

AGENDA

MAY 1, 2017

Order Of Business

1. Prayer & Pledge
2. Roll Call
3. Approval Of Minutes: Regular Session April 18, 2017
4. Citizen's Business
5. Department Reports:
 - a. Police
 - b. Maintenance-Purchase of Dumpster
 - c. Financial
 - d. Building Inspector-First Reading of State Building Code Updates
 - e. Fire & EMS-Approval of Expenses
6. Board/Committee Reports:
 - a. Water Board-Information from meeting with East View PSC
 - b. Recreation Committee: Permission for Yard sale /Auction
7. Unfinished Business
 - a. Discussion on Water Board, Sanitary Board, or Utility Board
8. New Business
 - a. Discuss Chain of Command with upcoming vacations
 - b. Amending Ordinance First Reading: Article 303 Enforcement, Impounding, and Penalty –to add reinstatement fees on suspended driver's license.
9. Bills
10. Council Communications-List of future projects
11. Adjournment

vicki@anmoorewv.com

From: Frank Simmerman III [Trey@simmermanlaw.com]
Sent: Friday, April 28, 2017 10:14 AM
To: vicki@anmoorewv.com
Subject: Re: Sanitary Board/Utility Board

Vicki—

Review of Anmoore's records in our office indicates that the Town of Anmoore likely created a Sanitary Commission by Ordinance passed on the 21st day of July, 1975. I say likely as, similar to Anna, we cannot locate an executed copy of the Ordinance in our office. Despite the lack of an executed Ordinance, we are in possession of documents executed by the "Sanitary Board of the Town of Anmoore", in August of 1975 – post date of the Ordinance. Thus, I think it is fair to infer that the Sanitary Commission was created – as it was transacting business in this timeframe.

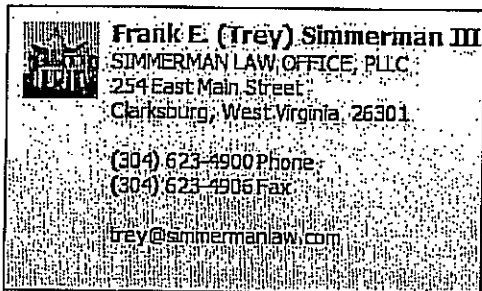
As to where this leaves the Town currently, given the lack of clarity on this issue I would recommend that the Town create a Utility Board to manage all utility operations. The main thrust of a unified Utility Board is that one board managing all utility aspects will increase overall efficiency within the Town. This should be expressly created – and powers delegated, as appropriate, to the Utility Board.

The alternative is for Council to nullify the existing "Sanitary Commission", to the extent that it exists, by Ordinance – and "retake" control of the utility aspects directly.

I think that Council should vet both of these options at its next meeting – and then advise as to which direction Council would like to proceed. I am happy to be available by phone to answer any and all questions which may arise at the meeting.

Regards—

Frank E. (Trey) Simmerman, III



NOTICE: This message is from a law firm and may contain information that is confidential or legally privileged. If you are not the intended recipient, please immediately advise the sender by reply e-mail that this message has been inadvertently transmitted to you and delete this e-mail from your system. Thank you for your cooperation.