

**CITY OF BUENA VISTA
PUBLIC HEARING, REGULAR COUNCIL MEETING
AND EXECUTIVE SESSION
COUNCIL CHAMBERS
OCTOBER 6, 2022, 6:00 P.M.**

MEMBERS PRESENT: Mayor Fitzgerald Vice-Mayor Hickman
Councilman Henson Councilman Staton
Councilman Coffey Councilman Webb

MEMBERS ABSENT: Councilman Cooper

ADG #1: PLEDGE OF ALLEGIANCE AND PRAYER:
Councilman Coffey delivered the opening prayer.

ADG #2: PUBLIC HEARING:

Mayor Fitzgerald read the following:

Pursuant to Code of Virginia Section 15.2.22-04 and 15.2-1800 and the City of Buena Vista Land Development Regulations, notice is given that the City Council of the City of Buena Vista will hold a public hearing to receive comment on the following matters.

1.) Request to abandon portion of Pine Avenue adjacent to 1125 Pine Avenue, near Reservoir Hollow

The Public Hearing will be held in Council Chambers, City Hall, 2039 Sycamore Avenue, Buena Vista, VA 24416. The meeting begins at 6:00 PM on Thursday, October 6th, 2022. Staff reports for each matter, and a copy of the Comprehensive Plan, are available from the Director of Community and Economic Development, Thomas Roberts, 2039 Sycamore Avenue, Buena Vista VA 24416 or (540) 261-8607 or troberts@bvcity.org or buenavistava.org/planning.

Mr. Roberts opened the discussion by saying this is a street abandonment at the very end of south at Pine Avenue right next to the entrance to Reservoir Hollow. He said if Council would look on the map in their packet they will see outlined in red at the very end of Pine Avenue, located at 1125 Pine Avenue. The abandoned road is split down the middle. Mr. Eckhart, the applicant, will get the half on his side of the street and the City will get the other half that is Reservoir Hollow. He drew a line in blue where the Reservoir Hollow access road goes. This abandonment will not change any access to Reservoir Hollow. It will not affect any of the activities that Reservoir Hollow is being used for now. The lots from Reservoir Hollow that cross by the access road do not have an owner. They are small lots that are cutoff because of the original size of the City back in the 1890's. He thinks these lots were never sold because they were not buildable because of the road crossing, and they were too small. Mr. Eckhart will get thirty feet wide by 150 feet long on Pine Avenue.

Mayor Fitzgerald closed the Public Hearing.

ADG #3: APPROVAL OF THE AGENDA:

Councilman Henson made motion to approve the agenda, seconded by Councilman Coffey, carried by Council.

ADG #4: APPROVAL OF THE MINUTES FROM THE SEPTEMBER 15, 2022, PUBLIC HEARING AND REGULAR COUNCIL MEETING:

Councilman Coffey made motion to approve the above-mentioned minutes, seconded by Vice-Mayor Hickman, carried by Council.

ADG #5: RECOGNITION/COMMUNICATION FROM VISITORS: Citizens who desire to speak to Council will be recognized at this time. Please limit your statement to three(3) minutes.

Mr. Jamie Goodin gave the following report to Council:

I wanted to give City Council a heads-up. As you may know, my contract with the City of Buena Vista as Director of Main Street Buena Vista's Pilot Program expires at the end of this calendar year. After much deliberation and trusted advice, I have shared with Kristina Ramsey and Tom Roberts that I do not plan to renew my contract after this calendar year.

Let me be clear: my reason for not renewing my contract is a matter of my personal capacity and nothing else. After giving a 6-week notice in April, I resigned from my role of ten years at W&L in May to focus on entrepreneurship and MSBV. My plan was to grow my consulting business alongside fulfilling my role with MSBV indefinitely. However, my business has grown exponentially and is way ahead of projections. Since then, I have also opted to not renew my position as Chair of the Lexington Planning Commission nor my role as the President of the Lexington-Rockbridge Jaycees. Even with this, a tremendous weekly time deficit forces me to step away from MSBV as well.

However, this decision does not and should not affect MSBV's current operations and plan. Completing our projects while building sustainable systems continues to be paramount. I will continue to serve with a full commitment of mind, body & heart this year to achieve those ends. We will also draft our 2023 Strategic plan to bolster organizational continuity.

