

Bradley E. Grose, Mayor
Keith N. Liles, Vice Mayor
Sabrina McCarty, Council Member
Janet Scheid, Council Member
Michael W. Stovall, Council Member



Vinton Municipal Building
311 South Pollard Street
Vinton, VA 24179
(540) 983-0607

**Vinton Town Council
Regular Meeting
Council Chambers
311 South Pollard Street
Tuesday, July 2, 2019**

AGENDA

Consideration of:

- A. 7:00 p.m. - ROLL CALL AND ESTABLISHMENT OF A QUORUM**
- B. MOMENT OF SILENCE**
- C. PLEDGE OF ALLEGIANCE TO THE U. S. FLAG**
- D. UPCOMING COMMUNITY EVENTS/ANNOUNCEMENTS**
- E. REQUESTS TO POSTPONE, ADD TO OR CHANGE THE ORDER OF AGENDA ITEMS**
- F. CONSENT AGENDA**
 - 1. Consider approval of the minutes of the Regular Council meeting of June 18, 2019
- G. AWARDS, INTRODUCTIONS, PRESENTATIONS, PROCLAMATIONS**
 - 1. Vinton Historical Society and Museum Report – **Doug Forbes**
- H. CITIZENS' COMMENTS AND PETITIONS - This section is reserved for comments and questions for issues not listed on the agenda.**
- I. TOWN ATTORNEY**
- J. TOWN MANAGER**
 - 1. BRIEFINGS**
 - a. Briefing on Cost of Service Study/Water & Wastewater Rates – **Courtney Rogers**

- b. Briefing to consider a variance of the Town's Noise Ordinance to Rosie's Gaming Emporium – **Pete Peters**
- c. Briefing on property dedication from Bernard Beliveau of real estate located adjacent to Glade Creek, designated as Tax Map Parcel Number 060.11-04-10.00-0000, to the Town of Vinton – **Anita McMillan**

2. ITEMS REQUIRING ACTION

- a. Consider adoption of a Resolution authorizing the Town Manager to execute an Agreement with the Virginia Department of Housing and Community Development (DHCD) for a \$200,000 Community Development Block Grant CBG) to provide a Virginia Individual Development Account (VIDA) Program – **Pete Peters**

3. COMMENTS/UPDATES

K. REPORTS FROM COUNCIL COMMITTEES

L. MAYOR

M. COUNCIL

N. ADJOURNMENT

NOTICE OF INTENT TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT. Reasonable efforts will be made to provide assistance or special arrangements to qualified individuals with disabilities in order to participate in or attend Town Council meetings. Please call (540) 983-0607 at least 48 hours prior to the meeting date so that proper arrangements may be made.

NEXT TOWN COUNCIL/COMMITTEE MEETINGS:

July 8, 2019 - 2:00 p.m. – Finance Committee Meeting – TOV Conference Room

July 16, 2019 – 7:00 p.m. – Council Meeting - Council Chambers



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Town Clerk

Issue

Consider approval of the minutes of the Regular Council meeting of June 18, 2019

Summary

None

Attachments

June 18, 2019 minutes

Recommendations

Motion to approve minutes

MINUTES OF A REGULAR MEETING OF VINTON TOWN COUNCIL HELD AT 7:00 P.M. ON TUESDAY, JUNE 18, 2019, IN THE COUNCIL CHAMBERS OF THE VINTON MUNICIPAL BUILDING LOCATED AT 311 SOUTH POLLARD STREET, VINTON, VIRGINIA

MEMBERS PRESENT: Bradley E. Grose, Mayor
Keith N. Liles, Vice Mayor
Sabrina McCarty
Janet Scheid

MEMBERS ABSENT: Michael W. Stovall

STAFF PRESENT: Pete Peters, Assistant Town Manager/Director of Economic Development
Susan N. Johnson, Executive Assistant/Town Clerk
Jeremy Carroll, Town Attorney
Thomas Foster, Police Chief
Anne Cantrell, Finance Director/Treasurer
Anita McMillan, Planning & Zoning Director
Joey Hiner, Public Works Director

The Mayor called the regular meeting to order at 7:00 p.m. The Town Clerk called the roll with Council Member McCarty, Council Member Scheid, Vice Mayor Liles and Mayor Grose present. Council Member Stovall was absent.

Roll call

After a Moment of Silence, William Booth led the Pledge of Allegiance to the U.S. Flag.

Under upcoming community events, Council Member McCarty announced the following: June 22 – Mingle at the Market with Eric Wayne Duo and Faded Travelers – Farmers Market and July 4 – Celebration – 6-10 p.m. – War Memorial.

Chief Foster made comments and then read a quote from Abraham Lincoln, “The best way to predict the future is to create it yourself”.

Council Member Scheid made a motion to approve the Consent Agenda as presented; the motion was seconded by Council Member McCarty and carried by the following vote, with all members voting: Vote 4-0; Yeas (4) – McCarty, Scheid, Liles, Grose; Nays (0) – None; Absent (1) – Stovall.

Approved minutes of the Regular Council Meeting of June 4, 2019; Resolution No. 2307 appropriating funds in the amount of \$388.70 received for scrap metal to the Public Works budget and Resolution No. 2308 appropriating funds in the amount of \$1,500.00 for the receipt of an insurance claim made on a pick-up truck and the trailer mounted light tower that incurred damage of the Public Works Department

Under awards, introductions, presentations, the item was a Proclamation in recognition of Lyndell “Lynn” and Peggy Bryant, caretakers of Wolf

Creek Greenway. Anita McMillan first made brief comments and recognized Mr. Bryant, Bud LaRoche, Chairman of the Greenway Commission, and Liz Belcher, the Greenway Coordinator who were present at the meeting. Ms. McMillan also recognized Council Member Scheid and Pete Peters who are also members of the Greenway Commission along with herself. Council Member Scheid next read the Proclamation and it was presented to Mr. Bryant. Council Member Scheid announced there will be a dedication of a park bench for Mr. and Mrs. Bryant on the Wolf Creek Greenway at 5:00 p.m. on June 26th following the Greenway Commission meeting at 4:00 p.m. Mr. Bryant presented a framed picture of he and Mrs. Bryant to be used for the bench dedication.

