

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
OCTOBER 16, 2007**

The Council of the City of Moundsville met in Regular Session in the Council Chambers on October 16, 2007 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by Councilperson Mark Simms.

City Clerk called the roll and the following councilpersons were in attendance: Cunningham, Haynes, Vice Mayor Lemasters, Simms, Wood and Mayor Wallace. Absent: DiRemigio (ill). Also present: City Manager Hendershot, Police Chief Kudlak, Fire Chief Clarke, Building Inspector Vickers, CPA Kathryn Goddard, Attorney Thomas White and City Clerk Hewitt. Absent: Street Commissioner Richmond.

MINUTES:

Regular Council Meeting of October 2, 2007.

Councilperson Lemasters made a motion to accept and approve the minutes of the regular council meeting of October 2, 2007, seconded by Councilperson Haynes. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* Concerned Citizens for the East End Park Facility, Jerry Drake, Carl Boso Jr., and Larry Vucelick appeared before council to present a check in the amount of \$5,259.28 to be used solely for the East End Basketball Courts and hopes that the city matches the amount. Mr. Drake noted that a large portion of their funds were donated by the Marshall County Commission.

Manager Hendershot reported that the City of Morgantown has used a “membrane” on their paving projects keeping cracks from forming and making the surface last longer. Manager Hendershot is waiting for information from Morgantown.

* Ella Stilwell, 1009 Seventh Street, is concerned about the vehicles parked on Seventh Street between Grant Avenue and Washington Avenue. Also commented that she and the neighbors are very happy that work has started on the street. Mrs. Stilwell asked that light barricades be placed at both ends of the street.

Manager Hendershot advised that core drilling is being done at this time. Core sampling is the first step to repairing the street but it is a long way from being repaired.

* Carl Boso Jr, 305 Tenth Street, spoke with council on complaint they have received concerning

his business. Mr. Boso stated that Chief Kudlak checked his business and said that Mr. Boso is within the guidelines of the city codes.

* Larry Vucelick, 27 Simpson Avenue, reported the house at 21 & 23 Simpson has high grass and garbage is being stored in the rear building.

NEW BUSINESS:

Discussion of Bids for Self-Contained Breathing Apparatus with Spare Cylinders for the Fire Department.

Fire Chief Clarke asked that council table this request until further funding becomes available. Councilperson Simms motioned to table, seconded by Councilperson Wood. Motion carried unanimously.

MANAGER ITEMS:

Business After Hours.

The Marshall County Chamber of Commerce is sponsoring Business After Hours at the Moundsville Training Center on October 24, 2007 from 5-7 p.m. Hosting the event is MEDC and Glen Dale Vision Center.

Ribbon Cutting and Open House.

The City of Glen Dale has invited council to attend a ribbon cutting and open house at Warren Distribution (north loading dock) at 11:00 a.m., open house to follow until 2:00 p.m.

Thank You Letter from John Marshall Football Moms.

The John Marshall Football Moms sent a thank you letter to the City of Moundsville for helping to make the Homecoming Pep Rally a success.

Thank You Letter from Linda & Mike Sills and David Drake.

A "Thank You" letter was sent to the City of Moundsville Street Department crew for the work they did at 112 Ash Avenue.

Opposition of Senate Bill 2123.

The United States House of Delegates passed a law that would require municipalities within states across the nation to enter into collective bargaining with emergency services personnel. The WV Municipal League has been against this bill in the beginning and a similar bill, Senate Bill 2123 has been brought before the Senate. The Municipal League has asked municipalities

to send letters to Congressman Mollohan in opposition of this bill. The League feels this bill is an invasion of the states right to establish working relationships for municipal governments and state governments.

Manager Hendershot has drafted a letter to Congress Mollohan in opposition of this bill. Councilperson Wood made a motion to authorize Manager Hendershot to send the letter, seconded by Councilperson Haynes. Motion carried unanimously.

Thank You to the East End Group.

Manager Hendershot wished to personally thank the East End group for taking care of the East End Ballfields and Basketball Courts.

MAYOR ITEMS:

* Mayor Wallace reported the lights are staying on too long at Park View Playground.

* Mayor Wallace wished to thank the East End Group for their assistance at the East End Ballfields & Basketball Courts.

COMMITTEE REPORTS:

Discussion and Approval of Recommendations by the Finance Committee.

CPA Kathryn Goddard reported a deficit for the last two months, expenditures were exceeding the revenues. Things should fall back into place this next month.

Discussion and Approval of Recommendations by the Traffic Committee.

No quorum.

Discussion and Approval of Recommendations by the Policy Committee.

No Quorum.

Discussion and Approval of Recommendations by the Sanitation Committee.

Manager Hendershot reported a discussion was held on billing and contractual issues with dumpsters.

COUNCIL ITEMS:

* **Wood** - Asked for an update on Gordon's Property. Manager Hendershot advised that search warrants were issued and a search was completed. Notification was sent to the owner, who in

turn sent a response through his attorney.

* Asked for an update on the closing of Convenient Food Mart. Manager Hendershot noted that several other Convenient Stores are closing. Mr. Wood hopes the owners do not let the property deteriorate.

* Asked if Manager Hendershot spoke with Department Heads concerning the revenues and expenditures of the budget.

* Asked for an update on the 12th Street Sidewalk Project. Manager Hendershot advised the grant has been submitted and plans need approved. Construction will probably begin next spring.

* Expressed his thanks to retired Police Lt. David Robinson for his years of service to the Moundsville Police Department.

* **Simms** - Asked if trimming of trees will be all the trees on Jefferson Avenue. Manager Hendershot advised they would and Christmas lights will also be put up.

* Wished to thank the East End group for their donation to the Basketball Courts.

* **Cunningham** - Reported debris behind the Roller Rink.

* Requested yellow line be removed at the south/east corner of the Eagles.

* Reported the trees need trimmed at 1122 Eighth Street.

* Reported hedges need trimmed back from the sidewalk at 10th & Parriott Avenue.

* Requested to extend yellow line at his driveway. Manager Hendershot advised this request would have to go before the Traffic Committee.

* **Haynes** - Reported vehicles speeding on Linden Avenue & Locust Avenue.

* Asked for the final cost of paving of the Valley Fork walking trail. Manager Hendershot advised the estimate was \$3200.

* Reported lights at Park View Playground are on a timer. Tom Sutton will have somebody reset the timer.

* Reported grass needs cut on Jefferson Extension across from Ford Garage.

* **Lemasters** - Reported the traffic light is on flash at 7th & Jefferson Avenue. Manager Hendershot advised the part has been ordered through the state.

* Asked if parking meters have been ordered from this budget? Manager Hendershot reported money is in the budget for meters, but meters have not been ordered.

* Would like to see the city use at least \$175,000 to pave streets. Paving is on a timing basis. Manager Hendershot will provide council with a paving priority list for spring.

Councilperson Lemasters made a motion to adjourn, seconded by Councilperson Simms. Motion carried unanimously.

Meeting adjourned at 7:39 p.m.

Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor