

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

A regular meeting of the Buckhannon City Council was held on Tuesday, October 18, 2022, at 7:00 p.m., in the Council Chambers of City Hall. The following individuals were in attendance (GTM – GoToMeeting):

Mayor	Robbie Skinner	Present
City Recorder	Randy Sanders	Present
Council Member	Pam Bucklew	Present
Council Member	David McCauley	Present
Council Member	Jack Reger	Present
Council Member	CJ Rylands	Present - GTM
Council Member	David Thomas	Present
Assistant Recorder & Director of Finance	Amberle Jenkins	Present
City Attorney	Tom O'Neill	Present - GTM
Buckhannon Police Department	Lt. Doug Loudin	Present
Director of Public Works	Jerry Arnold	Present
Channel 3	Rodney Irvin	Present
MyBuckhannon.com	Katie Kuba	Absent
MyBuckhannon.com	Beth Broschart	Present

Guests: Robyn Simons, Jody Light, Ron Pugh, Jim Lawrence-GTM, Lt. Doug Loudin

To participate in a City Council meeting participants were invited to contact us at 304-472-1651 for the GoToMeeting link/access.

***City Council of Buckhannon – 7:00 p.m., in the Council Chambers of City Hall
Meeting Agenda for Thursday, October 18, 2022***

- A. Call to Order**
 - A.1 Moment of Silence
 - A.2 Pledge to the Flag of the United States of America
- B. Recognized Guests**
 - B.1
- C. Department & Board Reports**
 - C.1 Public Works Director- Jerry Arnold
 - C.2 Finance Director- Amberle Jenkins
 - C.3 Police Chief- Matthew Gregory
 - C.4 City Attorney- Tom O'Neill
- D. Correspondence & Information**
 - D.1 COB is Hosting the West Virginia Municipal League October 20th & 21st
 - D.2 Notice of Special City Council Meeting to be held on Friday, October 21, 2022
 - D.3 Trunk-or-Treat October 28, 2022, 6:30-8:30pm at the Public Safety Complex
 - D.4 Trick-or-Treat in City Limits Monday, October 31, 2022, 6:00pm-7:30pm
 - D.5 Boooockhannon Community Halloween Events for the month of October
 - D.6 Report of Cat & Dog Activity –Upshur County Commission-August 2022
- E. Consent Agenda**
 - E.1 Approval of Minutes – Regular Meeting 10/06/2022, Special 09/21/2022
 - 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 Ordinance No. 461 Stockert Youth & Community Center Membership Reduction & Meeting Schedule 1st Reading
 - F.2 Approval Ordinance No. 462 Use of Vehicle Immobilization Devices for Parking Enforcement 1st Reading
 - F.3 Approval Updated Employee Handbook
 - F.4 Approval Recommendation from the Water Board Resolution 2022-08 of Acceptance Property Transfer Deed Tennerton Booster Station
 - F.5 Approval 2023 COB Holiday Schedule
 - F.6 Approval Mutual Aid Agreement between Buckhannon Police Department & the Weston Police Department
- G. Comments and Announcements**
 - G.1 Pamela Bucklew
 - G.2 C J Rylands
 - G.3 David Thomas
 - G.4 Jack Reger
 - G.5 David McCauley
 - G.6 Randall Sanders

H. Mayor’s Comments and Announcements

I. Adjournment

Posted 10/13/2022

A. Call to Order: Mayor Robbie Skinner called the regular meeting of the Buckhannon City Council for October 18, 2022, to order and asked all to join him in the Moment of Silence and then he led those in attendance in the Pledge to the Flag of the United States of America.

B. Recognized Guests:

B.1 None

C. Department & Board Reports

C.1 Public Works Director- Jerry Arnold: Mr. Arnold was recognized and noted that he had no new projects to report on since his last appearance. Recorder Sanders asked for an update on the Madison Street project and Council Member Thomas asked if we were staying on schedule regarding the projects slated to be completed by the summer months of 2023. Mr. Arnold reported that Madison Street would remain closed, through Thursday, from Florida Street to Spring Street for the Sanitary Department to complete their current work and that we were soliciting bids for a on call contractor, from outside vendors, to provide additional contracting services to help us complete the desired number of projects. He also updated Council on the new signage that is being installed. Mr. Thomas noted that he has received several positive comments regarding our city-wide work crews.

C.2 Finance Director- Amberle Jenkins: Mayor Skinner recognized Finance Director, Amberle Jenkins, who provided the following report.

Amby report 10-17-2022

Balances in the Enterprise Funds September 30, 2022

Waste Collection Board	mm/cking	\$1,216,311	cd/sav \$58,674
Plus a letter of credit for \$64,000			
Water Board	mm/cking	\$704,909	work/capital& savings \$874,337
Sanitary Board	mm/cking	\$831,805	work/capital \$457,542
Storm water Fund	mm/cking	\$239,453	

Office workstations have been installed.
If a 501 organization would like to look at some of the old desks that were removed. Please contact me.

Mayor Skinner used the chair’s prerogative to move **F.3 Approval Updated Employee Handbook** to the table and asked Mrs. Jenkins for an overview. She provided the latest updates and answered questions and concerns from the Council Members. Available at City Hall.

Motion to approve the Updated Employee Handbook with the corrections presented was made by Sanders/McCauley. Motion carried.

Mayor Skinner used the chair’s prerogative to move **F.5 Approval 2023 COB Holiday Schedule** to the table and asked Mrs. Jenkins for an overview.

Motion made by Rylands/Bucklew to approve the 2023 COB Holiday Schedule as presented. Motion carried.

City of Buckhannon
2023 Holiday's

January 2, 2023	Monday	New Year's 2023 (observed)
January 16, 2023	Monday	Martin Luther King, Jr. Day
February 20, 2023	Monday	Presidents' Day
April 7, 2023	Friday	Good Friday
May 29, 2023	Monday	Memorial Day
June 19, 2023	Monday	Juneteenth Day
June 20, 2023	Tuesday	West Virginia Day
July 4, 2023	Tuesday	Independence Day
September 4, 2023	Monday	Labor Day
October 9, 2023	Monday	Columbus Day
November 10, 2023	Friday	Veteran's Day (observed)
November 23, 2023	Thursday	Thanksgiving Day
November 24, 2023	Friday	Thanksgiving Friday
December 25, 2023	Monday	Christmas Day
January 1, 2024	Monday	New Year's Day

Please note that each of the above holidays represent 8 hours of leave.

C.3 Police Chief – Matthew Gregory: Mayor Skinner recognized Lt. Doug Loudin who provided the following department report.



Buckhannon Police Department

24 S Florida St * Buckhannon, WV 26201
Phone 304-472-5723 * Fax 304-473-7911



City Council Report

10/18/22

- 1. The police department continues the testing process for our eligibility list. The physical agility and written tests are both scheduled for Saturday, October 29.
- 2. The police department will be having its annual Trunk or Treat event in the Public Safety Parking lot on Friday, October 28 from 6:30 – 8:30.
- 3. We continue to work with our emergency equipment vendor to prepare the new cruisers for service. Vehicles were supposed to begin installation this week, however, there is currently a backlog on some of the equipment.
- 4. We are currently in receipt of the use of force simulator that was planned for this fiscal year. At this time, we are planning for instructor training on this system so that we can begin scenario based trainings.

