



City of Buena Vista City Council

Regular Council Meeting & Executive Session

February 1, 2024, 6:00 PM
Council Chambers – 2039 Sycamore Avenue

The City Council for the City of Buena Vista met for a Regular Council Meeting & Executive Session on Thursday, February 1, 2024, at 6:00 p.m.

Members Present: Mayor Tyson Cooper

Melvin Henson
Michelle Poluikis
Todd Jones

Steve Webb
Danny Staton
Ronald Cash

Members Absent: None

ADG #1: CALL TO ORDER, PLEDGE OF ALLEGIANCE AND PRAYER

Mayor Cooper called the meeting to order and delivered the opening prayer.

ADG #2: APPROVAL OF THE AGENDA

Councilman Cash moved to approve the agenda, seconded by Councilman Staton, and carried by Council.

ADG #3: APPROVAL OF MINUTES FROM THE JANUARY 18, 2024, REGULAR COUNCIL MEETING, PUBLIC HEARINGS, & EXECUTIVE SESSION

Motion to approve the minutes was made by Councilman Webb, seconded by Councilman Staton, and carried by Council with Councilmen Henson and Jones abstaining.

ADG #4: RECOGNITION/COMMUNICATION FROM VISITORS

- Bobby Moore, 1029 Orange Avenue, addressed a student parking problem in his neighborhood and across the City. He noted that while he is thankful that the school is here, it is an inconvenience for him and his family to not have anywhere to park when they come home due to the amount of cars the students have.
- Wayne Fitzgerald, 545 East 23rd Street, followed up on the concerns he discussed at the previous meeting regarding the application for a CUP at 2345 Birch Avenue to allow five unrelated persons to live there. He had asked who is going to be responsible for keeping up with this and making sure that [the students] are following the rules. Referencing a letter he received from Tom Roberts, he stated that the answer to that question is nobody. He then read an excerpt from that letter:

As Zoning Administrator, I receive complaints to investigate. When the property comes into compliance, I will not revisit it unless we have a new complaint or otherwise have reason to believe that they are in violation again. We do not look proactively for potential violations primarily because we do not have the staff capacity.

Mr. Fitzgerald stated that these particular students have no respect and are not good kids. He noted incidents of them speeding, running stop signs, parking in and blocking the alley, and urinating on other people's property. He opined that unless someone makes them comply, they aren't going to.

- Tom Akers, 2356 Birch Avenue, spoke again regarding the potential CUP for 2345 Birch Avenue, as well. He stated that he has dealt with this situation for two years. He said that upon speaking with various individuals he learned that the University does not enforce their code of conduct, and the students are aware of that fact. He opined that the zoning regulations in place are a poor effort to rectify a behavioral problem. He then talked about an incident that occurred over the weekend while he was sitting on his porch, where one of the students living there pulled up in his vehicle and went into the house while staring at [Mr. Akers] then came back out to his vehicle where he proceeded to turn his music up full blast, blaring a song that repeatedly used a "two-word Anglo Saxon phrase that begins with the letter F" and noted that "the message wasn't missed".

Mayor Cooper asked Tom Roberts if he could collect these concerns and share them with the University to enlist their help with this as well. Mr. Roberts said that he would be in touch with them.

- Ada Branham, 2646 Edgewood Road, addressed additional concerns about the CUP for the Birch Avenue property. She noted that when the original Ordinance was passed it stated that the limit was four unrelated people and to be a part of the neighborhood, instead of just a renter just coming and going. She opined that this ordinance has been abandoned and there are many people out there complaining about this and it is time for something to be done. Mrs. Branham urged Council to reject this proposal.

ADG #5: REPORTS

1. Mayor

Mayor Cooper stated that he has been trying to be out and about in the community noting that he had spoken with the Library Board, Planning Commission, School Board, and met with students at the High School.

2. City Manager

Mr. Tyree reminded everyone that the Town Square webpage went live this week. He noted that the page is comprehensive and contains all the need-to-know information about the project. Kristina Ramsey has put together a flexible donation tier and is sending out letters to solicit donations. Miss Ramsey has also been working with Main Street BV to be able to take online donations, so folks can use their credit/debit cards, and that option is on the webpage as well. She is also working with Vinyl Cuts to design a fundraising "thermometer" which will also have a QR code that people can scan to learn more about the project or to donate.

