

**MINUTES OF REGULAR MEETING  
OF THE NEWPORT NEWS CITY COUNCIL  
HELD IN THE CITY COUNCIL CHAMBERS  
2400 WASHINGTON AVENUE  
MAY 10, 2016  
7:00 P.M.**

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PRESENT: Saundra N. Cherry, D. Min.; Robert S. Coleman; McKinley L. Price; DDS;  
Sharon P. Scott; Tina L. Vick; Dr. Patricia P. Woodbury; and Herbert H.  
Bateman, Jr.-----7

ABSENT: None-----0

A. Call to Order

Mayor Price called the meeting to order and welcomed all. He stated the City Code identified the procedure for citizen participation regarding items on the Council agenda, as well as the opportunity for citizens to address City Council on matters germane to the business of the Council. He explained matters that were germane to the business of Council meant matters that the City Council, by law, were empowered to act upon. This did not include announcements that were personal to an individual, business, or organization. He pointed out copies of the ordinance highlighting citizen participation and encouraged citizens to review the document.

Mayor Price requested that cell phones and/or pagers be silenced or turned off.

B. Invocation

The invocation was rendered by Mayor McKinley L. Price, DDS.

C. Pledge of Allegiance to the Flag of the United States of America

The Pledge of Allegiance to the Flag of the United States of America was led by Councilwoman Saundra N. Cherry.

D. Presentations

1. Presentation: Commission on Accreditation for Law Enforcement Agencies (CALEA)

Mayor Price invited Chief Richard Myers, Newport News Police Department (NNPD), to the podium. Chief Myers advised that he was not representing the NNPD, but was present as a representative of CALEA. He advised that he had served on the Commission for eight years, amongst 21 commissioners throughout the United States. He was in his second year serving as Chairman and President of the CALEA, and was pleased to present accreditation certificates to the City of Newport News. Chief Myers stated that CALEA was first created in 1979 when the founding organizations of the International Association of Chiefs of Police, the National Sheriff's Association, the National Organization of Black Law Enforcement Executives, and the Police Executive Research Forum, recognized a need within the country to develop professional standards. Since its inception, CALEA had accredited agencies under the standards developed and maintained by many of the best practitioners and leaders in the United States.

D. Presentations Continued

1. Presentation: Commission on Accreditation for Law Enforcement Agencies (CALEA) Continued

Chief Myers advised that there was a comprehensive review of all of the standards in the law enforcement program to ensure that the standards continued to address contemporary issues. The standards covered a wide range of administrative, operational, and logistical issues. He shared the goals of CALEA, which included (1) strengthen crime prevention and crime control capabilities; (2) formalize essential management procedures; (3) establish fair and non-discriminatory personnel practices; (4) improve service delivery; (5) to solidify interagency cooperation and coordination; and (6) increase community and staff confidence in the agency. The certificates represented the agencies efforts to achieve accredited status, thereby demonstrating the department's willingness to change in order to effectively address contemporary public safety concerns in a responsible manner; represented a commitment to doing the right thing and doing it the right way; and represented an adherence to a professional code, and an ongoing dedication to ensuring the agency's resources were appropriately developed, effectively deployed, and constantly managed in the name of a safer community. On December 6-9, 2015, four professionally trained Assessors visited Newport News and reviewed the files, activities, functional impacts, and management strategies. This followed an electronic file review covering many of the mission essential standards. The Assessors determined that the agency was in compliance with all applicable mandatory standards. The Assessors noted that the personnel were supportive of the Accreditation process, and that leadership applied accreditation as a management tool. They indicated that the agency supplied tremendous resources to ensure that employees of the agency received high quality and professional training. The Assessors learned that the agency was continuously working to maintain a highly competent workforce to provide the best possible services to the citizens of Newport News. The public hearings, held in conjunction with their arrival, resulted in the receipt of numerous public comments regarding the agencies compassion in dealing with victims, and sensitivity to community concerns. At the full commission meeting held in St. Louis, on April 2, 2016, the CALEA commissioners reviewed the Assessor's Report, concurred with the findings, and unanimously voted to accredit the agency with excellence. On behalf of the CALEA Commission, and the entire Board of Governing Commissioners, Chief Myers presented the Accreditation Award to the Newport News Police Department. He pointed out that the NNPD was one of less than 12 agencies enrolled in the CALEA process that received the TRI-ARC Award, which meant the Police Department was accredited under the Law Enforcement Accreditation; the Communications Center was accredited under the Public Safety Communications Accreditation; and the Police Academy was accredited under the Public Safety Training Academies Accreditation; all three distinct processes, which meant it was quite noteworthy for the City of Newport News. Officers receiving awards were Assistant Chief Joseph Moore, Assistant Chief Stacy Kelly, Assistant Chief Michael Grinstead, Communications Division Administrator Manager Carol Render, and Accreditation Manager, Mr. Nathan Miller.

E. Public Hearings Continued

1. Public Comments on the Effective Real Property Tax Rate Related to the Recommended Fiscal Year 2017 Operating Budget

Mayor Price advised that this item allowed an opportunity for City Council to receive public comments on the effective real property tax rate as it related to the Recommended Fiscal Year 2017 Operating Budget. This public hearing was required by State Code when a locality proposed an increase in property tax levies. The current tax rate was \$1.22 per \$100 of assessed value. The lowered tax rate necessary to offset increased assessments would be \$1.1984 per \$100 of assessed value. The difference between the lowered tax rate and the proposed tax rate was \$0.0216 per \$100 of assessed value. The difference was 1.80% and was known as the effective tax rate increase. The City Manager recommended approval.

Mayor Price stated that an action item to set the real estate tax rate for FY 2017 appeared later in the agenda under Other City Council Actions.

(No registered speakers)

Councilwoman Scott moved closure of the public hearing; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

2. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement for an Easement Across City-owned Property Located at 15402 Warwick Boulevard

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN DEED OF EASEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND VIRGINIA ELECTRIC AND POWER COMPANY, D/B/A DOMINION VIRGINIA POWER, DATED THE 10<sup>TH</sup> DAY OF MAY, 2016, FOR AN EASEMENT ACROSS CITY-OWNED PROPERTY LOCATED AT 15402 WARWICK BOULEVARD, NEWPORT NEWS, VIRGINIA. This ordinance authorized and directed the City Manager to execute a Deed of Easement for an Easement across City-owned property located at 15402 Warwick Boulevard. This easement request was part of a larger project of improvements for the Atkinson Boulevard and Bridge Project. A request to receive bids was properly advertised in the Daily Press on April 11, 2016 and on April 18, 2016. City Council received bids for this easement at its April 26, 2016 Regular Meeting. The City Manager recommended approval.

(No registered speakers)

E. Public Hearings Continued

2. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement for an Easement Across City-owned Property Located at 15402 Warwick Boulevard Continued

Councilwoman Scott moved closure of the public hearing; seconded by Councilwoman Woodbury.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

3. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement for an Easement Across City-owned Property Located at 13141 Jefferson Avenue

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN DEED OF EASEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND VIRGINIA ELECTRIC AND POWER COMPANY, D/B/A DOMINION VIRGINIA POWER, DATED THE 10<sup>TH</sup> DAY OF MAY, 2016, FOR AN EASEMENT ACROSS CITY-OWNED PROPERTY LOCATED AT 13141 JEFFERSON AVENUE, NEWPORT NEWS, VIRGINIA. This ordinance authorized and directed the City Manager to execute a Deed of Easement for an Easement across City-owned property located at 13141 Jefferson Avenue. This easement request was part of a larger project of improvements for the Atkinson Boulevard and Bridge Project. A request to receive bids was properly advertised in the Daily Press on April 11, 2016 and on April 18, 2016. City Council received bids for this easement at its April 26, 2016 Regular Meeting. The City Manager recommended approval.

(No registered speakers)

Councilwoman Vick moved closure of the public hearing; seconded by Vice Mayor Coleman.

E. Public Hearings Continued

3. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement for an Easement Across City-owned Property Located at 13141 Jefferson Avenue Continued

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

Councilwoman Vick moved adoption of the above ordinance; seconded by Councilwoman Woodbury.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

4. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement and Agreement by and between the City and Deer Run 3, LLC, for Landscaping of City-owned Property, Located Across a Portion of 791 Industrial Park Drive and Woodside Lane

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN DEED OF EASEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA AND DEER RUN 3, LLC, DATED THE 10<sup>TH</sup> DAY OF MAY, 2016. This ordinance authorized and directed the City Manager to execute a Deed of Easement and Agreement by and between the City and Deer Run 3, LLC. In 1999, City Council approved a Deed of Easement and Agreement between the City and Luck Stone Corporation (now Deer Run 3, LLC). In exchange for the right of ingress and egress over the City-owned easement area to access its property located at 781 Industrial Park Drive, Luck Stone Corporation agreed to construct and maintain a landscaped berm. The Deed of Easement and Agreement was extended in accordance with its terms three times, and the current extension would expire May 23, 2016. Deer Run 3, LLC requested that the Deed of Easement and Agreement be extended again under the same terms and conditions in order to continue maintenance of the landscaped berm and access to its property. The City Manager recommended approval.

(No registered speakers)

Councilwoman Woodbury moved closure of the public hearing; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

E. Public Hearings Continued

4. Ordinance Authorizing and Directing the City Manager to Execute a Deed of Easement and Agreement by and between the City and Deer Run 3, LLC, for Landscaping of City-owned Property, Located Across a Portion of 791 Industrial Park Drive and Woodside Lane Continued

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard

A RESOLUTION APPROVING PLN-16-14 AN AMENDMENT TO THE COMPREHENSIVE PLAN, *FRAMEWORK FOR THE FUTURE 2030*, FOR THE CITY OF NEWPORT NEWS. This resolution authorized Plan Amendment PLN-16-14, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a 33.37 acre portion of property located at 900 Bland Boulevard. The area under consideration was identified as transportation, natural area/open space and parks and recreation on the *Framework for the Future 2030* Comprehensive Plan land use map. The plan amendment recommended community commercial uses as recommended in the Newport News/Williamsburg International Airport's 2014 Master Plan. On April 6, 2016, the City Planning Commission voted 5:4 to recommend approval of the plan amendment to City Council. The City Manager recommended approval.

Mayor Price announced that the applicant had requested a continuation of this matter until the June 14, 2016 Regular Meeting of City Council. In an effort to reach City Council consensus prior to opening the Public Hearing. Mayor Price asked members of Council whether they agreed with the request to continue Item E-5 (Amendment to the Comprehensive Plan) and Item E-6 (Change of Zoning).

Councilman Bateman recused himself from the vote due to the fact that his employer, Towne Bank, had a security interest in the collateral land that may be a part of the re-routing of the road on the project.

There was no consensus reached to allow the deferral of the matter until the June 14, 2016 Regular Meeting of City Council.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Councilwoman Woodbury stated that she wanted to be gracious, but did not think it was fair to keep the citizens in such an uproar and in such a state of chaos which she had observed in the past few weeks. She did not see anything changing before June 14, 2016.

Mayor Price expressed disappointment in City Council. He thought there was a consensus because information had been requested of staff and the people involved were prepared to address any concerns, but were not allowed to have the opportunity to do so, particularly on a project of this magnitude, which had been done in the past.

Councilwoman Vick understood, but advised, with the volume of citizen comments, which she valued, those comments should be taken into consideration.

Mr. David Coffey, 804 Holbrook Drive (Lake Cambridge, Kiln Creek), Newport News, expressed opposition to Plan Amendment PLN-16-14, to the Framework for the Future 2030, Comprehensive Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a 33.37 acre portion of property located at 900 Bland Boulevard, as the City did not have much green space, and yet it gets torn down. This was seen with the Tech Center project, where all of the woods were cut down at Jefferson Avenue and Oyster Point Road. There was a lot of green area near the Newport News/Williamsburg International Airport (900 Bland Boulevard). He was concerned that if the City continued to do these types or projects and amendments, any greenspace remaining, would be lost. Green space was needed for their children. He stated that Newport News was a great city, he loved it, and had seen a great deal of development; but felt this amendment was a bad idea. The amendment was to facilitate the development for Wegmans, but reiterated his opposition to the Plan Amendment.

Mr. Wesley Kalhn, 807 Bacon Court, Newport News, stated the Plan Amendment PLN-16-14, to the Framework for the Future 2030, Comprehensive Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a 33.37 acre portion of property located at 900 Bland Boulevard, was not a good amendment, nor was it good law. The Comprehensive Plan currently provided for open space at the entrances to neighborhoods, such as Kiln Creek. This change would enable the destruction of one of the few remaining open spaces along Jefferson Avenue. This area had been referred to as the "Gateway to the City," and he encouraged City Council to let it be the Gateway to the City – a free and open space that looked nice. The green space made some citizens smile. Mr. Kalhn indicated that more smiles were needed in Newport News. He urged City Council to

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

vote against this change, and retain the green area, despite the recommendation to destroy this space.

Ms. Cheri Chambers, 756 Doral Drive, Newport News, expressed opposition to Plan Amendment PLN-16-14, to the Framework for the Future 2030, Comprehensive Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a 33.37 acre portion of property located at 900 Bland Boulevard. She indicated that she did not want to live in a “concrete jungle.” She advised that there were benefits to green spaces. She felt at peace driving through the Kiln Creek area, seeing the beauty of the space. This area was not just the entranceway to her neighborhood, it was a beautiful space. She hoped that it would be retained, for the wildlife.

Mr. Al Riutort, 29 Langhorne Road, Newport News, former Director, Newport News Department of Planning, stated that making more revenue without evaluating cost and accounting for the negative risky consequences of plan changes and being the first locality in Hampton Roads to have a Wegmans were not good enough reasons to change the Plan and zoning. The Plan change should not be approved for the following reasons: (1) the 2014 Airport Master Plan showed a small cluster of commercial buildings in the area being considered, and would be put in between the existing alignment of Brick Kiln Boulevard and Jefferson Avenue; (2) Big box stores that generate lots of traffic and attract large concentrations of people did not belong at the ends of runways and between runway protection zones and approach zones. Mr. Riutort displayed a diagram of the land that would be affected by the rezoning, and the existing alignment of Brick Kiln Boulevard and the airport master plan, which showed the cluster of buildings, referred to as non-aviation development; (3) the extension of Habersham had not yet been approved; and (4) putting large scale commercial development east of Jefferson was not a good idea.

Mr. Chris Henderson, 12350 Jefferson Avenue, Newport News, addressed City Council on the proposed change and land use designation for the property at Jefferson Avenue and I-64. He advised, in 1997, that he had the pleasure of serving as a member of the Steering Committee for the Comprehensive Plan Update for the Framework for the Future. It was an award-winning plan. The Committee was thoughtful about opportunities for development presented to the City for airport interchange locations. The Committee identified the location as being gateways to the City, and keys to its economic development for the future. There was language in the Comprehensive Plan that addressed interchange development, and it was the City’s intention to maximize development at interchange locations. The proposed change to the Comprehensive Plan was consistent, and had been consistent with the Comprehensive Plan Framework for the Future with respect to development of interstate interchange locations. Mr.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Henderson advised that this property would be developed. He advised that there was a directive from the Federal Aviation Administration (FAA) that non-aviation land be developed by airports to reduce government subsidies. He asked City Council to consider that directive from the FAA. He inquired whether it would be developed in a responsible manner as proposed, or whether it would be developed in a by-right manner, which was inconsistent with the objective of preserving neighborhoods and maximizing development at interstate interchange locations.

Mr. Steve Leaty, 600 Wegmans Market Street, Rochester, NY, provided background information about Wegmans. He advised that Wegmans received thousands of requests inviting them to build in a community. Newport News was chosen and Wegmans looked forward to the opportunity to develop a store in the City. Wegmans was a privately owned company, started in 1916 as a fruit and vegetable stand. He was proud to announce that Wegmans was celebrating its 100<sup>th</sup> Anniversary. Wegmans had 88 stores in six states. Mr. Leaty invited members of City Council to join Wegmans at the opening of its new store on Midlothian Turnpike in Richmond. Wegmans touted 44,000 employees with \$8 billion in sales. They were named as the #1 supermarket by Consumer Reports. As far as hiring, Wegmans would be a major contributor to the community, investing back in the community, donating to food pantries and providing scholarship assistance, providing approximately \$85 million in scholarships awarded in the past 15 years. Wegmans planned to provide 200 full-time, 300 part-time career opportunities, with the opportunity for employees to be promoted.

Mr. Ken Spirito, 900 Bland Boulevard, Newport News, indicated that he was in favor of the Comprehensive Plan designation. He stated it was unfortunate to hear opposition to the change. He advised that the property was airport property, not City property, and not green space. It just happened to be space not yet developed. Mr. Spirito further advised that the Airport would pursue development on the property. By right, it was industrial. The airport would pursue the opportunity to provide industrial uses on the property whether or not City Council moved forward with the designation change.

Mr. Thomas Hall, 838 Holbook Drive, Newport News, urged members of City Council to consider strongly opposing Plan Amendment PLN-16-14. He and his wife were drawn to Kiln Creek seven years ago because of its beauty. There had been many vehicular incidents, whether between cars or pedestrians, and had increased. Increasing the vehicular traffic through the neighborhood would increase the risk of those incidents, and in severity, as well as increase delays in travel. Residents were also concerned about the value of their homes. He reiterated asking City Council to oppose this amendment which would facilitate the development for Wegmans.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Mr. Will Shewmake, 919 West Main Street, Richmond, Attorney with LeClair-Ryan, representing the Board of Directors of the Kiln Creek Homeowners Association, advised that he would reserve his comments on the Board's position under the zoning portion.

Mr. Will Holt, 622 Claire Lane, Newport News, expressed his support for the Comprehensive Plan Amendment. He moved to this location to be near development and the many shopping opportunities available. He was pleased to see Wegmans seeking to come to Newport News and felt the citizens should embrace them. This would create a unique opportunity in the City. He urged members of City Council to support the Comprehensive Plan amendment.

Mr. Thomas P. Herbert, Professional Engineer and member of the City's Economic Development Authority, 707 Riverside Drive, Newport News, expressed support for the change in the Comprehensive Plan and subsequent rezoning. He advised that he had studied the Traffic Impact Analysis for this project. He advised there was an innovative solution that was proposed for re-routing the traffic in the area of the proposed development. Eliminating left turns from the main flow of traffic would increase capacity through the entire portion of the traffic network. The level of service would be improved in that area. He reiterated the comment by Mr. Spirito that this property could be developed by right as an industrial use, which would have its peak traffic at rush hour. He pointed out there was a pro and a con. He also pointed out that grocery stores were clustering in other cities, not just in Newport News. He stated that it was not the role of government to be telling grocery stores that they could not be located on a site because there were others in the vicinity. In the industry of Engineering/Architecture/Design, competition was based on past performance. Wegmans had been approved to develop their facility in every other City in the United States where they applied, which was a winner, and was the type of winner wanted in Newport News. The Economic Development Authority was in favor of this project, as was he.

Mr. George Harrison, P. O. Box 6061, Newport News, expressed opposition to the project. He was not opposed to the project because of the number of grocery stores. He was a believer of free market. He was opposed because he did not believe the City should be taking land that had been designated in the Comprehensive Plan as green space and move it to commercial. He stated that he was opposed to the project because of traffic, and because of the proximity to the runway. Mr. Harrison mentioned that the FAA had not yet given approval to the project. He stated, should City Council move to approve the change in the Comprehensive Plan, and to give the project its zoning, it was his hope that tax dollars would not be used for the required infrastructure improvements. If the developer wanted infrastructure improvements, the developer should pay for the improvements. Mr. Harrison urged members of City Council to vote against the project.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Mr. George Harrison, P. O. Box 6061, Newport News, expressed opposition to the project. He was not opposed to the project because of the number of grocery stores. He was a believer of free market. He was opposed because he did not believe the City should be taking land that had been designated in the Comprehensive Plan as green space and move it to commercial. He stated that he was opposed to the project because of traffic, and because of the proximity to the runway. Mr. Harrison mentioned that the FAA had not yet given approval to the project. He stated, should City Council move to approve the change in the Comprehensive Plan, and to give the project its zoning, it was his hope that tax dollars would not be used for the required infrastructure improvements. If the developer wanted infrastructure improvements, the developer should pay for the improvements. Mr. Harrison urged members of City Council to vote against the project.

Ms. Meredith Holt, 622 Claire Lane, Newport News, a first grade teacher with the Newport News Public Schools, expressed approval for the Wegmans project. She had heard many great things about Wegmans stores, and looked forward to shopping there.

Mr. Tim Trant, Attorney with Kaufman & Canoles, 11815 Fountain Way, Suite 400, Newport News, representing the applicant, stated the plan amendment presented an exciting opportunity for the City, for the Newport News/Williamsburg International Airport, and the Kiln Creek community. He stated, regardless of what City Council decided with regard to the underlying zoning case, he implored City Council to support the change and the Comprehensive Plan designation. The change acknowledged that the highest and best use of the property was commercial; it acknowledged that the commercial use for the property was compatible with surrounding land uses than the current industrial zone designation; and opened the door to a proposal that reflected the importance of the property as a gateway to the City, and to the Kiln Creek community. It set the stage for a proposal that would solve an existing and worsening traffic problem, and it set the stage for a proposal with a high quality aesthetic that was complementary to that of the Kiln Creek community. Mr. Trant stated it was not a question of whether the property remained green space or not, but whether it was an industrial site or whether there was an opportunity to do something better there. The Comprehensive Plan was meant to be a living document that embraced the evolution of land use in the City. It spoke of support for the airport, and the protection of neighborhoods. He respectfully submitted that this Amendment did both. He stated the Comprehensive Plan stated "the City values and protects its residential neighborhoods by ensuring compatible, infill development, and preventing incompatible industrial intrusions." Mr. Trant advised, to deny the Plan Amendment would condemn the property to its by right industrial use, which was not in the best interest of anyone.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Ms. Christina Teece, 929 Willow Point, Newport News, advised that the property was zoned light industrial, which was very different than industrial. She stated the Newport News/Williamsburg International Airport received zero supplements. Ms. Teece expressed her opposition to the Plan Amendment. As a small business owner and private citizen, Ms. Teece had presented many points of concern about the rezoning of this property and how it would negatively impact her ability to conduct business and enjoy the simple quality of life. She referenced the petition submitted at the April 26, 2016 Regular Meeting of City Council, where 251 other citizens agreed with her, where 15 were also small business owners. She stated, to date, they were negatively impacted by traffic problems. They were told that Mr. Dexter Williams was the best traffic expert in the nation. Mr. Williams stated that his traffic plan would improve the flow of traffic in the corridor. Their ability to adequately address the citizens and other concerns regarding the impact of this project was unacceptable, and did not warrant another deferral. This project had turned the City upside down. Ms. Teece stated that not one taxpayer dime should be spent that could not have simple points adequately addressed. The citizens deserved consistency and stability, as well as a plan about which direction the City would choose to turn in the future. Ms. Teece urged members of City Council to vote no on the request to amend the Comprehensive Plan.