September 2022 Accidents

Report #	Date Of Crash	Time Of Day	Day Of Week	Street	Intersecting Street	Other Location	Manner Of Collision	Officer Name	
1	9/1/2022 0:00	* 0750	Thursday	RT. 33	BRUSHY FORK ROAD	IN THE WESTBOUND TURN	Rear End	LT. DOUGLAS N. LOUDIN	
2	9/2/2022 0:00	1450	Friday	SOUTH LOCUST STREET	MEADOW STREET	LOT 1	Right Angle	LT. DOUGLAS N. LOUDIN	
3	9/3/2022 0:00	* 1807	Saturday	RT 33 WEST	RT 20	JUST BEFORE RT 20 EXIT	Single Vehicle Crash	THOMAS POSEY	
4	9/9/2022 0:00	1347	Friday	BUCKHANNON CROSS	NORTH LOCUST STREET		Angle (Front to Side) Same Direction	SGT. T.M. STEWART	
5	9/9/2022 0:00	1647	Friday	RITCHIE ST	POCAHONTAS ST		Sideswipe, Same Direction	PLTMN FISHER	
6	9/14/2022 0:00	1008	Wednesday	LOCUST STREET	LIGGETT ADDITION ROAD		Angle (Front to Side) Same Direction	SGT.T.M. STEWART	
7	9/13/2022 0:00	1437	Tuesday	SOUTH LOCUST	WEST MAIN STREET	UPSHER COUNTY COURT H	Rear End	DOUG LOUDIN	
8	9/16/2022 0:00	1321	Friday	100 BUCKHANNON C	WALMART PARKING LOT		Single Vehicle Crash	DOUG LOUDIN	
9	9/19/2022 0:00	932	Monday	N. LOCUST STREET	N/A	PEOPLES BANK	Rear End	M. GREGORY	
10	9/19/2022 0:00	1140	Monday	N. LOCUST STREET	N/A	NEAR SPEEDWAY GAS STA	Single Vehicle Crash	LT. DOUGLAS LOUDIN	
11	9/20/2022 0:00	1405	Tuesday	CHASE BANK ALLEY	SPRING STREET	CJ MAGGIES	Single Vehicle Crash	SGT.T.M. STEWART	
12	9/20/2022 0:00	1435	Tuesday	RT. 33 EAST	BRUSHY FORK ROAD		Rear End	CHIEF MATTHEW GREGORY	
13	9/22/2022 0:00	1354	Thursday	MADISON STREET	SOUTH FLORIDA STREET		Sideswipe, Opposite Direction	SGT. MARK STEWART	
14	9/22/2022 0:00	1720	Thursday	MARION STREET	CAMDEN AVENUE		Angle (Front to Side) Opposite D	PFC. MCCAULEY	
15	9/23/2022 0:00	753	Friday	NORTH LOCUST STREET	BUCKHANNON CROSS	RECORD DELTA	Rear End	SGT.T.M. STEWART	
16	9/23/2022 0:00	903	Friday	KANAWHA STREET	LINCOLN ST	AUTO ZONE	Rear End	SGT.T.M. STEWART	
		* = Injury							
		# = Alcohol / Drug Related							
		~ = Fatality							

POLICE ACTIVITIES

MONTH: September

YEAR: 2022

ACTIVITIES:

Parking Tickets Issued:

By Parking Enforcement Officer: 53

By Officers: 0

TOTAL ISSUED: 53

Citations Issued: 8

Misdemeanor Arrests: 15

Felony Arrests: 3

Calls Answered: 425

Complaint Reports: 29

Accidents Investigated: 16

Community Policing Hours: 24

Patrol Mileage: 7,088

TRAFFIC CITATIONS - September 2022

	Gregory	Loudin	Posey	Stewart	Courtney	Hissam	O'Connor	McCauley	Fisher	W. Loudin	Warner	Major	TOTAL
DRIVING REVOK/SUSP								1					1
IMPROPER REGISTRATION				1									1
NO INSURANCE			1										1
RUNNING RED LIGHT	1												1
RUNNING STOP SIGN			1										1
SPEEDING		1	1						1				3
TOTAL TRAFFIC CITATIONS	1	1	3	1	0	0	0	1	1	0	0	0	8

Without objection, *F.6 Approval Mutual Aid Agreement between Buckhannon Police Department & the Weston Police Department* was moved to the table for discussion and/or vote. Lt. Loudin provided an overview of the agreement.

Motion to approve the Mutual Aid Agreement between the Buckhannon Police Department & the Weston Police Department and authorize the Mayor to sign the agreement was made by Sanders/Thomas. Motion carried.

MUTUAL AID AGREEMENT

THIS AGREEMENT, made and entered into this 19 day of September 2022 by and between the Buckhannon Police Department and the Weston Police Department;

WHEREAS, the statutory provisions of Chapter 15, Article 10, Section 2-4 of the West Virginia Code specifically provide that each political subdivision within the State is empowered to make and enter into MUTUAL AID AGREEMENTS with other agencies of the state criminal justice system, in order to most effectively allocate law enforcement and other public safety services; and,

WHEREAS, the undersigned law enforcement departments as parties to this agreement desire to realize additional law enforcement protection for the citizens of their political subdivisions which they serve during emergency and other situations by making the most efficient use possible of the law enforcement personnel of the political subdivisions, and specifically of the two (2) aforementioned law enforcement departments; and,

WHEREAS, each of the law enforcement departments hereto agree to, when practicable, aid and assist each other in the event that emergency and other situations should occur, by the interchange of law enforcement services and the exchange of criminal investigative and other information; and,

WHEREAS, the parties hereto further invoke this voluntary aid and assistance agreement on a continuing basis for the interchange of law enforcement services in their day-to-day operations, particularly relating to drug and violent crime investigations; and,

WHEREAS, it is reasonable, necessary, and proper that this written MUTUAL AID AGREEMENT be executed to formalize the agreement for the interchange of such mutual aid on a municipal, countywide, and regional basis.

NOW, THEREFORE, IT IS HEREBY AGREED by and between each and all of the law enforcement departments hereto, as follows:

- 1) As used herein, the phrase "Emergency Situation" means an actual or potential condition within the jurisdiction of one or more of the law enforcement departments that poses an immediate threat to life or property that exceeds the resources and capability of the jurisdiction(s) to successfully bring the situation under control.
- 2) Each department agrees that in the event of any emergency situation, each other party to this Agreement shall furnish such personnel, equipment, facilities, or services as is, in the opinion of the assisting member, available. Provided, however, that each party
- d. Transportation of arrestees
- e. Complete proper arrest warrant and prosecutorial procedures, and
- f. Court duty pertaining to arrests.
- 8) In any emergency situation where the MUTUAL AID AGREEMENT has been invoked, radio communications shall be established between all responding departments.
- 9) Each department providing personnel under the scope of this Agreement agrees to be exclusively responsible for the wages, pension, and workers' compensation benefits incurred by their own personnel as a result of any emergency situation.
- 10) Each department providing equipment under the scope of this Agreement agrees to be exclusively responsible for any damage or destruction resulting thereto as a consequence of acting in response to this Agreement.
- 11) Each department shall be responsible for maintaining and providing to each other on a semi-annual basis, from the date of both parties signing the Agreement, an accurate account of available resources including, but not limited to, available personnel per shift, equipment, and specialized units.
- 12) All parties shall develop and update on a regular basis, a plan providing for the effective mobilization of all of its resources, equipment, and facilities to cope with any type of emergency situation or unusual occurrence.
- 13) Mutual aid operational directives shall be cooperatively developed and updated on a regular basis by the parties hereto, and are operative between the parties in accordance with the provisions of such directives.
- 14) All parties agree to meet on a semi-annual basis to review all mutual aid plans and the provisions of this Agreement.

- 15) This Agreement shall become effective as to each party's law enforcement department when approved and executed by that department's political subdivision's governing body, and a copy of said Agreement is filed with the office of the Circuit Clerk of the county in which the law enforcement departments involved operate. The Agreement shall remain in effect as between all parties until terminated in writing. Either party to this Agreement may terminate participation in this Agreement upon written notice addressed to the designated law enforcement officials of the other signatory law enforcement departments which are party to this Agreement.
- 16) The execution of this Agreement shall not give rise to any liability or responsibility for failure to respond to any request for assistance made pursuant to this Agreement.

reserves the right to refuse to render assistance or to recall any or all rendered assistance, whenever it is determined that such actions are necessary for the continued protection of the assisting department's primary jurisdiction.