There was a water main break on East 3rd Street last week and Public Works crews were on site 24/7 to get it fixed, which took almost three days. He gave kudos to them for the great job they did managing the situation.

Each City department was represented in a Virginia Department of Emergency Management (VDEM) training. Several state and local emergency services representatives were there as well.

He thanked Chief Handley for setting up and coordinating the training. He also noted that we are planning to do several of these training sessions each year. These trainings are to help get people prepared in the event of an emergency or disaster.

3. City Attorney

None.

4. Council Committees/Representatives

Councilman Henson followed up on Mr. Tyree's report of the water break and thanked the Public Works department for fixing the leak and being able to keep almost everybody in water while they worked on it. Mr. Tyree also stated that by fixing this leak, it is saving the City almost 300,000 gallons of water per day.

5. Department Heads/Constitutional Officers/Court Clerks

a. Joshua Elrod – Commonwealth's Attorney

Mr. Elrod introduced himself and stated that after receiving the invitation to come into Council meetings for updates, he wanted to take that opportunity to come in and tell everyone that he is very available if anyone has concerns with which he can help. Mr. Elrod went on to talk about an initiative that his office is undertaking. He stated that a lot of the surrounding jurisdictions have a Drug Court and that he is looking into forming a Regional Drug Court for Buena Vista, Lexington, and Rockbridge County. He briefly explained what Drug Court is and what it isn't. It deals with people who come before the criminal justice system because they have substance abuse issues or substance use disorder. The kinds of drugs that are in our community are on the cutting edge and we are not immune to these problems. He noted that people sometimes believe that Drug Court is a softer approach or an easier path, but that is really not the case. Participants say that the requirements and what goes into being involved in Drug Court is much more difficult than what they would face than if they just showed up to court, took their medicine or jail sentence, and let the chips fall where they may. Mr. Elrod stated that the people who show up for Drug Court are the ones who genuinely want to get better. They are motivated, but need constant contact with the court system, and quicker penalties or repercussions. Drug Court is built on a theory of criminal justice known as swift and certain punishment; you mess up and test positive, you might go to jail for a weekend, then you show up the next week for Drug Court and try again. He noted that this is not for everybody and is certainly not how we intend to deal with our entire drug population, but for some people it really works. He further noted that we are a small enough community, that if we are able to get one or two people out of that lifestyle, it will cause a ripple effect that will be felt in the community.

b. Tom Roberts – Community Development

- State of Good Repair paving of Route 60
 - Annual VDOT competitive program to fund paving segments of state highway system that are in poor condition
 - Will pave this spring
- 21st Street CDBG/TAP Streetscape
 - Redoing and upgrading intersections at 21st & Sycamore and 21st & Forest; 21st & Forest will have landscaped bump-outs on all four corners; new streetlights on

- Sycamore; new street trees on 21st
 - Combination of Community Development Block Grant and Transportation Alternatives Program Funds
 - Currently in design phase; construction in 2025
- Growth and Accessibility Program small area transportation study at Food Lion/Forge Road/Route 60
 - Looking at pedestrian and vehicular connectivity and safety, in particular a pedestrian route from the bridge up to Food Lion
 - Currently underway; study will be finished this spring
- Highway Safety Improvement Program
 - Systemic safety improvements; not road construction
 - Intersection improvements at multiple traffic lights; flashing yellow arrows, pedestrian signals, and crosswalk improvements
 - Funded; construction TBD in a few years
- Smart Scale
 - Intersection improvements at Beech Avenue and 29th Street for sidewalks and crosswalks so pedestrians can safely cross
 - Funded; construction TBD in a few years
- Forestry grants
 - Virginia Department of Forestry technical assistance award to map tree cover in the City, develop an urban forest management plan, and audit City ordinances related to trees
 - Boxerwood was awarded a grant to partner with the City on forestry-related environmental education and tree planting efforts; more details on that coming soon
- Mountain Gateway Community College Wilson Workforce Center downtown
 - Construction bid is currently being advertised
 - Pending Industrial Revitalization Fund grant for gap construction funding
 - Potential CDBG application for equipment funding
- River Access Design project
 - Design phase of new river access/park/boat ramp behind Public Works and Burger King plus a simple boat ramp a bit downstream by the Innovation Accelerator
- Need to rewire network cabling in City Hall if we want to install an elevator or if we want to switch to Voice Over IP phones. VTS is finalizing plans for how to rewire and relocate the server room to the basement
 - Ideally would do this project in 2024 or early 2025; City Manager is handling all City Hall renovation projects
- Inching forward in implementing new software for the Treasurer's and Commissioner of