Mr. Miklos Kiss, 921 Willow Point, Newport News, expressed opposition to the change to the Comprehensive Plan, and re-zoning to allow Wegmans to locate in the City at the property located at 900 Bland Boulevard. He sympathized that the Newport News/Williamsburg International Airport needed revenue, but suggested they get more airlines instead of setting up a shopping center at the end of the runway and jeopardizing the community.

Mr. Joe Leming, 377 DeShazor Drive, Newport News, shared that he attended the meeting of the Planning Commission on April 6, 2016, when there was a 5:4 vote not to do this. He worked in the aviation field, and stated after looking at the proposed plans, he saw a "crash site." He advised the City Council that City officials were not following their own procedures. He served on the Citizen's Advisory Committee member roster, and at their meeting in December 12, 2013, and again in January 2014, they were told they represented the public on the Committee. The Comprehensive Plan Advisory Committee (CPAC) never saw the proposal, nor were they allowed to provide comments. Had procedures been followed, and the CPAC allowed to provide comments, there would be fewer attorneys.

City Manager Bourey stated there had been a great deal of public interest in this application and the land use application. Both the Planning and Engineering staff had a difficult job, but had done their jobs professionally. He advised that the City had the responsi-

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

bility to look out for the best interest of the citizens. They attempted to do so in an appropriate manner. Staff attempted to weigh the impacts and the benefits of the developments to the community.

City Manager advised that Wegmans had conducted a market study and felt that this market would support them. He advised, if Wegmans did not receive \$100 million in projected sales, they would not proceed with the development. They were aware of the existing stores in the City. Wegmans did not have an effect of putting people out of business. There were potential uses for the property, i.e. mini warehouses, and other uses that were not appropriate for a gateway to Kiln Creek. There were substantial traffic improvements proposed. The City's engineer did a thorough study of those improvements and it was clear that those traffic improvements would improve traffic conditions along Jefferson Avenue. Additionally, there would be some traffic increase along Brick Kiln and Kiln Creek Boulevards, which would operate at a service level A, which was the highest level, and would continue to do so. To date, the intersection at Brick Kiln Boulevard and Jefferson Avenue operated at a service level D, which was unacceptable. The City engineers and the Airport would join together to construct improvements at the intersection, in the public interest, and would operate at a service level C, which was critically important. This development was anticipated, and included in the Airport Master Plan. City Manager Bourey stated that the airport was not developing this property because they were broke. The Newport News/Williamsburg International Airport was not broke. The Federal government encouraged airports to develop their land. This would be of value to the Airport and to the City as they sought to develop additional air service. This development was not in the runway protection zone. There was an issue that the roadway realignment had not been approved by the FAA to date. City Manager Bourey advised that he did wear a hat as the Chairman of the Peninsula Airport Commission, on how the Airport might proceed. There was no conflict of interest based on conversations held with the City Attorney. Wegmans would provide approximately 500 jobs in this community – 200 full-time, 300 part-time, with 90% being hired locally. Wegmans would also provide greater than \$1 million annually to the City's revenue, and \$.5 million to the airport. Wegmans was a regional draw and would provide a significant level of visibility, and draw young adults, to help fill the City's knowledge base. Wegmans was a wonderful community partner and donated millions locally, with over 13 million tons of food donated to local foodbanks. There had been comments about City money being spent to realign the roadway, which would have a major, positive benefit for the community. The money would be returned in less than two years. These were reasons the staff and the airport supported the project.

Councilwoman Vick moved closure of the public hearing; seconded by Councilwoman Woodbury.

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property Located at 900 Bland Boulevard Continued

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury

Nays: None

Abstention: Bateman (his employer, TowneBank, had a security interest in collateral land that may be a part of the re-routing of a road on the project).

Vice Mayor Coleman moved adoption of the above resolution; seconded by Councilwoman Scott.

Mayor Price stated that City Council had received numerous e-mail messages, both for and against, most against. They had heard about the traffic and the traffic improvements, the Newport News/Williamsburg International Airport, and the changes in the flight patterns. He stated when he mentioned the possibility of a Wegmans coming to Newport News, citizens from out of town shared nothing but elation. City Council had to do what was best for the entire City, not for any one neighborhood who may have the loudest voice in opposition, but what would be best for the entire City for the future. Considering the number of people speaking, Mayor Price observed that those in favor of the project were young, who represented the future, and saw what amenities would be brought back to the City. He would support the Comprehensive Plan Amendment and subsequent rezoning because he was doing what was best for the entire City.

Councilwoman Cherry advised that she would not vote in favor of the Comprehensive Plan Amendment and subsequent rezoning. She advised that her first Wegmans experience was in Fredericksburg five years prior, and she was amazed and felt it was a great store. It had everything in it and she felt it was exactly what was needed in the Southeast Community. She enjoyed, and learned a great deal, at the City Council Work Session of April 26, 2016. She understood capitalism, retail clusters, studied market penetration, economic development, etc. Councilwoman Cherry stated that she wanted to see a Wegmans in Newport News, but not at the proposed location. She was told no, when she asked at the April 26, 2016 Council Work Session whether other locations were considered. The decision was based on demographics and income levels of this particular location. Wegmans was considered a regional store, located at a gateway. She stated there were other gateways in the City of Newport News that she had hoped would be considered for a location in the South or the North, which was not of interest. City Council heard about the relocation of the roadway, and she also asked who would pay for this infrastructure improvement, and suggested Wegmans pay. She was told that Wegmans did not want the road, but the City wanted the road. Councilwoman Cherry stated, if

E. Public Hearings Continued

5. Resolution Authorizing Plan Amendment No. PLN-16-14, City of Newport News, to the Framework for the Future 2030 Comprehensive Plan Land Use Map Designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for a Portion of Property located at 900 Bland Boulevard Continued

that were the case, and the City was trying to mitigate the traffic coming off of Interstate 64 at Jefferson Avenue the road should be built, whether Wegmans would come or not, the traffic should still be mitigated. Councilwoman Cherry advised that she read and answered each and every e-mail message. Citizens voices mattered to her, whether in favor or in opposition. Her heart was heavy because she believed that Wegmans could be a good corporate citizen and bring jobs to the City, and would be an asset to the airport, but did not believe this was the right location. For this reason, she would vote against the Comprehensive Plan and re-zoning.

Councilwoman Woodbury advised that she too had read and responded to e-mail messages. She too felt Wegmans was a beautiful project, but not at this location, and would vote no.

Councilman Bateman filed a declaration in accord with Section 2.2-3115H of the Virginia Code. He declared, pursuant to subdivision A.3 of §2.2-3112 of the Virginia Conflict of Interest Act, for the City Council Agenda of May 10, 2016, (i) the City Manager recommended to the Newport News City Council approval Agenda items E5 and E6 are Resolutions Authorizing Plan Amendment PLN-16-14, Framework for the Future 2030 Comprehensive Plan Land Use Map designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for property located at 900 Bland Boulevard and zoned M1 Light Industrial to C1 Retail Commercial with Proffers (“the transactions”); (ii) that a portion of the land regarding which the amendment to the Comprehensive Plan Land Use Map and Change of Zoning pertain is land encumbered by a Deed of Trust held by TowneBank (the land in question extended from Brick Kiln Boulevard to Habersham Drive); (iii) the owner of the encumbered land is Industrial Development Authority for the City of Newport News and the address of the land is 2381 G Avenue, Newport News, VA 23602; (iv) that he was an employee of TowneBank, and that said real estate was pledged as collateral on a loan assigned to him by TowneBank; (v) that he had a personal interest affected by the transaction; and (vi) that he was unable to participate in the transaction fairly and objectively and, disqualified himself from participation in the same. (a signed written declaration was filed with the City Clerk prior to the City Council meeting at which the transaction was considered – May 10, 2016; and is attached and made a part of these minutes).

Vote on Roll Call:

Ayes: Coleman, Price, Scott,

Nays: Cherry, Vick, Woodbury

E. Public Hearings Continued

6. Ordinance Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development

AN ORDINANCE TO AMEND AND REORDAIN ORDINANCE NO. 5028-97 BY AMENDING THAT CERTAIN MAP ENTITLED, "ZONING DISTRICT MAP" (CONSISTING OF REAL ESTATE TAX ASSESSMENT MAPS 001 THROUGH 322 AND KEPT ON FILE IN THE OFFICES OF THE DEPARTMENTS OF CODES COMPLIANCE AND PLANNING) DATED THE 10<sup>TH</sup> DAY OF JUNE, 1997, WHICH SAID MAP IS MADE A PART OF THE SAID ORDINANCE NO. 5028-97. This ordinance amended Ordinance No. 5028-97, by amending the zoning district map for Change of Zoning Application No. CZ-16-379, by the Peninsula Airport Commission, for a 33.37 acre portion of property located at 900 Bland Boulevard, zoned M1 Light Industrial to C1 Retail Commercial, with proffers, to allow for retail development. The proposed zoning would allow a combination of uses including a grocery store and other commercial uses not allowed under the current zoning. The proffers provided by the applicant would guide the design and development of the property. The proposed change of zoning was compatible with the Framework for the Future 2030 Comprehensive Plan land use map amendment PLN-16-14. On April 6, 2016, the City Planning Commission voted 5:4 to recommend approval of the request to City Council. The City Manager recommended approval.

Mr. William Pope, 806 Vantage Court (Players Choice), Newport News, advised that he moved to this location because it was a nice and well-maintained neighborhood and provided a great lifestyle. It was convenient to everything needed and desired. His concern was not with Wegmans, as he had heard nothing but good things about the store. His concern was with the location, which would cause a severe traffic impact within the Villages of Kiln Creek. The traffic study showed 8,000 vehicles travelled on Tuesday, Wednesday, and Thursday, and half of the day on Saturday. No traffic study was conducted on Sunday, Monday, or Friday. Residents of Kiln Creek never envisioned a supermarket in their back yard. He stated it was not needed. He concurred with Councilwoman Cherry, that Wegmans was a great store, but was not in the right place. He stated that no Council member resided in Kiln Creek and had no "skin in the game." Residents envisioned the value of their property decreasing. They respectfully requested that members of the Newport News City Council deny the application to rezone the property located at 900 Bland Boulevard, zoned M1 Light Industrial to C1 Retail Commercial, with proffers, to allow for retail development.

