



City of Hampton

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

Council Approved Minutes - Final City Council Legislative Session

Mayor Donnie R. Tuck
Vice Mayor Jimmy Gray
Councilmember Eleanor Weston Brown
Councilmember Steven L. Brown
Councilmember Linda D. Curtis
Councilmember W.H. "Billy" Hobbs
Councilmember Chris Snead

STAFF: Mary Bunting, City Manager
Cheran Cordell Ivery, City Attorney
Katherine K. Glass, CMC, Clerk of Council

Wednesday, October 24, 2018

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 6:46 p.m. with all members of the City Council present.

Present: 7 - Councilmember Eleanor Weston Brown, Councilmember Steven L. Brown, Councilmember Linda D. Curtis, Vice Mayor Jimmy Gray, Councilmember Billy Hobbs, Councilmember Chris Snead and Mayor Donnie R. Tuck

DONNIE R. TUCK PRESIDED

INVOCATION - Councilmember Hobbs

Councilman Hobbs gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

Mayor Tuck introduced Ms. Pam Roberts, the Ballroom Dance Advisor at Thomas Nelson Community College (TNCC), who explained their program. Ms. Roberts acknowledged the Dance Team competition accomplishments and their upcoming competition at Columbia University in New York. Ms. Roberts announced that if any citizens are able to make donations to assist in sending the team to the competition, the donations can be made payable to Thomas Nelson Community College and mailed to the attention of Pamela Roberts, Ballroom Dance Team Advisor, Thomas Nelson Community College, 99 Thomas Nelson Drive, Hampton, VA 23666. Ballroom Dancers and TNCC students J. D. Ellis, Tiarra Johnson, Eme

Bassey-Duke, and Faizon Alexander gave a brief demonstration and Mayor Tuck presented each with a challenge coin.

Mayor Tuck took a few moments to challenge citizens to do a better job of handling their trash disposal by not putting trash out earlier than pickup day, using the appropriate clear bags for additional trash, and handling bulk waste, recyclable materials properly and obeying the rules.

CONSENT AGENDA

Clerk of Council Ms. Katherine Glass read the protocol for the consent agenda and announced that staff has requested that item 2, 18-0344 be deferred to November 14, 2018.

2. [18-0344](#) Resolution Authorizing the Appropriation of \$47,500.00 From the Economic Development Fund Assigned Fund Balance to the Economic Development Authority to Finance a Portion of the Cost of the Installation of Street Lighting Along a Portion of Exploration Way and North Campus Parkway in Hampton Roads Center North Campus

Attachments: [CDP Hampton First Amendment Fully Executed 4.26.17](#)

A motion was made by Councilmember Linda Curtis and seconded by Councilmember Chris Snead, that this Resolution-Budget be deferred to the City Council Legislative Session, due back on 11/14/2018. The motion carried by the following vote:

Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

Approval of the Consent Agenda

Motion made by Councilmember Curtis and seconded by Councilmember Snead, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

1. [18-0345](#) Resolution Determining Caseware International, Inc. to be the Only Source Practicably Available From Which to Procure Technical Support and Service for Previously Purchased Financial Accounting Software
Item approved.
Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

3. [18-0342](#) Ordinance of the City of Hampton, Virginia to Create a Regional Industrial Facility Authority Pursuant to Section 15.2-6400 et seq. of the Code of Virginia (the "Act")
Item approved.
Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

4. [18-0346](#) Approval of the minutes from the legislative session of September 26, 2018, and October 10, 2018, and the work session of October 10, 2018.
Item approved.
Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

Ordinances

PUBLIC COMMENT

Mayor Tuck opened the Public Comment period. Ms. Katherine Glass read the protocol for Public Comment Period.

Ms. LaChere Denton introduced herself and addressed Council about transportation as follows: In particular the public transportation especially when it is concerning the

disabled community. I personally have a mother that is disabled and the transportation system is basically outrageous. First, they are charged an exorbitant fee to go to each and every stop that they have to go to. Then they are told they have to schedule their time and if anything were to occur to where their time was longer or shorter they are just stuck where ever they are until transportation comes back. Recently, we were told by transportation that they no longer knock on the doors of disabled people. There is no way for people to know you are actually out there for the person to be transported. They don't call either so how is a person that is wheelchair bound supposed to know transportation is there or are they supposed to be sitting outside until they show up. I have had situations with my mother personally where they have asked her for an estimated time and she may have told them 8:00 and it is over by 6:00 and they are like oh well we cannot come pick you up until 8:00. To me that is absolutely ridiculous. It is also ridiculous that all the shelters that people used to be able to sit on and wait for the bus have been taken up. You have elderly people out there and they are getting overwhelmed by heat especially during the summertime. I have seen so many elderly people be almost hit because people are not paying attention to the little walking signs or they have no delay on the right hand turn. So you have a "walking" sign saying you can walk but then you have traffic turning and they don't care and it's becoming a safety issue. I am very concerned about the elders in this community, especially those that have disabling conditions because it has been made very difficult for them to travel back and forth safely. That is my concern.

Mayor Tuck replied and acknowledged that the City has an imperfect system and that there used to be a citizen who would come to the meetings and tell Council about his encounters and challenges. Some of services provided depend on what monies are received by the localities and that amount of money mirrors the demand for the services. Mayor Tuck stated that Vice Mayor Gray is the liaison with Hampton Roads Transit (HRT) and the City Manager may have some thoughts as well.

City Manager Mary Bunting added that Assistant City Manager Brian DeProfio supports HRT and is glad to speak with Ms. Denton and reiterated that the transit services are not within the direct control of the city government.

Mayor Tuck expressed a concern regarding shelters that Ms. Denton claims to have been removed. Ms. Bunting stated she was not aware of the situation either and stated she would have Mr. DeProfio look into the situation.

Ms. Denton stated that benches and shelters have been removed in certain areas

and an additional concern is transportation for our youth. With the bus stop being a mile or mile and a half away and at night how do you expect the kids to work with service being cut off at 9:00 or 11:00 and they have to walk a mile or more in the dark.

Assistant City Manager Steve Bond stated that for the benefit of citizens who may be listening that the City has the Mayor's Committee for People with Disabilities and has a representative who regularly meets on issues with Paratransit and will obtain the concerns from Ms. Denton.

Mayor Tuck acknowledged that Ms. Denton's mother is one of the newest members to the Mayor's Committee for People with Disabilities.

Ms. Bunting will send Council a report on what has been done regarding bus shelters and benches.

Councilman Steven Brown made an inaudible statement.

GENERAL ITEMS

Ordinances

Resolutions

5. [18-0335](#) Update on Recycling Contract

Attachments: [Recycling Article](#)
[Presentation](#)

City Manager Mary Bunting gave a brief overview regarding recycling markets and the impact to local governments. Ms. Bunting introduced Collection Systems Supervisor Ken Thornton who made a presentation on Recycling Services.

Councilman Steven Brown thanked Mr. Thornton for his report and asked if the City is unable to get a handle on recycling do you foresee illegal dumping taking place. Councilman Brown stated that often when speaking with citizens they say that people dump debris on vacant properties.

Mr. Thornton replied that it was certainly a possibility.

Councilman Brown stated that he notices people placing items in black bags and asked why the City picks them up?

Mr. Thornton replied that the City has to pick the bags up and moving forward the City is going to have to give more education and stricter enforcement on the ordinances.

Councilwoman Curtis commented that down the road that there may not be a market for these recyclables anymore and the international private sector is not buying it. Some of this is probably because of the market and some of it is the-condition of the materials received. She stated that if there is no market for the recyclables that a possibility would be to stop recycling and it goes in the landfill.

Mr. Thornton agreed with what Councilwoman Curtis stated but felt that what the City needs is to look at educating the public and stricter enforcement.

Councilwoman Curtis responded that she is hopeful that the City can come up with some new measures. What may be confusing to a lot of citizens is the notion that all plastics are recyclable and that is not the case and separating what is recyclable versus what is not recyclable costs too much money. The City needs a long-term solution and she hopes it does not mean the City eliminates recycling.

Ms. Bunting stated that the behaviors of the consumers comes into play as the recycle product is often more expensive and as an American culture we have not been willing to spend the extra money and choose disposable products instead.

Councilwoman Snead commented that she watched a television show Sunday Morning and it is an international problem and the City does need to look at how we recycle and develop options for disposal.

Mayor Tuck thanked Mr. Thornton for the presentation.

Ms. Bunting informed the Council that the City has accumulated a sizable retained earnings fund balance that can be used to cover the unexpected \$600,000 expense for recycling processing services. She also stated that the consequence to using this money may be the delay in the purchase or replacement of a vehicle. She felt this proposal was better than an unexpected solid waste user fee to the citizens. Future budget discussions will address the reoccurring expense.

6. [18-0336](#) Resolution Appropriating \$600,000.00 from the Solid Waste Unrestricted Net Position for Recycling Processing Services

A motion was made by Councilmember Linda Curtis and seconded by Vice Mayor Jimmy Gray, that this Resolution-Budget be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

Appointments

7. [18-0302](#) Consideration of appointments to Hampton Employees Retirement System Board (HERS)

A motion was made by Councilmember Linda Curtis and seconded by Councilmember Chris Snead, that this Appointment be deferred to the City Council Legislative Session, due back on 1/9/2019. The motion carried by the following vote:

Aye: 7 - Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

City Manager Mary Bunting announced that the Community Strategic Plan Kick Off on Tuesday, October 30th at 6:00 p.m. will take place at the Hampton Roads Convention Center.

At the request of Mayor Tuck, City Attorney Cheran Ivery announced two proposed amendments to the state constitution to allow for tax exemptions that affect the spouses of veterans, and homeowners in flood prone areas will be on the upcoming ballot on November 6th.

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

The meeting adjourned at 7:33 p.m.

Donnie R. Tuck
Mayor

Katherine K. Glass, CMC
Clerk of Council

Date approved by Council _____