

**MINUTES OF THE CITY COUNCIL MEETING
APRIL 8, 2019 7:00 P.M.
REGULAR SESSION**

PRESENT: The Honorable W. Eugene Hunt, Jr., Mayor
The Honorable Carey L. Freeman, Vice Mayor
The Honorable Herbert R. Green, Jr.
The Honorable Thomas J. Cannella II
The Honorable David A. Hux
The Honorable Charles M. Southall III
The Honorable Jana D. Andrews

J. Randall Wheeler, City Manager
Evie Insley, City Clerk
D. Wayne Moore, City Attorney

ABSENT: None

MEETING CALLED TO ORDER:

Mayor Hunt called the meeting to order at approximately 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mayor Hunt rendered the invocation and led the audience in the Pledge of Allegiance.

AUDIENCE FOR VISITORS:

None

APPROVAL OF THE MINUTES:

1. Councilman Green moved, seconded by Councilman Cannella, to adopt the minutes of the regular session held on March 25, 2019 as submitted. Recorded vote on the motion:

YES: Councilmembers Andrews, Southall, Cannella, Hux, Green, Vice Mayor Freeman and Mayor Hunt

NO: None

2. Councilman Green moved, seconded by Councilman Southall, to adopt the minutes of the work session held on March 25, 2019 as submitted. Recorded vote on the motion:

YES: Councilmembers Andrews, Cannella, Southall, Hux, Green, Vice Mayor Freeman and Mayor Hunt

NO: None

PUBLIC HEARINGS:

1. Resolution Approving a Modification of an Existing Conditional Use Permit for the Mixed Use Development Located at 200 Fountains Lane, Tax Map Parcel No. 27-10-4

Director of Community Development Wally Horton presented Council with a resolution approving a modification of an existing Conditional Use Permit for the mixed use development located at 200 Fountains Lane, Tax Map Parcel No. 27-10-4.

The Fountains of Poquoson, LLC, property owner Mr. Robert Moses has requested a Conditional Use Permit amendment to extend the June 27, 2019 deadline for full construction/operational completion of the mixed use development on property located at 200 Fountains Lane, Tax Map Parcel No. 27-10-4, Zoned VC (Village Commercial). The new deadline is proposed to be September 12, 2021, which is the deadline for the entire development. This would further amend Condition #4 of the original permit to read as follows:

- 4. If the project is not constructed and fully operational by ~~June 27, 2019~~ September 12, 2021, the Conditional Use Permit shall become null and void.

The Planning Commission, at its March 18, 2019 meeting, recommended approval of this request by a vote of 5-0.

The applicant, Mr. Moses was unable to attend the meeting to present his PowerPoint presentation to Council and to answer any questions that Council may have. Therefore it was recommended that the public hearing be continued until the next scheduled Council meeting on April 22, 2019.

Mayor Hunt opened the Public Hearing. Having no one come forward, the Mayor asked for a motion to continue the public hearing until the next Council Meeting on April 22, 2019.

Councilman Cannella moved, seconded by Vice Mayor Freeman, that the Public Hearing be continued until the next Council Meeting on April 22, 2019 at 7:00 p.m. in Council Chambers. Recorded vote on the motion:

YES: Councilmembers Hux, Southall, Green, Andrews, Cannella, Vice Mayor Freeman and Mayor Hunt

NO: None

NEW BUSINESS:

1. Resolution Making an Appointment to the Parks and Recreation Advisory Board

A resolution making an appointment to the Parks and Recreation Advisory Board was presented to Council. Councilman Green moved, seconded by Vice Mayor Freeman to reappoint Stephen C. Forrest to the Parks and Recreation Advisory Board with a term expiring on March 31, 2022. Recorded vote on the motion:

YES: Councilmembers Green, Hux, Cannella, Southall, Andrews, Vice Mayor Freeman and Mayor Hunt

NO: None

2. Resolution Making a Nomination for an Alternate to the Board of Equalization

A resolution making a nomination for an alternate to the Board of Equalization was presented to Council. Councilman Green moved, seconded by Councilman Southall to nominate Teresa B. Sullivan to serve as alternate to the Board of Equalization. Recorded vote on the motion:

YES: Councilmembers Cannella, Andrews, Green, Southall, Hux, Vice Mayor Freeman and Mayor Hunt

NO: None

COMMENTS OF THE CITY MANAGER:

City Manager Randy Wheeler advised citizens that the new Parks and Recreation 2019 Summer Programs Guide “Splash into Summer” will be going out to residents this week. Space in the summer programs are limited and fill up very quickly and it is recommended that you sign up as quickly as possible to get your spot in the programs you are most interested in.

COUNCIL DIRECTIVES:

Councilman Southall thanked City Manager Randy Wheeler, Dr. Jennifer Parish, and City Staff for preparing an excellent budget.

Vice Mayor Freeman received several public comments on the convenience site and how great of a service it has become. He also stated what a wonderful job he felt Parks and Recreation does for the children and the community. City Manager Randy Wheeler followed up to Vice Mayor Freemans statement of the convenience site that it was a near record day on April 6th with 18 truckloads of debris hauled away.

Councilman Green advised Council that at the last Hampton Roads Transportation Accountability Commission (HRTAC) meeting they voted unanimously to finance the expansion of the Hampton Roads Bridge Tunnel (HRBT).

Mayor Hunt advised reassessments are on-going and the nomination of the new member of the Board of Equalization is very important and thanked all members that serve on the Board.

CLOSED SESSION:

Vice Mayor Freeman moved, seconded by Councilman Green, to go into Closed Session pursuant to Section 2.2-3711(A)(7) of the Code of Virginia (1950), to discuss a specific legal matter requiring the advice of legal counsel. Recorded vote on the motion:

YES: Councilmembers Southall, Hux, Green, Cannella, Andrews, Vice Mayor Freeman and Mayor Hunt

NO: None

Council convened into Closed Session at 7:16 p.m.

RECONVENEMENT- Certification

Council reconvened from Closed Session at 7:27 p.m.

Upon reconvening from Closed Session, Councilman Green moved, seconded by Vice Mayor Freeman, to adopt a resolution certifying that a specific legal matter requiring the advice of legal counsel were discussed during the Closed Session. Recorded vote on the motion:

YES: Councilmembers Southall, Hux, Green, Cannella, Andrews, Vice Mayor Freeman and Mayor Hunt

NO: None

ADJOURNMENT:

There being no further business, Councilman Green moved, seconded by Vice Mayor Freeman to adjourn the meeting. Recorded vote on the motion:

YES: Councilmembers Andrews, Southall, Cannella, Hux, Green, Vice Mayor Freeman and Mayor Hunt

NO: None

The meeting was adjourned at approximately 7:28 p.m.