

**CITY OF BUENA VISTA  
REGULAR COUNCIL MEETING  
JANUARY 18, 2018**

The City Council for the City of Buena Vista met for a Regular Council Meeting, on Thursday, January 18, 2018, at 6:00 p.m. in Council Chambers (2039 Sycamore Avenue).

Council Members Present: Mayor Bill Fitzgerald

Steve Baldrige Melvin Henson

Vice-Mayor Tyson Cooper Daniel Staton

Lisa Clark

Members Absent: None.

**ADG#1 PLEDGE OF ALLEGIANCE AND PRAYER:**

Mayor Fitzgerald opened the meeting by requesting that everyone stand and repeat the Pledge of Allegiance. Councilman Baldrige delivered the opening prayer.

**OB #1 APPOINT A NEW COUNCIL MEMBER: APPLICANTS: MR. BRENT STYLER; MR. STANLEY COFEY; MR. JOHN BUTLER**

Council Member Clark requested to speak and was given the opportunity to do so. The following is her speech:

Diversity is a good thing. We need to be diverse in our thinking and our perspectives. But we need to have common goals and common visions and dreams for our city. The fact that Mayor Fitzgerald said he doesn't see eye to eye with me is ok. I applaud the fact that we don't always see eye to eye. That is what makes us functional and that is what helps us protect everyone's perspective — not just a select set that we may be trying to please or help out.

I feel that the most important duties of a city council member is to uphold the oath they take, to keep an open mind about all topics that come before us, to support one another (even if we don't see eye to eye), and to respect and represent our citizens.

Everyone on council wants the best for Buena Vista. There is absolutely no room for council members to come on with a single agenda item on their mind — we each have talents, skills, and knowledge in many different areas that make us one governmental body that should work for the common good of the city.

We can't go backwards we can only move forwards. Our population has changed, our demographics have changed, our work force has changed and economy has changed. I was one of the little girls who could spend an entire day downtown with my mom shopping and eating. I remember the block parties, I remember the choices of clothing stores, department stores, and services that were available. My father worked at Hermetite for over 30 years and provided well for our family. Floods, drops in real estate values, loss of manufacturing to overseas, and other factors have changed our city. We are charged with redefining what we are and what we can be. There is not one person on council who doesn't want to see downtown flourish and be an attractive place. That is why we have implemented the façade grant program that is why we have implemented fines and regulations and met with property owners about decaying buildings.

I was an adult in the last three floods we have had and remember helping people and moving people....I have had opportunity to move away and make more money and I choose to stay here...this is home. There is not a doubt that any of our council members love our city and want to see it prosper. We can't do that by constantly bringing each other down. We can't do that by acting without humility and grace. We can't do that by forcing blame and acting aggressively towards one another. We can't do that without being kind and caring for our neighbors and we can't do that without respect for those who are trying to do the best job they can — whether we agree with how it is done or not.

People have spoken of dissention among council and the need to "bring us together." I think we have a wonderful group who works very well together. We do not always get our way, sometimes we are all not right, sometimes we think....wow I should have said this or done that....the fact that we are not all on the same page is both a blessing and a curse at times, but as long as we have the goal of improving our city in the forefront of our minds — we will get there and we will be successful.

Mayor Fitzgerald nominated Mr. Stanley Coffey for the open Council seat, seconded by Councilman Staton.

Councilman Baldrige nominated Mr. John Butler, seconded by Council Member Clark.

Councilman Baldrige stated that if no one else had nominated Mr. Coffey, he would have done so. He opined that Mr. Coffey needs to be considered for the open seat and that Mr. Butler should also be considered. He said Council needs to look for what will help the Council most in playing their roles as a Board over a large group of employees handling a City enterprise with a budget of several million dollars. He said that he had asked questions at the last meeting particularly about organizational leadership, financing and prior experience on other boards and committees. Six years ago Billy Fitzgerald ran for City Council. He said they spent the day talking and he suggested to Billy if he didn't get elected that perhaps he could serve on another board or committee. Mr. Fitzgerald is now Mayor. He opined that people like John Butler who has been serving already in a difficult position, having to come on to the Social Services Board after there were management issues there. He feels that Mr. Butler has some background that can help Council. He also has management experience with millions of dollars. He said that Mr. Butler was on the ballot for the School Board and Mr. Coffey was not. He said it is a difficult thing to be on Council. He opined that all of Council wants to do what is best for our City. Councilman Baldrige said it is hard sometimes and people don't always understand. He opined it is important to consider all of the applicants and thank them. If they are not going to serve on Council he hopes they will consider or getting an appointment to some other board or committee. He does not want anyone to feel like they are rejected.

