

**ELKINS COMMON COUNCIL  
REGULAR COUNCIL MEETING  
MINUTES**

**401 Davis Avenue  
Council Chamber, 2nd Floor  
September 4, 2014  
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. Marstiller, C. L. Metheny, E.R. Ochsendorf, L.E. Randall, J. J. Sabatino, M. D. Scott, and R. A. Woolwine; Interim Treasurer T. Fox; Police Chief S.D. Richards; Fire Chief T. W. Meader; City Clerk S.R. Stokes (acting as recorder); City Attorney G. S. Roberts; and Inter-Mountain Reporter B. Johnson.

Operations Manager R.P. Pingley was absent.

**CONSENT CALENDAR**

Cm. Metheny, seconded by Cm. Sabatino, **MOVED THAT COUNCIL APPROVE THE MINUTES OF THE REGULAR MEETING OF AUGUST 21, 2014.** The motion carried.

Cm. Bibey, seconded by Cw. Cuonzo, **MOVED THAT COUNCIL APPROVE THE MINUTES OF THE SPECIAL MEETING OF AUGUST 28, 2014.** The motion carried.

**NEW BUSINESS**

Cm. Scott, seconded by Cm. Ochsendorf, **MOVED THAT COUNCIL APPROVE ORDINANCE 180, REVISING HOTEL/MOTEL TAXES, ON ITS THIRD AND FINAL READING.** The motion carried.

Cm. Woolwine announced that, because of his membership on the board of directors of the Mountain State Forest Festival, he would abstain from voting on and recuse himself from discussion of the agenda item "Ordinance 184: Purchase of Elkins National Guard Armory by City of Elkins."

Cw. Cuonzo, seconded by Cm. Sabatino, **MOVED THAT COUNCIL ENTER EXECUTIVE SESSION UNDER THE REAL ESTATE EXEMPTION FOR THE AGENDA ITEMS "ORDINANCE 184: PURCHASE OF ELKINS NATIONAL GUARD ARMORY BY CITY OF ELKINS" AND "ELEVENTH STREET GARAGE PROPERTY."** The motion carried. The executive session began at 7:18 p.m. and ended at 7:45 p.m. Cm. Woolwine did not enter the executive session. The mayor announced that no decisions were made and no actions were taken. No further actions were taken at this meeting regarding the agenda item "Inquiry regarding Eleventh Street garage property."

Cm. Marstiller, seconded by Cw. Cuonzo, **MOVED THAT COUNCIL APPROVE ORDINANCE 184, PURCHASE OF THE ELKINS NATIONAL GUARD ARMORY BY CITY OF ELKINS, ON THE FIRST OF TWO READINGS.** The mayor ordered a roll-call vote. The clerk called the roll in random order. The motion carried. Council votes were as follows:

J. S. Bibey	Yes	G. Ochsendorf	Yes
N. E. Bross-Fregonara	Yes	L. E. Randall	No
M. D. Cuonzo	Yes	J. J. Sabatino	No
M. L. Marstiller	Yes	M. D. Scott	No
C.L. Metheny	Yes	R. A. Woolwine	Abstained

Cm. Woolwine, seconded by Cw. Bross-Fregonara, **MOVED THAT COUNCIL ADOPT RESOLUTION 643, FY 2015 BUDGET REVISION 2, TRANSFERRING FUNDS WITHIN THE POLICE DEPARTMENT.** The motion carried.

**Approved Minutes**

Cm. Bibey, seconded by Cm. Cuonzo, **MOVED THAT COUNCIL ADOPT RESOLUTION 645, APPOINTING AN AUDIT COMMITTEE FOR FY 2015-2016.** The motion carried.

Cm. Metheny, seconded by Cm. Woolwine, **MOVED THAT COUNCIL CANCEL ITS REGULAR MEETING OF OCTOBER 2 AND CLOSE CITY HALL TO THE PUBLIC ON OCTOBER 3, WITH EMPLOYEES GIVEN THE OPTION OF TAKING OCTOBER 3 OFF USING ACCRUED ANNUAL LEAVE, PERSONAL DAYS, OR COMPENSATORY TIME.** The motion carried.

