

The continued meeting of June 6, 2006 of the Norton City Council was held on Tuesday, June 20, 2006 at 7:30 p.m. in the Municipal Council Chambers with Vice Mayor William Mays presiding.

Present: Joseph Hunnicutt, Jack Wallace, and William Mays

Absent: Robert Raines and Joseph Fawbush

Also Present: E. W. Ward, City Manager and Bill Bradshaw, City Attorney

The invocation was given by the City Manager and the pledge was led by Dr. John Sessoms, Superintendent of the Norton City Schools.

Upon a motion by Jack Wallace, seconded by Joseph Hunnicutt, and passed by unanimous vote, Council moved to adopt the minutes of the May 16, 2006 meeting as presented.

21382

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous vote, Council moved to adopt the minutes of the convened meeting of June 6, 2006 as presented.

21383

There was no response to the Vice Mayor's call for visitors.

21384

A public hearing was held on the 2006-2007 Municipal Budget of the City, which includes the General Fund, Water/Sewer Fund, Social Services Fund, Norton City Schools Fund, and the Comprehensive Storm Drainage Project Fund.

Mr. Ward advised that the public hearing had been duly advertised and gave a brief synopsis on this budget. He advised there is a twenty-five percent increase in residential garbage rates and a three percent cost of living raise for all full time employees.

The total of the School Board's budget is \$1,763,599 of which \$102,104 is new money from the previous year's budget.

There is \$564,000 allocated for capitol improvement projects.

21385

In the Water and Sewer Budget, there is a forty cent increase in water and sewer rates, which will be effective July 1st.

The City Manager further advised that Council cannot take action on the budget tonight, but can take public comment.

Vice Mayor Mays opened the public hearing.

There being no public comment, Vice Mayor Mays closed the public hearing.

Vice Mayor Mays advised there will be a meeting held on June 27th to adopt the City's budget at 7:30 p.m.

A public hearing was held to consider an Ordinance of the City Council of the City of Norton, Virginia Rezoning Certain Property on Hawthorne Drive from General Business (B-3) to Light Industrial (M-1) and from Light Industrial (M-1) to General Business (B-3).

Mr. Ward advised the request came from JOC Properties, LLC and Stephen L. Collins to conditionally rezone the former location of Collins Equipment on Hawthorne Drive. The zoning is now General Business. It was determined by the City Administration that the new business to be located on this property, Superior Wells, did not meet the criteria of the General Business Zone. The Board of Zoning Appeals agreed.

The Planning Commission, after advertising a public hearing and considering this matter, recommended to City Council that Lot #4, Map 378, Block 1 owned by JOC Properties LLC not be rezoned and Lot #10, Block 1, Map 378 owned by Stephen L. Collins be conditionally rezoned from General Business (B-3) to Light Industrial (M-1), which includes the written proffers.

The City Attorney advised that, in his opinion, there may be a problem with the enforcement of these proffers. He advised that the Planning Commission made this recommendation to Council without having the proffers in hand and certified before they voted on this item.

At this time, Vice Mayor Mays opened the public hearing.

Steve Collins spoke briefly to Council during this public hearing as did Larry Vanhornbeck, Manager of Superior Wells.

There being no further public comment, Vice Mayor Mays closed the public hearing.

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by the following unanimous roll call vote, YES – Hunnicutt, Wallace, Mays, NO – None, ABSENT – Raines, Fawbush, Council moved to adopt An Ordinance of the City Council of the City of Norton, Virginia Rezoning Certain Property on Hawthorne Drive from General Business (B-3) to Light Industrial (M-1) and from Light Industrial (M-1) to General Business (B-3). (Insert)

The City Manager gave a brief summary of the 2006-2007 City of Norton School Board Budget. This budget totals \$6,805,978 of which \$1,763,599 is local dollars.

Dr. Sessoms, Superintendent of Norton City Schools, spoke briefly to Council.

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to adopt the 2006-2007 City of Norton School Board Budget as presented.

At this time, Vice Mayor Mays wished Dr. Sessoms good luck in his retirement and future endeavors.

Council had a request in their packets seeking permission for the City Manager to sign an amendment to the Contract Agreement for Site Development of the Laurel Trails Subdivision By and Between the City of Norton, Virginia and BOCO Ltd. dated September 9, 2003.

Mr. Ward advised that this amendment covers the lots selected by the City (Lots 10, 42, and 47) to purchase in this subdivision at a price of \$4,850.00 each. This purchase must take place within 30 days of the execution of this contract and subject to the appropriation of the necessary funds by City Council. It also lists the lots that the landowner shall retain (Lots #12, 14, 15, 27, 28, 29, 30, and 45). The landowner will be able to sell or develop these said lots once twenty (20) of the remaining lots are sold to qualified low-to-moderate income buyers.

The City Manager advised that once the plat is recorded, lots can be sold. He further advised that there had been a lot of interest in these lots.

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to authorize the City Manager to execute this amendment to the Contract Agreement for Site Development of the Laurel Trails Subdivision By and Between the City of Norton, Virginia and BOCO Ltd. and that City Council will, within thirty days, meet to authorize the appropriation of funds in the amount of \$14,550 to pay for these lots.

Council had a request from Jane Jarvis, Director of the Southwest Virginia Alcohol Safety Action Program (VASAP) Policy Board, for the adoption to two resolutions as pertains to the Virginia Alcohol Safety Action Program.

Mr. Ward advised that the first resolution covers the support of the establishment and operation of the Policy Board and authorize the City to appoint one person to serve on this Board for a three-year term. It would also authorize the Board having at least seven members and no more than fifteen members.

