



City of Hampton

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

Council Approved Minutes - Final City Council Legislative Session

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

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

Wednesday, May 11, 2016

6:30 PM

Council Chambers

Second and Final Reading of the Budget Approval

CALL TO ORDER/ROLL CALL

Mayor Wallace called the meeting to order at 6:31 p.m. with all members of the City Council present.

Present: 7 - Vice Mayor Linda D. Curtis, Councilmember Billy Hobbs, Councilmember Will Moffett, Councilmember Teresa V. Schmidt, Councilmember Chris Snead, Councilmember Donnie R. Tuck and Mayor George Wallace

GEORGE E. WALLACE PRESIDED

INVOCATION - Councilmember Hobbs

Councilman Hobbs gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

1. [16-0177](#) Proclamation Proclaiming the Month of May, 2016 as Business Appreciation Month in the City of Hampton, Virginia.

Attachments: [BAW Proclamation](#)

Mayor Wallace read and presented the proclamation to Leonard Sledge, Director of Economic Development. Mr. Sledge was accompanied by Scott Arnott of Zel Technologies.

CONSENT AGENDA

Clerk of Council Katherine Glass read the protocol for the Consent Agenda and a summary of the consent items.

Approval of the Consent Agenda

Motion made by Vice Mayor Curtis, seconded by Councilmember Schmidt, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

2. [16-0045](#) Approval of the minutes from the special joint meeting with the Hampton School Board of April 13, 2016, the work session of April 13, 2016, from the legislative session of April 13, 2016, from the ceremonial session of April 27, 2016, from the legislative session of April 27, 2016, from the special session with HRHA of May 4, 2016, and from the special budget session of May 4, 2016.

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

3. [16-0136](#) Resolution Approving the City of Hampton, Virginia's Participation in and Appropriation of the 2017 Public Safety Answering Point Grant through the Virginia E-911 Services Board

Attachments: [FY17 PSAP Grant Approval](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

4. [16-0155](#) Resolution Approving the City of Hampton, Virginia's Participation In and Appropriation of Funds for the 2016 Summer Food Service Program (SFSP) for Children received from the U. S. Department of Agriculture

Attachments: [2016 Summer Food Service Program Proposal Overview](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

5. [16-0160](#) Resolution Accepting and Appropriating Funds for the 2017 Children Services Act for At-Risk Youth and Families (formerly Comprehensive Services Act for At-Risk Youth and Families)
- Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

6. [16-0172](#) Resolution to (i) Approve an Agreement with Hampton Roads Sanitation District ("HRSD") for Construction and Relocation of Bridge Street Vent and Rehabilitation of Bridge Street Siphons; (ii) Authorize the City Manager or Her Designee to Execute Same; and (iii) Appropriate the Sum of \$448,714.75 to be received by the City from HRSD to the Miscellaneous Revenue Account of the Capital Projects Fund

Attachments: [HRSD Agreement](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

7. [16-0175](#) Resolution Approving Fiscal Year 2016 Third Quarter Budget Adjustments

Attachments: [FY16 3rd Quarter Budget Adjustments](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

8. [16-0176](#) Resolution to Accept Contribution of Money from Hampton City Schools in the Amount of \$10,000 to further Youth Violence Prevention Efforts in the City of Hampton

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

9. [16-0170](#) Resolution to enter into a Reciprocal Agreement that will establish a regional task force known as the Hampton Roads Peninsula Drug Initiative which will include a partnership with the Washington/Baltimore High Intensity Drug Trafficking Area, the Hampton Police Division, Newport News Police Department and the Virginia State Police.

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

The Clerk read the protocol for public hearings.

Rezoning

10. [16-0163](#) Rezoning Application No. 15-00005: by Richardson Contracting, Inc. and Charlie Richardson to rezone 0.85 + acre at 698, 694, and 692 Greenbriar Avenue [LRSNs 1003845, 1003846, and 1003847] from General Commercial (C-3) District to One Family Residence (R-9) District with conditions

Attachments: [Application](#)
[Narrative](#)
[Proffer Statement & Title Certificates](#)
[Survey](#)
[Staff Report](#)
[Presentation](#)
[Resolution](#)
[Articles of Incorporation](#)

The Clerk read the title for this item.

City Planner Tolu Ibikunle presented.

Ms. Ibikunle identified the location of the subject properties as in the southern portion of the City at the intersection of Pembroke Avenue and Greenbriar Avenue. She noted that currently all three properties are vacant.

Ms. Ibikunle stated that the subject properties are zoned C-3 and that the future Land Use Plan recommends low density residential for all of the subject properties.

Ms. Ibikunle stated that there are several proffered conditions associated with the rezoning application including height, green space, garage location, and additional standard conditions typically attached to a rezoning application.

Ms. Ibikunle reminded everyone that the Hampton Community Plan recommends a diverse mix of housing types and values and high quality design and site planning. She added that based on the analysis done by staff in working with the applicant, staff and the Planning Commission recommend approval of this rezoning application with the 7 proffered conditions.

Ms. Ibikunle also added that staff has worked with the applicant since the Planning Commission meeting and the applicant has elected to proffer an eighth condition. She explained that the additional proffered condition takes the lots as they currently exist with six separate lots and ensures that they vacate the internal property lines to make them three lots.

Ms. Ibikunle opened the floor for questions from those on the dais and noted that the applicant was also present. No questions were posed.

PUBLIC HEARING:

Mayor Wallace opened the public hearing. There were no speakers; therefore, the Mayor closed the public hearing.

This item was presented by Tolu Ibikunle, City Planner. A public hearing was held but there were no speakers on this item. Following the public hearing a motion was made by Vice Mayor Curtis, and seconded by Councilwoman Snead, to approve the rezoning with eight (8) conditions. The motion carried as follows:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

11. [16-0164](#) Rezoning Application No. 16-00007: by Craig Davis Properties, Inc. to rezone a 7.94+ acres portion of a 16.799+ acres parcel at Commander Shephard Blvd [LRSN: 13003603]

Attachments: [PC Resolution](#)
[Application](#)
[Staff Report](#)
[Presentation](#)
[EDA Resolution](#)
[NIA Support Letter](#)
[Applicant Presentation](#)

The Clerk read the title for this item.

City Planner Tolu Ibikunle presented.

Ms. Ibikunle identified the location of the subject property as in the northwestern portion of the City at the intersection of North Campus Parkway and Exploration Way. She continued stating that the property encompasses approximately 7.94 acres and is a portion of a larger parcel containing approximately 16.8 acres.

Ms. Ibikunle stated that the subject property is zoned HRC-2 and the future Land Use Plan recommends business and industrial uses for the site. She explained that while the overall Land Use recommendation is business and industrial, which precludes residential, there are public policies in our Hampton Community Plan that support residential in this area. For example, creating more walkable communities that encourage physical activity where people can live, work and play. She continued stating that these policies support the current regional and national trends in the business park industry we have been analyzing. She clarified that the current trend she referred to is the move from the suburban style industrial or business parks to a mixed-use development allowing people to live, work and play in these areas with the option of walking to work.

Ms. Ibikunle stated the Economic Development Authority (EDA) recognized this shift in the market trend and passed a resolution to create more of this mixed-use development.

Ms. Ibikunle spoke about the proffered conditions attached to the application which include a maximum of 300 residential units, a conceptual site plan illustrating the different buildings and amenities, building elevations and materials, pedestrian connections and lighting.

Ms. Ibikunle noted that the applicant held a community meeting on March 24th; however, no one from the public attended. She also noted that the National Institute of Aerospace (NIA) submitted a letter in support of the proposal.

Ms. Ibikunle stated staff and the Planning Commission recommend approval of the rezoning application with 10 proffered conditions. Ms. Ibikunle opened the floor for questions from those on the dais and noted that the applicant was also present. No questions were posed.

PUBLIC HEARING:

Mayor Wallace opened the public hearing. There were no speakers; therefore, the Mayor closed the public hearing.

This item was presented by Tolu Ibikunle, City Planner. A public hearing was held but there were no speakers on this item. Following the public hearing a motion was made by Vice Mayor Curtis, and seconded by Councilman Hobbs, to approve the rezoning with ten (10) conditions. The motion carried as follows:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

Ordinances

GENERAL ITEMS

Ms. Bunting made the following introductory remarks regarding the budget process: Tonight, Council will conduct the final voting on the City's Fiscal 2017 Budget and Appropriation Ordinances. Some of these ordinances require the second of two readings. Those are ordinances that by City Code cannot be passed on the same day of introduction. Those ordinances include those imposing taxes and those appropriating money exceeding the sum of \$5 million. Those ordinances were each introduced and approved on first reading only on May 4, 2016 following a budget hearing on that night as well as the week prior. The other budget and appropriation ordinances that require only one reading for adoption were also previously read on May 4, 2016 with the exception of one which pertains to the Community Development Block Grant (CDBG) and Home Investment Partnership Program – these are Federal Government Programs. The budget for that program was presented as part of the Fiscal 2017 action plan that was approved on May 4, 2016. All budget and appropriation ordinances will be voted on tonight. By tradition and practice, Council approved all budget ordinances as presented on first reading on May 4, 2016 without modification. Tonight, we will incorporate desired changes by amending individual ordinances as necessary as they are approved.

Ms. Bunting noted that the budget ordinances, even when finally approved

tonight, will not be effective until July 1, 2016 (our fiscal year) or January 1, 2017 (in the case of the personal property tax rates).

Ms. Bunting continued: After the tax rate ordinances are read and approved and prior to the reading and approval of the budget and appropriation ordinances, I ask that Council first approve certain reallocations of existing departmental resources as presented in the fiscal 2017 budget that will enable departments to be responsive to certain requests made by Council, but for which formal amendment of the budget would not be necessary.

Ordinances

Tax Non-Coded Ordinances Requiring Two Readings

12. [16-0165](#) Ordinance to set the Real Estate Tax Rate in the City of Hampton Virginia, for Fiscal Year 2017 Beginning July 1, 2016 and Ending June 30, 2017

The Clerk read the title for this item.

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

13. [16-0156](#) Ordinance to Set the Tax Rates for All Categories of Tangible Personal Property liable for such levy in the City of Hampton, Virginia for the Calendar Year beginning January 1, 2017 and ending December 31, 2017

The Clerk read the title for this item.

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

Appropriation Non-Coded Ordinances Requiring Two Readings

[16-0077](#) Motion to Approve the City Manager's Plan for the Reallocation of Certain Departmental Resources as Read by the Clerk.

Attachments: [reallocation motion](#)

Vice Mayor Curtis made a motion to approve the City Manager's plan for the reallocation of certain departmental resources as read by the Clerk. The motion was seconded by Councilwoman Snead and passed on the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

14. [16-0141](#) Ordinance to Adopt a Budget and Appropriate Monies for the General Fund Expenditures of the City of Hampton (City and School Operations) for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [Original - FY17 General Fund Revenue Ordinance](#)
[Original - FY17 General Fund Expenditure Ordinance](#)
[FY17-Budget-Ad-outlined](#)
[amendments as read by the clerk](#)
[Final as Amended - FY17 Council Approved General Fund Revenue Ordinance.pdf](#)
[Final as Amended - FY17 Council Approved General Fund Expenditure Ordinance.pdf](#)

Vice Mayor Curtis moved to amend agenda item number 16-0141 as read by the clerk with a copy being attached to the minutes. The motion was seconded by Councilman Hobbs and passed as follows:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

Councilwoman Snead moved to approve the ordinance on second and final reading, as amended. The motion was seconded by Councilman Hobbs and passed as follows:

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

15. [16-0142](#) Ordinance to Adopt a Budget and Appropriate Monies for the Capital Budget for the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and Ending June 30, 2017

Attachments: [FY17 Capital Budget Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Hobbs, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

16. [16-0147](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Fleet Services Fund of the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Fleet Services Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Schmidt, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

17. [16-0154](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Risk Management Fund for the City of Hampton (City and Schools) for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Risk Management Fund Ordinance](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

18. [16-0148](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Hampton Coliseum and Hampton Arts Commission Fund of the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Hampton Coliseum and Hampton Arts Commission Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

19. [16-0149](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Hampton Roads Convention Center Fund of the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Hampton Roads Convention Center Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Councilmember Snead, seconded by Vice Mayor Curtis, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs,
Councilmember Moffett, Councilmember Schmidt,
Councilmember Snead, Councilmember Tuck and Mayor
Wallace

20. [16-0143](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Solid Waste Management Fund for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Solid Waste Management Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Schmidt, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs,
Councilmember Moffett, Councilmember Schmidt,
Councilmember Snead, Councilmember Tuck and Mayor
Wallace

21. [16-0146](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Steam Plant Fund for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Steam Plant Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs,
Councilmember Moffett, Councilmember Schmidt,
Councilmember Snead, Councilmember Tuck and Mayor
Wallace

22. [16-0144](#) Ordinance to Adopt a Budget and Appropriate Monies for the General Expenditures of the Stormwater Management Fund for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Stormwater Management Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Hobbs, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

23. [16-0145](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Wastewater Management Fund of the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Wastewater Management Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved on second and final reading. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

Appropriation Non-Coded Ordinances Requiring One Reading

24. [16-0150](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Information Technology Fund for the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Information Technology Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Schmidt, that this agenda item be approved. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

25. [16-0151](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of The Hamptons Golf Course Fund for the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Hamptons Golf Course Fund Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Hobbs, that this agenda item be approved. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

26. [16-0152](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Woodlands Golf Course Fund of the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Woodlands Golf Course Ordinance](#)
[FY17-Budget-Ad-outlined](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Hobbs, that this agenda item be approved. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

27. [16-0153](#) Ordinance to Adopt a Budget and Appropriate Monies for the general expenditures of the Economic Development Fund for the City of Hampton for Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 Economic Development Fund Ordinance](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Snead, that this agenda item be approved. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

28. [16-0169](#) Ordinance to Adopt a Budget and Appropriate Monies for the Community Development Block Grant (CDBG) and HOME Investment Partnership Program (HOME) Fund for the City of Hampton for the Fiscal Year 2017 beginning July 1, 2016 and ending June 30, 2017

Attachments: [FY17 CDBG Ordinance](#)

A motion was made by Vice Mayor Curtis, seconded by Councilmember Tuck, that this agenda item be approved. The motion carried.

Aye: 7 - Vice Mayor Curtis, Councilmember Hobbs, Councilmember Moffett, Councilmember Schmidt, Councilmember Snead, Councilmember Tuck and Mayor Wallace

Resolutions

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

Councilman Moffett expressed concern about violence in the Hampton community and across the country. He added that it is unfortunate that we now have a culture in which violence has become the norm.

Councilman Moffett announced that he attended the third convening of the Cities United Conference of which Hampton is a partner with over 70 cities across the nation. At Mayor Wallace's request, Councilman Moffett explained

that the Cities United Conference was organized and convened to share best practices and to seek solutions in what has been identified by the Center for Disease Control as an epidemic of violence and homicide among black men and boys across the nation. He added that the 2016 Cities United Conference theme was “The Fierce Urgency of Now” which was also the theme for our regional symposium sponsored in Hampton in February of this year.

Councilman Moffett also shared the following information presented in a report at the recent Cities United Conference: According to the Center for Disease Control (2012), every 24 hours in America 13 young people under the age of 25 are victims of homicide. According to the Center for Disease Control (2010), homicide is the leading cause of death for black males between the ages of 15 to 24 and is responsible for more deaths of black males in this age group than the nine other leading causes combined. Likewise, according to the Bureau of Justice Statistics (2005), African Americans are victims of nearly half the homicides in America, despite representing only 13% of the population.

Councilman Moffett emphasized that violence is a societal problem which impacts all of us socially and economically. He expressed pride in the fact that Hampton has taken a data driven approach in its preliminary assessment and has been deliberate and explicit in framing this issue. He continued stating that law enforcement information in Hampton has defined that the overwhelming majority of victims and offenders of violent crime in Hampton continues to be black men and boys. He added that this is not only a concern in Hampton, but also in our region and across the country; however, we in Hampton lack the dedicated resources to provide a more thorough analysis of additional data sets contained in various agencies. He emphasized that there will be a need and priority going forward.

Councilman Moffett reiterated that there is an urgency of now regarding violence in our community that begs the question of how long it will take to correct the problem. He said oftentimes citizens become complacent when there is a reduction in shootings and death; however, citizens look to local government to solve the problem when those numbers increase. He agreed that local government has a role in helping reduce violence; however, resolving the problem also requires leaders from the community, faith-based

community, academia, practitioners, and non-profits collaborating together to address the issue of violence in a culture where violent behavior has become the norm.

Councilman Moffett referenced the recent video which appeared on You-Tube of an altercation in our community. He said he was appalled that people cheered and videotaped the incident rather than stepping in to help and/or calling the Police to report the violent act. He expressed concern that these types of incidents are taking place in our streets and emphasized that we, as citizens, need to convey that we will no longer tolerate these types of acts in our City.

Councilman Moffett concluded his comments stating that there are no quick fix solutions to these issues which have occurred over decades and expanded over generations, and while we will see incremental progress over the short term due to programs such as youth employment programs and grants for grass root organizations aiming at curbing youth violence, comprehensive and sustainable change will require a culture change in collaboration with multiple stakeholders aligning nationally, regionally, locally and Statewide. He emphasized that it may take years to see measureable results; however, the results will be worse if we sit idly and do nothing. He noted that Hampton is a relatively safe city; however, it is important for people to feel safe; and, therefore, Hampton Council must lead and establish an agenda with community stakeholders to make violence prevention a higher priority.

Councilman Moffett requested this topic be discussed at a special work session or that this topic be placed on the agenda for the retreat so that Council and the public can receive an update and feedback on how to move forward on this important issue. He encouraged everyone to continue to be deliberate and explicit in addressing the issue collectively and emphasized the importance of leaders of the City taking the lead to resolve this problem.

Councilman Tuck announced that the Pasture Point Neighborhood Association is hosting a cemetery cleanup event on May 21, 2016 at 9:00 am at the Elmerton Cemetery located on North King Street across from the Hampton Roads Transit (HRT) bus terminal.

Councilwoman Schmidt noted that prior to the election she and Mayor Wallace had a discussion about moving the public comment portion of the meeting from the end of the meeting to the beginning of the meeting; however, did not bring it up so as to not create a political issue. She requested that the pros and cons of this topic also be addressed at the retreat.

Ms. Bunting noted she made a note of all of the retreat suggestions.

Vice Mayor Curtis shared information regarding the 24-Hour Ultra Run held at the Sandy Bottom Nature Park in April each year. She noted that it is a relay for life event in which people run or walk for 24 hours to raise money. She encouraged everyone to participate in the event next year and in years to come.

Ms. Bunting announced that a video was shown at the annual Hampton Convention and Visitor Bureau tourism appreciation breakfast yesterday. The video depicts tourism partners and the impact they have on Hampton's economy and vibrancy. The video was shown at the close of the Council meeting for the benefit of those watching from home and for those who may not have had an opportunity to attend the breakfast.

MISCELLANEOUS NEW BUSINESS

PUBLIC COMMENT

The Clerk read the protocol for the public comment period.

Mr. Jackie West greeted those on the dais and made the following statement: I live at 2214 Andrews Boulevard. I've been there for 18 years. All of a sudden, they want me to move my camper out of my yard. They took me to court. Yesterday, I went to court for the last time and the City dropped the charges. They said you all are going to change the recreation or whatever (rule/ordinance) to have campers in your yard. They might have three feet from the yard setback which only has a foot. I want to know if you all can pass one foot instead of three feet. My neighbors don't have any complaints. They have given you all letters and I don't feel that I should move it because this is my third new camper that I have bought since I have been living there for 18 years.

For the benefit of the public, Ms. Bunting explained that Mr. West and others in the community currently have Recreational Vehicles (RV's) and/or campers that are not in alignment with the Zoning Ordinance. She explained that the Zoning Ordinance currently states that RV's or campers have to be 28 feet or smaller on the property and there have to be certain setbacks, which is what Mr. West referenced. She said the City received complaints on a set of RV campers in our community; and, therefore, we were required to do an inspection. She clarified that a Notice of Violation is issued if it is determined that the RV or camper in question is not in compliance with the Ordinance.

Ms. Bunting stated that when she and Zoning Administrator Jeff Conkle were made aware of this matter, she inquired about how Hampton's Ordinance compares to other localities and whether Hampton's Ordinance has been updated. She continued stating that she and staff agreed to compare our ordinance to others to determine if any changes are warranted; however, they have not made a determination because that review process is not complete. She emphasized the importance of consulting with our Neighborhood Commission and other constituents and groups such as the Zoning Ordinance Advisory Committee prior to making these types of changes. She also emphasized that any change to the Zoning Ordinance must go through the public process of going before the Planning Commission and Council for public hearing.

Ms. Bunting clarified that Mr. West's case was nolle prossed since there is a possibility that the ordinance will change. She noted that City staff will take all neighbors, RV owners and Mr. West's suggestions and concerns into account while the review is underway. She added that once we have completed the review, the community and Council will be presented with a report as well as information on when the public hearings will take place.

Mr. West expressed concern that he is being singled out and was summonsed to appear in court regarding his camper in the yard; however, his neighbors have larger campers and have received no complaints or violation notices from the City.

Ms. Bunting informed Mr. West that she is uncertain of who filed the complaint and staff normally focuses on other priority concerns such as overgrown grass; however, the City is obligated to do an inspection after

receiving a complaint. She noted that the City has received additional complaints regarding this property and ensured Mr. West that he is not being singled out; instead, the City is complying with its obligation to respond to called-in complaints.

Mr. West expressed concern about being required to come before a board last week; however, no one came to complain. Ms. Bunting clarified that the purpose of the Board of Zoning Appeals is to determine whether the notice of violation is accurate.

Mayor Wallace assured Mr. West that his complaint has not fallen on deaf ears and asked him to allow some time for the process to move forward.

Ms. Bunting assured Mr. West that she will keep the communication lines open with him regarding all of his concerns including violations related to camper length and the setbacks.

Mr. Jackie West asked that an ordinance be changed to allow his recreational vehicle to remain parked in his yard. The City Manager explained that this matter is under review to determine whether the ordinance will stay as currently written or be changed in some fashion. In the meantime, all cases involving violation were nolle prossed. Action will be suspended while a review of the existing ordinance takes place.

ADJOURNMENT

Mayor Wallace adjourned the meeting at 7:38 p.m.

George E. Wallace
Mayor

Katherine K. Glass, CMC
Clerk of Council

Date approved by Council _____