



ACTS OF HINTON CITY COUNCIL
Regular Meeting
Tuesday, June 23, 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. Councilman Tommy Oxley, Councilman Bob Basham, Councilman Pat Jordan; City Manager Cris Meadows, and City Attorney Mike Froble were present. Council President Larry Meador was absent.

II. Devotions/Pledge of Allegiance

Lynn Maddy led the devotions and Council led the Pledge of Allegiance.

III. Approval of the Minutes

Councilman Jordan moved to approve the 2009 May 19, May 26 and June 3 meeting minutes. Councilman Basham seconded the motion and the motion passed by unanimous consent.

IV. Old Business

A. Reappointment of Hinton Development Authority

Mayor Mathews asked for a motion to reappoint Procter Kirk and Greg Rogers to the HDA and add Keith Lively. Councilman Basham moved to approve the appointments; Councilman Oxley seconded the motion and the motion passed on a vote of all ayes.

V. New Business

A. Approval of Building/ Sign Permits

Council discussed the building permits and then Councilman Jordan made a motion to approve the building permits. Councilman Oxley 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 Basham seconded the motion. The motion passed by a vote of all ayes.

City of Hinton Paid Bills May 2009

<u>Check#</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
16149	5/21/2009	A.C.W.P. Inc. (1st and 2nd Quarter spay and neuter)	500.00
16065	5/8/2009	Allegheny Power (Ball park, City Hall, Fire Station, Visitors Center, Waterslide, Rt. 20 sign, Bridge, lighting)	5,408.00
16011	5/1/2009	Allegheny Power (Power to Town Square)	22.22
16156	5/28/2009	Allegheny Power (Invoices acct#378010102012001, acct#37802202334001, acct#37806201034501)	438.49
16131	5/21/2009	Allegheny Power (Invoices acct#37807202015001, acct#37807202016751, acct#37807202142003, acct#37808101016501)	145.23
16152	5/21/2009	Alliance Consulting Inc. (Site visit to view work performed- Investigative engineer John M. Sadowski. Fox case)	431.50
16031	5/1/2009	Alliance Consulting Inc. (For professional services on culvert. Fox case.)	186.27
16017	5/1/2009	Andy's Locksmith (Fixed locks in City Hall)	104.00
16092	5/8/2009	Beckley HEARING Center (Dr. visit for Zach Mills)	35.00
16082	5/8/2009	Beckley Newspaper (Bids for Phase 1 of Fire Station)	71.30
16088	5/8/2009	Boxley (Supplies for street dept for Save A Lot culvert. Fox case)	1,449.65
16033	5/1/2009	Boxley (Supplies for street dept)	860.15

