STATE OF WEST VIRGINIA, COUNTY OF UPSHUR, CITY OF BUCKHANNON, TO WIT:

A regular meeting of the Buckhannon City Council was held on Thursday, June 4, 2020 at 7:00pm in City Hall. The following were in attendance:

Mayor	David McCauley	Present
City Recorder	Randy Sanders	Present
Council Member	Mary Albaugh	Present
Council Member	Pam Bucklew	Present – by phone
Council Member	CJ Rylands	Present
Council Member	Robbie Skinner	Present – by phone
Council Member	David Thomas	Present
Assistant Recorder & Director of Finance	Amberle Jenkins	Absent
City Attorney	Tom O'Neill	Present
BFD	Chief JB Kimble	Present - by phone
BPD	Chief Matthew Gregory	Present
Director of Public Works	Jerry Arnold	Absent
Grants & Information Coordinator	Callie Cronin Sams	Present - by phone
The Record Delta Newspaper	Karli Hamrick	Absent
Channel 3	Brian Demasters	Present
Channel 3	Rodney Irvin	Present
Channel 3	Dennis Cortes	Present
The Intermountain Newspaper	Amanda Hayes	Absent
MyBuckhannon.com	Katie Kuba	Present

Guests-all by phone; all representing the Trails Lease request (B.1): Nathan Fetty, J.J. Ford, John Weber, Rachel Weber, Julia Kastner, David Black, Kirsten Coit-Fetty, Roseanne Walker, Scott Creak, Samuel Walker, Chris Sappey and Brandon Williams.

City Council of Buckhannon – 7:00 pm in Council Chambers Meeting Agenda for Thursday, June 4, 2020

Channel 3 is Live Streaming our City Council Meetings here: https://www.facebook.com/ch3buckhannon/

Please send public comments to <u>buckhannon@buckhannonwv.org</u> via email or drop them in the mail, or dropbox behind City Hall.

A. Call to Order

- A.1 Moment of Silence
- A.2 Pledge to the Flag of the United States of America
- A.3 Mayor's Greetings
- A.4 COVID-19

B. Recognized Guests

B.1 Nathan Fetty-Trails Lease

C. Department & Board Reports

- C.1 Information Coordinator/Grant Researcher- Callie Cronin Sams
- C.2 Public Works Director- Jerry Arnold
- C.3 Finance Director- Amberle Jenkins
- C.4 Fire Chief- JB Kimble
- C.5 City Attorney- Tom O'Neill

D. Correspondence & Information

- D.1 Mayor's Proclamations & Opening Remarks-Athlete Day-BUHS Champions' Day at Jawbone Park on 05/28/2020
- D.2 Mayor's Memorial Day Address-Heavner Cemetery on 05/25/2020
- D.3 Mayor's Statements-Abandoned Mine Land Grant (AML) & WVDOH Transportation Alternatives Program Grant (TAP)
- D.4 Report of Cat & Dog Activity-Upshur County Commission-March & April 2020
- D.5 ART26201-Colonial Theatre Gallery Dedication-UC Schools Youth Art Exhibition on June 5, 2020 at 4pm

E. Consent Agenda

- E.1 Approval of Minutes-Regular Meeting 05/21/2020
- E.2 Approval of Building and Wiring Permits
- E.3 Approval of Payment of the Bills
- E.4 Event Request-Support Rally-Candlelight Vigil at Jawbone Park on Friday, June 5, 2020 at 7:30pm

F. Strategic Issues for Discussion and/or Vote

- F.1 Approval Revised City of Buckhannon Employee Handbook
- F.2 Adoption of Relaxed Measures- COVID-19 Pandemic
- F.3 Community Meeting: Development of Madison Street Property after July 2, 2020
- F.4 Authorizing Execution of Lease Agreement Arch Coal RE: BU Trails Expansion
- F.5 Authorizing Execution of Agreement to Accept DOH Grant RE: Elizabeth Poundstone River Walk Trail Extension
- F.6 WVDOH RE: 33 West Traffic Study Update

G. Comments and Announcements

- G.1 Mary Albaugh
- G.2 Pamela Bucklew
- G.3 C J Rylands
- G.4 Robbie Skinner
- G.5 David Thomas
- G.6 Randall Sanders

H. Mayor's Comments and Announcements

I. Adjournment

Posted 06/01/2020

Next Regular Scheduled City Council Meeting Thursday, June 18, 2020

A. Call to Order

- A.1 Moment of Silence
- A.2 Pledge to the Flag of the United States of America
- A.3 Mayor's Greetings
- A.4 COVID-19

The Mayor called the meeting to order and delivered these remarks:

CITY OF BUCKHANNON - MAYOR'S OPENING STATEMENT - June 4, 2020

Good evening. For the past three months now, we've started our Council meetings discussing pandemic matters. I'm digressing from that practice this evening, because there's something even more important occurring across our nation right now. Citizens expect their leaders to weigh in on events of concern to them especially during crises. So I suppose tonight's address may be seen by some as merely obligatory words, another flapping of the jaws by someone who offers few answers. Admittedly-I have few answers, but I do want to share some ideas as we move forward as a community being mindful of that horrible event occurring in Minneapolis on May 25 that now 10 days later continues to resonate throughout our country. The videoed killing of George Floyd that we've watched over & over has shaken us to our core.

There were so many forebodings, warning shots if you will- that for whatever reason we as a society collectively failed to heed. I opened our August 17, 2017 City Council meeting with thoughts on the riot in Charlottesville, Virginia. My opening statement that evening included this passage- "In wake of the horrible events occurring in Charlottesville, Virginia, last weekend, we here in our Buckhannon-Upshur community need to be united & vigilant in our rejection of hate & those who would seek to exploit it here. Charlottesville is only 174 miles from Buckhannon. It takes but three & a half hours to get to there from here. By almost all accounts, Charlottesville also had been seen as an inviting, tolerant, & inclusive community, the home to one of our nation's preeminent institutions of higher education- the University of Virginia. What happened in Charlottesville- could happen anywhere." Some scoffed at those remarks.

