



# 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 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*

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**Wednesday, January 25, 2023**

**6:30 PM**

**Council Chambers**

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### CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 6:50 p.m. All members of the City Council were present.

**Present:** 7 - Councilmember Chris L. Bowman, Councilmember Steven L. Brown, Vice Mayor Jimmy Gray, Councilmember Hope L. Harper, Councilmember Billy Hobbs, Councilmember Martha Mugler and Mayor Donnie R. Tuck

### DONNIE R. TUCK PRESIDED

### INVOCATION - Vice Mayor Jimmy Gray

Vice Mayor Gray gave the invocation.

### PLEDGE OF ALLEGIANCE TO FLAG

### MAYOR'S COMMENTS

Mayor Tuck welcomed some guests to the meeting. They were participants in a cohort in the graduate school of education of Old Dominion University. The group included Brittany Foster who is active with Hampton's Sister Cities group.

1. [23-0014](#) Resolution Authorizing the Renewal of a License Agreement Between the City of Hampton and the Downtown Hampton Development Partnership, Inc. for the Purpose of Conducting Additional Park Activities over Three Portions of the City-Owned Property Known as Carousel Park

**Attachments:** [Exhibit A - South King Street.pdf](#)  
[Exhibit B - Deed Restricted Area.pdf](#)  
[Exhibit C - Park Equipment Log.pdf](#)  
[DHDP Carousel Park License Agreement - as published for 2/8/23](#)

Both item 23-0014 and 23-0015 were voted upon together. A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Chris Bowman, that this Resolution be deferred to the City Council Legislative Session, due back on 2/8/2023. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

2. [23-0015](#) Resolution Authorizing the Renewal of a Use Agreement Between the City of Hampton and the Newtown Improvement and Civic Club, Inc. to Use the Little England Cultural Center Located at 3922 Kecoughtan Road

**Attachments:** [Little England Cultural Center Use Agreement.pdf](#)

Both item 23-0014 and 23-0015 were voted upon together. A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Chris Bowman, that this Resolution be deferred to the City Council Legislative Session, due back on 2/8/2023. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

## 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 Councilmember Hobbs, seconded by Councilmember Brown, to approve the Consent Agenda. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

3. [23-0016](#) Resolution to Amend the Fiscal Year 2023 Council Approved Budget to Accept and Appropriate Continuum of Care Planning Project Grant Awarded by the United States Department of Housing and Urban Development

**Attachments:** [Grant Routing Sheet - CoC Planning Project FY2023.pdf](#)  
[Grant Proposal Overview = Planning Project Grant \(FY2023\).pdf](#)  
[Contintuum of Care - Planning Grant Agreement FY2023 \(002\).pdf](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

4. [23-0017](#) Resolution Authorizing the School Board of the Hampton City Schools to Apply to the Virginia Board of Education for Ten Loans from the Literary Fund

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

5. [23-0023](#) Approval of the minutes from the January 11, 2023, City Council work session.

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

#### **PRESENTATIONS, PROCLAMATIONS, AWARDS**

There were no presentations.

#### **PUBLIC HEARINGS**

There were no public hearings scheduled.

**PUBLIC COMMENT**

Ms. Glass read the protocol for the public comment period.

Ms. Rebecca Knick greeted those on the dais and made the following statement: January is mental wellness month. Firefighters and emergency medical responders are routinely eye-witnesses to scenes of catastrophic events involving severe injuries, tragic loss of human life and property loss. The cumulative effects of these exposures on emergency personnel may result in psychological injuries and even suicide. Only in recent years has the fire service begun to recognize the link between these professional experiences and post-traumatic stress disorder (PTSD) and related behavioral health conditions. Many fire departments lack the capabilities to assist fire fighters by providing counseling, support services and coping tools necessary to treat those suffering from PTSD and co-occurring disorders. In the absence of specialized treatment, some fire fighters and emergency medical responders engage in increasingly harmful behaviors including substance abuse, self-harming and suicide. For many, this suffering is a private affair, often kept from co-workers, friends, and even family. So, if we were to do a check-up on Hampton's first responders, our fire fighters, our police, our emergency medical responders, and 911 dispatch operators, how would we be doing? And, that's a very difficult question. So, I ask you, as a Council, what is Hampton doing to assist these incredible men and women who suffer in silence - because up to one third of fire fighters and emergency medical responders will demonstrate some or all of the criteria used to diagnose PTSD and many are afraid to speak up in fear of workplace retaliation, prevention of possible promotion, and worse of all, the stigma attached just for asking for help. The fire on October 21 highlighted the enormous challenges with receiving help. Yes, you do have EAP (the Employee Assistance Program) that is good, I believe, for 10 sessions - acknowledged. Yes, there was a critical incident stress management meeting set up jointly with the local 2450 union and Hampton fire - acknowledged. We have to do better because they deserve everything that we can give them. There is so much work to do on this issue and it is being legislated in Congress, so that localities like Hampton will have access to additional resources. So, what am I asking for right now from you? I'm asking for a major culture shift in how the City views mental health in our first responders; that mental health is as much a priority as the safety gear they wear to protect their physical body; that we do not dismiss a single member when they do reach out and have the courage to ask for help; and more importantly, that we never deny their diagnoses. Instead, we should ask: What else can we do for you?...that we guarantee no retaliation will ever occur in the workplace should they exercise their need to address their mental health concerns as it relates to their job. Thank you very much.

Ms. Brenda Marks greeted those on the dais and made the following statement: As you all know, I'm Brenda Marks. You all have seen my emails flying back and forth for the last couple of days. Before I run out of time and do not get to it, I am standing before you, a tax paying citizen of this City. I am asking that this Council immediately take steps to amend our code or charter or whatever it takes that the employees of this City cannot give away, dispose, relocate our treasured assets without first asking us, the public. Specifically, I'm going to talk about the Braddock Cannon tonight, because that's the most imminent. That cannon has been sitting there since 1916. When Hampton Roads Yacht relocated to that location, it was 1926. The plaque on the cannon bears the same wording as the monument in Little England Historical District which was formally the Victoria Historical District. If you look in the package I gave you, on the first sheet, you'll see the outline of the district in blue. If, in fact, the cannon needs (to be) moved to the corner that Ms. Bunting provided me the picture this afternoon, you will be removing that cannon from the Historical District. I do not understand why the cannon can't stay where it is and everything behind it be abandoned in the Hampton Yacht Club, but if you had the bounteous to move it, it should at least be moved looking at the cannon to the corner of the right. That bulla, it still stands by the boundary description on the National Historical Registry as being within the historical district. The second and only other viable location that I've looked at is the round about that sits at Armistead Avenue and Settlers Landing (Road). They've only hit one tree that I know of since I've been here, so that may be relatively safe, but that is the other boundary marker, but there is no way that we should abandoned Victoria and move the cannon. If Hampton Yacht Club is not willing to deed free and clear the land that the cannon is going to sit on. Council's change, management change - a couple of years from now, and they decide...well, nobody's going to notice, we're just going to say we don't want it here anymore. It belongs to us. You'll do not have the right to give it to a private entity, which you will be doing by putting it on private property. The gate is already up and it is in front.

Mayor Tuck informed Ms. Marks that her speaking time had expired. Ms. Marks thanked the Mayor. Mayor Tuck called upon the next speaker.

Mr. Craig Knopp greeted those on the dais and made the following statement: As you guys know, one of the things I like to do is volunteer. So, I'm always looking for opportunities for other ways to volunteer throughout the City. One of the ways I'd like to look at is ways I could volunteer to help with maybe donations towards different groups here and there. Mary, in one of the emails, I had asked about working the beer tent and stuff like that. If I could get a follow up on that email, I'd appreciate that. One of the other things, too, I didn't realize it - the old Rite Aid over by Settlers Landing (Road) and Armistead (Ave), I know it's being knocked down. I was just kind of curious what's going on in there. What business or whatever is

going in there. One of the other things, too, is that I'm not real sure where all walking trails and paved trails are throughout Hampton. Is there a website or something like that that we have that has all the City trails on it? If there is, could you direct me to that? Basically, one of the things I'd like to do is maybe start like a little group throughout the City to see if people get people involved in - exploring these different trails. I, myself, I like going to different trails throughout the City. One of the ones I go to are over at Bluebird Gap Farm and Sandy Bottom. Those are my two big trails and there's a few outside the City I go to, but those are the ones I regularly like to visit myself as well. One thing I wanted to say is Vice Mayor Gray and Mayor Tuck, awesome picture. I love that with the guitars. Also, one of the things I'd like to try to do this year is expand some of the...maybe expand or look to create new programs with the Hampton Clean City Commission. I love using them. They are a very great asset to the City. There are certain things that I would like to be able to do, as well, with the help of them and a couple of people have asked me about different things. I don't know if the money is there, but it's one of the things that I might look at contacting you, Mary, about to see what we can do with that. Also, in talking to a food truck guy the other day, just wondering, do we have any food truck events going on this year with anything? Maybe over at Fort Monroe with Oozlefinch or something like that. That might be a good idea if we ever do something like that, but outside of that, that's all I have. Thank you. You guys have a great night.

## GENERAL ITEMS

### Ordinances

6. [22-0363](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Enacting Chapter 21, Motor Vehicles and Traffic, Article I, In General, Sec 21-19 to Authorize Traffic Light Signal Photo-Monitoring Systems

Attachments: [Red Light Camera Redline 11.17.22 mwt](#)

Ms. Glass read the title for the item.

For the benefit of the public, Ms. Bunting recapped the information presented at the last City Council meeting regarding this item. She shared that this ordinance would allow staff to implement a program of traffic signal enforcement through a photo-monitoring system known as red-light cameras. Localities are authorized by Virginia Code to have red-light cameras at one intersection for every 10,000 residents, meaning that Hampton could have one at up to 13 intersections. The intersections currently for consideration are on Mallory Street in Phoebus and in the Settlers Landing Road and County Street area in Downtown. This will help mitigate and manage current traffic congestion and congestion which is expected to get

worse when the work on the express lane and Hampton Roads Bridge Tunnel projects kick into gear.

Ms. Bunting also shared that a pilot project was implemented in Phoebus diverting traffic from 3-6 pm. when traffic is most congested. This project has been manned with police officers and the red-light camera legislation would enable that intersection to be manned with a red light from 3-6pm. Any vehicle that would go that way would be ticketed, resulting in a \$50 penalty for drivers who run the red light or turn on red where it is prohibited by appropriate signage. This penalty would not result in points added to the offenders driving record and cannot be used to deny insurance coverage.

Ms. Bunting emphasized that the goal is to send the message that drivers should not make this offense. In addition, staff believes that, based on the pilot program and understanding of how these systems have worked in other places, having this system in Phoebus and downtown during the most congested times will send the message to drivers that it is best to stay on the interstate instead of clogging local roads.

Finally, Ms. Bunting distinguished between this action, which is already available in the Virginia State Code, and the item that was discussed several meetings ago that is before the General Assembly for expanded authority. The expanded authority being sought is for the period of time that this work will take place and would expand the authority to use these cameras to ticket for blocking the intersection.

Ms. Bunting opened the floor for questions and also encouraged residents who would like more information to view the full presentation made at the January 11 City Council meeting. Mayor Tuck also opened the floor for questions and comments from Council, but no further discussion took place.

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

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

## Resolutions

## Appointments

7. [22-0276](#) Consideration of an Appointment to the Hampton Commission on the Arts

A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Chris Bowman, that this Appointment be deferred to the City Council Legislative Session, due back on 2/22/2023. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

8. [23-0011](#) Consideration of an Appointment to the Eastern Virginia Medical School Board of Visitors

A motion was made by Councilmember Billy Hobbs to reappoint Dr. Naved A. Jafri to a second term on the Eastern Virginia Medical School Board of Visitors to a second term which will expire on January 31, 2026, The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

10. [23-0013](#) Consideration of Appointments to the Eastern Virginia Regional Industrial Facility Authority (RIFA)

A motion was made by Councilmember Billy Hobbs to appoint Steven Lynch, Interim Economic Development Director to serve as an alternate until January 31, 2027; and to reappoint Mayor Donnie Tuck and Scott Seymour until January 31, 2027, and City Manager Mary Bunting as an alternate until January 31, 2027. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

9. [23-0012](#) Consideration of Appointments of Council Liaisons to Various Boards, Commissions and Committees

A motion was made by Councilmember Billy Hobbs to appoint



Councilwoman Martha Mugler to the Hampton Commission on the Arts, to the Virginia Municipal League Environmental Quality committee, to the Finance Committee, and also to the Hampton Roads Community Action Program (HRCAP) where Khadijah Sellers will sit as her citizen representative; and to appoint Councilman Chris Bowman to the Purchasing and Procurement Oversight Committee; and to appoint Keisha Samuels to sit for Vice Mayor Jimmy Gray on the Hampton Roads Community Action Program (HRCAP); and to appoint Councilwoman Hope Harper to the Virginia Municipal League Finance Committee and as an alternate to the Hampton Commission on the Arts.

Councilman Brown and Councilwoman Harper will serve as alternates to the Hampton Redevelopment and Housing Authority.

The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Brown, Vice Mayor Gray, Councilmember Harper, Councilmember Hobbs, Councilmember Mugler and Mayor Tuck

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

There were no reports.

#### **MISCELLANEOUS NEW BUSINESS**

There was no new business.

#### **ADJOURNMENT**

The meeting adjourned at 7:14 p.m.

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

\_\_\_\_\_  
Donnie R. Tuck  
Mayor

\_\_\_\_\_  
Katherine K. Glass, CMC  
Clerk of Council

Date approved by Council \_\_\_\_\_