



# 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 Michelle T. Ferebee*  
*Councilmember Billy Hobbs*

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

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**Wednesday, February 9, 2022**

**6:30 PM**

**Council Chambers**

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### 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.

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

### DONNIE R. TUCK PRESIDED

### INVOCATION - Councilmember Steven Brown

Councilman Brown asked those present to observe a moment of silence in memory of former Councilman Will Moffett. He then gave the invocation.

### PLEDGE OF ALLEGIANCE TO FLAG

### MAYOR'S COMMENTS

Mayor Tuck wished Councilwoman Brown a happy birthday and shared that the members of Council had heavy hearts on the passing of former Councilman Will Moffett on February 1st. The Mayor shared that his services will take place on February 12th at 11 a.m. at Bethel Temple on Todd's Lane. He expressed to the Moffett family the condolences of the City Council and City of Hampton staff.

**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 Weston Brown, Councilmember Brown, Councilmember Ferebee, Vice Mayor Gray, Councilmember Hobbs and Mayor Tuck

1. [22-0034](#) Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the Maternal, Infant and Early Childhood Home Visiting Program American Rescue Plan Funding Awarded by the Commonwealth of Virginia's Department of Health to the City of Hampton, Virginia (Youth, Education, and Family Services Department, also known as Healthy Families)

**Attachments:** [1 YEF MIECHV ARP Grant Routing Form FY2022](#)  
[2 YEF MIECHV ARP Grant Proposal Overview FY2022](#)  
[3 Fully Executed MIECHV ARP MOA 705BQ210106 City of Hampton](#)

item approved.

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

2. [22-0082](#) Resolution to Amend the Fiscal Year 2022 Council Approved Budget and Appropriate a total of \$574,000 from the Economic Development Fund's Assigned Fund Balance and the Hampton Roads Convention Center's Unrestricted Net Position to Transfer Funds to the Economic Development Authority Fund (\$374,000) and the Hampton Roads Convention Center Fund (\$200,000) to Support the Business Assistance Grant Program and to Supplement America Rescue Plan Act (ARPA) Funding for Upgrades at the Hampton Roads Convention Center  
Item approved.

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

3. [22-0081](#) Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and Transportation District Commission of Hampton Roads to Allow an Encroachment into City Property for Construction/Installation of Stormwater Improvements, Curbing, and Landscaping at 507 N. King Street and 88 W. Pembroke Avenue

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

Item approved.

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

4. [22-0084](#) Resolution of the City Council of the City of Hampton, Virginia Confirming the Declaration and Termination of a Local Emergency Made Necessary by "January 2022 Winter Storm #2" and Declared on January 28, 2022, and Terminated on January 31, 2022, by the Hampton Director of Emergency Management

**Attachments:** [Declaration of Emergency](#)  
[Termination of Declaration](#)

Item approved.

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

5. [22-0079](#) Approval of the minutes from the special session of City Council on January 5, 2022, and the special session and work session of January 12, 2022.

Item approved.

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

## PRESENTATIONS, PROCLAMATIONS, AWARDS

There were no presentations.

## PUBLIC HEARINGS

Ms. Glass read the protocol for public hearings.

## Rezoning

6. [22-0077](#) Rezoning Application by Eagle Landing Investment Co. to Rezone +0.096 Acres at 603 Washington Street [LRSN: 2003475] from Heavy Manufacturing (M-3) District to One Family Residential (R-9) District Without Proffered Conditions

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

Ms. Glass read the title for the item.

Ms. Bunting introduced City Planner, Garek Hall Hannigan, to make the presentation.

Mr. Hannigan greeted those on the dais and reviewed the slide presentation which provided information about the application related to site location; current zoning; rezoning history; the Future Land Use Plan; Public Policy (the Hampton Community Plan and the Downtown Hampton Master Plan); existing conditions of the site; and staff's analysis of the proposal.

Mr. Hannigan stated that the Planning Commission and staff recommend approval of the item and then opened the floor for questions.

Mayor Tuck asked why this property was not included in the original rezoning. Mr. Hannigan deferred the question to the representative of the applicant who was in attendance.

Prior to the representative coming forward, Mayor Tuck opened the floor for additional questions from Council.

In response to Councilman Bowman, Mr. Hannigan shared that the historic building is on the National Register of Historic Places and that the building is currently not occupied.

Attorney Thomas A. Burcher, who was in attendance representing the applicant, shared that the building is not occupied because that would be a zoning violation. He also shared that the site was previously used commercially as a bakery, but today, it is residential, not commercial.

Mayor Tuck noted that the house does not appear to be from 1915 and asked if it had been rehabilitated.

Attorney Burcher clarified that it is a 1915 house which has been taken care of very well.

Mayor Tuck opened the floor for additional questions. None were posed. He opened the public hearing and noted that no one signed up to speak; therefore, he closed the public hearing and called for the motion.