The next item on the agenda was a briefing on a proposed Ordinance to repeal Sections 10-41 to 10-46 of Division 1, Generally, Article II, Dogs and Cats, of Chapter 10, Animals. Anne Cantrell commented that Section 3.2-6534 of the Virginia Code requires that any moneys collected for dog and cat license taxes be used for very specific items such as animal control or care.

Pursuant to the MOU with Roanoke County, effective July 1, 2019, the County will be covering our fees charged by the Regional Center for Animal Care and Protection (RCACP). The Town will continue to employ an animal control officer and provide animal control services to its citizens; however, staff recommends turning over animal licensing to Roanoke County in light of their obligation to pay RCACP fees on behalf of the Town.

Ms. Cantrell next commented that the Treasurer's Office has software that will no longer be supported after June 30, 2019, which would mean that all of the veterinarian notifications would have to be handled manually. The impact of removing the fees was included in the FY 2019-2020 budget. Her office is working with Roanoke County to be a remote office and the Town Attorney is drafting a Memorandum of Understanding which will be brought back to Council at a future meeting.

We have this item as a briefing and also an action item because of the time constraint of the software support ending on June 30, 2019.

Council Member Scheid commented that this matter was discussed by the Finance Committee several times and felt it is important not only for the

convenience of our citizens to be able to come to the Town to get their animal tags, but also because our animal ordinance is different from Roanoke County's. The number of animals that we allow is less than what Roanoke County allows and one concern is that if Town of Vinton citizens go to Roanoke County the County may not be able to distinguish who is Town resident and who is not and there may be confusion about the number of animals they can have. It would be helpful in terms of enforcement and the convenience of our citizens to be able to have a remote location here because we can enforce our ordinance.

Vice Mayor Liles asked if a citizen worked in Roanoke County and wanted to buy their tags in Roanoke County. Council Member Scheid responded they could, but it would still have to be worked out with them where they have an understanding and appreciation for the fact that our ordinance is different than theirs.

In response to a question from the audience, Anne Cantrell commented that our ordinance provides for no more than four dogs or cats in any combination thereof.

The next item on the agenda was to consider adoption of an Ordinance to repeal Sections 10-41 to 10-46 of Division 1, Generally, Article II, Dogs and Cats, of Chapter 10, Animals of the Town Code. The Town Clerk commented that the Ordinance has been revised to make one grammatical correction in the fourth Whereas paragraph and to add an effective date of July 1, 2019.

Council Member McCarty made a motion to adopt the Ordinance as revised; the motion was seconded by Vice Mayor Liles and carried by the following roll call vote, with all members voting: Vote 4-0; Yeas (4) – McCarty, Scheid, Liles, Grose; Nays (0) – None; Absent (1) – Stovall.

The next item on the agenda was to consider adoption of a Resolution to transfer funds in the General Fund between line items and cost centers to balance these accounts in the FY 2018-2019 Budget. Anne Cantrell commented that this is an item that we do each year. One of the items that our auditors test for is that what we actually spent is in-line with what our budget was. All of the budget transfers that are included with the Resolution were discussed with the departments so they are aware where the funds are doing and have also asked them

Adopted Ordinance No. 1004 to repeal Sections 10-41 to 10-46 of Division 1, Generally, Article II, Dogs and Cats, of Chapter 10, Animals to the Town Code

to notify the Finance Department before any large purchases are made. We feel that this action will clear us from having any audit comments from being overspent. The total that we are moving between accounts is \$169,600.00.

Council Member Scheid made a motion to adopt the Resolution as presented; the motion was seconded by Vice Mayor Liles and carried by the following roll call vote, with all members voting: Vote 4-0; Yeas (4) – McCarty, Scheid, Liles, Grose; Nays (0) – None; Absent (1) – Stovall.

Under reports from Council Committees, Anne Cantrell first commented that the Finance Committee met with Davenport & Co. and reviewed the Rate Study. They will be making their presentation to Council at the July 2nd meeting. The Committee also reviewed the two Resolutions that were approved under the Consent Agenda, discussed the April 2019 financial statements, the animal license code revision that was approved tonight, the Volunteer Rescue Squad reimbursement and some additional town holidays.

With regard to the April financial report, Ms. Cantrell reviewed a PowerPoint presentation, which is on file in the Town Clerk's Office as a part of the permanent record. Ms. Cantrell further commented that the Volunteer Rescue Squad reimbursement was approved with some contingencies. The Committee also discussed providing two additional Town holidays, July 5th and December 23rd, and the cost associated with those additional holidays. There are some salary lapses in positions in the two departments affected by the holidays that would work overtime that should be able to cover these costs.

Council Member Scheid made a motion to approve the April 2019 Financial Report as presented; the motion was seconded by Vice Mayor Liles and carried by the following vote, with all members voting: Vote 4-0; Yeas (4) – McCarty, Scheid, Liles, Grose; Nays (0) – None; (1) – Absent - Stovall.

Vice Mayor Liles made a motion to approve two additional Town holidays, July 5th and December 23rd and the motion was seconded by Council Member McCarty. Council Member Scheid commented that the Finance Committee discussed and recommended approval of the two holidays based on the fact that the departments were doing

Adopted Resolution No. 2309 to transfer funds in the General Fund between line items and cost centers to balance these accounts in the FY 2018-2019 Budget

Approved the April 2019 Financial Report

so well in terms of keeping their expenditures down this would be a way to show appreciation to them.

The motion was then carried by the following roll call vote, with all members voting: Vote 4-0; Yeas (5) – McCarty, Scheid, Liles, Grose; Nays (0) – None; (1) – Absent - Stovall.

The Mayor commented on the Chamber now being moved into their office in the Community Center and the success of the Volunteer Appreciation Event.

