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AGENDA

NEWPORT NEWS CITY COUNCIL
REGULAR CITY COUNCIL MEETING

FEBRUARY 9, 2016

City Council Chambers

7:00 p.m.

A. Call to Order

B. Invocation

- Rev. Terry Edwards, St. Augustine's Episcopal Church

C. Pledge of Allegiance to the Flag of the United States of America

D. Presentations - None

E. Public Hearings

1. Ordinance Amending City Code, Chapter 15, Elections; Article I., Voting Precincts; Section 15-47, Voting Places in Respective Voting Precincts; thereby Authorizing the Relocation of the Denbigh Voting Precinct from Olivet Christian Church to Courthouse Way Community Center and the Relocation of the Downtown Voting Precinct from Fire Station #1 to City Hall, City Council Chambers Lobby

F. Consent Agenda

1. Minutes of the Work Session of January 26, 2016
2. Minutes of the Special Meeting of January 26, 2016
3. Minutes of the Regular Meeting of January 26, 2016
4. Resolution Canceling the Regularly Scheduled Second City Council Meetings of July, August, and December 2016
5. Ordinance Authorizing the Acceptance of Streets and Public Improvements in the Turtle Creek Subdivision, Sections 5, 6 and 7

G. Other City Council Actions

H. Appropriations

None

I. Citizen Comments on Matters Germaine to the Business of City Council

J. *New Business and Councilmembers Comments

1. City Manager
2. City Attorney
3. City Clerk

4. Coleman
5. Price
6. Scott
7. Vick
8. Woodbury
9. Bateman
10. Cherry

K. Adjourn

***THE BUSINESS PORTION OF THE MEETING WILL BE CONCLUDED NO LATER THAN 10:00 P.M. TO ALLOW PERSONS TO ADDRESS CITY COUNCIL UNDER "CITIZEN COMMENTS ON MATTERS GERMANE TO THE BUSINESS OF CITY COUNCIL."**

A. Call to Order

B. Invocation – Rev. Terry Edwards, St. Augustine Episcopal Church

C. Pledge of Allegiance to the Flag of the United States of America

D. Presentations

E. Public Hearings

1. Ordinance Amending City Code, Chapter 15, Elections; Article I., Voting Precincts; Section 15-47, Voting Places in Respective Voting Precincts; thereby Authorizing the Relocation of the Denbigh Voting Precinct from Olivet Christian Church to Courthouse Way Community Center and the Relocation of the Downtown Voting Precinct from Fire Station #1 to City Hall, City Council Chambers Lobby

ACTION: A REQUEST TO ADOPT AN ORDINANCE AMENDING CITY CODE, CHAPTER 15, ELECTIONS; ARTICLE I., VOTING PRECINCTS; SECTION 15-47, VOTING PLACES IN RESPECTIVE VOTING PRECINCTS; THEREBY AUTHORIZING THE RELOCATION OF THE DENBIGH VOTING PRECINCT FROM OLIVET CHRISTIAN CHURCH TO COURTHOUSE WAY COMMUNITY CENTER AND THE RELOCATION OF THE DOWNTOWN VOTING PRECINCT FROM FIRE STATION #1 TO CITY HALL, CITY COUNCIL CHAMBERS LOBBY.

BACKGROUND:

- The Denbigh Voting Precinct had been located at the Olivet Christian Church, but the church is closing its building and selling the property, hence the need to relocate this Precinct.
- The Newport News Electoral Board ("Board") recommends the Precinct be relocated to the Courthouse Way Community Center.
- The Board recognized that Fire Station #1 is too small to accommodate the citizens in the Downtown Voting Precinct and is recommending this precinct be relocated to the City Council Chambers lobby.
- The City Manager recommends approval.

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

CM Memo re Relocating Voting Precincts

sdm14020 Amending Sec. 15-47, Voting places in respective voting precincts

CITY OF NEWPORT NEWS

OFFICE OF THE CITY MANAGER

February 3, 2016

TO: The Honorable City Council

FROM: City Manager

SUBJECT: Relocation of Denbigh and Downtown Electoral Precincts

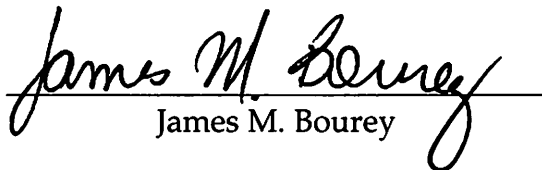
City Council is requested to adopt an Ordinance amending City Code, Chapter 15, Elections; Article I., Voting Precincts; Section 15-47, to authorize the relocation of two voting precincts.

The first relocation is of the Denbigh Precinct from Olivet Christian Church, located at 14425 Old Courthouse Way, to the Courthouse Way Community Center, located at 14302 Old Courthouse Way. This relocation is due to Olivet Christian Church closing their building and selling the property.

The second relocation is of the Downtown Precinct from Fire Station #1, located at 201 33rd Street to City Hall, the lobby of City Council Chambers, located at 2400 Washington Avenue. This relocation is needed to better accommodate the approximate 941 voters registered in this precinct. The current voting location is entirely too small and does not properly accommodate the voting turnout, particularly in General Elections.

Please be advised the precinct relocations will be effective beginning with the March 1, 2016 Presidential Primary.

I recommend your approval.


James M. Bourey

JMB:WAB:kcw

ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 15, ELECTIONS, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE I., VOTING PRECINCTS, SECTION 15-47, VOTING PLACES IN RESPECTIVE VOTING PRECINCTS.

BE IT ORDAINED by the Council of the City of Newport News, Virginia:

1. That Chapter 15, Elections, of the Code of the City of Newport News, Virginia, Article I., Voting Precincts, Section 15-47, Voting places in respective voting precincts, be, and the same hereby is, amended and reordained as follows:

CHAPTER 15

ELECTIONS

ARTICLE I. VOTING PRECINCTS

Sec. 15-47. Voting places in respective voting precincts.

| <i>Voting Precinct</i> | <i>Voting Place</i> |
|------------------------|--|
| (1) Bland | G. J. McIntosh Elementary School Richneck Road |
| (2) Boulevard | Knights of Columbus Building 12742 Nettles Drive |
| (3) Briarfield | An Achievable Dream Middle and High School 5720 Marshall Avenue |
| (4) Carver | Carver Elementary School 6160 Jefferson Avenue |
| (5) Charles | B. C. Charles Elementary School 701 Menchville Road |
| (6) Chestnut | Dochiki Club 2705 Chestnut Avenue |

| | |
|-----------------|--|
| (7) Deep Creek | Moose Lodge 1711 Warwick Moose Lane |
| (8) Deer Park | Deer Park Elementary School 11541 Jefferson Avenue |
| (9) Denbigh | Olivet Christian Church <u>Courthouse Way Community Center</u> 14425 <u>14302</u> Old Courthouse Way |
| (10) Downtown | Fire Station #1 <u>City Council Chambers Lobby</u> 201 33rd Street <u>2400 Washington Avenue</u> |
| (11) Dunbar | An Achievable Dream Academy 726 16th Street |
| (12) Epes | Horace H. Epes Elementary School 855 Lucas Creek Road |
| (13) Greenwood | Greenwood Elementary School 13460 Woodside Lane |
| (14) Hidenwood | Hidenwood Elementary School 501 Blount Point Road |
| (15) Hilton | Main Street Library 110 Main Street |
| (16) Huntington | Dorie Miller Community Center 2814 Wickham Avenue |
| (17) Jefferson | Marshall Courts Recreation Center 3301 Marshall Avenue |
| (18) Jenkins | Jenkins Elementary School 80 Menchville Road |
| (19) Kiln Creek | Kiln Creek Elementary School 1501 Kiln Creek Parkway |
| (20) Lee Hall | Lee Hall Elementary School 17346 Warwick Boulevard |
| (21) Magruder | Magruder Elementary School 17th Street and Chestnut Avenue |
| (22) Marshall | John Marshall Elementary School 743 24th Street |

| | |
|---------------------|---|
| (23) McIntosh | George J. McIntosh Elementary School 185 Richneck Road |
| (24) Nelson | R. O. Nelson Elementary School 826 Moyer Road |
| (25) Newmarket | American Legion Post 25 7609 Marshall Avenue |
| (26) Newsome Park | Newsome Park Elementary School 4200 Marshall Avenue |
| (27) Oyster Point | Yates Elementary School 75 Maxwell Lane |
| (28) Palmer | Lutrelle F. Palmer Elementary School 100 Palmer Lane |
| (29) Reed | Downing-Gross Cultural Center 2410 Wickham Avenue |
| (30) Reservoir | Denbigh Early Childhood Center 15638 Warwick Boulevard |
| (31) Richneck | Richneck Elementary School Tyner Drive |
| (32) River | Virginia War Museum 9285 Warwick Boulevard |
| (33) Riverside | Riverside Elementary School 1100 Country Club Road |
| (34) Riverview | Riverview Gymnastics Center 125 City Farm Road |
| (35) Sanford | Sanford Elementary School 480 Colony Road |
| (36) Saunders | Saunders Elementary School 853 Harpersville Road |
| (37) Sedgefield | Sedgefield Elementary School 804 Main Street |
| (38) South Morrison | South Morrison Adult Learning School 746 Adams Drive |

| | |
|-----------------|--|
| (39) Warwick | Warwick Recreation Center 51 Copeland Lane |
| (40) Washington | Huntington Middle School 3401 Orcutt Avenue |
| (41) Watkins | Watkins Early Childhood Center 21 Burns Drive |
| (42) Wellesley | The Hidenwood 50 Wellesley Drive |
| (43) Wilson | Pandora Lodge #2 239 Buxton Avenue |
| (44) Windsor | Stevens Memorial Baptist Church 224 Richneck Road |
| (45) Yates | Yates Elementary School 75 Maxwell Lane |

2. That this ordinance shall be in effect on and after the date of its adoption, February 9, 2016.

F. Consent Agenda

1. Minutes of the Work Session of January 26, 2016

ACTION: • N/A

BACKGROUND: • N/A

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

Minutes of the Work Session of January 26, 2016

**MINUTES OF WORK SESSION
OF THE NEWPORT NEWS CITY COUNCIL
HELD IN THE 10TH FLOOR CONFERENCE ROOM
2400 WASHINGTON AVENUE**

January 26, 2016

4:00 p.m.

DRAFT

PRESENT: Sandra N. Cherry, D. Min.; Robert S. Coleman; McKinley L. Price, DDS; Sharon P. Scott (arrived 4:15 p.m.); Tina L. Vick (arrived at 4:35 p.m.); Dr. Patricia P. Woodbury; and Herbert H. Bateman, Jr. ----- 7

ABSENT: None ----- 0

OTHERS PRESENT: James M. Bourey; Collins L. Owens; Mabel Washington Jenkins; Cynthia Rohlf; Alan Archer; Wanda Pierre; Lynn Spratley; Lisa Cipriano; Sheila McAllister; Florence Kingston; Carol Meredith; Reed Fowler; Everett Skipper; Kate Helwig; Lamont W. Curtis; Cleder Jones; Paula Hersh; Kim Lee; RoShaudra Ellington; Jennifer Walker; and Theresa Clift

I. Sister Cities of Newport News (SCNN) Annual Report Briefing

Mr. James Bourey, City Manager, introduced Mr. Lamont Curtis, President, Sister Cities of Newport News, Inc., to provide the presentation.

Mr. Curtis thanked the members of City Council for the opportunity to provide the 2016 Sister Cities of Newport News (SCNN) Annual Report and to offer information on the SCNN's 2015 activities. He introduced Ms. Kate Helwig, Executive Director, SCNN, to continue with the presentation (a copy of the SCNN Annual Report to the Newport News City Council is attached and made a part of these minutes).

Ms. Helwig advised that the Sister Cities movement began on September 11, 1956, by President Dwight D. Eisenhower. She stated the SCNN was a part of People to People and the National League of Cities, and became a separate non-profit in 1967.

Ms. Helwig noted the benefits of the SCNN Program:

- Formed Long-term, Sustainable Community Partnerships
- Fostered Educational, Cultural and Economic Programs
- Linked International Cities

Ms. Helwig stated that the SCNN had a City relationship with Neyagawa City, Osaka, Japan; Taizhou, China; and Greifswald, Germany; and two friendship City relationships with Saint-Nazaire, France; and ZiYang, China.

Ms. Helwig noted the chronological history of SCNN relationships:

- | | |
|---------------------|------|
| • Neyagawa, Japan | 1982 |
| • Taizhou, China | 1998 |
| • Non-Profit Status | 1999 |

- ZiYang, China (Friendship) 2005
- Greifswald, Germany 2007
- Saint-Nazaire, France (Friendship) 2015
- Saint-Nazaire, France (Sister) 2017

Ms. Helwig stated the City of Neyagawa was a true attraction for the SCNN in terms of gaining new members. She stated Menchville High School had once sponsored a very active Japanese program. Japanese was one of the highest self-taught languages for youth. The SCNN had held many exchanges with Greifswald, Germany. Greifswald was an enticement to military personnel, and held many similarities to the United States. Greifswald was located on the Baltic Sea, near the Islands of Rugen and Usedom. Not much effort had been put into the relationship with ZiYang, China, with the hope that the relationship would grow within the next few years. Saint-Nazaire was a fishing and shipbuilding town, similar to the City of Newport News.

Ms. Helwig stated the mission of the SCNN was to build and strengthen international cooperation, understanding, and development between the citizens of Newport News and those of the world. The mission was achieved through three types of programs: 1) Cultural; 2) Educational; and 3) Economic. She noted Cultural, Economic, and Economic Programs offered by the SCNN:

- **Cultural**
 - Reciprocal Exchanges (Low Cost-High Benefits)
 - Fall Festival and Children's Festival of Friends
 - University of Electronic Science and Technology of China Summer Camp at CNU
 - International Food Tasting Event
- **Educational**
 - Annual GlobaBee International Quiz
 - Annual CNU-SCNN German Seminar
 - Support High School Language Honor Societies
 - NEW! High School Scholarships
- **Economic**
 - Support EDA/IDA in Cultivating International Business
 - Large Business Development Exchange to China

Ms. Helwig stated that the City's grant application required the SCNN to institute Outcome Measures. She advised the SCNN's Outcome Measures resulted in the fact that the SCNN touched over 1,000 people through program attendance and participation (see all SCNN Outcome Measures in the Report attached to these minutes).

Ms. Helwig noted SCNN FY 2015 Income by Source:

| | |
|--------------------------------|-----|
| • In-kind Services & Hosting | 35% |
| • NN CSA Grant Funds | 43% |
| • Fundraising Income | 16% |
| • Fees from Events/Services | 4% |
| • Restricted Scholarship Funds | 1% |
| • Dues | 1% |

Ms. Curtis noted the 2015 achieved goals and 2016 objectives for the SCNN that were consistent with the long-term agenda and philosophy of City Council (see goals and objectives in Report attached to these minutes). He thanked City Council for the opportunity to provide the presentation.

Councilwoman Woodbury inquired whether homestays had been instituted in China. Ms. Helwig replied that an SCNN delegation of five adults and four youth had utilized homestays in Taizhou, China, which was an eye opening/life-changing experience for the youth. One youth was housed in a high rise penthouse, while another was housed in a home with only one faucet for bathing in the bathroom and a floor mat for sleeping. A SCNN delegation hoped to travel to ZiYang, China, in the near future. Homestays were requested, but they had not received confirmation.

Councilwoman Woodbury inquired whether the SCNN had looked into obtaining State funding. Ms. Helwig replied that the SCNN had not applied for State funding. The only relationship the SCNN had with the State was to gain sustainable international business investment.

Councilwoman Woodbury noted that Delegate David Yancey had travelled with the SCNN to Saint-Nazaire, France. She believed Delegate Yancey and Delegate Marcia Price had State connections that could benefit the SCNN to receive State funding. Ms. Helwig stated that the SCNN had looked at grant opportunities; however, they were only centered on environmental issues. She would be interested to see whether the National League of Cities (NLC) offered grants.

Councilwoman Woodbury inquired about grant opportunities through the educational program with CNU. Ms. Helwig advised that CNU had been very generous with In-kind support over the past five years. Mr. Curtis stated that the SCNN would explore additional grant opportunities in the future.

II. Comments/Ideas/Suggestions

Councilwoman Scott indicated that she had a conversation with Pastor Willard Maxwell, Jr. of New Beech Grove Baptist Church regarding the Flint, Michigan water crisis. She indicated that an effort was underway to send water to Flint, Michigan (see flyer attached to these minutes). She inquired whether the City

would be able to assist with the shipping of water to Flint, Michigan. Pastor Maxwell's non-profit, New Beech Grove Community Development Corporation (CDC), did not have the funds to send the water to Flint, Michigan. City Manager Bourey replied that he would look into the matter.

Mayor Price advised that Walmart was donating approximately six million gallons of water to Flint, Michigan. He suggested that Pastor Maxwell talk with local Walmart executives to see whether they could assist with the matter.

Councilwoman Scott advised that Pastor Maxwell and New Beech Grove CDC were brainstorming ways to ship the water.

Mayor Price suggested that Pastor Maxwell and his non-profit join Walmart's water campaign by having the participants purchase water from Walmart. Walmart would then be responsible for shipping the water to the Flint area, which would eliminate any cost of shipping to New Beech Grove.

Pastor Maxwell advised that he had been in conversations with representatives of Hampton University and other organizations to garner help with the effort. The representatives of Walmart suggested that water be sent, instead of cash, to alleviate administrative costs, although a Catholic Charity who would receive water and donations was identified. The cost to ship the water was approximately \$1,500. Pastor Maxwell recognized Vice Mayor Coleman who helped with advertising, and Councilwoman Scott who helped with logistics. He welcomed additional assistance from members of City Council, and thanked them for any assistance they could provide. He would entertain the suggestions offered by Mayor Price and Councilwoman Scott.

Councilwoman Scott advised that she received a call regarding an on hand demolition crew who was in the midst of demolishing a piece of property on Ivy Avenue. She stated the individual indicated that they had spoken with City personnel who advised that the demolition proceedings had been discontinued due to improvements made to the property (new windows, a roof and electrical wiring). Councilwoman Scott inquired about the steps taken to notify a property owner about a pending demolition, as she wanted to ensure that the City followed the correct protocol. Assistant City Manager Cynthia Rohlf stated, from her understanding with staff of the Department of Codes Compliance, that the issue had been going on for approximately five years, and there had been more than ample notice to the owners. Staff was not aware of any new improvements made to the property; however, notices were sent to alert that the property was scheduled for demolition. Adjacent property owners had complained about vandalism and illegal activity occurring on the property. The residents of the neighborhood the property had been a problem and there had been no work done to the property in some time. She would look further into the matter.

Councilwoman Scott had no doubt that the City followed the correct steps, but wanted to ensure that such matters were handled properly. She indicated this was the third time that she had been contacted about a similar situation. She reiterated that she wanted to ensure that property owners were aware of the demolition process. She inquired about the final notice provided to a property owner prior to demolition. Assistant City Manager Rohlf stated she would inquire when the final notice was forwarded to property owners.

Councilwoman Cherry stated that the same issue surfaced at her December 2015 "Your Voice Matters" South District Town Hall Meeting. She advised that staff from the Department of Codes Compliance promised to check into the matter. Councilwoman Cherry indicated that she spoke with the owner of the property who indicated they had plans to rehabilitate the property. She spoke again to the Codes Compliance staff member who promised to look into the matter. She then received an e-mail that noted the property was being demolished.

Councilwoman Cherry advised that she visited the property and witnessed that new windows were installed. She also noticed people frequenting the property. She inquired of the owner whether the Department of Codes Compliance had been notified, regarding their plans for the property, and whether "No Trespassing Signs" had been placed on the property. The owner indicated that the property continued to be vandalized, which Councilwoman Cherry shared with Codes staff person. As it turned out, the property was demolished and the new windows, that were installed, were taken out by the demolition company. The Codes staff person indicated that the initial notice and additional notices of demolition were sent to the previous owner of the property in August 2014; however, the new owner purchased the property in February 2015, at which time was advised that the structure was scheduled to be demolished. Councilwoman Cherry inquired about City's responsibility to the new owner regarding the demolition proceedings.

Councilwoman Vick advised that it became the buyer's responsibility to talk to the City if they purchased a piece of property that was scheduled for demolition. She stated the buyer needed to be aware of property issues. There was a long process that the City followed before an order of demolition was processed.

Councilwoman Cherry was not sure where the communication was lost. Assistant City Manager Rohlf understood that the demolition process began again once the property exchanged owners. The Department of Codes Compliance would be responsible to notify the new owners.

Councilwoman Cherry inquired whether the new owner was provided proper notification prior to the demolition of their property. Assistant City Manager Rohlf stated she would look into the matter to ensure that the demolition process was followed correctly.

Councilwoman Scott voiced concern that the person she spoke with indicated that they had not heard anything, since July, when they were told that the demolition process had been waived. She inquired whether the City allowed a waiver of demolition, and if so, whether it was in writing. Assistant City Manager Rohlf stated she would look into the matter and report back to City Council.

Vice Mayor Coleman inquired about an update regarding the televising of City Council Work Sessions. City Manager Bourey replied there were options to consider before televising the Work Sessions: 1) Televising live in the City Council Chambers; or 2) Video-tape in the City Council Conference Room and televise at a later time. The City Council Conference Room would need to be re-configured, at a cost of approximately \$70,000.

Councilwoman Vick inquired about the need to televise the Work Sessions. Vice Mayor Coleman explained a great deal of information was provided in Work Sessions, and due to time constraints, many citizens were not able to attend, as they were held in the middle of the day. The minutes and back-up information was the only medium available, should residents want to know what occurred in Work Sessions. He felt that Work

Sessions were just as important as the Regular Meetings of City Council, which were televised. He felt it would show that City Council was leading the way in transparency. They were an open government and wanted the citizens to know what was going on in the community as well as what decisions were made on their behalf.

Councilman Bateman disagreed. He did not feel that televising City Council Work Sessions was necessary. He advised that minutes were produced, and the Work Sessions were open to the public. He was appreciative of the timeframe issue; however, he did not feel that there was a lack of transparency. He felt that the televising of Work Sessions would create an extra opportunity for posturing and drama. Members of City Council would not feel comfortable with making decisions or asking questions. They would always feel as though they were on trial.

Mayor Price felt that City Council consensus was needed before going down an economic road or making any further decision. He concurred with Councilman Bateman. He inquired whether there was consensus among City Council to proceed with the issue.

Councilwoman Woodbury expressed support for the matter. She felt video-taping and later televising the Work Sessions was the less expensive alternative. City Manager Bourey stated there still would be a cost associated with video-taping the meetings; however, it would be less expensive than televising the meetings live.

Councilman Bateman reiterated there was enough posturing and drama without City Council being on television.

Vice Mayor Coleman disagreed, and felt it would have the opposite affect if City Council had a live recording of their discussions. He felt it was another way of getting information out to the citizens, which he believed was important to City Council.

Councilman Bateman stated he would be willing to discuss and review the options; however, he was concerned about the fiscal impact.

Vice Mayor Coleman suggested that the matter be discussed at a future Work Session to garner figures and suggestions.

Mayor Price stated, to be consistent with other ideas, such as moving the City Council meetings to other locations throughout the City, it would be a waste of time to hold further discussion if there was no consensus among City Council.

There was no consensus among City Council to move forward with televising or video-taping the City Council Work Sessions.

Vice Mayor Coleman voiced concern about the announcement of the U.S. Department of Housing & Urban Development (HUD) Federal Resiliency Grant to the City of Norfolk, on Thursday, January 21, 2016. He stated it was a multi-jurisdictional grant with participation from a number of Hampton Roads Cities (Norfolk, Chesapeake, Newport News, etc.). All of the jurisdictions were under the impression that the grant would be

shared, if awarded; however, one jurisdiction received the entire grant. Vice Mayor Coleman requested that a briefing be held on the matter to determine the reason that only one jurisdiction received the grant award. He was perplexed by the decision that HUD did not notify the jurisdictions before making the announcement. He attended the announcement expecting good news, only to learn that the grant was awarded to one jurisdiction, the City of Norfolk. He it was a slap in the face to the other jurisdictions that participated in the process.

City Manager Bourey stated the grant application was a regional effort that was put together by the State for submission to HUD. He explained that there was a provision in the grant that allowed HUD to reserve the right to fund parts of the grant. The City of Newport News was approached by the City of Norfolk to participate in the grant. The State was not aware of the grant determination and had to wait until the announcement was made in Norfolk. The State encouraged HUD to notify the Cities beforehand about the grant award, but HUD refused. The State requested a debriefing by HUD to determine the reason for their decision, which the City would participate in.

