

The regular meeting of the Norton City Council was held in the Municipal Council Chambers on Tuesday, June 5, 1990, at 7:30 p.m. with Mayor Cliff Daniels presiding.

Present: Roy Roberts (Arrival at Approximately 7:45), Jack Wallace, Cliff Daniels, Robert Raines, and William Mays

Also Present: E. W. Ward, City Manager and Kenneth Asbury, City Attorney

The invocation was given by Rev. William Watson followed by the Pledge of Allegiance led by Delegate Jack Kennedy.

Upon a motion by William Mays, seconded by Jack Wallace, and passed by unanimous vote, Council moved to adopt the minutes of the May 15, 1990 meeting as amended. 14780

Mayor Daniels advised that at the request of Vice Mayor Raines, the Special Presentation to be held tonight will be postponed at this time and Council will proceed with the agenda. 14781

During the Mayor's call for visitors, Mr. Archie Maggard of the Guest River Section of Norton appeared before Council regarding a sewer connection. Mr. Maggard advised that the City had given him a sewer connection for an easement he had given the City for the widening of the Guest River Road several years ago.

The City Manager advised Council Mr. Maggard had come to the Planning Commission requesting three sewer connections. The Planning Commission had recommended that Council give him the one connection contingent upon approval from the State Water Control Board that we get a variance on our moratorium of ERCs. Mr. Ward advised he had received notification from the State Water Control Board that the City had been denied our request of additional ERCs at this time. 14782

Following a brief discussion and upon a motion by Robert Raines, seconded by Jack Wallace, and passed by unanimous vote, Council moved to grant Mr. Maggard one sewer connection at this time.

Ms. Linda Sturgill, West Main Avenue, spoke to Council regarding the illegal dumps located in the Round Town Section of Norton. Ms. Sturgill wanted to know if there was anything the City could do at this time to get this cleaned up and to bring someone to accountability.

Ms. Sturgill introduced Mrs. Marie Bentley and her two sons of the Round Town Section to Council. Mrs. Bentley spoke to Council advising that one of the dumps is 50 yards from her home and of the health problems her family had experienced since this dump has been in existence.

Mr. Ward advised of the action the City had taken upon learning of this illegal dump and Mr. Bill Stokes, the City's Emergency Operations Coordinator, spoke of his involvement also. 14783

Following a discussion, Council advised both Mrs. Bentley and Ms. Sturgill that the City had done all it could do at this time and that the clean up of this dump was in the hands of the Area Hazardous Materials Team. Mayor Daniels did advise that the City staff, the Emergency Services Coordinator, and the Hazardous Waste People had reacted in an efficient manner and that City personnel would do all they could to get this taken care of.

At this time, Mayor Daniels turned the meeting over to Vice Mayor Robert Raines for a special presentation to Mayor Cliff Daniels and Councilman Roy Roberts who leave office June 30, 1990 after serving 12 years and 11-1/2 years respectively on City Council. 14784

Vice Mayor Raines cited a list of accomplishments that have taken place during these tenures and expressed the appreciation on behalf of the City staff, City Council, and citizens of Norton to both Mr. Roberts and Mr. Daniels.

Mr. Raines then presented to Mr. Roberts and Mr. Daniels a plaque of appreciation. At this time, Vice Mayor Raines had Councilmen Wallace and Mays to

join him in presenting a set of original drawings by Gary Spicer of the City Hall and the City Park to each of the councilmen.

Following the presentations, both Councilman Roberts and Mayor Daniels expressed their appreciation for their recognition.

Mayor Daniels advised that B & B Customs was present to request permission from Council to install a sign on City right-of-way.

Mr. Darrell Barley, representing B & B Customs, spoke to Council requesting permission for a sign to be installed in front of the old Bob Mullins Ford Building on Park Avenue.

14785

Mr. Ward advised that the Building Inspector had approved the sign as it was in conformance with our Sign Ordinance; however Council would have to give permission for the sign to be on City right-of-way and the City's policy in the past has been to allow no signs on City right-of-way.

Following a brief discussion, the request was denied due to a lack of a motion.

A public hearing was held on An Ordinance Adopting the Budget for the City of Norton, Virginia for the Fiscal Year of July 1, 1990 thru June 30, 1991 appropriating Funds for All Contemplated Expenses of the City for the Fiscal Year and Placing Levies Upon All Real Estate, Personal Property and Bank Stock, Licenses, Fees, User Charges, and All Other Levies as Previously Imposed or Modified Herein.

14786

Mayor Daniels read a synopsis of the budget, advised publication had been made of the revenues and expenditures as projected, and opened the floor to public comments.

City Treasurer Joe Stallard had a question as did Ms. Betty Lewis of West Main Avenue. Mrs. Lewis questioned the placement and purpose of the service charge on water bills.

There being no further public comment, Mayor Daniels closed the public hearing on the budget and advised that it would be considered for adoption at the next council meeting.

A public hearing was held Pursuant to Section 22.1-29.1 of the Code of Virginia, as amended, soliciting nominations for appointments to the City of Norton School Board.

14787

Mayor Daniels opened the floor for nominations to the City of Norton School Board.

There were no nominations from the audience.

The City Manager submitted the names of Mrs. Yvonne Elmore, Mrs. Joyce Smith, and Dr. Marty Prince for consideration as appointments to the City of Norton School Board. These appointments will be acted upon at the next council meeting.

A public hearing was held on An Ordinance Increasing the Tariff on Local Telephone Service to Pay for the Operation and Maintenance of the E-911 Emergency Telephone System and an Ordinance Establishing a Board for the Management, Operation, and Maintenance of the E-911 Emergency Telephone System.

14788

Mayor Daniels opened the floor for public input on each of these two ordinances and advised that in all probability no action would be taken tonight.

Mrs. Linda Sturgill, 1703 West Main Avenue, felt that there were some questions that have been unanswered. Mrs. Sturgill urged Council to use caution on this project.

Mayor Daniels asked for public comment on the Ordinance Establishing a Board for the Management, Operation, and Maintenance of the E-911 Emergency Telephone System.

There was no citizen input on this ordinance.

Mayor Daniels closed the public hearing and advised that no action would be taken on these two ordinances tonight, but will await further review of the other municipalities and see if there is some common ground for proceeding.

Mayor Daniels advised Mrs. Sturgill that there was some very serious

consideration going on regarding E-911 and that Council will take every effort to make sure the best decision is made.

Councilman Roberts excused himself as a member of Council and stepped down in order to answer Mrs. Sturgill's question regarding the company seeking additional tariff increases in the future.

Mr. Roy Roberts spoke as an employee of the C. & P. Telephone Company and advised Mrs. Sturgill that the increase in the tariff requested tonight is not for the C. & P. Telephone Company but for administrative purposes. The rates that are charged by the phone company are a tariff item and are governed by the State Corporation Commission. The rates being charged by the phone company are the same that were given originally at the beginning of this project.

Mr. Roberts again took his seat as a Council member.

Mayor Daniels welcomed Councilman James Hensley of Big Stone Gap and Mr. Charlie Beverly as visitors in the audience tonight.

14789

Council had been presented with a Resolution of the City Council of the City of Norton, Virginia Authorizing Participation in the Commonwealth of Virginia Set Off Debt Collection Program and also discussion of an Ordinance Authorizing the City to Accept Credit Cards for Payment of Municipal Services and Assessments.

Mr. Ward spoke briefly on the Set-Off Debt Collection Program as did City Treasurer Joe Stallard. Mr. Stallard explained to Council how this program works. Following a brief discussion and upon a motion by Robert Raines, seconded by William Mays, and passed by unanimous vote, Council moved to adopt A Resolution of the City Council of the City of Norton, Virginia Authorizing Participation in the Commonwealth of Virginia Set-Off Debt Collection Program. (Insert)

Council discussed the Ordinance Authorizing the City to Accept Credit Cards for Payment of Municipal Services and Assessments.

