

A Regular Work Session of the Chesapeake City Council was held December 11, 2007, at 5:15 p.m., in the City Hall Building, 306 Cedar Road.

Present: Council Member Rebecca Adams
Council Member Bryan Collins
Mayor Dalton S. Edge
Council Member Clifton E. Hayes, Jr.
Council Member Ella Ward
Council Member Patricia Pritchard Willis

Absent: Council Member John M. de Triquet (excused)
Council Member Alan P. Krasnoff (excused)
Vice Mayor Dwight M. Parker (excused)

Present from Administration: City Manager William Harrell, City Attorney Ronald Hallman, Deputy City Manager Amar Dwarkanath, Deputy City Manager Wanda Barnard Bailey, Deputy City Manager Betty J. Meyer, City Clerk Dolores Moore, Neighborhood Services Department Director Patrick Hughes, Housing Coordinator Jim Liles, Public Works Department Director Patricia Biegler, and other staff members.

Also Present: The Planning Council Vice President Council Claudia Gooch.

The Following Topics were discussed during the Work Session:

- 1) 10 Year Plan for Homelessness
- 2) City Manager Updates

The Work Session adjourned at 6:03 p.m.

/smu

A Regular Meeting of the Chesapeake City Council was called to order by Mayor Dalton S. Edge on December 11, 2007 at 6:30 p.m. in the City Hall Building, 306 Cedar Road.

INVOCATION: Pastor Lin Hill, Woodland Heights Baptist Church.

PLEDGE OF ALLEGIANCE: Vice Mayor Dwight M. Parker

ROLL CALL BY CLERK OF COUNCIL

Present: Council Member Rebecca C. W. Adams (excused at 6:40 p.m., returned at 8:05 p.m.)

Council Member Bryan L. Collins

Mayor Dalton S. Edge (excused at 9:05 p.m.)

Council Member John M. de Triquet (excused at 9:12 p.m.)

Council Member Clifton E. Hayes, Jr.

Council Member Alan P. Krasnoff (excused at 9:08 p.m.)

Vice Mayor Dwight M. Parker

Council Member Ella P. Ward

Council Member Patricia Pritchard Willis

Absent: None

Present from Administration: City Manager William Harrell, City Attorney Ronald Hallman, Deputy City Manager Amar Dwarkanath, Deputy City Manager Wanda Barnard-Bailey, Deputy City Manager Betty J. Meyer, City Clerk Dolores Moore and other staff members.

APPROVAL OF MINUTES

Mayor Edge advised that there were no minutes for consideration.

CERTIFICATE OF RECOGNITION – Veritas Christian Academy

Mayor Edge called Headmaster Sean Elgut from Veritas Christian Academy and the students to the podium to be recognized for winning the Chesapeake Freedom Challenge during the Battle of Great Bridge Re-enactment held on December 1-2, 2007. Brief comments were made by the students describing the challenges they encountered during the competition and their appreciation for the recognition.

Council Member Adams was excused at 6:40 p.m.

CERTIFICATE OF RECOGNITION - Western Branch High School Girls' Varsity Cross Country Team

Mayor Edge requested that the team members come forward to accept recognition for placing third in the State Meet in November, first in the Eastern Regional Meet and first in the Southeastern District Meet. The team members introduced themselves and expressed their excitement in being a part of the team; it was announced that one teammate, Natalie Wynn, had received All-State recognition. Council Member Krasnoff applauded the entire team for their remarkable achievements.

SPECIAL PRESENTATION – Chesapeake Police Department

Mayor Edge invited Police Chief Richard Justice and Mary Ann Rayment, Occupant Protection/Media Coordinator for the Virginia Highway Safety Office – Department of Motor Vehicles forward to present the award. Chief Richard Justice spoke on The Law Enforcement Challenge and invited Police Lieutenant Johnny Day to the podium to receive the recognition. Ms. Rayment stated that The Law Enforcement Challenge is a nationwide traffic safety initiative within the Smart, Safe and Sober Program and is supported by several Police and Sheriff’s Associations. The Chesapeake Police Department was awarded 2nd Place in the Commonwealth of Virginia and 2nd Place in the Nation for their outstanding traffic enforcement efforts in 2006.

City Manager Harrell stated his appreciation for Chief Justice and his exemplary service to the City of Chesapeake.

