A Closed Session of the Chesapeake City Council was held January 26, 2010, at 5:00 p.m., in the Executive Conference Room, 1st Floor, City Hall Building, 306 Cedar Road.

Present: Council Member Bryan L. Collins
- Collins Council Member C. E. “Cliff” Hayes, Jr.
- Mayor Alan P. Krasnoff
- Council Member S. Z. “Debbie” Ritter
- Council Member Ella P. Ward
- Council Member Richard “Rick” West
- Council Member Patricia Pritchard Willis

Absent: Vice Mayor John de Triquet
- Council Member Dwight M. Parker

Present from Administration: City Manager William Harrell, City Attorney Ronald Hallman, Deputy City Manager Amar Dwarkanath, Deputy City Manager Betty Jean Meyer, and Deputy City Manager Wanda Barnard Bailey.

The Closed Session was adjourned at 5:56 p.m.

/smu
A Regular Meeting of the Chesapeake City Council was called to order by Mayor Alan P. Krasnoff on January 26, 2010 at 6:30 p.m., in the City Hall Building, 306 Cedar Road.

INVOCATION: Reverend James Davis, Chesapeake Christian Center

PLEDGE OF ALLEGIANCE: Council Member Dwight M. Parker

ROLL CALL BY CLERK OF COUNCIL:

Present: Council Member Bryan L. Collins

Vice Mayor John M. de Triquet

Council Member C. E. “Cliff” Hayes, Jr.

Mayor Alan P. Krasnoff

Council Member Dwight M. Parker

Council Member S. Z. “Debbie” Ritter

Council Member Ella P. Ward

Council Member Richard “Rick” West

Council Member Patricia Pritchard Willis

ABSENT: None

Present from Administration: City Manager William Harrell, City Attorney Ronald Hallman, Deputy City Manager Amar Dwarkanath, Deputy City Manager Wanda Barnard-Bailey, Deputy City Manager Betty Jean Meyer, City Clerk Dolores Moore, and other staff members.

APPROVAL OF MINUTES

There were no minutes for approval at that time.

CERTIFICATION OF CLOSED SESSION HELD ON JANUARY 19, 2010

City Attorney Hallman read the following: “The Chesapeake City Council hereby certifies that to the best of each member’s knowledge, only public business matters lawfully exempted from open meeting requirements were discussed and only such public business matters as were identified in the motions convening the meeting were heard, discussed or considered by the City Council.”

Council Member Collins, on a motion seconded by Council Member Ward, moved approval of the certification for the Closed Session discussion of January 19, 2010.

There was no discussion.

On the motion for approval of the certification for the Closed Session discussion, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Parker, Ritter, Ward, West and Willis.

Voting no: None
CERTIFICATION OF CLOSED SESSION HELD ON JANUARY 26, 2010

City Attorney Hallman read the following: “The Chesapeake City Council hereby certifies that to the best of each member’s knowledge, only public business matters lawfully exempted from open meeting requirements were discussed and only such public business matters as were identified in the motions convening the meeting were heard, discussed or considered by the City Council.”

Council Member Collins, on a motion seconded by Council Member Ward, moved approval of the Certification for the Closed Session discussion of January 26, 2010.

There was no discussion.

On the motion for approval of the Certification for the Closed Session discussion, voting yes: Council Members Collins, Krasnoff, Parker, Ritter, Ward, West and Willis.

Voting no: None (Vice Mayor de Triquet and Council Member Hayes abstained citing potential conflict from the discussion.)

Mayor Krasnoff acknowledged Russell Martin in attendance and stated that he was observing the Council meeting as part of his United States History Class Citizenship Project at Great Bridge Middle School.

CITIZENS’ COMMENTS ON AGENDA ITEMS ONLY

City Clerk Moore advised that there were no speakers.

CONSENT AGENDA

City Clerk Moore read the Consent Agenda items into the record.

Mayor Krasnoff asked Council Members if there were any items they wished to have removed from the Consent Agenda for consideration under the Regular Agenda.

There were none.

Council Member Willis, on a motion seconded by Council Member Ward, moved approval of the Consent Agenda as presented.

There was no discussion.

On the motion for approval of the Consent Agenda as presented, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Ritter, Parker, Ward, West, and Willis.

