

CITY OF VIRGINIA BEACH

"COMMUNITY FOR A LIFETIME"

CITY COUNCIL

MAYOR ROBERT M. "BOBBY" DYER, *At Large*
VICE MAYOR JAMES L. WOOD, *Lynnhaven – District 5*
JESSICA P. ABBOTT, *Kempsville – District 2*
MICHAEL F. BERLUCCHI, *Rose Hall – District 3*
BARBARA M. HENLEY, *Princess Anne – District 7*
LOUIS R. JONES, *Bayside – District 4*
JOHN D. MOSS, *At Large*
AARON R. ROUSE, *At Large*
GUY K. TOWER, *Beach – District 6*
ROSEMARY WILSON, *At Large*
SABRINA D. WOOTEN, *Centerville – District 1*



CITY COUNCIL APPOINTEES

CITY MANAGER – DAVID L. HANSEN
CITY ATTORNEY – MARK D. STILES
CITY ASSESSOR – RONALD D. AGNOR
CITY AUDITOR – LYNDON S. REMIAS
CITY CLERK – AMANDA BARNES

CITY COUNCIL AGENDA

July 02, 2019

CITY HALL BUILDING
2401 COURTHOUSE DRIVE
VIRGINIA BEACH, VIRGINIA 23456-9005
PHONE: (757) 385-4303
FAX (757) 385-5669
E-MAIL: CITYCOUNCIL@vbgov.com

MAYOR ROBERT M. "BOBBY" DYER PRESIDING

- I. CITY COUNCIL'S BRIEFINGS** - Conference Room - 2:00 PM
- A. OFFSHORE WIND OPPORTUNITIES FOR HAMPTON ROADS**
Robert Crum, Executive Director – Hampton Roads Planning District Committee (HRPDC)
- B. MUNICIPAL CENTER FACILITIES LONG-TERM FOLLOW-UP**
Thomas Nicholas, Facilities Engineer – Public Works
- C. INDEPENDENT CONSULTANT REVIEW OF MAY 31, 2019 EVENT**
City Council Discussion
- D. GUNS IN THE WORKPLACE**
City Council Discussion
- II. COUNCIL LIAISON REPORTS**
- III. CITY COUNCIL COMMENTS**
- IV. CITY COUNCIL AGENDA REVIEW**
- V. INFORMAL SESSION** - Conference Room - 4:00 PM
- A. CALL TO ORDER** – Mayor Robert M. "Bobby" Dyer
- B. CITY COUNCIL ROLL CALL**
- C. RECESS TO CLOSED SESSION**

VI. FORMAL SESSION

- City Council Chamber -

6:00 PM

A. CALL TO ORDER – Mayor Robert M. “Bobby” Dyer

B. INVOCATION: Dr. Rodney Vickers, Senior Pastor
Azalea Garden 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

1. INFORMAL and FORMAL SESSIONS

June 18, 2019

G. FORMAL SESSION AGENDA

1. CONSENT AGENDA

H. MAYOR’S PRESENTATION

PROCLAMATION

PARKS AND RECREATION MONTH

Michael Kirschman, Director

I. RESOLUTIONS

1. Resolution to **DIRECT** the City Auditor to engage an independent consultant re **conduct an independent review** of the May 31, 2019 Tragedy
2. Resolution to **URGE** the General Assembly to provide increased funding re **Mental Health Services**

J. APPOINTMENTS

2040 VISION TO ACTION COMMUNITY COALITION
ARTS AND HUMANITIES COMMISSION
BAYFRONT ADVISORY BOARD
BEACHES AND WATERWAYS ADVISORY COMMISSION
BIKEWAYS AND TRAILS ADVISORY COMMITTEE
BOARD OF BUILDING CODE APPEALS
– ELECTRICAL DIVISION
– NEW CONSTRUCTION DIVISION
– PLUMBING AND MECHANICAL DIVISION
CLEAN COMMUNITY COMMISSION
COMMUNITY ORGANIZATION GRANT REVIEW AND ALLOCATION COMMITTEE
COMMUNITY SERVICES BOARD
DEVELOPMENT AUTHORITY
EASTERN VIRGINIA MEDICAL SCHOOL
HISTORIC PRESERVATION COMMISSION
HOUSING ADVISORY BOARD
INVESTIGATIVE REVIEW PANEL
OLD BEACH DESIGN REVIEW COMMITTEE
OPEN SPACE ADVISORY COMMITTEE
PARKS AND RECREATION COMMISSION
PUBLIC LIBRARY BOARD
SOCIAL SERVICES BOARD
VIRGINIA BEACH COMMUNITY DEVELOPMENT CORPORATION
WETLANDS BOARD

K. UNFINISHED BUSINESS

L. NEW BUSINESS

M. ADJOURNMENT

**PUBLIC COMMENT
Non-Agenda Items**

**Each Speaker will be allowed 3 minutes
and each subject is limited to 3 Speakers**

If you are **physically disabled** or **visually impaired**
and need assistance at this meeting,
please call the **CITY CLERK'S OFFICE** at **385-4303**

2019 CITY COUNCIL MEETINGS

Tuesday, July 9

Wednesday, July 10

Tuesday, August 6

Tuesday, August 13

Tuesday, August 20

Tuesday, August 27

Formal Session

Governance Special Session

Formal Session

Workshop

Formal Session

Workshop

**MAYOR ROBERT M. "BOBBY" DYER
PRESIDING**

- I. CITY COUNCIL'S BRIEFINGS** **- Conference Room - 2:00 PM**
- A. OFFSHORE WIND OPPORTUNITIES FOR HAMPTON ROADS**
Robert Crum, Executive Director – Hampton Roads Planning District Committee (HRPDC)
- B. MUNICIPAL CENTER FACILITIES LONG-TERM FOLLOW-UP**
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- D. GUNS IN THE WORKPLACE**
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V. INFORMAL SESSION

- Conference Room - 4:00 PM

A. CALL TO ORDER – Mayor Robert M. “Bobby” Dyer

B. CITY COUNCIL ROLL CALL

C. RECESS TO CLOSED SESSION

VI. FORMAL SESSION

- City Council Chamber - 6:00 PM

A. CALL TO ORDER – Mayor Robert M. “Bobby” Dyer

B. INVOCATION: Dr. Rodney Vickers, Senior Pastor
Azalea Garden Church

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

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E. CERTIFICATION OF CLOSED SESSION

F. MINUTES

1. INFORMAL and FORMAL SESSIONS

June 18, 2019

G. FORMAL SESSION AGENDA

1. CONSENT AGENDA

H. MAYOR'S PRESENTATION

PROCLAMATION

PARKS AND RECREATION MONTH

Michael Kirschman, Director



Proclamation

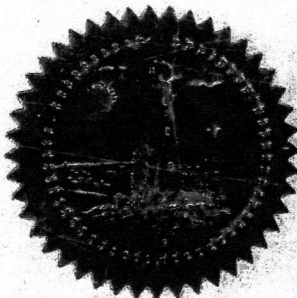
- Whereas:** Parks and recreation programs are an integral part of the City of Virginia Beach with 287 parks and park facilities, seven community recreation centers, 7,069 acres of parkland and open space; and
- Whereas:** Sixty-one percent of the community resides within a half-mile walk to a park; and
- Whereas:** Parks and recreation programs are vitally important to establishing and maintaining the quality of life in our community, ensuring the health of all citizens, programming active and passive activities for citizens, and contributing to the economic and environmental well-being of our community; and
- Whereas:** Parks and recreation is an integral part of our Council's vision, contributes to the achievement of the goals in the Sustainability Plan, and supports the Urban Forest Management Plan; and
- Whereas:** Parks and recreation programs provide therapeutic recreation and inclusion services for individuals with cognitive or physical needs; and
- Whereas:** Parks and recreation programs increase a community's economic prosperity through increased property values, increased tourism, the attraction and retention of businesses, and crime reduction; and
- Whereas:** Parks and natural areas improve water quality, assist with storm water and sea level rise, improve the quality of the air we breathe, and produce habitat for wildlife; and
- Whereas:** Parks and natural areas and open space provides a place for children and adults to connect with nature and recreate outdoors; and
- Whereas:** The Parks and Recreation Department is a CAPRA Accredited agency.

Now Therefore, I Robert M. Dyer, Mayor of the City of Virginia Beach, Virginia, do hereby proclaim:

July 2019 Parks and Recreation Month

In Virginia Beach, and I encourage all citizens, city members and civic organizations to join me in supporting our Parks and Recreation programs by visiting a community recreation center, park or natural area.

In Witness Whereof, I have hereunto set my hand and caused the Official Seal of the City of Virginia Beach, Virginia, to be affixed this second day of July, Two Thousand Nineteen



Robert M. Dyer

Robert M. "Bobby" Dyer
Mayor

I. RESOLUTIONS

1. Resolution to **DIRECT** the City Auditor to engage an independent consultant re **conduct an independent review** of the May 31, 2019 Tragedy
2. Resolution to **URGE** the General Assembly to provide increased funding re **Mental Health Services**



CITY OF VIRGINIA BEACH AGENDA ITEM

ITEM: A Resolution Directing the City Auditor to Engage an Independent Consultant to Conduct an Independent Review of the May 31, 2019 Tragedy

MEETING DATE:

■ **Background:** The City Council desires to authorize an independent review of the tragic events of May 31, 2019 (the "Tragedy") to ensure transparency and public trust in the results of such review. To safeguard independence and public confidence in this undertaking, the Council believes the City Auditor is the appropriate City official to engage an independent consultant and to oversee such an investigation in the limited manner set forth below.

■ **Considerations:** This resolution directs the City Auditor to engage an independent consultant to conduct a review of the Tragedy. The review should include creation of a timeline; a review of the perpetrator's employment history and workplace interactions; and a review of relevant City policies, procedures and practices, including, without limitation, those related to facility security, prevention of workplace violence, and employee alerting and response to active shooter notifications. The role of the City Auditor will be as the point of contact for the City and will be limited to the procurement of the independent consultant and the administration of the contract, such as approval of invoices. The City Auditor will have no control over the substance of the review.

The resolution further provides that the procurement of the independent review will commence immediately, and the investigation will begin as soon as the contract is awarded and no later than August 15, 2019. The City Auditor and the independent consultant will have unrestricted access to all employees, reports, documents, and other records necessary to complete the independent review.

The resolution requires the independent consultant to submit a written report to the City Council and present the findings of the review to the City Council. The written report will include recommendations as to best practices that should be employed by the City, and confidential employee information and safety sensitive facility security information will be segregated from the main body of the report. Finally, the resolution provides that the costs of the independent review will be paid from amounts currently appropriated in the Risk Management Fund.

■ **Public Information:** Via the normal Council agenda process.

■ **Attachments:** Resolution.

Requested by Mayor Dyer, Vice Mayor Wood, and Councilmembers Abbott, Berlucchi, Jones, Moss, Rouse, Tower, Wilson and Wooten

Requested by Mayor Dyer, Vice Mayor Wood, and Councilmembers Abbott, Berlucchi, Jones, Moss, Rouse, Tower, Wilson and Wooten

A RESOLUTION DIRECTING THE CITY AUDITOR TO
ENGAGE AN INDEPENDENT CONSULTANT TO
CONDUCT AN INDEPENDENT REVIEW OF THE MAY 31,
2019 TRAGEDY

WHEREAS, the City Council desires to authorize an independent review of the tragic events of May 31, 2019 (the "Tragedy") to ensure transparency and public trust in the results of such review; and

WHEREAS, to safeguard independence and public confidence in this undertaking, the Council believes the City Auditor is the appropriate City official to engage an independent consultant and to oversee such an investigation in the limited manner set forth herein;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF VIRGINIA BEACH, VIRGINIA:

1. That the Council hereby directs the City Auditor to engage an independent consultant to conduct a review of the Tragedy. The review should include creation of a timeline; a review of the perpetrator's employment history and workplace interactions; and a review of relevant City policies, procedures and practices, including, without limitation, those related to facility security, prevention of workplace violence, and employee alerting and response to active shooter notifications. The role of the City Auditor in such engagement shall be as the point of contact for the City and shall be limited to the procurement of the independent consultant and the administration of the contract, such as approval of invoices. The City Auditor shall have no control over the substance of the review.
2. That the procurement of the independent review authorized herein is to commence immediately, and the investigation shall begin as soon as the contract is awarded and no later than August 15, 2019.
3. That, pursuant to City Code § 2-468, the City Auditor and independent consultant shall have unrestricted access to all employees, reports, documents, and other records necessary to complete the independent review.
4. That, upon completion of the independent review, the independent consultant engaged by the City Auditor is to submit a written report to the City Council and present the findings of the review to the City Council. The written report should include recommendations as to best practices that should be employed by the City. The written report should segregate confidential employee information and safety sensitive facility security information from the main body of the report.
5. The City Council authorizes any costs associated with the independent review to be paid from amounts currently appropriated in the Risk Management Fund.

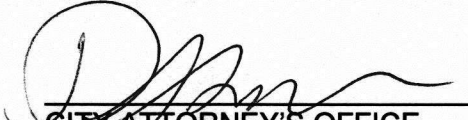
47 *Requires approval by a majority of the members of City Council.*

48

49 Adopted by the Council of the City of Virginia Beach, Virginia on the _____ day

50 of _____, 2019.

APPROVED AS TO LEGAL SUFFICIENCY:


CITY ATTORNEY'S OFFICE

CA14788/R-5/June 27, 2019



CITY OF VIRGINIA BEACH AGENDA ITEM

ITEM: A Resolution Urging the General Assembly to Provide Increased Funding for Mental Health Services

MEETING DATE: July 2, 2019

■ **Background:** In the aftermath of the tragic events of May 31, 2019, Governor Northam called for a special session of the General Assembly to discuss firearm-related violence. Nearly 1.5 million adults in the Commonwealth have some kind of mental illness, but inadequate funding has been allocated to adequately address those in need of mental health services. The lack of adequate mental health services can have devastating effects both for those suffering from mental illness as well as their loved ones and others with whom they come into contact.

■ **Considerations:** City Council believes that increased mental health funding would result in improved access to vitally important mental health services and would greatly benefit not only those suffering from such illnesses but also all residents of the Commonwealth. Increased funding could enable same-day access to mental health assessments and needed behavioral health services, more timely access to outpatient psychotherapy services, enhanced crisis intervention services and enhanced peer and family support services, and improved case management and care coordination. Because mental illness may play a role in firearm-related violence, any discussion of measures intended to address firearm-related violence should include a discussion regarding increased funding for treatment of mental illness. The resolution strongly urges the General Assembly to provide substantially more funding to meet the mental health needs of the citizens of the Commonwealth.

■ **Public Information:** Public information will be provided through the normal Council agenda process.

■ **Attachments:** Resolution.

Requested by Councilmembers Abbott and Berlucchi

Requested by Councilmembers Abbott and Berlucchi

**A RESOLUTION URGING THE GENERAL ASSEMBLY TO
PROVIDE INCREASED FUNDING FOR MENTAL HEALTH
SERVICES**

WHEREAS, in the aftermath of the tragic event of May 31, 2019, Governor Northam called for a special session of the General Assembly commencing on July 9, 2019, to discuss firearm-related violence;

WHEREAS, nearly 1.5 million adults in the Commonwealth have some kind of mental illness, but inadequate funding has been allocated to adequately address those in need of mental health services;

WHEREAS, the lack of adequate mental health services can have devastating effects both for those suffering from the illness as well as their loved ones and others with whom they come into contact;

WHEREAS, the City Council believes that increased mental health funding would result in improved access to vitally important mental health services and would greatly benefit not only those suffering from such illnesses but also all residents of the Commonwealth;

WHEREAS, increased funding could enable same-day access to mental health assessments and needed behavioral health services, more timely access to outpatient psychotherapy services, enhanced crisis intervention services and enhanced peer and family support services, and improved case management and care coordination; and

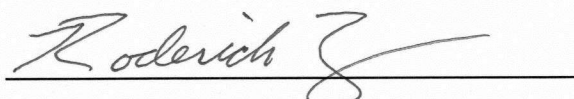
WHEREAS, because mental illness may play a role in firearm-related violence, any discussion of measures intended to address firearm-related violence should include a discussion regarding increased funding for treatment of mental illness.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF VIRGINIA BEACH, VIRGINIA:

That the City Council strongly urges the General Assembly to include in its special session debate the provision of substantially more funding to better meet the mental health needs of the citizens of the Commonwealth.

Adopted by the Council of the City of Virginia Beach, Virginia this ____ day of _____, 2019.

APPROVED AS TO LEGAL SUFFICIENCY:



Deputy City Attorney Roderick R. Ingram

J. APPOINTMENTS

2040 VISION TO ACTION COMMUNITY COALITION
ARTS AND HUMANITIES COMMISSION
BAYFRONT ADVISORY BOARD
BEACHES AND WATERWAYS ADVISORY COMMISSION
BIKEWAYS AND TRAILS ADVISORY COMMITTEE
BOARD OF BUILDING CODE APPEALS
– ELECTRICAL DIVISION
– NEW CONSTRUCTION DIVISION
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COMMUNITY SERVICES BOARD
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EASTERN VIRGINIA MEDICAL SCHOOL
HISTORIC PRESERVATION COMMISSION
HOUSING ADVISORY BOARD
INVESTIGATIVE REVIEW PANEL
OLD BEACH DESIGN REVIEW COMMITTEE
OPEN SPACE ADVISORY COMMITTEE
PARKS AND RECREATION COMMISSION
PUBLIC LIBRARY BOARD
SOCIAL SERVICES BOARD
VIRGINIA BEACH COMMUNITY DEVELOPMENT CORPORATION
WETLANDS BOARD

K. UNFINISHED BUSINESS

L. NEW BUSINESS

M. ADJOURNMENT

2019 CITY COUNCIL MEETINGS

<i>Tuesday, July 9</i>	<i>Formal Session</i>
<i>Wednesday, July 10</i>	<i>Governance Special Session</i>
<i>Tuesday, August 6</i>	<i>Formal Session</i>
<i>Tuesday, August 13</i>	<i>Workshop</i>
<i>Tuesday, August 20</i>	<i>Formal Session</i>
<i>Tuesday, August 27</i>	<i>Workshop</i>

