



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 Eleanor Weston Brown
Councilmember Steven L. Brown
Councilmember Linda D. Curtis
Councilmember W.H. "Billy" Hobbs
Councilmember Chris Snead

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

Wednesday, November 13, 2019

6:30 PM

Council Chambers

CALL TO ORDER/ROLL CALL

Vice Mayor Gray called the meeting to order at 6:30 p.m. All members of the City Council were present except for Mayor Tuck who is traveling.

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

Excused: 1 - Mayor Donnie R. Tuck

JIMMY GRAY PRESIDED

INVOCATION - Councilmember Chris Snead

Councilwoman Snead gave the invocation and asked for special prayers for the family and friends of Dr. Mary T. Christian who passed away earlier this week.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

The Vice Mayor announced that Dr. Christian's wake will be held on Sunday, November 17th from 5:00 - 7:00 PM at First Baptist Church Hampton and the funeral will be held on Monday, November 18th at 11:00 AM at the Hampton University Convocation Center.

Council was visited by Santa, who was accompanied by dancing

penguins and representatives of the Partnership for a New Phoebe, to invite the community to join their Holiday Illumination festivities from 5 until 9 p.m. on December 6, 2019.

CONSENT AGENDA

Clerk of Council Katherine Glass read the protocol for the Consent Agenda and a summary of the consent items.

Vice Mayor Gray stated that City Manager Mary Bunting has requested item 10 be pulled from the consent agenda and then called for the motion to approve items 1-9, 11 and 12.

Approval of the Consent Agenda

Motion made by Councilmember Curtis, seconded by Councilmember Steve Brown, to approve the Consent Agenda. The motion carried by the following vote:

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

1. [19-0242](#) Resolution to Amend the FY20 Budget and Appropriate a Total of \$151,937.62 from the Committed, Restricted, and Assigned General Fund Balance to the Operating Budgets of the City Attorney, Youth and Young Adult Opportunities, Emergency Management, and the Convention and Visitor Bureau to Complete Activities Started in FY19 Using Residual Funding From the Previously Appropriated FY19 Budget
Item approved.

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

2. [19-0307](#) Resolution to Amend the Fiscal Year 2020 Council Approved Budget and Accept and Appropriate a Contribution of Money from Hampton City Schools in the Amount of \$10,000 to further Youth Violence Prevention Efforts in the City of Hampton, Virginia

Item approved.

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

3. [19-0319](#) Resolution to Amend the Fiscal Year 2020 Council Approved Budget and Accept and Appropriate the Fiscal Year 2019 Local Emergency Management Performance (“LEMP”) Grant as Awarded by the Virginia Department of Emergency Management to the City of Hampton, Virginia (“City”)

Attachments: [Grant Application](#)
[Grant Award](#)
[Grant Overview and Routing Sheet](#)

Item approved.

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

4. [19-0320](#) Resolution to Amend the FY 2020 Council Approved Budget and Accept and Appropriate the 2019 State Homeland Security Program Grant through the Virginia Department of Emergency Management for Hampton & Poquoson Regional Citizen Corps Program

Attachments: [Grant Application](#)
[Grant Award](#)
[Grant Overview and Routing](#)

Item approved.

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

5. [19-0321](#) Resolution to Amend the FY 2020 Council Approved Budget and Accept and Appropriate the 2019 State Homeland Security Program Grant through the Virginia Department of Emergency Management for the Cities of Hampton & Poquoson's Regional Shelter Trailers

Attachments: [Grant Application](#)
[Grant Award](#)
[Grant Overview and Routing Form](#)

Item approved.

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

6. [19-0318](#) Resolution to Amend the Fiscal Year 2020 Council Approved Budget to Accept and Appropriate the 2018 Continuum of Care (CoC) Planning Project Grant Awarded to the City of Hampton through the U. S. Department of Housing and Urban Development (HUD)

Attachments: [Award Letter FY18 \(2\).pdf](#)
[Grant Agreement .pdf](#)

Item approved.

