

# City of Hampton

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



## Agenda

Wednesday, July 14, 2021

6:30 PM

Council Chambers

## 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*

## **WELCOME TO THE HAMPTON CITY COUNCIL MEETING**

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time.

### **ORDER OF BUSINESS**

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council on a public hearing item, please sign in before the meeting on the sign-up sheets located in the lobby of City Hall. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. Speaking on topics not appearing on the agenda as public hearing items is handled under the public comment portion of the meeting.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add").

Meetings of the Council are formal proceedings, and all comments are recorded. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice. Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

**CALL TO ORDER/ROLL CALL****INVOCATION - Councilman Billy Hobbs****PLEDGE OF ALLEGIANCE TO FLAG****MAYOR'S COMMENTS****CONSENT AGENDA**

1.     [21-0079](#)     Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the Military Installation Resiliency (MIR) Project Study Grant through the Department of Defense (DoD), Office of Local Defense Community Cooperation (OLDCC) Community Planning Assistance Program Services JB Langley-Eustis Implementation II
2.     [21-0161](#)     Resolution to amend the Fiscal Year 2022 Council Approved Budget and Accept and Appropriate State Fiscal Year 2022 Part C of the Individuals with Disabilities Education Act (IDEA Grant) Funding Awarded by the Department of Behavioral Health and Developmental Services for Infants & Toddlers with Disabilities and their Families
3.     [21-0177](#)     Resolution to Amend the Fiscal Year 2022 Council Approved Budget and to Accept and Appropriate \$943,831 in Additional Congestion Mitigation and Air Quality Funding from the Virginia Department of Transportation to the Capital Projects Fund for the Citywide Traffic Signal Upgrades - Phase IV Project
4.     [21-0178](#)     Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the FY21 Four-for-Life Aid to Localities Funds from the Commonwealth of Virginia, Office of Emergency Medical Services
5.     [21-0179](#)     Resolution to Amend the Fiscal Year 2022 Council Approved Budget to Accept and Appropriate the FY 2021 Violence Against Women's Act ("VAWA") Program - Prosecution Grant Awarded by the Virginia Department of Criminal Justice Services
6.     [21-0180](#)     Resolution to Approve an Encroachment Agreement Pursuant to Hampton City Code § 34-86 Between the City of Hampton and RTD Commercial LLC to Allow an Encroachment Into a Portion of City Line Road for the Installation of Conduit and Cable.
7.     [21-0190](#)     Resolution Approving Encroachment Agreements with Certain Restaurants on Queens Way in Downtown Hampton, to Allow Outdoor Dining to Continue Under Substantially the Same Terms and Conditions as the Previously Approved Temporary Outdoor Dining Permits Issued During the

## COVID-19 Pandemic

8. [21-0187](#) Resolution of the Council of the City of Hampton, Virginia Confirming the Order Terminating Declaration of Local Emergency, Being Effective July 1, 2021, and Issued by the Hampton Director of Emergency Services for the Local Emergency Declared on March 13, 2020, and the Amended and Restated Local Emergency Declared on March 17, 2020, Due to the Public Health Threat and Disaster Caused by the Communicable Disease Known as the Novel Coronavirus ("COVID-19")
9. [21-0185](#) Approval of the minutes from the legislative sessions of February 10, 2021; May 12, 2021; and May 26, 2021; and the work session of June 9, 2021.

**PRESENTATIONS, PROCLAMATIONS, AWARDS****PUBLIC HEARINGS****Rezoning**

10. [21-0176](#) Rezoning Application by the E-Commerce Center of Hampton, LLC to Amend the Proffered Conditions Attached to the Zoning of the Property at 1708 Todds Lane [LRSN:3009404]

**Use Permits**

11. [21-0138](#) Use Permit Application by Azad Haji to Operate a Restaurant without a Drive-Through with an Alcoholic Beverage License at 1405 E Pembroke Avenue [LRSN: 12003335]
12. [21-0175](#) Use Permit Application by Terry Riddick to Operate a Private Club/Lodge at 20 W Mercury Boulevard [LRSN 8001841]

**Ordinances****Resolutions**

13. [21-0189](#) Resolution Approving a Memorandum of Understanding between Neutron Holdings, Inc. D/B/A "Lime" and the City of Hampton, Virginia Establishing a Motorized Scooter Pilot Program
14. [21-0192](#) Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 6, Bicycles, Article I Entitled, "In General," Sec. 6-1 and Sec. 6-4, and to Article II Entitled "Equipment and Operating Rules," Sec. 6-19, Sec 6-23, Sec 6-24, Sec. 6-29 and Sec. 6-32 and Repealing Article II, Sec. 6-18, Sec. 6-25, Sec. 6-26 and Sec. 6-30 to conform to state code changes made by the 2019 Virginia General Assembly and remove provisions that unnecessarily duplicate the Code of Virginia.

**PUBLIC COMMENT****GENERAL ITEMS****Ordinances**

15.     [21-0183](#)     Ordinance to Amend and Re-Enact Chapter 12 of the City Code of the City Of Hampton, Virginia Entitled, "Elections" By Amending Article IV and Adding a New Article V Pertaining to Elections of Mayor, Members of the City Council, and Members of the School Board in November As Required by the Code of Virginia

**Resolutions****Appointments**

16.     [21-0165](#)     Consideration of an Appointment to the Hampton Commission on the Arts
17.     [21-0174](#)     Consideration of Appointments to the Hampton Redevelopment and Housing Authority
18.     [21-0186](#)     Consideration of an appointment to the Building Code Board of Appeals
19.     [21-0184](#)     Consideration of Appointments to the Grievance Board
20.     [21-0196](#)     Consideration of Appointments to the Neighborhood Commission

**REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES****MISCELLANEOUS NEW BUSINESS****ADJOURNMENT**

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