

**SALEM CITY COUNCIL
REGULAR MEETING
MARCH 23, 2004**

PRESENT: Laura Yokochi, Councilwoman
Fredette Leda, Councilwoman
Brad Eddy, Councilman
Mary Dolly, Councilwoman
Sheldon Dolly, Mayor
Ken Yost, City Manager
Jackie Ritter, City Recorder

ABSENT: Daniel Daquilante, Councilman
Walter Nutter, Councilman

The Salem City Council met on Tuesday March 23, 2004 for its regularly scheduled meeting. Mayor Dolly called the meeting to order at 7:00 P.M.

1. Pledge of Allegiance and Prayer:

Mayor Dolly opened the meeting with the Pledge of Allegiance and City Manager Yost offered prayer.

2. Review and Approval of Council Minutes from Regular Meeting March 9, 2004 and March 16, 200 Special Council Meeting:

The minutes for the February 10, 2004 regular council meeting were reviewed. Councilman Eddy made a motion to approve the minutes. Councilman Nutter seconded the motion. Carried 6/0. The minutes for the February 24, 2004 regular council meeting were reviewed. Councilwoman Leda made a motion to approve the minutes. Councilwoman Dolly seconded the motion. Carried 6/0.

3. Petition to Council Connor Thompson Candidate for County Commission:

Mr. Thompson spoke on his candidacy for County Commissioner.

4. Petition to Council Susie Davis (Finance for Garden):

Mrs. Davis was not present.

OLD BUSINESS

5. Progress Report Water System Improvements Review of Hydraulic Model with HNTB Engineers, Review and Approval of Task Order #10 Requested by Council at March 9, 2004 council meeting, Design of Pump Stations for Randolph Terrace and Pride Street areas:

There was review and discussion of Task Order #10. There were many questions regarding the order and where the \$31,000 in funding will be obtained. The order will be sent back to HNTB for clarification. Approval from Region VI will also be needed.

6. Lakeview Terrace Improvements:

There will hopefully be a savings to the water system project for work already done at Lakeview Terrace.

7. Progress Report Water System Improvements Raw Water Impounds Dam Safety Meeting Design:

The City Manager reported on a meeting with HNTB and Dam Safety regarding the Upper Dog Reservoir. 1500 yards of dirt will be excavated from the area behind the parking area of the Upper Dog Run for use in the improvements to the dam buttresses to avoid buying the needed dirt. Other issues of concern were discussed including the new intake valves. The issues regarding the Lower Dog Run are still being reviewed. Councilman Eddy made a motion to approve the excavation of the needed dirt from the parking lot slope of Upper Dog Run for use in the spillway improvements. Councilwoman Yokochi seconded the motion. Carried 5/0.

8. Progress Report Water System Improvements Rule of 42 Tariff:

Jim Hall of Region VII contacted the approved accountant, Gary Bennett, and forwarded the accounting information.

9. Sewer WVPSC Cost of Service Study for Rate Increase:

There was discussion of the sewer rate increase as outlined by the PSC cost of service study.

10. Report on WV/NPDES Wastewater I & I Plan of Action and WVDEP Order Numbers 5269 and 5365, Report on WV IJDC Application and Smoke and Dye Testing and Sewer Use Ordinance Review:

There was no discussion of this topic.

11. Review of an Ordinance to Amend Sewer Rates for the City of Salem:

There was review of the ordinance and discussion of several items including non-metered charges, and refund of the security deposit after 12 consecutive monthly payments. The City Manager reports individual letters explaining the rate increase will have to be sent to all customers. Councilman Eddy made a motion to complete the First Reading by Title only. Councilwoman Yokochi seconded the motion. Carried 5/0. Councilwoman Yokochi made a motion to approve the First Reading of the sewer rate increase ordinance with the two noted corrections. Councilwoman Dolly seconded the motion. Carried 5/0.

**At 8:40 P.M. council took a break and resumed at 8:55 P.M.

12. Report on Planning and Zoning Commission Public Forum:

Councilwoman Yokochi reported on the public forums held by the Planning and Zoning Commission. Suggestions included enforcement of current trash and weed ordinances and incentive for new businesses. The City Manager reported on an up-coming activity over the Memorial Day Weekend, concerning SAAB owners. Other ideas include dressing windows of abandoned buildings. There was discussion of annexation and parking problems and issues. Councilwoman Dolly reported on Chamber of Commerce plans to have an activity in the downtown area over the Mothers Day weekend.

13. Demolition of Condemned Properties Bid Review:

No progress on this issue.

14. City Manager s Report:

- A. The metal pole across Rails to Trails at the Dollar Store is to be replaced.
- B. An updated calendar was provided including meetings and dates the City Manager will be out of the office. The City Manager requested approval to attend a bankruptcy seminar in April. He will also be attending a Miss Utility conference as well. Councilman Eddy made a motion to approve the City Manager request to attend the bankruptcy seminar for \$400 on April 21, 22, 23rd, 2004. Councilwoman Leda seconded the motion. Carried 5/0.
- C. A letter regarding a cable rate increase was provided.
- D. A citizen complaint was reviewed regarding abandoned vehicles. The City Manager reports an EPA representative will be training police officers to write citations on the state code.
- E. The City Manager reported on grants received for the Salem Pool including \$400 for the Summer Splash pool parties from Sacred Heart Children s Fund. A \$1,500 grant from Harrison County will allow for capitol improvements. A Law Enforcement Black Grant was approved for a new vehicle in the amount of \$15,093.
- F. Councilman Eddy requested update on the need to bill for water used during asbestos demolition cleanup. The City Manager is working on obtaining the estimated water usage from the Public Works Director.
- G. The backhoe is still being repaired.
- H. The Mayor reported he met with DOH representative regarding state road issues. The DOH advised him the requests would be evaluated and addressed.

NEW BUSINESS

**Councilwoman Leda reported on a conversation she had with SIU President, Richard Ferrin.

**At 10:45 P.M. Councilwoman Leda made a motion to move to executive session. Councilwoman Eddy seconded the motion. Carried 5/0.

EXECUTIVE SESSION

15. Legal Issues

**At 11:00 P.M. Councilman Eddy made a motion to return to regular session. Councilwoman Leda seconded the motion. Carried 5/0.

**At 11:01 P.M. Councilman Eddy made a motion to adjourn. Councilwoman Dolly seconded the motion. Carried 5/0.

TABLED BUSINESS

- 1. Comprehensive Plan (Council Review)
- 2. Police Department Rules and Regulations Operational Manual (Committee)
- 3. Work Place Violence Policy - (Committee)
- 4. The Public Health Security & Bioterrorism Preparedness & Response Act of 2002 (Emergency Preparedness Committee)
- 5. Harrison County E-911 Mapping Report (E-911)

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6. Bicycle, Skate Boards, Roller Skates and Roller Blades Ordinance:
7. Annexation of City Owned Properties
8. Policy Outlining Guidelines for WTP Backwash, Filter Treatment & WTP Discharges to WWTP
9. Policy Restricting the addition of water customers above certain elevation and distance from WTP
10. FEMA RPA Ross and George Street Repairs Water Line Stabilization
11. Law Enforcement Block Grant 2004
12. 2004-2005 Budget Digest Grant Request Report

Mayor

Recorder