Councilwoman Scott inquired about the amount of the HUD grant that was awarded to the City of Norfolk. City Manager Bourey replied that the grant award amounted to approximately \$120 million.

Councilwoman Scott stated she received word about an Environmental Protection and Flood Mitigation Grant. She inquired whether the City was a part of the grant. City Manager Bourey stated he would look into the matter.

Vice Mayor Coleman understood that funding for the construction of a laboratory for sea-level rise research was included in the HUD Resiliency Grant. He felt it would be a nice gesture to HUD for them to construct the building in the City of Newport News.

City Clerk Mabel Washington Jenkins reminded about three events: 1) the Virginia Municipal League Day at the Capitol and Reception on Wednesday, January 27, 2016; 2) General and Mrs. David Perkins and Sergeant Major and Mrs. David Davenport New Year's Reception, at the Fort Eustis Club, Friday, January 29, 2016, at 7:00 p.m.; and 3) the Patient Advocate Foundation's Promise of Hope Affair, on February 27, 2016.

Councilwoman Cherry stated she spoke with Mr. Shawn O'Keefe, Chairperson of the Mayor's Youth Commission (MYC), to ask that he provide City Council with a schedule of events for 2016. Mr. O'Keefe indicated that they would provide the schedule to City Council once their dates were finalized. Councilwoman Cherry pointed out that she was following up on the Mayor's concerns about the lack of City Council support in attending events sponsored by the MYC, as voiced at the January 12, 2016 City Council Work Session.

Councilwoman Cherry advised that the Kevin Swann Basketball League had begun and would run through February 20, 2016. The Junior Division's Basketball Games were held at Huntington Middle School (3401 Orcutt Avenue) and the Senior Division's Basketball Games were held at Crittenden Middle School (6158 Jefferson Avenue).

Councilwoman Cherry advised about flooding on Temple Lane off of Jefferson Avenue. She indicated water was up to people's yards and houses during the January 16 – 17, 2016 weekend winter storm. She asked that the Engineering Department look into the matter. City Manager Bourey stated he would have staff look into the matter.

Councilman Bateman commended staff for the great job in clearing the roadways during the January 16 – 17, 2016, weekend winter storm. City Manager Bourey agreed, and thanked Councilman Bateman for his commendation.

Councilman Bateman indicated that the street lighting on J. Clyde Morris Boulevard, coming off of Interstate-64 East, needed attention. City Manager Bourey stated there was an ongoing issue with Dominion Power, and he would have staff look into the matter. Assistant City Manager Rohlf replied that it was a 60 to 90 day turnaround time once the issue was reported to Dominion Virginia Power, depending on their workload. She would report the issue to Dominion Virginia Power.

Vice Mayor Coleman reminded about the lighting issues in Courthouse Green. He stated the lighting needed to be upgraded due to inadequate wiring. Dominion Power stated that the issue would be addressed; however, the matter still had not been resolved. Assistant City Manager Rohlf replied that wiring issues took longer to rectify.

Councilman Bateman commended Vice Mayor Coleman for taking time to speak to the residents of Village Green, after City Council deliberation, about development in the area, by pinpointing the hydrology flow issues. He inquired whether the issue had been resolved and whether the residents were content. City Manager Bourey replied that the residents were content. He stated much work had been done by the City.

Councilman Bateman noted that the excavation issues taking place on River Road, Milford Road, and Park Place, by Hilton Elementary. He had seen Engineering reports on the matter, and it had been going on forever. He asked that the City Manager have staff reach out to the residents to provide them with updates. City Manager Bourey asked Assistant City Manager Rohlf to check into the matter.

City Manager Bourey reported that the New Market Tax Credit transactions for Jim's Local Market in the Southeast Community had been completed. He advised that a dry closing was held, and the project would be funded. He commended Ms. Florence Kingston, Director, Department of Development, and staff for their hard work on the issue, which provided a \$2 million benefit to the City.

Mayor Price stated he would be attending the VML Legislative Day and Reception on January 27, 2016. He advised, in addition, the Hampton Roads delegation would have a meeting with the Hampton Roads Transportation Planning Organization (TPO) and Hampton Roads Planning District Commission (PDC), on January 28, 2016, from 8:00 a.m. – 8:30 a.m., which he also planned to attend.

THERE BEING NO FURTHER BUSINESS
ON MOTION, COUNCIL ADJOURNED AT 5:05 P.M.


Jennifer D. Walker, MMC
Chief Deputy City Clerk

McKinley L. Price
Mayor
Presiding Officer

A true copy, teste:

City Clerk

F. Consent Agenda

2. Minutes of the Special Meeting of January 26, 2016

ACTION: • N/A

BACKGROUND: • N/A

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

Minutes of the Special Meeting of January 26, 2016

MINUTES OF SPECIAL MEETING
OF THE NEWPORT NEWS CITY COUNCIL
HELD IN THE 10TH FLOOR CONFERENCE ROOM
2400 WASHINGTON AVENUE
JANUARY 26, 2016
5:00 P.M.

PRESENT: Saundra N. Cherry, D. Min.; Robert S. Coleman; McKinley L. Price, DDS;
Sharon P. Scott; Tina L. Vick; Dr. Patricia P. Woodbury; and Herbert H.
Bateman, Jr.-----7

ABSENT: None-----0

OTHERS PRESENT: James M. Bourey; Collins L. Owens, Jr.; Cynthia Rohlf; Mabel
Washington Jenkins; Lynn Spratley; Florence Kingston; and Jennifer Walker.

After ascertaining that proper meeting notice had been provided to each member
of City Council, Mayor Price called the meeting to order and stated the meeting was being held
for the following purposes:

- (1) To call a closed meeting pursuant to Section 2.2-3711(A) of the Code of
Virginia, 1950, as amended, subsections: (3) a discussion or
consideration of the acquisition of real property for a public purpose,
where discussion in an open meeting would adversely affect the
bargaining position or negotiating strategy of the City, the subject of
which is the acquisition of real property in the southern, central, and
northern sections of the City; and (5) a discussion of a prospective
business or industry where no previous announcement has been made of
the business' or industry's interest in locating a facility in the
community, the subject of which is a prospective new business in the
southern, central and northern sections of the City.

Vice Mayor Coleman moved for a closed meeting under sections and
reasons cited above; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilman Bateman excused himself from the meeting during the
discussion about a prospective business' or industry's interest in locating a facility in the
community in the central section of the City.

(Closed Session 5:05 p.m. – 5:25 p.m.)

After reconvening in open session, Vice Mayor Coleman moved to
certify that to the best of each member's knowledge (1) only public business matters lawfully
exempted from open meeting requirements under the Virginia Freedom of Information Act, and
(2) only such public business matters as were identified in the motion by which the closed
meeting was convened were heard, discussed or considered in the closed meeting by the Council.
Motion seconded by Councilwoman Vick.

DRAFT

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Minutes of Special Meeting
January 26, 2016

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

THERE BEING NO FURTHER BUSINESS,
ON MOTION, COUNCIL ADJOURNED AT 5:25 P.M.

Mabel Washington Jenkins

Mabel Washington Jenkins, MMC
City Clerk

McKinley L. Price, DDS
Mayor
Presiding Officer

A true copy, teste:

City Clerk

DRAFT

CERTIFICATE OF CLOSED MEETING

MEETING DATE: January 26, 2016

MOTION: Vice Mayor Robert S. Coleman

SECOND: Councilwoman Tina L. Vick

WHEREAS, the City Council of the City of Newport News has convened a closed meeting on this date pursuant to an affirmative recorded vote as required under the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712.D of the Code of Virginia, 1950, as amended, requires a certification by this City Council that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newport News does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the City Council.

VOTE

AYES: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

NAYS: None

ABSTENTION: None

ABSENT DURING VOTE: None

ABSENT DURING MEETING: None

ATTEST:



Mabel Washington Jenkins, MMC
City Clerk

F. Consent Agenda

3. Minutes of the Regular Meeting of January 26, 2016

ACTION: • N/A

BACKGROUND: • N/A

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

Minutes of the Regular Meeting of January 26, 2016

**MINUTES OF REGULAR MEETING
OF THE NEWPORT NEWS CITY COUNCIL
HELD IN THE CITY COUNCIL CHAMBERS
2400 WASHINGTON AVENUE
JANUARY 26, 2016
7:00 P.M.**

PRESENT: Saundra N. Cherry, D. Min.; Robert S. Coleman; McKinley L. Price, DDS;
Sharon P. Scott; Tina L. Vick; Dr. Patricia P. Woodbury; and Herbert H.
Bateman, Jr.-----7

ABSENT: None -----0

A. Call to Order

Mayor Price stated the City Code identified the procedure for citizen participation regarding items on the Council agenda, as well as the opportunity for citizens to address City Council on matters germane to the business of the Council. He explained matters that were germane to the business of Council meant matters that the City Council, by law, were empowered to act upon. This did not include announcements that were personal to an individual, business, or organization. He pointed out that copies of the ordinance highlighting citizen participation and encouraged citizens to review the document.

Mayor Price requested that cell phones and/or pagers be silenced or turned off.

B. Invocation

The invocation was rendered by Elder Darrin Lyons, Bethel Restoration Center.

C. Pledge of Allegiance to the Flag of the United States of America

The Pledge of Allegiance to the Flag of the United States of America was led by Councilwoman Saundra N. Cherry.

D. Presentations

1. Resolution of Recognition: Charles A. "Chuck" Hall on his Retirement as Executive Director of the Hampton-Newport News Community Services Board (HNNCSB)

Mr. Charles A. "Chuck" Hall, accepted the resolution.

Mayor Price stated that Mr. Charles A. "Chuck" Hall began his career with the Hampton-Newport News Community Services Board in 1979 as a Substance Abuse Programs Specialist. He served in this capacity until 1986, when the Board of Directors appointed him to be Executive Director. He served as Executive Director from 1986 until his retirement in 1999. In 2003, the Board of Directors asked him to return, and appointed him to serve again as Executive Director.

D. Presentations Continued

1. Resolution of Recognition: Charles A. "Chuck" Hall on his Retirement as Executive Director of the Hampton-Newport News Community Services Board (HNNCSB) Continued

Mayor Price shared that Mr. Hall received his Bachelor of Arts Degree in Philosophy and Government in 1973, Masters of Education Degree in 1976, and an Advanced Certificate in Counseling from the College of William & Mary.

Mr. Hall served as a member of the Board of Directors of Regional Health Planning District No. 5; the Chief Justice of the Virginia Supreme Court's Commission on Mental Health Reform, where he was Chairman of the Task Force on Access to Services; the Virginia Health Reform Initiative, the Strategic Planning/Health Care Reform Committee of the Department of Behavioral Health and Developmental Services; the Hampton-Newport News Community Criminal Justice Board, and the Board of Community Health Partnership of Virginia. He announced his retirement from his position as Executive Director of the Hampton-Newport News Community Services Board, after 33 years of service to the community.

Mayor Price, and his colleagues on the Newport News City Council, recognized Mr. Charles A. "Chuck" Hall on the conclusion of his 33 years of service to the Hampton-Newport News Community Services Board, and expressed deep gratitude and heartfelt appreciation for his leadership and many contributions toward helping the Hampton-Newport News Community Services Board achieve its mission "to provide comprehensive continuum of services and support promoting, prevention, recovery, and self-determination for people affected by mental illness, substance abuse, and intellectual and developmental disabilities, and advancing the well-being of the communities served. (Council applauded Mr. Hall with a standing ovation, and paused the meeting for a photo-op with Mayor Price, Mr. Hall, and members of the CSB).

E. Public Hearings

1. Ordinance Authorizing the Vacation of a Waterline Easement Located at 12080 Jefferson Avenue

AN ORDINANCE AUTHORIZING AND DIRECTING CITY MANAGER TO EXECUTE AND CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, A DEED OF VACATION OF AN INTEREST IN REAL PROPERTY AS DESCRIBED HEREIN TO IREIT NEWPORT NEWS TECH CENTER, L.L.C., AND AUTHORIZING THE CITY MANAGER TO TAKE SUCH FURTHER ACTION AS SHALL BE NECESSARY TO COMPLETE THE TRANSACTION. This ordinance authorized the City Manager to execute a Deed of Vacation to IREIT Newport News Tech Center, L.L.C., for a portion of a Waterline Easement no longer utilized by the City. The location of this property was 12080 Jefferson Avenue, and was located at Marketplace at Tech Center in Newport News. IREIT Newport News Tech Center, L.L.C. asked the City to formally vacate the unneeded portion of the existing waterline easement due to an encroachment of the easement into

E. Public Hearings Continued

1. Ordinance Authorizing the Vacation of a Waterline Easement Located at 12080 Jefferson Avenue Continued

the Whole Foods Market via a Deed of Vacation. A Notice of Public Hearing was published in the Daily Press for the required four consecutive weeks. The City Manager recommended approval.

