



# 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*

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**Wednesday, June 9, 2021**

**6:30 PM**

**Council Chambers**

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### CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 6:39 p.m. with all members of the City Council present.

**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 - Vice Mayor Jimmy Gray

Vice Mayor Gray gave the invocation.

### PLEDGE OF ALLEGIANCE TO FLAG

### MAYOR'S COMMENTS

Mayor Tuck shared that two Sundays ago he was in Downtown Hampton for a meeting. As he was driving along Queen's Way, he saw a gentleman moving in a hurried pace, seemed somewhat disheveled, and he was walking up to a box in front of St. John's Episcopal Church. When he opened the box, there were goodies or treats which apparently the man knew were there. After speaking with someone, Mayor Tuck discovered that the box had only been there for two or three weeks and thought what a wonderful thing is to have provisions for those who might need a meal or might be destitute. He commended the priest and members of St. John's Episcopal Church for their thoughtfulness and kindness.

Councilwoman Eleanor Brown thanked Mayor Tuck for bringing attention to the food pantry and, as a member of St. John's Episcopal Church, she commended their youth who are shepherding the food pantry.

## 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 Snead, seconded by Councilmember Brown, 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. [21-0146](#) Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the FY22 Public Safety Answering Point Education Program (Individual PEP) Grant Awarded by the Virginia 9-1-1 Services Board through the Virginia Department of Emergency Management

**Attachments:** [Council Documents](#)  
[Award Letter](#)  
[Application](#)

Item approved.

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

2. [21-0160](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the Fiscal Year 2018 Project Safe Neighborhoods Grant Awarded by the Bureau of Justice Assistance to the Virginia Association of Chiefs of Police and Subsequently Sub-Awarded to the Police Division

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

Item approved.

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

3. [21-0157](#) Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the 2022 Foster Grandparent Program Grant Amendment Awarded by the Corporation for National and Community Services (CNCS)

**Attachments:** [Routing Form](#)  
[Proposal Overview](#)  
[Award Letter](#)

Item approved.

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

4. [21-0167](#) Resolution Authorizing an Increase of More than 25% of Original Contract Price, as Required by Hampton City Code § 2-336, to Bryant - Ritter Electric Corporation for Replacement/Conversion of the Existing Cabinets and to Amend the Fiscal Year 2021 Council Approved Budget and Appropriate \$122,000.00 of Additional Highway Safety Improvement Program ("HSIP") funds to the Citywide Flashing Yellow Arrows HSIP Project (UPC 109687).

Item approved.

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

5. [21-0149](#) Resolution to Endorse Locally Preferred Alternative for the Peninsula Bus Rapid Transit

Item approved.

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

6. [21-0145](#) Approval of the minutes from the ceremonial session of May 26, 2021.

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

There were no public hearings on the agenda.

## PUBLIC COMMENT

Clerk of Council, Katherine Glass, read the protocol for the public comment period

Ms. Glass stated a few more minutes were needed to get the sign-up sheets from the lobby.

Mayor Tuck concurred and stated that, before the meeting, he met three wonderful individuals who were coming to talk about the Grandview Nature Preserve. Mayor Tuck introduced them to Public Works Director Jason Mitchell and they talked and so he is unsure if they will speak during public comment although one stated she wanted to go on the record.

Craig Knopp introduced himself and made the following comment: I appreciate the time to speak and want everyone in the community know that this is your three minutes to speak and, as these young ladies have done, to take time to come here and speak their mind on issues. At the last council meeting I spoke highly of our Clean City Commission and once again I want to speak very highly of this group. There is lady there named Chris who is very helpful, outgoing, and very involved with her job. Since the last meeting, a couple of groups I have introduced myself to say we are looking for some projects to do in the city, outside normal clean up, Adopt-A-Spot and stuff like that. A couple of people have approached me with some different projects. They are a lot more time consuming and a lot more outside the realm of what I know I can do. I want to make sure legally that I cannot get in trouble for doing them, or make someone mad for doing something, and to make

sure I am not on someone's property or something like that. My question is: is there anyone in the city that could help out with that or should I email City Council on what I am trying to do or accomplish to see if there is anything I need to be aware of or who I need to talk to. Tonight, with the new council members and board members coming up, I want to remind them they are a representation of the city whether it is a paid job or not so please take it seriously. Sometimes it is easy to get lax on something you have done repetitively but please take it seriously. That is all I have, thank you.

Mayor Tuck suggested that Mr. Knopp present his concerns to the City Manager who can confer with the City Attorney and advise him of the legality of what it is Mr. Knopp would like to do.

The Mayor continued, that the other part of that would be that the election yesterday was actually a Democratic Primary for Constitutional Officers. There was no election for City Council and that election will not occur until November of 2022. Mayor Tuck thanked Mr. Knopp for his advice regarding Council's conduct and attitude in light of their positions.

Mrs. Tucker and Mrs. Krumpen were signed up but decided not to speak.

Janet Tucker and Barbara Krumpen were signed up to speak on topics in the Grandview and Grundland Creek area. The Mayor stated that he saw them before the meeting began and they had the opportunity to speak to Jason Mitchell, the Director of Public Works, and no longer wished to speak.

## GENERAL ITEMS

### Ordinances

7. [21-0159](#) Ordinance to Amend and Reenact Section 24-37 of the City Code of the City of Hampton, Virginia, Entitled, "Unlawful Property Maintenance Conditions" Pertaining to Regulation of Clutter

**Attachments:** [Presentation](#)  
[Redline](#)

City Manager Mary Bunting gave a brief summary regarding the unlawful property maintenance conditions relating to excessive clutter on the fronts of properties. This year the City received the ability in the state code to regulate these types of issues. The state code is now going to be effective as of July 1. Ms. Bunting introduced

Kim Mikel, Property Maintenance and Zoning Enforcement Manager, and Shannon Jones, Assistant City Attorney, who made the presentation.

Ms. Bunting added, that even though this takes effect July 1, the City will be taking the first sixty days, plus or minus, to work with the neighborhoods and property owners to alert them of new code since this is the first time the City has been able to enforce this.

Councilman Steve Brown asked Ms. Mikel when she anticipates a definitive definition of clutter and who it coming from.

Ms. Mikel replied that they have a general definition and she went back to the presentation slide to show what the City will begin with. The state code definition gives a general “mechanical, equipment, household furniture and containers” that the City has interpreted that, if it is similar or the same general character to that group of items, the City would initially view that as clutter. The courts may have a different opinion, so this may be a trial and error process and, as these are taken to court, we will see how the judges interpret things and adjust accordingly.

Mayor Tuck thanked Ms. Mikel, as well as the City Attorney’s office and our state delegation. He stated that this was not an easy task because clutter is in the eye of the holder. If you show some of these pictures to people who live in a rural area, it may not be a big deal but, initially, our request was just to allow a local option. I believe it required a second bite at the apple in the State Senate for it to pass but now we have a tool and I know there are residents who have complained to me personally about seeing clutter in their neighborhood. I have actually taken pictures to use as evidence for our General Assembly members to try and present to other members of the General Assembly. I do not think we take pride in issuing summons but I think you have to be a good neighbor and when you allow things to accumulate it shows, to me, that you are not concerned about other people’s property or the appearance of neighborhoods. It will probably take a few cases, and hopefully some judges who understand what we are trying to do, for it to have an impact. We are hoping that once individuals are aware that we are going to be enforcing this, that they will take more pride in their properties and try and clean up ahead of the City issuing notices or summons.

A motion was made by Councilmember Chris Snead and seconded by Councilmember Steven Brown, that this Ordinance-Coded 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

### Appointments

8. [21-0163](#) Consideration of an Appointment to the Board of Review of Real Estate Assessments

A motion was made by Councilmember Chris Snead that George Moore be reappointed to his first full term expiring on June 30, 2025. 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

9. [21-0164](#) Consideration of an Appointment to the Golf Course Advisory Board

A motion was made by Councilmember Chris Snead that Julia Pace be appointed to a first term of three years until June 30, 2024. 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

11. [21-0166](#) Consideration of Appointments to the Hampton-Newport News Community Services Board

**Attachments:** [Recommendation - April 30, 2021](#)  
[Recommendation - June 7, 2021](#)

A motion was made by Councilmember Chris Snead that Steve Bond and Steve Brown be reappointed to second terms ending on June 30, 2024, and that Gisele Russell and Madonna Flores be appointed to first terms ending on June 30, 2024. 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

12. [21-0168](#) Consideration of an Appointment to the Economic Development Authority (EDA)
- A motion was made by Councilmember Chris Snead that Dr. Diane Suber be appointed to a first term expiring on June 30, 2025. 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
13. [21-0169](#) Consideration of an Appointment to the Peninsula Airport Commission
- A motion was made by Councilmember Chris Snead that Jay Joseph be reappointed to his first full term which will expire on June 30, 2025. 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
14. [21-0170](#) Consideration of an Appointment to the Thomas Nelson Community College Board of Trustees
- A motion was made by Councilmember Chris Snead that Dr. Walter (Vince) Warren be reappointed to a second term which will expire on July 1, 2025. 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
15. [21-0171](#) Consideration of Appointments to the Planning Commission
- A motion was made by Councilmember Chris Snead that Ruthann Kellum and Carole Garrison be reappointed to their second terms which will end on June 30, 2025, and that Tracy Brooks be appointed to a first term which will expire on June 30, 2025. 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

16. [21-0172](#) Consideration of Appointments to the Grievance Board
- A motion was made by Councilmember Chris Snead that David Rogers be reappointed to a second term which will end on June 30, 2025, and that Linda Curtis, Kerri Thurman, Brad E. Young and Phillip Siff be appointed first terms expiring on June 30, 2025. 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
17. [21-0174](#) Consideration of Appointments to the Hampton Redevelopment and Housing Authority
- A motion was made by Councilmember Chris Snead and seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/14/2021. 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
10. [21-0165](#) Consideration of an Appointment to the Hampton Commission on the Arts
- Attachments:** [Supplemental Application](#)
- A motion was made by Councilmember Chris Snead and seconded by Councilmember Steven Brown, that this Appointment be deferred to the City Council Legislative Session, due back on 7/14/2021. 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

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

There were no reports.

**MISCELLANEOUS NEW BUSINESS**

Mayor Tuck congratulated Councilwoman Chris Snead, who won the Democratic Primary for City Treasurer, and also stated that once we go into the summer months of June, July and August, there will only be one meeting held each month on the second Wednesday.

**ADJOURNMENT**

The meeting adjourned at 7:02 p.m.

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Donnie R. Tuck  
Mayor

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Katherine K. Glass, CMC  
Clerk of Council

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