- 3) The following officers shall have the authority to invoke this agreement;

- Police Department
- A. Chief of Police
- B. Deputy Chief of Police
- C. Captain
- D. Lieutenant
- E. On Duty Shift Supervisor

All parties shall provide each other with an updated list at least semi-annually, specifying the name, position, telephone number, and any other pertinent contact information of the above officials.

- 4) In order to invoke mutual aid under the provisions of this agreement, the designated official from the requesting department shall be required to contact the designated official of the responding party by telephone, radio, in writing, in person, or by any other reasonable communication. The responding department may request such information from the requesting department as is necessary to confirm the emergency situation and assess the type and amount of assistance that shall be provided.
- 5) During an emergency situation, all personnel from responding agencies shall report and work under the direction and supervision of the designated supervisor of the requesting agency at the emergency site. Provided, however, that at all times, the officers shall adhere to the policies and procedures of their own department, and shall only be required to render assistance, whenever it is determined that such action is not violative of their own departmental policies and procedures.
- 6) Personnel responding to any call for mutual aid outside of their appointed jurisdiction shall possess those law enforcement powers as provided for by the State of West Virginia.
- 7) In the event of any mutual aid request involving actual or potential mass arrests, responding department law enforcement officers shall make such arrests only for offenses directly related to the incident, and shall assist in the processing of arrestees as follows:

a. Identification of arrestees

b. Control of property obtained from arrestees

c. Completion of arrest reports

This Agreement shall not be construed as or deemed to be an Agreement for the benefit of any third party.

- 17) All departments to this Agreement expressly agree to: (1) waive any and all claims against all the other departments hereto that may arise out of their activities performed outside their primary jurisdictions pursuant to this Agreement, and (2) indemnify, defend, save, and hold harmless the other departments to this Agreement from any and all claims asserted by any third parties or personal injury that may arise out of the activities of the other parties performed pursuant to this Agreement, and outside their primary jurisdictions under this Agreement.

IN WITNESS WHEREOF, this Agreement has been executed and approved and is effective and operative as to each of the departments as herein provided.

BUCKHANNON POLICE DEPARTMENT

Matthew Gregory, Chief of Police

Date

Robert Skinner III, Mayor of the City of Buckhannon

Date

WESTON POLICE DEPARTMENT

Nate Stansberry, Weston City Manager

9-29-22

Date

Josh Thomas, Weston Chief of Police

09/29/2022

Date

C.4 City Attorney- Tom O'Neill: Mr. O'Neill has deferred his remarks until the Strategic Issues part of the agenda.

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

- D.1 COB is Hosting the West Virginia Municipal League October 20th & 21st
- D.2 Notice of Special City Council Meeting to be held on Friday, October 21, 2022
- D.3 Trunk-or-Treat October 28, 2022, 6:30-8:30pm at the Public Safety Complex
- D.4 Trick-or-Treat in City Limits Monday, October 31, 2022, 6:00pm-7:30pm
- D.5 Boooooohannon Community Halloween Events for the month of October
- D.6 Report of Cat & Dog Activity –Upshur County Commission-August 2022

- Cats brought in by City Trapper 1
- Cats brought in by Animal Control Officer 4
- Cats brought in by County Residents 35
- Dogs brought by Animal Control Officer 12

- E. Consent Agenda:
- E.1 Approval of Minutes -Regular Meetings 10/06/2022, Special 09/21/2022
 - E.2 Approval of Building and Wiring Permits



Permit Fee Report #75682 - #75692

10/06/2022 - 10/17/2022

Permit #	Applicant Name	Applicant Address	Primary Contractor	Description	Project Cost	Fee Amount	Electrical Property Type	Asbestos Inspection	Zoning Approval Date	Historic Property	Flood Zone Area	Flood Zone /Elevation Certificate	FEMA Accessory Use
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Group: Commercial-Industrial (nonresidential)

75692	Rick Wentz	49 1/2 Smithfield St		Inside Remodel Rental Property	3,500.00	33.25				Yes	N/A	No	
75683	Ketih Carr	88 Randolph St		Repair front porch & railing	500.00	15.00		No		No	N/A	No	
75682	Buckhannon Housing Authority	85-87 Hinkle Dr	Jimbo's Hands On	Metal Roof Repair	7,500.00	71.25		No		No	N/A	No	
					11,500.00	119.50							

Group Total: 3

Group: Demolition

75685	TIM HIBBS	13 S FLORIDA ST		ROOF REPAIR, INTERIOR DEMO	100.00	20.00		Yes -If yes attach report	10/7/2022	Yes	Zone AE	Yes -If yes attach report	No
					100.00	20.00							

Group Total: 1

Group: Residential (non-commercial)

75691	ANGELA ERRETT	10 BOGGESS ST		PAINT EXTERIOR OF HOUSE, ROLLED ROOFING ON A FLAT ROOF RUBBER MATERIAL	1,000.00	10.00		Yes -If yes attach report		No	N/A	No	No
75689	BRAIN MCCORD	95 ELM ST		COVERING EXISTING TILE PAD WITH	900.00	10.00		No		Yes	N/A	No	No

				PLASTIC AND GRAVEL									
75690	HELEN SUMMERS	28 FRANKLIN ST		REROOF-SHINGLES	11,000.00	121.00		Yes -If yes attach report		No	Zone AE	No	No
75686	SUE HOOVER	12 ELIZABETH ST	GARY BROWN-BY GRACE	REROOF-SHINGLES OVER SHINGLES	2,000.00	22.00		No		Yes	N/A	No	No
75688	Robert Mearns	63 Boggess St	TRICOUNTY CONSTRUCTION	Flooring-Kitchen, LR & Dining	5,000.00	55.00				No	N/A	No	
75687	PHILLIP CANTERBURY	1 PINNELL HILL		REPLACEMENT OF EXISTING PRIVACY FENCE 6FT HIGH WOODEN	1,500.00	16.50		No	10/7/2022	No	N/A	No	No
75684	Christine Wilfong	142 Camden ave	MILLERS SEAMLESS GUTTERS AND FLOOR COATING LLC	reroof-METAL OVER SHINGLES NOT REMOVING MATERIALS	1,500.00	16.50		No		No	N/A	No	No
					22,900.00	251.00							

Group Total: 7

Group: Zoning Application Fee

75686	SUE HOOVER	12 ELIZABETH ST	GARY BROWN-BY GRACE	REROOF-SHINGLES OVER SHINGLES	2,000.00	20.00		No		Yes	N/A	No	No
75687	PHILLIP CANTERBURY	1 PINNELL HILL		REPLACEMENT OF EXISTING PRIVACY FENCE 6FT HIGH WOODEN	1,500.00	20.00		No	10/7/2022	No	N/A	No	No
					3,500.00	40.00							

Group Total: 2

					38,000.00	430.50							
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Total Records: 13

10/17/2022

E.3 Approval of Payment of the Bill

OCTOBER 1-17-2022 GENERAL FUND PAYMENT OF BILLS 10-18-2022 CITY COUNCIL MEETING

- ~~\$11,729.86~~– CAPITOL BUSINESS – OFFICE FURNITURE FOR CITY HALL
- ~~\$5,734.30~~ – C.I. THORNBURG – MATERIALS FOR MADISON STREET PROJECT
- ~~\$3,653.98~~ – BRUFFEY TRUCKING – STONE AND SAND FOR MIXING CONCRETE
- ~~\$1,277.04~~– STATE EQUIPMENT– VAVLE SPOOL FOR TRACTOR
- ~~\$5,130.00~~ – FERGUSON WATERWORKS – HDPE PIPE FOR MADISON STREET PROJECT
- ~~\$4,475.00~~ - LOWES – LIGHTING FOR CAC
- ~~\$13,827.00~~ – ROZELLE ENTERPRISES – LABOR AT CAC