Out of Charlottesville, we organized our Diversity Appreciation Coalition. We came together to recognize Hall of Fame football coach Ace Mumford, a black man who was born just a couple of blocks down the street on Sedgwick Street. We recognized Yee B. Doo, a former laundry operator from the 1920s & an emigrant from China. Out of that riot in Virginia, our City began to sponsor the lighting of the menorah each December in Jawbone Park. We have performed our 82 sentences of Dr. King's "I Have a Dream" speech during Black History Month each February. We have actively celebrated Women's History Month in March by honoring great women of our community's past such as Jean Lee Latham, Binky Poundstone, Joyce Stockert, & Mary Gibson. We've supported PrideFest in June in Jawbone Park. We've sponsored exercises to heighten awareness of the need to be ADA compliant as we seek to improve inclusion of all of those with disabilities in all that we do. Our City has supported giving fresh chances & hope to recovering addicts while paying tribute to those who've died from the drug scourge during Black Balloon Day & hearing the testimonials of those who're in recovery during our Hope And Help Assemblies.

Our own police department began the labor-intense process of seeking full, professional accreditation through CALEA which exercise among many other things- includes commitment & ownership by ALL of our officers to maintaining respect for ALL people at ALL times. I'll ask Chief Gregory to comment on his Department's efforts in a few minutes. We need to call upon our Diversity Appreciation Coalition again to make recommendations as to how we as a community may contribute solutions to ending racism here, to develop our own path forward.

I've held up this little orange sign for the past three years now as a reminder that we all need to be more welcoming, inviting, & inclusive with our College students regardless as to their race, ethnicity, religion, or orientation. We want them all to feel that this really is THEIR home among THESE hills. Soon, a new wave of Wesleyan students will come to be a part of our community. A number of them will be black. What will we do? How shall we greet them? I encourage everyone to display this sign available to you at City Hall- bearing the simple message-

WE ARE ALL IN IT TOGETHER!

& by "WE" ... WE mean everyone.

Everyone is a valued someone here.

You are WE-lcome here!

Our community, our citizenry, our local government, our activities, our businesses, our schools, & special events are all-inclusive.

It doesn't matter what your race, religion, gender, orientation, or disability is- as YOU are part of US! Buckhannon is glad YOU are here!

So-however you're feeling this evening- sad, angry, numb- whatever your sensation is- there are some things I'd ask us all to think about together as a community as we seek that positive path forward. First, how do we move past racism & prejudice of all forms? How can we embrace the ideals that we as a people must include everyone in all that we do while recognizing the obvious reward that we are stronger as a society when we are inclusive? How do we come to the collective realization that there are NO second-class citizens, that we all stand equal before the law & within our societal institutions? Silence is not an option. Silence respecting an issue such as racism makes us complicit. We must find our voices in support of our friends who for far too long have been victimized by racism.

Second, how do we peacefully maintain our resolve to effect substantial changes as we achieve inclusivity? Our answers cannot come from violence, or rioting, or looting, or tearing down those very facilities that we all aspire to enjoy together. Destruction of any property, public or private, is senseless & cannot be tolerated by any of us no matter how outraged we are by our previous failures to defeat racism. One of those interviewed during the past few days said something very poignant along these lines. "Don't act- what you oppose." What happened to George Floyd & what has happened to all too many black Americans is criminal. Don't do something that's criminal to protest criminality. Through peaceful protests & demonstration, we all together can change the world for the better.

Third, & being mindful that one bad apple does NOT spoil the barrel- we need to appreciate how fortunate we are to have excellent, highly trained, & professional, police officers- here in our community & I believe throughout most of our country- who would never subscribe to anything remotely resembling what occurred on May 25 in Minneapolis. We can easily reconcile our subscription to the notions addressed in the first two points with this third one. If there are systemic problems with police in our society, we must move to eradicate those issues through proper channels. Chief Gregory, City Attorney Tom O'Neill, & I are collaborating on an exercise with the members of our police department that will reemphasize & reiterate our City's commitment to treating everyone fairly & the same- embracing total professionalism.

I'd like to call upon Chief Matt Gregory for his remarks-

Chief Matt Gregory remarks:

A sacred respect for the constitutional law is the vital principle, the sustaining energy of a free government. – Alexander Hamilton

As keepers of the peace, we at the Buckhannon Police Department embrace the principles of our United States Constitution. We believe that the freedoms and protections this document affords to ALL PEOPLE and not just certain people, are the hallmarks of our society. We believe in fairness, justice, and equality and that the principle of due process applies to EVERYONE.

Each and every day, the officers of the Buckhannon Police Department work to exhibit these ideals. Whether it be in our encounters with the community or through our investigations, these concepts are encapsulated within our Vision and Values statement, which states the following:

The Vision of the Buckhannon Police Department is to provide the community with professional law enforcement service while establishing lasting community partnerships.

In support of this Vision, the following Values will guide our day-to-day behavior and decision-making:

- Integrity
- Professional
- Respect
- Fair
- Compassionate
- Community-Oriented

As we continue along our journey for full, professional accreditation through CALEA, the standards and best practices of this process will be our guiding light. And through it all, we will serve our community with the utmost commitment and dedication.

The Mayor concluded with these remarks:

We... all of us together- are Buckhannon strong. As we engage in our moment of silent reflection this evening- I ask that we particularly keep close to our hearts the victims of racism everywhere, understanding that there are residents here among us, including black residents- who are hurting & afraid this evening. Let's lessen their pain & fear. Tomorrow evening at 7:30, our community will come together in Jawbone Park for a peaceful vigil, our next step in ending racism. Please keep all of our friends in need in our best thoughts & prayers this evening.

Mayor David McCauley

This was followed by the Pledge to the Flag of the United States of America led by Chief Gregory.

B. Recognized Guests - Nathan Fetty, J.J. Ford, John Weber, Rachel Weber, Julia Kastner, David Black, Kirsten Coit-Fetty, Roseanne Walker, Scott Creak, Samuel Walker, Chris Sappey and Brandon Williams were all present by phone to discuss a proposed Lease Agreement with Arch Coal for the BU Trails Expansion. Nathan Fetty lead the discussion on the history of this project and the benefits of moving forward with it. Many of the other participants weighed in on the positive aspects of having this expansion of our Trails.

Motion to bring F.4 Authorizing Execution of Lease Agreement Arch Coal RE: BU Trails Expansion to the table and for approval was made by Thomas/Rylands. Indexed City Agreements A301.

Further discussion took place including support by Council Member Skinner; an explanation of the lease by City Attorney Tom O'Neill; additional support by Council Member Thomas.

The Mayor then made a call for the question. The motion passed unanimously.

C. Department & Board Reports

C.1 Information Coordinator/Grant Researcher- Callie Cronin-Sams - Callie has been monitoring the email and reported that no questions for Council had come in as of now. Callie

thanked the efforts of Channel 3 in broadcasting our Council Meeting. Callie then provided the following report of the Social Media, PR and Grant activity:

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Title

The Buckhannon Police Dept. Seeks the Public's Help Locating Suspect Blaine Browning: If you see this individual, call 911 Immediately

Tire Amnesty Day Scheduled for this Saturday has been Canceled

Gateway West Phase II Construction Activities to begin Thursday; New ADA-compliant Sidewalks and Period LED Lighting to be installed along West Main Street and the Old Weston Road

Mayor's Statement on recent Grant Developments

Upshur County Schools Presents Youth Art Exhibition at the Colonial Theatre June 5

City Hall, Parks, Open to the Public with Social Distancing Measures in

Name the New Street Contest

Champion's Day at Jawbone Park!

Order & Notice of Special Election for Continuation of the Charles Gibson Public Library Excess Levy

Call for Election

Memorial Day Program at Heavner Cemetery

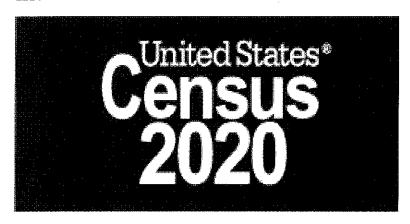
City's Timeline to Re-Open City Hall, Parks, Gibson Library to the Public

Grants:

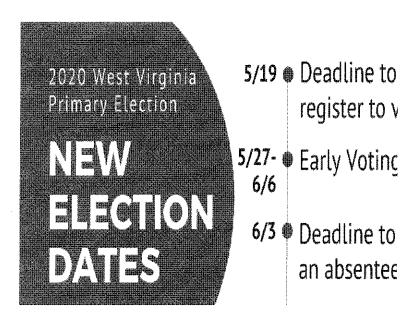
Submitted WV Humanities Council Grant for WV Strawberry Festival; PATH (5K Routes), Buckhannon Volunteer Center, REAP Recycling Truck

Researching alternatives for SYCC/Riverwalk due to AML Pilot

LED:



Learn more at 2020census.gov.



C.2 Public Works Director- Jerry Arnold – Mr. Arnold was not in attendance, so the Mayor gave an overview of his report that was filed earlier:

Buckhannon City Council
Public Works Director Report
June 4, 2020
Jerry Arnold

Director:

• The survey for the hospital secondary emergency access has been completed and the boundaries will be staked out next week.

Street:

- Continue working on Fike Lane
- Started demolition on Gateway West Project.
- Parks are opened but please continue to social distance and no groups of 25 or more.

Sewer:

• Crew 1 - Continues to work on the 33 West Northside Sewer Extension

- Crew 2 Completed a storm sewer drop at 11 Henry Street and will be starting the Jaing sewer line on E. Main St.
- Maintenance Crew- Have been doing some interior painting and will be repairing some road cuts.

Water:

Nothing new to report.

Waste:

 We will be resuming commercial recycling on Monday, June 8th and residential curbside pick-up on Tuesday, June 16th.

Engineering

Elizabeth J. "Binky" Poundstone Riverwalk Trail Extension No. 4 - Received notification from the Governor's office earlier this week that one of the City's two TAP applications has been approved. The \$50,000.00 grant will be used for the engineering design and surveying phase of the project from the Marion Street / Railroad Street intersection to Monongalia Street that, once completed, will be used during the construction phase of the extension once grant monies from the WVDOH become available.

C.3 Finance Director- Amberle Jenkins – Ms. Jenkins was not in attendance, so the Mayor gave an overview of her report that was filed earlier:

Amby

Council report 6-4-2020

Balances

General Fund MM/cking

\$760,331 (\$864,374 less \$104,043 transferred to SYCC from donations)

General Fund CD

\$84,557

Historic Landmark Savings

\$3,023

SYCC Capital Campaign \$333,395 with \$12,000 pledge

Donations received March, April, May --\$100,000 from Citizens Bank; \$300 from David McCauley;

\$200.00 from Community Bank

Coal Tax

\$58,992

Municipal Stabilization

\$514,243

Flood Control

\$9385

Sales Tax Acct

\$31,250

Linvoiced Upshur County for \$8633 for COVID reimbursements.

C.4 Fire Chief- JB Kimble – Chief Kimble gave Council the following report for May 2020:

- 1. 90 responses in May 2020, compared to 120 in May of 2020
- 2. YTD 462 calls for service, down 17% due to covid-19
- 3. 821 hours of training YTD, down around 20%
- 4. Hurst rescue tools will be demonstrated Friday 6-5-2020 at 5pm in our parking lot
- 5. Truck bids were opened, 3 companies bid, one company presented 2 bids with different cab configurations for a total of 4 bids. Truck committee will review for bid assurance on specifications and will report to Amby next week
- 6. JH consulting is completing our strategic and COOP plans
- 7. Continue to meet with Chief Gregory almost on a daily basis about ongoing operations
- 8. Attending stakeholder meetings on COVID-19
- 9. Finishing QA/QI policy for all emergency responses
- 10. Updating all SOG's they were written in 2011, will have to be reviewed annually for accreditation
- 11. Working with Amby finishing up on the 2019/20 budget. We are currently purchasing equipment for the new truck with some of this year's budget

- **C.5 City Attorney- Tom O'Neill –** Mr. O'Neill deferred his comments to the Strategic Issues for Discussion and/or Vote period of our meeting.
- D. Correspondence & Information The Mayor reviewed the following with Council:

D.1 Mayor's Proclamations & Opening Remarks-Athlete Day-BUHS Champions' Day at Jawbone Park on 05/28/2020

CITY OF BUCKHANNON – MAYOR'S REMARKS AT
BUCKHANNON-UPSHUR STUDENT-ATHLETE DAY – May 28, 2020 – 2:00 P.M.
CHAMPIONS' DAY AT JAWBONE PARK

It's my great pleasure to welcome everyone to what is really the first day of its kind here- our celebration of BUHS student-athlete Champions' Day this afternoon. This event was spawned by our inability to recognize accomplishments of our BUHS student-athletes from late winter & early spring when the pandemic quarantine began, & our Council meetings became less available to the public. So- to atone for our covid-19 limitations- today is our community's opportunity to do what we would have traditionally done back in March & April one champion at a time per meeting, but today altogether on Champions' Day.