Cm. Marstiller, seconded by Cm. Metheny, **MOVED THAT COUNCIL EXPRESS SUPPORT FOR THE MAYOR'S EFFORTS TO RESEARCH POSSIBLE FUNDING AND LOCATIONS FOR A SPLASH PAD.** The motion carried.

Cm. Marstiller, seconded by Cm. Scott, **MOVED THAT COUNCIL ENTER EXECUTIVE SESSION UNDER THE PERSONNEL EXEMPTION FOR THE AGENDA ITEM "CITY TREASURER."** The motion carried. The executive session began at 7:54 p.m. and ended at 8:25 p.m. The mayor announced that no decisions were made and no actions were taken.

**APPROVAL OF VENDOR INVOICE PAYMENTS**

Cm. Scott, seconded by Cm. Woolwine, **MOVED THAT COUNCIL APPROVE THE INVOICES PRESENTED.** The motion carried.

The invoices in question were as specified on the following list, which is attached and made part of this record:

- Accounts Payable check transactions printed on August 29, 2014 and totaling \$956,133.54.

**COMMITTEE REPORTS****Building Committee**

The following building permits have been issued since the previous regular council meeting.

<b>ISSUED BUILDING PERMITS</b>				
<b>Permit</b>	<b>Applicant</b>	<b>Location</b>	<b>Description</b>	<b>Value</b>
1794	Beahm, Robert	1622 Sixteenth St.	Interior remodel	\$4,000
1795	D.M. Presbyterian Church	448 Randolph Ave.	Chimney restoration	\$3,000
1796	Taylor, Paula	1309 Livingston Ave.	Upgrade electrical service	\$800
1797	Silvester, Anthony III	461 Wilson St.	Replace flooring and cabinets	\$3,000
1798	Neubauer, Jack	1516 S. Davis Ave.	Remodel bathroom	\$800
1799	Corica, Danny	145 Vector Ave.	Front porch and sidewalk	\$2,000
1800	Hoover, Beverly	122 Grandview Ave.	Install foundation drains	\$16,000
1801	DTS Holdings LLC	1403 Livingston Ave.	Re-roof	\$21,000
1802	Vision Worship Center	1612 Lavalette Ave.	Accessible ramp	\$1,800
1803	Big Timber Brewing	1210 S. Davis Ave.	Interior remodel	\$12,575
1804	City of Elkins	401 Davis Ave.	Building court clerk's office	\$1,000

**Approved Minutes**


1805	Metheny, Gerald	106 Wilton Ave.	Re-roof	\$5,600
1806	Martin, Todd	308 Eleventh St	Sign	\$7,000

The meeting adjourned at 8:50 p.m.

*Approved by council at the meeting  
of September 18, 2014.*

  
\_\_\_\_\_  
Van T. Broughton, Mayor

Attest:

  
\_\_\_\_\_  
Sutton R. Stokes, City Clerk

City of Elkins, WV  
User: Tracyf

Accounts Payable  
Checks by Date - Summary by Check Number

Printed: 08/29/2014 14:13  
Summary

<u>Check Number</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Check Date</u>	<u>Check Amount</u>
320	Payroll	COE Payroll	08/19/2014	46,745.86
321	99	COE Disbursement Account	08/21/2014	12,687.73
322	99	COE Disbursement Account	08/21/2014	73,381.50
323	99	COE Disbursement Account	08/26/2014	70,604.06
324	99	COE Disbursement Account	08/26/2014	1,589.19
325	Payroll	COE Payroll	08/27/2014	2,705.45
326	99	COE Disbursement Account	08/28/2014	1,331.96
1940	Payroll	COE Payroll	08/19/2014	5,502.40
1941	99	COE Disbursement Account	08/21/2014	198.82
1942	99	COE Disbursement Account	08/21/2014	3,525.48
1943	99	COE Disbursement Account	08/26/2014	2,181.44
2058	Payroll	COE Payroll	08/19/2014	1,530.28
2059	99	COE Disbursement Account	08/21/2014	299.24
2060	99	COE Disbursement Account	08/21/2014	3,498.32
2061	99	COE Disbursement Account	08/26/2014	4,770.03
2193	Payroll	COE Payroll	08/19/2014	10,753.70
2194	99	COE Disbursement Account	08/21/2014	9,949.05
2195	99	COE Disbursement Account	08/21/2014	19,959.37
2196	99	COE Disbursement Account	08/26/2014	21,836.72
2203	Payroll	COE Payroll	08/19/2014	13,133.54
2204	99	COE Disbursement Account	08/21/2014	9,686.16
2205	99	COE Disbursement Account	08/21/2014	23,945.46
2206	99	COE Disbursement Account	08/26/2014	38,645.69
2285	Payroll	COE Payroll	08/19/2014	5,324.33
2286	99	COE Disbursement Account	08/21/2014	8,550.52
2287	99	COE Disbursement Account	08/21/2014	12,766.56
2288	99	COE Disbursement Account	08/26/2014	7,378.54
24653	CoeGen2	COE General Fund	08/19/2014	4,026.99
24654	CoeLand	COE Landfill	08/19/2014	2,080.85
24655	CoePark	COE Parks and Recreation	08/19/2014	55.00
24656	CoeSana	COE Sanitation	08/19/2014	6,920.91
24657	CoeSewe	COE Sewer	08/19/2014	25,767.21
24658	COEWate	COE Water Fund	08/19/2014	12,295.85
24659	CoeGen2	COE General Fund	08/20/2014	4,167.53
24660	CoeLand	COE Landfill	08/20/2014	1,071.17
24661	CoePark	COE Parks and Recreation	08/20/2014	181.80
24662	CoeSana	COE Sanitation	08/20/2014	2,957.19
24663	CoeSewe	COE Sewer	08/20/2014	3,836.30
24664	COEWate	COE Water Fund	08/20/2014	10,240.32
24665	CoeGen2	COE General Fund	08/21/2014	1,793.73
24666	CoeLand	COE Landfill	08/21/2014	442.68
24667	CoePark	COE Parks and Recreation	08/21/2014	120.00
24668	CoeSana	COE Sanitation	08/21/2014	1,268.42
24669	CoeSewe	COE Sewer	08/21/2014	1,607.59
24670	COEWate	COE Water Fund	08/21/2014	936.42
24671	CoeGen2	COE General Fund	08/22/2014	4,345.05
24672	CoeLand	COE Landfill	08/22/2014	274.78
24673	CoeSana	COE Sanitation	08/22/2014	1,333.81
24674	CoeSewe	COE Sewer	08/22/2014	1,884.78
24675	COEWate	COE Water Fund	08/22/2014	1,443.66
24676	CoeGen2	COE General Fund	08/25/2014	23,284.33
24677	CoeLand	COE Landfill	08/25/2014	272.76
24678	CoePark	COE Parks and Recreation	08/25/2014	35.00
24679	CoeSana	COE Sanitation	08/25/2014	1,186.12
24680	CoeSewe	COE Sewer	08/25/2014	2,240.78
24681	COEWate	COE Water Fund	08/25/2014	2,657.31
24682	CoeGen2	COE General Fund	08/26/2014	5,386.86
24683	CoeLand	COE Landfill	08/26/2014	152.19
24684	CoeSana	COE Sanitation	08/26/2014	595.02
24685	CoeSewe	COE Sewer	08/26/2014	1,044.58
24686	COEWate	COE Water Fund	08/26/2014	2,019.11
24687	CoeGen2	COE General Fund	08/27/2014	56,052.72

City of Elkins, WV  
User: Tracyf

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24688	CoeLand	COE Landfill	08/27/2014	203.41
24689	CoeSana	COE Sanitation	08/27/2014	1,137.92
24690	CoeSewe	COE Sewer	08/27/2014	2,260.67
24691	COEWate	COE Water Fund	08/27/2014	2,440.83
24692	CoeGen2	COE General Fund	08/28/2014	7,995.72
24693	CoeLand	COE Landfill	08/28/2014	1,540.33
24694	CoeSana	COE Sanitation	08/28/2014	5,673.21
24695	CoeSewe	COE Sewer	08/28/2014	8,163.50
24696	COEWate	COE Water Fund	08/28/2014	3,471.89
61390	CoeLand	COE Landfill	08/21/2014	6,657.70
61391	CoeOpeb	COE OPEB Escrow Account	08/21/2014	158.00
61392	CoeSewd	COE Sewer Depreciation Account	08/21/2014	4,738.75
61393	CoeWatde	COE Water Depreciation Account	08/21/2014	3,983.35
61394	DanieLi	Lisa Daniels-Smith	08/21/2014	58.28
61395	DandE	Davis and Elkins College	08/21/2014	222.75
61396	Dtc	Davis Trust Company	08/21/2014	1,002.46
61397	GuttmFl	Guttman Energy, Inc.	08/21/2014	2,969.79
61398	MonPowe	Mon Power	08/21/2014	6,272.23
61399	ReserAc	Reserve Account - Pitney Bowes	08/21/2014	1,461.88
61400	RetirHe	Retiree Health Benefit Trust F	08/21/2014	328.00
61401	ScottRe	Scott Recycling, LLC	08/21/2014	601.40
61402	TetriBa	Tetrick & Bartlett & Co.	08/21/2014	10,000.00
61403	ToshiFi	Toshiba Financial Services	08/21/2014	343.67
61404	USPostm	US Postmaster	08/21/2014	10.00
61405	WeeseEd	Ed Weese	08/21/2014	440.00
61406	WVCode	WV Code Officials Association	08/21/2014	150.00
61407	WVFBMC	WV FBMC	08/21/2014	23.86
61408	WVPeia	WV Public Employee Insurance A	08/21/2014	643.63
61409	WVJail	WV Regional Jail and Correctio	08/21/2014	772.00
61410	WVRural	WV Rural Water Association	08/21/2014	500.00
61411	BlossPe	Peggy Young	08/21/2014	33.77
61412	Aflac	AFLAC	08/21/2014	66.30
61413	CbwwFp	Citizens Bank of WV	08/21/2014	851.41
61414	CbwwPp	Citizens Bank of WV	08/21/2014	5,000.87
61415	ChildSu	Child Support Enforcement	08/21/2014	866.22
61416	CoeFed	COE Payroll	08/21/2014	12,502.85
61417	CoeFica	COE Payroll	08/21/2014	15,093.50
61418	CoeMisc	COE Misc	08/21/2014	62.00
61419	CoeOpeb	COE OPEB Escrow Account	08/21/2014	5,293.00
61420	Conseco	Washington National Insurance	08/21/2014	232.86
61421	DtcXmas	Davis Trust Company	08/21/2014	860.00
61422	ElkProFF	Elkins Professional Firefighte	08/21/2014	40.00
61423	Ing	ING National Trust	08/21/2014	117.00
61424	LiveUn	Live United	08/21/2014	15.00
61425	RetirHe	Retiree Health Benefit Trust F	08/21/2014	13,301.30
61426	WVFBMC	WV FBMC	08/21/2014	1,256.02
61427	WVPeia	WV Public Employee Insurance A	08/21/2014	41,430.39
61428	WVPers	WV Consolidated Retirement Boa	08/21/2014	30,056.12
61429	WVPerso	COE Payroll	08/21/2014	10,031.85
61430	AbsolAs	Absolute Absolute Assurance Drug Testin	08/26/2014	108.00
61431	AppalFo	Appalachian Forest Heritage Ar	08/26/2014	1,250.00
61432	BB&T	BB&T Governmental Finance	08/26/2014	2,722.68
61433	BB&T2	BB&T Governmental Finance	08/26/2014	2,286.67
61434	Belt Ro	Ronald Belt, Jr.	08/26/2014	98.31
61435	BendePa	Paul Bender	08/26/2014	850.00
61436	BioCoIn	Bioconversion, Inc.	08/26/2014	5,255.35
61437	BrossNa	Nanci Bross-Fregonara	08/26/2014	67.99
61438	BrownGa	Gary Brown	08/26/2014	98.31
61439	CanfiEr	E. R. Canfield	08/26/2014	98.31
61440	CbwwFp	Citizens Bank of WV	08/26/2014	6,096.55
61441	CbwwPp	Citizens Bank of WV	08/26/2014	14,355.51
61442	Chase	Chase Equipment Finance	08/26/2014	2,092.01

