

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **AUGUST 2, 2005**
3

4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on
5 August 2, 2005 at 7:00 p.m.
6

7 Meeting was called to order by Vice Mayor Dennis Wallace.
8

9 Invocation by Councilperson Mark Simms.
10

11 City Clerk called the roll and the following council persons were in attendance: Haynes,
12 Lemasters, Oiler, Simms, Ward and Wallace. Absent: DiRemigio (ill). Also present: City
13 Manager Hendershot, Fire Chief Clarke, Street Commissioner Richmond, Building Inspector
14 Wise, Attorney Thomas White, Asst. CPA Jane Criswell and City Clerk Hewitt. Absent: Police
15 Chief Kudlak (seminar) and CPA Thomas Dobbs (ill).
16

17 **Regular Council Meeting of July 19, 2005.**
18

19 Councilperson Oiler made a motion to accept and approve the minutes of the regular council
20 meeting of July 19, 2005, seconded by Councilperson Simms. Motion carried unanimously.
21

22 **GENERAL PUBLIC HEARING:**
23

24 **Presentation of Recognition Awards to the Master Gardeners, Moundsville Garden Club,**
25 **Moundsville Rotary Club and H Carl Boso Jr by Vice Mayor Dennis Wallace.**
26

27 City Manager Hendershot commended the clubs for an outstanding job keeping the City of
28 Moundsville full of flowers at the north and south entrance to the city and across from BB&T
29 Bank on Jefferson Avenue.
30

31 * George Kachala, 31 Fostoria Avenue, spoke to council concerning his property line and not
32 being able to find a surveyor to survey his property.
33

34 Vice Mayor Wallace instructed Mr. Kachala to hire an attorney, have the property surveyed and
35 file papers with the court. This is a civil matter and council can not help him with it.
36

37 **NEW BUSINESS:**
38

39 **Discussion and Approval of a Resolution for the Prevention Resource Officer Grant (PRO).**
40

41 Councilperson Simms made a motion to approve the resolution for the Prevention Resource
42
43

1 Officer at the Moundsville Jr High School, seconded by Councilperson Oiler. Motion carried
2 unanimously.

3
4 **Discussion and Approval of a Loan Resolution Authorizing and Providing for the**
5 **Incurrence of Indebtedness for the Purpose of Providing Portion of the Cost of Acquiring,**
6 **Construction, Enlarging, Improving, and/or Extending its Water Plant Project Facility to**
7 **Serve an Area Lawfully within its Jurisdiction.**

8
9 City Manager Hendershot explained that the \$4.9 million loan from the US Department of
10 Agriculture, under the Consolidated Farm and Rural Development Act has been in the possession
11 of the Moundsville Water Board for some time. The Water Boards Attorney has been
12 negotiating with federal officials on the project. Negotiations have been completed and all
13 parties are ready to move forward on the contract.

14
15 Councilperson Simms made a motion to approve the resolution for the loan, seconded by
16 Councilperson Haynes. Motion carried unanimously.

17
18 **Other Items to be Discussed by Council.**

19
20 Councilperson Simms suggested that the city purchase the Clark house on Thompson Avenue at
21 the Riverfront to expand the Riverfront Park.

22
23 After some discussion, Councilperson Simms made a motion to request the City Manager to
24 research purchasing the Clark property on Thompson Avenue, seconded by Councilperson Ward.
25 Motion carried unanimously.

26
27 **MANAGER ITEMS:**

28
29 **Local Government Flexibility Act.**

30
31 Recently Governor Manchin signed a Local Government Flexibility Act which establishes a
32 waiver process for provisions of state regulations that effect municipalities that may cause them
33 difficulty in competing with bordering communities. Manager Hendershot has asked Delegate
34 Varner for more information concerning the Flexibility Act.

35
36 Manager Hendershot also commented that he would like the Moundsville Water Board to
37 attempt to utilize this Act in Moundsville's Water Treatment Plant proceedings because the
38 Public Service Commission because of the constant delays and appeals has cost the city millions
39 of dollars in construction for the Water Treatment Plant. If there is a way the city can go through
40 the state to waive some of those regulations, the city should pursue it.

