

The regular meeting of the Norton City Council was held on Tuesday, November 17, 1998 at 7:30 p.m. at the Municipal Council Chambers with Mayor Robert Raines presiding.

Present: Jack Wallace, Robert Raines, William Mays and Joseph Fawbush

Absent: Joseph Hunnicutt

Also Present: E. W. Ward, City Manager and Bill Bradshaw, City Attorney

The invocation was given by Father Joseph Facura followed by the pledge of allegiance led by Norton Police Chief Sam Mongle.

Upon a motion by Joseph Fawbush, seconded by Jack Wallace, and passed by unanimous vote, Council moved to approve the minutes of the November 3, 1998 meeting as presented.

19176

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

At this time, Mayor Raines read a proclamation declaring the week of November 15 through November 21, 1998 as American Education Week.

Upon a motion by William Mays, seconded by Joseph Fawbush, and passed by unanimous vote, Council authorized the Mayor to sign A Proclamation Declaring the Week of November 15 through November 21, 1998 as American Education Week. (Insert)

19177

Mr. Ward advised Council that he had a letter from Mr. Scott Pippin, Director of College Relations and Station Manager of WCVC Radio Station, Clinch Valley College, requesting permission to use City property to install a translator above the upper water tank above Henry Street in order to provide better coverage to the area.

19178

Mr. Pippin was present at tonight's meeting and spoke to Council regarding this request. He stated that the equipment would go either on or beside the water tank at this location.

Following a brief discussion and upon a motion by William Mays, seconded by Jack Wallace, and passed by unanimous vote, Council

authorized the City Manager, with the assistance of the City Attorney, and Clinch Valley College to prepare a revocable lease to Clinch Valley College for the installation of a translator on City property.

The City Manager presented Council with a draft on a Residential Water Meter Deposit Refund Policy. He briefly went over this with Council. He also provided Council with input from City staff and neighboring towns. This item is brought to Council for discussion as Mr. Ward had a couple of inquires about refunding meter deposits.

19179

Following a brief discussion and upon a motion by Jack Wallace, seconded by William Mays, and passed by the following vote: YES - Wallace, Mays Raines, NO - Fawbush, Council moved to let the policy stand as it is and allow no refunding of the water meter deposits.

Council had in their packets A Resolution Supporting Full Funding of HB 599.

Mr. Ward advised that this item is being given top legal priority by the Virginia Municipal League and is for full funding by the year 2000. If passed by the General Assembly, the City would receive \$100,000 in additional funds annually.

19180

If Council chooses to adopt this resolution, copies should be sent to our legislators and the leaders in the General Assembly and also to the Governor. Mr. Ward asked Council to support the Virginia Municipal League on this topic and asked for Council's favorable consideration.

Upon a motion by Joseph Fawbush, seconded by William Mays, and passed by the following vote: YES - Wallace, Mays, Fawbush, Raines, NO - None, ABSENT - Hunnicutt, Council moved to adopt A Resolution Supporting Full funding of HB 599. (Insert)

Mr. Ward advised that Lost Creek Development Corporation has provided a Deed of Reverter for the Mayor's signature. Both the City Manager and City Attorney advised Council that Lost Creek Development has complied with the stipulations and that the execution of this deed is in order.

19181

Upon a motion by William Mays, seconded by Jack Wallace, and passed by unanimous roll call vote, Council authorized the Mayor to execute the Deed of Reverter to Lost Creek Development Corporation.

Council had a copy of a check in the amount of \$180,000 made payable to the Norton City Schools dated 10/29/98.

Upon a motion by Joseph Fawbush, seconded by William Mays, and passed by unanimous roll call vote, Council moved to approve a check in the amount of \$180,000 to the Norton City Schools dated 10/29/98.

19182

Upon a motion by Jack Wallace, seconded by Joseph Fawbush, and passed by unanimous roll call 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 Consultation with Legal Counsel as Pertains to Probable Litigation as per 2.1-344(A) (7) of the Code of Virginia, as Amended.

19183

Mayor Raines declared the meeting in Executive Session.

Upon a motion by William Mays, seconded by Joseph Fawbush, and passed by unanimous vote, Council moved to go back into regular session.

19184

Mayor Raines declared the meeting back in regular session.

The Clerk then polled each member of Council as to the Certification of Executive Meeting with each answering aye. The Clerk then read the entire Resolution of the Certification of Executive Meeting. Upon a motion by Jack Wallace, seconded by Joseph Fawbush, and passed by the following unanimous vote: Wallace, Mays, Fawbush, Raines - YES, NO - None, ABSENT - Hunnicutt, Council moved to adopt a Resolution of the Certification of Executive Meeting. (Insert)

19185

Mayor Raines opened the floor for nominations to the Disability Services Board for a three year term which will expire on 8/31/2000 *2001*.

19186

Joseph Fawbush nominated Ricky Clemons to be reappointed to this Board.

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

Mayor Raines declared Ricky Clemons reappointed to the Disability Services Board for a three year term which will expire on 8/31/2000.

In his comments, the City Manager advised:

The City offices will be closed Thursday and Friday, November 26<sup>th</sup> and 27<sup>th</sup> in observance of the Thanksgiving holiday.

19187

In comments from the City Attorney, Mr. Bradshaw advised that the City has been notified by Virginia Power of an application for review of the fuel factor and we have the opportunity to participate in this meeting if Council so desires. In his opinion, he doubts it will be cost effective to the City; however if Council desires, he will attend this meeting.

19188

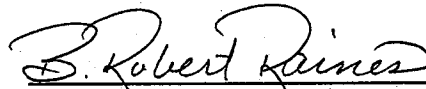
He further advised Council that the Norton Industrial Development Authority had received a request from the Small Business Development Financing Authority which has the two junior loans for the Virginia Relay facility to enter into an assignment of leases, rents, and profits from that particular facility to further secure the loan. He explained this in detail to Council and advised that he and the Assistant City Manager are working together on this. He is bringing this to Council for informational purposes as Council is ultimately responsible for the obligation.

In comments from Council, Mayor Raines advised that our water reserves are down to 43.71 million gallons as of today. He is urging all citizens to use extreme conservation for the next few weeks in their water use.

19189

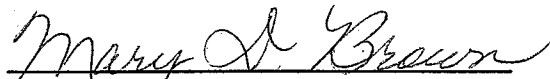
There being no further business to come before the Council, the meeting adjourned.

CITY OF NORTON, VIRGINIA



B. Robert Raines, Mayor

ATTEST:



Clerk