Since beginning work in BV three years ago and having the opportunity to learn about BV via GoBV, HealthyBV, ConnectBV, ActionBV, and beyond, I have become convinced that BV has all the necessary components to thrive and shine. It just needs a citizen group to facilitate & lead the process of revitalization. I 100% believe that the City of BV's road to success will be shorter, smoother, and sunnier with MSBV along for the ride.

MSBV has done and is doing the correct things to build momentum for the journey. We will ensure that we and our new board and committee members share this conviction.

Onward, forward, upward and toward a VibrantBV.

Buena Vista: A Fantastic Community and a Fantastic Learning Experience

Jamie Goodin Project Update

July 2019-September 2022

I've been excited to contribute to great efforts and great teams. Here's a recap of projects I've worked on in the last three years:

- Real Estate Sales
 - 11 (12th under contract) GoBV properties sold including Mountain Gateway downtown campus, Town Square, and seven businesses.
 - Downtown Buena Vista Property Tour coordinated.
- Real Estate Development
 - Purchased and developed a downtown building into Straw's restaurant.
 - Managed the development of three downtown housing units.
 - Managed the redevelopment of a downtown coffee roaster & other construction projects.
- Community Building
 - Action BV: Downtown mural installed, Town Square pre-development planning.
 - Healthy BV Summit event executed.
 - BV Forward grants awarded.
 - Gauntlet advisor: entrepreneurs mentored.
- Main Street Buena Vista:
 - 501c3 & tax-exempt status achieved, board and officers installed, four standing committees activated.
 - Beautification: Benches, planters, and historical art in vacant storefronts installed.
 - Marketing: Thousands of dollars advertising Buena Vista invested; rack cards and window clings created with distribution ongoing; website, social media, email newsletter ongoing.
 - Business Support: Regular business meetings ongoing, open flags created with distribution ongoing, holiday co-op advertising project ongoing.
 - Events: Battle of the Bands, Mountain Day(s), Tree Lighting Ceremonies, Spooktacular, SVU Scavenger Hunt, DHCD BV downtown tour executed.

After some discussion, Councilman Coffey wanted to know how many planters have been put in BV.

Mr. Goodin said we have five planters downtown.

Councilman Coffey said a year or two ago it was decided to have planters on each corner. He said that Mr. Scudder approved putting them on each corner. He thinks the reason they were never put in was because it was winter.

Kristina Ramsey, advised we paid \$150.00 per planter.

Councilman Coffey opined we need to put planters throughout the City. He feels there should be a planter on each corner.

Ms. Ramsey said that five is great for what we have. We have to have someone maintain the planters.

Councilman Coffey opined we could change the flowers out for each season. He said we would need seven more planters to have one of each corner.

Mr. Goodin opined that the attitude has shifted to being more positive than when he first arrived here. They need support from City Council, at least emotional support.

Councilman Coffey wanted to know if a replacement for Mr. Goodin had been found as of yet.

Mr. Goodin said they have not named a replacement for him.

Councilman Coffey opined that Jason Burke would be a great person to lead Downtown BV.

Ms. Deidra Dryden thanked Mr. Goodin for all the work he has done to get them where they are. She also commended Council for what they are doing. She said a couple of years ago she came in and presented the concept of the Town Square. She said that Council discussed the idea and made it happen. She opined it has made a huge difference in our community.

ADG #6: REPORTS:

1.) Mayor:

None.

2.) City Manager:

Mr. Tyree started his report by advising the island by Hardees has been completed. The RFP for the playground was sent out today. He also reminded everyone that Mountain Day is Saturday.

3.) City Attorney:

None.

4.) Council Committee/Representative:

Councilman Henson started his report by saying that Public Works did a great job on 23rd and Birch on the curb and guttering and drainage. He advised that the Guns and Hoses game has been postponed again. Tom and Kristina will do a presentation at Mountain Day from 12:00 to 12:15 commemorating the 25th anniversary of the James Olin project. The Buena Vista Fire Department answered seventy-six calls in September. There were two non-responses for the month. The Fire Department will have open house on Saturday and will also be fixing chicken. Councilman Coffey thanked Mr. Tyree for taking care of a rotten tree at 24th and Birch. The tree has been taken down.

