

NITRO CITY COUNCIL
MINUTES
TUESDAY, MAY 7, 2013

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

INVOCATION/PLEDGE OF ALLEGIANCE: The Invocation was given by Councilman Andy Shamblin and the Pledge of Allegiance was led by Nitro Elementary Principal Thomas Pack.

FUTURE DATES OF COUNCIL: Mayor Dave Casebolt said the future dates of Council are May 21, June 4 and 18 and July 2 and 16.

APPROVAL OF COUNCIL MINUTES: RECORDER RITA COX MOVED THE MINUTES OF THE APRIL 16, 2013 MEETING OF COUNCIL BE APPROVED WITH A SECOND BY COUNCILMAN BILL JAVINS. COUNCIL VOTED UNANIMOUSLY FOR THE MOTION TO CARRY.

NITRO ELEMENTARY SCHOOL/REPLACING OUTDOOR SIGN-19TH STREET AND SECOND AVENUE: Councilwoman Laurie Elkins introduced Nitro Principal Thomas Pack and two parents, Sherry Boggs and Christy Wageman, who are seeking help in raising money to finance a new sign at the corner of 19th Street and 2nd Avenue. Christy Wageman said the sign that is currently in that place is dilapidated and needs to be replaced. She said a new sign could also be used for community events as well as school. The cost of the new sign will be \$11,853 plus the installation which she said will be partially volunteers. They have raised approximately \$6000.00. Fundraisers are being held and donations are being solicited. COUNCILWOMAN LAURIE ELKINS MOVED COUNCIL CONTRIBUTE UP TO \$4000.00 TO FUND THE SIGN AT NITRO ELEMENTARY WITH THE MONEY COMING FROM THE COUNCIL BUDGET WITH A SECOND BY COUNCILWOMAN BRENDA TYLER. VOTE WAS UNANIMOUS FOR THE MOTION. Bob Schambers contributed personally to the sign and said he would ask the Nitro Seniors to consider making a contribution to the sign.

NITRO ELEMENTARY SCHOOL BOOT DRIVE/MAY 25: COUNCILMAN AL WALLS MOVED NITRO ELEMENTARY SCHOOL BE PERMITTED TO HOLD A BOOT DRIVE MAY 23 FROM 10:00 AM TO 2:00 ON 21ST STREET AND FIRST AVENUE TO SOLICIT MONEY FOR THE SCHOOL SIGN WITH A SECOND BY COUNCILWOMAN BRENDA TYLER. VOTE WAS UNANIMOUS FOR THE MOTION.

OLD BUSINESS:

EMPLOYEE CIVIL SERVICE/SUSAN GRAVES APPOINTED: RECORDER RITA COX MOVED RECORD OF THE APPOINTMENT OF SUSAN GRAVES BY KEITH TYLER AND HERCHEL FACEMYRE TO THE EMPLOYEE CIVIL SERVICE COMMISSION BE MADE A PART OF THE RECORD OF COUNCIL. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS AND COUNCIL VOTED UNANIMOUSLY FOR THE MOTION TO CARRY.

EMPLOYEE CIVIL SERVICE/KEITH TYLER RESIGNATION: RECORDER RITA COX MOVED COUNCIL ACKNOWLEDGE AND ENTER INTO COUNCIL MINUTES THE APRIL 16, 2013 RESIGNATION OF KEITH TYLER AS EMPLOYEE REPRESENTATIVE ON THE EMPLOYEE CIVIL SERVICE COMMISSION. THE MOTION WAS

SECONDED BY COUNCILMAN BILL JAVINS AND THE VOTE WAS UNANIMOUS FOR THE MOTION TO CARRY.

