



City of Hampton

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

Notice of Action City Council Legislative Session

Mayor Donnie R. Tuck
Vice Mayor Jimmy Gray
Councilmember Chris L. Bowman
Councilmember Steven L. Brown
Councilmember Hope L. Harper
Councilmember Billy Hobbs
Councilmember Martha Mugler

STAFF: Mary Bunting, City Manager
Cynthia E. Hudson, Interim City Attorney
Katherine K. Glass, MMC, Clerk of Council

Wednesday, July 10, 2024

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 6:30 p.m. All members of the City Council were present. Mayor Tuck also welcomed Cynthia Hudson back as the Interim City Attorney for Hampton. Ms. Hudson was formerly Hampton's City Attorney.

Present: 7 - Councilmember Chris L. Bowman, Councilmember Steven L. Brown, Vice Mayor Jimmy Gray, Councilmember Hope L. Harper, Councilmember Billy Hobbs, Councilmember Martha Mugler and Mayor Donnie R. Tuck

INVOCATION - Vice Mayor Jimmy Gray

Vice Mayor Gray gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

CONSENT AGENDA

Approval of the Consent Agenda

Motion made by Councilman Hobbs and seconded by Councilwoman Mugler to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

1. [24-0319](#) Resolution of Support for the SMART SCALE Round 6

Chesapeake Avenue Corridor Improvement Project

Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

2. [24-0320](#) Resolution Requesting that the Virginia Department of Transportation Program Three New Projects into its Six-Year Improvement Plan

Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

3. [24-0321](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and John M. St. John and Cherrylann C. St. John, Trustees of the John M. St. John and Cherrylann C. St. John Living Trust Dated December 8, 2022, and Any Amendments Thereto, to Allow an Encroachment into a Portion of Two City of Hampton Drainage and Utility Easements for the Installation of a Fence.

Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

4. [24-0323](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Lumos Networks Inc. d/b/a Segra to Allow an Encroachment into the City's Right of Way for Installation of Buried Fiber Optic Cable, Conduit, and a Handhole Along and Across the City's Right of Way Known as Enterprise Parkway

Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

5. [24-0324](#) Resolution Approving the City of Hampton's Participation in the Proposed Settlement of Opioid Related Claims Against Kroger and its Related Corporate Entities, and Directing the City Manager to Execute the Documents Documents Necessary to Effectuate the City of Hampton's Participation in the Settlement Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

6. [24-0309](#) Approval of the minutes from the legislative sessions of April 10, May 8, and May 22, 2024; the work sessions of April 24 and June 12, 2024; the special meetings of May 1 and 22, 2024; and the ceremonial session of May 22, 2024.
Item approved.

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

MAYOR'S COMMENTS

Mayor Tuck shared that Vice Mayor Gray and Councilwoman Harper recently returned from a trip to Angola and they both shared a bit about their trip. He also called upon Councilman Hobbs to share information on the upcoming Hampton Heat race at Larry King Law's Langley Speedway.

PRESENTATIONS, PROCLAMATIONS, AWARDS

There were no presentations, proclamations or awards.

PUBLIC HEARINGS

7. [24-0322](#) FY2025 Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Annual Action Plan Amendment

Presented by Jonathan McBride, Division Manager. The Mayor opened the public hearing. There were no speakers and the Mayor closed the public hearing. A motion was made by Councilmember Steven Brown and seconded by Councilmember

Chris Bowman, that this item be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

Resolutions

8. [24-0317](#) Resolution to Amend the City Council Approved Fiscal Year 2025 Budget to Accept and Appropriate to the General Fund's School Operating Fund \$13,906,613 of Additional State Funds
- A joint public hearing was held on 24-0317, 24-0308, and 24-0295. The Mayor opened the public hearing. There were no speakers and the Mayor closed the public hearing.

A motion was made by Councilmember Chris Bowman and seconded by Councilmember Billy Hobbs, that this Resolution-Budget be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

9. [24-0308](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Accept and Appropriate the 2024 Summer Food Service Program Grant for Children through the U.S. Department of Agriculture (USDA)
- A joint public hearing was held on 24-0317, 24-0308, and 24-0295. The Mayor opened the public hearing. There were no speakers and the Mayor closed the public hearing.

A motion was made by Councilmember Steven Brown and seconded by Councilmember Martha Mugler, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

10. [24-0295](#) Resolution to Amend the Fiscal Year 2024 Council Approved Budget to Accept and Appropriate the 2023 and 2024 Virginia Tourism Grant Awarded to the Hampton Jazz Festival
- A joint public hearing was held on 24-0317, 24-0308, and 24-0295. The Mayor opened the public hearing. There were no speakers and the Mayor closed the public hearing.