A motion was made by Councilmember Steven Brown and seconded by Councilmember Chris Bowman, that this Zoning Ordinance - Map be approved. The motion carried by the following vote:

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

## Use Permits

7. [22-0080](#) Use Permit Application by William A. Comer Jr., Representing the Establishment 1865 Brewing Company, to Permit the Operation of a Microbrewery with Live Entertainment 2 at 9 S Mallory Street [LRSN: 12001371]

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

Ms. Glass read the title for the item.

Ms. Bunting introduced City Planner, Garek Hall Hannigan, to make the presentation.

Mr. Hannigan greeted those on the dais and reviewed the first portion of the slide presentation which provided information about the application related to site location

(near the corner of Mallory Street and County Street next to the Public Library); zoning (PH-1); background on the establishment; and the proposal (to extend hours of operation; allow live entertainment to serve the bar area, second floor and patio; proposed hours of operation, 7 days a week from 7 am to 12 am; and live music, comedy and open mic).

The next three slides of the presentation included drawings of the first floor, second floor and patio area of the establishment. The locations which would serve as live entertainment areas are highlighted in red on these drawings.

Additional slides that Mr. Hannigan shared provided information about the application related to Public Policy; staff's analysis; and recommended conditions. He also stated that the site is located within the Phoebus Master Plan area (the Mallory Street area) which calls for the redevelopment of structures with commercial and mixed uses. Additionally, this initiative area calls for the bringing back of the main street American-charm feel to the Phoebus area, specifically as it is a corridor to Buckroe and is one of the first areas people see as they come in from the highway.

Mr. Hannigan highlighted two recommendations related to hours of operation and hours of live entertainment as staff is recommending something different from what the applicant has proposed. Staff is calling for hours of operation as 6 am - 12 am Sunday - Thursday and 6 am - 2 am Friday - Saturday. This is in alignment with what other Phoebus establishments currently have. Additionally, for hours of live entertainment, staff is calling for indoor entertainment hours from 10 am - 11 pm Sunday - Thursday and 10 am - 1 am Friday - Saturday; and for outdoor live entertainment, 10 am - 10 pm every day of the week.

Mr. Hannigan said that the Planning Commission and staff recommend approval of the item with 12 conditions and then opened the floor for questions. No questions were posed. The applicant was not present.

Mayor Tuck opened the public hearing; noted that no one signed up to speak; closed the public hearing; and called for the motion.

A motion was made by Councilmember Steven Brown and seconded by Councilmember Billy Hobbs, that this Use Permit be approved with twelve (12) conditions. The motion carried by the following vote:

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

8. [22-0045](#) Use Permit Application by Colonial Downs Group, LLC to Allow a Restaurant, with a Retail Alcoholic Beverage License, with Live Entertainment 2 at 1990-1996 Power Plant Parkway [LRSN: 3004808] in the Limited Commercial (C-2) District

**Attachments:** [Conditions](#)  
[Application](#)  
[Staff Report](#)  
[Presentation](#)  
[Existing Amusement Center Conditions](#)  
[CCBID Support Letter](#)

Ms. Glass read the title for the item.

Ms. Bunting introduced Chief Planner, Donald Whipple, to make the presentation.

Mr. Whipple greeted those on the dais and reviewed the first half of the slide presentation which provided information about the application related to site location; zoning (C-2 and O-CC); the Land Use Map; background information about the use; proposed hours of live entertainment to serve in the existing dining area; the floor plan/proposed stage location; public policy (Hampton Community Plan and the Coliseum Central Master Plan as they relate to this application); and staff's analysis of the application.

Mr. Whipple continued with the presentation and shared that staff performed additional inspections to ensure that the conditions listed under staff's analysis were being carried out. To date, Rosie's is in compliance with those conditions including the security plan. In addition, the Hampton Police Department ran full crime data from October 1, 2019 to December 31, 2021, and found nothing out of character and that this location was consistent with other shopping centers within the City.

Mr. Whipple briefly spoke about some of the recommended conditions associated with the location of live entertainment; expanded hours of operation (11 am - 12 am Sunday - Thursday and 11 am - 2 am Friday - Saturday); sound; and dancing.

Mr. Whipple stated that staff and the Planning Commission recommend approval of the item with nine conditions and then opened the floor for questions from Council. No questions were posed. The applicant was present, but did not speak.

Mayor Tuck opened the public hearing; noted that no one signed up to speak; closed the public hearing; and called for the motion.

A motion was made by Councilmember Steven Brown and

seconded by Councilmember Chris Bowman, that this Use Permit be approved with nine (9) conditions. The motion carried by the following vote:

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

## Ordinances

9. [22-0070](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 2-2 Entitled, "Definitions" Pertaining to Active Recreation Area, Open Space, Open Space Amenity, Private Park, and Public Park Definitions

**Attachments:** [Red line](#)  
[Staff report](#)  
[Presentation](#)

Ms. Glass clarified that the next three items on the agenda will have a combined presentation and public hearing, but require separate votes. She then read the titles for items 22-0070, 22-0071 and 22-0072.

Ms. Bunting introduced Deputy Zoning Administrator, Allison Jackura, to make the presentation.

Ms. Jackura greeted those on the dais and shared that the three zoning ordinance amendments comprehensively address public and private parks. She reviewed the slide presentation which listed the goals of the amendments; provided information about the existing ordinance; provided examples of outdoor recreation areas which are on separate parcels, but are managed by a legal entity associated with the development; included an image of an actual park (Sandy Bottom Nature Park) permitted through our normal public park planning process; and listed what the proposed ordinance proposes related to a public park, private park and a recreation area associated with other use.

Ms. Jackura stated that staff and the Planning Commission recommend approval of the Zoning Ordinance Amendments and then opened the floor for questions from Council. No questions were posed.

Mayor Tuck opened the public hearing; noted that no one signed up to speak; closed the public hearing; and called for a motion for each of the items.

A motion was made by Councilmember Billy Hobbs and



seconded by Councilmember Eleanor Weston Brown, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

10. [22-0071](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 1 Entitled, "General Provisions" To Add New Regulations Applicable to Many Or All Zoning Districts Regarding Recreation Areas Associated With Other Uses

**Attachments:** [Red Line](#)  
[Staff report](#)  
[Presentation note](#)

Presented by Allison Jackura, Deputy Zoning Administrator. A joint presentation and public hearing was held on items 22-0070, 22-0071, and 22-0072. There were no speakers on any of the items and the public hearing was closed by the Mayor.

A motion was made by Councilmember Michelle Ferebee and seconded by Councilmember Billy Hobbs, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

11. [22-0072](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 3-2 Entitled, "Table of Uses Permitted" to Remove The Uses Of Park/Playground, Active, and Park, Passive/Open Space, And To Add The Uses Park, Private And Park, Public

**Attachments:** [Red Line Ch 3 Parks Uses](#)  
[Red Line Standard Districts Use Table](#)  
[Red Line Special Districts Use Table](#)  
[Staff report](#)  
[Presentation note](#)  
[Clean Standard Districts Use Table](#)  
[Clean Special Districts Use Table](#)

Presented by Allison Jackura, Deputy Zoning Administrator. A joint presentation and public hearing was held on items 22-0070, 22-0071, and 22-0072. There were no speakers on any of the items and the public hearing was closed by the Mayor.

A motion was made by Councilmember Billy Hobbs and seconded by Councilmember Chris Bowman, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

## **PUBLIC COMMENT**

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

Mayor Tuck stated that 14 people signed up to speak, therefore, in an attempt to move this portion of the meeting along, he would call upon two speakers at a time to go to the two stations to give their comments.

Mayor Tuck called upon Joe Skelly and Nikia Miller.

Mr. Joe Skelly greeted those on the dais and made the following statement: I'm speaking in regard to the idea of adding charges to coming to Buckroe Beach Park via parking meters. I'm against this. I think we've managed without it for at least the 25 years that I've been here. I think we will have knock-on or knock-off effects that you don't want. Often, being a resident who lives directly next to the park, I have people come and walk the park and ask...How do you like living here? We are thinking of moving here. We just dropped by to get an idea of what the City is like. I don't think those people are going to be willing to pay \$3 for three hours to sit here and stroll the park to ask people what they think of living here. So, you may be discouraging people who are considering moving to the great City of Hampton

because you are literally just charging them in effect that they don't want to pay. In addition, we have volleyball players who play here on the weekends, possibly 20-40 people, and they come from all over the City. Some come from as far as Williamsburg, and have been playing here for 10 or 15 years. Volleyball players are notorious and the sport is notorious for being one that does not cost much money at all. It's not like golf, so all you need is the ball, a pair of shorts and a net. Hampton actually has a jewel here in Buckroe Beach Park. It's listed in every single brochure that you put out, somehow, Buckroe Beach is added to it, and it's because it's actually so popular. It is one of the keystones of your City. One of the things that differentiate you from Virginia Beach, and actually makes you superior, is the fact that you are not charging directly. I know we pay for it in our taxes, but even if you were to raise \$1,000 per week from this, it would only be \$50,000. It's money poorly spent, in my opinion, and it drives away the very people you are trying to attract and it wastes some of the money that you spent on the beautiful new benches that we really love; on the swings that you just put up; and on the brand new lighting that you are putting up. So, I think we don't need to have the income that much and I also don't think it solves the parking problem, actually. Also, it discriminates against people who are handicapped, against our veterans, especially ones who come from the (inaudible word). They are not going to be taking the money out of their pocket. You'll have to come up with some work around for that, and then you will have to pay for enforcement. And, there are certain things people remember. I ask people, do you know what the price of bread is? They say, no. I say, do you remember the price of gas? They can tell you within a penny. So, this is one of those things that sticks in their mind, and it sticks in your mind when you go to Virginia Beach. You're having to get your money out, etc. So, I recommend against it, highly. I thank you for your time and your consideration.

Ms. Nikia Miller greeted those on the dais and made the following statement: There's no member of this body that I am not certain is aware of the repeated sexual assaults that happened to my now nine-year-old daughter in a Hampton City elementary school. As a City Council, it is important that the City Council not only represent the entire City, the City Council should represent the entire City and should not absolve themselves from incidents or situations that involve Hampton City Schools. It is important that the students and the children in our neighborhoods feel that they can be safe. The Hampton Commonwealth's Attorney abandoned my family and cared more about my daughter's rapist than he cared about her. I had a conversation with a man that I have known for my entire life who was not willing to advocate on my family's behalf. It is important that the children of our City know that our City Council has their back. Now, we have a situation where we have a missing child. When Noah Tomlin was discarded in the steam plant like a piece of garbage, our community united and our City Council and other resources activated in order to find him. Now, Codi Bigsby is missing. Our City Council should not say that we

represent our City except when it involves Hampton City Schools. Our City Council should not say we represent our City except when it requires a little bit of dirt and dust getting on our shoes. I ask, that on behalf of my daughter, that a vote of no confidence be placed on Hampton City schools for allowing rape in schools. I ask that our City Council activate and mobilize in order to put whatever resources need be in order to find Codi Bigsby, regardless of the outcome. He deserves to be found. As Councilman Brown stated in his invocation, there are some positions that you must take, not because they are those that are popular, but because they are those that are right. Now, it is important that we stand on Celeste and we stand with Codie and if that can't be done, then our community should stand and hold those elected officials to task at the ballot box. Thank you.

Mayor Tuck called upon Japharii Jones and Mahogany Waldon.

Mr. Japharii Jones greeted those on the dais and made the following statement: I grew up in 249, Phoebus area of Virginia, and I would just like to say good afternoon, good evening, to the citizens of Hampton who have been out here with us for the last ten days. Codi Bigsby has been missing since the end of January of this month. The community formed what is now known as camp Codi. The community came out the first day. We actually let law enforcement have a chance to do their due diligence and we were saying nothing. The public, local community was not alerted that there was a missing child. On the first day, we as a community, came out and answered the call to the volunteers that law enforcement put out. Law enforcement only allowed 50 people to assist them and turned away countless individuals who wanted to look for a 4-year-old missing child that felt a prick in their heart and a sense of urgency to come and assist. You all heard that correctly. They were turned away. There were bulletins posted telling them not to come as if there were enough or if there is enough bodies to search for a 4-year-old missing child. A 4-year-old missing child. Too many bodies. Day two, 50 were allowed to come. None of these individuals were called back, ironically. Not one person from that first day that look like me or behind me were called back the next day. Other people were turned away. We were refused access to the same briefing we were in the next day. We were refused maps so we wouldn't cross each other's paths while we were out here searching for this child while we were trying to do things decently and in order, not like a pack of middle schoolers on a scavenger hunt. We were searching for a 4-year-old boy here. Law enforcement lollygagging at the camp they set up, then breaking down camp five days ago. Today is day nine of camp Codi. Tomorrow will make day 10. None of us are being paid for this. We don't get 401K for this. We don't have dental and health behind this. Camp Codi search and rescue ten days strong. I'm going to brief it up because I know my time is coming to an end, but we're asking...the 10th day strong, Codi alert. Other cities have

George Floyd, Jon Bennet Ramsey, Breonna Taylor. We have Codi Bigsby. This this is your City. We haven't heard from not one of you. People cannot even name City Council members. We've been out there for ten days. We're not elected officials. We haven't seen not one of you. We saw you over there gesturing because it's cold. Yeah, we know. You want to know how we know? Because we have been out here for at least six hours a day for the last nine days. At least, at least. We're not comfortable because he is not comfortable. We don't know where he is, so we can't sleep. We asked you all if you all thought it was a disconnect between City Council and you all. You all refused to answer.

Mayor Tuck indicated twice to Mr. Jones that his speaking time had expired.

Ms. Mahogany Waldon greeted those on the dais and made the following statement: Mayor Tuck and members of the Council, volunteers have burned gallons of gas. We've walked many miles and have gotten in thousands of steps. I know, because it has been a workout. We've printed hundreds of flyers and knocked on countless doors. We've put in our blood, sweat and tears, literally, in our search efforts to try and find Codi Bigsby and to alert the public of his disappearance. In knocking on doors within the one mile radius where he went missing, I found that many residents in the Foxhill and Buckroe area weren't even aware that a child had gone missing. The Hampton Government Facebook page shared his image which was a re-share from Hampton Police twice on January 31 and February 1. For the past five days that I've been a part of this search, I haven't seen or heard any of our elected officials make statements to encourage the search efforts, to come out and lend a hand with flyers or to donate their time in some way. If you have done so, pardon me, but I'm speaking on what I have seen, and what I feel is that this City has seemed to neglect the efforts to look for Codi and has put more focus on the father. I'll be honest, it does look bad to see that the police command center was disbanded at Buckroe Pointe where camp Codi is. Our simple set up that Japharii was referring to that has a tent and a hydration station where volunteers can get water, snacks and information. We've been there four days longer than those that were there who were supposed to protect and serve. Of course, there's information about the case that we are unaware of, and the police could have shut down shop for valid reasons, but local citizens, some with specialized hunting and water gear, some with just our gym shoes and our winter coats and our hand warmers, like myself, are still out there. We come in between shifts at work. I even bring my work computer with me every day and work from my car. Many of us come with our kids, our dogs, our aunts. There have been grandparents, the disabled, the elderly and people that should be at home resting and relaxing and having a cup of cocoa, but they've been out there putting their selves on the front line, so my question is, where have you been?

