

The regularly scheduled meeting of the Norton City Council was held on Tuesday, July 17, 2012 at 6:00 p.m. in the Municipal Council Chambers with Mayor William Mays presiding.

Present: Mark Caruso, William Mays, Joseph Fawbush, and Terry Roop

Absent: Joseph Hunnicutt, Bill Bradshaw, City Attorney

Also Present: Fred L. Ramey, Jr., City Manager

The invocation was given by Father Tim Drake and was followed by the pledge of allegiance led by Councilman Mark Caruso.

Upon a motion by Councilman Roop, seconded by Councilman Fawbush, and passed by unanimous vote, the minutes of the June 26, 2012 meeting were approved as presented. 25488

There was no response to the Mayor's call for visitors. 25489

Mr. Ramey advised that as of July 11th we have a total capacity in both reservoirs of 58.0 million gallons. We continue to purchase water from both the Town of Big Stone Gap and the Wise County PSA. He then presented a brief PowerPoint presentation showing the progress being made on the dam project. The project is being hampered by both the heat and rain; however, the completion date is still set around Labor Day. 25490

The City Manager advised he would be happy to answer any questions.

There being no questions for Mr. Ramey, Mayor Mays thanked him for the update.

The next item on the agenda was a presentation from Davenport and Company regarding the results of the recent request for proposals for the refinancing of the Norton Elementary School Debt. This item was tabled due to the absence of the City Attorney, who was late due to a trial he had today, and will be held later during the meeting upon his arrival. 25491

Council had been presented with A Resolution Approving the Planning District One Community Services Board Performance Contract.

Mr. Ramey advised this was an annual requirement and we appropriate \$24,500 to their budget annually. 25492

Inquiring as to the formula for determining our share of their budget, Councilman Caruso was advised by the City Manager that it is typically based on population; however he will follow up on this and get the information back to Councilman Caruso.

At this time, City Attorney Bradshaw took his seat. 25493

Upon a motion by Councilman Fawbush, seconded by Councilman Roop, and passed by the following unanimous vote: YES – Caruso, Fawbush, Roop, Mays, - No – None, 25494

ABSENT – Hunnicutt, Council moved to adopt A Resolution Approving the Planning District One Community Services Board Performance Contract. (Insert)

At this time, a presentation was given by Kyle Laux and Dan Siegel of Davenport and Company on the results of the recent request for proposals for the refinancing of the Norton Elementary School Debt.

Mr. Ramey gave a brief background on the aforementioned debt. He advised that Requests for Proposals went out and two proposals were received on July 10th. These were from SunTrust Bank and First Bank & Trust.

Mr. Laux provided handouts to council members and he advised that interest rates are very very low. He then gave a synopsis of the booklet given to Council and explained each proposal.

During this discussion, Council was advised by Mr. Siegel that the wording could be changed from “ordinance” to “resolution” on this document. It was the consensus of Council for this to be done.

Following a lengthy discussion and upon a motion by Councilman Roop, seconded by Councilman Fawbush, and passed by the following unanimous roll call vote: YES - Caruso, Fawbush, Roop, Mays – NO – None, ABSENT – Hunnicutt, Council moved to Adopt A Resolution Authorizing the Issuance of Up To \$7,750,000 Principal Amount of General Obligation Refunding A Bond of the City of Norton, Virginia and Providing for the Form, Details and Payment Thereof. (Insert). Council was advised the closing would be around August 1st.

25495

Upon a motion by Councilman Fawbush, seconded by Councilman Roop, and passed by unanimous roll call vote, Council moved to authorize the City Manager to proceed with the VPSA loan and instructed the City Administration to work with Davenport and Company, along with the City of Norton School Board, on the VPSPA loan application.

A proposed paving list was presented to Council for consideration. Mr. Ramey advised this list contains the top three roads recommended for re-pavement. These being West Main Avenue from the edge of the viaduct to D-Nor Road, Alexandra Avenue which is behind Home Hardware, and if funds are available, Hillcrest Drive. The City Manager advised he hopes to have funds left from another project that can be used to do some paving on the High Knob Road. If able to do this, it would not be done until fall.

25496

Mayor Mays thanked the City Manager for this list and advised Council members if they had any suggestions regarding this paving list for them to notify the City Manager.

Council was advised that a check was presented to the Norton Little League in the amount of \$3,000 to help defray their expenses of the Girls Softball Team for participation in the State Softball Tournament. Mayor Mays had been contacted regarding this and he, in turn, talked with council members. It was the consensus to authorize this expenditure with official approval to take place at tonight’s meeting.

Mr. Ramey advised the City Administration recommends these funds come from Contingency.

