

COUNCIL MEETING OF OCTOBER 19, 2009

The second regular October meeting of the Mannington City Council with Mayor Bob Garcia presiding was held Monday, October 19, 2009 at 7:00 p.m. at city hall. Council members in attendance were Jeff Michael, Harry Moore, Larry Smith, Terry Starsick and Rana Taylor.

City Clerk Michele Fluharty read the minutes of the previous meeting and they stood approved as read.

In the visitors' portion of the meeting, Sheena Hunt from Region Six PDC presented Pay Requisition #29 and Budget Amendment #13 for the ongoing Fairmont/Mannington water project. Moore made the motion to approve Amendment #13 for \$9800. Smith seconded the motion and it carried. Moore made the motion to approve Pay Requisition #29 for \$10,252.22. Starsick seconded the motion and all approved. Councilman Moore asked how much money was left in the grant. Randy Watson from Thrasher Engineering said there is \$75,000 for the plant demolition and \$50,000 for the chlorination building. He said the pump house is historic so it will not be demolished because of the ramifications with Historic Preservation. Concerning the chlorination building, Watson reported that F & I Contracting could not provide a performance bond so they could not be awarded the contract. He recommended Sunrise Construction, the next lowest bidder, for the job. Watson added that F & I's bid bond could be retained by the city but he would recommend that it be released. He said the difference in the two bids was \$1014.09. Moore made the motion to hold onto F & I's bond until the contract is officially awarded and then release it. Smith seconded the motion and it carried. Starsick then made the motion to accept Sunrise Construction's bid in the amount of \$50,357. Smith seconded the motion and it carried.

Watson said he believes it would be money thrown away if the city purchases a meter to put by Fairmont's meter. He said the telemetry will be moved so readings can be monitored by the city. Watson recommended that since the job is under \$25,000, a change order be approved to move the telemetry and put in a power supply at the garage instead of bidding it out. He will send a quote and change order for the next meeting.

Phyllis Fluharty presented a petition to remove the speed bump on Windy Hill Drive. Mayor Garcia said it would be removed tomorrow.

Connie Stevens asked if any decision had been made about the municipal service charge being assessed on their property. Fluharty said she received the letter from the

Assessor's Office which stated they are assessing it as a garage with storage area on the top floor. Mayor Garcia said the attorney is reviewing the ordinance and considering other options but for now, it stands as is.

In department reports, the mayor read the Street & Water Department report. Fluharty reported that Officer Andy Kolb is going to the Marion County Magistrate's office tomorrow to file the papers for restitution for the two downtown light poles that were damaged.

In old business, the first item was the request that the west end of Beaty Avenue be made one way. Chief of Police David James' letter in which he recommended that the street stay as is was read. James' letter said that both principals at the Middle School felt the move was unnecessary. Smith made the motion to leave the street as is. Starsick seconded the motion and it carried.

A decision on cleaning the backwash pond was tabled until an answer is received from the DEP as to what is required.

In new business, staggering the terms of the mayor and council was discussed again. Smith made the motion to authorize an ordinance be drawn up and to draw for the terms. Starsick seconded the motion and all approved. Since it was previously agreed that the mayor and council at large's terms would be staggered, Fluharty put the words "three" and "two" in a can so that the terms could be determined. The first drawing was for the mayor and Garcia pulled out "three". The next step was to determine who would run with the mayor and who would run with the council at large. The first drawing was for the 3-year terms; Michael pulled out the precinct #66 and #69. Therefore the 2-year terms, along with the council-at-large, will be precincts #67 and #68. The city attorney will be contacted to begin work on the ordinance and a public hearing will be held prior to its adoption.

The final item on the agenda was a water account adjustment for Pat Moore. His outside faucet was broken off by an intruder at his house and 6,000 gallons of water was lost. Taylor made the motion to adjust Moore's water bill for the gallons lost. Smith seconded the motion and it carried. Moore abstained.

Council-at-large Taylor invited everyone to attend a presentation for a new website at Main Street's Tuesday meeting at 6:00 p.m.

Moore made the motion to adjourn. Michael seconded the motion and it carried. The meeting adjourned at 8:10 p.m.