Mayor Fitzgerald stated that he would like to see Mr. Coffey appointed. He got the next highest votes for Council. He agreed that Mr. Butler is a fine man but the citizens have already voted for Mr. Coffey.

Councilman Henson said all 3 of them have hidden agendas which he does not know if it will help or hurt Buena Vista. He said he hopes he is wrong on that too but he said we have to take the less of 3 evils.

Council was polled as follows:

	<b>Present</b>	<b>Absent</b>	<b>COFFEY</b>	<b>BUTLER</b>	<b>STYLER</b>
Mayor Fitzgerald	X		X		
Melvin Henson	X		X		

Vice-Mayor Cooper	X		X		
Steve Baldrige	X			x	
Lisa Clark	X		X		
Daniel Staton	X		X		

**ADG #2 APPROVAL OF THE MINUTES FROM THE REORGANIZATION MEETING HELD ON JANUARY 3, 2018 AND THE MINUTES FROM THE REGULAR COUNCIL MEETING, THE PUBLIC HEARING AND THE EXECUTIVE SESSION HELD ON JANUARY 4, 2018.**

Motion was made by Vice-Mayor Cooper to approve the minutes of the January 3, 2018 Organizational meeting and the minutes of the January 4, 2018 Regular Council meeting, the Public Hearing and the Executive Session, seconded by Council Member Clark, carried by Council.

**ADG #3 RECOGNITION/COMMUNICATION FROM VISITORS: Citizens who desire to speak on matters not listed on the agenda below will be heard at this time. Citizens who desire to speak on a specific item listed on the agenda, open for public comment, will be heard when that item is considered.**

Mr. Dave Miske, 120 East 22<sup>nd</sup> Street was the first person to address Council. Mr. Miske expressed his concerns of safety with the new sidewalks. Mr. Miske said the ramps do not match up with the crosswalks. He requested that the ramps be made more visible.

Mr. Scudder explained that the sidewalks were built to the new ADA standards. As Mr. Miske had suggested, Mr. Scudder said he would consider putting some paint on the ramps.

Mr. Scudder then introduced Mr. Ed Walker and 5 of his law students to Council.

Mr. Walker thanked Council for allowing him to speak. He said he is from Roanoke and he really wanted to come to the Council meeting to introduce himself. He said for the last 5 or 6 years he has been a teacher of real estate redevelopment at W&L. He said that 5 of the 15 students that are in his class are in attendance tonight. Mr. Walker advised that he has spent his career working on historic buildings: renovating and trying to reanimate downtowns and figure out, what some people call adapted reuse which is how you find new lives for old buildings. He said he has done work in both Roanoke and Salem and other locations. Mr. Walker said that in the last several years he has enjoyed more than anything else trying to get others involved. He opined there are a lot of great cities and towns that need some TLC and some energy to bring some life back to them. Buildings will last 65, 70 to 100 years but from time to time over the generations they need a reset. He said that is what he sort of worked on in Roanoke and had a great time doing the work. In the course of the years of teaching in Lexington he has been using case studies from all over the country and all over the world; he has been able to learn some things about Buena Vista. He has found out what a great little City Buena Vista is and he has always been impressed about the amazing benefits, attributes and characteristics of Buena Vista that really stand out to him. He said that when he goes and looks at communities, he tries to figure out what would be possible; how they might develop or how more economic activity might be possible. He said that Buena Vista is amazing to him. It is so close to the interstate, the Maury River, the Appalachian Trail and the Blue Ridge Parkway. He opined that not enough people know about Buena Vista and part of what he likes to do is with a lot of humility and a lot of understanding of how little they know, they would sure like to join and get the City growing in the right direction. He would like to try to figure out some new lives for some of the buildings. They would like to figure out some uses or if there is a way to bring a little more energy to some of the buildings that haven't had as much energy lately. He said the long and short of it was they figured out last semester if they are going to sit around and figure out how to do this, they might as well do it. One of the things that is fun about this class is they are actually a funded development team from a company. They have access to capital to either make purchases possible or to help other people make purchases. He said basically, as some of Council is aware, they spent some of the fall trying to get under contract on some of the buildings that were for sale

