

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

A regular meeting of the Buckhannon City Council was held on Thursday, October 15, 2020 at 7:00pm in City Hall. The following were in attendance:

Mayor	Robbie Skinner	Present
City Recorder	Randy Sanders	Present – by phone
Council Member	Mary Albaugh	Present
Council Member	Pam Bucklew	Present – by phone
Council Member	Jack Reger	Present – by phone
Council Member	CJ Rylands	Present
Council Member	David Thomas	Present – by phone
Assistant Recorder & Director of Finance	Amberle Jenkins	Present
City Attorney	Tom O'Neill	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	Kari Conaway	Present
Channel 3	Dustin Haney	Present
Channel 3	Rodney Irvin	Present
The Intermountain Newspaper	Amanda Hayes	Present
MyBuckhannon.com	Katie Kuba	Present

Guests: James Fisher, BPD; Dennis Cortes, Upshur County Parks & Recreation Board

***City Council of Buckhannon – 7:00 pm in Council Chambers
Meeting Agenda for Thursday, October 15, 2020***

Channel 3 is Live Streaming our City Council Meetings here: <https://www.facebook.com/ch3buckhannon/>
Please send public comments to buckhannon@buckhannonwv.org 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

B. Recognized Guests

- B.1 James Fisher-Official Oath Probationary Police Officer
- B.2 Dennis Cortes-Upshur County Parks & Recreation Board

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 Police Chief- Matthew Gregory
- C.5 City Attorney- Tom O'Neill

D. Correspondence & Information

- D.1 Proclamation Breast Cancer Awareness Month of October 2020
- D.2 Newsletter from WV Ethics Commission
- D.3 Press Release from FirstEnergy- Mon Power & Potomac Edison Customers Lower Electric Rates in 2021
- D.4 FOIA Request-Ensafe-Environmental Site Assessment
- D.5 Thank you from Chad Corley Lowe's Store Manager
- D.6 Colonial Theatre Rehabilitation Phase III FY 2020 Final Report –WV Dpt of Arts, Culture & History
- D.7 Mayoral Proclamation Christian Heritage Week in WV Proclaimed by Governor Jim Justice November 22-28, 2020
- D.8 Agreement Sales & Purchase of Commercial Real Estate between Mike Ross & COB- Mudlick Property

E. Consent Agenda

- E.1 Approval of Minutes-Regular Meeting 10/01/2020
- E.2 Approval of Building and Wiring Permits
- E.3 Approval of Payment of the Bills

F. Strategic Issues for Discussion and/or Vote

- F.1 Approval to Establish Stormwater Fund No. 426
- F.2 Approval to Transfer \$75,000.00 of Sales Tax Fund to Stormwater Fund
- F.3 Approval to Accept Fire Civil Service Commission List of Eligibles
- F.4 Discussion/Possible Approval Trick-or-Treat Saturday, October 31, 2020 6pm-7:30pm
- F.5 Approval Ordinance No. 447 Revised Downtown Parking 1st Reading
- F.6 Discussion Paper Alleys in the City Limits

G. Comments and Announcements

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

H. Mayor's Comments and Announcements

I. Executive Session –Personnel & Property Matters Per WV Code § 6-9A-4

J. Adjournment

Posted 10/09/2020

Next Regular Scheduled City Council Meeting Thursday, November 5, 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. The Mayor called the meeting to order.

A.1 Moment of Silence – Mayor Skinner asked us to join him in a Moment of Silence.

A.2 Pledge to the Flag of the United States of America - The Pledge to the Flag of the United States of America was led by James Fisher.

A.3 Mayor's Greetings – The Mayor welcomed all who were attending in person and by phone and thanked Channel 3 for broadcasting this meeting.

B. Recognized Guests –

B.1 James Fisher-Official Oath Probationary Police Officer – The Mayor recognized James Fisher and administered the Oath of Office recognizing him as a Probationary Police Officer for the City of Buckhannon Police Department.

City of Buckhannon
20 East Main Street
Buckhannon, WV 26201



Phone: 304.472.1651
TDD# 304.472.9530
Fax# 304.472.0934

CITY OF BUCKHANNON

OFFICIAL OATH

State of West Virginia,
County of Upshur,
City of Buckhannon,

I, James Adam Fisher, do solemnly affirm that I will support the Constitution of the United States, the Constitution of the State of West Virginia, the Charter and Ordinances of the City of Buckhannon, West Virginia, and faithfully discharge my duties as a Police Officer of the said City to the best of my ability, so help me God.

Signed: [Signature]

Subscribed and sworn to before me this 15th day of October, 2020.

Mayor: [Signature]

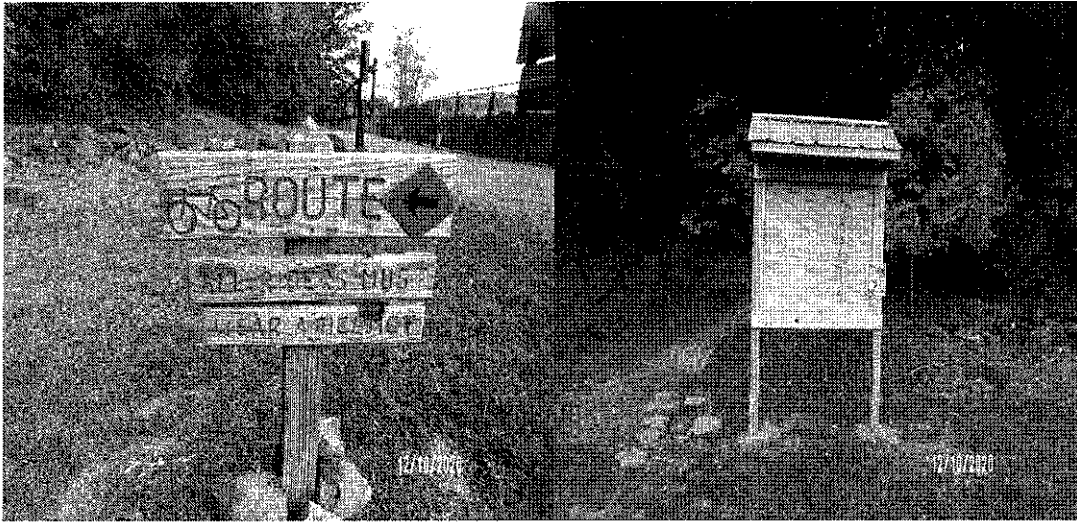
B.2 Dennis Cortes-Upshur County Parks & Recreation Board - Dennis Cortes appeared on behalf of the Upshur County Parks & Recreation Board and presented this report:

REPORT FROM THE UPSHUR COUNTY PARKS & RECREATION COMMITTEE.

For City Council meeting of 15 October 2020

There was no meeting for October, but I can give a better update on the 2 current projects that we are working on.

1. Rachel Weber is the liaison from a committee working on the bike trails. Below there are 4 pictures of the start of the bike trail. That committee is now working under the Parks & Rec committee.



Kiosk at the starting point.



This is the start of the trail.

2. We are also working to bring Disc Golf to the Recreation Park. As you can see on the flyers, this could be an attraction to the park. There is still more work for this committee because a small part of the proposed course is on property belonging to the Board Of Education. The next step will be to visit with the BOE possibly at one of their meetings. The flyers are separate because they are not finalized and will probably be in a future report when we have more information.

Respectfully submitted by;
Dennis P. Cortes

C. Department & Board Reports

C. 1 Information Coordinator/Grant Researcher- Callie Cronin-Sams – October 15, 2020 – City Council – Callie opened her report announcing free public COVID-19 testing will be held tomorrow, October 16, from 12 p.m. - 4 p.m. at B-U High School parking lot.

She also announced that the Buckhannon Streets & Parks Department is accepting applications for a full-time laborer through October 30.


Today is the final day to complete the US Census by phone at 844-330-2020 or online at [2020Census.gov](https://2020census.gov).

Buckhannon Volunteer Center WiFi hotspots are up and running at Stockert Youth & Community Center, Gibson Library, and Jawbone Park.

The Buckhannon Volunteer Center Facebook page is getting more views since the WiFi hubs were created.

She is working with Jeff Wamsley & the Waste Department on a PR/Educational piece on Bulky Goods collection.

