **However, the public may speak to any item, on the Consent Agenda when the public comment period is announced by the President.**

1. **Ord. No. 2009-36** (Patron: Mayor Jones, By Request) - To amend the Code \*\*\* for the purpose of making form based adjustments to the zoning regulations applicable to the B-6 Mixed-Use Business District.
2. **Ord. No. 2009-38** (Patron: Mayor Jones) - To authorize the special use of \*\*\* 3321 Jefferson Davis Highway for the purposes of authorizing an auto service center in a B-3 district with a property line less than one hundred feet in length coincidental to a street line and waiving front yard set back requirements to allow a parking access aisle within fifty feet of an R district. **(Withdrawn April 23, 2009)**
3. **Ord. No. 2009-40** (Patron: Mayor Jones, By Request) - To amend the Code \*\*\* for the purpose of making form based adjustments to the zoning regulations applicable to the UB-2 Urban Business District.
4. **Ord. No. 2009-42** (Patron: Mayor Jones) - To amend the General Fund Budget for Fiscal Year 2008-2009 by re-appropriating \$1,373,050 of the fund balance excess from the Fiscal Year 2007-2008 General Fund Budget \*\*\* to fund the remaining cost of a 1.5 percent retiree cost-of-living adjustment.
5. **Ord. No. 2009-43** (Patron: Vice-President Robertson) - To amend \*\*\* the Code \*\*\* for the purpose of providing partial tax exemption in redevelopment or conservation areas or rehabilitation districts.
6. **Ord. No. 2009-44** (Patron: Vice-President Robertson) - To amend \*\*\* the Code \*\*\* to fix March 6 of each year at 3:00 p.m. as the date and time by which the Mayor shall submit the budget to the City Council \*\*\*.
7. **Ord. No. 2009-45** (Patron: Mayor Jones, By Request) - To amend Ord. No. 2008-192-194 \*\*\* which authorized the special use of \*\*\* 305 North 18<sup>th</sup> Street for the purpose of a mixed-use, multi-family dwelling, to allow the alteration of the design of the building \*\*\*.

8. **Ord. No. 2009-46** (Patron: Mayor Jones, By Request) - To authorize the special use of \*\*\* 2102 and 2104 East Broad Street for the purpose of authorizing two new attached two-family dwellings with accessory parking \*\*\*.
9. **Ord. No. 2009-78** (Patron: Mayor Jones) - To amend Ord. No. 2008-119-108 which provides for a 1.5% cost of living allowance (“COLA”) for persons retired from employment with the City of Richmond on or before July 1, 2007 \*\*\* to synchronize the effective date of the COLA with the Fiscal Year 2008-2009 General Fund Budget.
10. **Res. No. 2009-R44** (Patron: Mayor Jones) - To request the Virginia Department of Transportation to program the Brookland Park Boulevard (Cliff Ave – Garland Ave) Hazard Elimination Safety project and to authorize the Acting Chief Administrative Officer \*\*\* to execute all necessary agreements between the City and the Commonwealth of Virginia \*\*\*.
11. **Res. No. 2009-R45** (Patron: Mr. Hilbert) - To express the City’s encouragement and support for the approval by the Citizens’ Stamp Advisory Committee and issuance by the United States Postal Service of a commemorative stamp as part of the United States Postal Service’s commemorative stamp program honoring Maggie L. Walker for her historic achievements in becoming the first African-American woman to establish a bank in the United States of America and her contributions through the Independent Order of St. Luke and other civic organizations.
12. **Res. No. 2009-R46** (Patron: President Graziano) - To approve \*\*\* \$4,000 from the Council Districts Funds for the Fourth District to pay \*\*\* The Market Umbrella for the operation and management of South of the James Market at Forest Hill Park.
13. **Res. No. 2009-R47** (Patron: President Graziano) - To approve \*\*\* \$2,772.88 from the Council Districts Funds for the Fourth District to pay Reliance Mailing and Marketing for the printing of the Fourth District Newsletter for the month of May.
14. **Res. No. 2009-R48** (Patron: All Members of Council) - To reappoint Dexter C. White as a member of the Richmond Area Metropolitan Planning Organization \*\*\*.

\*\*\* Denotes omission. The full text of all ordinances and resolutions are available on the City’s website at [www.richmondgov.com](http://www.richmondgov.com), by clicking on the “City Clerk link”, then on Ordinances and Resolutions. Copies are also available for review in the Office of the City Clerk, City Hall, 900 E. Broad Street, Suite 200 and in the City’s Main Library, at 101 E. Franklin Street.

