

**June 28, 2016  
Regular Meeting**

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD JUNE 28, 2016**

A Regular Meeting of the City Council of the City of Hopewell, Virginia, was held Tuesday, June 28, 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  
                                  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 6:05 p.m. Roll call was taken as follows:

Mayor Pelham	-	present
Vice Mayor Luman-Bailey	-	present
*Councilor Holloway	-	absent (sick)
Councilor Zevgolis	-	present
Councilor Gore	-	present
Councilor Walton	-	present
Councilor Shornak	-	present

(Mayor Reported that Councilor Holloway was out sick for this meeting)

**MOTION TO AMEND AND ADOPT AGENDA**

A motion was made by Councilor Walton, and seconded by Councilor Shornak to amend the May 10, 2016 agenda and correct under the Consent Agenda item C-6 Routine Approval of Work Session date to read July 26, 2016 and then adopt said agenda. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Agenda Amended and Adopted**

**CLOSED SESSION**

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At 6:10 p.m. motion was made by Vice Mayor Luman-Bailey, and seconded by Councilor Walton, to convene into Closed Meeting for (I) discussion of specific appointees of City Council (Hopewell Redevelopment and Housing Authority, Hopewell School Board, Keep Hopewell Beautiful); (II) discussion and consideration of the acquisition of real property for a public purpose (eminent domain), and of the acquisition and disposition of other publicly held real property, where discussion in an open meeting would adversely affect the bargaining position and negotiating strategy of City Council and the EDA, respectively; (III) discussion concerning a prospective business where no previous announcement has been made of the business' interest in locating in the community (EDA and other economic development matters); (IV) consultation related thereto requiring the provision of legal counsel retained by city council, in accordance with Virginia Code Section 2.2-3711 (A) (1) (3) (5) & (7), respectively. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Yes**

**REGULAR MEETING**

**OPEN MEEETING**

Mayor Pelham opened the regular meeting at 7:40 p.m. Roll call was taken as follows:

Mayor Pelham	-	present
Vice Mayor Luman-Bailey	-	present
Councilor Holloway	-	absent (sick)
Councilor Zevgolis	-	present
Councilor Gore	-	present
Councilor Walton	-	present
Councilor Shornak	-	present

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

Prayer by Rev. W. Darrell Boggs, followed by the Pledge of Allegiance to the United States of America.

**CONSENT AGENDA**

Motion was made by Councilor Walton, and seconded by Vice Mayor Luman-Bailey, to resolve to approve the Consent Agenda: Minutes: September 2015 through December 2015; Pending List: Provided at last Council meeting; Information for Council Review: Hopewell 100<sup>th</sup> Anniversary Celebration July 2, 2016; Personnel Change Report & Financial Report: None; Public Hearing Announcements: July 26, 2016; Routine Approval of Work Sessions: July 26, 2016; Ordinances on second and final reading: None; Routine Grant Approvals; None; Proclamations/Resolutions/Presentations: Let's Move Resolution – Councilor Gore; ImPower Youth Conference Recognition – Councilor Gore. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Consent Agenda Approved**

**RESOLUTION**

WHEREAS, the following data has prompted national concern: (1) childhood obesity epidemic in America is a national health crisis where one in every three children (31.7%) ages 2-19 is overweight or obese; (2) it is predicted that if citizens continue on our current path, in ten years, nearly 50 percent of all Americans will be obese; (3) nearly \$150 billion per year is now being spent to treat obesity-related medical conditions; and (4) according to the report entitled A Potential Decline in Life Expectancy in the United States in the 21st Century appearing in The New England Journal of Medicine the current generation may even be on track to have a shorter lifespan than their parents; and

WHEREAS, Over the past three decades, childhood obesity rates in America have tripled, and today, nearly one in three children in America are overweight or obese. The numbers are even higher in African American and Hispanic communities, where nearly 40% of the children are overweight or obese. If we don't solve this problem, one third of all children born in 2000 or later will suffer from diabetes at some point in their lives. Many others will face chronic obesity-related health problems like heart disease, high blood pressure, cancer, and asthma; and

WHEREAS, the recommendations within the aforementioned report formed the four pillars of the Let's Move campaign; (1) empowering parents and caregivers; (2) providing healthy food in schools; (3) improving access to healthy, affordable foods; and (4) increasing physical activity; and

WHEREAS, the Let's Move Cities and Towns initiative was created to encourage Mayors and elected officials to adopt a long-term, sustainable, and holistic approach to fight childhood obesity which recognizes that every city is different and will require a distinct approach to the issue; and