Comments from Council: Council Member McCarty commented on the Volunteer Appreciation Event. Vice Mayor Liles again congratulated Mr. Bryant and his wife for all of the hard work they have done and continue to do on the Greenways and expressed appreciation to the Planning Department staff and the Planning Commission members for the work they have been doing on updating the ordinances.

Vice Mayor Liles made a motion to adjourn the meeting; the motion was seconded by Council Member McCarty and carried by the following vote, with all members voting: Vote 4-0; Yeas (4) – McCarty, Scheid, Liles, Grose; Nays (0) – None; Absent (1) – Stovall. The meeting was adjourned at 7:34 p.m.

Approved two additional Town holidays, July 5th and December 23rd

Meeting adjourned

APPROVED:

Bradley E. Grose, Mayor

ATTEST:

Susan N. Johnson, CMC, Town Clerk



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Administration

Issue

Vinton Historical Society and Museum Report

Summary

Doug Forbes will be at the meeting to give this report on behalf of the Historical Society.

Attachments

None

Recommendations

No action required



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Finance Department/Treasurer

Issue

Briefing on Cost of Service Study/Water & Wastewater Rates

Summary

Davenport & Co. presented the Cost of Service Study/Water & Wastewater Rates to Town staff on June 5th and to the Finance Committee on June 12th. Courtney Rogers of Davenport & Co. will be at the meeting to brief Council and answer any questions.

Attachments

None

Recommendations

No action required



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Administration

Issue

Briefing to consider a variance of the Town's Noise Ordinance to Rosie's Gaming Emporium

Summary

Rosie's Gaming Emporium opened for business at 1135 Vinyard Rd on May 9, 2019, for the purpose of operating an Entertainment Venue, offering off-track horse racing wagering, historic racing terminals, a gift shop and a full service restaurant.

The management staff of Rosie's recently approached Town Administration with the request to host a special event on July 27th, 2019 when they plan to give away a Mercedes Benz. In anticipation of an overcapacity crowd, the management staff is seeking a Special Event Permit to host the event both inside and outside of the facility with the intent of erecting a large tent and stage to provide a beer garden and live music in the parking lot of Rosie's. The event is proposed to take place between the hours of 7:00pm and 11:00 pm in the side lot of Rosie's. Similar events are being planned to be held simultaneously at two other Rosie's Gaming locations within the state.

In the Town Code, the proposed special event falls under the provisions of Article II. Noise, Section 34-26. - Loud noises prohibited. The following acts are declared to be noise disturbances in violation of this article: (6) Using or operating on the inside or outside of any store, shop, business establishment, warehouse, or commercial building, any loudspeaker, sound amplifying equipment, or other sound producing or reproducing device capable of emitting music, noise, sounds, tapes, or voice in such a manner that it is plainly audible at a distance of 50 feet or more from the store, shop, business establishment, warehouse or commercial building unless it is used only intermittently for announcing or paging an individual or unless it signals the ringing of a telephone, danger from smoke, a fire, or a burglary, or the beginning or stopping of work or school, or unless it is operated in accordance with conditions of zoning.

In order to provide the event and meet the anticipated attendance capacity expected for the event, Rosie's Gaming Emporium has submitted a request for a temporary variance of Vinton's noise ordinance pursuant to Section 34-27. The variance request is from 9pm through 11:59pm on July 27th, with live music ending at 10:30pm, the final public address announcements being made at 11pm, and only cleanup activities occurring between the hour of 11pm and midnight.

Section 34-27. - Undue hardship variances.

(a) Any person responsible for a noise or noise disturbance may apply to the town council for a variance or partial variance from the provisions of this article. The town council may grant such variance or partial variance if they find that:

- (1) The noise does not endanger the public health, safety or welfare; or
- (2) Compliance with the provisions of this article from which variance is sought would produce serious hardship without producing equal or greater benefit to the public.
- (3) In determining whether to grant such variance, the town council shall consider the time of day the noise will occur, duration of the noise, whether the noise is intermittent or continuous, its extensiveness, the technical and economic feasibility of bringing the noise into conformance with this article and such other matters as are reasonably related to the impact of the noise on the health, safety and welfare of the community and the degree of hardship which may result from the enforcement of the provisions of this article.
- (4) No variance or partial variance issued pursuant to this article shall be granted for a period to exceed one year, but any such variance or partial variance may be renewed for like periods if the town council shall find such renewal is justified after again applying the standards set forth in this article. No renewal shall be granted except upon application therefore.

On Wednesday, June 26th, the Planning & Zoning Department mailed out the attached letter to adjoining property owners notifying them of the variance request and advising them of the two Council meeting dates.

Mr. Jeff Spaugh, Marketing Manager with Rosie's Gaming Emporium will be present at the meeting to answer any questions that Council might have.

Attachment

Letter from Rosie's requesting Variance
Event Proposal
Notice Letter/Neighborhood Map
Draft Resolution

Recommendations

Schedule for Council action on July 16, 2019



June 21, 2019

Mr. Barry Thompson
Vinton Town Manager
311 S. Pollard Street
Vinton, VA 24179

RE: Temporary Variance of Noise Ordinance

Dear Mr. Thompson,

Rosie's Gaming Emporium will be giving away a 2019 Mercedes Benz to one lucky patron at 11pm on Saturday, July 27, 2019. We are estimating between 800 and 1,000 patrons to be in attendance for the drawing. Our buildings capacity is 487. In order to serve the patrons that will not be able to enter the building, we would like to have a space set up outside with a large tent, some music, a live band, beer garden, and food trucks. With the grand prize drawing happening at 11pm, we are requesting a temporary variance to Vinton's noise ordinance that would last until midnight, to allow for removal of equipment and safe dispersal of a crowd.

