

Fayetteville Town Council met in Regular Session on November 5, 2020 at 6:00 p.m. at Town Hall.

Present were Mayor Sharon Cruikshank, Recorder Zenda Vance, Council Members Stanley Boyd, Lori Tabit, Brian Good, Okey Skidmore, and Gabe Pena. Also present were Asst Fire Chief Steven Harp, Town Superintendent Matt Diederich, Chief of Police David Kinzer, Town Attorney Carl Harris, and Treasurer Kathy Williams.

Prayer was offered by Recorder Zenda Vance.

Mayor Cruikshank called the meeting to order.

Pledge of Allegiance was led by Okey Skidmore.

Mayor Cruikshank thanked the Fayetteville Fire Department along with the help from the Oak Hill, Boomer, and Smithers Fire Departments for responding to the fire at the Secret Sandwich Society.

Mayor Cruikshank asked for a motion to approve the minutes from October 1, 2020. Gabe Pena moved to approve and Lori Tabit seconded the motion. Brian Good, Stanley Boyd, Okey Skidmore, and Zenda Vance approved the motion. Motion carries 6-0.

Mayor Cruikshank asked for a motion to approve the minutes from October 22, 2020. Okey Skidmore moved to approve and Brian Good seconded the motion. Lori Tabit, Gabe Pena, Stanley Boyd, and Zenda Vance approved the motion. Motion carries 6-0.

Discuss and approve the Financial Report. Mayor Cruikshank asked for a motion to approve the Financial Report. Lori Tabit moved to approve and Zenda Vance seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Okey Skidmore approved the motion. Motion carries 6-0.

Proclamation for Christian Heritage Week in West Virginia November 22-28, 2020. This makes the 29th consecutive years for this Proclamation. Mayor Cruikshank asked for a motion to approve. Zenda Vance moved to approve and Lori Tabit seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Okey Skidmore approved the motion. Motion carries 6-0.

Proclamation for Remembering Marshall University November 14, 1970 – November 14, 2020. One of our Fayetteville citizens, Courtney Phillips Proctor and her husband Pete Proctor of Oak Hill were also on the ill-fated flight. Mayor Cruikshank asked for a motion to approve. Zenda Vance moved to approve and Brian Good seconded the motion. Gabe Pena, Stanley Boyd, Okey Skidmore, and Lori Tabit approved the motion. Motion carries 6-0.

Appoint to Board of Park and Recreation Commission: Christi McGraw 11-5-2020 to 10-30-2024. Okey Skidmore moved to approve and Lori Tabit seconded the motion. Brian Good, Gabe Pena, Zenda Vance, and Stanley Boyd approved the motion. Motion carries 6-0.

COUNCIL/BOARD REPORTS:

Stanley Boyd thanked the businesses and Street and Fire Department for pulling together and helping with the business that was lost due to fire.

Brian Good said it was good seeing the businesses helping with the fire in Town. While Brian was voting a Veteran came in to vote and people let him go ahead of them and it was so good to see the community showing.

Gabe Pena said there was a Go Fund Me Account set up for Secret Sandwich Society. So good to see everyone helping out.

Okey Skidmore thanked Town Employees for helping with the fire.

Lori Tabit thanked everyone for helping with the fire.

Zenda Vance thanked everyone for pulling together to help out with fire. Its so good to live in a Town where everyone helps each other out in time of need. Veteran's Day ceremony will be the Memorial Building November 11, 2020 from 12:15 to 12:45.

FIRE DEPARTMENT: Thanked Mark Reed and Michael Canaday for helping with traffic during the fire.

POLICE DEPARTMENT: Receiving a lot of complains of speeding on Maple Avenue. The Mayor asked them to put out the speed sign which warns people they are speeding and to run radar on Keller, Maple, and Nickleville

TOWN SUPERINTENDENT: SEE ATTACHMENT

VISITORS AGENDA: N/A

Budget Revision Zenda Vance moved to approve and Gabe Pena seconded the motion. Brian Good, Stanley Boyd, Lori Tabit, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on Second reading of Administrative Code Chapter Three Article 111 accessibility meetings like Zoom. Zenda Vance moved to approve and Brian Good seconded the motion. Gabe Pena, Stanley Boyd, Lori Tabit, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on Second reading of Parade and Assembly motion. Zenda Vance moved to approve and Okey Skidmore seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Lori Tabit approved the motion. Motion carries 6-0.

Discuss and act of Second reading on Amendment 111.01 (b) and 111.12 (b) to be compliant with State Code for Special Meetings. Stanley Boyd moved to approve and Lori Tabit seconded the motion. Okey Skidmore, Zenda Vance, Gabe Pena, and Brian Good approved the motion. Motion carries 6-0.

Discuss and act on Second reading on Amendment 1131.02. Zenda Vance moved to approve and Lori Tabit seconded the motion. Gabe Pena, Brian Good, Stanley Boyd, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on Second reading on Amendment 505.05 Livestock. Stanley Boyd moved to approve and Okey Skidmore seconded the motion. Lori Tabit, Zenda Vance, Gabe Pena, and Brian Good approved the motion. Motion carries 6-0.