Our City's partnership with our Upshur County school system has never been stronger, & we've steadfastly recognized the academic, co-curricular, & athletic excellence of our youth in recent years. Our kids are in fact our tomorrow; they are our future, & their accomplishments need to be featured. Such recognition is a vital element to our community's success. We are so blessed to work so closely together with schools' superintendent, Dr. Sara Stankus, assistant super Dr. Debra Harrison, & our excellent Board of Education members. We also welcome our high school principal, Eddie Vincent, & our athletic director, Rick Reynolds.

We are all greatly invested in our community, & I can tell you everyone here has bought into that ole line that "we're all in it together." I have to recognize County Commissioner Sam Nolte who was so instrumental in realizing our new wrestling complex adjacent to our high school just a few years ago. Samthank you! That facility is helping to bring us champions, & facilities matter.

I'll be ably assisted today by City Recorder Randy Sanders. Randy's served as our City Recorder for nearly a year now, & has taken to the job like a fish to water. Before we get into the student-athlete presentations, I'll ask Dr. Stankus to bring us greetings from our school system.

[Dr. Sara Stankus]

The month of February was an outstanding one for our BUHS athletic squads. For three consecutive weekends in February, our high school students came home champions. On February 15, our Air Rifle squad traveled to Morgantown, sending two teams to compete for a championship. The two teams couldn't both win the championship, but they came close- finishing first & fourth in the State! Coach Russ Warner & your team please join us up front.

[Air Rifle Team Championship Proclamation]

On February 20 & 21, our BUHS swim team headed to Morgantown to the new Aquatic Center at Mylan Park. The girls' 200 meter freestyle relay unit took first place in the State. Coach Will Squires & ladies please join us up front.

[200 meter freestyle relay proclamation]

Cadence Vincent & Coach Squires, if we could keep you here for a bit longer. Ladies & gentlemen, the fastest high school female swimmer in the history of West Virginia is right here with us today. Cadence recorded a State record, 23.69 seconds in the 50 meter freestyle, & nearly won the 100 meter freestyle, finishing second. Ms. Vincent is a freshman!

[Cadence Vincent proclamation]

On February 28 & 29, some of our BUHS Wrestling squad headed to Huntington. Two of our grapplers especially excelled. Jacob Smithson, Julius Hobbs, & Coach Jacob Orr, please join us up front.

[Jacob Smithson proclamation]

On February 29, one young man came home as the eighth State wrestling champion in B-U history. By the way, Julius has another year to grapple for BUHS, so we're penciling in another State championship for 2020!

[Julius Hobbs proclamation]

Ladies & gentlemen, we thank you all for attending today. It's important that we pause from the grind & recognize accomplishments & excellence such as those realized by some of our fine, young residents of our B-U community such as those here today. Thanks you students, you've made us all proud! Please plan on joining us on Friday, June 5 at 4:00 p.m. as we dedicate the newly completed Gallery at your Colonial Theatre & feature our Youth Art Exhibition representing the artistic talents from every school in our terrific school system!

D.2 Mayor's Memorial Day Address-Heavner Cemetery on 05/25/2020

Mayor David McCauley Memorial Day Address – Monday, May 25, 2020 <u>Veterans' Chapel, Heavner Cemetery, Buckhannon, WV</u>

Good afternoon honored members of VFW Post #3663 & Frank B. Bartlett American Legion Post #7, distinguished guests, ladies, & gentlemen. I'm privileged again to bring greetings to you from City Hall, & I welcome you all to your Veterans' Chapel & our Heavner Cemetery on Memorial Day 2020. Today on this glorious day, amid a most challenging time for our world- our community honors all of our veterans of military service being particularly mindful of those who paid the supreme sacrifice for our freedom & liberties.

Amid this pandemic of 2020, we should be mindful that during the last global pandemic of 1917-20, that from September through November of 1918 alone, nearly 40% of our U.S. navy & army personnel were sickened by the Spanish Flu. Influenza & pneumonia killed more American soldiers & sailors during WWI than did enemy weapons. By our War Department's most conservative count, influenza sickened 26% of the Army—more than one million men—& killed almost 30,000 before they even got to France. The Navy recorded 5,027 deaths & more than 106,000 hospital admissions for influenza & pneumonia out of 600,000 men.

But back to today. It's been my distinct honor to address you on many previous Veterans' Days, Memorial Days, Flag Days, & other celebrations of your military service during my 37+ years of residing here in our beloved town. I've shared my pride for my dad who we lost in August of 2018 at 98, & who served in the U.S. Army in the Philippines & as part of the force that occupied Japan with General MacArthur.

Our Buckhannon-Upshur community regularly celebrates & honors our wonderful veterans in a number of ways. In addition to our Flags for the Fallen program here, our City honors our veterans with the Walk of Valor from Memorial Day through Veterans' Day. If you haven't been to our Jawbone Park to see the hundreds of Veterans' banners displayed, please do so, it's an uplifting experience. We appreciate the folks with Create Buckhannon, the Opportunity House guys, & our City Streets' crew who just installed this year's banners in Jawbone last week.

Year before last, I requested the installation of flagpoles at all of our City facilities, including the Sewer & Water plants, & our Waste Collection facility out at Mud Lick Run. There is a place that you can stand down at our public safety complex & view Old Glory waving proudly from six City installations. I want to thank our Combined Honor Guard for making the tour with me last year to dedicate each of the newly installed flagpoles at all of our City facilities.

Our Veterans' chapel here- this sacred ground- displays by branch of service those who've protected us. Our Veterans' Affairs Council chaired by Mary Albaugh has been very active in touting the heroism of our veterans in our schools & throughout our community. Our American Legion Post received national accolades for their patriotism module now instructed in our Upshur County schools. Special thanks to Bob Post who was a substantial contributor to that effort.

As you've heard me say on many occasions, our children must be made aware of the service of those who came before them to fully appreciate all of our many freedoms & liberties- to know that all that we enjoy in this great nation has been made possible by our having been protected by our heroic veterans of military service. The high quality of life that we enjoy in the U.S. didn't just happen- rather it has been fought for over & over, & vigilantly protected for nearly 244 years now. Today's threats to our Republic & our way of life continue to be challenged every day.

Pardon my borrowing one of the most celebrated & oft quoted lines about military service from a non-American, coming from one of our great allies, who so perfectly captured the tribute to England's Royal Air Force. Early on during the 13-month long, Battle of Britain, & on August 20, 1940, still nearly 16 months before the United States entered World War II, Winston Churchill lamented, "Never in the field of human conflict was so much owed by so many to so few." How apt those words are- when we reflect upon the service of our own U.S. military veterans. Indeed- never has so much been owed by so many... to so few. It's disheartening that many of today's Americans take so much for granted, that there are many who feel entitled to their freedom & liberties without appreciation of the sacrifice of our service veterans that made that freedom & those liberties possible. Our veterans have earned our eternal respect, & shall always command our most humble thanks.

In closing, we continue to support former VFW Commander Larry Brown in his ongoing battle for good health, & all of our veterans with illness & infirmities, & we will always stand by, thank, & remember each of you- and love you all- for your sacrifices & excellent service to your country, & our great nation, & for us all. God bless our veterans. Enjoy the rest of your Memorial Day weekend while remembering the solemn reason for this day.

D.3 Mayor's Statements-Abandoned Mine Land Grant (AML) & WVDOH Transportation Alternatives Program Grant (TAP)

CITY OF BUCKHANNON – MAYOR'S STATEMENT– June 1, 2020 Abandoned Mine Land Grant Application – River Walk Trail Extensions & Stockert Facility WV Dept. of Transportation's Transportation Alternatives Program – River Walk Trail Extensions

While we were disappointed in the announcement on May 28 from Charleston that our City's Abandoned Mine Land (AML) grant application was denied while 12 other projects primarily in southern West Virginia were funded, we will continue our efforts to explore funding from all sources to realize our project's completion including reapplication for AML funding for the 2020-21 cycle. We understand that \$25 million will be made available to West Virginia for 2020-21. Last year, 2018-19, we were hopeful, but this year we were optimistic about our opportunity to be awarded grant funds. Last year, we received a critique from the West Virginia Department of Environmental Protection, & revised our grant application accordingly.

In examining previous successful grant applications from 2018-19, it appeared that Buckhannon hadn't requested enough funds to merit AML grant funding. So, we took the \$1.8 million application & expanded our project into a \$3.8 million one. It was suggested that we hadn't identified enough anticipated tourism expansion & economic growth for our community from the project, so- we greatly enhanced those elements of our grant application. We incorporated information regarding the greatly reduced coal mining in Upshur County, which is what the AML program is largely about. We told our community's story including the 2006 Sago Mine disaster here. We took all of the recommendations from the State & improved our application. It's difficult to imagine a better project for AML funding.

While we are not currently privy to the other grant applications around the State including those projects that were funded, we can state with great confidence that our application was a well assembled one addressing all facets of the 2018-19 critique. Our application was well researched & considerable time was allocated to the submittal by our staff. Our City will continue to be vigilant to explore funding methods to extend our Poundstone River Walk Trail & to develop our Stockert facility as the trail head. While we may be temporarily disappointed, we won't be deterred. We'll be very highly receptive to any additional critique from DEP & Charleston concerning denial of this year's grant application. We continue to be uplifted by the generosity of our many donors who've gotten us to nearly a half million dollars in funding for our new building at Stockert. We'll assuredly overcome today's disappointment, remaining focused on achieving our goal at realizing a high-quality building as soon as possible.

To summarize the twelve (12) 2019-20 projects that were selected by Gov. Justice for funding:

(1) Boone County	\$3.38 million	ATV resort
(2) Fayette County	\$1.5 million	Sewer project
(3) Kanawha County	\$960,000	Wildlife education center
(4) McDowell County	\$1 million	Renaissance center
(5) Mingo County	\$2.7 million	Campgrounds & cabins
(6) Preston County	\$1 million	Trailhead
(7) Raleigh County	\$7.65 million	Sewer project
(8) Raleigh County	\$2.125 million	Water project
(9) Raleigh County	\$1.32 million	Water project
(10) Tucker County	\$818,000	Water project
(11) Wayne County	\$250,000	Lodge, cabins, tennis, basketball
(12) Wyoming County	\$4.5 million	Water project

To recap, only \$1.82 million of the total \$27.2 million AML funds were assigned to northern counties and \$25.38 million was allocated to southern counties. This means that northern counties received only 6.69% of all funds awarded.

On a more positive note, just today we were notified by Governor Justice's office of our grant application approval for \$50,000 that will permit us to extend our River Trail another .37 of a mile, or another 1,930 linear feet from Marion Street to Monongalia Street. The next logical extensions of our River Trail would be from Monongalia Street to the former Moore's plant, & then on to the Tallmansville Road behind our Middle School. We thank the State of West Virginia for this generous award that will edge us closer to our 20-year goal of extending our River Trail to our high school & beyond. Successful funding of our AML grant application will take the River Trail all the way to Sago on the south, & Pringle Tree Park to the north.

Since 2016, Buckhannon has benefited tremendously from various state, federal, & private foundation grants. Those grants & projects include:

	(1) Gateway West TAP \$412,2 Phases I, II, & III	17	ADA compliant sidewalks & street lighting
	(2) FEMA Generators	\$1,951,847	Generators at City water & sewer plants, lift stations, & Public Safety Complex
	(3) Downtown ADA ramps	\$944,100	Sidewalks & street ADA ramps
	(4) Early Warning Monitor Systems	\$114,647	Electronic monitoring of raw water source (Buck. River) for contaminants
Theatre	(5) Colonial Theatre	\$230,000	Restoration of theatre for youth arts & Buck. Community
Theant	; T		
	(6) North Buckhannon \$43,285 Riverfront Park		Improvements, sec. cams, fencing, paving, ADA parking, sidewalks, etc
	(7) Volunteer Center	\$48,823	Established City Volunteer Center
	(8) REAP Litter Control \$5,000		Property cleanup
	(9) REAP Recycling	\$50,000	Recycling equipment & vehicle
	(10) Wonder & Grow	\$3,000	Stockert Youth & Community Ctr.
	(11) WVU Physical Fitness	\$4,993	
	(12) Green Infrastructure \$4,000		
	(13) Families Leading Change \$1	,000	
	(14) HRSA Rural Comms. \$197,17	76	Opioid Response
	(15) First Energy Foundation	\$10,000	Colonial Theatre
	(16)) WVDEP	\$500	Clean City Program
	(17) WV DOH TAPs Grant	\$50,000	River Trail extensions
	Total	\$4,021,759.50	

The average <u>annual</u> amount of grants awarded to our City during the past four years is \$1,005,439.88 These funds have greatly enhanced our high quality of life in our City, but particularly have benefitted our youth, those seeking to be healthy, those who are challenged in their ability to move about, public safety, utility support, & the public arts. Our City is very highly appreciative of the source providers for all of our many grant awards.