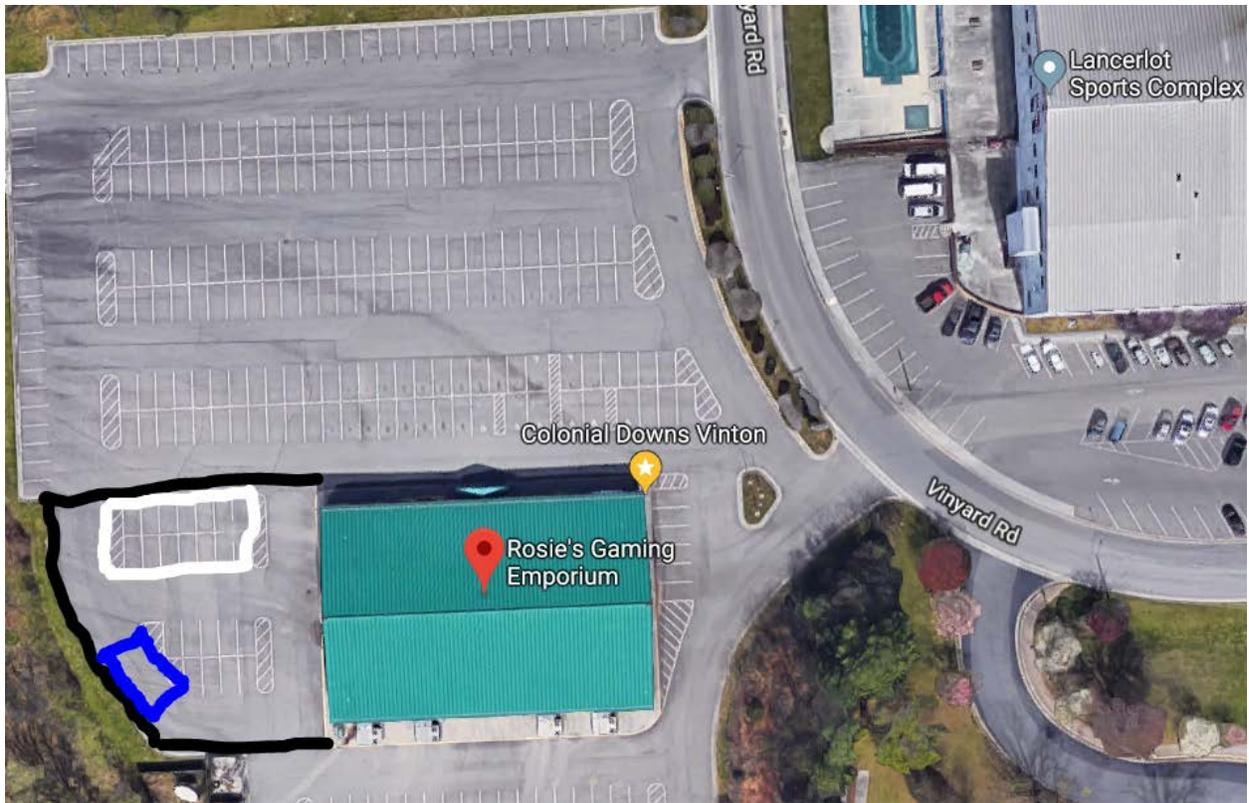
Our plan is to direct the sound from the stage towards Hardy Road and Kroger, well over 50 feet from any residential areas (Please see attachment). Live music would be on stage for a total of two hours: 7:30pm to 8:30pm, and 9:30pm to 10:30pm, with recorded music intermittently. We will also have the large tent set up at the back of the barricaded area to help keep the sound contained. We are working with Big Lick Entertainment to ensure a fun, well-managed evening for our patrons and the Town of Vinton.

If you have any questions concerning this request, please contact General Manager Ernie Dellaverson at 860-460-1089 or me.

Thank you for your consideration in this matter.

Sincerely,

Jeff Spaugh
Marketing Manager
Rosie's Gaming Emporium | Vinton, VA
c. 540-525-0476



Black = Barricaded area for event

White = Covered tent

Blue = Stage facing northeast corner of parking lot



Town of Vinton

311 S. Pollard Street
Vinton, VA 24179
Phone (540) 983-0607
Fax (540) 983-0646

Barry W. Thompson
Town Manager

Date: June 25, 2019

Dear Property Owner:

The management staff of Rosie's Gaming Emporium, located at 1135 Vinyard Rd, has recently submitted a request to Town Administration for a Special Events Permit to host an outdoor event on July 27, 2019 between the hours of 7:00 pm and 11:00 pm.

Rosie's has submitted plans to erect a large tent and stage near the building and has also requested a temporary variance of Vinton's noise ordinance pursuant to Section 34-27. The variance request is from 9:00 pm through 11:59 pm on July 27th, with live music ending at 10:30 pm, the final public address announcements being made at 11:00 pm, and only minor cleanup activities occurring between the hour of 11:00 pm and midnight.

It is the public policy of the town to promote an environment for its citizens free from noise that jeopardizes their health or welfare or degrades the quality of life. However, it is sometimes necessary to grant variances from the strict application of the noise ordinances during isolated special events and situations. In these rare circumstances, the Town Council may grant a variance or partial variance after carefully scrutinizing all the minor details surrounding the event or land use.

We are contacting you because you live in the general vicinity of where this special event will be taking place, and we want to notify you of this noise variance request and provide you with an opportunity to express any concerns or comments.

The Vinton Town Council will be considering Rosie's request at the following meeting dates and times and citizens are welcome to attend and offer comment:

- **Thursday, July 2nd, at 7:00 pm at the Vinton Municipal Building**
- **Thursday, July 16th, at 7:00 pm at the Vinton Municipal Building**

If you are unable to attend a Town Council meeting, you may also contact the Principal Planner, Nathan McClung, at 540-283-7009 or by email, at nmcclung@vintonva.gov prior to the July 16th meeting.

Sincerely,

Barry W. Thompson
Town Manager

cc: Richard Peters, Assistant Town Manager/ Econ. Development Director
Anita McMillan, Planning and Zoning Director
Nathan McClung, Principal Planner



RESOLUTION NO.

AT A REGULAR MEETING OF THE VINTON TOWN COUNCIL, HELD ON TUESDAY, JULY 16, 2019, AT 7:00 P.M., IN THE COUNCIL CHAMBERS OF THE VINTON MUNICIPAL BUILDING, 311 SOUTH POLLARD STREET, VINTON, VIRGINIA.

WHEREAS, Rosie's Gaming Emporium opened for business at 1135 Vinyard Rd on May 9th, 2019 for the purpose of operating an Entertainment Venue, offering off-track horse racing wagering, historic racing terminals, a gift shop and a full service restaurant; and

WHEREAS, Rosie's intends to give away a Mercedes Benz during a special event on July 27th, 2019, with the intent of erecting a large tent and stage to provide a beer garden, live music in the parking lot of Rosie's until 11pm, with similar events being held simultaneously at two other Rosie's Gaming locations within the state; and

WHEREAS, Section 34-27 of the Town of Vinton Code establishes certain standards for the Town Council to grant variances from the provisions of the noise ordinance to avoid undue hardship upon consideration of certain factors set forth in sub-section (a) of Section 34-27; and

WHEREAS, meet the anticipated attendance for the event that is expected to exceed the interior capacity of their facility, Rosie's Gaming Emporium is requesting a temporary variance to the Town of Vinton's noise ordinance from 9pm to 11:59pm on July 27, 2019 to host the special event.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Town of Vinton, Virginia, as follows:

1. That the provisions of Section 34-26. – Loud noises prohibited, subsection (1) and Section 34-26. – Declaration of policy of Article II. – Noise; be waived from 9:00 p.m. to 11:59 p.m. on July 27, 2019.
2. That this variance is granted specifically to Rosie's Gaming Emporium at 1135 Vinyard Road.

This Resolution adopted on motion made by Council Member _____ and seconded by Council Member _____, with the following votes recorded:

AYES:

NAYS:

APPROVED:

Bradley E. Grose, Mayor

ATTEST:

Susan N. Johnson, CMC, Town Clerk



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Planning and Zoning

Issue

Briefing on property dedication from Bernard Beliveau of real estate located adjacent to Glade Creek, designated as Tax Map Parcel Number 060.11-04-10.00-0000, to the Town of Vinton

Summary

On June 10, 2019, Town Staff was contacted by Roanoke County personnel who stated that Bernard J. Beliveau, the property owner of a 0.1755-acre vacant real estate parcel located adjacent to Glade Creek, designated as Tax Map Number 060.11-04-10.00-0000, had offered to donate the land to the County. Due to the location of the property within the Town of Vinton, County personnel determined that the County does not have the need for the property.

Staff had a discussion regarding the property with Town Administration and the Public Works Department and determined that it is in the Town's best interest to contact Mr. Beliveau to find out if he would be willing to donate the property to the Town of Vinton since the property is located adjacent to other parcels owned by the Town along Glade Creek. The Property will allow the Town to undertake a future streambank restoration project and/or to construct a pedestrian bridge to provide a connection for the Midway Community to Glade Creek Greenway Phase 2.

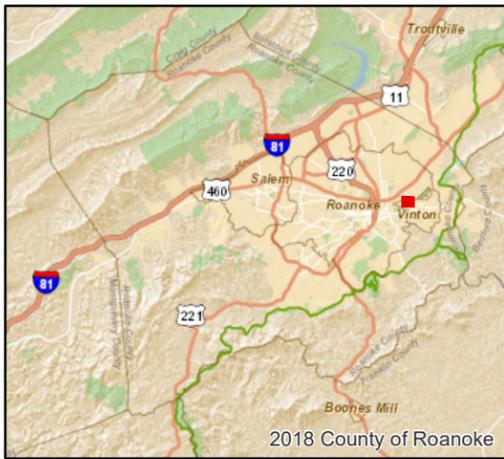
On June 18, 2019, staff contacted Mr. Beliveau to ask if he would be willing to donate the property to the Town, and Mr. Beliveau indicated to staff that he wants to donate the vacant parcel to the Town and is ready to sign any needed paperwork for the transfer of the property.

Attachment

Aerial Map of the Vacant Parcel and Surrounding Properties and Supporting Document
Draft Deed of Gift

Recommendations

No action required.



Parcel ID 060.11-04-10.00-0000



Disclaimer: It is understood that the data displayed through this application is subject to constant change and that its accuracy cannot be guaranteed. The maps have been created from information provided by various government and private sources at various levels of accuracy. The data is provided to you as is; with no warranty, representation or guaranty as to the content, sequence, accuracy, timeliness or completeness of any of the information provided herein. It is the responsibility of the user of the data to be aware of the data's limitations and to utilize the data in an appropriate manner.



COMMONWEALTH OF VIRGINIA

George Allen

, Esquire, Governor of the Commonwealth of Virginia

To All to Whom These Presents Shall Come, Greeting:

Know Ye, that in consideration of the sum of THREE HUNDRED DOLLARS (\$300.00) paid by Bernard J. Beliveau into the treasury of this Commonwealth, there is granted without warranty by the Commonwealth unto the said Bernard J. Beliveau a certain tract or parcel of land, formerly belonging to Julie H. Graves Et als. and escheated to the Commonwealth, lying in the County of Roanoke, Virginia, and described as follows, to-wit:

All that certain lot, piece or parcel of land with any improvements thereon, lying in and being in the County of Roanoke, Strip of land along creek, Tax Map # 60.11-4-10.

