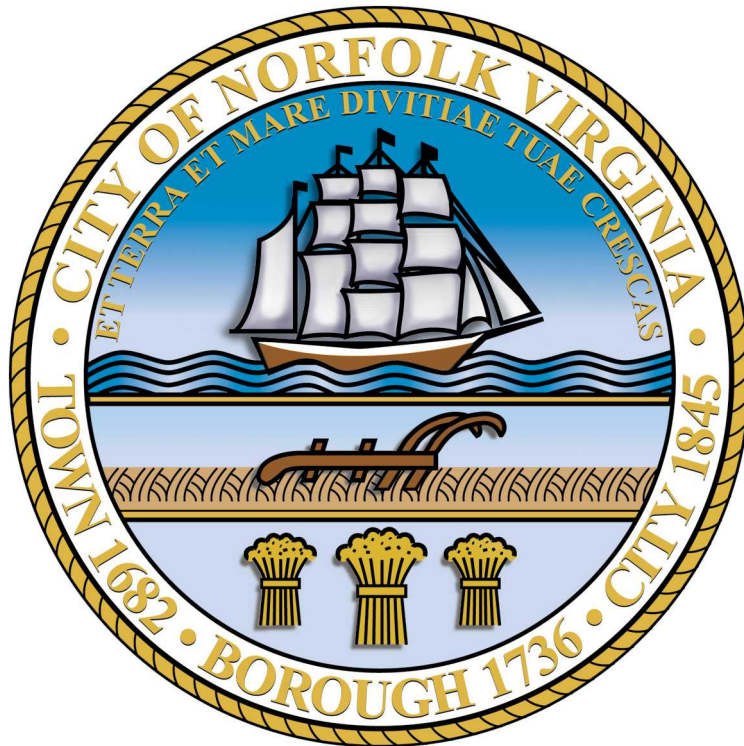

Ordinances



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Form and Correctness Approved:

BAP

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose

By: *Jack E. Lord*
Office of the City Attorney

Contents Approved:

By: *Angela H. [Signature]*
Budget and Strategic Planning

Christine Garczynski
Christine Garczynski, Director of Finance

NORFOLK, VIRGINIA

R-1

ORDINANCE NO: 47,999

AN ORDINANCE APPROPRIATING FUNDS FOR OPERATION OF THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021, APPROPRIATING U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) ENTITLEMENT GRANTS, APPROPRIATING ANNUAL REOCCURRING GRANTS, INCREASING CERTAIN FEES, AND REGULATING THE PAYMENT OF MONEY FROM THE CITY TREASURY.

- - -

WHEREAS, the City Manager submitted to the Council a proposed annual budget for the city for the fiscal year beginning July 1, 2020 and ending June 30, 2021, which has been amended by the Council, and it is necessary to make appropriations sufficient to fund said budget and to regulate the payment of money from the city treasury; now, therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the amounts shown herein aggregating Eight Hundred Eighty Three Million Four Hundred Eighty Thousand Two Hundred Sixteen Dollars (\$883,480,216) for the General Fund, Ninety Four Million Eight Hundred Twenty Nine Thousand Six Hundred

Seventy Eight Dollars (\$94,829,678) for the Water Utility Fund, Thirty Three Million One Hundred Thirty Thousand Six Hundred Twelve Dollars (\$33,130,612) for the Wastewater Utility Fund, Twenty One Million Four Hundred Eight Thousand Eight Hundred Sixty Eight Dollars (\$21,408,868) for the Storm Water Utility Fund, One Hundred Four Million One Hundred Ninety Nine Thousand Three Hundred Forty Three Dollars (\$104,199,343) for the Norfolk Healthcare Consortium Fund, Eleven Million Five Hundred Thirty Nine Thousand Eight Hundred Eighty Nine Dollars (\$11,539,889) for the Fleet Management Fund, Twenty Three Million Nine Hundred Ninety Seven Thousand Two Hundred Ninety Nine Dollars (\$23,997,299) for the Parking Facilities Fund, One Million Six Hundred Ninety Three Thousand Eight Hundred Fifty Dollars (\$1,693,850) for the Cemetery Services Fund, Six Million Two Hundred Eighteen Thousand Six Hundred Forty Nine Dollars (\$6,218,649) for the Emergency Preparedness and Response Fund, Fifteen Thousand Dollars (\$15,000) for the Golf Operations Fund, Twenty One Million Nine Hundred Twenty Nine Thousand Nine Hundred Ninety Three Dollars (\$21,929,993) for the Waste Management Fund, Eight Million Eight Hundred Forty Five Thousand Seven Hundred Thirty Five Dollars (\$8,845,735) for the Public Amenities Fund, Six Million Four Hundred Eighty Two Thousand Dollars (\$6,482,000) for the Tax Increment Financing Fund, One Million Six Hundred Fifty Five Thousand Four Hundred Thirty Five Dollars (\$1,655,435) for the Towing and Recovery Operations Fund, or so much thereof as may be necessary, as set forth in the annual budget for the fiscal year July 1, 2020 - June 30, 2021, submitted by the City Manager and as amended by the Council and hereby adopted, are hereby appropriated, subject to the conditions hereinafter set forth in this ordinance, from the revenues of the city from all sources for the fiscal year July 1, 2020 - June 30, 2021, for the use of the several departments and funds established within the City Government, and for the purposes hereinafter set forth in said annual budget for the fiscal year July 1, 2020 - June 30, 2021 as follows:

Legislative	\$5,274,627
Executive	\$10,555,078
Department Of Law	\$5,024,632
Constitutional Officers	\$49,931,416
Judicial	\$1,357,910

Elections	\$1,007,964
Department Of Information Technology	\$16,465,266
Department Of Finance	\$6,288,711
Department Of General Services	\$24,871,428
Department Of Human Resources	\$3,324,458
Department Of City Planning	\$4,759,737
Department Of Neighborhood Development	\$4,672,849
Department Of Economic Development	\$2,115,447
Norfolk Public Libraries	\$7,201,366
Department Of Cultural Facilities, Arts And Entertainment	\$5,776,136
Virginia Zoological Park	\$4,111,726
Nauticus	\$3,878,761
Slover Library	\$2,543,928
Department Of Recreation, Parks And Open Space	\$12,672,849
Central and Outside Agency Appropriations	\$59,725,931
Norfolk Community Services Board	\$25,883,635
Department Of Public Health	\$3,546,016
Department Of Human Services	\$50,248,090
Department Of Police	\$78,019,800
Department Of Fire - Rescue	\$48,643,707
Department Of Public Works	\$16,496,914
Department Of Transit	\$11,934,317
Debt Service	\$79,999,236
Norfolk Public Schools	\$337,148,281
Total Appropriations General Fund – Operating Budget	\$883,480,216

Water Utility Fund	\$94,829,678
Wastewater Utility Fund	\$33,130,612
Parking Facilities Fund	\$23,997,299
Storm Water Utility Fund	\$21,408,868
Norfolk Healthcare Consortium Funds	\$104,199,343
Fleet Management Fund	\$11,539,889
Cemetery Services Fund	\$1,693,850
Emergency Preparedness And Response Fund	\$6,218,649
Golf Operations Fund	\$15,000
Waste Management Fund	\$21,929,993

Public Amenities Fund	\$8,845,735
Tax Increment Financing Fund	\$6,482,000
Towing and Recovery Operations Fund	\$1,655,435
Total Operating Funds	\$1,219,426,567

Section 2:- That unless otherwise specified by Council, all taxes and fees heretofore levied shall continue from year to year including but not limited to the increase provided in Virginia Code Section 58.1-3321 which increase the council deems to be necessary.