WHEREAS, the City of Hopewell, Virginia will meet Goal I: Start Early, Start Smart; To provide children with a healthier start, local elected officials commit to helping early care and education providers incorporate best practices for nutrition, physical activity and screen time into their programs; and

WHEREAS, the City of Hopewell, Virginia will meet Goal II: MyPlate, Your Place; To empower parents and caregivers, local elected officials commit to prominently displaying MyPlate in all municipal or county venues where food is served; and

WHEREAS, the City of Hopewell, Virginia will meet Goal III: Smart Servings for Students; To provide healthy food in schools, local elected officials commit to increasing participation in the School Breakfast Program (SBP) and the National School Lunch Program (NSLP); and

WHEREAS, the City of Hopewell, Virginia will meet Goal IV: Model Food Service; To improve access to healthy, affordable foods, local elected officials commit to implementing healthy and sustainable food

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service guidelines that are aligned with the Dietary Guidelines for Americans in all municipal and county venues that serve food; and

WHEREAS, the City of Hopewell, Virginia will meet Goal V: Active Kids at Play; To increase physical activity, local elected officials commit to mapping local play spaces, completing a needs assessment, developing an action plan, and launching a minimum of three proven policies, programs or initiatives aimed at increasing access to play; and

WHEREAS, the City of Hopewell, Virginia will implement policy, such as a health in all policy, community communications, public-private partnerships and community engagement to fulfill all five goals within the Let's Move Cities, Towns and Counties; and

WHEREAS, all city departments and staff will take necessary and appropriate steps outlined in the Let's Move! Initiative to meet all five Let's Move goals within the City of Hopewell, Virginia.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hopewell, Virginia join the efforts of other municipalities across the nation in promoting health activity and nutrition among its children through the national "Let's Move" initiative..

Passed on this 28th day of June, 2016

\* \* \* \*

**PUBLIC HEARINGS**

**PH-1 - Public Hearing – Consider Citizen Comments regarding a request for Rezoning a parcel [023-0230], Lots 5, 6, 7, & 8, Block 3, Buren Homestead Addition from (R-3) Residential High Density to (B-2) Limited Commercial District.**

This was the night advertised for the public hearing to receive citizen comments regarding a request for Rezoning a parcel [023-0230], Lots 5, 6, 7, & 8, Block 3, Buren Homestead Addition from (R-3) Residential High Density to (B-2) Limited Commercial District. Mr. Horace Wade of the Planning Department briefed Council on the request, the City has received a request from Victoria Goodwin & Christina Callis to rezone and amend the zoning district map for Lots 5, 6, 7, & 8, Block 3, Buren Homestead Addition Subdivision, also identified as Parcel 023-0230, from (R-3) Residential High Density to (B-2) Limited Commercial District. Development staff recommends approval subject to the following conditions, the property owner shall combine the subject property with subparcels 023-0225, 023-0220, and 023-0215 in an administrative re-subdivision application prior to site plan approval of the subject property. Planning Commission recommends approval due to aligning with the comprehensive plan, making the site more viable for commercial development, providing for adequate parking, and economic development, subject to staff's recommended conditions.

The Mayor opened the public hearing at 7:45 p.m. and the following citizens signed up to speak:

**Mr. Mike Mahaney – WARD 3:** Requested that Council grant said rezoning.

**Marianne Knight – WARD 2:** Requested that Council not grant the rezoning. Ms. Knight stated that her elderly mother lives in the home next to the proposed rezoning parcel and was not in favor of the rezoning request.

There being no more speakers, the public hearing was closed at 8:06 p.m.

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A motion was made by Councilor Shornak to Approve The Request From Victoria Goodwin & Christina Callis To Rezone And Amend The Zoning District Map For Lots 5, 6, 7, & 8, Block 3, Buren Homestead Addition Subdivision, also Identified as Parcel 023-0230, From (R-3) Residential High Density to (B-2) Limited Commercial District and there being no second, the motion was not put before Council for discussion or decision.

**REGULAR BUSINESS**

**R-1. – Regular Business – The Department of Recreation and Parks will present information on current programs and services offered to older adults.**

Mr. Aaron Reidmiller, Director of Department of Recreation and Parks addressed Council and reviewed the activities that are offered to older adults. Mr. Reidmiller also pointed out that his department provided to the citizens of Hopewell a list of all activities being offered by his department and how citizens could sign up and participate. Mr. Reidmiller also stated that all this information was listed on their social media website and the City of Hopewell’s website.