ADG #7: CONSIDER APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS, AND COMMITTEES:

THE BOARD OF ZONING APPEALS:

WE HAVE AN OPENING ON THE BOARD OF ZONING APPEALS. THIS TERM WILL EXPIRE ON 12/31/23. THIS IS THE 12TH TIME THIS HAS APPEARED ON THE AGENDA. THE TERM WILL BEGIN IMMEDIATELY:

ADVERTISED THE NEWS GAZETTE AUGUST 24, 2022: POSTED ON SOCIAL MEDIA: NO APPLICANTS

This item will be carried over to the next scheduled Council meeting.

WE HAVE AN OPENING ON THE BOARD OF ZONING APPEALS. THIS TERM WILL EXPIRE ON 12/31/25. THIS IS THE 3RD TIME THIS HAS APPEARED ON THE AGENDA. THE TERM WILL BEGIN IMMEDIATELY: ADVERTISED THE NEWS GAZETTE AUGUST 24, 2022: POSTED ON SOCIAL MEDIA: NO APPLICANTS

This item will be carried over to the next scheduled Council meeting.

OLD BUSINESS:

OB #1: SECOND READING OF AN ORDINANCE TO AMEND SECTION 507 FRONTAGE AND PRIVATE STREETS OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF THE CITY OF BUENA VISTA, AS AMENDED, FOR THE PURPOSE OF CLARIFYING CONSTRUCTION STANDARDS FOR PRIVATE STREETS:

Vice-Mayor Hickman made motion to read the Ordinance by title only, seconded by Councilman Henson, carried by Council.

Ms. Wheeler read the Ordinance by title only.

Councilman Henson made motion to approve the Ordinance, seconded by Councilman Coffey.

Zoning Text Amendment
Ordinance Text
507.02 Frontage and Private Streets – Road Standards
9/8/2022 ORD22-13

AN ORDINANCE to amend Section 507 Frontage and Private Streets of the Land Development Regulations of the Code of the City of Buena Vista, as amended, for the purpose of clarifying construction standards for private streets.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BUENA VISTA, VIRGINIA, that after a duly called public hearing, in accordance with the general welfare of the citizens of Buena Vista and in accordance with good zoning practices, Section 507.02-2.02 of the Land Development Regulations of the City of Buena Vista is hereby amended to read as follows.

507.02-2.02 Private streets shall be constructed, at a minimum, using the VDOT GS-4 Geometric Design Standards for Rural Local Road System or VDOT GS-8 Geometric Design Standards for Urban Local Street System. The Zoning Administrator must approve which standard is used.

This ordinance shall be effective 30 days following adoption by City Council.

 William Fitzgerald, Mayor

ATTEST:

 Dawn Wheeler, Clerk of Council

Date _____

Ms. Wheeler polled Council as follows:

	Present	Absent	Yes	No	Abstain

Mayor Fitzgerald	X		X		
Melvin Henson	X		X		
Tyson Cooper		X			
Vice-Mayor Cheryl Hickman	X		X		
Danny Staton	X		X		
Stanley Coffey	X		X		
Steve Webb	X		X		

OB #2: SECOND READING OF AN ORDINANCE FOR A ZONING MAP AMENDMENT FOR DICKINSON PROPERTY, TAX MAP 61-1----2, SOUTH MAGNOLIA AVENUE:

Zoning Map Amendment
Portion of Tax Map 56-A---3A, 300 block of South Magnolia Ave
Ordinance Text – ORD22-14

Vice-Mayor Hickman made motion to read the Ordinance by title only, seconded by Councilman Coffey, carried by Council.

Mr. Tyree read the Ordinance by title only.

Vice-Mayor Hickman made motion to approve the Ordinance, seconded by Councilman Webb.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BUENA VISTA, VIRGINIA, that after a duly called public hearing, in accordance with the general welfare of the citizens of Buena Vista and in accordance with good zoning practices, approximately 23 acres of the property identified as 56-A---3A, owned by Robert Dickinson and wife, and depicted on Exhibit A, shall be rezoned from LM Light Manufacturing to R1 Low Density Residential, and the zoning map for the City will be amended to reflect this change.

This ordinance shall be effective 30 days following adoption by City Council.