15. **Res. No. 2009-R49** (Patron: All Members of Council) - To reappoint Brooke Hardin as a member of the Richmond Regional Planning District Commission \*\*\*.
16. **Res. No. 2009-R50** (Patron: All Members of Council) - To reappoint Meade A. Spotts as a member of the Port of Richmond Commission \*\*\*.
17. **Res. No. 2009-R51** (Patron: All Members of Council) - To appoint Frank Beylotte as a member of the Clean City Commission \*\*\*.
18. **Res. No. 2009-R52** (Patron: All Members of Council) - To appoint Mary Jo Joseph as a member of the Personnel Board of the City of Richmond \*\*\*.
19. **Res. No. 2009-R53** (Patron: All Members of Council) - To appoint Jeffon T. Neal as a member of the Personnel Board of the City of Richmond \*\*\*.
20. **Res. No. 2009-R54** (Patron: All Members of Council) - To appoint Nicholas A. Macauley as a member of the Richmond Area Metropolitan Planning Organization \*\*\*.
21. **Res. No. 2009-R55** (Patron: All Members of Council) - To appoint Claire Smith Shirley as a member of the Urban Design Committee \*\*\*.
22. **Res. No. 2009-R56** (Patron: All Members of Council) - To appoint Monique S. Johnson as a member of the Affordable Housing Trust Fund Oversight Board \*\*\*.

## **THE REGULAR AGENDA**

23. **Ord. No. 2008-189** (Patron: Mr. Hilbert) - To prohibit the installation of a roundabout at the intersection of Hermitage Road and Laburnum Avenue. **(Request by Land Use to Continue to May 11, 2009 Formal Council Meeting)**
24. **Ord. No. 2008-195** (Patrons: Mr. Tyler, Mr. Conner and Mr. Hilbert) - To amend \*\*\* the Code \*\*\* concerning solicitation from occupants of motor vehicles. **(Withdrawn April 22, 2009)**

\*\*\* Denotes omission. The full text of all ordinances and resolutions are available on the City's website at [www.richmondgov.com](http://www.richmondgov.com), by clicking on the "City Clerk link", then on Ordinances and Resolutions. Copies are also available for review in the Office of the City Clerk, City Hall, 900 E. Broad Street, Suite 200 and in the City's Main Library, at 101 E. Franklin Street.

25. **Ord. No. 2008-235** (Patron: President Pantele, By Request) - To authorize the special use of \*\*\* 107 South Colonial Avenue for the purpose of permitting a new multi-family dwelling consisting of no more than four units \*\*\*.
26. **Ord. No. 2008-295** (Patron: Ms. Graziano, By Request) - To authorize the special use of \*\*\* 1200 West Marshall Street and 700 North Harrison Street for the purpose of a multifamily dwelling with up to eighty-four (84) dwelling units, commercial use consistent with the B-6 Mixed-Use Business District regulations, and accessory parking \*\*\*. **(Request by Planning for 30 day Continuance)**
27. **Ord. No. 2009-47** (Patron: Mr. Hilbert) - To amend \*\*\* the Code \*\*\* for the purpose of establishing procedures and guidelines for the maintenance and removal of trees on City-owned property and to establish an Urban Forestry Commission.
28. **Ord. No. 2009-48** (Patron: Mayor Jones) - To amend \*\*\*the Code \*\*\* concerning contract modification or supplement, to remove the requirement that the Chief Administrative Officer approve certain contract modifications in writing, to require that all contract modifications be made in writing by the Director of Procurement Services and to make other technical changes governing contract modifications. **(Withdrawn on April 13, 2009)**
29. **Ord. No. 2009-49** (Patron: Mayor Jones) - To amend \*\*\* the Code \*\*\* concerning contracting for professional services by competitive negotiation, to revise the contractual limits applicable to contracts for architectural or professional engineering services for multiple projects, to provide for multiphase professional services contracts and to otherwise conform the section to the requirements of the Virginia Public Procurement Act. **(Withdrawn on April 13, 2009)**

30. **Ord. No. 2009-50** (Patron: Mayor Jones) - To \*\*\* submit a Consolidated Action Plan (Housing and Community Development Plan) to the U. S. Department of Housing and Urban Development (HUD) as an application for the receipt of Community Development Block Grant Funds (CDBG), HOME Investment Partnership Funds (HOME), Emergency Shelter Grant Funds (ESG), Housing Opportunities for Persons with AIDS Funds (HOPWA), and CDBG Economic Stimulus funds from the American Recovery and Reinvestment Act of 2009; to accept funds from the U. S. Department of Housing and Urban Development in the total amount of \$9,852,274 \*\*\* for various projects; and to reallocate and re-appropriate unexpended funds in the amount of \$800,000 for various projects.
31. **Ord. No. 2009-77** (Patron: Mayor Jones) - To authorize the issuance of up to \$32,000,000 of Public Utility Revenue Bonds, Series 2009B of the City of Richmond, Virginia, to be sold to the Virginia Resources Authority, to finance the cost of certain capital improvement projects of the City's wastewater treatment system and facilities; to authorize the Director of Finance, with the approval of the Acting Chief Administrative Officer, for and on behalf of the City, to sell such bonds for such capital improvement projects; to provide for the form, details and payment of such bonds; to approve the forms of a Twelfth Supplemental Indenture of Trust and a Financing Agreement; and to authorize the issuance of bonds of the City.

