



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, June 12, 2019

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 7:12 p.m. with all members of Council present. Deputy Clerk of Council Jennifer Green filled in for Clerk of Council Katherine Glass.

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 Curtis

The invocation was given by Councilwoman Curtis.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

Mayor Tuck apologized for the delay in the start of the meeting and explained that because Council only meets once a month in the summer season it was necessary to cover a number of items in closed session.

Mayor Tuck read the resolution in recognition of the 100th Anniversary of the Apprentice School at Newport News Shipbuilding and presented it to Newport News Apprentice School Academic Instructor Dr. Tanya Howard.

Dr. Howard stated she was a designee for Dr. Latiesha McCain and expressed their appreciation to Council for marking their centennial year.

Mayor Tuck acknowledged Deputy Clerk Jennifer Green who is sitting in as the Clerk.

8. [19-0185](#) Resolution in Recognition of the 100th Anniversary of The Apprentice School At Newport News Shipbuilding
- A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Resolution 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

CONSENT AGENDA

Deputy Clerk Jennifer Green read the protocol for the consent agenda and a summary of the consent items.

Approval of the Consent Agenda

Motion made by Councilmember Curtis, seconded by Councilmember Hobbs, 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. [19-0130](#) Request to Remove Resolution to Amend the Fiscal Year 2019 Council Approved Budget and Accept and Appropriate the FY 2018 State Criminal Alien Assistance Program ("SCAAP") Grant Awarded by the U. S. Department of Justice Bureau of Justice Assistance

Attachments: [FY17 Grant Award Notification](#)
[SCAAP FY17 Award Letter](#)

Item approved.

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

2. [19-0192](#) Resolution to Amend the Fiscal Year 2019 Council Approved Budget and Accept and Appropriate the FY 2017 State Criminal Alien Assistance Program ("SCAAP") Payment Provided by the U.S. Department of Justice Bureau of Justice Assistance Pursuant to 8 U.S.C. § 1231(i)

Attachments: [FY 17 SCAAP Award](#)

Item approved.

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

3. [19-0189](#) Resolution to Accept the 2019 Department of the Interior/National Park Service Cooperative Agreement Grant Awarded to the City of Hampton, Virginia; to Amend the Fiscal Year 2019 Budget for this Purpose; and to Appropriate those Funds to the Grant Fund

Attachments: [Detailed Workplan](#)
[SF424, Budget & Assurances](#)
[Assurances Document](#)
[Materials Grant COI Letter](#)
[Cooperative Agreement](#)
[NPS Hampton audit document](#)
[NPS Lobbying Form](#)
[May 18 Report](#)

Item approved.

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

4. [19-0163](#) Resolution to Amend the Fiscal Year 2020 Council Approved Budget and Accept and Appropriate Funds for the Fiscal Year 2020 Children's Services Act (formerly Comprehensive Services

Act for At-Risk Youth and Families)

Attachments: [Grant Packet](#)

Item approved.

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

5. [19-0194](#) Resolution To Appropriate \$1,053,860 in Transportation Alternatives Set Aside Funding to Three (3) Capital Projects and Transfer Bond Funds of \$92,820 From Settlers Landing Bridge Bond Project to Mellen Street Bike & Pedestrian Improvements Project; Transfer Bond Funds of \$124,740 From the Mercury Boulevard Conversion Bond Project to the Mercury Boulevard Road Diet & Improvements Segment I Project; and Transfer Bond Funds of \$62,580 From the Saunders Road Bond Project to the Mercury Boulevard Road Diet & Improvements Segment II Project

Attachments: [Mercury Blvd - Segment I Project Details](#)
[Mercury Blvd - Segment II Project Details](#)
[Mellen Street - Segment I Project Details](#)

Item approved.

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

6. [19-0154](#) 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

Attachments: [HRHA Resolution Sargent Lease Executed 5-22-2019](#)
[Lease Agreement - HRHA](#)

Item approved.

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

7. [19-0182](#) Approval of the Minutes from the Legislative Session of March 27, 2019 and the Work, Ceremonial, and Legislative Sessions of May 22, 2019

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

Deputy Clerk Jennifer Green read the protocol for public hearings and introduced the item.

Rezoning

9. [19-0186](#) Rezoning Application No. 19-00002 By the City of Hampton to Rezone 65 Hall Road [LRSN 10000173] from One Family Residential (R-33) to Parks and Open Space General (PO-1) District Without Proffered Conditions

Attachments: [Resolution](#)
[Application](#)
[Proffer Statement](#)
[Plat](#)
[Staff Report](#)
[Presentation CC](#)

City Manager Mary Bunting introduced Placemaking Planner Alison Eubank who gave a presentation.

Ms. Jamie Chapman greeted Council and staff and made the following comment: I am Jamie Chapman, I live at 204 Lighthouse Drive in the Fox Hill section of our City and I speak tonight in support of rezoning of 65 Hall Road to allow the City of Hampton to work closely with Fox Hill residents and community organizations to

establish a Neighborhood Center that will provide a safe and friendly environment for families to come together for fun, recreation, learning and community betterment.

Ms. Chapman continued stating the leaders of Hampton deserve high praise for championing the concept of Neighborhood Centers and working with an enthusiastic group of volunteers from Fox Hill. I am confident we will be able to create a good neighborhood center that will be greatly appreciated by the families in Fox Hill neighborhoods. We have a lot of planning yet to do, but our chances of success are guaranteed due to the wonderful help of some very talented and dedicated employees of the Community Development Department.

Ms. Chapman commented that what most important to the volunteers and staff who are creating the Fox Hill Neighborhood Center is to create a center that serves neighbors in the Fox Hill region of Hampton and helps to build a sense of community and good will. Thank you, again for your leadership and commitment to helping the citizens of Hampton try to improve our lives and our neighborhoods.

Mayor Tuck asked what the observation points represent.

Ms. Eubank replied that she could not answer with 100 percent accuracy but believed that refers to some of the measurements used in putting together the Wetlands Report.

City Manager Mary Bunting gave a briefing regarding the Olde Hampton Neighborhood Center that has been designated as the Mary Jackson Neighborhood Center.

A motion was made by Councilmember Curtis seconded by Councilmember Hobbs, that this Zoning Ordinance - Map 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

Ordinances

PUBLIC COMMENT

Deputy Clerk Jennifer Green read the protocol for the public comment period.

Mayor Tuck announced that stating your address is not necessary as that

information is found on the form filled out prior to the meeting.

Mr. David Born stated I am here again to ask the City Council to vote on an amendment to an ordinance they made in 2011 restricting the building on private lanes and private roads. I have been trying for a while to get this done and would like the amendment to read to send the city inspectors, the fire inspectors, whoever inspects the road in question. If the roads will accept fire trucks and city trash trucks, issue permits. If won't, don't. I got a bunch of backing on this thing from a lot of tax paying citizens that live on these roads boarding private roads. Two of them in particular, down there on the first floor you have a banner of them with their picture - Billy Woods and Betty Woods. When I told Billy of this thing two weeks ago, if I told you the comment he told me I would be escorted out of here. This is a bad ordinance, it totally restricts all of us. If the roads will accept fire trucks and city trucks, issue the permits. I don't get it and don't understand it. I have been fighting this thing since January and I have hit nothing but road blocks, I don't get calls back. I get a little feedback, nobody calls me back. I asked for a meeting with the Council because three minutes is just not enough to discuss this thing. I do not understand why it cannot be voted on and resolved. Like I say, I have a lot of backing on this thing from a lot of people and have not talked to the first person who knows anything on this ordinance. Thank you.

Ms. Donna Little addressed Council and made the following comment. I am with Olde Hampton Community Association and we were very concerned about Olde Hampton Community Center which would be named Mary W. Jackson. She thanked City Manager Mary Bunting for bringing it out because they did feel like they were left out. The neighborhood is getting disgruntled and I have talked to Vice Mayor Gray and did get some updates and now it is being said in the open and think that will help with the neighborhood. Thank you for addressing this issue.

Mayor Tuck stated that Council has not forgotten about her neighborhood or the center.

Mayor Tuck stated to Mr. Born that each time he has received a call, he has called him back and tried his best to address Mr. Born's concerns. Mayor Tuck stated that today in closed session, Council was given a briefing on his situation and other similar situations and told Mr. Born they could talk further but it was not something that Council is recommending doing because of the number of issues and concerns involved.

David Born spoke on his issues regarding the subdivision

ordinance related to private roads.

Donna Little thanked City Manager Bunting for publicly announcing the City's commitment to continue working on the Old Hampton Community Center.

GENERAL ITEMS

Ordinances

Resolutions

Appointments

Appointments were deferred until July 10, 2019.

10. [19-0099](#) Consideration of Appointments to Animal Control Advisory Committee
- A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019. 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
11. [19-0174](#) Consideration of Appointments to Building Code Board of Appeals
- A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019. 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
12. [19-0175](#) Consideration of Appointments to Citizens' Engagement Advisory Commission (CEARC)
- A motion was made by Councilmember Curtis seconded by

Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019.

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

13. [19-0176](#) Consideration of Appointments to Citizens Unity Commission (CUC)

A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019.

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

14. [19-0188](#) Consideration of Appointments to Hampton-Newport News Community Services Board

A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019.

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

15. [19-0111](#) Consideration of Appointments to Neighborhood Commission

A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019.

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

16. [19-0193](#) Consideration of Appointments to Wetlands Board

A motion was made by Councilmember Curtis seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/10/2019.

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

There were no reports.

MISCELLANEOUS NEW BUSINESS

Mayor Tuck announced that Thursday through Saturday there will be high school graduations in Hampton and reiterated that there will only be one meeting a month for June, July and August and the next meeting will be July 10.

Councilman Brown wished all the fathers and father figures a Happy Father's Day.

ADJOURNMENT

The meeting adjourned at 7:41 p.m.

Donnie R. Tuck
Mayor

Katherine K. Glass, CMC
Clerk of Council

Date approved by Council _____