



CORPORATION OF HARPERS FERRY

Town Council

MINUTES

Special Meeting

Monday, March 15, 2021

7:00 p.m.

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

Called to order at 7:00 p.m. by Mayor Bishop. Due to the COVID-19 pandemic, this meeting was conducted through Zoom webinar 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	Absent
Nancy Singleton Case	Councilmember	Present
Barbara Humes	Councilmember	Present
Ed Wheeless	Councilmember	Present
Christian Pechuekonis	Councilmember	Present
Jay Premack	Councilmember	Present

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

The agenda was approved as amended.

- 1. Discussion and action to schedule and confirm the date and time for the Town Council public hearing regarding the executed Street Agreement between the Corporation of Harpers Ferry and SWaN Investors and the resulting Ordinance 2021-02, authorizing the Corporation of Harpers Ferry to sell certain real property without public auction to SWaN Hill Top Operating Partners, LLC, pursuant to Article 114.01 of the Codified Ordinances of Harpers Ferry.**

2. Discussion and action to schedule and confirm the date and time for a special meeting of the Town Council for the second / final reading of Ordinance 2021-02, authorizing the Corporation of Harpers Ferry to sell certain real property without public auction to SWaN Hill Top Operating Partners, LLC, pursuant to Article 114.01 of the Codified Ordinances of Harpers Ferry.

Discussion: It was requested that agenda items 2 and 3 be moved forward on the agenda and the items were combined. By consensus, the public hearing and Town Council meeting for 2nd reading of the ordinance was scheduled for April 5, 2021, at 6pm. A Class II legal notice will be sent on March 16, for publication in the March 17 Spirit of Jefferson for two consecutive weeks. No action was required or taken.

3. Discussion and action on first reading for approval of Ordinance 2021-02, authorizing the Corporation of Harpers Ferry to sell certain real property without public auction to SWaN Hill Top Operating Partners, LLC, pursuant to Article 114.01 of the Codified Ordinances of Harpers Ferry.

Discussion: W. Bishop voiced concern of a possible boundary “dispute” between the Gordon survey and a survey conducted by Ed. Johnson on behalf of the Town during the Addy administration, both being recorded in Jefferson County Land Records. By consensus, the Town Council body agreed to have K. Sayre contact Mr. Klein, Chairman of Alpha Engineering to see if he would agree to verify the accuracy of the Gordon survey and legal descriptions presented to Town Council on March 15, 2021, and attached to Ordinance 2021-02 prior to the April 5, 2021 public hearing.

Motion AMENDMENT	Motion that the Town Council approve the first reading of Ordinance 2021-02, as amended by Councilman Wheeless, an ordinance of the Corporation of Harpers Ferry authorizing the Mayor and/or Recorder to execute necessary document to sell East Ridge Street (paved – 50’ ROW), Columbia Street (paved – 30’ ROW), Columbia Street (paper – 30’ ROW), Lancaster Street, North (paper – 30’ ROW), Lancaster Street, South (paper – 30’ ROW) and East Ridge Street (paper – 50’ ROW) located and shown on Exhibit A to SWaN Hill Top Operating Partners, LLC, and set it for a public hearing and second reading on the 5 th day of April, 2021, at 6pm. (ROLL CALL VOTE REQUESTED)
Motion by	Nancy Case
Second	Jay Premack
YES	Humes, Premack, Pechuekonis, Case and Wheeless,
NO	Bishop
Result	MOTION to the AMENDMENT APPROVED

Motion MAIN	Motion that the Town Council approve the first reading of Ordinance 2021-02, as amended, an ordinance of the Corporation of Harpers Ferry authorizing the Mayor and/or Recorder to execute necessary document to sell East Ridge Street (paved – 50’ ROW), Columbia Street (paved – 30’ ROW), Columbia Street (paper – 30’ ROW), Lancaster Street, North (paper – 30’ ROW), Lancaster Street, South (paper – 30’ ROW) and East Ridge Street (paper – 50’ ROW) located and shown on Exhibit A to SWaN Hill Top Operating Partners, LLC, and set it for a public hearing and second reading on the 5 th day of April, 2021, at 6pm. (ROLL CALL VOTE REQUESTED)
Motion by	Nancy Case
Second	Ed Wheelless
YES	Premack, Pechuekonis, Case and Wheelless,
NO	Humes, Bishop
Result	MAIN MOTION APPROVED

Motion to adjourn by Nancy Case, second by Jay Premack. Meeting adjourned at 7:52 p.m.

The above minutes are true and correct, as approved.

Mayor: _____

Date: _____

Recorder: _____

Date: _____

(Drafted by N. Case for K. Carden)