Section 3:- That the salaries and wages set forth in detail in said annual budget, including for the City Manager, as amended, and for offices and positions which are not embraced within said compensation plan are hereby authorized.

The positions, except where the number thereof is not under the control of the Council, set forth in said annual budget, as amended, shall be the maximum number of positions authorized for the various departments, divisions, bureaus and funds of the city during the fiscal year July 1, 2020 - June 30, 2021 and the number may be changed during said fiscal year as authorized by the Council or City Manager.

Unless the city's compensation plan provides otherwise, changes in personnel occurring during said fiscal year in classifications embraced within the city's compensation plans shall be administered by the City Manager in accordance with the regulations for the administration of the plans.

In the event any personnel authorized in the preceding year's annual budget and appropriations are notified of release due to a reduction in force, reorganizations or workforce downsizing or the staffing and organization redesign effort, such positions are hereby authorized to continue in existence until such time as adopted procedures relating to reductions in force or work force downsizing, or the staffing and organizational redesign effort are completed and implemented in accordance with its terms and conditions. Unless the Council provides otherwise, the City Manager is hereby authorized to continue all benefits and salaries throughout the period of employment from appropriated funds for the positions aforesaid, notwithstanding

that said positions may or may not have been deleted in a department budget for the fiscal year July 1, 2020 - June 30, 2021.

The Council reserves the right to change at any time during said fiscal year the compensation, including pay supplements for constitutional officers, either before or after a change in basic salary is made by the State Compensation Board, and to abolish any office or position provided for in said annual budget, as amended, except such offices or positions as it may be prohibited by law from abolishing. The City Manager is authorized to make such rearrangements and reorganizations of positions and personnel services funds between the several departments, including funds named therein, as may best meet the uses and interests of the city.

No person shall acquire any vested interest in any compensation or supplement payable under this section beyond those actually paid.

Section 4:- That all payments from the appropriations provided for in this ordinance, including those from balances remaining on June 30, 2020, to the credit of appropriations for works, improvements or other objects which have not been completed or abandoned, except those works, improvements or other objects funded by Federal, State, or other organizational grants which are hereby encumbered, shall be made at such time as the City Manager may direct, unless otherwise specified by the Council. The City Manager is hereby authorized to apply for grants and awards during the fiscal year.

Section 5:- That within several departments, funds and activities, there are hereby appropriated sufficient amounts to cover the operation of all Internal Service Funds, including the Healthcare and Fleet Management Funds. Charges for services assessed against said departments, funds and activities by the Internal Service Funds shall be accumulated in the appropriate internal service fund and expended to cover the operating costs of such funds as provided in the annual budget.

Any unexpended balances in the amounts appropriated for the Healthcare Fund at the close of business on June 30, 2020, shall not revert to the surplus of the Healthcare Fund, but shall be carried

forward on the books of the Director of Finance and be available for expenditure in the succeeding year.

Section 6:- That the various amounts appropriated by this ordinance for the several groups, as set forth in the annual budget, as amended, are to be expended for the purposes designated by said groups, provided, however, that the City Manager or a designee may authorize the transfers between account groups within departments, funds or activities of the city and a record of such transfers shall be maintained by the Director of Finance.

The City Manager or a designee is authorized to transfer from any department, fund or activity which has an excess of funds appropriated for its use of the balance of the fiscal year to any department, activity or fund all or any part of such excess, or to cause such transfers to be made, a record of all such transfers shall be maintained by the Director of Finance.

Any unexpended balances in the amounts appropriated for the Department of Public Works Street Construction and Maintenance Projects, Public Amenities Fund, Tourism Infrastructure Repair, Poverty Commission, Downtown Service District (sometimes referred to as the Downtown Improvement District), and the Norfolk Consortium at the close of business on June 30, 2020 shall not revert to the surplus of the General Fund, but shall be carried forward on the books of the Director of Finance and be available for expenditure in the succeeding year.

There are hereby appropriated the revenues from the fiscal year 2015 Five cent (\$0.05) cigarette tax increase and the fiscal year 2017 Five cent (\$0.05) cigarette tax increase for development initiatives. The City Manager is hereby authorized to expend \$661,500 of the revenues for debt service on the former J.C. Penney's building and \$97,840 of the revenues for previously authorized economic development incentive grants through the Economic Development Authority. The City Manager is hereby authorized to reserve the balance of the revenues supported by the cigarette tax increases, an estimated \$18,660, for the purpose of business retention, feasibility analysis, debt service, and other economic development activities subject to Council authorization for expenditure. Any unspent funds at the end of the fiscal year will be transferred

to the Norfolk Economic Development Authority and will not become a part of the General Fund Balance. The aforementioned unspent funds will be expended for the purpose of business retention, feasibility analysis, debt service, and other economic development activities.

The City Manager shall provide to the City Council a mid-year budget update. Such mid-year budget update shall report the projected revenue and expenditure estimates for the entire fiscal year, receipt of unbudgeted revenues, and other major changes to the adopted budget.

There is hereby reserved in the General Fund Balance up to the amount of Sixty Five Million Seven Hundred eighty eight Thousand Sixty One Dollars (\$65,788,061) for the Unassigned General Fund Balance Reserve.

There is hereby reserved in the General Fund Balance the amount of Seven Million One Hundred Seventy One Thousand One Hundred Twenty One Dollars (\$7,171,121) for the Risk Management Reserve.

There is hereby reserved in the General Fund Balance the amount of Five Million Dollars (\$5,000,000) for the Economic Downturn and Leveling Reserve.

There is hereby reserved in the General Fund Balance the amount of Two Million Dollars (\$2,000,000) for the Inclusive Development Opportunity Fund.

There is hereby reserved in the General Fund Balance up to the amount of Five Million Three Hundred Sixty Seven Thousand Four Hundred Sixty Six Dollars (\$5,367,466) in the revolving fund for strategic land acquisitions to be expended for future land acquisitions. Unless otherwise appropriated, the proceeds of future land sales shall be deposited in the Land Acquisition Fund during the fiscal year. Such deposits are hereby appropriated for future land acquisitions. Any unobligated appropriation in the Land Acquisition/Revolving Fund for the purchase of property and related transactional costs that have not been finalized at the close of the fiscal year ending on June 30, 2020, is hereby reserved for the Land Acquisition/Revolving Fund and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the

succeeding year for the aforementioned purchase of property and related transactional costs.

There is hereby appropriated and authorized for expenditure the revenues, if and when received, from the fiscal year 2006 flat tax increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Convention and Visitors Bureau (Visit Norfolk) for visitor promotion and advertising for conventions and tourism and from the fiscal year 2012 flat tax increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Consortium.

There is hereby appropriated and authorized for expenditure for the Parking Facilities Fund up to One Million Seven Hundred Seventy Four Thousand Nine Hundred Sixty Two (\$1,774,962) from the Parking Facilities Rate Stabilization Fund.

There is hereby authorized, in accordance with guidelines established by the City Manager, the execution of warrants for the disbursement of any cash in banks credited to the City's Corporate Account to meet any properly authorized and approved payment chargeable to any account of the city.

