CITY OF OAK HILL
M I N U T E S
City Council Meeting - Aug 2021
August 09, 2021 - 6:30 PM

The regular monthly meeting of the Oak Hill City Council was held on July 12, 2021, in the Council Chambers of Oak Hill City Hall.

Call to Order
The Mayor called the meeting to order.

Roll Call
The City Clerk called the roll with the following being in attendance:

PRESENT
Mayor Daniel Wright
Council Member Thomas Oxley
Council Member Diana Janney
Council Member Missy Wilshire
Council Member David Perry
Council Member Charles Smallwood, Jr.
Council Member Ronald Stephen Hayslette
Council Member Benitez Jackson

Invocation
The invocation was led by Pastor William McClung of Lochgelly Baptist Church.

Pledge of Allegiance
Council member Wilshire led the Pledge of Allegiance.

Reading and Approval of Minutes
Motion – ***Dispense with the reading of and approve the minutes of the council meeting held on July 12 and July 29, 2021.***

Motion carried 7 - 0.
Motion made by Council Member (At Large) Oxley, Seconded by Council Member Smallwood, Jr..
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

Treasurer's Report
Motion - ***Approve the treasurer's report as presented.***

Motion carried 7- 0.

Motion made by Council Member Perry, Seconded by Council Member Janney.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

Correspondence
None

Citizens Comments
Councilmember Perry asked that speakers be timed for a three minute speaking limit. He also asked that the public not be allowed interrupt the Council during the discussion of business.
Vic Barton, Jr. thanked Chief Whisman, Lt. Prince, and David Kirk for their help in a recent incident.
Christa Hodges updated Council on the activities of Destination Downtown.
Lacy A. Moore of Halstead Street expressed his frustration with the Board of Education opening Halstead to school parent traffic.
Kevin Willis, a local business owner, gave his opinion on the implementation of a1% sales tax.
Daniel Niples and Christina Smith discussed their ideas on the proposed vendor policy.

Department Reports
The Police Chief gave the monthly report for the police department. Councilmember Perry commended the chief on his discussions with the Board of Education on back to school preparations.
The Fire Chief discussed the monthly activity of the fire department.
The Public Works Director gave his activity report for the month. Councilmember Perry complimented the street department on their hard work.

Council Comments
The Mayor presented Councilmember Wilshire with a proclamation and a plaque honoring her years of service on Council. This will be her last council meeting.

The Mayor asked for comments from councilmembers and the following items were discussed: The progress of the Ellison building, the power pole across from the library will be taken care of by AEP, the logo for the water tank is in the graphics department, the veteran's memorial, EPA meeting, Elmore property, BB&T building, Bill Staples, meeting attendance and Covid 19 protocol, welcome to Oak Hill sign, shout out to Officers Whaples, Kennedy, and Radcliff, flashing speed signs, mask up banner, high grass at former Long John Silvers, roof on the Ficon Bush building, dog park signs, James Ellis marker, Minden playground, Elizabeth Street.

Mayoral Comments / Minutes from the Minutes
The Mayor thanked Councilmember Wilshire for her service to the City and wished her well on her new job.
The Mayor then read excerpts from the minutes of June 3, 1940 and June 26, 1930.

Unfinished Business

1. Bid Opening for Demolition of Residential Structure Located at 46 Beaver Rd., Map 59E, Parcel 28, Owned by Joseph & Sharon Kelly (deceased) c/o Joseph A. Kelly Jr.
   This item will be considered with item #2 since they are all demolition bids.
   Two bids were received as follows:
   Marcum Insulation - $26,000 for all three structures
   Motion - ***Accept Empire Salvage's bid on the structures at 46 Beaver Road, 38 Poff Road and 40 Poff Road.***

   Motion carried 7 - 0.
   Motion made by Council Member Perry, Seconded by Council Member Smallwood, Jr..
   Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

2. Bid Opening for Demolition of Residential Structures Located at 38 & 40 Poff Rd., Map 59E, Parcels 45 & 46, Owned by Debra K. & Danny Thomas
   Discussed with item #1.

3. Consideration and Adoption of a Resolution to Lay Assessment Lien on Property Located at 103 Rocklick Rd., Map 59J, Parcel 40, Owned by ACE Adventure Resort
   Motion - ***Adopt a resolution to lay assessment lien on property located at 103 Rocklick Rd., owned by ACE Adventure Resort***

   Motion carried 7-0
   Motion made by Council Member Janney, Seconded by Council Member (At Large) Oxley.
   Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

4. Consideration and Adoption of a Resolution for the City to Demolish the Structure Located at Old Minden Rd., Map 33, Parcel 127, Owned by Frederick Riggins & King Moses Riggins
   Motion - ***Adopt a resolution to lay assessment lien on property located at Old Minden Road, owned by Frederick and King Moses Riggins.***
   Motion carried 7 - 0.

