**OAK HILL CITY COUNCIL**

**Minutes**

**November 9, 2015**

The regular session of the Oak Hill City Council convened in the Council Chambers of City Hall on Monday, November 9, 2015 at 6:30 p.m.

**Members Present** **Also Present**

Fred Dickinson, Mayor William Hannabass, City Manager

Diana Janney Damita Johnson, City Clerk-Treasurer

Melissa Wilshire William File, City Attorney

Mike Fox

Bruce Coleman **Absent**

Tom Oxley Paul Baker

The JROTC from the Fayette Institute of Technology presented the colors.

**Call to Order**

Mayor Dickinson called the meeting to order.

**Public Comments**

Suzanne Fisher of 127 Rogers Street spoke to Council about a problem with a right of way near her house. The Chief of Police will meet with her.

**Minutes**

***Council member Oxley moved to dispense with the reading of and accept the minutes of the meetings held on October 12, 2015. Council member Wilshire seconded the motion. Motion carried unanimously by those in attendance.***

**Treasurer’s Report**

***Council member Janney moved to approve the financial reports and the vendor checks report as presented by the City Treasurer. Council member Oxley seconded the motion. Motion carried unanimously by those in attendance.***

**Correspondence**

The City Clerk read a letter of resignation from Council member Williams who recently moved from the ward in which he was elected.

She also read a letter from former Council member Jeff Atha expressing his interest in the vacant seat.

**Old Business**

The Mayor polled Council and department heads for old business. The Chief of Police announced that a kick off meeting for the neighborhood watch program had been set.

**City Manager**

1. **Proclamation, Veterans’ Day, Whiskey 7** – Sgt. Sisk with the JROTC read a proclamation honoring Whiskey 7 for a special Veterans’ Day recognition. ***Council member Oxley moved to accept this proclamation as read by Sgt. Sisk. Council member Janney seconded the motion. Motion carried unanimously by those in attendance.***
2. **Application for Business License by Mark Rose to Rent Property After Refusal by the City Manager – *Council member Coleman moved to enter into executive session to discuss legal issues concerning possible litigation. Council member Janney seconded the motion. Motion carried unanimously by those in attendance.*** Upon return from executive session, the Mayor announced the reason for the session was to discuss legal issues concerning possible litigation. ***Council member Oxley made a motion, seconded by Council member Coleman to return to regular session. Motion carried unanimously by those in attendance.***

Mark Rose, the owner of a house located at 1410 Linden Lane, would like to use his house as a rental and rent to the Oxford House. The City Manager has refused to issue a license because, in his opinion, the Oxford House is a business. This issue was tabled last month.

There were several residents of the neighborhood present and spoke against issuing a license for rental of this property.

After listening to the residents of the Linden Lane neighborhood, ***Council member Oxley made a motion to accept the action of the City Manager and deny Mr. Rose’s request for a license. Council member Wilshire seconded the motion. Motion carried unanimously by those in attendance.***

The Mayor called for a short recess.

1. **Structural Inspection Board Recommendations**
2. **1517 Main Street, former Davis Tire & Muffler** – An extension has been granted on this recommendation until December 14. The co-owner of the property is being served.
3. **215 Mayfair Avenue –** The owners of the property were served an order to demolish on October 27 and have until November 16 to begin.
4. **341 Jones Avenue –** Mr. Zink did not appear in court on October 30.
5. **Appointments of Commissions, Boards, and Committees**  -

**Building Commission** – ***Council member Coleman made a motion to reappoint Wayne Moreau to the building commission. Council member Oxley seconded the motion. Motion carried unanimously by those in attendance.***

