

MINUTES OF THE AUGUST 8, 2017 CITY COUNCIL MEETING

A meeting of the Hopewell City Council was held Tuesday, August 8, 2017, at 6:30 p.m. in the City Council Chambers, Municipal Building, 300 North Main Street, Hopewell, Virginia.

PRESENT: Jackie Shornak, Mayor
Christina J. Luman-Bailey, Councilor (arrived at 6:32 p.m.)
Arlene Holloway, Councilor
Anthony J. Zevgolis, Councilor
Janice B. Denton, Councilor
Brenda S. Pelham, Councilor

Mark A. 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 6:30 p.m. Roll call was taken as follows:

Mayor Shornak	-	present
Vice Mayor Gore	-	present
Councilor Luman-Bailey	-	absent (arrived at 6:32 p.m.)
Councilor Holloway	-	present
Councilor Zevgolis	-	present
Councilor Denton	-	present
Councilor Pelham	-	absent

AMEND/ADOPT AGENDA

Councilor Zevgolis moved to adopt the agenda. His motion was seconded by Councilor Luman-Bailey. Upon discussion, he decided to withdraw his motion until Council came out of Closed Session.

CLOSED MEETING

At 6:35 p.m., Councilor Pelham moved to go into closed meeting for (1) discussion of appointment of specific appointees of city council (Office on Youth Commission, city manager, city attorney); (2) discussion concerning a prospective business where no previous announcement has been made of the business' interest in locating its facilities in the community; (3) consultation with legal counsel and briefings by staff members or consultants pertaining to actual litigation (Children Services Act program, cemetery), where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of City Council; and (4) consultation related thereto and other specific legal matters requiring the provision of legal advice by counsel retained by City Council, in accordance with Virginia Code § 2.2-3711 (A), (1), (5), (7), and (8) (two items), respectively. The motion was seconded by Councilor Denton. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Vice Mayor Gore	-	Yes
Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes

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Councilor Zevgolis	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes

Motion passed 7-0

RECONVENE OPEN MEETING

Council convened into open meeting at 7:37 p.m., and announced that they would not be coming out of closed session.

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

At 7:38 p.m., Mayor Shornak called the meeting to order, and thanked all for attending. The prayer was led by Rev. Kenneth Branford of the LAOS Outreach Center, followed by the Pledge of Allegiance to the Flag of the United States of America, led by Councilor Luman-Bailey. Mayor Shornak requested a roll call as follows:

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

AMEND/ADOPT AGENDA

Councilor Denton moved to adopt the agenda as printed. Her motion was seconded by Councilor Zevgolis. 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

PUBLIC HEARINGS

PH-1 Fee Structure Adjustments – Public Works and Recreation and Parks - A public hearing was held to consider citizen comments regarding proposed revisions to the fee structure for both Public Works and Recreation and Parks. Both Aaron Reidmiller, the Director of Parks and Recreation, and Edward Watson, the Director of Public Works presented information to Council regarding the proposed fee

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structure. Mayor Shornak opened the public hearing. No one came forward to speak. Upon discussion, Councilor Luman-Bailey moved to approve the proposed fee structures for Public Works and Recreation and Parks. The 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	-	No
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 6-1

PH-2 Transfer of Property – Parks and Recreation – A public hearing was held to consider citizen comments regarding the proposed transfer of Union Hall Field to the Hopewell School Board. Mr. Reidmiller presented information to Council regarding the proposed transfer. Mayor Shornak opened the public hearing, but no one spoke. Upon discussion, Councilor Denton moved to approve the transfer of Union Hall Field, PID # 030-1065 to the Hopewell School Board. Councilor Luman-Bailey 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

PH-3 Request for Conditional Use Permit – A public hearing was held to consider citizen comments regarding the request to install a metal carport in the B-3, Highway Commercial District. Tevya Griffin, Director of Development, presented information to Council regarding the request. Mayor Shornak opened the public hearing, but no one spoke. Upon discussion, Councilor Zevgolis moved to approve a conditional use permit to install a metal carport at 903 South 15th Avenue, and for the owner to install plants and to maintain care of the plants. Councilor Pelham 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

