

Director of Media and Community
Relations

SUFFOLK CITY COUNCIL
MEETING OF SEPTEMBER 2, 2015



WORK SESSION

Begins at 5:00 p.m.

REGULAR SESSION

Begins at 7:00 p.m.

**SUFFOLK CITY COUNCIL
WORK SESSION
September 2, 2015
5:00 p.m.
City Council Chamber**

1. Introduction of HRPDC/HRTPO Executive Director
2. 2015 Taste of Suffolk
- 3.* Appointments

* Proposed Items for Closed Session

AGENDA: September 2, 2015, Work Session

ITEM: Work Session – 2015 Taste of Suffolk

Staff from the Division of Tourism and the Department of Parks and Recreation will provide an overview on the upcoming Taste of Suffolk, scheduled for Saturday, September 12, 2015, from 11:00 a.m. to 5:00 p.m.

The 2015 celebration marks the 9th Taste of Suffolk event, which showcases some of Suffolk's best independently owned restaurants. The Taste of Suffolk will also include live music, contests, lots of kid's activities, a new car exhibit and much more.



**Boards and Commissions Vacancies
September 2, 2015**

BOARD OR COMMISSION	NAME	TERM EXPIRES	COMMENTS
Fine Arts Commission	Vacant	06-30-15	Vivian May resigned.
	Beatrice Reaves	06-30-15	No response. No attendance.
	John Taylor	06-30-15	Not interested in reappointment.
Historic Landmarks Commission	Edward Lee King	06-30-15	Interested in reappointment.
	Amy L. Elliott	06-30-15	Interested in reappointment.
Human Services Advisory Board	Vacant	06-30-15	Previous member not eligible for reappointment due to term limits.
	Vacant	06-30-15	Previous member not eligible for reappointment due to term limits.
Library Advisory Board	Sue Nichols	06-30-15	Interested in reappointment.
	Randy Brock	06-30-13	
Local Board of Building Code Appeals	Mitchell Wilcox	06-30-14	Interested in reappointment.
	Rebecca Habel	06-30-14	Not interested in reappointment.
	Ira Steingold	06-30-15	Interested in reappointment.
Sister Cities Commission	Monette Robinson Harrell	06-30-15	



**Boards and Commissions Vacancies
September 2, 2015**

BOARD OR COMMISSION	NAME	TERM EXPIRES	COMMENTS
Suffolk Clean Community Commission	Susan P. Davis	06-30-15	Interested in reappointment.
	Oulamiece Saunders	06-30-15	Interested in reappointment.
	Arminta Rawls	06-30-15	Not interested in reappointment.
	W. Michael Lane	06-30-15	Interested in reappointment.
Suffolk Clean Community Commission Keep Suffolk Beautiful Executive Board	Hugh Cross	06-30-13	
Wetlands Board	Steven Barnum	12-31-14	Alternate. Interested in reappointment.
	David Thacker Joynes	12-31-14	Alternate. Interested in reappointment.

SUFFOLK CITY COUNCIL AGENDA
September 2, 2015
7:00 p.m.
City Council Chamber

1. **Call to Order**
2. **Nonsectarian Invocation**
3. **Approval of the Minutes**
4. **Special Presentation – Suffolk Relay for Life Golf Tournament**
5. **Removal of Items from the Consent Agenda and Adoption of the Agenda**
6. **Agenda Speakers**
7. **Consent Agenda – An ordinance to accept and appropriate funds from the Walmart Community Grant for the City of Suffolk Sheriff Department**
8. **Consent Agenda – An ordinance to accept and appropriate funds from the Commonwealth of Virginia Department of Aviation for the Suffolk Executive Airport Automated Weather Observing System inspections**
9. **Consent Agenda – An ordinance to accept and appropriate funds from the Commonwealth of Virginia Department of Aviation for the Suffolk Executive Airport in support of weed control**
10. **Consent Agenda – An ordinance to accept and appropriate additional funds from the Virginia Department of Criminal Justice Services for the Fifth Judicial District Community Corrections Program**
11. **Consent Agenda – An ordinance to accept and appropriate a Justice Assistance Grant from the United States Department of Justice in support of the Suffolk Police Department and Office of the Commonwealth’s Attorney**
12. **Consent Agenda – An ordinance to accept and appropriate funds from the Virginia Department of Motor Vehicles Highway Safety Grant Program for the Suffolk Police Department**
13. **Public Hearings**
14. **Ordinance – An ordinance to amend the approved proffered condition pertaining to the exterior architectural design and building material used for construction of the proposed Bon Secours Cancer Center located at 5818 Harbour View Boulevard, Zoning Map 13, Parcel 2F; RZ03A-10**

15. **Resolutions**
16. **Staff Reports**
17. **Motion** – A motion to schedule a public hearing for the September 16, 2015 City Council meeting, regarding authorizing the issuance and sale of Water and Sewer Revenue and Refunding Bonds, Series 2015
18. **Motion** – A motion to schedule a Work Session for September 16, 2015, at 4:00 p.m., unless cancelled
19. **Non-Agenda Speakers**
20. **New Business**
21. **Announcements and Comments**
22. **Adjournment**

Work Session of the Suffolk City Council was held in was held in the City Council Chamber, 442 West Washington Street, on Wednesday, August 19, 2015, 5:00 p.m.

PRESENT

Council Members -

Linda T. Johnson, Mayor, presiding

Leroy Bennett, Vice Mayor

Michael D. Duman

Roger W. Fawcett

Donald Z. Goldberg

Timothy J. Johnson

Curtis R. Milteer, Sr.

Lue R. Ward, Jr.

Patrick G. Roberts, Interim City Manager

Helivi L. Holland, City Attorney

Erika S. Dawley, City Clerk

ABSENT

None

UTILITY FUND OVERVIEW AND PROPOSED FINANCING

Utilizing a PowerPoint presentation, Public Utilities Director Albert Moor and David Rose, Senior Vice President, Davenport and Company, the City's financial advisors, gave a report on the above referenced item.

Referring to the presentation, Council Member Duman opined about the relationship between the reduced debt service as a result of the refinancing. Mr. Rose confirmed that while the refinancing and new debt would result in a higher interest rate, the debt service would be reduced due to the new terms.

Referring to the presentation, Council Member Duman called for information on the City's PAYGO percentage connected to the Utility Fund. Public Utilities Director Moor advised that in the last Capital Improvement Plan \$1,000,000 out of \$1,600,000 are PAYGO funds.

Referring to the presentation, Council Member Duman asked if there was a limit City's PAYGO percentage connected to the Utility Fund. Public Utilities Director Moor said there was no limit.

Referring to the presentation, Council Member Duman opined about the increase in Equivalent Residential Units and decrease in consumption and his desire to discuss the possible absorption of water and sewer costs into the General Fund.

Referring to the presentation, Mayor Johnson opined about the various factors that impact water rates.

Referring to the presentation, Council Member Johnson sought an explanation for the \$4,000,000 increase over the approved Utilities Enterprises Fund for the calendar year 2015. Public Utilities Director Moor explained that increase was a result of the timing of the issuance of the bonds.

Referring to the presentation, Vice Mayor Bennett queried about any remaining community wells that will need to be added onto to the City’s water system and create additional debt. Public Utilities Director Moor stated that the Hobson and Birdsong systems are still under the overview of the Health Department, and there are other communities that have two or three houses on wells or septic systems. He added that when he looks at neighborhood projects, he considers the regulatory requirements first as must do projects and the others are not as high priority.

Referring to the presentation, Vice Mayor Bennett opined about inclusion of expanded utility services to additional neighborhoods as it relates to the future utility rates. Public Utilities Director Moor replied in the negative, as that action would require additional changes in the City Code.

CLOSED MEETING

City Clerk Dawley presented the Closed Meeting motion for City Council’s consideration:

1. Pursuant to Virginia Code Section 2.2-3711 (A)(1), the assignment, appointment, performance, and salaries of specific appointees of the City, specifically of the City Clerk City Attorney and the City Assessor; and the discussion, consideration, or interviews of prospective candidates for appointment of appointees of the City, specifically the appointments as shown on the attached list for vacancies or term expirations for Fine Arts Commission, Historic Landmarks Commission, Human Services Advisory Board, Library Advisory Board, Local Board of Building Code Appeals, Parks and Recreation Advisory Commission, Sister Cities Commission, Suffolk Clean Community Commission, Suffolk Clean Community Commission Keep Suffolk Beautiful Executive Board and Wetlands Board; and
2. Pursuant to Virginia Code Section 2.2-3711(A)(5) and (7), the discussion of a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating or expanding its facilities in the community; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, specifically concerning an EDIP proposals regarding Project Rubicon and Project Villanova; and
3. Pursuant to Virginia Code Section 2.2-3711(A)(7), consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel specifically the discussion of legal advice and litigation services provided by the City Attorney’s Office from June 23, 2015, through August 10, 2015.

Council Member Fawcett, on a motion seconded by Vice Mayor Bennett, moved that City Council convene in a closed meeting for the above referenced purposes, by the following roll call vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

City Council convened in Closed Meeting at 6:06 p.m. The Closed Meeting concluded at 7:00 p.m.

Teste: _____
Erika S. Dawley, MMC, City Clerk

Approved: _____
Linda T. Johnson, Mayor

Regular Meeting of the Suffolk City Council was held in the City Council Chamber, 442 West Washington Street, on Wednesday, August 19, 2015, at 7:01 p.m.

PRESENT

Council Members -
Linda T. Johnson, Mayor, presiding
Leroy Bennett, Vice Mayor
Michael D. Duman
Roger W. Fawcett
Donald Z. Goldberg
Timothy J. Johnson
Curtis R. Milteer, Sr.
Lue R. Ward, Jr.

Patrick G. Roberts, Interim City Manager
Helivi L. Holland, City Attorney
Erika S. Dawley, City Clerk

ABSENT

None

CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Johnson called the meeting to order. Council Member Milteer offered the Invocation, and Boy Scout Troop 16 and Boy Scout Troop 25 led the Pledge of Allegiance to the Flag.

FREEDOM OF INFORMATION ACT CERTIFICATION

City Clerk Dawley presented a resolution certifying the Closed Meeting of August 19, 2015, pursuant to Section 2.2-3712 of the Code of Virginia (1950), as amended.

Council Member Duman, on a motion seconded by Council Member Fawcett, moved to approve the resolution, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

A RESOLUTION OF CERTIFICATION OF THE CLOSED MEETING OF AUGUST 19, 2015, PURSUANT TO SECTION 2.2-3712 OF THE CODE OF VIRGINIA (1950), AS AMENDED

APPROVAL OF THE MINUTES

Council Member Fawcett, on a motion seconded by Vice Mayor Bennett, moved to approve the minutes from the July 15, 2015, Work Session and Regular Meeting, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

SPECIAL PRESENTATIONS

There were no items under this portion of the agenda.

