

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,
DECEMBER 16, 2003**

The Council of the City of Moundsville met in Regular Session in the Council Chambers on December 16, 2003 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by Councilperson K. Mark Simms.

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

MINUTES:

Regular Council Meeting of December 2, 2003.

Councilperson DiRemigio made a motion to accept and approve the minutes of the regular council meeting of December 2, 2003, seconded by Councilperson Ward. Motion carried unanimously.

PRESENTATION:

Mayor Wallace made presentation to winners of the house decorating contest held on December 11, 2003. The following residents received awards: 3rd Place: \$25 to Pat & Marty Crumm, 1414 Second Street; 2nd Place: \$50 to Sam & Doris Parker, 1321 Ruby Street; and 1st Place: \$100 to Aaron & Jana Parry, 2310 Center Street.

GENERAL PUBLIC HEARING:

* Brad Varlas, Moundsville Volunteer Fire Department presented council with a 2004-2008 budget proposal. 2002-2003 response report & statistics were included.

* Betty Burkett, 1500 Sixth Street, explained a new project called SNAP (Spay/Neuter Assistance Program) to council. She noted that the program is for low income citizens of Moundsville to help them with the cost to spay or neuter their pets. At this time, only cats will be considered due to the amount of funding available.

Councilperson Simms commended Mrs. Burkett for her interest & efforts in implementing this program and made a motion to direct the City Attorney to research and draft an ordinance or resolution for this

program, seconded by Councilperson Trussell. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* Brad Varlas, 1107 12th Street, asked that council support the Moundsville Water Board in their new Water Treatment Plant Project. Mr. Varlas hoped that the Marshall County Commission would also support the Water Board.

OLD BUSINESS:

Discussion and Approval of an Ordinance Concerning the Municipal Police Court Judge. (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, CREATING AND ENACTING SECTION 171.21 OF THE CITY CODE TO PROVIDE FOR THE CITY CLERK TO ACT AS SUBSTITUTE MUNICIPAL POLICE COURT JUDGE FOR THE CITY OF MOUNDSVILLE (SECOND READING)

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

NEW BUSINESS:

Discussion and Approval of Review for the City Manager.

Councilperson Simms noted that this matter needs to be discussed in Executive Session.

MANAGER ITEMS:

Paving Priority List.

Manager Hendershot asked council to consider the repairing one of the three bridges (Fostoria Avenue, Ash Avenue and Elm Avenue) each year in the city when making out their paving list.

Councilperson Simms asked that City Manager Hendershot look at the feasibility of large culverts for the bridges.

2004 Fireworks Bids.

City Manager Hendershot announced that one bid was received for fireworks from Zambelli Fireworks Interantionale in the amount of \$10,000 which includes a 10% bonus material for signing the contract early and an additional 10% for product compensation from the 2003 display. He also noted that a few other companies expressed interest but did not get bids in on time.

After some discussion, Councilperson Simms made a motion to reject the bid from Zambelli and place the fireworks out for rebid, seconded by Councilperson Oiler. Motion carried unanimously.

West Virginia Municipal League Conference.

Manager Hendershot announced the annual winter conference will be held at the Charleston Marriott on January 25 & 26, 2004. Council members wishing to attend must advise Marilyn Kaufman.

West Virginia University Extension Service - First Impressions Program.

The First Impressions Program is a program for community improvement that provides a fresh, unbiased perspective that can help a community learn about its strengths and weaknesses as seen through the eyes of the first-time visitor.

Councilperson Trussell made a motion to authorize the City Manager to proceed with this program, seconded by Councilperson Ward. Motion carried unanimously.

Letter from the Moundsville Economic Development Council.

The MEDC would like to thank the City of Moundsville and the Street Department for their assistance in helping raise the gigantic Christmas Tree standing in the south front yard of the former West Virginia Penitentiary.

MAYOR ITEMS:

Discussion and Approval of payment to James Kelsh in the amounts of \$1,279.87 and \$519.75 for the new Moundsville Water Treatment Plant Project.