D.4 Report of Cat & Dog Activity-Upshur County Commission-March & April 2020

LEWIS-UPSHUR ANIMAL CONTROL FACULTY REPORT ACCOUNT OF CATS JAMELLA COCHRAN, SUPERVISOR OF ANIMAL SERVICES (HARCH) 1020

Jason, Knicely, Animal Control / Humane Officer Monthly Animal Report

March 1-31

THANSACTION	UPSHUR	LEWIS	TOTAL
Cats brought in by City Trapper	5	Q	5
Cats brought in by Animal Control Officer	2	0	2
Cats brought in by County Residents	10	4	14
Cats brought in by Law Enforcement	0	û	0
Cats In Orap Bax	8	ø	0
Cats Quarantined	Q.	0	0
Cat returned to owner	1	Ü	1.
Cats Escaped	0	6	0
Adoptions:			
With Charge	6	2	ŧ
Without Charge	ű	0	0
Rescues;			
With Charge	0	0	0
Without Charge	10	2	12
Buthanasia:			-
Owner Request	0	0	0
Other	0	3	3

TRANSACTION	#
Animals picked up by ACO:	
Dogs	1
Other	
Animals returned to Owner by ACO:	
Dogs	
Other	
Animals Delivered to LUACF;	h in the state of the
Dogs	18
Other	
Animals Quarantined by ACO:	
Dogs	
Other	
Ahimals Terminated:	
Dogs	
Other	[
Total Number of Hours Involved	84

Janille & Carl	420 4-6-2030
/\$lignature	Date

Mary 4, 9-26

LEBVIS-UPSHUR ANIMAL CONTROL FACULTY REPORT ACCOUNT OF CATS JANELLA COCHRAN, SUPERVISOR OF ANIMAL SERVICES (April) 2020

TRANSACTION	UPSHUR	LEWIS	TOTAL
Cats brought in by City Trapper	0	0	0
Cats brought in by Animal Control Officer	g	0	0
Cats brought in by County Residents	2	5	2
Cats brought in by Law Enforcement	0	0	0
Cats In Drop Box	0	0	0
Cats Quarantined	O.	0	j ₀
Cat returned to owner	G	Ð	į)
Cats Escaped	, 6	0	0
Adoptions:		***************************************	1
With Charge	. 1	2	3
Without Charge	e	0	Đ
Rescues			
With Charge	0	0	p
Without Charge	3.	0	1
Euthanasia:		Y*************************************	
Owner Request	1	ĝ	1
Other	Ġ	a	á

Janelle & Cochran	55	2020
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łason.Knicely, ANIMAL CONTROL / HUMANE OFFICER MONTHLY ANIMAL REPORT April 1-30

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D.5 ART26201-Colonial Theatre Gallery Dedication-UC Schools Youth Art Exhibition on June 5, 2020 at 4pm

NEWS RELEASE

For Immediate Release May 27, 2020

UPSHUR COUNTY SCHOOLS PRESENTS YOUTH ART EXHIBITION JUNE 5

BUCKHANNON, WEST VIRGINIA - Buckhannon residents will finally get a chance to step inside the new Gallery space in the Colonial Theatre for the first event to be held in the new Gallery space. Previously scheduled for opening March 14, during Youth Art Month, the reception was postponed as a result of the COVID-19 school closures. The county-wide art exhibition featuring student artworks will now open at the Colonial Theatre with a ribbon-cutting and Gallery dedication on Friday, June 5, 2020, from 4-8pm.

The fine art exhibition, free and open to the public, marks the first time that all Upshur County School students will have the opportunity to participate in a multi-school exhibition of their own artworks. Both two- and three-dimensional artworks will be on display, and refreshments will be provided.

Keeping with current COVID-19 safety and social distancing protocols, the ceremony will be conducted by Mayor David McCauley with the assistance of Upshur County Schools Superintendent Dr. Sara Stankus, ART26201, and Upshur County Schools art teachers and students. ART2601 will also be offering collectible ART masks at the event.

"Upshur County is so fortunate to have art programs in every school, and creating this exhibit seemed like perfect timing to showcase our talented students and to celebrate the opening of the Colonial Theatre Gallery in Downtown" said Heidi Thompson, lead organizer for the event and Fine Art Department Chair at Buckhannon-Upshur High School.

"The primary goal of rehabilitating the Colonial Theatre is to engage our kids in the many wonderful and diverse artforms, and the City is thrilled to finally see the first of many displays of our children's creative talents in our new fine art gallery," said Mayor David McCauley. "When it's finished, the kids are really going to love this place!"

In addition to the night of the student exhibition's opening reception June 5, the Gallery will be open every Friday and Saturday in June from 5-7pm.

The exhibition is a collaboration of the Upshur County School art teachers, the City of Buckhannon, The Upshur Arts Alliance, and ART26201. Significant financial assistance for the Colonial Theatre Rehabilitation project has been provided by the West Virginia Department of Arts, Culture and History.

A virtual tour of the exhibit from Mayor David McCauley, which features some artworks by high school seniors that have since been removed for portfolio inclusion, is available to view here: https://www.bu-student-art.mountaineer.news/

If you would like to volunteer or receive more information, please contact Heidi Thompson at 304-266-4100, or email https://hgthompson@kl2.wv.us.