Discuss and act on Second reading of taking the right of way from RT 16 to the corner of Lot 48 in what was the Midway Subdivision. Zenda Vance moved to

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approve and Gabe Pena seconded the motion. Stanley Boyd, Brian Good, Lori Tabit and Okey Skidmore approved the motion. Motion carries 6-0.

NEW BUSINESS:

Discuss and act on cleaning contract for additional services. The bill went from \$700.00 a month to \$1,400.00. Gabe Pena moved to approve and Brian Good seconded the motion. Okey Skidmore, Lori Tabit, Zenda Vance, and Stanley Boyd approved the motion. Motion carries 6-0.

Discuss and act on repeal 545.10 (was replaced with 550 Fireworks 9-7-2017). Stanley Boyd moved to approve and Gabe Pena seconded the motion. Lori Tabit, Zenda Vance, Okey Skidmore, and Brian Good approved the motion. Motion carries 6-0.

Discuss and act on repeal 925 Sewer Use Regulations. Okey Skidmore moved to approve and Gabe Pena seconded the motion. Lori Tabit, Zenda Vance, Stanley Boyd, and Brian Good approved the motion. Motion carries 6-0.

Discuss and act on repeal 927 Sewer-Charges. Lori Tabit moved to approve and Stanley Boyd seconded the motion. Brian Good, Gabe Pena, Zenda Vance, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on repeal 929 Water Regulations and Charges. Gabe Pena moved to approve and Lori Tabit seconded the motion. Brian Good, Stanley Boyd, Zenda Vance, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on repeal 931-Cross Connection and Backflow. Gabe Pena moved to approve and Zenda Vance seconded the motion. Brian Good, Stanley Boyd, Lori Tabit, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on first reading collection contract for court fines and cost. We would use Datamax and they would get paid 25% to collect the court fines. Okey Skidmore moved to approve and Zenda Vance seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Lori Tabit approved the motion. Motion carries 6-0.

Discuss and act on participating with United Way Denim for a Difference Day. It will run from November 16th thru November 20th and the cost to wear denim would be \$5.00 per day. Staff and others may donate any amount to the United Way. Gabe Pena moved to approve and Lori Tabit seconded the motion. Brian Good, Stanley Boyd, Zenda Vance, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on TextMyGov. A 2 year contract would cost \$4,500.00. Table until more information is received.

Discuss and act on Christmas Stipends of \$700.00 for full time employees, \$350.00 for part time employees and \$25.00 gift cards for Fire Department volunteers. Zenda Vance moved to approve and Gabe Pena seconded the motion. Brian Good, Stanley Boyd, Lori Tabit, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on Establishing the annual permitting fee for Vacation Rentals. The fee would be an annual fee of \$100.00. Council can come back in a year to revisit and see timeline and could change fees. Some people are keeping up with the fees. Gabe Pena moved to approve and Lori Tabit seconded the motion. Okey Skidmore, Zenda Vance, Stanley Boyd, and Brian Good approved the motion. Motion carries 6-0.

Discuss and act on requiring Fire Marshall inspection on Vacation Rentals. New code went in effect in August. There would be a \$35.00 fee payable to the Fire Marshall Office. Someone from the Fire Marshall's Office would have to do the inspection and give proof from the Fire Marshall to the applicant who would give to the Town. This would be required of all new vacation rentals. Okey Skidmore moved to approve and Lori Tabit seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Zenda Vance approved the motion. Motion carries 6-0.

Discuss and act on naming the lane of the old Midway Subdivision. After discussion, Mayor Cruikshank asked for a motion to approve the name as Fletcher Lane. Okey Skidmore moved to approve and Gabe Pena seconded the motion. Brian Good, Stanley Boyd, Zenda Vance, and Lori Tabit approved the motion. Motion carries 6-0.

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Discuss and act on heating system for Police Department. Several parts on the unit need to be replaced. Table until we can get prices on a new unit.

Lori Tabit asked for a motion to go into Executive Session to discuss a personnel issue. Zenda Vance moved to approve and Stanley Boyd seconded the motion. Council went into Executive Session at 6:57 p.m. and reconvened at 7:22 p.m. with no decisions rendered.

Discuss and act on Hazard pay for Police Department/Employees. Officer Chapman asked Council about the overtime pay. Town Attorney Carl Harris will check with Labor Board about compensation for working overtime. Zenda Vance moved to approve \$4.00 for all 3 quarters (April thru December) for Police Department and Gabe Pena seconded the motion. Brian Good, Stanley Boyd, Lori Tabit, and Okey Skidmore approved the motion. Motion carries 6-0.

Discuss and act on revisiting the 90 day evaluations for pay increase. Town Superintendent ask to raise Mark Phau from \$14.86 to \$15.50. Mark has his CDL license. Zenda Vance moved to approve and Lori Tabit seconded the motion. Brian Good, Gabe Pena, Stanley Boyd, and Okey Skdmore approved the motion. Motion carries 6-0.

Zenda Vance moved to adjourn the meeting and Lori Tabit seconded the motion.

Meeting adjourned at 7:55 p.m.

Mayor Sharon Cruikshank

Recorder Zenda L Vance

