

City of Hampton

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



Agenda

Wednesday, June 14, 2023

6:30 PM

Council Chambers

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
Cheran Cordell Ivery, 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 Citizen Participation Policy and City Council Public Hearing & Public Comment Protocol to encourage participation by citizens in City government and to ensure its meetings are conducted in an efficient and orderly manner. Citizens are encouraged to review both documents prior to attending City Council meetings. The Citizen Participation Policy and City Council Public Hearing & Public Comment Protocol are available on the City's website and copies can be provided upon request to the Clerk of Council. Please take note of the following key provisions contained in the above-referenced documents.

(1) No person shall be permitted to enter a City Council meeting with the following items:

- Large objects that may be used as weapons, including but not limited to batons, sticks, knives, or other cutting tools;
- Large banners, signs, flags, or other displays;
 - Permitted banners, signs, flags, or other displays shall be limited to 3'x5'; composed of paper, cardboard, foamboard, or fabric; and shall not contain wood, metal, or plastic supports or handles.
- Megaphones, bullhorns, whistles, or other devices designed to emit loud noises;
- Laser pointers, flashlights, or other devices designed to emit lights;
- Food or drink; and
- "Selfie" sticks.

(2) 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 or as part of the general public comment period, you must sign in before the meeting in the lobby of City Hall. 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
- (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.

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 - Councilwoman Hope Harper****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1. [23-0168](#) Resolution to Amend the City Manager's Council Approved FY2023 Capital Budget to Accept and Appropriate \$2,581,382 in Revenue Share Funding from the Virginia Department of Transportation to the Capital Projects Fund for the Grant Street Roadway Project; and to Transfer Bond Funds of \$873,342 from Multiple Completed Bond Projects to the Grant Street Roadway Bond Project
2. [23-0170](#) 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 Communication Conduit with Fiber Optic Cable at 3130 Victoria Boulevard.
3. [23-0171](#) 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 Communication Conduit with Fiber Optic Cable at 8109 Roanoke Avenue.
4. [23-0173](#) 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 Communication Conduit with Fiber Optic Cable and an Equipment Cabinet within a median south of Autozone Way, east of N. King Street and north of E. Mercury Boulevard.
5. [23-0172](#) Resolution in Support of The Vision Zero Initiatives to Ensure Safe and Equitable Mobility for All on City of Hampton Roadways
6. [23-0093](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 21, Motor Vehicles and Traffic, and Adding Article X Entitled, "Additional Fine for Exceeding the Maximum Speed on Designated Residential Streets"
7. [23-0158](#) Approval of the minutes from the legislative session of May 10, 2023.

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS**Rezoning**

8. [23-0151](#) Rezoning Application by Delorean Power LLC to Amend the Proffered Conditions of Rezoning No.1315 to Permit the Proposed Use: Power Plant (Battery Energy Storage System) as well as Other Uses Permitted in Both Heavy Manufacturing (M-3) and Langley Business Park (LBP) Districts at 3201 Commander Shepard Blvd [LRSN: 6001003], which is +32.83 Acres and Currently Zoned M-3 District with Conditions
9. [23-0157](#) Rezoning Application By Hampton Roads Community Action Program (HRCAP) to Amend the Proffered Conditions of Rezoning No. 14-00007 to Allow for Day Care 1, Commercial as well as Other Uses Permitted in the Neighborhood Commercial (C-1) District at 91 E Mercury Boulevard [LRSN: 8001553]

Resolutions

10. [23-0153](#) Resolution Authorizing the Transfer From the City of Hampton to Hampton Redevelopment and Housing Authority of Property Identified as LRSN 1000654 (708 Spruce Avenue) Containing an Approximate Total of 0.11 ± Acres (4,850 Sq. Ft.)

PUBLIC COMMENT**GENERAL ITEMS**

11. [23-0176](#) Consideration of Hampton Carousel Location

Appointments

12. [23-0160](#) Consideration of Appointments to the Hampton-Newport News Community Services Board (CSB)
13. [23-0161](#) Consideration of Appointments to the Parks & Recreation Advisory Board
14. [23-0162](#) Consideration of an Appointment to the Hampton Clean City Commission
15. [23-0163](#) Consideration of Appointments to the Senior Citizens Advisory Committee
16. [23-0164](#) Consideration of an Appointment to the Wetlands Board
17. [23-0165](#) Consideration of Appointments to the Hampton Redevelopment & Housing Authority (HRHA)
18. [23-0166](#) Consideration of Appointments to the Virginia Peninsula Community

College Board of Trustees

19. [23-0167](#) Consideration of an Appointment to the Peninsula Alcohol Safety Action Program

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

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