along Magnolia and Forest. There are 9 or 10 buildings with around 50,000 square feet. He advised the way he likes to do his work is very transparent and very low keyed. He said there is not a lot of anything hidden. Mr. Walker said they will take a building and may have 100 ideas that might work and try to connect them. He feels it would be pretty neat if they are able to figure out some good partners in the redevelopment process. Mr. Walker said they have a good track record for getting their work done and being good citizens. They are hoping to do some of that sort of work in Buena Vista. They are really here with a big stewardship mentality and they are not trying to do anything different than what Council wants to do. He said what is interesting to him about Buena Vista is it is very obvious that it is a home town and it is a school town. He said one of the first things he noticed about Buena Vista and what he really likes about it is the connection and commitment to Parry McCluer. He feels the schools are a very powerful part of what goes on around here. He feels that both SVU and DSLCC are both amazing. He feels it is a home town, a school town, an outdoors town and a family town. They like to work with whatever is there and whatever is possible to get done. He said that is a very short introduction of where they are coming from and what the values are. It is just about that simple. He opined it would be neat to see some apartment's downtown. He said he is a big fan of "Lights on at Night". They also would hope to see at least one new food and beverage facility downtown to help bring traffic downtown. They are also big fans of live music. They will spend the next several months, with the help of the students and with Council's input and a bunch of community meetings; they will try to get every idea they can. He stated that everybody does not like change. He was walking down Magnolia with all the students from his class and the bankers and a man pulled up in a car and let his window down and said, "I don't know what you people are up to but I am against it."

Councilman Baldrige thanked Mr. Walker for his idea of reimagining and said it is a wonderful thing for our community. He said that he knows that Mr. Walker comes well recommended. Councilman Baldrige said he has been wrestling with our wonderful resource the City has and that is Glen Maury Park. He opined that downtown seems to almost turn its back on the river. He said he does not know how to somehow bring together downtown and Glen Maury Park. If there is some way to envision how to make that work together there is this power in having downtown and outdoor life together.

Mr. Walker said this is not unique to Buena Vista. He said most places have turned their backs on the rivers. Mr. Walker said he agrees that any kind of connectivity that can be created by downtown and the river is potentially transformation.

Councilman Henson said in the last couple of years we have incorporated the river into the park.

Mr. Walker said that one of the things that the students revealed in their research are Buena Vista has an amazing amount of programming. He said we have parks and recreation and a lot going on in the park. The Arts Council is extremely active and there is an enormous amount of human activity and natural resources to take advantage of and they would like to be helpful in sort of articulating that. They would like to do something with the rehabilitation of the buildings and also just to be cheerleaders with Council taking that story out to the world. He opined that someone has to wave the flag and they have found how you shape that public narrative can have a huge positive effect. He said that Blue Ridge Outdoors talks about towns on the Blue Ridge Parkway and he feels Buena Vista should be in that list.

Mr. Stanley Coffey wanted to know if Mr. Walker will be directing businesses to the buildings after they have been renovated.

Mr. Walker said he would be directing businesses to the buildings. They work on that every day on the projects that they do and they have a lot of experience working with municipalities and have good relationships. They understand professional government, municipal government and political leadership. They end up kind of being sort of a private/public minded economic development ally. They love to get out there and try to recruit people to come.

Mayor Fitzgerald thanked Mr. Walker for his interest in Buena Vista and told him if he needed anything from him to feel free to contact him.

Councilman Henson wanted to know if anything would be done before May.

Mr. Walker said nothing would be done before May. He said he likes to keep expectations real low. He said to do this well we must have a strategic downtown plan. They are going to look at the buildings from a bird's eye view and figure out what can go where and what building lends itself best to what kind of use. The big question always is the operator. He said fixing a building and coming up with great ideas is the easy part. The hard part is finding the person that can get the idea to the promise land. They will start looking for that person who will really help running it.

Mr. Coffey wanted to know if a "think tank" of volunteers who want to help the situation be of any benefit.

