

# AGENDA

MONDAY, JANUARY 23, 2012

6:00 P.M.

## ORDER OF BUSINESS

Invocation

Pledge of Allegiance

Roll Call

Chamber Emergency Evacuation Plan Announcement

Action on Appointments and Reappointments

Awards and Presentations

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

Agenda Review and Amendments

Action Items

Regular Agenda and Motions

Citizen Comment

Consent Agenda

Approval of Minutes of Previous Meeting(s)

Reports/Announcements

Members of Council

The President

New Legislation

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 four 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. 2011-156](#) (Patron: Vice-President Robertson) - To amend \*\*\* the City Code \*\*\* for the purpose of establishing a Citizen Advisory Commission on Alternatives to Incarceration.
2. [Ord. No. 2011-173](#) (Patron: Mr. Samuels) - To amend \*\*\* City Code \*\*\* for the purpose of providing that the City Council shall appoint no fewer than half of the members of all committees used to evaluate prequalification applications, bids or proposals and prequalifying or selecting contractors to provide goods, services, insurance or construction to the City. **(Recommendation from Finance to Continue)**
3. [Ord. No. 2011-201](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer and the Director of Procurement Services, \*\*\* to execute a Goods and Services Contract between the City \*\*\* and Harris & Harris, Ltd. for collection agency services.
4. [Ord. No. 2011-202](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer and the Director of Procurement Services, \*\*\* to execute a Goods and Services Contract between the City \*\*\* and Professional Recovery Consultants, Inc. for collection agency services.
5. [Ord. No. 2011-207](#) (Patron: Ms. Newbille) - To amend \*\*\* City Code \*\*\* for the purpose of providing that no term limits apply to the Slave Trail Commission. **(Recommendation from Land Use to Continue)**
6. [Ord. No. 2011-208](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer \*\*\* to execute a Lease Agreement \*\*\* to allow New Cingular Wireless PCS LLC to operate telecommunication equipment at 4515 North Avenue.
7. [Ord. No. 2011-211](#) (Patron: Mayor Jones, By Request) - To authorize the special use of \*\*\* 535½, 537 and 541 North 2nd Street for the purpose of waiving parking, building height, maximum residential floor area and setback requirements for the construction of a mixed-use building with up to 31 dwelling units and uses permitted in the underlying zoning district. (As Amended)

8. [Ord. No. 2011-212](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer \*\*\* to execute a Project Agreement for Use \*\*\* between the City \*\*\* and the Virginia Department of Rail and Public Transportation for the purpose of \*\*\* receiving a grant of \$62,073 to fund capital improvements at Main Street Station.
9. [Ord. No. 2011-214](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer to accept \$5,000 from the Virginia Commission for the Arts and to appropriate \*\*\* the amount \*\*\* to the Non-Departmental Budget \*\*\* for the purpose of providing grants of \$2,500.00 to the Richmond Boys Choir and \$2,500.00 to the 1708 Gallery.
10. [Ord. No. 2012-2](#) (Patron: Mayor Jones) - To abandon the West End Library Expansion project \*\*\* by transferring \$422,248 from the \*\*\* project \*\*\* to the Library Retrofit project \*\*\* for the purpose of providing initial funding for technology upgrades and renovations to the existing West End Branch Library. **(Recommendation from Land Use to Continue)**
11. [Ord. No. 2012-3](#) (Patrons: Mr. Conner and Vice-President Robertson) - To authorize the Chief Administrative Officer \*\*\* to execute a Memorandum of Understanding \*\*\* for the purpose of the City making a donation of \$10,000 \*\*\* to assist the Partnership for Smarter Growth in applying for a grant for the James River Branch Rails-to-Trails and Cannon Creek Greenway projects.
12. [Ord. No. 2012-5](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer to execute the Third Amendment to the Master Agreement for Use \*\*\* between the City \*\*\* and the Virginia Department of Rail and Public Transportation for the purpose of adding an additional section concerning the appointment of Department representatives to oversight boards upon request of the Department. **(Recommendation from Finance to Continue)**
13. [Ord. No. 2012-6](#) (Patron: Mayor Jones) - To authorize the Chief Administrative Officer \*\*\* to execute a Revocable Sublicense Agreement \*\*\* to allow Richmond 20 MHz, LLC to operate and maintain telecommunications equipment on a portion of \*\*\* 4827 Old Warwick Road.
14. [Res. No. 2011-R109](#) (Patron: Vice-President Robertson) - To approve a timeline of critical milestones leading up to the adoption of the City's Fiscal Year 2012-2013 budget.
15. [Res. No. 2011-R134](#) (Patron: Mr. Jewell) - To express the sentiment of the Council \*\*\* and to request that the Administration of the City \*\*\* and the Department of Police exercise forbearance and restraint in addressing the occupation of Kanawha Plaza by Occupy Richmond protestors. **(Recommendation from Land Use to Strike)**

