



CITY COUNCIL AGENDA

Tuesday, September 13, 2022 - 7:00 p.m.

City Council Chamber

801 Crawford Street, 6th Floor, Portsmouth, Virginia

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL **7-0 Present**

MINUTES (Roll Call Vote) **Adopted 7-0**

CITY COUNCIL RULES REQUIRE A LIMIT OF UP TO FIVE (5) MINUTES TO SPEAK

PUBLIC HEARINGS

22 - 254

Public hearing with respect the proposed adoption by the City Council of a resolution to authorize the City to contract a debt and issue water and sewer revenue bonds (the "Bonds") of the City, or notes in anticipation thereof, in a principal amount estimated not to exceed \$27,700,000 to finance, with respect to the City's water and sewer system, certain costs of acquiring, constructing and equipping capital improvements for which bond proceeds have been appropriated pursuant to the City's Capital Improvement Program, as the City Council may amend it from time to time hereafter and the costs of issuance of the Bonds.

22 - 255 - Public hearing on rezoning and use permit applications:

(a) **Z-22-03**

Adopted 7-0

HODGES MANOR - Ordinance granting the request of Coastal Virginia Management LLC to rezone approximately 2.36-acre portion of the 4.3-acre lot at 5809 Portsmouth Boulevard from Urban Residential (UR) to Neighborhood Mixed-Use (NMU) in order to utilize the property for commercial uses. The Future Land Use Map of the Build One Portsmouth Comprehensive Plan designates this property as a Mixed-Use Corridor. The property is owned by the Alliance Church. Planning commission recommends approval. (Roll Call Vote)

(b) **UP-22-11**

Adopted 7-0

AFTON SHOPPING CENTER - Resolution granting the request of Powerful Minds LLC for a Use Permit for an entertainment establishment in a restaurant for Suites 3938-3940 George Washington Highway in the Afton Shopping Center on approximately 11.28 acres of land located at 3800 George Washington Highway in the General Mixed-Use (GMU) zoning district. The Future Land Use Map of the Build One Portsmouth Comprehensive Plan designates this property as a Mixed-Use Corridor. The property is owned by Afton Associates. Planning commission recommends approval with conditions. (Roll Call Vote)

22 - 256 - Invitation for bids for a wireless facilities franchise.**22 - 257 - Public hearing on wireless facilities agreements:****Adopted 6-1
Battle**

Adoption of an ordinance accepting the bid submitted by Lumos Telephone LLC for a non-exclusive Fiber Franchise Agreement having a term of seven years with two renewal terms authorizing the placement of fiber facilities within the City's public ways. (Roll Call Vote)

UNFINISHED BUSINESS**22-157**

Adoption of a resolution to acquire 320 Quebec Street (Tax Parcel 0094-0910).

Denied 5-2

Deferred from the August 9, 2022, City Council meeting. (Roll Call Vote)

Glover, Lucas-Burke**CITY MANAGER'S REPORT****22-258**

Adoption of an ordinance accepting funding in the amount of \$537,599 from the Portsmouth Museums Foundation and appropriating said amount in the FY 2023 Grants Fund for use by the Museums Department. (Roll Call Vote)

Adopted 7-0**22-259**

Adoption of an ordinance accepting \$24,441 of HOME Investment Partnerships program income and appropriating said amount in the FY 2023 Community Planning and Development Program Fund. (Roll Call Vote)

Adopted 7-0**22-260**

Adoption of an ordinance accepting Summer Food Service Program grant funding in the amount of \$377,436.65 from the Virginia Department of Education and appropriating said amount in the FY 2023 Grants Fund for use by the Department of Parks & Recreation. (Roll Call Vote)

Adopted 7-0**22-261**

Adoption of an ordinance accepting Municipal Utility Assistance Program funds in the amount of \$48,714 from the Virginia Department of Housing and Community Development and appropriating said sum in the FY 2023 Grants Fund for application to eligible Public Utilities Department customer account arrearages. (Roll Call Vote)

Adopted 7-0**22-262**

Adoption of an ordinance accepting Assistance to Firefighters grant funds in the amount of \$286,562.34 from the Federal Emergency Management Agency and appropriating said amount in the FY 2023 Grants Fund to provide paramedic training to firefighters. (Roll Call Vote)

Adopted 7-0**22-263**

Adoption of an ordinance authorizing the issuance and sale of revenue bonds by the City of Portsmouth, Virginia, and establishing the terms, details, and provisions for the payment thereof (water and sewer system revenue bonds; total principal amount not to exceed \$27,700,000). (Roll Call Vote)

**Adopted 6-1
Battle****22-264**

Adoption of an ordinance creating a budgetary fund called the Portsmouth Broadband Authority Fund and appropriating the sum of \$50,000 from the Fund Balance of the General Fund to the FY 2023 Portsmouth Broadband Authority Fund Budget. (Roll Call Vote)

Adopted 7-0

- 22-265** Adoption of an ordinance to amend and reordain Article I of Chapter 35 of the Code of the City of Portsmouth, Virginia (2006) (Taxation/In General) by amending Section 35-9.1 for the purpose of complying with state law mandating retroactivity of the disabled veteran personal property tax exemption in certain circumstances. (Roll Call Vote)
- Adopted 7-0**
- 22-266** Adoption of an ordinance to amend and reordain Article X of Chapter 35 of the Code of the City of Portsmouth, Virginia (2006) (Transient Rental Tax) by amending Sections 35-441, 35-442, and 35-443 for the purpose of complying with amendments to the Virginia Code regarding the collection of the transient rental tax by intermediaries. (Roll Call Vote)
- Adopted 7-0**
- 22-267** Adoption of an ordinance accepting Mental Health General Funds in the amount of \$222,589 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY 2023 Behavioral Healthcare Service Fund for mental health services. (Roll Call Vote)
- Adopted 7-0**
- 22-268** Adoption of an ordinance accepting residential support funding in the amount of \$27,000 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY 2023 Behavioral Healthcare Service Fund to provide support and services for individuals diagnosed with an intellectual and/or developmental disability. (Roll Call Vote)
- Adopted 7-0**
- 22-269** Adoption of an ordinance accepting Mental Health Block Grant Workforce Initiative funds in the amount of \$19,052 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY 2023 Behavioral Healthcare Service Fund for the provision of mental health services. (Roll Call Vote)
- Adopted 7-0**
- 22-270** Adoption of an ordinance accepting Projects for Assistance in Transition from Homelessness funding in the amount of \$58,388 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said funds in the FY 2023 Behavioral Healthcare Service Fund for training, travel and outreach services. (Roll Call Vote)
- Adopted 7-0**
- 22-271** Adoption of an ordinance accepting settlement funds in the amount of \$78,765.20 from the National Opioids Settlement Fund Trust and appropriating said amount in the FY 2023 Behavioral Healthcare Service Fund for use by BHS for Approved Abatement Purposes as defined by the Virginia Opioid Abatement Fund and Settlement Allocation MOU. (Roll Call Vote)
- Adopted 7-0**
- 22-272** Adoption of a resolution certifying the City of Portsmouth's support of an application for a Virginia Department of Housing and Community Development Port Host Communities Grant in the amount of \$415,657 in furtherance of the revitalization of 16 Harper Avenue for port-related uses. (Roll Call Vote)
- Adopted 7-0**

NEW BUSINESS

- 22-273 Boards and Commissions (Roll Call Vote) **Adopted 7-0**
22-274 Items Submitted by Council Members
22-275 Report on Pending Items
22-276 Non-Agenda Speakers

ADJOURNMENT

VIEW THE MEETING LIVE AT: WWW.PORTSMOUTHVA.GOV/STREAM, OR

WWW.FACEBOOK.COM/PORTSMOUTH.VIRGINIA

ALL CITY MEETINGS ARE REBROADCAST ON: WWW.YOUTUBE.COM/VAPORTSMOUTH
AND ON PCTV COX 48 OR VERIZON FIOS 39.

CITIZENS MAY SIGN UP TO SPEAK FOR THE CITY COUNCIL MEETING BEGINNING
SEPTEMBER 7, 2022, AND ENDING ON SEPTEMBER 13, 2022:

1. BY EMAIL AT WHITED@PORTSMOUTHVA.GOV BETWEEN 8 AM AND 5 PM.
2. BY PHONE – 393-8639 BETWEEN 8 AM AND 5 PM.
3. IN PERSON BETWEEN 8 AM – 5 PM. (SIGN UP IN PERSON UNTIL 6:30 PM ON DAY OF THE MEETING).

REGISTRATION CARDS WILL NOT BE ACCEPTED AFTER 6:30 PM.