Ms. Karen Mikulski, 721 Lelefont Commons, Newport News, shared from personal experience, when a Wegmans opened in a market, the area improved drastically. Retailers, grocery stores, and restaurants, all stepped up their game. Customer Service was improved, and stores were cleaner – she inquired why City Council would not want this for Newport News. This one store would create 500 new jobs. Most that she knew that worked at Wegmans, loved their jobs and were happy to go to work. Ms. Mikulski expressed support for the rezoning and asked that City Council vote in favor of the rezoning of the property located at

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

900 Bland Boulevard, zoned M1 Light Industrial to C1 Retail Commercial, with proffers, to allow for retail development.

Mr. Gerry Smelt, 811 Lancaster Lane (South Lake Village), Newport News, retired regional and local planner with 35 years of experience, expressed opposition to Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to allow for retail development. Mr. Smelt advised that his opposition to the rezoning was based on the following: (1) failure of the staff report to address the proposed development's compliance, consistency, and implementation with 14 relevant policies and strategies contained in the future land use transportation and economic development elements of the City's adopted Framework for the Future 2030 Comprehensive Plan. This lack of analysis was surprising given the potential negative effect of the development on the Kiln Creek community; (2) failure of the staff report to acknowledge the impact of the increased pass-through traffic on Kiln Creek. This silence was evidenced by the fact that the limited scope of the traffic impact analysis (TIA), in that it did not take into account the entire length of Brick Kiln Boulevard or Kiln Creek Parkway and its two intersections with Victory Boulevard; (3) failure of the staff report to reference the findings of a comprehensive impact study which assessed the benefits and ramifications of the proposed development; (4) failure of the staff report to analyze the development's impact pursuant to the land use plan's neighborhood organizing principle which stated, "the City values, and by its actions, will protect and enhance its residential neighborhoods;" and (5) the fast tracking of the rezoning was evidence of bias as a direct consequence of the City Manager serving in his dual role as Chairman of the Peninsula Airport Commission, applicant for the zoning request, as Chief Executive Officer, City Council representation on the Commission. If approved, it could only be concluded that this City Council was willfully disregarding its responsibility to protect and maintain the quality of life, and health safety and welfare of the households within Kiln Creek's 31 villages in favor of financial gains. He urged City Council to deny Change of Zoning request, No. CZ-16-379.

Mr. Edward J. Nemie, Jr., Engineer Supervisor at NASA Langley, 934 Foxboro Drive (Lake Cambridge), Newport News, stated he found it hard to believe the City would entertain allowing a development on this property as the City would forever change the entrance to Kiln Creek by making this just another neighborhood confined within commercial buildings and parking lots. Of the 304 homes petitioned within Lake Cambridge, only three percent (3%) were in favor of this development. The remaining saw this as an enemy invasion on their homeland, a threat to their family lifestyle, and a creator of headaches for their day-to-day travel to and from their homes. Data indicated difficulty in making left turns onto Brick Kiln Boulevard due to increased traffic, creating an accessibility issue for 304 residences in Lake Cambridge. He advised, currently, ten percent (10%) of residents in Lake Cambridge had to park

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

at Kiln Creek Elementary School because their homes were inaccessible as a consequence of Friday traffic cutting through Kiln Creek to avoid the interstate exit at Jefferson Avenue. The traffic impact study for the Plaza Impact Study data did not account for the high traffic days such as Sunday, Monday, and Friday. The impact on the Jefferson Avenue commercial corridor was also of importance. He inquired whether other local grocery and retail stores would be impacted. Mr. Nemie stated, any fiscal gain would be offset by the creation of more empty commercial buildings or of storefronts and the loss of jobs within the Jefferson commercial corridor and the willingness of the City and the Airport Authority to accept the possibility of a higher death count by placing a large concentration of retail establishments and customers in close proximity to the runway protection zones. The 28-year Kiln Creek neighborhood was one of the nicer communities due to careful planning by the City and the Homeowners Association. City Council's decision could have a detrimental impact on Kiln Creek and the Jefferson Avenue Commercial corridor, and he reiterated his opposition to the rezoning of this property.

Ms. Rona Altschuler, 951 Edgewater Drive, Newport News, expressed her opposition to the rezoning of this property. She advised that she cared about all parts of the City but happened to reside in the part where it would be a disaster to see a giant grocery store in its midst. She loved Newport News and did not want to leave it. She appreciated Councilwoman Cherry looking at this from the entire City's perspective. It was about quality of life for everybody, not just Kiln Creek. Ms. Altschuler urged members of City Council to consider the option of saying no.

Ms. Diana Mason-Smelt, 811 Lancaster Lane, Newport News, presented a petition with 1,209 signatures of individuals opposed to the Change of Zoning, CZ-16-379 (attached and made a part of these minutes). These signatures were in addition to the 251 names that were presented to City Council at its April 26, 2016 Regular Meeting. The Homeowners Association provided no assistance in this effort, nor in acknowledging the concerns of its residents. Ms. Mason-Smelt agreed with Councilwoman Cherry regarding the traffic improvements. She did not understand why money could not be put into making improvements on Jefferson Avenue without the Wegmans development. She urged City Council to disregard the applicant's request to defer the matter, and proceed with a vote to deny the request. It was her understanding that this had been in the works for more than two years, which was enough time to present a complete report.

Mr. David Coffey, 809 Holbrook Drive, Newport News, urged members of City Council to vote against the rezoning of the property at 900 Bland Boulevard. He indicated the extension of the road to Habersham would not change matters and would not help the City or the Kiln Creek community. He stated he loved Kiln Creek and he loved Newport News. He implored members of City Council to vote against the change of zoning.

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

Mr. Rudy Schlosser, 946 Foxboro Drive (Lake Cambridge), Newport News, advised that he and his wife moved to Newport News in 2004 because they believed this was a solid place to live. He stated the residents in Newport News could only consume so much food. Wegmans would contribute tax dollars, but would take away from the other grocery stores. Money would be spent to reconstruct the roadway. He inquired where the additional revenue would come from to sustain the other stores. It made no sense to bring in Wegmans when there was no way to recoup the additional money spent.

Ms. Jan Stringer, 919 Holbrook Drive, Newport News, advised that she had seen many changes in Newport News over the past 50 years. She expressed opposition to the rezoning for the following reasons: (1) increased traffic on Jefferson Avenue between Denbigh Boulevard and Oyster Point Road; (2) increased traffic in Kiln Creek; and (3) use of taxpayer dollars.

Mr. Kevin Stringer, 919 Holbrook Drive, Newport News, advised that he was a fan of Wegmans, but expressed opposition to the rezoning of the property at 900 Bland Boulevard. His opposition was not with the store, but with the location. The extension of the roadway would not cure the traffic ills. One cannot travel through the area during peak hours. Adding thousands of vehicles per day would make travel intolerable. He implored members of City Council to vote against the change of zoning. He thanked Councilwoman Cherry for her remarks. He stated that Councilwoman Cherry provided citizens with hope and faith in elected officials.

Ms. Janet Moore, 721 Lakefront Commons, Newport News, expressed support for the proposed rezoning. She stated rezoning the property at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to allow for retail development, would be an improvement. Wegmans would employ 500-600 people with average wages of \$12-\$20.00 per hour, plus benefits, and much higher wages for managers. Wegmans was a great employer that paid great wages, and was a significant corporate contributor in communities where they were located. Wegmans was ranked in the top ten for 19 years by Fortune Magazine. She questioned how City Council could say no to a business like Wegmans wanting to locate in the Newport News market. The proffered road improvements would make traffic conditions that were a "D" on Jefferson Avenue, at least a "C." The ongoing widening of Interstate 64 would provide much needed relief to all area drivers. Development and relocation of Brick Kiln Boulevard was a part of the Airport Master Plan and the FAA mandated that airports across the country develop non-aviation land to generate revenue and reduce government subsidized airports. She felt this was needed. Home and property values consistently improved in areas where Wegmans located. Wegmans stated there was no other suitable location in Newport News. The proposed plan with proffered road improvements, would enhance the traffic

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

flow in the area, provide much needed well-paying quality jobs, provide enhanced revenue to the City, and given Wegmans' strong support, the neighborhoods would be strengthened, food for the needy would be provided, scholarship funds made available, and the local United Way supported. The result would be a better development than the existing by-right industrial area. She urged members of City Council to vote YES for the requested rezoning.

Ms. Anna M. Lloyd, 928 Holbrook Drive, Newport News, stated that Wegmans was a wonderful store. Existing stores could not keep people employed, and questioned where Wegmans would find the additional employees. As a small business employer, expressed opposition to the rezoning and urged City Council to vote NO for the requested rezoning.

Mr. Wesley Kalhn, 807 Bacon Court, Newport News, questioned why Wegmans needed to be located at the corner of Brick Kiln Boulevard and Jefferson Avenue if it were such a destination store. He stated that Wegmans needed to be located where there were food deserts. They would have people that needed the store, the food, and the jobs. Surrounding stores would also benefit. He suggested City Council think about the City, not the Airport.

Ms. Cheri Chambers, 756 Doral Drive, Newport News, thought it was great to get Jim's Local Market in the Southeast Community. It cost \$6 million to get Jim's located in one community, in one neighborhood, in one area. Addressing Mayor Price's earlier comments, she felt Jim's Local Market was needed, but stated if that could be done for one neighborhood, City Council should listen to the residents of Kiln Creek and what they were saying about their neighborhood. She admitted that she had not been in a Wegmans. While it may be a great store, she stated that Jefferson Avenue did not need any more stores. It was doing fine with its development. There were other areas of the City that desperately needed development. The Southeast Community needed it. Wegmans should be located where it could draw other retailers to increase the economy of the particular area. Five hundred jobs would be great, but Wegmans should be put where people needed it the most. If Wegmans truly cared about the communities in which they located, and cared about the people, they should know they did not need to build where there was plenty. They should build where development was needed and where people needed help. If they did not want to be located in the Southeast, Ms. Chambers surmised it was because of the income level of the residents or the ethnicity of the residents in the Southeast; and if that was the case, she would never visit a Wegmans. Regarding traffic, Ms. Chambers stated the City streets could not handle the traffic currently. Better roads were needed if there would be increased traffic, especially if heavy industrial vehicles would travel on the roads.

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

Mr. Pete Paine, 10 Sir Francis Wyatt Place, Newport News, stated there was passion exhibited on both sides of the debate. He commended Wegmans for assembling a top notch team together. They were dominant in any location. He would love to see a Wegmans, but did not buy into the traffic impact analysis. There were 400 apartments that had to come on-line, and a property one mile away, that was rezoned for a Lidl's. He questioned why the infrastructure could not be put in place prior to talking about the developments. He could not be convinced that traffic would be improved. Mr. Paine expressed opposition to the rezoning of the property at 900 Bland Boulevard.

Ms. Gail Brown, 907 Miblik Way (Glen Eagles community), Newport News, stated that she and her husband relocated to Newport News from New York because of the quiet, secured, and well-manicured community. They had seen many changes over the years. They were now inundated with retail stores, housing, and car dealerships along Victory Boulevard, Jefferson Avenue, and Oyster Point Road. As a result, traffic had significantly increased for all residents of Newport News. Many used Kiln Creek as a short cut to Jefferson Avenue. Ms. Brown stated that residents were surrounded by numerous grocery stores, restaurants, and retail, and Newport News was losing its green space to retail. There was increased congestion and pollution. Ms. Brown shared some of her concerns for the proposed project. She stated the safety, integrity, and serenity of the community would be destroyed, with many homeowners threatening to relocate because they felt their property values would decline. There was increased traffic throughout the Villages of Kiln Creek, which would only add to additional congestion and a higher incidence of accidents. She cited several of the traffic incidents occurring within the past year. Many residents used the trails for walking, biking, and visiting the playgrounds. She reminded that there was an elementary school in the Kiln Creek community, with children being picked up and dropped off often. Many of the children must cross the neighborhood streets. Panhandling would certainly come to the Wegmans project if the project were approved as was the case at Walmart, Kroger, Farm Fresh, and the Tech Center. Residents anticipated increased trash, free roaming shopping carts, and the possibility of increased crime. The beautiful entrance to Kiln Creek would be destroyed. Residents' homeowner dues paid for maintaining the beauty of that entranceway. The rerouting of traffic to Habersham would deny direct access to Sam's Club and Walmart and would infringe on the residents travel to and from their homes. Ms. Brown questioned why taxpayer's money should be used to fund a road improvement project to accommodate the Wegmans project. Kiln Creek residents wanted the airport to survive, but not through this venture. The undertaking of this project would disrupt the Kiln Creek community and that of the Newport News residents. Ms. Brown asked that City Council deny this proposed rezoning.