Media Inquiries: Heidi Thompson, hgthompson@k12.wv.us, 304-266-4100

- E. Consent Agenda The Mayor reviewed the following with Council:
 - E.1 Approval of Minutes-Regular Meeting 05/21/2020
 - E.2 Approval of Building and Wiring Permits

Permit Number	Submitted By and Location		Description of Work to be Performed	Building Value	Electrical Code	Total Electrical Fees Paid	Total Building Fees Paid	Zoning	Asbestos	Flood Zone	Non Conversion Use Historic District
	Bruce Bennett	Squires Const Stephen Corder	Apartment Duplex	#420 000 00							
74777	168 Fayette St	Twisted Wire Nesbitt	48'x28'	\$120,000.00	Α	\$120.00	\$660.00	X	H	+	-
74778	Stephen & Linda Smith 113 Island Ave	Contracting	Kitchen Remodel	\$6,500.00	B2	\$100.00	\$71.50				x
14110	113 Islanu Ave	Contracting	Curb Cut Replace	ψο,σου.σο	DZ	\$100.00	\$71.50	╁	Н	+	┤ ^
	Gerald Arey		Concrete Existing								
74779	190 Pocahontas St	Stephen Corder	Driveway	\$8,000.00			\$88.00				
			Fence 6ft height	+ -,			44444	T	П	\top	1
	Melissa Collins		Porches Re-Roof								
74780	8 Elias St	Self	Overlay Metal	\$3,700.00			\$40.70	x			
	Ray Rosencrance II		Storage Building								1
74781	136 Pocahontas St	Self	7'x10'	\$1,399.00			\$15.39	x		Ш	
	Heather Powell	Powers	Fence 6ft height &							Т	1
74782	126 Pocahontas St	Construction	Siding	\$10,000.00			\$110.00	X		\perp	<u>.</u>
		Appalachain	Change Existing Fire								
	SYCC	Signals &	Alarm System						li		
74783	79 E Main St	Products	Devices	\$13,288.19	Α	n/c	n/c	L	Ш	\bot	_ X
	Dennis Cortes		Front Porch Repairs								
74784	2 Myrna St	Richard Reed	to Columns & Ceiling	\$1,200.00	Щ		\$13.20	_		+	-
		_	Concrete Existing					ĺ		-	
	Jean Barnette	Daves	Driveway & Pvt	*** =======							
74785	30 Boggess St	Contracting	Sidewalk	\$11,706.00		-	\$128.77	┞	Н	+	4
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74786	153 Pocahontas St	Self	Siding	\$700.00	\vdash		\$10.00	┝	Н	+	┥ .
74707	Duane Lowther	Mikes Kitchen &	Poth Pomodo!	\$4 500 00			640.56				
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E.3 Approval of Payment of the Bills

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\$ 25,000.00 Consolidated Public Works Bd - Contribution to Flowers

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	SCEPEREUR STATES COOP INC	750-341-00	STREET DEPT. MAT & S	SCOTS CAREO	134.59
	NAPA AMTOWER AUTO SUPPLY	750-340-60	STREET DEPT. AUTO 30	Oni and filters for 5-14	76.47
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E.4 Event Request-Support Rally-Candlelight Vigil at Jawbone Park on Friday, June 5, 2020 at 7:30pm

Motion to approve the Consent Agenda made by Albaugh/Rylands. Motion carried unanimously.

City of Buckhannon Event Request Form

an requests to nongevents supply be supplied as an easy and an easy in amonor of event, and poor or the novi- concolidated Public Works Board to seeding in order to be considered for approval CPW8 meets the lowest Thursday of march manth in 4500 pm of City Hull.
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type of Event Caradlelight vigil
TORGOT FROM JULY 5 20 20 SERTING: TISO PIND ENGLINE: 8:45 PAD
Name of Sponsoring Organization: 1016
Address Steb SKelton Rd Buckhamper UNV Blood
City State 4p
Signature of Person in Charge of Event
Tocetion of Form: Janbona Port
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7. Will there to vendor?
3. Will there be a first- and station/ medical staff?
4. is there a parking plan? Yes (No.
5. Will mere be decorate? Programmer VIFS Cropho
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"*UNICES AUTHORIZED BY CHY COUNCIL, MARKING EVENTS COURSES MUST BE MADE WHIT HEMOVABLE LAPE, HI MUS NOT DITERFERE OR CORPLET WHITH ANY TRAFFIC OR THILLY SIGNS OR SIGNALS. MARKINGS MUST IMMEDIATELY BE REMOVED AS THE EVENT IS CONCLUDING. PAINT 8 CHAIK ARE PROHIBITED. EVENT SIGNS MUST BE DISTYMOUSHABLE FROM TRAFFIC SIGNS AND REQUIRE THE NAME OF THE EVENT SPONSOD ON THE SIGN. MARKINGS 8 SIGNS YHAT ARE NOT PRÜMFTLY BERNOVED AFTER OR EVENT, WILL BE REMOVED BY CITY PERSONNEL AND PERSON(S) MARING APPLICATION FOR THE EVENT WILL BE BILLED FOR ANY LABOR & MATERIALS.
office Use
Date Presented to Board/Council Charles 1 15/1/2
Approved by:
if closing Main Street a WVOOH Pennit must be obtained. WVDOH Pennit Approved: Yes No
WYDØH Pennit No:
Will pre-event meeting to required? Yea/No
(circle attandees) Palen dept. Her Dapt. Arms Dept. When Beat. Sewer Dept. Waste Dept. Engineering
Administrator Nayor OFSC Director Other: REV:0-09-19

F. Strategic Issues for Discussion and/or Vote

F.1 Approval Revised City of Buckhannon Employee Handbook

Motion to approve the revised City of Buckhannon Employee Handbook was made by Sanders/Albaugh.

Discussion took place with City Attorney O'Neill providing an overview of the final revisions to the Handbook.

The Mayor made a call for the question. Motion carried unanimously.

Buckhannon Employee Handbook is on file at City Hall.

F.2 Adoption of Relaxed Measures- COVID-19 Pandemic – The Mayor read the following statement:

CITY OF BUCKHANNON - MAYOR'S STATEMENT - PANDEMIC, COVID-19 VIRUS June 4, 2020

Good evening. We continue to take our cues from Charleston regarding all things covid-19. We continue to recognize & appreciate the excellent performance of our City employees during this difficult time. We believe we are prepared to further cautiously relax some restrictions that had been put in place during the past three months to minimize the spread of the virus & to protect our residents.

