

A REGULAR MEETING OF THE BRISTOL, VIRGINIA, CITY COUNCIL WAS HELD ON AUGUST 28TH, 2018 AT 5:30PM AT 300 LEE STREET, BRISTOL, VIRGINIA WITH MAYOR KEVIN MUMPOWER PRESIDING. COUNCIL MEMBERS PRESENT WERE VICE MAYOR KEVIN WINGARD, DOUGLAS FLEENOR, WILLIAM HARTLEY, AND NEAL OSBORNE. CITY MANAGER/INTERIM CITY ATTORNEY, RANDALL EADS, AND CHIEF FINANCIAL OFFICER TAMRYA SPRADLIN WERE PRESENT. MEMBERS OF THE BRISTOL, VIRGINIA SCHOOL BOARD WERE ALSO PRESENT.

Mayor Mumpower opened the joint meeting with the School Board. Mayor Mumpower called for a moment of silence followed by the pledge of allegiance to the flag.

A. Called Joint Meeting with the Bristol Virginia School Board.

1. 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).

Mr. Hartley moved that Council enter executive session for the reasons stated, which was seconded by Mr. Osborne. The motion carried by the following votes:

AYES: Fleenor, Hartley, Osborne, Wingard, and Mumpower.

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

AYES: Hartley, Osborne, Wingard, and Mumpower.

NO: Fleenor.

City Manager Randall Eads asked Mr. Fleenor if his vote was that matters not part of executive session were discussed. Mr. Fleenor refused to answer. City Manager Randall Eads asked for a short recess.

Mayor Mumpower asked the School Superintendent Dr. Keith Perrigan to give a brief overview of what was discussed in closed session since it was not certified. Dr. Perrigan said that the session was to discuss negotiations with one of the companies that submitted a proposal for the new elementary school. Dr. Perrigan said that he would ask the School Board on September 10 to enter into final negotiations with the selected applicant. Within ten days of that meeting, the School Board will share all of the information about the proposal with the public.

Mayor Mumpower closed the joint meeting and opened the regular City Council meeting. Mayor Mumpower commented on the Hobby Lobby opening at the Falls and encouraged community support of school athletics.

City Manager Randall Eads commented on the new ambulance service started by the Fire Department.

Nancy Marney spoke about the City's financial situation and encouraged City Council to stay the course.

Michael Pollard spoke about an upcoming high school football game.

REGULAR AGENDA

2. 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).

--AND--

Closed session pursuant to §2.2-3711.A5, Code of Virginia 1950, as amended. Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. (Unannounced business prospect)

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

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

Mayor Mumpower asked that the record reflect that Mr. Fleenor left the meeting before entering into closed session. Mayor Mumpower asked for a roll call to certify closed session.

AYES: Hartley, Osborne, Wingard, Mumpower.

3. Consider a Joint Proclamation with Bristol, TN to proclaim the week of September 23-29, 2018 as Child Passenger Safety Week and the day of September 25, 2018 as Buckle Up for Life Day.

Melanie Fleenor, Office Administrator for the Fire Department, spoke about the importance of child passenger safety. Mayor Mumpower read the proclamation:

WHEREAS, children are our future and it is the responsibility of parents and caregivers to keep America's children safe; and

WHEREAS, car seats are required by law for children traveling in motor vehicles; and

WHEREAS, research analyzed by Cincinnati Children's Hospital Medical Center shows that in the U.S., only 1 in 4 child car seats are properly installed; and

WHEREAS, research shows when installed and used correctly, child safety seats decrease the risk of a fatal injury by 71 percent among infants, 54 percent among toddlers and 45 percent among children ages 4 to 8; and

WHEREAS, parents and guardians must make sure that children, age 12 and under, always ride in the back seat, buckled up in properly installed child safety seats, and a rear facing child seat should never be placed in the front seat of a motor vehicle equipped with a passenger air bag; and

WHEREAS, Bristol, Virginia and Bristol, Tennessee encourage parents and caregivers to implement best practices for traveling safely with children; and

WHEREAS, Buckle Up for Life is committed to working closely with our partners and safety advocates, such as the Cities of Bristol, Virginia and Bristol, Tennessee to help parents and caregivers make the kind of choices that will keep children alive and safe; and

WHEREAS, children riding in the right seat for their age and size can be accomplished by a car seat inspection that ensures the safety of a child while traveling,

WHEREAS, the Fire Departments of both Cities and Buckle Up for Life representatives provide community car seat checks periodically and will check a car seat for any parent arriving at a fire station, :)

NOW, THEREFORE, We, the mayors of Bristol, Virginia and Tennessee do hereby proclaim the week of September 9, 2017 Passenger Safety Week and day of September 25, 2018 as Buckle Up for Life Day. We encourage all citizens to help reduce injuries and the tragic loss of life by buckling up themselves and their children - Every trip, every time.

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

AYES: Hartley, Osborne, Wingard, Mumpower.

4. Quarterly Financial Update.

City Manager Randall Eads provided a year-end financial update on revenues. Total revenues came in slightly over budget, while the year-end expenditures came in just under budget. Mr. Hartley and Mayor Mumpower thanked the City Manager and CFO for their efforts to improve the City's financial picture.

5. Consider a Public Hearing on Proposed Re-alignment of Good's Alley Right-of-Way and Conveyance of Property from the City of Bristol, VA to Larry G. Denney and Deborah A. Denney.

Mayor Mumpower opened the public hearing. Bart Poe, Director of Community Development, gave an overview of the proposal which will sell a small amount of land within the Goode Street parking lot to the above named parties, and allow the City to construct a handicap ramp in the lot.

Michael Pollard asked about the designation of a right-of-way in the parking lot.

6. Consider Approval of Proposed Re-alignment of Good's Alley Right-of-Way and Conveyance of Property from the City of Bristol, VA to Larry G. Denney and Deborah A. Denney.

Mr. Hartley moved that the alleyway be realigned and conveyed to the owners above. The motion was seconded by Mr. Osborne and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

7. Consider a Second Reading and Adoption of an Ordinance to Adopt Rules and Procedures for City Council.

City Manager Randall Eads said that the ordinance was advertised in the local newspaper and that Council and the public has had opportunity to comment on the proposed Rules and Procedures.

Michael Pollard commented that the ordinance as proposed did not include punishment of a council member for not following the procedures.

Mr. Hartley moved for a second reading of the ordinance by caption only. The motion was seconded by Mr. Osborne and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

City Manager Randall Eads read the ordinance by caption only: An Ordinance to Adopt Rules and Procedures for City Council.

Mr. Hartley moved for adoption of the ordinance. The motion was seconded by Mr. Osborne and carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

8. Consider a Public Hearing on Offers Received for City-Owned Property in the Clear Creek Subdivision (lots E-4, E-6, E-10, E-11, and E-21).

Mayor Mumpower opened the public hearing. City Manager Randall Eads said that Council had adopted procedures for the sale of public property in February which required a public hearing.

Michael Pollard commented in support of the offers received.

Mayor Mumpower closed the public hearing.

9. Consider Approval of Offers Received for City-Owned Property in the Clear Creek Subdivision (lots E-4, E-6, E-10, E-11, and E-21)

City Manager Randall Eads read the offers received for the properties as follows:

E-4 and E-6: \$25,000

E-10 and E-11: \$30,000

E-21: \$19,000

Mr. Osborne made a motion to accept the offers as presented, which was seconded by Mr. Wingard. The motion was carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

10. 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. Hartley moved that the Council enter into executive session for the reasons stated, which was seconded by Mr. Osborne. The motion carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

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

AYES: Hartley, Osborne, Wingard, Mumpower.

CONSENT AGENDA

11.1 Consider Approval of Minutes.

July 24, 2018

August 2, 2018

11.2 Consider a Street Closure for the Tennessee/Virginia Strongman Challenge, Piedmont Avenue.

11.3 Consider a Street Closure Request for the Rhythm & Roots Reunion Festival

11.4 Consider a Street Closure Request Bristol Station Brews and Taproom, Merchants Alley.

11.5 Consider supplemental appropriation of \$889,668 to the FY19 Budget per the Items Listed Below.

Fire Department

Appropriate funds received from Walmart Community Grant program.

Expenditure	4-001-032010-6014	Operating Supplies & Materials	\$750
Revenue	3-001-018040-0002	Donations & Gifts-Fire Dept	\$750

Economic Development

Appropriate funds from the Appalachian Regional Commission pertaining to a grant for a wastewater pre-treatment facility for American Merchant, Inc.

Expenditure	4-001-081025-5702	American Merchant – ARC funds	\$500,000
Revenue	3-001-033020-0031	ARC – American Merchant	\$500,000

Appropriate funds from the Tobacco Region Opportunity Fund pertaining to an incentive for Bristol Hotel

Expenditure	4-001-081025-5722	Hotel Bristol – TROF	\$250,000
Revenue	3-001-024020-0088	Tobacco Region Opportunity Fund	\$250,000

Asset Forfeiture

Appropriate beginning balance asset forfeiture funds per the 06/30/2018 reconciled balance to fund 30, a separate asset forfeiture fund. These funds are required to be accounted for separately and are only for approved asset forfeiture expenditures.

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Expenditure	4-030-031010-5842	Asset Forfeiture	\$138,918
Revenue	3-030-010110-0001	Beginning Balance	\$138,918

11.6 Consider the transfer of \$32,000 from the General Fund to a separate Asset Forfeiture Fund. These funds were originally appropriated in the General Fund. These funds reside in a required separate bank account. The City has set up Fund 30 to account for these funds separately.

Asset Forfeiture

Transfer asset forfeiture appropriations from the General fund 001 to the Asset Forfeiture fund 030.

Increase	Revenue	3-030-018020-0014	Asset Seizure	\$32,000
Increase	Expenditure	4-030-031010-5842	Asset Forfeiture	\$32,000
Decrease	Revenue	3-001-018020-0014	Asset Seizure	\$32,000
Decrease	Expenditure	4-001-031010-5842	Asset Forfeiture	\$32,000

Mr. Osborne moved that the consent agenda be approved with the exception of item 11.2. Mr. Hartley seconded the motion which was carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

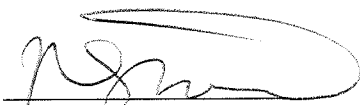
Mr. Osborne moved that item 11.2 be tabled. Mr. Hartley seconded the motion which was carried by the following votes:

AYES: Hartley, Osborne, Wingard, Mumpower.

E. Adjournment

There being no other business, the meeting was adjourned.

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City Clerk



Mayor