

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE**
2 **MAY 20, 2014**

3
4 The Council of the City of Moundsville met in regular session in the Council Chambers
5 on May 20, 2014 at 7:00 PM.

6
7 Meeting was called to order by Mayor Eugene Saunders.
8 Invocation was given by Councilman K Mark Simms.

9
10 Acting City Clerk Ankrom called roll and the following Councilpersons were in
11 attendance: DeWitt, David Haynes, Paul Haynes, Remke, Simms, Wood, and Saunders.
12 Also present were Acting City Manager Hewitt, Police Chief Mitchell, Fire Chief Clarke,
13 Public Works Foreman Stocklask, Attorney White, CPA Goddard, and Acting Clerk
14 Ankrom. Absent was City Manager Hess (sick), Public Works Director Richmond, and
15 Inspector Schneider.

16
17 **MINUTES:**
18 **Regular Council Meeting of May 6, 2014**

19 Councilman Paul Haynes made a motion to accept the May 6, 2014 Regular meeting
20 minutes as presented, which Councilwoman DeWitt seconded, and the motion carried
21 unanimously.

22
23 **GENERAL PUBLIC HEARING:**

24 * Ben Schillaci of 718 2nd Street complained about a neighbor obstructing traffic from
25 traveling a public roadway. Curbs have been painted yellow to keep cars from parking
26 near Mr. Rickrode's house, & a "No Thru Traffic" sign has been placed to keep vehicles
27 from driving through the alleyway. Acting Manager Hewitt had deed research done, and
28 the road is a through alley and not a private road.

29
30 * B J Schillaci of 713 2nd Street provided pictures of the before-mentioned signage and
31 yellow curbs. He also disagrees with the particular resident being allowed to prevent
32 traffic from using the alley.

33
34 * H Carl Boso Jr of 305 10th Street asked Attorney White if he had researched laws
35 regarding buried shingles. Attorney White confirmed that burying "inert" material, on
36 your own property, is allowed as long as it contains no harmful chemicals. There are no
37 City ordinances pertaining to burying material on personal property. Attorney White gave
38 Mr. Boso contact information for the Department of Environmental Protection and Bureau
39 of Health. Mr. Boso also wanted to know why he received a 30-day notice from the
40 Building Inspector regarding 203 Parriott Avenue, which he recently purchased. Mr. Boso
41 believes there are other properties in worse condition, and he wants to make sure they are
42 addressed as well. Building Inspector Richmond maintains a list of properties that need

1 looked at, and Mr. Boso is free to review that list. Mr. Boso also discovered three vehicles
2 around his business were stickered by the Police Department. Chief Mitchell commented
3 he noticed the vehicles, which did not appear to have the proper registration.

4
5 **OLD BUSINESS:**

6 **Other Items to be Discussed by Council**

7 * Councilwoman DeWitt asked about the Jefferson Avenue Extension, which has
8 remained milled and unpaved for longer than it should have been.

9
10 * Councilman Paul Haynes asked when the lights at Park View Playground will be turned
11 on; Mayor Saunders will find out.

12
13 * Councilman David Haynes wanted to discuss the Sanitation Department wages, but will
14 wait until Director Richmond is in attendance.

15
16 * Vice Mayor Wood would like to have an update on Council's goals at the next meeting.

17
18 * Councilman Remke asked for a letter from Council be sent to Mr. Wallace at the
19 Department of Highways, approving the kiosks for Jefferson Avenue.

20
21 * Councilman Remke broached discussion about problems on Jefferson Avenue. He is
22 concerned about the legality of the bond for the repaving, since Rover Construction has
23 merged with another entity. Acting Manager Hewitt read an email from Josh Norris
24 opining on the void at Theresa's Fabrics and the lack of compaction under the pavement.
25 There was also a water line break near the Moose Lodge. Concern was expressed about
26 the lack of inspection during the sewer line project and the ongoing gas company work.
27 Councilman Simms noted there have been void problems under Jefferson Avenue since
28 the StreetScape project that took place many years ago.