25497

Upon a motion by Councilman Fawbush, seconded by Councilman Roop, and passed by unanimous roll call vote, Council moved to approve the expenditure to the Norton Little League for the Girls Softball Team in the amount of \$3,000 to help defray the

expenses incurred during participation in the State Softball Tournament with said funds to come from Contingency.

Councilman Fawbush advised that these type of requests are coming from coaches and individuals and he would like to see these requests coming from the President of the League and that there would be a requirement for receipts to be given to the City Administration covering all costs and expenses related to the trip.

Councilman Caruso stated he would also like for a form to be filled out and Councilman Roop stated that a money request should only go to teams going for over-night stays.

In their packets, Council had been presented with copies of two checks and a transfer of funds for approval. The checks are to Boring Contractors in the amount of \$230,311.01 for the Guest River Interceptor Replacement Phase III, Pay Application No. 6 and to Thomas Construction Company in the amount of \$209,492.93 for the East Park Trunk Line Replacement Project Pay Application No. 5. The transfer request was from the Norton City Schools in the amount of \$320,000 to cover payroll, fringes, and end of year accounts payable.

Upon a motion by Councilman Caruso, seconded by Councilman Roop, and passed by unanimous roll call vote, Council moved to approve the two checks and transfer as stipulated above. (Insert – Councilman Roop’s Disclosure Form)

25498

Upon a motion by Councilman Caruso, seconded by Councilman Roop, 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) (l) of the Code of Virginia, as amended.

25499

Mayor Mays declared Council in closed meeting.

Upon a motion by Councilman Fawbush, seconded by Councilman Caruso, and passed by unanimous vote, Council moved to go back into open meeting.

25500

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.

25501

Upon a motion by Councilman Fawbush, seconded by Councilman Caruso, and passed by the following unanimous vote: YES – Caruso, Fawbush, Roop, Mays, NO – None, ABSENT – Hunnicutt, Council moved to adopt A Resolution of the Certification of Closed Meeting. (Insert)

The Mayor opened the floor for nominations to the Lenowisco Planning District Commission for a three year term which will expire on June 30, 2015.

Councilman Fawbush nominated Robert Raines to be reappointed to this Commission.

Upon a motion by Councilman Caruso, seconded by Councilman Roop, and passed by unanimous vote, Council moved that the nominations cease.

25502

Mayor Mays declared Robert Raines reappointed to the Lenowisco Planning District Commission for a three year term which will expire on June 30, 2015.

In comments from the City Manager, Mr. Ramey advised that:

On the City DCR Lower Dam Grant Applications, the City is anticipating receiving \$8,500 of the requested \$53,250 for the Lower Dam Stability Evaluation Testing, \$8,500 of the \$13,400 requested on the Lower Dam Engineering Design of Leak Repairs, for a total funding of \$17,000 out of the total request of \$66,650 which leaves a difference of \$49,650. He further advised that the City may have to fund the balance out of the Enterprise Fund; however, they are looking for grants to cover the difference. He will keep Council informed.

Recent events on the 4th of July were the Wet-N-Wild Event at the City Park and the fireworks display which went well and had many comments on Facebook. The Wet-N-Wild Event scheduled for Locust Avenue was rained out. Another inflatable will be added on their next scheduled day to make up for this. Sammy Belcher, a local photographer, took photos of the fireworks from Flag Rock. There were several very good photos and the City, using marketing money, purchased several of these photos for the City's future use.

He advised Council of the schedule of the remaining Wet-N-Wild Wednesday water slides and advised that on July 30th a Nature Camp will be held.

In comments from the City Attorney, Mr. Bradshaw advised that:

The documents on the transfer of the Josephine Sewer Station to the Wise County PSA have been signed by the Mayor and the Chairman of the PSA, Mr. Fred Luntsford. Mr. Bradshaw advised there was another deed to be signed as a piece of property had been purchased in Josephine several years ago for this project. A public hearing will not be required as one was previously held that covered all easements. Once this is done, the transfer will be complete.

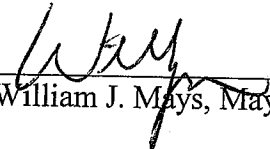
In comments from the City Council:

Councilman Roop expressed good wishes to the City Clerk on her upcoming vacation. Councilman Fawbush commented on the fireworks on July 4th at Flag Rock. He stated the City may want to pursue attendance to watch them from this area.

Mayor Mays asked Council's consideration to hold only one meeting in August, which will be held on August 21st. If necessary, a called meeting can be held. It was the consensus of Council to cancel the first meeting in August and schedule the second one to be held on August 21st.

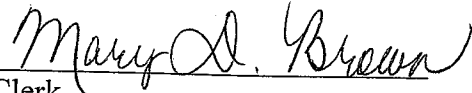
There being no further business to come before Council, the meeting was adjourned.

CITY OF NORTON, VIRGINIA



William J. Mays, Mayor

ATTEST:



Clerk