

NITRO CITY COUNCIL  
MEETING MINUTES  
TUESDAY, FEBRUARY 1, 2011

**CALL TO ORDER:** Mayor Rusty Casto called the meeting to order at 7:00 pm in Council Chambers. Attending were Mayor Casto, Recorder Rita Cox, Ward 2 Councilman Bill Racer, Ward 3 Councilman Craig Matthews, Ward 4 Councilman Bill Javins, Councilman at Large Dave Casebolt, Councilman at Large Jim McKay, Councilman at Large Bob Fields, City Treasurer John Young and City Attorney Richie Robb. Ward 1 Councilman A. A. "Joe" Savilla was absent.

**INVOCATION/ PLEDGE OF ALLEGIANCE:** The Invocation was given by Councilman Bob Fields and the Pledge of Allegiance was led by Parker Holstein, a Boy Scout working on a merit badge.

**FUTURE DATES OF COUNCIL:** Mayor Casto announced the future dates of Council are February 15, March 1 and March 15.

**APPROVAL OF COUNCIL MINUTES:** RECORDER RITA COX MOVED THE MINUTES OF JANUARY 4 AND JANUARY 18, 2011 BE APPROVED AS SUBMITTED. THE MOTION WAS SECONDED BY COUNCILMAN BOB FIELDS. VOTE WAS UNANIMOUS FOR THE MOTION.

**CITIZEN OF THE MONTH:** Mayor Rusty Casto said he intended to make Rev. Paul Farley and Joel Boggess Citizen of the Month because of the help they gave in distributing the food for those in need. Rev. Farley has had heart surgery and when they are both available he will have them at Council to be honored.

**OLD BUSINESS:**

**CITY HALL COMMITTEE:** Mayor Rusty Casto said that he is asking each member of Council to nominate a member to the City Hall Committee with one of his appointments being Joe Prine, a resident of Ward 3. Councilman Bob Fields recommended Mike Oldham, resident of Ward 2, and Councilman Dave Casebolt recommended Kim Painter of Ward 3. Councilman Jim McKay recommended Ward 3 resident Chuck Boggs II, and Recorder Rita Cox said Ward 4 resident Brenda Tyler requested to be on the committee. Mayor Casto said he is also recommending Councilman Craig Matthews and Treasurer John Young.

**NEW BUSINESS:**

**PURCHASE OF POLICE DEPARTMENT WEAPONS:** Mayor Casto called on Captain W. E. Javins of the Nitro Police Department to report on the weapons purchase. Captain Javins said the department received three bids. One bid was from Chuck Boggs, Charleston, WV 15 - P220 service pistols, \$731.05 each with no trade in/officer buy back option, guns sent to Sig Sauer for engraving at \$60.00 each, plus shipping handling and insurance, buy back to be discussed. Dunlap's Gun and Pawn, Hurricane, WV, was another bid, 15 - P220 service pistols, \$899.00 each, sent to Sig Sauer at \$60.00 each or engraving, approximately 12 weeks. A bid from Gander Mountain, Charleston, WV, 15 - P220 service pistols, \$799.00 each, additional cost of \$60.00 per gun with guns sent to Sig Sauer for engraving. And the fourth bid was from Sig Sauer for 15 - P220 service pistols, price \$609.00 each with engraving fee for badge and department name at \$60.00 each, trade in used P220 w/three mags each \$375.00 making total cost \$4410.00. COUNCILMAN FIELDS MOVED THE NITRO POLICE DEPARTMENT PURCHASE THE GUNS FROM SIG SAUER BASED ON THE BID INFORMATION SUBMITTED BY CAPTAIN JAVINS WITH A SECOND BY COUNCILMAN RACER. VOTE WAS UNANIMOUS FOR THE BID.

City Treasurer John Young presented Council with a budget revision which increased the Police Department budget by \$58,000.00 in revenues with the increase coming from \$20,000.00 from reimbursements and \$38,000.00 coming from other grants. The previously approved expenditures were \$1,147,079.00 and the revised amount increase by \$58,000.00 to \$1,205,079.00. RECORDER COX MOVED THE BUDGET REVISION NUMBER TWO BE PASSED BY RESOLUTION. THE MOTION

WAS SECONDED BY COUNCILMAN CASEBOLT. VOTING FOR THE MOTION WERE COUNCILMEN MCKAY, FIELDS, RACER, MATTHEWS, JAVINS, CASEBOLT AND RECORDER COX. MAYOR RUSTY CASTO DECLARED THE MOTION CARRIED FOR RESOLUTION 11-1.

RESOLUTION LAND WATER CONSERVATION FUND GRANT FOR RIDENOUR LAKE: COUNCILMAN CASEBOLT MOVED THAT COUNCIL PASS A RESOLUTION FOR LAND AND WATER CONSERVATION FUND APPLICATION FOR RECONSTRUCTION OF A PICNIC SHELTER AT RIDENOUR LAKE IN THE AMOUNT OF \$198,000.00. THE MOTION WAS SECONDED BY RECORDER COX. VOTE WAS UNANIMOUS FOR THE MOTION FOR RESOLUTION 11-2

RESOLUTION UDAG/PAR INDUSTRIAL DEVELOPMENT/PARTIAL RELEASE DEED OF TRUST/RESOLUTION 11-3: Charles Jones, attorney for Campbell Woods, PLLC, presented Council with Resolution 11-3 that would release approximately four acres of land (two parcels) to be purchased by Nitro Corporation. Mr. Jones gave a brief history of the UDAG grant purchase and subsequent bankruptcy of the Par Industry. He said the property is across from the old Viscose plant. Mr. Jones said the city would receive \$150,000.00. COUNCILMAN MCKAY MOVED THE RESOLUTION 11-3 BE APPROVED WITH A SECOND BY RECORDER COX. RESOLUTION 11-3 PASSED WITH A UNANIMOUS COUNCIL VOTE. VOTING FOR THE RESOLUTION WERE RECORDER RITA COX, COUNCILMEN AT LARGE JIM MCKAY, DAVE CASEBOLT, AND BOB FIELDS, WARD 2 COUNCILMAN BILL RACER, WARD 3 COUNCILMAN CRAIG MATTHEWS AND WARD 4 COUNCILMAN BILL JAVINS.

ANTIQUE FAIR/JUNE 10, 11, 12: COUNCILMAN MATTHEWS MOVED THIS ITEM BE TABLED UNTIL A FUTURE MEETING WITH A SECOND BY COUNCILMAN MCKAY. VOTE WAS UNANIMOUS FOR THE MOTION.

ATTORNEY REPORT: Richie Robb said that he had nothing to report but he was prepared to answer questions from Council. Councilman Matthews had a question concerning the memorandum of understanding on the wetlands and Tri-State Racetrack. He said it was his understanding that it had never been executed. Richie Robb said he would look it over and report back.

TREASURER REPORT: John Young said the city had received \$85,000.00 for the purchase of the two used fire truck, the FMC and the American LaFrance, from the volunteer fire department in Indiana and \$7000.0 of that will be sent to the broker.

He also reported that the representative from the WV Auditor's office said that clothing allotments have to be entered on W2's as it counts as income. The city can purchase the clothing or the recipient can purchase it and bring in receipts to be reimbursed and it will not count as income.

#### COUNCIL COMMENTS:

Mayor Casto said that the Library will host a free movie at 11:00 am, February 12.

COUNCILMAN JAVINS MOVED THE MINUTES OF THE JANUARY MEETING OF THE CVB BE MADE A PART OF COUNCIL MINUTES. COUNCILMAN MATTHEWS SECONDED THE MOTION AND VOTE AS UNANIMOUS FOR THE MOTION TO PASS.

Councilman Matthews said the Valentine Dinner and Dance will be at 6:30 pm on February 12 at the Nitro Moose Lodge. Cost is \$15.00 for dinner and dance and \$10.00 for dance only.

Councilman Casebolt said the Seniors are receiving a grant for \$30,000.00 for a new van.

#### PUBLIC COMMENTS:

Bob Schamber said there will be a Senior Dance on February 19 and a dinner on February 22. He said

\$20,000.00 had spent on upgrades on the exercise room.

Captain Javins said Suddenlink will be rewiring.

John Montgomery said the Ordinance Committee will meet at 7:00 pm on Thursday, February 3 in NDA Boardroom.

ADJOURNMENT:

COUNCILMAN JIM MCKAY MOVED THE MEETING BE ADJOURNED WITH A SECOND BY COUNCILMAN BILL JAVINS. VOTE WAS UNANIMOUS FOR THE MOTION.

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RUSTY CASTO, MAYOR

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RITA COX, RECORDER