Voting No: None

City Clerk Items

(1)  RESIGNATIONS FROM BOARDS AND COMMISSIONS
    a.  Dan Palaschak, Chesapeake Tourism Advisory Board
    b.  David E. Glover, Stormwater Committee
    c.  Roxanne J. Stonecypher, Agricultural Advisory Commission

(2)  REFUNDS
    a.  Corinthian Schools, Inc. - $2,633.53
(3) ACKNOWLEDGEMENT OF REZONING APPLICATIONS

The following zoning reclassification requests are not public hearing items at this time. These items will be heard by the Planning Commission on February 10, 2010 and recommended to City Council for a future meeting:

(a) **R(C)-09-12 Dealer Alternative**

**APPLICANT:** KS Group Enterprises, Inc.  
**AGENCY:** Horton & Dodd, PC  
**PROPOSAL:** A conditional zoning reclassification of 0.68 acre from B-1, Neighborhood Business District to B-2, General Business District.  
**ZONE:** B-1, Neighborhood Business District  
**PROPOSED COMP LAND USE / DENSITY:** Business/Commercial  
**EXISTING COMP LAND USE / DENSITY:** Recreation/Open Space  
**LOCATION:** 4000 Airline Blvd.  
**TAX MAP SECTION/PARCEL:** 0163004000004  
**BOROUGH:** Western Branch

(b) **R(C)-09-04 Chesapeake Airport Industrial Park**

**APPLICANT:** W.W. Realty Associates, LLC  
**PROPOSAL:** A conditional zoning reclassification of 47± acres from A-1, Agricultural District, to M-1, Light Industrial District.  
**ZONE:** A-1, Agricultural District  
**PROPOSED COMP LAND USE / DENSITY:** Light Industrial  
**EXISTING COMP LAND USE / DENSITY:** Airport  
**LOCATION:** Southeast corner of West Road and the airport entrance.  
**TAX MAP SECTION/PARCEL:** 0700000000023  
**BOROUGH:** Pleasant Grove

(c) **CPL(M)-09-01 Culpepper Landing**

**APPLICANT:** Culpepper Landing, LC  
**AGENCY:** Land Planning Solutions  
**PROPOSAL:** Modification to the approved Planned Unit Development Master Development Plan to reduce the total number of single-family units from 785 to 740, to change condominium units to row houses and to increase the number of attached units from 220 to 355, to increase the number of affordable units from 75 to 85, to reflect the value of the dedication of an elementary school site, to reduce the cash contributions to school capital costs, to offer a road cash contribution in lieu of off-site road improvements, and other modifications to reflect changed conditions.  
**ZONE:** PUD, Planned Unit Development  
**LOCATION:** Southern terminus of Mill Creek Parkway  
**TAX MAP SECTION/PARCELS:** 0440000000100, 044000000101  
**BOROUGH:** Deep Creek

City Manager Items

(1) REQUEST FOR AUTHORITY TO SUBMIT A CHESAPEAKE BAY RESTORATION FUND GRANT APPLICATION – OFFICE OF YOUTH SERVICES.  
(2) REQUEST FOR AUTHORITY TO SUBMIT A YOUTH SUMMER PROGRAM INITIATIVE GRANT APPLICATION TO THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES – OFFICE OF YOUTH SERVICES
C. REGULAR AGENDA

City Manager Items

(3) **#10-R-004** CONSIDERATION OF A RESOLUTION REQUESTING THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO CONVEY ITS INTEREST IN A PORTION OF U.S. ROUTE 13, MILITARY HIGHWAY, FROM 0.225 MILES EAST OF THE INTERSECTION OF ROUTE 58 TO 7.254 MILES EAST OF THE INTERSECTION OF ROUTE 58 TO THE CITY OF CHESAPEAKE – DEPARTMENT OF PUBLIC WORKS

City Manager Harrell presented the Resolution with a request for approval.

Council Member Collins, on a motion seconded by Council Member Ward, moved approval of the Resolution, as presented.

There was no discussion.

On the motion to approve the Resolution, as presented, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Ritter, Parker, Ward, West, and Willis.

