

April 30, 2019

A CALLED MEETING OF THE BRISTOL, VIRGINIA, CITY COUNCIL WAS HELD ON APRIL 30, 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 asked for a moment of silence, followed by the pledge of allegiance.

Monica Daddio said that she felt people could not afford the proposed trash increase. Michael Pollard said that he had mistakenly posted inaccurate information on social media and had posted a correction. Casey Almaroad of Virginia Organizing spoke about a meeting between the School Board and City Council. Renee Hunt spoke about the proposed collection fee increase.

1. Consider Resolution on Special Exception #03-2019 for 500 Gate City Highway.

City Planner Sally Morgan said that the application was for pharmaceutical processing in a B-3 zone, and that a public hearing was held as required. Nancy Marney shared concerns about the proposed facility.

City Manager Randall Eads read the resolution:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISTOL, VIRGINIA GRANTING A SPECIAL EXCEPTION (SE #03-2019) TO MAP PARCEL NO. 22-1-15A (KNOWN AS 500 GATE CITY HIGHWAY) IN BRISTOL, VIRGINIA TO ALLOW A PHARMACEUTICAL PROCESSING OPERATION

SECTION 1. The City Council finds that:

WHEREAS, the Community Development Department received an application for a special exception from Par Ventures Inc. for the operation of a pharmaceutical processing operation at 500 Gate City Highway, Suite 1007 (Map Parcel #22-1-15A); and

WHEREAS, the applicant submitted the required application to the Director of Community Development in accordance with City Code; and

WHEREAS, the Planning Commission of Bristol, Virginia recommended forwarding special exception #03-2019 for a joint public hearing with City Council; and

WHEREAS, the joint public hearing has been properly advertised and held on April 23, 2019 in accordance with Virginia Code §15.2-2204, as amended; and

WHEREAS, property owners adjoining 500 Gate City Highway, Bristol, VA have been properly notified pursuant to Virginia Code §15.2-2204, as amended; and

WHEREAS, the City Council of Bristol, Virginia reserves unto itself the right to grant special exception permits; and

WHEREAS, the City Council considered the circumstances of Bristol, Virginia City Code §50-39(g) prior to approval of the special exception request.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF BRISTOL, VIRGINIA:

SECTION 2. Special Exception #03-2019 is hereby granted with the following conditions:

- 1) All state and local requirements for storm water management and air pollution control shall be met; and adequate odor control techniques shall be utilized inside the facility to avoid off-site odors.
- 2) A landscape buffer shall be provided between the proposed facility and the adjacent restaurant to the satisfaction of the city engineer and city planner; and
- 3) If parking is approved for the facility across the private entrance road that the property owner or business shall provide safe and accessible pedestrian access, including a crosswalk and sidewalk, as approved by the city engineer.

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PASSED AND ADOPTED by the City Council of the City of Bristol, Virginia, at a regularly scheduled meeting of said Council held on the 30th day of April, 2019.

Mr. Osborne made a motion to approve the special exception with the conditions stated by staff. Mr. Farnum seconded the motion. Council discussed the proposal. Mayor Mumpower asked for a roll call on the motion made, which carried by the following votes:

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

2. Consider Resolution on Special Exception #04-2019 for 500 Gate City Highway.

City Planner Sally Morgan said that the application was for pharmaceutical processing in a B-3 zone, same as the previous application, and that a public hearing was held as required. Initial concerns of ventilation had been addressed. Becky Evenden spoke about concerns that she raised at a previous meeting and the response she received from City Planner Sally Morgan.

City Manager Randall Eads read the resolution:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISTOL, VIRGINIA GRANTING A SPECIAL EXCEPTION (SE #04-2019) TO MAP PARCELS #22-1-5 and #414-A-11 (KNOWN AS 500 GATE CITY HIGHWAY) IN BRISTOL, VIRGINIA TO ALLOW A PHARMACEUTICAL PROCESSING OPERATION

SECTION 1. The City Council finds that:

WHEREAS, the Community Development Department received an application for a special exception from Dharma Pharmaceuticals LLC for the operation of a pharmaceutical processing operation at 500 Gate City Highway (Map Parcels #22-1-5 and 414-A-11); and

WHEREAS, the applicant submitted the required application to the Director of Community Development in accordance with City Code; and

WHEREAS, the Planning Commission of Bristol, Virginia recommended forwarding special exception #04-2019 for a joint public hearing with City Council; and

WHEREAS, the joint public hearing has been properly advertised and held on April 23, 2019 in accordance with Virginia Code §15.2-2204, as amended; and

WHEREAS, property owners adjoining 500 Gate City Highway, Bristol, VA have been properly notified pursuant to Virginia Code §15.2-2204, as amended; and

WHEREAS, the City Council of Bristol, Virginia reserves unto itself the right to grant special exception permits; and

WHEREAS, the City Council considered the circumstances of Bristol, Virginia City Code §50-39(g) prior to approval of the special exception request.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF BRISTOL, VIRGINIA:

SECTION 2. Special Exception #04-2019 is hereby granted with the following conditions:

- 1) The Special Exception permit shall terminate twelve (12) months after a written contract or agreement is signed by the property owner committing to the development of the entire mall with "a master plan blend of uses" as recommended by the city Comprehensive Plan; and
- 2) All state air pollution control requirements shall be met, and adequate odor control techniques shall be utilized inside the facility to avoid off-site odors.

PASSED AND ADOPTED by the City Council of the City of Bristol, Virginia, at a regularly scheduled meeting of said Council held on the 30th day of April, 2019.

Mr. Wingard made a motion to approve the resolution, which was seconded by Mr. Osborne. The motion carried by the following votes:

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

3. Consider Second Reading and Adoption of an Ordinance (19-4) to Amend the
APPENDIX TO CHAPTER 70, SOLID WASTE FEES.

City Manager Randall Eads said that a public hearing has been held as required. Mr. Osborne made a motion for the second reading of the ordinance by caption only, which was seconded by Mr. Farnum.

City Manager Randall Eads read the ordinance by caption only:
AN ORDINANCE TO REPEAL AND REENACT THE APPENDIX TO CHAPTER 70 OF
THE CITY CODE

Mr. Osborne made a motion to adopt the ordinance, which was seconded by Mr. Hartley.

Mayor Mumpower asked if there was any discussion. Mr. Farnum, Mr. Osborne and Mr. Hartley shared their reasons for supporting the increase. Mr. Wingard shared his reasons for not supporting the rate increase. Renee Hunt spoke about the cost to pick up her second can that she had purchased from the City. Mayor Mumpower shared his reasons for not supporting the rate increase. Mr. Osborne asked for a vote on the motion that was made, which was carried by the following votes:

AYES: Farnum, Hartley, Osborne.
NO: Wingard, Mumpower.

4. Discussion of Solid Waste.

City Manager Randall Eads said that he had reviewed Chapter 70 of the Code of Ordinances and found lots of room for improvement. He said that a public hearing would be held at the May 14th meeting so that a new ordinance could be drafted and submitted for Council input.

Council took a brief recess.

5. Discussion of FY 19-20 Budget.

City Manager Randall Eads said that the purpose of this discussion was to hear what changes Council wanted to see to the FY 19-20 recommended budget.

A lengthy discussion of the recommended budget followed. Some of the possible changes identified were as follows:

Increased funding for CVB
Funding for Birthplace of Country Music Museum bus tour conferences
Funding for school needs
Decreases to fire department staffing

There being no other business, the meeting was adjourned.

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City Clerk

Mayor