29
30 * Councilman Remke also noted the poor paving work on Parriott Avenue, between
31 Agnew and 12th Streets.

32
33 **NEW BUSINESS:**

34 **Discussion and Approval of a Resolution Authorizing the City Manager to Enter into**
35 **an Agreement with The Health Plan Insurance Company for Renewal of Employee**
36 **Health Insurance**

37 Vice Mayor Wood made s motion to approve the resolution authorizing the City Manager
38 to enter into an agreement with The Health Plan for employee health insurance coverage
39 for Fiscal Year 2014-2015. Councilman Remke seconded the motion, which carried
40 unanimously.

41
42 **Discussion and Approval of a Resolution for Salary Adjustment During the Absence**

1 **of the City Manager**

2 Councilman Remke made a motion to approve the resolution for a salary adjustment for
3 Acting Manager Hewitt while she serves in that capacity. Vice Mayor Wood seconded the
4 motion, which carried unanimously.

5
6 **Discussion of Riverfront Shelter Bids**

7 Councilman Simms made a motion to accept the Savage Construction bid of \$22,903.00
8 to extend the shelter at Riverfront Park. Councilman Paul Haynes seconded the motion.
9 The \$18,000.00 donation from Williams Energy will cover most of the work, with the City
10 making up the difference. There was no recommendation from the Parks & Recreation
11 Board. Motion carried unanimously.

12
13 **Discussion and Approval of the Comprehensive Plan Presented by the Moundsville**
14 **Planning Commission**

15 Planning Commission Chairman John Icard read the statement from the Planning
16 Commission and thanked the individuals from West Virginia University and Vice Mayor
17 Wood for their tireless efforts in getting the Comprehensive Plan update completed. Vice
18 Mayor Wood in turn thanked Moundsville's citizens, City Council, and the Planning
19 Commission for their assistance. A copy of the approved draft will be sent to Charleston.
20 Councilman Dave Haynes thanked Vice Mayor Wood, Chairman Icard, and the Planning
21 Commission for their hard work; then he made a motion to accept the Comprehensive
22 Plan as presented by the Planning Commission. Councilwoman DeWitt seconded the
23 motion, which carried unanimously.

24
25 **Discussion and Approval of Parks & Recreation Board Appointment**

26 Mayor Saunders explained the Parks & Recreation Board appointed Don DeWitt to fill
27 the vacated seat. At the end of the term, Mr. DeWitt would have to submit a letter of
28 intent, should he wish to continue serving.

29
30 **Discussion and Award of Paving Bids**

31 Vice Mayor Wood made a motion to accept Klug Brothers Inc bid of \$209,091.44 for
32 paving of five streets. Councilwoman DeWitt seconded the motion, which carried
33 unanimously. Acting Manager Hewitt will check to see when work can begin.

34
35 **Other items to be Discussed by Council**

36 * Councilman Dave Haynes will continue to work toward giving a pay increase to
37 Moundsville's Sanitation workers.

38
39 * Vice Mayor Wood made a motion to discuss, at the June Finance meeting, who will
40 attend the summer Municipal League Conference. Councilman Simms seconded the
41 motion, which carried unanimously.

1 * Councilman Remke would like to have someone on Routes 2 and 250 to cite for
2 overweight trucks. Previous discussion was held on hiring a part time worker to take care
3 of the truck scales, since none of the police officers are willing to work with them.
4 Discussion led into car and truck traffic speeding through Mountaineer Gas' work zone on
5 Jefferson Avenue. Chief Mitchell put the 3rd Street traffic light on flash, encouraging
6 drivers to pay more attention to the human flaggers. More cooperation is needed from the
7 State to help with such traffic problems.

8
9 * Councilman Remke and Attorney White need to have a private discussion on the
10 contract from the Uptown Moundsville Activities Committee.

11
12 * Acting Manager Hewitt will check about keeping updated information on the City
13 website, in regard to Water, Sanitary, Stormwater, and Recreation board meetings.

14
15 * Councilman Remke made a motion to have on the June Traffic agenda discussion about
16 the Route 250/1st Street extension to Route 2. He would like to send a letter to legislators
17 encouraging movement on this project. Councilwoman DeWitt seconded the motion,
18 which carried unanimously.

