

April 9, 2019

A REGULAR MEETING OF THE BRISTOL, VIRGINIA, CITY COUNCIL WAS HELD ON APRIL 9, 2019 AT 6:00PM, 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.

Mayor Mumpower thanked the citizens in attendance and thanked the citizens who helped a disabled vehicle the night before. City Manager Randall Eads said that the Transportation Safety Committee would look into it.

Jack Johnson spoke about trash collection and rate increases. Dr. Keith Perrigan spoke about school facility needs and asked City Council to meet with the School Board and a moderator to discuss school building needs.

Jordan Pennington, Chair of the Planning Commission, called the Planning Commission to order.

1. Consider Proclamation in Support of National Library Week.

Mayor Mumpower read the proclamation:

A PROCLAMATION DESIGNATING APRIL 7-13, 2019, AS NATIONAL LIBRARY WEEK

Whereas, today's libraries are not just about books but what they do for and with people; and whereas libraries of all types are at the heart of cities, towns, schools, and campuses; and whereas libraries have long served as trusted and treasured institutions where people of all backgrounds can be together and connect; and whereas, libraries and librarians build strong communities through transformative services, programs, and expertise, and whereas libraries which promote civic engagement by keeping people informed and aware of community events and issues; and whereas librarians and library workers partner with other civic organizations to make sure their community's needs are being met, and whereas libraries and librarians empower their communities to make informed decisions by providing free access to information; and whereas libraries are a resource for all members of the community, regardless of race, ethnicity, creed, ability, sexual orientation, gender identity or socio-economic status, by offering services and educational resources that transform lives and strengthen communities;

Whereas, libraries, librarians, library workers, and supporters across American are celebrating National Library Week.

Now, therefore, be it resolved that the Cities of Bristol, Tennessee and Bristol, Virginia proclaim National Library Week, April 7-13, 2019. This 2nd day of April, 2019.

Mr. Osborne made a motion to approve the proclamation. Mr. Hartley seconded the motion, which carried by the following votes:

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

2. Consider a Joint Public Hearing With Planning Commission on Proposed Future Land Use Map Revisions to Comprehensive Plan.

Mayor Mumpower opened the public hearing. Planning Commission Chair Pennington opened the public hearing.

City Planner Sally Morgan said that the Comprehensive Plan adopted in 2017 is required to be reviewed annually which led to revisions of the future land use map. Ms. Morgan reviewed the recommended changes.

No public comments were made, and Mayor Mumpower and Chair Pennington closed the hearing.

3. Consider a Joint Public Hearing with Planning Commission on Special Exception

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application #02-2019 from Kilo Delta LLC for 200 Bob Morrison Boulevard (Tax Map #25-7-13-D) for the installation of a concrete block making operation in M-1 zone.

Mayor Mumpower opened the public hearing. Planning Commission Chair Pennington opened the public hearing. City Planner Sally Morgan said that the area is currently zoned M-1, which does not allow concrete block making. Nancy Marney spoke about potential dust and pollution from the project. Planning Commissioner Bart Long said that the rock would be brought in pre-ground from the quarry. Mayor Mumpower and Chair Pennington closed the hearing.

Planning Commission adjourns

4. Consider a Public Hearing on the Sale of City-Owned Property at 321 Lee Street.

Mayor Mumpower opened the public hearing. City Manager Randall Eads said that an offer has been made for \$15,000. Mayor Mumpower closed the public hearing with no comments made.

5. Consider a Public Hearing on an Ordinance to Convey Lots 26, 27, 28, and 29 at The Falls, Phase III to the Industrial Development Authority of Bristol, Virginia.

Mayor Mumpower opened the public hearing. City Manager Randall Eads said the ordinance will authorize the conveyance of Lots 26, 27, 28, and 29 of The Falls to be conveyed to the IDA, and request the IDA to convey Lots 26, 27, and 28 to Falls Acquisitions, LLC and, Lot 29 to Interstate Development Partners, LLC when all due diligence has been met. Mayor Mumpower closed the public hearing with no comments made.

6. Consider Approval of Offer Received on 321 Lee Street.

City Manager Randall Eads noted that a commission fee of \$450 would be paid to the buyer's agent. Mr. Osborne made a motion to accept the offer, which was seconded by Mr. Farnum. The motion carried by the following votes:

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

7. Consider First Reading of an Ordinance to Convey Lots 26, 27, 28, and 29 at The Falls, Phase III to the Industrial Development Authority of Bristol, Virginia.

