



**Acts of
City Council of Hinton
Regular Meeting
Tuesday, June 19, 2018
7:00 p.m. -- Hinton City Hall**

1. Call to order/Roll Call – Mayor Joe Blankenship called the meeting to order, and the record showed that Councilman Pat Jordan, Councilman Meador, Councilman Jack Scott and Councilwoman Roberta Sorg were present. City Manager Cris Meadows was unable to attend.
2. Invocation / Pledge of Allegiance – Council recited the Lord's prayer and then the Pledge of Allegiance.
3. Approval of Agenda – Councilman Scott moved to approve the agenda. Councilman Jordan seconded the motion, and the motion passed on a vote of 4-0.
4. Approval of Minutes- Councilman Jordan moved to approve the minutes of the May Regular Council Meeting. Councilwoman Sorg seconded the motion. The motion passed by a vote of 4-0.
5. Approval of Paid Invoices – Councilman Jordan moved to approve the paid invoices. Councilman Meador seconded the motion. The motion passed by a vote of 4-0.
6. Approval of Financial Report May 2018 – Councilman Jordan moved to approve the financial report. Councilman Scott seconded the motion. The motion passed by a vote of 4-0.
7. Approval of Budget Revision and Budget Revision Resolution – Council discussed the budget revision. Councilman Meador moved to approve the budget revision and resolution. Councilman Jordan seconded the motion and the motion passed on a vote of 4-0.
8. The appearance of Citizens – none
9. Discussion and or action regarding a resolution for Coal Heritage grant – Mayor Blankenship stated that the city has received a Coal Heritage Authority grant for \$4,100.00 to install new HVAC in the Railroad Museum.
10. Discussion and or action HHLC ordinance changes second reading – Mayor Blankenship stated the reasons for the changes were to clean up the language of the ordinance and bring us in line with current state code. Councilman Meador moved to approve and dispense with the reading. Councilman Scott seconded the motion and the motion passed on a vote of 4-0.

CHAPTER 32. HINTON HISTORIC LANDMARKS COMMISSION

- Sec. 1. Purpose.
- Sec. 2. Establishment; Membership; Terms.
- Sec. 3. Definitions
- Sec. 4. Powers of the Commission.
- Sec. 5. Designation and Report.
- Sec. 6. Certificates of Appropriateness.
- Sec. 7. Injunctive Relief.
- Sec. 8. Cooperation with Other Agencies.
- Sec. 9. Annual Report.
- Sec. 10. Monetary Charges.
- Sec. 11. Boundaries.
- Sec. 12. Violations.
- Sec. 13. Appeals.
- Sec. 14. Severability.

Sec. 1. Purpose.

This Chapter is adopted in order to preserve the National Register Historic District in the City of Hinton and historic structures located in the City which reflects elements of its cultural, social, economic, political and architectural history. This Chapter is designed to stabilize and improve property values in the District and to preserve specific buildings, structures or sites in the District, which are deemed to be of historic or architectural value, to foster civic beauty, to strengthen the local economy and to promote the use of the District for the education, pleasure and welfare of the citizens of Hinton.

Sec. 2. Establishment; Membership; Terms.

There is hereby created a Historic Landmarks Commission for the municipality which shall consist of five citizens, all of whom shall be residents of the City of Hinton. All shall be nominated by the Mayor and confirmed by the Council.