Revenues offices as well as at Public Works

- Vendor selected for the Treasurer and Commissioner (PCI) is moving slowly and we have had multiple setbacks with them
- We can't implement the utility billing system until that system is up and running
- John from VTS is managing this project

6. Invited Community Organizations

a. Brooke Dalton – Main Street Buena Vista

Mrs. Dalton stated that MSBV had a terrific year in 2023 which included completing numerous projects and building strong relationships with local and regional stakeholders and their community members. They started off 2024 by completing their work plan at a retreat a few weeks ago. She noted that MSBV uses the Main Street America four-point program which is Business Solutions, Placemaking, Promotions, and Organization. Updates from those committees are:

- Business Solutions – focused on promoting downtown business; bringing in new business; collaborating with the Chamber to begin hosting Lunch & Learn events for new/potential business owners and existing business owners and quarterly Coffee Mornings for brainstorming downtown promotion strategies
- Placemaking – looking to complete another art project as well as helping business and property owners with their store fronts and green spaces; potentially installing some parklets, etc.; focusing on the Town Square project
- Promotions – focused on promoting local businesses, events, and activities throughout the year; promoting not only downtown, but Buena Vista as a whole; working on a walking map that will showcase downtown, the river walk, and Glen Maury Park
- Organization – has been putting a lot of effort into expanding our volunteer base; joined JustServe which is a volunteer app; going to be working through a grant with VA Main Street to work on fund development to identify innovative strategies for boosting their sustainability as an organization

b. Thomas Bell – Library Board of Trustees

Mr. Bell began by congratulating Mayor Cooper, Councilwoman Poluikis, Councilman Cash, and Councilman Jones for their recent elections/appointment. Mr. Bell spoke about some of the services that the Library offers including: books, movies, mobile hotspots, and puzzles that can be checked out; computers and the internet are available for in-house use; printing services; faxing; notary; computer assistance and help with online job applications and setting up email accounts; passport services are available in Lexington; adult and youth reading programs; story time; homeschool hours; adult craft and chat; choose your own adventure book club for teens; STEM nights and many other programs. Mr. Bell also noted that there are two bulletin board in the Library that are available for posting announcements, etc. He offered that if there is anything the library can do for the City, to please reach out.

c. Sheryl Wagner – Rockbridge Regional Tourism

Mrs. Wagner introduced herself to Council as the new Director of Rockbridge Regional Tourism. She came back to the area after working in Staunton for the past 16 years. She

said that she is thrilled to be promoting the most beautiful place in Virginia. She thanked Council for their support and commended Kristina Ramsey as a member of the Tourism Board for all of her help in navigating her beginning in this position.

ADG #6: CONSIDER APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES:

Prior to making any decisions, Mr. Kearney wanted Council to be aware of a few things. The Public Recreation Facilities Authority is actually being wound down so there will be very little activity moving forward; the Board of Zoning Appeals is also a fairly inactive board only meeting once every other year or so; the duties of the Economic Development Authority may actually be increasing. He advised that they keep these thoughts in mind when choosing who to appoint to each board.

Councilman Cash asked Mr. Kearney to explain what each of these boards/authorities entail. Mr. Kearney explained that the Public Recreation Facilities Authority was set up for the golf course property but right now the only thing in its name is a 32-acre parcel along the Mountain Gateway property and a small parcel near Deer Haven. There is no other current activity within the authority and no anticipated activity for the future; it will probably clean up those little pieces of property and be put to bed as it was set up for the sole purpose of the development of the golf course and that is now over. The Economic Development Authority is an important authority for the City; it owns the industrial park property and the doctor's office in town. The whole idea of the EDA is to promote economic development; it can borrow and lend money for certain things. Mr. Kearney noted that Kristina Ramsey is looking to expand the EDA to figure out what we can do from a government standpoint to bring people into town. The Board of Zoning Appeals is a court in a sense as members hear appeals dealing with various zoning issues; it rarely meets. It is a body that is required by law to be in place in case someone wants to appeal a zoning decision, but it is not used very often.