Voting No: None

(4) **#10-O-007** REQUEST FOR APPROPRIATION OF $114,000 FOR PHASE I OF THE MOBILE INSPECTION AND REPORTING SYSTEM AND INITIAL DEVELOPMENT OF PHASE II – DEPARTMENT OF DEVELOPMENT AND PERMITS

City Manager Harrell presented the Appropriation with a request for approval.

Council Member Hayes, on a motion seconded by Council Member Parker, moved approval of the Appropriation, as presented.

There was no discussion.

On the motion to approve the Appropriation, as presented, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Ritter, Parker, Ward, West, and Willis.

Voting No: None

(5) **#10-O-008** REQUEST FOR APPROPRIATION OF $133,500 IN YOUTH EMPLOYMENT EXTENSION FUNDS AWARDED BY OPPORTUNITY, INC. – OFFICE OF YOUTH SERVICES

City Manager Harrell presented the Appropriation with a request for approval, as an emergency action.

Council Member Ward, on a motion seconded by Council Member Parker, moved approval of the Appropriation, as an emergency action.

Council Member Ward made brief comments on the success of the program and noted the opportunities the program provided to the participants.
Council Member Willis added that the participants of the program had provided support for several positions currently affected by the city’s hiring freeze at no cost to the City.

There was no additional discussion.

On the motion for approval of the Appropriation, as emergency action, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Ritter, Parker, Ward, West, and Willis.

Voting No: None

(6) **#10-O-009 REQUEST FOR APPROPRIATION OF $6,626,222 IN AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FOR VARIOUS TRANSPORTATION IMPROVEMENT PROJECTS – DEPARTMENT OF PUBLIC WORKS**

City Manager Harrell presented the Appropriation with a request for approval.

Council Member Collins, on a motion seconded by Council Member Ward, moved approval of the Appropriation, as presented.

Council Member Willis asked if the roadway resurfacing would be complete lane resurfacing or just the repair of existing streets; how were the roads placed on the list and were there stipulations as to the amount of traffic on a roadway for it to be considered for resurfacing.

City Manager Harrell requested Public Works Director Eric Martin come to the podium to address Mrs. Willis’ concerns.

Director Eric Martin stated that the project would not be crack sealing; existing surfaces would be removed and new asphalt would be applied. The focus was on high traffic roads that deteriorate more quickly, making those streets high priority. Additionally, one of the requirements was the roadway being resurfaced had to be a collector or arterial roadway. The American Recovery and Reinvestment Act (ARRA) funding could not be used on local streets.

Council Member Willis requested that Greentree and Kempsville Roads be considered for improvements.

Director Martin responded that he would review the paving schedule and report back to Council.

Council Member Hayes asked how the information would be available to the public and City Manager Harrell responded that the information would be available on the City’s website. He also stated that he would check to see if the reverse 911 system could be utilized to inform citizens when and where the work would be ongoing.

Council Member Hayes stated that citywide bridge deck sealing and bridge rehabilitation, as well as citywide traffic signal LED upgrades, would be included in this Appropriation.

Council Member Ward thanked the staff for the comprehensive list of projects and requested that the citizens be advised in advance of the affected areas.

Council Member Collins asked that Director Martin and staff meet with the Crestwood Civic League members concerning their issues.
City Manager Harrell advised that Public Works staff would be meeting with Crestwood Civic League to review the drainage and road issues.

On the motion for approval of the Appropriation, as presented, voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Ritter, Parker, Ward, West, and Willis.

Voting No: None

CITY MANAGER UPDATES

City Manager Harrell advised that Council Members had been provided an update on the modification of CPL(M)-09-01 Culpepper Landing Planned Unit Development and a list of projects to be discussed at the Town Meeting scheduled for February 2, 2010.

Mayor Krasnoff thanked City Manager Harrell for providing information to Council members and staff for contributing topics to be discussed.

CITIZEN’S COMMENTS ON THE SERVICES, POLICIES, AND AFFAIRS OF THE CITY (NON AGENDA SPEAKERS)

City Clerk Moore identified the following speakers:

Sandy Dushensky, 2532 Lanier Street, representing self, spoke on storm drainage problems.

Gerald Holmes, 4352 Shorewood Drive, representing the Shorewood Area Civic League, spoke on drainage issues and roads.