(No registered speakers)

Councilwoman Scott moved closure of the public hearing; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury
Nays: None

Abstention: Bateman (one of the owners of the Newport News Town Center was a member/customer of Towne Bank, where he was employed).

2. Ordinance Granting Conditional Use Permit No. CU-16-358 to CARS L.L.C., for the Operation of a Used Car Dealership on Property Located at 11203 Jefferson Avenue and Zoned C2 General Commercial

AN ORDINANCE GRANTING CONDITIONAL USE PERMIT NUMBER CU-16-358 FOR THE HEREINAFTER DESCRIBED PROPERTY FOR THE PURPOSE OF OPERATING AN AUTOMOBILE SALES, USED CAR DEALERSHIP ON PROPERTY IN A C2 GENERAL COMMERCIAL ZONING DISTRICT. This ordinance granted Conditional Use Permit No. CU-16-358 for the operation of a used car dealership at 11203 Jefferson Avenue and zoned C2 General Commercial. CARS, LLC wished to relocate their tenant, Drive Time Used Automobile Sales, from 11292 Jefferson Avenue to the subject property, occupied by an auto repair facility. The proposed use was consistent with the Framework for the Future 2030 Comprehensive Plan land use map. On January 6, 2016, the City Planning Commission voted 8:0, with one abstention, to recommend approval of this request with conditions. The City Manager recommended approval.

Mr. Donald W. Davis, land surveyor with Davis and Associates, 3630 George Washington Memorial Highway, Yorktown, represented CARS, LLC (Drive Time), and

E. Public Hearings Continued

2. Ordinance Granting Conditional Use Permit No. CU-16-358 to CARS LLC, for the Operation of a Used Car Dealership on Property Located at 11203 Jefferson Avenue and Zoned C2 General Commercial Continued

was available to answer questions. He advised that CARS, LLC, was in favor of the application (CU-16-358) as presented.

Councilwoman Scott moved closure of the public hearing; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilwoman Vick moved adoption of the above ordinance; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

3. Ordinance Granting Conditional Use Permit No. CU-16-359 to the Southland Corporation and Headrick Properties, LLC, for the Operation of an Automobile Gasoline Supply Station on Property Located at 11500 and 11504 Jefferson Avenue and Zoned C1 Retail Commercial and C2 General Commercial

AN ORDINANCE GRANTING CONDITIONAL USE PERMIT NUMBER CU-16-359 FOR THE HEREINAFTER DESCRIBED PROPERTY FOR THE PURPOSE OF PERMITTING THE OPERATION OF AN AUTOMOBILE GASOLINE SUPPLY STATION ON A SITE ZONED C1 RETAIL COMMERCIAL AND C2 GENERAL COMMERCIAL DISTRICTS. This ordinance granted Conditional Use Permit No. CU-16-359 for the operation of an automobile gasoline supply station in conjunction with a 7-Eleven Convenience Store on property located at 11500 and 11504 Jefferson Avenue and zoned C1 Retail Commercial and C2 General Commercial. The existing 7-Eleven Convenience Store and adjacent property would be redeveloped with a new store and gasoline pumps. The request would improve the appearance of this site and was consistent with the Framework for the Future 2030 Comprehensive Plan land use map. On January 6, 2016, the City Planning Commission voted unanimously 9:0 to recommend approval of this request with conditions. The City Manager recommended approval.

E. Public Hearings Continued

3. Ordinance Granting Conditional Use Permit No. CU-16-359 to the Southland Corporation and Headrick Properties, LLC, for the Operation of an Automobile Gasoline Supply Station on Property Located at 11500 and 11504 Jefferson Avenue and Zoned C1 Retail Commercial and C2 General Commercial Continued

Mr. Stephen R. Romine, Attorney for the applicant, 999 Waterside Drive, Suite 2100, Norfolk, was accompanied by Mr. Gary Franks, Civil Engineer with the Blakeway Corporation. On behalf of the applicant, Mr. Romine requested that City Council approve Conditional Use Permit No. CU-16-359 to allow construction of a new 3,000 square foot 7-Eleven convenience store with five multi-product dispensers, and a canopy, located at 11500 and 11504 Jefferson Avenue. He stated it was a good application. The City staff, and the City's Planning Commission supported the application. He encouraged members of City Council to approve Conditional Use Permit No. CU-16-359 to allow construction of the convenience store.

Councilwoman Scott moved closure of the public hearing; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

4. Ordinance Granting Conditional Use Permit No. CU-16-360 to Stevens Memorial Baptist Church to Install an Electronic Display Sign for a Community Facility on Property Located at 224 Richneck Road and Zoned R4 Single-Family Dwelling

AN ORDINANCE GRANTING CONDITIONAL USE PERMIT NUMBER CU-16-360 FOR THE HEREINAFTER DESCRIBED PROPERTY FOR THE PURPOSE OF ALLOWING THE INSTALLATION OF AN ELECTRONIC DISPLAY SIGN FOR A COMMUNITY FACILITY IN A RESIDENTIAL DISTRICT. This ordinance granted Conditional Use Permit No. CU-16-360 to Stevens Memorial Baptist Church to install an electronic display sign for a community facility in a residential district at 224 Richneck Road and zoned R4 Single-Family Dwelling. Stevens Memorial Baptist Church wished to replace their sign with an eight (8) foot tall monument sign that contained an electronic display. The sign ordinance requirements for lighting intensity and timing were being met, therefore, the sign would have minimal impact on adjacent residential uses. On January 6, 2016, the City Planning

E. Public Hearings Continued

4. Ordinance Granting Conditional Use Permit No. CU-16-360 to Stevens Memorial Baptist Church to Install an Electronic Display Sign for a Community Facility on Property Located at 224 Richneck Road and Zoned R4 Single-Family Dwelling Continued

Commission voted unanimously 9:0 to recommend approval of this request with conditions. The City Manager recommended approval.

Mr. Jay Russ, Pastor of Stevens Memorial Baptist Church, 218 Drummonds Way, Hampton, urged City Council approval of Conditional Use Permit No. CU-16-360, to allow the installation of an electronic display sign for a community facility in a residential district at 224 Richneck Road. He stated the existing sign was old and caused many problems. The electronic display sign would be an upgrade, but would be less visual to the neighbors due to dimmer lighting.

Mr. Kent Flythe, Hampton Roads Sign Company, 12413-A Wolftrap Road, Yorktown, was available to answer questions.

Councilwoman Vick inquired whether meetings were held with the neighbors, and whether the sign would be large with a lighted message display board. Mr. Flythe replied, that type of sign was not allowed. There was a recommendation by the City with rules to follow. The sign could be made to "go to sleep" during the night, lighting dimmed, and controlled by computer. The top portion of the sign would not be illuminated. The flood lights on the existing sign would be removed.

Councilwoman Scott moved closure of the public hearing; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilwoman Scott moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

E. Public Hearings Continued

5. Ordinance Authorizing Zoning Text Amendment No. ZT-16-373, City of Newport News to City Code, Chapter 45, Zoning Ordinance, Article II., Definitions, Section 45-201, to Define a New Use, Day Services Center; Article IV., Section 45-402, Add it to the Summary of Uses by District Matrix; and Article V., General Regulations to Add New Section 45-534, Day Services Center

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 45, ZONING ORDINANCE, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., DEFINITIONS, SECTION 45-201, DEFINITION OF CERTAIN WORDS AND TERMS, BY ADDING THERETO THE DEFINITION OF DAY SERVICES CENTER; ARTICLE IV., SUMMARY OF USES BY DISTRICT, SECTION 45-402, SUMMARY OF USES BY DISTRICT, BY AMENDING USE "H" ENTITLED PERSONAL SERVICES; AND ARTICLE V., GENERAL REGULATIONS, BY ADDING THERETO A NEW SECTION, NAMELY: SECTION 45-534, DAY SERVICES CENTER. This ordinance authorized Zoning Text Amendment No. ZT-16-373, City of Newport News, to City Code, Chapter 45, Zoning Ordinance; Article II., Definitions, Section 45-201; Article IV., Summary of Uses by District, Section 45-402; and Article V., General Regulations by Adding Section 45-534, Day Services Center. This amendment established a new use, Day Services Center, in the Zoning Ordinance; allowing it in specific districts with the issuance of a conditional use permit; and provided regulations for its use and operation. On January 6, 2016, the City Planning Commission voted unanimously 9:0 to recommend approval of this request. The City Manager recommended approval.

(No registered speakers)

Councilwoman Scott moved closure of the public hearing; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilwoman Woodbury moved adoption of the above ordinance as revised; seconded by Councilwoman Vick.

Councilwoman Cherry questioned the meaning of "O1 Personal in the Ordinance, Section II a. City Attorney Owens replied that was an error, it should read O1 Office.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

E. Public Hearings Continued

6. Ordinance Authorizing Zoning Text Amendment No. ZT-16-374, City of Newport News to City Code, Chapter 45, Zoning Ordinance, to Delete the Minimum Parking Requirement in Article XIX, O3, Office/Research and Development District Regulations; Section 45-1904, Off-Street Parking and Loading Regulations

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 45, ZONING ORDINANCE, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE XIX., O3 OFFICE/RESEARCH AND DEVELOPMENT DISTRICT REGULATIONS, SECTION 45-1904, OFF-STREET PARKING AND LOADING REGULATIONS. This ordinance authorized Zoning Text Amendment No. ZT-16-374, City of Newport News, to City Code, Chapter 45, Zoning Ordinance; to delete the minimum parking requirement in Article XIX., O3 Office/Research and Development District Regulations, Section 45-1904, Off-Street Parking and Loading Regulations. This amendment deleted the minimum parking requirement for office uses in the O3 Office/Research and Development district and referred to the general parking requirements for all uses, including office uses. On January 6, 2016, the City Planning Commission voted unanimously 9:0 to recommend approval of this request. The City Manager recommended approval.

(No registered speakers)

Councilwoman Scott moved closure of the public hearing; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

Councilwoman Vick moved adoption of the above ordinance; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

7. Ordinance Authorizing Zoning Text Amendment No. ZT-16-375, City of Newport News to City Code, Chapter 45, Zoning Ordinance; Article IV, Summary of Uses by District; Section 45-402; to Remove Halfway House as a Permitted Use in the R1, R2, R3, and R4 Single-Family Dwelling Districts

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 45, ZONING ORDINANCE, ARTICLE IV., SUMMARY OF USES BY DISTRICT, SECTION 45-402, SUMMARY OF USES BY DISTRICT, BY AMENDING USE "B" ENTITLED RESIDEN-

E. Public Hearings Continued

7. Ordinance Authorizing Zoning Text Amendment No. ZT-16-375, City of Newport News to City Code, Chapter 45, Zoning Ordinance; Article IV, Summary of Uses by District; Section 45-402; to Remove Halfway House as a Permitted Use in the R1, R2, R3, and R4 Single-Family Dwelling Districts Continued

TIAL. This ordinance authorized Zoning Text Amendment No. ZT-16-375, City of Newport News, to City Code, Chapter 45, Zoning Ordinance; Article IV., Summary of Uses by District; Section 45-402; to remove Halfway Houses as a permitted use in the R1, R2, R3, and R4 Single-Family Dwelling Districts. The amendment removed halfway house as a permitted use in the R1, R2, R3, and R4 Single-Family Dwelling Districts. On January 6, 2016, the City Planning Commission voted unanimously 9:0 to recommend approval of this request. The City Manager recommended approval.

(No registered speakers)

Vice Mayor Coleman moved closure of the public hearing; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Vice Mayor Coleman moved adoption of the above ordinance; seconded by Councilwoman Cherry.

Councilwoman Scott questioned where Halfway Houses were allowed. Ms. Sheila McAllister, Director, Department of Planning, responded that Halfway Houses were allowed in all Commercial Zones and Multiple-Family Zones, but by Conditional Use Permit only. Councilwoman Scott inquired whether Halfway Houses were for individuals that were transitioning from incarceration to the world, or whether these were some of the houses where individuals were living because they were not able to take care of themselves, or came from Eastern State Hospital. Ms. McAllister responded no, that was a different determination – they were Group Homes. Halfway Houses were for those who continued to be in the Court System – Early Release and were entering into a community – they worked, but had to return to the facility. Councilwoman Scott questioned whether some of the Halfway Houses were grandfathered within some of the communities, and if so, questioned how those situations were handled. Ms. McAllister replied there was only one Halfway House in the City, which was in a Commercial Zone.