EMPLOYEE CIVIL SERVICE/EMPLOYEE REPRESENTATIVE ELECTED/A. A. "JOE" SAVILLA: RECORDER RITA COX MOVED THE MAY 2, 2013 ELECTION OF A. A. "JOE" SAVILLA AS EMPLOYEE REPRESENTATIVE TO THE EMPLOYEE CIVIL SERVICE COMMISSION BE MADE A PART OF THE COUNCIL MINUTES WITH A SECOND BY COUNCILWOMAN LAURIE ELKINS. VOTE WAS UNANIMOUS FOR THE MOTION.

BATHROOM DOOR BIDS/CITY PARKS: Recorder Rita Cox said that there was one bid received. RECORDER RITA COX MOVED THE CITY ACCEPT THE BID FROM SHIFFLER FOR \$3936.69 FOR 17 BATHROOM DOORS AT THE CITY RECREATION FACILITIES WITH A SECOND BY COUNCILWOMAN LAURIE ELKINS. VOTE WAS UNANIMOUS FOR THE MOTION.

REQUEST TO USE FOOTBALL/SOCCER PRACTICE FIELD-NITRO/CROSS LANES MIDGET FOOTBALL LEAGUE: Mayor Dave Casebolt said he had talked with J. R. Javins of the Midget Football League Program and determined they will use the field when available. Johnnie Brown recommended there be a signed agreement with the groups that use the field to relieve the city of liability. COUNCILMAN ANDY SHAMBLIN MOVED COUNCIL APPROVE THE REQUEST OF THE NITRO/CROSS LANES MIDGET LEAGUE FOOTBALL TO USE THE PRACTICE FIELD WITH AN AGREEMENT IN PLACE DRAWN UP BY THE CITY ATTORNEY RELIEVING THE CITY OF LIABILITY. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS. VOTE WAS UNANIMOUS FOR THE MOTION.

NEW BUSINESS

FIRST READING AN ORDINANCE TO ANNEX 1-64 MILE MARKER 46 TO INSTITUTE EXIT: Councilman John Montgomery said the ordinance was not ready for a first reading and was in the research stages. He said he had spoken with the city attorney to look over the plans to be sure it is done correctly.

WV MUNICIPAL HOME RULE PILOT PROGRAM: Councilman John Montgomery referred to information he had given Council about joining in a municipal home rule program and said it would allow the city to fund projects through a municipal sales tax. Councilman Montgomery recommended a committee be formed to look over the municipal home rule and recommend to Council whether to apply for the status or not. Councilman Montgomery said funding projects in the city are a never ending challenge and that this may be a method to do that. COUNCILMAN JOHN MONTGOMERY MOVED MAYOR CASEBOLT APPOINT A COMMITTEE TO STUDY THE MUNICIPAL HOME RULE PILOT PROGRAM AND PRIORITIZE A PLAN AND SUBMIT A REPORT TO THE HOME RULE BOARD WITH THE MEMBERS OF THE COMMITTEE BEING COUNCILMAN MONTGOMERY, MAYOR DAVE CASEBOLT, COUNCILWOMAN LAURIE ELKINS AND COUNCILMAN ANDY SHAMBLIN AND REPORTING BACK TO COUNCIL FOR CONSIDERATION. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS AND THE VOTE WAS UNANIMOUS FOR THE MOTION.

REPLACEMENT ENGINE-2002 INTERNATIONAL GARBAGE TRUCK: Mayor Dave Casebolt said the engine needs replaced on the 2002 International garbage truck. COUNCILWOMAN BRENDA TYLER MOVED AN EMERGENCY PURCHASE BE MADE TO PUT A REPLACEMENT ENGINE IN THE 2002 INTERNATIONAL GARBAGE TRUCK FOR \$9800. THE MOTION WAS SECONDED BY COUNCILMAN BILL JAVINS AND THE VOTE WAS UNANIMOUS FOR THE MOTION.

RESOLUTION ELECTRONIC COMMUNICATION L-GOV/WV TREASURERS OFFICE: RECORDER RITA COX MOVED COUNCIL PASS A RESOLUTION AUTHORIZING PARTICIPATION IN THE ELECTRONIC COMMUNICATION L-GOV WITH THE WV TREASURERS OFFICE ALLOWING THE CITY TO ACCEPT CREDIT CARDS, DEBIT CARDS AND OTHER PAYMENT METHODS FOR ELECTRONIC COMMERCE PURCHASES; MAKE ELECTRONIC FUND TRANSFERS; UTILIZING LOCKBOX SERVICES FOR THE COLLECTIONS OF REVENUE. THE MOTION WAS SECONDED BY COUNCILMAN JOHN MONTGOMERY AND VOTE WAS UNANIMOUS FOR THE MOTION TO CARRY.

POOL EMPLOYEE MANUAL APPROVAL: COUNCILWOMAN LAURIE ELKINS MOVED THE POOL EMPLOYEE MANUAL BE APPROVED WITH A SECOND BY COUNCILMAN BILL JAVINS. VOTE WAS UNANIMOUS FOR THE MOTION.

PAYMENT OF LONG TERM POOL PLAN/HOTEL-MOTEL TAX: COUNCILWOMAN LAURIE ELKSING MOVED \$9700 BE ALLOTTED FROM HOTEL MOTEL TAX PROCEEDS TO PAY TO BAKER ENGINEERING TO DEVELOP A LONG TERM PLAN FOR THE NITRO POOL. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS AND VOTE WAS UNANIMOUS FOR THE MOTION TO CARRY.

CROSS LANES/NITRO LITTLE LEAGUE COMMUNITY DAY PARADE/MAY 18: RECORDER RITA COX MOVED THE NITRO/CROSS LANES LITTLE LEAGUE BE PERMITTED TO HOLD A PARADE MAY 18 AT 10:00 AM BEGINNING ON 41ST ST. AND ENDING AT NITRO PARK. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS AND COUNCIL VOTED UNANIMOUSLY FOR THE MOTION.

BUDGET REVISION: RECORDER RITA COX MOVED THE BUDGET REVISION AND RESOLUTION BE APPROVED AND THE MOTION WAS SECONDED BY COUNCILMAN BILL JAVINS. COUNCIL VOTED UNANIMOUSLY TO PASS THE RESOLUTION AND REVISION.

ATTORNEY REPORT: Johnnie Brown said he was working on several items for the city and would be looking over the potential annexation with John Montgomery.

COUNCIL COMMENTS:

Councilman John Montgomery said there is no Ordinance Committee meeting this Thursday.

COUNCILMAN BILL JAVINS MOVED THE MINUTES OF THE APRIL MEETING TO THE CVB BE MADE A PART OF COUNCIL MINUTES. THE MOTION WAS SECONDED BY COUNCILMAN AL WALLS AND VOTE WAS UNANIMOUS FOR THE MOTION. He said Kelly Pruett is leaving for another job on May 24 and that she has been a valuable employee.

Recorder Rita Cox said a representative of the DNR will be doing a study on oak trees in Ridenour Park.

Councilwoman Laurie Elkins said the Wellness Committee will meet soon. There is a Parks and Recreation Committee meeting at 4:00 pm Thursday in Council Chambers.

Councilman Andy Shamblin said the NDA will meet May 14 at 6:00 pm in the NDA Boardroom. He said the Earth Day work was a success and credited Kelly Pruett.

PUBLIC COMMENT:

Bob Schamber said he was pleased that the road he travels on has been patched. He thanked the Nitro Police for their presence and protection on bingo night. He said the Smokey the Bear Sign is a good thing at Ridenour Lake.

Tifney Franks asked about Baker Engineering.

ADJOURNMENT: RECORDER RITA COX MOVED THE MEETING BE ADJOURNED WITH A SECOND BY COUNCILWOMAN LAURIE TYLER. VOTE WAS UNANIMOUS FOR THE MOTION.

DAVE CASEBOLT, MAYOR

RITA COX, RECORDER