

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **JULY 18, 2006**

3
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on July
5 18, 2006 at 7:00 p.m.

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

8
9 Invocation by Councilperson Simms.

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

16
17 **MINUTES:**

18
19 **Regular Council Meeting of July 5, 2006.**

20
21 Vice Mayor DiRemigio made a motion to accept and approve the minutes of the regular council
22 meeting of July 5, 2006, seconded by Councilperson Oiler. Motion carried unanimously.

23
24 **GENERAL PUBLIC HEARING:**

25
26 * David White, 406 Clinton Avenue, asked that council remove the "No Thru Traffic" sign in the
27 alley between Juniper Avenue and Clinton Avenue since the traffic flow is picking up. Also,
28 reported that hedges are blocking the view on Juniper Avenue when attempting to pull onto
29 Fourth Street.

30
31 * Jack N Cunningham, 516 Tenth Street, asked if the city has an ordinance against grass
32 clippings blowing into the street while mowing. If so, why aren't the police citing the people?
33 Grass is blown into the street at 10th & Tomlinson Avenue and on Purdy Avenue. Mr.
34 Cunningham also reported vehicles running the stop sign at 10th & Tomlinson and reported
35 accident is going to occur on the paved alley beside the Golden Towers.

36
37 **NEW BUSINESS:**

38
39 **Discussion and Approval of a Resolution Authorizing the City Manager and City**
40 **Treasurer to Transact Securities for the City of Moundsville.**

41
42 Councilperson Lemasters made a motion to approve the resolution, seconded by Councilperson
43 Wood. Motion carried unanimously.

1 **Discussion and Approval for Payment of Requisition #8 for the Moundsville Water Project.**

2
3 Councilperson Lemasters made a motion to authorize payment of Requisition #8 for the
4 Moundsville Water Project, seconded by Councilperson Oiler. Motion carried unanimously.

5
6 Manager Hendershot updated council on the progress of construction of the Moundsville Water
7 Treatment Plant project.

8
9 **Discussion and Approval of an Ordinance of the Council of the City of Moundsville, West**
10 **Virginia, Amending Section 1731.01 of the Municipal Code for the Adoption of the Sate**
11 **Building Code, 2006 Edition. (First Reading)**

12
13 Attorney White read the following Building Code ordinance by title only to be passed by council
14 on first reading:

15
16 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**
17 **VIRGINIA, AMENDING AND REENACTING SECTION 1731.01 OF THE MUNICIPAL**
18 **CODE OF THE CITY OF MOUNDSVILLE TO PROVIDE FOR THE ADOPTION OF**
19 **THE STATE BUILDING CODE, 2006 EDITION. (FIRST READING)**

20
21 Councilperson Oiler made a motion to approve the Building Code ordinance, seconded by
22 Councilperson Wood.

23
24 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 7 yeas.
25 Motion carried unanimously.

26
27 **Discussion and Approval of an Ordinance of the Council of the City of Moundsville, West**
28 **Virginia, Amending and Reenacting Section 1735.01 of the Municipal Code to Provide for**
29 **the Adoption of the National Electrical Code, 1999 Edition. (First Reading)**

30
31 Attorney White read the following National Electrical Code ordinance by title only to be passed
32 by council on first reading:

33
34 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**
35 **VIRGINIA, AMENDING AND REENACTING SECTION 1735.01 OF THE MUNICIPAL**
36 **CODE OF THE CITY OF MOUNDSVILLE TO PROVIDE FOR THE ADOPTION OF**
37 **THE NATIONAL ELECTRICAL CODE, 1999 EDITION. (FIRST READING)**

38
39 Councilperson Oiler made a motion to approve the National Electrical Code ordinance, seconded
40 by Councilperson Lemasters.

41
42 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 7 yeas.
43 Motion carried unanimously.

1 **Discussion and Approval of an Ordinance of the Council of the City of Moundsville, West**
2 **Virginia, Amending and Reenacting a Portion of Article 155 of the Code of the Employees**
3 **Policy of the City of Moundsville, by Amending and Reenacting Section 155.12, Subsection**
4 **“b”, to Provide for the Position of Patrolman First Class in the Police Department. (First**
5 **Reading)**

6
7 Attorney White read the following ordinance by title only to be passed by council on first
8 reading:
9

10 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**
11 **VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE**
12 **CODE OF THE CITY OF MOUNDSVILLE, RELATING TO POLICY PROVISIONS**
13 **FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE BY AMENDING AND**
14 **REENACTING SECTION 155.12, SUBSECTION “b”, TO PROVIDE FOR THE**
15 **POSITION OF PATROLMAN FIRST CLASS IN THE POLICE DEPARTMENT.**
16 **(FIRST READING)**

17
18 Councilperson Lemasters made a motion to approve the Employee Policy Ordinance, seconded
19 by Councilperson Wood.

