

COUNCIL MEETING OF SEPTEMBER 17, 2018

The second regular September meeting of the Mannington City Council with Mayor Charles Kolb presiding was held Monday, September 17, 2018 at 7:00 p.m. at city hall. Council members present were Denny Efaw, Nelson Elliott, Ken Fletcher, Ray Shadrick and Becky Williams.

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

Several visitors were present. Kevin King said his car was towed while he was out of town for two weeks, but the tags were legal. He said the tow bill cost him \$190. Chief of Police David James said he saw the 2017 tag on the vehicle plus two of his officers, Don Sides and Tristan Evans, saw the tag and put a tow sticker on the vehicle. He said it was towed on the 11th day. The CAD for the Dispatch Center was reviewed but there was a discrepancy on one of the license plate numbers. Council agreed the \$190 should be refunded to King. Mayor Kolb said he would authorize the refund tomorrow.

Reese Bates asked if there was going to be a follow-up to the dredging that was done several years ago. He said that would help with future flooding. He was told the Upper Buffalo Watershed organization was responsible for that dredging and he should check with Phil Prichard or some of the other members.

Diana Butera and her husband who are the new owners of the Bowers house on High Street said lots of traffic is being re-routed to High Street because of the City's excessive fee for tri-axes to travel Water Street. She questioned the reason for the fee and asked that it be rescinded. Kolb said it would be taken under advisement. Orie Ellen Sterling said the City owes the Buteras a debt of gratitude for buying the Bowers property and restoring it. She added that Mannington needs a welcome wagon to greet new property owners to town.

Phil Mallow, a candidate for the House of Delegates, explained his campaign platform and asked for support in the November election.

Gary May said he would like to see the ATV ban remain in effect. He said even though his property is posted, ATV riders continue to go through his property and harass him when he asks them to stay off. He said if it continues, he will move out of town.

In department reports, James read his August report in which they made seven arrests, wrote eighteen citations and received 135 calls for assistance. He also noted that everyone in his department went through three days of firearms training certification.

Superintendent Ted Nice said they are having trouble getting asphalt from Greer, so they contacted JF Allen, but they charge \$15 more a ton. Council thought that was too much of an increase and said they would prefer to wait for Greer.

Fire Chief Jim Moran said speaking for himself, not his department, he is not in favor on the proposed fire tax levy that is on the November ballot. He said the Mannington Fire Department had no say on whether it was on the ballot. The levy would increase property owners' taxes by \$11.85 for a \$100,000 home. Moran also reported that they are having two fund raisers in November. One is family photographs and the other is jewelry bingo. He was asked about the magnets with the siren protocol and Moran said he is going to contact the two companies in town for proposals.

In Old Business, the only item was the ATV ordinance. Kolb asked each council member to state their opinion as to whether it should be rescinded. Shadrick said he spoke to his constituents and most of them want to retain the ordinance. Efaw said most of the ones he spoke to wanted it to be fair. Elliott said he was in favor of repealing it. Williams said the State Code is okay, but it is no cure. Fletcher said no one in his area, that he spoke to, was in favor of rescinding it. Efaw made the motion to rescind Ordinance #347. Elliott seconded the motion. Efaw, Elliott, Williams voted aye, Fletcher and Shadrick voted no. Fluharty said she would contact the city attorney to draw up the ordinance rescinding Ordinance #347, so it will not become effective until that ordinance is passed.

Ordinance #437 which provides for the appointment of an attorney to serve as the City's municipal court judge was tabled until other towns are contacted about the judge's salary.

The terms of Sally Kolb and John Yost have expired on the Planning Commission and the Commission has recommended that they be reappointed. Fletcher made the motion to reappoint Kolb and Yost to 3-year terms on the Commission. Shadrick seconded the motion and it carried.

The Fall Clean-Up Day was discussed. Fletcher made the motion to have the Clean Up Day on October 13 and to authorize two dumpsters be used on that day. Efaw seconded the motion and it carried.

Trick or Treat was final item of New Business. Shadrick made the motion to hold Trick or Treat on Wednesday, October 31 between the hours of 6:00 p.m. and 7:30 p.m. for kids 12 years and younger. Williams seconded the motion and all approved.

The outstanding bills were reviewed. Efaw made the motion to pay the bills as the money is available. Shadrick seconded the motion and it carried.

Fletcher made the motion to adjourn. Elliott seconded the motion and it carried. The meeting adjourned at 8:05 p.m.