

The regular meeting of the City Council was held in the Municipal Court Room on August 3, 1982 at 7:30 P.M. with Mayor Hunnicutt presiding.

Present: George Hunnicutt, W.F. McElroy, Cliff Daniels, Vic Jones, Roy Roberts

Also Present; Charles R. Brown, City Manager and Kenneth Asbury, Attorney

On motion by W.F. McElroy, seconded by Roy Roberts and carried by unanimous vote, Council moved that minutes of July 20, 1982 be approved as presented. 10577

The Clerk administered the Oath of Office to Charles R. Brown, as City Manager of City of Norton. 10578

Charlie Daniels presented copies of letters to Wise County Board of Supervisors and letter from County Administrator's Office to Farmers Home Administration regarding question of land rights of people who own property at head of Clear Creek. 10579

Joe Tom Howard also spoke on this subject as a property owner. Councilman Jones spoke on this matter. Council discussed this matter at length with those persons present in interest of this matter. Mr. Daniels inquired as to when they could expect an answer on this matter. He was advised that City would formulate a position of their rights and of the rights of property owners and have every regard for everybody's rights and the law itself.

Thomas Cherry of 692 Hamner Avenue appeared before council regarding water running on his property. City Manager is to have someone there this week. 10580

R.D. Smith of Chestnut Street also spoke of the condition on Chestnut Street drainage. Art Siniscope also spoke on the matter. The City Manager is to check matter of Chestnut Street.

Neil Boggs appeared before council regarding parking sign for handicapped being taken down on Park Avenue. Chief Kelley advised he did not know anything of tjos situation. Jim Campbell stated he knew who took it down that he had gotten permission from Earle Brown and Bruce Rose to remove the sign due to ladies going to beauty shop who were handicapped. 10581

Lease Wise-County Headstart - City Attorney presented lease for council's consideration. 10582

On motion by W.F. McElroy, seconded by Vic Jones and carried by the following votes: McElroy, Jones, Hunnicutt, Yes; Roberts, Daniels, NO; Council moved that transfer \$10,561.60 from General Fund Contingency to Community Development to pay invoice #6581 from Wiley & Wilson. 10583

Councilman Roberts and Daniels each gave their reason for not voting yes on this matter.

On motion by Cliff Daniels, seconded by Roy Roberts and carried by the following votes, Roberts, McElroy, Hunnicutt, Daniels, YES; Jones, NO; Council moved that after the meeting with the water control board tomorrow in Abingdon that the engineers report to and meet with council and lay all information out in the open. A determination will be made at that time about the advisability of proceeding with this project and that no more engineering funds be incurred until that report has been given. 10584

On motion by Roy Roberts, seconded by W.F. McElroy and carried by unanimous vote, Council moved that the City Manager be authorized and directed to execute lease with Wise County and Norton Headstart Agency with the addendum as specified by Anne Massey, Recreational Director. 10585

Richard Prior presented Market-Place Close Out.

On motion by Roy Roberts, seconded by W.F. McElroy and carried by unanimous roll call vote, Council moved that the City Manager be authorized and directed to execute Change Order #4 of the Norton Revitalization Market Place Contract and to close that contract out with B.F. Robinette. 10586

Item #5 on Agemda - "Ordinance Enunciating the Public Policy of this Municipality Pertaining to Government Procurement, etc. was delayed at request of City Attorney for further study. 10587

On motion by Cliff Daniels, seconded by Roy Roberts, and carried by unanimous vote, Council moved they go into executive session for possible transfer of land, land development, and personnel. 10588

On motion by Cliff Daniels, seconded by W.F. McElroy and carried by unanimous vote, Council moved they go back into regular session.

Mayor Hunnicutt declared council back in regular session.

One Item - land exchange with Forest Service was finalized.

On motion by Roy Roberts, seconded by W.F. McElroy and carried by unanimous vote, Council moved that Mayor be authorized and directed to sign letter of Intent to exchange land not in watershed but east of watershed with Forest Service for Land that lies on Guest River. 10589

One item discussed was option on the Old Norton Community Hospital property.

On motion by Cliff Daniels, seconded by Roy Roberts and carried by unanimous roll call vote, Council moved that City Manager be authorized and directed to enter into an option agreement with Humphreys Enterprises with restrictions and covenants as described by City Attorney.

Vic Jones nominated Dr. Jimmy Strength to serve on the S.W. Va. EMS Board to fill the unexpired term of Sam Pickering, said term to expire June 30, 1984.

On motion by W.F. McElroy, seconded by Cliff Daniels and carried by unanimous vote, Council moved that nominations be closed.

Mayor Hunnicutt declared Dr. Jimmy Strength as member of the S.W. Va. EMS Board to fill unexpired term of Sam Pickering, said term to expire June 30, 1984.

Cliff Daniels nominated Wally Witt to Cumberland Airport Commission to fill the unexpired term of Bardin Thrower, said term to expire 10-31-82.

On motion by McElroy, seconded by Roberts and carried by unanimous vote, Council moved the nominations be closed.

Mayor Hunnicutt declared Wally Witt as member of Cumberland Airport Commission to fill the unexpired term of Bardin Thrower, said term to expire 10-31-82.

The Mayor stated appointment to School Board was deferred until later date. Also appointment of Prosecutor for City.

Assistant secretary for council meeting needs to be appointed due to Miss Nosler going to be on vacation at time of next meeting. The City Manager has very generously agreed to proffer one at next meeting and the first thing on the next agenda is appointment of Assistant Clerk.

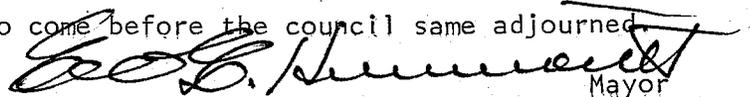
Councilman Daniels requested that Ordinance on which council had public hearing on July 20th regarding abandoned vehicles be put on agenda for next council meeting for action. Council was in agreement for this to be done. 10590

Councilman Roberts brought to council's attention letter received from lady 10591 who had been bitten by a dog. Council briefly discussed this matter with regard to lease law. The City Manager suggested that he would bring a proposed lease law to council at next meeting if council so desires. Council agreed for this to be done.

Council was presented with letter from Norton Insurance agency regarding liability insurance. No action taken. 10592

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

 Clerk

 Mayor