May 8, 2017

**OAK HILL CITY COUNCIL**

**Minutes**

**May 8, 2017**

The regular session of the Oak Hill City Council convened in the Council Chambers of City Hall on Monday, May 8, 2017 at 6:30 p.m.

**Members Present Also Present**

Fred Dickinson, Mayor William Hannabass, City Manager

Diana Janney Damita Johnson, City Clerk-Treasurer Jeff Atha

Paul Baker **Absent**

Tom Oxley Melissa Wilshire

Mike Fox

Bruce Coleman

**Call to Order**

Mayor Dickinson called the meeting to order.

**Public Comments**

Lonnie and Angela Riffe, residents of Hidden Valley, asked Council to consider an ordinance to allow chickens and ducks in city limits. Mrs. Rife gave many facts concerning the benefits of chickens and ducks and also prepared a sample ordinance for council. This will be on the agenda for next month.

Sharon Cruikshank and David Laudig gave a presentation the Flame of Freedom, a project that has been started to relight the torch at the Soldiers and Sailors Memorial Building. They need to raise $25,000 and would like to be able to relight the flame on Memorial Day.

Sharon Cruikshank also spoke on an agenda item that will be discussed later. She thinks the beer only tavern that is being proposed is not in line with our goal for Main Street.

Adam Hodges also spoke on the beer only tavern and suggested it should be a restaurant with ABC sales.

Calvin Kidd, a resident of Joy Street, asked for relief from a stream on his property that is causing erosion.

Minutes

***Councilor Coleman moved to dispense with the reading of and accept the minutes of the meeting of***

***April 10, 2017. Councilor Atha seconded the motion. Motion carried unanimously.***

**Treasurer's Report**

***Councilor Janney moved to approve the financial reports and the vendor checks report as presented***

***by the City Treasurer. Councilor Oxley seconded the motion. Motion carried unanimously by those in***

***attendance.***

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**Correspondence**None

**Old Business**

The Mayor polled council members for old business and the public works building and the disc golf

park were discussed.

**City Manager**

**Old Business**

1. **Prohibition of Tobacco in City Park — 2nd Reading -** There was discussion on this issue and it was decided that because the Health Department already prohibits smoking in public parks, an ordinance is not needed. Signage should be placed in the park to make patrons aware of the law. ***Council member Oxley made a motion to table this item indefinitely to allow the City Manager to work with the health department on signage. Council member Coleman seconded the motion. Motion carried unanimously by those in attendance.***
2. **Retention of Counsel for Pharmaceutical Class Action Cases —** Chief Whisman, Bill File (City Attorney), and the City Manager met with Anthony Salvatore to discuss his proposal to represent the city in the class action suit. ***Councilor Oxley moved to table this matter until the Chief of Police, City Manager, or City Attorney has a reason to bring it back before Council. Councilor Coleman seconded the motion. Motion carried unanimously by those in attendance.***
3. **Craft Beer Festival —** On September 16 there is an event planned to celebrate Hank Williams' birthday. Destination Downtown, in conjunction with the Amphitheater Committee would like to have a craft beer festival on a small basis before going full force next year. ***Council member Oxley moved to proceed with the craft beer festival; Council member Fox seconded the motion. Motion carried unanimously by those in attendance.***

**New Business**

The Mayor polled Council for new business and nothing was discussed.

The City Manager spoke about the Heritage Trail, the Amphitheater schedule, and the WV Land Trust.

The Chief of Police informed Council that his department had logged 208 miles on the rail trail.

**City Manager**

1. **Resolution Encouraging Congress to Create a Reliable, Predictable Stream of Resources to Address Deferred Maintenance Needs in America's National Park System —** This is a resolution to encourage federal funding for infrastructure with the National Palk System. It is an effort of the Pew Charitable Trust. ***Council member Fox moved to accept this resolution as presented. Council member Atha seconded the motion. Motion carried unanimously by those in attendance.***
2. **Recommendation from Planning Commission — Request for Permit to Operate a Beer Tavern, Beer Only, at 128 E. Main Street —** This is a request for Sam's bar to open in the B1 zone near Wendy's. The Planning Commission recommends approval of this request as a restaurant with ABC sales. A beer only tavern is not a permitted use in the current zoning of this property. There was much discussion on this proposal. The definition of a restaurant was discussed at length. Is it only serving food or does it include food preparation on premises? ***Council member Oxley moved to***

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***table this request until Council and the Planning Commission determine a definition for restaurant. Council member Baker seconded the motion. Motion carried unanimously by those in attendance.***

**3. Recommendation from Planning Commission — Amend the Following Sections and Articles of the Codified Ordinances Pertaining to Zoning: 1315, 1317, 1335, 1341, 1342, 1343, 1349.01, and 1349.20 —** The Zoning Commission recommends the following amendments or additions to the ordinances pertaining to zoning.

ADD:

Article 1335 Recreational Business Districts B-R
Article 1341 Government Business Districts G-B
Article 1342 Government Recreational Districts G-R
AMEND:

Article 1315.01 Districts Established

Article 1317.01 Rural Residential Districts R-R
Article 1317.02 Rural Residential Districts R-R
Article 1317.03(a) Rural Residential Districts R-R
Article 1343 Land Conservation Districts L-C
Article 1349.01 Uses Permitted as Special Exceptions
Article 1349.20 Special Outdoor Activities

*Council member Coleman moved to accept the recommendation of the Planning Commission on all the items pertaining to zoning ordinances. Council member Atha seconded the motion. Motion carried unanimously by all those in attendance.*



There being no further business, the meeting adjourned.

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