Unless otherwise specified by any other provision of local, state or federal law, operating funds appropriated to Norfolk Public Schools that have not been expended or contractually obligated at the end of the fiscal year are deemed local dollars and shall revert to the city for re-appropriation by City Council.

There are hereby appropriated and authorized for expenditure the revenues from the fiscal year 2014 Two cent (\$0.02) real estate tax increase for the School Construction, Technology and Infrastructure Program. The City Manager is hereby authorized to expend and reserve the School Construction, Technology and Infrastructure Program supported by the Two cent (\$0.02) real estate tax increase to support the needs of Norfolk Public Schools. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the School

Construction, Technology and Infrastructure Program and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year.

There is hereby appropriated an amount equal to One Million Nine Hundred Ninety Thousand Dollars (\$1,990,000) of funds designated for resilience initiatives and One Million Eight Hundred Thousand Dollars (\$1,800,000) of funds designated for St. Paul's Area Transformation that will be used to support general expenses of the city in FY2021.

Section 7:- That the FY 2021 Annual Plan, (Consolidated Plan Fiscal Years 2017-2021) for the Community Development Block Grant Program, HOME Investment Partnership Program and Emergency Solutions Grant Program attached hereto, having been reviewed and found to be in the best interests of the city, is hereby approved.

Section 8:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Four Million Five Hundred Thirty Six Thousand, Seven Hundred Thirteen Dollars (\$4,536,713) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2020-2021) from the Community Development Block Grant and when such funds are realized as Program Income and earnings from the Revolving Loan Fund.

Section 9:- That the sum of up to One Million Two Hundred Thirty Seven Thousand Seven Hundred Ninety Seven Dollars (\$1,237,797) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2020-2021), if and when received from the Community Development Block Grant Local Accounts. That the sum of up to One Hundred Sixteen Thousand, Three Hundred Eighty Dollars (\$116,380) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2020-2021) if and when such re-programmed funds are made available from the remaining balances of certain identified Community Development Block Grant activities.

Section 10:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to One Million Five Hundred Ten Thousand Five Hundred Four Dollars (\$1,510,504) is

hereby appropriated and authorized for expenditure for the HOME Investment Partnership Program (2020-2021) from the HOME Investment Partnership Program Grant and when such funds are realized as Program Income.

Section 11:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Three Hundred Eighty Five Thousand Two Hundred Eighty Nine Dollars (\$385,289) is hereby appropriated and authorized for expenditure for the Emergency Solutions Program (2020-2021) from the Emergency Solutions Grant.

Section 12:- That the City Manager is designated as the certifying officer and authorized representative of the City of Norfolk and shall provide the assurance required by the provisions of the Housing and Community Development Act of 1974, as amended, and the regulations adopted pursuant to such Act.

Section 13:- That the City Manager is further authorized and directed to give to the U.S. Department of Housing and Urban Development (HUD) and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, documents and other materials which are related to the grant funds and is further authorized and directed to do all things necessary and proper to apply for, accept, receive and modify current and prior year grant funds to carry out the program.

Section 14:- That the reoccurring grants listed below, having been reviewed and found to be in the best interest of the city, are hereby accepted, appropriated and authorized for expenditure if and when received.

(a)That, if and when made available from the Supreme Court of Virginia, the sum of up to Two Hundred Forty Five Thousand Dollars (\$245,000) is hereby appropriated and authorized for expenditure for the Adult Drug Court Program from Adult Drug Treatment Court grant.

(1)That a local cash match of up to Seventy Eight Thousand Five Hundred Dollars (\$78,500) in appropriated funds and up to Twenty Thousand Dollars (\$20,000) in program fees are hereby authorized to be expended for the Adult Drug Court Program from the Circuit Court Judges General Fund Account.

(b) That, if and when made available from Supreme Court of Virginia, the sum of up to Fifty Thousand Dollars (\$50,000) is hereby appropriated and authorized for expenditure for the Vivitrol Program from the Vivitrol grant.

(c) That, if and when made available from U.S. Department of Health and Human Services, the sum of up to Six Million Two Hundred Forty Five Thousand Dollars (\$6,245,000) is hereby appropriated and authorized for expenditure for the Ryan White HIV/AIDS Program - Part A HIV Emergency Relief from the Ryan White HIV/AIDS grant.

(d) That, if and when made available from the Virginia Department of Criminal Justice Services, the sum of up to One Million Two Hundred Forty Thousand Dollars (\$1,240,000) is hereby appropriated and authorized for expenditure for the Norfolk Criminal Justice Services (NCJS) Agency from the Comprehensive Community Corrections Act grant.

(1) That a local cash match of up to One Hundred Thirty Nine Thousand Dollars (\$139,000) in appropriated funds is hereby authorized to be expended for the Norfolk Criminal Justice Services (NCJS) Agency from the City Manager General Fund Account.

(e) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Forty Five Thousand Dollars (\$45,000) is hereby appropriated and authorized for expenditure for the Virginia Sexual and Domestic Violence Victims Fund Paralegal from the Virginia Sexual and Domestic Violence Victims Fund.

(f) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Ninety Thousand Dollars (\$90,000) is hereby appropriated and authorized for expenditure for the Prosecution Program from the Violence Against Women Act VSTOP Grant Program.

(1) That a local cash match of up to Thirty Thousand Dollars (\$30,000) in appropriated funds is hereby authorized to be expended for the Prosecution Program from the Commonwealth's Attorney General Fund Account.

(g) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Seven Hundred Fifty Thousand Dollars (\$750,000) is hereby appropriated and authorized for expenditure for the Victim Services Program from the Victim Witness Assistance Grant Program.

(h) That, if and when made available from Virginia Department of Emergency Management, the sum of up to One Hundred Fourteen Thousand Dollars (\$114,000) is hereby appropriated and authorized for expenditure for the Local Emergency Management Program from the Local Emergency Management grant.

(1) That a local cash match of up to One Hundred Fourteen Thousand Dollars (\$114,000) in appropriated funds is hereby authorized to be expended for the Local Emergency Management Program from the Emergency Preparedness and Response Fund Account.

(i) That, if and when made available from Commonwealth of Virginia - Virginia 9-1-1 Services Board, the sum of up to Two Thousand Dollars (\$2,000) is hereby appropriated and authorized for expenditure for the Public Safety Answering Point Program from the Virginia Information Technologies Agency - Public Safety Answering Point grant.

(j) That, if and when made available from Virginia Department of Fire Programs, the sum of up to Nine Hundred Twenty Nine Thousand Six Hundred Sixty Four Dollars (\$929,664) is hereby appropriated and authorized for expenditure for the Aid to Localities Program from the Virginia Department of Fire Programs - Aid to Localities Grant.

(k) That, if and when made available from Virginia Department of Health and the Department of Emergency Medical Services, the sum of up to One Hundred Ninety Five Thousand Dollars (\$195,000) is hereby appropriated and authorized for expenditure for the Emergency Medical Services program from the Four for Life - Emergency Medical Services Grant.

(l) That, if and when made available from the Virginia Department of Juvenile Justice, the sum

of up to Six Hundred Forty Thousand Dollars (\$640,000) is hereby appropriated and authorized for expenditure for the Virginia Juvenile Community Crime Control Act Program from the Virginia Juvenile Community Crime Control Act grant.

(1) That a local cash match of up to Six Hundred Forty Thousand Dollars (\$640,000) in appropriated funds is hereby authorized to be expended for the Virginia Juvenile Community Crime Control Act Program from the Human Services General Fund Account.

(m) That, if and when made available from the Commonwealth of Virginia Children's Services Act Program, the sum of up to Eight Million Seven Hundred Thousand Dollars (\$8,700,000) is hereby appropriated and authorized for expenditure for the Virginia Children's Services Act program from the Virginia Children's Services Act grant.

(1) That a local cash match of up to Three Million One Hundred Fifty Thousand Dollars (\$3,150,000) in appropriated funds is hereby authorized to be expended for the Virginia Children's Services Act program from the Human Services General Fund Account.

(n) That, if and when made available from Schools and Libraries Division of the Universal Service Fund E-Rate Reimbursement Program, the sum of up to One Hundred Thirty Three Thousand Dollars (\$133,000) is hereby appropriated and authorized for expenditure for the E-Rate Reimbursement Program from the E-Rate Reimbursement Program grant.

(o) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Three Hundred Six Thousand Dollars (\$306,000) is hereby appropriated and authorized for expenditure for the Crisis Intervention Program from the Crisis Intervention Program grant.

(p) That, if and when made available from Virginia Department of Social Services, the sum of up to Four Hundred Eleven Thousand Dollars (\$411,000) is hereby appropriated and authorized for expenditure for the Flexible Employment Supports Team for TANF Participants program from

the Flexible Employment Supports Team for TANF Participants grant.

(1) That a local cash match of up to Forty One Thousand Seventy Two Dollars (\$41,072) in appropriated funds is hereby authorized to be expended for the Flexible Employment Supports Team for TANF Participants program from the Norfolk Community Services Board General Fund Account.

(q) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, allocated by Chesapeake Integrated Behavioral Health Care, the sum of up to One Hundred Sixty Five Thousand Dollars (\$165,000) is hereby appropriated and authorized for expenditure for the Norfolk Community Services Board to provide forensic discharge planner services to Hampton Roads Regional Jail.

(r) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the Forensic Program of Assertive Community Treatment from the Forensic Program of Assertive Community Treatment grant.

(s) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Thirty One Thousand Dollars (\$131,000) is hereby appropriated and authorized for expenditure for the Peer Recovery Center from the Peer Recovery Center grant.

(t) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Million One Hundred Thousand Dollars (\$2,100,000) is hereby appropriated and authorized for expenditure for the Permanent Supportive Housing program from the Permanent Supportive Housing grant.

(u) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Five Hundred Seventy Thousand Dollars (\$570,000) is

hereby appropriated and authorized for expenditure for the Pharmacy and Medication Support Program from the Pharmacy and Medication Support grant.

(v) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Ten Thousand Dollars (\$210,000) is hereby appropriated and authorized for expenditure for the Substance Use Disorder Treatment Program from the Substance Use Disorder Treatment grant.

(w) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Ten Thousand Dollars (\$210,000) is hereby appropriated and authorized for expenditure for the Substance Use Disorder Recovery Program from the Substance Use Disorder Recovery grant.

(x) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Seventy Thousand Dollars (\$270,000) is hereby appropriated and authorized for expenditure for the Same Day Access Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(y) That, if and when made available from the U.S. Department of Justice, Office on Violence Against Women, the sum of up to Four Hundred Thousand Dollars (\$400,000) is hereby appropriated and authorized for expenditure for the Enhanced Training and Services to End Elder Abuse Program from the Enhanced Training and Services to End Abuse in Later Life Program grant.

(z) That, if and when made available from the U.S. Department of Justice, Office on Violence Against Women, the sum of up to Four Hundred Ninety Seven Thousand Dollars (\$497,000) is hereby appropriated and authorized for expenditure for the Improving Criminal Justices Response Program from the Improving Criminal Justices Response Program grant.

(aa) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two

Hundred Eighty Three Thousand Dollars (\$283,000) is hereby appropriated and authorized for expenditure for the Primary Care Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(bb) That, if and when made available from Virginia Commission for the Arts, the sum of up to Four Thousand Five Hundred Dollars (\$4,500) is hereby appropriated and authorized for expenditure for the Creative Communities Partnership program from the Creative Communities Partnership Grant.

(1) That a local cash match of up to Four Thousand Five Hundred Dollars (\$4,500) in appropriated funds is hereby authorized to be expended for the Creative Communities Partnership program from the Communications General Fund Account.

(cc) That, if and when made available from Virginia Department of Motor Vehicles, the sum of up to Forty Five Thousand Dollars (\$45,000) is hereby appropriated and authorized for expenditure for the Alcohol Program from the DMV Selective Enforcement grant.

(1) That a local cash match of up to Twenty Five Thousand Dollars (\$25,000) in appropriated funds is hereby authorized to be expended for the Alcohol Enforcement Program from the Police General Fund Account.

(dd) That, if and when made available from Virginia Department of Motor Vehicles, the sum of up to Fifty Six Thousand Dollars (\$56,000) is hereby appropriated and authorized for expenditure for the Speed Enforcement Program from the DMV Selective Enforcement grant.

(1) That a local cash match of up to Twenty Nine Thousand Dollars (\$29,000) in appropriated funds is hereby authorized to be expended for the Speed Enforcement Program from the Police General Fund Account.

(ee) That, if and when made available from U.S. Department of Justice, the sum of up to One Hundred Eighty Five Thousand Dollars (\$185,000) is hereby appropriated and authorized for expenditure for the Edward Byrne Memorial Justice Assistance Grant Program from the Edward Byrne Memorial Justice Assistance grant.

(ff) That, if and when made available from Virginia Department of Environmental Quality, the sum of up to Thirty Five Thousand Dollars (\$35,000) is hereby appropriated and authorized for expenditure for the Keep Norfolk Beautiful Program from the Litter Prevention and Recycling Program grant.

(gg) That, if and when made available from the Sheriff, funds generated from the 811 Market Place Program (Inmate Commissary Account), the sum of up to Two Hundred Thirty Thousand Dollars (\$230,000) is hereby appropriated and authorized for expenditure for 811 Market Place Program.

(hh) That, if and when made available from funds generated from Sheriff's Community Corrections Program (Work Release, Inmate Work Force, and Electronic Monitoring), the sum of up to Five Hundred Eighty Six Thousand Dollars (\$586,000) is hereby appropriated and authorized for expenditure for the Sheriff's Community Correction Program.

(ii) That, if and when made available from U.S. Department of Justice, the sum of up to Seventy Eight Thousand Dollars (\$78,000) is hereby appropriated and authorized for expenditure for the State Criminal Alien Assistance Program from State Criminal Alien Assistance Program grant.

(jj) That, if and when made available from funds generated from the Sheriff's Inmate Commissary Account, the sum of up to One Hundred Ninety Four Thousand Dollars (\$194,000) is hereby appropriated and authorized for expenditure for the Inmate Classification Specialist Program.

(kk) That, if and when made available from U.S. Marshal Service, the sum of up to One Hundred Twenty Five Thousand Dollars (\$125,000) is hereby appropriated and authorized for expenditure for the U.S. Marshal Services Program.

(ll) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Three Hundred Seventy Eight Thousand Dollars (\$378,000) is hereby appropriated and authorized for expenditure for the Victims of

Crime Act Victim Services Program from the Victims of Crime Act grant.

(1) That a local cash match of up to Ninety Five Thousand Dollars (\$95,000) in appropriated funds is hereby authorized to be expended for the Prosecution Program from the Commonwealth's Attorney General Fund Account.

