

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **JUNE 6, 2006**

3
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on June
5 6, 2006.

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

8
9 Invocation by Councilperson Simms.

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

16
17 **MINUTES:**

18
19 **Regular Council Meeting of May 16, 2006:**

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21 Councilperson Oiler made a motion to accept and approve the minutes of the regular meeting of May
22 16, 2006, seconded by Councilperson Lemasters. Motion carried.

23
24 **GENERAL PUBLIC HEARING:**

25
26 *Amy Parker addressed the Council on behalf of her father, Robert Toler, who owns property in
27 town. She expressed concern that certain areas in town are not abiding by the ordinance restrictions
28 about placing trailers and RVs, being used as residences, in flood prone areas. The City Manager
29 explained that he has instructed Attorney White to review this situation, in cooperation with the City
30 Building Inspectors. Until an adequate clarification is reached, property owners have not been
31 instructed to remove current trailers or RVs, but no new structures are being allowed to enter.

32
33 *Larry Vucelick of 27 Simpson Avenue expressed his desire to fill the First Ward seat left vacant
34 by the recent passing of Councilperson Dick Ward. He feels that he should receive special
35 consideration, as he was the second highest vote-getter in the last election for this seat. Mayor
36 Wallace explained that someone will be appointed, after the position is advertised, to fill the
37 remaining six months, and the seat will be put on the next election ballot.

38
39 **OLD BUSINESS:**

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41 **General Public Hearing on Ordinance of the City of Moundsville, West Virginia amending and**
42 **re-enacting Section 42 of the Charter of the City of Moundsville to raise the level of City**
43 **Improvements requiring Competitive Bidding from \$2,500.00 to \$10,000.00.**

1 No one from the general public wished to speak on the ordinance.

3 **Discussion and Approval of an Ordinance of the City of Moundsville, West Virginia amending**
4 **and re-enacting Section 42 of the Charter of the City of Moundsville to raise the level of City**
5 **Improvements requiring Competitive Bidding from \$2,500.00 to \$10,000.00. (Second & Final**
6 **Reading)**

7
8 Councilperson DiRemigio made a motion to accept and approve amendment to increase the
9 competitive bidding level, seconded by Councilperson Simms. Motion carried.

10
11 **Pearl Street Trailer Demolition.**

12
13 Councilperson Lemasters questioned the progress of the condemned trailers on Pearl Street. City
14 Manager Hendershot explained the Building Inspector Vickers is working on this, and one property
15 owner is in the process of having his trailers demolished.

16
17 **NEW BUSINESS:**

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19 **Discussion and Approval of an Ordinance to Amend Public Safety Fee. (First Reading)**

20
21 Councilperson Simms made a motion to accept and approve the ordinance to amend the time of
22 payment for the Public Safety Fee, seconded by Councilperson Lemasters. Councilperson
23 DiRemigio wanted to clarify that this was not an increase in the fee itself. Attorney White explained
24 that this ordinance is merely amending the billing month from October and July and correcting a
25 minor error from the previous amendment. Motion carried.

26
27 **Discussion and Approval Authorizing Change Order #2 for Water Treatment Plant for Wiring**
28 **and Stainless Steel Lids.**

29
30 Councilperson Simms made a motion to accept and approve the change order for the Water
31 Treatment Plant, seconded by Councilperson Lemasters. Manager Hendershot explained that the
32 Water Board has already approved this \$32,550.00 cost reduction. Motion carried.

33
34 **Discussion and Approval of Change Order #3 for the Water Treatment Plant for \$10,000.00**
35 **Increase to have Engineer Design Additional Building Space.**

36
37 Councilperson Oiler made a motion to accept and approve the change order for the Water Treatment
38 Plant, seconded by Councilperson Lemasters. Manager Hendershot again explained that the Water
39 Board has also approved this cost increase to engineer the design that will restore some original lab
40 and office space that was previously removed from the plans. Motion carried.

41
42 **MANAGER ITEMS:**
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1 **Discussion and Approval of Bid for Street Paving.**

3 Klug Brothers Inc was the only company to bid on the paving project for Jefferson Avenue, from 11th
4 to 12th Streets. Manager Hendershot explained that the bid was about \$5,000.00 higher than the
5 engineer estimated due to rising fuel costs. Councilperson Simms motioned to approve the Klug bid
6 for street paving, seconded by Councilperson Oiler. Motion carried.

7
8 **Discussion and Approval of Bid for Street Department Pick Up Truck.**

9
10 Glen Dale Motor Company submitted two bids: \$23,032.00 for a Dodge and \$18,282.00 for a Chevy.
11 Street Commissioner Richmond agreed that both trucks met the specifications; however, the Dodge
12 included some extras that were not needed, and the Chevy contained a four cylinder engine and
13 smaller bed. Councilperson Simms made a motion to accept the bid for the Chevy truck, seconded
14 by Councilperson Lemasters. Motion carried.

15
16 **Discussion of Request for Sponsorship of 2006 Young Live (David Slaysman Memorial) Tennis**
17 **Tournament.**

18
19 Manager Hendershot explained that this request was for an individual sponsorship. After brief
20 discussion on the inability to provide for every donation request made by an individual, no action
21 was taken.

22
23 **Discussion and Approval of the Resignation of David S. Haynes from the Second Ward**
24 **Council Seat.**

25
26 Councilperson Simms made a motion to accept and receive and file the resignation from David
27 Haynes, seconded by Councilperson Lemasters. Motion carried.

28
29 **Discussion of Request for Donation from the Youth Club of Marshall County.**

30
31 Manager Hendershot explained that the City donated \$250.00 in 2005; and he and Mayor Wallace
32 agree that this is a fine program for the youth of Marshall County. Councilperson Oiler made a
33 motion to approve a donation equal to last year's, seconded by Councilperson DiRemigio. Motion
34 carried.

35
36 **Discussion of Request from the Marshall County Fair Board for the Waiver of License Fees**
37 **for the 2006 Fair.**

38
39 Councilperson Simms made a motion to approve the license fee waiver for the fair vendors,
40 seconded by Councilperson DiRemigio. Motion carried.

41
42 **Discussion of Request from the John Marshall Marching Monarchs for ad in the 2006 Football**
43 **Program.**

1 Councilperson DiRemigio made a motion to approve the \$75.00 half page ad in the 2006 football
2 program, seconded by Councilperson Lemasters. Motion carried.

3
4 **Fair Board Annual Dinner.**

5
6 Manager Hendershot mentioned that all members were invited to the Annual Fair Board dinner at
7 the Special Events Building at the Fairgrounds. Social hour will begin at 6:00 PM, with dinner being
8 served at 6:30 on Wednesday, June 7, 2006.

9
10 **Council Meeting Scheduled for July 4, 2006.**

11
12 Manager Hendershot mentioned that the first City Council Meeting in July falls on Independence
13 Day. Councilperson Oiler made a motion to move the Council meeting to July 5, seconded by
14 Councilperson Simms. Motion carried.

15
16 **Street Department Bathroom Renovations.**

17
18 Councilperson Simms questioned the progress on the bathroom renovations to be done at the Street
19 Department garage. Street Commissioner Richmond explained that he is receiving estimates on
20 materials, and Street and Sanitation employees will be handling the labor. He confirmed with
21 Manager Hendershot that individual cost estimates do not need to be approved by Council, as they
22 have already approved the total project cost of \$6,000.00. Commissioner Richmond does not expect
any individual item to exceed the \$2,500.00 current bid level.

23
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25 **Councilperson Ward.**

26
27 Manager Hendershot expressed that it has been his honor to know and work with Councilperson
28 Dick Ward, and he will miss his presence.

29
30 **MAYOR ITEMS:**

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32 * Mayor Wallace briefly mentioned the recent photo opportunity with the County Commission and
33 the Marshall County Youth Club. He emphasized the importance of the City and County working
34 together to help the program succeed.

35
36 *Mayor Wallace also expressed his sorrow over the recent passing of Councilperson Ward. He
37 affirmed that Councilperson Ward represented his ward and the City "very well."

38
39 **COMMITTEE REPORTS:**

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

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43 Councilperson Lemasters scheduled a meeting for June 13, 2006 at 6:00 PM.

Discussion and Approval of Recommendations by the Traffic Committee.

Councilperson Simms scheduled a meeting immediately following the Finance Committee.

Discussion and Approval of Recommendations by the Policy Committee.

Councilperson Oiler scheduled a meeting immediately following the Traffic Committee.

Mayor Wallace questioned Commissioner Richmond about the Call Out procedure. Commissioner Richmond explained that he is trying to work out a more understandable schedule with the Police Dispatchers.

COUNCIL ITEMS:

***DiRemigio** - Expressed his sorrow over the passing of Councilperson Dick Ward.

***Questioned** the cash surplus projection for the end of the fiscal year. Manager Hendershot and CPA Dobbs affirmed that a better estimate will be available at the Finance meeting.

***Discussion** with CPA Dobbs about the prevailing interest rates on loan and savings accounts. Councilperson DiRemigio suggested that the City's higher debt be paid from the anticipated surplus.

***Lemasters** - Stated that he will miss Councilperson Ward and Councilperson Haynes and their hard work. He questioned Mayor Wallace about restructuring the Committees, which Mayor Wallace will look at.

***Thanked** the Street Department for assisting with the clogged drains at Valley Fork Park.

***Thanked** City Treasurer Ankrom for filling in for the Clerk while she is on sick leave, and conveyed Get Well Wishes to City Clerk Hewitt.

***Oiler** - Offered his condolences to Peggy Ward and her family.

***Mentioned** that the grass at 709 Lockwood is extremely high.

***Simms** - Made a motion to advertise for the First and Second Ward Council seats, seconded by Councilperson Oiler. Manager Hendershot agreed to advertise immediately and specify that letters are due by June 16. Mayor Wallace emphasized that both seats will also be on the ballot in November. Motion carried.

***Mentioned** that the grass in the empty lot between the Kroger Gas Station and Teletech Drive is consistently left unkempt each summer. Manager Hendershot explained that this property is owned by New Plan Realty and will send a notice to them about maintaining the appearance of this lot.

1 City Attorney White presented two legal ads to be received and filed. Councilperson Simms made
2 a motion to receive and file the ads, seconded by Councilperson Lemasters. Motion carried.

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4 Councilperson Simms made a motion to adjourn, seconded by Councilperson Oiler. Motion carried.

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6 Meeting adjourned at 7:45 p.m.
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11

12 Karen L. Ankorm, Acting City Clerk

Dennis Wallace, Mayor