RECORDED
LAND OFFICE
LIBRARY OF VIRGINIA
Book 132 Page 1827 Date JUN 17 1995
Walter T. Welch
State Librarian

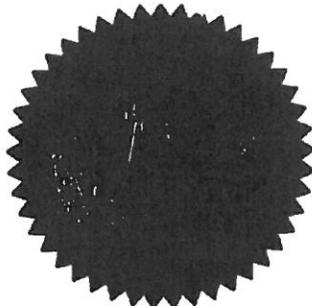
To Have and to Hold the said Tract or Parcel of Land, with its appurtenances, to the said Bernard J. Beliveau

and his heirs forever

In Witness Whereof, The said George Allen

Governor of the Commonwealth of Virginia, hath hereunto set his hand, and caused the Lesser Seal of the Commonwealth to be affixed at Richmond, on the 30th day of June in the year of our Lord one thousand nine hundred ninety-five and of the Commonwealth the two hundred twentieth

George Allen



BK 1480 PS 01153

CONSIDERATION AMOUNT \$ _____

ST. TAX 58.1-801 (039)	\$ _____	IN THE CLERK'S OFFICE OF THE
LOCAL TAX (213)	\$ _____	CIRCUIT COURT OF ROANOKE
TRANSFER FEE (212)	\$ 1.00	COUNTY, VA THIS 27 DAY OF
CLERK'S FEE (301)	\$ 12.00	July, 19 95, THIS
VSLF (145)	\$ 1.00	INSTRUMENT WAS PRESENTED WITH
ST. TAX 58.1-802 (038)	\$ _____	THE CERTIFICATE OF
LOCAL 58.1-802 (220)	\$ _____	ACKNOWLEDGEMENT ANNEXED &
RECORDATION TOTAL	\$ 14.00	ADMITTED TO RECORD AT 11:23
MISC. COST _____	\$ _____	THE TAX IMPOSED UNDER SEC 58.1-
TOTAL	\$ _____	802 HAS BEEN PAID.

TESTE: Steve Agee, CLERK

RECORDATIONS PAID BY: Commonwealth of VA.

DOCUMENTS MAILED BACK TO: Steve Agee, Escheator

1919 Electric Rd #1

PROPERTY ADDRESS: Roanoke, VA 24018

BK 1338 P 6 00952

DEL. HART LAW FIRM

1892

VERDICT OF JURY

=====

We, the following members of the jury, do find that the property listed below, lying in Roanoke County, Virginia, and read by the Escheator, has escheated to the Commonwealth of Virginia:

*1cc to
A. Hart
& Anderson
W. Compton
Read Book
3-8-91*

<u>PERSON ASSESSED AND DESCRIPTION OF PROPERTY</u>	<u>OFFICIAL TAX NUMBER</u>
<u>TOWN OF VINTON</u>	
GRAVES, JULIE H. ET ALS Strip of land along creek	60.11-4-10
KING, BERNICE B. & HERBERT R. TOLLEY Lot 7 Strip Lt Lt 8 Sec 2 VLL & B Co.	60.16-8-47
<u>ALL DISTRICTS</u>	
BANKS, DWANN C. & MAVIS SHARON Bent Mtn. 1.50 Acres	93.00-1-35
BLANEY, ALLEN HRS. Catawba, 4.00 acres	7.00-1-47

HART & HART ATTORNEYS, LTD.
308 SECOND STREET, S.W.
ROANOKE, VIRGINIA 24011
(703) 344-3278

BK 1338 PB 00953

HETHERINGTON, DONALD E. & GEORGE M. HETHERINGTON Pt Tr 6 Chapman Heirs 1.00 acres	8.00-1-51
JAMES, JNO & PEARL S. C/O PAUL JAMES Lot 1 Blk 1 Grandview Gardens	55.01-2-16
JAMES, JNO & PEARL S. C/O PAUL JAMES Lt 2 Blk 1 Grandview Gardens	55.01-2-15
NORTHVIEW CORP. C/O RICHARD HAMLETT Remaining Acreg. Sec 1 Phase III Ruxton of Roanoke 4.46 acres	87.10-1-24
PALMER, OWEN Catawba, 2.00 acres	6.00-1-6
PUBLIC SWIM HOLE Wm. E. Allison SubD. Roanoke River	64.02-1-24
SCOTT, ROY RAY HRS. C/O ESSIE J. SCOTT Masons Cove, .53 acres	16.01-1-7
PENTECOST LOCUST VALLEY CHURCH OF VINTON VA TRS. Lt. 13 Sec 7 Bowers Add.	60.20- 2.47
COMMONWEALTH CONST. INC. C/O JAMES M. PETERS PRES Lt 10 Sub. Prop. R. R. Burchfield	60.12-7-1.

BK 1338 P6 00954

LUCAS, A. DAY & FRANCES W. Brushy Mtn .10 acre Off Wildwood Rd	45.01-3-9.1 44.02-1-35
HORNE, C. P. ESTATE C/O JAMES C. HORNE Pt Tr 2 C. P. Horne Est 1 acre	15.02-3-41
DILLARD, ALFRED T., HRS. Carvins Cove 60.00 Acres	18.00-1-10
HOLLANDS, ALEX RAYMOND & BETTY WITT Starkey .50 Ac.	97.01-2-16
TAYLOR, DONALD F. Catawba 2.00 acres	7.00-1-31.
TAYLOR, DONALD F. Red Hill 10.00 acres	114.00-1-29
TAYLOR, DONALD F. Buck Mt. 1.00 acre	97.01-1-9

BK 1338P8 00955

Dated this 8th day of March, 1991.

Rose
ESCHEATOR

Heane Evans
Jury Forman

Melina Montgomery
Juror

Alvin M. Mc Kenney
Juror

Pam Smith
Juror

Ryan C. McCoy III
Juror

Julia H. Arick
Juror

Neeraj H. D. Dunnington
Juror

Fred B. Parker
Juror

Catalina Hillper
Juror

Juror

Juror

A COPY TESTE: - ELIZABETH W. STOKES, CLERK
CIRCUIT COURT, ROANOKE COUNTY, VA.
BY: Christopher R. Cole
DEPUTY CLERK

Deed of Trust

State Tax (039)	\$	_____
County Tax (213)	\$	_____
Clerk's Fee (301)	\$	<u>0</u>
VSLF (145)	\$	<u>0</u>
Total	\$	_____

In the Clerk's Office of the Circuit Court for the County of Roanoke, Va., this 8 day of March, 1991 this instrument was presented, and with the certificate of acknowledgement thereto annexed, admitted to record at 14:55 o'clock PM.