(mm) That if and when made available from Commonwealth of Virginia Compensation Board, the sum of up to Two hundred Forty Seven Thousand Dollars (\$247,000) is hereby appropriated and authorized for expenditure for the Technology Program from the Virginia Technology Trust Fund.

(nn) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, through the Hampton Newport News Community Services Board (HNNCSB), the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure for the Norfolk Community Services Board to provide Emergency Services from the Emergency Services Grant Program.

(oo) That, if and when made available from Virginia Department of Social Services, the sum of up to Two Hundred Forty Four Thousand Dollars (\$244,000) is hereby appropriated and authorized for expenditure for the Flexible Employment Supports Team for TANF Participants program from the Flexible Employment Supports Team for TANF Participants grant.

(1) That a local cash match of up to Eighty One Thousand Five Hundred Dollars (\$81,500) in appropriated funds is hereby authorized to be expended for the Flexible Employment Supports Team for TANF Participants program from the Norfolk Community Services Board General Fund Account.

(pp) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Fifty Thousand Dollars (\$50,000) is hereby appropriated and authorized for expenditure for the Substance Use Disorder Prevention Program from the Substance Use Disorder Prevention grant.

(qq) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Three Hundred Fifty Thousand Dollars (\$350,000) is hereby appropriated and authorized for expenditure for the Outpatient Services Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(rr) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, through the Health Planning Region Planning V, the sum of up to Twenty Five Thousand Dollars (\$25,000) is hereby appropriated and authorized for expenditure for the Norfolk Community Services Board to provide psychiatry services for children and adolescents.

(ss) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Thirty Thousand Dollars (\$130,000) is hereby appropriated and authorized for expenditure for the Medication Assisted Treatment for Opioid Use Disorder Program from the Virginia State General Fund.

Section 15:- That there is hereby set-aside from the General Fund revenues a sum sufficient, estimated at Five Million Three Hundred Thousand Dollars (\$5,300,000) to be the amount by which revenue is reduced for the purpose of providing real estate tax exemptions and deferrals for the elderly and disabled under Chapter 24, Article IV, Division 2 of the Norfolk City Code, 1979, real estate tax exemptions for disabled veterans pursuant to Code of Virginia, Section 58.1-3219.5, and real estate tax exemptions of the principal residences of surviving spouses of members of the armed forces of the United States killed in action, pursuant to Code of Virginia, Section 58.1-3219.9.

The Department of Human Services, as designated by the City Manager, shall administer this program.

Section 16:- That Section 24-3 subsection (4) is hereby amended and reordained to read as follows and to be in effect for initial use in the tax year beginning January 1, 2021:

Sec. 24-3. Tax levied on tangible personal property, machinery and tools; proration, refund.

(4) On all privately owned pleasure boats and watercraft used for recreational purposes only, there shall be a tax of one millionth of one cent (\$0.000001) for every one hundred dollars (\$100.00) of assessed value thereof. On all other boats and watercraft, there shall be a tax of one dollar fifty cents (\$1.50) for every one hundred dollars (\$100.00) of assessed value thereof.

Section 17:- That Section 25.1-61 of the Norfolk City Code, 1979 is hereby amended and reordained so as to read as follows:

Sec. 25.1-61 Report and notice of and general penalty for violations of chapter.

(a) It shall be the duty of police officers, the fire marshal and their assistants, special police officers, such other employees of the city designated by the city manager, and other uniformed personnel employed as an independent contractor by the city to enforce parking regulations, acting in accordance with instructions issued by the chief of police, to issue summonses and/or parking tickets to report violations of this chapter or chapter 25 of the Norfolk City Code and Code of Virginia, section 46.2-1242, as amended, or successor sections, concerning parking spaces reserved for persons with disabilities, without the necessity of a warrant being obtained by the owner of the private parking area. Each such person shall attach to any vehicle parked in violation of any parking provision, except City Code section 25-278 a notice to the owner thereof that such vehicle has been parked in violation of such provision and instructing such owner to report to the parking ticket office in regard to such violation. The fine schedule is as follows:

Parking Violation Fines	
Violation	Fine
Overtime Parking—Meter	\$35.00
Overtime Parking—Time Zone	\$50.00

Overtime Parking—Meter Feeding	\$50.00
No Parking	\$50.00
No Parking—Fire Hydrant	\$150.00
No Parking—Cross Walk	\$50.00
No Parking—Loading Zone	\$50.00
No Parking—Here to Corner	\$50.00
No Parking Bus Stop	\$50.00
No Parking—Street Cleaning	\$60.00
Facing Wrong Way	\$50.00
No Parking—This Side	\$50.00
No Stopping Zone	\$50.00
Restricted City Lot/Garage	\$50.00
Handicapped Parking	\$300.00
Taxi Stand	\$50.00
Blocking Driveway	\$50.00
Overnight Parking	\$50.00
Parking Off Roadway	\$50.00
Blocking Fire Lane	\$150.00

(1) Violation of any provision limiting the time a vehicle may be parked shall be subject to a cumulative fine calculated for each hour or fraction thereof during which such vehicle is parked in violation of such provision.

(2) Where payment remains unpaid for thirty (30) or more calendar days, the above-specified penalties shall be increased by fifty dollars (\$50.00).

(3) Where payment remains unpaid for ninety (90) or more calendar days, the above-specified penalties shall be further increased by twenty dollars (\$20.00).

(4) Where payment remains unpaid for one hundred fifteen (115) or more calendar days, the above-specified penalties shall be further increased by twenty dollars (\$20.00) for fees related to initiating a department of motor vehicles hold.

(5) Should a delinquent payment be eligible for the commonwealth's tax intercept program,

the above-specified penalties shall be further increased by twenty-five dollars (\$25.00) for fees related to the tax intercept program.

(6) After a vehicle has been towed for three (3) or more unpaid parking tickets, an administration towing fee of ten dollars (\$10.00) will be collected prior to authorizing release of the vehicle towed.

(7) Where payment remains unpaid for longer than thirty (30) days, the above-specified penalties may be collected and accounted for by a contracted official body compensated by the city. Every action to collect unpaid parking citation penalties imposed for violation of a provision in this chapter shall be commenced within three (3) years of the date upon which such penalty became delinquent.

(8) If payment for the violation of any of the provisions of this chapter is paid with a personal check which is returned unpaid by the banking institution upon which it is drawn with the notation that the account upon which it is drawn has insufficient funds or has been closed or that the drawer has no account with that bank, the violator shall be charged a fee of thirty-five dollars (\$35.00) in addition to the penalty already imposed. This additional fee must be paid by the violator in addition to the penalty for any outstanding parking violations and shall not be dismissed or set aside.

(b) The failure of such owner to make payment within the appropriate time shall, upon conviction of such parking violation, renders such owner subject to a fine of not less than twenty-five dollars (\$25.00) and not more than one hundred dollars (\$100.00) in addition to the penalty prescribed in this section and any other penalties as provided by law.

(c) In addition, any such owner who has three (3) or more outstanding unpaid or otherwise unsettled parking violation notices shall be subject to the removal and immobilization procedures as set forth in chapter 25.

(d) Any person desiring to contest a parking citation for which no date for court appearance is specified on the citation shall appear in person at the parking ticket office within thirty (30) days of the issuance of said citation to

register his/her intent to contest the violation. Failure to initiate action within thirty (30) days shall constitute a waiver and the matter shall proceed for collection.

(e) Upon proper notification, the parking administration unit, or other authorized person, shall cause a notice to be issued which will summons the person to appear before the general district court on an appointed date. Signing of the notice by the person contesting the parking citation shall constitute acknowledgement of receipt of the notice. Notice of such action shall be certified in writing on an appropriate form to the general district court.

Section 18:- That Section 25.1-75 of the Norfolk City Code, 1979 is hereby amended and reordained so as to read as follows:

Sec. 25.1-75 Rates for parking in off-street facilities.

Facility No.	Facility	Daily Rate	Monthly Rates		Nightly Rates	
			Unreserved	Reserved	Unreserved	Reserved
1	Waterside Garage	A	\$85.00	\$115.00		
2	Freemason Street Garage	A	\$85.00	\$115.00	\$34.00	\$39.00
3	Town Point Garage	A	\$85.00	\$115.00	\$34.00	\$39.00
6	York Street Garage	A	\$64.00	\$94.00	\$27.00	\$32.00
7	Main Street Garage	A	\$85.00	\$115.00	\$34.00	\$39.00
8	Boush Street Garage	A	\$85.00	\$115.00	\$34.00	\$39.00
9	MacArthur Center, North Garage	MC #1	\$85.00	\$115.00		
10	MacArthur Center, South Garage	MC #1	\$85.00	\$115.00		
11	Commercial Place Garage	A	\$85.00	\$115.00	\$34.00	\$39.00
12	Scope Garage	A/COE	\$52.00	\$82.00		
13	Bank Street Garage	A	\$89.00	\$119.00		
14	Charlotte Street Garage	A	\$89.00	\$119.00		
30	Plume Street Lot	No Daily	\$69.00	\$99.00	\$28.00	\$33.00
33	Union Street Lot	A/RCL/RSE	\$69.00	\$99.00	\$28.00	\$33.00
34	South Street Lot	RCL/RSE	\$69.00	\$99.00	\$28.00	\$33.00
36	Education Lot	Metered				

37	Brambleton Lot	No Daily	\$52.00			
38	Harrison Opera House Lot	No Daily	\$37.00	\$67.00		
39	Cedar Grove (Lot 39)	No Daily	\$43.00		\$20.00	\$25.00
42	St. Paul's Lot	No Daily; RSE only	\$43.00			
55	Harbor Park (Park and Ride) (Lots A—G)	No Daily; RCL only	\$43.00	\$73.00		
60	West Plume Street Garage	A	\$95.20	\$128.80	\$34.00	\$39.00
61	Fountain Park Garage	A	\$95.20	\$128.80	\$34.00	\$39.00

Definition Notes:

A—Applicable.

No Daily—Lots where the city does not have daily parking.

RCL—Restricted City Lot.

RCG—Restricted City Garage.

Metered—Off-street lots with meter controls; see meter pricing.

MC #1—MacArthur Center North and South Garages have separate transient rates pursuant to Agreements.

COE—Collect-on-entry.

RSE—Recreational and special event parking

Regulations and Rules:

Monthly rates— Rates shown are for Monday through Friday 6:00 a.m. to 9:00 p.m. Monday through Sunday, unlimited parking rates are also available at these facilities with a sixteen dollar (\$16.00) higher fee than each of the monthly rates shown herein.

City government parking— Union Street Lot and East Street may be reused for city government parking.

Recreational and Special Event Parking— RSE rates may apply Monday through Sunday. All recreational and special event rates shall be determined based on demand and proximity to the event and shall be either five dollars (\$5.00) per vehicle, ten dollars (\$10.00) per vehicle, or otherwise as set by the city manager in accordance with section 25.1-26 of Norfolk City Code, 1979, as amended.

Authorized monthly parking discounts— The following are applicable discounts allowed:

1. If one account has fifty (50) or more spaces, then a five dollar (\$5.00) per space, per month discount may apply.
 2. If one account has 50 or more spaces and manages the account centrally, then five dollars (\$5.00) per space, per month discount may also be applied.
 3. If the above two criteria are met and the one account desires to pay a full year in advance, then an additional five dollars (\$5.00) per space, per month discount may be applied.
 4. Pursuant to section 25.1-26 of the City Code, the city manager is authorized to provide special discounts when it is determined advantageous to the city.
- Lost monthly passes*— There is a five dollar (\$5.00) replacement fee for lost monthly passes/decals.

Corporate Rate:

If one account has five hundred (500) vehicles or more, the monthly rate will be fifty dollars (\$50.00) per space, per month. No additional discounts may be applied.

Top Deck Parking Program:

1. The monthly rates set below are for the designated roof top parking spaces and are limited to qualifying businesses as defined below. The parking spaces are on the roof or top deck of the Boush Street Garage, West Plume Street Garage and the Bank Street Garage.
2. The program shall be available to businesses with a Norfolk business license:
 - a. Up to one hundred (100) parking spaces for new businesses, having obtained a Norfolk business license within the preceding ninety (90) business days with fifty (50) employees or less;
 - b. Up to one hundred (100) parking spaces for businesses, having a current/existing Norfolk business license with fifty (50) employees or less; and
 - c. Up to one hundred (100) parking spaces for businesses having fifty-one (51) to one hundred (100) employees.
 - d. The city manager has the authority to reallocate the number of spaces assigned to a., b. and c. above; however, in no event shall the total exceed three hundred (300).
3. Rates:
 - a. Qualifying new businesses, as described in 2(a) above, may lease Top Deck parking spaces, for up to

two (2) years for forty dollars (\$40.00) per month, per space;

b. Existing businesses with fifty (50) or less employees, may lease Top Deck parking spaces for sixty dollars (\$60.00) per month, per space; and,

c. Existing businesses with fifty-one (51) to one hundred (100) employees may lease Top Deck parking spaces for seventy dollars (\$70.00) per month, per space.

4. Business accounts must be in the name of the business or company and parking spaces and access cards must be identified by an authorized, named, individual parker.
5. All program parking participants are required to park on the roof or top deck of the assigned parking garage, unless the roof or top deck is closed by the city. If the roof or top deck is closed by the city, authorized parkers will be permitted to park one floor lower in the respective assigned parking garage.
6. Access shall be by electronic card issued by the city and access shall be available twenty-four (24) hours per day, seven (7) days of the week.
7. Participants who do not park on the roof or top deck will be required to pay the full daily rate for the respective garage.

Additionally, for the 1st offense, the business owner and named, individual parker will receive a courtesy warning; for the 2nd offense, the named individual parker will be ticketed (a fine of \$30.00 shall be imposed); and, for the 3rd offense, the named, individual parker's access card will be deactivated and the business or company will be notified. Continued violations may cause the business or company to be removed from the Top Deck Parking Program.

8. The Top Deck Parking Program may be discontinued if parkers are not attracted to the roof or top deck parking or for any other reason at the city manager's sole discretion.
9. Parking spaces designated for the Top Deck Parking Program total three hundred (300); allocated in accordance with paragraph 2, above. Applications for the parking spaces will be received and approved on a first-come, first-served basis, not to exceed the capacity of the top deck per garage. Once the one hundred (100) parking spaces in each of the several options are leased, an application-dated waiting list will be maintained.