Mayor Wallace made a motion to accept and approve the payments to James Kelsh, seconded by Councilperson Simms. Motion carried unanimously.

Other Items to be Discussed by the Mayor.

* Mayor Wallace wished to thank all the participants in the house decorating contest and also the judges that volunteered their time.

* Wished everyone to have a Safe and Happy Holiday.

COMMITTEE REPORTS:

Discussion and Approval of Recommendations by the Finance Committee.

1. The Finance Committee recommends to donate \$500 to the Moundsville City Bassmasters.

Councilperson Lemasters made a motion to approve \$500 for the Moundsville City Bassmasters, seconded by Councilperson Oiler. Motion carried unanimously.

Discussion and Approval of Recommendations by the Policy Committee.

1. Discussion of SNAP - Spay & Neuter program proposed by the Animal Control Committee. Betty Burkett was asked to appear at the regular council meeting to discuss this program.
2. Reviewed the Charter Change to move the municipal election to November.
3. City Manager is still reviewing HIPPA.

Discussion and Approval of Recommendations by the Traffic Committee.

1. Discussion was held on the council's paving lists.

COUNCIL ITEMS:

* **DiRemigio** - Announced for those who missed the ribbon cutting at the Four Seasons Pool the new renovations are beautiful.

* Wished to thank the Recreation Director Tom Sutton and Recreation Board members Bob Baker, Jane Klug, Gary Carmichael, Dwayne Clarke and Councilperson Wayne Lemasters.

* Wished everyone a Merry Christmas and Happy New Year.

* The Fire Chief, Noel Clarke has been working diligently toward reducing the Fire Departments rating. If the Fire Department is reduced by one more classification from a 5 to a 4, the citizens of Moundsville will be saving approximately \$150,000 premiums to insurance companies.

* **Lemasters** - Wished to thank the workers at Four Seasons Pool, Tom Sutton, Roger Snyder, Brad Cooper, Charlie Woods, Tom Blake and Karen Cline.

* Also wished to thank the Moundsville Water Department for helping move a water line during the renovations at the pool. And the Street Department for their assistance.

* Wished to thank Jim “Bugs” Cochran of the News Register and Hugh Anderson of the Echo for providing pictures and articles in their papers concerning the renovations.

* And lastly, wished to thank Bob Baker, Louis Melchory and Councilperson Ralph DiRemigio.

* Manager Hendershot announced that the new Moundsville to Glen Dale Trail/Glen Dale Moundsville Trail has been paved. Council needs to address some form of an ordinance to keep ATV’s off the trail and also address the other parks in Moundsville. Manager Hendershot asked the editor’s to place an article in the new papers stating that motorized vehicles (excluding handicapped motorized equipment) are not permitted on the trails.

Councilperson Ward made a motion to authorize the City Attorney to draft an ordinance concerning ATV’s on city trails, seconded by Councilperson Lemasters. Motion carried unanimously.

* **Oiler** - Asked what department pays for fire hydrant replacements and how much are they? Fire Chief Clarke advised that the hydrants are paid for out of the Fire Department budget and the cost is approximately \$2500. The cost for the fire hydrants per year is approximately \$22,900.

* Wished everyone Happy Holidays.

* **Simms** - Wished everyone Happy Holidays.

* City Manager Hendershot announced that the employees Christmas luncheon will be Wednesday about 12:00 p.m.

* **Trussell** - Merry Christmas to all the departments. The City of Moundsville has a lot of good, productive workers.

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

Councilperson Ward made a motion to hold an executive session for personnel matters after a five minute recess, seconded by Councilperson Simms. Motion carried unanimously.

Meeting recessed at 8:22 p.m.

Meeting reconvened at 8:28 p.m.

Executive Session began at 8:28 p.m.

Executive Session adjourned at 8:40 p.m.

Regular Session reconvened at 8:40 p.m.

Executive Session:

Mayor Wallace announced that council held an executive session for personnel reasons and unanimously agreed that Allen Hendershot is doing a great job as City Manager for the City of Moundsville.

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

Meeting adjourned at 8:41 p.m.

Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor