

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF**  
2 **MOUNDSVILLE, AUGUST 4, 2020**

3  
4 The Council of the City of Moundsville met in Regular Session in the Council  
5 Chambers on August 4, 2020 at 7:00 p.m.

6  
7 Meeting was called to order by Mayor David Wood.

8  
9 Invocation by Vice Mayor Judy Hunt.

10  
11 City Clerk Hewitt called the roll and the following Councilpersons were in  
12 attendance: DeWitt, Hickman, Hunt, Remke, Saunders, S. Wood and Mayor David  
13 Wood. Also present were City Manager Healy, Police Chief Mitchell, Finance  
14 Director Ankrom, Attorney White and City Clerk Hewitt. Meeting was also live  
15 stream on Zoom.

16  
17 **MINUTES:**

18  
19 **Regular Council Meeting of July 21, 2020.**

20 Councilwoman DeWitt moved to approve the minutes of the regular council  
21 meeting of July 21, 2020, seconded by Councilwoman Hickman. Motion carried  
22 unanimously.

23  
24 **GENERAL PUBLIC HEARING:**

25  
26 \* Elizabeth Rosier, 110 Mulberry Avenue, complained to council about her  
27 neighbor who insists on having large bonfires several times a week. These fires  
28 burn all night causing smoke to blow toward her house. She and the other  
29 neighbors are unable to sit on their porches or in their yards due to the smoke. She  
30 hopes council can help her with this problem.

31  
32 \* Patricia Weinshenker, 1100 Fourth Street, announced the Relay for Life annual  
33 fundraiser will be a drive through event with buckets provided for donations.  
34 Luminaries will be sold and placed in the John Marshall parking lot for vehicles to  
35 drive a luminary path. The event will take place August 22 from 9-11 p.m. She  
36 has asked council for a donation.

37  
38 Councilman Remke moved to discuss the donation at the finance sub committee  
39 meeting, seconded by Councilwoman Hunt. Motion carried unanimously.

1 \* Carl Boso, 305 10<sup>th</sup> Street, reported Kudlak is burning stuff on his property at  
2 12<sup>th</sup> Street including tires. They are also shooting guns. He reported 35 trailers  
3 illegally parked around town. Some boats with trailers are parked in citizens yards.  
4 Mr. Boso also commented on Attorney White, who is building a garage at his  
5 house, is not 6 ft away from his neighbor's property line.

6  
7 \* Mike Lewis, 1210 Fifth Street, joined the council meeting by Zoom, said he  
8 noticed a Confederate Flag displayed at a neighbor property. He feels this is a  
9 symbol of slavery and asked council to pass an ordinance to ban the Confederate  
10 Flag in the City of Moundsville.

11  
12 \* Presentation to Jose Castro, a Certificate of Appreciation, for his heroic act in  
13 saving the life of a lady who was being attacked by dogs.

14  
15 \* Carole Wood, 106 Arlington Avenue, approached council to ask them to repeal  
16 their decision of creating a municipal holiday on June 19. She explained her  
17 reasons to council, however, council members declined to repeal their decision.

18  
19 \* Tom White, 1501 Fourth Street, said he was sorry council had to listen to Ms.  
20 Wood's comments and was proud of council for creating this holiday.

21  
22 **MANAGER ITEMS:**

23  
24 **Re-Appointment to the Moundsville Housing Authority.**

25 Manager Healy announced he was re-appointing Barbara Rush to the Moundsville  
26 Housing Authority.

27  
28 **Appointment to the Moundsville Historic Landmark Commission.**

29 Manager Healy appointed Cassie Clark to the Moundsville Historic Landmark  
30 Commission.

31  
32 **Other Items Discussed by the City Manager.**

33 City Manager Healy provided the following report to council:

34  
35 1. In response to a request from Councilperson Sara Wood, I contacted the Main  
36 Street/On-Trac Program administered by the West Virginia Development Office.  
37 Because of travel restrictions due to COVID, they are still not accepting any new  
38 applications currently. I have been placed on an e-mail list to be notified when the  
39 program will re-start.

40 2. I attended the Ribbon Cutting for Unified Bank, located at the corner of 7<sup>th</sup>

1 Street and Tomlinson Avenue Monday morning. This is a beautiful new facility,  
2 and I am glad to welcome them as part of the Moundsville business and banking  
3 community.

4 3. I was fortunate to assist with the Food Distribution last week that was  
5 sponsored by the Marshall County Family Resource Network. 218 families were  
6 served, and it was a true blessing to be involved. We will be partnering with FRN  
7 for another distribution in September.

8 4. The bid opening for the paving project is next Thursday, August 13. As of  
9 today, four companies have picked up bid specifications.

10 5. Acorn Tree Service was selected to complete the tree trimming along Jefferson  
11 Avenue. This includes the trimming of 32 trees and the removal of one dead tree.  
12 Work should start end of this week or first part of next week.

13 6. Update on the new Municipal Building – a second meeting to discuss the  
14 Concept Space List was held on Tuesday, July 28. This meeting was dedicated to  
15 discussing space requirements for City Hall operations. We should probably see  
16 some concept floor plans coming over the next few weeks.

17 7. The engineering agreement for the Splash Pad project will be in my hands next  
18 week and should be on the agenda for the next council meeting.

19 8. The first major bathroom renovation/addition in many years is complete at East  
20 End park. A portion of the maintenance building was closed in and a new ADA  
21 accessible unisex bathroom was installed, and major renovation to the ladies’  
22 restroom in the same location. This work was paid for by the receipt of the 1%  
23 municipal sales tax funds. Also, at East End, the trail connector from 4<sup>th</sup> Street to  
24 the playground is complete, with landscaping and lighting in the design stage.

25 9. Please continue to patronize the local establishments and shops as they continue  
26 to struggle from the effects of COVID-19.

27  
28 **OLD BUSINESS:**

29  
30 **Discussion and Approval to Revise Article 1109 of the City Code Dealing with**  
31 **On-Site Citation for Public Nuisance Violations. (Second Reading)**

32  
33 Attorney White read the following ordinance by title only to be passed by council  
34 on second and final reading:

35  
36 **AN ORDINANCE OF THE CITY OF MOUNDSVILLE TO AMEND AND**  
37 **RE-ENACT ARTICLE 1109 OF THE CITY CODE RELATING TO**  
38 **ADDITIONAL METHODS OF ENFORCEMENT OF EXTERIOR**  
39 **SANITATION, PUBLIC NUISANCE VIOLATIONS, BUILDING**  
40 **VIOLATIONS, ZONING VIOLATIONS, FLOODPLAIN VIOLATIONS**

1 **AND THE LIKE, INCLUDING, BUT NOT LIMITED TO PROVIDING FOR**  
2 **ON-SITE CITATIONS ISSUED BY A BUILDING INSPECTOR OF THE**  
3 **CITY OF MOUNDSVILLE. (SECOND READING)**  
4

5 Councilman Remke moved to approve the above ordinance, seconded by  
6 Councilwoman Hickman.

7  
8 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the  
9 following tally. 7 yeas. Motion carried unanimously.

10  
11 **Other Items to be Discussed by Council.**  
12

13 \* Councilwoman Hickman thanked Attorney White for his research and quick  
14 response concerning virtual council meetings. Attorney White went on to say  
15 council can be present at a council meeting electronically, such as Zoom,  
16 Facebook, Telephone, Facetime or other means, and are considered “present” for  
17 the meeting.

18 \* Councilman Remke asked for an update of the Sanitary Boards 7<sup>th</sup> Street & Ash  
19 Avenue project. Manager Healy said ground water is cause of problem and will be  
20 corrected before the paving is done.

21 \* Councilman Remke asked if the city was going to continue with free meter  
22 parking in the business district. Manager Healy said that issue will be discussed at  
23 the Traffic Sub Committee meeting.

24 \* Councilwoman S. Wood announced the next food distribution program will be  
25 September 24, 2020 from 11-1 at Four Seasons Pool parking lot. The Family  
26 Resource Network has again partnered with City of Moundsville and Mountaineer  
27 Food Banks.

28 \* Councilman Saunders commented on Mr. Boso’s complaint of illegal trailers and  
29 boats around town. He noted the Police Chief has been working on those issues.

30 \* Councilman Saunders asked for an update on the complaint from 415 Annadale  
31 Avenue. Manager Healy said the complainant will be attending the Sanitary Board  
32 meeting to plead his case to them.

33 \* Councilwoman Hunt requested an update on the sinking storm drain at 90  
34 Highland Avenue. Manager Healy said the Sanitary Board is addressing the  
35 problem by raising the catch basin, repack and refill around it.