   Motion made by Council Member (At Large) Oxley, Seconded by Council Member Janney.
   Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

5. Bid Opening for Paving of Streets
   One bid was received from Southern WV Paving in the amount of $366,650.00.
   Motion - ***Accept the bid from Southern WV Paving for the paving of city streets.***

Motion carried 7 - 0.
Motion made by Council Member Perry, Seconded by Council Member (At Large) Oxley.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

6. Fowl Ordinance
The Planning Commission has not submitted a recommendation for changing this ordinance.
Motion - ***Table action on this ordinance until the next council meeting.***

Motion carried 7 - 0.
Motion made by Council Member (At Large) Oxley, Seconded by Council Member Jackson.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

7. Crown Act Ordinance
Motion - ***Table this item for further study by the October council meeting.***

Motion carried 7 - 0.
Motion made by Council Member (At Large) Oxley, Seconded by Council Member Perry.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

8. Appointments to City of Oak Hill Building Commission & Recreation Committee
Tara Harmon sent a letter of interest for the Recreation Committee and Terrance Damron submitted a letter of interest for the Building Commission.
Motion - ***Appoint Tara Harmon to the Recreation Commission.***
Terrance Damron does not live in city limits and is not eligible to serve on the Building Commission.

Motion carried 7 - 0.
Motion made by Council Member Perry, Seconded by Council Member (At Large) Oxley.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

9. Street Vendor's Ordinance
There was discussion on this issue about the items to be included in this ordinance.
Motion - ***Authorize the Mayor to appoint a committee to work on the street vendor ordinance to include a brick and mortar owner and a food truck owner.***

Motion carried 7 - 0.
Motion made by Council Member Perry, Seconded by Council Member (At Large) Oxley.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

New Business

10. Destination Downtown Oak Hill Bears and Brews Festival
Destination Downtown is asking permission to have a Bears and Brews Festival on the lawn of the amphitheater. Council's authorization is needed in order to obtain a permit to sell craft beer.
Motion - ***Approve the request to allow the Bears and Brews Festival on September 25.***
Motion carried 7 - 0.

Motion made by Council Member (At Large) Oxley, Seconded by Council Member Janney.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

11. Consideration to Amend City of Oak Hill Municipal Code (OHMC) 4.08.050 Manufacturing, Compounding or Preparing Products; Processing of Food Excepted and OHMC 4.08.060 Business of Selling Tangible Property; Sales Exempt
This will amend the ordinance to lower B&O rates to comply with implementing the 1% sales tax..
The City Manager noted that our B&O rates are some of the lowest in the state and are lower than our neighboring municipalities. We are approximately 22% lower than the maximum allowed by the State of WV.
Motion - ***Amend City of Oak Hill Municipal Code (OHMC) 4.08.050 Manufacturing, Compounding or Preparing Products; Processing of Food Excepted and OHMC 4.08.060 Business of Selling Tangible Property; Sales Exempt***

Motion carried 7 - 0.
Motion made by Council Member (At Large) Oxley, Seconded by Council Member Perry.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

12. Ordinance to Increase Pay of Council - 1st Reading
There was lively dialogue concerning the pay increase for council and the suggested per diem pay for attending meetings.
Motion - ***Accept this as the 1st reading of an ordinance to increase the base pay of council by $2,000.00 making the annual pay for council $5,000.00 and increase the base pay of the Mayor by $3,000.00 making the annual pay for Mayor $7,000.00. There will also be a***

per meeting pay of $100 for council members an Mayor for attending City/Council appointed meetings. This ordinance will be effective July 1, 2023.

Motion carried 6 - 1.
Motion made by Council Member Perry, Seconded by Council Member Smallwood, Jr..
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Jackson
Voting Nay: Council Member Hayslette

13. Appointment to New River Gorge Convention & Visitors Bureau (CVB)
Motion - ***Appoint Councilmember Perry to the New River Gorge CVB board.***

Motion carried 7 - 0.
Motion made by Council Member Smallwood, Jr., Seconded by Council Member Janney.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

14. Appointment to Fill Vacancy on Council Ward 1
Motion - ***Seek letters of interest and resumes for the vacancy in Ward 1 that was created by the resignation of Melissa Wilshire to be received by September 6, 2021.***

Motion carried 6-0.
Motion made by Council Member Perry, Seconded by Council Member Hayslette.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson
Voting Abstaining: Council Member Wilshire

15. Future Agenda Items
Appraisal on the former BB&T building.

Councilmember Perry asked for a list of demolished properties from January 1, 2021 to present.

There was discussion on the Economic Development position and it was the general consensus of Council to advertise the position again and list $40,000 to $50,000 as the salary and remove the residency requirements.

Adjournment

Motion -*Adjourn the meeting*.

Motion carried 7 - 0.

Motion made by Council Member Perry, Seconded by Council Member (At Large) Oxley.
Voting Yea: Council Member (At Large) Oxley, Council Member Janney, Council Member Wilshire, Council Member Perry, Council Member Smallwood, Jr., Council Member Hayslette, Council Member Jackson

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Mayor Daniel E. Wright City Clerk Damita Johnson