REMOVAL OF ITEMS FROM THE CONSENT AGENDA AND ADOPTION OF THE AGENDA

Mayor Johnson asked if any members of City Council wished to remove any Consent Agenda items for separate action.

Hearing no requests for removal any of the items, Mayor Johnson advised that a motion was in order at this time to adopt the agenda as presented.

Council Member Milteer, on a motion seconded by Council Member Fawcett, moved to adopt the agenda as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

AGENDA SPEAKERS

There were no speakers under this portion of the agenda.

CONSENT AGENDA

City Clerk Dawley presented the following Consent Agenda items:

Consent Agenda Item #7 - An ordinance to accept and appropriate funds from the Congestion Mitigation and Air Quality Improvement Program from the Virginia Department of Transportation for the North Main Street Sidewalk Extension Project, Phase II (UPC 99172)

Consent Agenda Item #8 - An ordinance to accept and appropriate funds from the Virginia Department of Transportation Fiscal Year 2016 Primary Extension Paving Program for the installation of pavement improvements on Godwin Boulevard (UPC 107766) and Holland Road (UPC 107767)

Consent Agenda Item #9 - An ordinance to accept and appropriate additional Commonwealth Transportation Funds from the Virginia Department of Rail and Public Transportation for operating and capital expenses related to public transit

Consent Agenda Item #10 - An ordinance to accept and appropriate funds from the Commonwealth of Virginia Department of Aviation for the Suffolk Executive Airport

Consent Agenda Item #11 - An ordinance to accept and appropriate funds from the Virginia Department of Criminal Justice Services for the Fifth Judicial District Community Corrections Program

Consent Agenda Item #12 - An ordinance to accept and appropriate a Byrne Justice Assistance Grant from the Virginia Department of Criminal Justice Services in support of the Suffolk Police Department

Consent Agenda Item #13 - An ordinance to appropriate a portion of the proceeds of the 2015 sale of bonds to fund Information Technology and Fleet capital needs for Fiscal Year 2015-2016

Consent Agenda Item #14 - An ordinance conveying a 30-foot wide permanent access easement to be located on Tax Map Parcel 33*X to the Hampton Roads Sanitation District

Consent Agenda Item #15 - A resolution to adopt the 2015 edition of the City of Suffolk Emergency Operations Plan, as revised

Council Member Fawcett asked for a report on Consent Agenda Items #13 through #15 - an ordinance to appropriate a portion of the proceeds of the 2015 sale of bonds to fund Information Technology and Fleet capital needs for Fiscal Year 2015-2016; an ordinance conveying a 30-foot wide permanent access easement to be located on Tax Map Parcel 33*X to the Hampton Roads Sanitation District; and a resolution to adopt the 2015 edition of the City of Suffolk Emergency Operations Plan, as revised, respectively.

Vice Mayor Bennett called for a summary of Consent Agenda Items #9 and #11 - an ordinance to accept and appropriate additional Commonwealth Transportation Funds from the Virginia Department of Rail and Public Transportation for operating and capital expenses related to public transit and an ordinance to accept and appropriate funds from the Virginia Department of Criminal Justice Services for the Fifth Judicial District Community Corrections Program.

Council Member Goldberg requested additional information on Consent Agenda Item #13 - an ordinance to appropriate a portion of the proceeds of the 2015 sale of bonds to fund Information Technology and Fleet capital needs for Fiscal Year 2015-2016.

Referring to Consent Agenda Items #9, #11 and #13 through #15, Interim City Manager Patrick Roberts submitted a summation of the background information as printed in the official agenda.

Council Member Fawcett, on a motion seconded by Vice Mayor Bennett, moved to approve the Consent Agenda, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

PUBLIC HEARINGS

Public Hearing – An ordinance to grant a Conditional Use Permit to establish a nightclub (live entertainment), on property located at 137 West Washington Street, Zoning Map 34G18(2), Parcel 13; C10-15

Utilizing a PowerPoint presentation, Acting Deputy City Manager D. Scott Mills offered a review of the background information as printed in the official agenda.

LaTroy Brinkley, 137 West Washington Street, property owner, spoke in support of the proposed ordinance as presented.

Andy Damiani, 140 West Washington Street, representing self, spoke in support of the proposed ordinance as presented.

Hearing no additional speakers, the public hearing was closed.

Council Member Goldberg, on a motion seconded by Council Member Fawcett, moved to approve the ordinance, with conditions, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

AN ORDINANCE TO GRANT A CONDITIONAL USE PERMIT TO ESTABLISH A NIGHT CLUB (LIVE ENTERTAINMENT) ON PROPERTY LOCATED 137 WEST WASHINGTON STREET, ZONING MAP 34G18(2); PARCEL 13; C10-15

Public Hearing – An ordinance to grant a variance from the Lot Layout Standards pertaining to Through Lots of the Unified Development Ordinance for property located at 5501 Bennett’s Pasture Road, Zoning Map 11A, Parcels A, B, C and F; V01-15

Utilizing a PowerPoint presentation, Acting Deputy City Manager Mills submitted a report on the background information as printed in the official agenda.

Arthur Bradshaw, 1600 Holly Point Lane, representing BLR Partnership, applicant, spoke in support of the proposed ordinance as presented.

Stephen Gardner, 5549 Bennett’s Pasture Road, representing self, opined about the future uses of the parcel adjacent to the parcel under consideration. Acting Deputy City Manager Mills reported that the parcel under consideration is zoned B-2, and the parcel does not have access to Cavalier Road, therefore, its commercial nature does not change.

Hearing no additional speakers, the public hearing was closed.

Council Member Fawcett, on a motion seconded by Council Member Goldberg, moved to approve the ordinance, with conditions, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

AN ORDINANCE TO GRANT A VARIANCE FROM THE LOT LAYOUT STANDARDS PERTAINING TO THROUGH LOTS OF THE UNIDIED DEVELOPMENT ORDINANCE FOR PROPERTY LOCATED AT 5501 BENNETT’S PASTURE ROAD, TAX MAP 11A, PARCELS A, B, C, AND F; V01-15

Public Hearing - An ordinance to authorize a quitclaim deed between the City of Suffolk, Grantor and Birdsong Corporation, Grantee for a portion of Mulberry Street that was vacated by the Council of the City of Suffolk, Virginia in Ordinance Number 85-94

Utilizing a PowerPoint presentation, Acting Deputy City Manager Mills gave a synopsis of the background information as printed in the official agenda.

Whitney Saunders, 505 West Washington Street, representing Birdsong Corporation, Grantee, spoke in support of the proposed ordinance as presented.

Chris Dove, 852 Colonel Meade Drive, representing self, opined about the City Code as it relates to public hearings and spoke in support of the proposed ordinance as presented.

Hearing no additional speakers, the public hearing was closed.

Vice Mayor Bennett, on a motion seconded by Council Member Duman, moved to approve the ordinance, with conditions, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

AN ORDINANCE TO AUTHORIZE A QUITCLAIM DEED BETWEEN THE CITY OF SUFFOLK, GRANTOR, AND BIRDSONG CORPORATION, GRANTEE, FOR A PORTION OF MULBERRY STREET THAT WAS VACATED BY THE COUNCIL OF THE CITY OF SUFFOLK, VIRGINIA IN ORDINANCE NUMBER 85-94

ORDINANCES

Ordinance – An ordinance amending Chapter 82 of the Code of the City of Suffolk to clarify the application of real property tax exemptions for surviving spouses of veterans killed in action

Utilizing a PowerPoint presentation, City Assessor Jean Jackson submitted a review of the background information as printed in the official agenda.

Referring to the presentation, Council Member Duman asked about the average assessed value of a residential dwelling. City Assessor Jackson advised that the average assessed value was \$207,100.

Referring to the presentation, Council Member Duman opined about the real property taxes, if the residential dwelling is less than the average assessed value. City Assessor Jackson that under that scenario, the proposed ordinance would exempt the property from real property taxes.

Council Member Fawcett, on a motion seconded by Council Member Duman, moved to approve the ordinance, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

AN ORDINANCE AMENDING CHAPTER 82 OF THE CODE OF THE CITY OF SUFFOLK TO CLARIFY THE APPLICATION OF REAL PROPERTY TAX EXEMPTIONS FOR SURVIVING SPOUSES OF VETERANS KILLED IN ACTION

RESOLUTIONS

Resolution – A resolution finding that the growth areas designated in *Suffolk 2035: A Vision for the Future, City of Suffolk Comprehensive Plan* are consistent with the intent of Commonwealth of Virginia Code: § 15.2-2223.1

Utilizing a PowerPoint presentation, Acting Deputy City Manager Mills submitted a review of the background information as printed in the official agenda.

Council Member Johnson, on a motion seconded by Council Member Duman, moved to approve the resolution, as presented, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

A RESOLUTION FINDING THAT THE GROWTH AREAS DESIGNATED IN SUFFOLK 2035: A VISION FOR THE FUTURE, CITY OF SUFFOLK COMPREHENSIVE PLAN ARE CONSISTENT WITH THE INTENT OF COMMONWEALTH OF VIRGINIA CODE: § 15.2-2223.1

STAFF REPORTS

There were no items under this portion of the agenda.

MOTIONS

Motion – A motion to schedule a Work Session for September 2, 2015, at 4:00 p.m., unless cancelled

Council Member Fawcett, on motion seconded by Council Member Duman, moved to schedule a Work Session for September 2, 2015, at 4:00 p.m. unless cancelled, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

NON-AGENDA SPEAKERS

Chris Dove, 852 Colonel Meade Drive, representing self, opined about the Bill of Rights.

NEW BUSINESS

Council Member Goldberg, on a motion seconded by Council Member Johnson, moved to establish salaries for these City Council appointees, retroactive to July 1, 2015, - City Attorney - \$148,486; City Assessor - \$101,328 and City Clerk - \$79,523, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward.	8
NAYS:	None	0

ANNOUNCEMENTS AND COMMENTS

Utilizing PowerPoint and video presentations, Media and Community Relations Manager Tim Kelley reported on the following: ribbon cuttings for Faith Temple Ministries Apostolic Food Pantry and Clothes Closet, Fashion Flair, and Sharon Lynch State Farm Insurance and Financial Services; National Night Out events; the Suffolk Police Department Promotional Ceremony; Suffolk Police Department’s online citizen survey; the ongoing Suffolk Fire Department Fill the Boot fundraiser; the Suffolk Fire Department Awards and Recognition Ceremony; the Suffolk Mystery Authors Festival; the Suffolk Teen Summit and the Suffolk Mark on History program.

Council Member Johnson reported he attended National Night Out, Sister Cities Commission events and the Nansemond Indian Tribe Pow Wow.

Council Member Johnson opined about Joe Kenda of the Investigation Discovery production of “Homicide Hunter”.

Council Member Milteer advised he attended National Night Out and Whaleyville Community Day.

Council Member Milteer reported a drainage problem at 622 Spruill Street.

Council Member Fawcett opined about the City Manager search public forums and the online survey.

Council Member Fawcett reported he attended a recent meeting of the Virginia Municipal League Transportation Policy Committee.

Council Member Fawcett advised he attended National Night Out; Sister Cities Commission events; Suffolk Police Department Promotional Ceremony; Harbour Breeze Home Owners Association meeting; and the Summer Work Success Closing Breakfast.

Council Member Fawcett encouraged residents to support the Suffolk Fire Department’s Fill the Boot Fundraiser.

Council Member Duman reported he attended the City Manager search public forum; National Night Out; Sister Cities Commission events; and the Nansemond Indian Tribe Pow Wow.

Council Member Duman recognized City Attorney Holland, President, Old Dominion Bar Association, who accepted the Virginia Bar Association’s Summer Meeting LexisNexis Award.

Council Member Ward thanked City staff for assistance with National Night Out in the Huntersville area.

Council Member Ward advised he attended the Suffolk Summer Work Success Closing Breakfast, Sister Cities Commission event, and the Nansemond Indian Tribe Pow Wow.

Council Member Ward reported a concern about handicapped access at Hampton Roads Parkway and Brookwood Drive.

Council Member Ward commended Jack Crawley for assisting residents with the restoration of their voting rights.

Council Member Ward opined about Rosenwald Schools.

Council Member Goldberg recognized City Attorney Holland, President, Old Dominion Bar Association, who accepted the Virginia Bar Association's Summer Meeting LexisNexis Award.

Council Member Goldberg commended Suffolk Police Department for their efforts.

Council Member Goldberg reported he attended National Night Out and the Sister Cities Commission events.

Vice Mayor Bennett recognized City Attorney Holland, President, Old Dominion Bar Association, who accepted the Virginia Bar Association's Summer Meeting LexisNexis Award.

Vice Mayor Bennett advised he attended Suffolk Police Department Promotional Ceremony; Suffolk Summer Work Success Closing Breakfast; National Night Out; and ribbon cutting for Fashion Flair.

Vice Mayor Bennett reported that the railroad crossings at Portsmouth Boulevard, East Washington Street, Suburban Drive and Moore Avenue were in disrepair.

Mayor Johnson recognized City Attorney Holland, President, Old Dominion Bar Association, who accepted the Virginia Bar Association's Summer Meeting LexisNexis Award.

Mayor Johnson advised she attended National Night Out; Sister Cities Commission events; Nansemond Indian Tribe Pow Wow; and Hampton Road Chamber of Commerce Senatorial Luncheon.

Mayor Johnson opined about the Obici Place and the City Manager search online surveys.

Mayor Johnson commended the Public Works Department on the Lee Farm Lane and Route 17 project.

Mayor Johnson acknowledged those recognized at the Suffolk Police Department Promotion Ceremony.

Mayor Johnson encouraged residents to support the Suffolk Fire Department Fill the Boot Fundraiser.

Vice Mayor Bennett, on a motion seconded by Council Member Fawcett, moved to adjourn, by the following vote:

AYES:	Mayor L. Johnson, Vice Mayor Bennett, and Council Members Duman, Fawcett, Goldberg, T. Johnson, Milteer and Ward	8
NAYS:	None	0

There being no further business to come before City Council, the regular meeting was adjourned at 8:36 p.m.

Teste: _____
Erika S. Dawley, MMC, City Clerk

Approved: _____
Linda T. Johnson, Mayor

AGENDA: September 2, 2015, Regular Session

ITEM: Special Presentation – Suffolk Relay for Life Golf Tournament

On May 22, 2015, the City of Suffolk held its 5th Annual Golf Tournament to benefit Relay for Life. The tournament was held at Sleepy Hole Golf Course. There was a lunch and raffle drawing at the historic Obici House, following the event. The tournament raised \$24,000, which is being donated to the American Cancer Society. In the five years of having the golf tournament, the City has raised over \$110,000 for Relay for Life.

Mayor Linda Johnson and Chief Thomas Bennett will present the donation to Relay for Life officials.



**Removal of Items from the Consent
Agenda and Adoption of the Agenda**

Agenda Speakers

AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda - An ordinance to accept and appropriate funds from the Walmart Community Grant for the City of Suffolk Sheriff Department

The City has received \$750 in grant funding from Walmart in support of the City of Suffolk Sheriff Department's Community Outreach Program. The funding will be used to purchase tents, tables and other supplies.

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Consolidated Grants Fund budget for Fiscal Year 2015-16.

BUDGET IMPACT:

Adoption of the ordinance will increase the planned revenues and expenditures of the Consolidated Grants Fund by \$750 for the above noted purpose and requires no local match support.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENTS:

Ordinance
Award Notification

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE FUNDS FROM THE WALMART COMMUNITY GRANT FOR THE CITY OF SUFFOLK SHERIFF DEPARTMENT

WHEREAS, the City has received funds in the amount of \$750 from Walmart in support of the City of Suffolk Sheriff Department's Community Outreach Program; and,

WHEREAS, the funds received need to be accepted and appropriated to the Consolidated Grants Fund budget for Fiscal Year 2015-16 to assist in the purchase of tents, tables and other supplies for the City of Suffolk Sheriff Department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$750 shall be reflected as budget in the following accounts in the Fiscal Year 2015-16 Consolidated Grants Fund budget:

<u>Revenue</u>			
211-21810-1665_418990	WalmartCommunityGrant;12/15		<u>\$750</u>
<u>Expenditure</u>	WalmartCommunityGrant;12/15		
211-21810-1665_56014	Other Operating Supplies		<u>\$750</u>

2. The fund amount totaling \$750 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 15-O-036, as amended. The City Manager be, and is hereby authorized and directed to do all things necessary to effectuate this action.

3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____
Erika S. Dawley, City Clerk

Approved as to Form:


Helivi L. Holland, City Attorney

Yvonne W. Gwaltney

From: Everett C. Harris
Sent: Monday, August 10, 2015 11:40 AM
To: Yvonne W. Gwaltney
Cc: Katie A. Jones; Pamela Cornell
Subject: FW: Walmart Foundation Request ID 23038299

We will be using this grant to purchase two tents, tables and other supplies for our Community Outreach Program.

Thank you for your help.

-----Original Message-----

From: Katie A. Jones
Sent: Monday, August 10, 2015 9:35 AM
To: Everett C. Harris
Subject: FW: Walmart Foundation Request ID 23038299

-----Original Message-----

From: do-not-reply@cybergrants.com [<mailto:do-not-reply@cybergrants.com>]
Sent: Friday, August 07, 2015 3:18 PM
To: Katie A. Jones
Subject: Walmart Foundation Request ID 23038299

Dear Katie Jones,

Congratulations! The Walmart Community Grants Team and Facility # 1687 are pleased to inform you that your Community Grant application has been selected to receive a \$750.00 grant.

Your grant will be mailed to the address provided in the submitted application. Please allow 4-6 weeks for delivery. If you do not receive your check in that time, or have moved since submitting this grant request, please contact the facility manager to make further inquiries. For your reference we have provided the check information below:

Check # 319657
Pay to: Suffolk Sheriffs Office

At Walmart, we strongly believe in giving back and are proud to support organizations that improve communities where our customers and associates live and work.

As a Community Grant recipient, we encourage you to celebrate this accomplishment. Please contact your Walmart Store manager to discuss recognition opportunities and other ways to generate grant awareness.

We appreciate your efforts to help people live better and wish you success.

Sincerely,

The Walmart Community Grants Team

AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda – An ordinance to accept and appropriate funds from the Commonwealth of Virginia Department of Aviation for the Suffolk Executive Airport Automated Weather Observing System inspections

The City has received \$3,150 in funding from the Commonwealth of Virginia Department of Aviation in support of the Suffolk Executive Airport for Fiscal Year 2015-2016. The funding will be used to cover the Federal Aviation Administration (FAA) required quarterly/tri inspections of Automated Weather Observing System (AWOS).

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Aviation Facilities Fund for Fiscal Year 2015-16.

BUDGET IMPACT:

Adoption of the ordinance will increase the planned revenues and expenditures of the Aviation Facilities Fund budget by \$3,150 for the above noted purpose and requires \$165.79 in local fund support which is provided for in the FY 2015-16 Aviation Facilities Fund budget.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENTS:

Ordinance
Grant Agreement

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE FUNDS FROM THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF AVIATION FOR THE SUFFOLK EXECUTIVE AIRPORT AUTOMATED WEATHER OBSERVING SYSTEM INSPECTIONS

WHEREAS, the City has received funds in the amount of \$3,150 from the Commonwealth of Virginia Department of Aviation in support of the Suffolk Executive Airport; and,

WHEREAS, the funds received need to be accepted and appropriated to the Aviation Facilities Fund budget for Fiscal Year 2015-16 to cover the Federal Aviation Administration required quarterly/tri inspections of the Automated Weather Observing System.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$3,150 shall be reflected as budget in the following accounts in the Fiscal Year 2015-16 Aviation Facilities Fund budget:

<u>Revenue</u>		
220_424140.110	Categorical Aid-State Airport Maintenance Funds	<u>\$3,150</u>
<u>Expenditure</u>		
220-150000_53300.110	Maintenance Service – State	<u>\$3,150</u>

2. The fund amount totaling \$3,150 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 15-O-036, as amended. The City Manager be, and is hereby authorized and directed to do all things necessary to effectuate this action.

3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____
Erika S. Dawley, City Clerk

Approved as to Form:


Helivi L. Holland, Deputy City Attorney



COMMONWEALTH of VIRGINIA

Randall P Burdette
Director

Department of Aviation
5702 Gulfstream Road
Richmond, Virginia 23250-2422

V/TDD • (804) 236-3624
FAX • (804) 236-3635

July 16, 2015

Mr. Kent Marshall, Manager
Suffolk Executive Airport
1200 Gene Bolton Drive
Suffolk, VA 23434

**Re: FY16 Quarterly/Tri Inspections of AWOS-III
DOAV Project Number MT0050-34**

Dear Mr. Marshall:

The Virginia Department of Aviation (DOAV) has approved an allocation of \$3,150.00 from the Maintenance Program for the quarterly/tri inspections of the AWOS-III at the **Suffolk Executive Airport** during Fiscal Year 2016. **This allocation expires June 15, 2016.** Please be aware that this allocation **only** covers the FAA-required quarterly/tri inspections and any minor **repairs** that need to be completed while your technician is on site for these inspections; minor repairs are repairs that cost less than \$100.00. **All other repairs shall require prior approval from DOAV if reimbursement is to be requested.**

The department's funding shall not exceed \$3,150.00 or 95 percent of the total project cost without prior written approval of this office. The same project number will be used for all AWOS-III inspection reimbursements. A completed DOAV *Request for State Fund Reimbursement* form and a copy of any related invoices must be submitted for each reimbursement request. Payment can be expected within 30 days of the Department receiving the reimbursement request. **Remember that DOAV only accepts partial reimbursement requests of \$1,000.00 or more, which will typically be a minimum of two scheduled inspections.**

Please call (800) 292-1034 or (804) 236-3626 if you have any questions.

Sincerely,

Vernon W. Carter, Jr.
Manager, Security & Facilities Section
Airport Services Division



AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda – An ordinance to accept and appropriate funds from the Commonwealth of Virginia Department of Aviation for the Suffolk Executive Airport in support of weed control

The City received \$3,984.80 in funding from the Commonwealth of Virginia Department of Aviation in support of the Suffolk Executive Airport for Fiscal Year 2014-2015 that was not accepted and appropriated. The funding will be used to eradicate weeds along ditch, fence lines and runway 7/25.

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Aviation Facilities Fund for Fiscal Year 2014-15.

BUDGET IMPACT:

Adoption of the ordinance will increase the planned revenues and expenditures of the Aviation Facilities Fund budget by \$3,984.80 for the above noted purpose and requires \$996.20 in local fund support which is provided for in the FY 2014-15 Aviation Facilities Fund budget.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENTS:

Ordinance
Grant Agreement

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE FUNDS FROM THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF AVIATION FOR THE SUFFOLK EXECUTIVE AIRPORT IN SUPPORT OF WEED CONTROL

WHEREAS, the City received funds in the amount of \$3,984.80 from the Commonwealth of Virginia Department of Aviation in support of the Suffolk Executive Airport; and,

WHEREAS, the funds received need to be accepted and appropriated to the Aviation Facilities Fund budget for Fiscal Year 2014-15 to eradicate weeds along ditch, fence lines and runway 7/25.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$3,984.80 shall be reflected as budget in the following accounts in the Fiscal Year 2014-15 Aviation Facilities Fund budget:

<u>Revenue</u>		
220_424140.110	Categorical Aid-State Airport Maintenance Funds	<u>\$3,984.80</u>
 <u>Expenditure</u>		
220-150000_53300.110	Maintenance Service – State	<u>\$3,984.80</u>

2. The fund amount totaling \$3,984.80 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 14-O-035, as amended. The City Manager be, and is hereby authorized and directed to do all things necessary to effectuate this action.

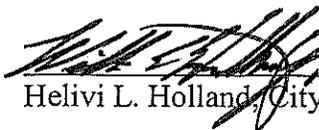
3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____

Erika S. Dawley, City Clerk

Approved as to Form:

 Deputy City Attorney
Helivi L. Holland, City Attorney

Department of Aviation Commonwealth of Virginia

Project Information Summary

Suffolk Executive Airport

Project Title: Weed Control Program

Program Year: 2015

Project Number: MT0050-32

Federal Priority Score: 0

Request Year:

Contract Number:

State Priority Score: 80

Project Type: Maintenance

Item Number:

Project Category: Construction

AIP Grant Number:

Project Status: Granted

Project Description: Eradicate weeds along ditch, fence lines and runway 7/25.

Project Notes: Please contact DOAV to coordinate any costs above the allocation amount before the costs are incurred. Costs incurred before DOAV approval can't be reimbursed.

Budget Summary by Budget Item:

Budget Item	Original Budget	Current Budget
Request	\$0.00	\$4,981.00
Project Total:	\$0.00	\$4,981.00

Budget Summary by Funding Source:

Funding Source	Original Budget	Current Budget
FAA	\$0.00	\$0.00
Local	\$0.00	\$996.20
State\AC/R Discretionary	\$0.00	\$0.00
State\Air Service Development	\$0.00	\$0.00
State\Aviation Promotion	\$0.00	\$0.00
State\F&E	\$0.00	\$0.00
State\GA Discretionary	\$0.00	\$0.00
State\Maintenance	\$0.00	\$3,984.80
State\Security	\$0.00	\$0.00
Project Total:	\$0.00	\$4,981.00

Project Miscellaneous Items:

Miscellaneous Item	Date	Comment
VAB Remarks		
TA approved		
application received		
grant offer date		
effective date	05/15/2015	
expiration date	06/15/2015	
project closed		
process closeout		

AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda – An ordinance to accept and appropriate additional funds from the Virginia Department of Criminal Justice Services for the Fifth Judicial District Community Corrections Program

The City has been awarded an additional \$3,057 in state grant funds from the Virginia Department of Criminal Justice Services. These funds will be used for operating expenses of the Community Corrections Program (CCP) in FY2015-2016 and must be accepted and appropriated by City Council.

The CCP provides an array of punitive sanctions and punishments for the Fifth Circuit, General District, and Juvenile and Domestic Relations Courts. The CCP serves defendants placed under probation supervision when they have been found guilty or evidence is sufficient for a finding of guilt for Class 1 or 2 misdemeanors or non-violent Class 5 or 6 felonies. The CCP's service area includes the Cities of Suffolk and Franklin and the Counties of Isle of Wight and Southampton. The City of Suffolk is the program administrator and the fiscal agent for CCP.

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Consolidated Grants Fund budget for Fiscal Year 2015-2016.

BUDGET IMPACT:

Adoption of the attached ordinance will increase the planned revenues and expenditures of the Consolidated Grants fund by \$3,057 for the above noted purpose. No additional local fund support is required for the FY2015-2016 Consolidated Grants Fund budget for the Fifth Judicial District Community Corrections Program.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENTS:

Ordinance
Award Notification

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE ADDITIONAL FUNDS FROM THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES FOR THE FIFTH JUDICIAL DISTRICT COMMUNITY CORRECTIONS PROGRAM

WHEREAS, the City has received notification of the award of additional grant funds in the amount of \$3,057 from the Virginia Department of Criminal Justice Services in support of the Fifth Judicial District Community Corrections Program; and,

WHEREAS, the funds received need to be accepted and appropriated to the Consolidated Grants Fund Budget for the Fiscal Year 2015-2016 to assist with the Fifth Judicial District Community Corrections Program.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$3,057 shall be reflected as budget in the following accounts in the Fiscal Year 2015-2016 Consolidated Grants Fund Budget:

<u>Revenue</u>		
211-21150-1604_424200	DCJS Grant 5th Dst Comm;6/16	<u>\$3,057</u>
<u>Expenditure</u>	DCJS Grant 5th Dst Comm;6/16	
211-21150-5604_51100	Salaries & Wages	<u>\$3,057</u>

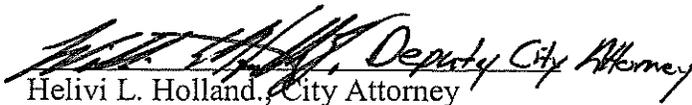
2. The fund amount totaling \$3,057 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 15-O-036, as amended. The City Manager is hereby authorized and directed to do all things necessary to effectuate this action.

3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____
Erika S. Dawley, City Clerk

Approved as to Form:


Helivi L. Holland, City Attorney



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Francine C. Ecker
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

July 28, 2015

REVISED

Mr. Patrick Roberts
Interim City Manager
City of Suffolk
P. O. Box 1858
Suffolk, VA 23439

RE: Grant No.: 16-T6376CC16
Revised Community Corrections Award

Dear Mr. Roberts:

The original grant award information, dated June 25, 2015, has been revised to reflect an increase in the total amount of awarded funds for fiscal year 2016. The additional amount in Personnel includes raises for full-time General Funded employees of Local Pretrial Service Act and Comprehensive Community Corrections Act employees.

Enclosed you will find a "revised" Statement of Grant Award. To indicate your acceptance of the award, please sign the award acceptance and return it to Janice Waddy, Grants Administrator, at the Department of Criminal Justice Services (DCJS). Please note that all other information included in the original Award Package remains the same.

We apologize for any inconvenience and will be happy to assist you in any way we can to assure your project's success. If you have any questions regarding this matter, please contact Donna Shiflett at (804) 225-4127.

Sincerely,

A handwritten signature in cursive script that reads "Janice D. Waddy".

Janice Waddy
Grants Administrator

Enclosure

cc: Ms. Vanessa Greene, Community Corrections Coordinator
Ms. Lenora Reid, Director of Finance
Ms. Donna Shiflett, DCJS Monitor

Criminal Justice Service Board • Committee on Training • Advisory Committee on Juvenile Justice
Advisory Committee to Court Appointed Special Advocate and Children's Justice Act Programs
Private Security Services Advisory Board • Criminal Justice Information Systems Committee

www.dcjs.virginia.gov

REVISED
7-28-2015

Department of Criminal Justice Services
1100 Bank Street, 12th Floor, Richmond, VA 23219

Statement of Grant Award/Acceptance

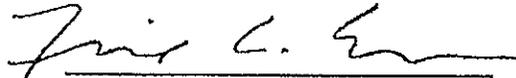
Subgrantee: Suffolk City		Date: July 28, 2015
Grant Period:		Grant Number:
From: 07/01/2015	Through: 06/30/2016	16-T6376CC16

Project Director	Project Administrator	Finance Officer
Ms. Vanessa Greene Community Corrections Coordinator City of Suffolk P. O. Box 1818 Suffolk, VA 23439 Phone: (757) 514-7461 Email: vgreene@suffolkva.us	Mr. Patrick Roberts Interim City Manager City of Suffolk P. O. Box 1858 Suffolk, VA 23439 Phone: (757) 514-4012 Email: CityManager@suffolkva.us	Ms. Lenora Reid Director of Finance City of Suffolk P. O. Box 1858 Suffolk, VA 23439 Phone: (757) 514-7501 Email: lreid@suffolkva.us

Grant Award Budget

Budget Categories	DCJS Funds			Local	TOTALS
	Federal	General	Special		
Travel	\$0	\$0	\$0	\$0	\$0
Supplies/Other	\$0	\$1,450	\$0	\$0	\$1,450
Personnel	\$0	\$210,545	\$0	\$0	\$210,545
Indirect Cost	\$0	\$0	\$0	\$0	\$0
Equipment	\$0	\$2,111	\$0	\$0	\$2,111
Consultant	\$0	\$0	\$0	\$0	\$0
Totals	\$0	\$214,106	\$0	\$0	\$214,106

This grant is subject to all rules, regulations, and criteria included in the grant guidelines and the special conditions attached thereto.



Francine C. Ecker, Director

The undersigned, having received the Statement of Grant Award/Acceptance and the Conditions attached thereto, does hereby accept this grant and agree to the conditions pertaining thereto, this _____ day of _____, 20____.

Signature: _____

Title: _____

AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda – An ordinance to accept and appropriate a Justice Assistance Grant from the United States Department of Justice in support of the Suffolk Police Department and Office of the Commonwealth’s Attorney

The City has received a \$33,939 Justice Assistance Grant (JAG) from the U. S. Department of Justice in support of the Suffolk Police Department and the Office of the Commonwealth’s Attorney. The funding will be used to assist crime prevention activities and prosecution efforts including:

- Suffolk Police Department - \$28,848 for training and equipment.
- Office of the Commonwealth’s Attorney - \$5,091 for training and supplies.

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Consolidated Grants Fund budget for Fiscal Year 2015-16.

BUDGET IMPACT:

Adoption of the ordinance will increase the planned revenues and expenditures of the Consolidated Grants Fund by \$33,939 for the above noted purpose and does not require local fund support.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENTS:

Ordinance
Award Letter

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE A JUSTICE ASSISTANCE GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE IN SUPPORT OF THE SUFFOLK POLICE DEPARTMENT AND OFFICE OF THE COMMONWEALTH'S ATTORNEY

WHEREAS, the City has received funds in the amount of \$33,939 from the U. S. Department of Justice, Justice Assistance Grant Program to assist crime prevention activities of the Suffolk Police Department and prosecution efforts of the Office of the Commonwealth's Attorney, and;

WHEREAS, the funds received need to be accepted and appropriated to the Consolidated Grants Fund Budget for Fiscal Year 2015-16 to assist with training, equipment, and, supplies.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$33,939 shall be reflected as budgeted in the following accounts in the Fiscal Year 2015-16 Consolidated Grants Fund budget:

<u>Revenue</u>		
211-31100-1614_433010	DOJ/JAGCrimePrev.DJBX836;9/16	\$28,848
211-22100-1614_433010	DOJ/JAGCrimePrev.DJBX836;9/16	<u>5,091</u>
		<u>\$33,939</u>
<u>Expenditure</u>		
211-31100-1614_55500	Travel and Training (Police)	\$5,964
211-31100-1614_58200	Capital Outlay (Police)	22,884
211-22100-1614_55500	Travel and Training (CWA)	2,165
211-22100-1614_56012	Books and Subscriptions (CWA)	<u>2,926</u>
		<u>\$33,939</u>

2. The fund amount totaling \$33,939 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 15-O-036, as amended. The City Manager is hereby authorized and directed to do all things necessary to effectuate this action.

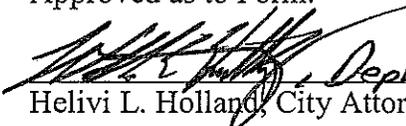
3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____

Erika S. Dawley, City Clerk

Approved as to Form:


Helivi L. Holland, Deputy City Attorney
City Attorney



Department of Justice
Office of Justice Programs

Bureau of Justice Assistance

Office of Justice Programs

Washington, D.C. 20531

August 18, 2015

Mr. Patrick Roberts
City of Suffolk
441 Market Street
Suffolk, VA 23434

Dear Mr. Roberts:

On behalf of Attorney General Loretta Lynch, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 15 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Local Solicitation in the amount of \$33,939 for City of Suffolk.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Dawn K. Hill, Program Manager at (202) 616-1704; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Denise O'Donnell
Director

Enclosures

AGENDA: September 2, 2015, Regular Session

ITEM: Consent Agenda - An ordinance to accept and appropriate funds from the Virginia Department of Motor Vehicles Highway Safety Grant Program for the Suffolk Police Department

The City has received \$50,705 in funding from the Virginia Department of Motor Vehicles in support of traffic enforcement overtime and equipment for DUI and occupant protection enforcement for the Suffolk Police Department.

Adoption of the attached ordinance is necessary to accept and appropriate these funds to the appropriate line item in the Consolidated Grants Fund budget for Fiscal Year 2015-16.

BUDGET IMPACT:

Adoption of the ordinance will increase the planned revenues and expenditures of the Consolidated Grants Fund by \$50,705 for the above noted purpose and requires \$25,353 in-kind (fuel and maintenance) and \$1,440 FICA support which will be provided by the Department's operating budget.

RECOMMENDATION:

Adopt the attached ordinance

ATTACHMENT:

Ordinance
Award Letter

ORDINANCE NUMBER _____

AN ORDINANCE TO ACCEPT AND APPROPRIATE FUNDS FROM THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY GRANT PROGRAM FOR THE SUFFOLK POLICE DEPARTMENT

WHEREAS, the City has received funds in the amount of \$ 50,705 from the Virginia Department of Motor Vehicles Highway Safety Grant Program to assist with enhanced traffic enforcement activities including DUI checkpoints and saturation patrols; and,

WHEREAS, the funds received need to be accepted and appropriated to the Consolidated Grants Fund budget for Fiscal Year 2015-16 to provide for overtime funding and DUI checkpoint equipment required to implement the enhanced traffic enforcement activities for the Suffolk Police Department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

1. The sum of \$50,705 shall be reflected as budget in the following accounts in the Fiscal Year 2015-16 Consolidated Grants Fund budget:

<u>Revenue</u>		
211-31100-1618_433010	DMV/FDOT TrafEnfAlchl 154AL; 9-16	\$48,233
211-31100-1620_433010	DMV/FDOT OccupEnf M2HVE; 9-16	<u>2,472</u>
		\$50,705
<u>Expenditure</u>		
	DMV/FDOT TrafEnfAlchl 154AL; 9-16	
	DMV/FDOT OccupEnf M2HVE; 9-16	
211-31100-1618_51100.04	Salaries and Wages - Overtime	\$16,346
211-31100-1618_58200	Capital Outlay	31,887
211-31100-1620_51100.04	Salaries and Wages – Overtime	<u>2,472</u>
		\$50,705

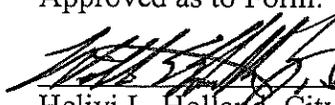
2. The fund amount totaling \$50,705 is hereby appropriated for use as referenced in this ordinance and the budget approved by Ordinance Number 15-O-036, as amended. The City Manager is hereby authorized and directed to do all things necessary to effectuate this action.

3. This ordinance shall be effective upon passage and shall not be published.

READ AND PASSED: _____

TESTE: _____
Erika S. Dawley, City Clerk

Approved as to Form:


Helivi L. Holland, City Attorney



COMMONWEALTH of VIRGINIA
 Department of Motor Vehicles
 2300 West Broad Street

Richard D. Holcomb
 Commissioner

Post Office Box 27412
 Richmond, VA 23269-0001

August 11, 2015

Mr. Joel Howard
 Administrative Analyst
 Suffolk City
 111 Henley Place
 Suffolk, VA 23434

Dear Mr. Howard:

Safety has been and will continue to be a high priority in Virginia's overall transportation system. The McAuliffe administration is committed to ensuring that safety is the highest priority in the development of the Commonwealth's multi-modal transportation system.

I am pleased to inform you that the highway safety project proposal(s) listed below has been approved for pass-through grant funding from the National Highway Traffic Safety Administration for Federal Fiscal Year (FFY) 2016.

<u>Program Project ID# - CFDA#</u>	<u>Project Title</u>	<u>Amount Approved</u>
M2HVE-2016-56206-6406-20.616	Selective Enforcement - Occupant Protection	\$2,472.00
I54AL-2016-56196-6396-20.607	Selective Enforcement - Alcohol	\$48,233.00

The availability of funds under this grant is contingent upon two conditions: (1) the project director and the fiscal contact responsible for the financial management of your grant must attend a grantee workshop and (2) the release of federal funds to the Commonwealth. Your assigned grant monitor will be contacting you to provide the dates and locations for this mandatory training.

You will receive the project agreement(s), scope of work, special conditions, and project budget during the training session. As the recipient of a FFY 2016 grant award, it is important that you read and follow the information carefully. If you have any questions regarding the conditions, please contact the grant monitor assigned to your grant.

Thank you for your commitment and participation in improving highway safety. We look forward to the positive impact that your project will have on making our roadways safer.

Sincerely,

Richard D. Holcomb

RDH/sb

Grant Monitor: Dwight Jenkins

Public Hearings

AGENDA: September 2, 2015, Regular Session

ITEM: Ordinance – An ordinance to amend the approved proffered condition pertaining to the exterior architectural design and building material used for construction of the proposed Bon Secours Cancer Center located at 5818 Harbour View Boulevard, Zoning Map 13, Parcel 2F; RZ03A-10

Attached for your consideration is an ordinance amending the approved proffered condition for the proposed Bon Secours Cancer Center. This property was rezoned from MUD (Mixed Use District) to conditional B-2 (General Commercial District) in 2010 by application number RZ03-10 (Conditional).

The applicant now wishes to amend their proffer which required them to design the building based on a specific architectural elevation which was attached to the original rezoning request. The applicant has amended this proffer to reference the new proposed elevation of the medical building.

The applicant notes the changes to the elevations of the building are due to the revision of the size of the proposed medical building and orientation on the site.

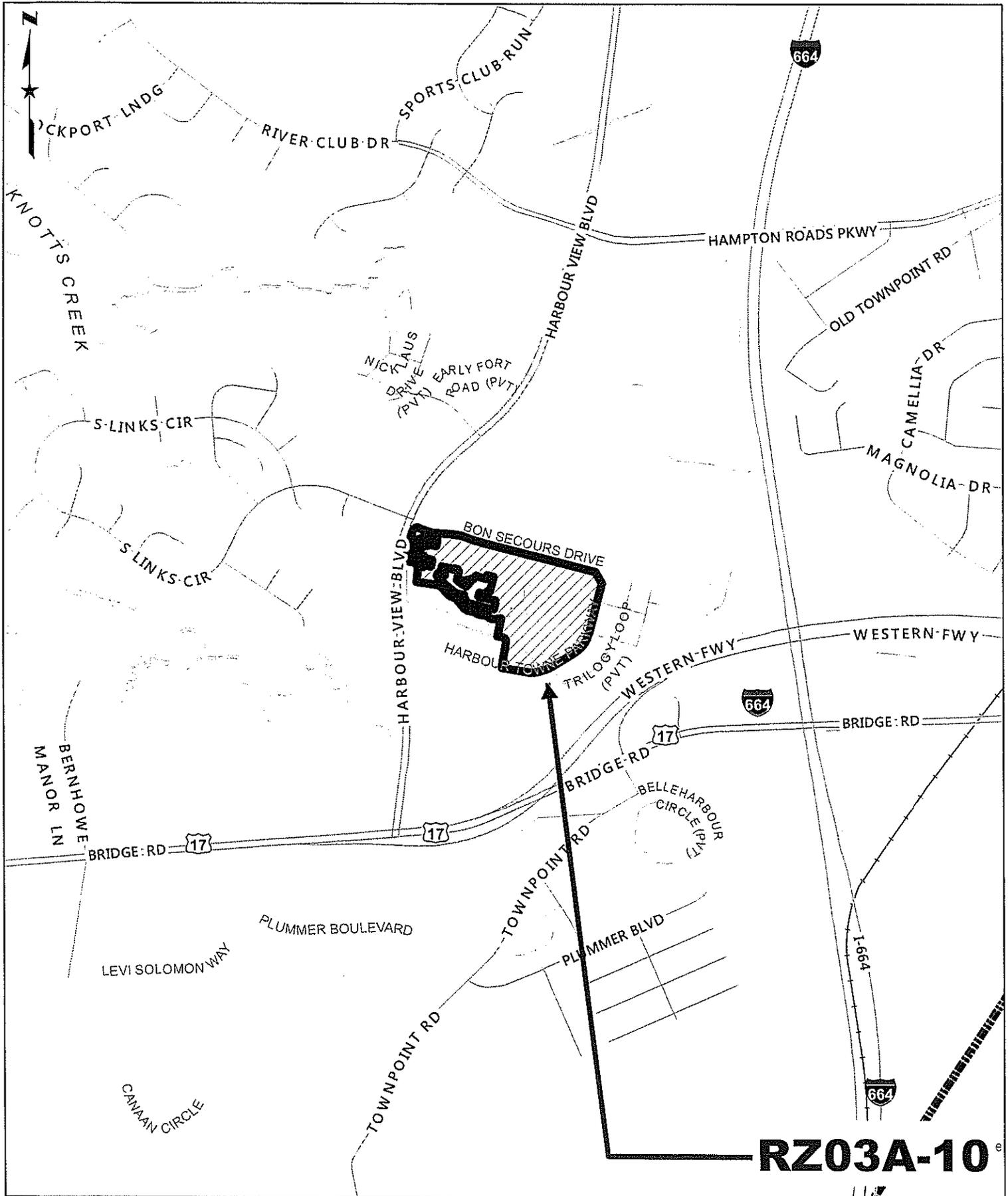
In accordance with the Code of Virginia and Section 31-305(b) (3) of the Unified Development Ordinance, where an amendment to proffered conditions is requested by the profferer, and where such amendment does not affect conditions of use or density, such requests shall be forwarded directly to City Council initially for consideration without a public hearing. Once so amended, the proffered conditions shall continue to be an amendment to the zoning ordinance provisions of the Unified Development Ordinance and may be enforced by the Zoning Administrator pursuant to the applicable provisions of the Code of Virginia (Section 15.2-2200, et. seq.)