Ms. Waldon read the following statement from one of the members of Codi Bigsby's family: As Codi's aunt, the first real question I have is where is the support from the elected officials of the City? I have traveled hundreds of miles back and forth to make efforts to bring my nephew home with absolutely no assistance from local officials. Our hearts are heavy. I, particularly, am outraged. I feel that law enforcement wasted time during the most crucial hours. I need to know why there was so much focus put on the father when that energy could have been put into locating the whereabouts of Codi. It saddens me to know that the disappearance of a 4-year-old child is not as important as playing the blame game. That's from Codi's aunt, Tambalia Butler.

Mayor Tuck called upon William Roesse and Edwin Boone.

Mr. William Roesse greeted those on the dais and made the following statement: I would like to speak and show a sign of support for the cross over initiative that Donald Kee, or Coach Kee as many people in the community know him as. I'm asking that we all support this initiative which is directed to grow and support the youth through athletics, but more importantly, it's teaching them discipline, respect and commitment and hard work, but also that translates outside of athletics and into the real world. We are growing by being mentors to these young kids, teaching them to be leaders, not only in their homes, but outside in the community as well, in an attempt to keep them out of the streets focusing on education as a main priority as well. If we can invest our most precious commodity, which I think we all know is time. We are doing this. We are not getting paid. We are volunteering. Friday nights, Saturdays, during pretty much all day on Saturday's. We ask that you guys help provide additional resources by any means necessary to help support the development of our youth as they are going to be our community leaders very soon. Thank you.

Mr. Boone did not come forward.

Mayor Tuck called upon Katherine Rogers and Ronnie Armstead.

Ms. Katherine Rogers greeted those on the dais and made the following statement: I would like to address the proposal that was presented at this afternoon's work session regarding metered and permit parking in Buckroe. I'm speaking only for myself as a resident of Buckroe. My house is one block from the beach at an intersection that leads directly to a public access that takes you right down to the water. You can imagine I am very familiar with parking, congestion and traffic issues, particularly in the summer. My opinion is parking problems are a seasonal problem, not a chronic one. Summer weekends, yes. Summer weekdays, not quite as bad. This time of year, not at all. One thing I love about Buckroe is that it is free

to everyone. We live in a unique residential community that we share with all the residents of Hampton and the surrounding localities. We are very fortunate. A family may not be able to afford to take their kids to go to a movie. It's certainly not cheap to go to Busch Gardens. You might not be able to afford to go to a ballgame, but you can come to Buckroe any day. You can come to Buckroe every day, for free, and I would like to see it stay that way. Regarding permit parking, there are a lot of details that we have no answers for. We don't know the boundaries of the areas that would be permitted. We don't know who would be eligible for permit parking. We don't know how it would be enforced. We don't know what we would do about our visitors. There are a lot of details about this plan that need to be tested out before we can know whether it is going to be a good plan for our residents. So, this needs time to be discussed and worked on. I am very fortunate. I have a driveway that is sufficient for my needs, and there are many homes in Buckroe that have driveways. There are homes with no driveways, but access to their backyards through alleys. This may not be a perfect solution, but it does allow homeowners access to their property via the alleyway and indeed there are numbers of houses with no driveways and no alley access. It is quite a dilemma on a summer weekend if they want to leave their home because they don't know if they will have a place to park anywhere near there when they come back. Maybe we need to brainstorm some solutions for those people. That might be all we need. Let's continue to look at all possibilities to address the seasonal issues we have in Buckroe and let's try our best to keep Buckroe available and free for all. Thank you.

Mayor Tuck called upon Craig Knopp to speak following Mr. Armstead.

Mr. Ronnie Armstead greeted those on the dais and made the following statement: I'm a member of Coach Kee's crew. We are trying to save lives, okay. We are trying to keep kids off the streets. Just let me say this one little piece here I have: I'd like to thank the Mayor and Vice Mayor and members for allowing me to speak. I'm here to ask you to help, help from the City to open more gyms and help with funding to help the young men and women stay off the streets and out of trouble. Jim Kincaid said years ago...Do you know where your children are at 6 O'clock? Well, I can tell you, if they are in our gym, you know where they are because we take care of them once they get there. I can't promise everything is going to be great because nothing is 100%, but we do what we can and we need more gyms open. We need more individuals involved. We need funding because the majority of the kids that come through us do not have the money to even buy a uniform to even join the program, so we need to find some kind of way to get these kids some type of help to keep them off the street. I can tell you, if we do this, we will save the City money and we will save incarceration. Thank you.

Mr. Craig Knopp greeted those on the dais and made the following statement: I

know there is a lot of stuff going on. You guys are busy. Couple of things though: recently, I had a couple of individuals approach me and ask me about a couple of different City Councils and City Boards. I went down the rabbit hole trying to find some info on some of these boards and I did not find too much on them. One of them was the Virginia Air and Space (Science) Center Board. I had an individual ask about that and I was trying and it took me, I guess, to the Virginia Air and Space (Science) Center and really, no info on who is on there, what they do and everything else like that. So, I was just wondering how I get some more information and if that is just an issue that I just email Mary on, the City Manager on that or whatever. So, I'll just send an email on that one. Another question, too. Bluebird Gap Farm. I love going there. My son loves it. We go see the animals. He loves the park. One of the things though is I love biking through the City with my son. He loves that. It's great. We go down to the waterfront. We go down over to the airplane museum (I forget what it is, sorry), and we go to Sandy Bottom. So, we use a lot of the resources for biking. Have we ever had any consideration of putting a bike path around Bluebird Gap Farm? I was just kind of wondering about that or if that was ever approached or anything like that. That's all I have though. Thank you.

Mayor Tuck called upon George Sicay and Bernard Washington.

Mr. George Sicay greeted those on the dais and made the following statement: Thank you for allowing me to speak. I've been a Buckroe Beach resident for more than ten years and I would like to draw attention to the two park areas that are in front of the pavilion. They're nice parks. They're maintained well. The maintenance of them has improved over the years, but one thing that needs to be addressed is the lighting. Those areas are very dark. There are residents who walk their pets in those squares and they are nice and paved. They are nice sidewalks, but they don't have any lights. There's one park that has a pavilion on there and both of those parks are in desperate need of lights. Three-hundred and sixty-five days or 365 nights a year could be a lot safer for the Buckroe Beach residents and families and it could make it more enjoyable for everyone. That's all I have. Thank you.

Mr. Bernard Washington greeted those on the dais and made the following statement: I'm with Coach Kee and his basketball program. I just wanted to speak on the importance of his program because he is trying to bring mentorship to the youth and get them out of the streets. I grew up here and I just know if I had more opportunities to just be in a safer environment to play basketball and not around people that chose to do other things that lead to other pathways, I would have had a better side of my future. I'd have complete control of my future. Everybody does, but kids, they don't understand. They just chose to go with the flow. So, if the flow was a safe, positive environment where there is mentorship and if the City brought more attention to the actual talent that's in Hampton, Virginia, when it comes to



basketball and athletics, on a national level, then it's a better opportunity for scholarships and scouting, colleges, money and just more publicity to the City of Hampton and just better all around. That's my take on that. Thank you.

Mayor Tuck called upon Bianca Wilson and Marquez Weaver.

Ms. Bianca Wilson greeted those on the dais and made the following statement: I have a business here that is called (inaudible word). Today, I am speaking on behalf of the community and citizens of Hampton in reference to Codi Bigsby. I, myself, have been out there in the trenches every day, along with Black Lives Matter, Japharii, searching for Codi Bigsby. We have donated money to the camp, food, clothing, everything that we are doing on our own. I've been out in trenches, and I am a veteran, Air Force Veteran. So, I've been out in trenches and I found clothing belonging to children. I do not want to get emotional. That should not be in these places. It concerns me. We have another missing child that I believe that is just missing as of January 18. I'm concerned about the children in this area. I'm concerned about the missing children and persons in the Buckroe area. It is alarming. It's emergent. We went to the press conference that the police chief had. I appreciate the information that he could provide, but we need more transparency. My plea to you guys today is just to ask to get involved with what we are doing. We desperately need your help. We desperately need funding from you all. We would also like for your presence if it is at all possible for you to come out and show up as the leaders and citizens who voted your seat to be here today. I know you guys have heard a lot about Codi Bigsby, but it is very emotional going to search in the woods for a 4-year-old child, not knowing what we may or may not uncover. So, to soften the hearts of not only myself, as a veteran and as a business owner, and for the community and the citizens of Hampton, Virginia, I would appreciate if you can soften our hearts just a little bit by showing up and be a presence in the community and for us. Thank you for your time.

Marquez Weaver signed up to speak, but did not do so.

The Mayor called upon Donald Kee and Edwin Boone.

Mr. Donald Kee greeted those on the dais and made the following statement: Thank you for the opportunity to speak before you. I would like to apologize to the young lady with the sex offender. I apologize to you. I felt that and I want to say that I apologize for your pain, first. I'm here because I've been invited here like three times before. My first time coming. Most people call me coach, but I don't just do basketball. I'd like to call out some names. Since 1965, Mary T. Christian, A.A. Womble, Laurene Press, Councilman Brown, Chief Minetti, Greg Garrett, CoPastor Vann, and for the last 32 years, Mr. Will Moffett, he has been my mentor. When he

called me in 1995, he said coach, come down to the Hampton community to bring light. I read a quote that he said. "Leaders and great leaders provide and make more leaders, not followers". When I hear these crimes, from a heart to heart, our problem is not crime, our problem is leadership. When I go into these gyms, when Mr. Moffett gave me the keys to Y.H. Thomas (Community Center), I fed, I tutored, I produced leaders. We produced leaders. Mayor Tuck, I heard your story down at the gym at Y.H. Thomas one time. Leaders produce leaders and sitting where you are sitting at, from where you are sitting at here beyond these doors, my question is, where are the leaders? When I went down to Newport News about 30 years ago, I saw a marquee that said "Today's youth are tomorrow's leaders". We don't have that no more. So, I don't just do basketball. I teach. I'm a sex offender counselor. When you come into my gym, my objective is mental health, tutoring, discipline, mentorship. If you want to hear it - spirituality. We don't have enough leaders breeding leaders. And, when these things happen in our community, it's like, well, what happened? I was listening to the news last night. What can the City Council do? Well, just offer more leadership. We have a mental health problem in America. We don't want to address that enough. When I'm in the gym on weekends, I see potential fights and arguments, and it's not really the fight I'm looking at. I'm looking at the anger and the heartaches of these young men, unresolved issues and their mindsets and nobody cares until they do something. When a police officer stops them, it's not what they did, for the reason they get stopped or get hurt, it's other issues inside them, and what I do with different leaders that come to my gym is talk to them, engage them, not just stop them or shoot them or put them down. I was taught by you, Councilman Brown, it's only three kind of people in this room: those who need change, want change and make change. Which one are you? Talk is cheap. Talk is cheap.

Mayor Tuck informed Mr. Kee that his speaking time had expired and then called for the next speaker, Mr. Edwin Boone.

Mayor Tuck indicated that he had called upon Mr. Boone twice and it appeared that he intentionally did not come forward. He also indicated that Mr. Boone would be allowed to speak, but asked that in the future, he and everyone be respectful of each other's time and come forward when called upon.

Mr. Edwin Boone came forward and indicated that he was walking forward and just heard the Mayor call his name twice, so he was here to speak and then made the following statement: I want to talk about that American Rescue Plan Act Grant application for youth opportunities. The Best Kept Secret: Stop the Violence has been around for 20 years. We're grown men. We aren't looking for no youth rescue plan act for one \$2,000 grant. We want what's in that \$4 million that's available. Don't try to nickel and dime us. We're here on a mission. We are grown

men and we deserve...the citizens, the public that is paying for that through tax dollars which keep increasing...deserve to have a reputable organization to stop the kids and the citizens and the parents and the grown-ups, not just the youth. We are a grown-up organization for 20 years. At first, there was a regular budget before the American Rescue Plan came into existence. It was \$85,000. Now, what happened to the \$85,000, out the regular budget of \$400 million, and then now this comes along with the American Rescue Plan Act, so where is the \$85,000 from the regular budget? And, then you send us the application for just the youth, we want the grown-up application within that \$4 million that is already supposedly been allocated. Don't try to do slight of hand and not do the budget originally like you did last time for the \$85,000 and then you slight of hands youth opportunities rescue plan, but where is the regular budget money? Also, for you to ask us to apply for one \$2,000 grant, that won't even pay one month's note at the new spot that you'll shut us down for a whole year. I want to thank you, Mary Bunting, because it took me calling you out last time we didn't get the business license, we got it the very next day and that's what it's going to take. Standing truth to power.

Mayor Tuck called upon Hampton's Chief of Police, Mark Talbot. Chief Talbot thanked City Council for not being a distraction during a very long and difficult situation. He spoke of the stress on everyone, including the public, and expressed his thanks to the many residents who have come forward to assist. He explained that the evidence in this case was very clear from the beginning and if there was any need for additional resources, the police knew they would be supported in those requests. There were several very vocal citizens who interrupted the Chief. Chief Talbot stated that many of the people complaining of Police not collaborating are people the Chief has spoken to himself. A loudspeaker loudly and repeatedly broadcast, "Activate the Codi alert." The Bailiff on duty ushered two disruptive individuals from the room. Others spoke out of turn from the audience. The Chief then attempted to continue but individuals continued to speak out of turn. Chief Talbot indicated that they had tried hard to keep this search and unmitigated tragedy from becoming a sideshow. He said they will continue to do all they can to learn what happened to this child. They will follow the evidence and will continue to do that.

## GENERAL ITEMS

15. [22-0073](#) Briefing on Mallory Street & Settlers Landing Road Eastbound

I-64 Ramp Access

Attachments: [Presentation](#)

[Video 1](#)

[Video 2](#)

Ms. Bunting introduced the item and introduced Public Works Director Jason Mitchell to speak about a pilot project for consideration on Mallory Street. She shared that no vote will be taken this evening; that the purpose for the item is to brief Council and the public on the proposal; and that public comment will be received at a future meeting.

Mr. Mitchell greeted those on the dais. The first slide of the presentation provided an image of traffic congestion on I-64 near Hampton University, Settlers Landing Road, Mercury Boulevard and Woodland Road as a result of the Hampton Roads Bridge Tunnel (HRBT) construction. In addition to congestion, accidents and other events occur in that area due to this problem.

The next slide listed some of the adjustments Hampton has made from 2018 - 2022 in an attempt to alleviate the traffic problem including the installation of travel lane delineators; do not block the box traffic control measures; and no turn signs during some designated periods. Another proposed consideration was to limit ramp closures of the eastbound I-64 ramps at Mallory Street and Settlers Landing Road from 2:00 to 6:00 pm to reduce traffic congestion. Images which illustrate this proposal are included in the slide presentation.

Mr. Mitchell shared the timeline of stakeholder meetings which took place regarding the issue; a bit of data related to congestion in Hampton; and images of some drone footage that was recently collected of the areas described above.

Mr. Mitchell briefly spoke about the Virginia Department of Transportation's (VDOT) three study options. They are: to close Mallory Street and Settlers Landing Road ramps; Mallory Street Bridge one-way traffic and Settlers Landing Road ramp closure; and Mallory Street Bridge One-Way traffic and no ramp closures. He also reviewed two slides which provided information about the proposed pilot project related to option 3 and an image illustrating the Mallory Street Pilot project.

Mr. Mitchell shared staff's recommendations which are to conduct a 60 day pilot program and evaluate options to reduce congestion; share the data and impact on local streets with local partners; explore the use of technology to enforce traffic violations; and request VDOT pursue approval from the Federal Highway Administration to implement options that would reduce traffic in Hampton.

Mr. Mitchell opened the floor for questions and comments.

Mayor Tuck asked about access to the VA Medical Center and whether the proposed option will impact access to I-64 eastbound via Mallory Street.

Mr. Mitchell explained that it will not impact access and that the ramp closure on the Mallory Bridge is the only blocking point for traffic coming across the bridge going to the VA hospital. The VA hospital and Hampton University will still have access to Settlers Landing Road or I-64 where dual ramps enter in front of the university.

### **Appointments**

Councilman Hobbs made a motion, which did not require a second:

to recommend reappointment of Jack Pope to the Board of Zoning Appeals for a five year term with one vacancy remaining;

to appoint Clarissa Wright to her first four-year term on the Hampton Redevelopment and Housing Authority which will expire on February 28, 2026 with one vacancy remaining; and

to appoint Judy Miller, Chandra T. Oaks-Garcia, Gaylene Kanoyton, Melvin Ferebee, and William T. Brown to the Board of the Virginia Air & Space Center for terms to expire on February 28, 2026, with two vacancies remaining.

The motion passed unanimously.

Councilman Hobbs then made a motion to reconsider his motion. It was seconded by Councilman Brown and passed unanimously.

Councilwoman Ferebee read the following statement:

I have consulted with the City Attorney and legal counsel for my employer, the NASA Langley Research Center, and while NASA Langley Research Center is a separate entity from the Virginia

Air & Space Science Center, they have a strong relationship and connection. As such, out of an abundance of caution and to avoid any appearance of impropriety, I recused myself from all discussion regarding City Council appointments to the Board of Directors for the Virginia Air & Space Science Center and will abstain from voting on any appointments to this body tonight.

12. [22-0027](#) Consideration of Appointments to the Board of Zoning Appeals  
A motion was made by Councilmember Billy Hobbs to recommend Jack Pope to the Board of Zoning Appeals for a five year term. The motion carried by the following vote:

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

13. [22-0074](#) Consideration of Appointments to the Hampton Redevelopment & Housing Authority (HRHA)  
A motion was made by Councilmember Billy Hobbs to appoint Clarissa Wright to her first four-year term which will expire on February 28, 2026. The motion carried by the following vote:

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

14. [22-0089](#) Consideration of Appointments to the Virginia Air & Space Center Board (VASC)  
A motion was made by Councilmember Billy Hobbs to appoint Judy Miller, Chandra T. Oaks-Garcia, Gaylene Kanoyton, Melvin Ferebee, and William T. Brown to the Board of the Virginia Air & Space Center for terms to expire on February 28, 2026, with two vacancies remaining. The motion carried by the following vote:

**Aye:** 6 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs and Mayor Tuck

**Abstained:** 1 - Councilmember Ferebee

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

The only report was given by Mr. Jason Mitchell under item 15 - 22-0073.

**MISCELLANEOUS NEW BUSINESS**

There was no new business. Mayor Tuck shared that he had an opportunity to meet a young boy who attends Warwick Kids Academy in Newport News and then introduced a video about the boy.

**ADJOURNMENT**

The meeting adjourned at 8:01 p.m.

**Contact Info:**

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

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Donnie R. Tuck  
Mayor

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Katherine K. Glass, CMC  
Clerk of Council

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