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

7. [19-0310](#) Resolution approving the Fiscal Year 2019 Year End Budget Adjustments and Fiscal Year 2020 First Quarter Budget Adjustments

Attachments: [FY19 Fiscal Year End Budget Adjustments.pdf](#)
[FY20 First Quarter Budget Adjustments.pdf](#)

Item approved.

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

8. [19-0324](#) Resolution Designating Hampton, Virginia, as a Bee City USA® Affiliate

Item approved.

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

9. [19-0327](#) Resolution Authorizing a Petition to the Commonwealth Transportation Board to Transfer Certain Real Property Acquired for the Construction of a Portion of Aberdeen Road and Pine Avenue to the City of Hampton Pursuant to Virginia Code §§ 33.2-1001 and 33.2-907

Attachments: [Aberdeen Road - PineAve - VDOT Parcel Diagram](#)

Item approved.

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

11. [19-0328](#) Approval of the minutes from the work session of October 9, 2019, and the work, ceremonial and legislative sessions of October 23, 2019.

Item approved.

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

12. [19-0330](#) Approval of the City of Hampton 2020 General Assembly Legislative Priorities

Attachments: [Hampton Legislative Agenda 2020](#)

item approved.

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

10. [19-0332](#) Resolution Authorizing an Increase of More than 25% of Original Contract Price Awarded Under ITB 19-47/CLP to Coastal Design & Construction, Inc. for Salt Ponds Beach Inlet Improvements - Phase 2 as Required by Hampton City Code § 2-336

The Clerk read the title for the item.

Ms. Bunting provided the following explanation regarding the item: We had an existing contract by Coastal Design & Construction, Inc., to do larger work on the Salt Ponds Inlet. Because the City created the Salt Ponds Inlet many years ago, we then have maintenance responsibility. A group of citizens has been working with City staff over time to find out if there was a strategy that could prolong the life of the inlet so that we didn't have to dredge every one to two years. A set of design work dealing with the jetty system was proposed, and Council ultimately chose to fund that work. That is the work of the original contract in question here. Coastal Design & Construction, Inc., was contracted to do a replacement of the existing South Timber jetty with a rock jetty and the installation of a spur off the north rock jetty as well as tightening the existing north jetty. These actions should prolong the life of the inlet between dredging cycles so that rather than having to dredge every one to two years, the belief and expectation is that that cycle will increase to every three to five years. Coastal Design & Construction, Inc., is going to complete that work on time and within budget. Staff saw an opportunity (because they had an opening in their schedule) to advance work that we would have done on the maintenance dredging that was already scheduled by asking them to go ahead and do that work while they are already mobilized in the inlet as mobilization of equipment is one of the biggest parts of the cost of dredging. Since they are already mobilized and out on the site and have some time in their schedule, we were able to contract with them to go ahead and do the dredging work, ultimately saving the citizens roughly \$100,000. However, the only way to accomplish that was to modify the contract for the jetty work to add the dredging work as a new scope of services. So, while it is absolutely correct that the cost of the overall contract is going up significantly, it's not because we were wrong about the estimate for the jetty work or that Coastal misrepresented anything, rather it is because we have added an additional scope of work to take advantage of the savings of not having to remobilize later in the spring. The money is available from prior appropriations for Salt Pond projects; and, therefore, staff prepared and recommends the approval of this resolution for Council's consideration this evening.

Ms. Bunting opened the floor for questions from those on the dais. No questions were posed.

The Clerk read the title and the City Manager provided information on this item. A motion was then made by Councilmember Linda Curtis and seconded by Councilmember Billy Hobbs, that this Resolution-Budget be approved. The motion carried by the following vote:

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

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

The Clerk read the protocol for public hearings.

Rezoning

Use Permits

13. [19-0322](#) Use Permit Application by HPP Western, LLC to Permit Live Entertainment 2 in Conjunction with a Restaurant at 1976 C Power Plant Parkway

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

The Clerk read the title for the item.

Ms. Bunting introduced the item and provided background information.

City Planner Frank Glover provided information about the use permit application for live entertainment 2 at Guy Fieri's Dive and Taco Joint. Topics of information include: site location; the proposal for the floor plan; details of the proposal (live entertainment two, featuring bands, DJ's working on nights when bands are not playing); zoning; and the Future Land Use Plan and Public Policy (the Hampton Community Plan and the Coliseum Central Master Plan) as they relate to this application.

Mr. Glover stated that staff recommends 12 conditions associated with this use permit and then shared a bit of information about the conditions related to security personnel, sound, dancing, floor layout, hours of operation and compliance with licensing and other laws.

Mr. Glover stated that staff and the Planning Commission recommend approval of this application with 12 conditions and then opened the floor for questions from

those on the dais. No questions were posed.

PUBLIC HEARING:

Vice Mayor Gray opened the public hearing.

Ms. Lisa Murphy greeted those on the dais, complimented Mr. Glover on his presentation and made the following statement on behalf of the applicant: As some of you may or may not know this past June after a \$1.6 million renovation, the old Joe's Crab Shack reopened as Guy Fieri's Dive and Taco Joint. Guy Fieri has already been there to do the grand opening. This represents about 3,700 square feet of restaurant space and outdoor patio areas including a beautiful deck area totaling about 4,300 square feet. The applicant currently has more than 80 employees working at Guy's Sunday through Wednesday and they serve approximately 150 guests on a typical weekday and approximately 350 guests on a typical weekend. Mr. Keith Hudolin, who is the Vice President and General Counsel of Entertainment Consulting International, LLC., which is the operational arm of The Cordish Companies is here tonight from Baltimore. Obviously, they are very excited about the project. The last couple of weeks having Rosie's open there has really made that center very lively. Given the location of the restaurant which is adjacent to the other retail development (the large retail center) backing up to Bass Pro Shops and Interstate I-64, there is really limited impact from this particular use permit on any other businesses or residents. If the live entertainment brings additional guests (which we really hope it will), there's easy vehicular access and there is ample parking in the lot. The noise levels will be relatively modest and they really won't have an impact on anybody other than the folks that are at the Power Plant enjoying the lively entertainment there. As the staff report indicates, the Hampton Community Plan and the Comprehensive Plan both recommend mixed use development for the subject property and they stress the importance of making Hampton a unique regional retail tourism and entertainment district and destination. That is really what you are seeing happen at this location. The Coliseum Central Masterplan recommends promoting the Power Plant Parkway Initiative area as a destination for larger retail uses. As I mentioned and as the staff report indicates, this really isn't going to have a detrimental impact on any of the surrounding uses. As a result, we respectfully request that you approve this application with the 12 conditions that were listed. Councilman Brown had asked me a question at the Planning Commission hearing about the type of licensing that the security personnel would have. We have researched it and the security company, Progressive Service Group, LLC, requires that their employees have a Department of Criminal Justice 01-E Unarmed Security Courier License, so they are all licensed employees and they have gone through training both at the State requirement level and then also specific training with ABC and with the Cordish Companies.

Ms. Murphy opened the floor for questions from those on the dais and added that the requestor respectfully requests that Council approves this use permit.

Councilman Brown thanked Ms. Murphy for her response regarding security. He added that her quick response shows her commitment to serve our community and ensure that customers who attend the venue can enjoy it and feel secure while here.

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

Frank Glover, City Planner, presented information on this item.
Lisa Murphy, Esq. spoke on behalf of the applicant at the public hearing.

Following the public hearing, a motion was made by Councilmember Linda Curtis and seconded by Councilmember Billy Hobbs, that this Use Permit be approved with twelve (12) conditions. The motion carried by the following vote:

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

Ordinances

Resolutions

PUBLIC COMMENT

The Clerk read the protocol for the public comment period.

