



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 Linda D. Curtis
Councilmember Jimmy Gray
Councilmember W.H. "Billy" Hobbs
Councilmember Will Moffett
Councilmember Teresa V. Schmidt
Councilmember Chris Snead

STAFF: Mary Bunting, City Manager
Vanessa T. Valldejuli, City Attorney
Katherine K. Glass, CMC, Clerk of Council

Wednesday, June 13, 2018

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

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

Present: 7 - Vice Mayor Linda D. Curtis, Councilmember Jimmy Gray, Councilmember Billy Hobbs, Councilmember Chris Snead, Councilmember Will Moffett, Councilmember Teresa V. Schmidt and Mayor Donnie R. Tuck

DONNIE R. TUCK PRESIDED

INVOCATION - Councilmember Moffett

Prior to giving the invocation, Councilman Moffett acknowledged the passing of former Hampton City Councilmember and State Legislator, Tom Gear, and offered condolences to the Gear family.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

Mayor Tuck shared that the City Attorney, Vanessa Valldejuli, was not present this evening due to preparation for knee surgery, and Lola Rodriguez Perkins, Senior Assistant City Attorney was sitting in her place. He indicated that Ms. Valldejuli is retiring as of July 1st and was recognized during the afternoon work session. He also shared that Assistant City Manager James A. "Pete" Peterson was also retiring at the same time and recognized him.

Mayor Tuck then introduced Sarah Roberts, a young lady from Hampton who just missed the cutoff to be a finalist in the Scripps National Spelling Bee. Mayor Tuck also shared that she is a member of Girl Scout Troop 1038 who just earned her Silver Award, the second highest award in Girl Scouting. She planned a project where 350 stuffed animals were made and donated to hospitalized children at the Childrens Hospital of the Kings Daughters. Her goal is to be an astronaut and the first Hispanic woman on Mars. Mayor Tuck presented Ms. Roberts with a commemorative coin and pin after which she was photographed with the members of Council. She then gave remarks about her experience as a spelling bee contestant.

The Mayor also asked the Boy Scouts from Troop 915 to stand. They were attending the meeting as a part of their work on a merit badge.

[18-0238](#)

Motion to amend the agenda to add resolutions under the "Presentations, Proclamations, Awards" section of the agenda and to add a motion on a personnel action at the end of the agenda.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Snead, that this be approved. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

Despite the decision to add the resolutions in recognition of Margot Shetterly, Councilwoman Teresa Schmidt and Councilman Will Moffett under the Presentations, Proclamations and Awards portion of the meeting, Council proceeded with the items prior to the Consent Agenda.

[18-0164](#)

Resolution in Recognition of Margot Lee Shetterly

Mayor Donnie R. Tuck read the resolution in recognition of Margot Lee Shetterly,

author of the book Hidden Figures which tells the story of black women who played significant roles in America getting into orbit and to the moon.

Mayor Tuck presented Mrs. Shetterly with the Hampton Distinguished Citizen Award, the highest honor given by the City.

Mrs. Shetterly thanked Council for the honor. She also thanked her family for their support. She asked everyone to remember all of those who played vital roles in the space program at the National Aeronautics and Space Administration (NASA). She then congratulated Sarah Roberts on her accomplishments.

Family members, friends, neighbors, church members and other supporters of Mrs. Shetterly stood to be recognized.

WHEREAS, Margot Lee Shetterly graduated from Phoebus High School in Hampton, Virginia;

WHEREAS, she graduated from the University of Virginia's McIntire School of Commerce;

WHEREAS, she worked in investment banking on the Foreign Exchange trading desk at J.P. Morgan and Merrill Lynch's Fixed Income Capital Markets desk;

WHEREAS, she also worked in the media industry at a variety of startup ventures;

WHEREAS, for many years, Margot and husband, Aran Shetterly, lived in Mexico where they founded the English-language magazine, Inside Mexico, and worked as content marketing and editorial consultants to the Mexican tourism industry;

WHEREAS, in 2010, Shetterly began researching and writing her first book, Hidden Figures, a non-fiction book which tells the story of the black women who played significant roles in Americans getting into orbit and to the moon. These women worked as the National Aeronautics and Space Administration's (NASA) first human computers, crunching numbers long before the computer was invented;

WHEREAS, in 2013, Shetterly founded the Human Computer Project, an organization whose mission is to archive the work of all of the women who worked as computers and mathematicians in the early days of the National Advisory Committee for Aeronautics (NACA) and NASA;

WHEREAS, Hidden Figures: The American Dream and the Untold Story of the Black Women Mathematicians Who Helped Win the Space Race, was a top book of 2016

for both TIME and Publisher's Weekly, a USA Today bestseller, and a #1 New York Times bestseller;

WHEREAS, in 2016, the Fox 2000 feature film, "Hidden Figures", was released. The film starred Taraji P. Henson, Octavia Spencer, Janelle Monáe and Kevin Costner;

WHEREAS, Shetterly is the co-writer of a Hidden Figures children's book which was released in January 2018; and

WHEREAS, Shetterly is an Alfred P. Sloan Foundation Fellow, the recipient of a Virginia Foundation for the Humanities grant for her research on women in computing, and the 2018 recipient of the Space Foundation's Douglas S. Morrow Public Outreach Award, presented annually to an organization or individual who has made significant contributions to the public awareness and understanding of space programs and technology.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hampton, Virginia, that Margot Lee Shetterly be, and hereby is, awarded the Hampton Distinguished Citizen Award for the contributions she has made to science, the City of Hampton, and society.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes of the June 13, 2018, City Council meeting of the City of Hampton, Virginia, and that an appropriate copy be signed by the Mayor, attested by the Clerk, and presented to Margot Lee Shetterly.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Schmidt, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

[18-0190](#) Resolution in Recognition of Councilwoman Teresa Schmidt

Mayor Tuck gave remarks regarding Councilwoman Teresa Schmidt. He said that her passion for issues concerning our environment and flooding in neighborhoods has been much appreciated. He thanked her for being a part of this great team and said that she will be missed by all. Mayor Tuck then read the resolution in recognition of Teresa Schmidt.

Councilwoman Schmidt commented that she has loved serving Hampton and is

proud to call Hampton her home. She said she believes Hampton is headed for great things and encouraged citizens to get involved by joining a board or commission, and meeting people face to face so that more people can realize what a great City Hampton is.

WHEREAS, Councilwoman Teresa Schmidt was born and reared in the City of Hampton, Virginia, and has remained a resident in the City all of her life;

WHEREAS, she is a graduate of Kecoughtan High School;

WHEREAS, she is a 1985 graduate of Old Dominion University, where she majored in Computer Science and minored in Interpersonal Communications;

WHEREAS, Councilwoman Schmidt is a member of Chi Omega, a women's fraternal organization known for providing a steady, consistent guide for its Sisters to create a path of purpose and success;

WHEREAS, she has been the Assistant Administrative Director and Treasurer of Community Presbyterian Preschool since 1994;

WHEREAS, she is very active in the community and has served numerous groups and organizations including the Planning Commission; Hampton Tourism Advisory Committee; Freedom Life Church, covenant partner; Hampton Roads Ecumenical Lodgings and Provisions, Inc. (H.E.L.P.); Peninsula Early Childhood Education Administrators; Community Presbyterian Church; Habitat for Humanity; Citizens Transportation Advisory Committee (CTAC); and Hampton Grievance Committee;

WHEREAS, she also serves as the Hampton City Council Liaison to the Cultural Alliance of Greater Hampton Roads, Virginia Municipal League Environmental Quality Committee, Hampton Clean City Commission and Hampton Federal Area Development Authority;

WHEREAS, Councilwoman Schmidt honorably served the City of Hampton from July 2014 - June 2018, as a member of Council;

WHEREAS, she served the citizens of Hampton with respect and dignity and was committed to reducing their tax burden;

WHEREAS, her commitment to protecting our waterways and wetlands in order to prevent erosion, reduce flooding and keep property values at a premium has been much appreciated in the community;

WHEREAS, Councilwoman Schmidt is married to Leonard Schmidt; and

WHEREAS, they are the proud parents of three sons: Ryan, Andrew and Travis, and the grandparents of five grandchildren.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hampton, Virginia, that Councilwoman Teresa L. V. Schmidt be, and hereby is, recognized and commended for her commitment to the Hampton City Council and the citizens of the City of Hampton.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes of the June 13, 2018, City Council meeting of the City of Hampton, Virginia, and that an appropriate copy be signed by the Mayor, attested by the Clerk, and presented to Teresa L. V. Schmidt.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Snead, that this Resolution be approved. The motion carried by the following vote:

Aye: 6 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett and Mayor Tuck

Out: 1 - Councilmember Schmidt

[18-0170](#) Resolution in Recognition of Councilman Will Moffett

Mayor Tuck gave remarks regarding Councilman Will Moffett. He said that citizens have been well-served by his eight years on Council and his passion for our citizens, youth and civic engagement. He thanked Councilman Moffett for all he has been to the Council and the citizens and said he will be missed. Mayor Tuck then read the resolution in recognition of Will Moffett.

Councilman Moffett commented that he is proud to have served one of the greatest cities in America. He gave honor to God. He thanked his wife, children, grandchildren and great grandchildren. He asked the audience to join him in giving Dr. Mary T. Christian a round of applause for her wonderful influence. He commended City Manager Bunting and staff for their work over the years. He said he is proud of the City and believes it is heading in the right direction and that he looks forward to working with everyone in the community in the near future. He thanked the citizens for allowing him the opportunity to serve. He concluded his remarks saying that he is not stepping down; instead, he is stepping up into his calling.