City Manager Randall Eads said that Council had approved the plat dividing the lots at the March 26, 2019 meeting. Mr. Osborne made a motion for first reading of the ordinance, which was seconded by Mr. Hartley. The motion carried by the following votes:

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

City Manager Randall Eads read the ordinance:

ORDINANCE TO CONVEY LOTS 26, 27, 28, AND 29 AS DESCRIBED ON A PLAT ENTITLED "THE FALLS – PHASE 3 LOTS 26 THROUGH 32 LEE HIGHWAY THE CITY OF BRISTOL STATE OF VIRGINIA" TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF BRISTOL VIRGINIA

WHEREAS, the City of Bristol Virginia (hereinafter "the City") acquired a number of parcels of land located on Lee Highway near Exit 5 off of Interstate 81 in the City of Bristol, Virginia; and

WHEREAS, the City has partnered with the Industrial Development Authority of Bristol, Virginia, Falls Acquisitions, LLC, and Interstate Development Partners, LLC through a Development Agreement for the development of a retail shopping center, commonly referred to as "The Falls;" and

WHEREAS, the City has caused a portion of the property to be subdivided as shown on a plat entitled "The Falls – Phase 3 Lots 26 through 32 Lee Highway The City of Bristol State of Virginia" which will be recorded in the office of the Clerk of Circuit Court for the City of Bristol, Virginia prior to the transfer of any lots located therein; and

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WHEREAS, the City wishes to transfer to the Industrial Development Authority of Bristol, Virginia (hereinafter "the IDA") Lots 26, 27, 28, and 29 as described on the aforementioned plat; and

NOW THEREFORE, BE IT ORDAINED by the City Council for the City of Bristol, Virginia that the City shall transfer to the Industrial Development Authority of Bristol Virginia Lots 26, 27, 28, and 29 of that property as will be more particularly described on a survey entitled "The Falls – Phase 3 Lots 26 through 32 Lee Highway The City of Bristol State of Virginia" to be recorded in the office of the Clerk of the Circuit Court for the City of Bristol, Virginia prior to the transfer of any lots located therein; and

BE IT FURTHER ORDAINED that the City requests the Industrial Development Authority of Bristol Virginia accept the property and transfer it to Falls Acquisitions, LLC and Interstate Development Partners, LLC in accord with the Parties' Development Agreement, at such time as is to be determined at the discretion of the IDA, Falls Acquisitions, LLC, and Interstate Development Partners, LLC.

8. Report from Treasurer's Office on Delinquent Tax Collections.

City Treasurer Angel Britt said that she would be advertising the names of delinquent taxpayers in the newspaper if payment was not received by her office May 1, 2019.

9. Presentation of City Manager's Fiscal Year 2019-2020 Recommended Budget.

City Manager Randall Eads presented a summary of the Fiscal Year 2019-2020 Proposed Budget. A summary of the budget is below:

GENERAL FUND \$53,930,744
COMMUNITY DEVELOPMENT BLOCK GRANT FUND \$529,935
SOLID WASTE DISPOSAL ENTERPRISE FUND \$7,889,222
CAPITAL PROJECT FUND \$9,171,588
TRANSIT ENTERPRISE FUND \$468,607
ASSET FORFEITURE FUND \$102,000
SCHOOL OPERATING FUND \$28,228,491
SCHOOL TEXTBOOK FUND \$924,561
SCHOOL FOOD SERVICE FUND \$2,003,400
SCHOOL CONSTRUCTION CAPITAL PROJECTS FUND \$116,496
SCHOOL LOCAL CAPITAL PROJECTS FUND \$792,944

10. Consider Resolution Establishing the FY19-20 Real Property Tax Rate.

City Manager Randall Eads said that the property tax rate should be fixed in time for the Treasurer to send the June property tax bills. The resolution presented keeps the property tax rate at the current rate of \$1.17 per \$1,000 of assessed value. Mr. Eads read the resolution:

Resolution Establishment of Real Property Tax Rate for Fiscal Year 2019-2020

WHEREAS, section 15.2-2503 of the Code of Virginia requires the governing bodies of every locality in the Commonwealth to prepare and approve a budget for the ensuing fiscal year and to fix a tax rate for the calendar year no later than the first day of the fiscal year; and

