

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **JANUARY 17, 2006**

3
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on
5 January 17, 2006 at 7:00 p.m.

6
7 Meeting was called to order by Mayor Dennis Wallace.

8
9 Invocation by City Manager Allen Hendershot.

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

16
17 **MINUTES:**

18
19 **Regular Council Meeting of January 3, 2006.**

20
21 Councilperson Oiler made a motion to accept and approve the minutes of the regular council
22 meeting of January 3, 2006, seconded by Councilperson Lemasters. Motion carried
23 unanimously.

24
25 **GENERAL PUBLIC HEARING:**

26
27 * Joseph VanScyoc, 13 Simpson Avenue, informed council that he has also filed papers for the
28 easement between 11 & 13 Simpson Avenue. He also commented that he has maintained that
29 property since 1999.

30
31 * David White, 406 Clinton Avenue, thanked the Police Department for capturing a fugitive from
32 OH on Clinton Avenue. He also asked if the Police Chief has finished the traffic speed study of
33 Clinton Avenue. Chief Kudlak advised that his report was not complete at this time.

34
35 **OLD BUSINESS:**

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37 * Councilperson Haynes reported that he met with City Manager Hendershot and Fire Chief
38 Clarke concerning an ambulance service for Moundsville. This project is moving forward.

39
40 **NEW BUSINESS:**

41
42 **Discussion and Approval of a Resolution Concerning Financing Terms for the 2006 Ford**
43 **F-650 SD Dump Truck for the Street Department.**

1 Manager Hendershot advised the purchase of this truck was already approved and the truck was
2 received, but the resolution for financing must be approved by council.

3
4 Councilperson Haynes made a motion to approve the financing resolution, seconded by
5 Councilperson Lemasters. Motion carried unanimously.

6
7 **Discussion and Approval of an Ordinance Concerning Holidays in the Employee Policy**
8 **Manual. (First Reading)**

9
10 Attorney White read the following ordinance by title only to be passed by council on first
11 reading:

12
13 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**
14 **VIRGINIA, AMENDING A SUBPART OF SECTION 155.05 OF THE CODE OF THE**
15 **CITY OF MOUNDSVILLE, RELATING TO LEGAL HOLIDAYS FOR EMPLOYEES**
16 **OF THE CITY OF MOUNDSVILLE. (FIRST READING)**

17
18 Councilperson Lemasters made a motion to accept and approve the ordinance, seconded by
19 Councilperson Oiler.

20
21 Manager Hendershot explained the adjustment to city policy will bring the City Policy in line
22 with recent changes made by the state.

23
24 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 5 yeas.
25 Motion carried unanimously.

26
27 **Appointments to the Historic Landmarks Commission. (Manager's Appointment of Two)**

28
29 Manager Hendershot received letters from Hilda Blake and Deanna McDowell asking to be
30 reappointed for another term to the Historic Landmarks Commission. Manager Hendershot will
31 reappoint both individuals a two year term.

32
33 **Appointment to the Moundsville Planning Commission. (Manager's Appointment)**

34
35 Manager Hendershot received a letter from Karen Ali asking to be reported to the Planning
36 Commission. Manager Hendershot appointed Mrs. Ali to the Planning Commission for a three
37 year term.

38
39 **MANAGER ITEMS:**

40
41 **Appalachian Outreach - Spring Clean Up 2006.**

42
43 Rose Hart of Appalachian Outreach Inc would like to participate in the City of Moundsville's

1 Spring Cleanup 2006. She has asked the City Manager to contact her with a date if participation
2 is approved. Council
3

4 **Update of Fuel Spill at City Garage.**
5

6 Manager Hendershot reported that he & Street Commissioner Richmond are continuing with the
7 fuel spill situation at the City Garage. Negotiations with Delta Environmental are still in the
8 process. Also, the company that provided the city with the tank is being contacted about
9 responsibilities and expenses.
10

11 **Legal Advertisement by Attorney Thomas White.**
12

13 Attorney White presented council with a legal advertisement published in the Moundsville Daily
14 Echo for sealed bids on copper wire at the City Garage. Councilperson Lemasters made a
15 motion to receive and file the publication, seconded by Councilperson Haynes. Motion carried
16 unanimously.
17

18 **Award of Accommodation to the Moundsville Police Department.**
19

20 Chief Kudlak reported the Police Department was recognized by the Highway Safety Office for
21 the training of approximately 160 hours received on child safety seats. The Police Department
22 has nine certified child safety seat technician's and two technician's from the Fire Department.
23

24 **MAYOR ITEMS:**
25

26 Mayor Wallace announced that Moundsville is moving forward. Construction will begin on the
27 new Water Treatment Plant in the next few weeks. This plant will serve the citizens of
28 Moundsville with the best quality water in the state. Walmart will be opening the end of January
29 bringing people through Moundsville.
30

31 **COMMITTEE REPORTS:**
32

33 **Discussion and Approval of Recommendations by the Finance Committee.**
34

35 Councilperson Lemasters noted that the city is at 51.61% of expected revenues and 51.81% of
36 expected expenditures. Finance Director Thomas Dobbs commented that the finances look good,
37 the city a little bit ahead being 50% through the year.
38

39 **Discussion and Approval of Recommendations by the Traffic Committee.**
40

41 1. Discussion of Easement of Highland Avenue at Second Street. The Traffic Committees
42
43 recommendation was to proceed with requested of an easement and have the applicant install a

1 culvert for the spring that runs through the property in question.

2
3 2. Discussion of Handicapped Parking request for 304 Ninth Street. The Traffic Committee
4 denied this request.

5
6 3. Discussion of alley behind Wood Health Care Clinic. The Traffic Committee noted that Greg
7 Wood and other parties are attempting to work this out between themselves.

8
9 4. Discussion of easement at between 11 & 13 Simpson Avenue. Council decided to send this
10 matter back to the Traffic Committee for further discussion and research, since both parties have
11 applied for the easement.

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

14
15 1. Discussion and review of the Vehicle Storage Ordinance. The Policy Committee
16 recommends the City Attorney and City Manager review the ordinance and make
17 recommendations.

18
19 2. Discussion of the Children at Play Ordinance. The Policy Committee did not take any action
20 on this ordinance.

21
22 3. Discussion and review of Wheeled Vehicles on the Sidewalk Ordinance. The Policy
23 Committee did not take any action on this ordinance.

24
25 4. Discussion of Policy Change to City Holidays Observed. The Policy Committee
26 recommended to direct the City Attorney to draft an ordinance to mirror new state holidays
27 placed in effect in 2005.

28
29 **COUNCIL ITEMS:**

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31 * **Haynes** - The Finance Committee also discussed with Finance Director Thomas Dobbs hourly
32 rate changes for the Street Department. Mr. Dobbs advised that he has the paper work and will
33 be meeting with the City Manager.

34
35 * **Lemasters** - Wished to thank the Street Department for helping the Parks and Recreation
36 Department weld a mower deck on their equipment.

37
38 * **Ward** - Nothing at this time.

39
40 * **Oiler** - Nothing at this time.

1 Councilperson Oiler made a motion to adjourn, seconded by Councilperson Lemasters. Motion
2 carried unanimously.

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4 Meeting adjourned at 7:40 p.m.
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11 _____
Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor