

A Regular Meeting of the Chesapeake City Council was called to order by Mayor William E. Ward on September 26, 2000, at 6:30 p.m. in the City Hall Building, 306 Cedar Road.

INVOCATION: Mayor William E. Ward

PLEDGE OF ALLEGIANCE: Council Member S. Z. "Debbie" Ritter

ROLL CALL BY CLERK OF COUNCIL

Present: Vice Mayor John A. Cosgrove
Council Member John M. de Triquet
Council Member Dalton S. Edge
Council Member Alan P. Krasnoff
Council Member Dwight M. Parker
Council Member S. Z. "Debbie" Ritter
Mayor William E. Ward
Council Member Gene A. Waters
Council Member Patricia P. Willis

Absent: None

Present from Administration: City Manager John Pazour, Deputy City Manager Clarence Cuffee, City Attorney Ronald Hallman, City Clerk Dolores Moore, Assistant City Manager Anne Odell, Assistant to the City Manager Perry Rogis, and other staff members.

APPROVAL OF MINUTES

Mayor Ward advised that there were no minutes to be approved at this time.

CERTIFICATE OF RECOGNITION – "Stars of Today, Leaders of Tomorrow"

Mayor Ward asked Earl Davenport, Organizer, 2000 Talent Competition and Showcase, "Stars of Today, Leaders of Tomorrow", to come forward. Mr. Davenport made comments and assisted in handing out Certificates of Recognition to the winners in the various age groups.

Council Member Waters asked that one of the first place winners in the audience, "Diamonds N Da Ruff", a step dance team, perform for City Council. The dance team performed a short routine.

PRESENTATION TO COUNCIL

Mayor Ward asked Rhonda Bowen, Recycling Manager, Hampton Roads Sanitation District, to come forward to make the presentation celebrating farming. Ms. Bowen made comments and invited City Council to the second annual "Celebrate Farming" event on October 7, 2000. Council Member Edge made brief comments.

PROCLAMATION – "MISS PRE-TEEN VIRGINIA 2000"

Mayor Ward asked Adrienne Lefon Warren, Miss Pre-Teen Virginia, to come forward to accept the proclamation. Mayor Ward then asked City Clerk Moore to read the proclamation. Ms. Warren made brief comments.

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PROCLAMATION – "NATIONAL PHYSICAL THERAPY MONTH"

Mayor Ward asked Jeffery Hartline, Owner, and Garry Batts, Marketing Director, for Southeastern Physical Therapy, to come forward to accept the proclamation. Mayor Ward asked City Clerk Moore to read the proclamation. Mr. Hartline offered brief comments.

CITIZENS COMMENTS ON NON-PLANNING PUBLIC HEARING ITEMS ONLY

Mayor Ward asked City Clerk Moore to identify the speakers.

City Clerk Moore advised that there were no speakers at this time.

NON-PLANNING PUBLIC HEARING

A. **#00-R-062** A RESOLUTION REQUESTING THE VIRGINIA GENERAL ASSEMBLY TO DESIGNATE LIONS MOBILE SIGHT AND HEARING UNIT OF DISTRICT 24-D, INC., AS A BENEVOLENT AND CHARITABLE ORGANIZATION WHICH SHALL BE EXEMPT FROM LOCAL PROPERTY TAXATION ON THE REAL AND PERSONAL PROPERTY OF SAID ORGANIZATION FOR BENEVOLENT AND CHARITABLE PURPOSES.

City Clerk Moore presented the item.

Council Member Krasnoff, on a motion seconded by Council Member Ritter, moved for approval.

There was no discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

B. **#00-R-063** A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A TEMPORARY NONEXCLUSIVE REVOCABLE LICENSE AGREEMENT GRANTING CERTAIN RIGHTS TO P. F. NET VIRGINIA CORP. TO CONSTRUCT AND OPERATE A TELECOMMUNICATIONS SYSTEM IN THE CITY RIGHTS-OF-WAY.

City Clerk Moore presented the item.

Vice Mayor Cosgrove, on a motion seconded by Council Member Waters, moved for approval.

There was no discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

CITIZENS COMMENTS ON AGENDA ITEMS ONLY

City Clerk Moore identified the following speakers:

Robert Ferris, 977 Aspen Drive, agent, representing Cornerstone, L.L.C., spoke in support of Old and New Business Item (B) - RECONSIDERATION OF R(C)-00-08; Village Farms, Project.