With Council's endorsement this evening, here's what I propose during the next 10 days:

(1) restoration of the opportunity to conduct yard, garage, or patio sales at residences within our corporate limits effective Friday, June 5. Please contact the Parish House, Salvation Army, or Good Will prior to just dropping things off at these establishments. Sponsors should limit attendees to 25 maximum, control pedestrian traffic flow similar to Walmart, permit only the seller to touch merchandise, wear face masks, have hand sanitizer available for patrons, & not sell food or beverages;

(2) assuming the Water Board acts accordingly during its meeting of June 11, I propose that effective Monday, June 15, that our Council endorse "shutoff" of utility services for those delinquent in their payments. On March 19, Council took action to suspend termination of City services at the urging of the WV Public Service Commission. We've spoken with PSC representatives, & the decision to resume utility shutoffs is entirely the City's. To be clear, the vast majority of our utility subscribers have continued to make their utility payments regularly, however, there are some subscribers who've not paid anything on their utility bill for months now. The financial sustainability of our utility operations requires us to hold customers accountable for paying for their services;

(3) full resumption of Municipal Court effective tomorrow, Friday, June 5. Please call 304-472-1651 for assistance with any matters related to a citation or any Buckhannon Municipal Court issue.

Our reopening of some City facilities including City Hall has occurred this week with virtually no issues. We continue to urge all people coming to City Hall or any City facility that's been reopened to the public to continue to take extra daily, sanitation measures; encouraging wearing of masks, etc., all to reduce the threat of virus exposure to everyone who enters City Hall or any other City facility. Again, please continue to wash your hands, social distance, stay home if sick, wear masks when out, etc.

We are pleased that our Buckhannon Walmart is scheduled to commence its curbside grocery pickup, or "online grocery" service as Walmart prefers to call it- on Wednesday, July 29.

We continue to work on the Fourth of July fireworks exhibition starting at about 9:45-10:00 p.m. on Sunday, July 5, with attendees remaining within or immediately beside their cars. As reported previously, City representatives are working with businesses around the launch site to create a master parking plan to accommodate those desiring to attend.

We are fortunate that we still have had only six positive tests confirmed here in Upshur County. Seventy-eight of our fellow mountaineers have succumbed to the virus, & nearly 2,100 have tested positively in West Virginia. Nearly 108,000 Americans have now died from covid-19, & the total number of Americans who've contracted the disease has eclipsed 1.85 million, with more than 6.5 million cases worldwide & about 390,000 deaths. Our City will continue to take its cues from Governor Justice & State & county health officials. This remains a very fluid situation.

We continue to be all in THIS together. Anyone having an emergency should contact 911 as you normally would. The best source of information about Covid-19 remains the Centers for Disease Control website. We still have a long way to go to get past this crisis. Please-follow the science & pray for the vaccine soon.

###

Motion to approve these recommendations was made by Skinner/Albaugh. Motion carried unanimously.

- **F.3 Community Meeting: Development of Madison Street Property after July 2, 2020 No** action taken; carried over.
- **F.4 Authorizing Execution of Lease Agreement Arch Coal RE: BU Trails Expansion** Action taken earlier.

F.5 Authorizing Execution of Agreement to Accept DOH Grant RE: Elizabeth Poundstone River Walk Trail Extension – The Mayor provided an overview of this grant.

Motion to authorize the Mayor to sign the agreement to Accept DOH Grant RE: Elizabeth Poundstone River Walk Trail Extension was made by Sanders/Albaugh. Motion carried unanimously.

State of West Virginia
Department of Transportation
Transportation Alternatives

ELIZABETH J. "BINKY" POUNDSTONE RIVERWALK TRAIL EXTENSION

Sponsored by the CITY OF BUCKHANNON

FISCAL YEAR 2019

has been approved for \$50,000 in Federal Funds for the **DESIGN PHASE** of the project pursuant to the FAST Act—Fixing America's Surface Transportation Act

The West Virginia Transportation Alternatives is administered by the West Virginia Department of Transportation and funded by the Federal Highway Administration

F.6 WVDOH RE: 33 West Traffic Study Update - No news to report.

G. Comments and Announcements

- Council Member Albaugh She thanked Nathan Fetty for his hard work with not only the
 Trail lease but for all that he does for the City. She also commended our first responders;
 the businesses who provided meals to them; to St. Josephs Hospital and to the City
 Employees for keeping us safe and healthy though these times.
- Council Member Bucklew She ask when we would resume the SYCC Board meetings. The Mayor reminded us that we were going to review such things at the July 2, 2020 meeting. She also inquired about the Pythias property; The Mayor said there was still nothing to report. She is happy to see restaurants opening and thanked all you attended the Grand Opening of her new Salon. She wishes everyone good luck in the upcoming election.
- **Council Member Rylands** He thanked all those who worked so hard on the Trail lease and projected that if we all continue to work towards goals such as this, that will better the community for all, we will continue to see great things for Buckhannon.
- **Council Member Skinner** He congratulated Mrs. Bucklew on her grand opening. He also wished everyone good luck on the upcoming election. He thanked Mayor McCauley for a great and cordial campaign.
- **Council Member Thomas** He appreciates being back in Chambers. He is concerned about what is happening in our Country and encourages all to do better. He reminded us all that D-Day was this Saturday, June 6th. He recommends that we all remember those who were involved. We all need to continue to do better.
- City Recorder Sanders He also congratulated Pam Bucklew on her grand opening and
 congratulated all businesses that are experiencing re-grand openings. He encouraged all to
 be supportive of our local businesses. He is also concerned with the tensions in our country
 and, having traveled to so many cities across this country for work he feels blessed to be
 living in Buckhannon with professionals like Chief Gregory and Chief Kimble heading up our
 first responders. He quoted from a Garth Brooks billboard, "When there is only one race,

and that is mankind, we shall be free!" Wished everyone good luck in the upcoming election.

H. Mayor's Comments and Announcements – The Mayor reminded us that the galley at the Colonial Theatre will be dedicated tomorrow, June 5, 2020, at 4:00 PM and, at that same time, the Buckhannon-Upshur County Youth Art Exhibit will open. He also reminded us that Support Rally-Candlelight Vigil at Jawbone Park will take place on Friday, June 5, 2020 at 7:30pm. He encouraged everyone to support the Charles Gibson Public Library Levy, which is on the June 9, 2020 ballot. The Mayor also thanked Rodney Irvin and Brian Demasters for broadcasting the meetings.

He recognized that Dennis Cortes wanted to address the Council, who had a question about yard debris. Council members gave him the procedure that needs to be followed.

J. Adjournment	
Motion to adjourn at 8:22	PM was made by Albaugh/Thomas. Motion carried.
Mayor David McCauley	
City Recorder Randall H. Sand	ders