

February 22, 2022

**Subject to approval
by City Council**

At a Called Meeting of the City Council on Tuesday, February 22, 2022, there were present:

Mayor Shannon E. Glover, Vice Mayor De'Andre A. Barnes, William E. Moody, Jr., Lisa L. Lucas-Burke, Dr. Mark M. Whitaker, Paul J. Battle, Christopher L. Woodard, Jr., City Manager Angel L. Jones, Interim City Attorney Burle U. Stromberg.

22 - 46 - Mayor Glover called the meeting to order and welcomed all in attendance.

" Please attend a called meeting of the City Council to be held in the City Council Chamber, 801 Crawford Street, 5:00 p.m., Tuesday, February 22, 2022, for the purpose of a Public Work Session.

In addition, you may consider a motion to go into a Closed Meeting.

By order of the Mayor."

School Board Members Present:

Dr. Cardell Patillo, Jr., Chairman

LaKeisha Atkinson, Vice Chair

Dr. Melvin Cotton, Jr.

Vernon Tillage

Dr. Ingrid Whitaker

Costella Williams

Dr. Elie Bracy, III, Superintendent, Portsmouth Public Schools

Theodore Faulk, Chief Financial Officer, Portsmouth Public Schools

22 - 47 - The following items were discussed in Public Work Session:

1. City Council/School Board Joint Meeting - Theodore Faulk, CFO / Dr. Bracy, Superintendent
2. HPC Appeal - 315 Broad Street

Motion by Mr. Moody to approve architectural shingles if the faux chimneys are replaced and failed due to the lack of a second.

Motion by Dr. Whitaker, and seconded by Ms. Lucas-Burke, to approve an after the fact request to remove front and rear chimneys, remove slate roof, and replace roof with architectural shingle at 315 Broad Street, and was adopted by the following vote:

Ayes: Barnes, Battle, Lucas-Burke, Whitaker, Woodard

Nays: Moody, Glover

3. Reassessment Presentation - Patrick Dorris, City Assessor
 - Councilman Moody asked that Visions Government Solutions be invited to a Public Work Session.
 - Councilman Whitaker asked that Mr. Dorris provide a follow-up on the categorizing of Elizabeth Manor Golf Course under the land use program.
4. City Manager's Report Overview/Report Backs - Angel Jones, City Manager
5. City Council Liaison Report
 - Councilwoman Lucas-Burke -
 - Hampton Roads Regional Jail Authority update.
 - Councilman Whitaker -
 - Disparity Study Evaluation Committee update.

On motion, meeting adjourned.

February 22, 2022

Minutes prepared by:

Anita Y. Sherrod
Chief Deputy City Clerk

APPROVED -

Shannon E. Glover
Mayor

Debra Y. White, CMC/AE
City Clerk

February 22, 2022

At a Regular Meeting of the City Council on Tuesday, February 22, 2022, there were present:

Mayor Shannon E. Glover, Vice Mayor De'Andre A. Barnes, William E. Moody, Jr., Lisa L. Lucas-Burke, Dr. Mark M. Whitaker, Paul J. Battle, Christopher L. Woodard, Jr., City Manager Angel L. Jones, Interim City Attorney Burle U. Stromberg.

Pastor Brian Burgess provided invocation which was followed by the Pledge of Allegiance to the Flag.

Mayor Glover called the meeting to order and welcomed all in attendance.

Motion by Dr. Whitaker, and seconded by Mr. Moody, to adopt the minutes of a Called Meeting of February 8, 2022, and of a Regular Meeting of February 8, 2022, and was adopted by the following vote:

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

- City Manager's Report -

22 - 49 - Adoption of an ordinance accepting match funding in the amount of \$1,250 from the Wilson Ward - Gosport Civic League and appropriating said amount in the Miscellaneous Revenues category of the FY 2022 General Fund Budget for the purpose of improving the park at 2715 Bagley Street under the Neighborhood Incentive Matching Grant program.

Background:

- The City of Portsmouth Neighborhood Incentive Matching Grant program provides grants of up to \$5,000 to civic leagues for neighborhood improvement projects.
- The grants require a 25% match from the civic league.
- The Wilson Ward – Gosport Civic League submitted a grant application for \$5,000 to improve the park at 2715 Bagley Street and has agreed to provide the required match of \$1,250.
- Because 2715 Bagley Street is City property, the City will perform the improvements. Therefore, the Civic League has turned the \$1,250 match over to the City. The purpose of the proposed ordinance is to appropriate this funding into the Parks & Recreation operating budget so that the project can proceed.

Discussion:

- Wilson Ward – Gosport Civic League applied for funds to add a bench, concrete pad, solar landscape lights, and landscaping to the park at 2715 Bagley St. Total project cost is \$6,250. The City will provide \$5,000 of the cost and the Civic League will provide \$1,250.

