

**ELKINS COMMON COUNCIL
REGULAR COUNCIL MEETING
MINUTES**

**401 Davis Avenue
Council Chamber, 2nd Floor
April 2, 2015
7:00 p.m.**

Elkins Common Council met in regular session in the council chamber of city hall. Present were Mayor Van T. Broughton; Councilpersons J. S. Bibey, N. E. Bross-Fregonara, M. D. Cuonzo, M. L. Marstillier, C. L. Metheny, E.R. Ochsendorf, M. D. Scott, L. Vest, and R. A. Woolwine; City Treasurer T. Fox; Fire Chief T. W. Meader; Police First Lieutenant E.R. Canfield; City Attorney G. S. Roberts; City Clerk S.R. Stokes (acting as recording secretary); and Inter-Mountain Reporter L. Setler.

Cm. L.E. Randall and Operations Manager R.P. Pingley were absent.

PUBLIC HEARING: PROPOSED WATER BOND ORDINANCE

Mayor Broughton declared the public hearing on the proposed water bond ordinance open at 7:00 p.m. No one offered comments. Mayor Broughton declared the public hearing closed at 7:01 p.m.

PUBLIC HEARING: PROPOSED SEWER BOND ORDINANCE

Mayor Broughton declared the public hearing on the proposed sewer bond ordinance open at 7:02 p.m. No one offered comments. Mayor Broughton declared the public hearing closed at 7:03 p.m.

MINUTES

Cm. Metheny, seconded by Cm. Ochsendorf, **MOVED APPROVAL OF THE MINUTES OF THE SPECIAL COUNCIL MEETING OF MARCH 30, 2015.** The motion carried.

NEW BUSINESS

John Stump, the city's bond counsel, presented information about Ordinances 186 and 187.

Mr. Stump read the title of Ordinance 186 into the record:

“Ordinance authorizing the payment of the Waterworks System Design Bond Anticipation Note, Series 2007, the payment of the Waterworks Bond Anticipation Note, Series 2011 A and the acquisition and construction of certain additions, improvements and extensions to the existing waterworks system of the City of Elkins, and the financing of the cost, not otherwise provided thereof, through the issuance by the city of not more than \$18,000,000 in aggregate principal amount of Water Revenue Bonds, Series 2015 A (United States Department Of Agriculture); and through the issuance by the city of not more than \$18,000,000 in aggregate principal amount of Water Revenue Bonds, Series 2015 B (West Virginia Infrastructure Fund); providing generally for the rights and remedies of and security for the registered owners of such bonds; authorizing the execution and delivery of all documents relating to the issuance of such bonds; approving, ratifying and confirming the loan agreement relating to such bonds; authorizing the sale and providing for the terms and provisions of such bonds and adopting other provisions of such bonds relating thereto; and providing when this ordinance shall take effect.”

Cm. Ochsendorf, seconded by Cw. Cuonzo, **MOVED APPROVAL OF ORDINANCE 186, A PROPOSED WATER BOND ORDINANCE, ON THE THIRD OF THREE READINGS.** The motion carried.

Approved Minutes

Mr. Stump read the title of Ordinance 187 into the record:

“Ordinance authorizing the payment of the prior notes and the acquisition and construction of certain extensions, additions, betterments and improvements to the existing public sewerage system of the City of Elkins and the financing of the cost thereof, not otherwise provided, through the issuance by the City of Elkins of not more than \$3,500,000 in original aggregate principal amount of Sewer Revenue Bonds, Series 2015 A (West Virginia Infrastructure Fund); providing for the rights and remedies of and security for the registered owners of such bonds; authorizing execution and delivery of all documents relating to the issuance of such bonds; approving, ratifying and confirming a loan agreement relating to such bonds; authorizing the sale and providing for the terms and provisions of such bonds and adopting other provisions relating thereto.”

Cm. Scott announced that he would abstain from the votes on Ordinance 187, Resolution 714, and Resolution 715 because he is the landlord of the company that has received the sewer improvement project contract.

Cm. Marstiller, seconded by Cm. Ochsendorf, **MOVED APPROVAL OF ORDINANCE 187, A PROPOSED SEWER BOND ORDINANCE, ON THE THIRD OF THREE READINGS.** Cm. Scott abstained. The motion carried.

Cm. Marstiller, seconded by Cm. Woolwine, **MOVED ADOPTION OF RESOLUTION 714, A SUPPLEMENTAL RESOLUTION FOR THE SEWER REVENUE BONDS, SERIES 2015A.** Cm. Scott abstained. The motion carried.

Cm. Marstiller, seconded by Cw. Cuonzo, **MOVED ADOPTION OF RESOLUTION 715, A DRAW RESOLUTION FOR THE PAYMENT OF INVOICES FROM SEWER REVENUE BONDS, SERIES 2015A.** Cm. Scott abstained. The motion carried.

Cm. Metheny, seconded by Cw. Cuonzo, **MOVED ADOPTION OF RESOLUTION 716, A SWEEP RESOLUTION ORDERING THE AUTOMATIC PAYMENT OF SEWER REVENUE BONDS, SERIES 2015A TO THE MUNICIPAL BOND COMMISSION.** The motion carried.

Cm. Marstiller, seconded by Cm. Ochsendorf, **MOVED ADOPTION OF RESOLUTION 717, AUTHORIZING REGULAR FULL-TIME STATUS AND ESTABLISHING A WAGE FOR M. FLANAGAN AS A WATER DISTRIBUTION TECHNICIAN 1.** The motion carried.


Cm. Marstiller, seconded by Cw. Cuonzo, **MOVED ADOPTION OF RESOLUTION 718, AUTHORIZING REGULAR FULL-TIME STATUS AND ESTABLISHING A WAGE FOR C. WESTFALL AS A SANITATION LOADER.** The motion carried.

Cm. Metheny, seconded by Cm. Ochsendorf, **MOVED ADJOURNMENT.** The motion carried.

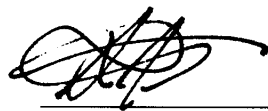
The meeting adjourned at 7:20 p.m.

*Approved by council at the meeting
of April 21, 2015*

Attest:



Van T. Broughton, Mayor



Sutton R. Stokes, City Clerk