

# CITY OF VIRGINIA BEACH

“COMMUNITY FOR A LIFETIME”

## CITY COUNCIL

MAYOR WILLIAM D. SESSOMS, JR., At-Large  
VICE MAYOR LOUIS R. JONES, Bayside - District 4  
JESSICA P. ABBOTT, Kempsville - District 2  
M. BENJAMIN DAVENPORT, At Large  
ROBERT M. DYER, Centerville - District 1  
BARBARA M. HENLEY, Princess Anne - District 7  
SHANNON DS KANE, Rose Hall - District 3  
JOHN D. MOSS, At Large  
JOHN E. UHRIN, Beach - District 6  
ROSEMARY WILSON, At-Large  
JAMES L. WOOD, Lynnhaven - District 5

## CITY COUNCIL APPOINTEES

CITY MANAGER – DAVID L. HANSEN  
CITY ATTORNEY – MARK D. STILES  
CITY ASSESSOR – JERALD D. BANAGAN  
CITY AUDITOR – LYNDON S. REMIAS  
CITY CLERK – RUTH HODGES FRASER, MMC



CITY HALL BUILDING  
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## CITY COUNCIL AGENDA

**FEBRUARY 21, 2017**

### MAYOR WILLIAM D. SESSOMS, JR. PRESIDING

- I. CITY MANAGER BRIEFINGS - Conference Room - 3:00 PM**
1. VIRGINIA BEACH COMMUNITY DEVELOPMENT CORPORATION (VBCDC)  
Andrew Friedman, Director – Housing and Neighborhood Preservation
  2. CAVALIER TOURISM DEVELOPMENT FINANCING PLAN  
Patti Phillips, Director – Finance
  3. ATLANTIC AVENUE and TRANSPORTATION PARTNERSHIP OPPORTUNITY FUND GRANT APPLICATION  
Thomas Leahy, Deputy City Manager
  4. INTERIM FINANCIAL REPORT  
Patti Phillips, Director – Finance
- II. CITY COUNCIL COMMENTS**
- III. CITY COUNCIL AGENDA REVIEW**
- IV. INFORMAL SESSION - Conference Room - 5:15 PM**
- A. CALL TO ORDER – Mayor William D. Sessoms, Jr.
  - B. CITY COUNCIL ROLL CALL
  - C. RECESS TO CLOSED SESSION

V. **FORMAL SESSION**

- City Council Chamber -

6:00 PM

A. **CALL TO ORDER** – Mayor William D. Sessoms, Jr.

B. **INVOCATION:** Archie Callahan  
Pastor - Bridge Church

C. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

D. **ELECTRONIC ROLL CALL OF CITY COUNCIL**

E. **CERTIFICATION OF CLOSED SESSION**

F. **MINUTES**

February 7, 2017

1. **INFORMAL and FORMAL SESSIONS**

G. **FORMAL SESSION AGENDA**

1. **CONSENT AGENDA**

H. **MAYOR'S PRESENTATION**

**RESOLUTION** – In Recognition  
Anthony “Tony” Cooke, Firefighter

I. **PUBLIC HEARINGS**

1. **LEASES of City Property:**
- a. Beach N Seafood LLC at Virginia Beach Farmers Market, Suite 815
  - b. Ocean Water LLC at 4<sup>th</sup> Street and Atlantic Avenue

J. **ORDINANCES/RESOLUTIONS**

1. **Ordinances to AMEND the City Code:**
- a. § 2-151 **Office of City Manager terminology** re titles of employees to mirror § 2-75
  - b. § 2-319 name change from Mental Health, Mental Retardation and Substance Abuse Division to **Behavioral Health and Development Services**
  - c. § 5-104 re Membership of the **Animal Control Unity Advisory Board**
  - d. § 36-96 re **Operation of taxicabs** effective only through the 2016-2017 School year to automatically **SUNSET** on June 30, 2017.
  - e. **ADD** § 12-27.1 re a **Service Charge** for Non- Emergency Medical Calls

2. Ordinances to **AUTHORIZE** Leases of City property:
  - a. Beach N Seafood, LLC re **sale of fresh seafood** at Virginia Beach Farmer’s Market, Suite No. 815
  - b. Ocean Water LLC re **overflow parking** for guests, employees and customers of Waterman’s Restaurant and Ocean Key Resort at 4<sup>th</sup> Street and Atlantic Avenue
3. Resolution to **APPOINT** Jennifer Anne Grundler to the position of **Deputy City Clerk II**, effective January 5, 2017
4. Ordinance to **EXTEND** the date for satisfying the conditions on behalf of Amy R. Slagle the closure of one-half of an unimproved, unnamed alley near **829 South Atlantic Avenue**  
DISTRICT 6 - BEACH
5. Resolutions to **DIRECT**:
  - a. City Attorney to draft an Ordinance removing **Light Rail taxes and fee increases**
  - b. City Manager to segregate revenues for repayment of **Norfolk Southern right-of-way acquisition costs.**
6. Ordinance to **AUTHORIZE** a temporary encroachment into a portion of the City’s **right-of-way** re a trench at **21<sup>st</sup> Street**  
DISTRICT 6-BEACH
7. Ordinances to **ACCEPT** and **APPROPRIATE**:
  - a. \$20,180 Grant funding from the Virginia Department of Emergency Management to the Emergency Management
  - b. \$9,500 in **DONATIONS** to Emergency Management
8. Ordinance to **TRANSFER** \$135,500 from the Reserve for Contingencies to the Voter Registration and Elections re the January 10, 2017, **Special Election** for the 85<sup>th</sup> House District

**K. PLANNING**

1. **VIRGINIA DILL** and **STEVEN M. LARGENT** for a Variance to Section 4.4 (b) of the Subdivision Regulations re lot width at **2644 Seaboard Road**  
**DISTRICT 7 – PRINCESS ANNE**

RECOMMENDATION:

APPROVAL

2. **DANIEL W. FENTRESS**  
**DISTRICT 7 – PRINCESS ANNE**

- a. Variance to Section 4.4 (b) & (d) of the Subdivision Regulations re lot width at **1660 Princess Anne Road**
- b. Conditional Use Permit re **Alternative Residential Development**

RECOMMENDATION:

APPROVAL

3. **STANLEY and EVELYN IGHOLA** for a Conditional Use Permit re **Family Day-Care** at 1617 Wicomico Lane  
**DISTRICT 1 – CENTERVILLE**
- RECOMMENDATION: APPROVAL
4. **WAYNE and KIMBERLY JOHNSON** for a Conditional Use Permit re **Home-Based Wildlife Rehabilitation** at 1951 Clifton Road  
**DISTRICT 7 – PRINCESS ANNE**
- RECOMMENDATION: APPROVAL
5. **HAC PROPERTIES II, LLC** for a Conditional Use Permit re **Assembly Use** for **weddings and similar events** at 2041 and 2033 Indian River Road  
**DISTRICT 7 – PRINCESS ANNE**
- RECOMMENDATION: APPROVAL
6. **FUSION CYCLES, INC., dba FUSION CYLES and MSF HOLDINGS, LLC** for a Conditional Use Permit re **Small Engine Repair** for **motorcycles and mopeds** at 6353 Indian River Road  
**DISTRICT 1 – CENTERVILLE**
- RECOMMENDATION: APPROVAL
7. **RHETT A. REBOLD** for **VIBRANT BREWING COMPANY** and **WONG FOON YUEN & WONG BIK YOK** for a Conditional Use Permit re a **Craft Brewery and Open-Air Market** for **food trucks** at 4001 Shore Drive  
**DISTRICT 4 – BAYSIDE**
- RECOMMENDATION: APPROVAL
8. **HOGS TOOTH PRECISION, LLC** and **FRANZ LEEK** for a Conditional Use Permit **Firearm Sales** at 1247 Princess Anne Road (Deferred January 17, 2017)  
**DISTRICT 7 – PRINCESS ANNE**
- RECOMMENDATION: APPROVAL
9. **MCQ BUILDERS, LLC** and **ANNIE JONES, JAMES C.** and **CATHERINE HARRIS, HOLLIS ROAD ASSOCIATES, LLC** for a Conditional Change of Zoning from R-10 Residential to Conditional PD-H2 (A-12 Apartment) at 4732, 4712, 4708 and 4704 Indian River Rd (Deferred December 6, 2016)  
**DISTRICT 1 – CENTERVILLE**
- RECOMMENDATION: STAFF – DENIAL  
PLANNING COMMISSION - APPROVAL

