

Regular Meeting of the Suffolk City Council was held in the City Council Chamber, 442 West Washington Street, on Wednesday, March 2, 2022, at 6:00 p.m.

PRESENT

Council Members -

Michael D. Duman, Mayor, presiding

Leroy Bennett, Vice Mayor

Shelley Butler Barlow

Roger W. Fawcett

Timothy J. Johnson

Lue R. Ward, Jr.

LeOtis L. Williams

Erika S. Dawley, City Clerk

William E. Hutchings, Jr., City Attorney

Albert S. Moor, City Manager

ABSENT

Donald Z. Goldberg (excused)

CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Duman called the meeting to order and announced that Council Member Goldberg was excused. Vice Mayor Bennett offered the Invocation, a moment of silence in recognition of the invasion of Ukraine, and led the Pledge of Allegiance.

FREEDOM OF INFORMATION ACT CERTIFICATION

City Clerk Dawley presented a resolution certifying the Closed Meeting of March 2, 2022, pursuant to Section 2.2-3712 of the Code of Virginia (1950), as amended.

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

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg excused.)	0

A RESOLUTION OF CERTIFICATION OF THE CLOSED MEETING OF MARCH 2 2022, PURSUANT TO SECTION 2.2-3712 OF THE CODE OF VIRGINIA (1950), AS AMENDED

APPROVAL OF THE MINUTES

Council Member Williams, on a motion seconded by Council Member Johnson, moved to approve the minutes from the September 9-10, 2022, Special Meeting, as presented, by the following roll call vote:

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	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 Duman said that a motion was in order at this time to adopt the agenda, as presented. City Manager Moor announced that the applicant has withdrawn the request for an appeal as it relates to the following item: Public Hearing Item #10 – Consideration of an appeal of the decision of the Historic Landmarks Commission in regard to Certificate of Appropriateness Request HLC2021-00042, for property located at 208 Clay Street, Zoning Map 34G18, Block A, Parcel 43

Council Member Fawcett, on a motion seconded by Council Member Ward, moved to amend the agenda to remove Public Hearing Item #10 and adopt the remainder of the agenda, as presented, by the following roll call vote:

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	0

AGENDA SPEAKERS

There were no items 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 Virginia Risk Sharing Association for the City of Suffolk Risk Management Program

Consent Agenda Item #8 - An ordinance amending Chapter 38 of the Code of the City of Suffolk to Incorporate the International Fire Code – 2018 Edition into the Fire Prevention Code of the City of Suffolk, Virginia

Consent Agenda Item #9 - An ordinance to rename the Whaleyville Recreation Center to the Curtis R. Milteer, Sr. Recreation Center

Referring to Consent Agenda Items #7 through #9, City Manager Moor submitted a review of the background information as printed in the official agenda.

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

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	0

PUBLIC HEARINGS

Public Hearing – Consideration of an appeal of the decision of the Historic Landmarks Commission in regard to Certificate of Appropriateness Request HLC2021-00042, for property located at 208 Clay Street, Zoning Map 34G18, Block A, Parcel 43 T

The item was removed from the agenda under the Removal of Items from the Consent Agenda and Adoption of the Agenda portion of the meeting, as the applicant has withdrawn the request for an appeal.

ORDINANCES

Ordinance – An ordinance authorizing the City Manager to accept a Deed Open-Space Easement over the common passive open-space within the Cluster Subdivision Plat of River Club Phase 1 and 1A, Tax Map Number 12, Parcel 25; Account Number 302081000; FSB2021-00022

Utilizing a PowerPoint presentation, Interim Assistant Planning and Community Development Director Kevin Wyne gave a review 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 ordinance, as presented, by the following roll call vote:

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	0

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT A DEED OPEN-SPACE EASEMENT OVER THE COMMON PASSIVE OPEN-SPACE WITHIN THE CLUSTER SUBDIVISION PLAT OF RIVER CLUB PHASE 1 AND 1A, TAX MAP NUMBER 12, PARCEL 25; ACCOUNT NUMBER 302081000; FSB2021-00022

RESOLUTIONS

Resolution – A resolution in support of the Rosenwald Place I and Rosenwald Place II Development’s application to the Virginia Housing Development Authority for the Low Income Housing Tax Credit program

Utilizing a PowerPoint presentation, Deputy City Manager Kevin Hughes offered a synopsis of the background information as printed in the official agenda.

