

MINUTES OF THE MAY 9, 2017 CITY COUNCIL MEETING

A meeting of the Hopewell City Council was held Tuesday, May 9, 2017, at 6:30 p.m. in the City Council Chambers, Municipal Building, 300 North Main Street, Hopewell, Virginia.

PRESENT: Jackie Shornak, Mayor
Jasmine E. Gore, Vice Mayor (arrived at 9:06 p.m.)
Christina J. Luman-Bailey, Councilor
Arlene Holloway, Councilor
Anthony J. Zevgolis, Councilor
Janice B. Denton, Councilor
Brenda S. Pelham, Councilor

Mark Haley, City Manager
Charles Dane, Assistant City Manager
Stefan M. Calos of Sands Anderson PC, City Attorney
Ronnieye L. Arrington, City Clerk

ROLL CALL

Mayor Shornak opened the meeting at 6:31 p.m. Roll call was taken as follows:

Mayor Shornak	-	present
Vice Mayor Gore	-	absent (arrived at 9:06 p.m.)
Councilor Luman-Bailey	-	absent (arrived at 6:38 p.m.)
Councilor Holloway	-	present
Councilor Zevgolis	-	present
Councilor Denton	-	present
Councilor Pelham	-	present

AMEND/ADOPT AGENDA

Councilor Pelham made a motion to amend the agenda to add the increase in meal tax to PH-1. Her motion was seconded by Councilor Holloway. After the roll call, the vote resulted:

Councilor Luman-Bailey	-	--- (arrived at 6:38 p.m.)
Councilor Holloway	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Zevgolis	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 5-0

CLOSED MEETING

At 6:37 p.m., Councilor Denton moved to go into closed meeting for (1) discussion of the appointment of specific appointees of city council (boards, commissions and committees), and (2) consultation with legal counsel employed or retained by city council related thereto and regarding specific legal matters requiring the provision of legal advice by such counsel, in accordance with Virginia Code section 2.2-3711 (A) (1) and (7), respectively. The motion was

DRAFT
May 9, 2017
Regular Meeting

seconded by Councilor Zevgolis. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	--- (arrived at 6:38 p.m.)
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 5-0

RECONVENE OPEN MEETING

Council convened into open meeting at 7:30 p.m., and announced that they would not be coming out of closed session.

At 7:30 p.m. Mayor Shornak requested a roll call, the result of which was:

Mayor Shornak	-	present
Vice Mayor Gore	-	absent (arrived at 9:06 p.m.)
Councilor Luman-Bailey	-	present
Councilor Holloway	-	present
Councilor Zevgolis	-	present
Councilor Denton	-	present
Councilor Pelham	-	present

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

Mayor Shornak called the meeting to order. The prayer was led by Chaplain Judy Bailey of the John Randolph Pastoral Care, followed by the Pledge of Allegiance to the Flag of the United States of America, led by Councilor Luman-Bailey.

Consent Agenda

All matters listed under the Consent Agenda are considered routine by Council and will be approved or received by one motion in the form listed. Items may be removed from the Consent Agenda for discussion under the regular agenda at the request of any Councilor.

- C-1** **Minutes:** February 7, 14, 21, 23, and 28, 2017
- C-2** **Pending List:**
- C-3** **Routine Approval of Work Sessions:**
- C-4** **Personnel Change Report & Financial Report:** None
- C-5** **Ordinances on Second & Final Reading:** None
- C-6** **Routine Grant Approval:** None
- C-7** **Public Hearing Announcement:** June 13, 2017 – Conditional Use Permit
- C-8** **Information for Council Review:**
- C-9** **Resolutions/Proclamations/Presentations:** May 15, 2017 – Virginia Police Week and

DRAFT
May 9, 2017
Regular Meeting

Peace Officers Memorial Day; May 20, 2017 – National Kids to Parks Day; Ross A. Kearney, III Proclamation

- C-10** **Additional Announcements:** May 9, 2017 – Reception to welcome Mayor George Koowaree and Mayoress Gloria Champion from Ashford, Kent, England; May 11, 2017 – Grand opening and dedication of the new East Broadway bridge

Councilor Denton moved to approve the Consent Agenda, which motion was seconded by Councilor Holloway. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 6-0

PUBLIC HEARINGS

- PH-1** Public hearing to receive comments regarding the Fiscal Year 2018 City budget, to be approved on one reading, and resolution to be adopted on a second reading. Carl Kindervater spoke regarding retirement for spouses. Councilor Denton moved to approve the Fiscal Year 2018 City budget, and the .05% increase in meals tax for 2018, and funding of outside agency requests. Her motion failed for lack of a second. Councilor Pelham moved to accept last year's budget for FY18 except for school and meal tax. Her motion was seconded by Councilor Zevgolis. Upon discussion, Councilor Pelham agreed to withdraw her motion. Councilor Luman Bailey moved to postpone discussion of this item until May 23, 2017, which motion was seconded by Councilor Pelham. Councilor Denton moved to vote now, but change it in two weeks. This motion failed for lack of a second. Council then went back to the previous motion to postpone discussion on this topic until May 23, 2017. Upon the roll call, the vote resulted.

