

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
MAY 4, 2010**

The Council of the City of Moundsville met in regular session in the Council Chambers on May 4, 2010 at 7:00 p.m.

Meeting was called to order by Mayor David Wood.

Invocation by Councilperson Mark Simms.

City Clerk Hewitt called the roll and the following councilpersons were in attendance: DeWitt, Haynes, Saunders, Simms, Wallace, Mayor Wood and Young. Also present: City Manager Hendershot, Police Sgt. Smith, Street Foreman Stocklask, Building Inspector Wise, CPA Kathryn Goddard, Attorney Thomas White and City Clerk Hewitt. Absent: Police Chief Kudlak, Fire Chief Clarke and Street Commissioner Richmond.

MINUTES:

Regular Council Meeting of April 20, 2010.

Councilperson Haynes made a motion to accept and approve the minutes of the regular council meeting of April 20, 2010, seconded by Councilperson Saunders. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* George Kachalo, 31 Fostoria Avenue, spoke to council about his survey stakes being removed from his property. And asked why the city let this happen?

OLD BUSINESS:

Other Items to be Discussed by Council.

* Councilperson Saunders requested that council look at placing a 4 way stop at 5th Street & Jefferson Avenue instead of a 2 way stop. He has had several complaints on this intersection.

Councilperson Saunders asked for this discussion to be held at the Traffic Committee.

* Councilperson DeWitt asked Attorney White if he had answers to the questions that Fire Chief Clarke asked of him concerning the ambulance service? Attorney White advised that he did have the answers to all the questions but one. He will need to speak to Chief Clarke on that matter.

* Mayor Wood asked for an update on the police and fire pension conversion. Manager Hendershot reported the official transfer date is May 1, 2010. The actuaries have learned

through the state that if you convert any time during a fiscal year, you convert back to the first day of the fiscal year. According to the actuaries, we will be able to go back to July 1, 2009 and start making payments for this fiscal year under the new program, which would mean major savings. This does not effect new hires under the pension. The pension payments will be calculated based on that pension being closed and the forty year actuarial date from 2010 which makes it 2050, so it should significantly reduce the amount of pension payments we have to make this fiscal year.

NEW BUSINESS:

Discussion and Approval of Accepting Thrasher Engineering Recommendation for Brownfields Abatement Grant.

Thrasher Engineering submitted a recommendation award of the Asbestos Abatement Project to RAZE International (low bidder) in the amount of the total base bid \$107,150.00.

Councilperson Saunders made a motion to approve the recommendation by Thrasher Engineering for RAZE International, seconded by Councilperson Simms.

Mayor Wood called for a voice vote. City Clerk announced the following tally. Mayor Wood, Young, Wallace, Simms, Saunders, Haynes and DeWitt. 7 yeas. Motion carried unanimously.

Discussion and Approval of a Request by the Marshall County Fair Board to Exempt Vendors from City Business License.

Councilperson Simms made a motion to exempt vendors for the Marshall County Fair from City Business License, seconded by Councilperson Haynes. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson DeWitt has been receiving complaints about the charges that Comcast imposes on customers several times a year. She requested that council look at other options in phone, cable and internet service. Attorney White reported the franchise contract expires in 2012 and if Moundsville could get some interest in competition, but seems no other company is interested.

* Councilperson Haynes asked how a resident would get a neighbors grass cut that has since passed away? Manager Hendershot reported that the police department will identify the owners or heirs to notify them. If the city should have to cut the grass, the owner/heirs will be billed.

MANAGER ITEMS:

Energy Efficiency Grant.

Manager Hendershot reported moving forward with submitting for an Energy Efficiency Grant

that being administered by Belomar which has to be submitted by the end of June. The manager has already submitted a SHIPO (State Historic Preservation Office) waiver on the City Building. Hopefully, new windows will be obtained from this grant. And possibly air conditioning and new energy efficient lighting.

Employee 401 K.

Manager Hendershot announced that local resident Kris Karpinski, Financial Agent for Edward Jones, would like to speak with council concerning the employee 401K. The city is currently under Prudential who has let the pension fall out of compliance once, which had cost attorney fees and penalties to get back into compliance. Council agreed to meet with Mr. Karpinski at the Finance Meeting on Wednesday.

Knights of Pythius Building.

Manager Hendershot was contacted by a member of the Knights of Pythius who are interested in selling the building or possibly donating the building to the city. If the city would be interested, the Knights of Pythius is asking to remain on the third floor of the building. Manager Hendershot said he thought this would be a good building for the police department. The members are willing to set up a tour date for council.

Website Advertising.

Manager Hendershot announced that CGI was in Moundsville taking shots and filming numerous businesses for the website which is to be in operation in about 6-8 weeks.

Riverfront Campground.

Manager Hendershot requested the Riverfront Campground project be placed on the Finance Committee agenda. There is some information and some changes in the project to be explained to council.

MAYOR ITEMS:

* Mayor Wood requested the Housing Ordinance be placed on the Policy Committee agenda.

* Mayor Wood commended the Parks & Recreation Board for the article in the newspaper concerning increases at Four Seasons Pool.

* Mayor Wood reminded council of the Mock Riot at the former prison this week end.

* Mayor Wood requested a plaque for retiring Water Superintendent Jim Woods for 40 years of service.

* Mayor Wood commended the recently graduated Police Officers from the academy. The Mayor was impressed by the ceremony. He asked for those officers attend the council meeting to be recognized.

* Mayor Wood asked for an update on the request for a “Slow Children Play” sign at or near the intersection of 5th Street & Grant Avenue. Sgt. Smith reported officers had various hours on afternoon and early evening shifts studying the intersection. No citations were given and 25 mph signs were installed in the area.

COMMITTEE REPORTS:

Discussion and Approval of Recommendations by the Finance Committee.

Vice Mayor Wallace scheduled a finance meeting on Wednesday, May 12, 2010 at 4:30 p.m.

Discussion and Approval of Recommendations by the Traffic Committee.

Councilperson Simms scheduled a traffic meeting after the finance meeting.

Discussion and Approval of Recommendations by the Policy Committee.

Mayor Wood scheduled a policy meeting after the traffic meeting.

COUNCIL ITEMS:

* **Young** - Asked Manager Hendershot if anyone looked at Lockwood Avenue. Manager Hendershot reported that he and Street Commissioner Richmond did.

* Reported an old willow tree hanging in street on Poplar Avenue by old Cheslick’s Store.

* Reported high grass at 1714 Third Street.

* **DeWitt** - Reported pot holes in the 1400 block of Ninth Street.

* Received complaint of parking during the Mock Riot.

* **Wallace** - Nothing at this time.

* **Saunders** - Asked that council review the “Housing” ordinance in the city code.

* Reported houses at 905 Fifth Street & 907 Fifth Street grass & trees need cut. At 907 house needs repaired. Owner is Judy West.

* Asked for a follow up on the cost of police reports and fee schedule. Attorney White stated

that Chief Kudlak will meeting with him on the matter.

* **Haynes** - Asked for the Building Inspector to check the garage at Park Street & Linden Avenue, roof falling in.

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

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

Meeting adjourned at 7:57 p.m.

Sondra J. Hewitt, City Clerk

David Wood, Mayor