Public Recreation Facilities Authority:

Mr. Brent Styler is unable to complete his term on the Public Recreation Facilities Authority. This appointment will begin immediately and will expire on June 30, 2026. This is the second time it has appeared on the agenda.

Mr. Timothy Petrie, Mrs. Jody Fix, and Mr. Michael Lonergan applied for the open seat.

Councilman Webb moved to appoint Mr. Petrie to the PRFA, seconded by Councilman Jones, and carried by Council.

Economic Development Authority:

Mr. Steve Baldridge has resigned from the EDA. This appointment will begin immediately and will expire on March 31, 2025. This is the second time it has appeared on the agenda. Appointee may not serve on any other board.

Mr. Michael Lonergan and Mrs. Jody Fix applied for the open seat.

Councilman Jones made a motion to appoint Mr. Lonergan to the EDA. The motion was seconded by Councilman Cash and carried by Council.

Board Of Zoning Appeals:

Mr. Todd Jones is unable to complete his term on the Board of Zoning Appeals. This appointment will begin immediately and will expire on December 31, 2026. This is the first time it has appeared on the agenda. Appointee may not serve on any other board.

Mr. Michael Lonergan and Mrs. Jody Fix applied for the open seat.

After noting that the BZA is a fairly inactive board and that there would be some openings coming available on the EDA in the next couple of months, Councilman Webb moved to appoint Mrs. Fix to the BZA. Councilman Cash seconded the motion, and it was carried by Council.

OLD BUSINESS

OB #1: ELECTION OF VICE-MAYOR

Mayor Cooper asked for nominations for the Vice-Mayor seat.

Councilman Henson nominated Councilman Staton with Councilman Webb seconding.

Mayor Cooper asked if there were any other nominations; there were none.

Councilman Staton was appointed as Vice-Mayor by unanimous decision of Council.

OB #2: DISCUSSION OF COUNCIL COMMITTEES

Mayor Cooper opened the discussion stating that he had given this a lot of thought and after talking with the rest of Council, had decided on the following proposed Council Committees:

- Budget & Finance which Councilmen Webb and Jones will serve on.
- School Facilities with Councilwoman Poluikis and Councilman Cash serving.
- Outdoor Spaces which Councilman Henson and Vice-Mayor Staton will be serving on.

Budget & Finance will focus solely on putting together the FY 2024-2025 Budget for the City.

School Facilities will work together with the School Board to identify our needs and how to best address those.

Outdoor Spaces will choose a couple of the City's outdoor spaces (floodwall, FEMA land, etc.) outside of Glen Maury Park to work on improving this year.

Mayor Cooper also noted that he would like to expand each committee by appointing one or two citizen representatives to serve as well.

OB #3: SECOND READING OF AN ORDINANCE FOR A CONDITIONAL USE PERMIT FOR 5 UNRELATED PERSONS TO OCCUPY 2345 BIRCH AVENUE

As there were no changes to the text, Councilman Henson moved to read the Ordinance by title only. Vice-Mayor Staton seconded the motion, and it was carried by Council.

Ms. Burch read the Ordinance by title.

Councilman Webb made a motion to NOT approve the Conditional Use Permit, seconded by Vice-Mayor Staton.

Councilman Jones noted that they dealt with these types of problems back when he was on the Planning Commission. He stated that there are good locations where it would be proper to grant a CUP, but this is not one of them.

Councilwoman Poluikis suggested that the homeowner be subject to pay fines since he was in violation of the zoning rules and to be charged for as long as it takes for them to comply. Ms. Burch took a roll call of Council as follows on the motion to **DENY** the Ordinance:

Member	Present	Absent	Yes	No	Abstain
Councilman Henson	X		X		
Councilwoman Poluikis	X		X		
Councilman Jones	X		X		
Councilman Webb	X		X		
Councilman Cash	X		X		
Vice-Mayor Staton	X		X		
Mayor Cooper	X		X		

The Ordinance was **denied** by unanimous vote.

