

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF**
2 **MOUNDSVILLE, DECEMBER 21, 2021**

3
4 The Council of the City of Moundsville met in Regular Session in the Council
5 Chambers on December 21, 2021 at 6:00 P.M.

6
7 Meeting was called to order by Mayor David Wood.

8
9 Invocation by Vice-Mayor Judy Hunt.

10
11 Secretary Scarbin called the roll and the following Councilpersons were in
12 attendance: DeWitt, Chamberlain, Hunt, Wallace, Saunders, Wood-Shaw and
13 Mayor Wood. Also present were City Manager Healy, Attorney White, Secretary
14 Scarbin, Treasurer Williams, and Chief Mitchell. City Clerk Hewitt on vacation.

15
16 **MINUTES:**

17
18 **Regular Council Meeting of December 7, 2021.**

19
20 Councilman Saunders moved to approve the minutes of the regular council
21 meeting of December 7, 2021, seconded by Councilwoman Wood-Shaw. Motion
22 carried unanimously.

23
24 **GENERAL PUBLIC HEARING:**

25
26 * John Stump of Steptoe and Johnson provided a review of the Water Board bond
27 refinancing.

28 * Nelson Hooker, 421 Clinton Avenue presented a FOIA request to City Manager
29 Healy for information regarding stormwater regulations and funds.

30 * Ricky Dolin, 511 Western Avenue discussed storm drains not working properly
31 in his area. He also discussed junk vehicles in his area.

32 * Carl Boso, 305 Tenth Street questioned pending lawsuit. Also noted other junk
33 cars and campers around his property.

34
35 **PUBLIC HEARING:**

36
37 **Public Hearing Concerning the Ordinance to Refinance Bonds for the**
38 **Moundsville Sewer Department.**

39
40 Mayor Wood entertained a motion to open the public hearing for comments.

1 Councilman Saunders made a motion, seconded by Vice-Mayor Hunt. Motion
2 carried unanimously. Since there were no comments received, Councilman
3 Saunders moved to close the public hearing, seconded by Councilwoman Wood-
4 Shaw. Motion carried unanimously.

5
6 **CITY MANAGER ITEMS:**

7
8 City Manager Healy provided the following report to council:

9 Personnel

- 10 • Yesterday morning at a brief ceremony, Steven Bailey was sworn in as the
11 newest firefighter. This brings the staff to four, with another testing being
12 planned for after the first of the year.
- 13 • Also sworn in were previously hired Buddy Smith as a Building Inspector,
14 and Brittany DaGrava was promoted to Firefighter First Class.
- 15 • The period to accept Meter Attendant applications has been extended until
16 January 7th.

- 17
- 18 1. Mr. Fred Brunner has been re-appointed by the Marshall County Chamber of
19 Commerce to serve on the Fire Civil Service Board. His term will run until
20 December 31, 2025.
- 21 2. At the Sanitary Board Meeting last night, we were informed that the
22 proposed project including digester repair and main trunk line replacement
23 was approved at the recent IJDC meeting. It is being recommended for
24 funding under the Clean Water State Revolving Fund Program. Due to
25 rates, it will only be eligible for a loan, so a rate increase will most likely be
26 necessary. However, we were informed by Mr. A.C. Wiethe from Belomar
27 that there is a possibility of the state putting some of their ARP money into
28 the IJDC, which would become grant funding. Timing is everything, but
29 this project is probably far enough along that it may be eligible.
30 Additionally, the ARP funding that the City Council is appropriating can be
31 used toward this project, as well.
- 32 3. West Virginia Municipal League Director Travis Blosser stopped in
33 Moundsville while I was off and talked with City Clerk Hewitt. They are
34 preparing for the 2022 Legislative Session and are concerned that there is
35 movement this session aimed at the counties and municipalities. Rumbings
36 include eliminating Home Rule (again) or forcing municipalities that have
37 Home Rule to eliminate B & O Tax. Either of these would be devastating

1 and unfair and would stop the progress we, and other cities, have been
2 making. I would suggest that all of us contact our representatives and voice
3 our opinion on any bill that would harm the cities. With the session starting
4 on January 12th, there would be time to invite them here the first week of
5 January if Council wishes to discuss these upcoming bills with them.