PUBLIC COMMENT
Non-Agenda Items

**Each Speaker will be allowed 3 minutes
and each subject is limited to 3 Speakers**

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CITY OF VIRGINIA BEACH SUMMARY OF COUNCIL ACTIONS															
DATE: 06/18/2019					PAGE: 1										
AGENDA ITEM #	SUBJECT	MOTION	VOTE												
				A B B O T T	B E R L U C H I	D Y E R	H E N L E Y	J O N E S	M O S S	R O U S E	T O W E R	W I L S O N	W O O D	W O O T E N	

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CITY OF VIRGINIA BEACH SUMMARY OF COUNCIL ACTIONS														
DATE: 06/18/2019		PAGE: 2												
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**CITY OF VIRGINIA BEACH
SUMMARY OF COUNCIL ACTIONS**

DATE: 06/18/2019

PAGE: 4

AGENDA ITEM #	SUBJECT	MOTION	VOTE	A B B O T T	B E R L U C H I	D Y E R	H E N L E Y	J O N E S	M O S S	R O U S E	T O W E R	W I L S O N	W O O D	W O O T E N
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J.3	DML DESIGNS, LLC, T/A TRINITY TATTOO CO./MISHORIM GOLD VAB, LP for a <u>CUP</u> re tattoo parlor & body piercing establishment at 2720 North Mall Drive, Suites 112 & 116 DISTRICT 3 – ROSE HALL	APPROVED/ CONDITIONED, BY CONSENT	10-0	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y
J.4	AT ASSOCIATES, LLP for a <u>CUP</u> re car wash facility at 2677 Virginia Beach Boulevard DISTRICT 6 – BEACH	APPROVED/ CONDITIONED, BY CONSENT	10-0	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y
J.5	JOSEPHINE P. PARKER for a <u>CUP</u> re automobile repair garage and a <u>Modification of Conditions</u> re bulk storage yard at 573 Central Drive DISTRICT 6 – BEACH	DEFERRED TO AUGUST 6, 2019, BY CONSENT	10-0	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y
J.6	MISHORIM GOLD VAB, LP for a <u>Conditional Use Permit</u> re indoor recreational facility at 2720 North Mall Drive, Suite 100 DISTRICT 3 – ROSE HALL	DEFERRED TO AUGUST 6, 2019, BY CONSENT	10-0	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y
J.7	Ordinances to AMEND City Zoning Ordinance (CZO): a. Section 103 re notification to property owners b. Section 107 re time limitations for City Council referral of Zoning Amendments to Planning Commission for action	ADOPTED, BY CONSENT	10-0	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y
K.	APPOINTMENTS: 2040 VISION TO ACTION COMMUNITY COALITION ARTS AND HUMANITIES COMMISSION BAYFRONT ADVISORY BOARD BEACHES AND WATERWAYS ADVISORY COMMISSION BIKEWAYS AND TRAILS ADVISORY COMMITTEE BOARD OF BUILDING CODE APPEALS – ELECTRICAL DIVISION – NEW CONSTRUCTION DIVISION – PLUMBING AND MECHANICAL DIVISION CLEAN COMMUNITY COMMISSION COMMUNITY SERVICES BOARD EASTERN VIRGINIA MEDICAL SCHOOL HISTORIC PRESERVATION COMMISSION HOUSING ADVISORY BOARD INVESTIGATIVE REVIEW PANEL OLD BEACH DESIGN REVIEW COMMITTEE	RESCHEDULED		B	Y	C	O	N	S	E	N	S	U	S

**CITY OF VIRGINIA BEACH
SUMMARY OF COUNCIL ACTIONS**

DATE: 06/18/2019

PAGE: 5

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	OPEN SPACE ADVISORY COMMITTEE PARKS AND RECREATION COMMISSION PUBLIC LIBRARY BOARD SOCIAL SERVICES BOARD VIRGINIA BEACH COMMUNITY DEVELOPMENT CORPORATION WETLANDS BOARD													
L/M/N.	ADJOURNMENT	8:55 PM												

2019 CITY COUNCIL MEETINGS

Tuesday, June 25

Tuesday, July 2

Tuesday, July 9

Wednesday, July 10

Tuesday, August 6

Tuesday, August 13

Tuesday, August 20

Workshop

Formal Session

Formal Session

Governance Special Session

Formal Session

Workshop

Formal Session