

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
SEPTEMBER 2, 2003**

The Council of the City of Moundsville met in Regular Session in the Council Chambers on September 2, 2003 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by Councilperson K. Mark Simms.

City Clerk Hewitt called the roll and the following council persons were in attendance: DiRemigio, Lemasters, Oiler, Simms, Trussell, Ward and Wallace. Also present: City Manager Hendershot, Attorney Thomas White, Police Chief Kudlak, Fire Pvt. Joe Spong, Street Commissioner Richmond, CPA Tom Dobbs, Building Inspector Wise and City Clerk Hewitt. Absent: Fire Chief Clarke.

MINUTES:

Regular Council Meeting of August 19, 2003.

Councilperson DiRemigio made a motion to accept and approve the minutes of the regular council meeting of August 19, 2003, seconded by Councilperson Simms. Motion carried unanimously.

PRESENTATION:

Mayor Wallace presented former council members David Haynes and Brad Varlas with plaques as a token of appreciation for their years of service to the City of Moundsville.

GENERAL PUBLIC HEARING:

* Brad Varlas, 1107 12th Street, stated that he received a copy of the State Journal which enclosed an article pertaining the surrounding Fire Departments, paid and volunteer. He advised that he has requested several copies that he will provide to all council members.

* Also, the Parent Education Resource Center (PERC) sponsored the annual back to school program on August 11, 2003, at John Marshall High School. There were 603 back packs given out K-6; 72 trapper keepers, 7-9; also eye exams and dental exams were given. Mr. Varlas hopes that Moundsville City Council will continue to support this program and recognize Susie Baker, who is the director of PERC.

* Mr. Varlas then asked Mr. Dobbs, CPA if the \$100,000 that was transferred from the Municipal Fee Account to General Fund was replaced. Mr. Dobbs advised that the funds were not replaced yet.

Also, asked if the \$46,000 State Digest money received was deposited into the Municipal Fee Account? Mr. Dobbs advised that he believes that the funds were deposited but will check the report for sure.

* Glen Romanoski, 416 Filbert Avenue, informed council that walking trail located near the second bridge is still under water. Councilperson Lemasters advised that drainage is going to be installed.

OLD BUSINESS:

Discussion and Approval of an Ordinance concerning Abolishing the Public Safety Fee Appeals Board and Municipal Fee Appeals Board. (Second Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, REPEALING SECTIONS 759.01(d) AND 760.03 ABOLISHING THE PUBLIC SAFETY FEE APPEALS BOARD AND THE MUNICIPAL FEE APPEALS BOARD BY REPEALING SAID SECTIONS OF THE CODE OF THE CITY OF MOUNDSVILLE. (SECOND READING)

Councilperson Simms made a motion to accept and approve the above ordinance, seconded by Councilperson Trussell.

Mayor Wallace called for a ballot vote. City Clerk announced the following tally. 7 yeas. Motion carried unanimously.

Discussion and Approval of an Ordinance Concerning Policy Provisions for Employees of the City of Moundsville. (Second Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, AMENDING AND REENACTING PART OF ARTICLE 155.09 OF THE CODE OF THE CITY OF MOUNDSVILLE, RELATING TO POLICY PROVISIONS FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE, BY AMENDING AND REENACTING SECTION 155.09 TO PROVIDE FOR REVISION OF EQUAL EMPLOYMENT OPPORTUNITY, AFFIRMATIVE ACTION AND SEXUAL HARASSMENT POLICY. (SECOND READING)

Councilperson Trussell made a motion to accept and approve the above ordinance, seconded by

Councilperson Simms.

Mayor Wallace called for a ballot vote. City Clerk announced the following tally. 7 yeas. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson Simms asked Attorney White for an update on the Municipal Election Ordinance. Attorney White advised that he had done some research, but has not drafted the ordinance.

* Councilperson Simms also recommended that council look into raising the amount for bid process from \$2500 to \$10,000.

After further discussion, Councilperson Lemasters made a motion to direct the City Attorney to draft an ordinance for bid process from \$2500 to \$10,000, seconded by Councilperson Oiler. Motion carried unanimously.

NEW BUSINESS:

Other Items to be Discussed by Council.

* Councilperson Lemasters requested that City Manager Hendershot obtain quotes for topping the trees at the Riverfront Park.

MANAGER ITEMS:

Bid for Fire Department Roof.

Manager Hendershot announced that one bid was received for the Fire Department roof from Kalkrueth Roofing in the amount of \$16,388.

Councilperson Simms made a motion to accept the bid from Kalkrueth in the amount of \$16,388, seconded by councilperson Lemasters. Motion carried unanimously.

Walk A Thon for Bishop Donahue.

Bishop Donahue has requested a donation from the City of Moundsville for the Annual Walk A Thon. Last years donation was \$100.

Councilperson DiRemigio made a motion to donate \$100 to Bishop Donahue Walk A Thon, seconded by Councilperson Lemasters. Motion carried unanimously.

COMMITTEE REPORTS:

Discussion and Approval of Recommendations by the Finance Committee.

Councilperson Lemasters requested that Councilperson DiRemigio chair the Finance Committee for a couple of months due to work schedule change.

Discussion and Approval of Recommendations by the Traffic Committee.

Nothing at this time.

Discussion and Approval of Recommendations by the Policy Committee.

Nothing at this time.

COUNCIL ITEMS:

* **DiRemigio** - Received complaints that the traffic light at 12th & Lafayette Avenue does not cycle long enough for vehicles turning left at the arrow. Chief Kudlak advised he will check into the matter.

* Complimented the Recreation Department and Board for their efforts to maintain the city's parks this summer.

* Wished to thank Brad Varlas for the article pertaining to Fire Departments in West Virginia.

* **Lemasters** - Asked why the City of Moundsville did not purchase a football ad in the John Marshall program?

* Requested that a letter be sent to John Marshall Athletic Director Joseph Komoroski for providing council members with complimentary passes to the press box during the football game.

* Announced that Four Seasons Pool will be closed for a couple of months for renovations and a new roof.

* Wished to thank Jerry Drake, Carl Boso and all the others who helped with repairs to the baseball field dug outs at East End.

* **Oiler** - Complained that a truck full of trash is parked at 407 Clinton Avenue with expired plates.

* Asked that the Street Department patch Tomlinson Avenue between 8th & 9th Street where a section

of street has been cut out. Councilperson Simms advised that the Gas Company will fix the street when they are done with their work.

* Also, requested the street to be patched in front of 308 Eighth Street.

* **Simms** - Asked that Chief Kudlak check the visibility at the intersection of 7th & Cedar Avenue.

* Received several complaints on the traffic lights at the intersections of 3rd, 5th & 7th Street on Jefferson Avenue and 7th & Tomlinson Avenue. City Manager Hendershot advised that the time cycles have been changed at the lights on Jefferson Avenue. Chief Kudlak advised that there are still problems on 7th & Tomlinson that they are looking into.

* **Trussell** - Advised that she is pleased to see that the surrounded property at the old Gordon's Auto has been cleaned up and weeds cut.

* **Ward** - Nothing at this time.

Councilperson Ward made a motion to adjourn, seconded by Councilperson Simms. Motion carried unanimously.

Meeting adjourned at 7:45 p.m.

Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor