

# City of Hampton

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



## Agenda

Wednesday, March 8, 2023

6:30 PM

Council Chambers

### City Council Legislative Session

*Mayor Donnie R. Tuck*  
*Vice Mayor Jimmy Gray*  
*Councilmember Chris L. Bowman*  
*Councilmember Steven L. Brown*  
*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 Brown****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1.     [23-0036](#)     Resolution to Amend the Fiscal Year 2023 Council Approved Budget by appropriating up to \$1,295,134.02 of the FY22 Excess EMS Fees from the Assigned Fund Balance.
2.     [23-0052](#)     Resolution Authorizing the Execution and Delivery of an Equipment Lease/Purchase Agreement, and Related Instruments, and Determining Other Related Matters to Acquire Up to Two Fire Trucks and Related Equipment
3.     [23-0054](#)     Resolution Approving of the City of Hampton's Participation in the Proposed Settlement of Opioid-Related Claims against Teva, Allergan, Walmart, Walgreens, CVS, and their Related Corporate Entities, and directing the City Manager to execute the documents necessary to effectuate the City of Hampton's Participation in the Settlements
4.     [23-0038](#)     Approval of the minutes from the City Council special retreat session on January 25, 2023, the special and work sessions of February 8, 2023; and the ceremonial and legislative sessions of February 22, 2023.

**PRESENTATIONS, PROCLAMATIONS, AWARDS****PUBLIC HEARINGS****Use Permits**

5.     [23-0024](#)     Use Permit by Crown Castle USA, Inc. to Increase the Height of a Commercial Communication Tower Six (6) Feet for a Maximum Height of One-hundred Thirty-nine (139) Feet Located at 534 E Mercury Blvd. [LRSN: 12001708]
6.     [23-0032](#)     Use Permit Application by Eddie Bowen Incorporated T/A Pay Here Used Cars to Permit a Storage Facility 3 at 1721 & 1723 W Pembroke Avenue [LRSN 1002462 & 1002461]

**Other Items**

7.     [23-0063](#)     Public Hearing to Consider the Relocation of a Cannon known as the

"Braddock Cannon," which is Currently Located in the Victoria Boulevard Right-of-Way Adjacent to the Hampton Yacht Club

8.     [23-0048](#)     HOME-ARP Allocation Plan & Plan Year 2021-2022 Annual Action Plan Amendment

## **PUBLIC COMMENT**

## **GENERAL ITEMS**

### **Appointments**

9.     [23-0056](#)     Consideration of Appointments to the Peninsula Town Center Community Development Authority
10.    [23-0057](#)     Consideration of an Appointment to the Hampton Economic Development Authority
11.    [23-0058](#)     Consideration of Appointments to the H2O Community Development Authority
12.    [23-0059](#)     Consideration of Appointments to the Citizens Police Advisory Group (CPAG)
13.    [23-0060](#)     Consideration of Appointments to the Athletic Hall of Fame
14.    [23-0061](#)     Consideration of Appointments to the Wetlands 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)