

**MINUTES OF REGULAR MEETING
OF THE NEWPORT NEWS CITY COUNCIL
HELD IN THE CITY COUNCIL CHAMBERS
2400 WASHINGTON AVENUE
February 23, 2010
7:30 P.M.**

PRESENT: Herbert H. Bateman, Jr.; Joe S. Frank; Madeline McMillan; Sharon P. Scott; Tina L. Vick; Joseph C. Whitaker; and Dr. Patricia P. Woodbury-----7

ABSENT: None-----0

A. Call to Order

B. Invocation

The invocation was rendered by Reverend James A. Jones, Galilee Baptist Church.

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 Councilman Herbert H. Bateman, Jr.

D. Public Hearings

- (1) Conditional Use Permit – CU-10-267, CNU Village Land, LLC, 12368 Warwick Boulevard, Suites 104 and 105

AN ORDINANCE GRANTING CONDITIONAL USE PERMIT NUMBER CU-10-267 FOR THE HEREINAFTER DESCRIBED PROPERTY FOR THE PURPOSE OF OPERATING AN AMUSEMENT ARCADE ON A SITE ZONED R9 MIXED USE WITH PROFFERS. This ordinance granted a conditional use permit that allowed the operation of an amusement arcade located at CNU Village, 12368 Warwick Boulevard, Suites 104 and 105, on a 4.65 acre parcel and zoned R9 Mixed-Use District. The amusement arcade portion of the business would allow customers to pre-pay for extended periods of play time on assorted commercial computer and video game systems. The proposed hours of operation were consistent to those within CNU Village. No food services would be allowed on the premises. Parking for the use could be accommodated on site. On February 3, 2010, the Planning Commission voted unanimously (8:0) to recommend approval of the request with amended conditions. The City Manager recommended approval.

Mayor Frank advised there was a revision to the ordinance on page 2, Item (c) 4, which stated “The Equipment shall provide surveillance coverage encompassing both the front and rear exteriors of the business.” The applicant had no objection to the changed language.

Mr. Doug Hornsby, Christopher Newport University Real Estate Foundation, One University Place, Attorney for the Foundation, was available to answer questions.

D. Public Hearings Continued

- (1) Conditional Use Permit – CU-10-267, CNU Village Land, LLC, 12368 Warwick Boulevard, Suites 104 and 105 Continued

Mr. Ed Senu-Oke, Arcadia Evolutions, 12368 Warwick Boulevard, Suite 105, Newport News, was available to answer questions.

Councilwoman Scott moved closure of the public hearing; seconded by Vice Mayor Whitaker.

Vote on Roll Call:

Ayes: McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

Abstentions: Bateman (Involved with one of the entities at TowneBank that had a relationship with the applicant),
Frank (Represented the CNU Real Estate Foundation in a legal matter)

Councilwoman McMillan moved adoption of the above ordinance as revised; seconded by Councilwoman Vick.

Vote on Roll Call:

Ayes: McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

Abstentions: Bateman (Involved with one of the entities at TowneBank that had a relationship with the applicant),
Frank (Represented the CNU Real Estate Foundation in a legal matter)

- (2) Zoning Text Amendment – ZT-10-282, City of Newport News, Amending Regulations for the Neotraditional Overlay District

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 45, ZONING ORDINANCE, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE XXXI., OVERLAY ZONING DISTRICTS AND REGULATIONS, DIVISION 7., NEOTRADITIONAL OVERLAY DISTRICT, SECTION 45-3152, APPROVAL OF NEOTRADITIONAL DEVELOPMENT PROPOSALS; MODIFICATION OF DEVELOPMENT REGULATIONS. This ordinance amended the City Code, Chapter 45, Zoning Ordinance, Section 45-3152 neotraditional Overlay District, which reduced the acreage requirement of Neotraditional developments from no less than 100 acres to no less than 50 acres. Future neotraditional developments would mainly be redevelopment sites that may not be able to meet the 100-acre requirement. Fifty acres was an appropriate size for quality mixed-use developments. On February 3, 2010, the Planning Commission voted unanimously (8:0) to recommend to City Council the adoption of the amendment. The City Manager recommended approval.

(No registered speakers)

D. Public Hearings Continued

- (2) Zoning Text Amendment – ZT-10-282, City of Newport News, Amending Regulations for the Neotraditional Overlay District Continued

Vice Mayor Whitaker moved closure of the public hearing; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

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

Councilwoman Scott inquired whether this action was being taken as a house-keeping measure or whether there were companies that attempted to plan neotraditional developments and had smaller parcels of land. City Manager Morgan replied there were no pending proposals that required this action; however, there had been worthwhile 50-acre projects in the past.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (3) Ordinance Adding to the City Code, Chapter 40, Taxation, Section 40-8.09 for Real Property Tax Exemption - Orcutt Senior Housing, L.P.

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 40, TAXATION, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE I., GENERAL PROVISIONS AND EXEMPTIONS, DIVISION 3., PROPERTY EXEMPTED BY DESIGNATION, BY ADDING THERETO A NEW SECTION, NAMELY: SECTION 40-8.09, PROPERTY OF ORCUTT SENIOR HOUSING, L.P. This ordinance added Section 40-8.09, to the City Code, Chapter 40, Taxation, for the property of Orcutt Senior Housing, L.P. At its October 27, 2009 Regular Meeting, City Council authorized the creation of the Orcutt Townhomes III Limited Partnership and the Orcutt Townhomes Phase III Development Corporation by the Newport News Redevelopment and Housing Authority (NNRHA). Orcutt III was the final replacement phase by the NNRHA of the former Orcutt Public Housing Project. It was being constructed using Low-Income Housing Tax Credits (LIHTC) and Federal Capital Grant (Public Housing) funds. The required mixed finance applications were prepared by NNRHA and were under final review by the Department of Housing and Urban Development (HUD). One of the prerequisites of HUD's approval of the mixed finance package was confirmation that the Orcutt III complex be exempt from the payment of real estate taxes. The NNRHA requested that the property be made exempt from taxation by designation pursuant to City Code, Chapter 40, Section 40-8. This was one of three companion items. The City Manager recommended approval.

(No registered speakers)

D. Public Hearings Continued

- (3) Ordinance Adding to the City Code, Chapter 40, Taxation, Section 40-8.09 for Real Property Tax Exemption - Orcutt Senior Housing, L.P.

Mayor Frank explained, the NNRHA, in order to build some projects in Orcutt Townhomes, created three separate limited liability partnerships and development corporations in order to take advantage of low-income housing tax credits and federal capital grant funding. HUD required City Council to confirm, by motion, that these properties were exempt from taxation. He advised, while there were three different entities, they involved one issue.

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

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

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

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (4) Ordinance Adding to the City Code, Chapter 40, Taxation, Section 40-8.10, for Real Property Tax Exemption – Orcutt Townhomes I, L.P.

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 40, TAXATION, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE I., GENERAL PROVISIONS AND EXEMPTIONS, DIVISION 3., PROPERTY EXEMPTED BY DESIGNATION, BY ADDING THERETO A NEW SECTION, NAMELY: SECTION 40-8.10, PROPERTY OF ORCUTT TOWNHOMES I, L.P. This ordinance amended the City Code, Chapter 40, Taxation, Article I., General Provisions and Exemptions, Division 3., Property Exempted By Designation, by adding a new section, Section 40-8.10, Property of Orcutt Townhomes I, L.P. This was item two of three companion items. The City Manager recommended approval.

(No registered speakers)

Councilman Bateman moved closure of the public hearing; seconded by Vice Mayor Whitaker.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

D. Public Hearings Continued

- (4) Ordinance Adding to the City Code, Chapter 40, Taxation, Section 40-8.10, for Real Property Tax Exemption – Orcutt Townhomes I, L.P.
Continued

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

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (5) Ordinance Adding to the City Code, Chapter 40, Taxation, Section 40-8.11 for Real Property Tax Exemption – Orcutt Townhomes III, L.P.