PR, Website, & Social Media:

10/06/2020 4:39 PM		Notice: North Kanawha Street from Reynolds Lane to Willard Way will be			1.2K	
10/06/2020 9:56 AM		St. Joseph's Hospital is holding a Drive-Through Flu Clinic today,			237	
10/05/2020 1:04 PM		Free public COVID-19 testing will be offered Tuesday, October 6th from 12			445	
10/05/2020 9:04 AM		Effective today, Upshur County Commission facilities will be open to			483	
10/05/2020 10:46 AM		Reminder: Free COVID-19 testing is available today at the high school.			141	
10/05/2020 9:30 AM		Reminder: The Charles W. Gibson Public Library will now be by			144	
10/05/2020 9:04 AM		Reminder:			310	
10/04/2020 7:53 PM		Here is the latest update from the Upshur-Buckhannon Health			2.9K	
10/03/2020 8:23 PM		Free COVID-19 testing will be offered on Monday, October 5th from 12 p.m.			310	
10/03/2020 9:02 AM		Important update from the Charles W. Gibson Public Library:			583	
10/02/2020 9:44 AM		Please help the Upshur-Buckhannon Health Department by only calling			749	
10/02/2020 8:49 AM		The latest update from the Upshur-Buckhannon Health Department:			2K	
10/14/2020 3:39 PM		The latest update from the Upshur-Buckhannon Health Department:			259	
10/13/2020 3:28 PM		The Buckhannon Street & Parks Department is accepting applications			583	
10/13/2020 11:16 AM		Check out Ava Hibbs' upcoming solo exhibition at the Colonial Theatre			290	
10/13/2020 11:13 AM		Public Notice: Free COVID-19 testing will be offered daily through Friday,			461	
10/12/2020 7:51 PM		Free COVID testing tomorrow Tuesday October 13th from noon			492	
10/09/2020 4:15 PM		Here is the latest from the B-U COVID-19 Community Task Force.			937	
10/08/2020 12:35 PM		Reminder: Buckhannon City Hall will be closed on Monday, October 12,			287	
10/08/2020 12:23 PM		Free COVID-19 Testing will be available: Sunday, October 11th from			435	
10/08/2020 4:49 PM		Information from our Upshur-Buckhannon Health Department:			587	
10/08/2020 11:19 AM		The Upshur-Buckhannon Health Department needs residents who			578	
10/08/2020 11:12 AM		The most recent update from the Upshur-Buckhannon Health			312	
10/07/2020 4:21 PM		Free COVID-19 testing tomorrow at B-UHS:			182	

She attended the Community COVID-19 Taskforce meeting & reported on City status.

Also attended the Upshur County Tobacco Prevention Coalition Meeting.

Attended WVHub's Leading Impactful Conversations Webinar Part 1; Part 2 on October 21

She continues to update the City's website, social media, and run GoToMeetings for Council, Board, and Committee meetings.

Grants:

Will be working on CARES Act for September

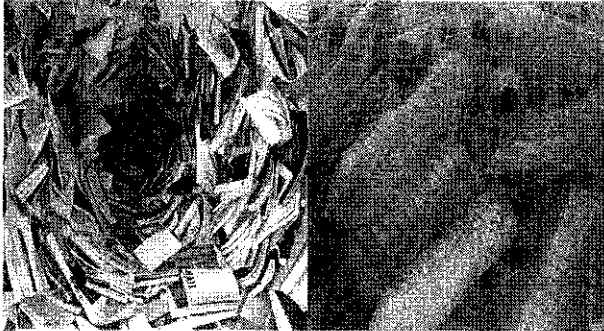
PATH (5K Routes) with Jerry/Brad/theSignGuy

LED: I will be adding recognition of Erin Anderson, WV Teacher of the Year to the LED once I have the image file from the BOE.

OCTOBER 2020

RECYCLING IN BUCKHANNON

How can we make recycling work well in our community?



A National Plastics Problem

Markets for plastic have gone dry.

Many residents have expressed concern over the City Waste Department's recent reduction in the types of materials accepted at our Recycling Center. What's behind the changes?

Nationwide, the markets for recycling, particularly plastics, have become more and more challenging for small systems such as ours. Facilities that accept plastics are requiring larger loads with less contamination than ever before.

For instance, to accept 42 identical detergent bottles, we don't know exactly how many bottles we can take. We need to know the exact number of bottles, the brand, and the size of the bottle. This information is not provided on the labels. This information has made it difficult in past years to handle the materials, so we've decided to stop accepting them.

The City Waste Department does not have enough space to store that amount of material, and the information we need to handle it is not always available. This is but one example of the challenges faced by our City Waste Department due to recycling market issues.

You can help by only recycling items that we accept! Thanks for doing your part to make recycling a success in Buckhannon and Upshur County.



See the reverse side of this flyer for a list of materials we accept and those we do not.

REDUCE, REUSE, & RECYCLE responsibly when possible and viable.



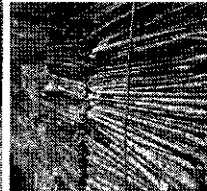
City of Buckhannon Recycling Guide 2020

As consumers, we all have a responsibility to know what goes in the recycling bin and what does not. Questions?
Call the City Waste Department at (304) 472-4443.

Yes, please!



Aluminum & Steel Cans



Newspapers & Office Paper



Corrugated Cardboard

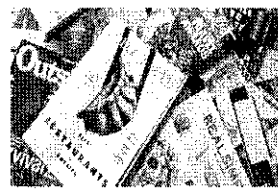


#1 Plastic water & Soda Bottles,
#2 Milk jugs

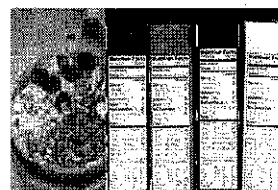
Nope...Sorry.



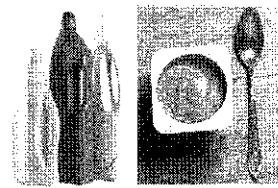
Aerosols, pet food, any can with a liner



Magazines and glossy paper



Pizza Boxes, Cereal Boxes, Paperboard



ANY OTHER PLASTIC

C.2 Public Works Director- Jerry Arnold – Mr. Arnold was not present, so the Mayor gave an overview of his report

Buckhannon City Council Public Works Director Report October 15, 2020

Director:

- We expect the cement mixer vendor to be here next week or the week after to conduct training on the mixer and silo.
- Jay received the test results from the samples taken from the roof of City Hall and they were all positive for asbestos. This will increase the roof project total cost to \$110,000.00 – \$131,000.00

Street:

- Street crews have been busy installing historic street signs, doors at SYCC and the Fire Department, and currently working on the Foster lot as per are MOU for the property to install the sidewalk on Milkman Ln.
- Street Department is accepting applications for a full-time position until Friday, October 30, 2020.

Sewer:

- Crew 1 – 33 West Extension North- The road bore is completed.

- Crew 2 – Completed the following, EMS Sewer line repair, Pine St. Sewer Tap (John Quick), Franklin St. sewer tap, Community Care sewer tap, fixed Yards- seed and mulch, and helped pour concrete for UV unit.
- Maintenance Crew- Installed new UV unit and had a start-up last Friday.
- 33 West Extension South-JF Allen Co. -We still have water leaking into sewer line, one manhole with 3 risers, and the vented manhole lids must be replaced with non-vented lids. Water:

Water:

- Finished hydrant flushing and have been installing services on Brushy Fork.

Waste:

- Nothing new to report.

Engineering:

- Tennerton Booster Station – Continuing to work on proposed Tennerton Booster Station building layout and the amount of additional acreage that would be required for the construction & upgrades of the new booster station, including the incorporation of the ACP booster station pumps into the design. The additional acreage required is approximately 1,000 SF.
- Rexroad Brushy Fork Road Waterline Extension – The Developer has executed the alternate waterline extension agreement, cost estimate and Right-of-Way agreement so that the materials can be ordered for construction of the new waterline in late October / early November. The materials required for this project have been ordered and construction activities will begin once fire hydrant flushing activities have been completed.
- North Spring Street Utilities and Street Improvement Project – Continue to work on the existing underground utilities basemap (locating utilities, GPS-ing utilities, transferring data to Autocad, etc). Have contacted the non-City utility companies who have utilities in the area and have located the existing gas lines in the area. Have developed the Scope of Services for geotechnical work in this area due to possible unsuitable materials in the area. Will continue to work on this project as time allows.

C.3 Finance Director- Amberle Jenkins – Amby Jenkins provided the following report:

Amby – Council report 10/15/2020		
Balances in enterprise accounts 9/30/2020		
Sanitary Board	mm/chking	\$485,917
	CD/savings	\$253,190
Water Board	mm/chking	\$169,434
	CD/savings	\$965,476
Waste Collection Bd	mm/chking	\$694,033
	CD/savings	\$58,033

Reminder- That we will be waiting on the Fire truck for about one year and cannot complete financing until the truck is delivered.

Bryson VanNostrand helped submit the documents needed for the theatre grant that had been extended until 9/30/20. The grant funds in the amount of \$67,000 has been received.

While Amby was still recognized, the Mayor brought Strategic Issues F.1 Approval to Establish Stormwater Fund No. 426 and F.2 Approval to Transfer \$75,000.00 of Sales Tax Fund to

Stormwater Fund to the table for discussion and possible action. Amby explained the need to establish a Stormwater Fund account.