10-18-2022 10:02 AM

disbursements 10-01-22 to 10-17-22

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
MAYOR'S OFFICE	RECORD-DELTA NEWSPAPER	409-220-00	MAYOR'S LEGAL PUBLIC	LEGAL AD PLANNING COMM MTG	13.48
	ENCOVA INSURANCE	409-226-00	MAYOR'S INSURANCE &	WCN6007140 9/2022-10/2022	2.60
	WV PUBLIC EMPLOYEES INSURANC	409-105-00	MAYOR'S INSURANCE	GF OCT 2022 HEALTH INS	1,233.52
		409-105-00	MAYOR'S INSURANCE	GF OCT 2022 RETIREE'S INS	140.00
	REFUND B & O	409-341-00	MAYOR'S SUPPLIES & M	REF TOP LINE SERV CONTRCT	375.60
	COLLECTION ACCOUNT	409-341-00	MAYOR'S SUPPLIES & M	SEP 2022 CC FEES	1,240.24
	ST JOSEPH HOSPITAL OF BUCKHA	409-341-00	MAYOR'S SUPPLIES & M	LAB TEST JAY HOLLEN	56.00
	WALMART STORES INC -BUCKHANN	409-341-00	MAYOR'S SUPPLIES & M	SHELVES JANITOR CLOSET	9.92
	INTERNAL REVENUE SERVICE	409-104-00	MAYOR'S F.I.C.A.	FICA WITHHELD AND MATCHED	43.36
		409-104-00	MAYOR'S F.I.C.A.	MEDICARE WITHHELD & MATCHE	10.14
	MATTHEW BENDER & CO., INC	409-341-00	MAYOR'S SUPPLIES & M	WV CODE 2022 RVOLS 7 & 7A	411.61
	PAYFLEX	409-105-00	MAYOR'S INSURANCE	GF OCT 2022 HSA FEES	6.50
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	710.82
				TOTAL:	4,253.79
COUNCIL	ENCOVA INSURANCE	410-226-00	COUNCIL INSURANCE (P	WCN6007140 9/2022-10/2022	0.22
	THOMAS J O'NEILL	410-223-00	PROFESSIONAL (LEGAL)	OCT 2022 ATTORNEY FEES	1,250.00
	UPSHUR COUNTY COMMISSION	410-460-00	CAT CONTROL EXPENSE	CATS TRAPPED AUG 2022	10.00
	INTERNAL REVENUE SERVICE	410-104-00	COUNCIL'S F.I.C.A.	FICA WITHHELD AND MATCHED	2.49
		410-104-00	COUNCIL'S F.I.C.A.	MEDICARE WITHHELD & MATCHE	0.58
	TRAVELERS INSURANCE	410-226-00	COUNCIL INSURANCE (P	INS PREM AUTO LIAB OCT 202	410.97
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	40.00
				TOTAL:	1,714.26
RECORDER	ENCOVA INSURANCE	411-226-00	INSURANCE/COMPENSATI	WCN6007140 9/2022-10/2022	0.22
				TOTAL:	0.22
TREASURER	ENCOVA INSURANCE	413-226-00	TREASURER'S INSURANC	WCN6007140 9/2022-10/2022	0.85
	WV PUBLIC EMPLOYEES INSURANC	413-105-00	TREASURER'S GROUP IN	GF OCT 2022 HEALTH INS	1.76
		413-105-00	TREASURER'S GROUP IN	GF OCT 2022 RETIREE'S INS	70.00
	INTERNAL REVENUE SERVICE	413-104-00	TREASURER'S F.I.C.A.	FICA WITHHELD AND MATCHED	19.42
		413-104-00	TREASURER'S F.I.C.A.	MEDICARE WITHHELD & MATCHE	4.54
	WV STATE AUDITOR	413-224-00	AUDIT	6/30/2021	185.75
	PAYFLEX	413-105-00	TREASURER'S GROUP IN	GF OCT 2022 HSA FEES	3.25
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	313.18
				TOTAL:	598.75
COURT	ENCOVA INSURANCE	416-226-00	POLICE JUDGE INS BON	WCN6007140 9/2022-10/2022	4.79
				TOTAL:	4.79
CITY ATTORNEY	ENCOVA INSURANCE	417-226-00	CITY ATTORNEY INS UN	WCN6007140 9/2022-10/2022	9.66
	WV PUBLIC EMPLOYEES INSURANC	417-105-00	CITY ATTORNEY INSURA	GF OCT 2022 RETIREE'S INS	70.00
				TOTAL:	79.66
CITY ENGINEER	INTERNAL REVENUE SERVICE	420-104-00	CITY ENGINEER FICA T	FICA WITHHELD AND MATCHED	48.53
		420-104-00	CITY ENGINEER FICA T	MEDICARE WITHHELD & MATCHE	11.35

10-18-2022 10:02 AM

disbursements 10-01-22 to 10-17-22

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	775.23
				TOTAL:	835.11
ZONING	ENCOVA INSURANCE	437-226-00	ZONING INSURANCE & B	WCN6007140 9/2022-10/2022	69.09
	WV PUBLIC EMPLOYEES INSURANC	437-105-00	ZONING HEALTH INS	GF OCT 2022 HEALTH INS	266.14
		437-105-00	ZONING HEALTH INS	GF OCT 2022 RETIREE'S INS	70.00
	INTERNAL REVENUE SERVICE	437-104-00	ZONING F.I.C.A.	FICA WITHHELD AND MATCHED	88.67
		437-104-00	ZONING F.I.C.A.	MEDICARE WITHHELD & MATCHE	20.74
	PAYFLEX	437-105-00	ZONING HEALTH INS	GF OCT 2022 HSA FEES	3.25
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	1,430.15
				TOTAL:	1,948.04
DATA PROCESSING	RAVEN ROCK NETWORKS INC	439-230-00	DATA PROCESSING	TEAMVIEWER ANNUAL FEE	749.75
		439-230-00	DATA PROCESSING	LATE FEE ON INV 10871	44.40
		439-230-00	DATA PROCESSING	IT SVC CONTRACT OCT 2022	375.00
		439-230-00	DATA PROCESSING	IT SVC FIX VPN; SCAN; W DR	118.13
	SUDDENLINK BUSINESS	439-230-00	DATA PROCESSING	CITY HALL INTERNET OCT 202	214.63
	TYLER TECHNOLOGIES INC	439-230-00	DATA PROCESSING	PROJ ACCTNG & SCANNER YRLY	560.66
		439-230-00	DATA PROCESSING	INSITE TRANSACTION FEES	1,897.18
		439-230-00	DATA PROCESSING	UTL BILLING NOTIFICATION C	63.08
				TOTAL:	4,022.83
CITY HALL	MON POWER	440-213-00	CITY HALL UTILITIES	110088782062 70 E MAIN ST	0.00
	UNIFIRST CORP.	440-216-00	CITY HALL MAINTENANC	ALL DEPT UNIFORMS 9/1-9/22	128.08
	ENCOVA INSURANCE	440-226-00	CITY HALL INSURANCE	WCN6007140 9/2022-10/2022	62.76
	WV PUBLIC EMPLOYEES INSURANC	440-105-00	CITY HALL JANITOR IN	GF OCT 2022 HEALTH INS	1.14
	MOUNTAINEER GAS COMPANY	440-213-00	CITY HALL UTILITIES	269245-314199 1 S-FLORIDA	33.70
	INTERNAL REVENUE SERVICE	440-104-00	CITY HALL FICA	FICA WITHHELD AND MATCHED	78.67
		440-104-00	CITY HALL FICA	MEDICARE WITHHELD & MATCHE	18.40
	PAYFLEX	440-105-00	CITY HALL JANITOR IN	GF OCT 2022 HSA FEES	3.25
	CAPITOL BUSINESS EQUIPMENT I	440-459-00	CITY HALL CAPITAL	OFFICE FURNITURE @ CITY H	11,729.86
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	1,283.52
				TOTAL:	13,339.38
POLICE	RECORD-DELTA NEWSPAPER	700 341 00	POLICE DEPT. MAT & S	LEGAL AD POLICE CIVIL SVC	105.25
	ENCOVA INSURANCE	700-226-00	POLICE DEPT. INSURAN	WCN6007140 9/2022-10/2022	1,038.27
	WV PUBLIC EMPLOYEES INSURANC	700-105-00	POLICE DEPT. GROUP I	GF OCT 2022 HEALTH INS	5,986.12
		700-105-00	POLICE DEPT. GROUP I	GF OCT 2022 RETIREE'S INS	770.00
	GALLS LLC	700-345-00	POLICE DEPT. UNIFORM	BELT - MAJOR; PANTS- WARN	35.92
		700-345-00	POLICE DEPT. UNIFORM	UNIFORM PANTS W LOUDIN	177.39
		700-345-00	POLICE DEPT. UNIFORM	BELT - MAJOR; PANTS- WARN	141.50
	STATE TREASURER CVR LET RJ	700-341-04	CVR-LET-RJ FEES EXPE	SEPT 2022 COURT FEES	420.00
	DISBURSEMENTS ACCOUNT-ALL DE	700-105-00	POLICE DEPT. GROUP I	HSA FEE DYLAN MAJOR	1,000.00
	TOSHIBA FINANCIAL SERVICES	700-341-00	POLICE DEPT. MAT & S	POLICE DEPT COPIER LEASE O	161.87
	ENTERPRISE FM TRUST	700-459-00	POLICE DEPT. NEW EQU	22HZS3 2017 INTERCEPTOR PY	671.50
		700-459-00	POLICE DEPT. NEW EQU	22HZSX 2017 INTERCEPTOR PY	655.23
		700-459-00	POLICE DEPT. NEW EQU	22SFZ4 2018 INTERCEPTOR PY	693.66
		700-459-00	POLICE DEPT. NEW EQU	22SFZ7 2018 INTERCEPTOR PY	693.66
		700-459-00	POLICE DEPT. NEW EQU	22SCZ2 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	23H655 MAINT OLDER CRUISER	6.00
		700-343-00	POLICE DEPT. AUTO SU	23H64V MAINT OLDER CRUISER	1,589.72
		700-343-00	POLICE DEPT. AUTO SU	23H64Z MAINT OLDER CRUISER	6.00
		700-459-00	POLICE DEPT. NEW EQU	23KNZ9 2020 POLICE INTERCE	706.76