Earl Morris, 1025 Benefit Road, representing the Pleasant Ridge subdivision, to speak in opposition to Old and New Business Item (B) - RECONSIDERATION OF R(C)-00-08; Village Farms, Project, was not present when called.

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CONSENT AGENDA

Mayor Ward asked Council Members if there were any items they wish to have removed from the Consent Agenda for consideration under the Regular Agenda.

Council Member de Triquet, on a motion seconded by Council Member Parker, moved for approval of the Consent Agenda.

There was no discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Pierce, Ritter, Mayor Ward, and Waters.

Voting no: None

City Clerk Items

(1) RESIGNATION

(a) Transportation Safety Commission – Patricia B. Newbern

(2) TAX REFUND

(a) Technico Corporation - \$31,824.40

City Manager Items

(1) REQUEST FOR REDIRECTION OF FUNDS (\$40,000) FROM CAPITAL PROJECT 11-99, PUBLIC SAFETY BUILDING ROOF REPLACEMENT AND HVAC TIE-IN TO CENTRAL PLANT, TO CAPITAL PROJECT 17-99, EMERGENCY GENERATORS – DEPARTMENT OF FACILITIES MANAGEMENT

(2) **#00-O-108** REQUEST FOR APPROPRIATION (\$9,000) OF DMV INJURY PREVENTION GRANT FUNDS AWARDED BY THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES (DMV) (\$9,000 STATE/\$25,250 LOCAL IN-KIND) – DEPARTMENT OF HEALTH

(3) **#00-O-109** REQUEST FOR APPROPRIATION (\$8,522) OF VICTIM/WITNESS ASSISTANCE GRANT FUNDS AWARDED BY THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES (\$248,522 STATE/\$21,259 LOCAL) – SHERIFF'S DEPARTMENT

City Attorney Items

(1) **#00-O-110** AN ORDINANCE TO AMEND CHAPTER 2 OF THE CHESAPEAKE CITY CODE, ENTITLED "ADMINISTRATION," ARTICLE X, "CHESAPEAKE COMMUNITY CRIMINAL JUSTICE BOARD," SECTIONS 2-726 THROUGH 2-729 THEREOF, REGARDING CERTAIN MANDATORY APPOINTMENTS TO THE BOARD TO CHANGE THE NUMBER OF MEMBERS APPOINTED FROM 15 TO 16, AND TO AMEND THE AUTHORITY AND RESPONSIBILITY OF THE BOARD, AS REQUIRED BY STATE LAW.

CITIZENS' COMMENTS ON THE SERVICES, POLICIES, AND AFFAIRS OF THE CITY (NON-AGENDA SPEAKERS)

City Clerk Moore identified the following speakers:

E. Andrew Keeney, 524 Johnstown Road, agent, representing Wal-Mart/Sam's Club, requested concurrent advertisement for Wal-Mart in Western Branch.

Davian Clifton, 4145 Sunkist Road, representing Family Media Properties, , requested concurrent advertisement for R(C)-00-22.

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Alphonzo Harrell, 945 Flintfield Crescent, representing Colonial Point Civic League, spoke on hog pen situation in Warren Farms.

Clarine Roberts, 1420 Flintfield Crescent, representing Colonial Point Civic League, spoke on hog farms in Bowers Hill.

Betty Benjamin Holmes, 929 Flintfield Crescent, representing Colonial Point Civic League, spoke on Warren Hog Farm.

Sandra Hirschhoff, 129 Waterfront Drive, representing Inland Colony Civic League, spoke on Falls Creek issues.

Darlene Wida, 124 Waterfront Drive, representing Inland Colony Civic League, spoke on Falls Creek issues.

Patricia Martin, 1109 Inland Road, representing Inland Colony Civic League, spoke on Falls Creek issues.

Larry Wida, 124 Waterfront Drive, representing Inland Colony Civic League, spoke on Falls Creek issues.

Peter Hirschhoff, 129 Waterfront Drive, representing Inland Colony Civic League, spoke on Falls Creek issues.

Brian Martin, 1109 Inland Road, representing Inland Colony Civic League, spoke on Falls Creek issues.

Mayor Ward asked for discussion of the request by Mr. E. Andrew Keeney for concurrent advertisement for the Western Branch Wal-Mart application. Planning Director Nielson advised that the Planning Department did not object to the concurrent advertisement. Council Member Waters offered comments.

Council Member de Triquet, on a motion seconded by Council Member Ritter, moved for approval of the concurrent advertisement for Wal-Mart in Western Branch.

