

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**  
2 **JANUARY 3, 2006**

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4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on  
5 January 3, 2006, at 7:00 p.m.

6  
7 Meeting was called to order by 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 and Mayor Wallace. Absent: Vice Mayor DiRemigio (ill) and  
13 Councilperson Ward (ill). Also present: City Manager Hendershot, Police Chief Kudlak, Street  
14 Foreman Chuck Richmond, Fire Pvt. Shane Ullom, Building Inspector Wise, Attorney Thomas  
15 White, Asst. Finance Director Jane Criswell and City Clerk Hewitt. Absent: Fire Chief Clarke  
16 (class) and CPA Finance Director Thomas Dobbs (ill).

17  
18 **MINUTES:**

19  
20 **Regular Council Meeting of December 20, 2005.**

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

25  
26 **GENERAL PUBLIC HEARING:**

27  
28 \* Jack N. Cunningham, 516 Tenth Street, apologized to Mayor Wallace for his strong demeanor  
29 at a previous council meeting. He questioned council on the Yard Sale/Garage Sale ordinance  
30 that previously passed stating that elderly people look forward to yard sales. Mayor Wallace  
31 remarked that neighbors were complaining because people would sell items from their yard and  
32 porches daily and this constitutes as a business. Mr. Cunningham also asked Hugh Anderson,  
33 Moundsville Echo, why he wasn't reporting everything that citizens comment in the paper?  
34 Mayor Wallace asked that Mr. Cunningham direct all his questions to the council.

35  
36 \* David White, 406 Clinton Avenue, also commented on the Yard Sale/Garage Sale ordinance  
37 stating there are other ordinances in the City that should be eliminated or added to the city's  
38 ordinance book such as junk cars in yards, skateboards and skates on sidewalks.

39  
40 **OLD BUSINESS:**

41  
42 **Discussion and Approval of an Ordinance Concerning Days and Coverage Hours for**  
43 **Parking Meters.**

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

3  
4 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**  
5 **VIRGINIA, AMENDING AND REENACTING SECTION 361.14 OF THE CODE OF**  
6 **THE CITY OF MOUNDSVILLE, PERTAINING TO PARKING METERS AND**  
7 **AMENDING THE EFFECTIVE HOURS OF OPERATION. (SECOND READING)**  
8

9 Councilperson Simms made a motion to accept and approve the parking meter ordinance,  
10 seconded by Councilperson Oiler.

11  
12 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 5 yeas.  
13 Motion carried unanimously.

14  
15 **Discussion and Approval of an Ordinance Concerning the Employee Policy Regulations.**  
16 **(Second Reading)**  
17

18 Attorney White read the following ordinance concerning the employee policy regulations by title  
19 only to be passed by council on second and final reading:

20  
21 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**  
22 **VIRGINIA, TO REENACT SECTION 155.13 OF THE EMPLOYEE POLICY**  
23 **REGULATIONS PROVIDING FOR A DRUG FREE WORKPLACE AND SUBSTANCE**  
24 **ABUSE POLICY. (SECOND READING)**  
25

26 Councilperson Haynes made a motion to accept and approve the employee policy amendment,  
27 seconded by Councilperson Lemasters.

28  
29 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 5 yeas.  
30 Motion carried unanimously.

31  
32 **Other Items to be Discussed by Council.**  
33

34 \* Councilperson Haynes apologized to City Clerk Hewitt for failing to mention her attendance at  
35 the Water Treatment Plant project signing.

36  
37 \* Councilperson Oiler asked that the sidewalk project for 12th Street can be reviewed this year  
38 and if funds are available? Manager Hendershot reported that he will be submitting a grant  
39 application for 12th Street and Jefferson Avenue Extension for this grant cycle.

40  
41 **NEW BUSINESS:**  
42  
43

1 **Discussion and Approval of a Resolution Supporting the Execution of an Agreement for the**  
2 **Construction of ADA Approved Handicapped Accessible Sidewalks in Downtown**  
3 **Moundsville.**

4  
5 Manager Hendershot reported this grant has been submitted and approved. The resolution is the  
6 next step in the process of the \$25,000 state grant. The funds will be used to construct the new  
7 ADA style wider handicapped parking spaces and ramps on Jefferson Avenue and around the  
8 Marshall County Courthouse.