Teste: Elizabeth W. Stokes Clerk
By: Christopher R. Cole Dep. Clerk

Unofficial Property Record Card - Roanoke County, VA

General Property Data

Parcel ID 060.11-04-10.00-0000	Account Number 20110
Prior Parcel ID	Property Location 0 TINKER AVE
Property Owner BELIVEAU BERNARD J	Property Use SFR
Mailing Address 6776 BACK CREEK RD	Most Recent Sale Date 8/8/1995
City BOONES MILL	Legal Reference DB0014801152
Mailing State VA Zip 24065	Grantor BELIVEAU BERNARD J
Jurisdiction-ZoningCode- VINTON-R2-MEDIUM DENSITY	Sale Price 0
Description RESIDENTIAL	Land Area 1 - LT

Current Property Assessment

Card 1 Value	Building Value 0	Xtra Features Value 0	Land Value 300	Total Value 300
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Building Description

Building Style N/A	Foundation Type N/A	Flooring Type N/A
# of Living Units N/A	Frame Type N/A	Basement Floor N/A
Year Built N/A	Roof Structure N/A	Heating Type N/A
Style/Story Height N/A	Roof Cover N/A	Heating Fuel N/A
Insulation N/A	Siding N/A	Air Conditioning 0%
Finished Area (SF) 0	Interior Walls N/A	# of Bsmt Garages 0
Number Rooms 0	# of Bedrooms 0	# of Full Baths 0
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 0

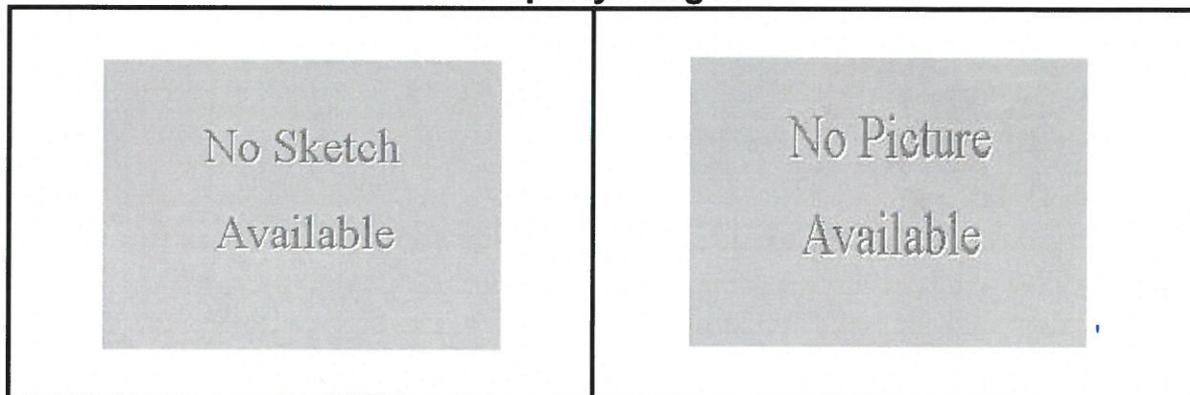
Legal Description

STRIP OF LAND ALONG CREEK

Narrative Description of Property

This property contains 1 - LT acres of land mainly classified as SFR with a(n) N/A style building, built about N/A , having N/A exterior and N/A roof cover, with N/A commercial unit(s) and N/A residential unit(s), 0 room(s), 0 bedroom(s), 0 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

F. Kevin Hutchins
 Treasurer, County of Roanoke
 P. O. Box 21009
 Roanoke, VA 24018-0533
 (540) 772-2056

2019

County of Roanoke, Virginia
 Real Estate Tax Statement

DUE DATE	6/5/2019
AMOUNT	\$1.64
Instructions	
If your taxes are paid by a bank, please forward this bill to the bank.	
If property has been sold or transferred, please forward this bill to the current owner.	



000300188 BELIVEAU BERNARD J
 6776 BACK CREEK RD
 BOONES MILL, VA 24065

1917

Year	Taxpayer#	Bill #	Parcel ID	Acreage/Lot	Property Address
2019	000300188	19018859	060.11-04-10.00-0000	1.000	TINKER AVE STRIP OF LAND ALONG CREEK

Building	Land	Deferment	Taxable Value	Rate	Tax
	300		300	1.09	3.27

ACCOUNT CHARGES			TOTALS	
Real Estate Tax 1st Half	1.64	Annual Taxes		3.27
Real Estate Tax 2nd Half	1.63			
			Total Balance Due	3.27

	DUE NOW	\$1.64
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Return This Portion With Your Payment

Roanoke County, F. Kevin Hutchins, Treasurer

2019 Real Estate Tax Statement

Year	Taxpayer#	Bill #	Parcel ID	Due Date	Amount Due
2019	000300188	19018859	060.11-04-10.00-0000	6/5/2019	\$1.64

BELIVEAU BERNARD J
 6776 BACK CREEK RD
 BOONES MILL, VA 24065

Make Checks Payable:
County of Roanoke, Treasurer
Remit To:
F. Kevin Hutchins, Treasurer County of Roanoke, Virginia P.O. Box 791269 Baltimore, MD 21279-1269

A LATE PAYMENT PENALTY OF 1.64 WILL BE ADDED IF PAID AFTER 6/5/2019
 INTEREST WILL BE CHARGED ON TAXES AFTER DECEMBER 31, 2019

1

Prepared by:

Mark C. Popovich (VSB#46414)
GUYNN, WADDELL, CARROLL & LOCKABY P.C.
415 S. College Ave.
Salem, Virginia 24153
Tel. (540) 387-2320
Fax. (540) 389-2350

THIS CONVEYANCE IS EXEMPT FROM RECORDATION TAXES AND FEES PURSUANT TO SECTION 58.1-811(A)(3) AND (C)(4) OF THE CODE OF VIRGINIA (1950), AS AMENDED.

Consideration: **\$0.00**
Tax Parcel No.: **060.11-04-10.00-0000**

DEED OF GIFT

THIS DEED OF GIFT is made and entered into this _____ day of _____ 2019, by and between, **BERNARD J. BELIVEAU**, an individual having an address of 6776 Back Creek Road, Boones Mill, Virginia 24065 (the “Grantor”) and the **TOWN OF VINTON, VIRGINIA**, a political subdivision of the Commonwealth of Virginia (the “Grantee”).