Councilwoman Vick inquired whether Halfway Houses would only be allowed in Commercial Zones, and not Residential. Ms. McAllister confirmed that Halfway Houses were allowed only in Commercial Zones, and not in Single-Family Residential Zones.

E. Public Hearings Continued

7. Ordinance Authorizing Zoning Test Amendment No. ZT-16-375, City of Newport News to City Code, Chapter 45, Zoning Ordinance; Article IV, Summary of Uses by District; Section 45-402; to Remove Halfway House as a Permitted Use in the R1, R2, R3, and R4 Single-Family Dwelling Districts Continued

Councilwoman Cherry stated there may be only one Halfway House in the City, but that information was received indicating that there were others. She questioned what the facilities were called when it was known that people lived in the facility that were from the System, but resided in Residential areas. Those facilities had not been formally declared as Halfway Houses. Ms. McAllister responded those facilities were illegal. They were comparable to Boarding Houses, or some other type facility, but were not legitimate Halfway Houses.

Councilwoman Vick, inquired about facilities, within the City Code, that were Single-Family homes, with three unrelated persons living in the home. Ms. McAllister replied, the three-unrelated persons were considered a family.

Councilwoman Woodbury inquired whether these facilities were Community Services Board Residences. Ms. McAllister responded no, not for this population.

Councilwoman Cherry inquired, should a property be sold, the City needed to clarify those properties that had ex-offenders living there, that were being boarded but were not considered Halfway Houses. City Attorney Owens replied, there was a difference between individuals being released, that had to meet with a Probation Officer, than someone that was in a Halfway House that was being transitioned by the government - between prison and complete release. The proposed ordinance before City Council dealt with Halfway Houses, and was under contract with the Department of Corrections. Councilwoman Cherry asked, if the property were sold, would the facility fall under the new ordinance, and not be allowed to open a Halfway House. Ms. McAllister stated there should be no Halfway House on the property at all. City Manager Bourey added that the facility would not be legal because they had not obtained a Conditional Use Permit to operate a Halfway House.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

F. Consent Agenda

Councilwoman Scott moved adoption of the Consent Agenda, Items 1 through 6, both inclusive, as shown below; seconded by Vice Mayor Coleman.

1. Minutes of the Special Meeting of January 12, 2016

(No registered speakers)

F. Consent Agenda Continued

1. Minutes of the Special Meeting of January 12, 2016 Continued

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

2. Minutes of the Work Session of January 12, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

3. Minutes of the Regular Meeting of January 12, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

4. Resolution of Recognition: The Honorable Mamye E. BaCote on her Retirement as a Member of the Virginia House of Delegates

A RESOLUTION OF RECOGNITION TO THE HONORABLE MAMYE E. BACOTE ON HER RETIREMENT AS A MEMBER OF THE VIRGINIA HOUSE OF DELEGATES. This resolution honored and recognized the Honorable Mamye E. BaCote upon the conclusion of her distinguished service as a member of the Virginia House of Delegates. Mamye E. BaCote was born in Halifax, Virginia, received her Bachelor of Science Degree from Virginia Union University, and her Master's Degree from Hampton University. She had a successful career as an educator in the Newport News Public School System, and served as an Adjunct Professor of Political Science at Hampton University. Delegate BaCote was first elected in 2003, and served the citizens of the 95th District from 2004 to 2016. After completing her 6th full term, she decided not to seek re-election. This Resolution recognized Delegate BaCote on her retirement from the Virginia House of Delegates. The Newport News City Council expressed appreciation for her many valuable contributions to the City of Newport News, the Hampton Roads Region, and the Commonwealth of Virginia. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

F. Consent Agenda Continued

5. Resolution to Comply with the Virginia Department of Transportation (VDOT) Requirement to Formally Add to the City's Street Maintenance Inventory an Increase in Lane Mileage for Street Maintenance Payments

A RESOLUTION OF THE COUNCIL OF THE CITY OF NEWPORT NEWS, VIRGINIA, REQUESTING THAT THE VIRGINIA DEPARTMENT OF TRANSPORTATION INCLUDE FOR MAINTENANCE PAYMENT PURPOSES THOSE STREETS LISTED HEREIN. This resolution complied with the VDOT requirement to formally add to the City's street maintenance inventory an increase in lane mileage of identified streets for street maintenance payments. The City's street maintenance inventory was reported to VDOT for State payment to the locality for maintenance purposes, and required a resolution of City Council. The streets had been constructed to the standards required by the State and were eligible for State maintenance funds. This resolution complied with VDOT's request and would formally add the lane mileage. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

6. Resolution Authorizing the City Manager to Execute the Statement of Agreement by and between the City and the Virginia Department of Health (Peninsula Health District)

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN STATEMENT OF AGREEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND THE COMMONWEALTH OF VIRGINIA, DEPARTMENT OF HEALTH (PUBLIC HEALTH SERVICES PROVIDED TO THE CITY). This resolution authorized the City Manager to execute the Statement of Agreement by and between the City and the Virginia Department of Health for services provided by the Peninsula Health District. The City entered into an agreement annually with the Virginia Department of Health (VDH) for the provision of public health services. The Statement of Agreement began July 1, 2015 and covered Fiscal Year 2015. For FY 2016, VDH would provide \$2,786,335.00 in State funds to support public health services. The FY 2016 local share for the City of Newport News was \$1,974,190.00, which was included in the FY 2016 General Fund Operating Budget. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

G. Other City Council Actions

1. Ordinance Amending City Code, Chapter 40.2, Enterprise Zones, Technology Zones and Tourism Zones, by Adding New Article IV., Defense Production Zones

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 40.2, ENTERPRISE ZONES, TECHNOLOGY ZONES AND TOURISM ZONES, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, BY ADDING THERETO A NEW ARTICLE, NAMELY, ARTICLE IV., DEFENSE PRODUCTION ZONES. This ordinance amended the City Code, Chapter 40.2., Enterprise Zones, Technology Zones and Tourism Zones, by adding new Article IV, Defense Production Zones. Section 58.1-3853 of the Code of Virginia enabled localities to establish Defense Production Zones (DPZ). Within these zones, a locality may grant incentives and provide certain regulatory flexibility to defense production businesses. Establishment of a DPZ, bounded generally by Warwick Boulevard, Huntington Avenue, 34th Street and 42nd Street, was recommended. As was the case in the already established Enterprise Zone and Tourism Zone programs, before incentives were delivered on any project, a performance agreement would be negotiated and put in place. The City Manager recommended approval.

Mr. Tom Cosgrove, Manager of Corporate Citizenship and Government Relations, Newport News Shipbuilding, a division of Huntington Ingalls Industries, was available to answer questions.

Councilman Bateman moved adoption of the above ordinance; seconded by Councilwoman Scott.

Councilwoman Cherry referenced Sec. 40.2-34. Incentives and regulatory flexibility, (b) . . . (iii) exemption from city ordinances. . . , and requested an example of an exemption from City ordinances. City Manager Bourey replied one could agree to certain exemptions where the City ordinance required certain pieces of construction. City Attorney Owens replied that he was unsure what could be exempt from a City ordinance, for example, the Building Code was State required, and nothing could be exempt from the Building Code; and there was no reason to exempt from the Zoning Code, because re-zoning was allowed. He could not think of anything that would be exempt from a City ordinance. Councilman Bateman inquired whether this could address something that may occur in the future. City Attorney Owens responded yes.

Councilwoman Woodbury indicated that Councilwoman Cherry had not received an answer to her question. Councilwoman Cherry confirmed that she had not received an answer to her question. City Attorney Owens indicated that he was unsure why the statement would be included.

Mayor Price inquired whether there was any reason to strike the statement, "exemption from City ordinances" from the ordinance. Councilwoman Cherry inquired whether

G. Other City Council Actions Continued

1. Ordinance Amending City Code, Chapter 40.2, Enterprise Zones, Technology Zones and Tourism Zones, by Adding New Article IV., Defense Production Zones Continued

there was any reason to leave the clause in the ordinance, and whether the clause could be added later. City Attorney Owens replied that the ordinance could always be amended later. Councilwoman Woodbury suggested that the ordinance could be amended now. City Attorney Owens replied that the ordinance could always be amended.

Councilwoman Woodbury moved to amend the ordinance by “striking the exemption from City ordinance language”; seconded by Councilwoman Cherry.

City Manager Bourey stated the only issue that he could see was where there would be, as was done with Enterprise Zones, some benefit lured with some waiving of revenues coming in. City Attorney Owens indicated that would fall under incentive adopted by ordinance. Councilman Bateman inquired whether it could be affected by something that would happen at the Virginia General Assembly in the future. City Attorney Owens responded that was possible. Councilman Bateman suggested that leaving the language in would cause no harm. Councilwoman Cherry responded that removing the language would cause no harm with an amendment later. Councilwoman Woodbury concurred that it could be corrected later. City Attorney Owens reiterated that the ordinance could always be amended by City Council later.

Councilman Bateman inquired whether action was needed at tonight’s meeting. City Manager Bourey responded, yes, action was needed at this meeting. He recommended that the language be deleted for now, unless Mr. Cosgrove thought differently.

Mr. Cosgrove stated that the language about an exemption from city ordinance could be a possible benefit within a Defense Production Zone. The State Code permitted Defense Production Zones. It listed different incentives that localities could offer in that zone, and exemption from local ordinance was one of the items. Councilwoman Cherry inquired whether that was in the State Code. Mr. Cosgrove responded yes, that was in the State Code that permitted localities to set up defense production zones. He believed, when the ordinance was drafted, that language was echoed.

The amended motion was dropped and Council considered the original motion made by Councilman Bateman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman
Nays: None

G. Other City Council Actions Continued

2. Ordinance Authorizing the Issuance of up to \$145,000,000 General Obligation General Improvement (GOGI) Refunding Bonds and/or Water Refunding Bonds

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE HUNDRED FORTY-FIVE MILLION DOLLARS (\$145,000,000) PRINCIPAL AMOUNT OF GENERAL OBLIGATIONS OF THE CITY OF NEWPORT NEWS, VIRGINIA, IN THE FORM OF CITY OF NEWPORT NEWS, VIRGINIA, GENERAL OBLIGATION GENERAL IMPROVEMENT REFUNDING BONDS AND/OR GENERAL OBLIGATION WATER REFUNDING BONDS FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND AND REDEEM CERTAIN OUTSTANDING GENERAL OBLIGATION GENERAL IMPROVEMENT BONDS AND/OR GENERAL OBLIGATION WATER BONDS OR OTHER GENERAL OBLIGATIONS OF SUCH CITY; AUTHORIZING THE SALE OF SUCH BONDS; FIXING THE FORM, DENOMINATION AND CERTAIN OTHER DETAILS OF SUCH BONDS; PROVIDING FOR THE SALE OF SUCH BONDS AND DELEGATING TO THE CITY MANAGER CERTAIN POWERS WITH RESPECT THERETO; AUTHORIZING THE PREPARATION AND DELIVERY OF THE PRELIMINARY OFFICIAL STATEMENT AND FINAL OFFICIAL STATEMENT RELATING TO SUCH BONDS; AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER A CONTINUING DISCLOSURE CERTIFICATE OR A CONTINUING DISCLOSURE AGREEMENT RELATING TO SUCH BONDS; AUTHORIZING THE APPOINTMENT OF AN ESCROW AGENT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT BY AND BETWEEN THE CITY AND SUCH ESCROW AGENT AND THE PURCHASE OF THE SECURITIES TO BE HELD THEREUNDER; AND AUTHORIZING THE DESIGNATION OF THE REFUNDING BONDS FOR REDEMPTION. This ordinance provided a standing authorization for the duration of calendar year 2016 to issue up to \$145 million for General Obligation Improvement (COGI) Refunding Bonds and/or Water Refunding Bonds. The proposed ordinance allowed the City to refund certain outstanding issues of General Improvement Bonds and/or Water Bonds in advance of their stated maturities. The City's financial advisor, Public Financial Management, Inc. (PFM) advised this action in response to potential low interest rates in the municipal bond market. This ordinance restricted the issue of Refunding Bonds to market conditions that would result in a net present value savings to the City of not less than three percent (3%). The City Manager recommended approval.

(No registered speakers)

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

G. Other City Council Actions Continued

3. Resolution Authorizing a Five (5) Year License Agreement for the Maintenance and Use of Boundary Road and Directing the City Manager to Execute the License Agreement By and Between the City and Mariners' Museum

A RESOLUTION APPROVING A FIVE YEAR LICENSE AGREEMENT CONCERNING STREET REPAIRS AND USE OF EAST BOUNDARY ROAD (A/K/A E. BOUNDARY ROAD) IN NEWPORT NEWS, VA AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN LICENSE AGREEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND THE MARINERS' MUSEUM DATED THE 26TH DAY OF JANUARY, 2016. This resolution authorized a five (5) year license agreement for the maintenance and use of East Boundary Road and directed the City Manager to execute the license agreement by and between the City of Newport News and the Mariners' Museum. East Boundary Road was a private street owned by the Mariners' Museum which served as a key portion of the One City Marathon race route. In a review of the proposed race route, East Boundary Road was observed by the City to have a number of potholes and other surface deficiencies. This resolution authorized the City Manager to execute a five (5) year agreement that supported the provision of street repair and materials, and labor prior to the annual Marathon. The total cost of the repair materials was estimated by the City to be approximately no more than \$5,000 per year. Material costs would come from the General Fund annual operating budget. Installation costs would be absorbed by Public Works as an operating budget expense. The City Manager recommended approval.

(No registered speakers)

Councilwoman Woodbury moved adoption of the above resolution; seconded by Councilwoman Vick.

Councilwoman Cherry inquired about the cost to repair the road without having to make improvements every five years, which totaled \$25,000. City Manager Bourey stated that he did feel that was cost effective, and was working out a longer-term solution with the Mariners' Museum. He stated the resolution before City Council was just in case a long-term solution was not reached, and the City would have the ability to go in and make repairs; however, he was looking at a longer term solution to make significant repaving work, and share the cost with the Mariners' Museum. He did not think it should be up to the City to bare 100% of the cost.

Councilwoman Cherry inquired whether the City had looked at the total cost to repair the road; and questioned, if approved, the City would pay \$5,000 per year, up to five years. City Manager Bourey replied that the base was not fully stable along the roadway, and to stabilize it would call for significant reconstruction, which the City would work toward doing with the Mariners' Museum, so not to incur any cost annually to fill potholes which were eroded

G. Other City Council Actions Continued

3. Resolution Authorizing a Five (5) Year License Agreement for the Maintenance and Use of Boundary Road and Directing the City Manager to Execute the License Agreement By and Between the City and Mariners' Museum Continued

due to an unstabilized base. City Manager Bourey shared the same concerns, and advised the City would continue to work with the Mariners' Museum to reach a better longer-term solution. Councilwoman Cherry inquired whether a study had been done. City Manager Bourey replied that a study had been done, at an approximate cost of \$30,000 to do an overall fix for the project. If a solution could not be reached, going forward, partnering with the Mariners' Museum, the City would find another solution. The difficulty was for the City to improve a roadway that was not primarily City owned.

Councilwoman Woodbury suggested a two year agreement, rather than five years. City Attorney Owens replied that the Agreement before City Council allowed either part to terminate the Agreement with a ninety-day notice.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

4. Item 1 of 2: Department of Engineering – Additional Funds from the Virginia Department of Environmental Quality Stormwater Local Assistance Fund (SLAF): Construction of Glen Allen and Turnberry Stream Restoration Projects

A RESOLUTION APPROPRIATING FUNDS FROM STATE REVENUE (\$55,036.00) TO GLEN ALLEN AND TURNBERRY STREAM RESTORATION PROJECTS (\$55,036.00). This resolution appropriated \$55,036.00 from the Virginia Department of Environmental Quality Stormwater Local Assistance Fund (SLAF) for the Construction of Glen Allen and Turnberry Stream Restoration Projects. The Glen Allen Stream Restoration Project was in the Carleton Falls Subdivision in the north section of the City. The Turnberry Stream Restoration Project was along the north branch of Lucas Creek between Loch Ness Drive and the Jefferson Commons Shopping Plaza. Both channels were experiencing severe erosion, degradation, instability, and presented significant risk exposure to existing structures. The proposed improvements would enhance the structural integrity of both channels, increase flood plain connectivity, and provide stormwater attenuation. City Council previously appropriated SLAF funds of \$379,358.00, the City's original grant award. Based on construction bids received, the City received an additional \$55,036.00 in SLAF funds, bringing the total grant fund award to \$434,394.00. The City match of \$521,000.00 was available from previously appropriated stream restoration project funds. The City Manager recommended approval.

(No registered speakers)

G. Other City Council Actions Continued

4. Item 1 of 2: Department of Engineering – Additional Funds from the Virginia Department of Environmental Quality Stormwater Local Assistance Fund (SLAF): Construction of Glen Allen and Turnberry Stream Restoration Projects Continued

Councilwoman Scott moved adoption of the above resolution; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

5. Item 2 of 2: Resolution Authorizing the City Manager to Execute a Grant Agreement between the City and the Virginia Department of Environmental Quality (DEQ)

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN GRANT AGREEMENT BY AND BETWEEN THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY AND THE CITY OF NEWPORT NEWS, VIRGINIA, DATED THE 26TH DAY OF JANUARY, 2016, FOR STORMWATER PROJECTS. This resolution authorized the City Manager to execute a Grant Agreement between the City and the Virginia Department of Environmental Quality (DEQ) for the Glen Allen and Turnberry Stream Restoration Projects. The City had competed for, and successfully secured, a Stormwater Local Assistance Fund (SLAF) matching grant from the DEQ to support the construction of the Glen Allen and Turnberry Restoration Projects. The DEQ required the City to execute a Grant Agreement for use of the SLAF funding. The City Manager recommended approval.

(No registered speakers)

Councilwoman Vick moved adoption of the above resolution; seconded by Councilwoman Woodbury.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

H. Appropriations

Councilwoman Scott moved adoption of Appropriations, Item 1, as shown below; seconded by Councilwoman Vick.

H. Appropriations Continued

1. Department of Engineering – FY 2016 Bond Authorization, Sanitary Sewer Rehabilitation Category: Construction of 34th Street Sanitary Sewer

A RESOLUTION APPROPRIATING FUNDS FROM BONDS AUTHORIZED AND UNISSUED (\$800,000.00) TO 34th STREET SANITARY SEWER REHABILITATION (\$800,000.00). This resolution appropriated \$800,000.00 from the FY 2016 Bond Authorization, Sanitary Sewer Rehabilitation Category, for the construction of the 34th Street Sanitary Sewer Project. The scope of the project consisted of the rehabilitation and replacement of the existing deteriorating sanitary sewer mains that ran along 34th Street, from Madison Avenue to Marshall Avenue, and along Marshall Avenue and 33rd Street, between Marshall Avenue and Wickham Avenue. Portions of the multiple sewer mains along 34th Street would be consolidated and re-routed to improve operations and maintenance. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

I. Citizen Comments on Matters Germane to the Business of City Council

Mr. Antonio Thompson, 1211-25th Street, Newport News, addressed City Council on the topic of public safety and security, as well as the importance of recycling. He further stated the alchemy of scrap metaling would lead to silver and gold. Scrap metal opened the door for the green revolution. He suggested the City begin industrializing its prison system.

Mr. Thompson urged citizens to support the Newport News Police Foundation, and support an armed Neighborhood Watch. He stated the Newport News Police Department needed assistance.

Regarding public safety and security, Mr. Thompson asked citizens to pray for the United States Navy and military men and women around the world.

Mr. A. C. Pulliam, Jr., 239 Falcon Drive, Newport News, thanked Councilmembers Bateman, Scott, and Woodbury for contacting him regarding speed bumps on Maxwell Lane as a traffic calming measure. He commended Councilwoman Scott, who represented the North District, but expressed concern for issues happening throughout the entire City. He urged all members of City Council to share similar interests.

I. Citizen Comments on Matters Germane to the Business of City Council
Continued

Mr. Barry Butler, Government Relations Specialist, Peninsula Housing and Builders Association (PHBA), 760 McGuire Place, Newport News, thanked members of City Council for their commitment and service to the City, on behalf of approximately 200 businesses and organizations represented by the PHBA, and their Board of Directors. He shared that the PHBA had acted as a voice for its members on issues that affected the housing and building industry since 1956. The PHBA worked to protect economic growth and strived to keep housing affordable. Through public and legislative efforts, PHBA hoped to educate the public and keep the building industry thriving. The PHBA supported and promoted smart growth policies, which addressed how to best plan for and manage when and where new residential and commercial development, schools and major highways should be built, how and where to preserve meaningful open space and protect environmentally sensitive areas, and how to pay for the infrastructure required to serve a growing population. The PHBA worked with locally elected governments to balance competing interests and assure the realities of the housing marketplace were a part of local decision-making. The PHBA encouraged decisions based on direct citizen input that best reflected the needs, desires, and priorities of the community (a copy of Mr. Butler's remarks are attached and made a part of these minutes).

J. New Business and Councilmember Comments

For the benefit of the audience, City Manager Bourey advised of an economic development announcement about the \$25.7 million expansion of Printpak, a business located in the Oakland Industrial area of Newport News, adding an additional 50 jobs over the next four years. He expressed his delight of the business' expansion in Newport News. The Honorable Terry McAuliffe, Governor of the Commonwealth of Virginia; and The Honorable Maurice Jones, Secretary of Commerce and Trade for the Commonwealth of Virginia, joined members of City Council at the Economic Announcement and Reception, held on Tuesday, January 26, 2016, 11:00 a.m. at the Newport News Marriott at City Center (740 Town Center Drive).

City Manager Bourey stated that progress continued regarding the construction of Jim's Local Market in the Southeast Community. He advised that a significant milestone had occurred, sharing that a dry closing was held on Tuesday, January 26, 2016, and a funding of the new market tax credits for the project would be held on Wednesday, January 27, 2016. He advised the City would realize a savings of \$1.9 - \$2 million on construction costs. He further advised that the City was in the process of finalizing lease documents with Mr. Jim Scanlon, Owner/Operator of Jim's Local Market. City Manager Bourey commended Ms. Florence Kingston, Director, Department of Development, and staff, for their hard work and tireless efforts on the project. He indicated that an expected opening for Jim's Local Market would occur in the Spring, 2016.

City Manager Bourey provided comments to update the City Council and citizens about the One City Marathon races and events, scheduled for Friday, March 11, 2016 – Sunday, March 13, 2016. He stated that registration had begun, and expected registrations to surpass that

J. New Business and Councilmember Comments Continued

of 2015 by more than 50%. He announced that a number of speakers had been acquired for the Pasta Dinner, scheduled for Saturday, March 12, 2016, at the Newport News Marriott at City Center (740 Town Center Drive). Speakers would include Mr. Roger Brown, a retired professional Hall of Fame football player, and owner of The Cove Tavern (711 Lakefront Commons, Newport News) and Roger Brown's Restaurant and Sports Bar (316 High Street, Portsmouth) to share his health journey transitioning from football to entrepreneur and citizen. Other activities for the One City Marathon included a Health and Wellness Expo on Friday and Saturday, March 11-12, 2016, as well as an event at the Downing-Gross Cultural Arts Center (2410 Wickham Avenue) on Friday, March 11, 2016; and a fun event for the kids at King-Lincoln Park on Saturday, March 12, 2016. City Manager Bourey further commented on his discussions to reduce the costs for the One City Marathon. He advised that staff had been working very diligently to control costs, without compromising the quality of the event.

City Manager Bourey announced that the City would not pursue the installation of speed bumps on Maxwell Lane, but would look at different traffic calming alternatives.

Councilwoman Cherry thanked all of the citizens for their attendance and participation at the meeting and to express their points of view. She reiterated that their voices mattered. She stated that City Council was committed and they did care.

Councilwoman Cherry congratulated Mr. Charles A. "Chuck" Hall on his retirement as Executive Director of the Hampton-Newport News Community Services Board after 33 years of service. She thanked him and his staff for their service to the community.

Councilwoman Cherry congratulated Ms. Natalie Ward on her appointment as successor to Mr. Hall as Executive Director. Councilwoman Cherry advised that Ms. Ward was a hard worker. She looked forward to working with her and seeing great things happen at the agency under her leadership.

Councilwoman Cherry congratulated Delegate Mamye BaCote on her retirement from the Virginia House of Delegates, as she had served the Newport News community well. She congratulated Delegate Marcia Price, on her election to the Virginia House of Delegates, representing the 95th District.

