



CITY OF FREDERICKSBURG, VIRGINIA  
CITY COUNCIL  
**MINUTES**

Council Chambers, 715 Princess Anne Street  
Fredericksburg, Virginia 22401

HON. MARY KATHERINE GREENLAW, MAYOR  
HON. WILLIAM C. WITHERS, JR., VICE -MAYOR, WARD TWO  
HON. KERRY P. DEVINE, AT-LARGE  
HON. MATTHEW J. KELLY, AT-LARGE  
HON. JASON N. GRAHAM, WARD ONE  
HON. DR. TIMOTHY P. DUFFY, WARD THREE  
HON. CHARLIE L. FRYE, JR., WARD FOUR

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**March 26, 2019**

**The Council** of the City of Fredericksburg, Virginia, held a public hearing on Tuesday, March 26, 2019, beginning at 7:52 p.m. in the Council Chambers of City Hall.

**City Council Present.** Mayor Mary Katherine Greenlaw, Council members Kerry P. Devine, Dr. Timothy P. Duffy, Charlie L. Frye, Jr. and Jason N. Graham.

**City Council Absent.** William C. Withers, Jr., out of town; Matthew J. Kelly, out of town.

**Also Present.** City Manager Timothy J. Baroody, Assistant City Manager Mark Whitley, Assistant City Manager Doug Fawcett, City Attorney Kathleen Dooley, Assistant City Attorney Robert Eckstrom, Police Chief David Nye, Director of Economic Development Bill Freehling, Budget Manager Deidre Jett, Public Works Director David King, and Clerk of Council Tonya B. Lacey.

**Notice of Public Hearings (D19-140).** The Clerk read the notice of the public hearings as they appeared in the local newspaper, the purpose being to solicit citizen input.

**Resolution 19-29.1, Approved, Renewing a Lease with American Tower, LLC for Operations of a Telecommunications Tower and Related Facilities at the Powhatan Water Tank (D19-140).** no speakers.

After staff presentation and brief comments Councilor Devine moved approval of

Resolution 19-29.1, renewing a lease with American Tower, LLC for operations of a telecommunications tower and related facilities at the Powhatan Water Tank; motion was seconded by Councilor Duffy and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

**Adjourned.** There being no more speakers to come before the Council at this time, Mayor Greenlaw declared the hearing officially adjourned at 7:57 p.m.

*Tonya B. Lacey*  
Tonya B. Lacey, Clerk of Council, CMC

*Mary Katherine Greenlaw*  
Mary Katherine Greenlaw, Mayor

APPROVED  
04-09-19



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HON. CHARLIE L. FRYE, JR., WARD FOUR

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**March 26, 2019**

**The Council** of the City of Fredericksburg, Virginia, held a regular session on Tuesday, March 26, 2019, beginning at 7:30 p.m. in the Council Chambers of City Hall.

**City Council Present.** Mayor Mary Katherine Greenlaw, Council members Kerry P. Devine, Dr. Timothy P. Duffy, Charlie L. Frye, Jr. and Jason N. Graham.

**City Council Absent.** William C. Withers, Jr., out of town; Matthew J. Kelly, out of town.

**Also Present.** City Manager Timothy J. Baroody, Assistant City Manager Mark Whitley, Assistant City Manager Doug Fawcett, City Attorney Kathleen Dooley, Assistant City Attorney Robert Eckstrom, Police Chief David Nye, Director of Economic Development Bill Freehling, Budget Manager Deidre Jett, Public Works Director David King, and Clerk of Council Tonya B. Lacey.

**Opening Prayer and Pledge of Allegiance.** Council was led in prayer by Councilor Charlie L. Frye, Jr. followed by the Pledge of Allegiance led by Webelos Den 1, Pack 57 of the Mattaponi District.

**Officer Recognized.** Mayor Greenlaw recognized Police Chief David Nye who introduced the presence of Officer Chris Purdue, as the new Downtown Community Police officer. Officer Purdue began on January 26 and his hours are 1:00 p.m. to midnight. He works primarily in the downtown. He has been with the Police Department for 6 years, he is

a member of the bike team, tactical team, he trains new police officers and he is certified in crisis intervention.

Officer Purdue said he looks forward to building strong relationships with all the downtown businesses, residents and visitors. He said he was here for the City.

**Proclamation Celebrating Former Mayor Lawrence A. Davies as One of the 2019 Strong Men & Women in Virginia (D19-136 thru D19-137).** Mayor Greenlaw presented Former Mayor Rev. Lawrence A. Davies with a proclamation recognizing him as a 2019 Strong Men & Women in Virginia. Mayor commended him for his tireless dedication to the community.

Mayor Greenlaw also read a congratulatory letter from Ambassador Pamela Bridgewater who nominated Rev. Davies for this honor.

**Proclamation for Multiple Sclerosis Month (D19-138 thru D19-139).** Mayor Greenlaw presented a proclamation to Ms. Belinda Mattos proclaiming March as Multiple Sclerosis Awareness Month.

Ms. Mattos thanked Mayor Greenlaw and Councilor Graham for the recognition. She said there are 1 million people with Multiple Sclerosis and 12,000 in Virginia. Ms. Mattos also invited everyone to attend and participate in the MS walk on May 5 at James Monroe High School.

**Public Hearings (D19-140).** The regular session was recessed in order to conduct scheduled public hearings and immediately reconvened upon their conclusion.

**Citizen Comment.** The following speakers participated in the citizen comment portion of this evening's meeting.

**Marilyn Brown**, spoke about the need for low income housing in the City. She spoke against FRED transit and that Micah has only been open a few times this winter.

**Meghan Rowe**, 1000 Snowden Hills Boulevard, congratulated the City for the excellent maintenance which attracts people here. Ms. Rowe spoke to the overcrowding in the schools and she said it has been an issue since her children started school. She said the proposed solution was not going to solve the problem long-term and she asked the Council to take a second look.

**Joseph Lomangino**, 1902 Idlewild Boulevard, said he noticed a lot of signs regarding City Schools and he started researching. He said he looked at the Mosely PowerPoint and he said the numbers seemed off. He said it did not present long term or short term projections. He said whatever decision was made to be sure it was a long-term solution.

**Leah Courtnage (D19-141)**, 407 Fauquier Street, said they acknowledge that there was no way to commit to a new school in this budget and they were willing to accept some short-term measures to deal with the current overcrowding conditions as long as the City takes the \$1 million currently in the budget and use it in a School Capacity Fund to develop an effective way of dealing with future school enrollment.

**Holly Clark**, 1504 Winchester Street, moved to the City in 2014 and she has a young child in kindergarten. She said her son brought home a fund raiser to raise money for a playground and she found this concerning. She said she doesn't want the City to spend money on a project that will be overcrowded by the opening. She asked that the \$1 million dollars be used to come up with better ideas.

**Kristen Kinnamon**, 1218 Brent Street, thanked the Council for holding a special session to hear Mosely's report. She asked that the Council keep an open mind regarding funding and school improvements. She said she understood that the City could not afford a

new school this year or the next few years. She said with a few short term provisions in place the school plan could be looked at holistically. Ms. Kinnamon said she would like to see the \$1 million used for a special fund to look a variety of options.

**Frances Gooch (D19-142)**, 804 Charlotte Street, spoke in regards to the schools overcrowding and she said that they were willing to accept some stop-gap measures while City leaders determine a creative and effective way forward for dealing with overcrowding in the schools. Ms. Gooch requested that the \$1 million be used to create a School Capacity Fund to explore all possible near and long term space solutions based on realistic predictions for future enrollment. She also urged the Council to involve the parents in deliberations for addressing school capacity going forward.

**Heidi Taft**, 1204 Buckner Street, encouraged the Council to fund the School Boards budget to pay for teacher salary increases and to hold funding for the expansion of Lafayette Upper Elementary in favor of taking additional time to address enrollment trends. She said she does not want to lose qualified teacher to other localities. She also asked that the City include funding for the increase in insurance costs. Ms. Taft asked the council to use the \$1 million to explore other solutions for the overcrowding in the schools.

**Jennifer Woollven (D19-143)**, 129 Princess Anne Street, said she realizes that there would not be funding for a new school in the current budget but she asked the Council to commit to working with the community and the Fund Fred Schools campaign on creative solutions that will benefit the students, educators and in the long run the vibrancy of the City. She thanked the City for providing funds to alleviate crowding at Hugh Mercer and utilizing classroom space at the Walker-Grant Center. Ms. Woollven also requested that the \$1 million be used towards a school capacity fund to move forward with a workable solution to deal with the future school enrollment.

**Council Agenda Presented.** There were no items presented to Council for discussion.

**City Manager's Consent Agenda Accepted for Transmittal as Recommended (D19-144 thru D19-149).** Councilor Devine moved approval of the City Manager's consent agenda items; motion was seconded by Councilor Graham and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

- Ordinance 19-08, Second Read, Renewing the Non-Exclusive Franchise to Olde Skool Tours LLC for Pedal-Cycle Tours of the Downtown (D19-144).
- Resolution 19-30, Setting the Personal Property Tax Relief Percentage for the 2019 Billing in Accordance with the Changes to the Personal Property Tax Relief Act of 1998 (D19-145).
- Transmittal of 4th Quarter 2018 Progress Report on FRED (D19-146).
- Transmittal of Board and Commission Minutes
  - Architectural Review Board – February 11, 2019 (D19-147).
  - Economic Development Authority – February 11, 2019 (D19-148).
  - Green Committee – February 12, 2019 (D18-149).

**Adoption of Minutes.** Councilor Graham moved approval of the March 12, 2019 Public Hearing and Regular Session minutes; motion was seconded by Councilor Duffy and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

**Ordinance 19-10, First Read, Permitting the Chief of Police or His Designee to Void Parking Citations Issued for Time-Zone Violations to**

**Persons Serving Jury Duty in Fredericksburg Circuit Court (D19-150).**

After staff presentation Councilor Devine made a motion to approve Ordinance 19-10, on first read, permitting the Chief of Police or his designee to void parking citations issued for time-zone violations to persons serving jury duty in Fredericksburg Circuit Court; motion was seconded by Councilor Frye and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

**Resolution 19-31, First Read, Approving a Fiscal Year (FY) 2019 Budget Amendment Appropriating Funds in the General Fund and the Fredericksburg Opportunity Fund for a Tourism Study (D19-151).**

After staff presentation and some discussion Councilor Devine made a motion to approve Resolution 19-31, on first read, approving a Fiscal Year (FY) 2019 budget amendment appropriating funds in the General Fund and the Fredericksburg Opportunity Fund for a tourism study; motion was seconded by Councilor Duffy and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

**Resolution 19-32, Authorizing the City Manager to Execute the Development and Shared Use Agreement with Potomac Baseball, L.L.C. and SAJ Baseball, L.L.C. for the Construction, Operation, Maintenance, and Shared Use of a Multi-Purpose Stadium in Celebrate Virginia South (D19-152).**

After staff presentation Councilor Duffy made a motion to approve Resolution 19-32, authorizing the City Manager to execute the Development and Shared Use Agreement with Potomac Baseball, L.L.C. and SAJ Baseball, L.L.C. for the construction, operation, maintenance, and shared use of a multi-purpose stadium in Celebrate Virginia South; motion



was seconded by Councilor Devine and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

Mr. Seth Silber expressed his appreciation for the Council's support as well as Mr. Baroody, Mr. Freehling and Ms. Dooley. He said they were excited to be opening the ballpark in April 2020. Mr. Silber announced the "Name the Team" contest and it will be open until May 1.

**Resolution 19-33, First Read, Approving a Fiscal Year (FY) 2019 Budget Amendment Appropriating Funds in the Public Works Fund (D19-153).** After staff presentation, Councilor Duffy made a motion to approve Resolution 19-33, on first read, approving a Fiscal Year (FY) 2019 budget amendment appropriating funds in the Public Works Fund; motion was seconded by Councilor Devine and passed by the following recorded votes. Ayes (5). Councilors Greenlaw, Devine, Duffy, Frye and Graham. Nays (0).

**City Manager's Report and Council Calendar (D19-154 thru D19-155).** City Manager Baroody reviewed the Manager's report and Council Calendar. Activities highlighted on the report were as follows: City Team Canal Spring Cleanup, Upcoming Billing Changes for Garbage Services, Upcoming FY 2020 Budget Meeting Schedule, DMV Connect Offered in Fredericksburg, Fine Arts Show and Launch of the New City Website.

**Adjournment.** There being no further business to come before the Council at this time, Mayor Greenlaw declared the meeting officially adjourned at 8:52 p.m.

Mary Katherine Greenlaw  
Mary Katherine Greenlaw, Mayor

*Tonya B. Lacey*  
Tonya B. Lacey, Clerk of Council, CMC

APPROVED

04-09-19