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	No
Councilor Pelham	-	Yes
Mayor Shornak	-	No

Motion passed 4-2

Mayor Shornak submitted a Transactional Disclosure Statement stating that her daughter works for the City of Hopewell. Councilor Pelham submitted a Transactional Disclosure Statement stating that she is an employee of Hopewell Schools. Vice Mayor Gore submitted a Transactional Disclosure statement stating that she receives insurance through the City of Hopewell.

DRAFT
May 9, 2017
Regular Meeting

Councilor Denton moved to approve the meals tax increase to 6%, which motion was seconded by Councilor Luman-Bailey. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 6-0

PH-2 Public hearing to receive comments on the request from Pinter Properties LLC to vacate a portion of Plant Street adjacent to Sub-Parcel 048-0272, in accordance with the Virginia Code § 15.2-2006. Councilor Denton moved to vacate Plant Street adjacent to Sub-Parcel 048-0272, which motion was seconded by Councilor Holloway. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 6-0

PH-3 Request to amend Article XVIII, section F.10, Freestanding Signs, of the Hopewell Zoning Ordinance, in accordance with Virginia Code § 15.2-2285, to allow the Director of Development to administratively approve freestanding signs that do not exceed the allowable height by more than 40 percent. Councilor Zevgolis moved to amend and reenact Article XVIII, Section F.10 of the Zoning Ordinance, regarding freestanding signs, which motion was seconded by Councilor Denton. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	--- (arrived at 9:06 p.m.)
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 6-0

DRAFT
May 9, 2017
Regular Meeting

PH-4 Request to amend the following Articles of the Hopewell Zoning Ordinance, in accordance with Virginia Code § 15.2-2285: I, Definitions; IX, Downtown Central Business District (B-1); X, Limited Commercial District (B-2); XI, Highway Commercial District (B-3); XI-A, Corridor Development District (B-4); XII, Limited Industrial District (M-1); and XIII, Intense Industrial District (M-2), to define Micro-cidery, Micro-distillery, Micro-winery, Wine Bar, and Winery/Restaurant, and to allow by right and by Conditional Use Permit. Councilor Denton moved to amend and reenact Articles I, IX, XZ, XI, XI-A, XII, and XIII of the Zoning Ordinance, regarding the definitions of Micro-cidery, Micro-distillery, Micro-winery, Wine Bar, and Winery/Restaurant, which motion was seconded by Councilor Luman-Bailey. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 7-0

COMMUNICATION FROM CITIZENS

Carl Kindervater signed up by spoke under Public Hearing 1.

REGULAR BUSINESS

Reports of City Manager:

R-1 Capital Improvement Plan—review proposed capital projects – Councilor Pelham moved to postpone this item. Councilor Holloway seconded the motion. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 7-0

Reports of City Attorney – Mr. Calos reported on his attendance to the Local Government Attorneys conference.

Reports of City Clerk – Councilor Zevgolis moved to appoint Mary French and Peter Eliades to the Downtown Design Review Committee, which motion was seconded by Councilor Denton. Upon the roll call, the vote resulted:

DRAFT
May 9, 2017
Regular Meeting

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Vice Mayor Gore	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 7-0

Councilor Pelham submitted a Transactional Disclosure form stating that Peter Eliades was her previous attorney.

Reports of City Council—

Individual Councilors

- Luman-Bailey – Reported on the meeting of the Water Renewal Commission and advised about the June 29, 2017 ribbon cutting. She also reported on the “Go Green” meeting.
- Gore – mentioned attending the HEAL meeting and on May 17 would be attending the NLC meeting which they relocated to be near Congress. She said she would provide an update upon her return.
- Zevgolis – said Council will work against increases and announced that Columbia Gas would be issuing refunds to Hopewell citizens due to the City’s fight against their proposed increase.
- Shornak – Spoke of ASP group meeting. She said it shows how woman have progressed in the work place over the years. She thanked OC3 for the National Day of Pray and thanked Herbert Bragg for how it was organized. She also complimented Tevya Griffin on her singing.
- Pelham – Said that the children of Carter G Woodson were having a carnival for the children and asked parent to bring their children.

Citizen Councilor Requests

CLOSED MEETING

Council resumed closed meeting at 9:25 p.m.

RECONVENE OPEN MEETING

Council convened into open meeting at 9:35 p.m., and responded to the question pursuant to Virginia Code § 2.2-3712 (D): were only public business matters (I) lawfully exempted from open-meeting requirements and (II) identified in the closed-meeting motion discussed in closed meeting? Upon the roll call, the vote resulted:

DRAFT
May 9, 2017
Regular Meeting

Councilor Pelham	-	Yes
Mayor Shornak	-	Yes
Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	Yes
Councilor Denton	-	Yes

ADJOURN

At 9:37 p.m. motion was made by Councilor Pelham and seconded by Vice Mayor Gore to adjourn. All councilors present responded “aye” to the question.

/s/ Jackie Shornak
Jackie Shornak, Mayor

/s/ Ronnieye L. Arrington
Ronnieye L. Arrington, City Clerk