1 **Grave Creek Mound Museum Expansion.**

2
3 Manager Hendershot spoke with Susan Yoho, Director of the Grave Creek Mound, who advised
4 that bids will be let for the expansion project on August 10, 2005 and a pre-bid meeting will be
5 held next week.

6
7 **Response Letter Received.**

8
9 Manager Hendershot received response letter from Congressman Alan B. Mollohan and Senator
10 John D. Rockefeller IV concerning the closure of the Moundville Naval and Marine Corp
11 Center. Also from the White House on behalf of President Bush concerning funding for local
12 law enforcement.

13
14 **West Virginia Municipal League Insurance Pool.**

15
16 The WVML has announced another value added service concerning their own property and
17 casualty self insurance pool. This Pool has been custom designed to meeting the specific needs
18 of municipal risks in West Virginia and will be available only to WVML members.

19
20 **Business After Hours Announced.**

21
22 The Marshall County Chamber of Commerce announced that Business After Hours will be held
23 at the Cochayne House in Glen Dale on Thursday, August 25, 2005. A Reception will be held at
24 2:00 p.m., followed by tours at 3:00 p.m., and the Business After Hours at 5:00 p.m., sponsored
25 by BB&T Bank.

26
27 **2005 Elizabethtown Festival.**

28
29 The Elizabethtown Festival Committee wished to thank council for their contribution for this
30 years festival. The donation was used to enhance the quality of the entertainment and
31 educational programs for adults and children.

32
33 **Update on Timing of Light at Twelfth Street and Turn Lane on Fifth Street.**

34
35 Manager Hendershot has requested in a formal letter that West Virginia DOH perform traffic
36 studies at Twelfth Street & Lafayette Avenue as well as Fifth Street & Lafayette Avenue.

37
38 **Update on Sidewalk Project on Jefferson Extension.**

39
40 City Manager Hendershot reported that paper work has been submitted on the sidewalk project.
41 The state at this time has delayed moving forward on the project because with the bridge
42 realignment that is going to occur, they anticipate putting in a detour bridge when construction of
43

1 the new bridge begins. The detour bridge will be going through the area where the sidewalk will
2 be placed.

3
4 **Appointment to the Moundsville Housing Authority Board. (Manager's Appointment)**

5
6 City Manager Hendershot announced that he will be appointing Fred Oelschlager to the
7
8 Moundsville Housing Authority for a 5 year term. Mr. Oelschlager will be replacing David
9 Glover.

10
11 **COMMITTEE REPORTS:**

12
13 **Discussion and Approval of Recommendations by the Finance Committee.**

14
15 Vice Mayor Wallace scheduled a Finance Meeting on Tuesday, August 9, 2005 at 6:00 p.m.

16
17 **Discussion and Approval of Recommendations by the Traffic Committee.**

18
19 Councilperson Simms scheduled a Traffic Meeting following the Finance Meeting.

20
21 **Discussion and Approval of Recommendations by the Policy Committee.**

22
23 Councilperson Oiler scheduled a Policy Meeting following the Traffic Meeting.

24
25 **COUNCIL ITEMS:**

26
27 *** Haynes** - Nothing at this time.

28
29 *** Lemasters** - Asked that patrol be increased at Valley Fork Park, kids have been vandalizing the
30 park.

31
32 *** Ward** - Wished to thank council for the Get Well card while he was in the hospital.

33
34 *** Simms** - Asked that the gravel on Myrtle Avenue from Seventh Street to the Fairgrounds be
35 cleaned up.

36
37 *** Wished** to welcome Councilperson Ward back. And sends Mayor DiRemigio his wishes.

38
39 *** Oiler** - Asked how the city stands on paving? Manager Hendershot reported that the city
40 received the contract approvals from Klug Brothers. They should begin next month.

41
42 *** Wallace** - Wished to thank the Fair Board for allowing City Council to participate in judging
43 events at the fair.

1 * Wished to welcome Councilperson Ward back to council.

2
3 Vice Mayor Wallace made a motion to adjourn, seconded by Councilperson Oiler. Motion
4 carried unanimously.

5
6 Meeting adjourned at 7:31 p.m.
7
8
9
10

11
12 _____
Sondra J. Hewitt, City Clerk

Dennis Wallace, Vice Mayor