

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
MARCH 5, 2013**

The Council of the City of Moundsville met in regular session in the Council Chambers on March 5, 2013 at 7:00 p.m.

Meeting was called to order by Mayor Eugene Saunders.

Invocation by Councilperson Mark Simms.

City Clerk Hewitt called the roll and the following councilpersons were in attendance: DeWitt, D. Haynes, P. Haynes, Simms, Wood and Mayor Saunders. Absent: Remke. Also present: City Manager Hess, Fire Chief Clarke, Police Chief Mitchell, Street Commissioner Richmond, Building Inspector Richmond, Attorney Thomas White, CPA Kathryn Goddard and City Clerk Hewitt.

Special Council Meeting of February 19, 2013.

Councilperson P Haynes moved to accept and approve the minutes of the special council meeting of February 19, 2013, seconded by Councilperson DeWitt. Motion carried unanimously.

Regular Council Meeting of February 19, 2013.

Councilperson DeWitt moved to accept and approve the minutes of the regular council meeting of February 19, 2013, seconded by Councilperson P. Haynes. Motion carried unanimously.

Special Council Meeting of February 28, 2013.

Councilperson P Haynes moved to accept and approve the minutes of the special council meeting of February 28, 2013, seconded by Councilperson DeWitt. Motion carried unanimously.

GENERAL PUBLIC HEARING:

Wheeling Mayor Andy McKenzie - Presentation on Home Rule Pilot Program.

Mayor Andy McKenzie explained that Home Rule allows municipalities to decide what is best for their city without going through legislation. Dilapidated structures is one of the major problems in Wheeling and Home Rule has allowed the City of Wheeling to force property owners to renovate, sell or tear down their dilapidated structures. A bill to extend and open up the program to include class III, IV & V cities has been introduced to legislatures. Mayor McKenzie suggested should the City of Moundsville is interested in Home Rule express to legislatures that you are interested and start thinking of ideas and issues that need addressed.

* Jim Kudlak, 126 S. Highland Avenue, owner of one campground site on 12th Street, opposed the \$10 fee for each camper stating that city licenses are not supposed to be used as a revenue generator. Also, council increase rental B&O Tax from \$1.50 to \$2.00 per \$100. The camp

site owners also pay \$7.50 Municipal Fee and \$5.00 StormWater run-off fee for each camper.

* Brad Varlas, 1107 12th Street, reiterated Jim Kudlak's comments and hopes that council reconsider the ordinance.

* Barbara Bettanizzi, 1501 Water Street, informed council members that she was present for the requested zone change on a parcel of property across from the Prima Marina. The property is zoned RN and she requested a zone change to CCCH. She noted that she requested this zone change so she can continue to use the property to store boat trailers and docks as she has done in the past several years.

* Walter Rhome, owner of property at 15th & Water Street said that his letter stated the request was from RN to Industrial (I) not CCCH.

* Sidney Wood, 1500 Diamond Street, asked council's permission to remove the wheels from his trailer (1500 Diamond Street) and make storage unit. Council members encouraged Mr. Wood to speak to the Building Inspector on this issue.

* Donna Martino, WV Housing Development Fund, introduced herself and left informational packets with council containing literature for first home buyers, low finance loans for demolition, etc.

* Carl Boso, 305 Tenth Street, asked council if the property owner has CCCH zone would they still be able to have campers should their property be less than the 1 acre required. Attorney White answered the property owner must have at least 1 acre to have camp site.

OLD BUSINESS:

Discussion and Approval of an Ordinance Pertaining to Trailer Camps in the City of Moundsville. (Second Reading)

Attorney White read the following ordinance by title only to be passed by council on second reading:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, ENACTING SECTION 735 REGARDING RULES, REGULATIONS AND LICENSE FEES FOR TRAILER CAMPS IN THE CITY OF MOUNDSVILLE. (SECOND READING)

Councilperson Wood moved to accept and approve the camping trailer ordinance, seconded by Councilperson DeWitt for discussion.

Councilperson Wood assumed the \$10 fee was an annual fee, not \$10 for each camper on the site. Councilpersons DeWitt and Simms agreed. Attorney White noted as the ordinance reads the \$10 fee is for each camper.

After further discussion, Councilperson Simms moved to table this ordinance sending it back to the Policy Committee for changes, seconded by Councilperson Haynes. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson Wood reported meeting with Professor Margaret Stout, WV Students and committee members concerning updates on the Comprehensive Plan. They will return on April 26 & 27.

* Councilperson D. Haynes commented the streets on the paving list for last year should be the first ones to be paved this year. He referred this discussion to the Traffic Committee.

NEW BUSINESS:

Re-appointment of William McConnell to the Moundville Sanitary Board.

Councilperson P. Haynes moved to re-appoint William McConnell to the Sanitary Board, seconded by Councilperson DeWitt. Motion carried unanimously.

Discussion of Recommendation from the Moundville Planning Commission to Approve the Request of a Zone Change for Property on North Side of 15th Street, South Side of 16th Street and East Side of Water Street from R-M to C-C-C-H. (Property owned by Barbara Bettinazzi)

Councilperson Wood moved to direct the City Attorney to draft a zone change ordinance from RN to CCCH, seconded by Councilperson Simms for discussion.

After further discussion, Mayor Saunders called for a voice vote. D. Haynes, P. Haynes, Simms voting yea. Wood, Mayor Saunders, DeWitt voting nay. 3 yeas, 3 nays. Motion failed.

Councilperson Wood moved to send this matter to the Policy Committee for further discussion, seconded by Councilperson DeWitt. Motion carried unanimously.

MANAGER ITEMS:

* City Manager Hess announced a Manager's Workshop on the budget to be held on Wednesday, March 6, 2013 at 6:00 p.m.

MAYOR ITEMS:

* Announced Cub Scout Pac 78 is holding their annual Cake Bake Auction March 18, 2013. He has asked council's participation in the auction as they have done in past years.

* Requested more patrol at East End Park and Park View Park.

COMMITTEE REPORTS:

Discussion and Approval of Recommendation by the Policy Committee.

Policy Meeting scheduled for Tuesday, March 12, 2013 at 5:00 p.m.

Discussion and Approval of Recommendation by the Finance Committee.

Finance Meeting scheduled to follow Policy Meeting.

Discussion and Approval of Recommendation by the Traffic Committee.

Traffic Meeting scheduled to follow the Finance Meeting.

COUNCIL ITEMS:

* **Simms** - Nothing at this time.

* **Wood** - Apologized for misreading the ordinance pertaining to \$10 per camping space. He assumed the amount was \$10 per camp ground.

* Announced a Neighborhood Association Meeting on March 20, 2013 at 6:00 p.m.

* **D. Haynes** - Nothing at this time.

* **P. Haynes** - Nothing at this time.

* **DeWitt** - Reported a water leak at 1412 Ninth Street. Leak was previously fixed and is leaking again.

Councilperson DeWitt moved to adjourn, seconded by Councilperson Haynes. Motion carried unanimously.

Meeting adjourned at 8:07 p.m.

Sondra J. Hewitt, City Clerk

Eugene Saunders, Sr., Mayor