



City of Hampton

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

Notice of Action City Council Legislative Session

Mayor Jimmy Gray
Councilmember Randy C. Bowman, Sr.
Councilmember Steven L. Brown
Councilmember Carolyn S. Campbell
Councilmember Michelle Taylor Ferebee
Councilmember Hope L. Harper
Councilmember Martha M. Mugler

STAFF: Mary Bunting, City Manager
Courtney R. Sydnor, City Attorney
Katherine K. Glass, MMC, Clerk of Council

Wednesday, January 8, 2025

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Mayor Gray called the meeting to order at 6:30 p.m. with all members of the City Council present.

Present: 7 - Councilmember Randy C. Bowman Sr., Vice Mayor Steven L. Brown, Councilmember Carolyn S. Campbell, Councilmember Michelle T. Ferebee, Councilmember Hope L. Harper, Councilmember Martha Mugler and Mayor Jimmy Gray

INVOCATION - Councilwoman Martha Mugler

Councilwoman Mugler gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

Mayor Gray shared that the organizational meeting of City Council took place this morning and he welcomed the new and returning members.

CONSENT AGENDA

Approval of the Consent Agenda

Motion made by Councilmember Mugler, seconded by Councilmember Ferebee, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

1. [24-0533](#) Resolution Requesting the Virginia Department of Transportation to Add and Delete Certain Streets to Those Classified as Principal and Minor Arterial Roads and Collector Roads and Local Streets

Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

2. [24-0535](#) Resolution to Amend the Resolution Establishing the Citizens Police Advisory Group as a Hampton City Council Appointed Committee

Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

3. [24-0523](#) Correction of Appointment Terms for Citizens Police Advisory Group, Peninsula Agency and Aging, and Neighborhood Commission

Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

4. [24-0536](#) Resolution Authorizing the Donation of Tasers and related equipment to the Gloucester County Sheriff's Office

Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

5. [24-0537](#) Resolution Approving Donation of a Ballistic Vest and Vest Carrier to the Creston Police Department in Creston, Ohio.
Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

6. [24-0532](#) Approval of the minutes from the October 23, 2024 work session.
Item approved.

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

PRESENTATIONS, PROCLAMATIONS, AWARDS

There were no presentations, proclamations or awards at this meeting.

PUBLIC HEARINGS

Use Permits

7. [24-0456](#) Use Permit Application by Virginia Electric and Power Company to Relocate and Operate a Communication Tower at 902 G Street [LRSN: 1000699]

Presented by Donald Whipple, Chief Planner. Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing. A motion was made by Councilmember Martha Mugler and seconded by Councilmember Michelle Ferebee, that this Use Permit be approved with nine (9) conditions. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

8. [24-0490](#) Use Permit Application by Raising Canes Restaurants LLC to Permit a Restaurant 3 at 1044 W. Mercury Blvd. [LRSN: 7001551]

Presented by Donald Whipple, Chief Planner. Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Councilmember Martha Mugler and seconded by Councilmember Hope Harper, that this Use Permit be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

9. [24-0489](#) Use Permit Application by A & A Loyalty Group to Permit a Restaurant 3 at 85 & 87 Lincoln Street [portion of LRSN: 2003249]

Presented by Donald Whipple, Chief Planner. Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing. The applicant responded to questions of City Council.

A motion was made by Councilmember Martha Mugler and seconded by Vice Mayor Steven Brown, that this Use Permit be deferred to the City Council Legislative Session, due back on 2/26/2025 and that they have a completed and approved security plan in addition to holding a community meeting. The motion carried by the following vote:

Aye: 4 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Ferebee and Councilmember Mugler

Nay: 3 - Councilmember Campbell, Councilmember Harper and Mayor Gray

Resolutions

Deputy City Manager DeProfio explained that Hampton's Code requires that a budget public hearing is advertised and conducted if the budget is amended by more than 1%. Typically budget amendments during the year fall below this threshold and are usually associated with grants that we receive each year or other one time expenses. However, the City was recently awarded a \$20,006,400 federal grant from the Environmental Protection Agency to address flooding issues in the Aberdeen Gardens area, which is item number 24-0531 on the agenda this evening. The grant, by itself, puts the City over the 1% threshold, which is the reason for this evening's public hearing. There is no local match for this grant, or any of the other grants on the agenda this evening. In addition to the \$20 million EPA grant, the budget related items on the agenda tonight include appropriating \$2 million from our capital fund, fund balance to cover higher costs for capital projects previously approved by Council, a \$42,427 grant for police equipment, \$150,000 for active shooter and terrorism training for the Hampton Roads Region and \$11,843 to support training and supplies for our volunteer Community Emergency Response Team. Council is being asked to approve all five items in separate actions, however, we are legally allowed to have one hearing since, together, they amend the budget by the more than the 1% threshold.

10. [24-0531](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the U.S. Environmental Protection Agency's (EPA) Environmental and Climate Justice Block Grant Program Award for the Aberdeen Gardens Community Resilience Implementation Strategy [Grant No. (FAIN) 953A0079]

Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Vice Mayor Steven Brown and seconded by Councilmember Michelle Ferebee, that this Resolution-Budget be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

11. [24-0534](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Appropriate a Total of \$2,000,000 from the Capital Budget (Projects) Committed Fund Balance Account to the Capital Budget (Projects) Fund Contingency Account to Complete Certain Ongoing Capital Projects

Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Councilmember Hope Harper and seconded by Councilmember Michelle Ferebee, that this Resolution-Budget be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

12. [24-0518](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the FY2024 Edward Byrne Memorial Justice Assistance Grant Awarded by U.S. Department of Justice, Bureau of Justice Assistance.

Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Councilmember Michelle Ferebee and seconded by Vice Mayor Steven Brown, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

13. [24-0524](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2024 Urban Area Security Initiative Grant Awarded through the Virginia Department of Emergency Management for Terrorism/Active Shooter and Bleeding Control Training for the Hampton Roads region
- Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Vice Mayor Steven Brown and seconded by Councilmember Hope Harper, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

14. [24-0525](#) Resolution to Amend the Fiscal Year 2025 Council Approved Budget to Accept and Appropriate the 2024 State Homeland Security Program Grant Awarded through the Virginia Department of Emergency Management for the Community Emergency Response Team (CERT) Regional Collaboration - Peninsula.
- Mayor Gray opened the public hearing. There were no speakers on the item and the Mayor closed the public hearing.

A motion was made by Councilmember Martha Mugler and seconded by Vice Mayor Steven Brown, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

PUBLIC COMMENT

The following individuals spoke during public comment: Travis Adams, Aaron Weaver, Joan Weaver, and Andrew Stith.

At Mayor Gray's request, Mr. DeProfio confirmed that the 1.5 million dollars that Ms. Weaver spoke about is still in place.

GENERAL ITEMS

Appointments

15. [24-0522](#) Consideration of an Appointment to Virginia First Cities
- A motion was made by Councilwoman Martha Mugler and seconded by Councilwoman Ferebee that Mayor Jimmy Gray be appointed in the place of former Mayor Donnie Tuck to the Board of Directors of Virginia First Cities. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman Sr., Vice Mayor Brown, Councilmember Campbell, Councilmember Ferebee, Councilmember Harper, Councilmember Mugler and Mayor Gray

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

There were no reports.

MISCELLANEOUS NEW BUSINESS

Vice Mayor Brown and Councilman Bowman gave brief remarks.

ADJOURNMENT

The meeting adjourned at 8:03 p.m.

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