

City of Hampton

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



Revised Agenda

Wednesday, August 14, 2024

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
Cynthia E. Hudson, Interim City Attorney
Katherine K. Glass, MMC, 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. [24-0315](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2025 Virginia Homeless Solutions Program Grant Awarded by the Virginia Department of Housing and Community Development
2. [24-0330](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Accept and Appropriate the 2025 Part C of the Individuals with Disabilities Education Act (IDEA Grant) Funding Awarded by the Department of Behavioral Health and Developmental Services for Infants and Toddlers with Disabilities and their Families
3. [24-0340](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2024 Virginia Byrne/Justice Assistance Law Enforcement Equipment Grant Awarded by the Virginia Department of Criminal Justice Services
4. [24-0341](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Accept and Appropriate the 2024 Institute for Intergovernmental Research (IIR) Building Bridges Implementation Grant Awarded by the Bureau of Justice Assistance (BJA) to the City of Hampton, Virginia
5. [24-0348](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2025 Victims of Crime Act-Victim Services Grant Program ("VOCA-VSGP") awarded by the Virginia Department of Criminal Justice Services
6. [24-0350](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2025 Witness Protection Grant awarded by the Virginia Department of Criminal Justice Services
7. [24-0351](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the Fiscal Year 2025 Public Safety Answering Point (PSAP) Education Program Grant Awarded by Virginia Department of Emergency Management (VDEM), Virginia 911 Services Board.
8. [24-0353](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the FY24 Four-for-Life Aid to Localities Funds

- from the Commonwealth of Virginia, Office of Emergency Medical Services
9. [24-0354](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the FY 2025 Fire Programs (Aid to Localities) Fund Allocation from the Commonwealth of Virginia, Department of Fire Programs
 10. [24-0360](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2024 Election Grant Awarded by the Virginia Department of Elections
 11. [24-0363](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Accept and Appropriate the Safe Streets and Roads for All Planning and Development Grant Awarded by the United States Department of Transportation for the City of Hampton - Hampton Safety Corridor Plan
 12. [24-0367](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate to and within the Capital Fund (Capital Projects Fund) for the Traffic Signals Retimings Phase II Project (1) \$423,928 in Additional Congestion Mitigation and Air Quality Funding from the Virginia Department of Transportation; and (2) Bond Funds of \$70,278 to be transferred from the Traffic Signal System Retiming Project
 13. [24-0369](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Accept and Appropriate the 2024 TRIAD Crime Prevention for Seniors Award Program Grant awarded by the Office of the Attorney General to the City of Hampton, Virginia
 14. [24-0366](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget and Appropriate \$28,885 from the Capital Fund (Capital Projects Fund) Restricted Fund Balance to the Capital Fund (Capital Projects Fund) for the Transportation Initiative Project
 15. [24-0370](#) Resolution to Affirm the City of Hampton, Virginia's Acceptance and Use of the Fiscal Year 2025 Virginia Juvenile Community Crime Control Act Plan Annual Contribution, in the amount of \$315,704, through the Virginia Department of Juvenile Justice
 16. [24-0361](#) Resolution to Amend the Fiscal Year 2024 Council Approved Budget and Appropriate a Total of \$1,294,900 from the Capital Budget (Projects) Committed Fund Balance Account to Fund the War Memorial Stadium Locker Room Project
 17. [24-0362](#) Resolution Approving Fiscal Year 2024 Fourth Quarter Budget Adjustments
 18. [24-0368](#) Resolution Requesting that the Virginia Department of Transportation Program Little Back River Road Phase II Project into its Six-Year Improvement Plan
 19. [24-0349](#) Approval of the minutes from the work session of May 22, 2024; two

special closed sessions of July 8, 2024; the special closed session of July 25, 2024.