- (a) One member of the Commission first appointed shall serve for a term of five years; one member first appointed shall serve for a term of four years; one member first appointed shall serve for terms of three years; one member first appointed shall serve for a term of two years; and one member first appointed shall serve for a term of one year. Thereafter members shall be appointed for terms of five years each.
- (b) A majority of the members shall have demonstrated special interest, experience or education in history, architecture, planning, real estate and/or the law; to the extent, such persons are available in the City.
- (c) Vacancies shall be filled by nomination of the Mayor and confirmation of the Council for the unexpired term only.
- (d) Any member who ceases to reside in the City or who is absent without just cause from three consecutive regular meetings of the Commission shall be deemed to have resigned the position, and the Mayor, upon certification of non-residence or absences, shall nominate to the Council a replacement member to fill the unexpired term.
- (e) Members of the Commission shall serve without salary or compensation. However, with prior written approval by the Mayor of such expenditures, the members of the Commission are to be reimbursed by the municipality for all of their necessary and reasonable expenses actually incurred by them in the performance of their duties.
- (f) The Commission shall meet the first month of each year and elect a Chairman and Secretary. In the absence of the Chairman, the Secretary shall serve as the Chairman and shall appoint a temporary Secretary to serve in that capacity while the permanent Secretary acts as the Chairman.
- (g) The commission shall meet at least quarterly and shall conduct such special meetings from time to time as may be called by the Chairman or by a majority of the Commission. All Commission meetings are subject to the Open Governmental Proceeds Act of the West Virginia Code, Chapter 6, Article 9A.
- (h) The commission shall hold a public hearing upon each application for a certificate of appropriateness. Notice of the time and place of said hearing shall be given by publication in a newspaper having general circulation in the area served by the governmental unit, provided it has one, at least seven days before such hearing, and by posting such notice on or near the main entrance of any hall or room where the commission usually meets. The commission shall take such action as required to inform the owners of any property likely to be affected by the application and shall give the applicant and such owners an opportunity to be heard.
- (i) A record of the proceedings and actions of the Commission shall be made by the Secretary and shall be open to public inspection during normal business hours at City Hall.
- (j) All actions taken by the Commission shall be done so only upon the affirmative vote of at least three members of the Commission.
- (k) The presence of 3 members of the Commission at any regular or special meeting of the Commission shall constitute a quorum for the conducting of business.
- (l) Members of the Commission shall be eligible for reappointment by the Mayor.

Sec. 3. Definitions.

- a) "Alteration" means a change that will affect the exterior architectural features of a local historic property or any building, structure, object, site or landscape feature, including the color of said feature, within the historic district.
- b) "Certificate of Appropriateness" is a written record issued by the historic landmarks commission (or staff on behalf of the commission), authorizing plans for alterations, construction, removal, or demolition of a building, structure, object or site, located within a historic district or identified as an individual landmark property.
- c) "Demolition" means the complete or partial removal or destruction of any historic structure or any structure located within a historic district or landmark.
- d) "Exterior architectural features" include the architectural character and general composition of the exterior of a structure, including, but not limited to, the kind, color and texture of the building material and the type, design, and character of all windows, doors, light figures, signs, other appurtenant elements and natural features when they are integral to the significance of the site, all of which are subject to public view from a public street, way, or place.
- e) "Historic district" is a geographically defined area possessing a significant concentration, linkage or continuity of sites, building, structures, or object united historically or aesthetically by plan or physical development.

- f) "Historic landmark" is a site, building, structure, or object designated as a "Landmark" either on a national, state or local register.
- g) "Historic site" is the location of a significant event, a prehistoric or historic occupation or activity, or a building or structure, whether standing, ruined, or vanished, where the location itself possesses historical, cultural, or archaeological value regardless of the value of any existing structure.
- h) "New Construction" is the act of constructing a new building or new addition onto an extant building within the historic district.
- i) "Repair" is an act or process of applying measures necessary to sustain the existing form, integrity, and materials of a historic property.

Sec. 4. Powers of the Commission.

The Commission shall have plenary power and authority, within the jurisdictional limits of the municipality and within the limits of available funds, to:

- (a) Make a survey of, and designate as historic landmarks, buildings, structures and sites which constitute the principal historical and architectural sites which are of local, regional, statewide or national significance in accordance with Sec. 5. of this article.
- (b) Prepare a register of landmarks, buildings, structures and sites which meet the requirements of subsection (a) of this section, publish lists of such properties and, with the consent of the property owners, inspect such properties and from time to time and publish a register thereof from time to time setting forth appropriate information concerning the registered buildings, structures and sites and districts;
- (c) Review applications for certificates of appropriateness and grant or deny the same in accordance with WV State Code, Chapter 8, Article 26A, Section Seven;
- (d) With the consent of the property owners, certify and mark with appropriately designed markers, landmarks, buildings, structures and sites which it has registered;
 - (e) Establish standards for the care and management of certified landmarks and withdraw such certification for failure to maintain the standards so prescribed;
 - (f) Acquire by purchase, gift, or lease and administer registered landmarks and easements and interests therein, both real and personal;
 - (g) Lease or sell the property so acquired under terms and conditions designed to ensure the proper preservation of the landmark in question;
- (h) Aid and encourage the municipality or county in which the district or landmark is located to adopt ordinances and resolutions for the preservation of landmarks and historic districts, their buildings, structures, and character;
 - (i) Prepare and place historical markers on or along the highway or street closest to the location which is intended to be identified by such marker;
 - (j) Seek the advice and assistance of individuals, groups and departments and agencies of government who or which are conducting historical preservation programs and coordinate the same insofar as possible;
- (k) Seek and accept gifts, bequests, endowments and funds from any and all sources for the accomplishment of the functions of the Commission;
- (l) Adopt rules and regulations concerning the operation of the commission, the functions and responsibilities of its officers, employees, assistants and other personnel and such other matters as may be necessary to carry out the purposes of this article;
- (m) Adopt such other rules and regulations as may be deemed necessary to effectuate the purposes of this article, but no such rules and regulations shall be inconsistent with any plan of the planning commission of such municipality or county: Provided, That in no case shall such rules and regulations take precedence over locally adopted ordinances;
- (n) Develop for consideration by the City government incentives for owners to maintain and rehabilitate their historic property. These incentives may include loans at no interest to make possible alterations that are appropriate for the building or structure. The Commission may work with private groups who are interested in providing incentives for owners; and
- (o) The City staff shall help the Commission in carrying out the provisions of this Article including the giving of notice of and the preparing for meetings, the giving of notice to property owners and the public, and the circulating of information about the Commission's decisions.