WHEREAS, Councilman Will Moffett has been a resident of Hampton, Virginia, for more than 40 years;

WHEREAS, he earned a Bachelor of Arts in Theology from the North Carolina College of Theology;

WHEREAS, he is a United States Air Force veteran, and retired after 31 years of service with the Department of the Army, where he served as Visual Information Manager and retired as the Director of Plans, Training, Mobilization and Security;

WHEREAS, over the years, he served on several citizen committees, including Chair of the Hampton Neighborhood Commission; Vice-Chair of the Hampton Redevelopment and Housing Authority; Co-Chair of the Hampton 400th Anniversary Committee; President of the Volunteer Center of the Virginia Peninsula; Member of Hampton's Unity Commission; National Points of Light Foundation (Neighboring Task Force); and as a member of the board of directors of numerous non-profit organizations;

WHEREAS, he was one of three Hampton representatives invited to the White House in Washington, D.C., to accept the prestigious All-America City Award and was one of two Hampton representatives invited to Berlin, Germany, to participate in the Reinhard Mohn Prize symposium on civic engagement, entitled "Revitalizing Democracy through Participation";

WHEREAS, Councilman Moffett is well-known for being instrumental in establishing the Y. H. Thomas Neighborhood Center in Hampton, a unique community empowerment model for the country;

WHEREAS, in 2010, he was elected to the Hampton City Council and was re-elected in 2014;

WHEREAS, Councilman Moffett serves as the Hampton City Council Liaison to the Transportation District Commission of Hampton Roads; FEMA Emergency Food and Shelter Program; Hampton Military Affairs Committee; Hampton Military History Foundation; Hampton Roads Community Action Program (HRCAP); 2019 Commemorative Commission; Citizens' Engagement Advisory Review Commission; Peninsula Public Sports Facility Authority; and as Delegate to the Virginia Municipal League and National League of Cities;

WHEREAS, he also served on the Hampton Roads Planning District Commission; Hampton Roads Transportation Planning Organization (alternate); National Aeronautics Support Team; Hampton Federal Area Development Authority; MLK &

Distinguished Citizen Commemorative Committee; and Hampton United Youth Violence Prevention Work Group;

WHEREAS, the Hampton City Council recognized Councilman Moffett with the Hampton Distinguished Citizen Award for his leadership as Co-Chair of the 400th Anniversary Committee;

WHEREAS, additional awards received by Councilman Moffett include the Conference of Minority Public Administrators Hampton Roads Outstanding Leaders Award and Distinguished Public Service Award; Omega Psi Phi Citizen of the Year Award; Kappa Alpha Psi Community Service Award; Peninsula Sports Club Special Achievement Award; Volunteer Center Jean K. Walker Community Service Award; and the HRHA Oswald A. Harris Award;

WHEREAS, Councilman Moffett is married to Theresa Mahone-Moffett; and

WHEREAS, they are blessed with three children, ten grandchildren and five great-grandchildren.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hampton, Virginia, that Councilman Will Moffett be, and hereby is, recognized and commended for his commitment to the Hampton City Council and the citizens of the City of Hampton.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes of the June 13, 2018, City Council meeting of the City of Hampton, Virginia, and that an appropriate copy be signed by the Mayor, attested by the Clerk, and presented to Will Moffett.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Hobbs, that this Resolution be approved. The motion carried by the following vote:

Aye: 6 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Schmidt and Mayor Tuck

Out: 1 - Councilmember Moffett

CONSENT AGENDA

Clerk of Council Katherine Glass read the protocol for the consent agenda and a summary of the consent items.

Approval of the Consent Agenda

Motion made by Vice Mayor Curtis and seconded by Councilmember Snead, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

1. [18-0194](#) Resolution Authorizing an Advance of \$1,837,500 from the City's General Fund Unassigned Fund Balance to the Capital Projects Fund for School Maintenance Projects

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

2. [18-0179](#) Resolution Authorizing the Appropriating of \$36,787.36 from the Capital Projects Fund Restricted Fund Balance and \$288,935 in Urban Construction Initiative Funding to the Capital Projects Fund Transportation Initiative Project

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

3. [18-0186](#) Resolution Appropriating An Amount Not to Exceed \$855,000 from Committed Fund Balance - Budget Savings to Fund the Voluntary Retirement Incentive Program ("VRIP") Payout Incentive of \$373,000 and Separation Pay of \$482,000

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

4. [18-0189](#) Resolution Approving the City of Hampton, Virginia's Participation in and Appropriation of the 2017 Supplemental Local Emergency Management Performance Grant Program through the Virginia Department of Emergency Management

Attachments: [Award Letter](#)
[Allocation Letter & Application](#)
[Grant Routing Sheet](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

5. [18-0192](#) Resolution Approving the City of Hampton, Virginia's Participation In and Appropriation of the DCJS Byrne/JAG Program Law Enforcement Grant

Attachments: [DCJS Award](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

6. [18-0191](#) Resolution Approving the City of Hampton, Virginia's Participation in and Appropriation of the 2017 State Homeland Security Program Grant through the Virginia Department of Emergency Management for Shelter Planning, Training & Exercise

Attachments: [Allocation Letter & Application](#)
[Award Letter](#)
[Grant Routing Sheet](#)
[Grant Routing Sheet Budget Approval](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

7. [18-0181](#) Ordinance to Amend and Re-enact Article II, Chapter 32.1, Section 32.1-41(b) of the Solid Waste Ordinance to Align Hampton's Solid Waste Billing with Newport News Waterworks' Monthly Billing Cycle

Attachments: [Final](#)
[Redline](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

