

**CITY OF COLONIAL HEIGHTS, VIRGINIA**  
**Special Meeting of City Council**  
**Monday August 2, 2021**

**1. Call to Order.**

**The Special Meeting of City Council was called to order by Mayor Kochuba at 6:00 P.M.**

**2. Roll Call.**

**Present:** Councilman Michael A. Cherry  
Councilman John E. Piotrowski  
Councilwoman Laura F. Poe  
Councilman Robert W. Wade  
Councilman John T. Wood  
Vice Mayor Elizabeth G. Luck  
Mayor T. Gregory Kochuba

**Absent:** None

**Also Present:** Mr. Douglas E. Smith, City Manager  
Mr. Hugh P. Fisher, III, City Attorney  
Mrs. Pamela B. Wallace, City Clerk

**After the roll call, Mayor Kochuba announced that Dr. Poe and Mr. Cherry had given notice they were unable to physically attend the meeting due to a personal matter. Mayor Kochuba then asked that each specify the nature of the personal matter that prevented them from attending the meeting.**

**Dr. Poe stated she was unable to attend the meeting, as she was on vacation in Carteret County, NC and would be participating remotely. Additionally, Mr. Cherry stated he was unable to attend the meeting, as he was on vacation in Dare County, NC and would be participating remotely from that locality.**

**Mayor Kochuba reminded Dr. Poe and Mr. Cherry to ensure that when in a closed meeting, a third party could not hear the discussion.**

**This is the first meeting this calendar year in which Dr. Poe and Mr. Cherry participated remotely due to a personal matter.**

**A motion was made by Mayor Kochuba, seconded by Mr. Piotrowski, to allow both Dr. Poe and Mr. Cherry to participate remotely.**

**Vote: 7-0**  
**Yes: Cherry**  
**Piotrowski**  
**Poe**  
**Wade**

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	<b>Wood</b>
	<b>Luck</b>
	<b>Kochuba</b>
<b>No:</b>	<b>None</b>
<b>Absent:</b>	<b>None</b>
<b>Abstained:</b>	<b>None</b>

**Motion UNANIMOUS PASS**

**The Clerk announced the purpose of the closed meeting.**

**3. Closed meeting pursuant to the Code of Virginia in accordance with the following provision:**

- Paragraph A.3 of Section 2.2-3711, to discuss or consider the disposition of publicly held real property at 550 Boulevard and 115 Dupuy Avenue, for development by a business, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of a public body.**
- Paragraph A.5 of Section 2.2-3711, to discuss a prospective business providing housing at Southpark Mall, where no previous announcement has been made of the business' interest in locating its facilities in the community.**

**A motion to convene in a closed meeting was made by Mayor Kochuba, seconded by Mrs. Luck, at 6:08 P.M.**

<b><u>Vote:</u></b>	<b>7-0</b>
<b>Yes:</b>	<b>Cherry</b>
	<b>Piotrowski</b>
	<b>Poe</b>
	<b>Wade</b>
	<b>Wood</b>
	<b>Luck</b>
	<b>Kochuba</b>
<b>No:</b>	<b>None</b>
<b>Absent:</b>	<b>None</b>
<b>Abstained:</b>	<b>None</b>

**Motion UNANIMOUS PASS**

**4. Vote to come back into open meeting.  
(Mr. Cherry left the meeting just prior to this vote.)**

**A motion to reconvene in open session was made by Mayor Kochuba, seconded by Mr. Piotrowski, and carried unanimously on roll call vote at 8:40 P.M.**

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**Vote: 6-0**  
**Yes: Piotrowski**  
**Poe**  
**Wade**  
**Wood**  
**Luck**  
**Kochuba**  
**No: None**  
**Absent: Cherry**  
**Abstained: None**

**Motion UNANIMOUS PASS**

**As stated by the Clerk, Council was in a closed meeting pursuant to the Code of Virginia in accordance with the following provisions:**

- Paragraph A.3 of Section 2.2-3711, to discuss or consider the disposition of publicly held real property at 550 Boulevard and 115 Dupuy Avenue, for development by a business, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of a public body.**
- Paragraph A.5 of Section 2.2-3711, to discuss a prospective business providing housing at Southpark Mall, where no previous announcement has been made of the business' interest in locating its facilities in the community.**

**Consideration of the following certification:**

**Each member will now certify that to the best of the member's knowledge (i) only public business matters lawfully exempted from open meeting requirements of the act and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body. Any member who believes there was a departure from the requirements of clauses (i) and (ii), shall so state prior to the vote, indicating the substance of the departure that, in his judgment, has taken place.**

**Council members approved this certification, without any stating departure from the requirements of clauses (i) and (ii), by the following roll call vote:**

**Vote: 6-0**  
**Yes: Piotrowski**  
**Poe**  
**Wade**  
**Wood**  
**Luck**  
**Kochuba**

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**No:** None  
**Absent:** Cherry  
**Abstained:** None

**Motion UNANIMOUS PASS**

**5. Motions and Resolutions of Appointment**

**6. Adjournment.**

**A motion to adjourn the Special Meeting was made by Mr. Wade, seconded by Mr. Piotrowski, and carried unanimously on voice vote at 8:39 P.M.**

**APPROVED:**

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**T. Gregory Kochuba, Mayor**

**ATTEST:**

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**Pamela B. Wallace, CMC**  
**City Clerk**