

Proposed Minutes

ELKINS COMMON COUNCIL SPECIAL COUNCIL MEETING MINUTES

***401 Davis Avenue
Council Chamber, 2nd Floor
July 25, 2019
7:00 p.m.***

Elkins Common Council met in special session in the council chamber of city hall. Present were Acting Mayor J.R. Sutton; Councilpersons R.C. Chenoweth, C.H. Friddle, J.A. Guye; III, G.M. Hinchman, C. L. Metheny, D.C. Parker and L.H. Vest; City Treasurer T.R. Judy; Fire Chief T. W. Meader; Operations Manager R.P. Pingley; City Attorney G. S. Roberts; Fst. Sgt. R. Belt; L. Crawford (acting as recording secretary); and Inter-Mountain Reporter B. Johnson.

Councilpersons M.D. Cuonzo and C.C. Lowther were absent.

PUBLIC COMMENT

John Clingerman, resident of 122 Diamond St., is concerned about the storm water drains near his home. He reports that when the water rises it comes onto his personal property and over the last four years has degraded his sidewalk. He is curious who is responsible for repairs and if someone trips and gets hurt. Mr. Clingerman understands that there is order and rules that the City must follow but would like clarity on certain issues relating to Diamond Street and what responsibilities the City of Elkins has on certain matters.

RECOGNITIONS

- a. EPD Officer K. Shiflett was recognized by the Randolph-Tucker Children's Advocacy Center. Margot Evick applauded Officer Shiflett for his extra effort in ensuring that the cases he brings to the CAC are handled with extreme care. The CAC team appreciates his dedication and diligence with handling investigations and that although he works night shift, he has proven to be extremely flexible and accommodating when scheduling interviews.
- b. World Scout Jamboree Belgium Contingent - Over 800 scouts visited Elkins last weekend on their way to the World Jamboree in Fayette County. Scouts were housed at Davis and Elkins College and Camp Pioneer in Beverly. Mayor V.T. Broughton presented the Belgium Scouts with a key to the City and welcomed them back anytime.

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MINUTES

Cm. Metheny, **MOVED APPROVAL OF THE MINUTES OF THE REGULAR COUNCIL MEETING OF JUNE 18, 2019.** The motion carried.

Cm. Metheny, **MOVED APPROVAL OF THE MINUTES OF THE SPECIAL COUNCIL MEETING OF JULY 12, 2019.** The motion carried.

NEW BUSINESS

With the unanimous consent of council, the chair moved items g and h to the start of new business.

Cm. Metheny, **MOVED APPROVAL OF RESOLUTION 1244: APPOINTMENT OF K. WILMOTH TO UNEXPIRED FOURTH WARD COUNCIL SEAT.** The motion carried.

The City Clerk administered the oath of office to K. Wilmoth as Fourth Ward Councilmember.

Cm. Parker, **MOVED APPROVAL OF ORDINANCE 262: AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM(S): AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE CITY OF ELKINS, COUNTY OF RANDOLPH, STATE OF WEST VIRGINIA (1ST OF TWO READINGS)** The motion carried.

Cm. Metheny, **MOVED APPROVAL OF RESOLUTION 1239: ASSIGNMENT OF A SPECIAL COMMITTEE FOR THE PURPOSE OF HIRING A CHIEF OF POLICE FOR THE CITY OF ELKINS.** The motion carried.

Cm. Friddle, **MOVED APPROVAL OF RESOLUTION 1240: ACCEPTING A WAIVER OF THE CONTRACTING BUSINESS AND OCCUPATION TAXES FOR THE PHIL GAINER COMMUNITY CENTER RENOVATION PROJECT.** The motion carried.

Cm. Chenoweth, **MOVED APPROVAL OF RESOLUTION 1241: APPOINTING C. TONEY TO THE ELKINS-RANDOLPH COUNTY LIBRARY BOARD OF TRUSTEES.** The motion carried.

Cm. Friddle, **MOVED APPROVAL OF RESOLUTION 1242: AMENDING THE CITY OF ELKINS PERSONNEL POLICIES REGARDING WORK AND PAY SCHEDULES.** The motion carried.

Cm. Friddle, **MOVED APPROVAL OF RESOLUTION 1243: APPROVAL OF BUDGET REVISION 2020-001-01 FOR FISCAL YEAR 2020.** In accordance with the requirements of the state auditor's office for interdepartmental budget revisions, the chair ordered a roll-call vote. The recording secretary called roll in random order. The motion carried. Council votes were as follows:

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R. Chenoweth	Yes	Vacant	n/a	D. Parker	Yes
M. Cuonzo	absent	M. Hinchman	Yes	L. Vest	Yes
C. Friddle, III	Yes	C. Lowther	absent	Acting Mayor J. Sutton (in case of tie)	n/a
J. Guye	Yes	C. Metheny	Yes		

Cm. Metheny, **MOVED APPROVAL RESOLUTION 1245: EPD CLASSIFICATION AND COMPENSATION ADJUSTMENTS.** The motion carried.

Cm. Metheny, **MOVED APPROVAL OF THE REQUEST BY SMOKER FRIENDLY FOR ABCA SPECIAL EVENT ENDORSEMENT FOR THE MOUNTAIN STATE FOREST FESTIVAL.** The motion carried.

