



# CITY COUNCIL AGENDA

Tuesday, February 28, 2023 - 7:00 p.m.

City Council Chamber

801 Crawford Street, 6<sup>th</sup> Floor, Portsmouth, Virginia

## CALL TO ORDER

## MOMENT OF SILENCE

## PLEDGE OF ALLEGIANCE

## ROLL CALL **7-0 Present**

## MINUTES (Roll Call Vote) **Adopted 7-0**

**\*CITY COUNCIL RULES REQUIRE A LIMIT OF UP TO FIVE (5) MINUTES TO SPEAK\***

## PUBLIC HEARING

**23 - 59** Public hearing with respect to the adoption of a proposed resolution authorizing the conveyance of a private drainage easement encumbering Tax Parcel 34\*35 in the Holy Neck Borough of Suffolk to Suffolk Benton, LLC, or its assigns for the benefit of Tax Parcel 34\*66.

## CITY MANAGER'S REPORT

**23-60** Adoption of an ordinance accepting a Law Enforcement Equipment and Technology grant in the amount of \$22,000 from the Virginia Department of Criminal Justice Services and appropriating said amount in the FY 2023 Grants Fund for the purchase of eligible equipment, technology, and software. (Roll Call Vote)  
**Adopted 7-0**

**23-61** Adoption of an ordinance accepting settlement funds in the amount of \$20,272.32 from the National Opioid Abatement Trust II and appropriating said amount in the FY 2023 Behavioral Healthcare Service Fund for use by BHS for Approved Abatement Purposes as defined by the Virginia Opioid Abatement Fund and Settlement Allocation MOU. (Roll Call Vote)  
**Adopted 7-0**

**23-62** Adoption of an ordinance accepting additional grant funds in the amount of \$2,194 from the Department of Criminal Justice Services (DCJS) and appropriating said funds in the FY 2023 Grants Fund to provide funding to operate local probation and pretrial services in the City of Portsmouth. The total award amount from DCJS is now \$602,169. (Roll Call Vote)  
**Adopted 7-0**

**23-63** Adoption of an ordinance amending and re-ordaining Section 7-32 of Chapter 7 of the Code of the City of Portsmouth, Virginia (Buildings and Building Regulations; Division of building inspection) for the purpose of conforming the education, experience, and certification requirements for serving as the local building official to the Virginia Code. (Roll Call Vote)  
**Adopted 7-0**

- 23-64** Adoption of an ordinance amending and re-ordaining Section 35-135 of Chapter 35 of the Code of the City of Portsmouth, Virginia (Taxation; Environmental restoration sites) for the purpose of conforming the partial real estate exemption available for eligible environmental restoration sites to the Virginia Code and the standard practices of the relevant state agencies. (Roll Call Vote)
- Adopted 7-0**
- 23-65** Adoption of an ordinance accepting funding from the Virginia Department of Social Services in the amount of \$2,700 and appropriating said amount in the FY 2023 Social Services Fund for the Family Partnership Meeting Incentive Program. (Roll Call Vote)
- Adopted 7-0**
- 23-66** Adoption of an ordinance accepting with appreciation a donation of \$100.00 to the Department of Social Services (DSS) from Tidewater Baptist Women Missionary and Educational Convention Incorporated, PO Box 6142 Chesapeake, VA 23323-6141 and appropriating said funds to the FY 2023 Social Services Fund for use by DSS to support foster children at Christmas. (Roll Call Vote)
- Adopted 7-0**
- 23-67** Adoption of an ordinance accepting funding in the amount of \$6,100 from the Virginia Tourism Cooperative and appropriating the said amount into the FY 2023 General Fund budget for use by the Department of Museums. (Roll Call Vote)
- Adopted 7-0**
- 23-68** Adoption of an ordinance accepting funding in the amount of \$221,000 from the Portsmouth Museums Foundation and appropriating said amount in the FY 2023 Grants Fund for use by the Museums Department for the expansion and upgrade of the Bodyworks Exhibit at the Children’s Museum of Virginia. (Roll Call Vote)
- Adopted 7-0**
- 23-69** Adoption of a resolution authorizing the grant of a private drainage easement to Suffolk Benton, LLC encumbering approximately forty-five hundredths of an acre of property owned by the City of Portsmouth at 1227 Holland Road (Tax Parcel 34\*35) in Suffolk. (Roll Call Vote)
- Adopted 7-0**
- 23-70** Adoption of a resolution approving the City of Portsmouth’s participation in the proposed settlement of opioid-related claims against Teva, Allergan, Walmart, Walgreens, CVS, and their related corporate entities, and directing the City Manager or her designee to execute the documents necessary to effectuate the City’s participation in the settlements. (Roll Call Vote)
- Adopted 7-0**
- 23-71** Adoption of a resolution forming a committee to plan and coordinate programs in support of the Virginia America 250 Commission (VA250). (Roll Call Vote)
- Adopted 5-2**  
**Barnes, Whitaker**

## NEW BUSINESS

- 23-72** Boards and Commissions (Roll Call Vote)
- 23-73** Items Submitted by Council Members
- Adopted 4-3**  
**Barnes, Tillage,**  
**Whitaker**
- Adoption of a resolution to amend the Rules of Order and Procedure of Portsmouth City Council for the purpose of regulating the use of cameras, video recorders, and other recording devices at City Council meetings. (Roll Call Vote)

- Motion by Mr. Moody and seconded by Mrs. Lucas-Burke, to add an item to the agenda, and was adopted by the following vote:

Ayes: Lucas-Burke, Moody, Tillage, Glover  
 Nays: Barnes, Hugel, Whitaker

- Motion by Mrs. Lucas-Burke and seconded by Mr. Moody, to rescind ordinance 2022-115 adopted on December 13, 2022, pertaining to the transfer of \$300,000 from the Non-Departmental Salaries category of the FY 2023 General Fund Budget to the Contractual Audit Line Item in the Finance Department Category of the FY 2023 General Fund Budget for the purpose of conducting a forensic audit of ARPA expenditures and the General Fund Budget, and an assessment of Public Utilities billing, and was adopted by the following vote:

Ayes: Hugel, Lucas-Burke, Moody, Tillage, Glover  
 Nays: Barnes, Whitaker

**23-74** Report on Pending Items

**23-75** Non-Agenda Speakers

**ADJOURNMENT**

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**VIEW THE MEETING LIVE AT: [WWW.PORTSMOUTHVA.GOV/PORTSMOUTH-LIVE](http://WWW.PORTSMOUTHVA.GOV/PORTSMOUTH-LIVE)  
 ALL CITY MEETINGS ARE REBROADCAST ON: [WWW.YOUTUBE.COM/VAPORTSMOUTH](http://WWW.YOUTUBE.COM/VAPORTSMOUTH)  
 AND ON PCTV COX 48 OR VERIZON FIOS 39.**

**CITIZENS MAY SIGN UP TO SPEAK FOR THE CITY COUNCIL MEETING BEGINNING FEBRUARY 22, 2023, AND ENDING ON FEBRUARY 28, 2023:**

- 1. BY EMAIL AT [WHITED@PORTSMOUTHVA.GOV](mailto:WHITED@PORTSMOUTHVA.GOV) BETWEEN 8 AM AND 5 PM.**
- 2. BY PHONE – 393-8639 BETWEEN 8 AM AND 5 PM.**
- 3. IN PERSON BETWEEN 8 AM – 5 PM. (SIGN UP IN PERSON UNTIL 6:30 PM ON DAY OF THE MEETING).**

**REGISTRATION CARDS WILL NOT BE ACCEPTED AFTER 6:30 PM.**