

NITRO CITY COUNCIL
MINUTES
MAY 4, 2021

CALL TO ORDER: Recorder Rita Cox called the meeting to order at 7:00 pm in Council Chambers with the following present: Ward 1 Councilwoman Donna Boggs, Ward 2 Councilwoman Cynthia McGill, Ward 3 Councilman Joe Murphy, Ward 3 Councilman Joe Murphy, Ward 4 Councilman Michael Hill, Councilwoman at Large Emily Barr, Councilmen at Large Bill Javins and Andy Shamblin, City Attorney Johnnie Brown, and City Treasurer John Young. Mayor Dave Casebolt was not present.

INVOCATION/PLEDGE OF ALLEGIANCE: The Invocation was given by Councilman Shamblin and the Pledge of Allegiance was led by Councilman Murphy.

FUTURE DATES OF COUNCIL: Recorder Cox said the future dates of Council are May 18 and June 1 and June 15.

APPROVAL OF COUNCIL MINUTES: COUNCILMAN JAVINS MADE THE MOTION TO APPROVE THE MINUTES OF APRIL 20, 2021 WITH A SECOND BY COUNCILWOMAN MCGILL. THE MOTION PASSED.

OLD BUSINESS

SECOND READING AN ORDINANCE TO AMEND PART THIRTEEN-PLANNING AND ZONING, OF THE CODIFIED ORDINANCE, CHAPTER 1306.1(d), ESTABLISHING AUTHORIZED DISTANCES BETWEEN GAMBLING ESTABLISHMENTS AND ANY CHURCH, PLACE OF WORSHIP, LIBRARY, SCHOOL, COMMUNITY CENTER, OR PUBLICLY OWNED PROPERTY DESIGNATED AS A PLAYGROUND, PARK, AND UNDER CONTROL OF THE CITY: COUNCILMAN BILL JAVINS MADE THE MOTION THAT COUNCIL PASS ON SECOND READING AN ORDINANCE TO AMEND CHAPTER 1306.1(d), PART THIRTEEN, PLANNING AND ZONING. THERE WAS A SECOND BY COUNCILMAN JOE MURPHY. VOTING FOR THE MOTION WERE COUNCILMEN SHAMBLIN, JAVINS, MURPHY, AND HILL, AND COUNCILWOMEN, BOGGS, BARR AND MCGILL. THE MOTION CARRIED.

NEW BUSINESS

OPEN BIDS FOR BUILDING DEPARTMENT/NITRO FIRE DEPARTMENT SHARED SOFTWARE: No bids were submitted.

OPEN BIDS STUCCO FOR REMAINING PARTS OF FIRE DEPARTMENT BUILDING: COUNCILMAN MURPHY MADE THE MOTION TO ACCEPT THE BID BY SYNKOTE SUBMITTED APRIL 11, 2021 IN THE AMOUNT OF \$11,400.00 TO APPLY STUCCO TO SIDE AND REAR OF BUILDING, TO PAD OUTg OLD GARAGE DOORS ON LEFT OF BUILDING, TO DETAIL TOP OF WINDOWS, GARAGE DOORS AND OUT CORNER OF DECK. THERE WAS A SECOND TO BY MOTION BY COUNCILMAN JAVINS AND A UNANIMOUS VOTE FOR THE MOTION TO CARRY.

OPEN BIDS TIMBER FRAME STRUCTURE AT RIDENOUR LAKE: COUNCILMAN ANDY SHAMBLIN MADE THE MOTION TO ACCEPT THE ONLY BID SUBMITTED WHICH WAS FROM APPALACHIAN LOG STRUCTURES FOR \$40,333.00. THERE WAS A SECOND BY COUNCILMAN BILL JAVINS. Kim Reed said that the city will pay one half and the rest will be paid by a grant. VOTE WAS UNANIMOUS FOR THE MOTION TO PASS.

PAYMENT OF NITRO REGIONAL WASTEWATER REPAIR AT FOOTBALL FIELD: John Young said that five years ago the Nitro Regional Wastewater Utility Board separated sewer and drain lines under the Nitro High School football field and there were numerous issues with the work of the contractor with the line under the field being a small part of the total contract. He said a sink hole appeared in the field and the line was repaired at a cost of \$40,000.00. Samme Gee, attorney for the Sanitary Board, says it is the responsibility of the city to pay due to the creation of the MS4 program. John Young said the contractor is asking to be paid and he would like guidance on paying. Johnnie Brown said that he would research the question.

FINANCING NITRO REGIONAL WASTEWATER UTILITY EQUIPMENT: COUNCILMAN ANDY SHAMBLIN MADE THE MOTION TO ENTER INTO A LEASE PURCHASE AGREEMENT TO ENABLE THE PURCHASE OF EQUIPMENT FOR NITRO REGIONAL WASTEWATER UTILITY FOR \$350,000.00. THERE WAS A SECOND BY COUNCILWOMAN DONNA BOGGS. VOTE WAS UNANIMOUS FOR THE MOTION.

TREASURER REPORT: COUNCILWOMAN BARR MADE THE MOTION TO ACCEPT THE FINANCIAL REPORTS FROM THE TREASURER'S OFFICE WITH A SECOND BY COUNCILMAN MURPHY. THE MOTION PASSED.

ATTORNEY REPORT: Johnnie Brown did not have a report from Council but said he was working on some items for the city.

MAYOR COMMENTS: Mayor Casebolt was not present.

COUNCIL COMMENTS: Councilwoman Cynthia McGill said there are events planned for the community called Make it Shine. She urged citizens to help with this program. The community garden will be planted May 8 at 10:00 am and volunteers are welcomed.

Councilman Bill Javins said the budget meeting will be held after the next Council meeting.

PUBLIC COMMENTS: Joe Stevens said that a mini-con will be held in Living Memorial Park on May 21, on May 26 Flag of Honor motorcyclists are coming into town and on May 27 they are meeting with Nitro Elementary students, and high school basketball games have been livestreamed. He also said he wanted to remind everyone the Get It To Go program is still being promoted for local restaurants.

ADJOURNMENT: COUNCILMAN SHAMBLIN MADE THE MOTION TO ADJOURN WITH A SECOND BY COUNCILWOMAN BOGGS AND THE MOTION CARRIED.

DAVE CASEBOLT, MAYOR

RITA COX, RECORDER