

**CITY OF CHESAPEAKE
CITY COUNCIL MEETING
MARKED AGENDA
July 10, 2007
6:30 P.M.
City Hall Council Chamber
306 Cedar Road**

**** ALL PRESENTATION MATERIALS MUST BE REVIEWED BY THE CITY CLERK PRIOR TO 6:30 P.M.****

NOTE: COPIES OF BACKUP MATERIALS FOR ALL AGENDA ITEMS, INCLUDING THE APPLICATION AND SUPPORTING MATERIALS FOR THE PLANNING PUBLIC HEARING ITEMS MAY BE VIEWED IN THE CITY CLERK'S OFFICE OR THE PLANNING DEPARTMENT AT ANY TIME DURING NORMAL BUSINESS HOURS OF 8:30 A.M. TO 5:00 P.M., MONDAY THROUGH FRIDAY.

REMINDER: There is no Work Session scheduled.

The City Council Work Sessions and Meetings can be viewed live on WCTV-48 and heard on WFOS-FM 88.7. Meetings are retelecast on WCTV-48 at the following times: Tuesday - Work Session at 11:30 p.m. and Meeting at 12:30 a.m.; Wednesday - Work Session at 1:00 p.m. and Meeting at 2:00 p.m. and Saturday - Work Session at 8:00 p.m. and Meeting at 9:00 p.m.

PLEASE NOTE: Speaker Cards will not be accepted for the Council Meeting after 6:30p.m. Citizens who wish to speak may register on the date of the meeting in the City Council Chamber before 6:30 p.m. Citizens may also pre-register by calling the City Clerk's Office at 382-6151, Monday through Friday, (8:30 a.m. - 5:00 p.m.) prior to, and including the date of the Council meeting.

NO FOOD OR DRINKS PERMITTED IN THE CITY COUNCIL CHAMBER

PLEASE TURN OFF CELL PHONES WHILE IN THE CHAMBER

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1. INVOCATION - **Pastor Durant Kreider, Coastland Community Church**
2. PLEDGE OF ALLEGIANCE TO THE FLAG – **Council Member Ward**
3. ROLL CALL BY CITY CLERK – **Council Member deTriquet excused**
4. APPROVAL OF MINUTES - **None**
5. PUBLIC HEARING

APPLICANTS', AGENTS, AND CITIZENS' COMMENTS ON PUBLIC HEARING ITEMS

COUNCIL'S CONSIDERATION OF PUBLIC HEARING ITEMS:

NON-PLANNING PUBLIC HEARING ITEMS

- A. RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF CHESAPEAKE AND LYLE PUGH, JR. TO LEASE 35+/-ACRES OF LAND LOCATED IN THE PLEASANT GROVE BOROUGH IN THE CITY OF CHESAPEAKE FOR THE EXCLUSIVE PURPOSE OF FARMING

APPROVED (WARD/COLLINS) (8-0) (dE TRIQUET EXCUSED)

- B. AN ORDINANCE DIVIDING THE JOHN T. WEST PRECINCT, ESTABLISHING THE SHIPYARD ROAD PRECINCT, DIVIDING THE GREENBRIER PRECINCT, ESTABLISHING THE FAIRWAYS PRECINCT, RELOCATING THE VOTING PLACE FOR THE BELLS MILL PRECINCT TO GRASSFIELD HIGH SCHOOL, RELOCATING THE VOTING PLACE FOR THE INDIAN CREEK PRECINCT TO THE CROSSROADS COMMUNITY CHURCH, AND RELOCATING THE VOTING PLACE FOR THE PROVIDENCE PRECINCT TO THE DR. CLARENCE V. CUFFEE COMMUNITY CENTER.

APPROVED (HAYES/PARKER) (8-0 (deTRIQUET ABSENT)

6. DOCKET
 - A. CITIZENS COMMENTS ON AGENDA ITEMS ONLY
 - B. CONSENT AGENDA

City Clerk Items

1. ACKNOWLEDGEMENT OF REZONING APPLICATIONS

The following zoning reclassification requests are not public hearing items at this time. They will be reviewed by the Planning Commission for recommendation to City Council at a later date. These items are tentatively scheduled for Planning Commission review on July 11, 2007.

- a. **R(C)-07-06 PROJECT:** Jolliff Landing **APPLICANT:** Wirth Commercial Group LLC **AGENCY:** Kimley-Horn and Associates, Inc. **PROPOSAL:** A conditional zoning reclassification of approximately 60.58 acres from O&I, Office and Institution District (43.348 acres), R-15s Single Family Residential District (2.677 acres) and A-1 Agricultural District (14.574 acres) to R-MF-1 Multi-family Residential District (34.16 acres) and B-2 General Business District (26.44 acres). **PROPOSED COMP LAND USE & DENSITY:** General Business/Commercial Low Density Multifamily with density not exceeding 16 units per acre. **EXISTING COMP LAND USE & DENSITY:** Office and Suburban Single Family with 1 unit per acre to something less than 4 units per acre. **LOCATION:** 4940, 4956, 5008, 4936, 4932 and 5040 Portsmouth Boulevard and 2124 Jolliff Road **TAX MAP SECTION/PARCEL:** 0150000001900, 0150000001910, 0150000001911, 0150000001951, 0150000001972, 0510080000050, 0151008000040, 0140000000110 **BOROUGH:** Western Branch (*Will be heard July 17, 2007 by City Council*)
- b. **R(C)-07-14 PROJECT:** Hickory Ridge Community Church **APPLICANT:** Hickory Ridge Community Church **PROPOSAL:** A conditional zoning reclassification of 34.62 acres from R-15s Single Family Residential District (2.09 acres) and A-1 Agricultural District (32.53 acres) to O&I Office and Institutional District for the expansion of church facilities and a future elementary and secondary school. **PROPOSED COMP LAND USE & DENSITY:** Office & Institutional **EXISTING COMP LAND USE & DENSITY:** Rural **LOCATION:** 3320 Battlefield Blvd. South **TAX MAP SECTION/PARCEL:** 0970000000870 **BOROUGH:** Pleasant Grove
- c. **R(C)-07-16 PROJECT:** Autumn Care **APPLICANT:** Mars Brothers "H", LLC **AGENCY:** Hassell & Folkes, P.C. **PROPOSAL:** A conditional zoning reclassification of 14.6 acres from R-15s Single Family Residential District to R-MF-1, Multifamily Residential District to permit a group care facility as a conditional use on the site. **PROPOSED COMP LAND USE & DENSITY:** Medium density residential with up to 16 units per acre. **EXISTING COMP LAND USE & DENSITY:** Low density residential with one unit per acre to something less than four units per acre. **LOCATION:** Property is located on the east side of Argyll Street at its intersection with Bryant Drive. **TAX MAP SECTION/PARCEL:** Portions of 0380000001370, 0380000001380, 038000000521 **BOROUGH:** Washington

2. RESIGNATIONS

- a. Mr. Douglas J. Pillsbury – Natural Event Mitigation Advisory Committee

3. REFUNDS

- a. Terry Peterson Development One LLC, \$13,625.30.

City Manager Items

- (1) REQUEST FOR AUTHORITY TO SUBMIT A 2007 EDWARD BYRNE MEMORIAL DISCRETIONARY GRANT APPLICATION (\$105,674 FEDERAL) TO THE UNITED STATES DEPARTMENT OF JUSTICE – OFFICE OF THE COMMONWEALTH’S ATTORNEY
- (2) REQUEST FOR AUTHORITY TO SUBMIT A 2007 EDWARD BYRNE MEMORIAL DISCRETIONARY GRANT APPLICATION (\$140,000 FEDERAL) TO THE UNITED STATES DEPARTMENT OF JUSTICE – JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT
- (3) REQUEST FOR APPROPRIATION OF \$151,772 IN ADDITIONAL FUNDING FROM THE STATE COMPENSATION BOARD FOR FOUR ADDITIONAL POSITIONS IN THE OFFICE OF THE COMMONWEALTH’S ATTORNEY – OFFICE OF THE COMMONWEALTH’S ATTORNEY

APPROVED (WARD/PARKER) (8-0) (De TRIQUET EXCUSED)

C. REGULAR AGENDA

City Clerk Item

- (4) TRANSFER OF \$100,000.00 FROM THE CITY COUNCIL CONTINGENCY FUND TO THE NON-DEPARTMENTAL BUDGET LINE FOR THE REAL ESTATE TAX RELIEF PROGRAM FOR ELDERLY AND DISABLED CITIZENS FOR THE UPCOMING PROGRAM YEAR - COUNCIL MEMBER ALAN KRASNOFF

**WARD/COLLINS for continuance until Sept 11, 2007, (8-0)
(deTriquet excused)**

City Manager Items

- (4) REQUEST FOR APPROPRIATION OF \$23,400 IN CHESAPEAKE BAY GATEWAYS GRANT FUNDS FROM THE NATIONAL PARK SERVICE – DEPARTMENT OF PARKS AND RECREATION

APPROVED AS AN EMERGENCY (Collins/Hayes) (8-0) (de Triquet EXCUSED)

- (5) REQUEST FOR APPROPRIATION OF \$59,620 IN CHESAPEAKE BAY GATEWAYS GRANT FUNDS FROM THE NATIONAL PARK SERVICE – DEPARTMENT OF PARKS AND RECREATION

