

Council Meeting  
Town of Nutter Fort  
9/10/2019

Mayor Sam Maxson called the meeting to order in council chambers at 6:30 pm.

Attendance: Recorder Rezin Hudkins, Councilors William Benincosa, Charlene Louk, Karen Phillips and Donald "Duck" Webster, Leslie Cummings, Code Enforcer Keith Kesling

Absent: Treasurer Julia Foley, (PW) Taylor Keith, Police Chief Ron Godwin, Fire Chief Jeremy Haddix

Guests: Jim & Charlotte Link, Brenda Riley, Linda Blake, Raetta Allen, Jody Forinash, Shirley Sheets, Kathy Powell, Brenda Riley

Minutes: Minutes of the August 27<sup>th</sup> Council Meeting (attached) were approved by unanimous vote after a motion by Duck Webster and second by William Benincosa.

#### Treasurer's Report

Leslie provided some information about the house on 302 WV Ave. After the title search was done it was determined the only lien holder on file was L&D Investments. L&D Investments also filed a deed rejection, but they still have the latest deed on file. Nathan Carrol and Johnny Brown are suggesting that we cover our interest by purchasing the property at the state auditors auction on October 2<sup>nd</sup>. They are worried that if we don't purchase the property and we spend the money to tear down the house that L&D Investment could come back and want the property after we invest the money to tear down. It could cost up to \$20,000.00 to tear it down. Duck stated we should move forward in purchasing the property with the exception that we sell it immediately after the house is torn down and the property is ready to sell. Approved by unanimous vote after a motion made by Duck Webster and a second by Karen Phillips. Leslie provided a handout of the home rule application and would like to get this completed by the next council meeting. We will have to study our B&O Tax because the town will have to reduce their income by 5% to implement the sales tax. The amount of money we would decrease by doing so would be around \$25,000.00 a year VS. gaining 500k a year with the sales tax. Retail and Service will be the ones affected. Doing this will allow us to dispose of property, annexation, on the spot code violations and more. Bridgeport and Clarksburg have already implemented this.

Accounts Payable (Attached) were approved by unanimous vote after a motion made by Rezin Hudkins and a second by Karen Phillips.

Unfinished Business: Duck asked about going forward with the tiny home ordinance. Sam stated there will be an ordinance put in place. Duck also asked about the lot beside the Fire Dept. Sam stated Taylor will work on it over winter but is currently running behind with other projects. Charlotte asked about Library Audit, Sam said they are working on it. They did have some questions, but Denver has yet to get back with them.

#### New Business:

2<sup>nd</sup> & Final reading for the change to 1725.F(2) regarding fees of vacant structures.

Approved by unanimous vote after a motion made by Rezin Hudkins and a second by Duck Webster.

Set Trick or Treat date and time: October 31,2019 @ 6-7pm. Nothing has been set for Trunk or Treat yet by the school.

Discussion on possible needle exchange Ordinance: A lengthy discussion was held regarding the needle exchange program and it was decided that we will come up with an ordinance to prohibit it in the Town of Nutter Fort city limits. Duck also brought up about the mission and not allowing it to move here either. Keith stated there is no building in Nutter Fort that could house that amount of people. RW would be the only building that could but it will take Millions to get that building up to code and that's why it has not sold. Sam said we will check into putting in an ordinance and get in touch with the city Attorney and get something going and have an ordinance for the next meeting.

Consider Board Re-Appointment for:

James Riley- Zoning Board of Appeals- Expiration 06/30/2024 (5 Year Term). Approved by unanimous vote after a motion made by Duck Webster and a second by Rezin Hudkins.

Sam wanted to let everyone know the School Board will be auctioning off 8.75 acres on School Street on Sept.20,2019 @ 10:00am

Also, they have removed everything from Advance Auto Fire. They will be rebuilding and opening within 60-90days if there isn't anything major wrong once there building engineers come to inspect the building.

Karen asked if we have figured anything with the Veterans Memorial. We need to check with the state to see what they will allow first. Then go from there and get with beautification committee and possibly set up a fund for it.

**Committee Reports:**

**Police Dept:** N/A

**Fire Dept:** N/A

**Public Works (PW):** N/A

**Code Enforcement:** N/A

**Public Comment:** N/A

Meeting adjourned by acclamation at 7:08 pm.

Respectfully submitted,

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Rezin Davis Hudkins IV, Recorder

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Sam Maxson, Mayor