

# City of Hampton

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



## Agenda

Wednesday, January 11, 2023

6:30 PM

Council Chambers

### City Council Legislative Session

*Mayor Donnie R. Tuck*  
*Councilmember Chris L. Bowman*  
*Councilmember Steven L. Brown*  
*Councilmember Jimmy Gray*  
*Councilmember Hope L. Harper*  
*Councilmember Billy Hobbs*  
*Councilmember Martha Mugler*

*STAFF: Mary Bunting, City Manager*  
*Cheran Cordell Ivery, City Attorney*  
*Katherine K. Glass, CMC, Clerk of Council*

## WELCOME TO THE HAMPTON CITY COUNCIL MEETING

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 Citizen Participation Policy and City Council Public Hearing & Public Comment Protocol to encourage participation by citizens in City government and to ensure its meetings are conducted in an efficient and orderly manner. Citizens are encouraged to review both documents prior to attending City Council meetings. The Citizen Participation Policy and City Council Public Hearing & Public Comment Protocol are available on the City's website and copies can be provided upon request to the Clerk of Council. Please take note of the following key provisions contained in the above-referenced documents.

(1) No person shall be permitted to enter a City Council meeting with the following items:

- Large objects that may be used as weapons, including but not limited to batons, sticks, knives, or other cutting tools;
- Large banners, signs, flags, or other displays;
  - Permitted banners, signs, flags, or other displays shall be limited to 3'x5'; composed of paper, cardboard, foamboard, or fabric; and shall not contain wood, metal, or plastic supports or handles.
- Megaphones, bullhorns, whistles, or other devices designed to emit loud noises;
- Laser pointers, flashlights, or other devices designed to emit lights;
- Food or drink; and
- "Selfie" sticks.

(2) 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 or as part of the general public comment period, you must sign in before the meeting in the lobby of City Hall. 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
- (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.

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 - Councilman Steven L. Brown****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1. [22-0361](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate the Fiscal Year 2023 Court of Virginia Behavioral Health Court Docket Grant Awarded by the Supreme Court of Virginia
2. [23-0001](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate the FY 2023 American Rescue Plan Act (ARPA) Grant Awarded by Virginia Department of Criminal Justice Services
3. [22-0364](#) Resolution Requesting the Virginia Department of Transportation to Add Certain Streets to Those Classified as Principal and Minor Arterial Roads and Collector Roads and Local Streets
4. [23-0003](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Hampton University to Allow an Encroachment into the City's Right of Way for Installation of New Chilled and Heat Utility Lines Below the Ground's Surface at or Near 230 William R. Harvey Way, 220 William R. Harvey Way, 211 William R. Harvey Way and College Place
5. [23-0004](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Hampton University to Allow an Encroachment Into the City's Right of Way for Installation of New Chilled and Heat Utility Lines Below the Ground's Surface at or Near 208 William R. Harvey Way and 211 William R. Harvey Way
6. [23-0005](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Hampton University to Allow an Encroachment Into the City's Right of Way for Installation of New Chilled and Heat Utility Lines Below the Ground's Surface at or Near 208 William R. Harvey Way and 2 Frissell Avenue
7. [23-0006](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Hampton University to Allow an Encroachment Into the City's Right of Way for Installation of New Chilled and Heat Utility Lines Below the Ground's Surface at or Near 148 William R. Harvey Way and 2 Frissell Avenue

8. [22-0365](#) Motion to Accept Donation of Equipment Valued at Approximately \$90,000.00 Annually from the Coliseum Business Improvement District to the City for use by the Hampton Police Division.
9. [22-0326](#) Approval of the minutes from the legislative session of November 9, 2023, the special, work and legislative sessions of December 14, 2022, and the special meeting of January 4, 2023.

## **PRESENTATIONS, PROCLAMATIONS, AWARDS**

### **PUBLIC HEARINGS**

#### **Rezoning**

10. [22-0292](#) Rezoning Application by Romero Properties, LLC to Rezone + 1.3 Acres Located at 924 Old Big Bethel Rd [LRSN:4000717] from Residential Transition (RT-1) District to Multifamily Residential (M-4) District with Conditions

#### **Use Permits**

11. [22-0293](#) Use Permit Application by Romero Properties, LLC, to Permit Multifamily Dwellings at 924 Old Big Bethel Road [LRSN: 4000717].
12. [22-0356](#) Use Permit Application by Nakeisha Cummings, to Permit a Restaurant 3 for Extended Hours at 4111 W Mercury Blvd [LRSN: 13003605].
13. [22-0346](#) Use Permit Application by the Hampton/Newport News Community Services Board (H-NNCSB) to Permit a Mental Health/Substance Abuse Treatment Facility at 300 Marcella Road [LRSN: 7001308]

### **PUBLIC COMMENT**

### **GENERAL ITEMS**

#### **Ordinances**

14. [22-0328](#) Ordinance to Repeal Chapter 32.1 of the City Code of the City of Hampton, Virginia in its Entirety and Enact Chapter 32.2 of the City Code of the City of Hampton, Virginia Entitled "Solid Waste"

### **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)**