Daily Rate Structure:

Category	Rate
0 to 1 Hour	\$1.50
1 to 2 Hours	\$3.00
2 to 3 Hours	\$4.50
3 to 4 Hours	\$6.00
4 to 5 Hours	\$7.50
5 to 6 Hours	\$9.00
6 to 7 Hours	\$10.50
7 to 8 Hours	\$12.00
Maximum Daily Rate (up to 24 Hours)	\$13.00
Lost Ticket/Per Day	\$13.00
6:00 p.m. to 9:00 p.m./Collect-on-Entry	\$3.00
9:00 p.m. to 3:00 a.m./Collect-on-Entry	\$5.00
Special Event Rate/Collect-on-Entry	\$5.00

MacArthur Center Garages:

Weekdays until 6:00 p.m.:

First 3 hours or any part thereof \$1.00
4th hour of any part thereof \$2.00
5th hour or any part thereof \$2.00
6th hour or any part thereof \$2.00
7th hour or any part thereof \$2.00
8th hour of any part thereof \$2.00
Maximum Daily Rate (Up to 24 hours) \$10.00
Lost Ticket/Per Day \$10.00

Weekdays after 6:00 p.m.:

All evening \$2.00

Weekend Rates:

Before 6:00 p.m. \$1.00
After 6:00 p.m. \$2.00
Enter before 6:00 p.m. and stay less than 3 hours
..... \$3.00

Section 19:- Section 25.1-125 of the Norfolk City Code, 1979 is hereby amended and reordained so as to read as follows:

Sec. 25.1-125 Enforcement.

(a) Except as otherwise provided, the parking lot meters referred to in this article shall be in operation between the hours of 9:00 a.m. and 6:00 p.m., Monday through Saturday, and the Spotswood Lot parking meters shall be in operation from 8:00 a.m. to 8:00 p.m., Monday through Saturday.

(b) The provisions of this article shall not apply on Sundays, state election days, federal legal holidays, state legal holidays, or other holidays set by city council.

(c) The city manager is hereby authorized to waive the provision of this article with respect to any and/or all rates, designated streets, zones, or public areas of the city.

(d) Where the provisions of this article are waived, signs or notices advising the public of such waiver shall be conspicuously posted for the streets, zones, or areas so affected.

Section 20:- That Section 41.1-23 subsection (a) of the Norfolk City Code, 1979 is hereby amended and reordained so as to read as follows:

Sec. 41.1-23 Stormwater management fees.

(a) The following stormwater management fees are hereby authorized:

Type of Account	Daily Rate	Effective Date
Residential Accounts	\$0.379	July 1, 2020
Nonresidential Accounts	\$0.379 per 2,000 square foot of impervious area	July 1, 2020

For residential accounts that are active as of July 1, 2020, the rate will increase on July 1, 2020, so that the rate will be \$0.379 per day. For nonresidential accounts, the rate will increase on July 1, 2020, to \$0.379 per day per two thousand (2,000) square feet of impervious surface. Rates will be calculated by rounding to the nearest two thousand (2,000) square feet of impervious area with a minimum bill based on two thousand (2,000) square feet. Annual increases of three percent (3%) over the previous year's stormwater rate for residential and nonresidential accounts will begin July 1 of each year, until amended.

In addition to the above daily rates, the residential stormwater charge shall be one dollar

(\$1.00) per month per account and the nonresidential stormwater charge shall be one dollar (\$1.00) per month per two thousand (2,000) square feet of impervious surface.

Section 21:- There are hereby appropriated the revenues from the taxes imposed on the service district created by Council pursuant to Section 15.2-2400 of the Code of Virginia, 1950, as amended, known as the Downtown Service District (sometimes referred to as the Downtown Improvement District) in the estimated amount set out in a line item in the attachments incorporated into this ordinance, to be used by the Downtown Norfolk Council for the purposes set out in Section 24-212.1 of the Code of the City of Norfolk (1979), as amended, and in Section 15.2-2403 of the Code of Virginia, 1950, as amended.

Section 22:- That the provisions of this ordinance are hereby declared to be severable. If any part, section provision, sentence, clause or phrase, or the application thereof to any person or circumstance, is adjudged to be unconstitutional or invalid for any reason, the remainder of the ordinance shall remain in full force and effect and its validity shall not be impaired, it being the legislative intent now hereby declared that the ordinance would have been adopted even if such invalid matter had not been included or if such invalid application had not been made.

Section 23:- That this ordinance shall be in effect from and after July 1, 2020.

CERTIFICATION OF FUNDING

Account No.: HUD account
Amount: \$7,786,683

CERTIFICATION OF FUNDING

Account No.: Annual Recurring Grants
Amount: \$32,641,736

CERTIFICATION OF FUNDING

Account No.: Various
Amount: \$1,219,426,567

Adopted by Council May 19, 2020
Effective July 1, 2020

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY:

CHIEF DEPUTY CITY CLERK

Form and Correctness Approved:

BAP

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose

By: *[Signature]*
Office of the City Attorney

Contents Approved:

By: *[Signature]*
Budget and Strategic Planning

[Signature]
Christine Garczynski, Director of Finance

NORFOLK, VIRGINIA

R-2

ORDINANCE NO: 48,000

AN ORDINANCE APPROVING THE CAPITAL IMPROVEMENT PLAN BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2021; APPROPRIATING \$151,020,200 FOR CERTAIN PROJECTS APPROVED THEREIN; AUTHORIZING AN ISSUE OF BONDS IN THE AMOUNT OF \$84,103,211; AND AUTHORIZING THE EXPENDITURE OF \$66,916,989 IN CASH.

- - -

WHEREAS, on April 21, 2020, the City Manager submitted to the City Council a Capital Improvement Plan for the City for the fiscal year beginning July 1, 2020 and ending on June 30, 2021; and

WHEREAS, it is necessary to appropriate sufficient funds to cover the approved capital projects set forth in the Capital Improvement Plan and to authorize said projects; now therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the capital projects set forth below in the Capital Improvement Plan for the fiscal year beginning on July 1, 2020 and ending on June 30, 2021, are hereby approved and the amounts totaling \$151,020,200, or so much thereof as may be necessary, are hereby appropriated for the purposes hereinafter set out:

A. General Capital Improvement Projects

<u>Number</u>	<u>Title</u>	<u>Approved Amount</u>
1	Address Major School Maintenance	9,000,000
2	Relocate the City's Data Center	8,000,000
3	Replace Fire Station 11	5,400,000
4	Replace Cruise Terminal Passenger Boarding Bridge	4,850,000
5	Acquire Fleet Vehicles and Equipment	2,500,000
6	Improve Road Infrastructure in St. Paul's Area	4,000,000
7	Acquire Technology	3,300,000
8	Improve Street Infrastructure Citywide	730,000
9	Renovate the School Administration Building	3,400,000
10	Repair, Replace, and Maintain Bridges	700,000
11	Control Beach Erosion	525,000
12	Improve the Nauticus Facility	500,000
13	Enhance Signals and Intersections	100,000
14	Improve Infrastructure and Acquire Property	600,000
15	Replace Chiller at Central Energy Plant	800,000
16	Maintain Wells Theatre	750,000
17	Improve Infrastructure at Moton Circle	750,000
18	Rehabilitate Hampton Boulevard Bridge	700,000
19	Provide Funds for Acquisition in Wards Corner	700,000
20	Support Jail Improvements	345,000
21	Install ADA Ramps Citywide	500,000
Total General Capital		48,150,000

B. Parking Facilities

52	Refurbish Boush Street Garage Elevators	850,000
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Total Parking Facilities

