

**February 2, 2016  
Regular Meeting**

**MINUTES OF THE WORK SESSION AND SPECIAL MEETING OF CITY COUNCIL HELD  
FEBRUARY 2, 2016**

A Special Meeting of the City Council of the City of Hopewell, Virginia, was held Tuesday, February 2, 2016, at 6:00 p.m. in the City Council Chambers, Municipal Building, 300 North Main Street, Hopewell, Virginia.

PRESENT: Brenda S. Pelham, Mayor  
Christina J. Luman-Bailey, Vice Mayor  
Arlene Holloway, Councilor  
Anthony J. Zevgolis, Councilor  
Jasmine E. Gore, Councilor  
K. Wayne Walton, Councilor  
Jackie M. Shornak, Councilor

Mark A. Haley, City Manager  
Stefan M. Calos, City Attorney  
Ross A. Kearney III, City Clerk

**ROLL CALL**

Mayor Pelham opened the meeting at 6:00 p.m. Roll call was taken as follows:

Mayor Pelham	-	present
Vice Mayor Luman-Bailey	-	present
Councilor Holloway	-	present
Councilor Zevgolis	-	present
Councilor Gore	-	present
Councilor Walton	-	present
Councilor Shornak	-	present

**WORK SESSION**

**WS-1 – Work Session - Review of Action Items from City Council Advance held December 11-12, 2015.**

City Manager Mark Haley summarized the City Council retreat held on December 11<sup>th</sup> and 12<sup>th</sup>, 2015. Councilor Walton requested the City Manager provide Council with bullet points with regards to his summary of which Councilors Gore agreed. Mr. Haley reported that his office was in the process of updating and preparing a new City Council Action Form.

**CLOSED MEETING**

Motion was made by Vice Mayor Luman-Bailey, and seconded by Councilor Gore to amend the Agenda and go into Closed Meeting at 6:37 p.m. instead of 7:00 p.m. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes

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Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Agenda Amended**

A motion was made by Councilor Zevgolis, and seconded by Councilor Holloway to resolve to go into closed meeting for: (I) discussion of specific appointees of city council (Virginia Gateway Region and Hopewell Redevelopment Housing Authority) and discussion of a public officer (City Councilor); (II) discussion of a prospective business where no previous announcement has been made of the business' interest in locating in the community, (III) discussion and consideration of the investment of public funds where bargaining is involved, where, if made public initially, the financial interest of the city would be adversely affected; and (IV) consultation with legal counsel retained by City Council regarding specific legal matters requiring the provision of legal advice by such counsel in accordance with Virginia Code Sections 2.2-3711 (A) (1) (5) (6) & (7), respectively. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Yes to go to Closed Meeting**

**OPEN SESSION**

Council convened into Open Session. Councilors responded to the question: "Were the only matters discussed in the Closed Meeting public business matters lawfully exempted from open meeting requirements; and public business matters identified in the motion to convene into Closed Session?" Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Yes**

**REGULAR MEETING**

**PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

Prayer was led by Chaplain Danny Tucker, followed by the Pledge of Allegiance to the Flag of the United States of America.

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A motion was made by Councilor Walton, and seconded by Councilor Gore to Amend the Agenda and move Reports of the City Attorney up following Unfinished Business. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Yes Agenda Amended**

**CONSENT AGENDA**

Motion was made by Councilor Gore, and seconded by Councilor Holloway, to approve the Consent Agenda, Minutes: Pending; Pending List: Under Revision; Information for Council Review – NONE; Personnel Change Report/Financial Report – NONE; Public Hearing Announcement – Hopewell Fire & EMS Code Revisions as to Fees; Routine Approval of Work Sessions: Action Items from Advance held December 11 and 12, 2015; Work Session - Pending List Update – February 9, 2016 Joint Work Session - School Board/Council – February 23, 2016; Ordinances on second and final reading – NONE Routine Grant Approval – NONE; Proclamations/Resolutions/Presentation. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Consent Agenda Approved**

**UB-1. UNFINISHED BUSINESS - Request from Green Plains Hopewell LLC to Subdivide Appomattox Bio Energy Lot 1R into two lots, forming Lots 1R and 2R**

A motion was made by Councilor Zevgolis, and seconded by Councilor Walton to grant the request from Green Plains Hopewell LLC to subdivide Appomattox Bio Energy Lot 1R into Green Plains Hopewell LLC Lots 1R and 2R. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Request Granted**

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**REPORTS OF THE CITY ATTORNEY**

City Attorney reported to Council on the advice of the Virginia Conflict of Interest and Ethics Advisory Council and related issues of the new standards that have to be put into place.

**R-1 – Regular Business – Police Department Yearly Review**

Police Chief John Keohane reported to Council on the 2015 final statistics and reported on new operations that will be implemented in 2016.

