

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
MAY 21, 2019**

The Council of the City of Moundsville met in Regular Session in the Council Chambers on May 21, 2019 at 7:00 p.m.

Meeting was called to order by Mayor Phil Remke who also gave the invocation.

City Clerk Hewitt called the roll and the following Councilpersons were in attendance: Dewitt, Haynes, Hunt, Saunders, Vice Mayor David Wood, S. Wood and Mayor Remke. Also present were City Manager Healy, Public Works Director Stocklask, Police Chief Mitchell, Fire Chief Brandon, Building Inspector Richmond, Parks & Recreation Director White, CPA Goddard, Attorney White and City Clerk Hewitt.

MINUTES:

Regular Council Meeting of May 7, 2019.

Vice Mayor D. Wood moved to accept and approve the minutes of the regular council meeting of May 7, 2019, seconded by Councilperson DeWitt. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* Michael Price, Facilities Director of Marshall County Schools, spoke to council and provided an update on the completion scope and schedule on the John Marshall Football Stadium and Court Avenue.

* Carl Boso, 305 10th Street, asked if Mr. Kudlak was going to be cited for illegal burning at his Twelfth Street property. Mr. Boso feels he is being treated unfairly because he was cited for burning that led to an injury to himself. Attorney White informed Mr. Boso the incident is an ongoing investigation which will not be discussed by Council Members or the City Manager.

OLD BUSINESS:

Discussion and Approval of an Ordinance Pertaining to Sign on Bonus for Newly Hired Police Officers & Firefighters. (Second Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE CODE OF THE CITY OF MOUNDSVILLE, RELATING TO POLICY PROVISIONS FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE BY ADDING A SUBSECTION

155.17(b)(6) AND ADDING A SUBSECTION 155.17(a)(3) TO PROVIDE FOR A SIGN ON BONUS FOR NEWLY HIRED POLICE OFFICERS AND FIREFIGHTERS. (SECOND READING)

Vice Mayor D. Wood moved to approve the above ordinance, seconded by Councilperson DeWitt.

Mayor Remke called for a voice vote. City Clerk Hewitt announced the following tally. 7 yeas. Motion carried unanimously.

Other Items to be Discussed by Council.

- * Councilperson Hunt reported the bottom of Cherokee Drive is in need of repair due to the asphalt breaking up.
- * Councilperson S. Wood moved to use approximately 10 minutes during the Policy committee meeting to set up council members email addresses, seconded by Councilperson Hunt. Motion carried unanimously.
- * Councilperson S. Wood reminded council members to submit their goals to her.
- * Councilperson S. Wood suggested prioritizing sub-committee agenda items.
- * Councilperson Saunders said he feels progress at 2106 First Street is not moving fast enough.
- * Vice Mayor Wood reminded council of the City Manager's 6 month evaluation will need to be scheduled in June.
- * Vice Mayor Wood suggested workshops to discuss goals, strategic planning, the Sanitation ordinance and possibly Roberts Rules of Order. City Manager Healy announced Mr. Bruce Decker, Strategic Planning, will be present at the sub-committee meeting in June.
- * Councilperson Haynes asked for an update on paving. Manager Healy reported Klug's have milled Sixth Street between Tomlinson Avenue & Rt. 2 and the city parking lot beside Ruttenburg's. Klug's said they hope to have paving done by the end of May.

NEW BUSINESS:

Discussion and Approval of a Resolution Authorizing the City Manager to Enter into a Contractual Revenue Enhancement Agreement with Data Max.

Councilperson Hunt moved to approve the resolution, seconded by Mayor Remke. Motion carried unanimously.

Discussion and Approval of a Resolution Authorizing the City Manager to Enter into a Contractual Agreement with the Health Plan Insurance Company for Employee Health Insurance Coverage.

Councilperson Saunders moved to approve the resolution, seconded by Councilperson Haynes. Motion carried unanimously.

ADDENDUM:

Discussion and Approval of an Ordinance Concerning the Zoning Codes in a C-1 Corridor Zone. (First Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, TO AMEND THE ZONING CODE TO PERMIT RESIDENTIAL HOUSING IN A C-1 CORRIDOR COMMERCIAL ZONE AS CONDITIONAL USE. (FIRST READING)

Councilperson DeWitt moved to approve the zone change ordinance on first reading, seconded by Vice Mayor D. Wood.

Mayor Remke called for a voice vote. City Clerk Hewitt announced the following tally 7 yeas. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson Haynes commended City Manager Healy & Mayor Remke for organizing the groundbreaking ceremony for the new hotel.

* Vice Mayor Wood also commended City Manager Healy and Mayor Remke on the groundbreaking ceremony.

* Councilperson DeWitt asked Manager Healy to send a letter to DOH again asking them to install four way stop signs at the intersection of Fifth Street and Jefferson Avenue.

* Councilperson DeWitt said she was informed a contractor on the Rt.2 project set the storm drains too high for the road. She asked City Manager Healy to research the information.

* Councilperson Saunders asked for an update on the East End playground project. Parks & Recreation Director White reported the playground equipment was delivered and hopes to start installation on Thursday, weather permitting. They also received 13 camera's which will be installed at the city parks.

