



ACTS OF HINTON CITY COUNCIL
Regular Meeting
Tuesday, April 21, 2009
6:30 p.m. Hinton Technology Center

I. Call to Order/Roll Call

Mayor Mathews called the regular meeting of the Hinton City Council to order at 6:30 p.m. Council President Larry Meador, Councilman Tommy Oxley, Councilman Bob Basham, Councilman Pat Jordan; City Manager Cris Meadows, and City Attorney Mike Froble were present.

II. Devotions/Pledge of Allegiance

Cris Meadows led the devotions and Council led the Pledge of Allegiance.

III. Approval of the Minutes

Councilman Jordan moved to approve the 2009 March regular meeting minutes, Councilman Meador seconded the motion and the motion passed by unanimous consent.

IV. Old Business

A. Hiring Architect for Fire Station

Councilman Meador moved to hire VanNostrand and Associates as the architect for the fire station project. Councilman Oxley seconded the motion and the motion passed on a vote of all ayes.

B. Hiring bond counsel for Fire Station

Councilman Meador moved to hire John Stump of Steptoe & Johnson as bond counsel for the project. Councilman Oxley seconded the motion and the motion passed on a vote of all ayes.

C. Reappointment of Building Commission

Mayor Mathews asked that the Building Commission member be reappointed. Cris Meadows stated the current members are Margie Temple, Ginger Snyder and Proctor Kirk. Councilman Jordan made a motion to approve the reappointment of the current members. Councilman Meador seconded the motion and the motion passed on a vote of all aye.

D. Railroad Days

Dorothy Jean Boley asked for council permission to host Railroad Days Festival on October 17, 18, 24, 25 and to provide support with police and street crew help. Councilman Meador moved to support the festival. Councilman Oxley seconded the motion and the motion passed by unanimous consent.

E. TLOC request for funding

Ginny Hatcher read a letter to council about the recent activities of the TLOC 4-h Club. Council agreed to allow the bucket brigade at the corner of 2nd and Temple Street. Councilman Oxley moved to provide \$500.00 as money to support the efforts of city 4-h clubs. Councilman Meador seconded the motion and the motion passed on a vote of all ayes pending approval of the state DOH.

F. Bluestone Marina Dredging

Kent Bartgis described the project of dredging the sand and silt out of the marina at the Bluestone Lake. The group has met with Governor Manchin and Mayor Mathews pledged that the city would contribute money to the project and the governor stated the state would help with the clean up. Mayor Mathews stated that she pledged \$10,000.00 and asked council to support the pledge. Councilman Meador stated he agreed that the marina needed help as he was a member of the group but he believes that council should have been contacted before the money was pledged. He further stated that the lake brings many benefits in tourist dollars to the city and local businesses even though it is outside the city limits. Mary Lou Haley stated she thinks that the County Commission and the Travel Council will also support the dredging. Councilman Jordan moved to earmark \$10,000.00 for the dredging project at the Bluestone Marina if it is needed, Councilman Meador seconded the motion and the motion passed on a vote of all ayes.

G. Hiring Accountant

Cris Meadows stated that Michael Griffith had been retained by the Sanitary Board to do their Rule 42 and he was very pleased with his work. He asked council to hire him to correct the deficiencies in the recent city audit. Councilman Meador moved to hire Griffith and Associates to work for the city staff in helping with accounting. Councilman Basham seconded the motion. The Motion passed on a vote of all ayes.

V. New Business

A. Approval of Building/ Sign Permits

Council discussed the building permits and the current situations with the McCreery building then Councilman Basham made a motion to approve the building permits except for the McCreery awning that was declined by the HHLC. Councilman Jordan seconded the motion and the motion passed on a vote of all ayes.

B. Approval of Paid Invoices

Councilman Jordan made a motion to approve the paid invoices; Councilman Oxley seconded the motion. The motion passed by a vote of all ayes.