A motion was made by Councilmember Hope Harper and seconded by Councilmember Chris Bowman, that this Resolution-Budget be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

PUBLIC COMMENT

The following individuals spoke during the public comment period: Veronica Davis, Antoinette Weathers, Beverly Alston, Brenda Marks, Vaida Moore, Regina Parks, Chandler Scarborough, Teresa Roundy, Charlene Thompson, Phebe Morrow, Tiffany Young, Dawn Mann, Dawn Morris, Michael Mulheran, Susan Rolfe, Richelle Wallace, Liz, Pangrac, Kristin Chultz, Ursula Barkers, Christina Krause, Adrian Tierney, Aaron Weaver, Melanie Paul (partially through an interpreter), Andrew Stith, Ken Elazier, Chanell Ketchmore, Diane Davis, Joan Weaver, Donna Little, Joy Bourhill, Nikia Miller, and Celeste Miller.

Sherry Collier was called to speak and wasn't present.

The City Manager, Mary Bunting, provided some responsive comments.

GENERAL ITEMS

Ordinances

11. [24-0316](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 21, Motor Vehicles and

Traffic, Article X, Sec. 21-227 to Designate Two Additional Fine Streets

A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Steven Brown, that this Ordinance-Coded be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

Appointments

12. [24-0284](#) Consideration of Appointments to the Hampton Commission on the Arts

A motion was made by Councilman Steven Brown to reappoint Courtney Hampton and Rebekah Hill to second terms ending on June 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

13. [24-0289](#) Consideration of Appointments to the Hampton-Newport News Community Services Board

A motion was made by Councilman Steven Brown to reappoint Councilman Steve Brown, Madonna Flores, and Gisele Russel to second terms ending on June 30, 2027; and to appoint Hui-Shan Walker to a first term ending on June 30, 2027. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

14. [24-0290](#) Consideration of an Appointment to the Hampton Redevelopment & Housing Authority (HRHA)

A motion was made by Councilman Steven Brown to reappoint Joyce Melvin-Jones to a second term ending on June 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

15. [24-0291](#) Consideration of Appointments to the Building Code Board of Appeals

A motion was made by Councilman Steven Brown to reappoint Guy Sager to a second term ending on April 30, 2029, reappoint Michael Hodges to a first full term ending on June 30, 2029, and appoint Gayle Mooney to a first term ending on June 30, 2029. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

16. [24-0293](#) Consideration of Appointments to the H2O Community Development Authority (CDA)

A motion was made by Councilman Steven Brown to reappoint Nicholas Hobbs to a second term ending on June 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

17. [24-0296](#) Consideration of an Appointment to the Board of Review of Real Estate Assessments

A motion was made by Councilman Steven Brown to appoint Pamela Fuller Christiansen to a first full term until July 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

18. [24-0297](#) Consideration of an Appointment to the Hampton Senior Citizen Advisory Committee

A motion was made by Councilman Steven Brown to appoint James Goodbody, Jr. to fill the unexpired portion of a term until

March 30, 2026. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

19. [24-0298](#) Consideration of an Appointment to the Peninsula Town Center Community Development Authority (CDA)

A motion was made by Councilman Steven Brown to appoint Michael Johnson to a first term until July 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

20. [24-0299](#) Consideration of an Appointment to the Golf Course Advisory Committee

A motion was made by Councilman Steven Brown to reappoint Julia Pace to serve a second term until June 30, 2027. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

21. [24-0300](#) Consideration of Appointments to the Neighborhood Commission

A motion was made by Councilman Steven Brown to appoint Marquita Parham as a business representative for a partial term ending December 31, 2026, and Phoebe Lynn Mitchell as a faith-based representative, Myra Smith Jones as a non-profit representative, Peggy Todd as an at-large representative, and Officer Tyler Zminkowski as a City/Public Safety representative to first terms ending on July 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

22. [24-0301](#) Consideration of an Appointment to the Wetlands Board

A motion was made by Councilman Steven Brown to appoint James Mershon to fill the unexpired portion of a term until December 30, 2026. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

23. [24-0332](#) Consideration of an Appointment to the Hampton Federal Area Development Authority (FADA)

A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 8/14/2024. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

24. [24-0333](#) Consideration of Appointments to the Citizens Police Advisory Group (CPAG)

A motion was made by Councilmember Hobbs and seconded by Councilmember Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 8/7/2024. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

25. [24-0334](#) Consideration of Appointments to the Citizens' Unity Commission (CUC)

A motion was made by Councilman Steven Brown to appoint Vivianne Fullwood to fill a partial term until June 30, 2025, Mara Yoko to serve a partial term until January 31, 2026, and reappoint Malik Perry to serve a second term until June 30, 2028. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

26. [24-0335](#) Consideration of Appointments to the Citizens' Engagement Advisory Review Commission (CEARC)
- A motion was made by Councilman Steven Brown to reappoint Corey Palmer, Dwain Alexander and Phoebe Mitchell to second terms until July 30, 2029, and appoint Al Henderson to serve a first term until July 30, 2029. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

There were no reports.

MISCELLANEOUS NEW BUSINESS

There were no items of new business.

ADJOURNMENT

The meeting adjourned at 8:59 p.m.

Contact Info:
Clerk of Council, 757-727-6315, council@hampton.gov