TOWN OF MARLINTON

Marlinton Town Council
September 9, 2024
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	Scott Gibb
	Tom Miller	
Absent:	Joe Smith	

Reading and Approval of Prior Council Meeting Minutes: The Council reviewed the minutes of the August 5, 2024 Regular Meeting and the Nominating Committee Minutes of September 4, 2024.

- Scott Gibb moved to approve both sets of minutes as presented. Olivia Dean seconded the motion. **Motion passed by unanimous vote.**

Mayor's Report: The Mayor reviewed his monthly report with the Council. He attended the 55th Annual Conference of the West Virginia Municipal League on August 6-9. He said it was a good conference that provided great networking opportunities. He commended Sam Dunn and Larry Simmons for getting the 1st Avenue lift station back in operation. The DOH sidewalk grant cost estimate will soon be prepared.

Hear Public Input: Pat Arndt addressed the Council with concerns about homeless people living in tents on First Avenue at Tannery Row and along the Greenbrier River Trail. The Mayor assured her that the Town Council is trying to address this issue with the Tent and RV Ordinance that is on the agenda for tonight's meeting. He said Scott Gibb and DNR Officer Barkley have both been working on this problem.

Committee and Department Reports: None

Unfinished Business:

1. **Discuss and/or Act on Third Reading of Ordinance Prohibiting the Use of Recreational Vehicles and Tents as Permanent Dwellings:**

   - Scott Gibb moved to approve the ordinance on the third reading. Olivia Dean seconded the motion. **The motion passed unanimously.**

2. **Discuss and/or Act on Second Reading of Ordinance Amending Business and Occupation Tax:**

   - Scott Gibb moved to approve the ordinance on the second reading. Olivia Dean seconded the motion. **The motion passed by unanimous vote.**

3. **Discuss and/or Act on Second Reading of Ordinance Implementing Sales and Use Tax:** The Mayor reminded everyone that the B&O tax reduction and the Municipal Sales and Use Tax are intended to have an effective date of July 1, 2025.

- Scott Gibb moved to approve the ordinance on the second reading. Olivia Dean seconded the motion. **The motion passed unanimously.**

4. **Announcement of Auction Date for Property at 517 4th Avenue: Mayor Felton stated the auction is to be held on October 9, 2024 at 2:30 p.m.**

   - Scott Gibb moved that the Town Council move forward with the sale on the date stated. Olivia Dean seconded the motion. **The motion passed unanimously.**

New Business:

1. **Discuss and/or Act on Cemetery Software Demonstration and Signage:** Olivia Dean gave a presentation on the use of the software, which is now live for the Town employees and public to view. A link will soon be available on the Town's website. She asked the Council to authorize the final payment for the software and to purchase a sign for the cemetery that includes the information about digital mapping. The design cost is $65 and the sign itself costs $450.

   - Scott Gibb moved to purchase the sign (design #2) and to make the final payment of $7,963 for the software. Mary Clendenen seconded the motion. **The motion passed unanimously.**

2. **Discuss and/or Act on Resolution to Designate Minipark as "Roger L. Trusler Memorial Park":** Mayor Felton discussed the many community groups that Mr. Trusler had been involved with since he moved to the county in 1973. The pavilion at the minipark has been demolished due to structural problems that were discovered when the fireplace was removed, and he and some of the other Town employees felt it would be appropriate to honor Mr. Trusler by improving the park, including ADA accessibility, and naming it in his memory. The Mayor then read the Resolution aloud.

   a. Discuss and/or Act on Establishment of Special Savings Account for Donations:

   - Scott Gibb moved to adopt this resolution to designate the minipark as "Roger L. Trusler Memorial Park" and establish a special savings account for donations. Olivia Dean seconded the motion. **The motion passed unanimously.**

3. **Discuss and/or Act on Resolution to Update Fees for Work on Private Property and Special Events by Town Staff:** The Mayor stated that these fees had not been updated since 2011. The proposed rates will be $25 per man prorated at ¼ hour, and $60 per hour for equipment prorated at ¼ hour.

   - Scott Gibb moved to adopt this resolution. Olivia Dean seconded the motion. **The motion passed unanimously.**

4. **Appointment of Councilmember to fill the unexpired term of Roger L. Trusler:** Mayor Felton commended each of the four people who requested to serve on town government. The Nominating Committee has recommended Tina Barkley as the candidate to fill Roger Trusler's seat.

   - Scott Gibb moved to approve the appointment of Tina Barkley to Town Council for the unexpired term of Roger Trusler. Mary Clendenen seconded the motion. **The motion passed unanimously.**

Approve Invoices/Payment of Bills:

- Scott Gibb moved to approve the bills for payment. Tom Miller seconded the motion. **The motion passed by unanimous vote.**

Adjournment: As there was no further business, Mayor Felton adjourned the meeting at 8:03 p.m.

Sam Felton

Sam Felton, Mayor

Mary K. Clendenen

Mary K. Clendenen, Recorder