

City of Hampton

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



Agenda

Wednesday, February 14, 2018

6:30 PM

Council Chambers

City Council Legislative Session

Mayor Donnie R. Tuck
Vice Mayor Linda D. Curtis
Councilmember Jimmy Gray
Councilmember W.H. "Billy" Hobbs
Councilmember Will Moffett
Councilmember Teresa V. Schmidt
Councilmember Chris Snead

STAFF: Mary Bunting, City Manager
Vanessa T. Valldejuli, City Attorney
Katherine K. Glass, CMC, Clerk of Council

WELCOME TO THE HAMPTON CITY COUNCIL MEETING

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time.

ORDER OF BUSINESS

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

CITIZENS ARE INVITED TO PARTICIPATE

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council on a public hearing item, please sign in before the meeting on the sign-up sheets located in the lobby of City Hall. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. Speaking on topics not appearing on the agenda as public hearing items is handled under the public comment portion of the meeting.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add").

Meetings of the Council are formal proceedings, and all comments are recorded. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice. Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

CALL TO ORDER/ROLL CALL**INVOCATION - Vice Mayor Curtis****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1. [17-0349](#) Resolution Approving the City of Hampton, Virginia's Participation in and Appropriation of the 2016 Continuum of Care (CoC) Housing Crisis Hotline Grant through the U. S. Department of Housing and Urban Development (HUD)
2. [18-0050](#) Resolution Approving the City of Hampton, Virginia's Participation In and Appropriation of the Byrne/JAG Law Enforcement/First Responders Cooperative Response Projects Grant
3. [18-0051](#) Resolution to Amend the Fiscal Year 2018 Budget and Appropriate the Byrne/JAG Program Police Officer Safety and Wellness Grant in the Amount of \$25,000.00 Awarded by the Commonwealth of Virginia Department of Criminal Justice Services for Use by the City of Hampton Police Division
4. [18-0053](#) Resolution Approving Fiscal Year 2018 Second Quarter Budget Adjustments
5. [18-0056](#) Resolution to Appropriate the Additional Allocation from the Virginia Department of Transportation for the Fiscal Year 2018 Urban Maintenance Program
6. [18-0057](#) Approval of the minutes from the legislative session of December 13, 2017, the special and work sessions of January 10, 2018, and the work, ceremonial and legislative sessions of January 24, 2018.
7. [18-0060](#) Resolution to Amend the Fiscal Year 2018 Budget and Appropriate \$1,000,000 of Funds from the Virginia Department of Transportation (VDOT) to the Capital Project Fund for Construction Costs to Repave Portions of Fox Hill Road and Settler's Landing Road
8. [18-0062](#) Resolution Authorizing the Grant of an Encroachment, Pursuant to § 34-86 of the City Code, to John A. Will, Comprising 1,015 Square Feet, More or Less, for Plantings, a Fence, Wooden Steps, and Stone and Gravel for Parking in the Public Right-of-Way of N. First Street, Adjacent to 840 N. First Street (LRSN 12007588)
9. [18-0063](#) Resolution Authorizing the Grant of an Encroachment, Pursuant to § 34-86

of the City Code, to John J. Bongiorno, Comprising 162 Square Feet, More or Less, for Portions of a Garage, Driveway, and Fence in the Public Right-of-Way of Courtland Avenue, Adjacent to 2215 Bay Avenue (LRSN 1003311)

10. [18-0064](#) Resolution Approving a Utility Easement to Virginia Electric and Power Company, Doing Business as Dominion Energy Virginia ("Dominion"), for a 15' x 196' Easement (Totaling 2,940 Square Feet), More or Less, on City Property Located at 45 Ambrose Lane (LRSN 12006002) for the Transmission and Distribution of Electrical Power as a Part of Dominion's Strategic Underground Program
11. [18-0065](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 24, Offenses-Miscellaneous, Article I, In General, Sec. 24-6 and 24-7 to make the City Code consistent with state laws.
12. [18-0066](#) Resolution to Amend the Fiscal Year 2018 Budget to Accept and Appropriate Forty-Nine Thousand and 00/00 Dollars (\$49,000) in Grant Funds Awarded to Hampton Division of Fire & Rescue by the Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA) Fiscal Year 2017 Hampton Roads Urban Area Security Initiative (HRUASI) CFDA 97.067 Grant Program

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

Ordinances

Resolutions

13. [17-0387](#) Resolution (i) Authorizing the Execution of an Amended and Restated Memorandum of Understanding by and Among the Peninsula Town Center Community Development Authority and T Peninsula Axis VA, LLC, T Peninsula Hotel VA, LLC, and Peninsula Parking Lot VA, LLC and an Amended and Restated Collection Agreement With the Peninsula Town Center Community Development Authority and the Successors and Assigns of Hampton Mall Associates, J. C. Penney Properties, Inc. and Target Corporation in Connection With the Issuance of Special Obligation Refunding Bonds, Series 2018 , and (ii) Approving the Issuance of the Series 2018 Bonds by the Community Development Authority
14. [17-0388](#) Ordinance Amending Non-Coded Ordinance Number 1026 as Amended by Non-Coded Ordinance Number 1043 Entitled "Ordinance Establishing a Special Assessment for the Peninsula Town Center Community Development Authority and Authorizing an Amended and Restated

Collection Agreement with the Community Development Authority"

15. [18-0061](#) Resolution to Authorize the Acquisition, by Negotiation or Condemnation, of Easement Takes, Pursuant to §§ 25.1-100, Et Seq. and 15.2-1901, Et Seq. of the Code of Virginia of 1950, as Amended, from Portions of Five Parcels -- 1991 E. Pembroke Avenue (LRSN 12008626), 1985 E. Pembroke Avenue (LRSN 12004072), 1947 E. Pembroke Avenue (LRSN 12004070), 1968 E. Pembroke Avenue (LRSN 12004062), and a vacant lot on E. Pembroke Avenue (LRSN 12004097) -- for the Pembroke Streetscapes Phase III Improvement Project
16. [18-0067](#) Resolution to Authorize the Acquisition, by Negotiation or Condemnation, of an Easement Take, Pursuant to §§ 25.1-100, Et Seq. and 15.2-1901, Et Seq. of the Code of Virginia of 1950, as Amended, from a Portion of 37 Northampton Drive (LRSN 4000743) for the Northampton Area Drainage Improvements Project

PUBLIC COMMENT

GENERAL ITEMS

Ordinances

Resolutions

Appointments

17. [17-0396](#) Consideration of appointments to Peninsula Stadium Authority
18. [18-0070](#) Consideration of appointments to Wetlands Board
19. [18-0072](#) Consideration of appointments to Peninsula Airport Commission

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

Contact Info:

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