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PH-4 Request for conditional use permit to locate a driving school in Downtown Hopewell – A public hearing was held to consider citizen comments regarding the request for a conditional use permit to allow a driving school in Downtown Hopewell. Horace Wade presented information to Council regarding the request. Mayor Shornak opened the public hearing, but no one spoke. Upon discussion, Councilor Pelham moved to the conditional use permit for a driving school at 217 East Broadway. 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

PH-5 Approval of conditional use permit to establish a micro-winery in Downtown Hopewell– A public hearing was held to consider citizen comments regarding the request for a conditional use permit to allow the establishment of a micro-winery in Downtown Hopewell. Ms. Griffin presented information to Council regarding the request. Mayor Shornak opened the public hearing, but no one spoke. Upon discussion, Councilor Luman-Bailey moved to approve the conditional use permit for a micro-winery at 205 East Poythress Street. Councilor Pelham 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

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: May 2, 2017, June 5, 12, 13, 2017, and July 11, 2017
C-2	Pending List: Provided June 11, 2017
C-3	Routine Approval of Work Sessions: None
C-4	Personnel Change Report & Financial Report: Personnel report only
C-5	Ordinances on Second & Final Reading: None
C-6	Routine Grant Approval: None
C-7	Public Hearing Announcement: September 12, 2017 – Development Fee structure changes

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C-8	Information for Council Review: Meeting Minutes: School Board (June 22, 2017 and July 13, 2017); ARLS Board of Trustees (June 20, 2017); Hopewell Water Renewal Commission (May 2, 2017 and April 3, 2017); revised Talent Bank Resume form (revised to include information regarding proof of residence and identity)
C-9	Resolutions/Proclamations/Presentations: Presentation to John Randolph Medical Center, Dominion Fire Works, and Vulcan Materials by Hopewell Recreation and Parks; presentation by Wendy Austin of FOLAR on Crater Health District Appomattox River Trail Neighborhood Access; Resolution for retirement of Mark Haley; presentation by Eliot Eliades on Hopewell Emergency Crew status; status report from Rob Churchman of Cherry Bekaert regarding 2015 CAFR.
C-10	Additional Announcements: Riverside Regional Jail, Sussex County potential membership.

Councilor Pelham moved to approve the Consent Agenda, Her 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	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 7-0

Councilor Pelham moved to amend the agenda to add Charles Dane, Assistant City Manager to the presentations section of the Consent Agenda. The motion was seconded by Vice Mayor Gore. 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

Todd Taylor of Allied Federation spoke about automation of the Benjamin Harrison Bridge. Dick Commander spoke about the Food Bank. Brenda McQueen asked questions regarding Mathis Park. Charles Dane made an announcement about the profitability of the Boathouse.

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REGULAR BUSINESS

Reports of City Manager:

R-1 Hazard Mitigation – approval of five-year plan – Ben Ruppert, Emergency Medical Services, made a presentation to Council. Upon discussion, Vice Mayor Gore moved to approve the 2017 Richmond-Crater Multi-Regional Hazard Mitigation Plan. Her motion was seconded by Councilor Pelham. 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

R-2 Approval and adoption of ordinance assessing \$5.00 court fee for an electronic summons system – Tommy Cheek presented information to Council regarding Va. Code §17.1-279.1. Upon discussion, Councilor Pelham moved to approve the ordinance allowing for assessment of an additional \$5.00 court fee. The motion was seconded by Councilor Zevgolis. Upon the roll call, the vote resulted:

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

Motion passed 7-0

R-3 Appropriation of \$40,680 from FOLAR to the Riverwalk Project – Mark Haley, City Manager advised Council of the check donated to the City by FOLAR for use in the Riverwalk project. Councilor Zevgolis moved to appropriate the \$40,680 from FOLAR to the Riverwalk Project. His 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

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Motion passed 7-0

R-4 Request for authority to exceed contract limit for Development – Ms. Griffin came before Council seeking permission to exceed her contract limit per the City’s procurement policy. Vice Mayor Gore moved to grant authority for the Department of Development to exceed its contract limit per the City of Hopewell procurement policy. Her 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	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

Motion passed 7-0

R-5 Approval of Hopewell Water Renewal Fund (Fund 032) Capital Projects Budget Amendment – Matt Ellinghaus presented information to Council regarding Hopewell Water Renewal’s request for a budget amendment. Upon discussion, Councilor Luman-Bailey moved to approve amendment of FY2017 Fund 032 capital projects budget to increase the total funding and appropriations by \$275,000. The 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	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	No
Mayor Shornak	-	Yes

Motion passed 6-1

R-6 Schedule Council Retreat– Council asked that this item be moved to the September 12 agenda. No action was taken.

Vice Mayor Gore moved to reconsider article R-5. Her 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	-	Yes
Councilor Denton	-	Yes
Councilor Pelham	-	Yes
Mayor Shornak	-	Yes

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Motion passed 7-0

Upon further discussion of R-5, Councilor Zevgolis moved to approve amendment of FY 2017 Fund 032 capita projects budget to appropriate \$275,000 from existing unrestricted fund as outlined in Council Action Form. Motion was seconded by Vice Mayor Gore. 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	-	No
Mayor Shornak	-	Yes

Motion passed 7-0

Reports of City Attorney – None

Reports of City Clerk – None

Reports of City Council

Individual Councilors

- Denton – Thanked Mark Haley for his hard work and service.
- Zevgolis – Thanked Mark Haley for his service. Confirmed Mr. Haley would be attending the late August meeting of Council.
- Pelham – Gave information regarding school supplies drive and handouts She also spoke about the need for food and gently used clothing to help the homeless.
- Shornak– Thanked the police department for their hard work and noted how great National Night Out was. She thanked the police and fire department members who attended National Night Out.
- Gore – Thanked everyone for attending her Ward 4 meeting. She especially thanked City Staff and Councilors Denton and Zevgolis for attending. She congratulated Mr. Haley on his retirement.
- Holloway – Thanked Mr. Haley for 38 years of service.
- Luman-Bailey – Noted that the artwork on the storm drains had been the previous weekend, and commented on how attractive the art was. She also mentioned community gardens and how they could be helpful with feeding the homeless.

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Citizen Councilor Requests

MOTION TO EXTEND

It being close to 10:30 p.m., Councilor Pelham made a motion to extend the meeting past 10:30 p.m. The motion was seconded by Vice Mayor Gore. Upon the roll call, the vote resulted:

Councilor Luman-Bailey	-	Yes
Councilor Holloway	-	Yes
Councilor Zevgolis	-	No
Vice Mayor Gore	-	Yes
Councilor Denton	-	No
Councilor Pelham	-	Yes
Mayor Shornak	-	No

Motion passed 4-3

IR-1 Request that Council add the adoption of a policy to allow participation in meetings through electronic communication to the 9-12-17 agenda. Council agreed to this request by consensus (all Council said "aye" when asked).

IR-2 This item was removed from the agenda by the requestor (Gore)

IR-3 Request update from Johnnie Butler on streets paved, and appropriated funds available for additional paving. This request was moved to the 9-12-17 agenda by consensus of Council.

SECOND CLOSED MEETING

Council continued into their Closed Meeting.

RECONVENE OPEN MEETING

Council convened into open meeting at 11:50 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:

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

Jackie Shornak submitted a Transactional Disclosure Statement for any item related to City employees because her daughter is a City employee.

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ADJOURN

At 11:50 p.m. motion was made by Councilor Pelham and seconded by Councilor Denton 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

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