disbursements 10-01-22 to 10-17-22

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
		700-459-00	POLICE DEPT. NEW EQU	23KNZN 2020 POLICE INTERCE	701.54
		700-459-00	POLICE DEPT. NEW EQU	23KNZS 2020 POLICE INTERCE	884.29
		700-459-00	POLICE DEPT. NEW EQU	25QCLL 2022 INTERCEPTOR	813.53
		700-459-00	POLICE DEPT. NEW EQU	25QCLM 2022 INTERCEPTOR	313.53
		700-459-00	POLICE DEPT. NEW EQU	25QCLN 2022 INTERCEPTOR	813.53
		700-459-00	POLICE DEPT. NEW EQU	25QCLP 2022 INTERCEPTOR	813.53
	STERICYCLE INC	700-341-00	POLICE DEPT. MAT & S	HAZMAT PICK UP OCT- DEC	82.80
	ST JOSEPH HOSPITAL OF BUCKHA	700-341-00	POLICE DEPT. MAT & S	LAB TEST T MARK STEWART	56.00
	INTERNAL REVENUE SERVICE	700-104-00	POLICE DEPT. FICA TA	FICA WITHHELD AND MATCHED	1,742.15
		700-104-00	POLICE DEPT. FICA TA	MEDICARE WITHHELD & MATCHE	407.43
	PAYFLEX	700-105-00	POLICE DEPT. GROUP I	GF OCT 2022 HSA FEES	32.50
	WILLIAM COURTNEY	700-343-00	POLICE DEPT. AUTO SU	REIMB FUEL K9 TRAINING IND	140.01
	WORLD FUEL SERVICES, INC.	700-343-00	POLICE DEPT. AUTO SU	STREET SEPT 2022 FUEL BILL	2,223.99
	FRONTIER	700-211-00	POLICE DEPT. TELEPHO	473-7911-073014-4 POL FAX	78.78
	TRAVELERS INSURANCE	700-226-00	POLICE DEPT. INSURAN	INS PREM AUTO LIAB OCT 202	2,272.39
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	28,162.35
				TOTAL:	55,090.53
FIRE	ENCOVA INSURANCE	706-226-00	FIRE DEPT. INSURANCE	WCN6007140 9/2022-10/2022	1,052.25
	WV PUBLIC EMPLOYEES INSURANC	706-105-00	FIRE DEPT. GROUP INS	GF OCT 2022 HEALTH INS	3,810.84
		706-105-00	FIRE DEPT. GROUP INS	GF OCT 2022 RETIREE'S INS	630.00
	CITIZENS BANK OF WV	706-459-00	FIRE DEPT. CAPITAL O	2021 PUMPER TRK OCT 2022	4,790.11
	INTERNAL REVENUE SERVICE	706-104-00	FIRE DEPT. FICA TAX	FICA WITHHELD AND MATCHED	1,335.44
		706-104-00	FIRE DEPT. FICA TAX	MEDICARE WITHHELD & MATCHE	312.32
	PAYFLEX	706-105-00	FIRE DEPT. GROUP INS	GF OCT 2022 HSA FEES	29.25
	WORLD FUEL SERVICES, INC.	706-343-00	FIRE DEPT. AUTO SUPP	FIRE TRKS 1101 & 1102 SEP	252.11
		706-343-00	FIRE DEPT. AUTO SUPP	FIRE DEPT SEPT 22 FUEL BIL	1,274.56
	TRAVELERS INSURANCE	706-226-00	FIRE DEPT. INSURANCE	INS PREM AUTO LIAB OCT 202	707.01
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	21,539.36
				TOTAL:	35,733.25
STREET	MON POWER	750-213-00	STREET DEPT. UTILITI	110084762464 20 FACTORY ST	0.00
		750-213-00	STREET DEPT. UTILITI	110084762126 24 FACTORY	0.00
		750-213-00	STREET DEPT. UTILITI	110084761755 17 1/2 FACTOR	0.00
		750-213-00	STREET DEPT. UTILITI	110123905108 25 N LOCUST S	9.27
		750-213-00	STREET DEPT. UTILITI	110148156588 RT 6 395 MUDDL	701.60
		750-213-00	STREET DEPT. UTILITI	110148255778 395 MUDLICK R	717.12
	A F WENDLING INC	750-341-00	STREET DEPT. MAT & S	BOTTLED WATER	467.04
	UNIFIRST CORP.	750-345-00	STREET DEPT. UNIFORM	ALL DEPT UNIFORMS 9/1-9/22	524.98
	WV PAGING	750-213-00	STREET DEPT. UTILITI	STREET DEPT PAGING OCT 202	23.00
	ENCOVA INSURANCE	750-226-00	STREET DEPT. INSURAN	WCN6007140 9/2022-10/2022	1,013.30
	WV PUBLIC EMPLOYEES INSURANC	750-105-00	STREET DEPT. GROUP I	GF OCT 2022 HEALTH INS	4,150.84
		750-105-00	STREET DEPT. GROUP I	GF OCT 2022 RETIREE'S INS	630.00
	MOUNTAINEER GAS COMPANY	750-213-00	STREET DEPT. UTILITI	341416-404855 17 1/2 FACTO	0.00
		750-213-00	STREET DEPT. UTILITI	269254-314209 4 FACTORY ST	0.00
		750-213-00	STREET DEPT. UTILITI	269255-492564 6 FACTORY ST	0.00
	SCOTT ELECTRIC CORP	750-341-00	STREET DEPT. MAT & S	3/4"X24" CARBIDE BIT	43.76
	C.I. THORNBURG CO., INC.	750-458-05	STREET DEPT PROJECTS	MADISON ST MATERIALS	1,843.00
		750-458-05	STREET DEPT PROJECTS	MADISON ST MATERIALS	3,891.30
	STATE ELECTRIC SUPPLY CO INC	750-458-05	STREET DEPT PROJECTS	PULL BOX FOR KANAWHA ST	142.45
	NAPA-AMTOWER AUTO SUPPLY	750-343-00	STREET DEPT. AUTO SU	WATER PUMP FOR S-12	216.21
	BRUFFEY TRUCKING INC	750-458-05	STREET DEPT PROJECTS	3/4 CR STONE & SAND	2,296.03
		750-458-05	STREET DEPT PROJECTS	57 STONE	680.35
		750-458-05	STREET DEPT PROJECTS	57 STONE	677.60
10-18-2022 10:02 AM disbursements 10-01-22 to 10-17-22					
FUND: GENERAL FUND					
DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
	STATE EQUIPMENT INC.	750-343-00	STREET DEPT. AUTO SU	VALVE SPOOL FOR TRACTOR	3.99
		750-343-00	STREET DEPT. AUTO SU	VALVE SPOOL FOR TRACTOR	1,273.05
	SUNSET GRAPHICS LLC	750-341-00	STREET DEPT. MAT &		

