

# City of Hampton

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)



## Agenda

**Wednesday, August 9, 2017**

**6:30 PM**

**Kecoughtan High School, 522 Woodland Road, Hampton, VA 23669**

## **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*

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time.

### **ORDER OF BUSINESS**

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council on a public hearing item, please sign in before the meeting on the sign-up sheets located in the lobby of City Hall. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. Speaking on topics not appearing on the agenda as public hearing items is handled under the public comment portion of the meeting.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add").

Meetings of the Council are formal proceedings, and all comments are recorded. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice. Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

**CALL TO ORDER/ROLL CALL****INVOCATION - Councilmember Moffett****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1. [17-0232](#) Approval of the minutes from the special sessions of June 28, 2017, and July 12, 2017.
2. [17-0253](#) Resolution to Accept and Appropriate the 2018 Foster Grandparent Program Grant through the Corporation for National and Community Service
3. [17-0262](#) Resolution to Accept the 2017-2018 Victim Witness Program Grant from the Virginia Department of Criminal Justice Services and Appropriate Those Funds for Use by the Hampton Victim Witness Assistance Program
4. [17-0263](#) Resolution Appropriating \$17,740.00 in Court-Awarded Attorneys' Fees for Judicial Tax Sales to the Fiscal Year 2018 Operating Budget of the City Attorney as Authorized by Virginia Code §58.1-3969
5. [17-0264](#) Resolution to Accept and Appropriate Fiscal Year 2018 Grant Funding for the Virginia Drug Treatment Court Grant Program Awarded by the Virginia Supreme Court, Office of the Executive Secretary to Continue the Hampton Drug Treatment Court Program for the Eighth Judicial Circuit Court of Virginia
6. [17-0266](#) Resolution to Accept and Appropriate 2018 Virginia Homeless Solutions Program Grant through the Virginia Department of Housing and Community Development
7. [17-0267](#) Review and Approval of the Hampton-Newport News Community Services Board FY 18 Performance Contract with the Department of Behavioral Health and Development Services
8. [17-0269](#) Resolution to Accept and Appropriate State Fiscal Year 2018 Part C of IDEA Grant Funding Awarded by the Department of Behavioral Health and Developmental Services Early Intervention Services for Infants and Toddlers with Disabilities and Their Families

**PRESENTATIONS, PROCLAMATIONS, AWARDS**

9. [17-0272](#) For the Record - A New Tool for Communicating with Citizens

**PUBLIC HEARINGS****Rezoning**

10.     [17-0251](#)     Rezoning Application No. 16-00012: by Marlyn Development Corp. and AH&H Corp. at 1300 N Mallory Street [LRSN: 12005714] to rezone from Multiple Dwelling (MD-4) District with conditions to One Family Residence (R-9) District with conditions
11.     [17-0255](#)     Rezoning Application No. 17-00001: by the City of Hampton at 3101 Nasa Dr, 3105 Commander Shepard Blvd, an unaddressed property on Tidewater Dr, 2972 N Armistead Ave, 2935 N Armistead Ave, 2927 N Armistead Ave, 2921 N Armistead Ave, 2917 N Armistead Ave, and 2909 N Armistead Ave [LRSNs: 13004064, 6000853, 6000759, 6000758, 6000757, 6000756, 6000824, 6000822, 6001304, 6000802, 6000803, 6000804, 6000805 ] to rezone 39.34+ acres from General Commercial (C-3), Langley Flight Approach Mixed Business and Manufacturing (LFA-2), and Light Manufacturing (M-2) District to Langley Flight Approach Manufacturing (LFA-1)
12.     [17-0256](#)     Rezoning Application No. 17-00002: by the City of Hampton at an unaddressed property N Armistead Ave [LRSN 6000831] to rezone 22.03+ acres from Neighborhood Commercial (C-1) with proffers and General Commercial (C-3) with proffers to Langley Flight Approach Mixed Business and Manufacturing (LFA-2)
13.     [17-0257](#)     Rezoning Application No. 17-00003: by the City of Hampton at 199 Santa Barbara Dr and an unaddressed property on Diggs Dr [LRSNs: 6000003, 6000005] to rezone 50.1+ acres from Single Family Residential (R-9, R-11) to Parks and Open Space General (PO-1)

**Use Permits**

14.     [17-0258](#)     Use Permit Application No. 17-00007: by the First United Church of Christ at 1017 Todds Ln [LRSN: 4000574] to permit the operation of a Commercial Day Care

**Ordinances**

15.     [17-0249](#)     Ordinance to Amend and Re-Enact Chapter 9 of the Zoning Ordinance of the City of Hampton, Virginia Entitled "Overlay Districts" by Amending Article 2, Entitled "O-CBP District - Chesapeake Bay Preservation Overlay"
16.     [17-0250](#)     Ordinance to Amend and Re-Enact Chapter 2 of the Zoning Ordinance of the City of Hampton, Virginia Entitled "Definitions" By Amending Section 2-2 Pertaining to Chesapeake Bay Preservation District Definitions

17.     [17-0259](#)     Ordinance to Amend and Reenact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 8, Article 7 Entitled, "Phoebus Districts" Pertaining to Requirements for Screening and Location of Accessory Structures and Equipment

### **Resolutions**

18.     [17-0202](#)     Resolution Authorizing the City Manager to Grant a Perpetual Restrictive Use Easement to the United States of America Over the Entirety of a Parcel of Real Property Located Near Langley Air Force Base (LAFB) Containing 23.96± Acres and Designated 2941 N. Armistead Avenue (LRSN 6000794) Adjacent to Langley Air Force Base (LAFB) as Part of the Department of Defense's (DoD) Readiness and Environmental Protection Integration (REPI) Program in Order to Limit Incompatible Encroachment Near LAFB

### **PUBLIC COMMENT**

### **GENERAL ITEMS**

#### **Ordinances**

19.     [17-0265](#)     Ordinance To Amend and Reenact Chapter 5 - Animals of the City Code of Hampton, Virginia By Amending Section 5-2 Pertaining to the Definition of "At Large"

#### **Resolutions**

#### **Appointments**

20.     [17-0131](#)     Consideration of an appointment to the Virginia Alcohol Safety Action Program (VASAP) Advisory Board

### **REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES**

### **MISCELLANEOUS NEW BUSINESS**

### **ADJOURNMENT**

**Contact Info:**  
**Clerk of Council, 757-727-6315, [council@hampton.gov](mailto:council@hampton.gov)**