The second resolution covers the appointment of the representative to the City. Lt. Randy Mullins of the Norton Police Department has served on this Board for some time and they are asking that Lt. Mullins be appointed to this Board for a three year term, which will expire on December 1, 2008.

Upon a motion by Jack Wallace, seconded by Joseph Hunnicutt and passed by unanimous vote, Council moved to adopt two resolutions as pertains to the Virginia Alcohol Safety Action Program (VASAP). (Inserts)

Council had A Resolution Regarding the Participation in the Regional Water Supply Plan included in their packets.

Mr. Ward advised that the Code of Virginia, by Senate Bill 1221, requires the development of a Comprehensive Statewide Water Supply Plan that will ensure there is adequate and safe drinking water available to all citizens of the Commonwealth, encourage, promote, and protect all other beneficial uses of the Commonwealth's water sources, and encourage, promote, and develop incentives for alternative water sources. This is something the City will be required to do through the Department of Environmental Quality and the State Water Control Board. It is a plan to show how we are going to manage, protect, and maintain our water supply for the next 25 years. One option available to localities is the establishment of a regional plan and Lenowisco, our planning district, is proposing that we do a regional plan for all water suppliers in the Planning District Commission. They are soliciting grant funds for this regional plan. The plan is not due until 2011; however, they are starting this process and want resolutions from all jurisdictions before they can proceed in applying for these grants.

Following a brief discussion and upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by the following unanimous vote: YES – Hunnicutt, Wallace, Mays, NO – None, ABSENT – Raines, Fawbush, Council moved to adopt A Resolution Regarding the Participation in the Regional Water Supply Plan. (Insert)

21389

21390

Council had a request from J. I. Burton High School Athletic Director Stan Wilson for \$2,750 to help defray the costs incurred by the tennis team at the recently held state tournament in Radford.

21 1

Following a brief discussion and upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to authorize the appropriation of \$2,750 to help defray the costs incurred by the J. I. Burton Tennis Team for their participation in the State Tennis Tournament with said funds to come from Contingency.

Council had a request for a total reimbursement of \$142.73 for three erroneous assessments during the tax year of 2005. J. Fields Rental is to be reimbursed \$92.81 and Lisa Howard Fisher will be reimbursed \$49.92.

21392

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to reimburse \$92.81 to J. Fields Rental and \$49.92 to Lisa Howard Fisher for erroneous assessments during the tax year of 2005.

Council had a copy of the Norton Industrial Development Authority's 2006-2007 Fiscal Budget, which was adopted by them at their June 5th meeting.

Mr. Ward advised that this budget totals \$988,097. He further advised that the Powell Valley National Bank loan in the amount of \$850,000 which was used to stabilize the Hotel Norton has been paid down to \$50,000. Mr. Ward stated he was willing to answer any questions Council may have pertaining to this budget.

21393

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to approve the Norton Industrial Development Authority's 2006-2007 budget.

The City Manager had presented to Council the 2006 Paving List for their review and consideration. He advised that \$150,000 is appropriated annually for paving. Of this amount, \$25,000 is allocated for patching.

21394

Following a brief discussion, it was the consensus of Council to approve the list as presented and for the City Manager to proceed with securing bids on this project.

Council had copies of two checks to be approved. The first is to the Norton Industrial Development Authority in the amount of \$122,004.25. The second is to the Norton City Schools in the amount of \$120,000.

21395

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to approve a check made payable to the Norton Industrial Development Authority in the amount of \$122,004.25 and one to the Norton City Schools in the amount of \$120,000.

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous roll call vote, Council moved to go into closed meeting to discuss personnel as per Section No. 2.2-3711 (A) (1) of the Code of Virginia, as amended.

21396

Vice Mayor Mays declared Council in closed meeting.

Upon a motion by Jack Wallace, seconded by Joseph Hunnicutt, and passed by unanimous vote, Council moved to go back into open meeting.

21397

Vice Mayor Mays declared Council back in open meeting.

The Clerk polled each member of Council as to the Certification of Closed Meeting with each answering yes. The Clerk then read A Resolution of the Certification of Closed Meeting. Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by the following unanimous vote: YES – Hunnicutt, Wallace, Mays, NO – None, ABSENT – Raines, Fawbush, Council moved to adopt A Resolution of the Certification of Closed Meeting. (Insert)

21398

Vice Mayor Mays opened the floor for nominations to the Kids Central Board for a three-year term, which will expire on May 31, 2009.

Joseph Hunnicutt nominated Kristen Dean for reappointment to this Board.

Upon a motion by Jack Wallace, seconded by Joseph Hunnicutt, and passed by unanimous vote, Council moved that the nominations cease.

21399

Vice Mayor Mays declared Ms. Kristen Dean reappointed to the Kids Central Board for a three-year term, which will expire on May 31, 2009.

In comments from the City Manager, Mr. Ward advised that the first regularly scheduled Council Meeting in July will be July 4th.

21400

Upon a motion by Joseph Hunnicutt, seconded by Jack Wallace, and passed by unanimous vote, Council moved to cancel the regularly scheduled Council Meeting of July 4th.

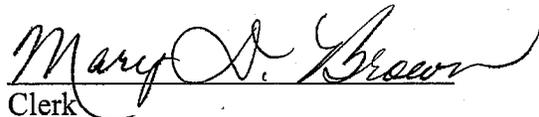
There being no further business to come before the Council, the meeting was adjourned.

CITY OF NORTON, VIRGINIA



William J. Mays
Vice Mayor

ATTEST:



Clerk