

MARLINTON TOWN COUNCIL

April 4, 2022

Regular Meeting Minutes

Location: Municipal Building Auditorium with Zoom and call-in options.

Mayor Sam Felton called the meeting to order at 7:00 p.m.

The Recorder called the roll.

Present:	Sam Felton, <i>Mayor</i>	B.J. Gudmundsson, <i>Recorder</i>
	Scott Gibb	Joe Smith
	Gail Hyer	Bill McMann
	Chris Curry	

Reading and Approval of Prior Council Meeting Minutes

- Joe Smith made a motion to approve the Minutes of the Regular Meeting on 03/07/22, the Special Meeting on 03/14/22, and the Special Meeting on 03/21/22 as presented; Scott Gibb seconded. ***Motion carried unanimously.***

Mayor's Report

Mayor Felton gave his report. He announced that there will be an Open House at the Water Plant with a fishing derby and activities on April 22 in celebration of Earth Day.

The Mayor asked Enforcement Officer Scott Gibb to give a slide presentation of places in town that have been cleaned up.

Public Input

Kendel Ober gave a presentation to Council expressing his interest in the Police Officer position and applying to attend the WV State Police Academy. The Personnel Committee will schedule an interview with Mr. Ober.

Committee and Department Reports

B. J. Gudmundsson gave an update on the Ordinance Codification Project.

Gail Hyer inquired about the Office Assistant laptop and was told it has arrived.

UNFINISHED BUSINESS

1. Discuss and/or Act on Placement of Mark Kearns Recreational Vehicle in Riverside

No Action

NEW BUSINESS

1. Discuss and/or Act on Region IV Resolution #9 - Smoke Testing Project

- Scott Gibb moved to approve Resolution #9 in the amount of \$20,625.00 for the Smoke Testing Project; Joe Smith seconded. ***Motion passed unanimously.***

2. Discuss and/or Act on Granting a Variance for Signs erected on the Vacant Lot at 213 Eighth Street

Mayor Sam Felton and Enforcement Officer Scott Gibb both cited a conflict of interest regarding this issue and excused themselves from the meeting.

Recorder B. J. Gudmundsson took over as Chair of the meeting.

A group of county residents and their spokesperson Frosty McNabb presented Council with a Permit Application for a non-permitted sign at 213 Eighth Street. They were told that the sign is larger than the maximum size of 10 ft. by 10 ft. stipulated in the Ordinance, Title IV, Chapter 4 as amended on March 5, 2012 and that a variance must be approved before the sign could be permitted.

Mayor Felton and Mr. Gibb rejoined the meeting and the Mayor resumed as Chair.

- B. J. Gudmundsson moved to deny a variance for the sign erected on the vacant lot at 213 Eighth Street; Joe Smith cited Section 4-402 of the ordinance and seconded the motion. Mayor Felton and Scott Gibb recused themselves from voting. The Mayor called for the vote by a show of hands. Gail Hyer, B.J. Gudmundsson, Bill McMann and Joe Smith voted in favor of the motion to deny the variance. Chris Curry voted against the motion. ***Motion passed 4 - 1.***

The citizen group requested that they be put on the May agenda to address business signs in town that are not in compliance.

3. Discuss and/or Act on Home Rule Initiative with Susan Economou, Deputy Executive Director of the WV Municipal League to Present & Answer Questions

Mayor Felton introduced Susan Economou, Deputy Executive Director of the WV Municipal League, who gave a presentation on the advantages of Home Rule and outlined the application process. Council was given the opportunity to have questions answered.

- Joe Smith moved to pursue working toward Home Rule for the Town of Marlinton with no obligation to submit the application; Scott Gibb seconded. ***Motion passed unanimously.***

4. Discuss and/or Act on Obtaining Approximately 3 Lots belonging to Mary Clendenen along the Greenbrier River from 6th street to the County Property at ARC

- Joe Smith moved not to pursue action to obtain the Clendenen lots; Gail Hyer seconded. ***Motion passed unanimously.***

5. Discuss and/or Act on an Auction of Unused Town Equipment

- B.J. Gudmundsson moved to conduct an auction of unused Town equipment; Joe Smith seconded. ***Motion carried unanimously.***

6. Discuss and/or Act on Council Response to a Quit Claim Deed of Potential Town Property

- Scott Gibb moved to go into Executive Session; Joe Smith seconded. ***Motion passed.***

Council went into Executive Session at 8:27 p.m.

- Joe Smith moved to come out of Executive Session; Scott Gibb seconded. ***Motion passed.***

Council came out of Executive Session at 8:40 p.m.

- Scott Gibb moved to hire a surveyor to survey the plot at Riverside and turn the information over to the Town Attorney, Tom White; Joe Smith seconded. ***Motion passed unanimously.***

Approve Invoices/Payment of Bills

- Joe Smith moved to pay the bills; Gail Hyer seconded. ***Motion passed.***

Adjournment

Per motion properly made and seconded, ***the meeting adjourned at 8:44 P.M.***

Respectfully Submitted:

Sam Felton, Mayor

B. J. Gudmundsson, Recorder