

The regularly scheduled meeting of the Norton City Council was held on December 15, 1987 at 7:30 p.m. in the Council Chambers with Mayor Daniels presiding.

Present: Cliff Daniels, Robert Raines, Roy Roberts, Jack Wallace, and William Mays

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

The invocation was given by Rev. John Bucchi which was followed by the Pledge of Allegiance which was led by Mr. Randy Stidham.

Upon a motion by Robert Raines, seconded by William Mays, and passed by unanimous vote, Council moved that the minutes of the December 1, 1987 meeting be accepted as presented.

13995

Mr. Jack Kennedy, Delegate-Elect, came forward during the Mayor's call for visitors. Mr. Kennedy advised Council that both they and the City had his support and that he would be happy to work at any time with them. He, in turn, would like to have Council's input and counsel on any and various items.

13996

A public hearing was held for a one night only Dance Hall Permit for Jan's Place.

Ms. Jan Lane of Norton requested the one night only permit for New Year's Eve.

The City Manager advised that our present Dance Hall Permit does not have a provision to cover a one time only permit. Therefore the building had been inspected and approved by the City Building Inspector, Fire Chief, and a representative of the State Fire Marshall's Office, and the hearing had been advertised.

The Mayor opened the floor for comments.

13997

Rev. William Watson, Pastor of the First Church of God of Norton, spoke against the precedent that would be set for the one night only permit. He also stated that his Church would be having a service that night and he was against the permit.

Mrs. Linda Sturgill, 1703 West Main Avenue, Norton, spoke stating she was against none of the individuals who had spoken on this issue, but was more concerned with the precedent that Council would be setting tonight.

13997

Mr. Randy Stidham, 112-4th Street, Norton, and Chairman of the Church of God, stated that due to the proximity of the restaurant and the Church that he, too, is against granting the permit.

The Mayor opened the floor for Council's consideration and after a brief discussion upon a motion by Robert Raines, seconded by Jack Wallace, and carried by unanimous vote, Council moved to deny the request of Jan's Place for a one night only Dance Hall Permit on the basis of setting a precedent.

A public hearing was held on An Ordinance of the City Council of the City of Norton, Virginia Redefining the Words "Building Accessory" Under Section 22-1 of the Norton City Code and Redefining Structures Under Section 22-14(a) of the Norton City Code.

Mr. Brown advised that there had been a lot of concern by citizens about attempting to regulate the placement of a satellite antenna. This amendment was drafted at the request of the Planning Commission, who held a public hearing, considered it, and recommended it to the City Council.

13998

There was no public input on this ordinance.

After a brief discussion and upon a motion by Roy Roberts, seconded by Jack Wallace, and carried by unanimous vote, Council moved to adopt An Ordinance of the City Council of the City of Norton, Virginia Redefining the Words "Building Accessory" Under Section 22-1 of the Norton City Code and Redefining Structures Under Section 22-14(a) of the Norton City Code on the first reading.

A public hearing was held on An Ordinance of the City Council of the City of Norton, Virginia Providing for Amendments to the Zoning Ordinance of the City of Norton, Virginia Regulating Off-Street Parking and Establishing Guidelines Therefore.

The Mayor advised this ordinance is amending existing regulations and revamping off-street parking in the City. This ordinance had been reviewed and recommended to the Council by the Planning Commission.

There was no public input to this ordinance.

13999

After much discussion, Mayor Daniels advised it was Council's consensus to table this ordinance until a work session can be scheduled with the Planning Commission after the January 5, 1988 meeting with the merchants on the Down Town Revitalization. Also a copy of Mr. Brown's draft is to be sent to the Planning Commission and the Board of Zoning Appeals. The City Manager was advised to keep the Board of Zoning Appeals informed on this matter.

A public hearing was held on An Ordinance to Require Positive Identification of Any Person, Persons, Firm or Corporation Applying for Water or Sewer Service, Motor Vehicle License or Decals, Business or Professional License or Other Services of the Municipality.

The City Manager advised some localities were having some problems in this area and that this ordinance would allow the Treasurer or her deputies to ask for identification if they deemed it necessary.

There was no public input on this ordinance.

14000

After a brief discussion and upon a motion by Robert Raines, seconded by William Mays, and passed by unanimous vote, Council moved to adopt An Ordinance to Require Positive Identification of any Person, Persons, Firm or Corporation Applying for Water or Sewer Service, Motor Vehicle License or Decals, Business or Professional License or Other Services of the Municipality on the first reading.

A public hearing was held on a Resolution of the City Council of the City of Norton, Virginia Requesting the General Assembly of Virginia to Grant a New Charter to the City of Norton, Virginia.

The Mayor advised this resolution redefines the articles of our Charter.

There was no public input on this resolution at this time.

The City Attorney advised that the present City Charter is archaic and has been for some time.

The City Manager advised that the new Charter and the recodification of our Code should be ready at the same time.

14001

The Mayor announced the floor was again open for public input.

Rev. William Watson advised Council that he commended them for updating the Charter.

The City Manager advised Council that based on the timing of the Charter to go to the General Assembly, this resolution would have to be passed on an emergency measure on one reading.

After much discussion and upon a motion by Jack Wallace, seconded by Roy Roberts, and passed by unanimous roll call vote, Council moved to adopt A Resolution of the City Council of the City of Norton, Virginia Requesting the General Assembly of Virginia to Grant a New Charter to the City of Norton, Virginia on an emergency measure with only one reading. The City Manager was advised to see the proper documents get to Mr. Kennedy, Delegate Elect, for presentation to the General Assembly. (Insert)

The Mayor announced the agenda would be amended for the Refund of Overpayment of 1987 Real Estate Tax in the amount of \$261.10 as requested by the Treasurer's Office.

14002

Upon a motion by Roy Roberts, seconded by Robert Raines, and passed by unanimous roll call vote, Council authorized a refund of overpayment of 1987 Real Estate Tax in the amount of \$261.10 to Mr. David N. Miller.

The City Manager advised Council that Dr. Al Armentrout, Superintendent of Norton City Schools, is requesting the renewal of the School Board Bingo and Raffle Permit for the calendar year of 1988 and that the fee again be waived.

14003

Upon a motion by William Mays, seconded by Robert Raines, and passed by unanimous vote, Council moved to renew the Bingo and Raffle Permit for the City of Norton School Board for the calendar year of 1988 with the permit fee waived.

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The City Manager presented Council with a request for a water tap and a confirmation of a sewer tap for Mr. Jeff Robinette at B. F. Robinette Contractor Shop. Mr. Brown further advised that Mr. Robinette had given the City a 15' easement on his property several years ago, and the City, in turn, gave him 4 or 5 sewer permits. This sewer tap to be confirmed tonight is the last of these; however, Mr. Robinette is also requesting an outside the City water tap for which he will pay the fees. 14004

Councilman Raines stated that due to the water emergency and to the fact that our current emergency measures do not cover new taps made during this time, he felt the sewer tap should be made, but not the water tap until after the emergency is non-existent.

Upon a motion by Robert Raines, seconded by William Mays, and passed by the following roll call vote: Jack Wallace, Cliff Daniels, Robert Raines, William Mays - YES - Roy Roberts - NO - , Council authorized the confirmation of a sewer tap to Mr. Jeff Robinette at the B. F. Robinette Contractor Shop, and to grant the water tap after the Water Emergency Ordinance is lifted.

The Mayor advised as of 4:00 p.m. today, the City had a combined capacity at both reservoirs of 48.1 million gallons and that we were still holding our own. He further stated the figures show that citizens are conserving water and that Council is very appreciative of this conservation. 14005

Upon a motion by Roy Roberts, seconded by Jack Wallace, and passed by unanimous 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 Legal Matters as Per 2.1-344 (A) (6) of the Code of Virginia, As Amended. 14006

Upon a motion by Jack Wallace, seconded by Roy Roberts, and passed by unanimous vote, Council moved to go back into regular session. The Mayor declared the meeting back in regular session. 14007

The Mayor advised there was no report as to legal items. 14008

The Mayor announced no appointments would be made to the Norton Redevelopment and Housing Authority at this meeting.

The Mayor announced the floor was open for nominations to the appointment on the Norton Housing Appeals Board. William Mays nominated Mr. T. J. Flanary for another term on this Board. Upon a motion by Robert Raines, seconded by Jack Wallace, and passed by unanimous vote, Council moved that the nominations be closed. The Mayor declared Mr. T. J. Flanary appointed to the Housing Appeals Board for a five year term to expire January 17, 1993. 14009

There were no comments by either the City Manager or City Attorney.

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

Cliff Daniels
Mayor

ATTEST:

Mary D. Brown
Clerk