WHEREAS the City of Bristol, Virginia collects real property taxes on a semi-annual basis, which requires that the tax rate be fixed by the governing body early enough to allow preparation of invoices for the first installment payment, which is due annually no later than June 5; however, the tax rate for personal property, machinery and tools, and other such taxes the City Council may impose shall be collected with the second installment of real property taxes, which are billed at a later date and due to be paid annually no later than December 5; and

WHEREAS, the City Council of Bristol, Virginia has received funding requests from the City's officers and heads of departments and agencies for inclusion in the budget for fiscal year 2019-2020; and

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WHEREAS, the City Council has reviewed during work session meetings prior to the date of this resolution such requests and estimates of anticipated City revenues from local and intergovernmental sources for fiscal year 2019-2020; and

WHEREAS, based on these actions the City Council is prepared to fix the real estate property tax rate for calendar year 2019 but will delay action to set the rate for personal property, machinery and tools, and other such taxes as the City Council may impose to a later date, but no later than the first day of the upcoming fiscal year;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bristol, Virginia, that the unit tax levy on real property in calendar year 2019 is hereby set as follows:

A city-wide unit levy for general city purposes and school purposes of one dollar and seventeen cents (\$1.17) per one hundred dollars of assessed valuation of all taxable real estate, mobile home and public utilities at 100% of fair market value.

BE IT FURTHER RESOLVED that the unit tax levies on taxable tangible personal property, taxable machinery and tools and other such levies as the City Council shall impose for fiscal year 2019-2020 shall be set at the time of adoption of the City budget, not later than June 30, 2019.

Approved at the regular meeting of the City Council for the City of Bristol, Virginia, April 9, 2019.

Mr. Osborne made a motion to adopt the resolution, which was seconded by Mr. Farnum. Mr. Hartley said he appreciated staff getting the resolution prepared early for taxpayers. Mayor Mumpower said that his long term plan is to decrease property tax rates in the future. Mayor Mumpower asked for a roll call on the motion by Mr. Osborne which was carried by the following votes:

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

CONSENT AGENDA

- 11. 11.1 Consider Approval of Minutes
March 12, 2019
March 16, 2019
March 23, 2019

11.2 Consider Multi-Street Closure for the Run for Phil 5k on May 25, 2019

11.3 Consider Street Closure for the annual Creative Learning Center Carnival for May 9, 2019; Rain date of May 13.

11.4 Consider Street Closures for annual Border Bash events.

11.5 Consider Street Closure Request for the 2019 Sounds of Summer Concert Series.

11.6 Consider a supplemental appropriation of \$744,845 to the FY19 Budget per the Items Listed Below.

Police Department

Appropriate recovered costs to Education & Training.

Expenditure	4-001-31010-5540	Education & Training	\$645
Revenue	3-001-19010-0009	Recovered Costs-Police	\$645

Appropriate a donation received to Clothing & Personal Supplies.

Expenditure	4-001-31010-6011	Clothing & Personal Supplies	\$200
Revenue	3-001-18040-0001	Donations & Gifts-Police Dept.	\$200

Street & Engineering Division

Appropriate VDOT primary extension funding.

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Expenditure	4-001-41010-3315	Primary Extension Funding	\$144,000
Revenue	3-001-24030-0078	VDOT-Primary Extension Impr.	\$144,000

Capital Projects Fund – Lee Highway Widening Phase 2

Appropriate additional VDOT funds for Lee Highway Widening Phase 2. This project is 100% VDOT funded.

Expenditure	4-009-95755-8112	Other Improvements or Const.	\$600,000
Revenue	3-009-24030-0101	VDOT Lee Hwy Widening Phase 2	\$600,000

Mr. Hartley made a motion to adopt the consent agenda with two changes to the minutes: to remove “Wingard” from the name of the Mayor on March 12 and to change the meeting time to “8:30am” on March 23. Mr. Osborne made the same motion, which was seconded by Mr. Farnum. The motion was carried by the following votes:

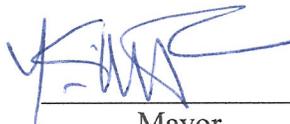
AYES: Farnum, Hartley, Osborne, Wingard, Mumpower.

There being no other business, the meeting was adjourned.

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City Clerk



Mayor