

The regular meeting of the Norton City Council was held February 17, 1987, at 7:30 p.m. with Mayor Daniels presiding.

Present: Roy Roberts - Robert Raines - Cliff Daniels - Milas Franks -
William Mays

Also Present: C. R. Brown, City Manager, and Kenneth Asbury, City Attorney

The invocation was given by Rev. Parrish Jones and the Pledge of Allegiance was led by Kenneth Asbury.

The minutes of the meeting of February 3, 1987 will be presented to Council at the March 3, 1987 meeting due to the recent illness and absence of Jo Nosler, City Clerk.

13730

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

13731

The Mayor announced there would be two amendments to the agenda. Item F under Old Business will be moved up to Item B since the individuals involved were present and would not have to stay for the entire meeting. Also an addition of Executive Session to Discuss Legal and Personnel Items is being added under New Business, Item C.

There was a second reading of An Ordinance Granting to Century-Virginia Corporation, Grantee, of Park Avenue, City of Norton, County of Wise, State of Virginia, Hereinafter Referred to as "Grantee, a Non-Exclusive Franchise in the City of Norton, and Providing for the Regulation of Such Activity.

The public hearing and first reading were held at the February 3, 1987 meeting.

The City Attorney advised Council that there were two revisions in this ordinance after going over it with Mr. Taylor of the Century-Virginia Corporation. One is for clarification and the second is that the public service channel will be made available. There was also a change of two words in the franchise agreement.

13733

After a brief discussion and upon a motion by Milas Franks, seconded by Robert Raines, and carried by the following roll call vote: Raines, Daniels, Franks, and Mays AYE - Roberts ABSTAINING, Council passed on second reading An Ordinance Granting to Century-Virginia Corporation, Grantee, of Park Avenue, City of Norton, County of Wise, State of Virginia, Hereinafter Referred to As "Grantee", A Non-Exclusive Franchise in the City of Norton, and Providing for the Regulation of Such Activity for a period of 15 years and authorized the Mayor to sign both the ordinance and the franchise agreement. (Inserts)

Councilman Franks advised that the City Attorney had answered his questions pertaining to the Agreement Made and Entered into on the 19th day of January, 1987 by and between the City of Norton, Virginia, a Municipal Corporation, Norton, Virginia herein called the "Licensor" and B. A. Mullican Lumber and Manufacturing Company, a Tennessee Corporation, Appalachia, Virginia, herein called the "Licensee".

Upon a motion by Roy Roberts, seconded by William Mays, and passed by unanimous roll call vote, Council authorized the City Manager to sign the agreement as presented between the City of Norton and B. A. Mullican Lumber and Manufacturing Company for the purpose of permitting motor vehicle and truck traffic across the bed of said stream and for incidental purposes related thereto. (Insert)

13734

Upon a motion by Robert Raines, seconded by Roy Roberts, and carried by unanimous roll call vote, Council passed on second reading An Ordinance of the City Council of the City of Norton, Virginia Designating the Director of Social Services of the City of Norton, Virginia as the Local Board of Social Services, and Establishing an Advisory Board to Such Officer with Respect to the Duties and Functions Imposed Upon Him or Her by This Title. (Insert)

13735

The City Attorney advised the basic question on the Flood Plain Zoning Ordinance was if the citizens had to comply with ordinance or could not buy flood insurance and the answer is absolutely not. He further stated it would be catastrophic for the City not to pass the flood ordinance.

13736

After a brief discussion and Council advising their questions had been answered by the City Attorney, Council, upon a motion by Milas Franks, seconded by William Mays, and passed by unanimous roll call vote, passed on first reading the Flood Plain Zoning Ordinance - An Ordinance Amending and Reenacting Sections 22-1, 22-13, 22-15, and 22-18 of the "Zoning Ordinance of the City of Norton, Virginia", for Land Subject to Flood. The public hearing covering this ordinance was held at the February 3, 1987 meeting.

With the City Attorney again answering Council's questions regarding the Sub-Division Flood Plain Ordinance and with the public hearing having been held at the February 3, 1987 Council Meeting, Council, upon a motion by Roy Roberts, seconded by Robert Raines, and carried by unanimous roll call vote, passed on first reading the Sub-Division Flood Plain Ordinance - An Ordinance of the City Council of the City of Norton, Virginia Amending and Reenacting Section 2-1 Section 19 and Section 2-4 Section 19-7 of the Sub-Division Ordinance of the City of Norton, Virginia Amendments Adopted on May 17, 1983 to Provide for the Establishment of Regulations of Land Subject to Flood.

13737

After a brief discussion and upon a motion by Robert Raines, seconded by Roy Roberts, and passed by unanimous roll call vote, Council passed on second reading An Ordinance Taking Official Action on the Enforcement of the Virginia Uniform Statewide Building Code, Volume II, Building Maintenance Code, Assigning Inspection to the Building Inspector and Designating an Appeals Board. (Insert)

13738

The City Manager advised that the Norton Rescue Squad has presented Council with a copy of their audit which was found to be in order and the Rescue Squad was asking Council to renew their 1987 Bingo and Raffle Permit and also to waive the \$25.00 application fee.

Upon a motion by Roy Roberts, seconded by Robert Raines, and passed by the following roll call vote: Roberts, Raines, Daniels, and Franks AYE - Mays - ABSTAINING, Council moved to renew the 1987 Bingo and Raffle Permit for the Norton Rescue Squad and to waive the \$25.00 Application Fee.

13739

Mr. Joe Tom Howard, Chairman of the Norton Electoral Board, discussed with Council some things that need to be done for their Board. He advised that a handicap ramp is needed in the West Wing. Mr. Brown, City Manager, advised that bids on this ramp were being secured now and that it was being designed according to Federal specifications and would be permanent.

13740

Another cause of concern for the Registrar is the condition of the sidewalk outside her office and also a need of a handicapped parking space for the Registrar's Office. Mr. Brown advised one would be so marked and that there would be two handicapped parking places in the front of the Municipal Building when the handicapped ramp is installed.

13740

Mr. Brown advised he would take care of the other requests for the Board.

Upon a motion by Roy Roberts, seconded by William Mays, and passed by unanimous vote, Council moved to go into Executive Session to discuss legal as per 2.1-344 (A) (1) of the Code of Virginia and personnel as pertains to 2.1-344 (A) (6) of the Code of Virginia as amended.

13741

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

The Mayor reported there was no report pertaining to legal matters.

13742

In regard to personnel, the Mayor announced with remorse the resignation of Vice Mayor Milas Franks effective March 31, 1987. Mr. Franks and his family are relocating to Harrison, Ohio where has accepted a position as President of the Seasongood Folding Box Company.

13743

Mr. Franks stated that it had been gratifying to be a part of the City of Norton and to work with this august body. He had been City Manager for several years and stated that this was the most cooperative group he had ever worked with. He further stated that there is a lot of progress being made for the City primarily through the efforts of the City Manager and the Mayor which he hopes will change the trend for Southwest Virginia and that it was very encouraging that we were working as a region and not divided.

13743

There being no comments from the City Manager or the City Attorney, the meeting was adjourned.

Cliff Daniels
Mayor

ATTEST:

Mary D. Brewer
Clerk