* Councilperson Hunt moved to discuss with the finance committee depositing all additional revenue obtained by Data Max into the “rainy day” fund, seconded by Vice Mayor D. Wood. Motion carried unanimously.

* Councilperson Hunt moved to discuss with the finance committee to make a budget revision after July 1 to move the health insurance savings of \$149,000.00 to the capital improvement account, seconded by Vice Mayor D. Wood. Motion carried unanimously.

* Councilperson Hunt observed at least 75 individuals utilizing the pool. She suggested the City Manager to ask the Food Truck vendors if they would be interested in parking in the side lot on the weekends since there is no concession at the pool. Manager Healy said he could meet with Parks & Rec Director White to discuss the suggestion.

* Councilperson Hunt said, while at a WVML Conference, she remembers a program called “America in Bloom” where cities & residents participate in planting flowers throughout their city. She suggested City Manager Healy looking into this for next year.

* Vice Mayor D. Wood commended the Street Department for the great job they did at the Riverfront Park displaying the flags. He encouraged council and citizens to visit the park.

* Councilperson S. Wood suggested the City Manager research other ways the city can utilize the Home Rule program.

MANAGER ITEMS:

City Manager Healy presented the following report to council:

1. I missed mentioning last week that I had traveled to the State Police Academy on May 3 with Chief Mitchell to attend the graduation of Officer Joe Pyles. The ceremony was very professional and it was an honor to be there with Chief Mitchell, Officer Pyles and his family to celebrate. I look forward to attending again sometime.
2. Paving Update: Klug has started milling the streets for the 2018 paving projects. The Parking Lot at Ruttenger’s was milled, and Sixth Street between Route 2 and Tomlinson Avenue was milled today.
3. Still no update on the Fostoria Bridge Project. From Dave Brabham, at the District headquarters – he tells me that with the recent administration change things get stalled. I’ll continue to monitor this and try to get this project moving forward.
4. At last week’s Department Head Meeting, Susan Harrison from CASA presented a one-hour training on recognizing and responding to childhood sexual abuse and neglect. While sobering to listen to the presentation, it was good to hear that she is working with coaches in the area to hear the training.
5. This morning we held a ceremonial groundbreaking for the Holiday Inn Express & Suites, to

be built by MPH Hotels at the south end of the Kroger Plaza. It was a great, well attended event, and I welcome MPH and Holiday Inn Express & Suites into the Moundsville community. I feel this is just the beginning of growth for Moundsville. I want to thank all of my Department Heads for their assistance with today, especially Director Stocklask, and his crew, who assisted big-time with the set-up and tear-down.

6. I would like to mention that the Parks & Recreation Department is holding a Summer Sports Camp, starting on June 11th and running once a week for five weeks. This is for kids entering third, fourth, and fifth grade. Teamwork and sportsmanship will be emphasized. Sign-ups can be done at the pool. Cost is only \$10, and that includes a t-shirt.

7. Update on the East End project. The new playground equipment has been delivered and construction will start this week. The camera installation started this morning, the shelter renovation is complete, and the tables have been ordered. Bids are going out soon for the re-surfacing, and fencing work will begin shortly.

8. Central Elementary School will be bringing over 250 kids to East End for a near end-of-year field trip. Director White will be providing some extra activities for them.

9. This month's Business After Hours is Thursday, May 30, from 5-7. It will be held at the Marshall County Fairgrounds and is sponsored by The Fair Board. Anyone wishing to attend is asked to contact Marilyn, as soon as possible.

10. Received a "Thank You" card from Marshall County Animal Rescue League for the donation to the upcoming Dock Dog event.

MAYOR ITEMS:

* Mayor Remke moved to discuss at the finance committee meeting a request for donation to the Lupe Hewitt Memorial Golf Scramble, seconded by Vice Mayor Wood. Motion carried unanimously.

* Mayor Remke moved to discuss at the finance committee meeting a request for donation to the Sons of the American Legion Golf Scramble, seconded by Councilperson Saunders. Motion carried unanimously.

* Mayor Remke asked City Manager Healy to invite District Engineer Dave Brabham to a council meeting so council can discuss with him concerns they have with Jefferson Avenue and the Extension.

* Mayor Remke said UMAC used to have the Moundsville VFD hose down the sidewalks of the business district and asked Manager Healy to contact them.

* Mayor Remke asked for an update on street lights on Jefferson Avenue, which have been staying on 24-7.

COMMITTEE REPORTS:

Discussion of Recommendations by Finance Committee.

1. Discussion & Presentation by Data Max, Revenue Enhancement Consultants. Committee

recommends authorizing the City Manager to enter into a contractual revenue enhancement agreement with Data Max by resolution.

2. Presentation & Discussion of Proposed New Municipal Public Safety Building. Committee recommends to authorize the City Manager to move forward with the project, pursue USDA grant and look at financial options. City Manager will notify council of additional meetings.

3. Discussion of Donation to John Marshall Student for a School Trip. Committee recommends donating \$50.

Councilperson Hunt moved to donate \$50 to JM Student, Colton Asbury for No Barriers Youth and the Natural Sounds and Night Skies Program, seconded by Councilperson DeWitt. Motion carried unanimously.