16068	5/8/2009	Franklin G Brewer (Alterations for PD uniforms)	96.24
16153	5/21/2009	C.K. Agarwal, M.D. (Physical eye exam for Zachary Mills)	75.00
16083	5/8/2009	Casto & Harris Inc. (General election ballots)	1,242.20
16158	5/28/2009	Coca Cola Bottling (Coke products for Waterslide)	365.88
16025	5/1/2009	Commercial Ins. (Bond Renewal for Keith Lucas)	100.00
16165	5/28/2009	Commercial Ins. (Bond Renewals)	200.00
16086	5/8/2009	Control Products, Inc. (Invoices 49234, 49248)	46.00
16091	5/8/2009	Edna Travis (Reimbursement for overpaid fine. Paid over \$31 for Gregory Travis)	31.00
16022	5/1/2009	Eric S. Gordon Trust dtd 11/09/73 (Payment on 2007 Jeep Grand Cherokee Police Dept)	548.30
16021	5/1/2009	Family Care Clinic (Physical exam for Zach Mills)	65.00
16170	5/29/2009	Gary W Farmer (Reimburse for Fan purchased at Sams)	236.02
16019	5/1/2009	Michael Froble (monthly retainer)	1,000.00
16081	5/8/2009	Galls (uniforms Police Dept)	642.12
16162	5/28/2009	Galls (uniforms Police dept)	2,018.13
16144	5/21/2009	Galls (uniforms police dept)	3,174.52
16093	5/8/2009	Garlow Insurance Agency (Bond for Zachary Mills)	100.00
16073	5/8/2009	Glenwood (Supplies for street dept)	79.97
16030	5/1/2009	Hayes Pistol smithing (1 Remington Model 870 Combat Shotgun with sage night sights serial # AB836441M)	605.00
16066	5/8/2009	Hinton Hardware (Invoices acct#0042, acct#0144)	25.53
16075	5/8/2009	Hinton News (Invoices , , ,)	314.95
16063	5/8/2009	Jarrell's Exxon (Inspection sticker for PD)	12.66
16023	5/1/2009	JL Massie (Bond for Steven Gray)	75.00
16148	5/21/2009	Knowledge Systems Inc (router, wireless antenna, virus protection)	961.87
16067	5/8/2009	Kroger (Dog food for dog warden)	88.93
16079	5/8/2009	Marc Office Furniture Inc (Supplies for City Hall)	106.50
16147	5/21/2009	McMeekin Enterprises Inc (Car wash tokens for PD)	80.00
16134	5/21/2009	Mountaineer Computer Systems Inc (annual support)	1,555.95
16078	5/8/2009	Mountaineer Gas Company (city buildings)	417.98
16090	5/8/2009	REAACH (After school program)	1,000.00
16099	5/12/2009	Sam's Club (Renewal of annual membership)	100.00
16077	5/8/2009	Southern Sanitation (Trash services for City Hall)	113.44
16132	5/21/2009	Staples (Supplies for City Hall)	55.69
16064	5/8/2009	Suddenlink Communications (Cable services for Fire Dept)	72.06
16160	5/28/2009	Summers Concrete Supply (Supplies for street dept. Fox case)	236.50
16018	5/1/2009	Summers Concrete Supply (Supplies for Save A Lot culvert. Fox case)	236.50
16084	5/8/2009	Summers County ARH (Police Physical for Zach Mills)	122.00
16139	5/21/2009	Summers County Schools (Diesel for Street dept and fire dept)	503.47
16076	5/8/2009	Summers County Schools (Gas for PD, FD, and street dept)	1,287.55
16100	5/12/2009	Sweet Springs Valley Water Co. (Water for City Hall)	42.00
16032	5/1/2009	Travelers (City liability insurance 1st quarter)	17,923.02
16159	5/28/2009	Two Way Radio (Maintenance for radios for Fire Dept)	33.75
16142	5/21/2009	Two Way Radio (Maintenance to FD radios)	1,206.11
16102	5/12/2009	United Bankcard Center (Phone and uniforms for sanitary board)	221.25
16089	5/8/2009	United Bankcard Center (Supplies and payments on accounts for Street Dept, City Hall, PD)	1,631.52
16169	5/28/2009	Visco (Lamp globe for street lamp on Ballengee St.)	230.00

16157	5/28/2009	West Virginia American Water Company (Invoices acct#2800385979, acct#2800396380, acct#2800399293, acct#2800416030, acct#2803240080, acct#2804147953)	557.47
16012	5/1/2009	West Virginia American Water Company (Invoices cct#2800385979, acct#2800396380, acct#2800399293, acct#2803240080, acct#2804147953)	311.55
16074	5/8/2009	West Virginia State Treasurer's Office (Invoices ,)	240.00
16145	5/21/2009	Garry Wheeler (3 weeks vacation for dog warden)	412.50
16138	5/21/2009	Jerry C Wheeler (Gas surcharge for April 2009)	100.00
16167	5/28/2009	WV City Manager's Assoc. (Annual dues)	50.00
16072	5/8/2009	WV Department of Tax & Revenue (Invoices 2009-04-09, 2009-11, 2009-12, 2009-12, 2009-13)	1,946.82
16071	5/8/2009	WV Public Employees Insurance (Invoices 2009-11, 2009-12, 2009-13, 2009-14, 2009-15)	9,157.56
16036	5/5/2009	WV Public Employees Retirement (Invoices , 2009-04-09, 2009-11, 2009-12, 2009-12, 2009-13)	6,691.66
16027	5/1/2009	WVU Extension Service (Extension Agents Salary Supplements)	2,250.00
16016	5/1/2009	Alan Wygal (Travel to Lewisburg to pick up shot gun for PD)	38.89
16150	5/21/2009	Xerox Corporation (Copier service for City Hall)	268.62

Total			70,956.49
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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. Mayor Mathews stated the balances of the current deposit account for the city and sanitary board as of May 29, 2009. The fire equipment fund balance is \$42,670.66, General Fund \$163,581.29, Development Authority \$32,002.32, Building Commission \$71,157.41, Coal Severance \$7, 334.92.