Ms. Kara Moran greeted those on the dais and made the following statement: I'm Kara Moran with Virginia Pawsitivity Initiative. I want to thank Vice Mayor Gray and City Councilmembers for your time and consideration on this matter. The reason why this ordinance is important: the United States Department of Agriculture (USDA) only has 120 Federal employees to inspect over 8,000 registered puppy mills, 11,000 animal laboratories and 233 accredited zoos. So, you can imagine how some of the details in inspections annually fall through the cracks. Good responsible breeders do not sell to pet stores. It is in their code of ethics. In Fairfax City last year, Animal Control had to intervene with a local pet store selling puppies and it cost the city over \$145,000 to vet, shelter, rehabilitate and remove and rehome those puppies. This ordinance is a proactive approach to make sure this never happens in Hampton and definitely not at the cost of the taxpayer. Consumers deserve the right to know what types of breeding facilities they are supporting and

this measure will help restrict the cruelty behind puppy mills and the consumer fraud that can be associated with pet stores from affecting your consumers here in Hampton. I want to thank Animal Control in Hampton, Angela Taylor, and the Animal Advisory Board for their support and also Vice Mayor Gray and Councilmembers Curtis and Snead for their leadership and attention. We absolutely support this ordinance. Thank you.

Mr. Roscoe Callaway greeted those on the dais and made the following statement: I'm from Norfolk, Virginia. I came on behalf of the First Baptist Temple Church at 252 West Queen Street. I am the general contractor in reference to that project. There we have a church. I just came for a couple of reasons: that is to identify the Councilman for that area and to try to explain what is going on with the church and their effort to rebuild. This has been a long project and has kind of wore on me. I have kind of funded this project somewhat in the first phase of the demolition. At this point, the church is basically out of funds and is trying to sell some property to retain ability to rebuild the church. The reason I am here is because the church had gotten a letter from Steve Shapiro stating that they were going to proceed with demolition of the property which would involve the church being torn down in a one and two phase demolition. The first phase would take out the middle section and rebuild that and tie it into two half portions. The church has spent forty some thousand dollars in this process. Right now, for the City to come in and say we are going to tear it down at this point when they are trying to raise the funds has been the issue. So, I just came to identify first, who is the Councilman for that area and maybe is there any way to intervene in the City trying to tear down the rest of the church when we have made every effort to rebuild the church and have an engineer who have designed the rebuild and have gotten the permit from the City to do that. I do have a prospect with someone whose plan it is to close on a deal for the church by the 25th of this month - that would obtain the necessary funds.

Vice Mayor Gray explained that all of the Councilmembers are at large and there is no one Councilmember who represents that area.

Ms. Bunting noted that she spoke with Mr. Callaway yesterday and will have the City Attorney also speak with him regarding the questions he raised during yesterday's conversation.

Ms. Debra Griggs greeted those on the dais and made the following statement: I am your neighbor in Norfolk, but I am here tonight speaking for the Virginia Federation of Humane Societies on the animal ordinance. The Virginia Federation of Humane Societies is the oldest animal welfare organization in the State. We were founded in 1959. We are private shelters, public shelters, animal control agencies, sanctuaries, rescue groups, veterinarians and individuals who support our mission

of animal welfare. We ask that you support this ordinance and we applaud the City for considering it. The heart of this ordinance is to ensure that puppies sold in pet stores in your City are humanely sourced. Puppy mills are brutal environments. The adult dogs are kept in cruel and confined housing - their feet never touching the earth. They're kept in small, wired cages, one stacked on the other and that is their imprisoned life for all their lives. They are not viewed as sentient beings; they are viewed as property and product. Puppies from puppy mills like any puppy are adorable and cute, but many come critically ill and with congenital diseases which cost thousands of dollars to treat. Too often, families cannot afford the needed care. They end up surrendering these ailing puppies to public shelters where the very expensive care becomes the burden of taxpayers. This measure merely ensures that a pet store which sells puppies is sourcing them responsibly and is in compliance with Virginia Code. That's all it is. It protects pet store customers and reduces the likelihood that poorly sourced sick puppies end up in your animal shelter. Thank you so much for listening and I hope you will pass the ordinance.

Ms. Molly Armus greeted those on the dais and made the following statement: Thank you members of the City Council for the opportunity to comment on Ordinance 19-0325, the animal ordinance. My name is Molly Armus, I am the Virginia State Director for the Humane Society of the United States (HSUS). I'm here on behalf of our supporters in Hampton to say that we do support the proposed ordinance. It is definitely an important step forward for the City that will ensure better oversight of pet stores which benefits both consumers and animals. However, the HSUS does not support the sale of puppy mill puppies at pet stores even with strict regulation. The only way to fully protect animals and consumers is to prohibit the sale of puppies altogether. Virginia State law does require pet stores to only source from dealers or commercial dog breeders who are required to have a federal license under the Animal Welfare Act (AWA) and do not have certain violations of the Animal Welfare Act. However, there are two issues with this. The first is that the United States Department of Agriculture (USDA) has removed or redacted records of puppy mill enforcement actions, violations, as well as inspection reports, so it's very difficult to know whether the pet store source is in compliance with Virginia State law. Additionally, inspection records that we have been able to obtain through Freedom of Information Act (FOIA) requests show that many USDA licensed breeders get away with repeated violations of the AWA. These violators are rarely fined; their licenses are rarely suspended as facilities with long histories of violations for basic care conditions are often allowed to renew their licenses again and again. We do understand that under current State law, your hands are tied. We are very hopeful that will change in the future. We do appreciate that Hampton is taking this step forward. Thank you again for this opportunity.

Mr. David Foley greeted those on the dais and made the following statement:

Basically, I oppose this law (ordinance) that you are trying to pass. There are a lot of good things that are in it. I oppose it as it is written because there's a lot of wording in there that would be good for Animal Control and law enforcement to actually be able to do their job that I agree with, with the exception of line 406 which has to do with licensing of dogs and the definition of hybrids which is on line 730 and 731. The biggest thing I really oppose is the pet store license. You have three stores in the City of Hampton (Petco, PetSmart and myself, Pet World). I've been doing business in the City of Hampton since 1981. I'd like to think that I've done a decent job or you probably wouldn't be renewing my licenses as we go along. Usually ordinances are done when there is an issue or problem that you have to have some type of recourse so that you can actually go back to to do something about it. To my knowledge, I have no serious violations and I am the only one that this bill actually affects. Now, we do have a USDA license which we can only buy from USDA breeders that means the USDA can come and inspect my store or my breeders 24/7 unannounced. We have USDA inspection reports that are posted outside of the door. We are required to do that by the State. We are inspected by the American Kennel Club (AKC). Do I need another inspection? I've been here for 17 years doing business. If I did something wrong, I think you all wouldn't agree to my license. So, I oppose it as it is written. I think there is a lot of good in it, but I think there are some unnecessary parts especially the part concerning a pet store having to buy another license to have another inspection that needs to be done. Thank you very much for your time.

GENERAL ITEMS

Ordinances

14. [19-0331](#) Ordinance To Amend And Re-Enact Chapter 38 Of The City Code Of The City Of Hampton, Virginia Entitled "Vehicles for Hire," By Amending Article I To Adopt New Requirements for Shared Mobility Devices, Including Motorized Skateboards And Scooters, Bicycles and Electric Power-Assisted Bicycles For Hire

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

The Clerk read the title for the item.

Ms. Bunting introduced the item and provided background information.

Deputy City Attorney Bonnie Brown provided information about new regulations enacted by the General Assembly regarding shared mobility devices (SMD's). She noted that the General Assembly gave a new statute which stated localities may

require a license before companies can rent SMD's within a local jurisdiction; however, the license requirement must be enacted prior to January 1, 2020.

Ms. Brown reviewed the proposed ordinance requirements related to licensing and franchise agreements. She also reviewed the three options the City would have when receiving an application from a scooter company. They include: begin a competitive bidding process; establish a pilot program; or negotiate a franchise agreement for use of public rights-of-way with the applicant.

Ms. Brown opened the floor for questions from those on the dais. No questions were posed.

Presented by Bonnie Brown Deputy City Attorney.

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

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

15. [19-0325](#) Ordinance to Amend and Re-Enact Chapter 5 of the City Code of the City of Hampton, Virginia Entitled "Animals" by Amending Articles I and III - VII

Attachments: [Chapter 5 - ANIMALS - REDLINE FINAL Presentation](#)

[Chapter 5 - ANIMALS - REDLINE - Initial before correction](#)

The Clerk read the title for the item.

Ms. Bunting introduced the item and provided background information. She also noted that this is the item to which several of the public comment speakers referred.

Assistant City Attorney Olivia Wiggins stated that Council is being asked to consider City Code Chapter 5 Amendments which fall into two primary categories: the proposed new ordinance requiring pet shops to be permitted and housekeeping amendments.

Ms. Wiggins provided an overview of the requirements associated with a business obtaining the pet shop permit.

Ms. Wiggins defined a pet shop as a retail establishment where companion animals are bought, sold, exchanged or offered for sale or exchange to the general public. Companion animals include dogs, cats, primates, guinea pigs, hamsters, rabbits, exotic animals, reptiles and birds; however, does not include fish or agricultural animals.

Ms. Wiggins shared information about the permit application process and permit renewal requirements. She also clarified that establishments where companion animals are only offered for adoption are not subject to the permit requirement.

Ms. Wiggins spoke about housekeeping amendments. She explained that we are trying to update City Code Chapter 5 to bring Chapter 5 in compliance with recent changes to Virginia Code; we are also seeking to improve existing language in Chapter 5 to increase consistency and clarity throughout the Chapter.

Ms. Wiggins stated that the Hampton Animal Control Advisory Committee recommends adopting the proposed amendment (with regards to the pet shop permit). With regards to the housekeeping amendments, staff recommends adopting the proposed amendments in order to comply with Virginia law and to increase consistency throughout Chapter 5 (animals) of the Hampton City Code.

Ms. Wiggins opened the floor for questions from those on the dais.

In response to Councilwoman Curtis, Ms. Wiggins confirmed that Animal Control would be responsible for conducting the inspections and has not expressed that this will create an extra burden on the department.

In response to Councilman Brown, Ms. Wiggins explained that Virginia law requires certain information be posted at pet shops and Animal Control is able to view that; however, there is currently no official requirement; this would provide the official requirement.

In response to Councilman Brown, Ms. Wiggins also explained that business licenses only permit the business to operate in the City of Hampton; whereas, this permit would allow Animal Control to ensure that pet stores are compliant with State and local laws. She added that it is a measure to improve and increase animal welfare and safety and allows the City to visit businesses to perform inspections.

Councilman Hobbs commended Ms. Wiggins on a great job as a first time presenter. He also commended her for her work in the area of Animal Control for the City.

In response to Councilwoman Snead, Ms. Wiggins confirmed that three businesses in the City currently fall under the definition of a pet shop and are subject to the proposed amendment. She continued explaining that there may be additional businesses in the City which only do adoptions, and those businesses are not required to obtain a permit. She reiterated that businesses not doing adoptions will be required to obtain the permit and businesses currently providing adoption services only will be required to obtain a permit only if they begin selling animals.

Councilwoman Curtis spoke in support of the amendment and stated that she supports any effort to help sick puppies and prevent them from being turned over to the Reginal Animal Shelter to be brought back to good health. She recognized the Director of the Peninsula Regional Animal Shelter, Mr. Roger Iles, who was in attendance, and commended him for doing a great job in that capacity.

Presented by Olivia Wiggins, Assistant City Attorney.

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

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

Resolutions

Appointments

16. [19-0315](#) Consideration of Appointments to the Board of Zoning Appeals
No legislative action is required on this item.

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

There were no reports.

MISCELLANEOUS NEW BUSINESS

Councilwoman Curtis shared that, in addition to the passing of Dr. Christian, our community also lost Dois Rosser, a recipient of Hampton's Distinguished Citizen Medal. Both of these individuals were tremendous supporters of Hampton.

ADJOURNMENT

The meeting adjourned at 7:23 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 _____