



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, July 14, 2021

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Vice Mayor Gray called the meeting to order at 6:30 p.m. with all members of the City Council present except for Mayor Tuck who was out unexpectedly.

Present: 6 - Councilmember Chris L. Bowman, Councilmember Eleanor Weston Brown, Councilmember Steven L. Brown, Vice Mayor Jimmy Gray, Councilmember Billy Hobbs and Councilmember Chris Snead

Excused: 1 - Mayor Donnie R. Tuck

JIMMY GRAY PRESIDED

INVOCATION - Councilman Billy Hobbs

Councilman Hobbs gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

Vice Mayor Gray introduced Glenn Oder, Executive Director of the Fort Monroe Authority, who shared the strategic planning process the Authority has been involved in dating back to January, 2020. He was extremely complimentary of the efforts of members of the City of Hampton's Planning Department staff who assisted the Authority with the process.

Vice Mayor Gray thanked Mr. Oder for acknowledging staff's work in the process and said that he believes that the partnership the City has with the Fort Monroe Authority will have a great effect on Fort Monroe and what it means as a historical destination. The Vice Mayor also thanked Mr. Oder for his leadership and everything he does for Fort Monroe and the community.

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

A motion was made by Councilmember Snead and seconded by Councilmember Steven Brown to approve the Consent Agenda. The motion carried by the following vote:

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

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

Attachments: [Project Description](#)
[Application](#)
[OLDCC-Grant Award Letter Signed MB](#)

Item approved.

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

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

Attachments: [Contract Renewal](#)
[Grant Proposal Overview](#)
[Grant Routing Form](#)
[Grant Renewal Approvals](#)

Item approved.

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

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

Attachments: [CMAQ Reconciliation Transfer Funds from HRTPO](#)

Item approved.

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

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

Attachments: [FY21 Four For Life Funds Commitment](#)

Item approved.

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

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

Attachments: [VAWA Statement of Grant Award for 2021](#)

[VAWA Grant Proposal Overview 2021](#)

[VAWA Annual 2020](#)

[VAWA Underserved 2021](#)

[VAWA Special Conditions 2021](#)

[VAWA Signed SOGA 2021](#)

Item approved.

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

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.

Attachments: [Presentation](#)

[Encroachment Agreement](#)

Item approved.

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

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

Attachments: [Encroachment Agreement](#)

[Licensed Areas](#)

Item approved.

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

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")

Attachments: [210701 ORDER Termination of Local Emergency](#)

Item approved.

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

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.

Item approved.

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

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

Ms. Glass read the protocol for 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]

Attachments: [Application](#)
[Narrative Statement](#)
[Modified Proffered Conditions Statement](#)
[Staff Report](#)
[Presentation](#)
[Planning Commission Approved Proffered Conditions](#)
[2015 Proffered Conditions](#)
[2015 Use Permit Conditions](#)
[REVISED E-Commerce Proffers FINAL 7-14-21](#)

City Manager Mary Bunting introduced the item.

Chief Planner Donald Whipple greeted everyone and explained that the rezoning application is to amend the existing proffers to expand the permitted uses for the E-Commerce Center. The request to change was brought about by increased business at the center; however, some of the uses that were being sought were not currently allowed under the previous rezoning proffers.

The next several slides of the presentation that Mr. Whipple reviewed provide information about the application related to the site location (the intersection of Todds Lane and Aberdeen Road); zoning (c-3 with proffered conditions; it is also under the overlay district for Coliseum Central); the Future Land Use Plan (mixed use); the current elevations proffered in 2015; and Public Policy (the Hampton Community Plan and the Coliseum Central Master Plan).

Mr. Whipple provided the following information about the analysis of the project: Due to an increase in business at E-Commerce, a request was made to amend the proffer to expand the uses. Previously, those uses were limited, but staff has worked with the applicant to expand those uses. The recommended added uses, staff believes, are supported by the Community Plan and the Coliseum Central Master Plan policies and recommendations.

Mr. Whipple spoke about the proposed new uses listed on the next slide of the presentation. He also explained that while the Planning Commission recommended approval of this rezoning, discussion took place at the Planning Commission meeting about the liquor store use and the billiard hall use. He announced that since that time, the applicant has amended the proffers to remove those as allowed uses and Council has received the updated proffer statement which reflects that.

For the benefit of the public, Mr. Whipple shared that originally, the only uses permitted were office general, retail sales general and storage facility (or any accessory to those uses). The uses being recommended to add include

barber/beauty shop; bicycle sales and repair; clothing maker/custom; computer equipment repair; day spa; loan office; office medical; print shop; private postal service (maximum with 3,000 square feet); second hand store; upholstery shop; and small artisan shop.

Mr. Whipple stated that staff and the Planning Commission recommend approval of this rezoning with the proffered conditions as amended. He opened the floor for questions; however, none were posed at that time. Mr. Whipple then turned the floor over to Deputy City Attorney Bonnie Brown to give remarks regarding the amended conditions and what the City's ordinance allows with regard to changes in proffers.

Ms. Brown explained that City Code, which follows State Code, allows for the acceptance of modified proffered conditions that are offered by an applicant at the public hearing provided they do not materially change the application. She clarified that the removal of two uses on the list of expanded uses is not considered a material change; therefore, legally, Council is able to accept them tonight if they choose to do so. Council also has the opportunity to defer the item and re-advertise it allowing additional time for the public's consideration. Ms. Brown closed her comments reminding Council that they have the option to approve or deny the item this evening.

The applicant's attorney, Raymond Suttle, Jr., thanked the Planning Department and the City Attorney's Office for their assistance in this process and then stated that this parcel (E-Commerce) was part of Todd's Shopping Center and has the same principals of Todd's Shopping Center. He shared that the concept in 2015 was to create a location for businesses that had an internet or E-Commerce business which were working from a location such as a garage. The three components were: self-storage (the purpose and need for the original rezoning); office space; and a shipping component, the United Parcel Service, Inc. (UPS Store).

Mr. Suttle also provided the following update about E-Commerce. The self-storage facility is 100% leased. The office is approximately 95-98% leased. The UPS Store has been very successful as it was ranked number one in sales in the eastern region of Virginia and number two in shipping.

Mr. Suttle shared that last fall, a perspective tenant who wanted to sell beauty products visited the business license office in Hampton and was advised that a license could not be issued because her business was not properly zoned. This prompted E-Commerce to question whether the proffers could be amended to allow more flexibility for perspective tenants. In addition, the approximately 50 small businesses in this location are beginning to expand in size and scope; this amendment will allow some flexibility to expand. Mr. Suttle also clarified that when

the application was filed to amend the proffers, the applicant worked with the Planning Department to create a list of uses; however, there was no intention to have a billiard hall or liquor store there. He noted that when the issue was addressed at the Planning Commission meeting, the applicant was happy to amend the list as there was no anticipation in having those types of businesses, but still wanted flexibility in allowing perspective tenants to have various types of businesses there and/or expand their uses. He reiterated that businesses there have been very successful.

Mr. Suttle concluded his comments stating that based on this information, the applicant is requesting that Council approve the amended proffers as the applicant believes the listed uses are compatible with the other uses in the area. He then opened the floor for questions from Council.

Councilman Brown thanked Mr. Suttle for providing the information about the new uses for this site. He also thanked him and the applicant for being sensitive to the Planning Commission's concerns and suggestions.

Vice Mayor Gray also thanked Mr. Suttle for his comments.

There were no speakers signed up to speak at the public hearing however Diane Parham did request to speak and questioned whether another liquor store is needed in Hampton. Mr. Suttle replied stating that the use for a liquor store has been deleted.

A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Zoning Ordinance - Map be approved, with two conditions as introduced tonight, and amended. The motion carried by the following vote:

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

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]

Attachments: [Conditions](#)
[Application](#)
[Staff Report](#)
[Staff note of resident call received](#)
[Staff Presentation](#)
[Applicant Presentation](#)

Ms. Glass read the title for the item.

Ms. Bunting introduced Senior Planner Allison Jackura to make the presentation.

Ms. Jackura greeted those on the dais and reviewed the first half of the slide presentation which provided information about the application related to the site location, zoning, and Public Policy (the Future Land Use Plan and the Hampton Community Plan).

Ms. Jackura reviewed the second half of the presentation which provided information about the establishment, its current operating history and the conditions associated with the application. She also indicated that the Planning Commission recommends approval of the application with 17 conditions; however, staff recommends denial on the basis that one year of operational history is standard and use permits denied by Council require one year. The operational history for this establishment is less than one year.

Ms. Jackura displayed a few photos of the inside of the establishment, noted that the applicant was in attendance and opened the floor for questions and comments.

Councilman Bowman commended the owner for making considerable upgrades and improvements to the site including those made to the interior and the security plan.

Councilman Brown echoed Councilman Bowman's comments and also commended the owner for following through with making positive changes following the denial of the application at the Planning Commission meeting. He commended the owners for the phenomenal job they have done with the building, the security plan, the neighbors and ensuring that noise will not be an issue. He also shared that his colleagues on the Planning Commission were initially against this; however, have unanimously approved it after seeing the impressive improvements.

Councilman Brown continued his comments and stated that he believes it is good when businesses come to our community with some imperfections and return with great improvements. He commended the owners for wanting to be good business partners in the community and for being a business of which Hampton can be

proud. He thanked the owners for taking the Planning Commission's recommendation seriously and for making great improvements and welcomed them to Hampton.

Mr. Azad Haji, owner of Pharaoh's Bar and Hookah, thanked Councilmembers Bowman and Brown for the kind words and indicated that he would introduce the community to Pharaoh's Bar and Hookah, where they are as a business and what they strive to be.

Mr. Haji shared a slide presentation which provided information about the project including the restaurant's services; photos of the establishment prior to and following renovations; community engagement; noise level testing; the restaurant's future plans for the community; parking lot lighting; security measures; and action plans to continue to show dedication toward safety and growth in the community. He emphasized that the purpose of submitting a live entertainment application in the future will be for the potential to show the Middle Eastern culture through piano playing or belly dancing; however, there is no intention for the establishment to become a club of any sort. He also indicated that the business will make contributions to the community through donations, for example to kid's sports teams, to show their commitment to being a part of the solution to the City of Hampton.

Mr. Haji thanked Council for the opportunity to speak and humbly requested that they grant the application.

Mr. Haji and Vice Mayor Gray opened the floor for additional questions and comments from Council.

Councilman Bowman thanked Mr. Haji for his involvement with the community and commended him on his plan to work with the Police Department and the community moving forward.

Vice Mayor Gray said that after visiting Pharaoh's and meeting with Mr. Haji to learn about his business goals, he (Vice Mayor Gray) is confident that this is something that we should support.

There were no speakers at the public hearing.

A motion was made by Councilmember Steven Brown and seconded by Councilmember Chris Snead, that this Use Permit be approved with seventeen (17) conditions. The motion carried by the following vote:

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

12. [21-0175](#) Use Permit Application by Terry Riddick to Operate a Private Club/Lodge at 20 W Mercury Boulevard [LRSN 8001841]

Attachments: [Council Memo](#)
[Updated Redline Conditions](#)
[Original Conditions](#)
[Application](#)
[Staff Report](#)
[Petition Received](#)
[Opposition Letter](#)
[Presentation](#)

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 slide presentation which provided information about the application related to site location, zoning, the Future Land Use Plan for the area, the purpose (use) for the club (lodge), the floor plan of the building and the City's Public Policy as it relates to this item.

Mr. Whipple announce that a number of individuals in support of the application attended a community meeting on June 14, 2021. There were no attendees in opposition of the application.

Mr. Whipple also shared that there are 13 recommended conditions as well as a recommended amendment to the conditions based on a July 6th notice from the property owner regarding termination of the parking agreement. He said that staff recommends approval of the item with 13 conditions as amended and then provided a bit of information about some of the conditions related to issuance of permit; live entertainment and gaming; hours of operation; capacity; parking; security; third part events; and compliance with applicable laws.

Mr. Whipple concluded his comments stating that the Planning Commission recommends approval of the original 13 conditions, and staff continues to recommend approval of item 21-0175 with 13 conditions as amended. Mr. Whipple opened the floor for questions.

Councilwoman Snead spoke about the numerous calls she has received from concerned citizens about the background statement which indicates that the applicant proposed hours of operations other than 8:00 am - 12:00 pm. It appears that Mr. Riddick is proposing the hours of 9:00 am - 5:00 pm daily for main office hours and youth programs; 7:00 pm - 11:30 pm Friday; and 1:00 pm - 11:30 pm Saturday. She clarified that while the applicant is granted the ability to open from 8 am until midnight, he is not proposing those hours.

Mr. Whipple confirmed that what Councilwoman Snead stated is correct. He also explained that applications vary according to location and because this is within a commercial zone in a commercial district, staff thought it was appropriate to be consistent with other like uses. He continued explaining that staff expanded the hours because when they are stricter with hours, applicants tend to return with requests to expand hours. He noted that while staff thought it was appropriate to be consistent, it remains open to curtailing those to match what the applicant has suggested.

For the record and for the benefit of those in the community, Councilwoman Snead reiterated that while the applicant is granted those hours, it appears that he does not intend to remain open that late at night.

Councilman Brown referenced the revocation of the parking agreement and asked how many parking spaces are needed to accommodate the building capacity of 48 people.

Mr. Whipple explained that initially, the minimum required number of spaces was 28 based on the size of the area. There were 25 spaces plus 11 extra spaces on site; however, the elimination of most of those spaces left 11 spaces, 30% of what is allowed. Based on square footage, 30% of the maximum capacity of 158 spaces is 48.

Councilman Brown also asked about available parking on the street and in shopping areas adjacent to the building. Mr. Whipple clarified that currently, there is no available parking on the street; however, there is some parking available at nearby sites, and, therefore, a shared parking agreement is an option for consideration.

Mr. Whipple continued saying that according to the capacity condition, should the applicant determine another parking arrangement and add parking above 11 spaces, the Community Development Director, in consultation with the Zoning Administrator and building official, can make a decision that the building capacity number be increased. He clarified that this means that there are other options which have not been developed. He noted that the condition also states that these changes can be

made administratively and do not require the applicant to return to Council or the Planning Commission for approval of those changes.

In response to Councilman Brown's question about the ledger, Mr. Whipple stated that the ledger is consistent with other similar businesses, particularly as it relates to live entertainment or gaming and is a safety protocol for those types of like uses.

In response to Councilman Bowman, Mr. Whipple said that the applicant will need to indicate his intentions regarding obtaining an ABC license, serving alcohol and having live music at the establishment. He shared that one of the conditions related to licensing and compliance with laws mentions that a valid Virginia ABC license is required if alcohol will be served. He added that the applicant has indicated that there is potential for live music at fund raising events.

Mr. Terry Riddick, the applicant, greeted those on the dais and made the following statement: I'm President of Best Kept Secret - Stop the Violence. We've been in existence since 2005 when a cousin of mine was murdered. So, when you speak about raising funds or depending on government or grants, it is a lot of time consuming that comes with that, so we have to create something that would bring the revenue to the programs for the youth; and, when you are talking about a lot of youth violence, it is not something that we can really actually wait on, it's something that we have to address quickly and professionally as possible. In the past, we have worked with other cities and other police departments. We haven't had the pleasure to meet with the new police chief as of yet. We have had some officers that come by that support us which is a great thing. The parking situation: we've been there for a year and four or five months now before all of this occurred. Let's talk about the Wilsondale Apartments, the North King Street Apartments and Langley Square, a lot of those, to be honest with you, a lot of the participants that come there or members that come there, they pretty much catch the bus, so we're not talking about some extreme parking. We've never had any event where we've had over 100 people there. That never was the case. We're just trying to work diligently with the City and with the Commissioner of Zoning and they have been great, and Mr. Whipple here has been fantastic on trying to present this in a way that we don't want to make it seem like we are a night club, which we are not. We are a charity center, and, the charity center, come to find out, Councilmen, has been quite challenging because the COVID-19 really hit us at a bad point. We were doing great before that, but I was able to provide six jobs of employment there. I really don't want to take up too much of your time, but the women that we find that reached out to me - a lot of domestic situations occurred during the pandemic and we were able to fund a getaway for them. Sad, but it's something that you can't go and run and tell everybody. A lot of people feel comfortable talking to me directly, reaching out to me on Facebook, social media. Let me know when you are ready to leave

your situation. When they reach out to me, I can book them a bus ticket. That's what those funds and other things have helped us to accomplish. One lady, she waited too late. She had her mouth wired shut. So, that's what we are talking about. When I'm able to set a cooler out front and provide the homeless with bottles of cold water when they come by anytime of the day. It is very hot outside. There is much more. When we talk about youth violence, man, that's my passion. I would do anything to save a youth's life, and now I find my time to have to sleep out of windows at night because I don't want a bullet coming through the window killing one of my babies. So, my wife, she doesn't understand why you (I) stay up so late. Protection of my family. Thank you.

Vice Mayor Gray opened the floor for questions from the members of Council.

Councilwoman Snead commended Mr. Riddick for his work and also expressed the need to address the concerns of those in the neighborhood because there is a perception that this facility will be a nightclub. She continued saying that she has been educated about what will take place, specifically, the facility will be rented out for events such as birthday parties and bingo as a way to raise money to support Mr. Riddick's work.

Mr. Riddick agreed with Councilwoman Snead's explanation for the purpose of the facility and added that those who rent the facility will be donating to the charity. They will also come to an agreement and will have no charging at the door or club entry fees.

