

CITY COUNCIL MEETING OF MAY 5, 2020

The first regular monthly meeting of the Mannington City Council was held Monday, May 4, 2020 at 7:00 p.m., via Zoom. Those attending were Mayor Ray Shadrick and Council members Chris Efaw, Denny Efaw, Nelson Elliott, Ken Fletcher and Tim Fluharty; City Clerk Michele Fluharty, Superintendent Ted Nice and Code Enforcement Officer Shane Carpenter.

The minutes of the last two meetings were reviewed. Elliott made the motion to approve the minutes as presented. Fluharty seconded the motion and it carried.

Carpenter reported that he sent out several notices and would still like a list of properties that need his attention in each of the councilmember's precincts.

Nice said he had nothing to report tonight.

Fluharty said her office is still working every weekday, under reduced hours, and they are keeping busy. She will have a report at the next meeting on the impact of the pandemic on the City's income.

Jim Rigsby gave the police report and said they had made three arrests and issued three citations. Shadrick said Cameron Mitchell was sworn in last Friday and he had interviewed an applicant for the part time patrolman position and planned to appoint him, pending council's approval.

The first item of Old Business was the Wintergarden Park. The city clerk said that, according to Randy Watson, in order to get the project under budget, the city would need to waive the business & occupation taxes and the performance bonds. Chris Efaw said he doesn't want to delay the project any longer. Fletcher asked how much money was in question. Anthony Fluharty, the low bidder on the project along with Ryan Manley, said the bond was \$5,000. Fluharty said the b&o taxes would be a little over a thousand dollars. Denny Efaw made the motion to waive the taxes and bonds. Fletcher seconded the motion and it carried.

Using the council chambers as a polling place for the County's June primary was discussed. Elliott made the motion to approve the use of the chambers, if the State has determined it is safe, at that time. Fluharty seconded the motion and it carried.

The mayor's appointment of Jim Rigsby, as interim chief of police, and Don Sides as a patrolman was the next item on the agenda. Elliott suggested it be tabled until a later date. Fluharty asked why they did not need to go through the hiring process again since they resigned. Fluharty then made the motion to rescind the mayor's appointment of Rigsby and Sides. The motion died for lack of a second. Shadrick then suggested an executive session. Elliott made the motion to go into executive session to discuss the appointment of Rigsby and Sides to the police

department. Denny Efaw seconded the motion and it carried. The time was 7:15 p.m. Fluharty moved everyone else to the waiting room. Chris Efaw made the motion to reconvene into regular session. Denny Efaw seconded the motion and it carried. The regular meeting reconvened at 7:42 p.m.

Visitors were recognized. Lora Michael said she feels sorry for council for everything they have had to go through during the whole fiasco that has been ongoing. She asked if people could use the name "Mannington" when setting up non-profit organizations because she said that gave the impression they were affiliated with the City. Fluharty said no one has ever asked for the City's permission in all her years working for the City.

The next item of business was the appointment of Rigsby and Sides. Chris Efaw made the motion to approve the mayor's appointment of both Rigsby and Sides as patrolmen. Denny Efaw seconded the motion. Fletcher and Fluharty voted no. Elliott abstained. The motion did not carry. Elliott then said, if he could, that he would make the motion to table the decision until the next meeting. Fletcher seconded the motion and it carried.

Anthony Fluharty said he is scheduled to meet with the DNR concerning the kayak launch ramp at Hough Park and asked who would give the final approval. He was directed to the Park Board. Elliott suggested that Ted Nice should attend the meeting with the DNR and Nice said he would do so.

Anthony Fluharty also asked about the flowers for the downtown hanging baskets. He said the cost would be \$618.80. Since it was not on the agenda, it was suggested it be put on the next agenda. Fluharty said he hoped he still had the flowers then. The city clerk said the mayor can approve expenditures in that amount. Shadrick said if the City had the money, he would give Fluharty the okay.

Chris Efaw made the motion to pay the outstanding bills. Denny Efaw seconded the motion and it carried.

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