

Regular Meeting of the Suffolk City Council was held in the City Council Chamber, 442 West Washington Street, on Wednesday, March 16, 2022, at 6:00 p.m.

PRESENT

Council Members -
Michael D. Duman, Mayor, presiding
Leroy Bennett, Vice Mayor
Shelley Butler Barlow
Roger W. Fawcett
Donald Z. Goldberg
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

None

CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Duman called the meeting to order. Council Member Goldberg offered the Invocation and led the Pledge of Allegiance.

FREEDOM OF INFORMATION ACT CERTIFICATION

City Clerk Dawley presented a resolution certifying the Closed Meeting of March 16, 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 vote:

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

A RESOLUTION OF CERTIFICATION OF THE CLOSED MEETING OF MARCH 16 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 Goldberg, moved to approve the minutes from the September 15, 2022, Work Session and Regular Meeting, as presented, 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

SPECIAL PRESENTATIONS

Special Presentation - Proclamation in recognition of “National Library Week”

Mayor Duman presented the proclamation to Library Director Clint Rudy and Sean Bilby, Chair and Jeff Benton, Member, Library Advisory Board. Library Director Rudy and Mr. Bilby offered comments.

Special Presentation - Proclamation in recognition of “Week of the Young Child”

Mayor Duman presented the proclamation to Callie Crosson, Social Services Department, Kelly Donnell, Suffolk Public Library, Shawna LoMonaco, Early Childhood Development Coordinator, and Tammie Rittenhouse, Chair, Early Childhood Development Commission. Ms. Rittenhouse offered remarks.

Special Presentation - Proclamation in recognition of “National Child Abuse Prevention Month”

Mayor Duman presented the proclamation to Callie Crosson, Social Services Department, who offered remarks.

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.

Council Member Williams, on a motion seconded by Council Member Johnson, moved to adopt the agenda, as presented, 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

AGENDA SPEAKERS

Kelley Hengler, 9345 Eclipse Drive, was not present when called.

CONSENT AGENDA

City Clerk Dawley presented the following Consent Agenda items:

Consent Agenda Item #7 - A resolution requesting the Virginia Department of Transportation to make certain additions and deletions to the Urban Highway System

Consent Agenda Item #8 - An ordinance to accept and appropriate a Walmart Community Grant for the City of Suffolk Sheriff’s Department

Consent Agenda Item #9 - An ordinance to accept and appropriate funds from the Commonwealth of Virginia Compensation Board for reimbursement of legal fees for the City of Suffolk Circuit Court Clerk

Consent Agenda Item #10 - An ordinance to accept and appropriate funds from the Virginia Outdoors Foundation Open Space Lands Preservation Trust Fund Grant Program for the Jericho Lane Public Access Project

Consent Agenda Item #11 - An ordinance to amend Chapter 34, Article IV, Section 34-109 of the City Code Concerning the Removal of Weeds, Excessive Growth of Vegetation, Trash and Debris

Consent Agenda Item #12 - An ordinance to amend Chapter 2, Article III, Division 14, Section 2-463 Education Committee, of the Code of the City of Suffolk

Referring to Consent Agenda Items #7 through #12, City Manager Moor submitted a review of the background information as printed in the official agenda.

Council Member Fawcett, on a motion seconded by Council Member Ward, moved to approve the Consent Agenda, as presented, 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

PUBLIC HEARINGS

Public Hearing – An ordinance to rezone and amend the official zoning map of the City of Suffolk to change the zoning from O-I, Office/Institutional zoning district, to RU-18, Residential Urban-18 (Conditional) zoning district, for property located at 7521 Burbage Drive, Zoning Map 6, Parcel 12*2*1, Account Number 306003365; RZN2021-021 (Conditional)

Utilizing a PowerPoint presentation, Interim Planning and Community Development Director Kevin Wyne supplied a summation of the background information as printed in the official agenda.

Melissa Venable, 5857 Harbourview Boulevard, Land Planning Solutions, agenda, representing Jerry Bowman, Eastern Virginia Law Group, LLC, applicant, spoke in support of the proposed ordinance, as presented.

Hearing no additional speakers, the public hearing was closed.