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

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	0

A RESOLUTION IN SUPPORT OF THE ROSENWALD PLACE I AND ROSENWALD PLACE II DEVELOPMENT’S APPLICATION TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY FOR THE LOW INCOME HOUSING TAX CREDIT PROGRAM

STAFF REPORTS

Staff Report – Southeastern Public Service Authority Landfill Flyover Update

Utilizing a PowerPoint presentation, Public Works Director Robert Lewis provided a summation of the background information as printed in the official agenda.

Referring to the presentation, Vice Mayor Bennett called for clarification any potential impact on the railroad to the east of the project as a result of the selected route. Public Works Director Lewis said that the route would have no impact on the railroad, because a City of Portsmouth water line is located there.

Mayor Duman opined about the potential impact of the flyover’s debt service on the tipping fee. City Manager Moor explained that no bonds will be sold for the flyover, and the City will see a marginal increase in the tipping fee while the flyer over is being built. He concluded that the tipping fee will be reduced once the flyover is completed.

MOTIONS

Motion – A motion to schedule a City Council Work Session, for Wednesday, March 16, 2022, at 4:00 p.m., unless cancelled

Council Member Williams, on a motion seconded by Council Member Ward, moved to schedule a City Council Work Session, for Wednesday, March 16, 2022, at 4:00 p.m., unless cancelled, by the following roll call vote:

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Johnson, Ward and Williams	7
NAYS:	None (Council Member Goldberg was excused.)	0

NON-AGENDA SPEAKERS

Donna Washington, 205 Victory Place, representing self, was not present when called.

Carolyn White, 4216 Coltrane Avenue, representing Pughsville Civic League, opined about infrastructure in Pughsville.

Pamela Brandy, 5016 Pearl Street, Chesapeake, Virginia, representing Pughsville Civic League, opined about infrastructure in Pughsville.

NEW BUSINESS

There were items under this portion of the agenda..

ANNOUNCEMENTS AND COMMENTS

Utilizing a PowerPoint presentation, Media and Community Relations Director Timothy Kelley provided a report on the following: free American Red Cross lifeguard certification classes; new Public Works Department’s webpage; the dissemination of real estate assessment notices; the Public Works Department’s public survey on flooding and resilience; the 38th Annual Juried Photography Exhibit hosted by the Suffolk Art Gallery; the Great American Clean Up; the start of day lights saving time; and the Commonwealth’s coronavirus vaccination finder website and customer service number.

Council Member Butler Barlow opined about the Public Works Department’s public survey on flooding and resilience.

Council Member Johnson extended his sympathies to the family of the late former Mayor Thomas Underwood.

Council Member Williams reported overgrown trees on Railroad Avenue and flooding on Greenway Road and White Marsh Road.

Council Member Williams opined about refuse containers being left out after collection day in Greenfield Crescent.

Council Member Ward opined about the redistricting process.

Vice Mayor Bennett extended his sympathies to the family of the late former Mayor Thomas Underwood.

Vice Mayor Bennet opined about the resurfacing project on Bob White Lane.

Mayor Duman extended his sympathies to the family of the late former Mayor Thomas Underwood.

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

AYES:	Mayor Duman, Vice Mayor Bennett, and Council Members Butler Barlow Fawcett, Goldberg, Johnson, Ward and Williams	8
NAYS:	None	0

There being no further business to come before City Council, the regular meeting was adjourned at 7:01 p.m.

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

Approved: _____
Michael D. Duman, Mayor

APPROVED: SEPTEMBER 7, 2022