

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
JANUARY 18, 2011**

The Council of the City of Moundsville met in regular session in the Council Chambers on January 18, 2011 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by City Manager Allen Hendershot.

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

MINUTES:

Regular Council Meeting of January 6, 2011.

Councilperson DeWitt made a correction on page 1, line 43 should be, "Mayor Wallace instead of Mayor Wood." Councilperson DeWitt made a motion to accept and approve the minutes of the regular council meeting of January 6, 2011, as amended, seconded by Councilperson Saunders. Motion carried unanimously.

OLD BUSINESS:

Discussion and Approval of the Recommendation by the Planning Commission for a Zone Change at 1006 Thompson Avenue. (Second Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, PROVIDING TO CHANGE A CERTAIN DESIGNATED AREA ON THOMPSON AVENUE IN THE CITY OF MOUNDSVILLE FROM A MULTI-FAMILY RESIDENTIAL ZONE TO A COMBINED CENTRAL BUSINESS AND HIGHWAY COMMERCIAL AND INTEGRATED COMMERCIAL CENTERS ZONE. (SECOND READING)

Councilperson Wood made a motion to accept and approve the zone change ordinance for 1006 Thompson Avenue, seconded by Councilperson Saunders.

Mayor Wallace called for a voice vote. City Clerk announced the following tally. Mayor

Wallace, Wood, Saunders, Haynes and DeWitt voting yea. Remke abstaining. 5 yeas, 1 abstain. Motion carried.

Other Items to be Discussed by Council.

* Concerning E-Waste, Councilperson DeWitt reported that Goodwill is accepting computers, computer equipment, vehicle batteries, plastics etc and will pick up these items when they are called.

Manager Hendershot reported that he was considering filing a grant application to allow the city to building a storage facility to hold items until the Solid Waste Authority sponsors their drop off program.

* Councilperson Saunders commented on the request made by Councilperson DeWitt several months ago asking for a street light in an area of Fourth Street. Councilperson Saunders feels that house break in may not occurred if there were a street light install in that area. Mayor Wallace reminded council the reason a light was not installed was because the pole was a private pole.

* Councilperson Remke reported street lights out on Jefferson Avenue, one by Lisa's Peso and another at Third Street & Jefferson Avenue.

* Concerning the letter from DOH, Councilperson DeWitt asked about the sight distance that is being blocked for 4x8 sheets of plywood to close off the sidewalk on the Fostoria property. Manager Hendershot said it was discussed to allow businesses and community organizations to place logo's along the fence line on Fostoria Avenue.

* Councilperson Saunders asked for an ordinance pertaining to graffiti on buildings in Moundsville. Manager Hendershot reported City Attorney White has an ordinance drafted ready to present to the Policy Committee.

* Mayor Wallace presented Police Chief Kudlak with a Leadership Award by AAA for Community Traffic Safety.

NEW BUSINESS:

Discussion and Approval of a Resolution Authorizing the Execution of a Certain Application for a Grant Through the Community Participation Program for Parks & Recreation Light Pole Replacements in the Amount of \$12,000.

Councilperson Saunders moved to authorize execution of the application for a grant through the Community Participation Program to replace light poles at the Four Seasons Playground & Parking lot area in the amount of \$12,000, seconded by Councilperson Wood. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson Remke invited council members to a session promoting tourism Wednesday, January 19, 2011, 6:00 p.m., at the Chamber of Commerce.

* Councilperson Remke has spoken to the owner of 242 Jefferson Avenue trying to have the building cleaned up. Building Inspector Mercer has been in contact with the owner who lives in Marietta, OH. At this time, the awning is ready to fall onto the sidewalk, Councilperson Remke asked if it was appropriate to have city employees tear the awning off the building before it falls. Mayor Wallace feels that removing the awning will be a liability to the city.

* Councilperson Remke reported the concrete needs repaired on Jefferson Avenue between the sidewalk and parkway. Street Commissioner Richmond placed cones in the area of water meters, this matter has been referred to the Water Department.

