

January 8, 2019

A REGULAR MEETING OF THE BRISTOL, VIRGINIA, CITY COUNCIL WAS HELD ON JANUARY 8TH AT 4:00PM, 300 LEE STREET, BRISTOL, VIRGINIA WITH MAYOR KEVIN MUMPOWER PRESIDING. COUNCIL MEMBERS PRESENT WERE VICE MAYOR KEVIN WINGARD, ANTHONY FARNUM, WILLIAM HARTLEY, AND NEAL OSBORNE. CITY MANAGER/INTERIM CITY ATTORNEY, RANDALL EADS, AND CHIEF FINANCIAL OFFICER TAMRYA SPRADLIN WERE ALSO PRESENT.

1. Consider closed session pursuant to §2.2-3711.A6, Code of Virginia, 1950, as amended. Discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected (proprietary).

Mayor Mumpower asked for a motion and second to go into closed session. Mr. Hartley made a motion to enter into executive session for the reasons stated. Mr. Osborne seconded the motion, which was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

Mayor Mumpower asked for a roll call vote to certify the closed session.

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

Recess and reconvene in Council Chambers, 6pm

Mayor Mumpower called the meeting to order and asked for a moment of silence, followed by the pledge of allegiance. Mayor Mumpower said he thought that the year was starting off on a good note in the City and that he was glad to see economic development activity going on. City Manager Randall Eads said that staff was developing a budget calendar that would be presented at the January 21, 2019 meeting.

Mahlon Lutrell spoke about the termination and renegotiation of the lease with Bristol Baseball. Michael Pollard asked for information on the CBD processing facility, the opening of the animal shelter, and the White site which was being used as a soccer field. City Manager Randall Eads said the license was just awarded by the state on December 17 and they have one year to begin production. He said the animal shelter should be up and running at the end of the month or early February due to weather delays. He also said that the White Site is in an industrial area and that there are many other fields in the City to be used for soccer.

Mr. Osborne asked that Item #5 be amended to include section 74-7 of the City Code of Ordinances. Mr. Hartley seconded the amendment to the agenda which was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

2. Consider a Closed Session pursuant to §2.2-3711.A1, Code of Virginia 1950, as amended. Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body (personnel).

Mr. Farnum made a motion to enter into closed session for the reasons stated which was seconded by Mr. Osborne. The motion carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

Mayor Mumpower asked for a roll call vote to certify the closed session.

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

3. Consider Councilmanic Appointments.

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Mr. Hartley made a motion to appoint Mr. Farnum to the Drug Court Advisory Board, the East Hill Cemetery Board, the Farmers Market, the Mount Rogers Commission on Aging, the Joint Planning Commission, the Redevelopment and Housing Authority, and the Public Library Board. Mr. Wingard seconded the motion, which was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

4. Consider Public Hearing on FY18-19 CDBG Annual Action Plan Amendment.

Mayor Mumpower opened the public hearing. CDBG Coordinator Ellen Tolton said the amendments proposed to the action plan would allow needs to be met for the home repair program, which has a waiting list, instead of going to a park. Mayor Mumpower closed the public hearing with no comments made.

5. Consider Joint Public Hearing with the Planning Commission on an Ordinance to Amend Sections 74-7, 50-356 and 50-357 of the City Subdivision Ordinance.

The Planning Commission called their meeting to order with Chair Jordan Pennington presiding.

Mayor Mumpower opened the public hearing. The Planning Commission opened the public hearing.

GIS Coordinator Kelly Miller said the ordinance includes the changes required to become compliant with Next-Gen 911. City Planner Sally Morgan said that the Planning Commission was required to vote on changes to the City Subdivision Ordinance (sections 50-356 and 50-357). Planning Commission member Michael Pollard pointed out requirements for address height currently in the City Code.

Mayor Mumpower and Chair Pennington closed the public hearing.

6. Consider Joint Public Hearing with the Planning Commission on an Ordinance to Amend Sections 50-133 and to the zoning map to implement approved amendments to the city Enterprise Zone program.

Mayor Mumpower and Chair Pennington opened the public hearing. City Planner Sally Morgan said the purpose of the public hearing is to approve changes to the state Enterprise Zone program which included changes to the façade improvement program and the job training program. Mayor Mumpower and Chair Pennington closed the public hearing.

The Planning Commission voted to recommend the changes in Agenda Item #5 and Item #6 to City Council.

Chair Pennington adjourned the Planning Commission meeting.

7. Consider Approval of FY18-19 Annual Action Plan Amendment.

Mr. Osborne made a motion to approve the amendment to the CDBG Action Plan. Mr. Farnum seconded the motion. Mr. Wingard asked about the eligibility requirements for CDBG. Mr. Osborne's motion was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

8. Consider First Reading of an Ordinance to Amend Sections 74-7, 50-356 and 50-357 of the City Subdivision Ordinance.

City Manager Randall Eads said that since the ordinance is overly lengthy and has been available to the public, the ordinance may be read by caption only. Mr. Hartley made a motion for first reading by caption only, which was seconded by Mr. Osborne. The motion for first reading was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

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City Manager Randall Eads read the ordinance by caption only:

AN ORDINANCE AMENDING BRISTOL VIRGINIA CODE STANDARDS FOR STREET NAMES AND ADDRESSING; AN ORDINANCE AMENDING CHAPTER 50, ARTICLE III (SUBDIVISIONS), SECTIONS 356 AND 357 AND CHAPTER 74, ARTICLE (IN GENERAL), SECTION 7.

9. Consider First Reading of an Ordinance to Amend Section 50-133 of the City Code (Enterprise Zone Amendments).

Mr. Hartley made a motion for first reading of the ordinance by caption only, which was seconded by Mr. Farnum. The motion was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

City Manager Randall Eads read the ordinance by caption only:

AN ORDINANCE AMENDING BRISTOL VIRGINIA CODE FOR ENTERPRISE ZONE; AN ORDINANCE AMENDING CHAPTER 50, ARTICLE II (ZONING), SECTION 133 AND THE BRISTOL VIRGINIA ZONING MAP.

10. Consider Approval of Termination Agreement and Release for Nulife, Inc.

City Manager Randall Eads said that the City and Nulife had entered into a performance agreement for the receipt of a grant from the Virginia Economic Development Partnership. Mr. Eads said that he has been negotiating the repayment of the grant with the Virginia Attorney General's office and the attorney for Nulife. The IDA approved and signed the agreement at their last meeting.

Mr. Osborne made a motion to approve the agreement which was seconded by Mr. Farnum.

Mr. Wingard said he would like to table the agreement until the payment was made. Mr. Eads said that the certificate of satisfaction will not be signed until the payment is made to the Commonwealth. Mr. Hartley asked about the materials stored in the building, which Mr. Eads said have all been removed. Mayor Mumpower asked about the likelihood of the building being sold with a lien from the City.

Mayor Mumpower asked for a roll call on the motion made by Mr. Osborne, which carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

NO: Wingard.

11. Presentation of Landfill Study, SCS Engineers.

City Manager Randall Eads introduced the representatives from SCS Engineers who completed the analysis of the landfill finances. Mr. Eads noted that the landfill has cost the City roughly \$85 million dollars since opening, and will cost the City more over its lifetime than the development of the Falls.

SCS Engineers gave a presentation on their analysis of the landfill and discussed options that Council may consider to make the Solid Waste Disposal Fund self-sustaining.

Mayor Mumpower said that Council would have to look at available options to find a solution. Mr. Farnum asked if they had seen other localities with circumstances similar to Bristol. Mr. Dick of SCS Engineers said he has not seen another locality with the level of debt, the inequity between cost of service and revenue, and the continuation of general funds transfers that are necessary every year.

12. Consent Agenda.

- 12.1 Consider Purchase Requisition per the Item Listed Below.
Public Works, Independent Cost Analysis. \$27,500.00

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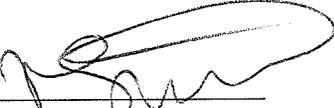
12.2 Consider Approval of Street Closure- Martin Luther King Jr., Parade

Mr. Osborne made a motion to approve the consent agenda as presented. Mr. Farnum seconded the motion, which was carried by the following votes:

AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

There being no further business, the meeting was adjourned.

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City Clerk

Mayor