Mr. Walker said they will definitely have a lot of idea generating conversations and sort of white board. They will get everybody's ideas and figure out which ones we can do. He said to be candid; at that point they just go to work. They have found out to be very honest about it, once they figure out what makes sense and what is consistent with the City's strategic plan and vision and what makes the banks happy, they put their heads down and build it. It is a lot of different structures which makes it a little inefficient. They have done single buildings that are 3 times larger than these buildings. It is harder when it is individual buildings. If they had everything squared away, the construction timeline is probably 12 months. He opined they would be doing great if they had it done in 24 months. In the meantime there will be a lot of progress.

Mr. William Garrett was the next to speak. He stated that he does not live in Buena Vista but does own property here and pays taxes to Buena Vista. His concern is the entrance to Glen Maury Park. He said the Oyler pavilion at GMP has needed a new roof for about 3 years. He said we are talking about bringing people into the park. He opined if he went into a park and saw a pavilion like the Oyler pavilion he would wonder what the rest of the park looked like. He asked that Council make the necessary repairs to the pavilion.

Mayor Fitzgerald asked Mr. Scudder to get some prices on having the roof repaired.

Chief Hartman was the next person to speak. He first congratulated Mr. Coffey on his appointment to Council. He said he is looking forward to working with Council as we start rolling into 2018. He advised that the Police Department had their accreditation process last week. We had the people here for a couple of days. It was a process of about 190 files and no issues were found. On February 8<sup>th</sup> they are going up to Manassas Park hopefully to receive our accreditation award and be officially accredited. He said that was a 2 year process for the Police Department and he opined they did a really good job on the process. He thanked Mr. Scudder and Mayor Fitzgerald for joining them for dinner and it was very helpful for the cause. They received their new UTV this afternoon. They used funds out of their \$47,000.00 VDEM Grant to purchase the UTV. It will be used for search and rescue and for other emergency management issues. The balance of that money will be used for outfitting their large trailer and making it an incident command post. They also got a second year on the 21<sup>st</sup> century grant which was \$40,000.00 last year. The money was split between Rockbridge County and Buena Vista. We will have received a total of \$40,000.00 over the last two years from this grant. The money will be used for community policing projects and other small issues that they put in for. Their radio system is getting ready to kick off on February 8<sup>th</sup>. We will be moving out of

Buena Vista and up to the old Lomax building. In the main time they are starting to work on their CAD System bill which was started this week. They have to start the process from the very beginning and it will take almost a year to complete. He then thanked Public Works for keeping the streets clear during the last snow event. Buena Vista also participated in the Lexington parade on Saturday, Sunday and Monday. We were partners in the unified command over there and also helped with personnel manning the street corners for security reasons. Our Citizen Police Academy has started last Tuesday night with 20 participants. It is a 12 week program that shows participants exactly what the police, sheriffs and the Commonwealth Attorney does.

Councilman Henson wanted to know who was teaching the academy.

Chief Hartman said this is a different class. He said it is an adult class that is held at night time. He said they are sharing the duties at the high school with a new semester starting. They are a couple of weeks behind due to the weather.

Vice-Mayor Cooper wanted to know what a CAD System is and also what the Citizen's Police Academy are.

Chief Hartman said it is a Computer Aid Dispatch. He said when 911 receives a call, the dispatcher puts it into the computer system and it gets spit out to the police either on their radio or their mobile display terminal. Chief Hartman went on to explain that the Citizen's Police Academy is a program that helps citizens understand how the police operate on a daily basis. At some point the K9's will be brought to the class along with the Commonwealth Attorney. At the end of the 12 weeks the citizens will know what they do and why. The students will also go to the shooting range and drive a police car during the class.

Council Member Clark asked Chief Hartman to set up a tour of the new 911 Center for Council.

Chief Hartman said everything is ready at the new center. They are waiting for Verizon to flip the switch so they can work there.

## **ADG #4 REPORTS:**

### **1.) Mayor:**

Mayor Fitzgerald said he attended the State of the Community breakfast. He opined it was interesting. He thanked the News Gazette because they seemed to do his speech justice. He apologized to all of the City employees for not attending their holiday dinner and dance. He had the wrong date written down.

### **2.) City Manager:**

Mr. Scudder started his report by stating there are a couple of fun things going on that are fund raisers. The Chamber of Commerce 81<sup>st</sup> annual dinner and dance auction will be held on February 3<sup>rd</sup> at Evans Dining Hall at Washington and Lee University. The SPCA has started a new event as a fund raiser. They will have a Texas Hold Em Tournament at the Natural Bridge Hotel on February 3<sup>rd</sup>. He opined both events are good community things that Council can attend and show them our support. The Commonwealth of Virginia recently did an inspection at the SPCA and there were no significant violations. He has been filling in for Brian Brown on the Shenandoah Valley Workforce Development Board. He recently attended a meeting in Harrisonburg and it was very informative. He advised we have done a lot with Workforce dollars in our region; not only for our region but also the City. There is a change now in the State with the whole "Go Virginia Initiative". They are going to call the Workforce Development Boards "The New Virginia Career Works". This is a new initiative initiated under Governor McAuliffe and now by Governor Northam. The logo is the State bird, the cardinal. The name will change for the new workforce and there will be different divisions. It will be more uniform where all Virginia Career Works are basically located. Ours is in Harrisonburg.

### **3.) City Attorney:**

None.

### **4.) Council Committee/Representative:**

Councilman Henson wanted to know if Tom Roberts is going to pick up on some of the projects that Brian Brown was working on.

Mr. Scudder said that Community Development and the Sheriff's Office are both working on those projects. They are supposed to get together in the next few weeks and talk about the projects.

Councilman Henson wanted to know the status of the derelict structure program.

Mr. Scudder said the program is still ongoing. He said we have taken down a couple of derelict structures over the last few years. He said we will continue to do that to the ones that are really bad. We try to work with the owners of the structures to use their money instead of the City's money. It cost about \$15,000.00 and opens up all sorts of regulations. It is very costly to the City if we have to demolish a derelict structure.

Vice-Mayor Cooper wanted to publicly thank Public Works for the work they have done in the last 3 weeks repairing broken pipes and such with all the cold weather we have had and also during the last snow storm.

## **CONSIDER APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS, AND COMMITTEES:**

### **APT #1 THE CENTRAL SHENANDOAH PLANNING DISTRICT COMMISSION:**

Mr. Tim Petrie's term will end on June 30, 2018. This is the second time this item has appeared on the agenda. The person that is appointed to fill his unexpired term must be an elected official.

Council Member Clark wanted to know how often they meet and where they meet. She also wanted Mr. Scudder to email the duties of this commission out to all of Council.

Mr. Scudder said they meet once a month in Staunton.

Mr. Tim Petrie was in the audience and offered to enlighten Council on the duties of this commission. There are several PDC's across the State and the staff does a lot of planning initiatives, transportation, land use, etc. They provide the services to communities for GIS and things such as comprehensive planning. He said an elected official must serve on this commission. They provide oversight to the commission. They vote on budgets and money being spent from the commission. Each community provides money to the PDC so everyone in the region lets them know if it is ok to spend the money. They meet on the average of 7 times per year in Staunton. The meetings usually start at 6 or 7 p.m. The "Go Virginia" project is a big thing they got involved with but it did not make it.

Mayor Fitzgerald suggested this item be carried over to the next Council meeting. Everyone was in agreement with him.

**APT #2 THE ROCKBRIDGE DISABILITY SERVICES BOARD:**

Mr. Brent Styler's term will expire on January 31, 2018. Mr. Styler is willing to serve again if reappointed. This is a four (4) year term and the second time this item has appeared on the agenda. **ADVERTISED: THE NEWS GAZETTE – DECEMBER 20, 2017, WEB SITE: APPLICANTS: MS. REBEKAH POWERS**

Motion was made by Councilman Baldrige to appoint Ms. Rebekah Powers to fill this vacancy, seconded by Councilman Henson, carried by Council.

**APT #3 THE ROCKBRIDGE DISABILITY SERVICES BOARD:**

Mr. Tom Robert's term will expire on January 31, 2018. Mr. Roberts is willing to serve again if reappointed. This is a four (4) year term and the second time this item has appeared on the agenda. **ADVERTISED: THE NEWS GAZETTE – DECEMBER 20, 2017, WEB SITE: APPLICANTS: MS. REBEKAH POWERS**

Motion was made by Councilman Baldrige to reappoint Mr. Tom Roberts, seconded by Councilman Henson, carried by Council.