Councilwoman Cherry commended the Department of Human Services, and Ms. Venerria Thomas, Executive Director, and staff on their All Agency Day, held Friday, January 15, 2016, in the Family Life Center, an extension of Gethsemane Baptist Church (5405 Roanoke Avenue). The event was an "in-service day" for the staff of the Department of Human Services.

Councilwoman Cherry congratulated Mr. Linwood DeBrew and the Greater Southeast Development Corporation, who through the Moton Community House, on Martin Luther King Day, January 18, 2016, hosted the T.A.S.T.E. Program (Take A Student To Eat) at Pearlie's Restaurant (2108 Jefferson Avenue). She thanked the operators, Mikel and Evelyn Azeem, for allowing the T.A.S.T.E. Program to be held at Pearlie's Restaurant, during "A Day of

J. New Business and Councilmember Comments Continued

Service.” The theme for the program was about entrepreneurship – teaching young people that they could also be entrepreneurs as they explored future careers.

Councilwoman Cherry indicated that she had a great time during the Mayor’s Book Club monthly readings. She encouraged citizens interested in reading to children to contact the City Clerk’s Office and provide their name and contact information. The readings were held once each month at one of four Early Childhood Centers. Councilwoman Cherry thanked Mayor Price for heading up this initiative.

Councilwoman Cherry thanked City Manager Bourey and his staff for their work on the One City Marathon. She expressed her excitement about the Marathon, and announced that she and her colleague, Councilwoman Tina Vick, would participate in the Maritime 8K event once again. She wanted the community to know they were excited in uplifting King-Lincoln Park. She encouraged the community to come out and get involved.

Vice Mayor Coleman thanked Chief R. B. Alley, Newport News Fire Department (NNFD), and staff, for hosting the Regional Active Shooter Response Roundtable, held Wednesday, January 13, 2016, at Christopher Newport University. The training was developed by the Emergency Management Institute (the scenario discussed was an active shooter at a local mall). There were 64 participants, which included representatives from local, state, and federal agencies. He thanked Chief Alley for allowing him the opportunity to participate in this excellent event. It was a great opportunity to get everyone together to discuss this unfortunate trend occurring in the country. It was important to get the First Responders prepared for those types of acts.

Vice Mayor Coleman congratulated Chief Alley, Newport News Fire Department, the firefighters and public safety professional that were recognized at the NNFD Annual Recognition Ceremony, held January 21, 2016, 6:00 p.m., at Jefferson Lab (12000 Jefferson Avenue). He gave kudos to all of the First Responders that received awards.

Vice Mayor Coleman thanked City Manager Bourey, Ms. Lisa Cipriano, Director, Department of Budget and Evaluation, and staff for a great Retreat, held on Tuesday, January 19, 2016, at the Mariners’ Museum (100 Museum Drive) for their presentation to discuss the City’s 5-Year Financial Forecast. He stated the City was positioned well and he looked forward to great things happening in the future.

Vice Mayor Coleman echoed remarks of City Manager Bourey about the Economic Development Announcement about the \$25.7 million expansion of Printpak adding an additional 50 jobs, with an average salary of \$42,000 per year. He was appreciative of Printpak’s investment into the City.

Vice Mayor Coleman announced that Luigi’s Italian Restaurant was scheduled to re-open on Monday, February 1, 2016, at their original site, located at 15400 Warwick Boulevard. He encouraged citizens to stop by for lunch.

J. New Business and Councilmember Comments Continued

Mayor Price thanked the Greater Hilton Kiwanis Club for their \$1,000 donation to the Mayor's Book Club. Donations were welcomed by anyone wishing to contribute. Mayor Price advised that the Greater Hilton Kiwanis Club continued to support the Mayor's Book Club because they realized the importance of reading to the preschoolers and Elementary School children.

Mayor Price thanked the City employees that worked hard over the weekend of January 16-17, 2016 as Newport News and the state experienced historic low temperatures and record snowfall. He expressed appreciation to those employees who worked to keep the City in operation.

Mayor Price invited citizens to join the City Council on Tuesday, February 2, 2016, at 12:00 noon, at the Virginia Living Museum (524 J. Clyde Morris Boulevard) for the Groundhog Shadow Ceremony. He stated that our local groundhog, Chesapeake Chuck had been campaigning to have Mr. Bill Murray, star of the movie Groundhog Day, join him at the ceremony. In honor of the event, Mayor Price and his colleagues on the Newport News City Council, proclaimed Tuesday, February 2nd as Bill Murray Day in Newport News. He encouraged citizens to attend the ceremony to see if Chesapeake Chuck saw his shadow and to see if Bill Murray visited the City of Newport News.

Councilwoman Scott advised that New Beech Grove Community Development Corporation, associated with New Beech Grove Baptist Church (326 Tabbs Lane, Newport News) had entered into an initiative to collect water for citizens in Flint, Michigan, who struggled with potable water. They partnered with several organizations including the Tidewater-Peninsula Baptist Association (TPBA), the City of Newport News, Delta Sigma Theta Sorority, Inc., and Hampton University, in an effort to send water to Flint, Michigan, due to a drinking water contamination crisis (Flint Michigan had changed its water source from Detroit's treated water system. High levels of lead plagued Flint's municipal water supply, prompting emergency measures to keep residents safe). She encouraged citizens to purchase water and deliver it to New Beech Grove Baptist Church (326 Tabbs Lane, Newport News, Monday – Friday, 9:00 a.m. -5:00 p.m., until February 3, 2016). Special drop-off times could be arranged by contacting the church. Monetary donations were also needed to help with water and shipping expenses. All donations were tax deductible and would be used fully toward the Flint, Michigan water crisis. Water would be shipped to Catholic Charities, 901 Chippewa Street, Flint, Michigan on February 6, 2016.

Councilwoman Scott advised that the North District Town Hall Meeting scheduled for January 25, 2016, was cancelled due to possible unsafe road conditions from the January 2016 snowstorm. The Volunteer Recognition Reception was rescheduled for Friday, February 12, 2016, 5:30 p.m., at the Denbigh Community Center (15198 Warwick Boulevard). All Volunteers of the 14th Annual Holiday Food Drive were asked to attend to be acknowledged and thanked for their service to the North District.

J. New Business and Councilmember Comments Continued

Councilwoman Vick congratulated Mr. Charles A. “Chuck” Hall on his retirement as Executive Director of the Hampton-Newport News Community Services Board after 33 years of service. She thanked him and his staff for their service throughout the Hampton Roads Region.

Councilwoman Vick congratulated Ms. Natalie Ward on her appointment as successor to Mr. Hall as Executive Director. Councilwoman Vick stated that she and Ms. Ward had been working together, along with Ms. Venerria Thomas, Executive Director, Department of Human Services, to plan the 1st Poverty and Economics in Hampton Roads Symposium, scheduled for Thursday, February 18, 2016, 8:00 a.m. - 1:00 p.m., at the Downing-Gross Cultural Arts Center (2410 Wickham Avenue). All citizens were invited to attend. She reiterated that the Newport News Office of Human Affairs (OHA), a community action agency, was approaching 50 years of the “War on Poverty.” The Symposium would take a look at how the Hampton Roads community had helped people become self-sufficient. That time would also be used to build a road map of what needed to be done for the next 50 years, and to help citizens to better navigate their lives. The cost of the Symposium would be \$25.00, and included lunch. All of the proceeds would go to help individuals in emergency situations that could not be covered by grants or other temporary funds awarded to needy families.

Councilwoman Vick wished her colleague and councilmember, Dr. Patricia Woodbury a Happy Birthday. Councilwoman Woodbury would celebrate her birthday on Wednesday, January 27, 2016.

Councilwoman Woodbury stated it was exciting to have Governor McAuliffe in Newport News for the Printpak Economic Development Announcement. She echoed remarks of her colleagues about the Economic Development Announcement about the \$25.7 million expansion of Printpak adding an additional 50 jobs, with an average salary of \$42,000 per year. She was appreciative of Printpak’s investment into the City. She welcomed Luigi’s Italian Restaurant back to the City. Luigi’s Italian Restaurant was scheduled to re-open on Monday, February 1, 2016, at their original site, located at 15400 Warwick Boulevard.

Councilwoman Woodbury expressed her support for the One City Marathon, scheduled for Friday, March 11, 2016 – Sunday, March 13, 2016. She thanked City Manager Bourey who promised that he would try to save money and reduce the costs associated with the One City Marathon activities and events.

Councilwoman Woodbury issued an invitation to her colleagues to attend St. Andrew’s Episcopal Church, who would honor First Responders in the community during a special Sunday Service, on January 31, 2016, 10:30 a.m., to include lunch. The First Responders and their families were invited and welcome to attend.

J. New Business and Councilmember Comments Continued

Councilwoman Woodbury attended the Public Transportation Advocacy Day (a Legislative Day of Action), hosted by the Virginia Transit Association (VTA), in Richmond, on Monday, January 25, 2016, for an advocacy issues briefing. Following the briefing, the VTA "Transportation Choices" Legislative Reception was held at Old City Hall. The Honorable Terry McAuliffe, Governor of the Commonwealth, the Honorable Aubrey Layne, Secretary of Transportation for the Commonwealth of Virginia, as well as Ms. Jennifer Mitchell, DRPT (Department of Rail and Public Transportation) Director, were in attendance at the VTA Reception.

Councilwoman Woodbury advised that she and her colleagues were scheduled to attend the Virginia Municipal League (VML) Day at the Capitol on Wednesday, January 27, 2016, to interact with members of the Virginia General Assembly. The Honorable Terry McAuliffe was also scheduled to attend and present awards to Middle School Students in the "If I Were Mayor" State Essay Contest at the Library of Virginia. Governor McAuliffe presented awards to one statewide winner and seven regional winners of the VML contest. More than 1,000 entries were received. The 2016 Statewide winner was Ms. Lily McClung, Fishersville; Other winners were: Region 1, Ms. Sumer Grace Lloyd, Bristol; Region 2, Ms. Simran Kaur Gill, Salem; Region 3, Ms. Lily McClung, Fishersville; Region 4, Ms. Grace Coover, Petersburg; Region 5, Mr. Evan Landford, Falls Church; Region 6, Ms. Brynley Meadows, Culpeper; Region 7, Mr. Alexander Elstun, Chesterfield County; and Region 8, Ms. Alyssa Levy, King William County.

Regarding the One City Marathon, Councilman Bateman inquired whether sponsorships were still available. City Manager Bourey advised that the City had received a great response, but sponsorships were still available. Councilman Bateman suggested that members of City Council could assist in raising funds, with such interest in saving money on the event.

Councilman Bateman reiterated remarks of his colleagues about the Economic Development Announcement about the \$25.7 million expansion of Printpak adding an additional 50 jobs, with an average salary of \$42,000 per year. He stated it was great having Governor McAuliffe involved in the Economic Development Announcement. It was great to have someone transcending politics, working for a common goal to get something done in the name of development that helped the entire State of Virginia, and diversified the local economy two years before sequestration.

Councilman Bateman commended Ms. Florence Kingston, Director, Department of Development, and staff, for their hard work and tireless efforts on the many economic development projects coming to the City.

Councilman Bateman thanked the City employees that worked hard over the weekend of January 16-17, 2016 as Newport News and the state experienced historic low temperatures and record snowfall. He expressed appreciation to those employees who worked to keep the City streets cleaned and the City in operation.

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January 26, 2016

K. Adjourn

Mayor Price adjourned the meeting by addressing the citizens. He stated, "May what you say and do uplift the City of Newport News."

THERE BEING NO FURTHER BUSINESS,
ON MOTION, COUNCIL ADJOURNED AT 8:13 P.M.



Mabel Washington Jenkins, MMC
City Clerk

McKinley L. Price, DDS
Mayor
Presiding Officer

A true copy, teste:

City Clerk

F. Consent Agenda

4. Resolution Canceling the Regularly Scheduled Second City Council Meetings of July, August, and December 2016

ACTION: A REQUEST TO APPROVE A RESOLUTION CANCELING THE REGULARLY SCHEDULED CITY COUNCIL MEETINGS FOR JULY 26, 2016, AUGUST 23, 2016 AND DECEMBER 27, 2016.

BACKGROUND:

- Cancellation of the second regularly scheduled meetings in July and August accommodates summer vacation schedules and is consistent with City Council action taken in previous years.
- In the same regard, cancellation of the second meeting in December accommodates holiday vacation schedules.
- Taking action at this time to officially cancel the three (3) meetings will allow staff sufficient time to plan and schedule agenda items, as well as comply with other requirements for certain items of business.
- The City Manager recommends approval.

