

City of Hampton

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



Agenda

Wednesday, December 14, 2022

6:30 PM

Council Chambers

City Council Legislative Session

Mayor Donnie R. Tuck
Vice Mayor Jimmy Gray
Councilmember Chris L. Bowman
Councilmember Eleanor Weston Brown
Councilmember Steven L. Brown
Councilmember Michelle T. Ferebee
Councilmember Billy Hobbs

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 Michelle T. Ferebee****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1. [22-0258](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget and Appropriate (1) a total of \$1,069,541.13 from the General Fund's Assigned, Committed and Restricted Fund Balance Accounts to the General Fund Operating Budgets of City Departments as Listed in the Resolution; and (2) a total of \$3,853,998 in FY22 Unallocated Bond Funds to the Capital Projects (Budget) Fund for Capital Projects also Listed in the Resolution
2. [22-0310](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate the 2023 Residential Substance Abuse Treatment ("RSAT") Program Grant awarded by the Virginia Department of Criminal Justice Services
3. [22-0311](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate the 2022 Emergency Management Performance (EMP) Grant Awarded through the Virginia Department of Emergency Management
4. [22-0352](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget and Accept and Appropriate a 2016 Stormwater Local Assistance Fund Program Awarded by the Virginia Department of Environmental Quality to the Capital Budget (Capital Projects) Fund
5. [22-0318](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate the Historically Black Colleges and Universities (HBCU) Campus Safety and Security State Appropriation Awarded by the Commonwealth of Virginia, Department of Criminal Justice Services to Hampton University
6. [22-0327](#) Resolution Authorizing the Reallocation of the Downtown Hampton/Phoebus Retail Incentive Fund and the Hampton Economic Gardening Program Fund to the Economic Development Authority's Revolving Loan and Grant Fund
7. [22-0353](#) Resolution Approving the Fiscal Year 2022 Year-End Budget Adjustments
8. [22-0294](#) Resolution Approving Fiscal Year 2023 First Quarter Budget Adjustments

PRESENTATIONS, PROCLAMATIONS, AWARDS**PUBLIC HEARINGS****Rezoning**

9. [22-0292](#) Rezoning Application by Romero Properties, LLC to Rezone + 1.3 Acres Located at 924 Old Big Bethel Rd [LRSN:4000717] from Residential Transition (RT-1) District to Multifamily Residential (M-4) District with Conditions

Ordinances

10. [22-0320](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Sections 3-2 Entitled, "Table of Uses Permitted" and Section 3-3 Entitled, "Additional Standards On Uses," to Expand Where "Mental Health/Substance Abuse Treatment Facility" Is Permitted with Additional Standards
11. [22-0321](#) Ordinance to Amend and Re-Enact The Zoning Ordinance of The City of Hampton, Virginia by Amending Article III, Sections 9-23 Entitled "O-CC District - Coliseum Central Overlay" to Update the List of Prohibited and Permitted Uses to Permit "Mental Health/Substance Abuse Treatment Facility" Use with Additional Standards
12. [22-0322](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City Of Hampton, Virginia by Amending Chapter 2, Section 2-2 Entitled "Definitions" to Add a Definition of "Short-Term Rental" and Amend the Definitions for "Bed and Breakfast 1" and "Bed and Breakfast 2"
13. [22-0323](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Sections 3-2 Entitled, "Table of Uses Permitted" and Section 3-3 Entitled, "Additional Standards On Uses," to add "Short-Term Rental" as Permitted with a Use Permit Within the One And Two Family Residential (R-LL, R-43, R-R, R-33, R-22, R-15, R-13, R-11, R-9, R-8, And R-4), the Multifamily (MD-1, MD-2, MD-3, MD-4, And R-M), the Commercial (C-1 And C-2), the Langley Flight Approach Limited Residential (LFA-5), the Residential Transition (RT-1), the Buckroe Bayfront (BB-1, BB-2, And BB-3), the Downtown (DT-1, DT-2, And DT-3), the Phoebus (PH-1, PH-2, And PH-3), and the Fort Monroe (FM-1, FM-2, And FM-3) Zoning Districts with Additional Standards

PUBLIC COMMENT**GENERAL ITEMS**

Ordinances

14. [22-0328](#) Ordinance to Repeal Chapter 32.1 of the City Code of the City of Hampton, Virginia in its Entirety and Enact Chapter 32.2 of the City Code of the City of Hampton, Virginia Entitled "Solid Waste"

Appointments

15. [22-0277](#) Consideration of an Appointment to the Building Code Board of Appeals
16. [22-0325](#) Consideration of Appointments to the Board of Zoning Appeals
17. [22-0341](#) Consideration of Appointments to the Hampton Senior Citizens Advisory Committee
18. [22-0343](#) Consideration of Appointments to the Neighborhood Commission
19. [22-0344](#) Consideration of Appointments to the Social Services Local Advisory Board
20. [22-0276](#) Consideration of an Appointment to the Hampton Commission on the Arts
21. [22-0336](#) Consideration of Appointments to the Coliseum Advisory Committee
22. [22-0337](#) Consideration of Appointments to the Animal Control Advisory Committee
23. [22-0338](#) Consideration of Appointments to the Hampton Federal Area Development Authority
24. [22-0339](#) Consideration of an Appointment to the Hampton Clean City Commission
25. [22-0340](#) Consideration of Appointments to the Wetlands Board
26. [22-0345](#) Consideration of an Appointment to the Golf Course Advisory Committee

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES**MISCELLANEOUS NEW BUSINESS****ADJOURNMENT**

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