OB #4: SECOND READING OF A ZONING TEXT AMENDMENT FOR SECTION 630: DIMENSIONAL REGULATIONS

There were no changes to the text. On a motion by Councilman Jones, seconded by Councilman Henson, Ms. Burch read the Ordinance by title only.

Councilman Jones moved to **adopt** the zoning text amendment, seconded by Councilman Henson. Ms. Burch took a roll call of Council as follows:

Member	Present	Absent	Yes	No	Abstain
Councilman Henson	X		X		
Councilwoman Poluikis	X		X		
Councilman Jones	X		X		
Councilman Webb	X		X		
Councilman Cash	X		X		
Vice-Mayor Staton	X		X		
Mayor Cooper	X		X		

The adopted Ordinance is as follows:

Zoning Text Amendment Section 630: Dimensional Regulations

AN ORDINANCE to amend Section 630 of the Land Development Regulations of the Code of the City of Buena Vista, as amended, for the purpose of updating residential occupancy regulations.

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 630 is repealed and replaced in full as shown in the attached "Exhibit A".

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

Tyson T. Cooper, Mayor

Attest:

Sarah M. Burch, Clerk of Council

Date of Adoption

OB #5: SECOND READING OF A ZONING TEXT AMENDMENT FOR SECTION 711: GROUP HOMES

As there were no changes to the text, Councilman Henson moved, with Vice-Mayor Staton seconding, to read the Ordinance by title only.

Ms. Burch read the Ordinance by title.

Councilman Jones made a motion to **adopt** the zoning text amendment, seconded by Councilman Henson. Ms. Burch took a roll call of Council as follows:

Member	Present	Absent	Yes	No	Abstain
Councilman Henson	X		X		
Councilwoman Poluikis	X		X		
Councilman Jones	X		X		
Councilman Webb	X		X		
Councilman Cash	X		X		
Vice-Mayor Staton	X		X		
Mayor Cooper	X		X		

The adopted Ordinance is as follows:

Zoning Text Amendment
Section 302 and 711: Residential Occupancy

AN ORDINANCE to amend Sections 302 and 711 of the Land Development Regulations of the Code of the City of Buena Vista, as amended, for the purpose of updating residential occupancy regulations.

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, that Section 302-04-9 Dwelling Unit is hereby repealed; and that Sections 302.01-10 and 302.04-5 are amended to read as follows:

302.01-10 Apartment means a dwelling unit located in a building with other dwelling units or other uses, providing living quarters for a single family. Efficiency dwelling units are apartments.

302.04-5 Dwelling (or Dwelling Unit) means any building or portion thereof which is designed for or used primarily for residential purposes by one family as herein defined, except hotels, dormitories, and automobile trailers. Dwellings may be used for transient occupancy pursuant to Section 714 Residential Transient Occupancy.

BE IT FURTHER 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 711 is amended in full as shown in the attached "Exhibit A".

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

Tyson T. Cooper, Mayor

Attest:

Sarah M. Burch, Clerk of Council

Date of Adoption

NEW BUSINESS

NB #1: DISCUSSION AND APPROVAL OF ARPA FUNDS FOR GENERAL DISTRICT COURTROOM / COUNCIL CHAMBERS REMODEL

Mr. Tyree noted that this is something that has been discussed over the few months. Judge Tucker had asked us to think about court security due to the Judges having to walk from the back through the crowd with the potential for someone in the crowd to attack them. Based on these security concerns, the idea is to simply flip the room to prevent this from happening. He noted that the dais will not be able to be moved because it is already falling apart. The quote from Bryson Adams (\$78,950) includes new carpet and furniture, but it does not include updated technology needs. For this reason, the request is for \$100,000. This will give us the extra money for new microphones (possibly drop-down microphones) and equipment for live-streaming capabilities.

Councilman Henson noted that under the statewide building code, 'renovation' means that everything will have to come up to the present code and that there are a couple of violations in the building that need to be corrected. Mr. Tyree stated that this remodel will start a process to actively correct some of our ADA compliance issues; mainly the installation of an elevator. The goal is to do a project each year as the code says that you have to "actively pursue" the compliance.

