

I. Regular Meeting Hedgesville Town Council held in Naylor Hall on 2AUG06. Meeting called to order by Mayor Mason at 7:30PM. Pledge of allegiance said. Present are Mayor Mason, Recorder Miskovsky, Councilor Catlett, Councilor Gano, Councilor Poisal, Councilor Young and Treasurer Small. Guests are Lauren Hough (from The Journal), Randy Litwin and Natalie Hoffman (from QBA, LLC), Roy Small, and Kristen Nelson. Councilor Hengemihle is absent.

II. Minutes read for regular meeting from 5JUL06 ~~regular meeting~~. Motion to accept minutes as read by Councilor Poisal and seconded by Councilor Gano. Motions passes 6-0.

III. Mayor's report—Chris Hogbin and Senator Unger to hold meeting of citizens on Sunday at 5PM in library. Next HOME Consortium meeting scheduled for 28JUL06 to be attended by Councilor Catlett. Mayor has item to announce at end of meeting concerning a change in his full time career track at JP Morgan Chase.

Recorder's report—Town should have text of northern boundary adjustment as part of survey to incorporate into charter and zoning ordinance. Terry Plancanica did not provide in 2004 and estimates he would charge \$120 to complete. Councilor Young motions to accept extra fee for boundary text and is seconded by Councilor Poisal. Motion passes 5-1 with Recorder Miskovsky against. Town should have some record of survey completed on Parlor Street since it does not agree with some of the original surveys from time of Town Charter in 1836. Randy Litwin, a land surveyor, states this should be readily available, as part of work done to prepare for the survey, and Councilor Young will contact Mr. Plancanica to obtain these records. Some final assessments of B&O taxes have been paid and therefore settled. Mayor Mason suggests that another attorney at Steptoe & Johnson, possibly Bridget Cohee, be leveraged to help with town matters such as Terry Chambers's outstanding fees and taxes.

IV. Finance Committee—General Fund beginning balance 30JUN \$322,380.73. Deposits total \$6,591.66 including \$5,463.70 B&O tax and \$595.00 business licenses. Total expenses are \$38,498.25 including \$720.00 donation to Sheriff Reserve and \$35,000 transfer to new Special Fund 03, the Rainy Day Fund. Ending balance as of 31JUL06 \$290,474.14. Coal Severance Fund unchanged with balance as of 31JUL06 \$525.69.

Board of Zoning Appeals—no report

Planning Commission—report by email from Commission President Buck—July 6 public hearing for Bawgus at 161 School House Drive rezoning application lacks copy of deed or survey and is incomplete. July 6 public hearing for Nelson/Izes at 201 North Mary Street is premature as real estate closing was postponed and rezoning application is incomplete. Recommendation from 6 July public hearing to change zoning for Jacob Kaiser at 101 School House Drive, map HC1 parcel 79, from Residential Low Density to Commercial General. July 24 public hearing for Nelson/Izes at 201 North Mary Street rezoning application lacks copy of survey (real estate closing attorney Rick Pill advised no survey would be necessary) and is incomplete and declined.

V. Street Maintenance/Public Works—Councilor Young—Eight (8) stop signs need posted and/or replaced and ten (10) street signs need replaced and/or fixed. Councilor Young recommends resurfacing street work on the south side of town for Josiah, Lebanon, and East Lyle Street; new paving for West Lyle Street, south end of Skinner Lane and west end of Conrad and Priscilla to town limit; and resurfacing and widening of Potato Hill Street. Mayor Mason prioritizes projects over several quarters based on traffic for businesses downtown and churches. Phase one will be all resurfacing and extending Priscilla Street. Phase two will new paving to upgrade unpaved streets.

Phase three will be resurfacing Potato Hill Street and related storm drain work. Each phase will be bid separately with completion dates specified.

Ordinance/Trees—new chair needed and to be addressed at 9AUG special meeting

Community Activities/Special Projects—Councilor Gano—Hedgesville Heritage Day is set for Saturday 7 October 2006.

Economic Development/Business Committee—no report—next meeting 16 August.

VI. Unfinished Business—none

VII. New Business—Petition for annexation by QBA, LLC of Map HC2 part of parcel 57 was read. Motion to accept the petition was made by Councilor Poisal and seconded by Councilor Catlett. Current Town northern boundary goes across parcel 57 and owners want entire parcel in town. Motion passes 6-0.

Motion to accept recommendation of Planning Commission to rezone map HC1 Parcel 79 owned by Jacob Kaiser from RL to CG made by Councilor Poisal and seconded Councilor Gano. Lot is across from Hedgesville Elementary School. Second parcel owned by Jacob Kaiser is HC1 parcel 59 to remain RM, which allows some commercial uses. Motion for rezoning of HC1 parcel 79 accepted 6-0.

Motion to add annual exemption of first \$50 of tax to be added as Section 6(j) of B&O Ordinance is made by Councilor Poisal and seconded by Councilor Catlett. Councilor Poisal praises Recorder Miskovsky for her work of rewriting the ordinance based on recommendations of WVML and tax attorney at Steptoe and Johnson. Councilor Young expresses concern about ~~loss of revenue with reduced rates~~ ^{not using Finance Committee}. Recorder Miskovsky states that categories of businesses taxed have been expanded and that fall legislative session could be non-productive. Mayor Mason states that interstate/intrastate language in current ordinance needs to be cleaned up. Roy Small indicates exemption is helpful to a small business in Town and Treasurer Small points out all tax rates have been reduced by about fifty percent. The motion passes by a 6-0 vote.

Motion to accept first reading of AN ORDINANCE TO AMEND AND REENACT THE PROVISIONS OF ORDINANCES OF THE TOWN OF HEDGESVILLE RELATING TO THE MUNICIPAL BUSINESS AND OCCUPATION TAX made by Councilor Catlett and seconded by Councilor Poisal. First reading of ordinance passes by a 6-0 vote.

Mayor Mason announces that he is resigning effective tonight, and submits his letter of resignation to Recorder Miskovsky. Councilor Catlett praises his work over that last thirteen months. Mayor Mason suggests contacting the citizen that ran against him in the 2005 election, or possibly someone on the council may be interested. Motion to accept resignation with regret made by Councilor Young and seconded by Councilor Catlett. Motion passes unanimously. By charter recorder is interim mayor.

Councilor Young motions to adjourn and gets a second by Councilor Poisal. Recorder Miskovsky adjourns meeting at 9:05PM with no objections.

Submitted Recorder Miskovsky

Approved