Motion to approve the establishment of a Stormwater Fund bank account was made by Albaugh/Sanders. Motion carried.

Motion to transfer \$75,000 from the Sales Tax Account to the General Account to use to open the Stormwater Fund Account was made by Rylands/Albaugh. Motion carried.

C.4 Buckhannon Police Department Chief Matthew Gregory - Chief Gregory, provided the following report to Council:

POLICE ACTIVITIES

MONTH: September

YEAR: 2020

ACTIVITIES:

City Council Report

10/15/20

- 1. James Fisher will begin employment with the police department on Monday, October 19. He will undergo the onboarding process which will consist of initial policy and procedure trainings as well as preparation for the police academy. Mr. Fisher's application to the academy has been submitted. The next available class will be January 2021.
- 2. I have filed the necessary paperwork with CALEA requesting on-site assessment for April 2021. This will complete the self-assessment process and will be the final step toward full accreditation.
- 3. Sgt. Courtney is approximately half-way through K-9 training and reports that all is going well.
- 4. We have received the first materials from WatchGuard for the in-car camera / body camera upgrades. Work continues on this project as well as we prepare for training and installation of these new materials.
- 5. Work also continues on outfitting the newest cruisers. It has somewhat slowed because of difficulty with the vendor (WV Public Safety Equipment) being able to acquire the necessary materials in a timely manner. However, all three cruisers are currently with the vendor waiting for project completion. We are also working closely with Enterprise to help facilitate this process.

Parking Tickets Issued:

By Parking Enforcement Officer:	7
By Officers:	0
TOTAL ISSUED:	7
Citations Issued:	30
Misdemeanor Arrests:	30
Felony Arrests:	4
Calls Answered:	445
Complaint Reports:	60
Accidents Investigated:	9
Community Policing Hours:	15
Patrol Mileage:	7,465

MONTHLY ACTIVITY REPORT
September 2020

	301	302	303	304	305	306	307	308	309	310	311	312	TOTAL
Calls Answered	7	40	99	129	28	39			43	27	23		445
Community Policing		13									2		15
Road Patrol		47	87	57	53	110			53	77	76		580
Traffic Hours		2	62	3		4				1	2		74
Criminal Inv	8	52	20		40	45	176		31	37	26		435
Court Hours		3	2			4					2		11
Report Writing	17	57	10	18	13	13			40	38	21		225
Other Hours	144	24	24	24	51	28			46	50	1		390
Miles													7,465
Accidents Prop		1	3						1	2			7
Injury			1	1									2
Fatality													
Parking Tickets													
Criminal Reports		6	10	5	4	7			14	5	8		60
Reports Cleared		3	5	3	2	2			10	4	6		35
Clearance Rate		60%	50%	50%	50%	28%			71%	80%	75%		68%

TRAFFIC CITATIONS - September 2020

	Gregory	Loudin	Posey	Stewart	Courtney	Hissam	O'Connor	McCauley	Kraemer	Cope	Collins	TOTAL
CELL PHONE			1				2		2			5
DRIVING REVOK/SUSP			1						4			5
EXPIRED REGISTRATION			1						1			2
IMPROPER REGISTRATION									1			1
NO INSURANCE									1			1
NO INSURANCE CARRIED			1							1		2
NO OPERATORS									1			1
RECKLESS DRIVING								1				1
SPEEDING			4			2	5	1				12
TOTAL TRAFFIC CITATIONS	0	0	8	0	0	2	7	2	10	1		30

September 2020 Accidents

Report #	Date Of Crash	Time Of Day	Day Of Week	Street	Intersecting Street	Other Location	Manner Of Collision	Officer Name
1	9/1/2020 0:00	1619	Tuesday	RT 33 EXIT	W MAIN ST		Rear End	THOMAS POSEY
2	9/3/2020 0:00	1240	Thursday	ISLAND AVENUE	NORTH FLORIDA ST IN FRONT OF COOK		Rear End	LT. DOUGLAS N. LOUDIN
3	9/9/2020 0:00	* # 1939	Wednesday	RT 33	LOWER CHILDERS RUN		Right Angle	THOMAS POSEY
4	9/13/2020 0:00	1630	Sunday	Rt. 20			Right Angle	D.S. KRAEMER
5	9/20/2020 0:00	1420	Sunday	NORTH LOCUST	N/A		Rear End	MCCAULEY
6	9/20/2020 0:00	1511	Sunday	Rt. 20			Rear End	D.S. KRAEMER
7	9/21/2020 0:00	1657	Monday	S KANAWHA ST (RT 20)	LINCOLN ST		Rear End	THOMAS POSEY
8	9/22/2020 0:00	1653	Tuesday	S KANAWHA ST	MONONGALIA SR		Single Vehicle Crash	THOMAS POSEY
9	9/25/2020 0:00	* 1345	Friday	KANAWHA STREET	BOGGESS STREET		Rear End	T.M. STEWART
		* = Injury						
		# = Alcohol / Drug Related						
		~ = Fatality						

C.5 City Attorney- Tom O'Neill – Mr. O'Neill deferred to the Strategic Issues for Discussion and/or Vote part of the meeting.

D. Correspondence & Information – The Mayor reviewed the following with Council:

D.1 Proclamation Breast Cancer Awareness Month of October 2020

Proclamation

PROCLAMATION FOR BREAST CANCER AWARENESS MONTH

WHEREAS, while considerable progress has been made in the fight against breast cancer, it remains the most frequently diagnosed type of non-skin cancer in women;

WHEREAS, thanks to earlier detection and better treatment options, survivor rates for breast cancer has continued to rise in the last decade;

WHEREAS, during **National Breast Cancer Awareness Month**, we stand with our mothers, daughters, sisters, and friends and we recognize all who have joined their loved ones in fighting their battle as well as the doctors, researchers, and health care providers whose care and hard work gives hope to those living with breast cancer;

WHEREAS, by educating ourselves and supporting innovative research, one day, we will defeat this deadly disease; and

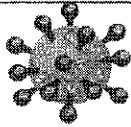
THEREFORE, I, Robert N. Skinner, III, Mayor of The City of Buckhannon, proclaim the month of October 2020 as:

BREAST CANCER AWARENESS MONTH

Robert N. Skinner III, Mayor

D.2 Newsletter from WV Ethics Commission

Coronavirus and the Open Meetings Act



Ethics Commission staff has provided guidance to assist agencies in complying with the Open Meetings Act in light of the coronavirus pandemic.

The current staff guidance is that allowing citizens to attend a meeting in person is not required if the governing body determines, based upon guidance issued by the federal government, the state of West Virginia, the Centers for Disease Control and Prevention or other government agencies authorized to make these types of decisions, that it constitutes a public health risk to permit citizens to attend in person. The governing body may instead provide citizens with a call-in number

or provide access via a web link to a livestream of the meetings.

Steps should be taken to ensure that members of the public and press are able to hear meeting participants.

If a governing body is considering permitting in-person attendance in accordance with the type of guidance mentioned above, it is the opinion of staff that permitting a limited number of attendees to attend the meeting in accordance with such guidance would not violate the Open Meetings Act provided that the governing body continues to provide citizens with a call-in number or access to a live stream of the meeting.

Elections: Recent Advisory Opinions

Advisory Opinion 2020-09: A retired city police officer who was a candidate for sheriff was not prohibited from wearing his uniform in his campaign material because the relevant provisions of the Ethics Act do not apply to former public officials or employees. To view this AO, click [here](#).

Advisory Opinion 2020-12: The Act does not prohibit a county commissioner who is also a candidate in the election from performing his ministerial duties on the Board of Canvassers. This decision is to be contrasted with county commissioners improperly judging an election contest. To view this AO, click [here](#).

How to Get



May I get informal advice from the Ethics Commission? Yes. You may obtain informal, confidential advice by emailing the Ethics Commission staff with your question at ethics@wv.gov or calling (304) 568-0864 or 1 (866) 568-0664 (toll free). You may also be able to find the answer to your question on our website: ethics.wv.gov.

How long does it take to get a response from staff? If you call the Ethics Commission offices, most likely you will be able to speak with an attorney that day. If you email the Ethics Commission, you will get a written response from staff in no more than 10 business days. Staff, however, is committed to responding quickly to emails—usually within one to three days.

Are there questions that the Ethics Commission staff may be unable to answer? Yes. Staff may determine, after

reviewing the language in the Ethics Act or Open Meetings Act and related Advisory Opinions, that the answer to your questions is not clear and may only be answered by the Ethics Commission through the issuance of a formal Advisory Opinion. Or Ethics Commission staff may advise you that your question involves a matter not covered by the Ethics Act or Open Meetings Act.

What is an Advisory Opinion? An Advisory Opinion is issued by the Ethics Commission during regularly scheduled public meetings of the Ethics Commission. Advisory Opinions are made public, but the name of the person requesting the Opinion is kept confidential. The Commission will not respond to requests for written Opinions on the propriety of someone else's conduct. Click [here](#) for more information on Advisory Opinions.

Recent Advisory Opinions

Advisory Opinion 2020-10: A police officer who was shot in the line of duty while wearing a company's armored vest was invited to attend the same company's national sales meeting. Under the gift rules in the Ethics Act, the police officer may not accept an all expense paid trip to the sales meeting because the company does business with the officer's department. To view this AO, click [here](#).

Advisory Opinion 2020-11: Generally, town officials and employees may not solicit donations unless for a charitable purpose. The construction of a veterans memorial serves the public purpose of recognizing veterans, and is, therefore, a charitable purpose. To view this AO, click [here](#).

Advisory Opinion 2020-13: A school principal's spouse, sister and brother-in-law may be employed at the same school where he serves as the principal, but he may not be involved in hiring or supervising them. To view this AO, click [here](#).

Contact us
210 Brooks Street Suite 300 Charleston, WV 25301
(304) 568-0604 (866) 568-0664
Email: ethics@wv.gov Website: ethics.wv.gov

D.3 Press Release from FirstEnergy- Mon Power & Potomac Edison Customers Lower Electric Rates in 2021

FirstEnergy Corp.
5001 NASA Boulevard
Fairmont, WV 26554
www.firstenergycorp.com

For Release: September 29, 2020

News Media Contact:
Mark Durbin
(330) 761-4365

Mon Power and Potomac Edison Customers in West Virginia to Benefit from Lower Electric Rates as a Result of Annual Fuel Filing Bills Would be Reduced by \$50 Million in 2021

To help customers manage their bills, Mon Power and Potomac Edison offer budget plans, special payment plans, and access to energy assistance programs. For home energy efficiency tips, customers can go to www.firstenergycorp.com or call the Customer Service Center at 1-800-255-3443 to request information.

D.4 FOIA Request-Ensafe-Environmental Site Assessment

Open Records Request

1 message

From Ennos <ennos@ensafe.com>
To: "buckham@monpower.org" <buckham@monpower.org>

Fri, Sep 18, 2020 at 10:24 AM

Good morning! We are conducting a Phase I Environmental Site Assessment on the property located at 160 Buchanan Blvd., Buckhannon, West Virginia. For your ease in locating the Subject Property, I am including a Google Earth aerial.

We are requesting copies of the following records – if available and as far back as they may go – regarding:

- Files
- Hazardous spills/releases
- Emergency (Hazard) responses
- Past and current building permits
- Code violations
- Code enforcement/compliance
- Certificate(s) of Occupancy
- Permits for the installation and/or removal of aboveground and/or underground storage tanks
- Citizen complaints

We will, of course, be happy to pay for any copy charges incurred in this matter. If such records are available, we are appreciative that they be provided to us in PDF format.

Please don't hesitate to contact me if you have any questions or need additional information.

Thank you for your assistance in this matter.

From Ennos

Project Assistant

(972) 791-3222 ext. 1045 1600 Buchanan Blvd., Suite 300

(972) 986-4478 ext. 1045 Irving, TX 75038

ENSAFE

Environmental Site Assessment

D.5 Thank you from Chad Corley Lowe's Store Manager

Good afternoon everyone,

I would first off like to say THANK YOU for welcoming me and my family to your beautiful city and one that I will call home forever. Effective today this will be my last day as the store manager of Lowe's of Buckhannon. Starting Monday I will be the new store manager in Lowe's of Morgantown. I will be honest this was one of the hardest decisions I have ever had to make in my life because I absolutely love the associates here, the community and all of the friendships that I have been able to make in the past 4 ½ years. I know in my heart that for 27 years with this company I have given my best always and its time that I take same energy and commitment to the next chapter in my life. Words cannot express all of my appreciation and gratitude that I have for all of those who have helped me develop, grow, educate and include me in your city. ***It is my commitment to all of you that I will personally ensure that the new store managers understands how important Lowe's is to this community, schools, community organizations and the non-profit agencies.*** In the next few weeks I will introduce him by holding a small town hall meeting that I would like all of you and others to attend. I will be working directly with CJ Rylands to arrange this for me on my behalf.

Please do not hesitate to reach out to me regardless of where I am. As I have said from day one *"I may not always be able to give but I will always find a way to help!!"*

I hope to see all of you in the next couple of week

Sincerely, Chad

D.6 Colonial Theatre Rehabilitation Phase III FY 2020 Final Report -WV Dpt of Arts, Culture & History-On file at City Hall for review. Submitted 09/30/2020.

PART I: Cover Sheet

Do not write in this space
Date received: _____
Application #: _____
PRN: _____

Applicant Legal Name (Organization): City of Buckhannon
Mailing Address: 70 West Main Street City: Buckhannon
County: Upshur State: WV Zip: 26201
Contact Person: Bryson VanNostrand
Phone: 304-473-0555
E-mail: bryson@vnarch.com Website: buckhannon.org
FEIN Number: 556000162

Final Report Budget Summary		
A)	Total Grant Amount Awarded	\$67,000.00
B)	Total Grant Amount Spent	\$67,000.00
C)	Total Applicant Matching Cash Funds	\$67,000.00
D)	Total Project Expenses	\$134,000.00

Certification:
I certify that I have reviewed the grant receipts and expenditures submitted within this final report and, to the best of my knowledge and belief, this report represents all financial activities related to the receipt, use and expenditure of funds granted by the WV Commission on the Arts/WV Department of Arts, Culture and History, and that the expenditures reported were for the purposes intended and in compliance with applicable laws, regulations and the terms and conditions of the grant documents. The report of grant receipts and expenditures is presented on the ACCRUAL / CASH (circle one - required by State Code) basis of accounting and is supported by our financial records and related documentation.

Name: Amby Jenkins Title: Treasurer

Signature: _____ Date: 9-30-2020

Notary required for all applicants EXCEPT governmental entities.

STATE OF WEST VIRGINIA
COUNTY OF Upshur

I, _____, a notary public in and for the said state, do hereby certify that _____, whose name is signed to the writing above, has this day acknowledged the same before me.

Given under my hand this 30 day of September, 2020
My commission expires March 28, 2023

Notary Public



D.7 Mayoral Proclamation Christian Heritage Week in WV Proclaimed by Governor Jim Justice November 22-28, 2020

Proclamation
by Governor Jim Justice

Whereas, the Preamble to the Constitution of West Virginia declares, "Since through Divine Providence we enjoy the blessings of civil, political and religious liberty, we, the people of West Virginia reaffirm our faith in and constant reliance upon God"; and

Whereas, the Bill of Rights to the Constitution of West Virginia guarantees religious freedom; and the "Sundays excepted" provision of Article 7, Chapter 14 historically recognizes Sunday as a day of rest and worship; and

Whereas, for many West Virginians, public school days once began with a daily Pledge of Allegiance, prayer and Bible reading; and

Whereas, the state songs, *The West Virginia Hills* and *West Virginia My Home Sweet Home*, contain the lyrics, "With their summits bathed in glory, like our Prince Immanuel's land!" and "There I work, and I play, and I worship Sunday."; and

Whereas, the influence of Christianity in West Virginia is evident by her many churches and Christian charities, ministries, missions and schools; cherished Christmas, Easter and Thanksgiving holiday seasons; and a willingness of Mountaineers to love thy neighbor as thyself; and

Whereas, Thanksgiving week is an appropriate time to center attention on our thanks to Almighty God for His great and good Providence and for the Christian faith, which is part of West Virginia's and America's history.

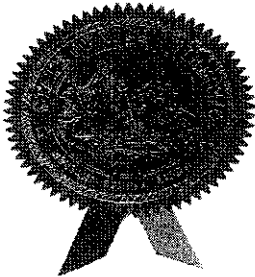
Now, Therefore, Be it Resolved that I, Jim Justice, Governor of the Great State of West Virginia, do hereby proclaim **November 22-28, 2020** as:

Christian Heritage Week

in the Mountain State and invite all citizens to join me in this observance.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

Done at the Capitol, City of Charleston, State of West Virginia, this the Twentieth day of June, in the year of our Lord, Two Thousand Twenty, and in the One Hundred Fifty-Seventh year of the State.