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 40, TAXATION, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE I., GENERAL PROVISIONS AND EXEMPTIONS, DIVISION 3., PROPERTY EXEMPTED BY DESIGNATION, BY ADDING THERETO A NEW SECTION, NAMELY: SECTION 40-8.11, PROPERTY OF ORCUTT TOWNHOMES III LIMITED PARTNERSHIP. This ordinance amended the City Code, Chapter 40, Taxation, Article I., General Provisions and Exemptions, Division 3., Property Exempted By Designation, by adding a new section, Section 40-8.11, Property of Orcutt Townhomes III, L.P. This was item three of three companion items. The City Manager recommended approval.

(No registered speakers)

Vice Mayor Whitaker moved closure of the public hearing; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

Vice Mayor Whitaker moved adoption of the above ordinance; seconded by Councilwoman Scott.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

E. Consent Agenda

Vice Mayor Whitaker moved adoption of the Consent Agenda, Items 1 through 3, both inclusive, as shown below; seconded by Councilwoman McMillan.

E. Consent Agenda Continued

- (1) Minutes of the Work Session of February 9, 2010

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (2) Minutes of the Special Meeting of February 9, 2010

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (3) Minutes of the Regular Meeting of February 9, 2010

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

F. Other City Council Actions

- (1) Ordinance Amending City Code, Chapter 39, Swimming Pools, Section 39-28, Lifeguards, Related to Navy Housing Complex (TCF)

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 39, SWIMMING POOLS, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., PUBLIC POOLS, DIVISION 1., GENERALLY, SECTION 39-28, LIFEGUARDS. This ordinance amended the City Code, Chapter 39, Swimming Pools, Section 39-28, Lifeguards, to add gated housing complexes whose residents were primarily limited to unaccompanied military personnel to those developments already exempted from the full-time lifeguard requirement. Chapter 39, Section 39-28 of the City Code exempted the requirement at public pools owned by a homeowners' association, recreation association, health club or condominium, if other specific criteria was met. The exemptions excluded the Navy Housing Complex located between Washington and Huntington Avenues, from 30th to 32nd Streets. Exempting pools operated within a gated housing complex whose residents were primarily limited to unaccompanied military personnel would include the Navy Housing Complex, as long as all other criteria had been met. The City Manager recommended approval.

(No registered speakers)

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

Councilwoman McMillan inquired whether the ordinance would be rescinded should Homeport revert to a civilian complex. City Manager Morgan responded that individuals other than sailors could reside at Homeport the way the financing was structured, but

F. Other City Council Actions Continued

- (1) Ordinance Amending City Code, Chapter 39, Swimming Pools, Section 39-28, Lifeguards, Related to Navy Housing Complex (TCF) Continued

was confident that this was not likely to occur; but if so, he would consider recommending that the ordinance be repealed. Councilwoman McMillan referenced Woodbridge, when Navy contracting reverted to civilian. City Manager Morgan advised that this Navy Housing Complex was more targeted than Woodbridge.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (2) Ordinance Accepting Streets and Public Improvements on Magistrate Lane and Parliament Lane in Courthouse Green into the City System

AN ORDINANCE TO ACCEPT MAGISTRATE LANE AND PARLIAMENT LANE, COURTHOUSE GREEN SUBDIVISION, AND THE PHYSICAL IMPROVEMENTS CONTAINED THEREIN AND THEREON INTO THE CITY STREET SYSTEM. This ordinance accepted the streets and public improvements on Magistrate Lane and Parliament Lane in Courthouse Green into the City system. A final inspection was made of the streets known as Magistrate Lane and Parliament Lane. The inspection indicated compliance with all requirements. Once accepted, the streets which were constructed at the developer's expense would be eligible for state maintenance payments. The City Manager recommended approval.