Financial Impact:

- Public and private funds will be leveraged to improve a neighborhood amenity.

Staff Recommends:

- Adoption of the ordinance.

Next Steps Following Council Action:

- The City will complete the Neighborhood Incentive Matching Grant project for Wilson Ward – Gosport Civic League.

1. Freddie Taylor, 5724 Hawthorn Lane, voiced his concern with the lack of funding for police officers.

Motion by Dr. Whitaker, and seconded by Ms. Lucas-Burke, to adopt the following ordinance, and was adopted by the following vote:

February 22, 2022

“ORDINANCE ACCEPTING MATCH FUNDING IN THE AMOUNT OF \$1,250 FROM THE WILSON WARD - GOSPORT CIVIC LEAGUE AND APPROPRIATING SAID AMOUNT IN THE MISCELLANEOUS REVENUES CATEGORY OF THE FY 2022 GENERAL FUND BUDGET FOR THE PURPOSE OF IMPROVING THE PARK AT 2715 BAGLEY STREET UNDER THE NEIGHBORHOOD INCENTIVE MATCHING GRANT PROGRAM.”

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

22 - 50 - Adoption of an ordinance accepting funding in the amount of \$5,000 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY 2022 Behavioral Healthcare Service Fund for problem gambling prevention services.

Background:

- The Problem Gambling Prevention Program intends to prevent and minimize harm from the expansion of legalized gambling by implementing the Strategic Prevention Framework (SPF) planning model.

Discussion:

- In January 2022 the Virginia Department of Behavioral Health and Developmental Services awarded \$5,000 of one-time funding for gambling prevention services.

Financial Impact:

- No local match is required as a condition of the funding except as may be provided in the Community Services Performance Contract with the Commonwealth approved by City Council resolution R-21-22 adopted on August 10, 2021. Any required local match has previously been appropriated as part of the FY 2022 Behavioral Healthcare Service Fund Budget.

Recommended Action:

- Adoption of the ordinance.

Next Steps Following Council Action:

- The Finance Department will make the necessary budget adjustment.

1. Freddie Taylor, 5724 Hawthorn Lane, voiced his concern with the lack of funding for police officers.

Motion by Mr. Moody, and seconded by Ms. Lucas-Burke, to adopt the following ordinance, and was adopted by the following vote:

“ORDINANCE ACCEPTING FUNDING IN THE AMOUNT OF \$5,000 FROM THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES AND APPROPRIATING SAID AMOUNT IN THE FY 2022 BEHAVIORAL HEALTHCARE SERVICE FUND FOR PROBLEM GAMBLING PREVENTION SERVICES.”

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

22 - 51 - Adoption of an ordinance accepting funding in the amount of \$12,500 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY2022 Behavioral Healthcare Service Fund for the Creating Trauma-Sensitive Schools Conference.

Background:

- The Creating Trauma-Sensitive Schools Program intends to prevent substance use disorder through an array of strategies, including information dissemination and education, by implementing the Strategic Prevention Framework (SPF) planning model.

February 22, 2022

Discussion:

- In January 2022 the Virginia Department of Behavioral Health and Developmental Services awarded \$12,500 of one-time funding for the virtual Creating Trauma-Sensitive Schools Conference. This will allow BHS to register up to 67 community stakeholders to attend this conference.

Financial Impact:

- No local match is required as a condition of the funding except as may be provided in the Community Services Performance Contract with the Commonwealth approved by City Council resolution R-21-22 adopted on August 10, 2021. Any required local match has previously been appropriated as part of the FY 2022 Behavioral Healthcare Service Fund Budget.

Recommended Action:

- Adoption of the ordinance.

Next Steps Following Council Action:

- The Finance Department will make the necessary budget adjustment.

1. Freddie Taylor, 5724 Hawthorn Lane, voiced his concern with the lack of funding for police officers.

Motion by Ms. Lucas-Burke, and seconded by Mr. Moody, to adopt the following ordinance, and was adopted by the following vote:

“ORDINANCE ACCEPTING FUNDING IN THE AMOUNT OF \$12,500 FROM THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES AND APPROPRIATING SAID AMOUNT IN THE FY 2022 BEHAVIORAL HEALTHCARE SERVICE FUND FOR THE CREATING TRAUMA-SENSITIVE SCHOOLS CONFERENCE.”

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

22 - 52 - Adoption of an ordinance accepting State Opioid Response Grant funding in the amount of \$40,000 from the Virginia Department of Behavioral Health and Developmental Services and appropriating said amount in the FY2022 Behavioral Healthcare Service Fund for Substance Use Services.

Background:

- State Opioid Response (SOR) II grant funding is provided to combat the opioid epidemic and supports evidence-based prevention to address stimulant misuse.

Discussion:

- The Virginia Department of Behavioral Health and Developmental Services awarded Portsmouth Department of Behavioral Healthcare Services \$40,000 in one-time FY22 SOR II Grant Funding. This will allow Behavioral Healthcare Services to provide opioid misuse prevention, treatment, and recovery services to address the opioid and stimulant misuse and overdose crisis.

Financial Impact:

- No local match is required as a condition of the funding except as may be provided in the Community Services Performance Contract with the Commonwealth approved by City Council resolution R-21-22 adopted on August 10, 2021. Any required local match has previously been appropriated as part of the FY 2022 Behavioral Healthcare Service Fund Budget.

Recommended Action:

- Adoption of the ordinance.

February 22, 2022

Next Steps Following Council Action:

- The Finance Department will make the necessary budget adjustment.
1. Freddie Taylor, 5724 Hawthorn Lane, voiced his concern with the lack of funding for police officers.

Motion by Mr. Moody, and seconded by Mr. Woodard, to adopt the following ordinance, and was adopted by the following vote:

“ORDINANCE ACCEPTING STATE OPIOID RESPONSE GRANT FUNDING IN THE AMOUNT OF \$40,000 FROM THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES AND APPROPRIATING SAID AMOUNT IN THE FY 2022 BEHAVIORAL HEALTHCARE SERVICE FUND FOR SUBSTANCE USE SERVICES.”

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

22 - 53 - Adoption of an ordinance appropriating \$412,000 from the Fund Balance of the General Fund to the General Government Category of the FY 2022 General Fund Budget for the purpose of completing a procurement disparity study.

Background:

- Disparity Studies study the usage and availability of Minority and Women-Owned Business Entities (MWBE) in municipal procurement.
 - The findings of a Disparity Study can be used to support remedial programs (as authorized under Section 12-176 of the City Code) to ensure that MWBEs have a fair opportunity to participate in public procurement.
- The City's last Disparity Study was completed in 2015. Under the law, it is necessary to perform new Disparity Studies from time to time to show that the continuation of (or the development of new) remedial programs remains justified.

Discussion:

- The City issued an RFP for the performance of a Disparity Study in November of 2021. The procurement process has now been completed and a vendor selected.
- Prior to entering into a contract with the selected vendor, it is necessary for City Council to appropriate funding for the study.

Financial Impact:

- The appropriated funding will be expended for the completion of a Disparity Study.

Recommended Action:

- Adoption of the ordinance.

Next Steps Following Council Action:

- The Finance Department will make the necessary budget adjustment.
1. Steve Carroll, 3112 Riveredge Drive, spoke in opposition to this item.
 2. Freddie Taylor, 5724 Hawthorn Lane, voiced his concern with the lack of funding for police officers.
 3. Donna Sayegh, 3104 Garland Drive, spoke in opposition to this item.
 4. Mark Geduldig-Yatrofsky, 2713 Sterling Point Drive, voiced his concern with the cost of the study.
- Councilman Moody asked that City Manager Jones provide information on the procurement process that led to the selection of the vendor.

February 22, 2022

- City Manager Jones informed City Council that she would provide a report back.

Motion by Dr. Whitaker, and seconded by Ms. Lucas-Burke, to adopt the following ordinance, and was adopted by the following vote:

“ORDINANCE APPROPRIATING \$412,000 FROM THE FUND BALANCE OF THE GENERAL FUND TO THE GENERAL GOVERNMENT CATEGORY OF THE FY 2022 GENERAL FUND BUDGET FOR THE PURPOSE OF COMPLETING A PROCUREMENT DISPARITY STUDY.”

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

22 - 56 - Report on Pending Items

- Dorian Finney-Smith provided information on enhancements to the Maplewood basketball courts and a 2-day event tentatively scheduled for June 25-26, 2022, at the Atlantic Union Bank Pavilion.
- City Manager Jones provided updates for the following:
 - Unsolicited bid proposal.
 - Mount Calvary Cemetery Complex and Lincoln Cemetery.
 - Build a Better America Infrastructure Bill.
 - Cavalier Manor concession stands.
 - Thank you to Ebenezer Baptist Church.
- Dr. Whitaker asked for an update on the following:
 - SportsPlex development update.
 - Hampton Roads Regional Jail purchase.
 - o City Manager Jones provided an update.
- City Manager Jones informed City Council that the total investment for Rivers Casino is \$300 million.
- City Manager Jones informed City Council of the passing of House Bill 140 which changes the date of establishment that qualifies historical African American cemeteries for appropriated funds to care for cemeteries prior to January 1, 1900, to prior to January 1, 1948. Staff is in the process of exploring opportunities for funding to support cemeteries.

- New Business -

22 - 54 - Boards and Commissions

There were no appointments.

22 - 55 - Items Submitted by Council Members

- Dr. Whitaker asked for and received a consensus of City Council to include career and technical education as part of the Capital Improvement Program.
- Vice Mayor Barnes asked that the \$1.6 million in ARPA funds slated for July for community grants to address violence be used now to combat violence in the city.
- Mayor Glover spoke on the following:
 - Big Homies Dreamers Sneaker Gala.

February 22, 2022

22 - 57 - Non-Agenda Speakers

1. Marissa Adams, 1405 Roosevelt Boulevard, spoke on the need for unity in the city.
2. Anitra Hampton, 3010 Portland Street, voiced her concern with the gun violence in the city
3. Cedric Cradle, 725 Bold Street, voiced his concern with the unsolved murders in the City and the continued gun violence.
 - Councilman Woodard asked City Manager Jones if 3rd party security could be used to help police.
 - City Manager Jones informed City Council that she will have a conversation with Police Chief Prince and provide a report back.
 - Councilwoman Lucas-Burke asked that City Manager Jones provide information on support groups for those that have lost loved ones to gun violence.
4. Lakesha Hicks, 5629 Parish Lane, voiced her concern with crime in the city.
5. Anthony Hill, 3724 Turnpike Road, played a recording of gun shots and asked that City Council help with the gun violence.
6. Michael White, 1311 Warfield Drive, asked that a 3-basin sink, and counter tops be placed in Cavalier Manor concession stands.
7. Ray Smith, 1227 Darren Drive, voice his concern with the long process to complete the concession stands at Cavalier Manor.
8. Monica Atkins, 2105 Blue Grass Way, Chesapeake, VA, voiced her concern with the violence in the city.
9. Debra Jones, 626 Lancer Drive, voiced her concern with the violence in the city.
10. Stewart Goldwag, 203 49th Street, Virginia Beach, VA, thanked City Council for their support of the Museum and Fine Arts Commission.
11. Robin Parham, 201 Kings Lane, Franklin, VA, asked that City Council place traffic cameras throughout the city.
12. Geraldine Ford, 142 Baker Farm Drive, Hampton, VA, voiced her concern with the staffing shortage in the police department and the stress it can cause.

On motion, meeting adjourned at 10:01 p.m.

Minutes prepared by:

Anita Y. Sherrod
Chief Deputy City Clerk

APPROVED -

Shannon E. Glover
Mayor

Debra Y. White, CMC/AEE
City Clerk

March 1, 2022

At a Special Called Meeting of the City Council on Tuesday, March 1, 2022, there were present:

Mayor Shannon E. Glover, *Vice Mayor De'Andre A. Barnes, William E. Moody, Jr., Lisa L. Lucas-Burke, Dr. Mark M. Whitaker, Paul J. Battle, Christopher L. Woodard, Jr.

22 - 58 - The Mayor called the meeting to order and welcomed all in attendance:

Please attend a Special Called Meeting of the City Council to be held in the 6th Floor Conference Room, 801 Crawford Street, 5:00 p.m., Tuesday, March 1, 2022, for the purpose of a Public Work Session.

In addition, you may consider a motion to go into to a Closed Meeting,

By order of three members of City Council."

22 - 59 - The following item was discussed in Public Work Session:

1. Crime in Portsmouth
 - Sheriff Michael Moore
 - Police Chief Ronaldo Prince

22 - 60 - Motion by Dr. Whitaker, and seconded by Mr. Barnes, to go into a closed meeting pursuant to Virginia Code subsection 2.2-3711 A.1 for the purpose of discussion and consideration of the performance of the City Manager.

The motion to go into closed meeting was adopted by the following vote:

Ayes: Barnes, Battle, Whitaker, Woodard

Nays: Lucas-Burke, Moody, Glover

Motion Dr. Whitaker, and seconded by Mr. Woodard, pursuant to Virginia Code Section 2.2-3712(D) certifying that, to the best of the Council Members' 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 just concluded by the City Council.

The motion was adopted by the following vote:

Ayes: Barnes, Battle, Lucas-Burke, Moody, Whitaker, Woodard, Glover

Nays: None

On motion, meeting adjourned at 6:36 p.m.

Minutes prepared by:

Anita Y. Sherrod
Chief Deputy City Clerk

APPROVED -

Shannon E. Glover
Mayor

Debra Y. White, CMC/AAE
City Clerk

*Vice Mayor De'Andre A. Barnes arrived at 5:02 p.m.