

## ***Approved Minutes***

# **ELKINS COMMON COUNCIL REGULAR COUNCIL MEETING MINUTES**

***401 Davis Avenue  
Council Chamber, 2nd Floor  
April 6, 2017  
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 R.C. Chenoweth, C. Friddle, III, M.M. Hazen, C.C. Lowther, C. L. Metheny, E.R. Ochsendorf, D.C. Parker, L.H. Vest and R. A. Woolwine; Police Chief J.C. Raffety; City Treasurer T. Judy; Fire Chief T. W. Meader; Operations Manager R.P. Pingley; City Attorney G. S. Roberts; and City Clerk J.R. Sutton (acting as recording secretary)

M. D. Cuonzo and a representative from the Inter-Mountain were absent.

### **PRESENTATION**

Stephanie Murphy from the Elkins-Randolph County Library introduced the library expansion project. The addition will double the size of the library and cost around \$2 million. The library serves 5,000 each month and they are requesting a donation from the City for this project.

### **MINUTES**

Cm. Woolwine **MOVED APPROVAL OF THE MINUTES OF THE MARCH 13, 2017 SPECIAL MEETING OF COUNCIL.** The motion carried.

Cm. Ochsendorf **MOVED APPROVAL OF THE MINUTES OF THE MARCH 15, 2017SPECIAL MEETING OF COUNCIL.** The motion carried.

Cm. Metheny **MOVED APPROVAL OF THE MINUTES OF THE MARCH 16, 2017 SPECIAL MEETING OF COUNCIL.** The motion carried.

Cm. Metheny **MOVED APPROVAL OF THE MINUTES OF THE MARCH 21, 2017 SPECIAL MEETING OF COUNCIL.** The motion carried.

### **NEW BUSINESS**

Cm. Woolwine **MOVED APPROVAL OF ORDINANCE 235: REVISING CHAPTER 4 OF THE ELKINS CITY CODE REGARDING THE REGULATION OF CITY TREES (2<sup>ND</sup> AND FINAL READING).** The motion carried.

Cm. Friddle III **MOVED APPROVAL OF ORDINANCE 236: AN ORDINANCE TO MAKE ADJUSTMENTS IN THE CURRENT RATES OF BUSINESS & OCCUPATIONAL TAX RATES IN SEVERAL CATEGORIES**

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**(1<sup>ST</sup> OF THREE READINGS).** After council discussion, Cm. Chenoweth **MOVED TO TABLE THE ITEM.** In accordance with Resolution 924 and the amended City of Elkins Rules of Council the chair called for a roll call vote. The clerk called roll in random order. The motion to table carried. Council votes were as follows:

R. Chenoweth	Yes	C. Lowther	Yes	L. Vest	Yes
M. Cuonzo	absent	C. Metheny	Yes	R. Woolwine	Yes
C. Friddle III	No	G. Ochsendorf	Yes		
M. Hazen	Yes	D. Parker	Yes		

Cm. Metheny **MOVED APPROVAL OF RESOLUTION 1012: APPOINTING L. SILVA AND J. TEKEL TO THE ELKINS TREE BOARD.** The motion carried.

Cm. Woolwine **MOVED APPROVAL OF RESOLUTION 1013: ACCEPTING CONDITIONS OF AGREEMENT BETWEEN PROTECH NETWORKS AND THE CITY OF ELKINS, AND AUTHORIZING EXECUTION OF AGREEMENT.** The motion carried.

Cm. Metheny **MOVED APPROVAL OF RESOLUTION 1015: AUTHORIZING MAYOR TO EXECUTE EASEMENT TO THE WVDOT ON CITY PROPERTY AS PART OF THE RAIL TRAIL CONNECTOR.** The motion carried.

The City Clerk and City Attorney provided information regarding the proposed Home Rule Amendment Application. Council decided to hold a special call meeting on April 13, 2017 at 6:00 to discuss only this item.

Cm. Woolwine **MOVED APPROVAL TO ENTER INTO EXECUTIVE SESSION FOR ATTORNEY-CLIENT PRIVILEGE IN REFERENCE TO FIRE FEES.** The motion carried. Council entered executive session at 7:35 p.m. and returned at 8:12 p.m. The Chair announced that no action was taken.