(No registered speakers)

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

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (3) Ordinance Accepting Streets and Public Improvements on T.S. Eliot Street, Mark Twain North, Mark Twain South, Philip Roth Street, Edith Wharton Square and Eugene O'Neil Street in Port Warwick into the City System

AN ORDINANCE TO ACCEPT T. S. ELIOT STREET, MARK TWAIN NORTH, MARK TWAIN SOUTH, PHILIP ROTH STREET, EDITH WHARTON SQUARE AND EUGENE O'NEIL STREET, PORT WARWICK SUBDIVISION, AND THE PHYSICAL IMPROVEMENTS CONTAINED THEREIN AND THEREON INTO THE CITY STREET SYSTEM. This ordinance accepted the streets and public improvements on T.S. Eliot

F. Other City Council Actions Continued

- (3) Ordinance Accepting Streets and Public Improvements on T.S. Eliot Street, Mark Twain North, Mark Twain South, Philip Roth Street, Edith Wharton Square and Eugene O'Neil Street in Port Warwick into the City System Continued

Street, Mark Twain North, Mark Twain South, Philip Roth Street, Edith Wharton Square and Eugene O'Neil Street in Port Warwick into the City system. A final inspection was made of the streets known as T.S. Eliot Street, Mark Twain North, Mark Twain South, Philip Roth Street, Edith Wharton Square and Eugene O'Neil Street. The inspection indicated compliance with all requirements. Once accepted, the streets which were constructed at the developer's expense would be eligible for state maintenance payments. The City Manager recommended approval.

(No registered speakers)

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

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (4) Resolution Authorizing the City Manager to Execute the Virginia Marine Resources Commission (VMRC) Permit No. 09-1717 for Rehabilitation Work to Walkers Dam

A RESOLUTION 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 COMMONWEALTH OF VIRGINIA, MARINE RESOURCES COMMISSION PERMIT NO. 09-1717 AND ANY RELATED DOCUMENTS PERTAINING TO OR PERMITTING THE ENCROACHMENT IN, ON, OR OVER STATE-OWNED SUBAQUEOUS BOTTOMS RELATED TO WALKERS DAM PURSUANT TO THE CODE OF VIRGINIA, 1950, AS AMENDED. This resolution authorized the City Manager to execute the Virginia Marine Resources Commission (VMRC) Permit No. 09-1717 which authorized rehabilitation work to Walkers Dam in New Kent and Charles City Counties. This permit authorized rehabilitation of the sheetpile dam and abutments with new steel sheeting and concrete work. It also authorized replacement and relocation of the former fish ladder, replacement of the manual boat lock structure and placement of riprap scour protection to facilitate repairs to the dam. This rehabilitation project was considered Phase II of the long-term improvements to Walkers Dam, which suffered a dam breach in April 2007. This resolution authorized the City Manager to execute VMRC Permit No. 09-1717. It further authorized the City Manager, or his designee, to execute further VMRC permits after review by the City Attorney's Office. The City Manager recommended approval.

(No registered speakers)

F. Other City Council Actions Continued

- (4) Resolution Authorizing the City Manager to Execute the Virginia Marine Resources Commission (VMRC) Permit No. 09-1717 for Rehabilitation Work to Walkers Dam Continued

Vice Mayor Whitaker moved adoption of the above resolution; seconded by Councilman Bateman.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

G. Appropriations

Councilwoman Scott moved adoption of Items 1 through 3, both inclusive, as shown below; seconded by Councilwoman Vick.

- (1) Newport News Redevelopment and Housing Authority (NNRHA) – FY 2010 HOME Program Grant

A RESOLUTION APPROPRIATING FUNDS FROM LOCAL GRANT MATCH (\$100,000.00) TO HOME GRANT (\$100,000.00). This resolution appropriated \$100,000.00 from the Local Grant Match portion of the City's FY 2010 Operating Budget for the FY2010 Federal HOME Grant Program administered by the NNRHA. The annual Federal HOME Grant Program (Home Investment Partnerships Program) provided funding under an entitlement formula to cities, urban counties, and state governments to undertake housing rehabilitation and tenant-based assistance for lower-income persons. The Department of Housing and Urban Development (HUD) required localities that used HOME funds to provide a matching amount equal to 25% of their allocation. These grant funds would be used to supplement the revolving construction account being used to complete new homes in the Southeast Community. This \$100,000.00 was budgeted for and reserved for this grant. No other local funds were required. No future financial or operational responsibilities were required for this grant. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (2) Newport News Fire Department (NNFD) – 2007 State Homeland Security Program Grant – Citizen Alerting System

