

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **MAY 17, 2005**

3
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on May
5 17, 2005 at 7:00 p.m.

6
7 Meeting was called to order by Mayor Ralph DiRemigio.

8
9 Invocation by City Manager Hendershot.

10
11 City Clerk called the roll and the following council persons were in attendance: Lemasters, Oiler,
12 Wallace, Ward and DiRemigio. Absent: Simms (conference). Also present: City Manager
13 Hendershot, Police Chief Kudlak, Fire Chief Clarke, Street Commissioner Richmond, Building
14 Inspector Vickers, Attorney Thomas White, CPA Thomas Dobbs and City Clerk Hewitt.

15
16 **MINUTES:**

17
18 **Regular Council Meeting of May 3, 2005.**

19
20 Councilperson Oiler made a motion to accept and approve the minutes of the regular council
21 meeting of May 3, 2005, seconded by Councilperson Ward.

22
23 Councilperson Lemasters asked to amend the minutes to show that he was absent attending his
24 daughters graduation.

25
26 Councilperson Oiler made a motion to accept and approve the minutes of the regular council
27 meeting of May 3, 2005, as amended, seconded by Councilperson Ward. Motion carried
28 unanimously.

29
30 **GENERAL PUBLIC HEARING:**

31
32 * Matt Scales, 16 N Highland Avenue, requested "No Parking Here to Corner" signs at Highland
33 Avenue & Walnut Avenue because people are parking too close to the corner, on coming traffic
34 can not be seen. And his neighbors are fixing vehicles in their garage. Also, requested a copy of
35 the letter submitted by a neighbor concerning him.

36
37 Mayor DiRemigio informed Mr. Scales that requests for signs will be discussed at the Traffic
38 Committee Meetings.

39
40 Vice Mayor Wallace asked Mr. Scales if the neighbors are using the garage as a business? Mr.
41 Scales stated that the thought they were.

1 * Jack Cunningham, 516 Tenth Street, asked when the city was going to fix the 15 mph light on
2 Tenth Street? Also, asked when council was going to answer his questions from the previous
3 council meeting?
4

5 * Brenda Olnick, 77 Walnut Avenue, stated that her husband is not running a business in his
6 garage, he has a race car and is always working on it. Also, reported that neighbors are video
7 taping her every move.
8

9 * Sharon Scales, 16 N Highland Avenue, stated that Olnick's are running a repair garage and
10 they (Scales) are not video taping her.
11

12 **NEW BUSINESS:**
13

14 **Discussion and Approval of a Resolution Authorizing the City Manager to Enter into an**
15 **Agreement with the West Virginia DEP for Construction of a Bridge at the Landfill Site.**
16

17 Councilperson Oiler made a motion to authorize the City Manager to enter into the agreement,
18 seconded by Councilperson Lemasters. Motion carried unanimously.
19

20 **Discussion and Approval of Budget Revisions for the 2004-2005 General Fund Budget.**
21

22 Councilperson Lemasters made a motion to approve the budget revision for the 2004-2005
23 General Fund Budget, seconded by Councilperson Ward. Motion carried unanimously.
24

25 **Discussion and Approval to Authorize the City Manager to Submit the Storm Water**
26 **Management Plan.**
27

28 Councilperson Oiler made a motion to authorize the City Manager to submit the Storm Water
29 Management Plan, seconded by Councilperson Ward. Motion carried unanimously.
30

31 **Other Items to be Discussed by Council.**
32

33 **Nominations of the Second Ward Councilperson.**
34

35 The following citizens submitted letters of intent for the Second Ward Council Seat:
36

- | | | |
|----|---------------------------|-----------------------|
| 37 | 1. Norris "Pete" Mitchell | 4. Eugene Saunders Sr |
| 38 | 2007 Center Street | 109 Harmony Drive |
| 39 | | |
| 40 | 2. Charles "Rusty" Wolfe | 5. David L Wood |
| 41 | RD 5 Box 215 | 114 Cypress Avenue |
| 42 | | |
| 43 | | |

3. Robert McHenry Sr
2005 Meighen Avenue

6. David S Haynes
1900 First Street

Vice Mayor Wallace made a motion to nominate David S Haynes to fill the vacancy of Second Ward Councilperson, seconded by Councilperson Oiler.

Mayor DiRemigio called for a roll call vote. City Clerk announced the following tally. Ward-nay; Oiler-yea; Lemasters-yea; Wallace-yea; DiRemigio-yea; 4 yeas, 1 nay. Ward voting nay. Motion carried.

Councilperson Lemasters asked if David Haynes could serve on both council and the Water Board? Attorney White reported that he researched the matter and could not find anything that states that a person could not serve on both council and water board.

Vice Mayor Wallace commented that he hopes to see the names of the citizens who submitted letters on the next city election.

Street Sweeper.

Councilperson Oiler asked for an update on purchasing the street sweeper. Manager Hendershot reported that the city advertised and is in the process of putting the bids together.

MANAGER ITEMS:

Planning Commission Appointment.

Manager Hendershot reported that the term for Wanda Emery will expire on June 4, 2005. Ms. Emery submitted a letter showing interest in serving another term. Manager Hendershot will reappoint Ms. Emery.