- 6 4. The Municipal League is planning their Winter Conference in Charleston on
7 January 23rd and 24th. There is some concern with the COVID rates rising
8 and the Omicron variant now spreading. January 7th is the cut-off date to
9 request refunds, so please think about whether you will be attending, and let
10 City Clerk Hewitt know after Christmas. The registration is \$400, and I
11 would hate to lose any fees due to cancellations.
- 12 5. The Fostoria Bridge project is moving along, with the entire utility
13 relocation plan complete. The Water Board and Sanitary Board have
14 awarded bids for the material and will putting the construction segment out
15 to bid. The state will be placing the actual bridge construction out for bid in
16 early 2022.
- 17 6. Recycling Coordinator David Bougher asked to remind everyone that
18 wrapping paper, tissue paper, gift boxes and bags are recyclable! With
19 Christmas and New Year's Day falling on Saturday, the Recycling Center
20 will be closed. However, we will have a special mid-week collection on
21 Tuesday, December 28th from 9 AM to 1 PM. Please save all gift wrap (no
22 foil please), gift boxes and gift bags, and bring them to the Recycling
23 Center. All regularly accepted mixed papers and cardboards will be accepted
24 also.
- 25 7. This afternoon, Delegate Charlie Reynolds presented Chief Tom Mitchell
26 with a Legislative Citation. There were members of other police
27 departments present, along with other Moundsville employees, and members
28 of Chief Mitchell's family. Congratulations Chief, on a well-deserved
29 honor.
- 30 8. Openings remain on the Board of Zoning Appeals, Historic Landmarks, and
31 the Building Commission. Please reach out to anyone that you think may be
32 interested in applying and ask them to contact me.
- 33 9. The Parks & Recreation Department, along with the City is sponsoring a
34 Holiday Family Pool Party tomorrow night from 5-8. Admission will be
35 free, and there will be free snacks and drinks for everyone. It's an extension
36 of our summer Family Fun Nights, and a way to say "Thank You" to the
37 residents and patrons that support the pool all year long.

1 10.The employees enjoyed the Christmas Luncheon held last Friday, and the
2 kids and grandkids benefitted when Santa Claus made an early trip and
3 dropped off some presents. Thank you from all of us for this.

4 11.I want to congratulate Councilwoman Sara Wood-Shaw on her recent
5 wedding. Although we could not be there with you, we were sure thinking
6 about you and Holden. Congratulations!

7 12.I would like to thank everyone that reached out to my family during the
8 recent unexpected loss of my brother-in-law Rod Wayt. Although Rod
9 moved away after college, his heart was always in Moundsville. His first
10 job was mowing grass at East End Park for then Parks & Recreation Director
11 Bob Montgomery. He loved hearing and seeing the progress that was being
12 made in Moundsville, especially at East End. The family will be holding a
13 memorial service for Rod next summer, most likely to be held at East End.

14 13.I'd like to thank City Council for their support during 2021. I know that by
15 working together, we will continue to move forward. Moundsville is
16 making waves, and others are talking about us in a good way. I only see
17 more success in 2022 and beyond.

18 14.Mayor Wood, thank you for your confidence and support over the last two
19 years. Our working relationship has been exceptional, and I have genuinely
20 enjoyed working with you as Mayor.

21 15.I would like to wish all of our residents, businesses, employees, and Council
22 members a very Merry Christmas. Take the time to spend with your family.
23 Life is fleeting – enjoy every day!

24 Mayor Wood asked City Manager Healy to schedule a Manager's Workshop with
25 local elected state representatives for discussion regarding upcoming 2022
26 Legislative Session issues.

27
28 **OLD BUSINESS:**

29
30 **Discussion and Approval of an Ordinance Pertaining to Refinancing Bonds
31 for the Moundsville Sewer Department. (Third & Final Reading)**

32 Attorney White read the following ordinance by title only to be passed by council
33 on third and final reading:

34
35 **ORDINANCE AUTHORIZING THE REFUNDING OF ALL OR A
36 PORTION OF THE OUTSTANDING SEWER REVENUE BONDS, SERIES
37 2011 A AND SEWER REVENUE BOND, SERIES 2021 OF THE CITY OF**

1 **MOUNDSVILLE THROUGH THE ISSUANCE BY THE CITY OF**
2 **MOUNDSVILLE OF NOT MORE THAN \$4,000,000 IN AGGREGATE**
3 **PRINCIPAL AMOUNT OF SEWER REFUNDING REVENUE BONDS,**
4 **SERIES 2021 B (BANK QUALIFIED) AND NOT MORE THAN \$1,000,000**
5 **IN ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF SEWER**
6 **REFUNDING REVENUE BONDS, SERIES 2021 C (BANK QUALIFIED);**
7 **PROVIDING FOR THE RIGHTS AND REMEDIES OF AND SECURITY**
8 **FOR THE HOLDER OF SUCH BONDS; AUTHORIZING THE SALE AND**
9 **PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH BONDS**
10 **AND ADOPTING OTHER PROVISIONS RELATING THERETO (THIRD**
11 **& FINAL READING)**

12
13 Vice-Mayor Hunt moved to approve the above ordinance, seconded by
14 Councilwoman Wood-Shaw. Mayor Wood called for voice vote. Secretary Scarbin
15 announce the following tally. 7 yeas. Motion carried unanimously.

