



# CORPORATION OF HARPERS FERRY

## Town Council

### MINUTES

**Special Meeting**

**Friday, 26 February 2021**

**6:00 p.m.**

**Town Hall • 1000 Washington Street, Harpers Ferry, West Virginia 25425 • VIA ZOOM**

Called to order at 6:02 p.m. by Mayor Bishop. Due to the COVID-19 pandemic, this meeting was conducted through Zoom and live-streamed on social media, in compliance with the State's emergency guidance on the Open Governmental Meetings Act.

Member	Title	Status
Wayne Bishop	Mayor	Present
Kevin Carden	Recorder	Present
Nancy Singleton Case	Councilmember	Present
Barbara Humes	Councilmember	Present
Christian Pechuekonis	Councilmember	Present
Jay Premack	Councilmember	Present

Also attending were Town Attorney Kin Sayre; and Karen Schaufeld and attorney John Stump, representing SWaN Investors and the Hill Top House Hotel.

The agenda was approved as received.

- 1. Discussion and action confirming the date(s) and time(s) for the next Town Council special meeting(s) regarding the street-use agreement between the Corporation of Harpers Ferry and SWaN Investors.**

A special meeting was scheduled for 15 March 2021.

- 2. Review, discussion, and action (if necessary) on the agreement to transfer certain rights-of-way from the Corporation of Harpers Ferry to SWaN Investors.**

*This item was discussed in executive session.*

- 3. Review, discussion, and action on resolution authorizing the Mayor and/or Recorder to execute the agreement between the Corporation of Harpers Ferry and SWaN Investors concerning the transfer of certain rights-of-way.**

<b>Motion</b>	Motion to approve Resolution 2021-01, "Resolution authorizing and requiring that Mayor or Recorder execute the agreement by and between the Corporation of Harpers Ferry (the 'Town') and SWaN Hill Top Operating Partners, LLC (collectively, with its assigns and successors, 'SWaN,' and collectively with the Town, the 'Parties'), dated as of this February 26, 2021." (ROLL CALL VOTE REQUESTED)
<b>Motion by</b>	Nancy Case
<b>Second</b>	Christian Pechuekonis
<b>YES</b>	Premack, Pechuekonis, Case, Carden
<b>NO</b>	Humes, Bishop
<b>Result</b>	<b>MOTION APPROVED</b>

**4. Review, discussion, and action on authorizing the Town Attorney to prepare an ordinance to allow the Corporation of Harpers Ferry to transfer certain rights-of-way to SWaN Investors.**

<b>Motion</b>	Motion to authorize the Town Attorney, Kin Sayre, to draft the street-agreement ordinance allowing the Corporation of Harpers Ferry to transfer certain rights-of-way to SWaN Investors. (ROLL CALL VOTE REQUESTED)
<b>Motion by</b>	Christian Pechuekonis
<b>Second</b>	Jay Premack
<b>YES</b>	Humes, Premack, Pechuekonis, Case, Carden, Bishop
<b>NO</b>	<i>none</i>
<b>Result</b>	<b>MOTION APPROVED</b>

<b>Motion</b>	Motion to enter executive session, pursuant to WV Code § 6-9A-4(b)(9) ( <i>for agenda item 2</i> ).
<b>Motion by</b>	Nancy Case
<b>Second</b>	Christian Pechuekonis
<b>Result</b>	<b>MOTION APPROVED. Executive session began at 6:18 p.m.</b>

*The meeting returned to open session at 8:08 p.m.*

Motion to adjourn by Jay Premack, second by Christian Pechuekonis. Meeting adjourned at 8:33 p.m.

*The above minutes are true and correct, as approved.*

Mayor: \_\_\_\_\_ Date: \_\_\_\_\_

Recorder: \_\_\_\_\_ Date: \_\_\_\_\_