

NITRO CITY COUNCIL
MINUTES
TUESDAY, NOVEMBER 20, 2012

CALL TO ORDER: Mayor Dave Casebolt called the meeting to order at 7:00 pm in Council Chambers. Attending were Recorder Rita Cox, Ward 1 Councilman Al Walls, Ward 3 Councilwoman Laurie Elkins, Ward 4 Councilman Andy Shamblin, Councilmen at Large Craig Matthews and Bill Javins, Councilwoman at Large Brenda Tyler, City Attorney Richie Robb and City Treasurer John Young. Absent was Ward 2 Councilman Bill Racer.

FUTURE DATES OF COUNCIL: Mayor Casebolt said the future dates of Council are December 4 and 18.

APPROVAL OF COUNCIL MINUTES: RECORDER RITA COX MOVED THE MINUTES OF NOVEMBER 8 BE APPROVED WITH A SECOND BY COUNCILMAN CRAIG MATTHEWS. THE MOTION CARRIED WITH COUNCILWOMAN TYLER ABSTAINING AND RECORDER COX, COUNCILWOMAN ELKINS, AND COUNCILMEN JAVINS, MATTHEWS AND SHAMBLIN VOTING FOR THE MOTION.

OLD BUSINESS

REPORT ON GRANT APPLICATION FOR CLEANUP/AREA BETWEEN DUPONT-WASHINGTON AVENUE: Councilwoman Laurie Elkins reported that a Notice of Intent to pursue grants from the state of WV has been filed, a Community Representative will be assigned and a plan will be implemented to reuse the land on Dupont 700 block that used to be flooded.

NEW BUSINESS

REQUEST FOR CITY APPROVAL PERMITTING NITRO DEVELOPMENT COMPANY TO DEED DON KARNES BLVD. TO WVDOH: Richie Robb presented Council with a Resolution that acknowledges Council will permit Don Karnes Blvd. at Nitro Marketplace to be given from the current private owner to the WV Department of Highways. RECORDER RITA COX MOVED THE RESOLUTION BE PASSED APPROVING OF THE PROPERTY TRANSFER FROM NITRO DEVELOPMENT COMPANY TO WV DOH THE ROAD KNOWN AS DON KARNES BLVD. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS. VOTING FOR THE MOTION WERE RECORDER COX, COUNCILWOMAN ELKINS, AND COUNCILMEN WALLS, SHAMBLIN, JAVINS AND MATTHEWS. COUNCILWOMAN TYLER VOTED AGAINST THE MOTION. THE MOTION CARRIED.

ANNEXATION COMMITTEE REPORT: Councilwoman Laurie Elkins said maps have been prepared reflecting a minor boundary adjustment at the Putnam County end of Nitro in the property that is owned by a partnership. She said she was only able to get two bids on the appraisal for the Dupont Avenue property. Richie Robb said that this was enough if she had made an attempt to get three bids.

NDA REPORT: Councilman Andy Shamblin said that Herschel Facemyre has resigned as president and Chuck Boggs is the new president and Mary Bradley is the vice president. COUNCILMAN SHAMBLIN MOVED DONNA BOGGS BE APPROVED AS A NEW MEMBER OF THE NDA WITH A SECOND BY COUNCILMAN JAVINS. THE MOTION CARRIED.

PARKS AND RECREATION COMMITTEE REPORT: COUNCILMAN MATTHEWS MOVED THE POOL FEES FOR 2013 BE \$150 FOR FAMILY PASS, \$85 FOR INDIVIDUAL AND THE GENERAL ADMISSION REMAIN THE

SAME AS 2012. THE MOTION WAS SECONDED BY RECORDER RITA COX AND THE MOTION CARRIED WITH A UNANIMOUS VOTE.

COUNCILMAN CRAIG MATTHEWS MOVED HIS AND HERN BAIT AND TACKLE BE PERMITTED TO OPERATE A BAIT SHOP AT RIDENOUR LAKE WITH A SECOND BY COUNCILMAN AL WALLS. Councilman Javins said that it is not to be a permanent structure. THE MOTION CARRIED WITH A UNANIMOUS VOTE.

Councilman Matthews reported that he was investigating the possibility of using grant money from Shelter 4 at Ridenour to be used for the purchase of security cameras at the lake. COUNCILMAN MATTHEWS MOVED THAT THE BIDS OBTAINED RECENTLY FOR SECURITY CAMERAS BY CHIEF OXLEY BE REVIEWED BY THE PARKS AND RECREATION COMMITTEE AND A RECOMMENDATION BE MADE TO COUNCIL. COUNCILMAN SHAMBLIN SECONDED THE MOTION AND IT CARRIED WITH A UNANIMOUS VOTE.

ATTORNEY REPORT: Richie Robb said he would take questions from Council and at the end of Council he would like to go into Executive Session for a legal matter.

TREASURER REPORT: John Young presented Council with a financial report. COUNCILMAN SHAMBLIN MOVED THE FINANCIAL REPORT BE MADE A PART OF COUNCIL MINUTES WITH A SECOND BY COUNCILWOMAN ELKINS. VOTE WAS UNANIMOUS FOR THE MOTION.

MAYOR COMMENTS: Mayor Casebolt said the CVB had recently bought one year of radio time which costs \$11,900 and included 20 ads per month on five radio stations.

COUNCIL COMMENTS:

Councilwoman Brenda Tyler said the recent community Thanksgiving Dinner at St. Paul's was a big success having fed 425 people and many carry out meals. She said they want to have an even bigger event next year.

Councilman Bill Javins wished everyone a happy thanksgiving.

Councilman Craig Matthew said his Mother was home after being hospitalized and it was the longest period his parents had been apart.

Councilwoman Laurie Elkins asked if doors can be installed at the bathrooms stalls at the park. COUNCILWOMAN LAURIE ELKINS MOVED THE BID TO APPRAISE THE DUPONT AVENUE PROPERTY BE GIVEN TO KENT WOODRUFF WITH A SECOND BY COUNCILMAN BILL JAVINS. VOTING FOR THE MOTION WERE RECORDER COX, COUNCILWOMEN TYLER AND ELKINS, COUNCILMEN JAVINS AND WALLS. COUNCILMAN MATTHEWS ABSTAINED FROM VOTING AND THE MOTION CARRIED.

Councilman Andy Shamblin said he is thankful that the city has money to operate on when other cities are struggling financially.

PUBLIC COMMENTS:

Bob Schamber said he had a fire recently and he appreciated the excellent response by the Fire Department and Police Department.

Gertie Estep asked if something could be done about the houses that have so many cars in the yard.

John Montgomery said the Ordinance Committee will meet Nov. 29 at 2:00 pm in NDA Boardroom.

EXECUTIVE SESSION: COUNCILMAN CRAIG MATTHEWS AT THE REQUEST OF RICHIE ROBB MOVED COUNCIL GO INTO EXECUTIVE SESSION TO DISCUSS A LEGAL MATTER WITH A SECOND BY COUNCILWOMAN LAURIE ELKINS. VOTE WAS UNANIMOUS FOR THE MOTION.

Executive Session 7:40 pm

Council Resumed 8:25 pm

COUNCILWOMAN ELKINS MOVED COUNCIL ACCEPT THE RECOMMENDATION OF RICHIE ROBB ON A LEGAL MATTER WITH A SECOND BY COUNCILMAN SHAMBLIN. COUNCIL VOTED UNANIMOUSLY FOR THE MOTION TO CARRY.

ADJOURNMENT: COUNCILMAN SHAMBLIN MOVED THE MEETING BE ADJOURNED WITH A SECOND BY COUNCILMAN WALLS. VOTE WAS UNANIMOUS FOR THE MOTION.

DAVE CASEBOLT, MAYOR

RITA COX, RECORDER