Sec. 5. Designation; Report.

A. Primary Research by the Commission:

1. Prior to the designation of a historic landmark or historic district, the Commission shall make or cause to be made a report on the historical, cultural, architectural significance of each building, structure, site, and district proposed for designation, based upon the following standards:
 - (a) Commission's Mandate to Conduct a Survey of Local Historic Resources: The Commission shall compile and collect information and conduct surveys of historic resources within the City of Hinton;
 - (b) Commission's Power to Recommend Districts and Buildings to the Hinton City Council for Designation: The Commission shall present to the Hinton City Council recommendations for historic districts and properties.
 - (c) Commission's Documentation of Proposed Designation: Prior to the Commission's recommendation of a historic district or historic property to the Hinton City Council for designation, the Commission shall prepare a Report for Nomination consisting of:
 - (i) a physical description;
 - (ii) a statement of historical, cultural, architectural, and/or aesthetic significance;
 - (iii) a map showing district boundaries and classifications (*contributing or non-contributing*) of individual properties therein, or showing the boundaries of individual historic properties; and
 - (iv) representative photographs

The Commission shall submit such report, including maps and photographs as necessary to the WV Department of Culture and History. In the case of a report for a proposed historic district, the Commission shall submit with the report a map showing boundaries of the proposed district. The WV Department of Culture and History may prepare written comments on the report within forty-five (45) days of receipt.

B. Designation of Historic Resources:

1. Criteria for selection of historic districts: A historic district is a geographically definable area, which contains buildings, structures, sites, objects, and landscape features or a combination thereof, which:
 - a. has been prominently identified with or best represents, some major aspect of the cultural, political, economic, military or social history of the locality, region, state or nation, or has had a major relationship with the life of an historical personage or event representing some major aspect of, or ideals related to, the history of the locality, region, state or nation.
 - b. In the case of buildings or structures which are to be so designated, they shall embody the principal or unique features of an architectural type or demonstrate the style of a period of our history or method of construction, or serve as an illustration of the work of a master builder, designer or architect whose genius influenced the period in which he worked or has significance in current times.
2. Boundaries: Boundaries of a Historic District or Landmark shall be included in the separate ordinances designating such districts and shall be shown on the Official Zoning Map of the City of Hinton, or in the absence of zoning, on an official map designated as a public record.
3. Evaluation of properties within Historic Districts: Individual properties within historic districts shall be classified as one of the following:
 - a. Contributing (contributes to the district)
 - b. Non-Contributing (does not contribute to the district, as provided for in B. 1. of this section.)

C. Requirements for Adopting an Ordinance for the Designation of Historic Resources

1. Required Components of a Designation Ordinance: Any ordinance designating any property or district as historic shall:

- a. List each property in a proposed historic district or describe the proposed individual historic property;
 - b. require that a Certificate of Appropriateness be obtained from the Commission prior to any material change in the appearance of the designated property; and
 - c. require that the property or district be shown on the Official Zoning Map of the City of Hinton and be kept as a public record to provide notice of such designation.
2. Required Public Hearings: The Commission and the Hinton City Council shall hold a joint public hearing on any proposed ordinance for the designation of any historic district or property.
- a. Notice of the hearing shall be published in at least two (2) times in the principal newspaper of general circulation within the municipality in which the property or properties to be designated are located; and written notice of the hearing shall be mailed by certified mail with signed return receipt required by the Commission to all owners and occupants of such properties.
 - b. All notices shall be published or mailed not less than ten (10) nor more than twenty (20) days prior to the date set for the public hearing.
 - c. Following the public hearing, unless the owner of a proposed property or fifty percent (50%) of the ownership interest in a proposed district objects to such designation or regulations and requirements within thirty (30) days following the public hearing, the Hinton City Council may designate the property or district as historic, and approve, amend, or reject the proposed regulations or requirements.
 - d. Within thirty (30) days following such designation and approval, the owners and occupants of each designated historic property shall be given written notification of such designation by the Hinton City Council, which notice shall apprise said owners and occupants of the necessity of obtaining a certificate of appropriateness prior to undertaking any material change in the appearance of the historic landmark designated or within a historic district.

Sec. 6. Certificates of Appropriateness.

A. Commission Duty to Require and Review Certificates of Appropriateness: It shall be the duty of the Historic Landmark Commission to review any application to construct, alter, move, demolish or repair any landmark, buildings, structure or site within a designated historic district or landmark and to approve or reject such application, if any such changes are visible or intended to be visible from an adjacent public-way.

(a) In reviewing an application and plan, the Commission shall give consideration to:

- (1) The historical or architectural value or significance of the landmark, building, structure or site and its relation to the historic value of the surrounding area.
- (2) The relationship of the exterior architectural features of a designated structure to the rest of the structure and the surrounding area.
- (3) The general compatibility of exterior design, arrangement, texture, color, and materials proposed.
- (4) Any standards and/or guidelines adopted by the Commission.

(b) In the case of an application for alterations affecting the appearance of a structure which the Commission deems of value to the City that the loss thereof will be a great loss to the City, state or nation, the Commission shall endeavor to work out with the owner an economically feasible plan for the preservation of such structure.

(c) It is the intent of this section that the Commission be strict in its judgment of plans for landmarks, buildings, structures or sites deemed to be valued according to the Hinton Historic District Design Guidelines (adopted 2018) and other studies performed for the historical or architectural value of the area. The Commission shall promulgate such rules and regulations as it may deem appropriate, which comply with the standards set by the U.S. Department of Interior including, but not limited to the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitation, Historic Buildings.

B. Any person, individual, firm or corporation proposing to construct, alter, move, demolish or repair any landmark, building, structure or site within the historic district and such changes are visible or intended to be visible from an adjacent public way, shall file an application for a Certificate of Appropriateness with the City Building Inspector as well as the Historic Landmarks Commission along with all maps, plats, plans and all other data concerning such construction. Each application shall include the following:

(a) Alteration or Repair.

Describe clearly and in detail all the work to be done. Include the following items where appropriate.

- (1) Sketches, photographs, specifications, manufacturer's illustrations, or other description of proposed changes to the building facade or roof, new additions, or site improvements. Drawings will be required for major changes in design for such items as roofs, facades, porches, or prominent architectural features.
- (2) Color schedule.
- (3) The color of brick and type of mortar to be used for masonry work.
- (4) Samples of proposed materials when the original material will not be retained.
- (5) Site information including the location of all large trees, parking areas, walls, fences, outbuildings, or other landscape features of note where major site improvements are proposed.
- (6) Landscape plan with measured distances for new parking areas or other major site improvements.

(b) New Construction.

Describe the nature of the proposed project. Include the following items where appropriate:

- (1) Site plan with measured distances.
- (2) Elevation drawings of each façade and specifications which clearly show the exterior appearance of the project.
- (3) Photograph of the proposed site.
- (4) Landscape plan.
- (5) Color schedule.
- (6) Samples or other description of materials to be used.
- (7) Drawings or other description of site improvements: fences, walls, walks, lighting pavement, patios, decks, etc..

(c) Demolition of Structures.

- (1) Describe the structure, its condition, and give the reason for demolition. Include photographs.
- (2) Describe the proposed reuse of the site, including landscaping.

(d) Relocation of Structures.

- (1) Give the reason for the relocation. Include a photograph. If the structure is to be relocated within the District, describe any proposed changes.
- (2) Describe any site features which will be altered or may be disturbed, including foundation, walls, driveways, vegetation etc.

(e) General Information.

(1) Property location

(2) Property Owner.

(3) Owner's Address

(4) Name, address, and experience in historic restoration of the contractor, firm or person in charge of the construction.

(f) Other data as required by the rules of the Commission.

C. The commission shall hold a public hearing upon each application for a certificate of appropriateness. Notice of the time and place of said hearing shall be given by publication in a newspaper having general circulation in the area served by the governmental unit, provided it has one, at least seven days before such hearing, and by posting such notice on or near the main entrance of any hall or room where the commission usually meets. The commission shall take such action as required to inform the owners of any property likely to be affected by the application and shall give the applicant and such owners an opportunity to be heard.

D. The commission shall approve or reject an application for a certificate of appropriateness within forty-five days after the filing thereof by the owner or occupant of a historic property or a building, site or structure located within a historic district. Evidence of approval shall be by a certificate of appropriateness issued by the commission.

E. A certificate of appropriateness from the Commission is mandatory before the following may be undertaken within the Historic District: construction, moving, demolition, repair or alteration of any landmark, building, structure or site in any manner affecting the exterior appearance or the public space of the exterior of such landmark, building, structure or site, if such changes are visible from an adjacent public way or in any manner affecting the interior of the structure or building if such changes are visible from the public spaces of the interior of the structure of the building. This Certificate of Appropriateness is in addition to, and not in replacement thereof, of the building permit required elsewhere in this Code.

F. Unless the Commission is satisfied that proposed work will not materially impair the historical or architectural value or significance of a landmark, building, structure or site, situated within the historic district, the Commission shall reject the application and deny the issuance of a certificate of appropriateness. In the event the Commission rejects an application, it shall place upon its records and shall transmit a record of this action and reasons, therefore, in writing, to the applicant. In this written record, the Commission may make recommendations relative to design, arrangement, texture, material and similar features; the applicant, if they so desire, may make modifications to the plans and may re-submit the application at any time after doing so.

G. The Commission shall file with the City Building Inspector its Certificate of Appropriateness or rejection of all applications submitted to it for review. No building permit shall be issued and no work shall begin until such certificate shall have been approved. In the case of rejection, such certificate shall be binding on the City Building Inspector and no building permit shall be issued. The Commission has the authority to request that the City Building Inspector inspect the property to determine that the work complies with the approval given by the Commission. Where there has not been compliance, the Commission and the City shall take further action as needed. Failure to comply with the approval given by the Commission shall constitute a violation of this article. A certificate of appropriateness from the Commission shall automatically expire twenty-four (24) months after issue unless extended by the Commission.

H. Where such action is authorized by the local governing body and is reasonably necessary or appropriate for the preservation of a unique historic property, the commission may enter into negotiations with the owner for the acquisition by gift, purchase, exchange or otherwise of the property or any interest therein.

I. If the strict application of any provision of this article would result in exceptional practical difficulty or undue economic hardship upon any owner of any specific property, the commission, in passing upon applications, shall have the power to vary or modify strict adherence to the provisions or to interpret the meaning of the provision so as to relieve such difficulty or hardship: Provided, That such variance, modification or interpretation shall remain in harmony with the general purpose and intent of the provisions so that architectural or historical integrity or character of the property shall be conserved and substantial justice done. In granting variations, the commission may impose such reasonable and additional stipulations and conditions as will in its judgment best fulfill the purpose of this article.

Sec. 7. Injunctive Relief.

Where there is any violation of this Chapter the Commission, or the City Building Inspector, through the City Attorney, shall institute appropriate action to prevent, enjoin, abate or remove such violation. In addition, thereto, a violator may be required to restore the building or structure and its site to its appearance prior to the violation.

Sec. 8. Cooperation with Other Agencies.

The Commission shall cooperate with and coordinate its activities with the U.S. Department of the Interior and the West Virginia Department of Culture and History, the West Virginia Historical Society, Summers County Historical Society, and the West Virginia Antiquities Commission, with the view of developing a unified program for the identification, study, preservation and protection of all historic buildings, structures and sites in the municipality of Hinton.

Sec. 9. Annual Report.

The Commission shall submit an annual report of its activities to the City Council, The Department of the Interior, and the WV State Historic Preservation Office.

Sec. 10. Monetary Charges.

There shall be no monetary charge imposed on the applicant for the Certificate of Appropriateness by virtue of this ordinance, however, fees associated with building permits shall apply.

Sec. 11. Boundaries.

The boundary of the historic district shall be shown on the Official Zoning Map of the City of Hinton, which has been adopted pursuant to the Hinton Zoning Ordinance, as may be amended from time to time.

Sec. 12. Violations.

Any person, firm or corporation, or agent of such, found guilty of constructing, altering, moving, demolishing, or repairing any landmark, building, structure or site within the Historic District where such changes are visible from a public way without having secured the approval of the Commission as required by this ordinance shall be guilty of a misdemeanor and shall be subject to a fine of not more than one thousand dollars and costs, and every day any such violation shall continue to exist shall constitute a separate offense and shall be punishable as such hereunder.

Sec. 13. Appeals.

Any person or persons or firm or corporation, aggrieved by a decision of the Commission shall have the right of appeal concerning such decision to the Circuit Court of Summers County, West Virginia.

Sec. 14. Severability.

Should any section or provision of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of this Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

11. Discussion and or action regarding the fire billing ordinance - Council discussed the ordinance and what should be done with the money. Councilman Meador moved to dispense with the reading and approve the ordinance. Councilman Jordan seconded the motion and the motion passed on a vote of 4-0.

Hinton City Code Chapter 9 Section 11

AN ORDINANCE ESTABLISHING AND IMPLEMENTING A PROGRAM TO CHARGE MITIGATION RATES FOR THE DEPLOYMENT OF EMERGENCY AND NON-EMERGENCY SERVICES BY THE FIRE DEPARTMENT FOR SERVICES PROVIDED/RENDERED FOR THE CITY OF HINTON.

WHEREAS the emergency and non-emergency services response activity to incidents continues to increase each year; Environmental Protection requirements involving equipment and training, and Homeland Security regulations involving equipment and training, creating additional demands on all operational aspects of the fire department services; and

WHEREAS, the fire department has investigated different methods to maintain a high level of quality of emergency and non-emergency service capability throughout times of constantly increasing service demands, where maintaining an effective response by the fire department decreases the costs of incidents to insurance carriers, businesses, and individuals through timely and effective management of emergency situations, saving lives and reducing property and environmental damage; and

WHEREAS, raising real property tax to meet the increase in service demands would not be fair when the responsible party(s) should be held accountable for their actions; and

WHEREAS, the City Council of the City of Hinton desires to implement a fair and equitable procedure by which to collect said mitigation rates and shall establish a billing system in accordance with applicable laws, regulations, and guidelines; Now, Therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HINTON:

SECTION 1: The City of Hinton shall initiate mitigation rates for the delivery of emergency and non-emergency services by the fire department for personnel, supplies, and equipment to the scene of emergency and non-emergency incidents as listed in “EXHIBIT A”. The mitigation rates shall be based on actual costs of the services and that which is usual, customary and reasonable (UCR) as shown in “EXHIBIT A”, which may include any services, personnel, supplies, and equipment and with baselines established by addendum to this document.

SECTION 2: A claim shall be filed to the responsible party(s) through their insurance carrier. In some circumstances, the responsible party(s) will be billed directly.

SECTION 3: The fire department’s City Council may make rules or regulations and from time to time may amend, revoke, or add rules and regulations, not consistent with this Section, as they may deem necessary or expedient in respect to billing for these mitigation rates or the collection thereof.

SECTION 4: It is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in accordance with all legal requirements, and the Codified Ordinances of the City Council.

SECTION 5: This Ordinance shall take effect thirty days (30) from the date of adoption as permitted by law.

11. Discussion and or action regarding Railroad Museum request for the auto attendant system – Pat Hanifan discussed that the system with being able to describe the artifacts in the museum with the history of the people that know about the items in the museum. Councilman Meador moved to approve the expenditure for \$13,000 for the system. Councilman Jordan seconded the motion. Councilman Scott expressed concern over the expense. Council discussed financial position of the city. The motion passed on a vote of 3-1 with Councilman Scott voting no.
12. Discussion and or action regarding establishing Annual Discretionary Budget amount limit – no action was taken
13. Discussion regarding Maintenance of Properties – Council discussed the roof problems with the Hardwoods Building and property maintenance issues all over the community.
14. Adjournment – Council adjourned by unanimous consent.

Cris C. Meadows/ City Manager

Joseph M. Blankenship/ Mayor