9  
10 Councilperson Lemasters made a motion to approve the resolution, seconded by Councilperson  
11 Simms. Motion carried unanimously.

12  
13 **Discussion and Award of Bids for the Copper.**

14  
15 Bids were submitted by three individuals for the insulated copper located at the Moundsville  
16 Street Department. Highest bidder was T & T Quigley Inc in the amount of \$2,000.

17  
18 Councilperson Haynes made a motion to award the bid to T & T Quigley Inc., seconded by  
19 Councilperson Lemasters. Motion carried unanimously.

20  
21 **MANAGER ITEMS:**

22  
23 **Donation of Property to the City of Moundsville.**

24  
25 Manager Hendershot announced that Tom Quinn, a local resident and businessman, donated  
26 approximately 9.5 acres to the City of Moundsville. The only cost to the city is the appraisal,  
27 title search and deed.

28  
29 Council members would like to present Mr. Quinn with a plaque expressing their appreciation  
30 for his donation.

31  
32 **Water Treatment Plant Ground Breaking.**

33  
34 Manager Hendershot announced the ground breaking for the Water Treatment Plant project will  
35 be held on Thursday, January 5, 2005 at 10:00 a.m. near the wells on Hitt Drive (behind Elby's)  
36 and a reception at 11:00 at the Training Center (old prison). Congressman Mollohan and a  
37 representative from Governor Manchin's Office will be attending.

38  
39 **Crosswalk at 12th Street South Shopping Plaza.**

40  
41 Manager Hendershot met with DOH Engineer Lloyd Adams concerning the crosswalk on 12th  
42 Street. Mr. Adams will review this request with DOH Traffic Engineers.

1     **MAYOR ITEMS:**

2  
3     \* Mayor Wallace wished to send thoughts and prayers to the WV coal miners and their families.

4  
5     \* Reminded Council members of the new Water Treatment Plant ground breaking.

6  
7     \* Asked Manager Hendershot if he was still working on the pay scale for employees. Manager  
8     Hendershot reported the information was collected and submitted to CPA Tom Dobbs, who has  
9     been ill.

10  
11    \* Thanked council members for their support appointing him as Mayor. Things will be  
12    happening in 2006.

13  
14    **COMMITTEE REPORTS:**

15  
16    **Discussion and Approval of Recommendations by the Finance Committee.**

17  
18    Councilperson Lemasters scheduled a Finance Meeting for Wednesday, January 11, 2006.

19  
20    **Discussion and Approval of Recommendations by the Traffic Committee.**

21  
22    Councilperson Simms scheduled a Traffic Meeting following the Finance Meeting.

23  
24    **Discussion and Approval of Recommendations by the Policy Committee.**

25  
26    Councilperson Oiler scheduled a Policy Meeting following the Traffic Meeting.

27  
28    **COUNCIL ITEMS:**

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30    \* **Oiler** - Nothing at this time.

31  
32    \* **Simms** - Prayers and thoughts to Vice Mayor DiRemigio and Councilperson Ward who have  
33    both been ill.

34  
35    \* **Lemasters** - Reported the heater has been installed at Four Seasons Pool and is working well.

36  
37    \* **Haynes** - Received a complaint that Dale's Pontiac employees are parking in the alley behind  
38    their shop.

39  
40    \* Announced that transportation will be available at the training center for the ground breaking  
41    on Thursday.

42  
43    \* Manager Hendershot announced Mayor Wallace was sworn in today.

1 \* Mayor Wallace asked that the Policy Committee review the city code book to possibly change  
2 some of the ordinances.

3  
4 \* Councilperson Haynes said his prayers go out to the families of the WV miners.

5  
6 Councilperson Haynes made a motion to adjourn, seconded by Councilperson Simms. Motion  
7 carried unanimously.

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9 Meeting adjourned at 7:37 p.m.

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Sondra J. Hewitt, City Clerk

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Dennis Wallace, Mayor