\* \* \*

**City Council's April 2009 and May 2009 Meeting Schedules are attached.**



# ***RICHMOND CITY COUNCIL***

<b>Meeting Schedule – REVISED APRIL 2009</b>						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6	7	8	9	10	11
	<b>5:00 PM</b> Organizational Development Standing Committee (2 <sup>nd</sup> Floor, Large Conference Room, City Hall)  <b>President Graziano, Co-Chair</b> <b>Vice-President Robertson, Co-Chair</b>	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)  <b>9:00 AM</b> Slave Trail Commission Meeting General Assembly Building 910 Capital Street	<b>CITY OFFICES CLOSED FOR SPRING HOLIDAY</b>	
12	13	14	15	16	17	18
	<b>3:00 PM</b> Informal Council Meeting (Council Chambers)  <b>6:00 PM</b> Formal Council Meeting (Council Chambers)	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)  <b>5:00 PM</b> Health, Human Services and Education Standing Committee (Council Chambers) <b>Councilman Hilbert, Chair</b>	<b>2:30 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)  <b>4:00 PM</b> Finance Standing Committee (Council Chambers) <b>Vice-President Robertson, Chair</b>		
19	20	21	22	23	24	25
	<b>5:00 PM</b> Public Safety Standing Committee (Police Academy 1202 W. Graham Road) <b>Councilwoman Trammell, Chair</b>	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)  <b>4:00 PM</b> Land Use, Housing and Transportation Standing Committee (5 <sup>th</sup> Floor, Conference Room, City Hall) <b>Councilman Conner, Chair</b>	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)	<b>2:00 PM</b> <b>BUDGET WORK SESSION</b> (Council Chambers)  <b>4:00 PM</b> Governmental Operations Standing Committee (2 <sup>nd</sup> Floor, Large Conference Room, City Hall) <b>Councilman Jewell, Chair</b>		
26	27	28	29	30		
	<b>3:00 PM</b> Informal Council Meeting (Council Chambers)  <b>6:00 PM</b> Formal Council Meeting (Council Chambers)				<i>Revised            April 7, 2009</i>	
<i>For additional City of Richmond events, visit <a href="http://www.ci.richmond.va.us/applications/citycalendar/frmEventsMCalendar.asp">http://www.ci.richmond.va.us/applications/citycalendar/frmEventsMCalendar.asp</a>            For additional information, please call the City Clerk's Office at (804) 646-7955</i>						



# RICHMOND CITY COUNCIL



## Meeting Schedule – MAY 2009

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5	6	7	8	9
	<b>5:00 PM</b> Organizational Development Standing Committee (2 <sup>nd</sup> Floor, Large Conference Room, City Hall) President Graziano, Co-Chair Vice-President Robertson, Co-Chair  <b>6:00 PM</b> BUDGET PUBLIC HEARING (Council Chambers)	<b>5:00 PM</b> City Council Budget Work Session (Council Chambers)	<b>5:00 PM</b> City Council Budget Work Session (Tentative) (Council Chambers)	<b>4:00 PM</b> Slave Trail Commission Meeting East District Initiative Center 701 N. 25 <sup>th</sup> St.		
10	11	12	13	14	15	16
	<b>3:00 PM</b> Informal Council Meeting (Council Chambers)  <b>6:00 PM</b> Formal Council Meeting (Council Chambers) INTRODUCTION OF BUDGET AMENDMENT PAPERS, CDBG BUDGET ADOPTION					
17	18	19	20	21	22	23
	<b>5:00 PM</b> Public Safety Standing Committee (Police Academy 1202 W. Graham Road) Councilwoman Trammell, Chair	<b>3:00 PM</b> Land Use, Housing and Transportation Standing Committee (Council Chambers) Councilman Conner, Chair	<b>5:00 PM</b> Health, Human Services and Education Standing Committee (Council Chambers) Councilman Hilbert, Chair	<b>4:00 PM</b> Finance Standing Committee (Council Chambers) Vice-President Robertson, Chair		
24	25	26	27	28	29	30
	CITY OFFICES CLOSED FOR THE HOLIDAY	<b>3:00 PM</b> Informal Council Meeting (Council Chambers)  <b>6:00 PM</b> Formal Council Meeting (Council Chambers) FINAL BUDGET ADOPTION		<b>4:00 PM</b> Governmental Operations Standing Committee (2 <sup>nd</sup> Floor, Large Conference Room, City Hall) Councilman Jewell, Chair		
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For additional City of Richmond events, visit <http://www.ci.richmond.va.us/applications/citycalendar/frnEventsMCalendar.asp>  
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April 16, 2009