WITNESSETH:

WHEREAS, Grantor has offered to convey certain real estate property designated as Tax Map Parcel Number 060.11-04-10.00-0000 (the “Property”) to the Grantee for \$0.00 consideration; and

WHEREAS, Grantee is willing to accept the Property for future use as part of a streambank restoration project and/or to connect the Midway Community to the future Glade Creek Greenway Phase 2.

FOR AND IN CONSIDERATION of other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor does hereby grant and convey with General Warranty and English Covenants of Title, together with all improvements thereon and appurtenances thereto, if any, that certain tract or parcel of land described as follows, to-wit:

ALL THOSE CERTAIN tracts or parcels of land, situated, lying, and being in the Town of Vinton, County of Roanoke, Virginia, consisting of a strip of land along a creek of approximately 0.1755 acre.

BEING the same property conveyed to Bernard J. Beliveau by deed dated June 30, 1995 from the Commonwealth of Virginia, and recorded in the aforementioned Circuit Court Clerk’s Office in Deed Book 1480, Page 1152.

THIS CONVEYANCE is made together with all and singular the buildings and improvements, thereon, the rights and privileges, tenements, hereditaments, easements and

This deed was prepared without the benefit of a title examination.

appurtenances unto the said land belonging or in anywise appertaining and is made subject to any easements, restrictions, and reservations contained in duly recorded deeds, plats and other instruments constituting constructive notice in the chain of title, which have not expired by a time limitation contained therein or have otherwise become ineffective, and to matters visible upon inspection.

WITNESS the following signatures and seals:

GRANTOR:

By: _____
Bernard J. Beliveau

COMMONWEALTH OF VIRGINIA
COUNTY OF _____, TO-WIT:

The foregoing instrument was acknowledged before me this _____ day of _____, 2019, by _____.

Notary Public
My commission expires: _____
Notary Registration No.: _____

[ADDITIONAL SIGNATURE PAGE TO FOLLOW]

This deed was prepared without the benefit of a title examination.

ACCEPTANCE AND APPROVAL OF FORM OF DEED

Pursuant to Section 15.2-1803 of the Code of Virginia (1950), as amended, Barry W. Thompson, Town Manager, Town of Vinton, hereby accepts this Deed conveying real property to the Town of Vinton, Virginia.

Given under my hand as Town Manager of the Town of Vinton.

TOWN COUNCIL OF VINTON, VIRGINIA

Barry W. Thompson, Town Manager

**COMMONWEALTH OF VIRGINIA
COUNTY OF ROANOKE, TO-WIT:**

The foregoing instrument was acknowledged before me this ____ day of _____, 2019, by Barry W. Thompson, Town Manager, Town of Vinton.

Notary Public
My commission expires: _____
Notary Registration No.: _____

Approved as to Form:

Town Attorney



Town Council Agenda Summary

Meeting Date

July 2, 2019

Department

Administration

Issue

Consider adoption of a Resolution authorizing the Town Manager to execute an Agreement with the Virginia Department of Housing and Community Development (DHCD) for a \$200,000 Community Development Block Grant (CDBG) to provide a Virginia Individual Development Account (VIDA) Program.

Summary

The Town of Vinton was recently awarded a \$200,000 CDBG grant from DHCD and has successfully completed all required pre-contracts requirements in order to be offered a Contract Agreement (Contract #18-LI-24) to accept the funds. Town Council has also recently authorized an MOU with the Advancement Foundations (TAF) to administer the grant, with the Town of Vinton acting as the fiscal agent for grant funds received by reimbursement from DHCD.

Council was previously briefed and held two public hearings on this program in September and October of 2018, and were again briefed in May of 2019 and authorized various pre-contract requirements prior to being offered the subsequent Contract Agreement.

Attachments

Resolution

Recommendations

Motion to adopt Resolution

RESOLUTION NO.

AT A REGULAR MEETING OF THE VINTON TOWN COUNCIL HELD ON TUESDAY, JULY 2, 2019, AT 7:00 PM IN THE COUNCIL CHAMBERS OF THE VINTON MUNICIPAL BUILDING, 311 SOUTH POLLARD STREET, VINTON, VIRGINIA

WHEREAS, the Town of Vinton has been awarded a \$200,000 Community Development Block Grant (CDBG) from the Virginia Department of Housing and Community Development (DHCD), with funds provided by the U.S. Department of Housing and Urban Development (HUD), in support of a Virginia Individual Development Account (VIDA) Program; and

WHEREAS, the Town is required to execute an Agreement between the Virginia Department of Housing and Community Development and the Town of Vinton (Contract #18-LI-24); and

WHEREAS, the Town of Vinton has met all of the pre-contract requirements of DHCD and HUD for the execution the VIDA Program Agreement; and

WHEREAS, the Town of Vinton and DHCD have agreed on the Project Management Plan, the Budget, and the MOU with The Advancement Foundation to administer the VIDA Program; and

WHEREAS, it is necessary for the Vinton Town Council to appropriate the funds from the Grant Fund Revenue Account to the Grant Fund Expenditure Account.

NOW, THEREFORE, BE IT RESOLVED that the Vinton Town Council does hereby authorize the Town Manager to execute the Agreement and any other necessary documents which shall be in a form approved by the Town Attorney.

BE IT FURTHER RESOLVED that the Vinton Town Council does hereby approve the following:

250.25100	Appropriations	\$200,000.00	
250.25000	Estimated Revenue		\$200,000.00

TO		
EXPENSE:		
250.1075.302	VIDA/TAF Grant Program - Exp	\$200,000.00

FROM		
REVENUE:		
250.1075.001	VIDA/TAF Grant Program- Rev	\$200,000.00

This Resolution adopted on motion made by _____, seconded by _____, with the following votes recorded:

AYES:

NAYS:

APPROVED:

Bradley E. Grose, Mayor

ATTEST:

Susan N. Johnson, CMC, Town Clerk