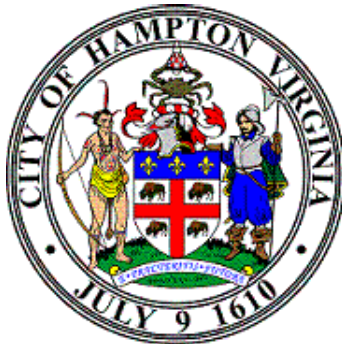


City of Hampton, VA

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



Council Agenda

Wednesday, May 08, 2013

7:00 PM

Council Chambers, 8th Floor, City Hall

City Council

*W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead,
Christopher G. Stuart, Donnie R. Tuck, George E. Wallace,
Molly Joseph Ward, Mayor*

Staff:

Mary Bunting, City Manager

Cynthia Hudson, City Attorney

Katherine K. Glass, CMC, Clerk of Council

Last Published: 5/3/2013 3:10:30 PM

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. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

THE ORDER OF BUSINESS

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Miscellaneous New Business
- (6) Adjournment

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 citizen or 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, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. 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. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

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"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. 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 - Councilman Donnie R. Tuck

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

CONSENT AGENDA

Consent Items

1. **13-0134** Ordinance to Amend and Re-Enact Chapter 9 of the City Code of the City of Hampton, Virginia Entitled "Building and Development Regulations" by Deleting Article IV, Sections 9-131 Through 9-189 Pertaining to Site Plans.
2. **13-0136** Ordinance To Amend And Reenact Chapter 24, Section 24-37 Of The Code Of The City Of Hampton Entitled "Accumulations Of Refuse Or Weeds Near Residential Or Commercial Structures." to Impose Increased Fees
3. **13-0156** Resolution Adopting Revenue Guideline for Real Estate Tax Rate Adjustment.
4. **13-0159** Resolution Approving the City of Hampton, Virginia's Participation and Appropriation of Funds for the Installation of the Living Shoreline Project at Blue Bird Gap Farm, Awarded by the Chesapeake Bay Restoration Fund Advisory Committee
5. **13-0160** Resolution Approving the City of Hampton, Virginia's Participation and Appropriation of Funds for the 2013 Summer Food Service Program for Children, Received from the U.S. Department of Agriculture.
6. **13-0164** Ordinance To Amend And Reenact Chapter 38 Of The Code Of The City Of Hampton, Virginia, Entitled "Vehicles For Hire", Section 38-127, To Allow Holders Of Certificates Of Public Convenience And Necessity To Charge Discounted Rates To Certain Groups/Individuals Upon Approval From The Chief Of Police.
7. **13-0165** Approval of the minutes from the March 27, 2013, Spotlight on Citizens; the April 10, 2013, Evening Meeting, and the April 13, 2013, Special Meeting.

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS**Use Permit**

8. **13-0157** Use Permit Application No. 1085-2013: Proposal by Richard S. Ayers DBA Attic Tattoos, LLC to operate a tattoo parlor at 1073 N. King Street [LRSN 8000678].

Ordinances

9. **13-0158** Ordinance to amend and re-enact chapter 35 of the City Code of the City of Hampton, Virginia, Entitled "Subdivisions" by adding a new chapter 35.1 entitled "Site Plans", and to Establish Fees for Review and Administration of the Site Plan Ordinance as Authorized by VA. Code § 15.2-2241.A.9

Capital Improvement Plan

10. **13-0171** Public Hearing and Vote on Recommended Fiscal Year 2014-2018 Capital Improvement Plan (CIP)

GENERAL ITEMS**BUDGET ORDINANCES - SECOND READING (FIRST READING - MAY 1, 2013)**

11. **13-0143** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
12. **13-0138** An Ordinance to Adopt a Budget and Appropriate Monies for the Capital Budget for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
13. **13-0148** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Solid Waste Management Fund for the Fiscal Year beginning July 1, 2013 and ending June 30, 2014.
14. **13-0149** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Stormwater Management Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
15. **13-0152** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Wastewater Management Fund for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2013 and ending June 30, 2014.

16. **13-0142** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Fleet Services Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
17. **13-0147** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Risk Management Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
18. **13-0155** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Steam Plant for the Fiscal Year beginning July 1, 2013 and ending June 30, 2014.
19. **13-0139** An ordinance to adopt a budget and appropriate monies for the general expenses of the Hampton Coliseum and Arts Fund for the fiscal year beginning July 1, 2013 and ending June 30, 2014.
20. **13-0140** An ordinance to adopt a budget and appropriate monies for the general expenses of the Hampton Roads Convention Center Fund for the fiscal year beginning July 1, 2013 and ending June 30, 2014.

BUDGET ORDINANCES - FIRST AND FINAL READING

21. **13-0144** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Information Technology Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
22. **13-0141** An Ordinance to adopt a budget and appropriate monies for the Economic Development Fund for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
23. **13-0150** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of The Hamptons Golf Course for the Fiscal Year Beginning July 1, 2013 and ending June 30, 2014.
24. **13-0151** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of The Woodlands Golf Course for the Fiscal Year Beginning July 1, 2013 and ending June 30, 2014.

BUDGET: TAX AND FEE ORDINANCES - SECOND READING (FIRST READING - MAY 1, 2013)

25. **13-0146** An Ordinance to Increase the Tax Rate on Real Properties in the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2013 and Ending June 30, 2014.
26. **13-0145** An Ordinance to Set the Tax Rate on Tangible Personal Property, Vehicles Without Motive Power (Manufactured Homes), Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Machinery and Tools, Machinery and Tools Used Directly in the Manufacture of Precision Investment Castings; Boats or Watercraft Weighing Five Tons or More, Not Used Solely For Business Purposes; Boats or Watercraft Weighing Less Than Five Tons, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Five Tons or More, Used for Business Purposes Only; Boats or Watercraft Weighing Less Than Five Tons, Used For Business Purposes Only and Privately Owned Camping Trailers and Motor Homes Used For Recreational Purposes Only, and Motor Vehicles Owned Regularly Used by Disabled Veterans in the City of Hampton, Virginia for the Calendar Year Beginning January 1, 2014 and Ending on December 31, 2014.
27. **13-0135** An Ordinance To Amend And Reenact Chapter 37 "Taxation", Of The Code Of The City Of Hampton, Article VIII, "Transient Lodging Tax", Section 37-252 "Levied; Amount" To Impose, In Addition to the Tax, A Flat Fee Of One Dollar (\$1.00) For Each Night Per Room Of Lodging At Any Hotel
28. **13-0137** An Ordinance To Amend And Reenact Chapter 33.1 "Stormwater Management", Of The Code Of The City Of Hampton, Article II, "Service Charges And Revenues", Section 33.1-21 "Same-Billing, Payment, Interest, Fee And Lien" to Increase the Stormwater User Fee

ORDINANCES**REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES****MISCELLANEOUS NEW BUSINESS****ADJOURNMENT****Contact Info:**

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