TOWN OF MARLINTON

Marlinton Town Council
July 3, 2023
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 Mayor led the Council and the audience in the Pledge of Allegiance.

The Recorder called the roll.

Present:	Sam Felton, Mayor	Mary K. Clendenen, Recorder
	Olivia Dean	Joe Smith
	Scott Gibb	Roger Trusler
	Tom Miller	
Absent:	None	

Reading and Approval of Prior Council Meeting Minutes: The Council reviewed the minutes of the June 5, 2023 Regular Meeting, the June 21, 2023 Special Meeting, and the June 23, 2023 Special Meeting.

- Joe Smith moved to approve the minutes as presented. Roger Trusler seconded the motion. **Motion passed unanimously.**

Mayor's Report: The Mayor's report will be sent out to all council members after this meeting.

Hear Public Input: A gentleman in the audience requested that the elevator be unlocked before each council meeting. Mayor Felton apologized to the gentleman and asked all the council members to be sure this is done prior to future meetings.

Committee and Department Reports: Joe Smith reported that the program for July 4th will be held from 4 – 8 p.m. at Discovery Junction.

Unfinished Business:

1. **Discuss and/or Act on Third and Final Reading of Disturbing the Peace Ordinance:**

    - Joe Smith moved to pass the ordinance on the final reading. Olivia Dean seconded the motion. **Motion passed unanimously.**

New Business:

1. **Discuss and/or Act on Region IV – Fire Hydrants Critical Needs Project – Engineering Agreement**
2. **Discuss and/or Act on Region IV – Fire Hydrants Critical Needs Project – Administrative Agreement**
3. **Discuss and/or Act on Region IV – Fire Hydrants Critical Needs Project – Legal Agreement**
4. **Discuss and/or Act on Region IV – Fire Hydrants Critical Needs Project – Critical Needs Project Application:**

Clay Riley and Fred Hypes, of Thrasher engineering firm, explained a proposed Service Agreement for replacement of approximately ten critical needs fire hydrants. The anticipated cost is $260,000.00. The Town will apply for grant funding with the assistance of Region 4 to pay for this entire project. Council reviewed the Engineering Service Agreement and Administrative Agreement, a Legal Agreement from Spilman, Thomas, and Battle, PLLC, and a Letter of Understanding with Region 4 Planning and Development Council

- Joe Smith moved to approve the engineering engagement for the Critical Needs Project, the Administrative Agreement, Legal Agreement, and Critical Needs Project Application. Roger Trusler seconded the motion. **Motion passed unanimously.**

5. **Discuss and/or Act on Region IV – Lead Service Line Replacement Inventory:** Sam Dunn, Water and Sewer Operator for the Town, explained the need for an inventory of lead service lines. Many of the lines were installed in the 1920's and are deteriorated. He asked Council to hire a contractor to perform this inventory, which should be completed by October 2024.

    - Joe Smith moved to continue gathering information on consulting firms to help with lead service line inventory. Scott Gibb seconded. **Motion passed unanimously.**

6. **Discuss and/or Act on Ordinance – Elected Official Salaries:**

    - Scott Gibb moved to approve the ordinance, which had been recommended by the previous council prior to the July 2023 election. Joe Smith seconded. **Motion passed unanimously.**

7. **Discuss and/or Act on Budget Revision for 2023-2024:** Council reviewed a proposed budget revision required due to the changes in elected official salaries.

    - Roger Trusler moved to approve the budget revision. Joe Smith seconded the motion. **Motion passed unanimously.**

8. **Discuss and/or Act on David Bethany Chicken Ordinance Proposal:** David Bethany presented a proposed Chicken Ordinance to the Council members, based off ordinances in other towns in West Virginia.

    - Joe Smith moved that Council take this proposal under advisement and submit it to legal council for review. Action will be postponed until a later date. Scott Gibb seconded the motion. **Motion passed unanimously.**

9. **Discuss and/or Act on Request for Donation to Pocahontas County Saddle Club – Kendel Ober:** Mr. Ober was not present to discuss this request.

    - Scott Gibb moved to table this request until the next meeting. Joe Smith seconded the motion. **Motion passed unanimously.**

10. **Discuss and/or Act on Advertisement of Auction Sale of U.S. 219 Property:**

    - Scott Gibb moved to advertise the lot for sale for the next two weeks, with a minimum bid of $2,500.00. Olivia Dean seconded the motion. **Motion passed unanimously.**

11. **Discuss and/or Act on Sale of Used Vehicles and Out of Service Equipment:**

    - Joe Smith moved to auction used, out-of-service vehicles for the best offer the Town can get. Scott Gibb seconded the motion. **Motion passed unanimously.**

12. **Discuss and/or Act on Purchase of Used Vehicles from Mitchell Chevrolet:**

    - Joe Smith moved to pursue purchasing two used vehicles from Mitchell Chevrolet. Roger Trusler seconded the motion. **Motion passed unanimously.**

13. **Discuss and/or Act on Anything Dealing with Opioid Settlement**: Mayor Felton reported that the West Virginia First Program will divide the settlement with approximately 24 percent going to cities and counties. The funds are to be used for development of programs to combat substance abuse. A new board is being formed including five members appointed by the governor, and another six members selected by the counties and municipalities in six regions of the state, to determine how fund will be divided. Marlinton's share could possibly be $50,000-$100,000.

    - Joe Smith moved that Mayor Felton attend the meeting and use his best judgment as to who should be on the board. Roger Trusler seconded the motion. **Motion passed unanimously.**

Approve Invoices/Payment of Bills:

- Scott Gibb moved to approve the bills for payment. Joe Smith seconded the motion. **Motion passed unanimously.**

Adjournment: As there was no further business, the Mayor adjourned the meeting at 8:11 p.m.

Sam Felton, Mayor

Mary K. Clendenen, Recorder