**APT #4 THE BUENA VISTA ECONOMIC DEVELOPMENT AUTHORITY:**

Mr. Danny Staton has resigned due to being elected to serve on Council. His term will expire on March 31, 2021. This is the second time this item has appeared on the agenda. **ADVERTISED: THE NEWS GAZETTE – DECEMBER 20, 2017, WEB SITE APPLICANTS: MR. BRENT STYLER; MRS. MARIE SHIRAKI; MS. REBEKAH POWERS; MR. GUY HOLSTEIN**

Motion was made by Councilman Baldrige to appoint Mr. Brent Styler to fill this vacancy, seconded by Vice-Mayor Cooper, carried by Council.

**APT #5 THE BUENA VISTA ECONOMIC DEVELOPMENT AUTHORITY:**

Mr. Tyson Cooper has resigned due to being elected to serve on Council. His term will expire on March 31, 2020. This is the second time this item has appeared on the agenda. **ADVERTISED: THE NEWS GAZETTE – DECEMBER 20, 2017, WEB SITE APPLICANTS: MR. BRENT STYLER; MRS. MARIE SHIRAKI; MS. REBEKAH POWERS; MR. GUY HOLSTEIN**

Motion was made by Councilman Baldrige to appoint Mr. Guy Holstein to fill this vacancy, seconded by Council Member Clark, carried by Council.

**APT #6 THE ROCKBRIDGE REGIONAL JAIL COMMISSION:**

Mr. Jay Scudder's term expired on December 31, 2017. The current City Manager usually represents Buena Vista on this Commission. This is the first time this item has appeared on the agenda.

Motion was made by Councilman Baldrige to reappoint Mr. Jay Scudder to serve on the Rockbridge Regional Jail Commission, seconded by Council Member Clark, carried by Council.

**APT #7 THE SHENANDOAH VALLEY PARTNERSHIP:**

Mr. Brian Brown's term will expire on July 31, 2018. Mr. Brown is no longer employed by the City. The Economic Development Director usually represents Buena Vista on this Board. This is the first time this item has appeared on the agenda.

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

**OLD BUSINESS:**

**OB #2 DISCUSS COUNCIL COMMITTEES AND BOARDS:**

Mayor Fitzgerald asked Ms. Wheeler to read the vacancies. There are as follows:

REVITALIZATION/BEAUTIFICATION – Councilman Baldrige

ECONOMIC DEVELOPMENT – Councilman Baldrige, Councilman Henson

FINANCE, EDUCATION AND ADMINISTRATION – Council Member Clark, Vice-Mayor Cooper

PUBLIC WORKS/PUBLIC SAFETY – Councilman Henson

PARKS/RECREATION – Councilman Henson, Councilman Staton

Ms. Wheeler advised there is one opening on the Revitalization/Beautification Committee and one for Public Works/Public Safety.

Council Member Clark recommended that Councilman Coffey be appointed to Public Works/Public Safety.

Mayor Fitzgerald recommended that Vice-Mayor Cooper be appointed to Revitalization/Beautification.

Committees and Boards are now as follows:

REVITALIZATION/BEAUTIFICATION – Councilman Baldrige, Vice-Mayor Cooper

ECONOMIC DEVELOPMENT – Councilman Baldrige, Councilman Henson

FINANCE, EDUCATION AND ADMINISTRATION – Council Member Clark, Vice-Mayor Cooper

PUBLIC WORKS/PUBLIC SAFETY – Councilman Henson, Councilman Coffey

PARKS/RECREATION – Councilman Henson, Councilman Staton

**OB #3 SECOND READING OF AN ORDINANCE ZONING TEXT AMENDMENT – SECTION 702, ADDITIONAL BUILDINGS ON A SINGLE LOT:**

Motion was made by Councilman Baldrige to read the Ordinance by title only, seconded by Council Member Clark, carried by Council.

Ms. Wheeler read the following Ordinance by title only.

**ORDINANCE ORD18-01**

**ZONING TEXT AMENDMENT**

**SECTION 702, ADDITIONAL BUILDINGS ON A SINGLE LOT**

**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, the Land Development Regulations of the

City of Buena Vista are hereby amended to repeal Section 702, Additional buildings on a single lot, in its entirety.

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

\_\_\_\_\_  
Bill Fitzgerald, Mayor

ATTEST:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date of Adoption

Motion was made by Councilman Baldrige to adopt the above Ordinance, seconded by Councilman Henson.