In response to Councilwoman Snead's question about the programs for children, Mr. Riddick explained that the program is an entrepreneurship program designed for teens to learn about and start businesses such as food truck businesses. The goal is to help out in any way possible until they can create something with the City to help those small businesses with these types of needs. For example, Mr. Riddick provides a location for the participants to clean their food trucks.

In response to Councilman Bowman, Mr. Riddick clarified that he does not intend to sell alcohol or obtain an ongoing ABC license; however, he will obtain an ABC permit for the occasional special event.

Councilman Bowman asked whether there are plans for live music on a consistent basis.

Mr. Riddick replied stating that live music will not be played on a consistent basis, but will be played on the weekends. He continued saying that he regularly performs sound testing in the back parking lot to determine whether the sound comes out, but

he has not heard anything. He assured everyone that he takes every avenue to make sure our elders and residents are respected. He also has zero tolerance for stupidity, so there is no problem in that area. He also mentioned that a few people have been banned from his establishment for bad behavior and will not be allowed to return because he does not allow and does not have time for foolishness.

Councilman Bowman commented that he has visited the establishment several times and it is well-staffed, well-organized and very clean. He said he believes the Best Kept Secret - Stop the Violence programs are trying to help our youth and this is the type of program we need in Hampton, especially with the increased youth violence we have experienced. He commended Mr. Riddick for his efforts.

Councilman Brown encouraged Mr. Riddick to continue doing the good work. He also thanked Councilwoman Snead for helping flesh out Mr. Riddick's intent. He then shared that he has known Mr. Riddick for many years and believes the types of programs Mr. Riddick is involved in are needed in our community. He encouraged Mr. Riddick to continue to work with those in the neighborhood and develop a good understanding of what will take place in that building. He shared that he visited the building prior to Mr. Riddick being there and has recently visited it and surrounding properties to determine whether there is a noise problem with live music. He found that the music could be heard from some homes in the area, but the distance was far enough away that an individual would have to strain to hear the music. He also noted that he, too, has spoken with some of the concerned neighbors and again suggested that Mr. Riddick continue to communicate with those in the neighborhood as they want a safe community and Mr. Riddick wants to provide wholesome programming; this can be a win-win for all. He added that he believes there was a misunderstanding in the community about what the use was going to be, but it has been clarified tonight that it is not a club or lodge; instead, it is a charity center with decent, applicable hours. He commended Mr. Riddick for all of the work he has done over the years.

PUBLIC HEARING:

Rev. Debbie Bryant greeted those on the dais and those in the audience and made the following statement: I'm the founder and the past president of the Tyler/Seldendale Community Improvement Task Force. I'm currently the representative on Doolittle Road.

Rev. Bryant paused to have neighbors from the surrounding community raise their hands to be recognized and then continued with her statement: We have 42 petition signatures. When the applicant had the community meeting, it may have been a successful meeting, but we got petition signatures from all the neighbors, so it wasn't

the neighborhood. City Council, you have our petition of 42 signatures. In 1994 through 1996, we were a part of the North King Street Corridor Study. There is no misunderstanding. When we did our neighborhood plan, we specifically said that we did not want the use of bar, the very things that are going to happen here, because we want mom and pop businesses, and we named those businesses as I'm sure you've read on pages 10, 11 and 12 of our neighborhood plan. As a reverend, Mr. Riddick, what you are doing, your charity is needed. We don't have a disagreement with your charity. We have a disagreement with your fund raising. The fund raising calls for live entertainment. Rev. Bryant indicated that she lives in the Bland (Street) and Doolittle (Road) area and then continued with her statement: When Victor owned Circle Snack and he had live entertainment, he wasn't supposed to, you can hear the base and the drums. I'm a musician, so you can hear the base and the drums through the house with the air conditioner on. We don't want live entertainment. We don't want third-party events because we don't know who is coming in. Third-party events can be anything.

Vice Mayor Gray indicated that Rev. Bryant's speaking time had expired and then Rev. Bryant made the following closing remark: We ask you to deny this application because we have a neighborhood plan. The Planning Commission did not look at it, nor did Mr. Riddick, and when we go through the neighborhood process, we do expect that the City Council would adhere to it.

Vice Mayor Gray again indicated to Rev. Bryant that her speaking time had expired.

Ms. Deborah Turner greeted those on the dais and made the following statement: I'm just here to represent my brother. He is an awesome young man and what he is doing is great because it's needed for these days. Since I've known him, he can just hear something and he takes care of it. He's a caring, he's a loving father, mother of his children. This place is awesome for children, for young people, where they can come together and gather together and meet one another and have different activities. It's a must, and he is the man for the job. He is very respectful. He's very loving. He's very kind. He doesn't tolerate mess. I hope that you guys give him that chance and opportunity to prove himself because he is the man for the job.

Bishop K. Turner greeted those on the dais and made the following statement: It's a blessing to be here representing my brother at the Best Kept Secret - Stop the Violence Organization. I've seen the organization. I've been around the organization, and I know what type of man he is. He is a man of zero tolerance. He doesn't have time for mess. If he says he's going to get rid of people that come in to cause trouble, that's what he's going to do. I've seen him and how he went to Rocky Mount. I use to live in Rocky Mount. Rocky Mount has a crime problem just

like this City here. He came down to Rocky Mount, North Carolina, had a cook out. He's telling the same thing here. The very same thing here. He supported me when I ran for office. I know he's about his word. So, instead of having negative situations, talking about what the organization is going to do and what it is not going to do, don't judge it, embrace it. This City deserves a change. Just Sunday, how many shootings did you have in your City this past Sunday? And, you still got more shootings going on here. And, you mean to tell me that you are going to deny? And, people in the community when they had community meetings, you didn't show up. Really? You didn't show up. You don't know what the plan is until you come to see the plan. Look at everything on the walls. His accomplishments. Look at the people that back him. Come to the building. See what the offer is. I guarantee you this, the people in this community, if you see it, if they call you to come, you will embrace it. I don't want nobody in my neighborhood - I don't want no child being shot, dying or killed. Be for real. I came back to this City for a reason. Hampton is my home. This is my home and I do not want to see my home go down. No way. I just met the Police Chief. He told me that he is going to hopefully do some things with the organization. So, I'm asking you all - put aside what is going on right here. Everybody's got something to say, so just do something positive. Just change those situations. Steve, you know me, you know me. Some of you don't know me, but one thing about it, I stand behind this man, Terry Riddick. His family stood behind me. They were really there for me. His mother, great people. His brother, great people. When he says his family was killed to gun violence, that is what happened. He doesn't want nothing to happen to no young person. For someone to say you're a reverend. Change. What happened in the Bible? Change took place in the Bible. Stand behind the plan.

Mr. Edwin Boone greeted those on the dais, recited his poem, "Insight", and then made the following statement: I was born and raised here. My grandmother, my grandfather are buried a mile from here. I went to Moton Elementary (School), Jane Bryan Elementary (School), Buckroe Jr. High School, Kecoughtan (High School), then I went to Virginia State College. You said to go out and get some education. Well, I'm back. What we have is a gold mine. A diamond in the rough. We have an opportunity in the City of Hampton. It's like Beverly Hills in the ghetto. We have the opportunity to let the Best Kept Secret - Stop the Violence, we are including the public and the single parents trying to take care of their kids and give the kids some guidance and mentorship and a place to go so that they can re-direct their energy and opportunity. We are also going to invite you Councilmembers. Councilman Chris Bowman showed up. We are inviting all of the rest of you all and the Mayor to be there for you to give us this opportunity. This is the first time 20 West Mercury has been scrutinized. The building was built in the 1940's, so this is over 61 years, it's 81 years later, this is 2021, so with you approving us, you have the opportunity to put Hampton in the spotlight and be a shining light, not only in the

Tidewater area, but in Virginia, especially, starting off from the beginning, so you can't deny us. I come to you with love and concern. I'm the oldest of five kids. Never married, and on welfare and I represent the single parents and the citizens of Hampton to stop the violence.

Ms. Wendy Rios greeted those on the dais and made the following statement: I just wanted to let you know really, really quick, I support Terry, number one and only number one reason: entrepreneurship. That's my big one. I think anybody that knows me here knows I do a lot of events with a lot of vendors, a lot of food vendors and with him having his spot open, my third son is now going there. Keeping him open is really, really important, especially for the boys in the neighborhood. It just keeps them off the streets. If they have a brain that God gave them, they can use it to create stuff. He gives them the platform to lay it out and display it. Those are the future people that are going to be renting commercial spots; that are going to be buying commercial spots so that I can rent from. You don't want to close him down. He is the spot. He is the spot, for real. I'm just really proud of him - where he has come from. I haven't known him for a very long time, so when I did meet him supporting another City official that we were both working with, I got to do some research about his work. Too much to even talk about. There's not enough time. I support him. I hope that you guys support his ideas. I'm not about the music anymore. I don't want to be at a club and all of that stuff, but definitely, the entrepreneurship and what he does for the kids in the neighborhood. It's a plus and I would definitely, definitely, definitely be supporting him with bringing events to his place and support financially and try to gain some revenue so that he can help other families in need. So, if you guys, please, please, please keep him on that up, that is going to be the best thing for the young people moving up. Thank you.

Mr. Torrey Gunter greeted those on the dais and made the following statement: I know Mr. Riddick and Mr. Boone. They are good people. I see him doing a lot of things for the community of Hampton, for the homeless. When I first met him, he took a jacket off his back and gave it to a homeless man. So, I saw with my own eyes that Mr. Riddick is a good guy. He helped me when my dad died, he was there for me. I called him late that night. He got off his bed and came and supported me from the charity center. So, I think Mr. Riddick is a good guy and you all need to support him and you all need to come by his charity center. He does a lot for the kids and the homeless people. Like he said, he feeds them. It's not a club, it's a charity center. I don't know why people think it's a club. It's no club. He feeds the homeless. When I've seen him, me and my family saw when people are hungry, he just gets out there and does the job. He spends money out of his own pocket. That is the only thing I have to tell you all. He is a good dude, so don't look at him like a bad guy. When I met him, me and him sat down and talked for an hour and he told me what he wanted me to do with the charity center for the kids and the homeless.

I took my kids there. When I didn't have it, I called him, Mr. Riddick, 12 O'clock, 1 O'clock at night. I didn't mean for him to get out of bed, but he was a good guy. He got out of bed just for me. When my dad died, he gave me the biggest hug and he helped my family bury my dad. The stuff I'm hearing is not true. You all need to support him and keep the charity center open because he is a good person. I pray every day you all look at Mr. Riddick and you all come by the charity center and see what he does. He is a good person. I'm praying for everybody in here that you all will just look at him, come by and talk to him and see what he does for the community. He is a blessing. Mr. Riddick, like my father said, he is the grace of God. When everybody is trying to put him down, he is not a bad person. When he called me and he told me to come to the meeting and talk, I started crying from my heart and so, you all just keep him in prayers, come by the charity center and see what he does. That's all I have to say. He is a good dude. You all just come and take your time and come down there and see what Mr. Riddick does at the charity center. I thank you all for inviting me down here and that is the only thing I have to say.

Mr. Raymond Puscher greeted those on the dais and made the following statement: Thank you, Council, for giving me the chance to speak. The only thing that is between this club that they want to establish there and my house is a parking lot and one row of houses. I can look straight across the street and see that building. In the past, we've had a lot of problems with noise. People in that parking lot out there blasting their exhaust pipes, slamming doors at 2:00 in the morning. I'm not going to tolerate that. I've been there for over 44 years. I don't want to listen to this in my home, so I'm asking the City Council to at least consider that factor when it comes to the parking. I think Mr. Riddick is doing a wonderful thing, but not too long ago, we had a meeting about the parking there for a singular facility and it was turned down at that time because there was not sufficient parking for people to be at that building. So, give it some thought, serious thought. You have residents that live right there. There's children. We don't need people speeding down our street no more than we already have. Thornrose Avenue is a thoroughfare from King Street to Mercury, and personally, I'm tired of it. If I'm out there in the street, I tell them like it is. Slow down. We don't want you speeding on our street. So, I ask that you consider this and give it some good thought. I'm quite sure you wouldn't want to be dealing with this when we have to. Thank you.

Vice Mayor Gray closed the public hearing and called for the motion.

Following the public hearing, a motion was made by Councilmember Steven Brown and seconded by Councilmember Chris Bowman, that this Use Permit be approved with thirteen (13) conditions as amended. The motion carried by the following vote:

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

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

Attachments: [Exhibit 1 - MOU](#)
[Phoebus Pilot Area](#)
[Downtown Pilot Area](#)
[Presentation](#)

Ms. Glass read the title for the item.

Ms. Bunting introduced Deputy City Attorney Bonnie Brown to make the presentation. She also noted that item 14 on the agenda, which is not a part of the public hearing, relates to this issue, therefore, this presentation will cover both items.

Ms. Brown greeted everyone; provided some background information as shown in the presentation; and explained that the item before Council is for approval of a proposed agreement which would grant Lime Scooters a license to park and operate scooters on City rights-of-way within a limited area for a one-year pilot period. She shared that an interdepartmental team of City staff worked together to develop the agreement terms. Some of the departments that participated include the Police Division, Risk Management, 311, Community Development, the City Attorney’s Office, Public Works and the Convention and Visitors Bureau.

Ms. Brown shared information from the next several slides of the presentation related to agreement terms and the pilot areas (downtown and Phoebus). She then paused to mention that after 30 days of execution of the agreement and deployment of the scooters, the agreement allows Lime to request expansion to additional neighborhood areas. Once that request is made, the interdepartmental team will review the requested boundary expansion. The City requested this process in order to evaluate the safety of the streets, crosswalks and other features that it may want to regulate such as slow-go or no-go zones. This will also allow staff to review the proposed expansion areas and work with Lime to address any issues prior to further expansion.

Ms. Brown continued sharing information from the presentation as it relates to fiscal impact, the cost to riders, operation of E-Scooters, protections included in the agreement (safety standards, damaged property and insurance) and grounds for termination of the pilot program.

Deputy City Attorney Brandi Law greeted those on the dais and stated that the ordinance amendment before Council relates to staff's attempt to capture all of the traffic rules that apply to scooters. She indicated that staff removed some duplicative codes from the ordinance as Hampton has already adopted all state law provisions and there was no need to repeat those provisions in the Code. She also shared that the general rule for scooters is that riders should follow the same rules as bicycle riders. Some examples of these rules include: riding in the same direction as cars; obeying all traffic control devices and signs; and following rules related to riding on sidewalks.

Ms. Law opened the floor for questions regarding these ordinance amendments.

Councilman Bowman thanked Ms. Brown, Ms. Law and all staff who worked on this project and also commented that he likes the idea of the pilot program taking place in downtown and in Phoebus.

Ms. Brown introduced Robert Gardner, Director of Government Relations for Neutron Holdings, Inc., dba, Lime, to give remarks and answer any questions posed.

Mr. Gardner thanked staff for their work on this project over the past year. He announced that Lime is a large company with operations in northern Virginia, southwestern Virginia, Richmond and Norfolk and it works to ensure that communities are safe for riders and non-riders. He then shared the timeline of upcoming events to include a series of conversations inside Hampton City government regarding upcoming safety trainings; community engagement and safety training throughout the pilot area; and digital training to ensure that everyone who uses the app is provided with an opportunity to see the rules and regulations on riding. Mr. Gardner concluded his comments stating that Lime is excited about this pilot program and then invited everyone to ride a scooter. He noted that representatives from Lime will be happy to offer safety training to those who may be interested.

Vice Mayor Gray opened the floor for questions. None were posed.

Operations Manager for Lime, Matias Longo, was also present, but did not speak.

Vice Mayor Gray opened the public hearing. There were no speakers. The Vice Mayor closed the public hearing and called for the motion.

Following the public hearing, a motion was made by Councilmember Snead and seconded by Councilmember Brown, that this Resolution be approved. The motion carried by the following vote:

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

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.

Attachments: [Chapter 6 Redline - Scooter](#)

Briefing information on this item was covered under item #13 / 21-0189.

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: 6 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs and Councilmember Snead

PUBLIC COMMENT

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

Ms. Marilyn Ankh Unu-el greeted those on the dais and made the following statement: I live in Hampton, Virginia. In view of the undisputable facts that the Corporation of the United States, Vatican, Federal Reserve, Bar Association and any appendages, etc. are bankrupt and dissolved. Note the following: (1) Officials

in the capacity of public servants for the citizenry of various levels of municipalities are first and foremost bound by oath and allegiance to the 1787 Organic Constitution for the United States of America Republic. (2) Therefore, all acts of the legislators must be in concert with that Constitution, supreme laws and treaties and all actors in compliance without rhetorical pontification and resorting to plausible deniability. (3) the Asiatic Nation of North America, Moorish Science Temple of America and its heirs are un-alienable and tax immune at all levels as a foreign national indigenous aboriginal ecclesiastical government and peoples whose property exist within the Allodial Nation State Sovereign Trust. Reference: City of Hampton versus Moorish Science Temple of America, account number 389772: distressed/seizure warrant 16 June 2021. You may want to reference HJR192 Public Law 7310. (4) Hampton City Mayor, City Council, Commissioner of the Revenue, City Attorney, all courts/Sheriffs are being held accountable for any and all violations thereof with the swift, decisive enforcement via the actual, real Commander in Chief of these United States of America Republic as the circumstances warrant. (5) Events of mass arrest on the daily basis occurring locally, statewide, nationally, globally, clearly demonstrate that violations and complicity in these fraudulent machinations are no longer tolerated. Your cooperation is solicited; however, the consequences not to, will be dire to include treason and the appropriate sentencing. I thank you very much.

Mr. Akhenaton Ankh Unu-el (Brother Ankh) greeted those on the dais and made the following statement: In view of the undisputable facts that the Corporation of the United States, the Vatican, Federal Reserve, Bar Association and any Appendages, etc. are bankrupt and dissolved. Note the following: (1) Now hear this: the rise, the re-awakening, the re-emergence of the Moors is imminent and irrefutable a global certainty. The paradigm shift of the global economy and social economic well-being of its nations and peoples rest in the hands of the Moors, once again. Significant, important events: GCR-RV, Nesara/Gesara, QFS, Banking System, Gold Backed Bank Notes and Nations' currencies being re-valued and enormous debt forgiveness are all indicative of the return of the Moors. (2) Fraud, on a global scale and deeply ingrained into the functioning governmental structures and institutions is being rooted and routed out with massive arrests, trials by military tribunals, prosecutions and executions daily on a scale as never before witnessed by the world. Evidence: travel to Washington, D.C., look around and get first hand witnessed accounts rather than fake news by complicit factions. Even to the point of well-documented evidence of election fraud, people/sheeple still refuse by choice to wake up (Harold Melvin & the Blue Notes, "Wake Up, Everybody"). (3) the indigenous peoples affidavit of lawful notice, order command for lawful rights of travel and non-obligatory conveyance registration and taxation immunities nationwide, is by far unambiguously written with instructions how to cure/remedy matters appertained. Bound by oath and allegiance to the 1787 Organic

Constitution for the United States of America Republic, all treaties made in agreement thereof, acts of state, public laws, supreme laws and lands are mandatory compliant for all actors and officials in the capacity of public servants for the Asiatic Nation of North America, Moorish Science Temple of America and it's heirs are un-alienable and tax immune at all levels as a foreign national indigenous aboriginal ecclesiastical government and peoples whose property exists within the Allodial Nation State Sovereign Common Law Trust. Reference: the City of Hampton vs. Moorish Science Temple. In closing, (7) had the Moors not been expelled from Spain in 1492, the world, as it is known today, would be 500 years "Moor advanced". Stanley Lane-Poole, 1886. "The Story of the Moors in Spain". Thank you for this opportunity. Good evening.

Mr. Craig Knopp greeted those on the dais and made the following statement: I am a member of a community outreach group called the Peninsula Project. The last couple of weeks, I've been in contact with City Council and the City Manager asking some questions about getting some help with different groups throughout the City and getting some answers and just finding out where there might be needs in the community for us to help out with. One of the ones we were given was Clean City Council. We've been in contact with them with getting different areas of the City clean and I have multiple groups that are in contact with Clean City Council. People there are phenomenal. I love them. One of the other ones that I was told to contact was Human Services. I talked to Wanda (Human Services Director, Wanda Rogers) a couple of weeks ago and she gave me some information that I was looking for. Actually, tomorrow afternoon, we are going to meet with the volunteer over there at Human Services to see what we can do to help out as well. I've been a little busy with some other stuff, but Mayor Tuck and somebody else had given us the program for the Help Program, so I have been back and forth a little bit with the emails, but I have not been able to get ahold of them yet, but I am going to in the future here. Once, again, City Council, City Manager, if you guys know of anything, please, let us know. We are out here trying to make a difference in our community. We want our community to look good and everything else like that. If you see a road that needs to be cleaned up, let us know. I've gone to the Clean City and asked about several roads now. They've told me no on several projects due to the speed limit, so I don't do anything without them advising me on that type of stuff. Some of the things we are looking forward to doing is with the new Police Chief. We'd like to do some donut drops along with some donut drops with the Fire Company as well and anything else you guys think of that may need a little sprucing up, please let us know. Clean City - they kind of sat me down and told me all the stuff that we can do. Unfortunately, I don't have all the time, but there are some other things that we are going to look at doing with that. I appreciate your help. Thank you.

Mr. Chris Mathews greeted those on the dais and made the following statement: I live here in Hampton. I came here because I've been working with Craig on the Peninsula Project and I just wanted everyone to know that we are looking for more to do; we are looking for projects to take on that are noticeable here in Hampton that people can see and feel good about after seeing. I also wanted to congratulate you guys on getting everything moving forward. I saw where we are breaking ground for the Aquatics Center. I know that is something that my family and I are going to take full advantage of when it is up and running. I didn't sign up to speak on this, but the scooters that you just spoke about: there's a common connecting point between Phoebus and downtown, right there at HU (Hampton University) and I know all these scooters, even with the geofencing, are going to end up in the vicinity of HU. I know it would take the incorporation of HU into this project in order to make that work, but I think that would be common sense at this point to quickly expand the pilot out to HU to make sure that the college students that are there are going to be able to use these comfortably and without getting on anyone's nerves. Thank you. That's all I have.

Mr. Franklin Breakenridge greeted those on the dais and made the following statement: I want to speak on a public health issue and the lack of a City ordinance to address an issue that will and can affect the public health. My neighbor has two dogs that whenever they are allowed outside the house, that is to relieve themselves at the back of the premises, however, my neighbor will not clean-up after his dog, thus I am the unwilling recipient of the smell and the flies that are attracted by this unhealthy behavior. So far, I am unable to persuade my neighbor to clean up. I was very surprised when I found out that the City doesn't have an ordinance to address such behavior, thus, I would encourage and try to persuade the City Council to address this issue because this is not like an aesthetic behavior where they say you can't park two cars on your lawn or you shouldn't park cars on your lawn, that is a matter of beauty, but this is a public health issue and it should be addressed because there is no way that I can really persuade this person or legally get them to do what they are supposed to do. The Public Health Department, I called them, they said all they can do is go and speak to this person and try to persuade them to do what is correct. There is no teeth. There is nothing in the law that says if you do this kind of thing, you should be penalized or you should be forced to clean up after you. I mean, what's the difference on the public property versus a private property? Smell doesn't know lines, neither do flies. So, if you have an audience that says you should clean up on your public property, why not the private properties to fix the neighborhoods? So, I'm asking you guys, the City Council, to address this issue. Thank you.

In response to Vice Mayor Gray, Ms. Bunting noted that she would inquire about any purview that Animal Control has over this issue and would also ask Animal

Control to contact Mr. Breakenridge to identify the address and assist in any way possible.

Ms. Pauline Phillips greeted those on the dais and made the following statement: We moved to Hampton in 1960 from Newport News and the house that I stay in, we are buying it, and I think senior citizens - like now my kids are afraid for me to even stay in Hampton because of the shooting that has been around my area. I feel as a senior citizen, I told the man, every time I call Hampton and hear the prompter talk about this being a beautiful City and you all don't care about us, it makes me want to throw up. I used to go to the senior citizens meeting. I signed up four years ago. They didn't say you are going to have to wait that long that you all have a program that you all would come fix the house up to \$25,000. You stay in the house for five years, you wouldn't have to pay the money back. Last I heard, I guess I'm supposed to be number nine. The situation is you got to wait until they call you. You can't just go in and see about it. You call up and all you are going to get is an answering machine, so I want to know does the City still claim they have this same program? Do they take new names? Every time I hear you ain't got money, and what really hurt me when I went to the last meeting before COVID, come to find out, them houses you all take back for taxes, fixing them up, selling them for \$200,000. I stay on Hollywood (Avenue) and now all of those \$100,000 houses, \$200,000 houses on Victoria (Boulevard) over there on Hollywood (Avenue), you'll said are privately owned. I want to know why the City keeps buying property. That's all we are living on, is taxes from property and ain't got no money to fix nothing to put up on the property. Where I stay, by me moving in '60, okay, that is an old, old area, now all y'all are going to say..we ain't got money to do nothing to fix it up. The private property people, the people that buy that property, they are fixing up their areas. When we moved out there, the trash truck went down that island to pick up the trash. They don't do that no more. Even the City is saying, well, the property owners are supposed to be responsible for cutting their grass. I wanted to dispute that. I think probably only a foot belongs to me, now trees are growing up to soon be blocking the area. I can't care about all the other outlets. (Inaudible sentence). Where I am, most of it is rental property.

Vice Mayor Gray informed Ms. Phillips that her speaking time had expired. He also noted that he spoke with Ms. Phillips at a meeting at the senior center prior to COVID and she advised him that she had turned in an application with the Hampton Redevelopment and Housing Authority (HRHA) to receive repairs. Ms. Phillips confirmed that she did tell Vice Mayor Gray that; however, this is the fourth year. Vice Mayor Gray assured Ms. Phillips that he has her contact information and that staff will follow up with HRHA to determine where she is on the list.

Debra Turner, Bishop K. Turner and Edwin Boone were signed up to speak and were called upon but were no longer present.

Terry Riddick and Torrey Gunter had also signed up to speak but left before being called.

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

Attachments: [Redline Ordinance](#)
 [Senate Bill 1157 - Acts of Assembly](#)

Ms. Glass read the title for the item.

Ms. Bunting made the following remarks: Chapter three of the Hampton City Charter provides that the elections for Mayor and Members of City Council shall occur in May of each even-numbered year. This year, however, the Virginia General Assembly passed Senate Bill 1157 which amended section 15.2-1400 of the Code of Virginia and required localities to move municipal elections for City Council and School Board from May to November, beginning with elections held after January 1, 2022. The law further required localities to enact this change by ordinance. Accordingly, upon the adoption of this proposed ordinance beginning with any election held after January 1, 2022, elections for Mayors, members of the City Council and members of the School Board shall be held at the time of November General Election for terms to commence January 1. The Mayor, members of City Council and members of the School Board who were elected at a May General Election and whose terms are set to expire as of June 30 shall continue in office until their successors have been elected at the November General Election and have been qualified to serve.

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

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

Resolutions

Appointments

Ms. Glass read the motions required for the appointments.

16. [21-0165](#) Consideration of an Appointment to the Hampton Commission on the Arts

Attachments: [Supplemental Application](#)

A motion was made by Councilmember Eleanor Weston Brown that Dr. Karen T. Ward be appointed to a first term until July 31, 2025. The motion carried by the following vote:

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

17. [21-0174](#) Consideration of Appointments to the Hampton Redevelopment and Housing Authority

Attachments: [James Hunsecker Application - HRHA](#)

A motion was made by Councilmember Eleanor Weston Brown and seconded by Councilmember Chris Snead, that this Appointment be deferred to the City Council Legislative Session, due back on 8/11/2021. The motion carried by the following vote:

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

18. [21-0186](#) Consideration of an appointment to the Building Code Board of Appeals

A motion was made by Councilmember Eleanor Weston Brown that David Radloff be appointed to the Building Code of Appeals until June 30, 2026. The motion carried by the following vote:

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

19. [21-0184](#) Consideration of Appointments to the Grievance Board

Attachments: [Porter](#)

A motion was made by Councilmember Eleanor Weston Brown and seconded by Councilmember Chris Snead, that this Appointment be deferred to the City Council Legislative Session, due back on 8/11/2021. The motion carried by the following vote:

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

20. [21-0196](#) Consideration of Appointments to the Neighborhood Commission

A motion was made by Councilmember Eleanor Weston Brown that Michael Harper be reappointed to his first full term as District 10 representative until September 30, 2024, and that Leslie Borwick be appointed as District 4 representative filling the unexpired portion of a term until June 30, 2023, and Whalen McDew be appointed to a first term as the at-large representative until July 31, 2025.

The motion carried by the following vote:

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

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 8:45 p.m.

Contact Info:
Clerk of Council, 757-727-6315, council@hampton.gov

Donnie R. Tuck
Mayor

Katherine K. Glass, CMC
Clerk of Council

Date approved by Council _____