

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF**
2 **MOUNDSVILLE, JANUARY 21, 2020**

3
4 The Council of the City of Moundsville met in Regular Session in the Council
5 Chambers on January 21, 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, Hunt, Remke, Saunders, S. Wood and Mayor David Wood.
13 Also present were City Manager Healy, Police Chief Mitchell, Asst. Fire Chief
14 Kimple, Public Works Director Stocklask, Building Inspector Richmond, Parks &
15 Recreation Director White, CPA Goddard, Attorney White and City Clerk Hewitt.

16
17 **MINUTES:**

18
19 **Regular Council Meeting of January 7, 2020.**

20
21 Councilperson S. Wood moved to accept and approve the minutes of the regular
22 council meeting of January 7, 2020, seconded by Councilperson DeWitt. Motion
23 carried unanimously.

24
25 **GENERAL PUBLIC HEARING:**

26
27 * Rick Wright, 1203 Third Street, opposed the request by the First Christian
28 Church to permit church parking only on Third Street in front of the church west to
29 Grant Avenue on Sunday's from 8:00 a.m. to 12:00 p.m. Mr. Wright said there is
30 not enough parking for residents as it is. He also said the church has a large
31 parking lot and uses the Post Office lot as well.

32
33 **MANAGER'S REPORT:**

- 34
35 1. Update on the 7th Street/Lockwood Avenue Project. The contractors have
36 completed the project, and all streets should be open to all traffic.
37 2. We received the 4th quarter Municipal Sales & Use Tax payment for the 4th
38 quarter of 2019. The amount is \$467,766.76, which is \$32,105.76 less than 4th
39 quarter of 2018. That brings our calendar year 2019 total to \$1,931,148.83, which
40 is an increase of \$53,682.40 (or just under 3%) over calendar year 2018.

1 3. The Municipal League Mid-Winter Conference is scheduled for January 26 and
2 January 27, 2020. City Clerk Hewitt has made reservations for Council. Please
3 advise her as soon as possible as to whether you will be attending.

4 4. Due to the Municipal League and a potential special Council Session to
5 interview Council candidates, I am moving the Manager’s Workshop to Tuesday,
6 February 18, at 5:00. We will spend one hour on each item.

7 5. I spoke with the traffic engineer affiliated with the Route 2 project in regards to
8 the “No Left Turn” in the southbound lane at Monarch Stadium. He was not in
9 favor of this, but to no avail. I will be meeting with Dr. Haynes of the Marshall
10 County School Board to discuss this and prepare a letter to be sent to the state.

11 6. The pool roofing and lintel project has been completed. I requested additional
12 funds from the Land and Water Fund to add to our remaining funds to completely
13 renovate both bathrooms to full ADA standards.

14 7. The Marshall County Commission is sponsoring a First Responder’s Night at
15 the Wheeling Nailers game on February 15, 2020. Game starts at 7:05 PM. All
16 First Responders and their families will be admitted free of charge. Thank you to
17 the Commissioner’s for this event.

18 8. Business After Hours sponsored by the City of Moundsville is next Thursday,
19 January 23. Please plan to attend and make reservations with Marilyn.

20 9. Council Chambers will be getting freshened up over the next couple weeks,
21 with newly painted walls, doors, and trim. The work is being done in-house by the
22 Street Department crew, and will be completed prior to our first February meeting.
23 Until that time, please excuse any mess.

24 10. At this time, I’d like to debut our new city website. TSG has done a fabulous
25 job designing the site, and myself and City Clerk Hewitt have spent a considerable
26 number of hours filling in all of the blanks. Barring problems, the website will go
27 live to the public on Friday of this week, with full roll-out mid next week.

28
29 **OLD BUSINESS:**

30
31 **Discussion and Approval of an Ordinance for Towing Business as Conditional**
32 **Uses in a C-1 Corridor Commercial Zone. (Second Reading)**

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

36
37 **AN ORDINANCE OF THE CITY OF MOUNDSVILLE AMENDING THE**
38 **ZONING CODE TO PROVIDE FOR TOWING BUSINESSES AS**
39 **CONDITIONAL USES IN A C-1 CORRIDOR COMMERCIAL ZONE, AND**
40 **PROVIDING FOR DEFINITIONS AND REGULATIONS RELATING**

1 **THERE TO. (SECOND READING)**

2
3 Councilperson Remke moved to approve the above ordinance, seconded by
4 Councilperson Saunders.

5
6 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the
7 following tally. 6 yeas. Motion carried unanimously.