City of Elkins, WV  
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61443	ChildAd	Randolph County Children's Adv	08/26/2014	500.00
61444	CoeGen1	COE General Fund	08/26/2014	34,300.37
61445	CoePark	COE Parks and Recreation	08/26/2014	16,666.66
61446	CoeUtil	COE Utilities	08/26/2014	19.49
61447	CoffmCa	Carolyn Coffman	08/26/2014	125.00
61448	CountRo	Country Roads Transit	08/26/2014	2,875.00
61449	CrossCr	Craig Cross	08/26/2014	98.31
61450	DefibGi	Ginger Defibaugh	08/26/2014	73.74
61451	DominBe	Beth Domingo	08/26/2014	1,862.63
61452	ElkAirp	Elkins-Randolph Co. Airport Au	08/26/2014	5,000.00
61453	ElkBuil	Elkins Building Comm.	08/26/2014	3,861.46
61454	ElkCham	Elkins Randolph County Chamber	08/26/2014	875.00
61455	ElkHist	Elkins His. Landmark Com.	08/26/2014	875.00
61456	ElkLibr	Elkins-Randolph Co. Public Lib	08/26/2014	4,000.00
61457	FosteTy	Tyler Foster	08/26/2014	98.31
61458	JacksGr	Grover C. Jackson, Jr.	08/26/2014	1,800.00
61459	KumpHo	Kump House Endowment Trust	08/26/2014	665.00
61460	LantzAa	Aaron Lantz	08/26/2014	98.31
61461	MissUt	Miss Utility of WV	08/26/2014	65.00
61462	MonPowe	Mon Power	08/26/2014	12,854.93
61463	MountGa	Mountaineer Gas Company	08/26/2014	183.87
61464	PoageSt	Steven Poage	08/26/2014	73.74
61465	PolinRi	Richard Poling	08/26/2014	95.59
61466	ProgrBa	Progressive Bank	08/26/2014	9,877.03
61467	RCArts	Rand Co Community Arts Center	08/26/2014	625.00
61468	RCCommi	Rand Co Commission	08/26/2014	2,000.00
61469	RCDevel	Rand Co Development Auth	08/26/2014	1,250.00
61470	RCHealt	Rand-Elkins Health Dept.	08/26/2014	1,250.00
61471	ReserAc	Reserve Account - Pitney Bowes	08/26/2014	2,784.88
61472	RichaSt	Stephen Richards	08/26/2014	98.31
61473	SchooMa	Mary Schoonover	08/26/2014	125.00
61474	ShiflKe	Kevin Shiflett	08/26/2014	98.31
61475	SigleMa	Matthew Sigley	08/26/2014	98.31
61476	SteveEl	Steven Miller	08/26/2014	1,650.00
61477	StokeSu	Sutton Stokes	08/26/2014	114.15
61478	TiceBr	Brandon Tice	08/26/2014	98.31
61479	UnitedBa	United Bank Loan Processing Ce	08/26/2014	416.72
61480	WVTreas2	WV State Treasurer's Office/ M	08/26/2014	2,483.36
61481	Commlns	Commercial Insurance	08/26/2014	1,589.19
61482	CoeFed	COE Payroll	08/28/2014	547.63
61483	CoeFica	COE Payroll	08/28/2014	573.82
61484	WVPerso	COE Payroll	08/28/2014	210.51

**Report Total:**

**956,133.54**