

Mount Jackson
Town Council Annual Organizational Meeting
July 1, 2019
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Vice-Mayor Rod Shepherd called to order the annual organizational meeting of the Mount Jackson Town Council on Monday, July 1, 2019 at 9:00 AM in the council chambers at 5901 Main Street. Roll call was taken with the following in attendance; Councilmembers Judy Fultz, Dennis Andrick, Donnie Pifer, Rod Shepherd, Roger Rudy, and Bonnie Good. Also, in attendance were Kevin Fauber, Town Manager; Neil Showalter, Finance Director and Debbie Stover, Town Clerk. There were no visitors.

Agenda Additions/Deletions/Changes: Rod Shepherd stated he would not be making or seconding any motions today, but suggested an agenda item be added between #10 and #11 to formally accept the resignation of Mayor Bucky Miller.

Councilmember Andrick MOVED, seconded by Councilmember Pifer to APPROVE the addition of an agenda item to formally accept the resignation of Mayor Miller.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

Old Business: None

New Business:

1. Appointment of Town Clerk, Effective July 1, 2019 – Staff Recommendation: Debbie Stover

Councilmember Good MOVED, seconded by Councilmember Fultz to APPROVE the appointment of Debbie Stover as Town Clerk.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

2. Appointment of Town Treasurer, Effective July 1, 2019 – Staff Recommendation: Neil Showalter, Finance Director

Councilmember Andrick MOVED, seconded by Councilmember Fultz to APPROVE the appointment of Neil Showalter as Town Treasurer.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			

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“ Shepherd
“ Rudy
“ Good

6 AYES, motion carried

3. Appointment of Assistant Treasurer, Effective July 1, 2019 – Staff Recommendation: Sharon Bauserman

Councilmember Pifer MOVED, seconded by Councilmember Good to APPROVE the appointment of Sharon Bauserman as Assistant Treasurer.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

4. Appointment of Chief of Police, Effective July 1, 2019 – Staff Recommendation: Jeff Sterner

Councilmember Rudy MOVED, seconded by Councilmember Fultz to APPROVE the appointment of Jeff Sterner as Chief of Police.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

5. Appointment of Town Attorney, Effective July 1, 2019 – Staff Recommendation: Matthew Akers, McCarthy & Akers Law Firm

Councilmember Pifer MOVED, seconded by Councilmember Andrick to APPROVE the appointment of Matthew Akers as Town Attorney.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

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**6. Appointment of Town's Prosecuting Attorney, Effective July 1, 2019 – Staff Recommendation:
Jeremy McCleary, Attorney**

Councilmember Rudy MOVED, seconded by Councilmember Good to APPROVE the appointment of Jeremy McCleary as Town's Prosecuting Attorney.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

**7. Appointment of Freedom of Information Officer (FOIA), Effective July 1, 2019 – Staff
Recommendation: Kevin Fauber, Town Manager**

Councilmember Good MOVED, seconded by Councilmember Andrick to APPROVE the appointment of Kevin Fauber as Freedom of Information Officer (FOIA).

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

8. Approval of Annual Schedule of Council Meetings and Planning Commission Meetings

Councilmember Fultz MOVED, seconded by Councilmember Good to APPROVE the Annual Schedule of Council Meetings and Planning Commission Meetings.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

9. Reappointment of Rod Shepherd to the EDA, Effective July 1, 2019 – 4 Year Term

Bonnie Good asked if both Rod Shepherd and Steve Povlish have agreed to be reappointed to the EDA. Mr. Shepherd answered yes, and Kevin Fauber added Mr. Povlish did indicate he may be moving out of town, but has agreed to serve until that point. Mr. Shepherd asked if this move might be far away or in the near vicinity. Mr. Fauber stated he didn't address that with Mr. Povlish, because there are some instances where he can live in the county and still serve on the EDA.

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Councilmember Pifer MOVED, seconded by Councilmember Andrick to APPROVE the reappointment of Rod Shepherd to the EDA - 4 Year Term.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
		Councilmember Shepherd	
“ Rudy			
“ Good			

5 AYES, motion carried

10. Reappointment of Steve Povlish to the EDA, Effective July 1, 2019 - 4 Year Term

Councilmember Rudy MOVED, seconded by Councilmember Fultz to APPROVE the reappointment of Steve Povlish to the EDA - 4 Year Term.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

(Agenda Addition) Acceptance of the Resignation of Mayor Bucky Miller

Councilmember Andrick MOVED, seconded by Councilmember Good to APPROVE the acceptance of the resignation of Mayor Bucky Miller.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

11. Appointment of Interim Mayor

Councilmember Andrick MOVED, seconded by Councilmember Rudy to APPROVE the appointment of Donnie Pifer as Interim Mayor.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
		Councilmember Pifer	
“ Shepherd			

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“ Rudy
“ Good

5 AYES, motion carried

12. Appointment of Town Council Vacancy

Councilmember Good MOVED, seconded by Councilmember Rudy to APPROVE the nomination of Whitney Miller to the Town Council to finish Donnie Pifer’s term expiring June 30, 2020.

Mr. Rudy asked if it was a problem with two council members serving on the Planning Commission, as Mr. Andrick and Ms. Miller both do so. Mr. Andrick stated he would speak with Whitney and one of them would step down from the Planning Commission. Ms. Good asked when Whitney’s new position would take effect, and Mr. Shepherd stated he believes it would be immediately following Donnie Pifer’s official resignation from the Town Council. Mr. Pifer had the letter of resignation in hand, and presented it to Kevin Fauber. Mr. Fauber added Donnie and Whitney will both need to go to the Circuit Court and get sworn in. Mr. Shepherd reiterated the importance of having copies of all oaths for active board/commission members on hand. Ms. Good asked if we recently passed a regulation stating newly appointed members need to fill out financial forms. After some discussion it was decided staff would check into this and follow up at the next meeting.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

13. Approval for the Town Attorney to prepare and submit to the Circuit Court a writ of election for a Special Election for May 2020

Councilmember Good MOVED, seconded by Councilmember Fultz to APPROVE the preparation and submittal by the town attorney, a writ of election for a Special Election in May 2020.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Fultz			
“ Andrick			
“ Pifer			
“ Shepherd			
“ Rudy			
“ Good			

6 AYES, motion carried

Councilmember Shepherd adjourned the meeting at 9:17 AM.

Clerk

Vice-Mayor