

REGULAR COUNCIL MEETING

July 21, 2011

Elkins Common Council met in regular session in the council chamber of city hall at 7:05 p.m. Thursday, July 21, 2011. Present were Mayor Duke Talbott; Councilpersons: J. S. Bibey, N. E. Bross-Fregonara, M. D. Cuonzo, T. Z. Hensil, C. L. Metheny, D. G. Satterfield, M. D. Scott and R. A. Woolwine; R. P. Pingley, operations manager; H. R. White, Jr., police chief, T. W. Meader, fire chief; P. J. Graziani, city clerk; and G. S. Roberts, city attorney. Councilmen R. N. Beckwith, and V. T. Broughton and L. D. Daniels-Smith, city treasurer, were absent.

AGENDA ADJUSTMENTS

There were none.

PUBLIC COMMENT

There was none.

CONSENT CALENDAR

Cw Cuonzo, seconded by Cm Hensil, **MOVED COUNCIL ACCEPT MINUTES PROPOSED FOR THE REGULAR MEETING OF JULY 7, 2011 AS PRESENTED.** The motion carried.

UNFINISHED BUSINESS

Cw Cuonzo, seconded by Cm Bross-Fregonara, **MOVED THAT COUNCIL APPROVE OF AND ADOPT THE PROPOSAL FOR A SUBSTANCE ABUSE POLICY.** The motion carried.

Cw Cuonzo, seconded by Cm Hensil, **MOVED THAT COUNCIL ACCEPT THE PROPOSAL OF THE PERSONNEL COMMITTEE AS TO EDUCATION ABOUT AND IMPLEMENTATION OF THE ADOPTED SUBSTANCE ABUSE POLICY.** The motion carried.

NEW BUSINESS

Cw Bross-Fregonara, seconded by Cm Satterfield, **MOVED COUNCIL APPOINT GRACE W. SUNDELIN TO THE BOARD OF ZONING APPEALS, TO FILL THE UNEXPIRED TERM CREATED BY THE RESIGNATION OF GRANT NESTOR.** The motion carried. [The term will expire December 31, 2013.]

Cw Cuonzo, seconded by Cm Hensil, **MOVED COUNCIL ADOPT RESOLUTION 270, APPROVING INVOICES RELATING TO THE PROPOSED WATER SYSTEM IMPROVEMENTS PROJECT AND AUTHORIZING PAYMENT DRAWDOWN #40 THEREOF FROM FUNDS AVAILABLE FROM THE WATERWORKS SYSTEM DESIGN BOND ANTICIPATION NOTES, SERIES 2007.** The motion carried.

Cm Satterfield, seconded by Cm Scott, **MOVED COUNCIL APPOINT SANDRA H. GRAHAME TO THE BOARD OF THE ELKINS-RANDOLPH COUNTY PUBLIC LIBRARY FOR A 5-YEAR TERM COMMENCING JULY 1, 2011.** The motion carried.

Cm Woolwine, seconded by Cw Cuonzo, **MOVED THAT COUNCIL GRANT THE REQUEST TO PERFORM THE BILL PROUDFOOT MEMORIAL WALK/RUN.** The motion carried.

Cm Woolwine, seconded by Cw Cuonzo, **MOVED COUNCIL APPROVE OF AND AUTHORIZE A PROFESSIONAL SERVICES CONTRACT WITH THE ACCOUNTING FIRM OF TETRICK AND BARTLETT, PLLC TO AUDIT THE**

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FISCAL YEAR 2011 RESULTS OF THE WATER AND SEWER ENTERPRISE FUNDS AND TO FILE THE ANNUAL WV PUBLIC SERVICE COMMISSION UTILITY REPORTS. The motion carried.

The authority of the board of park and recreation commissioners was discussed. Making reference to West Virginia Code §8-21-7. *Office; powers*, the city attorney expressed her opinion that the board was an autonomous body, with "...complete and exclusive control and management of all properties which shall be operated in connection with the public park and recreation system...and shall have power to employ such persons as...may be necessary for the establishment, construction, improvement, extension, development, maintenance or operation of the property under its control, at such wages or salaries as it shall deem proper, and shall have full control of all employees."

Cm Hensil, seconded by Cm Woolwine, **MOVED COUNCIL APPROVE VENDOR INVOICES AS THEY APPEARED ON THE DATA SHEET PRESENTED. The motion carried.**

The potential for regulation of Marcellus Shale drilling within the city limit was mentioned.

Cm Woolwine, seconded by Cm Hensil, **MOVED COUNCIL ENTER EXECUTIVE SESSION FOR CONSIDERATION OF A PERSONNEL MATTER. The motion carried.** Council entered executive session at 8:05 p.m.; regular session resumed at 8:55 p.m. No decisions were made; no actions were taken.

COMMITTEE REPORTS

BUILDING

The committee received 23 applications since the last meeting of council. Nineteen applications were residential and four were commercial. Application 715 was void. Acting upon recommendation of the building inspector, the committee approved all applications. Cm Satterfield, seconded by Cm Broughton, **MOVED COUNCIL GRANT PERMITS FOR THE 23 APPLICATIONS APPROVED BY THE COMMITTEE. The motion carried.**

PERMIT	APPLICANT	LOCATION	DESCRIPTION	VALUE
715	Sturm, Kenneth (Void) Permit 719	217 Elm St	Finish Hardwood Floors, Electric/Plumb Repair	\$ 4,800.00
716	Kerns, Martha	104 Short St	Re Roof, Install Bathtub Surround	\$ 8,128.00
717	Tingler, Grace	111 Spruce St	Re Roof	\$ 4,200.00
718	Phares, Sally	1412 Lavalette Av	Replace Front Porch & Sidewalk	\$ 3,800.00
719	Gordon, Leslie	217 Elm St	Refinish Hardwood Flooring	\$ 4,200.00
720	Pritt Doig, Katie	104 15th St	Re Roof	\$ 4,500.00
721	Pingley, David	1421 Taylor Av	6x10 Deck with Steps and Handicap Ramp	\$ 1,500.00
722	Corbin, Robert	609 Yokum St	Addition- Bedroom	\$ 20,000.00
723	Zizzi, Eleanor	250 Boundary Av	Re Roof	\$ 4,437.00
724	Goodwin, Angela	316 Central St	Repair Porch and Siding	\$ 1,000.00
725	Gray, Emery	119 Sunset Dr	Repair Chimney	\$ 1,000.00
726	Wilson, Craig	611 B W Main St	Interior Remodel & New Electrical Service	\$ 4,000.00
727	Leary, Debra	136 Heavner Av	Re Roof	\$ 5,529.42
728	Metheny, William	34 Dowell St	Remodel- Addition 2 Bedrooms	\$ 7,500.00
729	Antolini, Carl	203 Southview Dr	Re-Roof	\$ 9,000.00
730	Payne, Debbie	33 High St	Re-Roof	\$ 8,468.00
731	Moore, Randy	129 Barron Av	Replace Garage Roof	\$ 3,906.00
732	Carroll, Barbara	24 Fayette St	Replace Small Flat Roof	\$ 2,234.00
733	Alderman, Larry	107 Pleasant Av	Replace-Windows, Toilet, Shower	\$ 2,500.00
734	Totten, Bryan	112 Wilson St	Interior Remodel & New Electrical Service	\$ 15,000.00
Com-51-11	Citizens National Bank	211 3rd St	Remodel	\$ 57,250.00
Com-52-11	Tinnell, Steve	21 3rd St Suite 5 (Wilt Building)	Re Wiring	\$ 1,500.00
Com-53-11	Tahoe Management Seven LLC	989 Harrison Av	Replace 25' of Side Wall	\$ 9,600.00
Com-54-11	Tahoe Management Five LLC	21 Davis Av	New Room Addition	\$ 10,000.00

ADMINISTRATIVE OFFICER REPORTS

OPERATIONS MANAGER

A request for proposals for a new city hall boiler will soon be advertised.
The payroll/human resources office will be moved to the first floor.
An auction of surplus equipment was being planned.

MAYOR'S COMMENTS

Dr. Russell McClain, Ph.D. will chair an ad hoc committee on recycling.

The Randolph County Commission will meet August 2 at 6 p.m. to hear public comment on the city's initiative to annex both Third Ward and North Schools.

The meeting adjourned at 9:16 p.m.