16
17 **Discussion and Approval of an Ordinance to Abandon the Alley Between**
18 **Properties on Filbert Avenue. (Owned by Bobbi & Mike Renzella) (Second**
19 **Reading)**

20
21 Attorney White read the following ordinance by title only to be passed by council
22 on third and final reading:

23
24 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE,**
25 **WEST VIRGINIA, VACATING, ABANDONING AND ANNULLING A**
26 **PORTION OF AN ALLEY BETWEEN FILBERT AVENUE AND A**
27 **CERTAIN ALLEY IN THE CITY OF MOUNDSVILLE. (SECOND**
28 **READING)**

29
30 Councilman Saunders moved to approve the above ordinance, seconded by
31 Councilwoman Wood-Shaw. Mayor Wood called for voice vote. Secretary Scarbin
32 announce the following tally. 7 yeas. Motion carried unanimously.

33
34 **Discussion and Approval of an Ordinance Abolishing the Parks & Recreation**
35 **Advisory Board. (Second Reading)**

36
37 Attorney White read the following ordinance by title only to be passed by council
38 on third and final reading:

39
40 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE,**

1 **WEST VIRGINIA, ABOLISHING THE PARKS AND RECREATION**
2 **ADVISORY BOARD OF THE CITY OF MOUNDSVILLE. (SECOND**
3 **READING)**

4
5 Councilman Chamberlain moved to approve the above ordinance, seconded by
6 Councilwoman DeWitt. Mayor Wood called for voice vote. Secretary Scarbin
7 announced the following tally. 5 yeas. Councilman Wallace and Saunders voting
8 nay. Motion carried.

9
10 **Other Items to be Discussed by Council.**

11
12 *Councilman Chamberlain asked for an update on the house located at 1516 Fourth
13 Street. City Manager Healy advised the resident obtained a building permit.

14 *Councilman Saunders asked for an update on the street near 1404 Third Street. City
15 Manager Healy advised Working Foreman Wallace cold patched the area and will
16 keep an eye on the issue.

17
18
19 **NEW BUSINESS:**

20
21 **Election of Mayor & Vice Mayor**

22
23 Mayor Wood opened the floor for Mayor nominations. Councilwoman DeWitt
24 moved to nominate Vice-Mayor Hunt. Seconded by Councilman Chamberlain.
25 Motion carried unanimously. No further nominations were received. Councilman
26 Chamberlain moved to close the nominations. Seconded by Councilwoman
27 DeWitt. Motion carried unanimously. Mayor Wood asked for a roll call. Secretary
28 Scarbin announced the following tally. 7 yeas. Motion carried unanimously.

29
30 Mayor Wood opened the floor for Vice-Mayor nominations. Councilwoman
31 DeWitt moved to nominate Councilwoman Wood-Shaw. Seconded by Councilman
32 Wallace. Motion carried unanimously. No further nominations were received.
33 Councilman Chamberlain moved to close the nominations. Seconded by
34 Councilwoman DeWitt. Motion carried unanimously. Mayor Wood asked for a roll
35 call. Secretary Scarbin announced the following tally. 7 yeas. Motion carried
36 unanimously.

37
38 **Discussion and Award of the Surplus Vehicle Bids.**

39
40 Councilman Chamberlain moved to award the bids to the highest bidder of each

1 vehicle. Seconded by Vice-Mayor Hunt. Motion carried unanimously.

2
3 **Discussion and Approval to follow the Proclamation by Governor Justice by**
4 **providing paid ½ days on December 23 & December 30, 2021.**

5
6 Councilman Chamberlain moved to follow the proclamation by Governor Justice
7 and provide paid ½ days on December 23, 2021 and December 30, 2021. Seconded
8 by Councilwoman Wood-Shaw. Motion carried unanimously.

9
10 **Discussion and Approval of Directing the City Attorney to Draft an**
11 **Ordinance Abolishing the Design Review Board.**

12 Councilman Chamberlain moved to direct the City Attorney to draft an ordinance
13 abolishing the Design Review Board. Seconded by Vice-Mayor Hunt. Motion
14 carried unanimously.

15
16 **Discussion and Approval of the 2022 Fireworks Quote.**

17
18 City Manager Healy recommended the city move forward with awarding the quote
19 of \$24,500 from American Fireworks. Councilman Chamberlain moved to follow
20 the City Manager’s recommendation to approve the quote of \$24,500 from
21 American Fireworks. Seconded by Councilman Wallace. Motion carried
22 unanimously.

23
24 **Discussion to Purchase Real Estate Property.**

25
26 Councilwoman DeWitt moved to go into executive session at the end of the
27 meeting to discuss real estate purchase. Seconded by Councilman Wallace. Motion
28 carried unanimously.

29
30 **Other Items to be Discussed by Council.**

31
32 *Councilman Saunders asked for an update on the new municipal building. City
33 Manager Healy stated he and Mayor Wood met with the architects last week to go
34 over ideas to reduce costs. The architects will have new renderings and updated
35 budget in January.

36
37 **MAYOR ITEMS:**

38
39 *Mayor Wood congratulated Chief Mitchell on the Legislative Citation from
40 Delegate Reynolds.

1 *Mayor Wood asked for status of the Sanford Center. City Manager Healy said the
2 asbestos abatement will begin December 27th at Sanford. Once abatement is
3 completed, demolition will begin.

4 *Mayor Wood asked for status of the demolition grant. City Manager Healy stated
5 there were changes made to the grant, which eliminated a few properties from
6 being eligible for the grant. The Building Inspectors are updating the list of
7 properties.

8 *Mayor Wood commented on Sgt. Whitelatch attending a National Computer
9 Forensic Institute Basic Computer Evidence Recovery class. Chief Mitchell stated
10 the class was sponsored by the U.S. Secret Service in Pittsburgh. The Moundsville
11 Police Department received \$28,000 worth of equipment and licenses. This is an
12 invaluable tool for the Police Department to investigate crimes involving
13 computers. Manager Healy noted this class was no cost to the city.

14 *Mayor Wood asked Chief Mitchell to expand on his tour with the Marshall
15 County Health Department investigating potential homeless people by the Ohio
16 River. Chief Mitchell stated no homeless people were found.

17 *Mayor Wood stated it was nice to see the monthly department head reports.

18 *Mayor Wood congratulated Vice-Mayor Hunt on being elected Mayor.

19 *Mayor Wood congratulated Councilwoman Wood-Shaw on being elected Vice-
20 Mayor.

21 *Mayor Wood thanked City Manager for his job well done this year.

22 *Mayor Wood thanked City Council for being supportive of their fellow Council
23 members.

24
25 **COMMITTEE REPORTS:**

26
27 **Reports by the Finance Committee**

28 Vice Mayor Hunt reviewed the minutes of the December 14, 2021 Finance.
29

30 **Reports by the Traffic Committee**

31 Councilman Saunders reviewed the minutes of the December 14, 2021 Traffic
32 Committee.

33 **Reports by the Policy Committee**

34 Councilwoman Wood-Shaw reviewed the minutes of the December 14, 2021
35 Policy Committee.

36
37 **COUNCIL ITEMS:**

38
39 *Councilman Chamberlain asked for an update on the yellow line issue at 9th Street
40 and Lafayette Avenue. City Manager Healy confirmed Public Works Director

1 Stocklask talked to the Traffic Control Engineer for the Division of Transportation.
2 Their recommendation was to leave the lines painted as is.
3 *Vice-Mayor Hunt congratulated Councilwoman Wood-Shaw on her wedding.
4 *Vice-Mayor Hunt extended her appreciation to all City employees.
5 *Councilwoman DeWitt congratulated Vice-Mayor Hunt and Councilwoman
6 Wood-Shaw for their election as the next Mayor and Vice-Mayor. Councilwoman
7 DeWitt also stated this is the first time in Moundsville’s history there will be a
8 female / female Mayor and Vice-Mayor serving

9
10 Council members recessed before the Executive Session at 7:30 PM
11 Meeting reconvened 7:35 PM
12 Executive session began at 7:35 PM
13 Executive session recessed at 7:43 PM
14 Regular session reconvened at 7:43 PM

15
16 It was decided to table real estate purchase until City Attorney White can provide
17 additional information.

18
19 Councilman Wallace moved to adjourn, seconded by Councilwoman DeWitt.
20 Motion carried unanimously.

21
22 Meeting adjourned at 7:50 P.M.

23
24 _____
25 Kimberly Scarbin, Secretary

David Wood, Mayor