Staff is recommending that the revised proffer be approved.

ATTACHMENTS:

- General Location Map
- Approved Ordinance
- Proposed Ordinance
- Exhibit A- Zoning/Land Use Map
- Exhibit B- Revised Proffer Statement

General Location Map



RZ03A-10

ORDINANCE NUMBER 10-O-080

AN ORDINANCE TO REZONE AND AMEND THE OFFICIAL ZONING MAP OF THE CITY OF SUFFOLK, FOR PROPERTY LOCATED AT 5818 HARBOUR VIEW BOULEVARD, FURTHER IDENTIFIED AS ZONING MAP 13, PARCELS 2F, 2F*100, 2F*200, 2F*300, 2F*400, 2F*500, 2F*600, RZ3-10 (CONDITIONAL)

WHEREAS, J. Randall Royal, P.E., of Kimley-Horn and Associates, Inc., applicant, on behalf of Richard B. Banta, Sr., of Bon Secours Virginia Health System, property owner, has requested the rezoning for certain tracts of land situated in the City of Suffolk, Virginia, which land is designated on the Zoning Map of the City of Suffolk, Virginia, as Zoning Map 13 Parcel 2F, 2F*100, 2F*200, 2F*300, 2F*400, 2F*500, 2F*600 which land is depicted on Exhibit "C"; and

WHEREAS, the proposed rezoning and amendment to the official zoning map have been advertised and reviewed by the Planning Commission in compliance with the requirements of state law; and

WHEREAS, the Planning Commission has made a recommendation as stated in Exhibit "A"; and

WHEREAS, a public hearing before City Council was duly advertised as required by law and held on the 15th day of December, 2010, at which public hearing the public was presented with the opportunity to comment on the proposed rezoning.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

Section 1. Exhibit "A", "Planning Commission Recommendation ", Exhibit "B", "Applicant's Proffer Statement", Exhibit "C", "Zoning/Land Use Map", and Exhibit "D", "Rezoning Exhibit", which are attached hereto, are hereby incorporated as part of this ordinance.

Section 2. Findings.

A. Council finds that the proposed rezoning is reasonable, and warranted due to a change in circumstances affecting the property; and has considered the following factors and finds that the proposed rezoning does not conflict with:

1. the existing use and character of property within the City;
2. the Comprehensive Plan;

3. the suitability of the property for various uses;
 4. the trends of growth or change;
 5. the current or future requirements of the community as to land for various purposes as determined by the population and economic studies and other studies;
 6. the transportation requirements of the community;
 7. the requirements for airports, housing, schools, parks, playgrounds, recreation areas and other public services;
 8. the conservation of natural resources;
 9. the preservation of flood plains;
 10. the preservation of agricultural and forestal land;
 11. the conservation of properties and their values;
 12. the encouragement of the most appropriate use of land throughout the City; and
 13. the expressed purpose of the City's Unified Development Ordinance (UDO) as set out in Section 31-102 of the UDO, as amended, and Section 15.2-2283 of the Code of Virginia, (1950), as amended.
- B. City Council makes the following specific findings to the conditions of the rezoning:
1. the proposed rezoning itself gives rise to the need for the proffered conditions;
 2. the proffered conditions have a reasonable relationship to the rezoning; and
 3. the proffered conditions are in conformity with the 2026 Comprehensive Plan as adopted by City Council on April 5, 2006.

Section 3. Rezoning.

- A. The conditions proffered in the attached Exhibit “B” be, and they are hereby, accepted.
- B. The Property be, and it is hereby, conditionally rezoned and the official zoning map be, and it is hereby, amended as shown on the attached Exhibit “D”, which is incorporated herein by reference.
- C. The foregoing rezoning and amendment to the official zoning map are expressly made subject to the performance of the conditions hereby proffered and accepted and these conditions shall remain in effect until a subsequent amendment changes the zoning of the property; however, such conditions shall continue if the subsequent amendment is part of a comprehensive implementation of a new or substantially revised zoning ordinance.

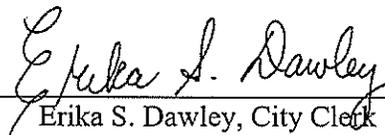
Section 4. Recordation.

A certified copy of this ordinance shall be recorded, by the applicant, in the name of the property owner as grantor in the office of the Clerk of the Circuit Court of the City of Suffolk, Virginia.

This ordinance shall be effective upon passage and shall not be published or codified.

READ AND PASSED: DECEMBER 15, 2010

TESTE:



Erika S. Dawley, City Clerk

EXHIBIT A

RESOLUTION NO. 10-11-4

**CITY OF SUFFOLK PLANNING COMMISSION
A RESOLUTION TO PRESENT A REPORT AND RECOMMENDATION
TO CITY COUNCIL RELATING TO REZONING REQUEST RZ3-10 (CONDITIONAL)
TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF SUFFOLK AS TO
PROPERTY LOCATED AT 5818 HARBOUR VIEW BOULEVARD
ZONING 13, PARCELS 2F, 2F*100, 2F*200, 2F*300, 2F*400, 2F*500, 2F*600**

WHEREAS, J. Randall Royal, P.E., of Kimley-Horn and Associates, Inc., applicant, on behalf of Richard B. Banta, Sr., of Bon Secours Virginia Health System, property owner, has requested the rezoning for certain tracts of land situated in the City of Suffolk, Virginia, which land is described and depicted on the proposed Ordinance attached hereto and incorporated herein by reference; and

WHEREAS, the specific request is that 23.43 acres of land be rezoned from MUD, Mixed Use Development Overlay District (Conditional) to B-2, General Commercial District (Conditional); and

WHEREAS, the procedural requirements for the consideration of this request by the Planning Commission have been met.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of Suffolk, Virginia, that:

Section 1. Findings.

- A. The Suffolk Planning Commission finds that the proposed rezoning is reasonable, and warranted due to change in circumstances affecting the property, and has considered the following factors and finds that the proposed rezoning does not conflict with:
1. the existing use and character of property within the City;
 2. the Comprehensive Plan;
 3. the suitability of the property for various uses;
 4. the trends of growth or change;

5. the current or future requirements of the community as to land for various purposes as determined by the population and economic studies and other studies;
 6. the transportation requirements of the community;
 7. the requirements for airports, housing, schools, parks, playgrounds, recreation areas and other public services;
 8. the conservation of natural resources;
 9. the preservation of flood plains;
 10. the preservation of agricultural and forestal land;
 11. the conservation of properties and their values;
 12. the encouragement of the most appropriate use of land throughout the City;
 13. the expressed purpose of the City's Unified Development Ordinances as set out in Section 31-102 of the Code of the City of Suffolk (1998), as amended, and Section 15.2-2283 of the Code of Virginia, (1950), as amended ("Va. Code").
- B. The Suffolk Planning Commission makes the following specific findings to the conditions of the rezoning:
1. the proposed rezoning itself gives rise to the need for the proffered conditions;
 2. the proffered conditions have a reasonable relationship to the rezoning; and
 3. the proffered conditions are in conformity with the 2026 Comprehensive Plan as adopted by City Council on April 5, 2006.

Section 2. Recommendation to Council

The Planning Commission recommends to City Council that the request, RZ3-10 (Conditional), be:

a. Granted as submitted, and the City Council adopt the proposed Ordinance without modification.

b. Denied, and that Council not adopt the proposed Ordinance.

READ AND PASSED: _____
TESTE: _____

EXHIBIT B

I hereby voluntarily proffer that the development of the property owned by me proposed for reclassification under this application shall be in strict accordance with the conditions set forth below. I hereby waive any right to challenge, in any judicial or administrative proceedings, the legality of such conditions or to assert a claim for compensation resulting from such conditions (except where compensation is expressly provided for in the conditions) under federal or Virginia law.

The following conditions (add additional sheets if necessary) are voluntarily proffered for the reclassification of property identified as Tax Map _____, Block _____, Parcel Number 13ZF : GPIN 0488-52-6081

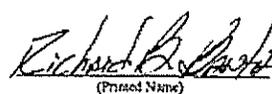
Proffer #1

The building will be designed in substantial conformance with the renderings titled, "Cancer Institute - Health Center at Harbour View," drawing numbers 9 and 11, prepared by ODELL Architects and dated July 12, 2010.

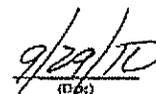
Signed:



(Applicant)



(Printed Name)



(Date)



(Property Owner)



(Printed Name)



(Date)

(Property Owner)

(Printed Name)

(Date)

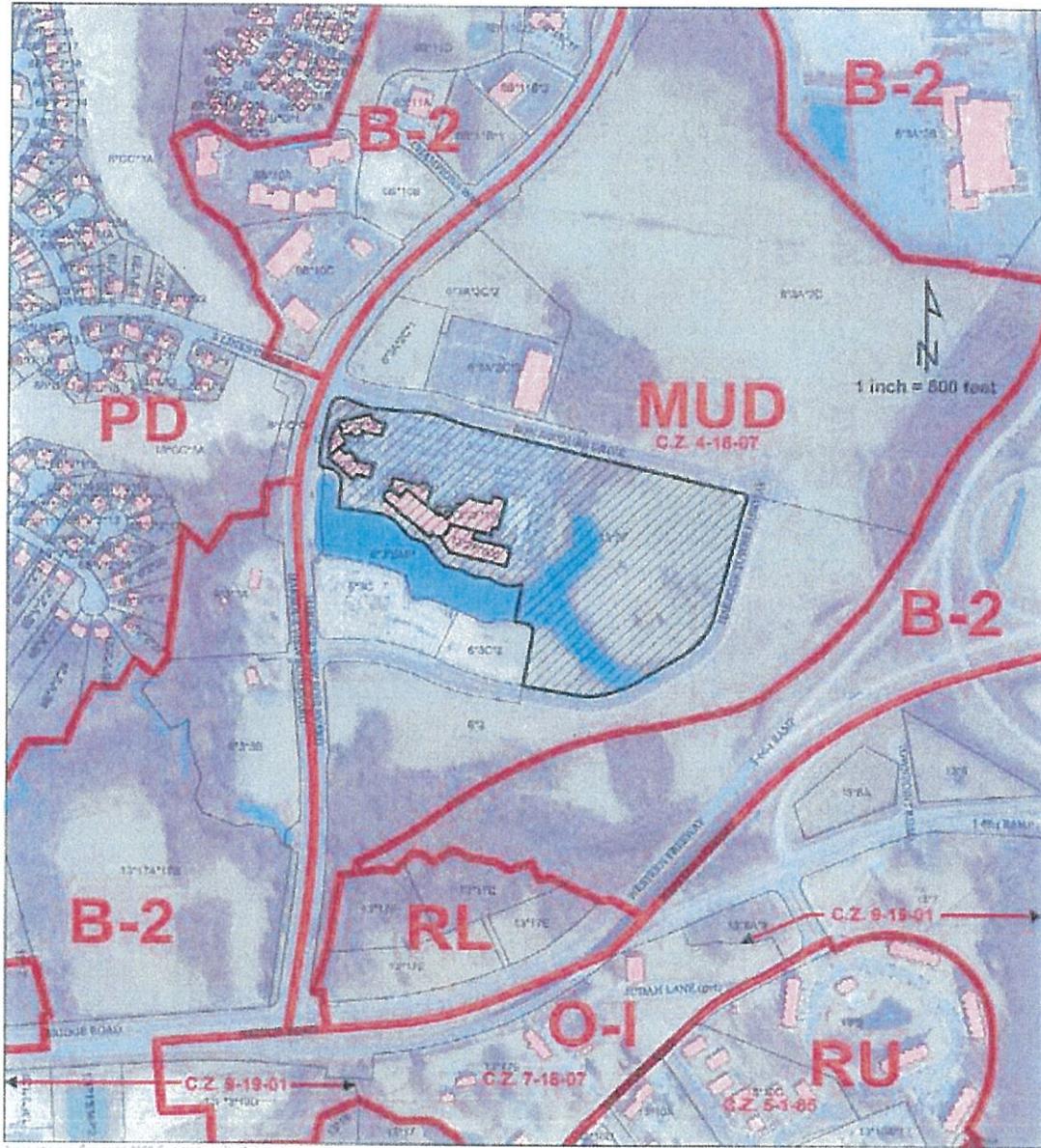


EXHIBIT B

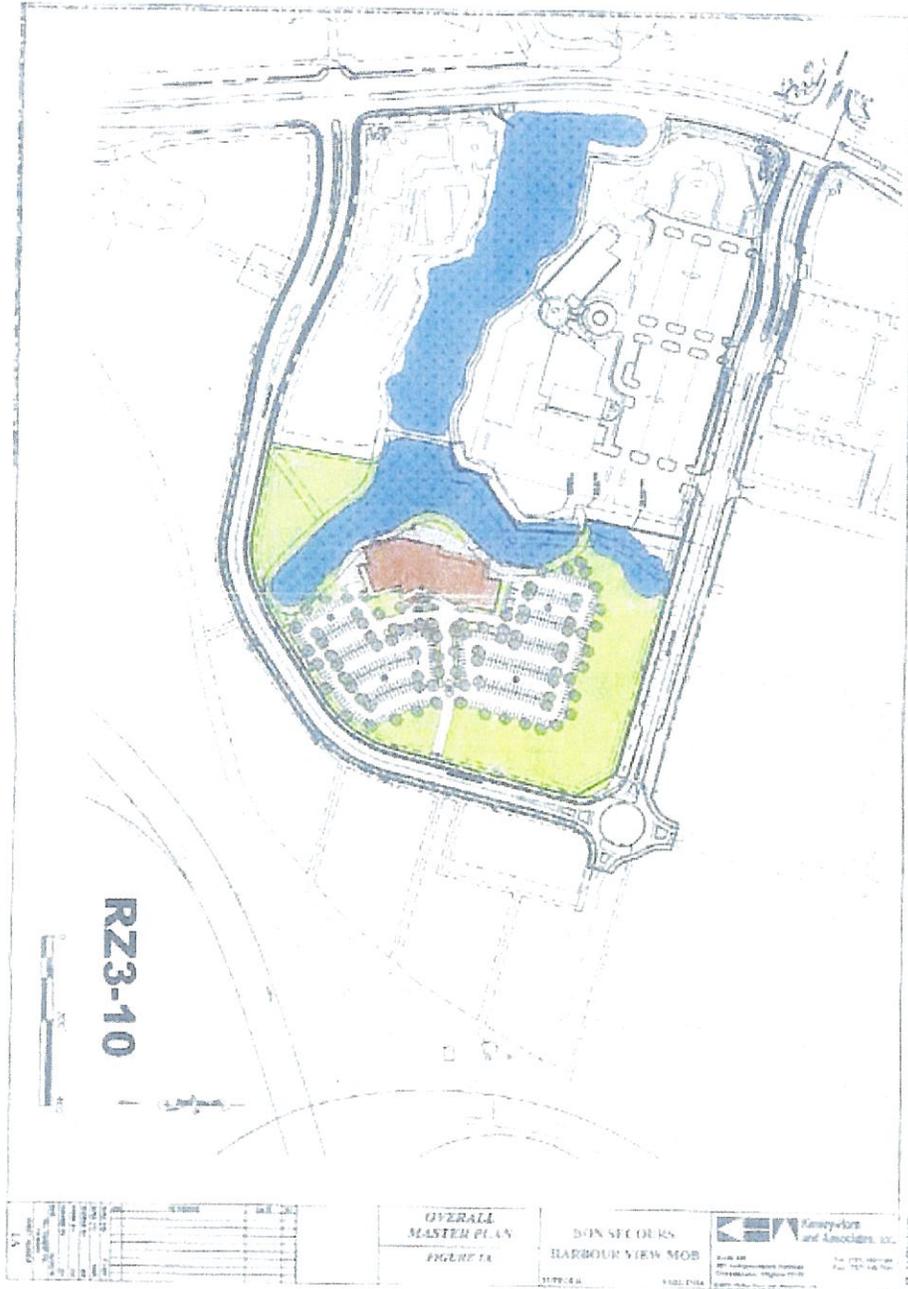


Architectural rendering of the proposed building, RZ3-10. Scale: 1/8" = 1'-0".

RZ3-10 Zoning /Land Use Map







ORDINANCE NUMBER _____

**AN ORDINANCE TO AMEND THE APPROVED PROFFERED
CONDITION PERTAINING TO THE EXTERIOR ARCHITECTURAL
DESIGN AND BUILDING MATERIAL USED FOR CONSTRUCTION OF
THE PROPOSED BON SECOURS CANCER CENTER LOCATED AT
5818 HARBOUR VIEW BOULEVARD, ZONING MAP 13, PARCEL 2F;
RZ03A-10**

WHEREAS, J. Randall Royal of Kimley-Horn, applicant, on behalf of Richard B. Banta of Bon Secours Health System Inc., property owner, has requested the amendment of the proffered condition pertaining to rezoning request RZ03-10 (Conditional) of a certain tract of land situated in the City of Suffolk, Virginia, which land is designated on the Zoning Map of the City of Suffolk, Virginia, as Zoning Map 13 Parcel 2F, which land is depicted on Exhibit "A"; and,

WHEREAS, the proposed amendments to the proffered condition is made pursuant to Section 15.2-2302 of the Code of Virginia and Section 31-305(b)(3) of the Unified Development Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Suffolk, Virginia, that:

Section 1. Exhibits.

Exhibit "A", "Zoning/ Land Use Map", and Exhibit "B", "Revised Proffer Statement" which are attached hereto, are hereby incorporated as part of this ordinance.

Section 2. Findings.

- A. Council finds that the proposed rezoning amendment is reasonable and warranted due to a change in circumstances affecting the property, and has considered the following factors and finds that the proposed rezoning amendment does not conflict with:
1. the existing use and character of property within the City;
 2. the Comprehensive Plan;
 3. the suitability of the property for various uses;
 4. the trends of growth or change;
 5. the current or future requirements of the community as to land for various purposes as determined by the population and economic

studies and other studies;

6. the transportation requirements of the community;
7. the requirements for airports, housing, schools, parks, playgrounds, recreation areas and other public services;
8. the conservation of natural resources;
9. the preservation of flood plains;
10. the preservation of agricultural and forestal land;
11. the conservation of properties and their values;
12. the encouragement of the most appropriate use of land throughout the City; and,
13. the expressed purpose of the City's Unified Development Ordinance as set out in Section 31-102 of the Unified Development Ordinance, 1998, as amended, and Section 15.2-2283 of the Code of Virginia, (1950), as amended.

B. The Suffolk City Council makes the following specific findings to the conditions of the rezoning:

1. the proposed rezoning amendment itself gives rise to the need for the proffered conditions;
2. the proffered conditions have a reasonable relationship to the rezoning amendment; and
3. the proffered conditions are in conformity with the 2035 Comprehensive Plan as adopted by City Council on April 1, 2015.

Section 3. Rezoning.

A. The condition proffered in the attached Exhibit "B" be, and they are hereby, accepted.

Section 4. Recordation.

A certified copy of this ordinance shall be recorded, by the applicant, in the name of the property owner as grantor in the office of the Clerk of Circuit Court of the City of Suffolk, Virginia.

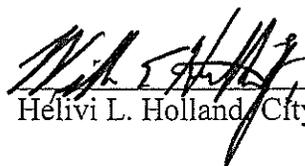
This ordinance shall be effective upon passage and shall not be published or codified.