There was no additional discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, and Ward.

Voting no: Council Members Waters and Willis.

Mayor Ward asked for discussion of the request by Mr. Davian Clifton for concurrent advertisement for R(C)-00-22, Family Media Properties.

Council Member Krasnoff, on a motion seconded by Council Member Edge, moved for approval of concurrent advertisement for R(C)-00-22, Family Media Properties.

Council Member Willis asked Mr. Clifton for clarification of the purpose of the application.

There was no additional discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

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Mayor Ward requested that City Attorney Hallman answer questions about the Warren Hog Farm complaints. City Attorney Hallman provided an update on the history of the hog farm issues. Council Member Waters requested monthly updates on the situation.

There was additional discussion between Mayor Ward and City Attorney Hallman.

Mayor Ward asked City Attorney Hallman to address the concerns raised by the speakers concerning Falls Creek issues. City Attorney Hallman responded.

Mayor Ward asked City Manager Pazour to address the drainage concerns raised by Brian Martin. City Manager Pazour responded.

There was discussion between Council Member Ritter and Planning Director Nielson concerning changes to the Chesapeake Bay Preservation Act and differences with the Chesapeake Bay Local Assistance Department involving interpretation of the 100 foot buffer area.

There was additional discussion between City Council Members.

Council Member Waters asked that individuals who ran out of speaking time be allowed to return to the podium and finish their comments. Mayor Ward responded that the individuals would be allowed an additional one minute to speak.

Sandra Hirschhoff approached the podium and finished her comments.

Patricia Martin returned to the podium to conclude her remarks.

Peter Hirschhoff came forward and completed his comments.

Brian Martin returned to the podium and finished his comments.

Discussion ensued between Council Member Waters, Planning Director Nielson, and City Attorney Hallman.

OLD AND NEW BUSINESS

(A) CONSIDERATION OF BOARD OF ZONING APPEALS DECISION IN RELATION TO ISLAND ESTATES DEVELOPMENT – COUNCIL MEMBER KRASNOFF

Council Member Krasnoff presented the item and made brief comments.

Council Member Krasnoff, on a motion seconded by Council Member de Triquet, moved to withdraw the City's appeal to the Circuit Court regarding the Board of Zoning Appeals' decisions in relation to the Island Estate Development.

There was discussion between City Council Members. Council Member Krasnoff asked that Glen Hampton, agent for Island Estate Development, come to the podium to answer questions raised by Council Member Waters.

Glen Hampton, 701 Paula Drive, agent, representing the developers for Island Estates, made remarks clarifying questions involving the nature and status of the project.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

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(B) RECONSIDERATION OF R(C)-00-08 PROJECT: Village Farms, APPLICANT: Cornerstone, LLC AGENCY: Robert T. Farris, PROPOSAL: A conventional zoning reclassification for 120 acres from A-1 Agricultural District to RE-1 Residential Estate District, ZONE: A-1 Agricultural District, PROPOSED COMP. LAND USE: RE-1 Residential Estates District, EXISTING COMP. LAND USE: Rural- One unit per three or more acres. LOCATION: 120 acres on the west side of the intersection of Benefit Road and St. Brides Road. TAX MAP SECTION/PARCEL: 085000000310, 084000000290. BOROUGH: Pleasant Grove. – Requested by Vice Mayor Cosgrove, and Council Members de Triquet and Waters. (This item was denied at the September 19, 2000, City Council meeting.)

Mayor Ward advised that a motion was required to consider the reconsideration.

Council Member Parker, on a motion seconded by Council Member Waters, moved for approval to reconsider R(C)-00-08.

There was no discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, and Waters.

Voting no: Council Member Willis.

Council Member Waters requested that Robert Ferris, agent for Cornerstone, L.L.C., be allowed to return to the podium for additional comments. Mr. Ferris made additional remarks in support of R(C)-00-08.

Council Member Waters made comments in support of a continuance to allow the applicant and agent to meet with the residents in the community in an effort to resolve their concerns.

Council Member Waters, on a motion seconded by Vice Mayor Cosgrove, moved for a continuance of the Village Farms project, R(C)-00-08, to the October 17, 2000, City Council meeting.

There was additional discussion between City Council Members.

Council Member Ritter inquired about the time requirement for proffers being offered by the applicant. City Attorney Hallman advised that the Zoning Ordinance specifies that proffers must be provided to City Council within 20 days prior to the City Council meeting date. If this time requirement were not met, a continuance would be required in order for the proffers to be considered.