Cm. Metheny, **MOVED APPROVAL OF THE REQUEST BY MOUNTAIN STATE FOREST FESTIVAL FOR ABCA LICENSURE.** The motion carried.

STORMWATER MANAGEMENT DISCUSSION – Operations Manager R. Pingley stated that the City is aware of all the issues with the current storm water drainage. Mr. Pingley is requesting council consider two options. First, a stormwater ordinance that grants the City authority to put rules and regulations, including permitting, in place for any future changes. Second, the creation of a stormwater utility with a dedicated revenue stream and staff to slowly address the existing problems. Mr. Pingley and Code Enforcement Officer P. Isner will work on putting a draft ordinance together to present to the Rules and Ordinance Committee. City Attorney G. Roberts suggested that we consider a Utility Management board or committee.

APPROVAL OF VENDOR INVOICE PAYMENTS

Cm. Metheny, **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 June 17 – July 12, 2019.

CORRESPONDENCE AND NOTIFICATIONS

Council received the following correspondence and notifications:

- Issued building permits
- Treasurer’s Report

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

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ISSUED BUILDING PERMITS				
Permit	Applicant	Location	Description	Value
190124	Ironhorse Enterprise, LLC	213 Henry Ave.	Replace Sidewalk & Balconies	12,000.00
190125	Goddin, Wilbur	1731 S Davis Ave.	Install Stand-By Generator	6,500.00
190126	Arbogast, William	19 First St.	Install Stand-By Generator	6,343.00
190127	Romine, Thomas	115 Ellis Ave.	Install Metal Roof	3,400.00
190128	American Legion	326 Railroad Ave.	Install Metal Roof	35,000.00
190129	Snider, Robert	2 Lincoln Ave.	Replace Roof Shingles	10,784.00
190130	Yachuv, Kathy	122 Diamond St.***	Electrical upgrade	1,000.00
190131	Cook, Jennifer	1627 S Davis Ave.	Install Fence	600.00
190132	Scott, Kay	121 Robert E Lee Ave.	Repair Sidewalk	300.00
190133	Gustke, James	46 Cherry St.	Repair Porch	3,000.00
190134	Maxson, Kathleen	204 Hinkle St.	Install Exterior Steps	3,000.00
190135	USDA (Forest Service)	730 B Yokum St	Install New Electric Service	8,000.00
190136	Byrd's House of Donuts, LLC	224 Davis Ave.	42" Circle Sign	1,000.00
190137	Schumacher, Brad	111 Wilton Ave	Replace Roof Shingles	6,500.00
190138	Judy, Tracy	311 Scott Ford Rd.	Replace Deck & Siding	1,300.00
190139	Summerfield, James	112 Whisperwood Dr.***	Install Metal Roof	8,260.00
190140	Baker, Kimberly/Scott	1827 Livingston Ave.	Replace Roof Shingles	6,800.00
190141	Elkins Public Library	416 1/2 Davis Ave.	Asbestos Abatement	6,240.00
190142	Schmidlen, Joseph	15 Thorn Ave.	200 Amp Upgrade and Plumbing	5,000.00
190143	Elkins Public Library	416 1/2 Davis Ave.	Demolition	6,000.00
190144	WVTC LLC	895 Cole Ave	Porch Roof	2,500.00

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190145	Jones, James	255 Diamond St	Electric Upgrade	1,000.00
190146	Bodkins Family Rentals	1415 Taylor Ave.	Replace Roof Shingles	6,000.00
190147	Citizens Bank	223 Third St.	Asbestos Abatement	73,320.00
190148	City of Elkins	114 Henry Ave	Demolition	10,000.00
190149	Judy, Sherry	105 Mapleview Dr.	Replace Windows	2,729.00
190150	Roy, Grace	417-1/2 Center St.	Remodel Kitchen and Bathroom	7,617.00
190151	Martin, Steve	1527 Taylor Ave.	Install Stand-By Generator	2,000.00
190152	Lambert, Patricia	1736 S Davis Ave.	Replace Windows	ON HOLD
190153	Peck-Basil, Sarah	119 Riverview Dr.	Repair Roof Drains	1,000.00
190154	Sutton, Jessica	107 Elm St.	Drywall Dining Room	1,500.00
190155	Jones, James	255 Diamond St	Remodel Kitchen and 2 Baths	1,000.00
190156	Lambert, Patricia	1736 S Davis Ave.	Replace Shingles & Install Roof Over Patio	7,000.00
190157	Campbell, Chris	203 Washington Ave.	Demo Porch and Interior Drywall	2,000.00
190158	Reckart Logistics, Inc	929 S Davis Ave.	Replace Sidewalk	15,000.00
190159	Weese, Donnie	1524 Lavalette Ave.	Concrete Driveway	2,500.00
190160	Louk, Nola	239 Boundary Ave.	Repair Front Stoop	355.00
190161	City of Elkins	100 Adams St. (N Washington)	Demolition	10,000.00

Cm. Friddle, MOVED FOR THE CANCELLATION OF THE REGULAR COUNCIL MEETING SCHEDULED AUGUST 1, 2019 FOR LACK OF BUSINESS. The motion carried.

Cm. Metheny, MOVED ADJOURNMENT. The motion carried.

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The meeting adjourned at 7:51 p.m.

*Approved by council at the meeting
of MONTH DAY, YEAR*

Van T. Broughton, Mayor

Attest:

Jessica R. Sutton, City Clerk