William H. Fitzgerald, Mayor

ATTEST:

Clerk of Council

Date of Adoption

Ms. Wheeler polled Council as follows:

	Present	Absent	Yes	No	Abstain
Mayor Fitzgerald	X		X		
Melvin Henson	X		X		
Tyson Cooper		X			
Vice-Mayor Cheryl Hickman	X		X		
Danny Staton	X		X		
Stanley Coffey	X		X		
Steve Webb	X		X		

NEW BUSINESS:

~~NB #1: RESOLUTION OF APPRECIATION FOR MICHAEL OHLEGER:~~

NB #2: RESOLUTION FOR SIGNATURE AUTHORITY FOR LOCALLY ADMINISTERED VDOT PROJECTS:

Mr. Roberts explained that when City Council authorizes a project, the City Manager is authorized to execute all agreements and addendums with the Virginia Department of Transportation for such project. The reason we are doing this is the transportation alternative project that they voted on and approved the Resolution which was missing some language after approval of Council. This is a blanket one but only gives him permission to sign after City Council has already approved the project.

Mr. Roberts read the following Resolution:

RESOLUTION-R22-13

SIGNATURE AUTHORITY FOR LOCALLY ADMINISTERED VDOT PROJECTS

Whereas, the City of Buena Vista locally administers transportation projects under agreements with the Virginia Department of Transportation; and

Whereas, the City of Buena Vista desires to provide clear signature authority for Project Administration agreements.

Now, Therefore, Be It Resolved, by the Council of the City of Buena Vista that when a locally administered transportation project is approved by the Council of the City of

Buena Vista, the City Manager or his designee is authorized to execute all agreements and addendums with the Virginia Department of Transportation for such project.

Dated September 15th, 2022

William H. Fitzgerald, Mayor

ATTEST:

Dawn M. Wheeler, Clerk of Council

Councilman Henson made a motion to adopt the above Resolution, seconded by Councilman Coffey, carried by Council.

NB #3: RESOLUTION FOR FY23 HIGHWAY SAFETY IMPROVEMENT PROGRAM GRANT APPLICATION:

Mr. Roberts said the next item is the Resolution for application for funding for the HSIP. The staff report included explains the program and gives a list of projects we will do. We have not participated in the HSIP in the past because in the past all the eligible projects did not fit our needs and significant cash match was required. This program was revamped this year and provides 100% funding, as well as free technical assistance to plan specific improvements and develop the application. We will be implanting smaller measures that improves safety for pedestrians and vehicles. Most of the time they will be talking about transportation projects, which pick a specific location and fix everything about that one location. Instead, VDOT has identified particular road and intersection modifications that research shows will reduce crash frequency or severity, and HSIP will fund these modifications at all applicable locations in a locality. This will all be funded by VDOT. He has been working with a consultant to determine what will be improved in Buena Vista. This year's HSIP will fund a short list of specific, evidence-based types of systemic improvements. A systemic approach is different from traditional transportation projects, which pick a specific location and fix everything about the one location. Instead, VDOT has identified particular road and intersection modifications that research shows will reduce crash frequency or severity, and HSIP will fund these modifications at all applicable locations in a locality. One example is pedestrian countdown timers. These are the devices at intersections with crosswalks that tell pedestrians how long before the light changes. HVSBs are yellow borders around the backplates for stoplights that make them more visible, especially, for older and color deficient drivers. New or repainted crosswalk markings and signage warning drivers of pedestrian crossing. FYA are a traffic signal indication for left turns that allow a driver to proceed when oncoming traffic clears. They are more safe than allowing left turns with a solid green light. These are gradually being phased in across the State. Pedestrian Countdown Signal allow pedestrians to see how long before the light changes so they know if they can safety cross. Each of these intersections will also have crosswalks restriped as needed. Mid-block crosswalks can improve pedestrian safety over intersection crossing because vehicles are only coming from two directions instead of four. Additionally, they can reduce jaywalking when positioned near pedestrian destinations.

Mr. Roberts read the following Resolution:

**RESOLUTION - R22-14
FY 2023 Highway Safety Improvement Program (HSIP) Grant
Application**

9/22/2022

WHEREAS, the Highway Safety Improvement Program (HSIP) through the Virginia Department of Transportation (VDOT) provides funding to localities for transportation infrastructure projects; and

WHEREAS, the HSIP provides funding for evidence-based systemic improvements to the vehicular and pedestrian transportation network; and

WHEREAS, the City of Buena Vista has clear needs for safety upgrades throughout its transportation network; and

WHEREAS, the HSIP will provide up to 100 percent of eligible project costs on a reimbursement basis; and

WHEREAS, the City of Buena Vista has participated in a technical assistance program offered by VDOT to analyze the City's transportation network, recommend systemic improvements, and assist with preparation of an HSIP grant application.

