

## MINUTES

### THE BOARD OF PUBLIC WORKS AND SAFETY December 03, 2012

THE REGULAR MEETING OF THE CHARLESTOWN BOARD OF PUBLIC WORKS AND SAFETY FOR THE CITY OF CHARLESTOWN WAS HELD ON MONDAY, DECEMBER 03,, 2012 AT 9:00 A.M. AT CITY HALL WITH MAYOR BOB HALL PRESIDING.

Board members present were Mr. George Roberts and Mr. David Flowe. Also present were Clerk Treasurer Donna Coomer and City Attorney Mike Gillenwater.

#### **Pledge of Allegiance**

Geneva Adams

#### **Minutes**

Mr. David Flowe made a motion to approve the Minutes from November 19, 2012, seconded by George Roberts. Approved 3-0.

#### **Claims**

Mr. George Roberts made a motion to approve the Claims, seconded by Mr. David Flowe. Approved. 3-0.

#### **Payroll Allowance Docket**

Mr. David Flowe made a motion to approve the Payroll Allowance Docket from November 18 through December 01, 2012, seconded by Mr. George Roberts. Approved 3-0.

#### **Director of Planning & Zoning Update**

Director Tony Jackson reported Charlestown Plaza is progressing well. The facade and the sidewalks are done. The developers are trying to schedule paving. Tony said he talked to a representative in California concerning 310 Marshall. He sent her a list of local demolition companies. Once she gets a contract, he will schedule her to meet with the Board to discuss judgment. Tony said 312 Hampton remains in foreclosure. Wells Fargo will be at the Board of Works Meeting on January 07, 2013, about 315 Highland. We are still going to try to demolish it. Tony said 322 Highland is a problem. The attorneys, Van Nuys and Barragatt, are trying to get it back but we want to demolish it. The property goes on Sheriff's sale January 08, 2013. Mr. Worley at 209 Lowell is still working with the mortgage company to get it demolished. Abbott's Gulf Station at Park and Market is in bankruptcy and there are environmental issues that are almost cleared up. Mr. Abbott will come before the board on January 21, 2013 to discuss the fines and liens. Mayor Hall asked who owns the property? Director Tony Jackson said the county shows KP Oil as the owner.

City Attorney Mike Gillenwater said Mr. Abbott may want to get the property since he has paid the mortgage and taxes. City Attorney Mike Gillenwater said when KP Oil went into bankruptcy the property was turned over to the bankruptcy trustee Mayor Hall asked when Mr. Abbott will be at the Board of Works meeting. Tony “replied” January 21, 2013,. Mr. Caldwell owns 935 Edgewood and will come to the BZA meeting on January 15, 2013. He did move the vending machines.

### **105/107 Spring Street**

Utility Director Mike Perry said Scott Lanham bought the property at 105/107 Spring Street and wants to have a water meter installed. There are two pits and one needs a water meter. Mike asked if it can be done and not be charged a tap fee because the connection is already there? Mayor Hall asked how long it had been vacant? Tony said it never was vacant, but it did have a fire. Mayor Hall asked if the property had lost its conformity? City Attorney asked how long ago the fire was? Tony replied about six months. Mayor Hall said we will do what we need to do.

### **Utility Director Report**

Utility Director Mike Perry said the sewer projects on First Street and Highway 403 are complete. He is working on the vehicle schedule from the insurance company. He said there are some vehicles no longer being used that can come off the schedule. Mike said he would review and make corrections on it after the first of the year.

### **Saegessser Engineering Update**

Mayor Hall asked Justin Harris if he has anything to report. Justin reminded him of the meeting next with Mr. Norton.

### **7909 High Jackson Road Disannexation Petition (Pat Harrison)**

Mayor Hall asked if Attorney Greg Fifer gave a notice to withdraw the petition for disannexation on the High Jackson Road property. City Attorney Mike Gillenwater said he received an e-mail from Attorney Fifer. He anticipates that will happen prior to the next scheduled meeting in January. City Attorney Mike Gillenwater said he sent Attorney Greg Fifer a letter stating the statutes he is preceding under are not applicable. Mayor Hall asked if we deny the petition will the time frame start over? City Attorney Mike Gillenwater said that is correct. We don't have to let them withdraw the petition. We can say no and then deny it.

### **Stanley Hunt Lawsuit**

City Attorney Mike Gillenwater said he received the paperwork back from Mr. Green concerning Mr. Jasper May. This is part of the lawsuit Mr. Hunt filed that will allow Mr. May a couple of tap-in's and settle this claim. Utility Director asked about the agreement on the lift station. City Attorney Mike Gillenwater said that part of the agreement has not changed. Mayor Hall entertained a motion to approve the settlement between Jasper May, Ronald and Rebecca Tobin.

Mr. George Roberts made a motion to approve the settlement between Jasper May, Ronald and Rebecca Tobin, seconded by Mr. David Flowe. Approved 3-0.

**Adjournment**

Mr. David Flowe made a motion to adjourn, seconded by Mr. George Roberts. Approved 3-0.

 12/17/12  
Mayor, G. Robert Hall Date

Attest:

 12/17/12  
Clerk Treasurer, Donna Coomer Date,