Mr. Chris Henderson, 12350 Jefferson Avenue, Newport News, advised that he was embarrassed by the way a corporate citizen like Wegmans was being treated, and was

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

embarrassed by the way his partners were treated, and by the undignified conduct exhibited in the City Council Chambers. Citizens could disagree but should remain respectful of one another's position. He listened respectfully to others opinions and viewpoints and heard comments from primarily Kiln Creek residents who were attempting to drive the agenda for the City, and it was this point of view that was overwhelming City Council's actions. Mr. Henderson indicated that much information had been spread about the project. The traffic study complied with the technical terms, industry standard of traffic impact assessments, and had been evaluated and accepted by the City's Chief Engineer. There had been concerns expressed about property values. Zillow completed a study which showed there were positive impacts on areas within a one-mile radius of where high end grocery stores were located. People choose their living destinations based upon access to amenities, and Wegmans was an amenity to this City and to this region. It would improve the quality of life for the citizens of Newport News, and of the entire region. The market will tell you that this proposed site was the right location for Wegmans and for retail. When word got out, tenants contacted him who wanted to locate near Wegmans in that location. The City experienced significant vacancy loss on properties where Farm Fresh was located. Tenants will fill the space when Wegmans comes to the market. Mr. Henderson asked that the public hearing not be closed, and this matter be continued.

Mr. Al Riutort, 29 Langhorne Drive, Newport News, displayed a copy of the Comprehensive Plan for the City, which was not changed. He pointed out that everything located to the west of Jefferson Avenue was commercial, and everything to the east was office or industrial. The Plan showed the Runway Approach Zones. He questioned which looked better when driving down Jefferson Avenue – the big box stores, gas stations, storage units, or the side where the airport was located, along with a well-landscaped Ferguson, and Continental. He stated that Light Industrial was less impactful, more attractive, and worked better along the airport. The property was, and had been zoned Light Industrial. Mr. Riutort showed a copy of the site plan for the proposed development, with roadway improvements. In order to make the space for a Wegmans and 1,300 parking spaces, 1,700 feet, or three acres, must be abandoned, and moved closer to a Runway, which was a large part of the cost. The Habersham extension had not yet been approved. The proposal was not in accord with the Airport Master Plan.

Mr. Brian Mello, 28 West Governor Drive, Newport News, expressed support for the rezoning. Retailers wanted to be located in the proposed corridor with the highest traffic counts. The Patrick Henry corridor was the best retail location with 91,000 cars per day. He understood why Wegmans would want to locate on this site. It was one of the few retailers that could draw from all of Hampton Roads. As Jefferson Avenue filled up, it would bring up other areas, i.e. Denbigh, the Southeast Community. The amenities that the City had were great for young people. In order to continue to attract young people, these amenities were a must. Wegmans wanted to locate in the best area of the City. There is access on this corridor to

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

everything in Hampton Roads. To reject this proposal, a bad precedent would be set for other retailers moving forward. Newport News would be the only City that would reject a Wegmans coming to the area.

Mr. Steve Leaty, Rochester, NY (was not available when his name was called).

Mr. Ken Spirito, 900 Bland Boulevard, Newport News, spoke about respect and civility. He indicated that he respected all of the comments made by the public. He stated they were spirited and passionate, and defended what they believed was right. He did not respect the comments made against the airport. Mr. Spirito indicated the airport was not out to devalue homes, or disrupt the quality of life of the residents of Kiln Creek. The Newport News/Williamsburg International Airport was a business and was charged by the FAA and the Commonwealth of Virginia to operate the airport as sustainable as possible. Fewer airlines exist to date, and a better job should have been done in diversifying revenues. The airport had a diversified portfolio and would continue to diversify its portfolio. The airport should not be laughed at, as this was a very important tool for the City to move forward. The airport respected its citizens and the development plans for the future.

Mr. Philip Hatchett, 17 Museum Drive, Newport News, extended congratulations to City Council for the success in getting Jim's Local Market. Bold steps were taken that required the City's planners to take an initiative that required a step out from the ordinary. It was ironic to be speaking about another grocery store. Without doubt, Wegmans was an incredible corporate citizen. Mr. Hatchett pointed out that there were over 4,000 employees on scholarship, or 45 young people who had an opportunity to work and go to school because of Wegmans. This corporate citizen was unsurpassed. Newport News had a great opportunity. Every year, the City's inventory of taxable land was slowly taken away. This was one of the few opportunities to turn that around and bring in more taxable land to help the citizens, to work on the potholes, to create the jobs, by a corporation that was privately owned who respected the people who worked and bought their foods. Wegmans was an impeccably well-run company. He urged City Council to be as bold tonight, as they were when they opened the new Jim's Local Market. They would do the entire community a great service.

Mr. Will Holt, 672 Claire Lane, Newport News, expressed support for the Wegmans project. He respected all of the comments made by the citizens on both sides – for and against. Everyone recognized Wegmans as a good corporate citizen, but he opposed this location at the corner of Brick Kiln Boulevard and Jefferson Avenue. Jefferson Avenue was the City's primary commercial corridor, and was the place where any unique retailer sought to locate. Jefferson Avenue would be heavily travelled no matter what. Mr. Holt urged City Council to

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

weigh all of the information presented if a decision would be made. He encouraged members to support the rezoning request.

Ms. Michelle Reisel, 972 Holbrooke Court, Newport News, expressed opposition to the Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a portion of property located at 900 Bland Boulevard that would permit a Wegmans grocery store. Newport News did not need any more grocery stores, and wanted to see those we had, stay in business. Wegmans sounded wonderful, but Newport News did not need additional strip shopping centers. Current malls and centers included Patrick Henry Mall, Jefferson Commons, and the Tech Center. Over time, the traffic on Jefferson and Brick Kiln had become a parking lot. Ms. Reisel indicated that emergency vehicles would find it difficult to access her neighborhood. It was important to receive medical attention in the event of a heart attack, stroke, seizure, which could all lead to death if not attended to in time.

Mr. William Shewmake, 919 E. Main Street, Richmond, representing the Villages of Kiln Creek Homeowners Association, stated the board was not in favor or in opposition to this rezoning proposal. They understood that there would be a number of important real estate and property interests dealing with the association that would need to be addressed should this resolution be adopted, i.e. easements, signage, drainage, etc. A Memorandum of Agreement had been prepared, but would not alter the board's position in this case.

Mr. James Leach, 1801 SW 3<sup>rd</sup> Avenue, Miami, FL, highlighted a few points previously mentioned. He stated the proposed property was zoned industrial, and if not rezoned, industrial uses would be permitted by right. Wegmans was charged with bringing new retailers to the market and felt they had brought the best in class. Wegmans would be a catalyst to this retail corridor, with new retailers filling dark boxes by increasing the level of service and quality in the selection of goods and services for the community. Regarding traffic, the level of service would be improved along Jefferson Avenue. He kindly asked, awaiting FAA approval, that City Council would grant the deferral to the June 14, 2016 Regular Meeting of City Council as they work to finalize some the open issues being discussed.

Mr. Thomas P. Herbert, 7074 Riverside Drive, Newport News, (was not available to speak when his name was called).

Ms. Meredith Holt, 622 Claire Lane, Newport News, expressed support for the Wegmans project.

Mr. Tim Trant, Kaufman & Canoles, 11815 Fountain Way, Suite 400, Newport News, representing the applicant, stated that economic opportunity was the cornerstone

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

of a safe, healthy and prosperous community. Mr. Trant stated the Change of Zoning Application, No. CZ-16-379, represented 500 economic opportunities. It was hard to fathom the magnitude of that impact. Wegmans was a family-owned business that hired locally, promoted from within, paid above average wages, and offered generous benefits and college scholarships to their employees. Wegmans shared our values. He stated one could solve traffic problems and create green space, but could not create the kind of economic opportunity associated with 500 good paying jobs, and the ripple effect that would be felt throughout the community associated with a good corporate citizen like Wegmans. This application solved existing traffic problems, supported the airport, which was a community asset, expanded the City's tax base, and secured high quality aesthetics. Mr. Trant asked members of City Council to consider the voices of those not present, not heard, and those that put their faith in their elected officials to create economic opportunities on their behalf.

Ms. Christina Teece, 929 Willow Pt., Newport News, stated it would be irresponsible to approve the rezoning of the property at 900 Bland Boulevard. Traffic on Jefferson Avenue in this area had been at a punitive level and rising. She felt it would be irresponsible to add to this on any level. She questioned what percentage would the additional 8,000 cars on Brick Kiln Parkway contribute should this rezoning be approved. She inquired whether the increase in revenue would be worth the price if it were their neighborhood or family member that would be affected by this project. The depth of her feelings was shared in her personal story about her father that had a heart attack, but was in need of an ambulance when sent home from the hospital. It took 25 minutes for the ambulance to reach him. His body survived, but his brain did not. No matter the benefit, this was an example of the cost.

Mr. M. Kiss, 921 Willow Point, Newport News, praised Wegmans, but stated "not in my backyard." Wegmans would invade his neighborhood. They would bring a traffic misery that City Council would not be able to solve. If the infrastructure had been invested in first, Wegmans would be more than welcome. Until then, he asked City Council to keep them out of town.

Councilwoman Vick moved closure of the public hearing; seconded by Councilwoman Woodbury.

Councilwoman Scott stated that she had read all of her e-mail messages, and heard from both sides. They were all very compelling and she respected the opinions of all of the citizens and had been for open government for the 14 years that she served on City Council. She heard that citizens loved Wegmans and thought traffic would be a problem, not Wegmans. Traffic situations could be mitigated. She understood the traffic problems and shared that she was stuck in traffic snarls daily. She felt that Planning and Engineers should be given the

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

opportunity to go back to the table and come up with something that would be plausible. The same outcry occurred with the Tech Center project. Tech Center was open and roads were improved, lanes were added, and traffic was moving. There had not been any additional fatalities as a result. She stated that Wegmans would be a golden opportunity for the City, and was too golden of an opportunity to turn our backs to them. If at all possible, City Council should find a way to make the Wegmans project work. She addressed the comment that she not be allowed to vote. Based on an opinion from the City Attorney, she was okay to vote because she would not benefit from being on the Peninsula Airport Commission. Her appointment would not begin until May 24, 2016. People were saying that she traded her vote for a position on the Airport. She publically dispelled that myth.

Addressing comments made by a citizen than said members of City Council did not “have skin in the game,” Councilwoman Scott stated when citizens elected members of City Council to represent them, they did “have skin in the game” as their representatives. Buying a home was a big investment and she knew the residents of Kiln Creek valued their investment made in their home.

Councilwoman Woodbury advised the citizens that she represented their “skin in the game.” The neighborhood and citizens had been in chaos and a state of confusion for long enough. She stated it was time to move on, and did not feel anything would change.

Councilman Bateman filed a declaration in accord with Section 2.2-3115H of the Virginia Code. He declared, pursuant to subdivision A.3 of §2.2-3112 of the Virginia Conflict of Interest Act, for the City Council Agenda of May 10, 2016, (i) the City Manager recommended to the Newport News City Council approval Agenda items E5 and E6 are Resolutions Authorizing Plan Amendment PLN-16-14, Framework for the Future 2030 Comprehensive Plan Land Use Map designation from Transportation, Natural Area/Open Space and Parks and Recreation to Community Commercial for property located at 900 Bland Boulevard and zoned M1 Light Industrial to C1 Retail Commercial with Proffers (“the transactions”); (ii) that a portion of the land regarding which the amendment to the Comprehensive Plan Land Use Map and Change of Zoning pertain is land encumbered by a Deed of Trust held by TowneBank (the land in question extended from Brick Kiln Boulevard to Habersham Drive); (iii) the owner of the encumbered land is Industrial Development Authority for the City of Newport News and the address of the land is 2381 G Avenue, Newport News, VA 23602; (iv) that he was an employee of TowneBank, and that said real estate was pledged as collateral on a loan assigned to him by TowneBank; (v) that he had a personal interest affected by the transaction; and (vi) that he was unable to participate in the transaction fairly and objectively and, disqualified himself from participation in the same. (a signed written declaration was filed

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

with the City Clerk prior to the City Council meeting at which the transaction was considered – May 10, 2016; and is attached and made a part of these minutes).

Vote on Roll Call:

Ayes: Cherry, Vick, Woodbury

Nays: Coleman, Price, Scott

Abstention: Bateman recused himself from the vote due to the fact that his employer, Towne Bank, had a security interest in the collateral land that may be a part of the re-routing of the road on the project.

City Attorney Owens advised that City Council could not move forward with any action. The Public Hearing remained open. City Council was at an impasse.

Mayor Price thanked the citizens for their attendance and their input. He advised that the public hearing would remain open.

(RECESS: (9:30 p.m. – 9:40 p.m.)

Mayor Price advised that City Council was at an impasse, but had reached a solution.

Vice Mayor Coleman moved to continue the Public Hearing until the June 14, 2016 Regular Meeting of City Council; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Coleman, Price, Scott, Woodbury

Nays: Cherry, Vick

Abstention: Bateman recused himself from the vote due to the fact that his employer, Towne Bank, had a security interest in the collateral land that may be a part of the re-routing of the road on the project.

Councilwoman Scott moved to continue action on the item until the June 14, 2016 Regular Meeting of City Council; seconded by Vice Mayor Coleman.

E. Public Hearings Continued

6. Resolution Authorizing Change of Zoning No. CZ-16-379, to Peninsula Airport Commission, for a Portion of Property Located at 900 Bland Boulevard and Zoned M1 Light Industrial to C1 Retail Commercial with Proffers, to Allow for Retail Development Continued

Vote on Roll Call:

Ayes: Coleman, Price, Scott, Woodbury

Nays: Cherry, Vick

Abstention: Bateman recused himself from the vote due to the fact that his employer, Towne Bank, had a security interest in the collateral land that may be a part of the re-routing of the road on the project.

F. Consent Agenda

Councilwoman Scott moved adoption of the Consent Agenda, Items 1 through 5, both inclusive, as shown below; seconded by Councilwoman Vick.

1. Minutes of the Budget Public Hearing of April 14, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Cherry, Coleman, Price, Scott, Vick

Nays: None

Absent During Vote: Woodbury

2. Minutes of the Work Session of April 26, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Cherry, Coleman, Price, Scott, Vick

Nays: None

Absent During Vote: Woodbury

3. Minutes of the Special Meeting of April 26, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Cherry, Coleman, Price, Scott, Vick

Nays: None

Absent During Vote: Woodbury

F. Consent Agenda Continued

4. Minutes of the Regular Meeting of April 26, 2016

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Cherry, Coleman, Price, Scott, Vick

Nays: None

Absent During Vote: Woodbury

5. Resolution of Appreciation: Colonel William S. Galbraith on his Retirement as the Commander, 733d Mission Support Group Army Element-Joint Base Langley – Eustis from June 15, 2013 to June 28, 2016

A Resolution of Appreciation for Colonel William S. Galbraith. This Resolution recognized and honored Colonel William S. Galbraith on his retirement as the Commander, 733d Mission Support Group Army Element – Joint Base Langley – Eustis, from June 15, 2013 to June 28, 2016. Colonel Galbraith served as the Commander, 733d Mission Support Group Army Element – Joint Base Langley – Eustis (JBLE) since June 15, 2013, and was scheduled to transfer command on June 28, 2016. Colonel Galbraith was commissioned in 1990. His service included various logistics positions at the platoon, company, battalion, and division levels. He had participated in contingency operations twice in Iraq and twice in Afghanistan. Colonel Galbraith oversaw facility maintenance, environmental and cultural resource programs, base security, housing installation supply, transportation, and personnel support services for a post community hosting over 22,000 active duty, civilian, and retired personnel. As Commander of the 733d Mission Support Group, Colonel Galbraith served the City of Newport News and the Hampton Roads area by providing leadership and support to the military members at all levels and their families assigned to JBLE. This Resolution of Appreciation recognized Colonel Galbraith for his service to the citizens of Newport News, the Virginia Peninsula, and to the United States of America. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Cherry, Coleman, Price, Scott, Vick

Nays: None

Absent During Vote: Woodbury

G. Other City Council Actions

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget

City Manager Bourey advised that this was a City Code related action to enact the City Manager's Recommended Operating Budget for Fiscal Year 2017. He reminded that the Budget was introduced to City Council on March 22, 2016, and was made available on-line, and in public libraries. The Recommended FY 2017 Operating Budget was published in the Daily Press on March 27, 2016 and April 4, 2016. The effective tax rate advertisement was published in the Daily Press on April 8, 2016 in line with the State Code. City Council held Work Sessions on March 22, 2016, April 13, 2016, and April 26, 2016, on the Recommended FY 2017 Operating Budget. There were also Public Hearings on April 12, 2016 and April 14, 2016. He indicated that only one Public Hearing was required by State Code, but Newport News followed the practice of holding two public hearings, held in different parts of the City. The action was a request to adopt nine ordinances, listed below, to enact the City Manager's Recommended FY 2017 Operating Budget. The City Manager recommended approval of the ordinances.

- (1) Ordinance Amending and Reordaining City Code, Chapter 40, Taxation; Article II., Real Estate Taxes; Division 1.; Generally; Section 40-12, Levied; Amount

AN ORDINANCE TO REORDAIN CHAPTER 40, TAXATION, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., REAL ESTATE TAXES, DIVISION 1., GENERALLY, SECTION 40-12, LEVIED; AMOUNT. This ordinance, for the calendar year beginning January 1, 2016, and ending December 31, 2016, and for each calendar year thereafter, unless changed, and for the fiscal year beginning July 1, 2016, and ending June 30, 2017, and for each and every fiscal year thereafter, unless changed, there was a levied tax on all lands, lots and improvements thereon, and all other taxable real estate of public service corporations at the rate of \$1.22 on every \$100.00 of the assessed value thereof.

(No registered speakers)

Councilwoman Vick moved adoption of the above ordinance; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (2) Ordinance Amending and Reordaining City Code, Chapter 42, Water Supply; Article II., Water System Capacity Expansion and Extension; Section 42-23, Waterworks System Capacity Expansion; and Article III., Water Rates and Fees; Section 42-33, Rates and Fees

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 42, WATER SUPPLY, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II, WATER SYSTEM CAPACITY EXPANSION AND EXTENSION, SECTION 42-23, WATERWORKS SYSTEM CAPACITY EXPANSION; AND ARTICLE III., WATER RATES AND FEES, SECTION 42-33, RATES AND FEES. Effective July 1, 2016, the System Development Fee for a 5/8" meter would increase to \$2,520.00. The rates and fees in Section 42-33 remained the same, effective July 1, 2016.

Single metered residential customer usage fees would increase as follows:  
R1 – lifeline tier - 0 – 4 HCF, increased to \$3.21/HCF  
R2 – normal tier – greater than 4 – 50 HCF, increased to \$3.69/HCF  
R3 – conservation tier – greater than 50 HCF, increased to \$7.38/HCF

Industrial customer usage fees would increase as follows:

I1 – first tier – 0 – 40,000 HCF, increased to \$3.69/HCF  
I2 – second tier – greater than 40,000 HCF, increased to \$3.21/HCF

General customer usage fees would increase to \$3.39/HCF

(No registered speakers)

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilman Bateman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (3) Ordinance Amending and Reordaining City Code, Chapter 19, Solid Waste, Litter and Recycling; Article IV., Residential Solid Waste Fees; Section 19-41, Residential Solid Waste Collection Fees

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 19, SOLID WASTE, LITTER AND RECYCLING, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE IV., RESIDENTIAL SOLID WASTE FEES, SECTION 19-41,

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (3) Ordinance Amending and Reordaining City Code, Chapter 19, Solid Waste, Litter and Recycling; Article IV., Residential Solid Waste Fees; Section 19-41, Residential Solid Waste Collection Fees Continued

RESIDENTIAL SOLID WASTE COLLECTION FEES. This ordinance allowed an incremental increase in the solid waste fee for the basic garbage collection and recycling function provided by the City so that the solid waste fund would remain in balance. Regarding Residential solid waste collection fees, on and after July 1, 2016, residential solid waste fees would be collected by the City in accordance with the following schedule based upon the size of the authorized container.

This ordinance specifically increased the fee for each standard residential trash container to \$7.05 per week per container.

This ordinance specifically increased the fee for each medium residential trash container to \$5.64 per week per container.

This ordinance specifically increased the fee for each 300 gallon or larger container to \$7.05 per week per unit times eighty percent of the number of units.

(No registered speakers)

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (4) Ordinance Amending and Reordaining City Code, Chapter 33, Sewers and Sewage Disposal; Article III., Sewer Use Charges; Section 33-33, Rate

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 33, SEWERS AND SEWAGE DISPOSAL OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE III., SEWER USE CHARGES, SECTION 33-33, RATE. This ordinance increased the sewer user charge for all users of the City's sewerage system from \$3.27 to \$3.37 for each 100 or fraction thereof, of metered water consumption. The City Manager recommended approval.

(No registered speakers)

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (4) Ordinance Amending and Reordaining City Code, Chapter 33, Sewers and Sewage Disposal; Article III., Sewer Use Charges; Section 33-33, Rate Continued

Councilwoman Vick moved adoption of the above ordinance; seconded by Councilman Bateman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (5) Ordinance Amending and Reordaining City Code, Chapter 33, Sewers and Sewage Disposal; Article II., Connection to Public Sewer; Section 33-19, Charges

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 33, SEWERS AND SEWAGE DISPOSAL OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., CONNECTIONS TO PUBLIC SEWER, SECTION 33-19, CHARGES. This ordinance increased the connection charge for connection with sewers to the City for each lot or parcel of land served by such sewer. For single-family units, when the lot or parcel had not been assessed, the charge increased from \$3,256.00 to \$3,290.00 plus a fee of \$1,315 for the installation of a lateral. If a lateral had been previously installed to serve the property, no installation fee would be charged.

For other than single-family units when the lot or parcel of land had not been assessed, the charge would be computed by multiplying the actual frontage of the lot or parcel by \$56.00 and adding thereto the applicable charge specified in (b)(4) of this section. Other than single-family, if a lot or parcel of land which had been assessed is subdivided to create additional lots or parcels for development of other than single-family units, the charge for each lot or parcel not already connected to the sewer system shall be computed by multiplying the actual frontage of the lot or parcel of land by \$9.00 and adding thereto, the applicable charge specified in (b)(4) of this section.

For a single-family unit, when the lot or parcel has been assessed, a charge according to the following shall be paid: (1) \$327.00 if paid in a single payment within the first twelve months after the sewer involved was certified for connection. If paid after the first twelve months, the fee would be \$657.00. For property other than single-family, a charge based on the following shall be paid: (1) For each multi-family unit, \$460.00 per family unit; (2) For sewers serving commercial units, \$657.00 for the first lateral exiting the structure plus \$460.00 for each additional lateral; (3) For sewers serving parcels zoned Light Industrial District (M1) or Heavy Industrial District (M2), \$657.00; (4) For sewers serving mobile home parks: \$460 per mobile

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (5) Ordinance Amending and Reordaining City Code, Chapter 33, Sewers and Sewage Disposal; Article II., Connection to Public Sewer; Section 33-19, Charges Continued

home site; and (5) For sewers serving hotels and/or similar establishments: \$460.00 per unit. The City Manager recommended approval.

(No registered speakers)

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (6) Ordinance Amending and Reordaining City Code, Chapter 37.1, Stormwater Management; Article II., Service Charge; Section 37.1-14, Service Charge, Billing, Payment, Interest, Fee and Lien

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 37.1, STORMWATER MANAGEMENT, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., SERVICE CHARGE, SECTION 37.1.-14, SERVICE CHARGE, BILLING, PAYMENT, INTEREST, FEE AND LIEN. This ordinance allowed for an incremental increase in the stormwater management service charge due to the City from property owners for stormwater mangement based on the ERU rate of \$135.00 per ERU per year. When applicable, the service charge would be prorated at \$11.25 per ERU per month.

(No registered speakers)

Councilwoman Vick moved adoption of the above ordinance; seconded by Vice Mayor Coleman.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (7) Ordinance Amending and Reordaining City Code, Chapter 38, Streets and Sidewalks; Article II., Work On, Over, Under or Affecting Streets; Division 2., Permit Generally; Section 38-50, Issuance and Term Generally; Section 38-59, Contents of Permits; Division 3., Permit, Inspection and Guarantee Fees; Section 38-67, Schedule; and Section 38-68, Amount of Inspection Fees

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 38, STREETS AND SIDEWALKS, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., WORK ON, OVER, UNDER OR AFFECTING STREETS, DIVISION 2., PERMIT GENERALLY, SECTION 38-50, ISSUANCE AND TERM GENERALLY; SECTION 38-59, CONTENTS OF PERMITS; DIVISION 3., PERMIT, INSPECTION AND GUARANTEE FEES, SECTION 38-67, SCHEDULE AND SECTION 38-68, AMOUNT OF INSPECTION FEES. This ordinance permitted the Director of Engineering to prescribe a limit for the duration of such permit and to extend the same, so long at the time limitation of extension was based upon reasonable standards prevailing in the industry at the time, taking into consideration whether, availability of material and labor, as well as the applicant's own estimation of the time period needed to complete the project. In no event shall the permit exceed one year though the permit may be extended for good cause shown. The Director of Engineering may establish a limited period of work during the term of the permit.

Minimum permit and inspection fees for work for which a permit is required by this article shall be required in accordance with the following schedule, except as otherwise specifically established by franchise agreement: Residential Apron, \$50.00; Test Pit /Core, \$50.00; Multiple Family/Commercial/Industrial/Utility, \$50,00 plus \$2.00 per linear foot of disturbance measured along the longest dimension of the cut; Blanket permit for tree trimming, \$200.00; Renewal Fee-Residential, \$50.00; Residential Fee – MF/Comm/Ind/UTIL, \$1,000.00 per month or fraction thereof of extension work.

In lieu of separate permits for each tree trimming, utilities regularly performing tree trimming within the various rights-of-way and easements of the City may apply for and be issued a blanket permit.

For work requiring more than four (4) hours of inspection time, a fee of \$50.00 per hour shall be charged in addition to the minimum fee.

(No registered speakers)

Councilwoman Woodbury moved adoption of the above ordinance; seconded by Councilwoman Vick.

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (7) Ordinance Amending and Reordaining City Code, Chapter 38, Streets and Sidewalks; Article II., Work On, Over, Under or Affecting Streets; Division 2., Permit Generally; Section 38-50, Issuance and Term Generally; Section 38-59, Contents of Permits; Division 3., Permit, Inspection and Guarantee Fees; Section 38-67, Schedule; and Section 38-68, Amount of Inspection Fees Continued

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (8) Ordinance to Adopt the Budget and Appropriate Funds to Operate the City of Newport News for the Fiscal Year Beginning July 1, 2016 and Ending June 30, 2017

AN ORDINANCE TO APPROVE THE BUDGET AND APPRIATE FUNDS TO OPERATE THE CITY OF NEWPORT NEWS FOR THE FISCAL YEAR BEGINNING JULY 1, 2016 AND ENDING JUNE 30, 2017 INCLUSIVE. This ordinance adopted the Budget and appropriated funds to operate the City of Newport News for the Fiscal Year beginning July 1, 2016, and ending June 30, 2017. The City Manager recommended approval.

(No registered speakers)

Councilwoman Scott moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vice Mayor Robert S. Coleman filed a declaration in accord with Section 2.2-3115H of the Virginia Code. He declared, pursuant to subdivision A.3 of §2.2-3112 of the Virginia Conflict of Interest Act, for the City Council Agenda of May 10, 2016, (i) the City Manager recommended to the Newport News City Council adoption of the City Operating Budget for FY 2017 (the transaction); (ii) the said Operating Budget included, in small part, funds to pay the salaries of persons employed by the Newport News Sheriff's Office, which was a group of three or more persons the members of which were affected by the transaction; (iii) that he was employed as a Major for the Newport News Sheriff's Office; and that (iv) that he was able to participate in the transaction fairly, objectively, and in the public interest (a signed written declaration was filed with the City Clerk prior to the City Council meeting at which the transaction was considered – April 12, 2016, to be recorded in the written minutes of the May 10, 2016 City Council meeting and the minutes of the meeting where a Public Hearing pertaining to the FY 2017 Operating Budget was held – May 10, 2016; and is attached and made a part of these minutes).

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

- (8) Ordinance to Adopt the Budget and Appropriate Funds to Operate the City of Newport News for the Fiscal Year Beginning July 1, 2016 and Ending June 30, 2017 Continued

Councilman Bateman filed a declaration in accord with Section 2.2-3115H of the Virginia Code. He declared, pursuant to subdivision A.3 of §2.2-3112 of the Virginia Conflict of Interest Act, for the City Council Agenda of May 10, 2016, (i) the City Manager recommended to the Newport News City Council adoption of the City Operating Budget for FY 2017 (the transaction); (ii) the said Operating Budget included, in small part, certain City taxes that were repayment sources on loans or potential loans to clients for TowneBank, and such operating budget included charitable contributions to various organizations who did business with TowneBank; (iii) TowneBank was a group of three or more persons the members of which were indirectly affected by the transaction in question; (iv) that he was employed as a Senior Vice President of TowneBank, but would not receive any direct compensation from the TowneBank loans mentioned or from the organizations who received charitable contributions from the City and who did business with TowneBank; (v) that he was on the board of directors of Soundscapes, a charitable organization, for which he received no remuneration; (vi) that his wife was employed on a part-time basis by the Newport News School Board which would be the recipient of monies designated to it in the City Operating Budget for FY 2017, and the said School Board and its employees are a group of three or more persons, the members of which would be affected by the transaction; and (vii) that he was able to participate

in the transaction fairly, objectively, and in the public interest (a signed written declaration was filed with the City Clerk prior to the City Council meeting at which the transaction was considered – April 12, 2016, to be recorded in the written minutes of the May 10, 2016 City Council meeting and the minutes of the meeting where a Public Hearing pertaining to the FY 2017 Operating Budget was held – May 10, 2016; and is attached and made a part of these minutes).

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

- (9) Ordinance Providing for the Adoption of a Classification and Pay Plan for the Employees of the City of Newport News

AN ORDINANCE PROVIDING FOR THE ADOPTION OF A CLASSIFICATION AND PAY PLAN FOR THE EMPLOYEES OF THE CITY OF NEWPORT NEWS. This ordinance approved the FY 2017 Classification and Pay Plan, which the City was

G. Other City Council Actions Continued

1. City Code Related Ordinances to Enact the City Manager's Fiscal Year 2017 Operating Budget Continued

(9) Ordinance Providing for the Adoption of a Classification and Pay Plan for the Employees of the City of Newport News Continued

required to adjust annually consistent with the other budget actions. This established a salary increase for the City workforce, based on merit, and adjusted the salary ranges for the various positions in the Pay and Classification Plan. The City Manager recommended approval.

(No registered speakers)

Councilwoman Scott moved adoption of the above ordinance; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

H. Appropriations

Councilwoman Vick moved adoption of Appropriations, Items 1, as shown below; seconded by Vice Mayor Coleman.

1. Newport News Public School District (NNPD) – FY 2016 Capital Project Funding

A RESOLUTION APPROPRIATING FUNDS FROM BONDS AUTHORIZED AND UNISSUED (\$5,186,000.00) TO ROOF REPLACEMENT DESIGN (\$486,000.00), HVAC REPLACEMENT (\$4,430,595.00) AND SCHOOL IMPROVEMENTS – OTHER (\$269,405.00). This resolution appropriated \$5,186,000.00 from FY 2016 Authorized and Unissued to the Newport News Public School (NNPS) District for capital projects. The request for \$5,186,000.00 would be used by the NNPS to fund critical capital projects. \$4,430,595.00 was programmed for HVAC projects at Carver Elementary and Lee Hall Elementary Schools. \$486,000.00 would fund the design of roof projects to be bid for replacement in FY 2017. \$269,405.00 would reconcile City funding provided to NNPS for ongoing capital projects. The net amount available for use by NNPS would total \$4,916,595.00. The funding source for this appropriation was FY 2016 Bonds Authorized and Unissued. The City Manager recommended approval.

(No registered speakers)

H. Appropriations Continued

1. Newport News Public School District (NNPD) – FY 2016 Capital Project Funding Continued

Vote on Roll Call:

Ayes: Cherry, Coleman, Price, Scott, Vick, Woodbury, Bateman

Nays: None

I. Citizen Comments on Matters Germane to the Business of City Council Continued

Mr. Antonio Thompson, 1211-25<sup>th</sup> Street, Newport News, addressed City Council on the topic of the City's treasury enrichment, public safety and security, as well as the importance of recycling. He indicated that 2017 would be a prosperous year in recycling. He encouraged everyone to get involved in the Green Revolution of Recycling.

Mr. Thompson encouraged citizens to support the Newport News Police Foundation.