Dee Dee Shafer, 4003 Cobb Avenue, representing self, spoke on police protection.

Bill Garrett, 4026 Scotfield Drive, representing self, spoke on citizens’ comments.


Pete Burkheimer, Engineering Services, Inc., 3351 Stoneshore Road, Virginia Beach, Virginia 23452, representing the Boyd family, spoke in support of concurrent advertising for R(C)-07-06 (Rev 11/09) Joliff Landing.

Council Member Hayes, on a motion seconded by Council Member Collins, moved to approve concurrent advertising for R(C)-07-06 (Rev 11/09) Joliff Landing.

There was no discussion.

On the motion to approve the concurrent advertising request for R(C)-07-06 (Rev 11/09), voting yes: Council Members Collins, de Triquet, Hayes, Krasnoff, Parker, West, and Willis.

Voting No: Council Members Ritter and Ward.

Mayor Krasnoff asked City Manager Harrell to investigate the issues brought forth by the other speakers and report back to Council.

Mayor Krasnoff relinquished the gavel to Vice Mayor de Triquet for Boards and Commissions.
APPOINTMENTS TO BOARDS AND COMMISSIONS

A. Chesapeake Cable Television - 3 Appointments

Council Member Ward nominated Lawanda B. Carter and Russell A. James and continued one appointment to the February 23, 2010 City Council Meeting.

Council Member Parker, on a motion seconded by Council Member Ward, moved to close nominations, appoint the nominees and continue one appointment to the February 23, 2010 City Council Meeting.

There was no discussion.

On the motion to close nominations, appoint the nominees and continue one appointment to the February 23, 2010 City Council Meeting, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Lawanda B. Carter and Russell A. James were appointed to Chesapeake Cable Television.

B. Chesapeake City Symbol Committee - 2 Appointments

Council Member Parker nominated Tito J. Dale and Stanley Hilliard.

Council Member Ward, on a motion seconded by Council Member Collins, moved to close nominations and appoint the nominees.

There was no discussion.

On the motion to close nominations and appoint the nominees, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Tito J. Dale and Stanley Hilliard were appointed to the Chesapeake City Symbol Committee.

C. Chesapeake Commission on Substance Abuse - 1 Appointment

Vice Mayor de Triquet relinquished the gavel to Mayor Krasnoff.

Vice Mayor de Triquet nominated Cathy Christian.

Council Member Collins, on a motion seconded by Council Member Parker, moved to close nominations and appoint the nominee.

There was no discussion.

On the motion to close nominations and appoint the nominee, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Cathy Christian was appointed to the Chesapeake Commission on Substance Abuse.

D. Chesapeake Community Criminal Justice Board - 4 Appointments

Mayor Krasnoff relinquished the gavel to Vice Mayor de Triquet.
Council Member Parker nominated Patricia (Patty) Willis for appointment and Beth H. Blount, Scott W. Danner and Police Chief Kelvin L. Wright for reappointment.

Council Member Ward, on a motion seconded by Council Member Collins, moved to close nominations and appoint the nominees.

There was no discussion.

On the motion to close nominations and appoint the nominees, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Patricia (Patty) Willis was appointed and Beth H. Blount, Scott W. Danner and Police Chief Kelvin L. Wright were reappointed to the Chesapeake Community Criminal Justice Board.

E. Human Services Advisory Board - 2 Appointments

Council Member Parker nominated Sante O. Smith for appointment and Fredda S. Bryan for reappointment.

Council Member Ward, on a motion seconded by Council Member West, moved to close the nominations and appoint the nominees.

There was no discussion.

On the motion to close nominations and appoint the nominees, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Sante O. Smith was appointed and Fredda S. Bryan was reappointed to the Human Services Advisory Board.

F. Local Emergency Planning Committee - 1 Appointment

Council Member Willis nominated Louise A. McCarthy for appointment.

Council Member Ritter, on a motion seconded by Council Member Parker, moved to close nominations and appoint the nominee.

There was no discussion.

On the motion to close nominations and appoint the nominee, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Louise A. McCarthy was appointed to the Local Emergency Planning Committee.

G. South Norfolk Revitalization Commission – 1 Appointment

Without objection, the appointment was continued to the February 23, 2010 City Council Meeting.

