

AGENDA--CITY COUNCIL -- CITY OF MARTINSVILLE, VIRGINIA  
Council Chambers – Municipal Building  
**6:30 pm Closed Session**                      **7:30 pm Regular Session**  
**Tuesday September 10, 2019**

**6:30 pm - Closed Session**

Items to be considered in Closed Session, in accordance with the Code of Virginia, Title 2.2, Chapter 37—Freedom of Information Act, Section 2.2-3711(A)—Closed Meetings, the following:

- A. Appointments to boards and commissions, as authorized by Subsection 1.
- B. Consultation with legal counsel and briefings by staff members, attorneys or consultants pertaining to actual or probable litigation, or other specific legal matters requiring the provision of legal advice by such counsel, as authorized by Subsection 7.

**7:30 pm - Regular Session**

Pledge to the American Flag and Invocation by Vice Mayor Martin

1. Consider approval of the minutes from the July 9, 2019 Council Meeting, August 13, 2019 Council Meeting, and the August 27, 2019 Council Meeting. (5 mins)
2. Read a Proclamation acknowledging the week of September 17 – 23, 2019 as Constitution Week. (5 mins)
3. Read and present a Proclamation acknowledging the 70<sup>th</sup> anniversary of the Martinsville Volunteer Fire Company. (5 mins)
4. Hear an update from Building Inspections regarding demolition of structures within the City. (15 mins)
5. Consider adoption on first reading, Ordinance 2019-6 amending Chapter 18 “Solid Waste” of the Martinsville City Code to generally limit City garbage collection to waste only generated on site. (10 mins)
6. Business from the Floor  
**This section of the Council meeting provides citizens the opportunity to discuss matters, which are not listed on the printed agenda. Thus, any person wishing to bring a matter to Council’s attention under this Section of the agenda should:**
  - (1) come to the podium and state name and address;
  - (2) state the matter that they wish to discuss and what action they would like for Council to take;
  - (3) limit remarks to five minutes;
  - (4) refrain from making any personal references or accusations of a factually false and/or malicious nature.**Persons who violate these guidelines will be ruled out of order by the presiding officer and will be asked to leave the podium.  
Persons who refuse to comply with the direction of the presiding officer may be removed from the chambers.**
7. Comments by members of City Council. (5 minutes)
8. Comments by City Manager and City Attorney. (5 minutes)



## **City Council Agenda Summary**

**Meeting Date:** September 10, 2019

**Item No:** 1.

**Department:** Clerk of Council

**Issue:** Consider approval of minutes for the July 9, 2019 Council Meeting, August 13, 2019 Council Meeting, and the August 27, 2019 Council Meeting.

**Summary:** None

**Attachments:**

**Recommendations:** Motion to approve minutes as presented.

**Date:** September 10, 2019

**Item No:** 2.

**Department:** City Council

**Issue:** Read a Proclamation acknowledging the week of September 17 – 23, 2019 as Constitution Week.

**Summary:** The Daughters of the American Revolution (DAR) initiated the observance in 1955, when the organization petitioned the U. S. Congress to dedicate September 17 – 23 of each year to the commemoration of Constitution Week. Congress adopted the resolution and on August 2, 1956, President Dwight D. Eisenhower signed it into Public Law #915. The celebration's goals are threefold: to encourage the study of the historical events that led to the framing of the Constitution in September 1787; to inform people that the Constitution is the basis of America's great heritage and the foundation of our way of life; and to emphasize U. S. citizens' responsibility to protect, defend, and preserve the Constitution.

**Attachments:** Proclamation

**Recommendations:** No action by Council needed - the Mayor will read the Proclamation.



## **PROCLAMATION**

### **RECOGNIZING CONSTITUTION WEEK SEPTEMBER 17 – 23, 2019**

**WHEREAS:** The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

**WHEREAS:** September 17, 2019, marks the two hundred and thirty-second anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

**WHEREAS:** It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

**WHEREAS:** Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

**NOW THEREFORE,** I, Kathy Lawson, Mayor of the City of Martinsville, along with Martinsville City Council members, do hereby proclaim the week of September 17 - 23, 2019, as Constitution Week and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

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Kathy Lawson, Mayor

**Date:** September 10, 2019

**Item No:** 3.

**Department:** City Council

**Issue:** Read and present a Proclamation acknowledging the 70<sup>th</sup> anniversary of the Martinsville Volunteer Fire Company.

**Summary:** September 7, 2019, marked the 70<sup>th</sup> anniversary of Martinsville Volunteer Fire Company. MVFC has a long history of service to the City assisting the Fire Department in responding to emergencies, raising funds for equipment, and providing many other needed and critical services. MVFC has been and continues to be a tremendous asset to both the Fire Department and the City.