850,000

C. Storm Water Utility

55	Improve East Ocean View Drainage	2,000,000
56	Improve Overbrook/Coleman Place Drainage	2,000,000
57	Create Citywide Flooding Reserve	1,315,200
58	Implement Pond Retrofits Citywide	1,290,000
59	Improve Glenrock Drainage	1,000,000
60	Improve Gifford Street Drainage	1,000,000
61	Conduct Drainage Studies Citywide	1,000,000
62	Conduct Sliplining and Major Repairs to Existing Infrastructure	1,000,000
63	Raise the Downtown Floodwall	1,000,000
64	Improve Storm Water Infrastructure in St. Paul's Area	1,000,000
65	Implement Shoreline Restoration	960,000
66	Construct the Blue/Greenway in St. Paul's Area	800,000
67	Conduct Outfall Maintenance and Dredging	650,000
68	Improve 10 th View Outfall Extension	500,000
69	Improve Glenwood Park Drainage	500,000

70	Rehabilitate Colley Avenue Pump Station	500,000
71	Implement the Green Infrastructure Plan	100,000
72	Replace Downtown Trash Rack	100,000
Total Storm Water Utility		16,715,200
<u>D. Wastewater Utility</u>		
73	Improve Wastewater Collection System	12,500,000
74	Improve Wastewater Infrastructure in St. Paul's Area	4,000,000
75	Support System Evaluation, Modeling, and Design	1,500,000
76	Improve Larchmont Wastewater Infrastructure	1,000,000
Total Wastewater Utility		19,000,000
<u>E. Water Utility</u>		
77	Construct New Department of Utilities Headquarters in St. Paul's Area	20,000,000
78	Construct Commonwealth Railroad Pipeline	18,000,000
79	Upgrade Water Treatment Plants	10,500,000
80	Replace Raw and Finished Water Transmission/Distribution	7,905,000
81	Install Hampton Boulevard Water Storage Tank	6,000,000
82	Improve Water Infrastructure in St. Paul's Area	2,000,000
83	Support System Evaluation, Modeling, and Design	1,700,000
84	Support Watershed Management	200,000
Total Water Utility		66,305,000
Grand Total		151,020,200

Section 2:- The issuance of bonds of the City from time to time, in the total principal amount of \$84,103,211 is hereby authorized, in such form and with such terms as shall be established pursuant to future ordinances, of which \$36,933,211 is for General Capital Improvement Projects, \$15,400,000 is for Storm Water Utility Projects, \$8,000,000 is for Wastewater Utility Projects, and 23,770,000 is for Water Utility Projects.

Section 3:- That the expenditure of \$66,916,989 in cash is hereby authorized in order to provide a portion of the funds appropriated. Of such sum, \$11,216,789 is for General Capital Improvement Projects; \$850,000 from the Parking Fund is for Parking Facilities Projects; \$1,315,200 from the Storm Water Fund is for Storm Water Utility Projects; \$11,000,000 from the Wastewater Utility Fund is for Wastewater Utility Projects; and \$42,535,000 from the Water Utility Fund is for Water Utility Projects.

Section 4:- That the Council reasonably expects to reimburse certain expenditures made to interim finance the above-described capital projects from the General

Capital Improvement Projects Fund, Storm Water Utility Fund, Wastewater Utility Fund, Water Utility Fund, and Waste Management Fund with the proceeds of the bonds to be issued by the City.

Section 5:- That this ordinance represents a declaration of "official intent" under Treasury Regulations Section 1.150-2(e).

Section 6:- That the expenditures to be reimbursed will be paid from the following funds, which funds have the following general functional purposes:

(a) General Capital Improvement Projects Fund. Used to account for the financial resources used to finance general capital improvement projects in the Capital Improvement Plan other than those financed by the City's enterprise funds or special revenue funds;

(b) Storm Water Utility Fund. Used to account for the City's environmental storm water operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the storm water utility;

(c) Wastewater Utility Fund. Used to account for the City's wastewater utility operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the wastewater utility;

(d) Water Utility Fund. Used to account for the City's water utility operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the water utility.

Section 7:- That the appropriate officers or agents of the City are authorized and directed to file a certified copy of this ordinance with the Circuit Court of the City of Norfolk pursuant to Sections 15.2-2607 and 15.2-2627 of the Code of Virginia, 1950, as amended.

Section 8:- That the City Manager, unless otherwise directed by City Council, is hereby authorized to do all things necessary to implement the projects set forth in the Fiscal Year 2021 Capital Improvement Plan Budget.

Section 9:- That the City Manager or his designee is authorized to close out or reappropriate unused Capital

Improvement Plan funds in projects that have been completed. These funds may be reappropriated as sources in future year Capital Improvement Plans.

Section 10: - That the City Manager or his designee is authorized to change, subject to any applicable restriction of law or of any bonds or bond issue, the financing sources for the various capital projects included in this or previous ordinances to reflect effective utilization of the financing sources and actual collections and/or realized revenues. If the financing sources in support of capital projects decline, the City Manager or his designee is authorized to reduce, subject to any applicable restriction of law or of any bonds or bond issue, those appropriations to equal the changed financing source. The accounting records of the City will be maintained in a manner where the total of financing sources is equal to the total appropriations for each of the City's capital projects funds.

Section 11:- That the City Manager or his designee is authorized to transfer from any project that has an excess of funds appropriated for its use to any other project all or any part of such excess. A record of all such transfers shall be maintained by the Director of Finance.

Section 12:- That the City Manager or his designee is authorized to transfer funds from any project authorized with Public Art funds in the Capital Improvement Plan to any other project or pool funds, as needed, to implement any portion of the Capital Improvement Plan.

Section 13:- That, if the City Manager, in consultation with the Director of Finance, determines that it is advisable to finance the acquisition of Short-Term Equipment in an alternative manner, the City Manager, with the approval of Council, is hereby authorized to execute and deliver on behalf of the city non-general obligation bonds, notes, term loan agreements, a master equipment lease agreement or other similar financing agreement (the "Alternative Short-Term Equipment Financing"), to execute and deliver such instruments, agreements, documents or certificates and to do and perform such things and acts, as the City Manager shall deem necessary or appropriate to carry out the transactions relating to the Alternative Short-Term Equipment Financing authorized by this ordinance, including to solicit and accept proposals to provide Alternative Short-Term Equipment Financing that the City Manager determines to be in the city's best

interest and all of the foregoing, previously done or performed by such officers or agents of the city, are hereby in all respects approved, ratified and confirmed.

Should the City Manager determine that it is in the city's best interest to enter into Alternative Short-Term Equipment Financing, the Alternative Short-Term Equipment Financing shall bear interest at a rate not exceeding Six and a Half Percent (6.5%), shall have a final term to maturity not in excess of ten (10) years and shall not exceed Ten Million Dollars (\$10,000,000). The obligation of the city to make payments under any Alternative Short-Term Equipment Financing is subject to appropriation each year by the Council and nothing in this ordinance or the Alternative Short-Term Equipment financing shall constitute a debt or pledge of the faith and credit of the city.

Section 14:- That this ordinance shall be in effect from and after July 1, 2020.

CERTIFICATION OF FUNDING

Account No.: Various

Amount: \$151,020,200

Adopted by Council May 19, 2020
Effective July 1, 2020

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY: _____
CHIEF DEPUTY CITY CLERK