14790

Mr. Ward advised the initial cost would be \$100.00 to purchase the credit card machine and set up fee and that he would like to have consent of Council to advertise a public hearing for this ordinance.

Council advised they had no problem with the scheduling of a public hearing covering this ordinance.

Mayor Daniels asked the City Attorney the status of the next property sale for delinquent real estate taxes. Mr. Asbury advised he would check with the attorney handling this sale and will give Council a report on same.

Mr. Ward advised Council that he had placed the order for a new IBM AS400 Computer in the amount of \$30,888.00. Mr. Ward further advised that he purchased the additional storage. In checking the best feasible way of making payment for this computer, Mr. Ward found that direct purchase was better than a lease/ purchase agreement; however the City will not be able to trade in the System 36.

14791

Following a brief discussion and upon a motion Robert Raines, seconded by William Mays, and passed by unanimous roll call vote, Council authorized the expenditure of \$30,888.00 from the Capital funds to purchase this new computer and to keep the System 36 computer and use it within the City.

Upon a motion by William Mays, seconded by Robert Raines, and passed by unanimous 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, and discussion of legal matters as per 2.1-344(A) (7) of the Code of Virginia, As Amended.

14792

Mayor Daniels declared the meeting in Executive Session.

Upon a motion by Robert Raines, seconded by Roy Roberts, and passed by unanimous vote, Council moved to go back into regular session.

14793

Mayor Daniels declared the meeting in regular session.

The Clerk then polled each member of Council as to the Certification of Executive Session with each member answering aye. The Clerk then read the entire Resolution of The Certification of Executive Meeting.

14794

Upon a motion by William Mays, seconded by Roy Roberts, and passed by

unanimous roll call vote, Council moved to adopt A Resolution of the Certification of Executive Meeting. (Insert)

Mayor Daniels opened the floor for nominations to the Community Services Board for a term to expire May 1, 1992.

Robert Raines nominated Ms. Anne Jacobe.

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

Mayor Daniels declared Anne Jacobe appointed to two year term on the Community Services Board with said term to expire May 1, 1992.

147

Mayor Daniels opened the floor for two nominations to the Board of Zoning Appeals for five year terms which will expire June 2, 1995.

William Mays nominated Mr. William Hutchinson.

Roy Roberts nominated Mr. Jon Rockett.

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

14796

Mayor Daniels declared Mr. William Hutchinson and Mr. Jon Rockett as nominees to the Board of Zoning Appeals for five year terms to expire June 2, 1995. These names will be submitted to the Circuit Court for confirmation.

The Mayor opened the floor for nominations to the Lenowisco Board.

Jack Wallace nominated Mr. Robert Raines.

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

14797

Mayor Daniels declared Mr. Robert Raines appointed to the Lenowisco Board for a term to coincide with his term in office.

In his comments, Mr. Ward advised that the drawings hanging in the Council Chambers are the winners of the Poster Contest in the Keep Norton Beautiful activities. Secondly, the Best Friend Festival begins June 11th and festivities will officially get underway June 14th running through June 17th. The City of Norton Swimming Pool is scheduled to open this Saturday, June 9th. The Final Allocation Hearing of the Virginia Department of Transportation will be held Thursday, June 13th, in Salem. Mr. Ward plans to attend along with Delegate Jack Kennedy. Members of Council are invited to attend.

147

Councilman Mays advised that the Norton Rescue Squad will hold their annual family picnic Sunday and all members of Council are invited to attend. Also the new Crash Rescue Squad Truck will be arriving Saturday at 11:00 a.m. Mr. Mays expressed appreciation for all the work and efforts by City Council.

14799

Mayor Daniels advised there were a lot of positive comments regarding Park Avenue and asked that status of the bids for sidewalks. Fred Ramey advised the Mayor that the bids will be opened Friday, June 8th.

14800

There were no comments from the City Attorney.

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

Cliff Daniels

Cliff Daniels, Mayor

ATTEST:

Mary S. Brown
Clerk