READ AND PASSED: _____

TESTE: _____

Erika S. Dawley, City Clerk

Approved as to Form:

 Deputy City Attorney
Helivi L. Holland, City Attorney

RZ03A-10 ZONING / LAND USE MAP

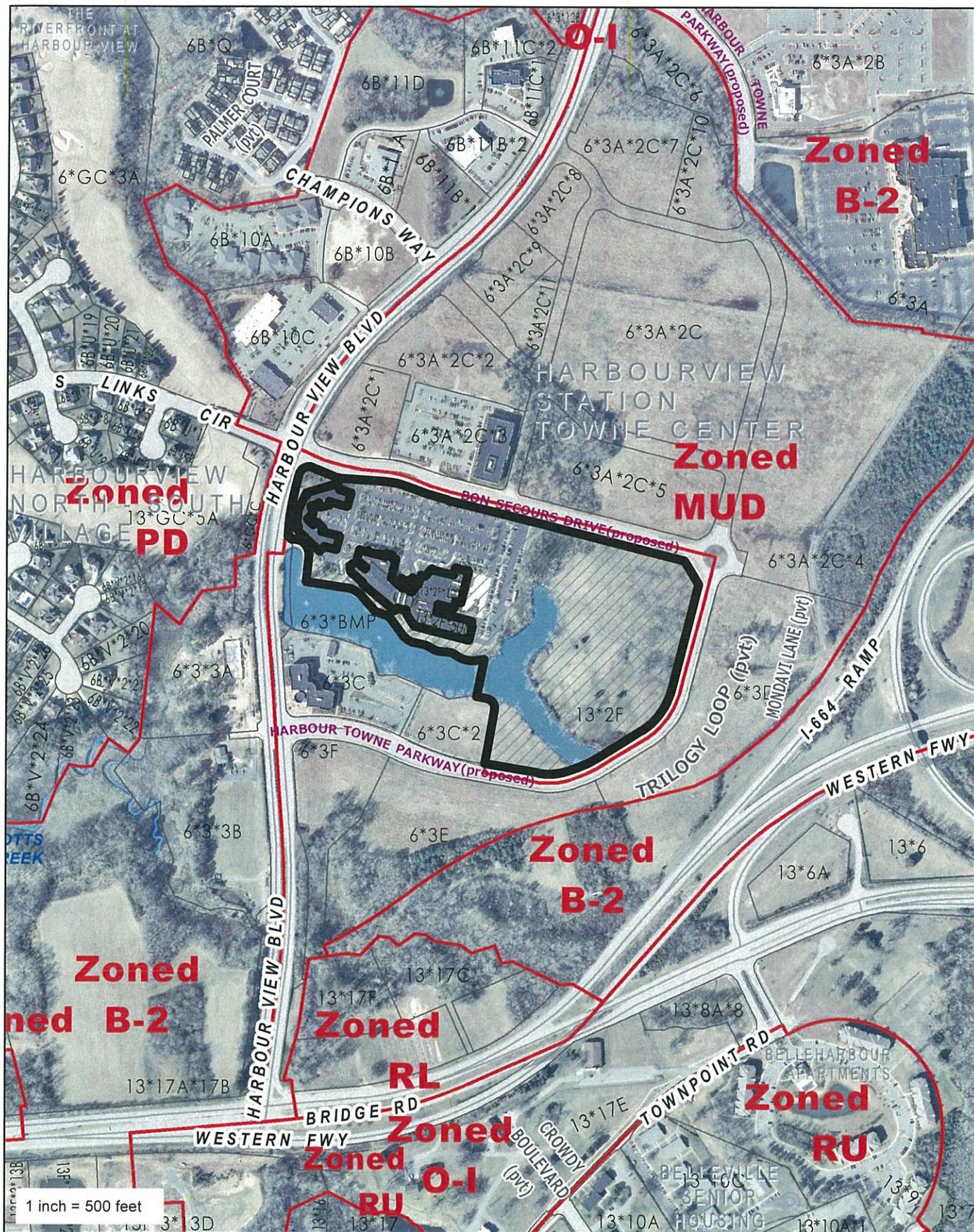


EXHIBIT B

I hereby voluntarily proffer that the development of the property owned by me proposed for reclassification under this application shall be in strict accordance with the conditions set forth below. I hereby waive any right to challenge, in any judicial or administrative proceedings, the legality of such conditions or to assert a claim for compensation resulting from such conditions (except where compensation is expressly provided for in the conditions) under federal or Virginia law.

The following conditions (add additional sheets if necessary) are voluntarily proffered for the reclassification of property identified as Tax Map _____, Block _____, Parcel Number 13*2F : GPIN 0488-52-6081

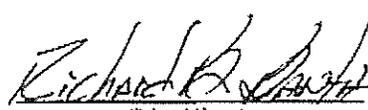
~~Proffer #1~~

~~The building will be designed in substantial conformance with the renderings titled, "Cancer Institute Health Center at Harbour View," drawing numbers 0 and 11, prepared by ODELL Architects and dated July 12, 2010.~~

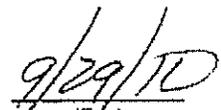
Signed:



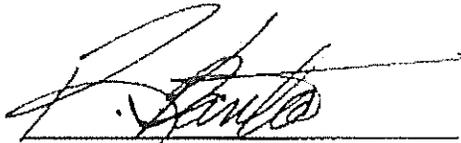
(Applicant)



(Printed Name)



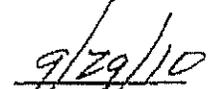
(Date)



(Property Owner)



(Printed Name)



(Date)

(Property Owner)

(Printed Name)

(Date)

EXHIBIT B

I hereby voluntarily proffer that the development of the property owned by me proposed for reclassification under this application shall be in strict accordance with the conditions set forth below.

The following conditions (add additional sheets if necessary) are voluntarily proffered for the reclassification of property identified as Tax Map _____, Block _____, Parcel Number 13*2F: GPIN 0488-52-6081

Proffer #1

The building will be designed in substantial conformance with the renderings titled, "Bon Secours Harbour View Medical Plaza - CONCEPTS" and the Building Elevations titled "BUILDING ELEVATIONS," drawing number AE201, prepared by ODELL Architects and dated August 17, 2015.

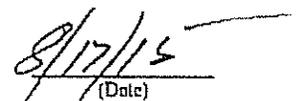
Signed:



(Applicant)



(Printed Name)



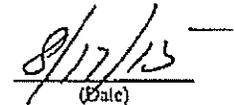
(Date)



(Property Owner)



(Printed Name)



(Date)

(Property Owner)

(Printed Name)

(Date)

EXHIBIT B

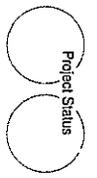
**Bon Secours
Harbour View Medical Plaza**



August 17, 2015
CONCEPTS

OD ELL
RZ03A-10

DATE PLOTTED: 11/11/2010
 PROJECT NAME: HARBOUR VIEW
 SHEET NO: AE201



**HARBOUR VIEW
 MEDICAL PLAZA**
 715 WOODBURN PARKWAY
 OFFICE, VIRGINIA 23295

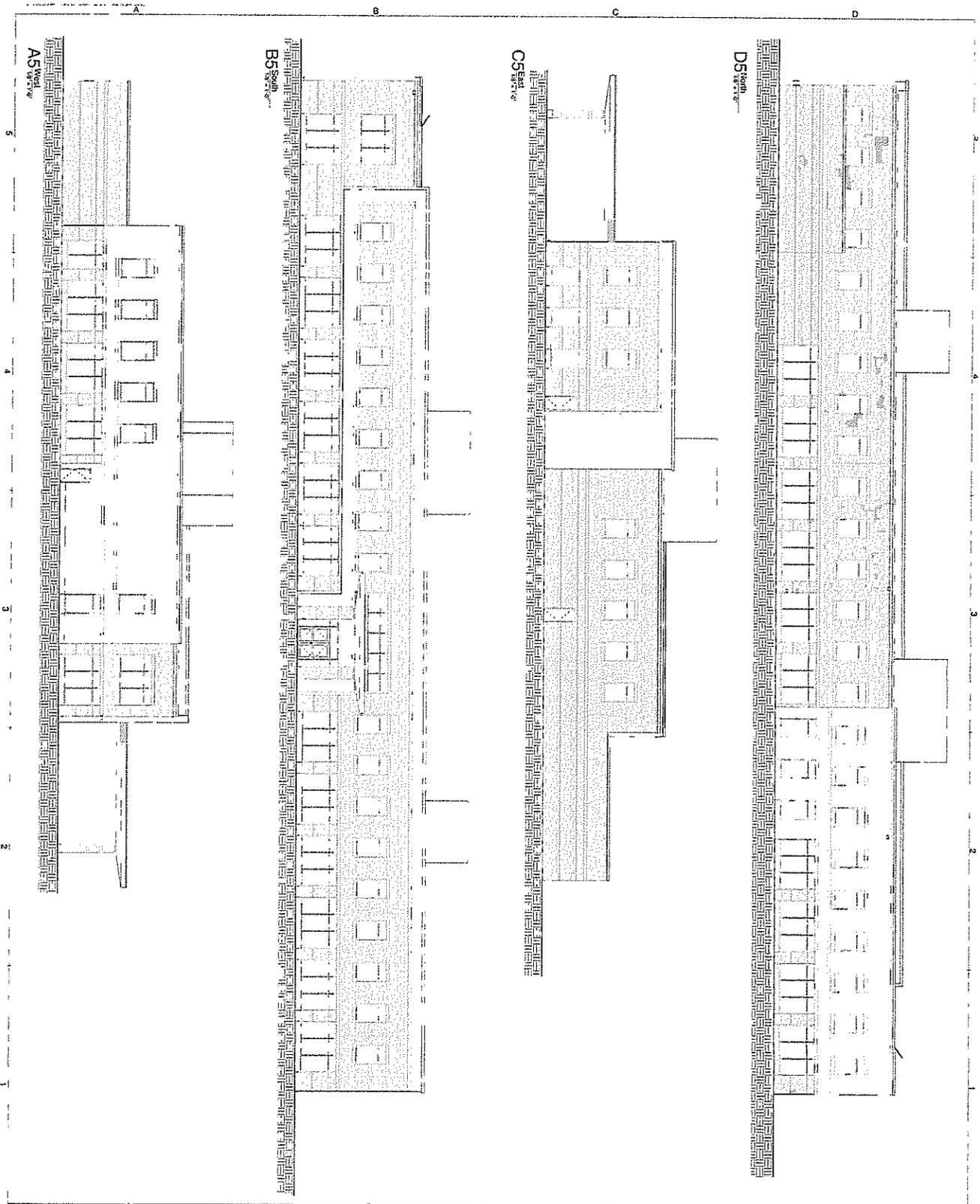


PROJECT TITLE: **HARBOUR VIEW MEDICAL PLAZA**

PROJECT NO.	2009-001
DATE	11/11/2010
SCALE	AS SHOWN
DATE	11/11/2010

PROJECT NO.	2009-001
DATE	11/11/2010
SCALE	AS SHOWN
DATE	11/11/2010

**BUILDING
 ELEVATIONS**
R203A-10
 SHEET NO. AE201



Resolutions

Staff Reports

AGENDA: September 2, 2015, Regular Session

ITEM: Motion – A motion to schedule a public hearing for the September 16, 2015 City Council meeting, regarding authorizing the issuance and sale of Water and Sewer Revenue and Refunding Bonds, Series 2015

RECOMMENDATION:

Schedule a public hearing for the September 16, 2015, City Council meeting

Motion to Schedule a Work Session

Non-Agenda Speakers

New Business



Announcements and Comments