

A REGULAR MEETING OF BRISTOL, VIRGINIA, CITY COUNCIL WAS HELD ON JULY 10th, 2018, AT 6:00PM AT 300 LEE STREET, BRISTOL, VIRGINIA WITH MAYOR KEVIN MUMPOWER PRESIDING. COUNCIL MEMBERS PRESENT WERE VICE MAYOR KEVIN WINGARD, WILLIAM HARTLEY, AND NEAL OSBORNE. COUNCIL MEMBER DOUG FLEENOR WAS ABSENT. CITY MANAGER/INTERIM CITY ATTORNEY, RANDALL EADS, WAS ALSO PRESENT.

Mayor Mumpower called for a moment of silence followed by the pledge of allegiance to the flag.

A. Mayor's Minute and Council Comments

The Mayor thanked the citizens in attendance and asked that everyone continue to cooperate and work together to get the City in a better financial position. Mr. Hartley thanked everyone that worked on the girls state softball tournament that was held in Bristol over the weekend.

B. City Manager's Comments

Mr. Eads thanked Officer Maurice Harris who acted quickly to save the life of an individual in recent days.

REGULAR AGENDA

Mayor Mumpower asked for a motion to add an additional executive session on legal matters under Item #1. Mr. Hartley made the motion which was seconded by Mr. Osborne, which was carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

1. Executive Session

Mayor Mumpower asked for a motion to go into closed session pursuant to §2.2-3711.A.1, 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) and closed session pursuant to §2.2-3711.A7, Code of Virginia, 1950, as amended. Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel (legal matter). Mr. Wingard made the motion which was seconded by Mr. Osborne, and carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

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

AYES: Hartley, Osborne, Wingard, and Mumpower.

2. Consider Approval of City Manager Contract

Mayor Mumpower gave an overview of the City Manager/Interim City Attorney contract that has been worked on over the last few weeks. The contract is for a one year term with salary and benefits specified. It contains an appraisal document for an annual performance review of the City Manager and specifies that he receives no special benefits not offered to other employees.

Michael Pollard commented that the contract was not made public prior to the meeting. Mr. Eads provided a copy of the contract to Mr. Pollard.

Mayor Mumpower asked for a motion to approve the City Manager contract. Mr. Osborne made the motion, which was seconded by Mr. Hartley and carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

3. Consider Appointments to Boards and Commissions.

Mayor Mumpower recommended the following to the Industrial Development Authority: Paul Conco, Daniel Marciano, and Carly Thompson. He mentioned that Council was impressed with Langley Shazor who also applied. Mayor Mumpower also recommended Eula Wheeler and Vicie Dotson to the Social Services Board. Mr. Osborne thanked Don Ashley for his service to the City over the years.

Mayor Mumpower recommended that Neal Osborne take all of the board and commission appointments previously held by Mr. Hubbard, although he would also take the Rhythm and Roots committee from Mr. Fleenor. Mr. Fleenor would take the Joint Planning Commission. Mr. Hartley would take the CVB and Birthplace of Country Music Museum board over from Mayor Mumpower. Mayor Mumpower will now serve on the People, Inc. board.

Mr. Hartley made a motion to the above appointments. Mr. Wingard seconded the motion, which was carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

4. Consider Adoption of Code of Ethics for Council Members

Randy Eads, City Manager, said that the Code of Ethics as presented to City Council incorporates the issues they thought were most important for Council members to follow. Mayor Mumpower said that a Code of Ethics is a general good practice for all businesses that can reduce unethical behavior. Mr. Osborne made a motion to adopt the Code of Ethics, which was seconded by Mr. Wingard and carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

5. Consider Approval of Investment Policy

Ms. Angel Harris, Treasurer, stated that the City is in the position to begin investing funds available in the operating account. Mayor Mumpower said that the investment policy provides the City with guidance on how to invest available funds with internal controls but maintain appropriate liquidity. Mr. Wingard made a motion to approve the investment policy which was seconded by Mr. Hartley and carried by the following votes:

AYES: Hartley, Osborne, Wingard, and Mumpower.

6. Consider Allowing City Manager to Enter Into Contract with ProChem for the Purpose of Acting as Fiscal Agent for American Merchant

City Manager Randall Eads explained that the City assisted American Merchant in obtaining a grant from the Appalachian Regional Commission to fund their wastewater treatment plant, which was funded in the amount of \$500,000. The contract as written with ProChem states that the City is the fiscal agent, and that American Merchant remains the responsible party for payment.

Michael Pollard commented that his concern is that on page 5 it is specified that the capacity of the system will only cover two eight hour shifts a day and not three, eight hours shifts should they reach that capacity.

Mr. Hartley made a motion to allow the City Manager to enter into the contract with ProChem, which was seconded by Mr. Osborne and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

7. Discussion on Rules and Procedures for City Council

City Manager Randall Eads said that the Rules and Procedures as presented has been considered by previous Councils, but no action was taken, and that per the charter, Council shall adopt Rules and Procedures. Mr. Hartley said that the second time the item was tabled after there was an opening on City Council until someone was appointed, and that they are designed to guide actions at Council meetings. Mr. Wingard said that Rules and Procedures are important for a properly functioning Council.

8. Discussion on Thomas Jefferson Senior Apartments

Mr. Wingard made a motion to table Item #8 which was seconded by Mr. Hartley and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

9. Discussion of Charter Changes for 2019 General Assembly Session

City Manager Randall Eads said that he has submitted to each department their relevant charter section and ordinances so that Council may consider revisions at an upcoming meeting. Mr. Eads said that he has requested revisions by mid-August and will have a Council meeting to discuss all of the changes at one time, in September, and then provide public notice about proposed changes.

CONSENT AGENDA

10.1 Consider supplemental appropriations of \$964,331 to the FY19 Budget per the Items Listed Below:

Economic Development: Appropriate Passenger Rail Expansion Grant funds

Expenditure	4-001-081025-5703	Passenger Rail Expansion	\$108,064
Revenue	3-001-024010-0048	Tobacco Commission Grant	\$77,524
Revenue	3-001-033020-0030	ARC Passenger Rail Expansion	\$30,540

Appropriate Carryover Funds from the Commonwealth's Opportunity Fund Received in FY 17-18, but not expended as of 06/30/2018:

Expenditure	4-001-081025-5704	American Merchant	\$300,000
Revenue	3-001-010110-0001	Beginning Fund Balance	\$300,000

Community Development Block Grant Fund

Appropriate current year and previous years' balance of Community Development Block Grant Funds:

Expenditure	4-002-095300-0000	2017-2018 Allocation	\$116,655
Expenditure	4-002-095250-0000	2016-2017 Allocation	\$101,527
Expenditure	4-002-095240-0000	2015-2016 Allocation	\$83,598
Expenditure	4-002-095140-0000	2018-2019 Allocation	\$254,487
Revenue	3-002-033100-0003	Grant Revenue-Carryover	\$301,780
Revenue	3-002-033100-0001	Entitlement Grant Revenue	\$254,487

10.2 Consider a budget transfer of \$310,501 from Inmate Housing in the Sheriff's Department to the Judicial Alternative Sentencing Program per the item listed below:

Judicial Alternative Sentencing Program

Transfer the appropriations below to reclassify the Judicial Alternative Sentencing Program from Inmate Housing:

Increase	4-001-021035-1141	Salaries and Wages	\$142,500
Increase	4-001-021035-2100	Fica	\$10,900
Increase	4-001-021035-2210	VRS Retirement	\$19,342
Increase	4-001-021035-2310	Insurance	\$17,862
Increase	4-001-021035-2400	VRS Life Insurance	\$1,671
Increase	4-001-021035-2450	VRS Disability Insurance	\$2,800
Increase	4-001-021035-2600	Unemployment	\$250
Increase	4-001-021035-2710	Worker's Compensation	\$300
Increase	4-001-021035-3140	Professional Services	\$81,000
Increase	4-001-021035-3600	Advertising	\$1,000
Increase	4-001-021035-5230	Communications	\$3,336
Increase	4-001-021035-5530	Travel	\$4,150
Increase	4-001-021035-5540	Education/Training	\$1,810
Increase	4-001-021035-6001	Office Supplies	\$4,000
Increase	4-001-021035-6008	Motor Fuel & Lubricants	\$1,500
Increase	4-001-021035-6009	Repair Parts	\$550
Increase	4-001-021035-6014	Operating Supplies	\$12,530
Increase	4-001-021035-8101	Office Furniture & Equipment	\$5,000
Decrease	4-001-033010-3142	Prof Services-Inmate Housing	\$310,501

Mr. Wingard made a motion to accept the consent agenda as presented which was seconded by Mr. Osborne and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

C. Matters to be presented by Members of the Public – Non-Agenda Items

Nancy Marney spoke against the City participating in any Mendota Trail work.


D. Adjournment

There being no further business, the meeting was adjourned.

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City Clerk



Mayor