A RESOLUTION APPROPRIATING FUNDS FROM F-DHS-CIT ALERT SYSTEM-10 (\$50,000.00) TO INFO TECH EQUIP OTHER (\$50,000.00). This resolution appropriated \$50,000.00 from Federal Grant Revenue to the Newport News Fire Department (NNFD). The City submitted a proposal to the Virginia Department of Emergency Management for funding

G. Appropriations Continued

- (2) Newport News Fire Department (NNFD) – 2007 State Homeland Security Program Grant – Citizen Alerting System Continued

from the 2007 State Homeland Security Program Grant to upgrade the Citizen Alerting System. The NNFD's Citizen Alerting System would not be supported by the vendor after December 31, 2010. The City received notice that the proposal was approved and the project budget of \$50,000.00 awarded. This grant did not require a local match. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

- (3) Newport News Fire Department (NNPD) – Federal Emergency Management Agency (FEMA) and the Department of Homeland Security (DHS) – FY 2009 Assistance to Firefighters Grant

A RESOLUTION APPROPRIATING FUNDS FROM L-ASSIS TO FIREFIGHTERS-10 (\$19,240.00) AND F-ASSIS TO FIREFIGHTERS-10 (\$76,960.00) TO EQUIPMENT & MACHINERY (\$96,200.00). This resolution appropriated \$76,960.00 in Federal Funds and \$19,240.00 in local matching funds to the Newport News Fire Department (NNFD). The City submitted a funding proposal to the Federal Emergency Management Agency to support the acquisition of equipment to clean and dry their protective clothing. The Department received notice that the proposal and project budget of \$96,200.00 were approved. The federal share of \$76,960 was 80% of the grant. A local share of \$19,240.00 was required. The City Manager recommended approval.

(No registered speakers)

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

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

Reverend Jim Rudisill, shared artwork of homeless individuals, drawn by his wife, in an effort to put a face on the homeless. He emphasized the homeless in the military, and veterans, specifically homeless individual Mr. James Dixon, who was feared dead. Reverend Rudisill commended those present day military men, who served on special teams that worked with the homeless in the area. Recalling that it would take until August before there would be some response about a possible day shelter for the homeless in Newport News, Reverend Rudisill recommended that members of the special teams be allowed to collect materials for the homeless.

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

Mr. John Gergely, 449 Winterhaven Drive, Newport News, shared a notice for public hearing for the Middle Ground Boulevard Expansion project, scheduled for Wednesday, March 17, 2010, 4:00 – 7:00 p.m., at Gildersleeve Middle School (1 Minton Drive). He indicated that this expansion would ruin a few neighborhoods and expressed disagreement with the expansion. He urged the residents in the Glendale, Winterhaven and Maxwell Lane neighborhoods to speak up, as their streets would be turned into a speedway. Mr. Gergely stated this expansion had been in the making for 23 years. He stated, if there had been a traffic issue, Muller Lane could have been opened for a fraction of the cost. He was skeptical that this expansion was planned for traffic relief, but to help some well-connected people that owned land in the area, whose property would then become more valuable. Mr. Gergely learned that the design would accommodate oversized and overweight trucks, which would increase the noise level. He shared results of a traffic study that indicated the Middle Ground Boulevard expansion would only reduce a 2.5 minute wait by six seconds. He reiterated his concerns that the Middle Ground Boulevard project was a mistake and was designed to benefit the wrong people.