Council Member Ward, on a motion seconded by Council Member Fawcett, moved to approve the ordinance, as presented, 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

AN ORDINANCE TO REZONE AND AMEND THE OFFICIAL ZONING MAP OF THE CITY OF SUFFOLK TO CHANGE THE ZONING FROM O-I, OFFICE/INSTITUTIONAL ZONING DISTRICT, TO RU-18, RESIDENTIAL URBAN-18 (CONDITIONAL) ZONING DISTRICT, FOR PROPERTY LOCATED AT 7521 BURBAGE DRIVE, ZONING MAP 6, PARCEL 12*2*1, ACCOUNT NUMBER 306003365; RZN2021-021 (CONDITIONAL)

Public Hearing – An ordinance to grant a Conditional Use Permit to establish a day care (family day home), 5-12 children, on property located at 5628 Plummer Boulevard, Zoning Map 13E, Parcel 23, Account Number 301187120; CUP2020-023

Utilizing a PowerPoint presentation, Interim Planning and Community Development Director Wyne gave a report of the background information as printed in the official agenda.

Geneva Bowden-Bagley, 5628 Plummer Boulevard, applicant and property owner, spoke in support of the proposed ordinance, with conditions, as presented.

Hearing no additional speakers, the public hearing was closed.

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

AN ORDINANCE TO GRANT A CONDITIONAL USE PERMIT TO ESTABLISH A DAY CARE (FAMILY DAY HOME), 5-12 CHILDREN, ON PROPERTY LOCATED AT 5628 PLUMMER BOULEVARD, ZONING MAP 13E, PARCEL 23, ACCOUNT NUMBER 301187120; CUP2020-023

Public Hearing – An ordinance to grant a Conditional Use Permit to restore a nonconforming residential structure to an extent of greater than 50% of its replacement cost, on property located at 304 Eugenia Street, Zoning Map 34G19(A), Parcel 5; Account Number 350388000; CUP2021-027

Utilizing a PowerPoint presentation, Interim Planning and Community Development Director Wyne offered a synopsis of the background information as printed in the official agenda.

Jonathan Rogers, 5959 Jefferson Avenue, Solid Builders, Incorporated, representing JD Equity Solutions, LLC, property owner, spoke in support of the proposed ordinance, with conditions, as presented.

Hearing no additional speakers, the public hearing was closed.

Council Member Goldberg, on a motion seconded by Council Member Johnson, moved to approve the ordinance, with conditions, as presented, 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

AN ORDINANCE TO GRANT A CONDITIONAL USE PERMIT TO RESTORE A NONCONFORMING RESIDENTIAL STRUCTURE TO AN EXTENT OF GREATER THAN 50% OF ITS REPLACEMENT COST, ON PROPERTY LOCATED AT 304 EUGENIA STREET, ZONING MAP 34G19(A), PARCEL 5; ACCOUNT NUMBER 350388000; CUP2021-027

Public Hearing – An ordinance to grant a Conditional Use Permit to restore a nonconforming residential structure to an extent of greater than 50% of its replacement cost, on property located at 306 Eugenia Street, Zoning Map 34G19(A), Parcel 4; Account Number 352736500; CUP2021-028

Utilizing a PowerPoint presentation, Interim Planning and Community Development Director Wyne offered a synopsis of the background information as printed in the official agenda.

Hearing no speakers, the public hearing was closed.

Council Member Butler Barlow, on a motion seconded by Council Member Goldberg, moved to approve the ordinance, with conditions, as presented, 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

AN ORDINANCE TO GRANT A CONDITIONAL USE PERMIT TO RESTORE A NONCONFORMING RESIDENTIAL STRUCTURE TO AN EXTENT OF GREATER THAN 50% OF ITS REPLACEMENT COST, ON PROPERTY LOCATED AT 306 EUGENIA STREET, ZONING MAP 34G19(A), PARCEL 4; ACCOUNT NUMBER 352736500; CUP2021-028

ORDINANCES

There were no items under this portion of the agenda.

RESOLUTIONS

There were not items under this portion of the agenda.

STAFF REPORTS

There were no items under this portion of the agenda.

MOTIONS

Motion - A motion to schedule a public hearing to be held on May 4, 2022, to receive public comment on the proposed Fiscal Year 2022-2023 Citywide effective real estate tax increase due to reassessment

Council Member Williams, on a motion seconded by Council Member Fawcett, moved to schedule a public hearing to be held on May 4, 2022, to receive public comment on the proposed Fiscal Year 2022-2023 Citywide effective real estate tax increase due to reassessment, 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

Motion – A motion to schedule a City Council Work Session, for Wednesday, April 6, 2022, at 4:00 p.m., unless cancelled

Council Member Johnson, on a motion seconded by Council Member Goldberg, moved to schedule a City Council Work Session, for Wednesday, April 6, 2022, at 4:00 p.m., unless cancelled, 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

NON-AGENDA SPEAKERS

The following individuals opined about infrastructure in Pughsville:

Carolyn White, 4216 Coltrane Avenue, representing Pughsville Civic League.

Wayne White, 4216 Coltrane Avenue, President, Pughsville Civic League.

Pamela Brandy, 5016 Pearl Street, Chesapeake, Virginia, representing Pughsville Civic League.

NEW BUSINESS

There were no 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: ribbon cutting for the Massimo Zanetti-United States American Distribution Center; the reopening of the Lake Cohoon Bridge; the upcoming community clean up; the upcoming recycling drive and tire amnesty day; Suffolk Restaurant Week; and the Commonwealth’s coronavirus vaccination finder website and customer service number.

Council Member Williams congratulated the King’s Fork High School Girls Basketball Team on winning the Girls State Basketball Championship.

Council Member Williams called for information about the projects in the South Suffolk/Pleasant Hills areas.

Council Member Williams opined about water and sewer rates and public transit services on Sundays.

Council Member Goldberg congratulated the King's Fork High School Girls Basketball Team on winning the Girls State Basketball Championship.

Council Member Goldberg reported he attended the ribbon cutting for the Massimo Zanetti-United States American Distribution Center.

Council Member Goldberg opined about the Hampton Roads Work Council's Let's Go to Work Program.

Council Member Ward congratulated the following high school teams: the King's Fork High School Girls Basketball Team on winning the Girls State Basketball Championship and the Nansemond River High School Boys and Girls Indoor Track Teams on winning the Boys and Girls State Indoor Track Championships.

Council Member Butler Barlow congratulated the following high school teams: the King's Fork High School Girls Basketball Team on winning the Girls State Basketball Championship and the Nansemond River High School Boys and Girls Indoor Track Teams on winning the Boys and Girls State Indoor Track Championships.

Council Member Butler Barlow opined about the Loaves and Fishes Food Distribution Program.

Council Member Butler Barlow announced the observance of Agricultural Literacy Week.

Council Member Butler Barlow reminded residents to be aware of large agricultural machinery as they travel.

Council Member Johnson thanked City Administration for their assistance with various constituent issues.

Council Member Johnson opined about the reopening of the Lake Cohoon Bridge.

Council Member Fawcett congratulated the King's Fork High School Girls Basketball Team on winning the Girls State Basketball Championship.

Council Member Fawcett acknowledged the King's Fork High School Cheerleading Squad.

Council Member Fawcett reported he attended the ribbon cutting for the Massimo Zanetti-United States American Distribution Center.

Council Member Fawcett congratulated City Clerk Dawley on 20 years of service to the City.

Council Member Fawcett encouraged residents to participate in Suffolk Restaurant Week.

Council Member Fawcett opined about the reopening of the Lake Cohoon Bridge.

Council Member Fawcett encouraged residents to upcoming recycling drive and tire amnesty day.

Vice Mayor Bennett congratulated the following high school teams: the King’s Fork High School Girls Basketball Team on winning the Girls State Basketball Championship and the Nansemond River High School Boys and Girls Indoor Track Teams on winning the Boys and Girls State Indoor Track Championships.

Vice Mayor Bennett opined about the Suffolk Police Department’s Explorer Program.

Vice Mayor Bennett opined about the automated traffic enforcement presentation at today’s Work Session.

Vice Mayor Bennett thanked the Epsilon Iota Lambda, of Alpha Phi Alpha Fraternity, Incorporated for honoring him at their Annual Black Gold Gala.

Vice Mayor Bennett congratulated City Clerk Dawley on 20 years of service to the City.

Mayor Duman congratulated the following high school teams: the King’s Fork High School Girls Basketball Team on winning the Girls State Basketball Championship; the Nansemond River High School Boys and Girls Indoor Track Teams on winning the Boys and Girls State Indoor Track Championships, and the King’s Fork High Schools Boys Basketball Team on their undefeated season.

Mayor Duman congratulated Vice Mayor Bennett and Pastor E.C. Copeland on being honored by the Epsilon Iota Lambda, of Alpha Phi Alpha Fraternity, Incorporated Annual Black and Gold Gala.

Mayor Duman announced he attend the Lake Prince Woods Hospice Care Unit Ribbon Cutting and the Massimo Zanetti-United States American Distribution Center Ribbon Cutting.

Mayor Duman congratulated City Clerk Dawley on 20 years of service to the City.

Council Member Fawcett, on a motion seconded by Council Member Williams, 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 7:35 p.m.

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

Approved: _____
Michael D. Duman, Mayor

APPROVED: SEPTEMBER 21, 2022