Mr. Thompson discussed the legalization of marijuana and prostitution in an effort to help build up the City's treasury.

Mr. Thompson offered congratulations to Council members Vick and Woodbury on being reelected to City Council on May 3, 2016.

Ms. Shabazz Branch, Newport News, was not available to speak when her name was called.

Mr. John Gergely, 449 Winterhaven Drive, Newport News, advised that he served on the Newport News Transportation Safety Commission, and had a lengthy conversation regarding the Wegmans issue. Each commissioner expressed concern about the increased traffic and aircraft safety should Wegmans be allowed. He advised that he received a copy of the Traffic Analysis Study, and the suggested improvements should the Wegmans project be approved. Roundabouts would not help the matter. He advised that the study was conducted by the Developer for Wegmans, not the City's engineers, which had to be biased.

J. New Business and Councilmember Comments

City Manager Bourey announced that the City had a very successful bond refinancing earlier during the day of May 10, 2016. He thanked Ms. Lisa Cipriano, Director, Department of Budget and Evaluation and her staff, as well as Mr. Tom Mitchell, Director, Department of Finance. The City did refund a 2016 issue in the amount of \$33 million. The City saved approximately \$2.5 million in the process. The interest rate was a little more than two percent (2%). This was an outstanding effort.

J. New Business and Councilmember Comments Continued

City Manager Bourey thanked members of the Newport News City Council, as well the staff of the Department of Development, and many others for the Ribbon Cutting and Grand Opening Celebration of Jim's Local Market, held May 10, 2016, 2:00 p.m. The continuous unanimous support of City Council to provide the funding and the support for that supermarket made it a reality for the residents of the Southeast Community.

Councilwoman Cherry extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was known as "the Mayor of North Newport News," and was a faithful presence at meetings of the Newport News City Council until his illness.

Councilwoman Cherry stated today was an exciting day for the City particularly the Southeast Community, with the Ribbon Cutting and Grand Opening Celebration of Jim's Local Market (3101 Jefferson Avenue). She extended thanks to all of the City staff that made it happen. She extended a special thanks to Mr. Jim Scanlon, who believed in the City enough to come into the Southeast Community and bring a quality grocery store to the community.

Councilwoman Cherry extended congratulations to the City's Department of Parks, Recreation, and Tourism on the 50<sup>th</sup> Anniversary of Newport News Park.

Councilwoman Cherry extended congratulations to those law enforcement officers and civilians who received awards during the Newport News Police Department Awards/Promotion Ceremony held on Thursday, May 5, 2016 at the Marriott Hotel (740 Town Center Drive).

Councilwoman Cherry extended congratulations to her nephew, Mr. L. A. Britt, who was the welder chosen to weld the initials of the ship's sponsor to a plate at the Keel Laying Ceremony of the Virginia class submarine, Delaware, SSN 791, at the Newport News Shipyard, on Saturday, April 30, 2016. Mrs. Jill Biden, wife of Vice President Joe Biden served as the ship's sponsor. The highlight of the ceremony came when her initials were welded to a plate that would remain in place for the life of the ship. Congratulations to the welder, Mr. L. A. Britt. The keel laying celebrated the marriage of a soon-to-be finished ship and its maiden crew.

Councilwoman Cherry announced that the South District "Your Voice Matters" Town Hall Meetings would be held on Thursday, May 12, 2016, 6:00 – 7:30 p.m., at the Brittingham-Midtown Community Center (570 McLawhorne Drive) for residents that lived from Mercury Boulevard North to Harpersville Road; and Thursday, May 19, 2016, 6:00 – 7:30 p.m., at the Downing-Gross Cultural Arts Center (2410 Wickham Avenue) for residents from Mercury Boulevard South to the waterfront. All residents were invited to attend. These meetings were a collaborative effort of the Newport News Police Department, the Newport News School Board, and the Newport News City Council.

Councilwoman Cherry extended congratulations to Councilmembers Tina L. Vick and Dr. Patricia Woodbury on their re-election to the Newport News City Council on May 3, 2016.

J. New Business and Councilmember Comments Continued

Vice Mayor Coleman thanked all of the citizens for their attendance and participation at tonight's meeting and providing their opinions and comments about the proposed project at Jefferson Avenue and Brick Kiln Boulevard. He looked forward to the continued discussion at the June 14, 2016 Regular Meeting of City Council.

Vice Mayor Coleman extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was a good man. He was very active and informed, always present at meetings of the Newport News City Council until his illness.

Vice Mayor Coleman congratulated the winners in the May 3, 2016 Local Election – Councilwoman Tina Vick and Councilwoman Patricia Woodbury, who were both re-elected to City Council. He also congratulated Councilman-Elect Marcellus "B2" Harris on his victory to the Newport News City Council. He looked forward to helping with the transition to elected office.

Mayor Price also extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was much respected in the community and would be missed by all.

Mayor Price extended congratulations to his wife, Mrs. Valerie Price, and the members of the Alpha Kappa Alpha Sorority, Inc. Lambda Omega Chapter, on the 8<sup>th</sup> Annual Community Empowerment Fair, held on Saturday, April 30, 2016, at Newsome Park Elementary School (4200 Marshall Avenue). The attendance was great with approximately 500 in attendance. He expressed appreciation to everyone that participated and helped make this endeavor successful.

Mayor Price reiterated comments made by Councilwoman Sandra Cherry regarding the Ribbon Cutting and Grand Opening Celebration of Jim's Local Market (3101 Jefferson Avenue). He congratulated his Council members on their belief in private/public partnerships, Mr. Scanlon, and the Southeast Community. Mayor Price wished Mr. Jim Scanlon much success.

Mayor Price and colleagues attended the Teachers of the Year Awards Banquet, on Wednesday, May 4, 2016, 6:00 p.m. at the Newport News Marriott at City Center (740 Town Center Drive). He extended congratulations to all the teachers who were honored. The Teachers of the Year, Ms. Katie Morgan, a sixth grade counselor at Dozier Middle School was named Division and Middle School Teacher of the Year; Ms. Jacky Barber, a mathematics interventionist at Newsome Park Elementary School was named Elementary School Teacher of the Year; and Mr. Eric Tyson, a military science teacher at Heritage High School was named High School Teacher of the Year. The aforementioned winners would compete for Virginia Teachers of the Year. He wished them well.

Councilwoman Scott also extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was much respected in the community and would

J. New Business and Councilmember Comments Continued

be missed by all. Mr. Keyes had a reserved seat in the chambers for many years. She asked that the seat be covered for one meeting in Mr. Keyes honor. There was consensus among City Council to have the seat covered in honor of Mr. Keyes.

Councilwoman Scott expressed excitement to be in attendance at the Ribbon Cutting and Grand Opening Celebration of Jim's Local Market (3101 Jefferson Avenue). She did not get to shop in the store, but had the opportunity to mix and mingle with many of the residents in the Southeast Community that were present to shop for the first time at a quality market. They were honored to be there and grateful to the City Council for doing this on their behalf.

Councilwoman Scott had the opportunity to attend the Open House at Jefferson Lab (12000 Jefferson Avenue) on Saturday, April 30, 2016. It was an amazing experience, with the impact felt not only in Newport News, but around the world because of all of the research done on the site. She extended a special thanks to Jefferson Lab for opening their doors to the community. Over 10,000 were in attendance.

Councilwoman Scott extended a welcome to the incoming President and Chief Executive Officer of the Mariner's Museum, Mr. Howard Hoege, and his wife Cinda. The Mariners' Museum is a vital part of the Newport News community.

For history buffs, Councilwoman Scott announced that the Warwick County Historical Society would host a lunch and informational session on May 18, 2016, 11:30 a.m. – 2:00 p.m., at the Endview Plantation (362 Yorktown Road). There would be discussion about the history of Warwick County. She encouraged the citizens to get involved and attend.

Councilwoman Scott expressed appreciation and thanks to all of the citizens for their attendance and participation at tonight's meeting and sharing their thoughts about the possibility of a Wegmans coming to Newport News. Their thoughts mattered to the City Council. City Council was tasked with doing what was best for the citizens and the City.

Councilwoman Scott congratulated her colleagues, Councilwoman Tina Vick and Councilwoman Patricia Woodbury on their re-election to the Newport News City Council. She congratulated Councilman-Elect Marcellus "B2" Harris on being newly elected to the Newport News City Council. She welcomed him and advised that she looked forward to working with him.

Councilwoman Vick thanked all of the citizens for exercising their right to vote on Tuesday, May 3, 2016 and re-electing her to City Council.

Councilwoman Vick congratulated Councilwoman Patricia Woodbury on her re-election to the Newport News City Council, and to Councilman-Elect Marcellus "B2" Harris on being newly elected to the Newport News City Council.

Councilwoman Vick stated that the Ribbon Cutting and Grand Opening of Jim's Local Market was also special to her. It was great to see so many citizens in attendance. She

J. New Business and Councilmember Comments Continued

stated if that was any indication of its success, City Council would know they were on the cusp of doing something even greater. She thanked everyone that participated and helped make Jim's Local Market a reality.

Councilwoman Vick announced that the Hampton Roads Community Action Program, formerly the Office of Human Affairs, would have its 50<sup>th</sup> Annual Awards Banquet on Thursday, May 19, 2016, 7:00 p.m., at the Hampton Roads Convention Center (1610 Coliseum Drive, Hampton). The Honorable Matthew James, representing the Virginia House of Delegates 80<sup>th</sup> District, would serve as Guest Speaker.

Councilwoman Woodbury also extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was a vital part of this community. He would be missed by all.

Councilwoman Woodbury congratulated her colleague, Councilwoman Tina Vick on her re-election to the Newport News City Council, and to Councilman-Elect Marcellus "B2" Harris on being newly elected to the Newport News City Council. She welcomed him and advised that she looked forward to working with him. Councilwoman Woodbury thanked all the citizens that supported them during the election on May 3, 2016. It was an honor to be a servant leader.

Councilman Bateman also extended condolences to the family of Mr. Arthur Keyes, who died on May 10, 2016. Mr. Keyes was a vital part of this community. He was a wonderful man that got things done and would be missed by all. He advised that Mr. Keyes was in City Council Chambers long before he was elected to the Newport News City Council.

Councilman Bateman thanked all of the members of City Council for working together to bring Jim's Local Market to the Southeast Community. The Ribbon Cutting and Grand Opening Celebration of Jim's Local Market made for a great day.

Councilman Bateman thanked City Manager Bourey for his hard work and service to the City of Newport News.

Councilman Bateman commended his colleague, Vice Mayor Rob Coleman for his hard work and service to the City of Newport News.

Councilman Bateman congratulated his colleagues, Councilwoman Tina Vick and Councilwoman Patricia Woodbury on their re-election to the Newport News City Council, and congratulated Councilman-Elect Marcellus "B2" Harris on being newly elected to the Newport News City Council. He welcomed him and advised that he looked forward to working with him.

K. Adjourn

Mayor Price adjourned the meeting by addressing the citizens. He stated, "May what you say and do uplift the City of Newport News."

THERE BEING NO FURTHER BUSINESS,  
ON MOTION, COUNCIL ADJOURNED AT 10:20 P.M.

  
Mabel Washington Jenkins, MMC  
City Clerk

McKinley L. Price, DDS  
Mayor  
Presiding Officer

A true copy, teste:

City Clerk