Mayor Cooper asked how much was set aside in the budget for courthouse renovations. Finance Director, Charles Clemmer reported that there is roughly \$20,000.

Councilman Jones moved to approve the request with Councilwoman Poluikis seconding. The request was unanimously approved by Council.

Mr. Tyree also mentioned that the construction will take about three weeks, so when that happens, Council meetings will move to the Circuit Courtroom. Mr. Adams was waiting for approval from Council before proceeding, so now his next call will be to the Court to align dates with them to make sure the construction interferes as little as possible.

NB #2: DISCUSSION OF ON-STREET PARKING REGULATIONS

Mr. Roberts noted that this is a popular topic right now and we cannot and are not trying to solve all of our on-street parking challenges at once as there are a lot of different angles to those challenges. We looked at this back in October and have revised since then. What we are specifically looking at right now are RVs and trailers parked on the street. It has become apparent in recent years that there are numerous trailers and RVs parked on City streets in residential neighborhoods. Because these are large vehicles, that are not “passenger vehicles,” in many situations they choke down the travel way making it difficult for vehicles to pass; they can block visibility, especially around corners; parking of these non-passenger vehicles which tend to stay in place for long periods of time, takes up spaces that could be used for passenger vehicles. The summary of the new regulation is that parking of recreational vehicles and trailers will be prohibited. One exception would be if you are actively loading or unloading, i.e., packing up your RV for a trip or loading materials onto a trailer. The other exception is for construction trailers or dumpsters in front of the property that is being worked on. The regulation would apply City-wide, except where the City puts up signage to allow it, as in “truck parking” in an industrial area. Mr. Roberts pointed out that the focus of this is prohibiting recreational vehicles and trailers, but the regulation expands that to include camping trailer, mobile home, school bus, tractor truck, and trailer. Camping trailer and mobile home are just different words for different types of RVs. School buses are included because they are very large, take up a lot of space, and pose some of the same visibility and travel way issues. Tractor truck means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the load and weight of the vehicle attached thereto. A trailer is something that is non-motorized and pulled behind a vehicle.

The next steps for this will be to create a final text and do a publicity campaign so that we notify people ahead of time. This will involve more than just our standard processes for advertising; we will use social media, put flyers on vehicles, and any other means we can find to let people know that we are considering this change and give ample time prior to a City Council Public Hearing. Mayor Cooper suggested that we give lots of time to get this out to the public as it is a big change.

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EXECUTIVE SESSION

According to Section 2.2-3711 (A) (1) of the 1950 Code of Virginia, as amended, to discuss the possible disposition of publicly held real estate, specifically the City's water system, in response to an unsolicited proposal under the Private Educational Facilities and Infrastructure Act of 2002 received from AQUA Virginia, Inc. where discussion in an open meeting would adversely affect the bargaining position of the City and in accordance with

Section 2.2.3711 (A) (28) of the Code of Virginia to discuss information associated with the aforesaid unsolicited proposal that is subject to exclusion from public disclosure in accordance with Subdivision 11 of Section 2.2.3705.6 of the Code of Virginia.

RETURN TO REGULAR SESSION:

Council Member Henson moved to return to regular session, seconded by Vice-Mayor Staton and carried by Council.

CERTIFICATION OF EXECUTIVE MEETING

MOTION: Councilman Jones

DATE: February 1, 2024

SECOND: Councilman Webb

PURPOSE: Discuss AQUA offer

WHEREAS, the Buena Vista City Council has convened an Executive Meeting 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 to the best of each member's knowledge that: (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:

Councilman Henson ✓

Councilwoman Poluikis ✓

Councilman Webb ✓

Councilman Jones ✓

Councilman Cash ✓

Vice-Mayor Staton ✓

Mayor Cooper ✓

AYES – 5

NAYS – 0

MEMBERS ABSENT DURING VOTE: None.

MEMBERS ABSENT DURING MEETING: None.

Sarah M. Burch, Clerk of Council

ADJOURNMENT

There being no further business, the meeting was adjourned.

Sarah M. Burch, Clerk of Council

Tyson T. Cooper, Mayor