**Attachments:** Proclamation

**Recommendations:** No action by Council needed - the Mayor will read and present the Proclamation.



## **PROCLAMATION**

### **RECOGNIZING THE 70<sup>th</sup> ANNIVERSARY OF THE MARTINSVILLE VOLUNTEER FIRE COMPANY**

**WHEREAS**, the Martinsville Volunteer Fire Department was initially formed and organized in 1891 as a Volunteer Fire Company with approximately 25 volunteers, continuing until 1936 as a volunteer unit which became the first paid fire department established in Martinsville; and

**WHEREAS**, on September 7, 1949, the Martinsville Volunteer Fire Company was reestablished and on October 12, 1949 began answering fire calls along with paid staff; and

**WHEREAS**, since September, 1949, approximately 400 volunteers have served MVFC assisting the Fire Department with many essential functions; and

**WHEREAS**, in addition to assisting the Fire Department with volunteer help, MVFC has also raised and provided thousands of dollars to assist in the purchase of equipment and supplies;

**NOW THEREFORE**, I, Kathy Lawson, Mayor of the City of Martinsville, along with Martinsville City Council members, do hereby recognize and commend Martinsville Volunteer Fire Company on your 70<sup>th</sup> Anniversary, and extend our appreciation for all you have done and continue to do in assisting the Fire Department and making our City safer for all citizens.

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Kathy Lawson, Mayor

**Date:** September 10, 2019

**Item No:** 4.

**Department:** Building Inspections

**Issue:** Hear an update from Building Inspections regarding demolition of structures within the City.

**Summary:** Kris Bridges, City Building & Zoning Official will present an update on progress being made regarding demolition of various structures throughout the City, and will provide information on a possible next group of structures to be considered.

**Attachments:** None. Additional information will be presented at the meeting.

**Recommendations:** Presented for information purposes. No Council action needed at this time.

**Date:** September 10, 2019

**Item No:** 5.

**Department:** City Attorney/City Manager

**Issue:** Consider adoption on first reading, Ordinance 2019-6 amending Chapter 18 “Solid Waste” of the Martinsville City Code to generally limit City garbage collection to waste only generated on site.

**Summary:** For some time, citizens in residential neighborhoods have provided information to the City describing occurrences of trash being transported from other locations, and placed in front of residential property at a different location for City collection. Draft Ordinance 2019-6 amends Chapter 18 “Solid Waste” of the City Code by adding language to §18-18, “Collection Generally”, to limit collections only to waste generated on site.

**Attachments:** Draft Ordinance 2019-6 amending §18-18 of the City Code

**Recommendation:** Approval on first reading (roll call vote).

**CITY OF MARTINSVILLE, VIRGINIA**

**ORDINANCE NO. 2019-6**

**DISPOSAL OF REFUSE**

*BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in Regular Session held on September 24, 2019, that Section 18-18 of the City Code is hereby amended to read as follows:*

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**Sec. 18-18. - Collection generally.**

- (a) All refuse shall be collected by the city at regular intervals no less frequently than once per week. It shall be the duty of every owner, lessee or occupant having one or more large-volume dumpsters to see that such dumpsters are accessible for emptying. It shall be the duty of every other owner, lessee or occupant to place or cause to be placed his refuse container, or fully closed and tied plastic garbage bags containing refuse, at the side of the curb line of the premises, at a location accessible to the collection crews, unless such owner, lessee or occupant has been exempted from the requirement of curbside placement by the director of public works under the provisions of this section. Bulky rubbish, such as paper, cardboard or wooden boxes, may be flattened and tied in bundles with heavy, stout cord, such bundles not to exceed thirty-six (36) inches in length or breadth, twenty (20) inches in height and fifty (50) pounds in weight.
- (b) It shall be unlawful for any nonresident of the city, or any owner or occupant of a property situated within the city limits, or any agent of either, to bring refuse of any kind from outside the city into the city, or from another collection site located within the city, and deposit it anywhere in the city for collection by the city or its agent.
- (c) It shall be unlawful to transfer refuse generated at one site in the city to another site in the city for collection, without the prior written approval of the Director of Public Works.
- (~~b~~ d) The director of public works may excuse any owner, lessee or occupant of any residential premises in the city from the duty of placing his refuse at the curb line for collection, if the director finds, from the written statements of a medical doctor, that such owner, lessee or occupant is physically or medically unable to place the refuse at the curb line.

(Ord. of 8-24-82, §§ 8-10, 8-11)

**Charter reference**— Authority of city to collect and dispose of garbage and other waste, Ch. 1, § 2(19).

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**Attest:**

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**Karen Roberts, Clerk of Council**