By the Governor:

Mac Warner
Secretary of State

D.8 Agreement Sales & Purchase of Commercial Real Estate between Mike Ross & COB Mudlick Property

THIS AGREEMENT FOR THE SALE AND PURCHASE OF COMMERCIAL REAL ESTATE ("Agreement")

is by and between

MIKE ROSS, of Coalton, West Virginia ("Seller"),

AND

The City of Buckhannon, West Virginia, a municipal corporation ("Purchaser"),

(together, the "Parties")

and is dated this 1st day of October, 2020

WHEREAS:

A. Seller owns a certain parcel of real estate with a commonly known address of 395 Mudlick Road, Buckhannon, West Virginia, and which is identified on the real property tax records of Upshur County, West Virginia as Buckhannon District, Map 5F, Parcel 52.10, together with all improvements thereon and appurtenances thereunto belonging, including all equipment, machinery, furniture, fixtures, and other assets placed thereupon, the real property being described on said tax records as "FS 5.02 MUDLICK RUN" (sic) (the "Subject Property"), and desire to sell the same;

B. Purchaser desires to purchase the Subject Property;

C. The Purchaser, as a West Virginia municipality, must complete certain steps in order to legally acquire title to the Subject Property, including the adoption of a municipal ordinance and secure funding through its Municipal Building Commission. This Agreement is intended to secure to the Purchaser a reasonable opportunity to undertake its required due diligence in furtherance of the acquisition.

NOW, THEREFORE, WITNESSETH, that the Parties do hereby covenant and agree as follows:

5. Purchaser shall take possession of the Subject Property at the time of closing but shall have reasonable access thereto for purposes of preparing for the closing of the transaction contemplated by this Agreement.

6. Purchaser agrees that the Seller has not made, nor makes any representations or warranties as to the condition of the premises, the condition of the buildings, appurtenances and fixtures located thereon, and/or the location of the boundaries. Purchaser accepts the property in its "as-is" condition.

7. Taxes and Assessments: Seller shall pay all taxes, levies, or assessments which are or have been assessed or levied against the Subject Property.

8. Time is of the Essence: Time is of the essence in the performance of each and every term and provision in this Agreement by Purchaser.

9. Default: If the Purchaser shall fail to perform any of the covenants or conditions contained in this Agreement on or before the date on which the performance is required, the Seller shall give Purchaser notice of default or performance, stating the Purchaser is allowed fourteen (14) days from the date of the Notice to cure the default or performance. In the event the default or failure of performance is not cured within the 14 day time period, this Agreement shall stand cancelled upon written notice delivered by the Seller to the Purchaser, and Seller may retain the earnest money deposit specified above as liquidated damages, with such liquidated damages being the limit of any recovery by the Seller. If the Purchaser terminates this Agreement for reasons of a structural, title, or other incurable defect of the Subject Property, Purchaser shall be entitled to a refund of its earnest money deposit upon disclosure of the particular defect which justifies its cancellation of this Agreement; otherwise, Purchaser may retain said deposit as liquidated damages.

10. Seller acknowledges that in order to close the transaction contemplated by this Agreement, the Purchaser must, through its City Council, adopt an ordinance authorizing its purchase of the Subject Property. In addition, the Purchaser's Municipal Building Commission must take affirmative steps to approve and secure financing for the purchase of the Subject Property on behalf of the Purchaser. In the event that either 1) the Buckhannon City Council does not adopt the necessary ordinance, or 2) the City's Municipal Building Commission does

1. Seller agrees to sell, and Purchaser agrees to purchase, the Subject Property for the sale price of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000.00), (the "Purchase Price"), as follows: a) upon execution of this Agreement, the Purchaser shall pay to the Seller the sum of One Thousand Dollars (\$1,000.00) as an earnest money deposit. This deposit shall be credited to the benefit of the Purchaser at the time of closing; and b) at Closing, Purchaser shall tender the remaining balance of One Million Four Hundred Ninety-Nine Thousand Dollars (\$1,499,000.00) to the Seller, less any deductions, charges, or debits creditable thereto, in current United States funds.

2. The parties covenant and agree that this Agreement vests the Purchaser with equitable title to the Subject Property, with the intent of the Seller to convey legal title thereto to the Purchaser upon full payment of the Purchase Price at closing.

3. This Agreement shall terminate upon the closing of the Subject Property and transfer of legal title thereof with the delivery of a Warranty Deed as provided for in Paragraph 11, below. Closing shall take place no later than December 31, 2020. Prior to closing, Purchaser shall have the right to inspect, appraise, survey, or otherwise test the Subject Property at its sole discretion, and shall have access to the Subject Property as necessary. Upon request by the Purchaser, the Seller agrees to share a copy of the latest appraisal of the Subject Property.

4. Seller shall maintain a policy or policies of insurance on the Subject Property to protect against fire or other casualty loss during the pendency of this Agreement. If, prior to Closing, a portion of the Subject Property is destroyed by fire or other casualty or is taken or threatened to be taken in condemnation or under the right of eminent domain ("Casualty Loss"), Buyer shall not be obligated to purchase the Subject Property and shall have its earnest money deposit returned. If Buyer elects to purchase, however, the Purchase Price shall be reduced by the estimated cost to repair the Subject Property (with equipment of similar utility), less all insurance proceeds which shall be payable to Buyer, (the reduction being the "Net Casualty Loss"). Seller, at its sole option, may elect to cure such Casualty Loss and, in such event, Seller shall be entitled to all insurance proceeds. If Seller elects to cure such Casualty Loss, Seller may replace any personal property that is the subject of a Casualty Loss with equipment of similar grade and utility, or replace any real property with real property of similar nature and kind if such property is acceptable to Buyer in its sole discretion.

not approve or secure financing for this purchase, then this Agreement shall be voidable by either of the Parties and have no force or effect.

11. Upon payment of the Purchase Price and any other amounts due Seller, Seller agrees to deliver to Purchaser a General Warranty Deed to the Subject Property, free and clear of any liens or encumbrances other than taxes and assessments for the current year. Purchaser's counsel will prepare the instrument of transfer. Should Seller be unable or unwilling to deliver such an instrument, Purchaser may initiate an action in the Circuit Court of Upshur County for specific performance of its obligations under this Agreement. At closing, Seller shall be responsible for the payment of any real estate transfer tax or the costs of recording any documents releasing any liens against the Subject Property which may accrue, and the Parties agree to bear their own respective attorney's fees or associated costs. Purchaser shall be responsible for the costs associated with recordation of the deed.

12. All notices required hereunder shall be deemed to have been made when deposited in the U. S. Mail, postage prepaid, certified, return receipt requested, to the Purchaser or Seller at the addresses listed below. All notices required hereunder may be sent to:

Seller:	Mike Ross P. O. Box 219 Coalton, WV 26257 TRoss@MikeRossInc.com
Purchaser:	City of Buckhannon, West Virginia Thomas J. O'Neill, City Attorney 70 East Main Street Buckhannon, WV 26201

and when mailed, postage prepaid, to said address, shall be binding and conclusively presumed to be served upon said parties respectively.

13. Purchaser shall not sell, assign, transfer or convey any interest in the Subject Property or this Agreement, prior to closing, without first securing the prior written consent of the Seller.

14. This Agreement embodies and constitutes the entire understanding between the parties with respect to the transactions contemplated herein. All prior or contemporaneous

agreements, understandings, representations, oral or written, are merged into this Agreement.

15. This Agreement shall not be modified, or amended except by an instrument in writing signed by all parties.

16. No delay or failure on the part of any party hereto in exercising any right, power or privilege under this Agreement or under any other documents furnished in connection with or pursuant to this Agreement shall impair any such right, power or privilege or be construed as a waiver of any default or any acquiescence therein. No single or partial exercise of any such right, power or privilege shall preclude the further exercise of such right, power or privilege, or the exercise of any other right, power or privilege. No waiver shall be valid against any party hereto unless made in writing and signed by the party against whom enforcement of such waiver is sought and then only to the extent expressly specified therein.

17. If any one or more of the provisions contained in this Agreement shall be held illegal or unenforceable by a court, no other provisions shall be affected by this holding. The parties intend that in the event one or more provisions of this agreement are declared invalid or unenforceable, the remaining provisions shall remain enforceable and this agreement shall be interpreted by a Court in favor of survival of all remaining provisions.

