



City of Hampton

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

Council Approved Minutes - Final City Council Work 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

Wednesday, April 27, 2022

1:00 PM

Council Chambers

CALL TO ORDER

Mayor Tuck called the meeting to order at 1 p.m. with all members of the City Council present. Brian DeProfio, Assistant City Manager, was sitting in the place of City Manager Mary Bunting who was away with a team from the City of Hampton attending the Bloomberg Institute.

Present 7 - Councilmember Chris L. Bowman, Councilmember Eleanor Weston Brown, Councilmember Steven L. Brown, Councilmember Michelle T. Ferebee, Vice Mayor Jimmy Gray, Councilmember Billy Hobbs, and Mayor Donnie R. Tuck

DONNIE R. TUCK PRESIDED

AGENDA

1. [22-0140](#) Briefing on Food Truck Ordinance

Attachments: [Presentation](#)

Assistant City Manager Brian DeProfio introduced the item and introduced the Director of Community Development, Terry O'Neill, to make the presentation.

Mr. O'Neill greeted those on the dais and thanked the team, comprised of individuals from various City departments, for working together to determine how to proceed with amending regulations for food trucks in Hampton.

Mr. O'Neill stated that the purpose of today's presentation is to share the takeaways

from the outreach to various stakeholders in the community and to share their wishes and concerns regarding food trucks in Hampton. He noted that Council will also have an opportunity to provide feedback on how to proceed moving forward.

Mr. O'Neill reminded everyone that the City Attorney's Office previously provided extensive information about the current regulatory framework regarding food trucks in Hampton and then reviewed the first portion of the slide presentation which provided an overview of current regulations. Information about permits and where food trucks are and are not permitted was included in the overview.

Mr. O'Neill briefly spoke about outreach efforts and shared the list of stakeholders with which the team engaged. The next group of slides outlined the feedback received from businesses including some within the Coliseum Central Business Improvement District and the Downtown Hampton Development Partnership. Mr. O'Neill announced that across the board, stakeholders were open to food trucks in their locations and districts with some suggested restrictions, but were generally favorable about allowing food trucks in the community in a more widespread manner.

The next portion of the presentation provided information related to the City survey, including the list of survey respondents and their feedback. This portion of the presentation also provided feedback received from food truck operators who, for the most part, welcomed the opportunity to expand operation in Hampton.

Mayor Tuck referenced the slide which indicated that there was only one respondent from Sentara Hospital who responded to the City's survey and then asked if specific individuals or groups were targeted for the survey. Mr. O'Neill explained that the districts provided lists of their memberships and those members received the survey; however, the team has not followed up with the organizations (such as Sentara Hospital) due to time constraints.

Mr. O'Neill continued speaking about the City's survey responses as described in the slide presentation.

Mr. O'Neill summarized the analysis of the feedback. Most were receptive to accommodating food trucks in an open way; pros and cons of allowing food trucks on public streets in a regulated fashion were expressed; there was a desire to explore designated "no food truck zones" in an attempt to respect concerns of existing small businesses; and there was a desire for the permit process to be streamlined.

Mr. O'Neill opened the floor for questions and feedback from Council on whether

they would like staff to pursue some or all of these options.

Vice Mayor Gray asked about implementing the program this summer with the potential for tweaking it afterwards. Mr. O'Neill said that the food truck vendors were less concerned about immediate scheduling and the date of the adoption of the new regulations and more concerned with getting everything right first rather than rushing and determining later that it is not working. He also indicated that the stakeholders preferred to review the draft regulations first and then move forward with implementation late summer or early fall.

Councilman Brown acknowledged the hard work of all involved including Deputy City Attorney Bonnie Brown. He shared that he believes this plan begins the work needed to dispel the perception that Hampton is not business friendly to all businesses. In addition, he believes it is important to not alienate food trucks with the 100 foot regulation from restaurants so that there is a variety of restaurants and food trucks available for citizens to select from based on their desires at a given time. He expressed the need to be sensitive to senior citizens and the disabled so that they do not have to go far to enjoy food from food trucks and agreed with Mayor Tuck that it is a good idea to follow up with the companies regarding the City survey.

Councilman Bowman commended everyone for their hard work and the great presentation and suggested that all of the options that were presented be pursued.

Councilwoman Brown shared that she is pleased that Hampton is expanding its food services and suggested that staff reach out to the citizens to find out their desires regarding what may or may not be convenient and enjoyable for them.

Mr. O'Neill indicated that staff will work with Hampton's Communications Strategist, Robin McCormick, to distribute a survey to the general public with the purpose of receiving their input.

Mayor Tuck asked how the vendors feel about this getting pushed back to the fall due to drafting the regulations and the approval process since food trucks usually see a spike in business during the summer.

Mr. O'Neill reiterated that the members of the food truck association have communicated that they would rather see the language of the ordinance first. In addition, when they were advised that this process would push scheduling to the end of the summer or early fall, they were okay with it.

Mayor Tuck thanked Mr. O'Neill for the wonderful presentation and opened the floor for additional comments from Council.

Vice Mayor Gray clarified that the plan is to pursue all of the options prior to returning to Council. Mr. O'Neill concurred.

2. [22-0090](#) Budget Briefings: City Manager's Recommended FY 2023-2027 Capital Improvement Plan ("CIP")

Attachments: [Presentation](#)

Assistant City Manager DeProfio introduced the item and shared that this is an opportunity for Council to ask questions and provide feedback on the Capital Improvement Plan (CIP). He then introduced Budget and Management Analyst, Stephanie McElmore, to review the proposed 2023-2027 CIP.

Ms. McElmore began the presentation by sharing Hampton's definition of CIP and a bit about the various ways in which projects are funded (bonds, general fund, dedicated sources and state and federal funding).

Ms. McElmore reviewed the next group of slides which provided information about the five-year CIP spending plan for projects that advance Council's strategic priorities. Also included in the presentation was a list of projects for each priority; the amount of funding allocated for each project; and the percentage each priority represents in the CIP. Council strategic priorities include economic growth; educated and engaged citizenry; family resilience and economic empowerment; good government; living with water; placemaking; and a safe and clean community.

Vice Mayor Gray asked if the \$2.6 million allocated for the Grant Street Roadway project is the match for the Virginia Department of Transportation (VDOT) funds and if the City has received approval from VDOT to move forward with the project. Mr. DeProfio replied yes and added that there is additional design work to be done; however, the project has been approved by VDOT.

In response to Councilman Brown, Mr. DeProfio explained that the funding allocation for the Social Services building project will be used for relocating Social Services to a leased space and will cover moving, furniture and other expenses associated with the relocation process.

The final two slides of the presentation listed other projects that will be funded with existing sources and the timeline of events moving forward. Ms. McElmore opened the floor for questions and comments from Council.

Vice Mayor Gray referenced the funding in the CIP for construction of the 911 Center and asked if the design phase of the project is complete. Mr. DeProfio

confirmed that that project is still in the design phase.

Vice Mayor Gray also asked if the plan still includes relocating both 311 and 911. Mr. DeProfio clarified that 311 has already been relocated to the old courthouse building; therefore, it is no longer part of the plan.

Mayor Tuck opened the floor for additional questions and comments. None were posed.

REGIONAL ISSUES

There were no regional issues.

NEW BUSINESS

Mayor Tuck announced that he and Mr. DeProfio were wearing masks out of an abundance of caution for the people on the dais as, on Monday, they both attended a meeting where a fellow attendee has tested positive for Covid. They were just notified a short time before the afternoon session so could not test in advance.

CLOSED SESSION

3. [22-0141](#) Closed session pursuant to Virginia Code Sections 2.2-3711.A (.1), (.3), and (.8) to consider appointments as listed on the agenda and consideration of an appointment recommendation for the Governor's appointment to the Hampton Roads Transit board; to discuss the disposition of publicly held real property in the Buckroe area of the city where discussion in an open meeting would adversely affect the bargaining or negotiating strategy of the city; and to consult with legal counsel employed by the City regarding specific legal matters concerning taxi cab ordinances in the Hampton City Code which require the provision of legal advice by such counsel.

At 1:41 p.m., a motion was made by Councilmember Billy Hobbs and seconded by Councilmember Chris Bowman, that this Closed Session - Motion be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Councilmember Ferebee, Vice Mayor Gray, Councilmember Hobbs and Mayor Tuck

- 4. [22-0130](#) Consideration of Appointments to the Citizens' Unity Commission (CUC)
- 5. [22-0156](#) Consideration of Appointments to the Hampton Roads Regional Jail Authority
- 6. [22-0050](#) Consideration of an Appointment to the Hampton Clean City Commission
- 7. [22-0068](#) Consideration of an Appointment to the Peninsula Town Center CDA
- 8. [22-0069](#) Consideration of Appointments to the Virginia Municipal League 2022 Policy Committees

CERTIFICATION

- 9. [22-0153](#) Resolution Certifying Closed Session
At 4:15 p.m., a motion was made by Councilmember Billy Hobbs and seconded by Councilmember Michelle Ferebee, that this Closed Session - Certification be approved. The motion carried by the following vote:

Aye: 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Councilmember Ferebee, Vice Mayor Gray, Councilmember Hobbs and Mayor Tuck

ADJOURNMENT

The meeting adjourned at 4:15 p.m.

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

Donnie R. Tuck
Mayor

Katherine K. Glass, CMC
Clerk of Council

Date approved by Council _____