I. New Business and Councilmember Comments

City Manager Neil Morgan reminded about the issue of chloramines at the Brittingham Midtown Community Aquatic Facility. He shared a report from the Department of Parks, Recreation and Tourism which essentially concluded, that while the UV light system, suggested by Mr. Roger Sondgrass at the February 9, 2010 Regular Meeting of Council, would not solve the problem, it was a best practice, along with several other best practices being employed, which were not being done at the time. After careful research, and conferring with pool operations in other locales, City Manager Morgan supported the recommendation of the Department of Parks, Recreation and Tourism, that the City proceed as quickly as possible to install the UV light system. The total amount of funds identified to install the system was \$63,500. He advised that City Council had funds available in the 2010 approved operating budget, a City Council contingency. City Manager Morgan recommended that City Council authorize him to deploy up \$63,500 for this purpose, to proceed with the necessary work as soon as it was put out for bid. He requested a motion to support the recommendation (a copy of the Report and Recommendation on the Chloramine Issue is attached and made a part of these minutes).

Councilwoman Woodbury moved to authorize the City Manager to deploy up to \$63,500.00 for the purpose of installing a UV light system once scoped out and put out for bid; seconded by Councilman Bateman.

Vote on Roll Call:

Ayes: Bateman, Frank, McMillan, Scott, Vick, Whitaker, Woodbury

Nays: None

Councilwoman McMillan extended deepest sympathies to Councilman Bateman and his family on their recent loss.

I. New Business and Councilmember Comments Continued

Councilwoman McMillan extended best wishes to Mr. & Mrs. Van Dooley, poll workers at the Windsor Precinct for nearly 35 years. They celebrated their 62nd Wedding Anniversary.

Councilwoman Scott thanked everyone for their attendance at the February 22, 2010 North District Town Hall Meeting. Mrs. Florence Kingston, Director, Department of Development, was the guest speaker.

Councilwoman Scott announced the next North District Town Hall Meeting was scheduled for March 22, 2010, 7:00 p.m., at the American Legion Post 368.

Councilwoman Woodbury thanked City Manager Morgan for following through on the issue with Brittingham Midtown Community Aquatic Facility. She felt whenever anyone's health was in danger, it was best to err on the side of safety. She was delighted the City chose to do so.

Councilwoman Woodbury announced her next monthly Town Hall Meeting, held in conjunction with Ms. Betty Dixon, of the Newport News School Board, was scheduled for Monday, March 1, 2010, 7:00 p.m. in Warwick High School cafeteria.

Councilwoman Woodbury commented on a trip to the Mariners' Museum, where she met the new President and CEO, Dr. William B. Cogar. She spoke highly of the new program line-up at the Museum, to include virtual classes, and commended Dr. Cogar, who was taking the necessary steps to ensure the Mariners' Museum was successful.

Councilwoman Woodbury commented on her membership on the Hampton Roads Transit (HRT) Board. There had been difficult situations in the previous two months. She assured everyone that the Light Rail project in Norfolk would cost \$338 million, and would be complete by May 2011. She commended the new leadership under the temporary Director, Mr. Phil Shucet, for his diligence to solve the problems at HRT.

Councilwoman Woodbury commented on the NAACP breakfast held Saturday, February 20, 2010 and indicated she enjoyed being a part of that event.

Councilwoman Woodbury congratulated Newport News' modern day heroes – members of the Virginia Task Force II that included six members of the Newport News Fire Department - that participated in the volunteer search, rescue and recovery efforts in Haiti, following the devastating earthquake on January 12, 2010. She encouraged the use of the video clip showing the rescue efforts be used in the schools as part of a recruitment tool for potential firefighters.

Councilwoman Woodbury extended deepest sympathies to Councilman Bateman and his family on their recent loss.

Councilwoman Woodbury thanked everyone for their attendance and participation in the meeting.

I. New Business and Councilmember Comments Continued

Mayor Frank announced a time change with regard to City Council meetings. Beginning with the March 9, 2010 Regular Meeting of City Council, the commencement time for meetings would be 7:00 p.m. At that time, presentations would be given. Following presentations, there would be no recess, and City Council would be allowed to continue with the business meeting. He explained, on nights when presentations were small, City Council could begin its business meeting.

J. Adjourn

THERE BEING NO FURTHER BUSINESS,
ON MOTION, COUNCIL ADJOURNED AT 8:09 P.M.

Mabel Washington Jenkins, CMC
City Clerk

Joe S. Frank
Mayor
Presiding Officer

A true copy, teste:

City Clerk