* Concerning Councilperson Remke's appointment to the Revitalization Committee by Mayor Wallace, Councilperson Remke has named the subcommittee the Moundsville Revitalization Development Council (MRDC) and has established a 5 member committee which include himself, Randy Chamberlain, Tom Carpenter, Eric Gordon and Leanne Scherich. Mayor Wallace explained that the sub committee will bring all of their requests before council.

Councilperson Wood asked Councilperson Remke what this sub committee will do. Councilperson Remke reported the committee will be looking at housing, economic development, looking at Jefferson Avenue as Moundsville's Historic Business District, etc.

* Councilperson Remke asked what the garages behind the prison are being used for? Manager Hendershot reported the garages being used by Recreation & Street Department for storage.

MANAGER ITEMS:

Response Letter from DOH.

Manager Hendershot provided council with a response letter from DOH concerning a right turn lane for northbound traffic at Fifth Street & Lafayette Avenue and a left turn lane on First Street north onto Grant Avenue. DOH will not be able to accommodate either request due to expense, geometry and location of curbs, width of street and alignment of curbs.

WV Municipal League Winter Conference.

Manager Hendershot reminded council of the WV Municipal League Winter Conference is scheduled to January 22 through January 25, 2011. Anyone having questions or request for the legislatures can submit them to the City Manager.

COMMITTEE REPORTS:

Discussion and Approval of Recommendations by the Finance Committee.

1. Discussion of CDBG Housing Grant. Committee recommends to refer council for approval to change scope of grant.
2. Discussion of Acquiring the Knights of Pythian Building. Committee recommends to table this until a later date.

COUNCIL ITEMS:

- * **Haynes** - Reported stored vehicles at 89 Highland Avenue, no inspections or license plates.
- * Reported a parking sign at First Street & Fostoria Avenue is knocked down laying on the sidewalk.
- * **Wood** - Asked for an update on Fostoria. Manager Hendershot reported paper work was signed earlier Tuesday to submit the Voluntary Remediation Plan Application (VRP) for the Certificate of Completion (COC) with the city paying the application fee of \$5,000. The city will then receive protections of the Voluntary Remediation Plan.
- * Asked for an update of the property at 102 Jefferson Avenue. Manager Hendershot reported that Attorney White reviewed the deed the owner provided to the city and was not satisfied as the deed was not legal. Until the owner of the property signs a deed drafted by Attorney White the property is in limbo.
- * Asked for an update on a Hickory Avenue property that has over grown trees & shrubs. Manager Hendershot reported that Fire Chief Clarke has sent notices on the property.
- * Asked for an update on the weight scales and if the process has been implemented. Chief Kudlak reported all officers are certified and Lt. DeWitt is monitoring truck traffic.
- * Reported hearing some unkind discussions and changes on Park & Recreation Administration. Councilperson Wood wants all applicants to have the opportunity to participate in the interview process. Councilperson Saunders said that he was addressing the unkind behavior.
- * **Remke** - Requested to obtain quotes on the cost of architects reviewing the measurements and construction of the Elks building. Council suggested this request be added to the Finance Committee agenda.
- * **Saunders** - Assured Councilperson Wood the unkind behavior will be addressed.
- * Asked for an update on Sanford Center. Manager Hendershot reported being in contact with Congressman McKinley's Office and Senator Mollahan's Office concerning a grant request of

\$100,000 to fund an after school program. In December legislation tried to pass a bill that would have included all the earmarks previously provided, but lack of votes prevented the passage. Both offices will pursue the funds for Sanford Center. The Center is moving forward with rentals.

* Asked Chief Kudlak if the department has promoted ranks yet? Chief Kudlak advised they have not.

* **DeWitt** - Asked Manager Hendershot what the Marshall County Chamber of Commerce want from the city in the letter they submitted. Manager Hendershot said the Chamber is seeking support from the city to pursue a hotel/motel.

* Asked if the dispatcher position has been advertised? Chief Kudlak advised the position of full time and part time has been advertised.

Mayor Wallace made a motion to adjourn, seconded by Councilperson Remke. Motion carried unanimously.

Meeting adjourned at 7:59 p.m.

Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor