



MEETING MINUTES

DATE August 28, 2023, at 3:00 pm
LOCATION Parks & Recreation Administration Room 101
2154 Landstown Road, Virginia Beach, Virginia 23456

1. WELCOME & ATTENDANCE ROLL CALL

Chair Bernick called the meeting to order at 3:02pm and welcomed the newest appointee, Ms. Dianna McDowell. Recorder Trina Harrell called the role.

Name	Role or Association	Attend
Clay Bernick	Chair	√
Francis Drumm	Committee Member	√
Jarrod L. Katzer	Vice Chair	√
John Olivieri	Committee Member	Ab
Kevin Baggett	Committee Member	Ab
Maury Hill	Committee Member	√
Richard "Tuck" Bowie	Committee Member	√
Vincent Bowhers	Committee Member	√
William W. Fleming	Committee Member	√
Dianna McDowell	Committee Member	√
Liaisons		
Barbara Henley	City Council Member	√
Chris Taylor	City Council Member	
City Staff		
Michael Kirschman	Parks and Recreation	√
Chad Morris	Parks and Recreation	√
Trina Harrell	Parks and Recreation	√
Corinna Green	Parks and Recreation	√
Lucie Whitlow	City Attorney's Office	√
Guests		
Tim Solanic	Shore Drive Community Coalition	√
Ginny Passaris	Citizen	√



2. APPROVAL OF MINUTES: June 26, 2023, MEETING

A motion made by Member Francis Drumm and seconded by Vice Chair Katzer to approve the Minutes from the June 26th meeting was passed unanimously.

3. NEW BUSINESS

- a. Live Oak Grove request - Chair Bernick provided a copy of a letter received from a recent VB Public School graduate, Ms. Natalia de los Rios, requesting OSAC designate the Live Oak Grove as a protected open space. Council member Henley provided the history of the site and summarized the Interfacility Traffic Area (ITA) and adopted documents/ordinances as they relate to restrictions on open space. A robust discussion included aerial pictures and potential facilities for citizens to access the site. A master plan for the ITA, including the Live Oak Grove is needed. Several suggestions were generated to show support of the Live Oak Grove, but a decision wasn't reached. A firm definition of the term "open space" would ensure all stakeholders have a shared understanding. The discussion will continue at a future meeting and could result in providing suggestions and/or a Council briefing.
- b. OSAC Liaison Vacancy - The Parks and Recreation Commission will discuss the vacant OSAC liaison position during their September 7th meeting and will pursue any interested members.
- c. Updated Virginia Beach website - Ms. Green advised the Outdoors Plan and the OSAC meetings are listed on the new www.virginiabeach.gov website.

4. OLD BUSINESS

- a. Student Representatives on OSAC Request to Council
Following the June meeting discussion, Chair Bernick drafted and sent the Council liaisons a courtesy letter requesting support for student members to be appointed to the Committee. Staff will work with the City Attorney's Office for the ordinance to be presented to City Council.
- b. City Council Annual Report
Chair Bernick confirmed prior receipt of the electronic draft Annual Report and asked for any comments/corrections. He thanked Vice Chair Katzer and Mr. Vincent Bowhers for drafting a succinct but informative report. He also thanked Ms. Corinna Green and Recorder Trina Harrell for their efforts in reviewing and formatting. Minor changes were discussed, and Ms. Green updated the report in real time. Chair Bernick asked for a motion to approve the Annual Report as amended. A motion made by Mr. Vincent Bowhers and seconded by Mr. William Fleming to approve the Annual Report was passed unanimously. After a final review, the Annual Report will be sent to City Council and posted to the website by the August 31, 2023, deadline.

5. CLOSED/OPEN SESSION

Closed Session
Chair Bernick called for motion to convene a closed session at 4:56 pm to discuss properties in Voting Districts 2, 6, and 8. Motion made by Francis Drumm, seconded by Maury Hill and unanimously approved to convene into closed session.
Open Session
Chair Bernick reconvened the open meeting and called for a motion to certify the closed meeting at 5:20pm. Motion made by Vincent Bowhers, seconded by William Fleming and unanimously approved to certify the closed meeting.



6. REPORTS

- a. Virginia Beach Parks and Recreation Foundation (VBPRF) – Mindy Hughes (read by Ms. Green)
 - Annual Fall Golf Tournament will be Friday, September 8th at Red Wing Golf Course. It's sponsored this year by Tottie Mitchell, in memory of her late husband, Brent Frye, a much-loved former employee at Red Wing Golf Course. Registration is still open and is available at www.vbprf.org.
 - Council member Remick attended the August Board meeting to discuss the City's Grant to the Foundation (\$150K) for improvements at Bay Colony and Seatack neighborhood parks. The Foundation has already met with both community civic leagues and looks forward to working with the communities and P&R to confirm plans and gather input.
- b. Green Ribbon Committee – Vincent Bowhershers
 - Approved Annual Report
 - Marsh Restoration Project in Back Bay schedule
 - Staging in 2024
 - Construction in 2025
 - Substantial completion in 2026
 - Amendments to the Chesapeake Bay Preservation Act (CBPA) regarding project impacts of sea level rise in the next 30 years
 - Preparing Legislative Agenda for City Council
 - Discussed the concerns shared by Council member Henley during the Council Retreat regarding the high turnover of staff and council members, and the loss of institutional knowledge when making decisions
- c. Lynnhaven River NOW – Vincent Bowhershers/Clay Bernick
 - Continue to hold additional cleanups at Green Run
 - Cleaned Beach Garden Park (Council member Remick participated)
 - Completed recent inventory inspection of tree plantings in Ocean Lakes and Green Run with losses at approximately 6%, which is well below normal loss rates of 12 – 15%
 - Next cleanup - Windsor Lakes – September 9th, will launch from opposing shoreline
 - Remainder of cleanup will be near the skate park
- d. Active Transportation Advisory Committee – Maury Hill
 - Discussions continue with Dominion Energy regarding a multi-use/bike path along the proposed above ground line which starts near Castleton neighborhood and turns due west towards the ITA
 - Discussions regarding the design phase of Innovation Park Phase II for property along Princess Anne Road from Hudome Way to the entrance of VB National
 - Both above topics have potential for future open space options to attached parcels

7. CLOSING COMMENTS FROM THE COMMITTEE

- a. Open Floor
 - Citizen Ginny Passaris opposes the potential sale of a parcel owned by the Wycliffe Church to a private developer and is concerned plans to fill in Lake Conrad for new residential homes will increase flooding issues already experienced in the area. The website www.nobuildvbwetlands.com includes a petition, pictures, and other information regarding this parcel. On August 9th, the Planning Commission recommended denial for a



modified conditional use permit, which would reduce the boundary of the Wycliffe Presbyterian Church. This planning item will be presented to City Council on September 19th. Chair Bernick thanked her for the information.

- Citizen Tim Solanic suggested reviewing the Joint Land Use Study (JLUS) Report for Norfolk and Virginia Beach as it relates to the Sea Level Wise 2022 document. Key take away is that storms have potential to occur ten times more often by 2050. He also suggested providing a maximum percentage for pervious area in the annual report. He doesn't support development over a lake, regardless of size or jurisdiction.

8. ADJOURN AND UPCOMING MEETINGS & EVENTS

- a. Next Open Space Advisory Committee Meeting September 25th

There being no further business, the Chair entertained a motion to adjourn the meeting. A motion was made by Mr. Maury Hill and seconded by Vice Chair Katzer to adjourn the meeting at 5:15pm.

Clay Bernick, Chair

Trina Harrell, Recorder

Distribution:

Mayor and City Council
Patrick Duhaney, City Manager
Parks and Recreation Commission
Open Space Advisory Committee
Kenneth Chandler, Deputy City Manager
Lucia Whitlow, City Attorney's Office
Kaitlyn James, Budget and Management Services
Kathy Warren, Planning Director
Emily Archer, Planning/SGA Office
David Trimmer, Agriculture Director
L.J. Hansen, Public Works Director
Kristal Johnson, Public Works/Real Estate
Michael Kirschman, Parks and Recreation Director
Frank Fentress, Parks and Recreation, Landscape Services
Parks and Recreation staff present



MEETING DATE: August 28, 2023

MOTION: Vincent Bowhers

SECOND: William Fleming

CERTIFICATE OF CLOSED MEETING

WHEREAS, The Parks and Recreation Open Space Advisory Committee of the City of Virginia Beach has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Virginia Code 2.2-3712 requires a certification that such closed meeting was conducted in conformity with Virginia law.

NOW THEREFORE, BE IT RESOLVED that the Parks and Recreation Open Space Advisory Committee of the City of Virginia Beach, Virginia, hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia Code 2.2-3711(A) to which this certification applies; 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 by the Parks and Recreation Open Space Advisory Committee.

VOTE: 8-0

AYE (list by last name): Bernick, Bowhers, Bowie, Drumm, Fleming, Hill, Katzer, and McDowell

NAY (list by last name): N/A

ABSENT DURING VOTE: Baggett and Olivieri

ABSENT DURING MEETING: Baggett and Olivieri

STATEMENT OF MEMBER INDICATING SUBSTANCE OF DEPARTURE: N/A

Trina M. Harrell

Administrative Specialist II

Parks and Recreation Open Space Advisory Committee



MODEL MOTION TO CERTIFY THE MINUTES OF A CLOSED MEETING UNDER THE VIRGINIA FREEDOM OF INFORMATION ACT

The Chair will entertain a motion pursuant to Section 2.2-3712(D) of the Code of Virginia, as amended, to certify that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia Code 2.2-3711(A) 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 Parks and Recreation Open Space Advisory Committee.

(This portion below is for use by the person recording the minutes. Transfer the vote to the certificate which is to be filed with the minutes and signed by the Secretary or Assistant Secretary)

DATE: August 28, 2023

MOTION: Vincent Bowhers

SECOND: William Fleming

VOTE: 8-0

AYE (list by last name): Bernick, Bowhers, Bowie, Drumm, Fleming, Hill, Katzer, and McDowell

NAY (list by last name): N/A

ABSENT DURING VOTE: Baggett and Olivieri

ABSENT DURING MEETING: Baggett and Olivieri

STATEMENT OF MEMBER INDICATING SUBSTANCE OF DEPARTURE: N/A