City of Hinton Paid Bills March 2009

<u>Check #</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
15708	3/18/2009	AFLAC (biweekly - AFLAC)	107.19
15772	3/31/2009	Allegheny Power (Invoices acct#37806201022004, acct#37808101016501)	646.73
15663	3/10/2009	Allegheny Power (Invoices acct#37817101008001, acct#37817201026001, acct#37818101008001, acct#37818201094001)	2,751.99
15698	3/18/2009	Allegheny Power (Slide, Ball Park, Railroad Mus., Depot, Street Lights, Bridge City Hall, Fire Dept.)	5,519.93
15730	3/24/2009	Allegheny Power (Invoices acct#37807202015001, acct#37807202016751, acct#37807202142003)	19.39
15720	3/24/2009	Allegheny Power (Invoices acct#37801102012001, acct#37802202334001)	550.86
15661	3/5/2009	Alliance Consulting Inc. (compression testing for Hinton culvert collapse project. Fox case)	40.50
15780	3/31/2009	Alliance Consulting Inc. (Invoices 20407, 20408)	1,095.23
15711	3/18/2009	Bigen's Muffler (Muffler for PD vehicle)	45.00
15652	3/5/2009	Bowyer's Tree Trimming (Trimming and removing trees for the city)	5,000.00
15739	3/24/2009	Boxley (Gravel for Save-A-Lot culvert. Fox case)	279.21
15781	3/31/2009	Boxley (Stone for 17th Ave)	860.15
15642	3/5/2009	Craig Brandon (3Q paid fire calls)	5.00
15702	3/18/2009	Franklin G Brewer (Travel)	154.00
15733	3/24/2009	Brickstreet Mutual Ins. Co. (Work Comp - 1st quarter 09)	5,582.25
15660	3/5/2009	Brian Cale (paid fire call)	15.00
15643	3/5/2009	Roy Carter (Emergency service conference at Pipestem. Mileage and food)	28.09
15735	3/24/2009	Casto & Harris Inc. (Primary election paper ballots and election kits)	1,229.00
15736	3/24/2009	Charleston Newspaper (Request for proposals for Accounting firm)	238.14
15637	3/5/2009	Cintas (Invoices 525126143, 525126145)	283.07
15731	3/24/2009	Cintas (Invoices 525128866, 525128868)	92.97
15639	3/5/2009	City National Bank Card Division (Postage for City Hall)	279.21
15633	3/2/2009	Eric S. Gordon Trust dtd 11/09/73 (Payment on 2007 Jeep for Police Dept)	548.30
15776	3/31/2009	Family Dollar Store #509 (Reimbursement for shoplifting. Case # 09-03-05)	86.92
15700	3/18/2009	FiberNet (Veterans Museum)	28.64
15632	3/2/2009	Michael Froble (monthly retainer)	1,000.00
15651	3/5/2009	Galls (Invoices 5974455601022, 5974666501037)	365.30
15713	3/18/2009	Galls (Invoices 5974455601030, 5974529601016, 5977561600010)	1,157.90

15777	3/31/2009	Galls (Tactical TDU jumpsuits for PD)	210.03
15706	3/18/2009	Glenwood (Lumber and nails for Save-A-Lot Culvert. Fox case.)	47.16
15656	3/5/2009	Jason Gore (2Q paid fire calls)	5.00
15653	3/5/2009	Gore's Autobody (Ball joint for PD Jeep)	135.75
15659	3/5/2009	Jason Grose (Emergency service conference at Pipestem. Mileage and food.)	27.77
15644	3/5/2009	Len Hanger (Emergency service conference at Pipestem. Mileage and food)	132.28
15638	3/5/2009	Hinton Hardware (Supplies for street dept)	381.27
15665	3/10/2009	Hinton Hardware (Supplies for Sanitary dept)	14.58
15771	3/31/2009	Jarrell's Exxon (Maintenance to PD vehicle)	245.49
15697	3/18/2009	Jarrell's Exxon (Fan motor for car 22, Impala)	241.68
15699	3/18/2009	Kroger (Dog food for dog warden)	114.48
15654	3/5/2009	Lady Bobcat Basketball (Contribution for trip to State basketball tournament)	1,500.00
15779	3/31/2009	Alvin K Lucas (Reimbursement for window tint purchased to tint PD door)	40.07
15667	3/10/2009	Magic Mart (Invoices acct#74012274, acct#74012754)	257.77
15657	3/5/2009	Roger Mann (Check air pump on engine 7 & replace pressure switch on air pump)	45.00
15719	3/18/2009	Mountain State Outfitters LLC (Ammo for PD)	459.56
15732	3/24/2009	Mountaineer Computer Systems Inc (Internet back up service for City Hall)	19.95
15648	3/5/2009	Mountaineer Gas Company (Waterslide)	96.49
15709	3/18/2009	Mountaineer Gas Company (Visitors Center)	910.76
15669	3/10/2009	Mountaineer Gas Company (city garage)	535.74
15662	3/5/2009	MPH Industries, Inc. (Wireless remote for radar for PD vehicles)	320.00
15655	3/5/2009	Old Dominion Brush (Street brooms & handles for street dept)	230.22
15640	3/5/2009	Steve R Pack (Emergency service conference at Pipestem. Mileage and food.)	43.88
15635	3/2/2009	Past Respects, LLC (Contract work on depot)	8,018.60
15641	3/5/2009	Leon R Pivont (Emergency service conference at Pipestem. Mileage)	23.69
15645	3/5/2009	David Quisenberry (Emergency service conference at Pipestem. Mileage and food)	30.43
15738	3/24/2009	Resa-1 (ESCAPE Registration)	1,390.00
15741	3/24/2009	Smith's Towing (Towing fees for Officer Stewart)	90.00
15716	3/18/2009	Joseph J Stewart (Pictures for auto accident and cultivation controlled substances)	21.95
15636	3/5/2009	Suddenlink Communications (Cable services for Fire Dept)	71.93
15710	3/18/2009	Summers Concrete Supply (Concrete for Save A Lot parking lot)	175.00
15649	3/5/2009	Summers Concrete Supply (Concrete for Save-A-Lot culvert. Fox case)	972.51
15737	3/24/2009	Summers County Health Department (Recreational Water Facility Permit Renewal (City Sidetrack Park))	97.50
15775	3/31/2009	Summers County Schools (fuel)	3,187.44
15658	3/5/2009	Sweet Springs Valley Water Co. (Water for City Hall)	36.55
15646	3/5/2009	Robbie Turner (Emergency service conference at Pipestem. Mileage expense)	11.98
15734	3/24/2009	Two Way Radio (Invoices 90656, 90660)	61.75
15647	3/5/2009	Two Way Radio (Repairs to Motorola pager)	102.90
15718	3/18/2009	United Bankcard Center (Supplies for City)	786.09

15634	3/2/2009	VanNostrand Architects (Architect for Depot)	5,500.00
15773	3/31/2009	West Virginia American Water Company (Invoices acct#2800385979, acct#2800396380, acct#2800399293, acct#2803240080, acct#2804147953)	301.01
15740	3/24/2009	West Virginia Division of Natural Resources (Retrieval and compilation of info on rare, threatened, and endangered species for the proposed Hinton FD relocation project.)	75.00
15707	3/18/2009	West Virginia State Treasurer's Office (Court Remittance for February)	320.00
15778	3/31/2009	West Virginia Uniforms (Gold pins for Chief's uniform)	14.45
15714	3/18/2009	West Virginia Uniforms (Invoices 324824, 325842)	166.40
15705	3/18/2009	Jerry C Wheeler (Gas surcharge for February 2009 for dog warden)	100.00
15774	3/31/2009	WV Department of Tax & Revenue (state tax withholding)	1,827.38
15712	3/18/2009	WV Glass Company Inc. (Replacement for glass in PD door)	335.00
15742	3/25/2009	WV Public Employees Insurance (health ins)	9,207.56
15631	3/2/2009	WV Public Employees Retirement (retirement)	6,277.45
15715	3/18/2009	Xerox Corporation (Copier for City Hall)	272.30
Total			73,499.77

C. Approval of Financial Report

Council discussed the financial report and Councilman Jordan moved to approve the report as presented. Councilman Basham seconded the motion and the motion passed on a vote of all ayes.

**Report Rev & Exp - Department Summary
March 31, 2009**

<u>Fund</u> <u>Governmental</u> <u>Funds</u>	<u>MTD</u> <u>Actual</u>	<u>YTD</u> <u>Actual</u>	<u>Annual</u> <u>Budget</u>	<u>Remaining</u> <u>Budget</u>	<u>Percent</u> <u>Annual</u>
Revenues					
Property Tax	26,852.39	156,163.34	216,455.00	60,291.66	(27.85)
Excess Levy	13,950.07	82,905.24	114,865.00	31,959.76	(27.82)
Oil & Gas Tax	0.00	0.00	900.00	900.00	(100.00)
Utility Tax	41,412.71	136,245.46	110,000.00	(26,245.46)	23.86
Business & Occupation Tax	30,284.16	445,366.69	550,000.00	104,633.31	(19.02)
Delinquent B&O	0.00	0.00	15,000.00	15,000.00	(100.00)
Wine and Liquor Tax	0.00	20,040.39	28,000.00	7,959.61	(28.43)
Dog Tax	0.00	138.70	200.00	61.30	(30.65)
Hotel	0.00	201.90	0.00	(201.90)	0.00
Occupancy Tax					
Table Games	969.08	6,396.94	0.00	(6,396.94)	0.00
Licenses	60.00	1,735.50	4,000.00	2,264.50	(56.61)
Building Permit Fees	261.00	3,831.00	5,000.00	1,169.00	(23.38)
Miscellaneous	23.00	123.00	250.00	127.00	(50.80)
Permits					
Franchise Fees	0.00	24,588.65	30,000.00	5,411.35	(18.04)
IRP Road Fees	3.08	1,005.32	1,500.00	494.68	(32.98)
State Grants	0.00	141,601.22	0.00	(141,601.22)	0.00
Contributions	0.00	267.50	0.00	(267.50)	0.00
From Other Entities					
Private Liquor Club	0.00	0.00	1,500.00	1,500.00	(100.00)
Parks &	0.00	6,401.76	10,000.00	3,598.24	(35.98)

Recreation					
Parking Meter Revenues	0.00	2,363.22	6,000.00	3,636.78	(60.61)
Rents and Concessions	0.00	100.00	500.00	400.00	(80.00)
Fines, Fees and Court Costs	119.00	13,649.72	12,000.00	(1,649.72)	13.75
Parking Violation Fees	0.00	388.36	500.00	111.64	(22.33)
Interest Earned	0.00	1,860.68	2,000.00	139.32	(6.97)
Open- Transfer from Rainy Day Fund	0.00	0.00	110,000.00	110,000.00	(100.00)
Reimbursements	0.00	7,530.91	1,000.00	(6,530.91)	653.09
Refunds	112.30	513.50	0.00	(513.50)	0.00
Sale of Fixed Assets	0.00	0.00	5,000.00	5,000.00	(100.00)
Police reports	50.00	575.00	1,000.00	425.00	(42.50)
Video Lottery	0.00	3,046.93	4,000.00	953.07	(23.83)
Miscellaneous Revenues	0.00	6,034.79	17,357.00	11,322.21	(65.23)
Total Revenues	114,096.79	1,063,075.72	1,247,027.00	183,951.28	(14.75)
<u>Expenditures</u>					
Mayor	1,057.94	11,403.66	14,847.00	3,443.34	23.19
Council	3,653.00	21,241.24	29,832.00	8,590.76	28.80
City Clerk	5,706.89	58,672.28	110,011.00	51,338.72	46.67
Police Judge	912.22	8,291.83	11,579.00	3,287.17	28.39
City Attorney	1,000.00	9,000.00	12,000.00	3,000.00	25.00
Community Development Program	0.00	6,750.00	9,000.00	2,250.00	25.00
Elections	1,229.00	1,408.85	5,000.00	3,591.15	71.82
City Hall	7,462.81	69,218.70	143,731.00	74,512.30	51.84
Other Buildings	2,991.23	221,529.62	27,500.00	(194,029.62)	(705.56)
Police Department	23,430.77	275,738.47	345,523.00	69,784.53	20.20
Dog Warden	656.10	9,110.31	11,496.00	2,385.69	20.75
Rescue Squad	0.00	600.00	600.00	0.00	0.00
Fire Department	14,011.14	152,713.76	191,075.00	38,361.24	20.08
Streets and Highways	23,425.67	165,809.35	207,213.00	41,403.65	19.98
Street Lights	0.00	22,405.65	60,000.00	37,594.35	62.66
Health Department	(35.00)	5,052.00	5,000.00	(52.00)	(1.04)
Culture and Recreation	0.00	0.00	0.00	0.00	0.00
Parks	47.50	23,490.50	33,242.00	9,751.50	29.33
Travel Council	0.00	25.50	500.00	474.50	94.90
Fairs and Festivals	0.00	4,460.40	4,875.00	414.60	8.50
Youth Programs	0.00	1,750.00	6,000.00	4,250.00	70.83
Library	0.00	5,000.00	8,003.00	3,003.00	37.52
Social services	0.00	0.00	0.00	0.00	0.00
Beautification	0.00	6,260.39	5,000.00	(1,260.39)	(25.21)
Aging Program	0.00	5,000.00	5,000.00	0.00	0.00
Total Expenditures	85,549.27	1,084,932.51	1,247,027.00	162,094.49	13.00
Excess Revenues Over (Under) Expenditures	28,547.52	(21,856.79)	0.00	21,856.79	0.00

D. Approval of unpaid invoices

Councilman Meador moved to approve the unpaid invoices. Councilman Basham seconded the motion and the motion passed on a vote of all aye.

E. Approval of Levy Estimate

Cris Meadows presented the levy estimate to council. Councilman Meador moved to approve the levy estimate as presented Councilman Oxley seconded the motion and the motion passed by unanimous consent.

F. After School program

Mayor Mathews stated she would like to contribute \$1,000.00 to the after school program at REACHH. Councilman Jordan moved to approve the \$1,000.00 contribution to the REACHH after school program. Councilman Basham seconded the motion and the motion passed on a vote of all aye.

VI. Reports

A. Legal Notices, Clean-Up, Community Development

Councilman Meador discussed a clean-up program to help make the town look better and the need for a hold harmless agreement from our attorney so we could enter onto others property to remove blight. Donna Helms discussed property behind her mother house. Barbara McLean discussed the property at 2nd Ave and Ballengee Street. The Delphi Club is working with Dr. Shamma to paint the walls and level the ground. Fred Long stated we need to start the spring cleanup program of the cities back. Councilman Jordan stated that we would be performing a service already offered by a private company that citizens receive by paying their monthly bill.

B. Department Heads/Action as Needed

1. Police Department-

2. Public Works-

3. Fire Department- Chief Pivont stated that no one showed for the civil service test. He also stated the fire department received a grant for \$5,275.00 the money is to be put into the fire equipment fund. Councilman Jordan moved to allow Chief Pivont to hire the retired men to work shifts until a replacement for Lee Farley can be hired.

4. Municipal Judge- nothing

5. City Manager- Nothing

VII. Personnel-

Councilman Meador moved to go into executive session to discuss pending litigation and personnel. Councilman Jordan seconded the motion and the motion passed on a vote of all ayes.

Council returned from executive session on a motion by Councilman Oxley seconded by Councilman Jordan and approved by unanimous consent. Mayor Mathews stated no decisions were made.

VIII. Delegations/Public Input-

Jim Clark asked council to contribute \$100.00 toward the basketball court at the 4-H camp. Councilman Oxley moved to donate \$500.00 to city 4-H clubs and \$100.00 towards the basketball court. Councilman Meador seconded the motion and the motion passed on a vote of all ayes.

IX. Mayor and Council Reports-

The meeting adjourned on unanimous consent no time was noted.

X. Date of the next meeting is set for May 19, 2009

Mayor

City Manager/Cris Meadows