

The Closed Session Meeting of the Petersburg City Council was held on Tuesday, September 3, 2024, at the Petersburg Public Library. Mayor Parham called the Closed Session Meeting to order at 3:05 p.m. The meeting video link is <https://petersburgva.new.swagit.com/videos/313896>.

1. ROLL CALL

Present:

Council Member Charles H. Cuthbert, Jr.
Council Member W. Howard Myers
Council Member Arnold Westbrook, Jr.
Vice Mayor Darrin Hill
Mayor Samuel Parham

Absent:

Council Member Marlow Jones (Late)
Council Member Annette Smith-Lee (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)(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 an Existing Contract and a Proposed Contract; Section 10-2-13 of the Petersburg Zoning Ordinance; and Petersburg Circuit Court Case No.: CL24-563; and b. §2.2-3711(A)(1) of the Code of Virginia for the Purpose of Discussion Pertaining to Performance, Assignment, and Appointment of Specific Public Employees of the City of Petersburg, Specifically Including but not Limited to Discussion of the Performance, Assignment, and Appointment of a Specific Public Officer of the City of Petersburg; and c. §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 d. §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 Public Body; and e. §2.2-3711(A)28 of the Code of Virginia for the Purpose of Discussion of Information Subject to the Exclusion in Subdivision 11 of § 2.2-3705.6 by a Responsible Public Entity or an Affected Locality or Public Entity, as those Terms are Defined in §33.2-

1800, or any Independent Review Panel Appointed to Review Information and Advise the Responsible Public Entity Concerning Such Records.

Vice Mayor Hill made a motion that the City Council go into closed session for the purposes noted. Council Member Westbrook seconded the motion.

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

The motion carried on roll call vote.

Council entered into Closed Session at 3:07 p.m.

CERTIFICATION

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.”

Vice Mayor Hill 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 carried on roll call vote.

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

24-RES- __ 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 6:02 p.m.

Council Member Cuthbert made a motion to add the following motion to the agenda: a

motion to direct the City Manager to take all action necessary to initiate a Zoning Ordinance Text Amendment on behalf of City Council to rescind the provisions of the Petersburg Zoning Ordinance pertaining to zoning regulation of sandwich board signs; and to rescind the provisions of the Petersburg Zoning Ordinance pertaining to zoning permitting requirements for sheds of a size that are not regulated under the provisions of the Virginia Uniform Statewide Building Code. Council Member Jones seconded the motion. There was no discussion on the motion. All members of Council present voted in the affirmative.

The motion carried unanimously in the affirmative.

Council Member Cuthbert made a motion that Council directs the City Manager to take all actions necessary to initiate a Zoning Ordinance Text Amendment on behalf of City Council to rescind the provisions of the Petersburg zoning ordinance pertaining to zoning regulation of sandwich board signs; and to rescind the provisions of the Petersburg Zoning Ordinance pertaining to zoning permitting requirements for sheds of a size that are not regulated under the provisions of the Virginia Uniform Statewide Building Code. Vice Mayor Hill seconded the motion. There was no discussion on the motion. All members of Council present voted in the affirmative.

The motion carried unanimously in the affirmative.

5. **ADJOURNMENT:**

The City Council adjourned at 6:05 p.m.

Adopted: 10/01/2024

APPROVED:



Mayor

ATTEST:



City Clerk