



# City of Hampton

22 Lincoln Street  
Hampton, VA 23669  
www.hampton.gov

## Notice of Action City Council Legislative Session

*Mayor Donnie R. Tuck*  
*Vice Mayor Jimmy Gray*  
*Councilmember Chris L. Bowman*  
*Councilmember Eleanor Weston Brown*  
*Councilmember Steven L. Brown*  
*Councilmember Billy Hobbs*  
*Councilmember Chris Snead*

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

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**Wednesday, September 9, 2020**

**6:30 PM**

**Council Chambers**

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### CALL TO ORDER/ROLL CALL

Mayor Tuck called the meeting to order at 6:30 p.m. with all members of the City Council present.

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

### INVOCATION - Councilmember Billy Hobbs

Councilman Hobbs gave the invocation.

### PLEDGE OF ALLEGIANCE TO FLAG

### MAYOR'S COMMENTS

There were no comments by the Mayor.

### CONSENT AGENDA

#### Approval of the Consent Agenda

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

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

1. [20-0231](#) Resolution Requesting that the Virginia Department of Transportation Program Incorporate Three New Capital Projects into its Six-Year Improvement Plan

Item approved.

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

2. [20-0220](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the 2020 Local Emergency Management Performance (LEMP) Grant Awarded through the Virginia Department of Emergency Management

Item approved.

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

3. [20-0228](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the CY 2020 Violence Against Women's Act ("VAWA") Program - Prosecution Grant Awarded by the Virginia Department of Criminal Justice Services

Item approved.

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

4. [20-0230](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the FY21 Fire Programs Aid to Localities Funds from the Commonwealth of Virginia, Department of Fire Programs

Item approved.

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

5. [20-0233](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the FY 2021 Virginia Domestic Violence Victim Fund ("DVVF") Grant Awarded by the Virginia Department of Criminal Justice Services to the City of Hampton, Virginia  
Item approved.

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

6. [20-0237](#) Resolution to Amend the Fiscal Year 2021 Council Approved Budget to Accept and Appropriate the FY 2020 Coronavirus Emergency Supplemental Funding Program Grant Awarded by the U. S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance  
Item approved.

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

7. [20-0213](#) Resolution Approving the Fiscal Year 2020 Third and Fourth Quarter Budget Adjustments  
Item approved.

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

8. [20-0224](#) Approval of the minutes from the work and legislative sessions of August 12, 2020.  
Item approved.

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

## PUBLIC HEARINGS

### Ordinances

9. [20-0252](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 2-2 Entitled, "Definitions" Pertaining to Green Area

There was a joint presentation and public hearing on items 9 - 20-0252, 10 - 20-0253, 11 - 20-0255, and 14 - 20-0254.

Hannah Sabo, Zoning Administrator, gave the presentation. Following her presentation, a public hearing took place. Judy Richardson, Craig Knopp, Zina Middleton and Sandra Marshall all spoke at the public hearing. Ms. Richardson was opposed to these items. Mr. Knopp suggested delaying these matters to allow for further discussion. Ms. Middleton spoke about hardship on households with more than one vehicle and in older neighborhoods with more narrow streets. Ms. Marshall spoke in opposition and suggested work with neighborhood organizations or delaying a decision for a while. Following the speakers, the Mayor closed the public hearing.

Following the public hearing, a motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

10. [20-0253](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 1 Entitled, "General Provisions" Pertaining to Impervious Area and Minimum Green Area Requirements for All One and Two Family Residences

There was a joint presentation and public hearing on items 9 - 20-0252, 10 - 20-0253, 11 - 20-0255, and 14 - 20-0254.

Hannah Sabo, Zoning Administrator, gave the presentation. Following her presentation, a public hearing took place. Judy Richardson, Craig Knopp, Zina Middleton and Sandra Marshall all spoke at the public hearing. Ms. Richardson was opposed to these items. Mr. Knopp suggested delaying these matters to allow for further discussion. Ms. Middleton spoke about hardship on households with more than one vehicle and in older neighborhoods with more narrow streets. Ms. Marshall spoke in opposition and suggested work with neighborhood organizations or delaying a decision for a while. Following the speakers, the Mayor closed the public hearing.

Following the public hearing, a motion to defer action on this item until July of 2021 was made by Councilwoman Snead, and seconded by Councilman Hobbs, and was rescinded prior to a vote.

There was further discussion of this item by Council.

Following the discussion, a motion was made by Councilmember Eleanor Weston Brown and seconded by Councilmember Chris Snead, that this Zoning Ordinance - Text be deferred indefinitely. The motion carried by the following vote:

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

11. [20-0255](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 9-43 Entitled, "Development Standards" Pertaining to Green Area in the Infill Housing Overlay District

There was a joint presentation and public hearing on items 9 - 20-0252, 10 - 20-0253, 11 - 20-0255, and 14 - 20-0254.

Hannah Sabo, Zoning Administrator, gave the presentation.

Following her presentation, a public hearing took place. Judy Richardson, Craig Knopp, Zina Middleton and Sandra Marshall all spoke at the public hearing. Ms. Richardson was opposed to these items. Mr. Knopp suggested delaying these matters to allow for further discussion. Ms. Middleton spoke about hardship on households with more than one vehicle and in older neighborhoods with more narrow streets. Ms. Marshall spoke in opposition and suggested work with neighborhood organizations or delaying a decision for a while. Following the speakers, the Mayor closed the public hearing.

Following the public hearing, a motion was made by Councilmember Eleanor Weston Brown and seconded by Councilmember Chris Snead, that this Zoning Ordinance - Text be deferred indefinitely. The motion carried by the following vote:

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

14. [20-0254](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 1 Entitled, "General Provisions" Pertaining to Notification of Violations for Violations Regarding Vehicles

There was a joint presentation and public hearing on items 9 - 20-0252, 10 - 20-0253, 11 - 20-0255, and 14 - 20-0254.

Hannah Sabo, Zoning Administrator, gave the presentation. Following her presentation, a public hearing took place. Judy Richardson, Craig Knopp, Zina Middleton and Sandra Marshall all spoke at the public hearing. Ms. Richardson was opposed to these items. Mr. Knopp suggested delaying these matters to allow for further discussion. Ms. Middleton spoke about hardship on households with more than one vehicle and in older neighborhoods with more narrow streets. Ms. Marshall spoke in opposition and suggested work with neighborhood organizations or delaying a decision for a while. Following the speakers, the

Mayor closed the public hearing.

Following the public hearing, a motion was made by Councilmember Steven Brown and seconded by Councilmember Chris Snead, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

**Nay:** 1 - Councilmember Bowman

12. [20-0236](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City Of Hampton, Virginia by Amending Section 2-2 Entitled, "Definitions" Pertaining to the Terms Transient, Motorhomes, Recreational Vehicles, and Towed Recreational Equipment

There was a joint presentation and public hearing on items 12 - 20-0236 and 13 - 20-0238. Hannah Sabo, Zoning Administrator, gave the presentation. Following her presentation, a public hearing took place. There were no speakers on these items and the Mayor closed the public hearing.

Following the public hearing, a motion was made by Councilmember Chris Bowman and seconded by Councilmember Chris Snead, that this Zoning Ordinance - Text be approved. The motion carried by the following vote:

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

13. [20-0238](#) Ordinance to Amend and Re-Enact the Zoning Ordinance of the City Of Hampton, Virginia by Amending Section 1-31 Entitled, "Major Recreational Equipment, Parking and Storage Requirements" Pertaining to Motorhomes and Towed Recreational Equipment and Renaming the Section, "Limitations On Use Of Motorhomes And Towed Recreational Equipment"

There was a joint presentation and public hearing on items 12 - 20-0236 and 13 - 20-0238. Hannah Sabo, Zoning Administrator,

gave the presentation. Following her presentation, a public hearing took place. There were no speakers on these items and the Mayor closed the public hearing.

Following the public hearing, a motion was made by Councilmember Chris Snead and seconded by Councilmember Steve Brown, that this Zoning Ordinance - Text 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

**Abstained:** 1 - Mayor Tuck

## Resolutions

15. [20-0232](#) Resolution Authorizing the Execution of a Use Agreement Between the City of Hampton and the Fox Hill Neighborhood Center, Inc. to Use the Fox Hill Neighborhood Center Located at 65 Hall Road

The City Manager introduced this item. A public hearing took place with one speaker, James Chapman, President of the Fox Hill Neighborhood Center, Inc. who thanked the City staff who worked on this project and spoke in favor of the item.

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

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

## PUBLIC COMMENT

Katherine Kearney, Jeff McMahon, Dwayne Cheeseman, Andrew Wilson, Brenda Marks, and Elizabeth Phillips spoke on the Sunset Creek boat ramp.

Craig Knopp had some questions on the earlier green space and



RV discussion and also spoke on police and asking the Council to lobby against passage of HB513 in the Senate.

Misty Collins spoke on traffic issues on the bridge to Fort Monroe.

The Mayor and City Manager briefly responded to the issues raised during public comment.

The Council took a recess from 8:32 until 8:41 p.m.

## GENERAL ITEMS

### Ordinances

16. [20-0235](#) Ordinance of the Council of the City of Hampton, Virginia, To Continue Emergency Procedures to Ensure Continuity of City Government Caused by the COVID-19 Pandemic

A motion was made by Councilmember Snead and seconded by Councilmember Steve Brown, that this Ordinance-Non-coded be approved . The motion carried by the following vote:

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

### Appointments

17. [20-0142](#) Consideration of Appointments to the Building Code Board of Appeals

A motion was made by Councilmember Chris Snead that Carl Burt be appointed to a first term which will expire on June 30, 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

**Nay:** 1 - Mayor Tuck

18. [20-0239](#) Consideration of Appointments to the Finance Committee
- A motion was made by Councilmember Chris Snead that William Andrews be reappointed to a second term ending on June 30, 2022, and that Linda Curtis and Rahzheena L. Steward be appointed to first terms ending on June 30, 2022. The motion carried by the following vote:
- Aye:** 6 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs and Councilmember Snead
- Nay:** 1 - Mayor Tuck
19. [20-0240](#) Consideration of an Appointment to the Planning Commission
- A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Appointment be deferred to the City Council Legislative Session, due back on 10/14/2020. The motion carried by the following vote:
- Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck
20. [20-0241](#) Consideration of Appointments to the Citizens' Engagement Advisory Review Commission (CEARC)
- A motion was made by Councilmember Chris Snead and seconded by Councilmember Billy Hobbs, that this Appointment be deferred to the City Council Legislative Session, due back on 3/10/2021. The motion carried by the following vote:
- Aye:** 7 - Councilmember Bowman, Councilmember Weston Brown, Councilmember Brown, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck
21. [20-0242](#) Consideration of an Appointment to the Peninsula Agency on Aging (PAA)
- A motion was made by Councilmember Chris Snead that Thomas Fukawa be reappointed to a second term ending on September 30, 2023. The motion carried by the following vote:

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

**Nay:** 1 - Mayor Tuck

22. [20-0243](#) Consideration of Appointments to the Hampton Economic Development Authority (EDA)

A motion was made by Councilmember Chris Snead that Laura Sandford and George Wallace be reappointed to second terms expiring on September 30, 2024;

The motion carried by the following vote:

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

**Nay:** 1 - Mayor Tuck

23. [20-0244](#) Consideration of Appointments to the Citizens' Unity Commission (CUC)

A motion was made by Councilmember Chris Snead that Steven Wendell, Ellen Velissarios, and Erica Spencer be appointed to fill unexpired portions of terms until June 30, 2021, and that Malik Perry and Whalan McDew be appointed to first terms expiring on June 30, 2024. The motion carried by the following vote:

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

**Nay:** 1 - Mayor Tuck

24. [20-0256](#) Consideration of Appointments to the Virginia Peninsula Public Service Authority (VPPSA)

A motion was made by Councilmember Chris Snead that Jason Mitchell be reappointed with Barry Dobbins serving as the alternate until September 30 2024. The motion carried by the following vote:

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

**Nay:** 1 - Mayor Tuck

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

There were no reports.

**MISCELLANEOUS NEW BUSINESS**

There were no items of new business.

**ADJOURNMENT**

The meeting adjourned at 8:46 p.m.

**Contact Info:**

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