8
9 **Discussion and Approval of an Ordinance Pertaining to the Limit on**
10 **Collection of Bulk Items in the City of Moundsville. (Second Reading)**

11
12 Attorney White read the following ordinance by title only to be passed by council
13 on second and final reading:

14
15 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE,**
16 **WEST VIRGINIA, AMENDING SECTION 953.10 OF THE CITY CODE**
17 **TO PROVIDE FOR A LIMIT ON COLLECTION OF BULK ITEMS AND**
18 **FEES FOR THE SAME. (SECOND READING)**

19
20 Councilperson Saunders moved to approve the above ordinance, seconded by
21 Councilperson Remke.

22
23 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the
24 following tally. 6 yeas. Motion carried unanimously.

25
26 **Discussion and Approval of an Ordinance to Abandon an Alley. (Second**
27 **Reading)**

28
29 Attorney White read the following ordinance by title only to be passed by council
30 on second and final reading:

31
32 **AN ORDINANCE VACATING, ABANDONING AND ANNULING A**
33 **PORTION OF AN ALLEY INTERSECTING THE EAST SIDE OF PURDY**
34 **AVENUE BETWEEN TWELFTH AND THIRTEENTH STREETS IN THE**
35 **CITY OF MOUNDSVILLE. (SECOND READING)**

36
37 Councilperson Remke moved to approve the above ordinance, seconded by
38 Councilperson Saunders.

39
40 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the

1 following tally. 6 yeas. Motion carried unanimously.

2
3 **Discussion and Approval of an Ordinance Pertaining to Video Lottery in the**
4 **City of Moundsville. (Second Reading)**

5
6 Attorney White read the following ordinance by title only to be passed by council
7 on second and final reading:

8
9 **AN ORDINANCE OF THE CITY OF MOUNDSVILLE TO AMEND THE**
10 **ZONING CODE TO PROVIDE THAT VIDEO LOTTERY**
11 **ESTABLISHMENTS BE CONDITIONAL USES RATHER THAN USES**
12 **PERMITTED BY RIGHT IN A C-1 CORRIDOR COMMERCIAL ZONE.**
13 **(SECOND READING)**

14
15 Councilperson Remke moved to approve the above ordinance, seconded by
16 Councilperson Saunders.

17
18 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the
19 following tally. 6 yeas. Motion carried unanimously.

20
21 **Discussion and Approval of Contract with Gold, Kourey & Turak and**
22 **Fitzsimmons Law Firms to join opioid litigation suit.**

23
24 Councilperson DeWitt moved to authorized the City Manager to sign the contract
25 with both law firms, seconded by Councilperson Remke. Motion carried
26 unanimously.

27
28 **Discussion and Approval of Engagement Letter with Crews & Associates to**
29 **provide bond underwriting and/or placement services for new city building.**

30
31 Councilperson Hunt moved to authorize the city manager to sign the Engagement
32 Letter with Crews & Associates, seconded by Councilperson S. Wood. Motion
33 carried unanimously.

34
35 **Discussion and Approval of Designating Third Street in front of the First**
36 **Christian Church to Grant Avenue as “Church Parking Only” on Sundays**
37 **from 8:00 AM to 12:00 PM.**

38
39 Councilperson Remke moved to approve the “Church Parking Only” sign,
40 seconded by Councilperson DeWitt for discussion.

1 Mayor D. Wood called for a voice vote. City Clerk Hewitt announced the
2 following tally. 6 nays. Motion failed.

3
4 **Other Items to be Discussed by Council.**

5
6 * Councilperson Remke if the “hump” in the Eighth Street & Henrietta Avenue
7 intersection was going to be fixed? Manager Healy said he can add that into the
8 next paving project for 2020.

9 * Councilperson Remke asked when the speed hump was going to be installed on
10 Thompson Street between 12th & 13th Streets? Manager Healy said spring.

11 * Councilperson Remke asked if Manager Healy was going to ask Erb Electric to
12 repair the broken light pole globes on Jefferson Avenue. Manager Healy will
13 contact Erb Electric.

14 * Councilperson Remke asked where the \$3,000 donation from Wesbanco was
15 going to be used? Manager Healy said it will be used to build a walking trail from
16 Fourth Street to the playground.

17 * Councilperson Remke asked if the city received the \$10,000 match from the
18 Boys Baseball Association? Manager Healy reported we have and the money was
19 used for the purchase of playground equipment at Valley Fork Park.

20 * Councilperson DeWitt reported pot holes need repaired at the city’s RV Park.

21 * Councilperson Saunders reported a dog complaint from Poplar Avenue.
22 Neighbors need to call the police when dog is barking.

23 * Councilperson Hunt asked what the actual amount was remaining from the Four
24 Seasons Pool roof project? Approximately \$53,000.

25 * Councilperson Hunt announced Appalachian Outreach is holding their annual
26 fundraiser on April 18, 2020 at the Training Center if councilmembers wish to
27 volunteer.

28 * Councilperson S. Wood requested a breakdown of expenses for each event the
29 Moundsville Arts & Culture sponsor.

30 * Councilperson S. Wood reminded council members to bring their Façade
31 program packets provided by Carole Wood of the Historic Landmark Commission
32 to the Manager’s Workshop on Tuesday, February 18, 2020 at 5:00 pm.

33 * Councilperson S. Wood asked for an update on the Recycling Program and Baler
34 the city received. The city received the baler but the recycle committee has not
35 met yet to discuss their plan.

36
37 **NEW BUSINESS:**

38
39 **Other Items to be Discussed by Council.**

- 1 * Councilperson S. Wood asked when the 2020 Paving List will be finalized?
2 Manager Healy said the list has been compiled and hopefully next week he and the
3 Public Works Director can meet to choose streets.
- 4 * Councilperson S. Wood said the Arts & Culture meeting has been rescheduled to
5 Monday, January 27, 2020 at 6:30 pm in the Moundsville Council Chambers.
- 6 * Councilperson S. Wood requested minutes from MEDC and the Moundsville
7 Library Board.
- 8 * Councilperson S. Wood asked Manager Healy to remove council members
9 addresses from the city's website.
- 10 * Councilperson Hunt asked Manager Healy to provide name tags for council
11 members who participate in the March 2020 Health & Business Expo.
- 12 * Councilperson Hunt suggested, concerning employee recognition, that
13 employees tell council how they wish to be recognized. Manager Healy will
14 design a survey form.
- 15 * Councilperson Hunt asked if Manager Healy received any response from the
16 churches located on the Welcome to Moundsville sign on Rt. 250. Manager Healy
17 said he was waiting on spring to re-design the sign.
- 18 * Councilperson Saunders said the Parks & Recreation Advisory Board has been
19 discussing a background check process for all coaches whose teams will be using
20 the Moundsville Baseball fields.
- 21 * Councilperson Remke asked for location of churches be added to the website.
- 22 * Councilperson Remke asked if the Marshall County Commission has provided
23 the city with funding for fairs & festivals? Manager Healy said he has not heard
24 back from them at this time.
- 25 * Councilperson Remke moved to have an executive session for personnel and real
26 estate, seconded by Councilperson DeWitt. Motion carried unanimously.
- 27 * Councilperson Remke asked for quarterly funding reports of how the Municipal
28 Sales Tax is allocated.
- 29 * Councilperson Remke commended the department heads for the reports but
30 would like to see a more detailed report from the Police Department.
- 31 * Councilperson Remke moved to discuss at policy committee meeting zoning
32 regulations/restrictions for marijuana dispensaries, seconded by Councilperson
33 DeWitt. 4 yeas, 2 nays. Saunders & S. Wood voting nay. Motion carried.
- 34
- 35 **MAYOR ITEMS:**
- 36
- 37 * Mayor D. Wood commended the Department Heads for their reports.
- 38 * Mayor D. Wood announced 10 applications were received for the At Large
39 vacant council seat.
- 40 * Mayor D. Wood asked if the water drainage problem has been resolved on

1 Second Street that Mr. Kidd spoke to council on? Manager Healy said he spoke
2 with City Engineer Jack Tush and Sanitary Board Superintendent Larry Bonar who
3 said they will install an additional catch basin, grind the area along curb so water
4 can flow to the drain better. They have also discussed changing the bid package to
5 include replacing curbs where needed.

6 * Mayor D. Wood asked if Manager Healy had any idea how much of an increase
7 the employee's insurance will be? Manager Healy said the budget always includes
8 a 20% increase even though it is not usually that high.

9 * Mayor D. Wood received complaints of spot lights shining into residences.

10
11 **COMMITTEE REPORTS:**

12
13 * **Hunt** – Nothing at this time.

14 * **S. Wood** – Applauded City Manager Healy & City Clerk Hewitt on the new City
15 of Moundsville website. She is excited to join.

16 * **Remke** – Is excited to announce he is working on a Soap Box Derby for Special
17 Needs Children for June 13.

18 * **DeWitt** – Happy the new website is user friendly.

19 * **Saunders** – Asked if problem of residents parking on the sidewalk and curbs
20 have been addressed. Manager Healy feels it has.

21
22 Councilperson DeWitt moved to recess for 5 minutes before executive session for
23 personnel & real estate matters, seconded by Councilperson Remke.

24
25 Meeting recessed at 8:45 p.m.

26 Meeting reconvened at 8:54 p.m.

27 Executive session began at 8:54 p.m.

28 Executive session recessed at 9:47 p.m.

29 Regular session reconvened at 9:47 p.m.

30
31 Councilperson Hunt moved to adjourn, seconded by Councilperson S. Wood.
32 Motion carried unanimously.

33
34 Meeting adjourned at 9:48 p.m.

35
36
37 _____
38 Sondra J. Hewitt, City Clerk

David Wood, Mayor