

**CITY OF COLONIAL HEIGHTS, VIRGINIA
Regular Meeting of City Council
Tuesday, February 12, 2019**

1. Call to Order

The Regular Meeting of City Council was called to order by Mayor Kochuba at 7:00 P.M.

2. Roll Call

The following members of Council and Council's staff were present for roll call by the Clerk:

Present:
Councilman Michael A. Cherry
Councilman Kenneth B. Frenier
Councilman W. Joe Green, Jr.
Councilman John E. Piotrowski
Councilman John T. Wood
Vice Mayor Elizabeth G. Luck
Mayor T. Gregory Kochuba

Absent: None
Also Present: Mr. Douglas E. Smith, City Manager
Mr. Hugh P. Fisher, III, City Attorney
Mrs. Pamela B. Wallace, City Clerk

3. Devotion

A devotional prayer was led by Mr. Piotrowski.

4. Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Kochuba.

5. Adoption of Agenda

A motion was made by Mrs. Luck, seconded by Mr. Piotrowski, to adopt the agenda as presented.

Vote: 7-0
Yes: Cherry
Frenier
Green, Jr.
Piotrowski
Wood

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Luck
Kochuba
No: None
Absent: None
Abstained: None

Motion: UNANIMOUS PASS

6. Declarations of Personal Interest

A Declaration of Personal Interest was read by Mr. Frenier and filed with the Clerk.

7. Commendations and Presentations

- A. A PROCLAMATION
Recognizing Barrett Porter Smith Upon His Attaining Rank of Eagle Scout**
- B. American Legion Post 284 Recognition**
- C. Presentation of the City's Annual Donation for the Colonial Heights High School After Prom Celebration**
- D. New Employee Introduction
Introduction of New City Employee Hired by the Police Department**

Officer Jason Poe was introduced by Chief Jeff Faries.

8. Reading of Manner of Addressing Council.

Mr. Fisher read the Manner of Addressing Council.

9. Written Petitions and Communications

- A. Milton E. Freeland, Jr., 117 Hanover Avenue – Update on Phase IV of the Appomattox River Walk Trail**

Mr. Freeland expressed his concern relative to Phase IV of the River Walk Trail and requested an update from staff.

At the request of Mr. Smith, Mr. Henley provided an update relative to Mr. Freeland's concerns stating that Phase IV had been unfunded since 2017;

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however, an application for funding had been submitted to the Metropolitan Planning Organization. Mr. Henley stated applications were being reviewed and a recommendation for funding of the project would be made on February 28th. Mr. Henley stated he would provide further updates on the status of the project at the March 12, 2019 regular Council Meeting. Clarifying for Mayor Kochuba, Mr. Henley stated that Phase IV had not been funded and further stated that he attributed the lack of funding to a very competitive program and process. Mr. Henley stated that should the funding not be approved, staff would consider other options in an effort to fund Phase IV of the project.

B. Presentation by Warren Hammond of the Colonial Heights Food Pantry

Mr. Hammond thanked Council for their efforts and contributions through budgeting funds to feed those in need in the City of Colonial Heights.

10. Advertised Public Hearing

There were none.

11. Hearing of Citizens Generally on Non-Agenda Items

Larry Brown, 311 Brookedge Lane – Mr. Brown advised that SunTrust and BB&T banks were merging, which would leave two vacant bank buildings.

12. Consideration of Uncontested Minutes, Ordinances, Resolutions, and Motions in accordance with the Consent Agenda.

A. AN ORDINANCE NO 19-FIN-1

(Second Reading) To amend the General Fund Budget for the fiscal year beginning July 1, 2018 and ending June 30, 2019, in the aggregate amount of \$9,642 to appropriate 1) \$5,872 of assigned fund balance for the Office on Youth programs; 2) \$2,470 in donations to the Sheriff's Department; and 3) \$1,300 in prior year donations reserved for the police K9 program for K9 expenditures.

A motion was made by Mr. Cherry, seconded by Mr. Piotrowski, to approve the consent agenda as presented.

Vote: 7-0
Yes: Cherry
Frenier
Green, Jr.

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Piotrowski

Wood

Luck

Kochuba

No: None

Absent: None

UNANIMOUS PASS

13. Introduction and Consideration of Ordinances and Resolutions

A. AN ORDINANCE NO 19-FIN-2

(First Reading) To amend the General Fund Budget for the fiscal year beginning July 1, 2018 and ending June 30, 2019, in the aggregate amount of \$39,050 to appropriate 1) \$1,500 in sanctions relinquished to the Police Department and City Attorney; 2) \$2,000 in donations from the Southside Virginia Association of Realtors to the Police and Fire & EMS Departments; and 3) \$35,550 in Rescue Squad Assistance Grant Funds to the Fire & EMS Department.

To amend the Capital Projects Fund Budget by \$1,000,000 to appropriate State of Good Repair Funding from the Virginia Department of Transportation for the resurfacing of Temple Avenue.

Mr. Smith thanked those who made donations and asked Mr. Henley if he would address Mayor Kochuba's question relative to the resurfacing of Temple Avenue. Mr. Henley stated that resurfacing of Temple Avenue would begin in April and would be completed during the evening hours as not to disrupt traffic flow.

There being no further discussion, a motion was made by Mr. Frenier, seconded by Mr. Piotrowski, to adopt Ordinance No. 19-FIN-2.

Vote: 7-0

Yes: Cherry

Frenier

Green, Jr.

Piotrowski

Wood

Luck

Kochuba

No: None

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Absent: None

UNANIMOUS PASS

14. Unfinished Business, Contested Ordinances and Resolutions, And Items Removed From the Consent Agenda.

- A. AN ORDINANCE NO 19-2
(Second Reading) Amending §98-1 of Chapter 98, Animals, of the Colonial Heights City Code to specify which birds shall be considered a “Companion Animal”.**

A motion was made by Mr. Cherry, seconded by Mrs. Luck, to adopt Ordinance No. 19-2.

This being a previously discussed item, Mr. Fisher again advised of the change to the City Code this ordinance is making.

**Vote: 4-3
Yes: Cherry
Frenier
Luck
Kochuba
No: Green, Jr.
Piotrowski
Wood
Absent: None**

PASS

- B. Update on Matters Relating to Cal’s**

Mr. Fisher provided language from Section 33.2-804 of the Virginia State Code, which provides for the Commissioner of Highways to regulate screening of vehicle junkyards along primary highways or other highways. Mr. Fisher stated the section places the responsibility of screening of such business on the Virginia Department of Transportation (VDOT) and not the locality.

Mr. Fisher provided additional information in the State and City Codes that concern vehicle junkyards; and he recommended that Council allow him to draft an ordinance to amend the City Code section so it is consistent with the State Code.

It was the opinion of Mr. Henley that VDOT would not get involved in such an issue; specifically with a locally maintained route such as the Boulevard.

Mr. Smith advised he and staff had been working with Mr. James Meadows, the owner of Cal's. Mrs. Hall provided a brief update relative to the current improvements on the property to reduce the items located in the front of Cal's.

15. Reports of Officers and Documents Related Thereto.

A. City Manager

1. General Activity Report

Mr. Smith provided updates on the following:

- Employee Service Awards Luncheon**
- Student Government Day**
- Upcoming interview with Craig Skalak, Director of Recreation and Parks, regarding the new ADA playground, Maddie's Magnificent Park.**
- Scheduled Work Session for February 19, 2019 at 6:00 P.M.**

B. City Attorney

Mr. Fisher advised that the City would be making changes to its website and social media pages in an effort to become ADA compliant. Mr. Fisher thanked Mr. Blais, Director of Information Technology, for his efforts with this update.

C. Director of Planning and Community Development

Mrs. Hall advised there would be no Planning Commission in February, but the Commission would meet in March for their regular meeting.

16. Adjournment

There being no further business, a motion was made by Mr. Cherry, seconded by Mr. Piotrowski, and carried unanimously on voice vote to adjourn the meeting. The meeting was adjourned at 8:27 P.M.

APPROVED:

T. Gregory Kochuba, Mayor

ATTEST:

Pamela B. Wallace, City Clerk