**R-2 – Regular Business – Virginia Department of Transportation Accounting Measure for Current Budget Fiscal Year 2016**

A motion was made by Councilor Shornak, and seconded by Vice Mayor Luman-Bailey to authorize the appropriation of Virginia Department of Transportation (VDOT) revenue sharing program reimbursements to the City’s Capital Improvements Program (CIP) projects for various street, sidewalk and drainage improvements. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Authorization Granted**

**R-3 – Regular Business – Adjustment in the estimated maximum reimbursement summary value for the candidate projects submitted in the FY17 VDOT revenue sharing program inclusion.**

A motion was made by Councilor Shornak, and seconded by Vice Mayor Luman-Bailey to approve the adjustment in the estimated maximum reimbursement value for the candidate projects submitted in the FY17 VDOT revenue sharing program inclusion. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Approval Granted**

**R-4 - Regular Business - Resolution to Amend Fiscal Year 2015-16 Budget**

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A motion was made by Councilor Walton, and seconded by Councilor Shornak to adopt budget resolution amendment for fiscal year 2015-2016. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	no
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 6-1 Resolution to Amend Fiscal Year 2015-16 Budget Granted**

**BUDGET RESOLUTION AMENDMENT  
FISCAL YEAR 2015-2016**

WHEREAS a budget amendment to appropriate funds in the amount of \$100,000 to provide funds for none maintenance repairs at the Marina \$20,000; Outside legal expenses \$100,000; 100 years Centennial Celebration \$150,000; and Court appointed attorney fees \$15,000 from the Unassigned Fund Balance for the FY 2015-2016 budget, was introduced and,

WHEREAS, sufficient funds exist in the respective unassigned fund balance account,

BE IT, HEREBY, RESOLVED by the Council of the City of Hopewell that:

Sec. 1 The following designated funds and accounts shall be appropriated for funds for none maintenance repairs at the Marina; Outside legal; 100 years Centennial Celebration; and Court appointed attorney fees from the Unassigned Fund Balances.

General Fund-011:

Resources:

Fund Balance.....	\$265,000
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Appropriations:

Attorney Operations .....	\$100,000
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Appropriations:

District Court Operations .....	\$ 15,000
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Appropriations:

Non-Departmental Operations .....	\$150,000
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Marina Fund-038

Resources:

Fund Balance .....	\$ 20,000
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Marina Operations .....	\$ 20,000
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**R-5. – Regular Business - Approval of Automatic Aid between City of Hopewell and Prince George County, and Authorization for City Manager to execute a mutually-agreeable Memorandum of Understanding with Prince George County**

A motion was made by Councilor Shornak, and seconded by Councilor Zevgolis, to approve on first reading the Automatic Aid between the City of Hopewell and Prince George County, and to authorize the City Manager to execute a mutually agreeable MOU with Prince George regarding Automatic Aid. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Automatic Aid between the City of Hopewell and Prince George County Granted**

**R-6 – Regular Business – Adopt a resolution fixing the immediately-following Tuesday as the day to which a regular meeting shall be continued if the mayor or, if the mayor is unable to act, the vice-mayor finds and declares that weather or other conditions are such that it is hazardous for members of City Council to attend its regular meeting pursuant to Va. Code Section 15.2-1416.**

A motion was made by Councilor Shornak, and seconded by Councilor Zevgolis to adopt a resolution fixing the immediately-following Tuesday as the day to which a regular meeting shall be continued if the mayor or, if the mayor is unable to act, the vice-mayor finds and declares that weather or other conditions are such that it is hazardous for members of City Council to attend its regular meeting. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Resolution Adopted**

**RESOLUTION NO. 2016-2-2A**

**RESOLUTION FIXING DAY FOR CONTINUATION OF  
REGULAR MEETINGS DUE TO HAZARDOUS CONDITIONS**

WHEREAS, weather or other conditions might make it hazardous for members of City Council to attend a regular meeting, and

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WHEREAS, Virginia Code § 15.2-1416 (Regular meetings) provides that if a governing body prescribes a meeting day other than that initially established, the governing body shall pass a resolution as to such future meeting day, and the governing body shall cause a copy of such resolution to be posted on the door of the public meeting place and inserted in a newspaper having general circulation in the municipality at least seven days prior to the first such meeting on such other day,

**BE IT RESOLVED BY THE CITY COUNCIL OF HOPEWELL, VIRGINIA:**

That if the mayor, or vice-vice-mayor if the mayor is unable to act, finds and declares that weather or other conditions are such that it is hazardous for members of City Council to attend a regular meeting, the immediately-following Tuesday shall be the day to which the regular meeting shall be continued. Such finding shall be communicated to the members and the press as promptly as possible. All hearings and other matters previously advertised shall be conducted at the continued meeting and no further advertisement shall be required.

**ADOPTED** by the City Council of Hopewell, Virginia, at an open public meeting this 2<sup>nd</sup> day of February, 2016.

The undersigned Clerk of the Council of the City of Hopewell, Virginia, certifies that the foregoing constitutes a true and correct extract from the minutes of a special meeting of the City Council of the Hopewell, Virginia, held on the 2<sup>nd</sup> day of February, 2016, and of the whole thereof so far as applicable to the matters referred to in such extract.

*Ross A. Kearney III*

Hopewell City Clerk

**REPORTS OF THE CITY CLERK – BOARDS AND COMMISSIONS**

A motion was made by Councilor Shornak, and seconded by Councilor Gore to appoint Councilman Walton to the Virginia Gateway Region. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Councilor Walton Appointed**

A motion was made by Councilor Gore, and seconded by Councilor Walton to disregard the City Council Calendar passed last meeting and to represent at the next Council meeting. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
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Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0**

**REPORTS AND REQUEST OF CITY COUNCIL MEMBERS**

All Councilors commended the Public Works Department on their hard work and long hours during the recent snow storm.

**Councilor Gore:** Requested that the City Manager set-up a walk-through of the Mallonee Gym.

**ADJOURN**

At 10:28 p.m., motion was made by Councilor Walton, and seconded by Councilor Gore. Upon the roll call, the vote resulted:

Councilor Zevgolis	-	yes
Councilor Gore	-	yes
Councilor Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Holloway	-	yes

**Vote Result: 7-0 Meeting Adjourned**

*/s/ Brenda S. Pelham*

Brenda S. Pelham, Mayor

*/s/ Ross A. Kearney III*

Ross A. Kearney III, City Clerk