20
21 Mayor Wallace called for a voice vote. City Clerk announced the following tally. 7 yeas.
22 Motion carried unanimously.
23

24 **MANAGER ITEMS:**

25
26 **Discussion and Approval of Appointment to the Moundsville Housing Authority Board.**

27
28 May Browning submitted her letter asking to be reappointed to the vacancy. Manager
29 Hendershot announced that he will be reappointing Mrs. Browning. A letter of intent was also
30 received from Jack Phillips.
31

32 **Discussion of Engineering Firms Review for RFQ Special Meeting.**

33
34 Manager Hendershot advised that council needs to schedule the review for the engineering firms.
35 Mayor Wallace will advise the manager of a date and time for the meeting.
36

37 **Marshall County Chamber of Commerce - Business After Hours.**

38
39 The Chamber of Commerce will be sponsoring Business After Hours hosted by Bonnie Dwaine
40 Bed & Breakfast on Thursday, July 27, 2006 from 5 to 7 p.m., at 505 Wheeling Avenue, Glen
41 Dale.
42
43

1 **WV Municipal League Summer Conference.**

2
3 Manager Hendershot reminded council members to register for the West Virginia Municipal
4 League Summer Conference for August 9, 2006 through August 12, 2006 if they plan to attend.
5

6 **WV Highway Safety Program.**

7
8 The Moundsville Police Department was awarded \$6,000 to participate in the Sustained DUI
9 Enforcement Project. Chief Kudlak reported that his department will be conducting a DUI check
10 point in the near future.
11

12 **MAYOR ITEMS:**

13
14 * Mayor Wallace appointed new members to the ISO Committee, which include Vice Mayor
15 DiRemigio, City Manager Hendershot, Fire Chief Clarke and two members from the
16 Moundsville Volunteer Fire Department.
17

18 * Mayor Wallace encouraged citizens interested in running for council to do so. Terms for
19 Second Ward, Fourth Ward and one At Large will expire 12/31/2006 and First Ward seat for the
20 unexpired term will expire 12/31/2008.
21

22 **Resignation from Parks & Recreation Board Member.**

23
24 Mayor Wallace submitted a resignation letter from David Wood for the Parks & Recreation
25 Board. Mr. Wood accepted the appointment to the Second Ward Council Seat.
26

27 Councilperson Lemasters made a motion to receive and file the resignation letter from David
28 Wood, seconded by Councilperson Oiler. Motion carried unanimously.
29

30 **COMMITTEE REPORTS:**

31
32 **Discussion and Approval of Recommendations by the Finance Committee.**

33
34 1. The Finance Committee recommends the purchase of a new furnace, duct work and
35 replacement of four windows for the Street Department.
36

37 Councilperson Lemasters made a motion to approve the purchase of a new furnace, duct work
38 and four replacement windows for the Street Department, seconded by Councilperson Simms.
39 Motion carried unanimously.
40

41 2. The Finance Committee recommends the purchase of a vehicle for the Building Inspectors.
42
43

1 Councilperson Lemasters made a motion to purchase a vehicle for the Building Inspectors,
2 seconded by Councilperson Oiler. Motion carried unanimously.
3

4 **COUNCIL ITEMS:**
5

6 * **DiRemigio** - Asked Finance Director Tom Dobbs for the Sanitation's Gross Revenues and
7 Expenditures.
8

9 * **Haynes** - Reported 6 vehicles behind 11 Cherokee Drive with OH plates.
10

11 * Received a complaint that bricks are falling from the chimney at 114 Jefferson Avenue.
12

13 * Reported the lights at the Park View Playground are not working.
14

15 * **Lemasters** - Nothing at this time.
16

17 * **Oiler** - Nothing at this time.
18

19 * **Simms** - Commended Vice Mayor DiRemigio for his assistance in bringing the Sanitation back
20 to the city.
21

22 * **Wood** - Nothing at this time.
23

24 Councilperson Lemasters made a motion to adjourn, seconded by Councilperson Oiler. Motion
25 carried unanimously.
26

27 Meeting adjourned at 8:00 p.m.
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29
30
31
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34 _____
Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor