

**Council Meeting  
Nutter Fort  
September 23, 2014**

The regular meeting of council, was held in council chambers, September 23, 2014, with the following members present; William Benincosa, Donald Webster, Stephen Korn, Karen Phillips, Bruce Kidd, Mayor Nathan Rohrbough, and Recorder, Sam Maxson. Also present were: Maintenance Supervisor Jim Wolfe, Police Chief Ron Godwin, and Fire Chief Jeremy Haddix. Absent was Treasurer Julia Foley. Guest attending were: Jayson Heflin, Charlotte Link, Jim Link, Charlene Louk, Linda Blake, Janet Conrad, Stanley Firth, Gary Garrett, Virginia Garrett, and Jaime Trupo.

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

Winners of the August "Yard of the Month" award, Tom and Karen Betler were not able to attend to accept their award.

Beautification committee members Janet Conrad, Linda Blake, along with the Mayor, presented the September "Yard of the Month" award to West Virginia Ave residents, Justin and Allison Dubusca.

Discussion was held concerning the possible appointment of a temporary part time Code Enforcement officer. This matter will be further discussed in an executive session.

- Matthew McElwayne was appointed to the vacant laborer position in the maintenance department, after a motion by William Benincosa, a second by Bruce Kidd, and a unanimous vote. Mayor Rohrbough wanted to go on record that he felt the hiring procedure we use is not the best.
- Bruce Kidd motioned to appoint Boyd Welling to fill the vacancy on the Zoning Board of Appeals, and, after a second by Donald Webster, the motion was approved by unanimous vote.

The date for "Trick or Treat" in Nutter Fort was set for Friday, October 31 from 6:00PM until 7:00PM with a party sponsored by the town and the fire department to follow.

- The building permits (attached) were approved by unanimous vote after a motion by Donald Webster and a second by Karen Phillips.
- Karen Phillips motioned approval of the accounts payable (attached) and, after a second by Bruce Kidd, they were approved by unanimous vote.
- The minutes of the September 9, 2014 meeting were approved by unanimous vote, after a motion by Bruce Kidd and a second by Karen Phillips.

**Old Business** The Mayor reported that our attorney, Andy McMunn has told him we could abandon Don Jackson Street, between the fire department and 1405 Buckhannon Ave, if we wish and split the ownership between the town and the adjacent property owner. The Mayor has talked with the potential buyer and he needs the extra property to assure his business a success. He is willing to apply for the building permit before accepting this abandoned property. Mr. Henderson needs assurance that he will have use of this property despite the composition of any new council.

**New Business** William Benincosa asked for a work session in the future to update the town's hiring practices.

**Police Chief's Report** No Report

**Fire Chief's Report** Chief Haddix reported that the department will be hosting the annual Halloween party.

**Maintenance Supervisor's Report** Supervisor Wolfe reported that Franklin Ave paving and partial milling, should begin in 2 weeks. He also reported that assistant maintenance supervisor, Jerry Riley, has resigned after 22 years of service. There will be a lunch on his behalf on Friday, September 26, in council chambers. He has decided to open his own business.

**Public Comments** Janet Conrad told council that Don and Nancy Shawhan wants to donate a large Christmas tree.

Gary Garrett, addressed council, asking what has been done about the business across from his 511 4<sup>th</sup> Ave residence, which is in an R-1A district. The mayor informed him the matter has been turned over to Attorney Andy McMunn and we are awaiting his advice. Mr. Garrett asked what we had done about the barking dog next door to his house. Police Chief Godwin asked if he had called the police as he was advised at the last meeting and he said he had not. Garrett also asked what we were going to do about the catch basin that is draining water on his property. Supervisor Wolfe said they were checking on it.

- Donald Webster motioned at 8:03, to go into executive session to discuss hiring a part time temporary code enforcement officer. Karen Phillips voiced a second and the motion was approved by unanimous vote.
- The regular meeting was resumed at 8:17PM after motion by Donald Webster and a second by Bruce Kidd
- William Benincosa motioned to offer the temporary/part time code enforcement official position to Warren Gregory at the same compensation rate as the previous code enforcement officer. After a second by Karen Phillips, the motion was approved by unanimous vote.
- The meeting was adjourned at 8:24PM after a motion by Bruce Kidd and a second by Donald Webster.

