

The regular meeting of the City Council was held in the Municipal Court Room on November 22, 1978, at 1:00 P. M. with Mayor Hunnicutt presiding.

Present: George Hunnicutt, W. F. McElroy, Robert Collier, Cliff Daniels, Frank Fischer

Also Present: Joe Baker, City Manager, and Kenneth Asbury, Attorney

Minutes of the previous meetings of November 8th and November 10th were read and approved.

On motion by Robert Collier, seconded by W. F. McElroy and carried by unanimous vote, Council moved that they go into Executive Session to discuss pending litigation.

8264

On motion by Cliff Daniels, seconded by Robert Collier, and carried by unanimous vote, Council moved that they go back into regular session.

8265

Mayor Hunnicutt advised that Council had come to a settlement agreement on Mineral Processing And/Or Loading Facilities Tax involving the City of Norton in a long standing suit.

On motion by Robert Collier, seconded by W. F. McElroy, and carried by unanimous roll call vote, Council moved that this agreement be adopted and ratified by signing of this agreement, said agreement to be made a part of these minutes.

8266

On motion by W. F. McElroy, seconded by Robert Collier, and carried by unanimous roll call vote, council moved that "An Ordinance to Amend and Reenact Ordinance No. 175 of the City of Norton, Virginia, License and Taxation of Mineral Processing and/or Loading Facilities" be adopted on emergency basis. (Insert)

8267

Jack Peters was present regarding real estate tax refund which was erroneously assessed. Mr. Marcum, Commissioner of Revenue, presented letter of explanation.

On motion by Frank Fischer, seconded by W. F. McElroy, and carried by unanimous roll call vote, Council moved that Jack Peters be refunded \$75.00 for real estate tax erroneously assessed and directed the City Treasurer to draw check for same.

8268

Mr. Ed Phillips, of T. & L., was present regarding time extension of construction work on new water tank. He ask that the time be increased 150 calendar days.

On motion by W. F. McElroy, seconded by Robert Collier, and carried by the following vote: McElroy, Collier, Hunnicutt, Fischer, Yes - Daniels, Abstained, Council moved that the contract be amended to cover time change.

8269

Wright Dawson was present at council meeting and advised Council that after the City Manager was gone there would be need to have someone sign for drawdowns of the Federal funds. Mayor Hunnicutt stated that someone was needed for purpose of checking on Federal funds for excavating work at reservoir.

8270

On motion by Frank Fischer, seconded by Cliff Daniels, and carried by unanimous vote, Council moved that Wright Dawson be authorized and directed to make all applications, on an interim basis for Federal and State Funds in the absence of the City Manager and keeping same on a current basis.

Mr. Neil Boggs appeared before Council regarding west end of town looking like a garbage dump from trash coming from new shopping area. He also advised that water line he had been trying to get covered for two or three years was still uncovered.

Joe Fischer also spoke on the garbage problem. He ask if a wire fence could be put up to catch loose papers.

8271

Council discussed this matter with Mr. Boggs after which they referred the matter of trash to city attorney to see what City would be able to do to get the matter cleared up. Mr. Baker was directed to see what he could do about the matter and also see about water line and drainage ditch.

8272

Mr. Boggs also brought to Council's attention hazardous condition of people walking along road to new shopping center. He stated there was a need for a sidewalk.

Councilman Collier ask when it would be possible to get something done on this matter.

Councilman Daniels ask how the alley being discussed and drain problem relates to each other. Council discussed this matter and drainage problem after which Councilman Daniels ask if a work order could not be moved up. Mr. Baker, City Manager, stated he would have to complete main stream first.

8273

Jack Peters brought to Council's attention the need for guard rail on side of Kentucky Fried Chicken Restaurant to keep cars from going over hill. Council directed Mr. Baker to make note of this matter.

8274

Mr. Monroe Thrower presented school board audit and briefly discussed the different items and advised that the school had turned themselves around and had a surplus at the end of this year.

8275

Mr. Mike Brooks, Chairman, Blue Ribbon Parking Committee, presented report of Committee with recommendations to the City Council for consideration. (Insert Report in Minutes)

8276

In the 5th recommendation by the Committee, they recommended that the City begin immediately to take the steps necessary to acquire the right-of-way now serviced by a rail spur line, beginning at 8th Street behind the Municipal parking lot and running to Depot Avenue behind Norton Quality Carpet.

Council directed the City Attorney to write letter to Railroad regarding this right of way.

C. L. Marcum, Commissioner of Revenue, advised that agreement between City of Norton and Coal Companies had been signed, certified, and money paid over to the City for deposit. Mayor Hunnicutt stated he thought it would be a good idea to reserve this \$40,000 for water and sewer capital outlay which had to be done in near future.

8277

On motion by Robert Collier, seconded by Frank Fischer, and carried by unanimous roll call vote, Council moved that \$40,000 received from mineral tax be earmarked for capital improvements in water and sewer in the City of Norton and that said money be deposited in special interest drawing account.

On motion by Frank Fischer, seconded by Robert Collier, Council moved that table matter of Deep Mining Study until next council meeting.

8278

The City Manager gave Council a water up-date as of this date.

8279

Councilman Daniels discussed briefly raw water report from T. & L. concerning status of both of dams.

8280

Council discussed with City Manager matter of city dump in regard to notice of violation as sent out by Health Department. Council requested the City Manager to get up-date on reply to letter which he wrote to Health Department. They also directed the City Manager to get an estimate on price of covering the dump and bring back to Council.

8281

Council discussed at length Tenth Street intersection and also 5th Street intersection in regard to traffic. Council directed the City Manager to see if he could set up a meeting with Highway Department regarding this traffic situation.

8282

The City Attorney was directed to check documents on the land and begin with legal proceedings.

8283

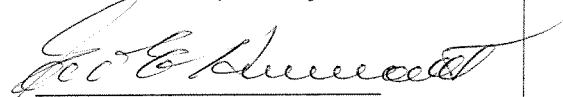
Council moved to hold over appointment to Welfare Board and Airport Commission until next council meeting.

8284

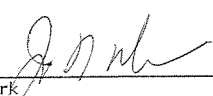
Councilman Collier inquired of water drainage at Ossea Trailer Court. The City Manager advised that this was not a designated city street.

8285

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



Mayor



Clerk