APPROVED AS AN EMERGENCY (Collins/Parker) (8-0) (deTriquet EXCUSED)

- (6) A. CONSIDERATION OF AN ORDINANCE AMENDING AN ORDINANCE PROVIDING FOR A HUMAN RESOURCES MANAGEMENT SYSTEM AND COMPENSATION PLAN FOR THE CITY OF CHESAPEAKE, VIRGINIA, ADOPTED ON MAY 15, 2001, AS AMENDED, ARTICLE 8 THEREOF, TO AMEND THE ASSIGNMENTS TO SALARY GRADE OF CERTAIN GENERAL EMPLOYEE POSITIONS BASED ON THE DEPARTMENT OF HUMAN RESOURCES' 2007 BIENNIAL SALARY SURVEY – DEPARTMENT OF HUMAN RESOURCES *(Continued from June 12, 2007 City Council Meeting)*

APPROVED AS AN EMERGENCY RETROACTIVE TO JULY 1, 2007 (ADAMS/PARKER) (8-0) (deTRIQUEX EXCUSED)

- B. CONSIDERATION OF AN ORDINANCE AMENDING AN ORDINANCE PROVIDING FOR A HUMAN RESOURCES MANAGEMENT SYSTEM AND COMPENSATION PLAN FOR THE CITY OF CHESAPEAKE, VIRGINIA, ADOPTED ON MAY 15, 2001, AS AMENDED, ARTICLE 7 THEREOF, TO INCREASE THE MINIMUM SALARIES FOR PUBLIC SAFETY SALARY GRADES 20 AND 21 AND TO INCREASE THE MIDPOINT AND MAXIMUM SALARIES FOR ALL PUBLIC SAFETY SALARY GRADES TO PROVIDE THAT THE MAXIMUM SALARIES FOR ALL PUBLIC SAFETY GRADES ARE 50% GREATER THAN THE MINIMUM SALARIES – DEPARTMENT OF HUMAN RESOURCES *(Continued from June 12, 2007 City Council Meeting)*

APPROVED AS AN EMERGENCY RETROACTIVE TO JULY 1, 2007 (PARKER/WARD) (8-0) (deTRIQUEX EXCUSED)

- (7) CONSIDERATION OF A RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT INVESTMENT GRANT TO AMERICAN FUNDS SERVICE COMPANY, A SUBSIDIARY OF THE CAPITAL GROUP COMPANIES, INC., AND TRANSFERRING APPROPRIATED FUNDS THEREFOR – DEPARTMENT OF ECONOMIC DEVELOPMENT

APPROVED HAYES/WARD 8-0 (deTRIQUEX EXCUSED)

- (8) CONSIDERATION OF A RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT INVESTMENT GRANT TO NYK LOGISTICS (AMERICAS) INC. AND TRANSFERRING APPROPRIATED FUNDS THEREFOR – DEPARTMENT OF ECONOMIC DEVELOPMENT

APPROVED (WARD/WILLIS) (8-0) (deTRIQUEX EXCUSED)

City Attorney Items

- (1) AN ORDINANCE AMENDING CHAPTER 2 OF THE CHESAPEAKE CITY CODE, ENTITLED "ADMINISTRATION," ARTICLE V, ENTITLED "BOARDS,

COMMITTEES AND COMMISSIONS," BY ADDING DIVISION 26, SECTIONS 2-620.60 THROUGH 2-620.63, TO ESTABLISH THE CHESAPEAKE TOURISM ADVISORY BOARD AND PROVIDE FOR THE APPOINTMENT, DUTIES, AND TERMS OF SAID BOARD.

APPROVED (COLLINS/PARKER) (8-0) (deTRIQUEX EXCUSED)

7. CITIZENS' COMMENTS ON THE SERVICES, POLICIES, AND AFFAIRS OF THE CITY (NON AGENDA SPEAKERS)
8. COMMITTEE REPORTS
9. OLD AND NEW BUSINESS
 - A. Discussion of the need for a stoplight at Holly Cove Drive and Airline Boulevard – Council Member Adams and Council Member Willis

CITY MANAGER HARRELL DIRECTED TO MOVE FORWARD WITH THE TRAFFIC SIGNAL AS QUICKLY AS POSSIBLE.

NOMINATIONS TO BOARDS AND COMMISSIONS

- A. Port Authority –2 Nominations

Mr. Robert L. Powers
Mr. Douglas Higginbotham

11. CLOSED SESSION (If called) **8:55 p.m. – 9:20 p.m.**
12. ADJOURNMENT - **9:22 p.m.**