16. [Res. No. 2011-R166](#) (Patron: Mr. Hilbert) - To request that the Richmond Metropolitan Authority install mile markers at appropriate intervals along the Powhite Parkway and the Downtown Expressway.
17. [Res. No. 2011-R171](#) (Patron: All Members of Council) - To appoint Stacy L. Burrs as a member of the Minority Business Enterprise and Emerging Small Business Advisory Board \*\*\*.
18. [Res. No. 2011-R172](#) (Patron: Mayor Jones) - To appoint Tracey G. Jeter as a member of the Minority Business Enterprise and Emerging Small Business Advisory Board (MBE Representative) \*\*\*.
19. [Res. No. 2011-R174](#) (Patron: All Members of Council) - To appoint Latoya Hawks as a member of the \*\*\* Richmond Redevelopment and Housing Authority (Tenant Representative) \*\*\*.
20. [Res. No. 2011-R175](#) (Patron: All Members of Council) - To appoint Diane M. Linderman as a member of the GRTC and Transit Study Task Force \*\*\*.
21. [Res. No. 2011-R176](#) (Patron: All Members of Council) To appoint Oliver R. Singleton as a member of the GRTC and Transit Study Task Force \*\*\*.
22. [Res. No. 2011-R177](#) (Patron: All Members of Council) - To appoint Jonathan Coleman as a member \*\*\* of the Richmond Redevelopment and Housing Authority \*\*\*.
23. [Res. No. 2012-R2](#) (Patron: All Members of Council) - To appoint Bruce W. Tyler as a member of the GRTC and Transit Study Task Force \*\*\*.

## **THE REGULAR AGENDA**

24. [Ord. No. 2011-137](#) (Patrons: Mr. Jewell and Ms. Trammell) - To exempt 2908 West Cary Street from real property taxation for the \*\*\* 2012, and all subsequent tax years contingent on the continued use of the property by The Byrd Theatre Foundation, a nonprofit organization \*\*\*. **(Recommendation from Finance to Continue)**
25. [Ord. No. 2011-188](#) (Patrons: Mr. Tyler and Mr. Samuels) - To amend \*\*\* City Code \*\*\* for the purpose of requiring Council approval by ordinance for all contracts with a value greater than \$100,000 and for all contract modifications that increase a contract by 15 percent or \$25,000, whichever is greater. **(Recommendation from Finance to Continue)**

26. [Ord. No. 2011-206](#) (Patron: Mr. Jewell) - To amend \*\*\* City Code \*\*\* for the purpose of exempting \*\*\* Kanawha Plaza from City Code \*\*\* prohibition against camping, encamping, sleeping, tenting and lying on benches in City parks and from \*\*\* prohibition against the public being in a City park outside of the hours during which the park is open. **(Recommendation from Land Use to Continue)**
  
27. [Ord. No. 2012-1](#) (Patrons: Mr. Jewell, Mr. Tyler and Mr. Samuels) - To repeal City Code \*\*\* for the purpose of authorizing the City Assessor to accept applications for tax exemptions by classification and designation, and to extend the filing deadlines \*\*\* for applications \*\*\* to Mar. 1, 2012, effective for the tax year beginning Jan. 1, 2012, for the purpose of temporarily permitting the filing and acceptance of applications \*\*\*.
  
28. [Ord. No. 2012-4](#) (Patrons: Mr. Tyler and President Graziano) - To amend [the] Ordinance \*\*\* which adopted a process to be followed to ensure funding for the “1% for Art” program to be administered by the Public Art Commission \*\*\* for the purpose of providing that the amount to be set aside for public art shall not exceed \$250,000 for each qualifying project. **(Recommendation from Land Use to Continue)**
  
29. [Res. No. 2011-R165](#) (Patron: Mr. Samuels) - To reverse the decision of the Commission of Architectural Review which denied a certificate of appropriateness for the painting scheme of a home located at 402 N. Allen Ave. **(Recommendation from Land Use to Continue)**

\* \* \*

City Council’s [Revised](#) January, 2012 and February, 2012 Meeting Schedules are attached.

\*\*\* 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.