4. Discussion & Selection of Architect/Engineering for Four Seasons Pool Roof Replacement Project. Committee recommends accepting the quote from The Thrasher Group in the amount of \$16,900.00.

Councilperson Hunt moved to accept a quote from Thrasher Group in the amount of \$16,900.00, seconded by Vice Mayor Wood. Motion carried unanimously.

5. Discussion of the Fund Commitment for Paving. Committee recommends putting the following streets out for bid: Cedar Avenue between First Street & Fourth Street - \$149,146.83; Eighth Street from Rt.2 to Parriott Avenue - \$156,500.00; Ninth Street from Parriott Avenue to Garfield Street - \$62,925.00; Sixth Street from Grant Avenue to Cedar Avenue - \$146,965.00; Pine Avenue from First Street to Center Street - \$30,365.00; Kentucky Avenue from Potomac Street to Fourth Street - \$28,690.00; Mulberry Avenue from Four Seasons Pool to Jackson Street - \$34,800.00; Henrietta Avenue from Eighth Street to Ninth Street - \$15,710.00 for a total of \$625,101.83.

Councilperson Hunt moved to approve the above street paving list, seconded by Councilperson DeWitt. Motion carried unanimously.

Discussion of Recommendations by Policy Committee.

1. Discussion of Amendments to the Sanitation Ordinance. Committee recommends directing the City Attorney to draft a new ordinance increasing business pickup fee by \$2.00 per yard and charging annual dumpster rental fee of \$100.00. But take no action on the previous sanitation ordinance that was drafted by Attorney White and presented by the Sanitation sub-committee. Vice Mayor D. Wood moved to direct Attorney White to draft a sanitation ordinance to increase commercial pickup by \$2.00 per yard and charge an annual dumpster fee of \$100.00, seconded by Councilperson DeWitt.

Mayor Remke called for a voice vote. City Clerk Hewitt announced the following tally. 4 yeas, 3 nays. Haynes, Remke & Saunders voting nay. Motion carried.

Discussion of Recommendations by Traffic Committee.

1. Discussion of Request for 3 Spaces for Loading Zone in front of 510 Tenth Street. Committee recommends permitting one space for loading zone in front of 510 Tenth Street. Councilperson Saunders moved to permit one parking space in front of 510 Tenth Street, seconded by Councilperson DeWitt.

After some discussion, Councilperson Saunders moved to permit two parking spaces in front of 510 Tenth Street, seconded by Councilperson Haynes. Motion carried unanimously

2. Discussion of Installing 25 mph signs on Sandy Avenue. Committee recommends Installing the signs.

Councilperson Saunders moved to install 25 mph speed limit signs on Sandy Avenue, seconded by Councilperson S. Wood. Motion carried unanimously.

Legal Advertisements

Attorney White presented the following legal ads published in the Moundsville Daily Echo to be received and filed by council:

1. Planning Commission Zoning Change
2. Suits for Amanda Martin; Vickie Quigley; Nicholette Flores; Adam Seese; Steve Jarvis; Dean Blake; Rebecca Rine; Michaela Karr & Cody Adkins.

Councilperson Haynes moved to receive and file the legal ads, seconded by Councilperson Hunt. Motion carried unanimously.

COUNCIL ITEMS:

* **S. Wood** - Nothing at this time.

* **Haynes** - Nothing at this time.

* **Hunt** - Commended City Manager Healy on the article in Sunday's paper and taking a proactive role for the City of Moundsville.

* Commended City Manager Healy and Mayor Remke for great job at the ground breaking ceremony.

* Expressed her disappointment at the paving of Jefferson Avenue and Jefferson Avenue Extension.

* **Saunders** - Complained of high grass at First Street & Fostoria Avenue around the laydown yard. Manager Healy reported the owner of the yard received a letter. He also reported high grass at 1203 Second Street.

Councilperson Hunt suggested council look at Home Rule for a stronger ordinance pertaining to

high grass.

* Said it is rumored that Moundsville Volunteer Fire Department is not going to install a fence around their campground.

Mayor Remke asked Manager Healy to ask the Moundsville Volunteer Fire Department President speak with council at a meeting.

Councilperson DeWitt said she was told the MVFD is not installing a fence until all the work has been completed to the campground.

* Commended and thanked Cindy Norris for her concessions at the East End ballfield.

* **DeWitt** - Suggested revising the city's lease agreement application to include background checks for associations, coaches and volunteers. City Manager Healy said he and Parks & Recreation Director have been discussing some changes to the contracts & lease agreements.

* Suggested future food festivals at the Riverfront Park with food trucks and vendors, chili cook off or wing cook off.

* **Remke** - Reminded council of the meeting at the Delf Norona Museum with real estate developers on May 29, 2019 at 10:00 a.m.

Mayor Remke moved to adjourn, seconded by Councilperson S. Wood. Motion carried unanimously.

Meeting adjourned at 8:33 p.m.

Sondra J. Hewitt, City Clerk

Phil Remke, Mayor