**R-2. - Regular Business - Re-appropriate \$2,000 to provide funds for anti-litter and educational programming operations from the Assigned Fund Balance.**

Motion was made by Vice Mayor Luman-Bailey, and seconded by Councilor Gore, to approve the re-appropriation of \$2,000 from the assigned fund balance for anti-litter and educational programming operations. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Re-Appropriation Approved**

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

WHEREAS, at the meeting of the City Council of the City of Hopewell held on June 28, 2016, a budget amendment was introduced to re-appropriate funds for the FY 2015-2016 budget to provide funds for operations of the anti-litter and educational programming.

WHEREAS a budget amendment to re-appropriate funds in the amount of \$2,000 to provide funds for Anti-litter and educational programming from the Assigned Fund Balance for the FY 2015-2016 budget, was introduced and,

WHEREAS, sufficient funds exist in the respective Assigned Fund Balance account,

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

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Sec. 1 The following designated funds and accounts shall be re-appropriated for operations of the anti-litter and educational programming from the Assigned Fund Balances.

Anti-Litter-053:

Resources:

Fund Balance	\$2,000
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Appropriations:

Anti-Litter and Educational Programming	\$2,000
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**R-3. - REGULAR BUSINESS – Boards and Commissions Review**

A motion was made by Councilor Walton, and seconded by Councilor Gore to continue to the August 23, 2016 City Council Meeting. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Boards and Commissions Review Continued**

**COUNCIL COMMUNICATIONS**

Councilor Shornak expressed her thanks to the Hopewell Police Department and Animal Control for the work they did in the WARD 7 clean up. She also thanked the Hopewell Fire Department for the work they did on the MDA Fill-A-Boot program.

Councilor Walton thanked all who showed up and worked on the Riverwalk.

Councilor Gore thanked OC# for the virgule held for the victims in the Orlando, Florida shooting.

Councilor announced he would be attending the VML meeting on FOIA and requested the City Clerk to make his reservation.

Mayor Pelham thanked staff on the work they have done on the 100<sup>th</sup> Anniversary and announced that the Big Brother Big Sisters Program was in need of volunteers and to please consider becoming a Big Brother or Big Sister.

**CLOSED SESSION**

At 9:44 p.m. reconvened into Closed Meeting for (I) discussion of specific appointees of City Council (Hopewell Redevelopment and Housing Authority, Hopewell School Board, Keep Hopewell Beautiful); (II) discussion and consideration of the acquisition of real property for a public purpose (eminent domain), and of the acquisition and disposition of other publicly held real property, where discussion in an open meeting would adversely affect the bargaining position and negotiating strategy of City Council and the EDA, respectively; (III) discussion concerning a prospective business where no previous announcement

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has been made of the business' interest in locating in the community (EDA and other economic development matters); (IV) consultation related thereto requiring the provision of legal counsel retained by city council, in accordance with Virginia Code Section 2.2-3711 (A) (1) (3) (5) & (7), respectively.

At 10:29 p.m. a motion was made by Councilor Walton, and seconded by Councilor Shornak to continue the Council meeting past 10:30 p.m. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Meeting Continued past 10:30 P.M.**

At 10:48 p.m. 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 Walton	-	yes
Mayor Pelham	-	yes
Councilor Shornak	-	yes
Vice Mayor Luman-Bailey	-	yes
Councilor Zevgolis	-	yes
Councilor Gore	-	yes

**Vote Result: 6-0 Yes**

**Reports of the City Clerk**

A motion was made by Councilor Walton, and seconded by Councilor Shornak to appoint Patrick Plourde and Sherman Cross to the Hopewell Redevelopment and Housing Authority. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Mr. Plourde and Mr. Cross Appointed to the HRHA**

A motion was made by Councilor Walton, and seconded by Councilor Shornak to appoint Christopher Reber and Shirl A. Jefferson to the Hopewell School Board. Upon the roll call the vote resulted:

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

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Councilor Zevgolis	-	yes
Councilor Gore	-	yes

Vote Result: 5-0

**ADJOURN**

Motion was made by Councilor Zevgolis, and seconded by Councilor Walton, to adjourn the meeting. Upon the roll call, the vote resulted:

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

**Vote Result: 6-0 Meeting Adjourned at 11:00 P.M.**

/s/ Brenda S. Pelham  
Brenda S. Pelham, Mayor

Ross A. Kearney III  
Ross A. Kearney III, City Clerk