**Financial Report
May 31, 2009**

<u>Fund</u>	<u>MTD</u>	<u>YTD</u>	<u>Annual</u>	<u>Remaining</u>	<u>Percent</u>
<u>Governmental</u>	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Budget</u>	<u>Annual</u>
<u>Funds</u>					
Revenues					
Property Tax	17,418.97	180,422.69	216,455.00	36,032.31	(16.65)
Excess Levy	9,063.84	95,522.43	114,865.00	19,342.57	(16.84)
Oil & Gas Tax	0.00	0.00	900.00	900.00	(100.00)
Utility Tax	22,781.12	165,709.09	110,000.00	(55,709.09)	50.64
Business & Occupation Tax	114,781.66	614,097.21	550,000.00	(64,097.21)	11.65
Delinquent B&O	0.00	0.00	15,000.00	15,000.00	(100.00)
Wine and Liquor Tax	0.00	29,330.39	28,000.00	(1,330.39)	4.75
Dog Tax	0.00	143.10	200.00	56.90	(28.45)
Hotel Occupancy Tax	0.00	201.90	500.00	298.10	0.00
Table Games	944.65	8,426.87	16,234.00	7,807.13	0.00
Licenses	75.00	1,825.50	4,000.00	2,174.50	(54.36)
Building Permit Fees	1,613.00	5,709.00	5,000.00	(709.00)	14.18
Miscellaneous Permits	24.00	169.00	250.00	81.00	(32.40)
Franchise Fees	0.00	33,198.52	30,000.00	(3,198.52)	10.66
IRP Road Fees	364.73	1,418.87	1,500.00	81.13	(5.41)
State Grants	0.00	141,601.22	160,000.00	18,398.78	0.00
Local Grants	0.00	500.00	0.00	(500.00)	0.00
Contributions From Other Entit	0.00	267.50	0.00	(267.50)	0.00

Private Liquor Club	0.00	0.00	1,500.00	1,500.00	(100.00)
Parks & Recreation	0.00	6,401.76	10,000.00	3,598.24	(35.98)
Parking Meter Revenues	0.00	2,852.13	6,000.00	3,147.87	(52.46)
Rents and Concessions	0.00	100.00	500.00	400.00	(80.00)
Fines, Fees and Court Costs	442.00	15,844.00	12,000.00	(3,844.00)	32.03
Parking Violation Fees	3.00	391.36	500.00	108.64	(21.73)
Interest Earned	22.28	2,232.36	2,000.00	(232.36)	11.62
Open- Transfer from Rainy Day Fund	0.00	0.00	110,000.00	110,000.00	(100.00)
Reimbursements	4,500.00	12,030.91	8,500.00	(3,530.91)	1,103.09
Refunds	4,231.07	4,744.57	0.00	(4,744.57)	0.00
Sale of Fixed Assets	0.00	0.00	5,000.00	5,000.00	(100.00)
Police reports	110.00	760.00	1,000.00	240.00	(24.00)
Video Lottery	269.02	3,791.55	4,000.00	208.45	(5.21)
Miscellaneous Revenues	88.00	3,519.22	17,357.00	13,837.78	(79.72)
Total Revenues	176,732.34	1,331,211.15	1,431,261.00	100,049.85	6.75
<u>Expenditures</u>					
Mayor	1,097.69	13,688.68	14,847.00	1,158.32	7.80
Council	2,153.00	25,547.24	29,832.00	4,284.76	14.36
City Clerk	10,027.02	74,406.53	110,011.00	35,604.47	32.36
Police Judge	912.22	10,116.27	11,579.00	1,462.73	12.63
City Attorney	1,000.00	11,000.00	12,000.00	1,000.00	8.33
Community Development Program	0.00	9,000.00	9,000.00	0.00	0.00
Elections	414.06	9,723.03	5,000.00	(4,723.03)	(94.46)
City Hall	13,632.61	108,796.98	143,731.00	34,934.02	24.31
Other Buildings	623.31	224,287.03	203,000.00	(21,287.03)	(715.59)
Police Department	41,563.04	346,230.67	345,523.00	(707.67)	(0.20)
Dog Warden	908.02	11,489.80	11,496.00	6.20	0.05
Rescue Squad	0.00	600.00	600.00	0.00	0.00
Fire Department	33,708.16	201,373.16	191,075.00	(10,298.16)	(5.39)
Streets and Highways	25,248.50	212,203.81	207,213.00	(4,990.81)	(2.41)
Street Lights	3,735.00	33,662.57	60,000.00	26,337.43	43.90
Health Department	0.00	5,087.00	5,000.00	(87.00)	(1.74)
Parks	5,260.17	29,538.02	33,242.00	3,703.98	11.14
Travel Council	0.00	425.50	500.00	74.50	14.90
Fairs and Festivals	0.00	4,510.40	4,875.00	364.60	7.48
Youth Programs	0.00	5,882.98	6,000.00	117.02	1.95
Library	0.00	5,100.95	5,000.00	(100.95)	
Beautification	0.00	6,306.39	5,000.00	(1,306.39)	(26.13)
Aging Program	0.00	5,000.00	5,000.00	0.00	0.00
Cemetery	186.50	186.50	0.00	(186.50)	0.00
Total Expenditures	140,469.30	1,354,163.51	1,419,524.00	(107,136.51)	(8.59)
Excess Revenues Over (Under) Expenditures	36,263.04	(22,952.36)	0.00	22,952.36	0.00

D. Approval of unpaid invoices

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

E. Resolution for budget revision

Mayor Mathews read the resolution to revise the current budget.

Councilman Jordan moved to approve the resolution as presented Councilman Basham seconded the motion and the motion passed by unanimous consent.

VI. Reports

A. Legal Notices, Clean-Up, Community Development

The city attorney appointed by the insurance company Jeff Molenda spoke regarding the agreement of settlement on the Fox culvert case. He recommended signing the agreement and getting this case settled. Joe Aucremanne attorney for Larry Fox stated that he believed the settlement was in best interests of both parties. Councilman Jordan moved to approve and sign the settlement agreement. Councilman Basham seconded the motion and the motion passed by a vote of all ayes.

Councilman Oxley moved to pursue looking into installing camera in the downtown area. Councilman Jordan seconded the motion and the motion passed on a vote of all ayes.

Mike Froble discussed the Hydropower project and the need to leave Mayor Mathews on the committee due to her working knowledge of the project. Council suggested Larry Meador, Cleo Mathews, and Joe Blankenship all attend the meetings until July 21. Councilman Oxley moved to allow Mayor Mathews to stay on the committee until July 21. Councilman Jordan seconded the motion and the motion passed on a vote of 2-0 with Councilman Basham and Mayor Mathews abstaining.

B. Department Heads/Action as Needed

1. Police Department- Mayor Mathews thanked the police department for their hard work during her administration.

2. Public Works- Mayor Mathews discuss some of the accomplishments of the Public Works Department during her administration. She stated that in her administration the Hospital access road was built for \$42,000.00 but in 1987 the road was proposed to be built for \$57,000.

3. Fire Department- Ray Pivont thanked Mayor Mathews for all of her support during the last eight years. Mayor Mathews said the fire department deserved a new fire station and hope that some of the things she got started will help in completing that project. Ray would like to sell a ladder that was damaged and had to be replaced. Councilman Oxley stated just to give it to the street department if they could use it.

4. Municipal Judge- Jude Shaver congratulated the new council and Mayor.

5. City Manager- Cris Meadows stated that the bills had all been paid at the end of the budget year and that enough money had been collected to do so. Mayor Mathews thanked Cris for all of his hard work and as she started all of these projects he found a way to get them done. She stated that she thought his greatest achievement was the construction of the technology building. Mayor Mathews thanked Diane Rice for all of her hard work in the office.

VII. Personnel- Mayor Mathews spoke about the many projects she has worked on over the last few years and stated with the many projects that are still in the works she believed that the city manager deserved a raise and she recommended a raise of \$2,000.00 in salary for the city manager. Councilman Jordan stated he would like to table it until next meeting.

VIII. Delegations/Public Input-

Donna Helms asked about a porch near her property and what had been done about it. Cris stated we had sent another letter and he needs to be ticketed. Council told Chief Martin to issue a five day correction notice and then a ticket if it is not taken care of.

Ms. Taylor spoke about the trash at a house on 1306 Temple Street.

Chuck Maxant spoke about a letter he received from city hall about his taxes and his building. He read a letter he received from city hall about his taxes and a hole in the roof of his building on Ballengee Street. He stated the return he submitted was the best he could do at the time as he was having an employee investigated for embezzlement. He also stated that the city should have done something about the adjoining building to keep it from falling on his as he warned them in the past. Mayor Mathews stated he had already received money from his insurance company to fix the hole and he needed to get it done.

Fred Long spoke about the CFM house and the City hosting a 4th of July picnic and invited all of the public down to the waterslide for free fun and food at the slide. Fred also stated the CFM house has filed an application for \$27,711.00 in grant money for restoration of the house through culture and history.

Virginia Fitzwater spoke about some houses around her and problems with them. Chief Martin was asked to look into them.

IX. Mayor and Council Reports-

Councilman Oxley thanked the city employees for their hard work.

Councilman Jordan thanked Mayor Mathews for her service and wished her well.

Councilman Basham thanked the fireman for their hard work protecting the city.

Mayor Mathews thanked the people who served on all of the city boards and commission they serve their communities well. She stated she was proud of the clean up that was accomplished beginning with the three houses at the top of the Avis Bridge; the two intersections at Bellepoint the house at 6th and Temple; the Harvey Pack Building; the Mountaineer Sanitation all of this was done to help clean up the community. She stated that she was great full for the financial stability that has happened because a lot of people have worked very hard.

The meeting adjourned on unanimous consent no time was noted.

X. Date of the next meeting is set for July 21, 2009

Mayor Joe Blankenship

City Manager/Cris Meadows