AGREED TO BY THE PARTIES ON THE DATE FIRST ABOVE WRITTEN

Purchaser:

City of Buckhannon, West Virginia
a municipal corporation

By:

Its: Mayor

Seller:

Mike Ross

E. Consent Agenda

E.1 Approval of Minutes-Regular Meeting 10/01/2020

E.2 Approval of Building and Wiring Permits

Permit Number	Submitted By and Location	Contractor	Description of Work to be Performed	Building Value	Electrical Code	Total Electrical Fees Paid	Total Building Fees Paid	Zoning	Asbestos	Flood Zone	Elev. Certificate	Non Conversion Use	Historic District
74915	Roger Ours 200 S Florida St	Self	ADA Ramp	\$749.00			\$n/c	X					X
74916	Shop N Save 203 S Kanawha St	CGP Construction	Signage, Façade, Awning	\$60,000.00			\$390.00	X					X
74917	Q4 Holdings 31 1/4 N Spring St	Gary Queen	Replacing Weatherhead	\$50.00	A	\$100.00							X
74918	Calvary Baptist Church 176 S Kanawha St	Self	Re-Roof Metal over Shingle	\$10,000.00			\$85.00						X
74919	Amy Moore 12 1/2 First St	Self	Replace Porch Handrail & Spindles	\$1,500.00			\$16.50						
74920	Nancy Rendina 131 E Main St	Carrier General Contracting	Bathroom Remodel	\$3,000.00			\$33.00						X
74921	James Evans 186 Fayette St	Self	Roof over Existing Rear Deck 16'x12'	\$1,500.00			\$16.50	X					
74922	COB Sanitary Dept E Main St Pump Station	Self	Replacement Control Panel		A	\$n/c							X
74923	COB Sanitary Dept 298 Sewer Plant Rd	Self	Install Ultraviolet Disinfection Equipment 2nd Unit		A	\$n/c							
74924	Community Care WV 34 N Kanawha St	High Point Construction	Change of Use Medical Facility, Inside Renonvations, ADA Ramp & Sidewalk, Signage Flat Against Building	\$333,000.00	A	\$338.00	\$1,859.00	X	X	X			X
74925	Brandon Hewitt 30 Meadow St	Self	Gutterwork & Roof Repair	\$999.00			\$10.00						
74926	Doug Spears 123 S Kanawha St	Self	Flooring & Roof Repair	\$1,000.00			\$11.00						X
74927	Angel Casto 54 N Florida St	Loudin Construction	Re-Roof Shingles	\$8,000.00			\$88.00	X					
74928	Francis Light 18 Carol St	K&Z Construction	Re-Roof Metal over Shingle on Garage & Storage Building	\$4,000.00			\$44.00						
74929	City Hall 70 E Main St	Tri State Roofing	Roof Repair	\$9,910.00			\$n/c	X					X
74930	Go Mart 217 S Kanawha St	Crites Construction	Replace ADA Ramp, ADA Restripe Parking Lot, Install ADA Indoor Signage & Grab Bars in Restrooms	\$3,500.00			\$33.25	X					X
TOTAL				\$437,208.00		\$438.00	\$2,586.25						

E.3 Approval of Payment of the Bills

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
MAYOR'S OFFICE	RECORD-DELTA NEWSPAPER	408-226-00	MAYOR'S LEGAL FUNDING	BY BALANCE SHEET	1,643.67
	REGION VII PLUMBING PCL	408-341-00	MAYOR'S SUPPLIES & M	2021 SERVICES 3-1 TO 3-31	275.00
	ENCOVA INSURANCE	408-226-00	MAYOR'S INSURANCE &	MCB1005474 9-2 TO 10-1-202	4.82
	ETW SCS	408-241-00	MAYOR'S SUPPLIES & M	HAIR PLATE 3	21.35
	BUCKHAMMON CHAMBER OF COMMER	408-341-00	MAYOR'S SUPPLIES & M	2021 MEMBERSHIP FEE	498.00
	PAYROLL ACCOUNT (ALL DEPTS)	408-341-00	MAYOR'S SUPPLIES & M	SEPT 2020 AA FEES	206.19
	COLLECTION ACCOUNT	408-341-00	MAYOR'S SUPPLIES & M	SEPT 2020 CREDIT CARD FEES	891.37
	DOLLAR GENERAL CORPORATION	408-341-00	MAYOR'S SUPPLIES & M	CLEANING SUPPLIES	37.85
	SIGN CITY LLC	408-341-00	VOLUNTEER COORDINATOR	BVC SIGNS AND MARKS	288.00
	INTERNAL REVENUE SERVICE	408-104-00	MAYOR'S F.I.C.A.	FICA WITHHELD AND MATCHED	46.94
		408-104-00	MAYOR'S F.I.C.B.	MEDICARE WITHHELD & MATCHED	18.94
	DATAMAX CORPORATION	408-341-00	MAYOR'S SUPPLIES & M	CHARGES FOR SEPT 2020	150.00
	MATTHEW BENDER & CO., INC	408-341-00	MAYOR'S SUPPLIES & M	WP CODE 2020 ROLLS 4 & 4A	339.21
**PAYROLL EXPENSES					1,864.85
TOTAL:					6,894.23
COUNCIL	MCN POWER	410-450-01	THEATRE BUILDING	110120155348 48 E. MAIN ST	104.07
	ENCOVA INSURANCE	410-226-00	COUNCIL INSURANCE IF	MCB1005474 9-2 TO 10-1-202	0.27
	INTERNAL REVENUE SERVICE	410-104-00	COUNCIL'S F.I.C.A.	FICA WITHHELD AND MATCHED	11.28
		410-104-00	COUNCIL'S F.I.C.B.	MEDICARE WITHHELD & MATCHED	2.64
	**PAYROLL EXPENSES				786.66
TOTAL:					898.26
REMEMBER	ENCOVA INSURANCE	411-226-00	INSURANCE/COMPENSATI	MCB1005474 9-2 TO 10-1-202	0.24
	**PAYROLL EXPENSES				508.00
	TOTAL:				
TREASURER	ENCOVA INSURANCE	412-226-00	TREASURER'S INSURANCE	MCB1005474 9-2 TO 10-1-202	0.98
	INTERNAL REVENUE SERVICE	412-104-00	TREASURER'S F.I.C.A.	FICA WITHHELD AND MATCHED	19.27
		412-104-00	TREASURER'S F.I.C.B.	MEDICARE WITHHELD & MATCHED	8.11
	**PAYROLL EXPENSES				621.54
TOTAL:					649.86
COURT	ENCOVA INSURANCE	413-226-00	POLICE JUDGE INS FOR	MCB1005474 9-2 TO 10-1-202	0.61
	**PAYROLL EXPENSES				629.00
	TOTAL:				
CITY ATTORNEY	ENCOVA INSURANCE	417-226-00	CITY ATTORNEY INS ON	MCB1005474 9-2 TO 10-1-202	1.04
	INTERNAL REVENUE SERVICE	417-104-00	CITY ATTORNEY FICA	FICA WITHHELD AND MATCHED	31.00
		417-104-00	CITY ATTORNEY FICA	MEDICARE WITHHELD & MATCHED	7.35
	**PAYROLL EXPENSES				1,000.00
TOTAL:					1,039.39
CITY ENGINEER	ENCOVA INSURANCE	420-226-00	CITY ENGINEER INS &	MCB1005474 9-2 TO 10-1-202	0.36
	TOTAL:				

\$ 5,500.00 - Calea - On Site Assessment
\$ 1,277.00 - United Rotary Brush - Gutter Brooms
\$ 2,856.00 - Asciant Consulting - Concrete Testing & Construction Inspection Gateway West
\$ 1,272.50 - Appalachian Roofing - Pipe Boot Flashing - Theater

10-15-2020 01:01 PM

Disbursements 10-01-20 to 10-15-20

PAGE: 2

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
ZONING	RECORD-DELTA NEWSPAPER	437-341-00	ZONING SUPPLIES	ZONING BOARD OF APPEALS AD	58.37
	ENCOVA INSURANCE	437-226-00	ZONING INSURANCE & B	MCB1005474 9-2 TO 10-1-202	69.28
	VINCENT SMITH	437-314-00	TRAVEL EXPENSE	CODE ENF. MILEAGE SEPT 202	115.58
	INTERNAL REVENUE SERVICE	437-104-00	ZONING F.I.C.A.	FICA WITHHELD AND MATCHED	87.18
		437-104-00	ZONING F.I.C.A.	MEDICARE WITHHELD & MATCHE	20.39
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	2,812.30
				TOTAL:	3,144.10
DATA PROCESSING	RAVEN ROCK NETWORKS INC	439-230-00	DATA PROCESSING	OCT 2020 SERVICE CONTRACT	212.50
	COMMUNITY BANK	439-459-00	DATA PROCESSING CAPI	ACCT#771901071 OCT COMP S	305.94
	TYLER TECHNOLOGIES INC	439-230-00	DATA PROCESSING	INSITE TRANSACT FEES IVR AU	1,667.81
		439-230-00	DATA PROCESSING	SUBSCRIPTION UTILITY BILLY	65.18
		439-230-00	DATA PROCESSING	MAINT BAR CODE SCANNER ANN	165.86
	SUDENLINK	439-230-00	DATA PROCESSING	OCT 2020 INTERNET	31.86
				TOTAL:	2,528.25
CITY HALL	UNIFIRST CORP.	440-216-00	CITY HALL MAINTENANC	ALL DEPT SEPT 2020 UNIFORM	257.58
	ENCOVA INSURANCE	440-226-00	CITY HALL INSURANCE	MCB1005474 9-2 TO 10-1-202	65.30
	MAINTAINER GAS COMPANY	440-215-00	CITY HALL UTILITIES	269245-314199 1 S-FLORIDA	56.41
	LOWES BUSINESS ACCOUNTS	440-216-00	CITY HALL MAINTENANC	CARPET CLEANER	28.96
	INTERNAL REVENUE SERVICE	440-104-00	CITY HALL FICA	FICA WITHHELD AND MATCHED	73.39
		440-104-00	CITY HALL FICA	MEDICARE WITHHELD & MATCHE	17.16
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	2,621.58
			TOTAL:	3,120.30	
POLICE	LYKINS OIL COMPANY	700-343-00	POLICE DEPT. AUTO SU	POLICE SEPT 2020 FUEL BILL	1,312.67
	ENCOVA INSURANCE	700-226-00	POLICE DEPT. INSURAN	MCB1005474 9-2 TO 10-1-202	1,139.67
	CALLS LLC	700-343-00	POLICE DEPT. AUTO SU	DUTY BELT	39.74
	JENKINS FORD INC	700-343-00	POLICE DEPT. AUTO SU	STATE INSPECTION 2016	14.00
		700-343-00	POLICE DEPT. AUTO SU	AC REPAIR-CROWN VIC	997.07
	TOSHIBA FINANCIAL SERVICES	700-341-00	POLICE DEPT. MAT & S	POLICE DEPT COPIER LEASE	141.00
	ENTERPRISE FM TRUST	700-459-00	POLICE DEPT. NEW EQU	22H2S3 2017 INTERCEPTOR PY	591.08
		700-459-00	POLICE DEPT. NEW EQU	22H2S3 2017 INTERCEPTOR PY	616.19
		700-459-00	POLICE DEPT. NEW EQU	22SF24 2018 INTERCEPTOR PY	693.66
		700-459-00	POLICE DEPT. NEW EQU	22SF27 2018 INTERCEPTOR PY	693.66
		700-459-00	POLICE DEPT. NEW EQU	22SC22 2018 INTERCEPTOR PY	687.33
		700-343-00	POLICE DEPT. AUTO SU	23H64C MAINT OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H64H MIAMI OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H64H MAINT OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H64Q MAINT OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H655 MAINT OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H64V MAINT OLDER CRUISER	503.30
		700-343-00	POLICE DEPT. AUTO SU	23H64Z MAINT OLDER CRUISER	6.00
	CALEA	700-459-00	POLICE DEPT. NEW EQU	ON SITE ASSESSMENT	5,500.00
	SPRINT	700-211-00	POLICE DEPT. TELEPHO	ALL DEPT OCT 2020 SECTABS	350.26
	WALMART STORES INC - ROCKMANN	700-341-00	POLICE DEPT. MAT & S	HAND SANITIZER	172.20
	INTERNAL REVENUE SERVICE	700-104-00	POLICE DEPT. FICA TA	FICA WITHHELD AND MATCHED	1,623.00
		700-104-00	POLICE DEPT. FICA TA	MEDICARE WITHHELD & MATCHE	379.56
	STAPLES ADVANTAGE	700-341-00	POLICE DEPT. MAT & S	HP TRI-COLOR INK	51.20
		700-341-00	POLICE DEPT. MAT & S	LG MOP	233.99
	FRONTIER	700-211-00	POLICE DEPT. TELEPHO	473-7911-073014-4 POL FAX	71.94

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	45,866.23
				TOTAL:	61,713.74
FIRE	LYKINS OIL COMPANY	706-343-00	FIRE DEPT. AUTO SUPP	FIRE SEPT 2020 FUEL BILL	54.15
		706-343-00	FIRE DEPT. AUTO SUPP	FIRE SEPT 2020 FUEL BILL	531.55
	ENCOVA INSURANCE	706-226-00	FIRE DEPT. INSURANCE	WCB1005474 9-2 TO 10-1-202	1,151.68
		706-226-00	FIRE DEPT. INSURANCE	WCB1005474 9-2 TO 10-1-202	0.00
	IPMA	706-341-00	FIRE DEPT. MATERIAL	FIRE TEST	172.00
	INTERNAL REVENUE SERVICE	706-104-00	FIRE DEPT. FICA TAX	FICA WITHHELD AND MATCHED	980.87
		706-104-00	FIRE DEPT. FICA TAX	MEDICARE WITHHELD & MATCHED	229.39
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	29,328.75
				TOTAL:	32,948.39
STREET	MON POWER	750-213-00	STREET DEPT. UTILITI	110123905108 25 N LOCUST S	10.37
	LYKINS OIL COMPANY	750-343-00	STREET DEPT. AUTO SU	STREET SEPT 2020 FUEL BILL	1,887.60
	UNIFIRST CORP.	750-345-00	STREET DEPT. UNIFORM	ALL DEPT SEPT 2020 UNIFORM	508.80
	SOUTHERN STATES COOF INC	750-341-00	STREET DEPT. MAT & S	2 GAL SPRAYER	47.58
	WV PAGING	750-213-00	STREET DEPT. UTILITI	STREET DEPT OCT PAGERAS	23.00
	ENCOVA INSURANCE	750-226-00	STREET DEPT. INSURAN	WCB1005474 9-2 TO 10-1-202	1,189.16
	AIRGAS USA, LLC	750-341-00	STREET DEPT. MAT & S	GLOVES, GRINDER	44.28
	MOUNTAINEER GAS COMPANY	750-213-00	STREET DEPT. UTILITI	341416-404855 17 1/2 FACTO	63.99
		750-213-00	STREET DEPT. UTILITI	269254-314289 4 FACTORY ST	48.83
		750-213-00	STREET DEPT. UTILITI	269255-452564 6 FACTORY ST	48.83
	J F ALLEN CO	750-461-00	STREET PAVING	BLACK TOP PATCHING	352.92
	MAFA-AMTOWER AUTO SUPPLY	750-343-00	STREET DEPT. AUTO SU	FUEL FILTER /BASE ROLLER	47.61
	LOWES BUSINESS ACCOUNTS	750-341-00	STREET DEPT. MAT & S	4" CUTTING WHEELS	28.46
		750-341-00	STREET DEPT. MAT & S	REC BOXES	3.17
		750-341-00	STREET DEPT. MAT & S	TOOL BAG/DEAD BOLT	138.65
	ENTERPRISE FM TRUST	750-455-00	STREET DEPT. CAPITAL	22WGN2 2019 RAM 1500	642.76
		750-455-00	STREET DEPT. CAPITAL	22WGNW 5500 CHASSIS DUMP T	968.03
	SPRINT	750-211-00	STREET DEPT. TELEPHO	ALL DEPT OCT 2020 GEOTABS	277.55
	COMMUNITY BANK	750-459-00	STREET DEPT. CAPITAL	STREET DEPT OCT SKIDSTEER	664.11
	UNITED ROTARY BRUSH CORP	750-343-00	STREET DEPT. AUTO SU	CUTTER BROOMS	1,277.06
	WALMART STORES INC -ROCKHANN	750-341-00	STREET DEPT. MAT & S	OFFICE SUPPLIES	110.78
	INTERNAL REVENUE SERVICE	750-104-00	STREET DEPT. FICA TA	FICA WITHHELD AND MATCHED	957.66
		750-104-00	STREET DEPT. FICA TA	MEDICARE WITHHELD & MATCHED	223.94
	ASCENT CONSULTING & ENGINEER	750-456-00	GATEWAY WEST GRANT E	CONCRETE TESTING GATEWAY	1,879.50
		750-456-00	GATEWAY WEST GRANT E	CONCRETE TESTING GATEWAY	503.00
		750-456-00	GATEWAY WEST GRANT E	CONSTRUCTION INSPECTOR	473.50
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	25,117.64
				TOTAL:	36,937.78
STREET LIGHTS	MON POWER	751-213-00	STREET LIGHTS	110 087 815 008 MAIN ST	5,277.89
				TOTAL:	5,277.89
TRAFFIC SIGNALS & SIGN MON POWER		752-213-00	TRAFFIC SIGNALS POWE	110 088 965 459 RT. 119	47.93
		752-213-00	TRAFFIC SIGNALS POWE	110088965624 RT. 25 BEN C	63.96
		752-213-00	TRAFFIC SIGNALS POWE	110081822063 W. MAIN ST	5.21
		752-213-00	TRAFFIC SIGNALS POWE	110088920243 MAIN ST	40.14
		752-213-00	TRAFFIC SIGNALS POWE	110080768291 E. MAIN ST	24.25
				TOTAL:	182.19
PARK 401 TO CPWB	CONSOLIDATED PUBLIC WORKS BD	900-341-00	PARK-304 NOT/NOT PD	SEPT 2020 HOTEL-MOTEL TAX	3,293.46
				TOTAL:	3,293.46

10-15-2020 01:01 PM

Disbursements 10-01-20 to 10-15-20

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FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
CVB 604 TO CVB	UPSHUR COUNTY CVB	901-235-00	HOTEL/MOTEL 704 PAID	SEPT 2020 HOTEL-MOTEL TAX	7,684.73
				TOTAL:	7,684.73
ARTS-THEATRE	APPALACHIAN ROOFING & SHEET	906-450-01	THEATRE BUILDING	PIPE BOOT FLASHING THEATRE	1,272.50
				TOTAL:	1,272.50
STOCKERT YOUTH CENTER	RECORD-DELTA NEWSPAPER	907-341-00	MATERIALS & SUPPLIES	SYCC PROGRAM ASST HELP AD	53.63
	LYKINS OIL COMPANY	907-216-00	MAINTENANCE	SYC SEPT 2020 FUEL BILL	97.22
	UNIFIRST CORP.	907-216-00	MAINTENANCE	ALL DEPT SEPT 2020 UNIFORM	158.31
	LEAF	907-341-01	OPERATING EXPENSES	COPIER LEASE	229.82
	ENCOVA INSURANCE	907-226-00	INSURANCE & BONDS	WCB1005474 9-2 TO 10-1-202	81.57
	MOUNTAINEER GAS COMPANY	907-213-00	UTILITIES	363925-483167 70 E MAIN ST	0.00
	SPRINT	907-211-00	TELEPHONES	ALL DEPT OCT 2020 GEOTABS	21.35
	WALMART STORES INC -ROCKHANN	907-361-00	AFTER SCHOOL SUPPLIE	AFTER SCHOOL SUPPLIES	48.78
	MOUNTAIN STATE PEST GUARD	907-216-00	MAINTENANCE	SYCC MNTHLY PEST INSPECTIO	36.50
	INTERNAL REVENUE SERVICE	907-104-00	FICA TAX	FICA WITHHELD AND MATCHED	376.29
		907-104-00	FICA TAX	MEDICARE WITHHELD & MATCHED	88.01
	APRIL E SMALL	907-368-01	ZUMBA	SICKBOXING OCT	36.00
	**PAYROLL EXPENSES			10/01/2020 - 10/15/2020	11,471.59
				TOTAL:	12,299.97
CONVENTION CENTER	USOA, FUNDAL DEVELOPMENT	910-457-00	CONFERENCE CENTER PA	CONF CENTER OCT 2020	3,351.00
				TOTAL:	3,351.00
PUBLIC SAFETY	UNIFIRST CORP.	916-216-00	SAFETY COMPLEX MAINT	ALL DEPT SEPT 2020 UNIFORM	60.43
				TOTAL:	60.43

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

F. Strategic Issues for Discussion and/or Vote:

F.1 Approval to Establish Stormwater Fund No. 426 – Action was taken earlier in the meeting.

F.2 Approval to Transfer \$75,000.00 of Sales Tax Fund to Stormwater Fund – Action was taken earlier in the meeting.

F.3 Approval to Accept Fire Civil Service Commission List of Eligibles – The Mayor presented the list of Eligibles presented by the Fire Civil Service Commission.

FIRE CIVIL SERVICE COMMISSION	9/16/2020	9/23/2020	9/26/2020	10/10/2020
	APPLICATION	AGILITY 1ST	AGILITY 2ND	WRITTEN
	ACCEPT/DENIED	PASS/FAIL	PASS/FAIL	70% REQUIRED
NAME				
LANDIS, DEVIN LEE	ACCEPT	PASS		57.78%
LOUDIN, ANDREW DOUGLAS	ACCEPT	PASS		78.89%
MARTIN, DARREN LEE JR.	ACCEPT	PASS		92.22%
POTTER, MARIA ELAINE	ACCEPT	PASS		87.78%
WILFONG, CHARLES HUNTER	ACCEPT	PASS		76.67%
HALL, ALEXANDER D, (No appl Only Resume)	REJECT			
ELIGIBILITY LIST				
LIST TO EXPIRED on 12/07/2022				
Shane Michael Jenkins 77%				
ELIGIBILITY LIST				
LIST TO EXPIRED on 10/10/2023				
Darren Lee Martin Jr	92.22%			
Maria Elaine Potter	87.78%			
Andrew Douglas Loudin	78.89%			
Charles Hunter Wilfong	76.67%			
LIST OF ELIGIBLES IS VALID ACCORDING				
TO CIVIL SERVICE REQUIREMENTS &				
WILL EXPIRES (3YRS) DATE:				
WV CODE 8-14-15 (PASS OVER 3 TIMES)				

Motion to accept the Fire Civil Service Commission List of Eligibles was made by Rylands/Albaugh. Motion carried.

F.4 Discussion/Possible Approval Trick-or-Treat Saturday, October 31, 2020 6pm-7:30pm – The Mayor began the discussion regarding the City's position on this year's Trick-or-Treat celebration and the concerns regarding COVID-19. He reported that the County Commission had already approved county-wide Trick or Treating. He reminded all that this activity is voluntary. With the reminder that all should follow the CDC Guidelines, the Mayor recommended that we approve Trick-or-Treat for Saturday, October 31, 2020 from 6:00pm to 7:30pm. Concerns were expressed by Council Member Thomas concerning the fact that the County passed it before the City could address it at this meeting.

Motion to approve Trick-or-Treat in the City of Buckhannon be set for Saturday, October 31, 2020 6:00 pm - 7:30pm - Discussion took place with City Recorder Sanders recommending that the CDC guidelines for Trick or Treating be posted on our City website - The Call for the Question was made by the Mayor. Motion carried with all members voting Yes except Council Member Thomas voted who voted No.

F.5 Approval Ordinance No. 447 Revised Downtown Parking 1st Reading – City Attorney O'Neill presented and explained the ordinance to Council. Discussion took place and it was determined to table the action with the need for additional revisions to be made.

F.6 Discussion Paper Alleys in the City Limits – The Mayor and City Attorney O'Neill explained the definition of Paper Alleys and the importance of defining those properties to both the City and residents who own adjoining property to them. The City is in the process of alerting property owners of our right of ways and enforcing the City's rights concerning paper alleys. Council member Thomas suggested that we post more information on our website concerning the paper alley locations. No action was necessary.

G. Comments and Announcements

- **Council Member Albaugh** – Mrs. Albaugh thanked Mr. O'Neill for the explanation of Paper Alleys.
- **Council Member Bucklew** – Mrs. Bucklew reminded us that she is working on Christmas decorations and is looking for volunteers.
- **Council Member Rylands** – Mr. Rylands announced that this coming Saturday Create Buckhannon was partnering with the Band of Brothers for a Chicken Dinner fundraiser and he provided the details. He also reported on the luncheon that he hosted to meet the new

manager of Lowe's and to thank Chad Corley for his considerable efforts and work with the community during his tenure as the manager of Lowe's.

- **Council Member Thomas** – Mr. Thomas reminded us that the Band of Brothers and Al Tucker do a tremendous amount of good for our community through their fundraisers. He also spoke about the Family Resource Network and discussed a fundraiser they are having. He is still receiving calls about Suddenlink and hopes that we have further discussions regarding their performance. And he hopes that our nation's leaders come to some type of agreement on a financial relief package for our citizens.
- **Council Member Reger** – Mr. Reger welcomed our probationary police officer, James Fisher, to the force. He is also happy that we can have discussions and disagreements and do so on a professional level.
- **City Recorder Sanders** – Mr. Sanders recommends that as we work on Ordinance 447, we keep in mind that we will need to plan on providing enforcement. He also reminded those who plan to participate in Trick-or-Treat to follow the CDC guidelines.

H. Mayor's Comments and Announcements – The Mayor congratulated the Council on the many good discussions that we had and feels that we are acting in the best interest of our community by listening to all citizens and understanding their concerns as we make decisions. He is proud of the City and the position that we find ourselves in as we continue to attract visitors and welcome new community members.

Motion to adjourn out of the regular meeting to go into an Executive Session –Personnel & Property Matters Per WV Code § 6-9A-4 at 8:28 PM was made by Rylands/Bucklew. Motion carried.

I. Executive Session –Personnel & Property Matters Per WV Code § 6-9A-4 – Council entered Executive Session –Personnel & Property Matters Per WV Code § 6-9A-4 at 8:35 PM.

Motion to adjourn from Executive Session at 9:05 PM was made by Rylands/Albaugh. Motion carried.

J. Adjournment

Motion to adjourn at 9:06 PM was made by Albaugh/Rylands. Motion carried.

Mayor Robert N. Skinner III

City Recorder Randall H. Sanders