Taking the time constraints into consideration, Council Member Waters, as the maker of the motion, requested that the motion be amended to extend the continuance to the November 21, 2000, City Council meeting. As the second to the motion, Vice Mayor Cosgrove agreed to the amendment.

There was additional discussion between Council Members and the agent, Mr. Ferris.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ward, Waters, and Willis.

Voting no: Council Member Ritter.

Council Member de Triquet requested a status report from City Manager Pazour concerning traffic signalization at Bangor and Taylor Roads. City Manager Pazour responded that a report would be provided.

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Council Member Edge asked for City Manager Pazour to examine the alignment of the intersection at Sign Pine Road and Battlefield Boulevard, as he feels it is a dangerous area. City Manager Pazour advised that this would be investigated.

Council Member Krasnoff offered remarks concerning free health insurance for children of working families provided by the federal government. Council Member Krasnoff also requested that City Manager Pazour investigate complaints from citizens regarding replacement of Virginia Power meters that are corroded or rusted. Virginia Power has stated it is not their responsibility to replace the meters. City Manager Pazour advised that this would be investigated.

Council Member Parker announced that a meeting would be scheduled in the near future by the City Manager's office for a work session with the Community Services Board.

Council Member Ritter made comments regarding the new left turn signal at Battlefield Boulevard and Wal-Mart. Also, Council Member Ritter asked that City Manager Pazour consider "Do Not Block" signs at several intersection locations throughout the City, including Battlefield Boulevard and Cedar Road, and Battlefield Boulevard and Mount Pleasant Road.

Council Member Krasnoff concurred with Council Member Ritter and added that the intersection of Interstate 64 and Woodlake Drive should also be investigated for some type of resolution, as it is an unsafe intersection.

Council Member Ritter asked for an update on additional turn lanes at the Greenbrier Mall area. In conclusion, Council Member Ritter offered comments regarding resident concerns in Albermarle Acres West involving trenching company personnel entering backyards with no prior notification to the homeowner.

Mayor Ward asked for a review of the need for directional signs when leaving the Chesapeake Conference Center.

Council Member Waters made remarks concerning a report provided by Assistant City Manager Odell regarding the Centerville Bridge project; he requested that bridge repairs be coordinated with surrounding businesses affected by the repairs; and raised issues concerning public notification when two or more major bridges are inoperable. City Manager Pazour responded to the public notification issues.

Council Member Waters asked City Manager Pazour for comments on the timeline for Phase III projects and, specifically stated his concern for drainage problems in the 1400 block of Boxwood Street. City Manager Pazour responded. In conclusion, Council Member Waters offered comments concerning a recent decision by the Planning Commission involving the Southeastern Interceptor. He also requested that an item be placed under Old and New Business on a future City Council agenda for discussion of the Southeastern Interceptor and 22/32 review issues. City Attorney Hallman responded to this request.

Council Member Willis asked City Attorney Hallman about the process required to change the two term limit for members of the South Norfolk Revitalization Commission. City Attorney Hallman replied that it would require an ordinance amendment.

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Vice Mayor Cosgrove requested clarification on benefits for retired City employees from City Manager Pazour. City Manager Pazour made brief comments and referred any further questions to Human Resources Director Carolyn Darden. Vice Mayor Cosgrove also requested an investigation of flooding problems at 712 D South Battlefield Boulevard. City Manager Pazour advised that he would look into this matter.

Mayor Ward, as City Council liaison, gave a report on a letter from Southeastern Public Service Authority that requested support from City Council Members for a franchise that would displace private solid waste haulers. Assistant City Manager Odell also offered comments. It was the consensus of City Council Members to oppose the request, and for Mayor Ward to vote in opposition to the proposal at the next Southeastern Public Service Authority meeting.

COMMITTEE REPORTS

Council Member Ritter referenced the presentation on the work by the Steering Committee regarding the Western Branch Land Study. She made an announcement of an upcoming public hearing that will be held on September 28, 2000, at the Western Branch Middle School. Council Member Ritter then announced a meeting of the Chesapeake Jet Noise Task Force on September 27, 2000, at Major Hillard Library.

Council Member Waters made remarks concerning closed sessions by the Chesapeake Jet Noise Task Force. Vice Mayor Cosgrove responded to Council Member Waters' comments and asked City Attorney Hallman to outline the regulations for closed sessions. City Attorney Hallman advised Council Members of the requirements concerning the guidelines for closed sessions for advisory boards.