**L. APPOINTMENTS**

GREEN RIBBON COMMITTEE  
HEALTH SERVICES ADVISORY BOARD  
HISTORIC PRESERVATION COMMISSION  
OPEN SPACE ADVISORY  
PARKS AND RECREATION COMMISSION  
RESORT ADVISORY COMMISSION  
SOCIAL SERVICES ADVISORY BOARD  
VIRGINIA BEACH COMMUNITY DEVELOPMENT CORPORATION –VBCDC  
WETLANDS BOARD  
WORKFORCE HOUSING ADVISORY BOARD

**M. UNFINISHED BUSINESS**

**N. NEW BUSINESS**

**O. ADJOURNMENT**

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If you are **physically disabled** or **visually impaired**  
and need assistance at this meeting,  
please call the **CITY CLERK'S OFFICE** at **385-4303**  
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**Virginia Beach City Council  
Speaker time Limits**

**ORDINANCES/RESOLUTIONS:**

**Each registered speaker will have three (3) minutes to support the document or express concerns**

**PLANNING ITEMS:**

**Applicants, or their representatives, will have ten (10) minutes to define the need or explain the intent plus three (3) minutes for rebuttal**

**Speakers will have three (3) minutes to speak once in favor or opposed.**

**CITY COUNCIL CIP BRIEFING AND BUDGET WORKSHOP SCHEDULE  
FOR THE FY 2017-18 RESOURCE MANAGEMENT**

**Tuesday, February 28<sup>th</sup>**

Buildings – CIP Briefing

**Tuesday, March 7<sup>th</sup>**

Roadways – CIP Brief

Economic Vitality – CIP Briefing

Stormwater – CIP Brief

**Tuesday, March 14<sup>th</sup>**

Coastal CIP Brief

Park and Recreation - CIP Briefing

**Tuesday, March 21<sup>st</sup>**

Information Technology – CIP Briefing

Water and Sewer – CIP Briefing

**Tuesday, March 28<sup>th</sup>**

**Presentation of City Manager’s Proposed Budget**

**Tuesday, April 4<sup>th</sup>**

Commonwealth’s Attorney

Clerk of Circuit Court

Sheriff and Corrections

Juvenile and Domestic Relations District Court

Circuit Court

Magistrates Office

Juvenile Probation

General District Court

Emergency Communications and Citizen Services

Emergency Medical Services

Fire Department

Office of Emergency Management

Police Department

**Tuesday, April 11<sup>th</sup>**

Planning

Public Utilities

Public Works

Health Department

Human Services

**Tuesday, April 18<sup>th</sup>**

Virginia Beach City Public Schools

Libraries

Economic Development

Agriculture

Convention and Visitors Bureau

Housing and Neighbor Hood Preservation

**SPECIAL FORMAL SESSION**

**Public Hearing – 6:00 pm**

**City Council Chamber**

**Tuesday, April 25<sup>th</sup>**

Cultural Affairs

Museums

Parks and Recreations

Treasurer

Commission of Revenue

General Registrar

City Attorney

City Auditor

City Clerk

Real Estate Assessor’s Office

Information Technology

Finance

Human Resources

Communications Office

STIR office

Debt Service

Budget and Management Services

Non-Departmental

City Manager’s Office

**Thursday, April 27<sup>th</sup> (Called Meeting)**

**SPECIAL FORMAL SESSION**

**Public Hearing – 6:00 p.m.**

**Bayside High School**

**Tuesday, May 2<sup>nd</sup>**

Reconciliation Workshop

**Tuesday, May 9<sup>th</sup> (Called Meeting)**

Budget and CIP Vote

**HEAR YE, HEAR YE**

**JULY FOURTH TWO THOUSAND SEVENTEEN  
IS  
A CITY HOLIDAY**

**BY ORDINANCE, JULY FORMAL SESSIONS OF  
VIRGINIA BEACH CITY COUNCIL  
ARE SCHEDULED FOR THE  
FIRST and SECOND TUESDAYS**

**IN JULY 2017  
VIRGINIA BEACH CITY COUNCIL  
FORMAL SESSIONS  
WILL BE HELD ON  
THE SECOND AND THIRD TUESDAYS  
[JULY 11 AND JULY 18]**