



# 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 Eleanor Weston Brown*  
*Councilmember Steven L. Brown*  
*Councilmember Billy Hobbs*  
*Councilmember Chris Snead*

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

---

**Wednesday, September 23, 2020**

**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. Assistant City Manager Brian DeProfio was participating for City Manager, Mary Bunting, whose presence was required at Thomas Nelson Community College.

**Present:** 7 - Councilmember Chris L. Bowman, Councilmember Eleanor Weston Brown, Councilmember Steven L. Brown, Vice Mayor Jimmy Gray, Councilmember Billy Hobbs, Councilmember Chris Snead and Mayor Donnie R. Tuck

### DONNIE R. TUCK PRESIDED

### INVOCATION - Councilmember Chris Snead

Councilwoman Snead gave the invocation.

### PLEDGE OF ALLEGIANCE TO FLAG

### MAYOR'S COMMENTS

A young man, Cartier Carey, was recognized by Mayor Tuck for his idea of having a lemonade stand and using the proceeds to purchase over 22,000 diapers to provide to families in need. Cartier has become somewhat of a celebrity being recognized by national news outlets. Cartier was accompanied by his mother, Britney Stewart, and his father, Anthony Carey.

In response to Mayor Tuck's question about how he started this project, Cartier replied that he recognized that there were many single parents in the community who were struggling and he wanted to help them.

Mayor Tuck read a proclamation commemorating the 50th Anniversary of the Hampton Coliseum. The following individuals were present to receive the proclamation: Bob Boester, Chairman of the Coliseum Advisory Board; Asa Jenrette, Coliseum Advisory Board member; Terri Vander Vennett, Coliseum Interim Director; Peter O'Donnell, Coliseum Assistant Director; and Rich Best, Senior Production Manager of the Hampton Coliseum.

Mayor Tuck shared that this past weekend he was able to attend the 100th birthday celebration of Mrs. Gladys M. Walker and present her with a proclamation. Mayor Tuck also acknowledged her husband, John Walker Sr., who is 101 years old and a World War II Veteran.

Finally, Mayor Tuck made the following Economic Development Announcement: Yesterday Governor Ralph Northam visited Hampton and announced that Huntington Ingalls Industries will create more than 250 new jobs by establishing an Unmanned Systems Center of Excellence right here in Hampton. As you are probably aware, Huntington Ingalls is the nation's largest military shipbuilding company providing services to government and industry. Virginia successfully competed with North Carolina for the project and we are thrilled that it will be located in Hampton. I would like to thank Huntington Ingalls for choosing Hampton. Hampton has been the center of aeronautics and aerospace development for more than 100 years, when Langley Field and what was then call NACA landed here. Much of that research today focuses on the development of unmanned systems for a variety of uses: commercial and military, in the air, and, now, under the water. With the National Institute of Aerospace, the NASA Langley Research Center, and Joint Base Langley Eustis all located less than a mile from the future home of Huntington Ingalls' Unmanned Systems Center of Excellence, Hampton will remain in the forefront of research and development on unmanned systems, advanced manufacturing technologies, aerospace research and defense-related industries. The announcement yesterday shows the kind of partnerships we have with the Governor's office, the Virginia Economic Development Partnership, with the regional Hampton Roads Alliance, with foremost national companies like Huntington Ingalls and with developers like Rob Brown. It is a testament to the hard work of so many that made this project a reality in just nine months.

[20-0278](#) Motion to Add Agenda Item #20-0259 to the Agenda

A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Motion be

approved. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

[20-0259](#)

Resolution Approving a Commonwealth's Development Opportunity Fund Performance Agreement among the City of Hampton, Virginia, the Economic Development Authority of the City of Hampton, Virginia, the Virginia Economic Development Partnership Authority, and HII Technical Solutions Corporation, and to appropriate those Grant Funds to be Received by the City to the Economic Development Fund and Authorize Subsequent Transfer of those Grant Funds to the Economic Development Authority of the City of Hampton, Virginia

Clerk of Council, Katherine Glass, read the title for the item.

A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Resolution be approved. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

## CONSENT AGENDA

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

### Approval of the Consent Agenda

Councilwoman Brown commented that she and her colleagues on Council are very grateful for the gift from Tyla Matteson who has contributed so much to our community through her environmental work.

Motion made by Councilmember Snead, seconded by Councilmember Hobbs, to approve the Consent Agenda. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

1. [20-0248](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 16.1, Hotels and Similar Establishments, Sec 16.1-6 and Sec. 16.1-12 to Change an Incorrect Internal Code Reference and Further Clarify the City's Requirements Regarding Length of Stay in a Hotel or Motel

Attachments: [Redline](#)

item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

2. [20-0269](#) Review and Approval of the Amendment and Extension of the Hampton-Newport News Community Services Board FY 2019-2020 Performance Contract with the Department of Behavioral Health and Development Services

Attachments: [Memo from CSB](#)

[VA Dept of Behavioral Health Memo](#)

[PC Amendment and Extension Agreement](#)

[Exhibit A Performance Contract - Resources and Services](#)

[Exhibit E Performance Contract Process](#)

[Exhibit F Federal Grant Requirements](#)

[Exhibit M CSB-DOJ Settlement Agreement Requirements](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

3. [20-0276](#) Resolution to Amend the Fiscal Year 2020 Council Approved Budget to Accept and Appropriate \$2,475,088 in Additional Revenues (State and Other Funds) to the General Fund's School Operating Budget

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

4. [20-0277](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Appropriate \$5,843,680 of Fiscal Year 2020 State Carryover Funds and Other Funds to the General Fund's School Operating Budget to Offset the Impact of Fiscal Year 2021 State Revenue Adjustments  
Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

5. [20-0223](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the 2020 Defense Community Infrastructure Pilot Program ("DCIPP") Grant awarded through the Department of Defense, Office of Economic Adjustment ("OEA")

**Attachments:** [DCIP Grant Proposal Overview](#)  
[DCIP Grant Routing Form](#)  
[DCIP Final Packet](#)  
[FINAL Invitation for Full Proposal Letter](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

6. [20-0234](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the FY20 Four-for-Life Aid to Localities Funds from the Commonwealth of Virginia, Office of Emergency Medical Services

**Attachments:** [FY20 Funding Commitment Letter](#)  
[Funding Information](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

7. [20-0260](#) Resolution to Amend the Fiscal Year 2021 Council Approved

Budget and Accept and Appropriate the Federal Fiscal Year ("FFY") 2021 Highway Safety Grant (Selective Enforcement - Speed) awarded through the Commonwealth of Virginia, Department of Motor Vehicles

**Attachments:** [Council Grant Routing Docs](#)  
[Award Letter](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

8. [20-0261](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the Federal Fiscal Year ("FFY") 2021 Highway Safety Grant (Selective Enforcement - Occupant Protection) awarded through the Commonwealth of Virginia, Department of Motor Vehicles

**Attachments:** [Council Grant Routing Docs](#)  
[Award Letter](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

9. [20-0262](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the Federal Fiscal Year ("FFY") 2021 Highway Safety Grant (Selective Enforcement - Alcohol) awarded through the Commonwealth of Virginia, Department of Motor Vehicles.

**Attachments:** [Award Letter](#)  
[Council Grant Routing Docs](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

10. [20-0265](#) Resolution to Amend the FY 2021 Council Approved Budget to

Accept and Appropriate a \$10,000.00 Gift from Tyla Matteson to be used by the City of Hampton's Department of Parks, Recreation & Leisure Services to Fund Improvements to the Matteson Trail and Shelter Pursuant to City Code § 2-134

**Attachments:** [Donation Letter](#)

Item approved.

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

## PRESENTATIONS, PROCLAMATIONS, AWARDS

## PUBLIC HEARINGS

The Clerk of Council read the protocol for the public hearings.

### Use Permits

11. [20-0268](#) Use Permit Application by Research Holdings, LLC, to Operate An Indoor Shooting Range at 34 Research Drive

**Attachments:** [Conditions](#)  
[Application](#)  
[Staff Report](#)  
[Presentation](#)

The Clerk of Council read the title for the item.

Assistant City Manager Brian DeProfio introduced the item.

Chief Planner Donald Whipple greeted those on the dais and provided the following information about the application: This is a use permit application for an indoor shooting range located at 34 Research Drive within the Langley Research and Development Park; the site is in a new zoning district, the Langley Business Park; and the Future Land Use Plan recommends business industrial for this site.

Mr. Whipple reviewed the next few slides of the presentation which show the concept site plan; the site aerial of the building; an exhibit of the crawl section of the trailer; and additional images of the inside and outside of the trailer.

Mr. Whipple reminded everyone that in 2010, the City approved a conditional privilege for an indoor shooting range for this same trailer to be located at a

business at NASA Drive, less than a mile from this location.

Mr. Whipple spoke about Public Policy/the Hampton Community Plan as it relates to this application. He then stated that there are 7 recommended conditions associated with the application, some of which are related to issuance of permit; anchoring; security; range design and operation; and compliance with applicable laws.

Mr. Whipple stated that staff and the Planning Commission recommend approval of item 20-0268 with 7 conditions and then opened the floor for questions.

Mr. Paul Giaccio, representative for the applicant, was also available for questions.

In response to Mayor Tuck, Mr. Giaccio stated that the trailer is approximately 53 feet in length; the interior shooting dimension is approximately 48 to 49 feet; and it is sufficient for individuals to do small firearms training.

**PUBLIC HEARING:**

Mayor Tuck opened the public hearing. There were no speakers. Mayor Tuck closed the public hearing and called for the motion.

Councilman Hobbs shared that several managers of stores where firearms are sold have expressed concern about the increase in gun sales and that guns are being purchased by untrained individuals. He added that these concerns let us know that this is not about profiting; instead, people in our community are concerned about safety. He said he strongly supports the motion for those reasons.

A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Use Permit be approved with seven conditions. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

**Resolutions**

12. [20-0263](#) Resolution Authorizing the Issuance of General Obligation Public Improvement Bonds of the City of Hampton, Virginia in the Maximum Principal Amount Not to Exceed \$13,125,000 to Finance Certain Stormwater Public Improvement Projects and General Obligation Refunding Bonds in an Amount Required to

Refund Certain Previously Issued Bonds to Achieve Debt Service Savings, and Providing for the Form, Details, and Payment of Such Bonds

**Attachments:** [Final Document - Actual Resolution](#)

The Clerk of Council read the title for the item.

Assistant City Manager DeProfio made the following remarks regarding the item: At City Council's July 8, 2020, afternoon meeting, our financial advisors with Davenport and Company presented our plan for issuing environmental impact bonds to support our resilient Hampton projects. These projects are intended to reduce flooding in our community and improve the quality of the stormwater that flows into our waterways. The bonds to fund these projects will be backed by the City's general obligation pledge, but the debt service will be paid by our stormwater fund. Council concurred with our financing approach for these bonds at the July 8th meeting. Since we briefed Council, the interest rate environment has improved and a refinancing opportunity has materialized. We may be able to achieve savings by refinancing existing City bonds at lower interest rates. Based on the rates in the market as of August 31, 2020, savings from the refinancing were estimated at approximately \$1 million over the remaining 13-year term of the bonds. This evening, we are asking Council to hold the required public hearing for the environmental impact new money bonds and approve the bond resolution authorizing staff to move forward with issuing these bonds. A public hearing is not required for the refinancing of existing bonds; however, the resolution we are asking Council to approve this evening also authorizes staff to move forward with that transaction as well.

**PUBLIC HEARING:**

Mayor Tuck opened the public hearing. There were no speakers. Mayor Tuck closed the public hearing and called for the motion.

A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Resolution be approved. The motion carried by the following vote:

**Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

**PUBLIC COMMENT**

There were no speakers for public comment.

**GENERAL ITEMS**

There were no general items.

**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 7:02 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 \_\_\_\_\_