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

sdm14102 Reso Canceling the Regular Meetings of 7-26-16, 8-23-16 and 12-27-16

RESOLUTION NO. _____

A RESOLUTION CANCELING THE REGULAR COUNCIL MEETINGS OF JULY 26, 2016, AUGUST 23, 2016, AND DECEMBER 27, 2016.

WHEREAS, Sec. 4.06 of the Newport News City Charter provides that the City Council is to provide for the time and place of regular meetings which shall not be less frequently than once per month; and

WHEREAS, Sec. 2-21 of the City Code establishes the time and place of regular council meetings, but provides that changes to the schedule may be made by the council pursuant to resolution of the council; and

WHEREAS, the City Council wishes to cancel its regular meetings of July 26, 2016, August 23, 2016 and December 27, 2016.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Newport News, Virginia, that it desires to, and hereby does, cancel its regular meetings of July 26, 2016, August 23, 2016 and December 27, 2016.

BE IT FURTHER RESOLVED that the City Clerk shall immediately cause a notice of this meeting cancellation and rescheduling action to be published in a newspaper generally circulated in Newport New in order to inform the public of the Council's action.

F. Consent Agenda

5. Ordinance Authorizing the Acceptance of Streets and Public Improvements in the Turtle Creek Subdivision, Sections 5, 6 and 7

ACTION: A REQUEST TO ADOPT AN ORDINANCE ACCEPTING THE STREETS AND PUBLIC IMPROVEMENTS IN THE TURTLE CREEK SUBDIVISION, SECTIONS 5, 6 AND 7.

BACKGROUND:

- A final inspection was conducted on January 4, 2016 following the required one year warranty period of the Turtle Creek Subdivision Sections 5, 6 and 7.
- The inspection indicates compliance with all requirements.
- Once accepted, the streets which were constructed at the owner's expense will be eligible for State Maintenance reimbursements to the City.
- The City Manager recommends approval.

FISCAL IMPACT: • N/A

ATTACHMENTS:

Description

CM Memo re Accepting Streets in Turtle Creek Subdivision

Location Map

sdm14100 Street Acceptance re Turtle Creek, Sections 5, 6 and 7

CITY OF NEWPORT NEWS

OFFICE OF THE CITY MANAGER

February 3, 2016

TO: The Honorable City Council

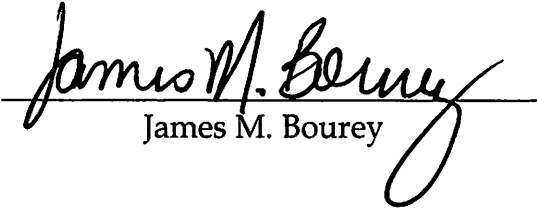
FROM: City Manager

SUBJECT: Acceptance of Streets and Public Improvements for Turtle Creek Subdivision

City Council is requested to adopt an ordinance accepting the streets and public improvements in the Turtle Creek Subdivision, Sections 5, 6 and 7 into the City system.

A final inspection has been made of portions of Loggerhead Drive (50' right-of-way), Sea Turtle Way (50' right-of-way) and Leonard Lane (50' right-of-way) and the inspection reveals that the owner has complied with all requirements as stated in the Subdivision Ordinance.

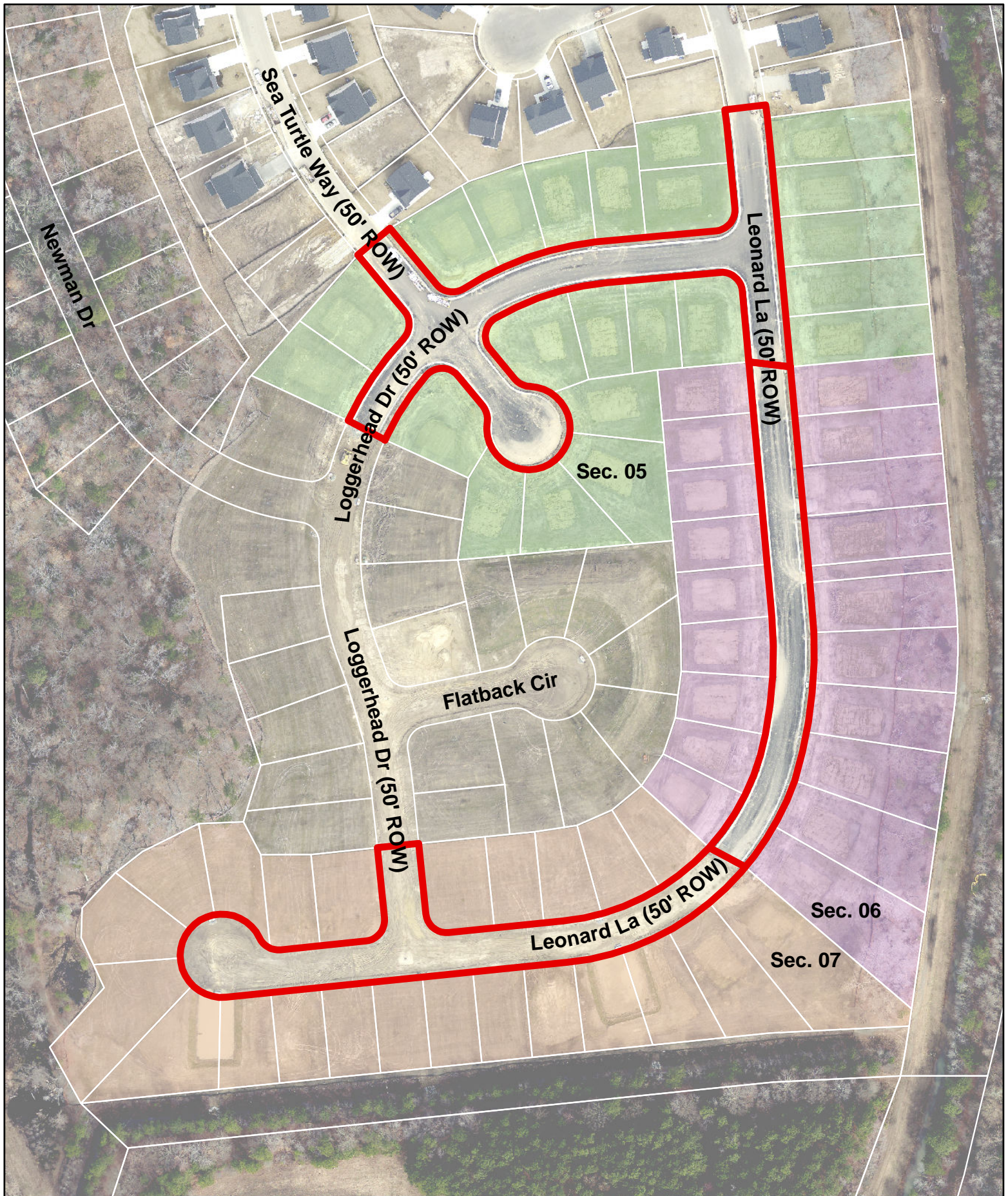
It is recommended that City Council adopt the ordinance accepting the streets and public improvements in the Turtle Creek Sections 5, 6 and 7 Subdivision into the City System.


James M. Bourey

JMB:SKD:mjd

Attachment

cc: Everett Skipper, Director, Department of Engineering



CITY OF NEWPORT NEWS, VIRGINIA

Turtle Creek Subdivision Sections 5, 6, & 7 50' Right-of-Way Acceptance



ORDINANCE NO. _____

AN ORDINANCE TO ACCEPT SEA TURTLE WAY, LOGGERHEAD DRIVE AND LEONARD LANE, TURTLE CREEK SUBDIVISION, SECTION 5; LEONARD LANE, TURTLE CREEK SUBDIVISION, SECTION 6; AND LOGGERHEAD DRIVE AND LEONARD LANE, TURTLE CREEK SUBDIVISION, SECTION 7; AND THE PHYSICAL IMPROVEMENTS CONTAINED THEREIN AND THEREON INTO THE CITY STREET SYSTEM.

WHEREAS, **ROBINSON TERRACE ASSOCIATES, LLC**, a Virginia limited liability company, owner of a certain subdivision in the City of Newport News, as shown on a certain plat entitled, "Section 5 Turtle Creek", dated December 5, 2012, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on January 16, 2013, in the Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130001010, has requested the City of Newport News to accept into the City System of Streets for public maintenance that certain streets named Sea Turtle Way, Loggerhead Drive and Leonard Lane, and the physical improvements which were required and constructed pursuant to the various ordinances of the City of Newport News and which have been approved by the City for acceptance; and

WHEREAS, **ROBINSON TERRACE ASSOCIATES, LLC**, a Virginia limited liability company, owner of a certain subdivision in the City of Newport News, as shown on a certain plat entitled, "Section 6 Turtle Creek", dated January 10, 2013, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on January 17, 2013, in the Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130001142, has requested the City of Newport News to accept into the City System of Streets for public maintenance that certain street named Leonard Lane, and the physical improvements which were required and constructed pursuant to the various ordinances of the City of Newport News and which have been approved by the City for acceptance; and

WHEREAS, **ROBINSON TERRACE ASSOCIATES, LLC**, a Virginia limited liability company, owner of a certain subdivision in the City of Newport News, as shown on a certain plat entitled, "Section 7 Turtle Creek", dated October 10, 2013, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on October 25, 2013, in the Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130019473, has requested the City of Newport News to accept into the City System of Streets for public maintenance that certain streets named Loggerhead Drive and Leonard Lane, and the physical improvements which were required and constructed pursuant to the various ordinances of the City of Newport News and which have been approved by the City for acceptance; and

WHEREAS, the said streets and improvements have been constructed to City standards;
and

WHEREAS, a public need exists for the said streets and the physical improvements contained therein and thereon.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newport News:

That it hereby accepts those certain streets and physical improvements contained therein and thereon into the City System of Streets, the said streets named and known as:

Section 5

Sea Turtle Way (50' right-of-way) - Beginning at the northerly property line of Lot 128 extending in a southerly direction for approximately 109.36 feet to the north side of the intersection of Loggerhead Drive. Beginning again on the south side of the intersection of Loggerhead Drive and extending approximately 131.29 feet to its end.

Loggerhead Drive (50' right-of-way) - Beginning at its intersection with Leonard Lane extending in a westerly direction for approximately 528.04 feet to the westerly property line of Lot 126.

Leonard Lane (50' right-of-way) - Beginning at the northerly property line of Lot 49 extending in a southerly direction for approximately 292.84 feet to the southerly property Line of Lot 53

as shown on that certain plat entitled, "Section 5 Turtle Creek", dated December 5, 2012, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on January 16, 2013 in the Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130001010.

Section 6

Leonard Lane (50' right-of-way) - Beginning at the northerly property line of Lot 95 extending in a southerly direction for approximately 611.41 feet to the southerly property line of Lot 87

as shown on that certain plat entitled, "Section 6 Turtle Creek", dated January 10, 2013, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on January 17, 2013 in the

Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130001142.

Section 7

Loggerhead Drive (50' right-of-way) - Beginning at its intersection with Leonard Lane extending in a northerly direction for approximately 110 feet to the northerly property line of Lot 82.

Leonard Lane (50' right-of-way) - Beginning at the northeasterly property line of Lot 64 extending in a westerly direction for approximately 641.92 feet to its end

as shown on that certain plat entitled, "Section 7 Turtle Creek", dated October 10, 2013, made by C. E. Newbaker Surveying and Planning, Inc., which was recorded on October 25, 2013, in the Clerk's Office of the Circuit Court for the City of Newport News, Virginia, as Instrument Number 130019473.

H. Appropriations

ACTION:

A REQUEST FOR A MOTION OF CITY COUNCIL TO
APPROVE AS A BLOCK THE FOLLOWING
APPROPRIATIONS.

1. None

*I. Citizen Comments on Matters Germane to the Business of City Council

J. New Business and Councilmember Comments

City Manager
City Attorney
City Clerk

Coleman
Price
Scott
Vick
Woodbury
Bateman
Cherry

K. Adjourn

***THE BUSINESS PORTION OF THE MEETING WILL BE CONCLUDED NO
LATER THAN 10:00 P.M. TO ALLOW PERSONS TO ADDRESS CITY COUNCIL
UNDER "CITIZEN COMMENTS ON MATTERS GERMANE TO THE BUSINESS
OF CITY COUNCIL."**