Ms. Wheeler polled Council as follows:

	<b>Present</b>	<b>Absent</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
Mayor Fitzgerald	X		X		
Melvin Henson	X		X		
Vice-Mayor Tyson Cooper	X		X		
Steve Baldrige	X		X		
Lisa Clark	X		X		

Daniel Staton	X		X		

**OB #4 SECOND READING OF AN ORDINANCE CONDITIONAL USE PERMIT 1727B SYCAMORE AVENUE BOXING GYM:**

Motion was made by Council Member Clark to read the following Ordinance by title only, seconded by Councilman Henson, carried by Council.

Ms. Wheeler read the following Ordinance by title only:

**ORDINANCE ORD18-02**

**CONDITIONAL USE PERMIT**

**1727B SYCAMORE AVENUE BOXING GYM**

**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, a conditional use permit to operate a boxing gym at 1727B Sycamore Avenue, Buena Vista, Virginia, as detailed in "Exhibit A" is granted; and

**BE IT FURTHER ORDAINED** that this conditional use permit is granted subject to the following condition: That the interior space shall maintain an occupancy limit of 25 persons on a regular basis, unless additional toilet and sink facilities are installed to meet plumbing facility ratios found in the current Virginia Uniform Statewide Building Code.

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

\_\_\_\_\_  
Bill Fitzgerald, Mayor

ATTEST:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date of Adoption

Motion was made by Council Baldrige to adopt the above Ordinance, seconded by Vice-Mayor Cooper.

Ms. Wheeler polled Council as follows:

	<b>Present</b>	<b>Absent</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
Mayor Fitzgerald	X		X		
Melvin Henson	X		X		
Vice-Mayor Tyson Cooper	X		X		
Steve Baldrige	X		X		
Lisa Clark	X		X		
Daniel Staton	X		X		

**OB #5 SECOND READING OF AN ORDINANCE ZONING TEXT AMENDMENT ARTICLE 10, SCHEDULE OF FEES:**

Motion was made by Councilman Baldrige to read the following Ordinance by title only, seconded by Councilman Henson, carried by Council.

Ms. Wheeler read the following Ordinance by title only:

**ORDINANCE ORD18-03**  
**ZONING TEXT AMENDMENT**  
**ARTICLE 10, SCHEDULE OF FEES**

**AN ORDINANCE** to amend Article 10, Schedule of Fees, from the Land Development Regulations of the Code of the City of Buena Vista, as amended, for the purpose of removing the specific planning and zoning fees designated in the Land Development Regulations, and for clarifying the authority of City Council to adopt a fee schedule from time to time for such fees.

**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, the Land Development Regulations of the City of Buena Vista are hereby amended to repeal the introductory text and Sections 1001.00 through 1003.04, and to read and provide as follows:

Article 10. - SCHEDULE OF FEES

Fees are hereby established in order to help defray the expenses of administration, processing applications, publicizing and conducting public hearings, and performing necessary inspections

City Council may from time to time adopt a schedule of fees for applications, permits, and other actions and deliverables related to planning, zoning, and subdivision. Such fees shall conform to any and all applicable state law.

Sec.

1001.

(Reserved)

Sec.

1002.

(Reserved)

Sec. 1003. (Reserved)

Sec. 1004.00. - Return of fees.

No portion of any fee payment shall be returned to any applicant, except that where an application requiring a public hearing is withdrawn prior to notification of public hearing, that portion of any fee payment relating to notice and conduct of public hearing shall be returned.

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

\_\_\_\_\_  
Bill Fitzgerald, Mayor

ATTEST:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Date of Adoption

Motion was made by Councilman Henson to adopt the above Ordinance, seconded by Councilman Baldrige.

Ms. Wheeler polled Council as follows:

	<b>Present</b>	<b>Absent</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>
Mayor Fitzgerald	X		X		
Melvin Henson	X		X		
Vice-Mayor Tyson Cooper	X		X		
Steve Baldrige	X		X		

Lisa Clark	X		X		
Daniel Staton	X		X		

Mayor Fitzgerald thanked everyone in the audience for attending and asked them to come back again.

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

\_\_\_\_\_  
Dawn M. Wheeler  
Clerk of Council

\_\_\_\_\_  
William H. Fitzgerald  
Mayor