THEREFORE, BE IT RESOLVED by the City Council of Buena Vista that that the improvements included in the FY 2023 Buena Vista Highway Safety Improvement Plan application further the goals of the Comprehensive Plan and support the general safety and welfare of the citizens of Buena Vista.

AND BE IT FURTHER RESOLVED that the City Manager or his designee is hereby authorized to cause such information or materials as may be necessary to be provided to the Virginia Department of Transportation, and to enter into such agreements that may be necessary to permit formulation, approval, and funding the FY2023 HSIP project.

AND BE IT FURTHER RESOLVED that the City of Buena Vista hereby agrees to accept all maintenance responsibilities for the permanent infrastructure constructed as part of this project, and to keep this facility reasonably open for public use for the expected useful life of the project.

William Fitzgerald, Mayor

ATTEST:

Dawn Wheeler, Clerk of Council

Date _____

Councilman Webb motioned to approve the Resolution, seconded by Councilman Coffey, carried by Council.

NB #4: RESOLUTION FOR FY23 GROWTH AND ACCESSIBILITY PLANNING TECHNICAL ASSISTANCE APPLICATION:

Mr. Roberts started the discussion by saying that Council Resolution of support is needed for the FY23 GAP technical assistance program, which will develop a plan for transportation improvements in the Route 60/Forge Road/Vista Links vicinity. There will be no cost to the City to do the study. The study area was selected because it presents multiple transportation planning issues. This area had one of the highest vehicular crash rates in the City over the last five years and is identified in the State's Pedestrian Safety Action Plan as a corridor that needs attention. This area is very difficult for pedestrian to access from the rest of the City-there is little to no shoulder on the south side of Route 60. This is especially important because pedestrians struggle to access the main grocery store in the area. There are multiple significant future land uses in this area that could dramatically increase vehicular and pedestrian volume. The City is coordinating with Rockbridge County to submit a joint application for this program. The County has several small UDSs adjacent to the study area. The final report will address the whole study area, both City and County, and will identify what improvements are the purview of the City and

what are the purview of the County and VDOT. With assistance from the CSPDC, the City and County will submit an application for this technical assistance program. If awarded, VDOT will provide a consultant who will work with the City and County to execute the study and develop a plan. There will likely be public input sessions for some aspects of the plan. This technical assistance is 100% funded and requires no City match. The final report will be the basis for future applications for transportation construction grants. However, it will also provide analysis and recommendations to inform zoning conditions and development requirements for the various anticipated projects in the area. For instance, it will provide guidance on how and under what circumstances Vista Links Drive may need to be upgraded.

Mr. Roberts read the following Resolution:

RESOLUTION - R22-15
FY 2023 Growth and Accessibility Planning (GAP) Technical
Assistance Application
9/22/2022

WHEREAS, the Growth and Accessibility Planning (GAP) technical assistance program through the Office of Intermodal Planning and Investment (OIPI) provides engineering and planning consultant services to localities for transportation planning; and

WHEREAS, the City of Buena Vista has identified important pedestrian and vehicular safety and accessibility problems in the vicinity of Route 60 west of the Maury River: and

WHEREAS, the GAP technical assistance program will provide planning services culminating in a report at no direct cost to the City; and

THEREFORE, BE IT RESOLVED by the City Council of Buena Vista that that the City manager or his designee shall submit an application to the FY 2023 GAP technical assistance program, and he shall be authorized to cause such information or materials as may be necessary to be provided to the Office of Intermodal Planning and Investment or the Virginia Department of Transportation, and to enter into such agreements that may be necessary to permit formulation, approval, and funding the FY2023 GAP technical assistance project.

William Fitzgerald, Mayor

ATTEST:

Dawn Wheeler, Clerk of Council

Date _____

Councilman Henson made motion to approve the above Resolution, seconded by Councilman Staton, carried by Council.

NB #5: DISCUSS AND APPROVE THE UPDATED REGIONAL JAIL CONTRACT:

Mr. Tyree started the discussion by saying that Lexington and Rockbridge County have approved the amendment to the original agreement dated March 1, 1986. The original agreement was created back on March 1, 1986. The original agreement was between Buena Vista, Glasgow, Lexington, Rockbridge County and Goshen. The agreement created a Board of Directors for the jail made up of five members: two from Rockbridge County; One from Lexington; One from Buena Vista; One from Glasgow and Goshen that they alternate. The terms are for one year. Both the towns have asked because of the turnover requirement being they can only serve one year be changed to every three years. The City of Buena Vista is the last one to approve the amendment. Councilman Webb made motion to approve the amendment, seconded by Councilman Station, carried by Council.

Agenda Item
OCTOBER 6, 2022

Amendment to Rockbridge Regional Jail Commission Agreement

Background: The Rockbridge Regional Jail Commission was created on March 1, 1986, through an agreement between Rockbridge County, Buena Vista, Lexington, Glasgow, and Goshen. The Commission Agreement created a Board of Directors made up of representatives from the five localities. Each representative is currently appointed for a one-year term. Rockbridge County has two members; Lexington and Buena Vista have one each.

A fifth representative alternates between a resident of Glasgow or Goshen. The requirement to alternate this position every year has led to unnecessary turnover, decreasing the effectiveness of this representative to both their Town and the Commission. The Jail Commission seeks to amend the Commission Agreement to allow the fifth representative to be appointed to a three-year term, which should allow the appointee enough time to become a more effective Board member. The position would still alternate between Goshen and Glasgow every three years.

Separately, the original Commission Agreement did not include the Sheriffs of Rockbridge County or Buena Vista. Under the state code authorizing the creation of regional jail commissions, the sheriffs of participating localities are automatically members of the commission board. The proposed amendment includes the two Sheriffs as members of the Board.

Recommendation: The proposed amendment has been approved by the current board of the Jail Commission. It should improve the effectiveness of the Commission, benefiting each participating locality.

Staff recommends that City Council vote to pass the attached amendment to the Rockbridge Regional Jail Commission Agreement.

NB #6: RESOLUTION FOR THE 250TH ANNIVERSARY OF THE AMERICAN REVOLUTION:

Mr. Tyree said this will not be any financial burden for the project.

Mr. Tyree read the following Resolution:

RESOLUTION NO. R22-16

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF BUENA VISTA OF BUENA VISTA, VA
RELATING TO THE SUPPORT OF THE VIRGINIA AMERICA 250
COMMISSION RECITALS:**

A. The City council of Buena Vista, Virginia ("the City") is dedicated to the furtherance of economic development and tourism in the City of Buena vista, the city of Lexington, and Rockbridge County in the State of Virginia.

B. The Virginia America 250 Commission (VA250) was created in 2020 by the General Assembly for the purpose of preparing for and commemorating the 250th anniversary of Virginia's participation in American independence

C. VA250 has requested that each locality form a committee to aid in planning for the commemoration period.

WHEREAS, The City of Buena Vista, Virginia will form a local VA250 committee.

WHEREAS, the committee will plan, and coordinate programs occurring within the locality and communicate regularly with VA250.

WHEREAS, the City Council of Buena Vista, Virginia, wishes to undertake this endeavor with VA250 to promote and commemorate this important historic milestone.

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

- 1.) The City of Buena Vista, Virginia, hereby desires to support the Virginia America 250 Commission and their efforts to commemorate the 250th anniversary of Virginia's participation in American independence.
- 2.) The City Council of Buena Vista, Virginia, will form a committee to aid in the planning for the commemoration period.

ADOPTED this sixth day of October 2022.

(SEAL)

A COPY TESTE:

Name
Title

Councilman Henson made motion to approve the Resolution, seconded by Councilman Coffey, carried by Council.

NB #7: FIRST READING OF AN ORDINANCE TO ABANDON PORTION OF PINE AVENUE ADJACENT TO 1125 PINE AVENUE, NEAR RESERVOIR HOLLOW:

Ms. Wheeler read the following Ordinance:

**Buena
Vista**

**Abandonment of Public Right of Way
Pine Avenue adjacent to 1125 Pine Ave
Ordinance Text**
10/4/2022

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BUENA VISTA, VIRGINIA, that in accordance with Section 15.2-2206 of the Code of Virginia, as amended, that the public right of way described in "Exhibit A" and "Exhibit B" attached hereto shall be vacated and abandoned upon receipt of the consideration noted in "Exhibit A" ("the Property").

BE IT FURTHER ORDAINED that as a condition of the aforesaid abandonment and vacation, the City retains a perpetual easement over, under, and across the Property for the installation, maintenance, repair, or replacement of all utilities, including, but not limited to, water and sewer lines; electric; cable; telephone; and gas lines; and garbage pick-up.

BE IT FURTHER ORDAINED that this ordinance shall be recorded in the Clerk's Office of the Circuit Court for the City of Buena Vista, Virginia, and indexed under the names listed in Exhibit A.

This ordinance shall be effective 30 days following adoption by City Council.

ATTEST:

Dawn Wheeler, Clerk of Council

Date:_____

NB #8: COREY HENSON, DIRECTOR OF PUBLIC WORKS, WILL UPDATE COUNCIL ON THE WATER LEAK DETECTION:

Mr. Corey Henson, Public Works Director, started his report by saying they started working on water leaks last Tuesday afternoon. They found four water leaks within a two-block area. They have found twelve leaks already. They have estimated at least 140,000 gallons of water per day was being lost. They are two-inch steel pipes that are embedded in nothing but river rock, and rock ledges. The problem is mainly none of them have come to surface. It was next to a creek, and they could not determine if it was creek water or City water. It makes it very difficult for them to do their job and keeping the cost down. Chemical cost has gone through the roof. There were a couple of fire hydrants leaking that have been fixed. Three of the leaks have been fixed. There was another two-inch main break at 12th and Maple. The pipes look really good for their age. Crusher run or rock dust is mainly used for the beds. The plastic lines are actually embedded in clay. This issue will be going on until they are all completely replaced. This will really help us save on electricity and chemical costs. Three years ago, we were paying \$200.00 for a barrel of sodium sulfite . We are now paying \$2,500.00 per barrel. They are charging \$0.02 per pound, per gallon for travel and fuel cost. This will really bring our chemical cost down, water production down, work on the wells and the pump stations. He opined this has been one of the best things he has seen happen the City. He has been wanting to see this for many years since he has been here. They have found eleven leaks so far. These leaks are not coming to surface, so they are very hard to find. After they find the leaks and we fix them, they come back to make sure they are completely fixed.

Mr. Tyree said we have been losing 140,000 gallons of water per day due to leaks. He asked Mr. Henson what money would have been earned if the leaks were not there.

Mr. Henson said the way he looked at it we would have earned about a million bucks a month. Mr. Henson said that is only from 29th Street to Long Hollow Road.

Councilman Henson wanted to know what caused the leak between Beech and Park Avenue.

Mr. Henson said it was the valve box.

EXECUTIVE SESSION:

ACCORDING TO SECTION 2.2-3711 (A) (1) OF THE 1950 CODE OF VIRGINIA, AS AMENDED, FOR THE PURPOSE OF DISCUSSING THE PERFORMANCE OF THE CITY MANAGER:

CERTIFICATION OF EXECUTIVE MEETING

MOTION: Vice-Mayor Hickman

DATE: October 6, 2022

SECOND: Councilman Staton

WHEREAS, the Buena Vista City Council has convened an executive meeting as follows:

- 1.) **ACCORDING TO SECTION 2.2-3711 (A) (1) OF THE 1950 CODE OF VIRGINIA, AS AMENDED, FOR THE PURPOSE OF DISCUSSING THE PERFORMANCE OF THE CITY MANAGER:**

on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Buena Vista City Council that such executive meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, that the Buena Vista City Council hereby certifies that to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed, or considered by the Buena Vista City Council.

VOTE: AYES: ALL

NAYS: NONE

ABSENT DURING VOTE: Councilman Cooper

ABSENT DURING MEETING: Councilman Cooper

Dawn M. Wheeler
Clerk of Council

REGULAR SESSION: Vice-Mayor Hickman moved to return to regular session, seconded by Councilman Coffey and carried by Council.

Mayor Fitzgerald

Vice-Mayor Hickman

Mr. Staton

Mr. Henson

Mr. Coffey

Mr. Webb

ADJOURNMENT – There being no further business the meeting was adjourned.

Dawn M. Wheeler
Clerk of Council

William H. Fitzgerald
Mayor