

## COUNCIL MEETING OF SEPTEMBER 17, 2012

The second regular September meeting of the Mannington City Council with Mayor Bob Garcia presiding was held Monday, September 17, 2012 at 7:00 p.m. at city hall. Council members attending were Christina Dunigan, Terry Starsick, Rana Taylor and Becky Williams.

City Clerk Michele Fluharty read the minutes of the last regular meeting. Dunigan made the motion to approve the minutes as read. Starsick seconded the motion and it carried.

Sheena Hunt of Region Six PDC presented the final drawdown for the Small Cities Block Grant project. The requisition was for \$4519.80 in administrative fees for Region Six. Hunt said this would zero out the grant. Taylor made the motion to approve Pay Requisition #44 for \$4519.80. Starsick seconded the motion and all approved. Hunt also distributed the final performance report on the project for council's review.

Vince Collins of Steptoe & Johnson was present to help with the first reading of the bond ordinance and to explain its details. Collins then read the heading of the ordinance. Starsick made the motion to accept the first reading of Ordinance #405 which provides for funding for the Clarksburg Street Bridge Project. Dunigan seconded the motion and it carried.

John Cassell of LiveMic Entertainment asked council if they would be interested in a proposal to provide free Wi-Fi in downtown Mannington. He said the cost would be approximately \$66.95 per month. Mayor Garcia asked Cassell to submit a written proposal for council to review.

Randy Elliott asked for a waiver of the building permit fees for the extension to the walking trail at the North Marion Senior Center. He said that his family will turn over the extension to the NMSC once it is completed. Dunigan made the motion to waive the building permit fees for Elliott. Starsick seconded the motion and it carried.

Elliott said the City should be receiving a letter of commitment for \$50,000 from the Marion County Commission and \$50,000 from the Marion County Development Authority toward the Clarksburg Street Bridge Project.

In Department Reports, Superintendent Ted Nice gave the work detail for his crew for the last two weeks. He said the paving of Virginia Avenue and the lower end of Church Street have been completed.

Fluharty reported that Brad Hamrick resigned from the State Police Academy this

week and by law, could no longer remain as a city police officer. Mayor Garcia read Hamrick's letter of resignation. Starsick asked if Hamrick must reimburse the City for any expenses. Fluharty said that he must reimburse the City for his gear that was purchased for the Academy but the tuition was waived since his stay was so short.

In Old Business, the Governor's Community Participation grant was tabled again due to lack of information.

Mayor Garcia reported that he spoke to officials at Welch & Logan but is still waiting to talk to the Rivesville Chief of Police concerning UTV use in their towns. He read a letter from Chief David James expressing his reservations about passing an ordinance to allow UTVs on city streets. Discussion then followed as to the differences between ATVs and UTVs. Garcia asked if UTVs, like ATVs, have a sticker stating that it is not for road use. Mark Starsick said that they do. Garcia said he thought the fairest option is to put the question on next June's ballot. Starsick said if that is what it takes then he is all for it. Garcia said the city's insurance carrier will be contacted concerning the liability question and the city attorney will be asked to review the sample ordinance, etc and research the ballot issue. Randy Elliott spoke in favor of the ordinance saying that UTV owners are more responsible and older than ATV owners and they would abide by the same laws as other drivers.

In New Business, the engagement letter from Steptoe & Johnson to provide bond counsel services for the Clarksburg Street Bridge Project was the first item on the agenda. Starsick made the motion to approve the engagement letter. Taylor seconded the motion and it carried.

Nice said he had spoken to Carl Williams, the sewer plant operator, about trading the City's blue dump truck for the utility truck that the Sanitary Board got from Marion County. Nice said his department no longer needs the dump truck and could use the utility truck while the Sanitary Board needs the dump truck to take sludge to the landfill each month. Dunigan made the motion to approve the vehicle trade. Taylor seconded the motion and all approved.

The Fall Clean-Up Day was set for Saturday, October 13.

Starsick thanked Nice for the hydrant repairs by his house on Monroe Street.

Judy Hamilton's appeal hearing before council was set for Thursday, September 20 at 3:30 p.m.

Starsick made the motion to adjourn. Dunigan seconded the motion and it carried. The meeting adjourned at 8:00 p.m.