

**COUNCIL MEETING  
TOWN OF BOLIVAR  
MINUTES  
SPECIAL MEETING**  
Monday, September 17, 2018 @ 7:00p.m.  
Bolivar Community Center

**Helen Dettmer, Mayor**  
**Sarah Gordon**  
**John Paul Heafer-Mayor Pro Tem**  
**Stephen J. Paradis**  
**Jerry Powell**  
**Scott Whetsell**

A special meeting of the Bolivar Town Council was called to order by Mayor Helen Dettmer on Monday September 17, 2018.

**1. Hotel/Motel Tax**  
**(a) Explanation of State Code**

Attorney Kallas said after the last Council Meeting she did some research and wanted to report back as soon as possible. So West Virginia Code **8-11-4** which states the following:

*(3) A proposed ordinance shall not be materially amended at the same meeting in which finally adopted.*

I also checked a little further under West Virginia Code: 7-18-1 under Municipal Tax which states the following:

*(b) Municipal tax—A municipal hotel tax shall be imposed by ordinance enacted by the governing body of the municipality, in accordance with the provisions of article eleven, chapter eight of this code.*

Attorney Kallas reported no matter which way you slice it, the vote was taken correctly.

Furthermore, I did a word search in the entire West Virginia Code (and you know there are 64 volumes). The words, Roberts Rules nor Parliamentary Procure nor any variation there-of appears in West Virginia Code.

Then I said well let me look at the Supreme Court Cases. In the 1920's there are only 3 cases of Roberts Rules or the term Parliamentary Procedure occur. None of them were sufficient and of point to the issue that we had. Going forward, it is real important for people to understand that the Legislature sometimes makes rules that seem that they are contrary to what we are accustomed to. But those are the rules we have to live with and abide by. I try very hard to assure this body has benefit of the research and does things according to the law and appreciate that same sort of respect and thoughtfulness.

**2. Discussion of Rockwool Facility & Community Rep. of JCDA**  
**(a) Possible Executive Session**

**Councilperson Sarah Gordon moved to go into Executive Session for Attorney Client Privilege.**

**Councilperson Jerry Powell moved to return from Executive Session @ 7:24p.m.**

**(b) Possible Action**

Councilperson John Paul Heafer said he felt this was none of our business, these people should be going to the city of Ranson.

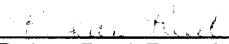
Councilperson Steve Paradis said he is concerned about clean air and clean water for our citizens. Councilperson Steve Paradis moved to take action for clean air and water. This motion died due to lack of a second.

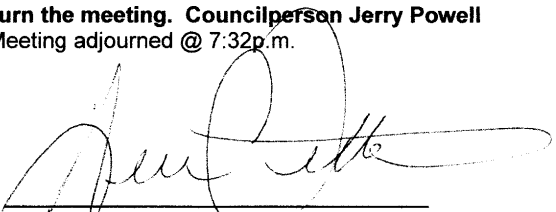
Councilperson John Paul Heafer would like to hear both sides and EPA standards.

**Adjournment**

**Councilperson John Paul Heafer moved to adjourn the meeting. Councilperson Jerry Powell seconded the motion. Motion passed.** Meeting adjourned @ 7:32p.m.

Respectfully submitted,

  
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P. Jean Reed, Recorder

  
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Helen Dettmer, Mayor