8. [18-0204](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 15, Food and Food Establishments, Article, II, Division 2, Section 15-67, Division, 3, Sections 15-86, 15-87, 15-88, and 15-89, Division 4, Section 15-98, and Article III, Section 15-107, to Conform to Changes to State Law

Attachments: [Redline](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

9. [18-0205](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by amending Chapter 5, Animals, Section 5-2, Relating to the Definitions of Abandon and Boarding Establishment, in Order to Make that Section Consistent with Applicable State Code Authority

Attachments: [Final](#)
[REDLINE](#)

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

10. [18-0171](#) Motion to Accept the Donation of Police K9 Louie Valued at

\$7,000.00 from Chris Sferruzzo and The Hometown Foundation, Inc. in Cheshire, Connecticut, to the City for Use by the Hampton Police Division's K9 Unit

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

11. [18-0182](#) Approval of the minutes from the ceremonial session of March 28, 2018; the legislative session of May 2, 2018; the work, ceremonial and legislative sessions of May 23, 2018; and the special meetings of May 30, 2018, and June 6, 2018.

Item approved.

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

Police Chief Terry Sult introduced MPO Tom Hendricks who shared information on how the City came to receive K9 Louie. K9 Louie was accompanied by his handler, MPO Keith Hicks, and also by the family of fallen Navy Seal Jason D. "Louie" Lewis who was killed in combat in Baghdad, Iraq on July 6, 2007. Those family members were his wife, Donna, and his children Jack, Max, and Grace. Mayor Tuck thanked the Lewis family for all they have done and for their sacrifice.

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

The Clerk read the protocol for public hearings.

12. [18-0180](#) Use Permit Application No. 18-00003 by Hampton University to Permit a Private College/University Use for a Residence Hall at 717 Orchard Rd. [LRSN: 12001034]

Attachments: [Conditions](#)
[Application](#)
[Narrative](#)
[Concept Plan](#)
[Elevations](#)
[Staff Report](#)
[Resolution](#)
[Presentation](#)

City Manager Mary Bunting introduced the item.

City Planner Corey Block stated that the property is owned by the university and is located within the larger Hampton University campus to the west of Phoebus and Interstate 64. She noted that the proposed residence hall site will sit behind the VA cemetery on a vacant portion of land addressed 717 Orchard Road.

Ms. Block provided additional information about the use permit application. The property is currently zoned R-13, single family residential, which allows for the private university use subject to the securing of a use permit. The original university predates our zoning ordinance/they do not have an overall use permit for the entire campus; therefore, one is now required for each new development.

Ms. Block shared information about the Future Land Use Plan as it relates to this application, the Hampton Community Plan as it relates to this application, the proposed details for the building and the conditions associated with the proposal.

Ms. Block stated that staff and the Planning Commission recommend approval of this item with seven conditions. She then opened the floor for questions from those on the dais. The applicant, Bob Miller, was also present to answer questions.

In response to Councilwoman Schmidt, Ms. Block clarified that the applicant will not be required to follow the 3 foot freeboard recommendation because in this case, the location is outside the flood zone (otherwise it would be a requirement).

Mayor Tuck congratulated Ms. Block, a new hire, on giving a good first presentation.

Presented by Corey Block, City Planner. Mayor Tuck opened the public hearing. There were no speakers so the public hearing was closed. Following the public hearing, a motion was made by Vice Mayor Curtis and seconded by Councilmember Gray, that this Use Permit be approved with seven (7) conditions. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

13. [18-0210](#) Resolution Approving A Downtown Hampton Master Development Agreement By And Among The City Of Hampton, Virginia, The Economic Development Authority Of The City Of Hampton, Virginia, The Hampton Redevelopment And Housing Authority, The WVS Companies, LLC, Saunders + Crouse Architects, LLC, or an Affiliated Entity, Pertaining to Several Properties in Downtown Hampton

Attachments: [Exhibit A - WVS Parcels](#)
[Exhibit B - Master Delopment Agreement](#)
[HRHA Resolution](#)
[EDA Resolution](#)
[Presentation](#)

Ms. Bunting reminded everyone that last summer, the community was presented with a variety of opportunities through several established boards and the Downtown Hampton Partnership; a community meeting was also held to discuss the unsolicited proposal received from the WVS Companies, LLC and Saunders and Crouse Architects. She announced that the details and legal agreements have now been finalized and are before Council this evening. Today's presentation will provide information regarding the Development Plan.

Interim Economic Development Director Steven Lynch stated we are pleased to partner with WVS Companies and Saunders and Crouse Architects on this project. He then provided the following overview of the Master Development and Agreement terms: The development will encumber nine parcels, all of which will be acquired by WVS. Five of the parcels are City owned; one will be transferred to the Economic Development Authority (EDA) and a long-term lease will be established with the developer. Four other properties are owned by the Hampton Redevelopment and Housing Authority (HRHA). All parcels will be purchased at the assessed value, approximately \$5 million. The purchase price will drop to \$3.3 million if we and the developer decide to demolish the Macy Carmel Building. That site and building will be assessed to determine if it is proper to maintain and develop it as is or to demolish the building and utilize the land. The purchase price of the Wine Street Parking lot is to be based upon the actual acreage being conveyed. That price will be determined.

Mr. Lynch showed a map of the parcels (sites) that will be developed by WVS

Companies, LLC and Saunders and Crouse Architects. The sites include: the Goodyear Site, the Macy Carmel Site, the Lincoln Street Corner Site, the Lincoln Street Frontage Site, the Carousel Park Site, and the Wine and Eaton Streets Parking Sites.

Mr. Lynch provided additional information about the development of each site. The project will be mixed use and include commercial and residential dwellings, townhomes, restaurants and more. He noted that current users at the Macy's Carmel Building Site will be relocated.

Mr. Lynch shared the developers schedule and timeline for the project to include deadlines associated with submission of the concept plan for design review, acquisition of properties, submission of building plans, and a temporary certificate of occupancy for all properties.

Mr. Lynch then shared some of the details of the agreement and announced that this is the third step in the process. He added that thus far, we have been before the Economic Development Authority (EDA) and the Hampton Redevelopment and Housing Authority (HRHA), both of which have approved resolutions.

Mr. Lynch thanked all those who contributed to the process. He also recognized HRHA Director Ronald Jackson and his staff for their contribution to this effort. He opened the floor for questions and comments from those on the dais. No questions or comments were posed.

Mr. Jason Vickers-Smith, Partner at WVS Companies, LLC spoke about the trend of reorganization and the demographics of our country. He shared that baby boomers and millennials are key demographics as they represent a large percentage of our population and are the drivers of real estate. He continued stating that in the 70's-90's, retail offices followed people who moved to the suburbs and cul-de-sacs resulting in vacancies in downtowns. Today, millennials are forming households and entering the workforce while baby boomers are primarily one and two person households creating new trends in real estate.

Mr. Vickers-Smith explained how this trend lends itself to Hampton. Current trends include the urban lifestyle, physical and mental wellness, walkable communities, social interaction, recreational opportunities, connection with nature (water), low-stress lifestyle, close amenities (not having to drive everywhere) and architectural/cultural amenities. Today's trend is for commercial development to follow residential trends (currently residents are moving into City Centers) - this is why this plan for development in downtown is heavily weighted towards residential developments. Mr. Vickers-Smith emphasized that Hampton is the most urban part

of the peninsula and is well connected with infrastructure and areas which have their own character and history and are woven together creating a critical mass. This development will not only help downtown, but will improve growth in those areas.

Mr. Vickers-Smith shared what is being proposed in the first phase of the Development Plan including the addition of rooftops, restaurants, mixed use buildings (commercial and residential), and uses for empty intersections such as King Street and Queens Way.

Mr. Vickers-Smith shared projections regarding potential commercial and residential buildings such as number of units, square footage and parking capacity. He also shared the plan for a waterfront restaurant which is expected to have an industrial seafront feel.

Mr. Vickers-Smith presented slides of images from other projects WVS has developed similar to what is being envisioned for Hampton. He also noted that their marketing effort has shifted from marketing the product (buildings) to also marketing the lifestyle being provided to people (in this case in downtown Hampton).

Mr. Vickers-Smith provided additional information about the Development Plan including branding, marketing, infrastructure, the site plan, future phases of the Development Plan and the work schedule. He added that Phase 1 development costs are expected to total more than \$30 million.

Mr. Burl Saunders of Saunders and Crouse Architects commented that Hampton has a wonderful group of people and a great plan - the next step is executing that plan. He emphasized that the goal is to provide Hampton with a place that this community occupies, to provide the connectivity, and to infill 400 years of development. He emphasized that this is an opportunity to celebrate what Hampton is and the crossroad of its history and future. He commended WVS for their desire to marry the culture into the development and paying attention to what is important in the history and future of Hampton. He expressed excitement about this opportunity and said he looks forward to working with everyone on the project.

Mayor Tuck opened the floor for questions from those on the dais.

Councilwoman Schmidt expressed concern about visitor parking especially once the plan brings more success and activity to the area.

Mr. Vickers-Smith stated the townhomes are envisioned to be garage townhomes; therefore, residents will have parking in their buildings. Other parking amenities are still in the design phase; however, the parking concern will be addressed in the final

plan. He noted that the City has three underused parking decks - part of the plan is to utilize that infrastructure.

Mr. Saunders added that parking analysis will be done to include determining what parking spaces are used at night and on the weekends. He emphasized the importance of improving the quality of walk areas so that people will be willing to walk more.

Vice Mayor Curtis expressed concern about flooding and stormwater runoff.

Mr. Saunders commented that they are aware that we will be dealing with sea level rise and freeboarding.

Mr. Vickers-Smith noted that WVS has experience in working with those types of issues and is comfortable that WVS can meet the requirements.

In response to Councilman Gray, Mr. Vickers-Smith said there are many opportunities to add residential units to downtown - it has been estimated that nearly 750 units could potentially be built between Settlers Landing Road, Armistead Avenue and Pembroke Avenue and other areas of downtown to add critical mass and population downtown.

Mayor Tuck thanked Mr. Vickers-Smith and Mr. Saunders for having confidence in Hampton and for their willingness to invest in Hampton. He expressed excitement about the new development coming to Hampton.

PUBLIC HEARING:

Mr. Hugh Bassette greeted those on the dais and made the following statement: I've been watching developers come up with plans since 1976, and they are great at coming up with some nice pictures and nice drawings. There was a developer who came before you one time and told you that the Crowne Plaza was a great idea. I'm pretty sure that if you had to do it again that you would not put that building up there and block it off. You should not rush and get into this because once this project is there, you are going to be stuck with it. Hampton is unique. People shop on Mercury Boulevard. They don't shop downtown. So, you have to be very careful with putting this project in. Like I said, once it is there, it's going to be there and we are going to be stuck with it. As Ms. Snead has said several times, the devil is in the details. What exactly are you voting on tonight? Are you voting to sell this property to these developers? Like I said, they have some nice flashy pictures that look good. They talk good. They say all the things that developers say when they try to get you to buy something. We don't want you to jump up here and buy a pig in a

poke. One thing I want to know is - what is the price? The only thing we know about this project (the public) is basically what we read in the article that was in the paper this morning. And it said the assessed value will be between \$3.3 million and \$5 million. That's a \$1.7 million gap in there. So, exactly, what is this going to cost? Is it going to be \$3.3 million? Is it going to be \$5 million? Is it going to be somewhere in between or what? This was an unsolicited proposal, so somebody somewhere sat down and came up with an idea - let's go see if we can sell this to the Hampton City Council and see if they will buy. You appear to be eager - so eager to do downtown that you are chomping at the bit. Like I said, you'd better take your time because if you approve something, you are going to be stuck with it. You and I will probably be gone and our children will be wondering who in the world decided to do this? They talk about condos, townhouses and apartments. My thing is, how many condos are you talking about? How many townhouses? How many apartments? What are they going to cost? Can I afford to buy one? Can the average person in Hampton afford to buy one? The average salary/income in Hampton for a family is \$49,000. How many of our residents over here are going to purchase these townhouses? Or are you talking about some people coming from outside that is going to be able to afford to buy. It's paid for with taxpayer's money. You took money out of my pocket to buy this property and now you are going to put these townhouses there and I think I should be able to buy one if you are going to put them up for sale. The lease price - about the restaurants. Have they done a market plan? All the restaurants downtown are struggling to survive now and now you are telling us you are going to come with another fabulous seafood restaurant to add to what we already have. Are they going to be able to make it and how much is the lease going to be? These are the types of details that we haven't seen and I think we should know before you approve this project. This company's track record. They say they have done projects in Northern Virginia and different places. How are those projects? Have you looked at those projects? Same thing with the architects. Architects aren't anything but picture drawers, so we don't know that. And, what effect is this going to have on Harbor Square? I am very concerned about that because you told us that Harbor Square was going to be mixed income. Look out that window right now. All you are going to see is a big old empty lot. So, the main thing is what you are going to vote on tonight. We need to know (the public) and we need to know some more of the devil that's going to be in these details. Like I said, I hope you do it right because once you do it, you are going to be stuck with it. Thank you.

Mayor Tuck clarified that the City is not purchasing anything from the proposed developers; instead, they are purchasing the properties from us. He continued explaining that the properties have been accumulating over the last twelve years or more. Harbor Square is the only property the City purchased since that time. He confirmed that Harbor Square is not involved in this transaction, that citizens are not buying anything, and that citizens are being paid to sell some properties that the City

has.

Ms. Bunting made the following remarks: We have been vetting this proposal for almost a year. We did public presentations in July of last year. Since that time, we have been working through the details. The proposed purchase prices mirror the assessed value. One of the questions Mr. Bassette put forward was the range. One of the reasons why there is a range involved is that one of the potential properties for sale is the Macy Carmel Building which currently houses some departments that we all along planned to relocate. Principally in that building is the 311 call center and it has long been our plan to move 311 and 911 (which is on the 9th floor of this building) to higher ground because 311 and 911 play such a critical role in an emergency. Most people probably don't realize it, but in a hurricane, this building sways. Having your 911 center in a building that sways when you are on a coastal community and may have hurricanes is not necessarily the best idea. I was in this building in hurricane Isabelle and it was literally going back and forth. After that point we decided we were going to relocate 911 and 311 to the Northampton part of the City. That has been working its way through the CIP process. We were planning to move the occupants of the Macy Carmel building anyway - but at this point in time because it is occupied, we don't know what that final price would be when we actually move the occupants. So that is why there is a range - depending upon what happens with the property at that time. All of the other properties involved in this are being offered - purchase at assessed value. It's a full offer on the part of the developer to the community for the investments that have been made.

Ms. Bunting continued, as was noted in Mr. Lynch's presentation earlier, some of the properties are owned by the City and the City will sell some. Some are owned by the Housing Authority and the Housing Authority will sell. The Carousel Park property is being leased; it is not being sold. We did Mr. Lynch's presentation to remind people of the process because we know a year has passed and it has been some time since people have had a chance to look at it. We have fully vetted this company. If anyone wants to make a quick trip to Richmond and see the Rocketts Landing Project, it is a project that everyone said wouldn't work but it is fully vibrant and active and we do feel that this company and architect combination is the right one to advance our Master Plan. Advancing master plans is something our community has been asking for and so we are very proud to deliver.

Presented by Steven Lynch, Interim Director of Economic Development, and also by Jason Vickers-Smith of WVS and Burl Saunders of Saunders + Crouse. Following the presentations, a public hearing took place with one speaker, Hugh Bassette. The public hearing was closed and a motion was made by Vice Mayor Curtis and seconded by Councilmember Hobbs, that this

Resolution be approved. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

Ordinances

PUBLIC COMMENT

The Clerk read the protocol for the public comment period.

Ms. Linda Seely greeted those on the dais and made the following statement: I don't have to tell you why I'm here. I know you know it already, but for the record, I will tell you. I'm here for the animals. The cats and also tonight, I'm going to include some dogs. I've been down here so many times over the cats running all over the City. You say...well, I've been trapping them in my neighborhood and I knew one Animal Control Officer (I knew him when he was like eight years old. He's a grown man now, probably in his late 30's, early 40's). I asked him. I said, "We've got a problem". He said "I Know". He is trapping now. Bless his heart, he's the most qualified one on there, but they got him trapping. That's the unusual thing. I said to my husband - this man is the most qualified one and they got him trapping. Now we are losing one; we lost another one. There is going to be a circle. Somebody - one of you - I don't know who will have to step up to the plate and say - hey, the game is over, it is over. There is something going on in Animal Control. Seriously. Now, a dog was just mutilated. I had just told you all a few weeks ago - thank God it wasn't a kid, but I'm sorry it happened to this poor dog. And, the way the dog was mutilated would make every one of you regurgitate right now. It was horrible. Animal Control left the dog there. Didn't take it down, the evidence, to the pound. They left it there. Didn't bother to do it. The poor man was hysterical. That didn't stop. Blue Angels showed up. Animal Control was going to give the dog to her. Come on man. This is a game. Anybody in this audience does not know different. You don't give away evidence that has just killed something. Mary, you know that. Every one of you councilmen know that. This is not right. This is a game. Hurry up, let's just get the job over - she's not there now, but the damage has been done. We were on TV. A man was crying. When a grown man cries, he's broken-hearted. You don't see too many tears from a man. I haven't. I've never seen my husband cry except maybe during a funeral, but no other time. I'm just telling you, please, now, for the last time, please, I'm saying please, please, please, do something for these animals in the community. Four I saw that are not coming out. I know some of you have tried. Mary, I know some have told me they have gone to you and you said you were going to handle it. I know they have told me that. I feel in my heart though if

somebody goes to you, you are not going to poke their ears out, I hope - Your ears out - Now, I'm not trying to pick on you, I'm just telling you, I know councilmen have told me, I've tried, Linda, and I've tried and I've tried. That is pitiful. It's pitiful when they can't do it. It's pitiful. But, I bet when you run for re-election, the animal lovers will remember that. I can guarantee you that. Thank you.

Ms. Richelle Wallace signed up to speak, but was not present when her name was called.

Mr. Angelo Suggs Jr., greeted those on the dais and made the following statement: I wanted to start off as we get to the end of a session. I was going to speak on this earlier, but perhaps it is more timely now to speak on the importance of this platform. So, I do want to begin with a thank you to the Mayor; a thank you to our Vice Mayor and all of our Councilmembers. A special thank you to Councilwoman Schmidt and Councilman Moffett for you all's years of service and dedication in all of your avenues. The definition, if you look in Webster's, of efficacy, is the ability to produce a desired effect. Having been able to observe this platform, I believe that is an important platform that I encourage our citizens to take more advantage of and I implore you, as you all may already of course be doing, to take the time to continue to listen to the citizens on this platform. Throughout the past couple of years, just being able to see some of the different issues that have been addressed - being able to see citizens speak very passionately as we have already may have seen tonight is a perfect exhibit A. I just wanted to simply speak, nothing too elaborate, nothing too fancy or too long, but as we come to the end of one session and as we bring in a new group of members, I just want to continue to encourage that mutual dialogue of the citizens exercising this important platform. It did not cost me a dime to speak and get up here and speak with those who make powerful decisions affecting our community. So, I want to encourage our citizens to take advantage of this. I want to thank and also implore our Mayor, or Councilmembers to take the time and listen to the citizens so that we can have that mutual responsiveness and that mutual engagement to bring Hampton forward. You all, thank you very much. Let's keep the Bay Diamond City, Hampton, Virginia, awesome. You guys have a great one, God Bless.

GENERAL ITEMS

Ordinances

14. [18-0206](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 16.1, Hotels and Similar Establishments, Section 16.1-1, Section 16.1-6, Section 16.1-7, Section 16.1-8, Section 16.1-11, Section 16.1-12, Section

16.1-13, Section 16.1-15, and Section 16.1-18, Section 16.1-20, and Section 16.1-21 to Remove Unnecessary Provisions and Enhance the Ability of the City to Prevent Criminal Activities in Hotels and Motels

Attachments: [Redline](#)

The Clerk read the title for this item.

City Manager Mary Bunting made the following statement regarding the item: The City Attorney's Office has been working with the Hampton Police Divisions' Business Improvement District Unit and the Public Nuisance Abatement team on issues related to crime in hotels and motels and has proposed amendments to the Hotel Ordinance enforcement to help combat some of these issues. Many of the amendments are designed to combat crime and avoid large parties occurring in hotel rooms, particularly parties involving minors. The amendments will require hotels to keep a more detailed registry such as recording the name and address of each hotel guest, even if the hotel room was rented by a third party. The amendments also make it unlawful for a minor to rent a hotel or motel room or to occupy a room without the presence of a parent, guardian or other responsible adult. In addition, the amendments will require that all guests check in at the front desk before they can visit a room in the hotel or motel and will allow police officers to enforce occupancy limits for hotel rooms.

Ms. Bunting opened the floor for questions and/or comments from those on the dais and noted that Police Chief Terry Sult and Senior Deputy Attorney Brandi Law were available to answer questions and provide additional information if Council desires. No questions or comments were posed.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Hobbs, that this Ordinance-Coded be approved. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

Resolutions

Appointments

The Clerk read the motions required for the appointments.

15. [18-0177](#) Consideration of appointments of Council Liaisons to various Boards, Commissions and Committees

A motion was made by Vice Mayor Curtis and seconded by Councilmember Schmidt, that this Appointment be deferred to the City Council Legislative Session, due back on 7/11/2018. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

16. [18-0136](#) Consideration of an appointments to the Peninsula Stadium Authority

A motion was made by Vice Mayor Curtis to appoint Kyle Henshaw to a partial term expiring on September 30, 2019. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

17. [18-0196](#) Consideration of appointments to Coliseum Advisory Committee

A motion was made by Vice Mayor Curtis to appoint Andrew Wilson in the place of Matthew Ballard to serve until December 31, 2019. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

18. [18-0197](#) Consideration of appointments to Grievance Board

A motion was made by Vice Mayor Curtis to appoint Tishaun Ophelia to a first term and reappoint Paul Burton to a second term, both expiring on June 30, 2022. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

19. [18-0199](#) Consideration of appointments to Hampton-Newport News Community Criminal Justice Board

A motion was made by Vice Mayor Curtis to appoint Natalie Ward to a first term expiring on June 30, 2022. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

20. [18-0200](#) Consideration of appointments to Hampton-Newport News Community Services Board

A motion was made by Vice Mayor Curtis to appoint Steven Bond, Chris Bowman, and Steven Brown to first terms to expire on June 30, 2021. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

21. [18-0201](#) Consideration of appointments to Hampton Redevelopment & Housing Authority appointments.

A motion was made by Vice Mayor Curtis to appoint Will Moffett and Teresa Schmidt to first terms to expire on June 30, 2019. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

22. [18-0202](#) Consideration of appointments to Purchasing & Procurement Oversight Committee

A motion was made by Vice Mayor Curtis to appoint Amy Knight to a first term until June 30, 2022, and to reappoint Reginald Warren, Vema Green, and Teresa Lee to their second terms and

Chioma Griffin to her first full term, all of which expire on June 30, 2022. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

23. [18-0203](#) Consideration of appointment to Thomas Nelson Community College Board of Trustees

A motion was made by Vice Mayor Curtis to appoint Jonathan Romero to a first term which will expire on June 30, 2022. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

24. [18-0208](#) Consideration of appointments to Hampton Economic Development Authority

A motion was made by Vice Mayor Curtis and seconded by Councilmember Schmidt, that this Appointment be deferred to the City Council Legislative Session, due back on 7/11/2018. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

25. [18-0218](#) Consideration of appointments to Peninsula Town Center CDA

A motion was made by Vice Mayor Curtis to appoint Brian DeProfio as the City Manager's representative until June 30, 2022, and James A. "Pete" Peterson as a citizen appointee filling Mr. DeProfio's vacancy until June 30, 2022. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

[18-0223](#)

I move to appoint Lola Rodriguez Perkins as interim City Attorney to serve from July 1, 2018, through July 22, 2018, and to appoint Cheran Cordell Ivery to the position of City Attorney effective July 23, 2018.

A motion was made by Vice Mayor Curtis and seconded by Councilmember Hobbs, that this Motion be approved. The motion carried by the following vote:

Aye: 7 - Vice Mayor Curtis, Councilmember Gray, Councilmember Hobbs, Councilmember Snead, Councilmember Moffett, Councilmember Schmidt and Mayor Tuck

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

MISCELLANEOUS NEW BUSINESS

The City Manager and Mayor reminded citizens of the commencement ceremony times of Hampton's four high schools this weekend.

The Mayor made a suggestion that we have some type of certificate for those completing board service.

The Vice Mayor, Linda Curtis, spoke on a recent bay cleanup by the Chesapeake Bay Foundation in which she participated. During the local clean up, 102 volunteers cleaned up 59 bags of trash including cigarette butts, bottle caps and wrist bands. The most unusual items found were women's undergarments. The total estimated weight of all items was 485 pounds.

ADJOURNMENT

The meeting adjourned at 8:36 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 _____