1. **Home Rule Pilot Program** – The following items were included in our home rule application and the City Manager is now presenting each for the 2nd reading.
2. **Collection of Municipal Liens at County Tax Sale** - ***Council member Oxley made a motion to accept this as the 2nd reading and adoption of this home rule ordinance. Council member Coleman seconded the motion. Motion carried unanimously by those in attendance.***
3. **Immediate Issue of Citations for External Sanitation Violations and Common Nuisances** - ***Council member Janney moved to table action on this 2nd reading. Council member Wilshire seconded the motion. Motion carried unanimously by those in attendance.***
4. **Authority to File Liens or Real Property for Costs Incurred in Abating Exterior Sanitation and Common Nuisance Violations - *Council member Janney moved to table action on this 2nd reading. Council member Wilshire seconded the motion. Motion carried unanimously by those in attendance.***
5. **Exempt Police Civil Service Commission From Party Affiliation Requirement - *Council member Oxley moved to table action on this 2nd reading. Council member Coleman seconded the motion. Motion carried unanimously by those in attendance.***
6. **Distance Requirement Between a Restaurant with ABC Sales and a Church - *Council member Coleman made a motion to accept this as the 2nd reading and adoption of this home rule ordinance. Council member Fox seconded the motion. Motion carried unanimously by those in attendance.***
7. **Cost of an Audit of the City and the Oak Hill Sanitary Board - *Council member Coleman moved to table action on this 2nd reading. Council member Oxley seconded the motion. Motion carried unanimously by those in attendance.***
8. **Registration of Vacant Structures When Owners are Nonresponsive, Unavailable or Cannot be Located - *Council member Oxley made a motion to accept this as the 2nd reading and adoption of this home rule ordinance. Council member Janney seconded the motion. Motion carried unanimously by those in attendance.***
9. **Ordinance Amendment 147, Planning Commission** – State law has changed and an ordinance has to be passed establishing the number of members on the Planning Commission. ***Council member Oxley moved to accept this as the 2nd reading of an ordinance setting the number of members on the Planning Commission as eight (8). Council member Janney seconded the motion. Motion carried unanimously by those in attendance.***
10. **Christmas Decorations –** The committee that had originally asked about working with Paul Contin for Christmas decorations has abandoned that idea. They would like help decorating the tree at BB&T. The City Manager suggested that the City can assist business owners if they will buy the lights and leave them up all year. We can put the lights up one time, not every year.

**New Business**

The Mayor polled Council and Department Heads for new business. Commendations were given for the JROTC and Don Williams.

**City Manager**

1. **Proclamation – GIS Day** – The City Manager presented a proclamation recognizing November 18, 2015 as GIS Day. ***Council member Coleman moved to approve this proclamation and Council member Fox seconded the motion. Motion carried unanimously by those in attendance.***
2. **Repeal of 913.08 Sewer Service Area** – The Sanitary Board recommends repealing this article which limits our sewer service area to our corporate limits. This came about because of a resident of Fayetteville on Rt. 16 asking us to provide sewer to them. Fayetteville administration would also like to see this happen. ***Council member Oxley moved to accept the recommendation of the Sanitary Board and repeal article 913.08 provided that we receive a release from Fayetteville. Council member Coleman seconded the motion. Motion carried unanimously by those in attendance.***
3. **Appointment of a Member of Council per Section 6 of the Charter** – ***Council member Coleman moved to nominate Jeff Atha for the vacant position in Ward 2. Council member Oxley seconded the motion. Motion carried by all those in attendance.*** No other nominations were received. ***Council member Coleman moved to appoint Jeff Atha to the vacant position in Ward 2. Council member Oxley seconded the motion. Motion carried by all those in attendance with Mike Fox abstaining from the vote.***
4. **Police Promotions** – ***Council member Oxley moved to promote PFC Ortiz to Corporal effective November 1. Council member Janney seconded the motion. Motion carried unanimously by those in attendance.***
5. **Donation of Property to the City** – a) The Hamilton family wants to donate a piece of property off Rt. 19 to the City of Oak Hill. After some discussion on this matter Council agreed that they are not interested at this time. ***Council member Janney moved to table this item. Council member Coleman seconded the motion. Motion carried unanimously by those in attendance.*** b) John and Susan Woods have offered to donate a side by side Polaris Ranger with a snow plow and trailer to the Fire Department. ***Council member Coleman moved to accept this donation. Council member Janney seconded the motion. Motion carried unanimously by all those in attendance.***
6. **Council Member Appointment to Serve on the Chamber of Commerce** – ***Council member Fox moved to appoint Tom Oxley to the Chamber board. Council member Wilshire seconded the motion. Motion carried by all those in attendance.***
7. **Council Member Appointment to Serve on the Convention and Visitors Bureau** – ***Council member Oxley moved to appoint Melissa Wilshire to the CVB board. Council member Fox seconded the motion. Motion carried by all those in attendance.***
8. **Flex E Grant Resolution** *–* This is a resolution to apply for a $10,000 grant. The scope of the grant would be to plan the streetscape of the B1 area of Main Street. ***Council member Oxley moved to adopt the resolution for the Flex E Grant. Council member Janney seconded the motion. Motion carried unanimously by all those in attendance.***
9. **Audit Selection Committee** – The City Clerk, City Manager, and Council member Coleman met and reviewed audit proposals. The Committee recommends Balestra, Harr, and Scherer to perform the audit for FY 2014 and FY 2015. ***Council member Oxley moved to accept the recommendation of the audit selection committee. Council member Wilshire seconded the motion. Motion carried unanimously by those in attendance.***

There being no further business, the meeting adjourned.

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 City Clerk Mayor