H. Stormwater Committee – 1 Appointment

Council Member Collins nominated Susan L. Harris for appointment.
Council Member Ward, on a motion seconded by Council Member Parker, moved to close nominations and appoint the nominee.

There was no discussion.

On the motion to close nominations and appoint the nominee, voting yes: Council Members Collins, de Triquet, Hayes, Parker, Krasnoff, Ritter, Ward, West and Willis.

Voting no: None

Susan L. Harris was appointed to the Stormwater Committee.

**COMMITTEE REPORTS**

Council Member Hayes, as a Liaison to Chesapeake Redevelopment and Housing Authority (CRHA), announced that CRHA had been awarded a $3.3 million Federal Energy Conservation Grant through the ARRA of 2009, which will be used to develop “green” public housing units at Schooner Cove. Mr. Hayes added that Chesapeake was the only City in Virginia to receive one of the Energy Conservation Grants.

Council Member Ward, as a School Board Liaison, announced that Camelot Elementary School was recognized at the National Title I Conference in Washington, D.C. and was selected to represent Virginia in the category of “Exceptional Student Performance” for two or more consecutive years. Dr. Ward reported that the State Board of Education had decided that the Adequate Yearly Progress (AYP) ratings for the 2009-2010 school year met or exceeded the Board’s objectives and would remain the same.

**OLD AND NEW BUSINESS**

Council Member West advised that he and Council Member Collins had attended a recent Chamber of Commerce meeting led by Joel Rubin of the Rubin Communications Group. The topic was “Who Should Be Serving on Regional Boards”, elected or appointed citizens. Dr. West suggested that Council and staff should think about methods to open discussions to increase citizens input on topics such as Hampton Roads Transit and the proposed light rail, as well as other issues.

Mayor Krasnoff thanked Council Members West, Collins and Hayes for their diligent work on local transportation issues.

Vice Mayor de Triquet advised that there were a number of different ways for interested citizens to get and provide information to Council when desired. Dr. de Triquet suggested: 1) personal communication such as e-mail, letters and phone conversations; 2) citizens’ surveys which were very accurate; 3) General Town Meetings; and 4) Focused Town Meetings.

Mayor Krasnoff mentioned that at the Transportation Planning Organization (TPO) meeting it was announced that $15.3 million had been approved for Portsmouth Boulevard Improvement, which was in design mode and had full funding. Mayor Krasnoff asked City Manager Harrell to find out why the City’s traffic study on the Portsmouth Boulevard Improvement was not accepted by Virginia Department of Transportation (VDOT). He requested a report on both the
Portsmouth Boulevard and Centerville Turnpike projects. Dr. Krasnoff inquired about steps to keep the projects going forward including meeting with Council liaisons, holding Work Sessions to discuss the progress of projects and scheduling meetings to explore with VDOT how to expedite projects that were fully funded.

City Manager Harrell stated that a report would be forthcoming.

Council Member Hayes requested that at the appropriate time, the employees and citizens who traveled to Haiti to offer relief aid to victims of the January 12, 2010 earthquake be recognized.

CONTINUATION OF CLOSED SESSION HELD AT 5:00 P.M. JANUARY 26, 2010 TO THE FEBRUARY 9, 2010 CITY COUNCIL MEETING

City Attorney Hallman read the following: “to conduct a Closed Session on February 9, 2010 at 4:30 p.m. in the City Council Chamber to consult with legal counsel regarding specific legal matters requiring the provision of legal advice, pursuant to Virginia Code Section 2.2-3711 A.”.

Council Member Ward, on a motion seconded by Council Member West, moved to continue the Closed Session held at 5:00 p.m., January 26, 2010 to the February 9, 2010 City Council meeting at 4:30 p.m.

There was no discussion.

On the motion to continue the Closed Session of January 26, 2010 to the February 9, 2010 at 4:30 p.m., voting yes: Council Members Collins, Krasnoff, Parker, Ritter, Ward, West and Willis.

Voting no: None (Vice Mayor de Triquet and Council Member Hayes abstained citing conflicts.)

BENEDICTION

Mayor Krasnoff called on Council Member Hayes to offer the benediction.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 7:44 p.m.

______________________________
Mayor

Attest:

______________________________
City Clerk