

The regular meeting of the Norton City Council was held in the Council Chambers of the Municipal Building on Tuesday, August 2, 1994 at 7:30 p.m. with Vice Mayor Mays presiding.

Present: Roy Roberts, Jack Wallace, William Mays, and Ron McCall

Absent: Robert Raines

Also Present: E. W. Ward, City Manager and Joe Pippin, City Attorney

The invocation was given by Rev. Jim Jenkins which was followed by the pledge led by Assistant City Manager Fred Ramey.

Upon a motion by Roy Roberts, seconded by Ron McCall, and passed by unanimous vote, Council moved to adopt the minutes of the July 19, 1994 meeting as presented.

16083

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

16084

A public hearing was held on An Ordinance of the City Council of the City of Norton, Virginia Adopting the Motor Vehicle Code of Virginia, As Amended, on Driving a Motor Vehicle While Intoxicated and Prescribing Penalties Therefore.

Mr. Ward advised this ordinance is passed annually and adopts the changes in the Motor Vehicle Code as enacted by the General Assembly the previous year.

Vice Mayor Mays opened the public hearing.

There were no public comments and Vice Mayor Mays closed the public hearing.

There were no questions or comments from the members of Council.

16085

Upon a motion by Roy Roberts, seconded by Ron McCall, and passed by unanimous vote, Council moved to adopt An Ordinance of the City Council of the City of Norton, Virginia Adopting the Motor Vehicle Code of Virginia, As Amended, on Driving a Motor Vehicle While Intoxicated and Prescribing Penalties Therefore. (Insert)

The City Manager advised that the past session of the General Assembly passed a new law effective July 1, 1994 wherein local governments can begin taxing mobile and cellular telephone users. He had included in Council's packets, excerpts from the Code of Virginia. If we added this tax, it would not take effect for 60 days.

16086

Following a brief discussion, it was the consensus of Council that the City Manager and City Attorney prepare an ordinance on this and bring same back to Council.

Mr. Ward advised that, due to an incident of a dog bite recently in the City and numerous calls, the City's Vicious Dog Ordinance was being brought to Council's attention. After doing some research, Mr. Ward advised the City could modify their existing ordinance.

Mr. Pippin advised the City Code can and should be improved; however this incident is a civil matter and the City can do nothing.

Mrs. Patsy Booher Jessee, 212 Highland Avenue, spoke to Council about the Code incident of her neighbor's pit bull biting her daughter's leg. She gave Council a petition comprised of signatures from the Highland Avenue, Henry and 9th Street areas asking that the dog be removed from the area and also showed them pictures of the dog bite on her daughter's leg.

16087

Others speaking in support of having something done to this dog were: Eileen Salvilla, 224 Highland Avenue, Virginia Bolling of 9th Street, Billie Leho, 234 Highland Avenue, and Rev. Bob Kespelher of Henry Street. All feared another incident will take place.

Following a lengthy discussion, it was the consensus of Council for the City Administration and City Attorney to work on enhancing the existing Vicious Dog Ordinance and to advertise same for a public hearing for the first meeting in

September.

Upon a motion by Ron McCall, seconded by Roy Roberts, and passed by unanimous roll call vote, Council moved to go into Executive Session to discuss personnel as per 2.1-344(A) (1) of the Code of Virginia, as amended.

Vice Mayor Mays declared the meeting in Executive Session.

160

Upon a motion by Jack Wallace, seconded by Ron McCall, and passed by unanimous vote, Council moved to go back into regular session.

Vice Mayor Mays declared the meeting back in regular session.

16089

The Clerk vote polled each member of Council as to the Certification of Executive Meeting with each answering aye. The Clerk then read the entire Resolution of the Certification of Executive Meeting. Upon a motion by Roy Roberts, seconded by Ron McCall, and passed by unanimous vote, Council moved to adopt A Resolution of the Certification of Executive Meeting. (Insert)

16090

Vice Mayor Mays advised no action had been taken on the appointment to the Norton Industrial Development Authority for Mr. Byron Cantrell's term.

16091

Vice Mayor Mays opened the floor for nominations to the Norton Industrial Development Authority to fill the unexpired term of Mr. Steve Collins, who has resigned. This term will expire on May 10, 1995.

Jack Wallace nominated Mrs. Barbara Caruso to be appointed to the Norton Industrial Development Authority.

16092

Upon a motion by Ron McCall, seconded by Roy Roberts, and passed by unanimous vote, Council moved that the nominations cease.

Vice Mayor Mays declared Mrs. Barbara Caruso appointed to the Norton Industrial Development Authority for the unexpired term of Mr. Steve Collins. This term will expire on May 10, 1995.

Vice Mayor Mays opened the floor for an appointment to the Junction Center for Independent Living to fill the unexpired term of Mr. James Fawbush who has resigned.

Roy Roberts nominated Mr. Rudy Whitehorn.

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

16093

Vice Mayor Mays declared Mr. Rudy Whitehorn appointed to the Junction Center for Independent Living to fill the unexpired term of Mr. James Fawbush who has resigned. Said term will expire in August of 1996.

There was no action taken on the appointment to the Head Start Board.

16094

In his comments, the City Manager advised he would like for the members of Council to look at the bucket truck parked outside. The City got a good deal on this vehicle and purchased it from the Virginia Department of Transportation.

16095

Mr. Ward advised that he was happy to advise that as of today both the upper and lower reservoirs are full and overflowing.

Vice Mayor Mays advised the Centennial Car Show will be held this week end at the John I. Burton High School Track and urged all to attend.

16096

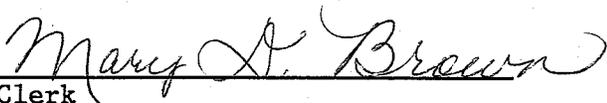
There being no further business to come before Council, the meeting adjourned.

CITY OF NORTON, VIRGINIA



William J. Mays, Vice Mayor

ATTEST:



Clerk