36  
37 **NEW BUSINESS:**  
38

39 **Discussion and Approval of the Renewal Agreement between the City of**  
40 **Moundsville and the Moundsville Volunteer Fire Department. (Four Year**

1 **Contract)**

2 Council Saunders moved to approve the agreement between the City of  
3 Moundsville and the Moundsville Volunteer Fire Department, seconded by  
4 Councilwoman Hickman. Mayor D. Wood called for a voice vote. City Clerk  
5 Hewitt announced the following tally. 7 yeas. Motion carried unanimously.  
6

7 **Re-Appointment to the Moundsville Water Board.**

8 Councilman Remke moved to re-appoint Brad Varlas to the Moundsville Water  
9 Board, seconded by Councilman Saunders. Motion carried unanimously.  
10

11 **Appointment to the Moundsville Design Review Board.**

12 Councilwoman DeWitt moved to appoint Della Deskin to the Moundsville Design  
13 Review Board, seconded by Councilman Remke. Motion carried unanimously.  
14

15 **Receive and File the Annual Report for Police and Fire Department Pension  
16 Fund.**

17 Councilman Remke moved to receive and file the annual reports for the  
18 Moundsville Police and Fire Departments pension, seconded by Councilwoman  
19 DeWitt. Motion carried unanimously.  
20

21 **Other Items to be Discussed by Council.**

22 \* Councilwoman Hunt said she has had numerous complaints on the horrible  
23 condition of First Street. She asked Manager Healy to check with the Department  
24 of Highways to see if they will be repairing it this year. Manager Healy said the  
25 paving has been bumped back to 2021 but not sure that will work out.

26 \* Councilwoman Hunt announced Appalachian Outreach has moved to Hidden  
27 Treasures building in Wheeling next to the old Cooley Bentz building. They are  
28 continuing to take donations.

29 \* Councilman Saunders reported cable hanging at 1009 7<sup>th</sup> Street. Manager Healy  
30 will look into the request.

31 \* Councilman Saunders announced the Marshall County Health Department will  
32 sponsor another free Covid-19 testing on August 21 behind John Marshall High  
33 School starting at 11:00 a.m.

34 \* Councilwoman S. Wood announced the Arts & Culture Commission having  
35 cancelled Jefferson Friday Events for May, June, July and August but hope to  
36 sponsor a couple entertainment events. The Arts & Culture Facebook page will  
37 provide updated information.

38 \* Councilman Remke asked for more patrol on Eastern 12<sup>th</sup> Street, work traffic  
39 exiting the Fairgrounds is a hazard.

40 \* Councilman Remke moved to discuss at policy committee increasing Municipal

1 Court to four days per month instead of two, seconded by Councilwoman S. Wood.  
2 Attorney White feels this request is an administrative decision. Motion and second  
3 was rescinded by Councilman Remke and Councilwoman S. Wood.

4 \* Councilman Remke reported landlords working on houses after hours when the  
5 city building is closed. Attorney White said the complainant needs to report  
6 violation the next day to the City Manager.

7 \* Councilwoman DeWitt reported a telephone pole on Garfield Street at the north  
8 alley of Ruby Street with weeds covering the transformer.

9 \* Councilwoman DeWitt reminded everyone of the Back to School Fun Fair on  
10 Wednesday 9-12, this event is free and will be a drive thru due to Covid.

11 \* Councilwoman Hickman thanked the Parks & Recreation Department and the  
12 City Manager for working so hard on the new walking trail at East End. They did  
13 a very nice job.

#### 14 15 **MAYOR ITEMS:**

16 \* Mayor D. Wood asked Attorney White if the city needs an ordinance or policy  
17 for the electronic meetings? Attorney White replied we did not.

18 \* Mayor D. Wood asked Manager Healy if we received anything from the Cares  
19 Act for May & June? Manager Healy said we received a check for March & April  
20 in the \$250,000.00 range. We submitted May which has been approve in the  
21 \$140,000.00-\$150,000.00 range. June will be submitted next.

#### 22 23 **COMMITTEE REPORTS:**

24 The Finance Committee will meet on August 11, 2020 at 5:00 p.m. The Traffic  
25 Committee will follow the finance meeting and the Policy Committee will follow  
26 the traffic meeting.

#### 27 28 **COUNCIL ITEMS:**

29 \* **Remke** – Congratulations to Unified Bank on their ribbon cutting ceremony.

30 \* **Hunt** – Reiterated Councilwoman Hickman’s comments on the East End  
31 Walking Trail. It is beautiful and has received great comments.

32 \* **S. Wood** – Would like to recognize city employee Annie Cuskey for her  
33 assistance when some property of Ms. Wood was found.

34 \* **Hickman** – Nothing at this time.

35 \* **Saunders** - Asked if there was a need to schedule a Sanitation Sub Committee  
36 meeting? Manager Healy advised that Public Works Director Stocklask does not  
37 feel the need the schedule one at this time.

38 \* **DeWitt** – Announced several citizens have told her how pleased they are with all  
39 the work and upgrades being done in the city.

1 Councilwoman DeWitt moved to adjourn, seconded by Councilman Remke.  
2 Motion carried unanimously.

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4 Meeting adjourned at 8:29 p.m.

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8 Sondra J. Hewitt, City Clerk                      David Wood, Mayor

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