FUND: GENERAL FUND

DEPARTMENT	VENDOR NAME	GL ACCOUNT	ACCOUNT DESCRIPTION	DESCRIPTION	AMOUNT
	ENCOVA INSURANCE	907-226-00	INSURANCE & BONDS	WCN6007140 9/2022-10/2022	77.83
	WV PUBLIC EMPLOYEES INSURANC	907-105-00	GROUP INSURANCE	GF OCT 2022 HEALTH INS	2,042.04
		907-105-00	GROUP INSURANCE	GF OCT 2022 RETIREE'S INS	350.00
	MOUNTAINEER GAS COMPANY	907-213-00	UTILITIES	383925-483167 70 E MAIN ST	0.00
	ST JOSEPH HOSPITAL OF BUCKHA	907-341-00	MATERIALS & SUPPLIES	LAB TEST KENDALL STOFFEL	56.00
		907-341-00	MATERIALS & SUPPLIES	LAB TEST LISA LAMB	56.00
	WALMART STORES INC -BUCKHANN	907-361-00	AFTER SCHOOL SUPPLIE	AFTER SCHOOL SUPPLIES	133.98
		907-361-00	AFTER SCHOOL SUPPLIE	AFTER SCHOOL SUPPLIES	8.20
	INTERNAL REVENUE SERVICE	907-104-00	FICA TAX	FICA WITHHELD AND MATCHED	494.58
		907-104-00	FICA TAX	MEDICARE WITHHELD & MATCHE	115.65
	PAYFLEX	907-105-00	GROUP INSURANCE	GF OCT 2022 HSA FEES	13.00
	WORLD FUEL SERVICES, INC.	907-343-00	SYC AUTO SUPPLIES	SYCC SEPT 2022 FUEL BILL	419.02
	TRAVELERS INSURANCE	907-226-00	INSURANCE & BONDS	INS PREM AUTO LIAB OCT 202	361.03
	**PAYROLL EXPENSES			10/01/2022 - 10/17/2022	7,977.20
				TOTAL:	12,404.29
PUBLIC SAFETY	MON POWER	976-213-00	SAFETY COMPLEX UTILI	110088783078 22 S FLORIDA	1,270.20
	UNIFIRST CORP.	976-216-00	SAFETY COMPLEX MAINT	ALL DEPT UNIFORMS 9/1-9/22	60.49
	J T MARTIN COMPANY INC	976-216-00	SAFETY COMPLEX MAINT	EXTINGUISHER MAINT PSC	79.45
	MOUNTAINEER GAS COMPANY	976-213-00	SAFETY COMPLEX UTILI	383931-483167 20 S FLORIDA	0.00
	LYNX WV INC	976-213-00	SAFETY COMPLEX UTILI	OCT 2022 PSC INTERNET	150.00
				TOTAL:	1,560.14

Mayor Skinner asked for approval of E.2 and E.3 only.

Motion to approve the Consent Agenda as presented was made by Reger/McCauley. Motion carried.

F. Strategic Issues for Discussion and/or Vote

F.1 Approval Ordinance No. 461 Stockert Youth & Community Center Membership Reduction & Meeting Schedule 1st Reading - Mayor Skinner recognized City Attorney Tom O'Neill who presented the ordinance by caption, placing it in position for action my Council.

Motion to approve Ordinance No. 461 Stockert Youth & Community Center Membership Reduction & Meeting Schedule on its 1st Reading was made by McCauley/Thomas. Motion carried.

ORDINANCE NO. 461 OF THE CITY OF BUCKHANNON, AN ORDINANCE AMENDING ORDINANCE NOS. 320, 350, AND 432, REDUCING THE SIZE OF THE CITY’S STOCKERT YOUTH AND COMMUNITY CENTER BOARD OF DIRECTORS BY DECREASING THE NUMBER OF AT-LARGE MEMBERS; PROVIDING FOR THE BOARD’S OPERATIONS; AND PROVIDING FOR THE FREQUENCY OF BOARD MEETINGS

WHEREAS, since July 1, 2004, the City of Buckhannon has exclusively owned and operated the Stockert Youth Center, subsequently renamed by the City of Buckhannon as the Stockert Youth and Community Center, sometimes hereinafter referred to as “SYCC,” located at 79 East Main Street, in Buckhannon; and,

WHEREAS, pursuant to City of Buckhannon Ordinance No. 320, the City formally established the CC board of directors consisting of nine (9) members including three (3) at-large members; and,

WHEREAS, pursuant to City of Buckhannon Ordinance No. 350, the City expanded the membership of the SYCC board of directors from nine (9) members to ten (10); and,

WHEREAS, pursuant to City of Buckhannon Ordinance No. 432, the City expanded the membership of the SYCC board of directors from ten (10) members to eleven (11); and,

WHEREAS, the Council of the City of Buckhannon now desires to reduce the SYCC board of directors, to provide for a board of eleven (9) members, including three (3) at-large members; and,

WHEREAS, the City Council deems it reasonable, necessary, and appropriate to reduce the number of members of the SYCC Board of Directors and amend Ordinance Nos. 320, 350, and 432 in order that the community’s Stockert Youth and Community Center – and hence the youth of Buckhannon and Upshur County – may best be served.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE CITY OF BUCKHANNON, AS FOLLOWS:

ARTICLE I - COMPOSITION OF SYCC BOARD OF DIRECTORS; COMPENSATION; CONDUCT OF MEETINGS; AND QUORUM:

(A) The City Council shall be advised as to the management and operation of the Stockert Youth and Community Center by a Board of nine (9) Directors, all of whom shall have the privilege of voting on

any matters coming before the Board, the composition of which shall be determined in the following manner:

(1) The City Council shall appoint three (3) Directors who shall be:

(A) the Mayor of the City of Buckhannon, who shall serve as Chair;

(B) the City Recorder of the City of Buckhannon, who shall serve as Vice Chair, and who shall conduct and preside over Board meetings in the absence of the Mayor. In any event whereby the City Recorder is acting as Mayor, then the City Recorder shall nominate another member of the City Council to serve as a Director, which nomination shall then be confirmed by the City Council; and,

(C) one member of the City Council who shall be nominated by the Mayor,

and confirmed by the City Council.

(2) The Upshur County Commission shall appoint one (1) Director who shall be one of the duly seated Commissioners serving on the Commission, said member to be appointed by the Commission, and whose term shall be for that member's term of office or until otherwise designated by the County Commission.

(3) The Upshur County Board of Education shall appoint one (1) Director who shall be one of the duly seated members of the Board of Education, said member to be appointed by the Board of Education, and whose term shall be for that member's term of office or until otherwise designated by the Board of Education.

(4) West Virginia Wesleyan College shall appoint one (1) Director who shall be either an administrator or faculty member of the College who is actively involved with the student service and volunteer programs at the College, said member to be appointed by the President of the College, and who shall serve for a one-year term, from each July 1 through the ensuing June 30, but who may be reappointed by the College's President.

(5) The Mayor shall nominate three (3) at-large members from the community, at least two of whom shall be residents of the City of Buckhannon, subject to the confirmation of the City Council, which three (3) at-large members shall be appointed to serve for a term of two (2) years each. Two (2) at-large members shall serve with their two-year terms expiring on June 30 of even numbered years, and one (1) at-large member shall serve with his or her two-year terms expiring on June 30 of odd numbered years. Nothing herein shall prevent any at-large member from being reappointed indefinitely to the SYCC Board of Directors, and further nothing herein shall prevent any at-large member from having affiliation or involvement with any of the City, the County, the Board of Education, or West Virginia Wesleyan College.

(6) Notwithstanding term of service designations, all of the three (3) at-large municipal appointees shall be deemed to serve at the will and pleasure of the City Council, may be appointed without regard to political affiliation, and may be removed at the will and pleasure of the City Council.

(7) In the event of any death, resignation, inability or unwillingness to serve further on the part of any City Council selected member, except the Mayor, the City Council shall then appoint a successor member to serve for the unexpired term. In the event of any death, resignation, inability or unwillingness to serve further on the part of any County Commission, Board of Education, or College selected member, such appointing authority shall then promptly appoint a successor member to serve for the unexpired term, and shall further promptly apprise the City Council in writing of its successor member appointment.

(8) The members of the SYCC Board of Directors shall not receive any compensation for their service on the Board, however, Directors shall be entitled to reimbursement for their expenses as are approved in advance by the Board.

(9) In addition to being a voting member of the Board, the City Recorder shall serve as the secretary or clerk of the Board, and shall keep the minutes of all meetings, which minutes shall be maintained for public inspection at Buckhannon's City Hall. Various City officials, including but not limited to City Engineers, Street Commissioner, City Attorney and City Technology Officer shall be available to attend SYCC Board meetings upon the Board's request.

(10) Meetings shall be convened upon the call of the Chair no less frequently than quarterly, and in accordance with the West Virginia Open Governmental Proceedings Act, the date and time of which meetings shall be communicated to the City Council during an open session of the Council, and posted at City Hall

(11) All meetings shall be open to the public and conducted pursuant to the West Virginia Open Governmental Proceedings Act and other open meetings statutes, as said statutes are set forth pursuant to Chapter 6, Article 9A, Section 1 et seq. of the West Virginia Code, and as may be amended.

(12) The attendance at any meeting of any five (5) of the nine (9) members of the Board, including *ex officio* members, shall be deemed to constitute a quorum.

(13) The Board may seek the guidance, subject to advance approval by the City Council, of such engineers, architects, inspectors, managers, attorneys and such other individuals as in the Board's judgment may be necessary to assist the Board in carrying out its functions.

ARTICLE II - SUPERSEDING PROVISIONS:

The provisions of this Ordinance shall supersede all other Ordinances and/or Resolutions of the City of Buckhannon conflicting with the provisions hereof insofar as the City's ownership, operation and composition of the board of directors of The Stockert Youth and Community Center are concerned. All other provisions of previously enacted Ordinances or Resolutions not amended hereby shall be deemed as remaining and continuing in full force and effect.

ARTICLE III - EFFECTIVE DATE: Pursuant to the Charter of the City of Buckhannon, this Ordinance shall be deemed effective by the Council of the City of Buckhannon thirty (30) days following the second (2nd) reading, passage and adoption by the Council of the City of Buckhannon, i.e., December 3, 2022.

FIRST READING:

October 18, 2022

SECOND READING, PASSAGE AND ADOPTION:

November 3, 2022

Robert N. Skinner, III, Mayor

CERTIFICATE OF ENACTMENT

I, Randall H. Sanders, City Recorder, do hereby certify that the foregoing Ordinance No. 461 was lawfully ordained and enacted by the Council of the City of Buckhannon at a regular session of the said Council assembled on November 3, 2022.

Randall H. Sanders, City Recorder

F.2 Approval Ordinance No. 462 Use of Vehicle Immobilization Devices for Parking

Enforcement 1st Reading – After hearing from City Attorney O'Neill, who explained there needs to be more research concerning the required involvement of the Buckhannon Police Department regarding this proposed ordinance, it was recommended we table this matter for a future meeting.

Motion to table the Discussion and/or Vote on F.2 Approval Ordinance No. 462 Use of Vehicle Immobilization Devices for Parking Enforcement 1st Reading was made by Thomas/Sanders. Motion carried.

F.3 Approval Updated Employee Handbook - Action taken earlier in the meeting.

F.4 Approval Recommendation from the Water Board Resolution 2022-08 of Acceptance Property Transfer Deed Tennerton Booster Station – Mr. O'Neill presented the Water Board Resolution 2022-08 of Acceptance Property Transfer Deed Tennerton Booster Station noting that we did not yet have the deed from the seller.

Motion to approve the Water Board Resolution 2022-08 of Acceptance Property Transfer Deed Tennerton Booster Station pending the receipt of the deed from the seller was made by Sanders/Reger. Motion carried. Being a resolution, a roll call was also required:

City Recorder Sanders asked each member if they were in favor of approving the Water Board Resolution 2022-08 of Acceptance Property Transfer Deed Tennerton Booster Station pending the receipt of the deed from the seller: (RECEIVED ON 10/24/2022)

McCauley – Yes	Bucklew - Yes
Thomas – Yes	Sanders - Yes
Reger – Yes	Skinner - Yes
Rylands – Yes	

**RESOLUTION NO. 2022-08 OF THE COUNCIL OF THE CITY OF BUCKHANNON
AUTHORIZING THE CITY’S ACCEPTANCE OF THE WARRANTY DEED OF DEDICATION FROM
JONLEE BUCKHANNON, LC, A WEST VIRGINIA LIMITED LIABILITY COMPANY, RESPECTING A
LOT, TRACT, OR PARCEL OF LAND CONTAINING 1,250 SQUARE FEET, MORE OR LESS, ALL OF
WHICH REAL ESTATE IS SITUATED ON STATE ROUTE 20, SOUTH OF THE CITY OF
BUCKHANNON, IN BUCKHANNON DISTRICT, UPSHUR COUNTY, WEST VIRGINIA**

WHEREAS, a General Warranty Deed dated _____, was presented to the Council of the City of Buckhannon during its regular meeting of October 18, 2022, which said deed had been fully and properly executed and acknowledged by the Grantor thereof, Jonlee Buckhannon, LC, a West Virginia limited liability company, and further which deed was tendered for acceptance by the City Council respecting that certain lot, tract or parcel of land containing approximately 1,250 square feet, more or less, and further which real estate is generally situated on State Route 20, south of the City of Buckhannon, in Buckhannon District, Upshur County, West Virginia, for the use and benefit of the City’s public water infrastructure; and,

WHEREAS, the Council of the City of Buckhannon has agreed following full and formal consideration of the proposed conveyance of real estate during the October 18, 2022, meeting to accept the aforesaid General Warranty Deed from Jonlee Buckhannon, LC, Grantor.

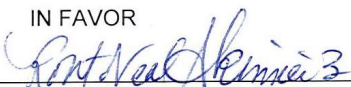

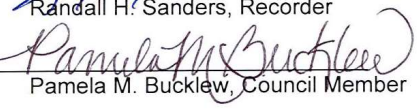

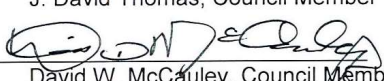
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BUCKHANNON, AS FOLLOWS:

(1) That the Deed dated _____, from Jonlee Buckhannon, LC, a West Virginia limited liability company, respecting the real estate which is more particularly described in the aforesaid deed is hereby and in all respects accepted by the Council of the City of Buckhannon; and,

(2) That the Deed is specifically accepted by the Council of the City of Buckhannon in accordance with, and subject to the various terms and provisions of the aforesaid deed as the same are more particularly set forth therein; and,


(3) That this Resolution, or a copy thereof, shall be appended to, and made a part of the aforesaid Deed, to evidence the conveyance of the subject real estate to the City of Buckhannon, and to further evidence the formal acceptance by the Council of the City of Buckhannon of the same.

VOTE ON RESOLUTION

	IN FAVOR	OPPOSED
(1)	 Robert N. Skinner, III, Mayor	_____
(2)	 Randall H. Sanders, Recorder	_____
(3)	 Pamela M. Bucklew, Council Member	_____
(4)	_____ Clifford J. Rylands, Council Member	_____
(5)	 Jack Reger, Council Member	_____
(6)	_____ J. David Thomas, Council Member	_____
(7)	 David W. McCauley, Council Member	_____

CERTIFICATE OF ADOPTION

I, Randall H. Sanders, City Recorder of the City of Buckhannon, a West Virginia, municipal corporation, do hereby certify that the foregoing Resolution 2022-08 was lawfully adopted by the Council of the City of Buckhannon during a regular meeting of the City Council convened at City Hall in Buckhannon, Upshur County, West Virginia, on October 18, 2022.


Randall H. Sanders, City Recorder

Prepared by and recording requested by:
Thomas J. O'Neill, City Attorney
City of Buckhannon, West Virginia
Address: 70 East Main Street
City: Buckhannon
State: WV Zip: 26201
Phone: 304-472-1651
W. Va. Bar No. 10575

This instrument prepared without benefit of title examination. -----Above this Line for Official Use Only-----

THIS DEED OF DEDICATION, made this 24th day of October, 2022, is by and between **Jonlee Buckhannon, LC, a West Virginia limited liability company,** Grantor and party of the first part, and the **City of Buckhannon, West Virginia, a municipal corporation and political subdivision of the State of West Virginia,** Grantee and party of the second part.

WITNESSETH: That, for and in consideration of the sum of ten dollars (\$10.00) cash in hand paid, and other good and valuable consideration the receipt of which is hereby acknowledged, the said party of the first part does GRANT AND CONVEY unto the party of the second part all of its right, title and interest in, to, or associated whatsoever with the following described real estate, together with the improvements thereupon and appurtenances and rights-of-way thereunto belonging, situate along the western side of State Route 20, Buckhannon District, Upshur County, West Virginia, more particularly described as follows:

Beginning at a 5/8 inch rebar with plastic cap set in the line of Eagle Ridge Land LLC, recorded in Deed Book 483 at page 228, at the common corner between the City of Buckhannon, recorded in Deed Book 263 at page 4, Tax Map 5H, Parcel 62.1, and Jonlee Buckhannon LC, recorded in Deed Book 399 at page 673, from which a 5/8 inch rebar with plastic cap stamped BENNETT found bears S51°26'27"E at 44.01 feet, thence leaving said City of Buckhannon and running through and across the property of said Jonlee Buckhannon LC, from which this conveyance is a part of

N51°26'27"W, 29.31 feet to a large P/K nail set, thence

N33°31'16"E, 29.40 feet to a large P/K nail set, thence

S76°36'38"E, at 5.55 feet crossing a concrete nail found, in all a total distance of 72.26 feet to a large P/K nail set at the northern most corner of said City of Buckhannon, thence running with the lines of said City of Buckhannon

N88°45'18"W, 39.00 feet to a point, thence
N84°50'18"W, 6.36 feet to a concrete nail found, thence
S33°39'42"W, 33.00 feet to the point of beginning, containing 1,250 square feet, more or less, as shown on a plat of survey by Potesta & Associates, Inc., entitled "PLAT OF SURVEY SHOWING +/- 1,250 SQUARE FEET TO BE CONVEYED TO THE CITY OF BUCKHANNON, BUCKHANNON DISTRICT, UPSHUR COUNTY, WEST VIRGINIA, SCALE: 1"=20', DATE: Oct. 3, 2022", said plat is attached hereto and made a part of this description.

This conveyance is made subject to all covenants, restrictions, rights of way, easements and other matters affecting said premises of record in the aforesaid Clerk's Office, if any, and is further made subject to such rights-of-way, easements, or other matters which would be disclosed by a visual inspection of the premises.

The subject tract or parcel of land is part of that tract identified on the real property tax records of said County and State as part of Buckhannon District, Map 5H, Parcel 62.

TO HAVE AND TO HOLD by the Grantee and its successors and assigns forever.

RECITAL AND CERTIFICATION PURSUANT TO WEST VIRGINIA CODE 11-21-71b

The undersigned party of the first part hereby states, acknowledges, and affirms that this conveyance is exempt from real estate sales tax withholding as it is a resident entity of the State of West Virginia, and no consideration has changed hands between the parties pursuant to this conveyance.

DECLARATION OF CONSIDERATION OF VALUE

The Grantor herein declares that the consideration paid for the property conveyed by this instrument is LESS THAN \$100.00.

WITNESS the following signature for the party of the first part:

JONLEE BUCKHANNON, LC, a
West Virginia limited liability company
By: Lee Burdman
Lee Burdman
[Printed]
Its: Manager

STATE OF Ohio

COUNTY OF Trembly, TO-WIT:

I, Susan Fitch, a Notary Public in and for the County and State aforesaid, do hereby certify that Lee Burdman as Manager of Jonlee Buckhannon, LC, whose name is signed to the foregoing writing, has this 24th day of October, 2022 appeared and acknowledged the same before me in my said County to be the act and deed of said limited liability company.

Susan Fitch
Notary Public

My commission expires: November 29, 2024
SUSAN FITCH
Notary Public - State of Ohio
My Commission Expires 11-29-2024

Following recording, please return this document to:

City of Buckhannon
70 East Main Street
Buckhannon, West Virginia 26201



- **David McCauley:** Mr. McCauley spoke about the recent Water Board meeting with the Upshur County PSD’s and felt that it went very well. He mentioned the Booooockhannon Community Halloween Events and noted a lot of work had gone into the planning, so he encouraged members of the community to take part in them. He then noted that he had a statement to read. Once he began with the statement it was apparent to be in reference to a personal matter, which prompted Mayor Skinner to interrupt and advise it was not appropriate in this setting. Other Council Members agreed, and Mr. McCauley deferred to his colleagues on Council and discontinued reading the statement.
- **Jack Reger:** Mr. Reger complimented Mrs. Jenkins on the new furniture in the outer office and noted that much of the upgrades to the outside of the building and other city property’s show that we care about our facilities.
- **Dave Thomas:** Mr. Thomas explained that he had some concern about changing the time for an employee who leaves the city to file a grievance to 15 days, but he supported the new Employee Handbooks as presented. Otherwise, he wished all well and noted it was good to have CJ Rylands back.
- **CJ Rylands:** Mr. Rylands complimented the Buckhannon Police Department for entering in to a Mutual Aid Agreement with the Weston Police Department. He noted that Create Buckhannon had recently entered into a gateway community program with Lewis County. He feels the collaboration among towns are a good thing.
- **Randall Sanders:** Mr. Sanders reported that during the halftime of the recent Buckhannon Upshur High vs Oak Hill Red Devils Football Game, he was a guest on the WZTS-TV and was interviewed about Buckhannon for about 10 Minutes. He appreciated the opportunity to speak to the residents of Oak Hill about our city.

H. Mayor’s Comments and Announcements: Mayor Skinner thanked all our employees for the hard work they do. He also complimented the BPD on the mutual aid agreement and commented on the importance of communities working together.

I. Adjournment

Motion to adjourn 7:42 PM was made by Sanders/Thomas.

Mayor Robert N. Skinner III	_____
City Recorder Randall H. Sanders	_____