Council Member Waters gave a report on his attendance at the Tiger Woods Invitational Golf Clinic.

Council Member Willis reported on the South Norfolk Revitalization Commission, Chesapeake Youth Committee, and the new Hampton Roads Transit Citizen Oversight Committee.

Vice Mayor Cosgrove offered comments on a survey being provided to City Council Members regarding the Legislative Package.

Mayor Ward announced a recess at 9:26 p.m. and City Council reconvened at 9:35 p.m.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mayor Ward relinquished the gavel to Vice Mayor Cosgrove for Boards and Commissions appointments.

Vice Mayor Cosgrove announced that the appointments to the Stormwater Committee, Chesapeake Commission on Substance Abuse, and Chesapeake Criminal Justice Board were added to the agenda after the Boards and Commissions books were distributed to City Council. These appointments did not require advertisement as they are for specific representative positions.

Also, Vice Mayor Cosgrove read a letter from John Munday, a current member of the Wetlands Board, stating his interest in being reappointed to a second term. Mr. Munday missed the deadline for filing his name bank application, which would demonstrate his interest for reappointment; however, requested consideration by the City Council in spite of the oversight. By concurrence of City Council Members, Mr. Munday's application was included for consideration for reappointment.

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A. Animal Control Advisory Board – 2 appointments

Mayor Ward nominated the reappointment of Laura Gilbert, as a citizen representative, and Robert L. Smith, as the health department representative.

Council Member Parker, on a motion seconded by Mayor Ward, moved that the nominations be closed and the nominees be appointed.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Laura Gilbert, citizen representative, and Robert L. Smith, health department representative, are appointed to the Animal Control Advisory Board.

Mayor Ward asked that advertisement be continued for the vacancy of a licensed veterinarian. Council Member Ritter suggested that the local veterinary association be contacted for a recommendation.

B. Cable Television Commission – 1 appointment

Council Member Waters nominated Clifford A. Winter.

Council Member Parker, on a motion seconded by Mayor Ward, moved that the nominations be closed and the nominee be appointed.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Clifford A. Winter is appointed to the Cable Television Commission.

C. Chesapeake Committee on Aging – 1 appointment

Council Member Ritter nominated R. Clinton Crews.

Council Member Krasnoff nominated Alan Holmes.

Council Member Parker, on a motion seconded by Council Member Waters, moved that nominations be closed.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Vice Mayor Cosgrove advised Council that each nominee will be considered using the green yes button only, and each member of Council can cast their vote for one nominee.

For R. Clinton Crews, voting yes: Mayor Ward and Council Members Parker, Ritter, Waters, and Willis.

For Alan Holmes, voting yes: Council Members de Triquet, Edge, Krasnoff and Vice Mayor Cosgrove.

R. Clinton Crews is appointed to the Chesapeake Committee on Aging.

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D. Chesapeake Community Criminal Justice Board – 1 appointment

Council Member Edge nominated Cynthia L. Ewing for reappointment.

Mayor Ward, on a motion seconded by Council Member Parker, moved that the nominations be closed and the nominee be appointed.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Cynthia L. Ewing is reappointed to the Chesapeake Community Criminal Justice Board.

E. Chesapeake Historic Preservation commission – 5 appointments

Mayor Ward nominated Lennie Luke, Jan Proctor, Mark Shea, Robin Yarbrough, and Roger Morgan.

Council Member Edge, on a motion seconded by Council Member Ritter, moved that nominations be closed and the nominees be appointed.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Lennie Luke (Parks and Recreation representative), Jan Proctor (City Attorney representative), Mark Shea (Planning Department representative), Robin Yarbrough (Inspections Department representative), and Roger Morgan (Facilities Management representative), are appointed to the Chesapeake Historic Preservation Commission.

F. Community Services Board – 1 appointment

Council Member Willis nominated Vicki DiBiase.

Council Member Edge, on a motion seconded by Council Member Krasnoff, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Vicki DiBiase is appointed as the consumer member of the Community Services Board.

G. Mosquito Control Commission – Washington Borough

Council Member Waters nominated Donald C. Rose.

Mayor Ward, on a motion seconded by Council Member Parker, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Donald C. Rose is appointed to the Mosquito Control Commission, Washington Borough, as the health department representative.

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H. Parks and Recreation Advisory Board – 1 appointment

Council Member Parker nominated Clifton E. Pierce.

Council Member Krasnoff, on a motion seconded by Mayor Ward, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Clifton E. Pierce is appointed to the Parks and Recreation Advisory Board.

I. South Norfolk Revitalization Commission – 1 appointment

Council Member Willis nominated Raymond Harper.

Council Member Krasnoff, on a motion seconded by Council Member Parker, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Raymond Harper is reappointed to the South Norfolk Revitalization Commission.

J. Transportation Safety Commission – 6 appointments

Council Member Edge nominated Terry Banbury.

Council Member Ritter nominated Douglas Smith, Robert Powell and Richard Reynolds.

Council Member Willis nominated Gary Anderson.

Mayor Ward nominated Kevin D. Otey as the youth representative.

Council Member Parker, on a motion seconded by Mayor Ward, moved to close the nominations.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Vice Mayor Cosgrove advised City Council that the youth representative would be considered first by using the green yes button.

For Kevin D. Otey, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Vice Mayor Cosgrove advised City Council that each citizen nominee will be considered using the green yes button only, and each member of Council can cast their vote for four nominees.

For Gary S. Anderson, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Waters, and Willis.

For Terry L. Banbury, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, and Waters.

For Richard Reynolds, voting yes: Council Members Parker, Ritter, Ward, Waters, and Willis.

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For Robert C. Powell, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Ritter, Ward, and Willis.

For Douglas C. Smith, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Waters, and Willis.

Gary S. Anderson, Terry L. Banbury, Robert C. Powell, Douglas C. Smith are appointed as the citizen representatives and Kevin D. Otey as the youth representative to the Transportation Safety Commission.

K. Wetlands Board – 4 appointments

Council Member Edge nominated James H. Lane.

Council Member Ritter nominated John C. Munday and Carl D. Gray.

Council Member Willis nominated George Midgette, Jr.

Council Member Edge, on a motion seconded by Council Member de Triquet, moved to close the nominations and to appoint the nominees.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Carl D. Gray, James H. Lane, George Midgette, Jr., and John C. Munday are appointed to the Wetlands Board.

L. Stormwater Committee – Public Works representative

Mayor Ward nominated Cheryl A. Cole.

Mayor Ward, on a motion seconded by Council Member Ritter, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Cheryl A. Cole is appointed to the Stormwater Committee as the Public Works representative.

M. Chesapeake Commission on Substance Abuse – School Administration representative

Council Member Parker nominated Dr. Rosemary A. Thompson.

Mayor Ward, on a motion seconded by Council Member Edge, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Dr. Rosemary A. Thompson is appointed to the Chesapeake Commission on Substance Abuse as the School Administration representative.

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N. Chesapeake Criminal Justice Board – City Council Member, City Manager, Deputy City Manager, or Assistant City Manager appointment

Council Member Waters nominated Clarence Cuffee, Deputy City Manager.

Council Member Parker, on a motion seconded by Mayor Ward, moved to close the nominations and to appoint the nominee.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward, Waters, and Willis.

Voting no: None.

Clarence Cuffee, Deputy City Manager, is appointed to the Chesapeake Criminal Justice Board.

REQUEST FOR CLOSED SESSION

City Attorney Hallman provided the following language for the item for consideration for the purpose of a closed session: to consult with legal counsel pertaining to actual litigation where such consultation in open session would adversely affect the litigating posture of the City, pursuant to Virginia Code Section 2.1-344.A.7.

Council Member Krasnoff, on a motion seconded by Council Member Ritter, moved for approval.

There was discussion between City Council Members. Council Member Waters advised that he was opposed to the closed session as he did not feel it was necessary, that the normal litigation process should be handled by the City Attorney.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Ritter, Ward, and Willis.

Voting no: Council Members Parker and Waters.

CLOSED SESSION

City Council went into Closed Session at 10:13 p.m. and reconvened at 11:03 p.m.

City Attorney Hallman read the following: "The Chesapeake City Council hereby certifies that to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements were discussed and only such public business matters as were identified in the motion convening the meeting were heard, discussed or considered by the City Council."

Council Member Krasnoff, on a motion seconded by Vice Mayor Cosgrove, moved for approval.

There was no discussion.

On the motion, voting yes: Council Members Cosgrove, de Triquet, Edge, Krasnoff, Parker, Ritter, Ward and Willis.

Voting no: Council Member Waters.

Council Member Waters stated his reason for voting in opposition to the closed session.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 11:05 p.m.