**OAK HILL CITY COUNCIL**

**Minutes**

**July 13, 2015**

The regular session of the Oak Hill City Council convened in the Council Chambers of City Hall on Monday, July 13, 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

Mike Fox

Bruce Coleman

Don Williams

Paul Baker **Absent**

Tom Oxley

**Call to Order**

Mayor Dickinson called the meeting to order.

**Public Comments**

Sarah Pauley and Mary Lagos expressed their desire to place a coffee shop trailer on the Woods Pharmacy lot.

Tom Omely thanked Council and the administration for their help with getting his eagle statues to the Division of Culture and History.

RC Curtis of 131 Harvey Avenue asked for someone to check on an abandoned house in his area. He and Joseph Kelly also spoke about a parking problem at the corner of Circle Drive and Harvey Avenue.

Mike Lively spoke about the Whistle Stop and how it got on the rail trail.

Bret Floyd and Hillary Ratliff asked about the Whistle Stop and the lease arrangement for it since it was there before the ordinance concerning the lease was effective. This will be on next month’s agenda.

**Minutes**

***Council member Janney moved to dispense with the reading of and accept the minutes of the meetings held on June 8, 2015. Council member Coleman seconded the motion. Motion carried unanimously.***

**Treasurer’s Report**

***Council member Coleman 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 with Council member Fox voting no.***

**Correspondence**

The City Manager presented a letter from Rev. Ralph Shupe tendering his resignation from the Civil Service Commission.

The Mayor made remarks to Council, congratulating the new members and briefing them on procedures.

**Old Business**

The Mayor polled Council and department heads for old business. Utilities not moving lines to new poles were discussed.

**City Manager**

1. **Structural Inspection Board Recommendations** – There is a criminal complaint pending against the owner of 341 Jones Avenue. The board met on July 7 and there were 11 properties on the agenda. Notice must be given to the owners and then it will come before Council. ***Council member Oxley moved to table this item. The motion was properly seconded by Council member Wilshire and carried unanimously.***
2. **County Routes Maintained by the WVDOH within the City of Oak Hill –** The State is not willing to provide any additional improvements prior to conveying the streets to the City. The City Manager will get cost estimates for paving, upkeep, drainage, etc.
3. **Bid Opening/Award – SVL90-2 Compact Track Loader** – One bid was received from State Equipment in the amount of $58,340. The budgeted amount is $70,000. ***Council member Coleman moved to award the bid to State Equipment provided it meets the specs of the bid. Council member Oxley seconded the motion. Motion carried unanimously.***
4. **Second Reading – Amendment, Floodplain Regulations – 1723.07** – This amendment adds two forms to the ordinance. ***Council member Oxley moved to accept this as the 2nd reading and adoption of the amendment to 1723.07. Council member Janney properly seconded the motion. Motion carried unanimously.***
5. **Home Rule Pilot Program** – The City Manager presented a time line of events. Council will meet on July 28 at 7:00 to discuss the application.
6. **Bib Opening/Award Paving FY2016** – The following bids were received:

Paving and Resurfacing, Inc. - $117,402.90

Triple A Paving, Sealing and Restriping $102,480.00

Southern WV Paving $ 98,078.00

Asphalt Contractors and Site Work $115,340.00

***Council member Oxley moved to authorize the City Manager to make award to Southern WV Paving in the amount of $98,078 provided the math checks and the specs are met. Council member Baker seconded the motion. Motion carried unanimously.***

1. **Lease Agreement for the Depot** – John Breneman and Barbara Dixon are both interested in leasing the depot. Mr. Breneman would like to sell produce and other products and Mrs. Dixon would like to sell craft items. ***Council member Oxley moved to accept this as the 1st reading by title only of an ordinance to allow for leasing of the depot. Council member Coleman seconded the motion. Motion carried unanimously.***
2. **Ordinance – 2nd Reading – Annexation Without an Election, Bird Dog Properties, LLC, 77 Nick Rahall Greenway** – ***Council member Oxley moved to accept this as the 2nd reading and adoption of an ordinance to annex 77 Nick Rahall Greenway. Council member Coleman seconded the motion. Motion carried unanimously.***

**New Business**

The Mayor polled Council and Department Heads for new business. Pine/Burnside structure involved in fire, storage buildings at Backyard Outfitters, amphitheater sign, house on corner of Duncan and Virginia Streets, parking on Duncan, old Davis Tire and Muffler Building, making Burkholder/Warren one way due to trash trucks, and Barry Bumgartner’s house were discussed.

**City Manager**

1. **Appointments** –
2. **Beautification** – 1) ***Council member Oxley moved to appoint Don Williams and Mike Fox to the Beautification Commission. Council member Coleman seconded the motion. Motion carried unanimously.*** 2) ***Council member Coleman made a motion, seconded by Council member Janney to appoint Judy Lively to the Beautification Commission. Motion carried unanimously.***
3. **Board of Zoning Appeals** – ***Council member Oxley moved to appoint James R. Elkins to replace Jack McClung and to reappoint Steve Richardson to the BZA. Council member Coleman seconded the motion. Motion carried unanimously.***
4. **Planning and Zoning** – 1) ***Council member Coleman moved to reappoint Kay Ballard to the Planning Commission. Council member Oxley seconded the motion. Motion carried unanimously.* 2) *Council member Oxley moved to appoint Adam Hodges to the Planning Commission. Council member Fox seconded the motion. Motion carried unanimously.* 3) *Council member Oxley moved to appoint Paul Baker to the Planning Commission. Council member Wilshire seconded the motion. Motion carried unanimously.***
5. **Finance Committee – *Council member Baker moved to appoint Tom Oxley, Missy Wilshire, Diana Janney, Bill Hannabass, and Damita Johnson to the finance committee. Council member Fox seconded the motion. Motion carried unanimously.***
6. **Rail Trail Committee – *Council member Oxley made a motion, seconded by Council member Baker to appoint Jim Kaufman to the Rail Trail Committee. Motion carried unanimously.***
7. **Amphitheater Committee – *Council member Oxley made a motion to appoint Marilyn Mongtomery to the Amphitheater Commission. Council member Fox seconded the motion. Motion carried unanimously.***
8. **Recreation Commission – *Council member Oxley made a motion to appoint Mike Fox as the council representative and Paul Baker as a member at large to the Recreation Commission. Council member Coleman seconded the motion. Motion carried unanimously.***
9. **City Manager – *Council member Coleman made a motion to appoint Bill Hannabass as City Manager. Council member Oxley seconded the motion. Motion carried unanimously.***
10. **City Clerk-Treasurer – *Council member Oxley made a motion to appoint Damita Johnson as City Clerk-Treasurer. Council member Baker seconded the motion. Motion carried unanimously.***
11. **Chief of Police – *Council member Oxley moved to appoint Mike Whisman as Chief of Police. Council member Coleman seconded the motion. Motion carried unanimously.***
12. **Municipal Court Judge – *Council member Oxley moved to appoint Wilbur Toney as Municipal Court Judge. Council member Janney seconded the motion. Motion carried with Council member Fox voting no.***
13. **Suddenlink – A) Renewal of Cable Franchise – 1st reading B) Resolution Approving Change of Control** – A) ***Council member Coleman moved to accept this as the 1st reading of the ordinance renewing the cable franchise with Suddenlink. Council member Oxley seconded the motion. Motion carried unanimously.*** B) ***Council member Oxley moved to adopt a resolution consenting to the change in control of the cable franchise from Suddenlink to Altice. Council member Coleman seconded the motion. Motion carried unanimously.***
14. **Disposition of Rails and Ties on the White Oak Rail Trail –** The Rail Trail Commission recommends to remove the ties and rails on the White Oak trail. ***Council member Oxley moved to accept the recommendation of the commission. Council member Baker seconded the motion. Motion carried unanimously.*** The City Manager and the Public Works Director will decide the best way to handle the disposition of the ties and rails.
15. **Contract with Fayette County Board of Education Concerning Pro Officer –** The Chief of Police presented a new contract with the board of education for the City providing a pro officer for Collins Middle School. ***Council member Oxley moved to renew the contract with the Fayette County Board of Education for the Pro Officer. Council member Fox seconded the motion. Motion carried unanimously.***
16. **Police Hiring –** The Civil Service Commission presented three lists for hiring three police officers. 1) ***Council member Coleman moved to hire Jonathan Morton as patrolman for the Oak Hill Police Department. Council member Janney seconded the motion. Motion carried unanimously.*** 2) ***Council member Coleman moved to hire Kenneth Cullum as patrolman for the Oak Hill Police Department. Council member Oxley seconded the motion. Motion carried unanimously.*** 3) ***Council member Coleman moved to hire Levi Burgess as patrolman for the Oak Hill Police Department. Council member Janney seconded the motion. Motion carried unanimously.***
17. **Coal Severance Revision –** The City Treasurer presented a budget revision to adjust the beginning balance of the Coal Severance fund by $4,250. ***Council member Coleman moved to approve the Coal Severance budget revision. Council member Baker seconded the motion. Motion carried unanimously.***

There being no further business, the meeting adjourned.

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City Clerk Mayor