**APPROVAL OF VENDOR INVOICE PAYMENTS**

Cm. Woolwine **MOVED APPROVAL OF 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 for the period March 15 – April 4, 2017.

**CORRESPONDENCE AND NOTIFICATIONS**

Council received the following correspondence and notifications:

- Issued building permits.
- Events

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

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<b>ISSUED BUILDING PERMITS</b>				
<b>Permit</b>	<b>Applicant</b>	<b>Location</b>	<b>Description</b>	<b>Value</b>
170062	Thompson, Herman	207 Sylvester Dr.	Re-Roof	13,000.00
170063	Long, Malcolm	135 Elm St	Re-Roof	8,730.00
170064	Digman, Jerry	509 Central St.	Demolition	15,000.00
170065	Metheny, Carmen	107 Hanley St.	Demolition	2,890.00
170066	Judy, Jay	106 First St.	Siding and Windows	17,000.00
170067	Valley Supply	1018 S Railroad Ave.	Install 286 ft. of Gutter	3,960.00
170068	Gallagher, Patrick F.	236 Terrace Ave.	Install Cedar Shingle Siding	2,000.00
170069	AAA Rentals, LLC	1403 Livingston Ave.	Storage Buildings	5,200.00
170070	Bolyard, Dorothy	123 Mountainview Dr.	Re-Shingle	5,500.00
170071	McCollam, John	126 Diamond St.	Fence	1,050.00
170072	Hicks, Lynn & Jennifer	139 Elm St.	Install Gas Heaters and Gas Line	2,000.00
170073	Holland Enterprises, LLC	210-1/2 Second St.	Install New Vinyl Siding	3,500.00
170074	Wilmoth, Linda	112 White Oak Ln.	Replace Driveway	9,000.00
170075	Med Express	615 Randolph Ave.	Plumbing & Mechanical	76,991.00
170076	Valentine, Thomas Jr	259 Terrace Ave.	Remodel Sunroom	15,000.00
170077	Ferguson, David	131 Vector Ave.	Fence	4,400.00
170078	Reckart Logistics, INC	929 S Davis Ave.	Install Backup Generator	39,290.00
170079	Tice, Alexandra	41 Vine St.	256 Sq. Ft. Room Addition	8,000.00
170080	Davis Trust Co.	950 Beverly Pike	Replace 91 Sq. Ft. Of Soffit	500.00

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<b>170081</b>	<b>Cowgill, Robert</b>	<b>1408 S Davis Ave.</b>	<b>Remodel Bathroom, Kitchen &amp; Repair Floor</b>	<b>10,000.00</b>
<b>170082</b>	<b>Elliott, Brian &amp; Tiffany</b>	<b>125 Robert E Lee Ave.</b>	<b>Build Roof Over the Deck</b>	<b>11,000.00</b>
<b>170083</b>	<b>Reckart, Robert, Jr. &amp; Gina</b>	<b>915 S Davis Ave.</b>	<b>Repair Siding &amp; Remodel Bathroom</b>	<b>20,000.00</b>
<b>170084</b>	<b>Daley, Peter</b>	<b>404 Center St.</b>	<b>Fence</b>	<b>1,300.00</b>
<b>170085</b>	<b>White, Amy</b>	<b>127 Barron Ave.</b>	<b>Replace Windows</b>	<b>3,800.00</b>
<b>170086</b>	<b>Whetsell, Barbara</b>	<b>216 Ferndale Dr.</b>	<b>Remodel Bathroom</b>	<b>7,900.00</b>

Council agreed to move the regular meeting scheduled for April 20, 2017 to April 18, 2017 at 7:00 p.m. in order to accommodate the laying of the levy requirement.

Cm. Metheny **MOVED ADJOURNMENT.** The motion carried.

The meeting adjourned at 8:40 p.m.

*Approved by council at the meeting  
of April 18, 2017*

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Van T. Broughton, Mayor

*Attest:*

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Jessica R. Sutton, City Clerk