19
20 * Councilman Remke broached discussion on having more detail about the City's reserve
21 accounts and lease payment schedules in order to have a better handle on City finances.

22
23 * Councilman Remke received complaints about travel trailers, parked at the Marshall
24 County Fairgrounds, using extension cords which are laying on the ground. The Building
25 Inspector will be sent to check on this.

26
27 Councilman Dave Haynes made a motion to enter into Executive Session to discuss real
28 estate matters. Motion was seconded by Councilman Paul Haynes, and Executive Session
29 began at 8:02 PM.

30
31 Councilman Simms made a motion to return to Regular Session at 8:23 PM. Motion was
32 seconded by Councilman Paul Haynes, and Regular Session resumed at 8:23 PM.

33

34 **MANAGER ITEMS:**

35 • Acting Manager Hewitt received a request from Steve Juniper for Council to sanction
36 a Soap Box Derby in town. Mr. Juniper would like to have a street closed for the race,
37 but it is not known if he desires financial support. Acting Manager Hewitt will get
38 more information on exactly what Mr. Juniper wants from Council.

39
40 • Acting Manager Hewitt received a "Thank You" letter, from John Marshall's Health
41 Occupations Students of America, for Council's donation.

42

1 • Acting Manager Hewitt reminded that reservations can still be made for the Business
2 After Hours Luau on May 22, 2014 at 5:00 PM at the Penitentiary.

3
4 • Acting Manager Hewitt informed Council that Cabela's is having a Bass Tournament
5 on May 25, 2014 at Riverfront Park. She has instructed Recreation Director Baker to
6 have the riverbank cleared before then. Although the Department of Natural Resources
7 will have representatives at the tournament, Acting Manager Hewitt emailed pictures
8 of the docks to Senator Kessler, in hopes that he can have influence in getting the docks
9 maintained.

10
11 • Acting Manager Hewitt noted that Manager Hess will return to work on May 27, 2014.

12
13 **Request from Jim Pettit for a Manager's Choice of \$30.00 and Mayor's Choice of**
14 **\$30.00 for the 2014 Annual Car Show. Total Cost of \$60.00.**

15 Acting Manager Hewitt stated the 2014 Car Show will be held on June 6, 2014, beginning
16 at 5:00 PM, between 8th and 11th Streets, due to work being done at the north end of
17 Jefferson Avenue. Participants will have access to the Grave Creek Mound Museum's
18 parking lot. Councilman Remke made a motion to approve the Manager and Mayor's
19 Choice prizes of \$30.00 each. Councilwoman DeWitt seconded the motion, which carried
20 unanimously.

21
22 **MAYOR ITEMS:**

23 • Mayor Saunders has had discussions with Recreation Director Baker regarding soccer
24 participants driving over the Indian burial ground and parking on the grass at the Valley
25 Fork soccer fields. Nothing that Director Baker tried in the past has kept people from
26 being disrespectful to the property. Signs have been posted, which people ignore; and
27 a chain was put up, which someone cut down to get through to the fields.

28
29 • Mayor Saunders noted he and Vice Mayor Wood are attending the Cameron Pool
30 celebration on Sunday.

31
32 • Mayor Saunders talked with Manager Hess today, and she is anxious to get back to
33 work.

- 34
35 • Attorney White presented the following legal ads to be received and filed:
36 April 10, 2014 Shelter Extension Sealed Bids
37 April 18, 2014 El Patron Zoning Variance
38 February 28, March 7, 2014 Home Rule Pilot Program
39 March 28, 2014 Current Expense Levy
40 March 31, 2014 Comprehensive Plan Public Hearing
41 January 27, February 3, 2014 Shelter Extension Sealed Bids
42 March 21, 2014 El Patron Zoning Variance

1 February 27, 2014 Shelter Extension Sealed Bids
2 April 21, 2014 Sealed Bids for Dectron Unit at Four Seasons Pool
3 May 8, 2014 Shelter Extension Sealed Bids
4 May 7, 2014 Bids for Street Improvements
5 May 5, 12, 2014 Civil Action
6 April 29, May 6, 2014 Civil Action
7 April 30, 2014 Planning Commission Public Hearing
8

9 **COMMITTEE REPORTS:**

10 *Discussion of Recommendations by the Finance Committee*

11 **Discussion of Municipal Fee, Public Safety Fee, and Garbage Increases Adopted in**
12 **the Budget for July. Committee recommends to direct the City Attorney to draft**
13 **ordinances for the increases.**

14 Vice Mayor Wood presented a motion to direct City Attorney White to draft ordinances
15 for the Municipal, Public Safety, and Garbage fee increases effective July 1, 2014. Motion
16 was seconded by Councilwoman DeWitt and carried unanimously.
17

18 **Discussion of request for donation for 2014 Bishop Donahue OVAC Queen of Queens**
19 **Candidate. Committee recommends to donate \$50.00.**

20 Vice Mayor Wood presented a motion to donate \$50.00 for the OVAC Queen of Queens
21 candidate. Motion was seconded by Councilman Paul Haynes, and carried unanimously.
22

23 **Discussion of request for donation from Moundsville Veterans Honor Guard toward**
24 **the purchase of a van. Committee recommends to donate \$50.00.**

25 Vice Mayor Wood presented a motion to donate \$50.00 to the Moundsville Veterans
26 Honor Guard. Motion was seconded by Councilwoman DeWitt and carried unanimously.
27

28 Discussion of Financial Summary for March & April 2014; statements were reviewed and
29 accepted.
30

31 Discussion regarding renewal of Health Insurance Contract for 2014-2015 was taken care
32 of.
33

34 Discussion concerning purchase of durapatcher for Street Department was tabled until the
35 June Finance meeting. CPA Goddard confirmed the purchase of a durapatcher was
36 included in the 2014-2015 Budget, as one piece of equipment has been paid off, allowing
37 some room for another lease purchase payment.
38

39 *Discussion of Recommendations by the Policy Committee*

40 **Discussion of two additional Police Corporal positions. Committee recommends**
41 **bring to Council for a vote.**

42 Councilwoman DeWitt presented a motion to add two Corporal Positions to the

1 Moundsville Police Department, which was seconded by Councilman Paul Haynes.
2 Councilman Dave Haynes expressed disappointment that Council has put off giving pay
3 raises to the garbage men, but immediately grants promotions for the Police Department.
4 Brief discussion was held on how the promotions will affect the projected 2014-2015
5 budget. Motion carried unanimously.

6
7 Discussion & Review of ordinance dealing with penalties for traffic violations in
8 Construction Zones, Section 313.99(b) was tabled for further research.

9
10 Discussion of drafting ordinance dealing with the use of equipment and materials for
11 vehicle accidents involving individuals who are not assessed for fire service fees. There
12 was no information available.

13
14 *Discussion of Recommendations by the Traffic Committee*

15 Discussion of Park Street, from Walnut to Linden Avenues, becoming a one-way street
16 was tabled for more information.

17
18 Mayor Saunders had been approached about having a Soap Box Derby on Locust Avenue,
19 which was discussed earlier in the meeting.

20
21 Discussion of truck routes in the City will be held at the June meeting.

22
23 Question of reimbursement, for damages caused by gas drillers in the area traveling in the
24 City, will be further discussed in June.

25
26 **COUNCIL ITEMS:**

27 * **Remke** – Had nothing further to discuss.

28
29 * **Wood** – Had nothing at this time.

30
31 * **DeWitt** – Had nothing further at this time.

32
33 * **Paul Haynes** – Nothing at this time.

34
35 * **David Haynes** – Congratulated CPA Goddard for her election to New Martinsville's
36 City Council.

37 * Asked about garbage truck financing. Director Richmond has the specs for review.

38
39 Councilman Remke made the motion to adjourn, which was seconded by Councilman
40 Paul Haynes. Meeting adjourned at 8:53 PM.

41
42 _____
Karen L Ankrom, Acting City Clerk

Eugene Saunders, Mayor