

**Council meeting
Nutter Fort
August 12, 2014**

The regular meeting of Nutter Fort council, was held, Tuesday, August 12, 2014, in council chambers with the following members present: Stephen Korn, Donald Webster, Karen Phillips, Bruce Kidd, Mayor Nathan Rohrbough, and Recorder Sam Maxson. Absent was Councilor William Benincosa. Also present were Police Chief Ron Godwin, Fire Chief Jeremy Haddix, Treasurer Julia Foley, and Maintenance Supervisor Jim Wolfe. Guests were David Garvin, Leanna Spornak, Jim Link, Charlotte Link, Jamie Trupo, Bertis McCarty, Charlene Louk, Cynthia Lafferty, and Richard Lafferty.

The meeting was called to order at 7:30PM by Mayor Rohrbough, with Recorder Maxson asking prayer, followed by the pledge of allegiance.

Discussion was held concerning the approved paving bid amount of \$155, 652.26 from Dodd Construction, and the billed amount of \$156,599.81. Supervisor Wolfe explained that this \$947.55 difference was due to the estimated milling tonnage and the actual tonnage.

- Donald Webster motioned we pay the full amount billed and, after a second by Karen Phillips, the motion was approved by unanimous vote.
- Karen Phillips motioned we have an ordinance drafted for consideration, that we place on the ballot, June 2015 a proposal to “stagger” the terms of elected officials stating that, in 2017, the 3 council members receiving the most votes and the mayor be elected for 4 year terms. After a second by Bruce Kidd, the motion was passed by unanimous vote.

Treasurer Foley explained to council that Wendy Bess has been employed for 18 months and has not received a pay raise, except for the percentage raise. Foley suggested we change her title from administrative assistant to account executive and increase her hourly rate \$1.50 per hour.

- Bruce Kidd motioned to change the title of this position to Account Executive and increase the pay rate for this position \$1.50 per hour. After a second by Stephen Korn, the motion was passed by unanimous vote.

Discussion was held regarding the possibility of abandoning the street between the fire department and 1405 Buckhannon Pike. The mayor informed council the street is 15 foot wide and we might consider allowing use of one half of the street for the potential purchaser of the 1405 Buckhannon Pike and no building could be allowed as there are gas lines in the street. A survey of the street right of way would be required. The mayor will contact our attorney for advice on how to proceed.

Cynthia and Richard Lafferty, owners of Nonnies Daycare addressed council. They stated that they were told by administrative assistant Bess that they would be required to obtain a state business license before a city business license could be issued. They applied and received a state license and when applying for the city license, it was denied by council since they are not located in an area zoned for business. They had their state license rescinded. Their cost of the license and the cancellation was \$155 and they wish to be reimbursed.

- Donald Webster motioned that we reimburse the Lafferty’s \$155, and, after a second by Stephen Korn, the motion was approved by unanimous vote.

- The building permits (attached) were approved by unanimous vote following a motion by Karen Phillips and a second by Donald Webster.
- The account receivables (attached) were approved for payment by unanimous vote after a motion by Stephen Korn and a second by Karen Phillips.
- Bruce Kidd motioned approval of the minutes from the July 22, 2014 meeting and they were approved by unanimous vote after a second by Donald Webster.

Old Business An extension has been obtained until October 8, 2014 for the Time Warner/Comcast (see attached e-mail from Cohen Law Group).

The mayor told council we will discuss the appointment of a new code enforcement officer at the next meeting.

New Business Discussion was held concerning the license application for King's Food Service of 313 1/2 Nutter Run Rd. This address is in a R1-A area.

- Donald Webster motioned to table this until more information is presented. After a second by Karen Phillips and a unanimous vote.

Karen Phillips reported that Dolores Mazzo, of Godwin Court, has complained that she has not seen police patrols on the street. Chief Godwin will contact her.

Sam Maxson thanked the maintenance employees, Police department, fire department and council's support of the recently completed WV Blackberry Festival.

Fire Chief's Report No Report

Police Chief's Report No Report

Maintenance Supervisor's Report Supervisor Wolfe reports he will be meeting with the contractor for the water project in Stonewood and discuss completion of the work passing thru Nutter Fort. He also told council Dominion Gas will be repairing the street they dug up on Maryland Ave soon.

Treasurer's Report Treasurer Foley thanked council for approving the pay rate and title change for the office.

The meeting was adjourned at 8:37PM after a motion by Bruce Kidd and a second by Donald Webster.