

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,  
NOVEMBER 15, 2011**

The Council of the City of Moundsville met in regular session in the Council Chambers on November 15, 2011 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by City Manager Allen Hendershot.

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

**MINUTES:**

**Regular Council Meeting of November 1, 2011.**

Councilperson DeWitt made a correction on page 1 lines 29 & 31, should read, "First Place, Robert Stewart & Third Place, Mike & Debbie Kyrcc".

Councilperson Wood made a motion to accept and approve the minutes of the regular council meeting of November 1, 2011, as amended, seconded by Councilperson Saunders. Motion carried unanimously.

**GENERAL PUBLIC HEARING:**

\* Lester Tasker, 1407 Tenth Street, asked for more patrol. He also asked Chief Mitchell to have an officer call him concerning his case. Chief Mitchell will pass on the request.

**OLD BUSINESS:**

\* Councilperson DeWitt asked Chief Mitchell if he had found any grants for tasers for the police officers. Chief Mitchell reported he has not found any grants available but is still looking.

\* Councilperson DeWitt asked if the city has addressed the FEMA violations at the Moundsville Volunteer Fire Department? Building Inspector Schneider said that Brad Varlas is obtaining prices for the vents and working with Chuck Garvick to have a field study done on the fill dirt. Mr. Schneider is hoping to have the violations corrected in the next two weeks.

\* Councilperson Saunders asked Street Commissioner Richmond if the creek behind Highland Avenue is able to be cleaned. Mating frogs prevented the Street Department from cleaning in

the spring. Street Commissioner Richmond reported the project was turned over to the Storm Water Management Board.

\* Councilperson Wood asked that council bring back to the floor prioritizing housing concerns in the city before the City Manager leaves. Manager Hendershot will place that on the Policy Committee agenda.

\* Councilperson Remke asked what he had found out from the engineers concerning the paving on Jefferson Avenue. Manager Hendershot reported a lot of discussion on what its going to take to fix the street. The Sanitary Board, engineers and city are working through the extenuating circumstances to insure that the paving job on Jefferson Avenue is corrected.

### **NEW BUSINESS:**

#### **Appointment to the Moundsville Building Commission.**

Manager Hendershot explained that Building Commission rules and regulations states that members can be no more than 2/3 of any political party. Presently the three members, 1 Republican and 2 Democrats make the 2/3 ratio. Appointing the new member, who is a democrat, to the commission would offset the 2/3 ratio.

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

\* Councilperson Saunders requested the street light at Fourth Street & Juniper Avenue be replaced with more watts. Also, the street light at Seventh Street & Juniper Avenue keeps going on & off. Manager Hendershot will have the wattage of the light checked and see why the light on Seventh Street keeps going on & off.

\* Councilperson Remke requested the streets & sidewalks be cleaned on Jefferson Avenue when the buses arrive on December 2, 2011. Street Commissioner Richmond has asked the merchants to sweep the leaves into the street so the leaf vac can pick them up.

\* Councilperson Remke announced the Beautification Committee has purchased 22 Christmas Wreath that will be decorated & lighted that will replace the flower baskets.

\* Councilperson Wood suggested addressing the issue of large trucks traveling down Hickory Avenue tearing down the phone lines & TV cable. Manager Hendershot advised that truck traffic was temporarily re-routed to Hickory Avenue from First Street.

\* Councilperson Saunders thanked Chief Mitchell for the Citizens Police Academy handout.

### **MANAGER ITEMS:**

#### **WVU - Northern West Virginia Brownfields Assistance Center.**

Manager Hendershot provided council with a letter from Carrie Staton, WV Redevelopment Collaborative Coordinator, with updates on all the activities related to or impacting the Fostoria Glass site.

### **Street Paving Update.**

Manager Hendershot reported to council the paving projects completed for 2011. Fifth Street from Grant Avenue to Parriott Avenue; Fifth Street from Parriott Avenue to Cedar Avenue; and Center Street from Poplar Avenue to Pine Avenue costing \$162,086.15. Paving projects remaining for Spring 2012 are Grant Avenue from Seventh Street to Eighth Street; Grant Avenue from Eighth Street to Ninth Street; and Simpson Avenue from Forest Street to Primrose Street estimated cost \$76,615.50.

### **City Building Renovations Update.**

Manager Hendershot reported the city is moving forward on the City Building renovations. Kalkreuth Roofing will begin the roof overlay on Friday, November 18 and return next week to seal the roofing. Yahn Electric will begin soon after the roof project is completed.

### **Update on Property Damaged by Hydraulic Oil from City Truck.**

Manager Hendershot advised that approximately 6 inches of top soil will have to be removed from the front yard and replace plants. Attorney White will be drafting an easement for the homeowner to sign to allow access to the property.

### **MAYOR ITEMS:**

\* Mayor Wallace reported the light outside the City Building that shines on the flag is out. Manager Hendershot will have bulb replaced.

\* Mayor Wallace announced that he received several resumes for city manager and asked council to provide him with names from those resumes they feel are good candidates for the position. Mayor Wallace will then compile the list of names from council, provide them with names of the top candidates. Mayor Wallace asked to have council's list by Friday, November 18.

\* Mayor Wallace scheduled a Special Council Meeting for November 29, 2011 at 5:00 p.m., to discuss the City Manager position.

\* Mayor Wallace wished everyone a Happy Thanksgiving.

### **COMMITTEE REPORTS:**

#### **Discussion of Recommendations by the Policy Committee.**

1. Discussion of Request to Place Bus Levy on the 2012 General Election. Committee recommends to forward to council for vote.

Councilperson Wood moved to place the bus levy on the 2012 General Election ballot, seconded by Councilperson Simms.

Mayor Wallace called for a voice vote. City Clerk announced the following tally. DeWitt, Mayor Wallace, Wood, and Simms voting yea. Saunders, Remke voting nay. 4 yeas, 2 nays. Motion carried.

2. Discussion of Building Permit Fee Penalties Ordinance 1709. Committees recommends the City Attorney to draft an ordinance.

Councilperson Wood made a motion to direct the City Attorney to draft an ordinance pertaining to building permit fees & penalties, seconded by Councilperson Simms.

Mayor Wallace called for a voice vote. City Clerk announced the following tally. Saunders, Remke, Mayor Wallace, Wood and Simms voting yea. DeWitt voting nay. 5 yeas, 1 nay. Motion carried.

3. Discussion of Amendment to the Police Civil Service Commission Rules & Regulations: Standardizing the Points System for Entrance Level Examinations. Committee recommends moving forward with approval by motion accepting the change to read: "All person(s) taking the entry level test will have five (5) points added to their raw score. These points will be in addition to and will not affect any Military, College or Police Academy points that are awarded."

Councilperson Saunders made a motion to amend the Police Civil Service Commission Rules & Regulations points system, seconded by Councilperson Remke. Motion carried unanimously.

#### **Discussion of Recommendations by the Finance Committee.**

1. Discussion of Employee Vision & Dental Insurance Coverage. Committee recommends renewing with Guardian to administer self-insured dental coverage. Vision will renew in July.

Councilperson Saunders made a motion to renew employee dental coverage with Guardian, seconded by Councilperson Wood. Motion carried unanimously.

2. Discussion of Additional Funding for Clothing Allowance (This is a budgeted item). Committee recommends authorize & provide same as in the past.

Councilperson Saunders made a motion to authorize additional clothing allowance, seconded by Councilperson Simms. Motion carried unanimously.

3. Discussion of Christmas House Decorating Contest. Committee recommends to proceed with advertising. Judging will be December 9 with presentation of awards on December 20.

4. Discussion of Emergency Purchase of Bucket Truck for Street Department. Committee recommends to proceed with purchase using air sweeper as trade in.

Attorney White presented council with a resolution for the emergency purchase of a bucket truck for the street department.

Councilperson Saunders moved to approve the resolution for the purchase of bucket truck for Street Department, seconded by Councilperson Simms. Motion carried unanimously.

5. Discussion of Fire Department Vehicle Purchases. Committee recommends to authorize the Fire Chief to prepare specifications for bid advertisement. Manager Hendershot reported the vehicles have been advertised.

#### **Discussion of Recommendations by the Traffic Committee.**

1. Discussion of Free Parking for Holidays. Committee recommends free parking from November 28 through December 31 in the uptown business district only.

Councilperson Simms made a motion to authorize free parking during holidays in the uptown business district only, seconded by Councilperson Saunders. Motion carried unanimously.

2. Discussion of Request for Abandonment of Portion of Alley Extending from Lafayette Avenue West to Alley Extending North & South Between 12<sup>th</sup> & 13<sup>th</sup> Streets. Committee recommends to direct the City Attorney to draft an ordinance for the abandonment.

Councilperson Simms made a motion to direct the City Attorney to draft an ordinance abandoning the alley on Lafayette Avenue, seconded by Councilperson Remke. Motion carried unanimously.

3. Discussion of Yellow Line Located at Second Street & Tomlinson Avenue (702 Second Street). Committee recommends to bring before council. Council agreed to move yellow lines back to standard length.

#### **COUNCIL ITEMS:**

\* **Wood** - Asked council to consider revisiting & setting goals.

\* Suggested that council draft an evaluation system for future evaluations of the City Manager.

\* Commented on the misleading article in the State Journal on the Fostoria Site.

\* Provided council members with information on the training session he attended in Morgantown.

\* **Remke** - Invited everyone to the Nat & Natalie Cole concert at the Strand Theater December 2, 2011.

\* Invited council to meetings concerning the Freedom Wall they will be having.

\* Asked council to consider approving funds for Economic Development in 2012-2013 General Fund Budget.

\* **Saunders** - Moundsville Christmas Parade will be on Saturday, November 19, 2011 at 2:00 p.m., Council members will be riding in the parade.

\* Announced that a safety class is scheduled Wednesday, November 16, 2011 at 6:00 p.m., at the Moundsville Volunteer Fire Department.

\* **Simms** - Wished everyone a Happy Thanksgiving.

\* Manager Hendershot suggested that council put together some goals for the city manager interview process.

\* Manager Hendershot congratulated Senator Jeff Kessler on his appointment as the Senate President.

\* **DeWitt** - Wished to thank the employees in the front office who are not recognized enough for the work they do.

\* Wished everyone a Happy Thanksgiving.

Councilperson DeWitt made a motion to adjourn, seconded by Councilperson Saunders. Motion carried unanimously.

Meeting adjourned at 7:55 p.m.

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Sondra J. Hewitt, City Clerk

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Dennis Wallace, Mayor