

The Closed Session Meeting of the Petersburg City Council was held on Tuesday, June 18, 2024, at the Petersburg Public Library. Mayor Parham called the Closed Session Meeting to order at 3:07 p.m. The meeting video link is <https://petersburgva.new.swagit.com/videos/308278>.

1. ROLL CALL

Present:

Council Member Charles H. Cuthbert, Jr.
Council Member W. Howard Myers
Council Member Arnold Westbrook, Jr.
Council Member Annette Smith-Lee
Mayor Samuel Parham

Absent:

Council Member Marlow Jones (Late)
Vice Mayor Darrin Hill (Late)

Present from City Administration:

City Manager John March Altman, Jr.
City Attorney Anthony Williams
City Clerk Tangi R. Hill

2. CLOSED SESSION

The purpose of this meeting is to convene in the closed session pursuant §2.2-3711(A)(3) of the Code of Virginia for the Purpose of Discussion or Consideration of the Acquisition of Real Property for a Public Purpose and the Disposition of Publicly Held Real Property Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body, Specifically Including But Not Limited to the Acquisition and Disposition of Real Property; and §2.2-3711(A)(7) and (8) of the Code of Virginia for the Purpose of Receiving Legal Advice and Status Update from the City Attorney and Legal Consultation Regarding the Subject of Actual or Probable Litigation and Specific Legal Matters Requiring the Provision of Legal Advice by the City Attorney, Specifically Including But Not Limited to Discussion Regarding the Legal Requirements of Title 2.2 Chapter 45 §§2.2-4500-4519 of the Code of Virginia Regarding the Investment of Public Funds Act; a Delinquent Real Property Tax Collection Case; the Terms of a Proposed Memorandum of Understanding with a Constitutional Officer; a Zoning Inquiry from the Department of Behavioral Health and Developmental Services; and Other Matters Requiring the Legal Advice of the City Attorney; and §2.2-3711(A)(29) of the Code of Virginia for the Purpose of Discussion of the Award of a Public Contract Involving the Expenditure of Public Funds Including Interviews of Bidders or Offerors, and Discussion of the Terms or Scope of Such Contract, Where Discussion in an Open Session Would Adversely Affect the Bargaining Position or Negotiating Strategy of the City.

Council Member Myers made a motion that the City Council go into closed session for the purposes noted. Council Member Smith-Lee seconded the motion.

On roll call vote, voting yes: Cuthbert, Myers, Westbrook, Smith-Lee, and Parham; Absent: Jones and Hill; Abstain: N/A.

Council entered into Closed Session at 3:09 p.m.

Vice Mayor Hill arrived at 3:10 p.m.

Council Member Jones arrived during Closed Session.

Vice Mayor Hill left at 6:00 p.m.

CERTIFICATION

Council Member Cuthbert was not present when Council returned from Closed Session.

Mr. Williams stated, "The Mayor would entertain a motion to conclude the closed session called today to certify in accordance with §2.2-3712 that the Code of Virginia that to the best of each members knowledge that only public business matter lawfully exempted from the opening meeting requirements were discussed and that only such public business matters were identified in the motion by which the closed meeting was convened, heard, discussed, or considered. If any member believes that there was a departure from the foregoing requirements should state prior to the vote indicating the substance for departure in which he believes has occurred. This requires a roll call vote Mr. Mayor."

Council Member Myers made a motion to return the City Council to open session and certify the purposes of the closed session. Council Member Smith-Lee seconded the motion. There was no discussion on the motion.

The motion was approved on roll call vote.

On roll call vote, voting yes: Jones, Myers, Westbrook, Smith-Lee, and Parham; voting no: N/A; Abstain: N/A; Absent during vote: Cuthbert.

24-RES-30 A RESOLUTION CERTIFYING, AS REQUIRED BY THE CODE OF VIRGINIA, SECTION 2.2-3712, THAT TO THE BEST OF EACH MEMBER'S KNOWLEDGE, ONLY PUBLIC BUSINESS MATTERS LAWFULLY EXEMPTED FROM OPEN MEETING REQUIREMENTS OF VIRGINIA LAW WERE DISCUSSED IN THE CLOSED SESSION, AND ONLY SUCH PUBLIC BUSINESS MATTERS AS WERE IDENTIFIED IN THE MOTION CONVENING THE CLOSED SESSION WERE HEARD, DISCUSSED, OR CONSIDERED.

City Council returned to open session at 6:04 p.m.

Mayor Parham entertained a motion to add the Department of Behavioral Health letter for 2624 Park Avenue to the agenda for Council's consideration.

Council Member Myers made a motion to add the Department of Behavioral Health letter for 2624 Park Avenue to the agenda. Council Member Smith-Lee seconded the motion.

Mayor Parham asked all those in favor to signify by saying aye. All Council Members present responded, aye. Mayor Parham asked if any opposed. No member of Council present opposed. The motion carried.

Council Member Cuthbert left the dais.

Mayor Parham entertained a motion to authorize the Board of Zoning Appeals to act on behalf of the City Council and confirming to the Department of Behavioral Health whether or not the applicant is in compliance with applicable local ordinances.

Council Member Smith-Lee made a motion to authorize the Board of Zoning Appeals to act on behalf of the City Council and confirming to the Department of Behavioral Health whether or not the applicant is in compliance with applicable local ordinances. Council Member Myers seconded the motion.

On roll call vote, voting yes: Jones, Myers, Westbrook, Smith-Lee, and Parham; voting no: N/A; Abstain: N/A

Mayor Parham entertained a motion to add the delinquent Real Property Tax matter regarding to 20 Perry Eden's new Perry to the agenda for Council's consideration.

Council Member Myers made a motion to add the delinquent Real Property Tax matter regarding 20 Perry Eden's new Perry to the agenda for Council's consideration. Council Member Smith-Lee seconded the motion.

Mayor Parham asked all those in favor, signify by saying aye. All members of Council present voted aye. Mayor Parham asked if any opposed. No members of Council present opposed. The motion carried.

Mayor Parham entertained a motion to authorize the City Manager to escrow the current payoff amount for delinquent taxes pending resolution of the amount owed for tax year 2018 as requested by Attorney Jason Dunn.

Council Member Myers made a motion to authorize the City Manager to escrow the current payoff amount for delinquent taxes pending resolution of the amount owed for tax year 2018 as requested by Attorney Jason Dunn.

On roll call vote, voting yes: Jones, Myers, Westbrook, Smith-Lee, and Parham; voting no: N/A; Abstain: N/A

Council Member Cuthbert returned to the dais.

Mayor Parham entertained a motion to add the Treasurer's MOU to the agenda for Council's consideration.

Council Member Smith-Lee made a motion to add the Treasurer's MOU to the agenda for Council's consideration. Council Member Myers seconded the motion.

Mayor Parham asked all those in favor, signify by saying aye. All members of Council present voted aye. Mayor Parham asked if any opposed. No members of Council present opposed. The motion carried.

Mayor Parham entertained a motion to authorize the City Manager to execute the Treasurer's MOU on behalf of the City.

Council Member Myers made a motion to authorize the City Manager to execute the Treasurer's MOU on behalf of the City. Council Member Smith-Lee seconded the motion.

On roll call vote, voting yes: Cuthbert, Jones, Myers, Westbrook, Smith-Lee, and Parham; voting no: N/A; Abstain: N/A

3. ADJOURNMENT:

City Council adjourned at 6:07 p.m.

Adopted the 2nd day of July, 2024.

BY



Samuel Parham, Mayor

ATTEST:



Tangi R. Hill, Clerk to the Council