

COUNCIL MEETING OF AUGUST 19, 2019

The second regular monthly meeting of the Mannington City Council with Mayor Ray Shadrick presiding was held Monday, August 19, 2019 at 7:00 p.m. in the council chambers at city hall. Council members attending were Chris Efaw, Denny Efaw, Nelson Elliott, Ken Fletcher and Tim Fluharty.

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

Several visitors, including Jesse & Ida Macias and Nassif Rohanna, were present to support Ashley Gooch and Chance Hearn's concerns over parking on Pleasant Street. Rohanna also expressed displeasure with the upkeep at Hough Park. He said the weeds on the playground, the football field and the creek banks look terrible and changes need to be made. Rohanna said Hough Park is one of Mannington's best assets and it needs better care. Mayor Shadrick said he agreed that the mowing at the park needs addressed.

Donna Butera asked why parking on the Clarksburg Street Bridge is allowed.

In department reports, Chief of Police Brian Stewart said the police department received 173 calls for service in July and issued ten tickets. He also thanked the police reserves for their assistance during the Mannington Fair and reported that three of his officers were recently certified on tasers. Stewart asked for the okay to advertise for a part time police officer since Austin Stanley will be reporting to the academy next week. Elliott made the motion to authorize the advertisement on Indeed for a part time officer. Fletcher seconded the motion and it carried. Stewart said he would also send the ad to Chuck Sadler who will notify all the police departments through an email.

Superintendent Ted Nice gave his department's work detail for the last two weeks. He is still waiting on proposals for paving some of the city streets and reported that the DOH cleaned up the Mockler Hill run-off onto Sycamore Road. Nice said the DOT has not officially given him an answer on opening First Street in Hough Addition but they indicated there may be a problem with the turn onto Hough Street. They are to check into it further and issue a definitive answer at a later date.

Shadrick read a letter from Boys State thanking the City for their support and asking for continued support this year.

Fire Chief Jim Moran said the ladder truck is down due to mandated repairs.

In Old Business, appointments to the Mannington Park Board were the first item on the agenda. Chris Efaw asked who was currently on the Board; Shadrick said Sally Kolb, Sam Stillings and Robbie Ice. Carol McGinty resigned, and Patty Reutter did not want reappointed. Robbie Ice, whose current term expired on July 31, would like reappointed and Kirstin Ice has submitted her name for consideration. Since Tim Fluharty cannot serve due to a conflict in schedules, Shadrick asked if any of the other council members wished to serve on the Park Board. Fletcher said he would. After some discussion, Fletcher said if someone else has submitted their name, he will withdraw his. Chris Efaw then made the motion to appoint Robbie Ice to a 6-year term and Kristin Ice to a 2-year term. Elliott seconded the motion and it carried. The final opening on the Board will be advertised. Kolb said she may know others who would be interested, and she will check with them. Kolb said she still didn't know why council was making the appointments when their by-laws say the Board does the appointments. It was explained that their by-laws must follow the State Code which mandates the Council to appoint members for expired terms.

Chris Efaw then asked whether the gate on First Street in Hough Addition is to be opened or closed. Shadrick said it was to remain closed until the City gets a definite answer from the State DOH about First Street. According to the current agreement, the street is scheduled to be opened on October 1st anyway.

The first item of New Business was the proposal from United Sound for a replacement DVR. Denny Efaw made the motion to approve United Sound's proposal for \$754 for the replacement and installation of the DVR. Fluharty seconded the motion and it carried.

Brian Stewart suggested several code amendments to Section 529.03 Controlled Substances, 517.09 Preparation, Distribution or Exhibition of Obscene Matter to Minors and 351.99 Penalty. Denny Efaw authorized the city attorney to draw up an ordinance incorporating the amendments as listed above. Fletcher seconded the motion and it carried.

Parking on Pleasant Street in front of Ashley Gooch's house was the next item of business. Ida Macias said a private citizen should not have been allowed to paint the yellow curb initially and then for the city to come over to paint the lines even further back was ridiculous. Shadrick said he will leave the decision up to council. Moran said he was never notified of the situation and the decision should be up to him and the chief of police,

not the mayor or city council. Stewart said if the people across the street want the yellow line, they must put the request, in writing, and then he and Moran will assess the situation. Fluharty made the motion to remove the yellow line in front of 212 Pleasant Street. C Efaw seconded the motion and all approved. Hearn asked if the yellow diagonal lines could be blasted off the pavement, for appearance sake. Shadrick said the city guys will do the best they can to remove them.

Shadrick recommended Shane Carpenter be hired as the Code Enforcement Officer as a part time, hourly employee. Denny Efaw said he would like to know some background on Carpenter before deciding. Fletcher then made the motion to go into executive session to discuss personnel. Efaw seconded the motion and it carried. The time was 8:07 p.m. Elliott made the motion to reconvene into regular session. D Efaw seconded the motion and it carried. The time was 8:25 p.m. Fletcher made the motion to hire Shane Carpenter subject to a six-month probation as the code enforcement officer. Elliott seconded the motion and carried.

The Water Fund budget for FY 2019-20 was the final item of New Business. Fluharty said it was delayed until the PSC approved the water rate increase. Chris Efaw made the motion to approve the Water Fund Budget for FY 2019-20, as presented. Fletcher seconded the motion and all approved.

Chris Efaw said he has spoken to Jeff Pethtel of the DOH about the possibility of the State turning Pottery Street over to the City since it is entirely within the city limits and gets very little maintenance from the WV DOH. Pethtel suggested the City write a letter to the State DOH asking that the street be turned over to them with the stipulation that the City would then assume responsibility for its maintenance. Council had no objection to the mayor sending a letter of request to the DOH.

The outstanding bills were reviewed. D Efaw made the motion to pay the bills as presented. Fletcher seconded the motion and it carried.

D Efaw made the motion to adjourn. Fluharty seconded the motion and it carried. The meeting adjourned at 8:30 p.m.