Commercial Insurance Update.

Manager Hendershot received information from Commercial Insurance (current agent) concerning the West Virginia Municipal League Insurance Pooling Program. They will provide updates to the City Manager as they receive them.

Marshall County Schools Fund Raiser.

The Marshall County Schools PERC Center is sponsoring a Steak Fry Fund Raiser on Saturday, July 9, 2005, 6:00 p.m., at St. Jude Auxiliary Building (\$15 single, \$25 couple). The money will be used to provide kids with books, hair cuts, back packs, dental exams, etc.

1 **Thank You Letter.**

2
3 Virginia Wade sent a thank you letter to City Manager Hendershot for assistance with the picture
4 of former workers of the Fostoria Plant.

5
6 **Monarch Score Board at Football Stadium.**

7
8 Discussion was held concerning the installation of the Monarch Score Board with assistance by
9 the City of Moundsville. Manager Hendershot referred the purchase of a sponsor ad on the score
10 board to the Finance Committee.

11
12 **Employee Health Insurance Update.**

13
14 Manager Hendershot recommended to accept the rates for the employees Health Insurance at a
15 lower rate that was proposed. The only difference will be the \$100 & \$200 deductible.

16
17 **Legal Advertisements by Attorney White.**

18
19 Attorney White submitted five legal advertisements published in the Moundsville Daily Echo to
20 be received and filed by council.

- 21
22 1. Ordinance Concerning a Zone Change (Lafayette Avenue)
23 2. Ordinance Concerning B& O Tax
24 3. Ordinance Concerning Employee Policy - Sick Leave
25 4. Ordinance Concerning Water Rates (2)

26
27 Councilperson Lemasters made a motion to receive and file the above legal ads, seconded by
28 Councilperson Ward. Motion carried unanimously.

29
30 **MAYOR ITEMS:**

31
32 * Mayor DiRemigio requested the City Manager to send letters to all the West Virginia
33 Representatives concerning the possible closure of the Moundsville Navel Reserve Center. The
34 City of Moundsville expresses their hopes in keeping the reserve center open.

35
36 * Mayor DiRemigio also expressed his thanks to the Chamber of Commerce, Director Dave
37 Knuth and staff for all their service and assistance in the City of Moundsville.

38
39 **COMMITTEE REPORTS:**

40
41 **Discussion and Approval of Recommendations by the Finance Committee.**

1. Discussion of the Financial Statement for April, 2005. At 83.33% into the year, revenues are at 97.79% and expenditures are at 91.98%.

Discussion and Approval of Recommendations by the Traffic Committee.

1. Jack Tush addressed members concerning a new bridge over Big Grave Creek leading to the cities old landfill. The bridge will be free to the city.

The Traffic Committee recommends the attorney draft a resolution to enter into an agreement to build the bridge. (This matter was taken care of under new business)

2. Handicapped parking space at 2203 Kanawha Street.

The Traffic Committee recommends to provide a **resident only** handicapped parking space at 2203 Kanawha Street.

Discussion and Approval of Recommendations by the Policy Committee.

1. Presentation by Armando Benincasa of Steptoe & Johnson concerning the Storm Water Management Plan. No action taken at this time.

2. Discussion of the City Ordinance concerning storage of vehicles. No action taken at this time.

COUNCIL ITEMS:

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

* **Oiler** - Directed his comment to Mr. Cunningham that citizens do not have to attend council meetings because they are placed in the Moundsville Daily Echo after every meeting.

* Asked council since the paving project on Jefferson Avenue has been put on hold, couldn't the city pave some of the smaller streets in town? Manager Hendershot reported that the city has roughly \$150,000 to \$170,000 that will be available in July. These projects come to \$264,000, if the Jefferson Avenue project is taken out, that will still leave \$195,000 worth of projects.

* **Lemasters** - Nothing at this time.

* **Wallace** - Responded to Mr. Cunningham's question concerning the 15 mph light on 10th Street. The previous City Manager was working on this matter, but council does not think the project was completed. Also, stressed that police officers can not be place on every street to slow traffic.

1 City Manager Hendershot noted that Police Chief Kudlak provided council with a traffic study
2 on 10th Street several months ago. The average speed was 22 mph.

3
4 * Believes that the catch basin in front of 405 Cedar Avenue has been submitted to the Street
5 Department.

6
7 * Wished to thank all the citizens that provided the city with letters of intent for the Second Ward
8 Council seat.

9
10 * **Oiler** - Commended the Fire Department & Police Department for their quick and professional
11 assistance during the chemical leak on Rt.2.

12
13 Mayor DiRemigio called for a 5 minute recess. When council returns, they will have an
14 executive session for personnel matters.

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16 Meeting recessed at 7:37 p.m.

17
18 Executive Session began at 7:45 p.m.

19
20 Executive Session adjourned at 8:22 p.m.

21
22 Councilperson Wallace made a motion to adjourn, seconded by Councilperson Lemasters.
23 Motion carried unanimously.

24
25 Meeting adjourned at 8:22 p.m.

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31 _____
32 Sondra J. Hewitt, City Clerk

Ralph DiRemigio, Mayor