PRESENTATIONS, PROCLAMATIONS, AWARDS

20. [24-0275](#) Presentation of a Plaque to the City and its Police Division for Hampton's Recertification as a Certified Crime Prevention Community
21. [24-0375](#) Resolution Establishing a Sister City Relationship Between the Province of Malanje, Angola, Southwest Africa, and the City of Hampton, Virginia, United States of America

PUBLIC HEARINGS

Rezoning

22. [24-0329](#) Rezoning Application No.24-0329 by Trilogy Developers, LLC to Rezone +12.45 Acres at 1232 W. Queen Street and Adjacent Properties [LRSNs 2000218, 2000219, 2000220, 2000221, 2000222, 2000223, 2000224, 2000225, 2000226, and 2000227] from One Family Residential (R-11) District to Multifamily Residential (MD-4) District and Neighborhood Commercial (C-1) District with Proffered Conditions

Use Permits

23. [24-0325](#) Use Permit Application No. 24-0325 by Amazing Childcare and Learning Academy LLC to Permit a Day Care 2 Commercial at 1416 Todds Lane [LRSN: 3001227]

Ordinances

24. [24-0276](#) 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 New Definition for "Homestay Rental" and Amend Related Definitions
25. [24-0277](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 3, Section 3-2 Entitled "Table of Uses Permitted" and Section 3-3 Entitled "Additional Standards on Uses" to Add the Use "Homestay Rental" as Permitted with Approval of a Zoning Administrator Permit if Additional Standards are Met 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 Neighborhood Commercial (C-1), the Limited Commercial (C-2), the Langley Flight Approach Limited Residential (LFA-5), the Residential Transition (RT-1), the Buckroe Bayfront Single Family Residential (BB-1), the Buckroe Bayfront Mixed Residential (BB-2), the Buckroe Bayfront Optional Mixed Use (BB-3), the Downtown (DT-1, DT-2, and DT-3), the Phoebus (PH-1, PH-2, and PH-3), and the

Fort Monroe Inner Fort (FM-1), the Fort Monroe Historic Village (FM-2), and the Fort Monroe North Gate (FM-3) Zoning Districts

26. [24-0313](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 9, Entitled "Overlay Districts" to Update the Separation Requirements Contained Within the Overlay Related to Short-Term Rentals
27. [24-0314](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of The City of Hampton, Virginia by Amending Chapter 9, Entitled "Overlay Districts" to Amend Article IV, Entitled "O-FZ - Flood Zone Overlay" to Clarify that the Requirements of the Coastal A Zone are the Same as Those Within the Coastal High Hazard Zone

PUBLIC COMMENT

GENERAL ITEMS

Ordinances

28. [24-0274](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia, by Amending and Reenacting Chapter 14, Fire Prevention and Protection, Article I, In General, Section 14-11, Open Burning Prohibited; Exceptions to Incorporate Definitions and Interpretation to this Section, and to Amend the Open Burning Exceptions

Resolutions

29. [24-0283](#) Resolution Authorizing the Execution of a Lease Agreement Between the City of Hampton and Hampton Redevelopment and Housing Authority for the Use of Approximately 4,992 ± Square Feet of Office Space in the Ruppert L. Sargent Building Located at 1 Franklin Street, Suite 603, Hampton, Virginia
30. [24-0372](#) Resolution Designating the Restoration of Fort Wool as a Legislative Priority of the City of Hampton, in Order to Request Funding and Restoration by the Commonwealth of Virginia Allowing Reopening Fort Wool to the Public
31. [24-0288](#) Resolution Creating a Towing Advisory Board

Motions

32. [24-0381](#) Appointment of City Attorney and Action on City Attorney Employment Contract

Appointments

33. [24-0332](#) Consideration of an Appointment to the Hampton Federal Area

Development Authority (FADA)

34. [24-0333](#) Consideration of Appointments to the Citizens Police Advisory Group (CPAG)

35. [24-0339](#) Consideration of Appointments to the Fort Monroe Authority (FMA)

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

Contact Info:
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