Council Member Collins stated that the Chesapeake Transportation Safety Commission worked closely with the Chesapeake Police Department on safe motoring for the safety of Chesapeake citizens.

Proclamation – National Homeless Persons’ Memorial Day

Mayor Edge called Management Analyst Edwina Ricks and Salvation Army Men’s Shelter Housing Manager Heidi Grass to the podium to accept the proclamation read by City Clerk Moore. Ms. Ricks stated that the purpose of the proclamation was to promote awareness and concern for the homeless. She advised that December 21, 2007 had been designated as “National Homeless Persons’ Memorial Day” by the National Coalition for the Homeless, the National Health Care for the Homeless Council and is recognized by the South Hampton Roads Mayor’s Task Force on Ending Homelessness.

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

City Clerk Moore stated there were no speakers prior to the Public Hearing Item.

PUBLIC HEARING ITEM

A. UP-07-17 PROJECT: Alexander Lane Cingular Monopole APPLICANT: Universal Wireless **AGENCY:** C. E. Forehand **PROPOSAL:** A conditional use permit to allow a 175 foot monopole communications tower on a 10,000 square foot leased parcel, part of 11.972 acres. The applicant also requests an alternative parking surface in accordance with section 19-406.c.1 of the zoning ordinance. **ZONED:** M-1, Light Industrial **SIC CODE:** 48 **LOCATION:** 1146 Alexander Lane **TAX MAP SECTION/PARCEL:** 047000000220 **BOROUGH:** Pleasant Grove (This item was continued from the October 16, 2007 City Council Meeting.)

The Planning Commission recommends approval with an alternative parking surface and with the following stipulations:

1. The applicant/owner shall provide collocation opportunities for a minimum of two other wireless providers, regardless of the collocation company’s

ability to provide another tower site in exchange for the right to collocate on this tower. The collocation agreement shall be completed no more than six months following the written request for collocation.

2. The applicant/owner shall screen the leased area with landscaping in accordance with Section 13-606 of the Zoning Ordinance.
3. The applicant/owner shall require all collocutors to secure administrative approval from the Planning Department prior to installing their equipment on the tower.
4. The applicant/owner shall comply with all applicable Federal Communications Commission and Federal Aviation Administration regulations. The applicant /owner will submit documentation of compliance with these regulations to the Neighborhood Services Department.
5. The applicant/owner shall install a Fire Department approved lock box for emergency access to the gated compound. The applicant/owner shall also ensure that the access drive to the tower compound remains free of obstructions to allow access for emergency vehicles at all times.
6. The applicant shall construct a city standard commercial entrance on Alexander Lane in accordance with Public Works requirements. Said entrance shall be reflected on the final construction plan.

City Clerk Moore presented the item and identified the following speakers in support of Public Hearing Item **A**:

C.E. Forehand, 219 Sir Oliver Road, Norfolk, VA, representing Universal Wireless.

Rency Yeatts, 1195 Azalea Garden Road, Norfolk, VA, representing AT&T, formerly Cingular Wireless.

Lisa Murphy, 283 Constitution Dr, Suite 525, Virginia Beach, VA, representing AT&T, formerly Cingular Wireless

City Clerk Moore identified the following speakers in opposition to Public Hearing Item **A**.

Dr. Raymond H. Alexander, 800 Gatefield Lane, was not present when called.

Carolyn Alexander, 1068 Alexander Lane, was not present when called.

James Rice, 917 Foxridge Trail N, representing self.

Rick Wellons, 921 Foxridge Trail N, representing self.

Mayor Edge asked City Manager Harrell to have Public Works Director Patricia Beigler come forward to clarify the drainage issue.

While Ms. Beigler was coming to the podium, City Attorney Hallman read the revised stipulation #2 and an additional stipulation into the record:

2. (Revised) The applicant/owner agrees to create a 25 foot wide tree preservation buffer along the rear property line to the existing fence and along

the western property line to Alexander Lane. No trees or vegetation in this buffer area shall be removed or disturbed unless approved by the City Arborist. Applicant/owner agrees to plant evergreen trees with a minimum caliper of one and three-fourths (1 ¾) inches at the time of planting within the portion of the 25 foot wide tree preservation buffer along the rear property line, where needed, to fill in the existing buffer area. Such additional landscaping shall be subject to the approval of the City Arborist and additional landscaping shall be subject to the approval of the city Arborist and approved trees shall be installed before approval of a certificate of occupancy.

7. (Additional) The applicant/owner agrees to perform the following to alleviate existing drainage problems: (i) re-establish drainage ditches along the perimeter of the subject property to drain to the roadside ditch along Alexander Lane (ii) work with the owners of the residential properties adjoining the subject property to construct a berm along the rear of such adjoining properties, where necessary and requested by such owners, to prevent runoff from the subject property from draining onto the adjacent residential lots; and (iii) work with the owners of the residential properties adjoining the subject property to construct and/or restore private drainage swales, where necessary and requested by such owners that drain to the existing off site catch basin. These improvements shall be subject to the approval of Public Works Director or designee before approval of a certificate of occupancy.

Mayor Edge asked Public Works Director Patricia Biegler to come to clarify the drainage issues and respond to questions.

Ms. Biegler addressed drainage in the area and stated that the drainage into the parcel was from ditches on private properties. She stated that it was her opinion that the issue of drainage would be resolved if the alternative parking surface was implemented.

Council Member Collins, on a motion seconded by Vice Mayor Parker, moved approval of UP-07-17 with revised stipulation #2, new stipulation #7 and the alternative parking surface.

There was brief discussion between Council Members and Ms. Biegler concerning drainage, landscaping maintenance, property values and the alternative parking surface.

Council Member Ward requested clarification on the alternative parking surface.

Planning Director Brent Neilson explained the City Code requirement and advised that the surface would most likely be a gravel type surface if the motion was approved by City Council.

There was no further discussion.

On the motion for approval of UP-07-17 with revised stipulation #2, new stipulation #7 and the alterative parking surface, voting yes: Council Members Collins, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting no: Council Member de Triquet (Council Member Adams was excused)

Council Member Hayes requested that staff look into some type of certification to indicate that the applicants of future cell towers use permits had made good faith attempts to get other services to "collocate" on the tower with them. City Manager Harrell stated that staff would investigate the request with City Attorney Hallman and provide a report back to City Council.

CITIZENS' COMMENTS ON AGENDA ITEMS ONLY

City Clerk Moore identified the following speakers;

Joanne Sieloff, 1015 Oaklette Avenue, representing self, spoke in support of City Attorney Item (4) and City Manager Item (5).

Steven Vermillion, P.O. Box 5700, Glen Allen, VA, representing Associated General Contractors of Virginia, spoke in opposition to City Attorney Item (4).

Don Bilbo, 119 Bruton Court, representing self, spoke in opposition to City Attorney Item (4).

CONSENT AGENDA

City Clerk Moore read the Consent Agenda Items into the record.

Mayor Edge asked Council Members if there were any items they wished to have removed for consideration under the Regular Agenda.

There were none.

Council Member de Triquet, on a motion seconded by Vice Mayor Parker, moved approval of the Consent Agenda as presented.

There was no discussion.

On the motion for approval of the Consent Agenda as presented, voting yes: Council Members Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting no: None (Council Member Adams excused)

City Clerk Items

(1) **ACKNOWLEDGEMENT OF REZONING APPLICATIONS**

The following zoning reclassification requests are not public hearing items at this time. These items will be heard by the Planning Commission on December 12, 2007 and recommended to City Council for a future meeting:

- A. R(C)-07-20 PROJECT:** Chesapeake Lakes Gateway Center
APPLICANT: Chesapeake Lakes Group, LLC **AGENCY:** Kaufman & Canoles, PC **PROPOSAL:** A conditional zoning reclassification of 21.78 acres from A-1, Agricultural District to B-2, General Business District to construct office, retail and lodging up to 110,000 square feet. **PROPOSED COMP LAND USE & DENSITY:** Business/Commercial **EXISTING COMP LAND USE & DENSITY:** Business/Commercial **LOCATION:** Property located northward of the Virginia state line fronting 1,540 feet (more or less) along the eastern line of Battlefield Blvd South. **TAX MAP SECTION/PARCEL:** Portions of each of 1190000000010, 1190000000020, 1190000000060 **BOROUGH:** Butts Road
- B. R(C)-07-31 PROJECT:** Oakbrooke Crossings **APPLICANT:** Dragas

Associates, Inc .**AGENCY:** Kaufman & Canoles, PC **PROPOSAL:** A conditional zoning reclassification of 17.58 acres from R-15s, Residential District to R-MF-1, Residential Multi-family (14.19 acres) and B-1, Neighborhood Business District (3.39 acres). **PROPOSED COMP LAND USE & DENSITY:** Medium Density Residential **EXISTING COMP LAND USE & DENSITY:** Medium Density Mixed Use **LOCATION:** 412, 420, 428, 432, 440, & 442 Clearfield Avenue **TAX MAP SECTION/PARCEL:** 0480000000961, 0480000000970, 0480000000940, 0480000000941, 0480000000950 **BOROUGH:** Washington

C. R(C)-07-32PROJECT: Office For Crossroads Fuels **APPLICANT:** Crossroad Properties Inc .**AGENCY:** Horton & Dodd, PC **PROPOSAL:** A conditional zoning reclassification of 0.54 acre from A-1, Agricultural District to B-1, Neighborhood Business District for an office building. **PROPOSED COMP LAND USE & DENSITY:** Office **EXISTING COMP LAND USE & DENSITY:** Low Density Residential **LOCATION:** 1441 Fentress Road **TAX MAP SECTION/PARCEL:** 0610000000780 **BOROUGH:** Pleasant Grove

D. R-07-33 PROJECT: Dave's Cabinet Expansion **APPLICANT:** Dave's Cabinet, LLC **AGENCY:** Site Improvements Inc .**PROPOSAL:** A conventional zoning reclassification of 9[±] acres from A-1 Agricultural District to M-1, Light Industrial District, for expansion of an existing business. **PROPOSED COMP LAND USE & DENSITY:** Industrial **EXISTING COMP LAND USE & DENSITY:** Rural with one dwelling unit per 3 acres of land. **LOCATION:** 132 Woodworkers Court **TAX MAP SECTION/PARCEL:** 0970000001060, 0970000001070 **BOROUGH:** Butts Road

E. R(C)-07-36 PROJECT: Willowview **APPLICANT:** Home Associates of Virginia, Inc. **AGENCY:** Land Planning Solutions **PROPOSAL:** A conditional zoning reclassification of approximately 3.12 acres from A-1, Agricultural District (1.7 acres) and R-15, Residential District (1.42 acres) to R-MF-1, Multifamily Residential District for a detached condominium community. **PROPOSED COMP LAND USE & DENSITY:** Medium Density Residential **EXISTING COMP LAND USE & DENSITY:** Business/Commercial and Low Density Residential **LOCATION:** 1213 Kempsville Road **TAX MAP SECTION/PARCEL:** portion of 0380000001170 **BOROUGH:** Washington

(2) **RESIGNATIONS FROM BOARDS AND COMMISSIONS**

- a. Charles Sanford – Citizens Juvenile Advisory Board
- b. Paul D. Chidester – Chesapeake Commission for the Prevention of Aids
- c. Mary Ann Saunders – Chesapeake Community Criminal Justice Board
- d. Candace Waller – Chesapeake Interagency Consortium
- e. Candace Waller – Chesapeake Community Services Board
- f. Candace Waller – Chesapeake Criminal Justice Board

City Manager Items

- (1) **#07-O-182** REQUEST FOR APPROPRIATION OF \$25,436 IN STATE CONTRIBUTION TO THE ADULT MEDICAL CLINIC SERVICES – HEALTH DEPARTMENT
- (2) **#07-O-183** REQUEST FOR APPROPRIATION OF \$45,392 IN COMMUNITY CORRECTIONS PROGRAM FUND BALANCE FUNDS TO THE COMMUNITY CORRECTIONS OPERATING BUDGET – OFFICE OF THE SHERIFF/COMMUNITY CORRECTIONS DIVISION

City Attorney Items

- (1) **#07-R-077** RESOLUTION REQUESTING THE PLANNING COMMISSION TO CONSIDER AND MAKE RECOMMENDATIONS CONCERNING PROPOSED AMENDMENTS TO ARTICLE 14, SECTIONS 14-703, 14-704, AND 14-705, OF THE CHESAPEAKE ZONING ORDINANCE TO PERMIT CERTAIN PUBLIC SIGNS IN THE PUBLIC RIGHT-OF-WAY IN THE GREENBRIER TAX INCREMENT FINANCING DISTRICT.
- (2) **#07-O-184** AN ORDINANCE AMENDING CHAPTER 74 OF THE CHESAPEAKE CITY CODE, ENTITLED “TRAFFIC AND VEHICLES,” ARTICLE IV, SECTION 74-156 THEREOF, TO CORRECT A TYPOGRAPHICAL ERROR, TO BRING SAID SECTION INTO COMPLIANCE WITH VIRGINIA CODE SECTION 46.2-1135.
- (3) **#07-O-185** AN ORDINANCE AMENDING CHAPTER 26 OF THE CHESAPEAKE CITY CODE, ENTITLED “ENVIRONMENT,” ARTICLE III. EROSION AND SEDIMENT CONTROL, THEREOF, BY ADDING ADDITIONAL DEFINITIONS, STANDARDS AND PROCEDURES FOR THE LOCAL EROSION AND SEDIMENT CONTROL PROGRAM IN ACCORDANCE WITH STATE LAW.

REGULAR AGENDA

City Manager Items

- (3) **#07-O-186** REQUEST FOR APPROPRIATION OF \$1,980,385 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR PROGRAM YEAR 33 AND HOME INVESTMENT PARTNERSHIP (HOME) FUNDS AWARDED BY THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT–DEPARTMENT OF NEIGHBORHOOD SERVICES

City Manager Harrell presented the item and requested a continuance to the January 8, 2008 City Council Meeting.

Council Member Collins, on a motion seconded by Vice Mayor Parker, moved for continuance of the item to the January 8, 2008 City Council Meeting.

There was no discussion.

On the motion for continuance of the item to the January 8, 2008 City Council Meeting, voting yes: Council Members Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting No: None (Council Member Adams excused)

- (4) **#07-R-078** CONSIDERATION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION TO THE SOUTHERN RIVERS WATERSHED ENHANCEMENT PROGRAM TO OBTAIN A \$1,000,000 GRANT FOR THE PURPOSE OF DESIGNING, CONSTRUCTING, AND INSTALLING CITY SANITARY SEWER FACILITIES TO REPLACE FAILING WASTEWATER TREATMENT SYSTEMS IN THE UNSERVED AREAS OF BRIDGEWOOD, PORTIONS OF ETHERIDGE ROAD AND ALBEMARLE ACRES SUBDIVISIONS IN THE CITY OF CHESAPEAKE – DEPARTMENT OF PUBLIC UTILITIES

City Manager Harrell presented the item.

Council Member Ward, on a motion seconded by Council Member Collins, moved approval of the Resolution as presented.

There was no discussion.

On the motion for approval of the Resolution as presented, voting yes: Council Members Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting No: None (Council Member Adams excused)

- (5) CONSIDERATION OF ADDITIONAL ITEMS TO BE ADDED TO THE CITY OF CHESAPEAKE 2008 LEGISLATIVE PACKAGE – CITY MANAGER’S OFFICE

- A. CONSIDERATION OF A LEGISLATIVE INITIATIVE REQUESTING AUTHORITY TO PROHIBIT SMOKING IN RESTAURANTS

City Manager Harrell presented the item asking for consideration of a Legislative Initiative as an addition to the City of Chesapeake’s 2008 Legislative Package requesting authority to prohibit smoking in restaurants.

Council Members Hayes, Willis and Ward commented on health concerns related to smoking in public restaurants but expressed reluctance with restricting smoking in outside areas of restaurants.

Council Member Willis, on a motion seconded by Council Member Hayes, moved approval of the addition of a Legislative Initiative in the City’s 2008 Legislative Package requesting authority to prohibit smoking in restaurants, bars and lounge areas of the City with revised language to exclude outdoor areas of restaurants.

There was no additional discussion.

On the motion for approval of the addition of a Legislative Initiative in the 2008 Legislative Package requesting authority to prohibit smoking in restaurants, bars and lounge areas of the City, excluding outdoor areas of restaurants, voting yes: Council Members Collins, de Triquet, Edge, Hayes, Krasnoff, Ward and Willis.

Voting no: None (Council Member Adams was excused and Vice Mayor Parker was out of the chamber)

B. CONSIDERATION OF A LEGISLATIVE INITIATIVE CONCERNING
STATE CONTRACTOR'S LICENSES AND CERTIFICATION OF
LAWFUL WORKERS

City Manager Harrell requested that the Legislative Initiative concerning State Contractor's Licenses' and Certification of lawful workers be considered as an addition to the 2008 Legislative Package.

Council Member Adams returned to the meeting at 8:08 p.m.

Mayor Edge asked City Attorney Hallman to explain the process required to verify that employees were legal United States citizens.

City Attorney Hallman read the critical language *"the contractor has verified and will continue to verify the lawful employment status of all employees by means of a work authorization program issued by the United States Bureau of Citizenship and Immigration "ICE" or an equivalent Federal Work Authorization Program approved by the Office of Homeland Security such as an I-9 or E-Verify in accordance with United States Government requirements."*

Council Member Willis, on a motion seconded by Council Member Hayes, moved approval of the addition of a Legislative Initiative to the City of Chesapeake 2008 Legislative Package concerning State Contractor Licenses' and Certification of lawful workers.

Council Member Willis stated that the Legislative Initiative required a contractor to make every effort to verify that each employee was a legal United States Citizen.

Council Member deTriquet had questions for clarification. He questioned the points of liability by contractors, how the penalties for non-compliance would be established and what methods would be used to investigate non-compliance. City Attorney Hallman addressed some of Council Member de Triquet's questions.

Vice Mayor Parker and Council Member Adams questioned why the I-9 Form and the requirements already in place by the Federal Government were not sufficient verification for contractors

Council Member de Triquet asked that Mr. Bilbo be brought back to the podium for brief comments. There was no objection from other Members of Council. Mr. Bilbo spoke on the proposed Initiative for the position of a small business owner.

Ms. Sieloff added comments on the Federal verifications.

Council Members Krasnoff and Hayes discussed changing the language of the request to a "study" instead of an "amendment" stating that more information on compliance as well as enforcement would be helpful.

Council Members Hayes expressed concerns on how the current backlog of applications would be affected by the proposed Legislative Initiative.

Council Member Willis, as the maker of the motion, and Council Member Hayes, as the second, agreed to amend the language of the initiative to ask the General Assembly to "study" the issue rather than amend the State Code at this time.

There was no additional discussion.

On the motion for approval of the addition of a Legislative Initiative to the City's 2008 Legislative Package concerning State Contractor's Licenses and Certification of lawful workers, with revised language to read "study" instead of "amendment" to the State Code, voting yes: Council Members Adams, Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting no: None

C. CONSIDERATION OF A LEGISLATIVE INITIATIVE REQUESTING THE GENERAL ASSEMBLY TO REQUIRE ISSUANCE OF COUNTERFEIT-PROOF IDENTIFICATION CARDS AND LICENSES

City Manager Harrell presented the item and requested a Legislative Initiative be added requiring issuance of counterfeit-proof identification cards and licenses.

Council Member Hayes, on a motion seconded by Council Member Collins, moved approval of the addition of a Legislative Initiative to the City's 2008 Legislative Package requesting the Virginia General Assembly to require issuance of counterfeit-proof identification cards and licenses.

Council Member Hayes stated that identity theft is a major crime and this item was for official identifications of agencies where the identification cards are used in official business.

There was no further discussion.

On the motion for approval of the addition of a Legislative Initiative to the City's 2008 Legislative Package requesting the Virginia General Assembly require issuance of counterfeit-proof identification cards and licenses, as presented, voting yes: Adams, Collins, Edge, Hayes, Parker, Ward and Willis.

Voting No: None (Council Members de Triquet and Krasnoff out of the chamber)

D. CONSIDERATION OF A POLICY POSITION CONCERNING VACANT BUILDINGS

City Manager Harrell presented the item.

Council Member Adams, on a motion seconded by Council Member Ward, moved approval of the addition of a Policy Position to the City's 2008 Legislative Package concerning vacant buildings.

There was a brief discussion by Council Members Adams, Ward and Willis expressing the need for consideration of a policy position that is addressed as expediently as possible.

There was no further discussion.

On the motion to approve the addition of a Policy Position to the City's 2008 Legislative Package on vacant buildings, as presented, voting yes: Council Members Adams, Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting no: None

(6) CITY MANAGER UPDATES

City Manager Harrell advised that he had no updates at that time.

City Attorney Item

(3) AN ORDINANCE AMENDING CHAPTER 18 OF THE CHESAPEAKE CITY CODE, ENTITLED "BUSINESS LICENSES," SECTION 18-3(d) THEREOF,, TO PROVIDE THAT NEW APPLICATIONS FOR BUSINESS LICENSES SHALL INCLUDE VERIFICATION OF LAWFUL RESIDENCY OF THE APPLICANT AND CERTIFICATION THAT ALL EMPLOYEES ARE ELIGIBLE FOR EMPLOYMENT UNDER THE IMMIGRATION REFORM AND CONTROL ACT AND SECTION 40.1-11.1 OF THE CODE OF VIRGINIA.

City Attorney Hallman presented the item.

Council Member de Triquet, on a motion seconded by Vice Mayor Parker, moved to continue the item to the April 22, 2008 City Council Meeting.

There was brief discussion on the proposed amendment and on a recent requirement by the City of Portsmouth stating that all contractors verify and employ legal documented workers.

There was no further discussion.

On the motion for continuance of the item to the April 22, 2008 City Council Meeting, voting yes: Council Members Adams, Collins, de Triquet, Edge, Hayes, Krasnoff, Parker, Ward and Willis.

Voting no: None

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

City Clerk Moore identified the following speaker:

Thomas Arrington, 305 Stonewood court, representing self, spoke on the budget, crime and the increase in water bills.

Mayor Edge responded to the concerns of the speaker stating that the City of Chesapeake's spending ratio for Public Safety and Economic Development was sixty to one with Public Safety receiving \$60.00 for every \$1.00 spent on Economic Development. He noted the City's had an AA-2 Bond Rating, putting the City in the top 10% credit standing in the Nation. Mayor Edge also spoke about the City as one of the safest cities on the East Coast and that family income, as well as teacher's salaries was the highest in the Hampton Roads area.

Mayor Edge relinquished the gavel to Vice Mayor Parker and was excused at 9:05 p.m.

COMMITTEE REPORTS/OLD AND NEW BUSINESS

Vice Mayor Parker combined Committee Reports with Old and New Business and called on Council Members for both, beginning with Council Member Willis.

Council Member Willis reported that she had attended a recent Parks and Recreation Advisory Board meeting; the topic of discussion was the Deep Creek Park and noted that many Deep Creek residents were in attendance. She stated the citizens requested an update on the status of the Deep Creek Park plans and what is proposed for the Camelot Park. Council Member Willis attended the Youth Committee Meeting

and thanked Youth Services Coordinator Kecia Brothers for her commitment and dedication to the City.

Council Member Ward thanked City Manager Harrell and Deputy City Manager Bailey for the information in reference to the anticipated updates to the South Norfolk Library. Dr. Ward announced that Dr. Curtis Alexander had recently been recognized for his newly published book titled "Crush Love Poems." Council Member Ward commended two new members to the Student Advisory Board for the State Board of Education: Shawn Poppin, Greenbrier Middle School and Hannah Wagner, Western Branch High School. Dr. Ward noted her attendance at a Town Meeting at Southeastern Elementary School on December 4th and the Annual Chesapeake Jail Ministries Prayer Breakfast sponsored by Sheriff Newhart.

Council Member Hayes thanked City Manager Harrell and the staff for a report regarding street lights in the South Norfolk area of the City and requested the review of lighting in that area is continued.

Council Member Collins requested a review of the speed limit on Byron Street and reiterated Council Member Willis' comments concerning the Deep Creek Park. Council Member Collins commended the Police Department on working with communities throughout the City to help reduce crime in neighborhoods. Council Member Collins noted the recent accomplishment of Council Member Krasnoff receiving his Master's Degree from Norfolk State University and the recent complimentary article in the Virginian Pilot acknowledging City Manager Harrell on some of the issues he had successfully completed.

Council Member Adams, as liaison to Public Safety, noted her attendance at a recent Promotional Ceremony for several Chesapeake Fire/Medic Professionals.

Vice Mayor Parker reported on his attendance to the retirement ceremony for Community Services Board Executive Director Candace Waller. He asked City Manager Harrell to provide him a report on the amount of cigarette tax generated and where that money is spent. Mr. Parker asked for a report on the status of the Juvenile and Domestic Relations Court carport security. Vice Mayor Parker also congratulated Council Member Krasnoff on his Masters Degree in counseling from Norfolk State University.

ADJOURNMENT

With there being no further business to discuss, Vice Mayor Parker adjourned the meeting at 9:35 p.m.

/smu

Attest:

Mayor

City Clerk

December 11, 2007