

The regular meeting of the Norton City Council was held in the Council Chambers of the Municipal Building on Tuesday, September 17, 1996, at 7:30 p.m. with Mayor Robert Raines presiding.

Present: Roy Roberts, William Mays, Ron McCall, and Robert Raines

Absent: Jack Wallace

Also Present: E. W. Ward, City Manager and Joe Pippin, City Attorney

The invocation was given by Rev. Miller Liston which was followed by the pledge of allegiance led by the Director of Social Services, Bill Stokes.

Upon a motion by Ron McCall, seconded by William Mays, and passed by unanimous vote, Council moved to adopt the minutes of the September 3, 1996 meeting as presented.

17618

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

17619

The City Attorney gave a brief history on the City seeking and becoming a properly certified regulatory franchising authority on TV Cable Rates by the Federal Communications Commission. He also discussed our dealings with Century Communications in their recognizing this fact and also the rate increase by Century in March of this year. Mr. Pippin recognized Mr. Mac Grigsby, District Manager, Century Communications who briefly spoke to Council as to the miscommunication between the City and Century. He advised that the final step of a three step procedure had not been completed wherein the FCC failed to notify the City that they were a properly certified regulatory franchising authority. Therefore the City could not have notified Century. He further advised that according to the FCC formula, Century can increase rates up to \$27.89 without Council's intervention. At present, the basic rate in Norton is \$17.95. Mr. Grigsby thanked Council for the opportunity to speak to them and offered to answer any questions Council might have. Following some questions from Council, Mayor Raines thanked Mr. Grigsby for coming to the meeting and advised that Century has been a good community partner to not only Norton, but the entire area.

17620

Council had in their packets a request from the Cumberland Airport Commission requesting an allocation of funds to be used on the Air Show to be held in October.

Present and speaking on behalf of this item was Mr. Walley Witt. Mr. Witt gave Council a brief agenda of the air show and advised that a not-for-profit corporation, Wings Over Wise, had been formed to handle this show.

17621

Following a discussion and Mr. Witt answering questions from Council, a motion was made by Ron McCall, seconded by William Mays, and passed by unanimous roll call vote, that Council approve an allocation to the Cumberland Airport Commission in the amount of \$2,500 to be designated for the air show. Said funds will come from Contingency.

Council had in their packets a proposed ordinance prepared by the City Attorney amending the City Code pertaining to Nuisance Properties. Mr. Pippin advised this ordinance would amend the City Code Section 5-2 to comply with Virginia's Statute Section 15.1-11.2.

1 2

Following a brief discussion and upon a motion by Roy Roberts, seconded by Ron McCall, and passed by unanimous vote, Council moved for the City Manager to advertise a public hearing for this ordinance.

Council had in their packets a Proclamation Declaring the Week of September 16 - 22, 1996 as Constitution Week. Upon a motion by William Mays, seconded by Ron McCall, and passed by unanimous vote, Council moved to adopt a Proclamation Declaring the Week of September 16 - 22, 1996 as Constitution Week. (Insert)

17623

A copy of a check made payable to the Norton City Schools in the amount of \$140,000 was enclosed in Council's packet.

Upon a motion by Roy Roberts, seconded by William Mays, and passed by unanimous roll call vote, Council moved to approve a check in the amount of \$140,000 made payable to the Norton City Schools.

17624

Upon a motion by Ron McCall, seconded by Roy Roberts, 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.

17625

Mayor Raines declared the meeting in Executive Session.

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

Mayor Raines declared the meeting back in regular session.

1 6

The Clerk then polled each member of Council as to the Certification of Executive Meeting with each answering yes. The Clerk then read the entire Resolution of the Certification of Executive Meeting. Upon a motion by Ron McCall, seconded by William Mays, and passed by unanimous vote, Council moved to adopt A Resolution of the Certification of Executive Meeting. (Insert)

17627

Mayor Raines advised no action would be taken tonight on appointments.

17628

In comments from the City Manager, Mr. Ward advised:

The 16th Annual Education Forum will be held at Clinch Valley College on October 3rd from 4:00 - 9:00 p.m. Any member of Council interested in attending should notify him in order that he can get the registration done.

17629

At the August 6th meeting, Council had advised the City Manager and Director of Social Services to look into the City donating funds to a food bank established at the Regency Towers. At this time, it is their recommendation that the City should not allocate any funds to this as there is a Food Bank already in the City which Council does not support and which the residents of Regency Towers can utilize if they are in need. Also this type of allocation should be done in the usual

budget process. Upon a motion by Roy Roberts, seconded by William Mays, and passed by unanimous vote, Council moved to concur with the recommendation of the City Manager and Director of Social Services to not fund the Food Bank at Regency Towers. Mr. Ward is to advise the individuals concerned.

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

CITY OF NORTON, VIRGINIA

B. Robert Raines

B. Robert Raines, Mayor

ATTEST:

Mary D. Brown
Clerk