

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **DECEMBER 5, 2006**

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

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

8
9 City Clerk called the roll and the following council persons were in attendance: Vice Mayor
10 DiRemigio, Haynes, Lemasters, Oiler, Simms, Wood and Mayor Wallace. Also present: City
11 Manager Hendershot, Police Chief Kudlak, Fire Chief Clarke, Street Commissioner Richmond,
12 Building Inspector Wise, Attorney Thomas White, CPA Thomas Dobbs and City Clerk Hewitt.

13
14 **MINUTES:**

15
16 Councilperson Simms made a motion to accept and approve the minutes of the November 21,
17 2006 regular council meeting. Councilperson Wood made a correction on page 3, line 18 should
18 read 378 votes, not 278.

19
20 Councilperson Simms made a motion to accept and approve the minutes of the November 21,
21 2006 regular council meeting as amended, seconded by Councilperson Oiler. Motion carried
22 unanimously.

23
24 **GENERAL PUBLIC HEARING:**

25
26 * Mayor Wallace wished to recognize Boy Scout Troop #79 and their leaders. The boys are
27 attending the council meeting to earn their Citizenship Community pin.

28
29 **Proposed Annexation for Shirley Terrace and Floyd Gump.**

30
31 Mayor Wallace offered the floor to Linda Burkey of Burkey and Burkey Law Office who is
32 representing Floyd and Shirley Gump.

33
34 After a presentation by Mrs. Burkey, Vice Mayor DiRemigio questioned Mr. Gumps interest in
35 annexing the property now compared to 20 years ago when the city wanted him to annex. Mr.
36 Gump stated that he is getting older and would like to travel with his wife.

37
38 After further discussion, Attorney White explained to council the process for annexing properties
39 into the city. Councilperson Simms made a motion to verify signatures of registered voters
40 and proceed with an inspection of the property and engineering, seconded by Councilperson
41 DiRemigio. Motion carried unanimously.

42
43 **OLD BUSINESS:**

1 Councilperson Simms discussed making turn lanes on 5th Street & 7th Street at Lafayette Avenue.
2 This matter will be on the agenda for the Traffic Committee meeting.

3
4 **NEW BUSINESS:**

5
6 **Discussion and Approval of Requisition #13 for the Moundsville Water Treatment Plant.**

7
8 Before approving Requisition #13, Vice Mayor DiRemigio asked Mayor Wallace about the
9 Construction Progress Report from Gwin, Dobson & Foreman Inc., concerning using the 10 inch
10 masonry block instead of 12 inch. Mayor Wallace expressed that he did not know why the
11 contractors used 10 inch block instead of 12 inch he would have to ask the engineer. Also, Vice
12 Mayor DiRemigio asked why the plant will be using propane instead of natural gas? Mayor
13 Wallace stated that the gas company would not allow the gas meter to be placed on a wetland and
14 also that propane was cheaper than natural gas.

15
16 After the discussion, Councilperson Wood made a motion to approve Requisition #13 for the
17 Moundsville Water Treatment Plant, seconded by Councilperson Simms. Motion carried
18 unanimously.

19
20 **MANAGER ITEMS:**

21
22 **2006 Municipal Election Results.**

23
24 Manager Hendershot presented certified copies of the Board of Canvassers for the 2006
25 Municipal Election results to be received and filed by council.

26
27 Councilperson Lemasters made a motion to receive and file the Board of Canvassers Results for
28 the 2006 Municipal Election, seconded by Councilperson Oiler.

29
30 **Cross-Connection & Backflow Prevention Program.**

31
32 Manager Hendershot provided Attorney White with information on the Water Department Cross
33 Connection and Backflow Prevention Program that requires an ordinance.

34
35 Vice Mayor DiRemigio made a motion to direct the City Attorney to draft an ordinance for the
36 Cross Connection and Backflow Prevention Program, first reading to be held on December 21,
37 2006, seconded by Councilperson Simms. Motion carried unanimously.

38
39 **Thank You Letter from Water Board.**

40
41 The Moundsville Water Board thanked the City Manager and the Street Commissioner for
42 cleaning the mud on Rt 2 due to the construction of the Water Treatment Plant.
43

1 Councilperson Simms made a motion to receive and file the letter, seconded by Councilperson
2 Oiler. Motion carried unanimously.

3
4 **Water Fluoridation Quality Award.**

5
6 The Moundsville Water Board received the 2005 CDC Water Fluoridation Quality Award made
7 annually by the Centers for Disease Control and Prevention. The award recognizes those water
8 systems that adjust the fluoride concentration in drinking water, achieving a monthly average
9 fluoride level that is in the optimal range for 12 consecutive months in a year.

10
11 Councilperson Simms made a motion to receive and file the award, seconded by Councilperson
12 Wood. Motion carried unanimously.

13
14 **Thirteenth Annual Christmas Tree Gala.**

15
16 Joan Palmer and Roberta Underdonk sent a letter of appreciation to the City of Moundsville for
17 their support in decorating and buying trees, loaning the sound system and sponsoring the pre-
18 auction for the Thirteenth Annual Christmas Tree Gala.

19
20 **WV Municipal League Mid Winter Conference.**

21
22 The WV Municipal League Mid Winter Conference is scheduled for January 21 & 22, 2006 at
23 the Marriott in Charleston. Contact Marilyn if council wishes to attend.

24
25 **Northern Regional Highway Safety Program.**

26
27 The City of Moundsville Police Department has received a reimbursement check from the
28 Northern Regional Highway Safety Program in the amount of \$5,830. The Police Department
29 was reimbursed for DUI patrols between July 12, 2006 and September 17, 2006.

30
31 **Project Best Breakfast.**

32
33 Manager Hendershot will be attending the Project Best Breakfast at Oglebay Park on Wednesday,
34 December 6, 2006 at 8:00 a.m. The event provides an opportunity to meet with labor and
35 management leaders in the construction industry, users of construction services, public and civic
36 leaders.

37
38 **Water Treatment Plant Tour.**

39
40 Manager Hendershot reminded council members that he can schedule a tour through the Water
41 Treatment Plant any time they wish.

1 **MAYOR ITEMS:**

2
3 Mayor Wallace wished to thank Troop #79 for attending the council meeting.

4
5 **COMMITTEE REPORTS:**

6
7 **Discussion and Approval of Recommendations by the Finance Committee.**

8
9 Councilperson Lemasters scheduled a Finance Meeting on December 12, 2006 at 6:00 p.m.

10
11 **Discussion and Approval of Recommendations by the Traffic Committee.**

12
13 Councilperson Simms scheduled a Traffic Meeting to follow the Finance Meeting.

14
15 **Discussion and Approval of Recommendations by the Policy Committee.**

16
17 Councilperson Oiler scheduled a Policy Meeting to follow the Traffic Meeting.

18
19 **COUNCIL ITEMS:**

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21 * **Haynes** - Received a complaint that grass is 4 ft high at 33 Walnut Avenue.

22
23 * Received a complaint of vehicles parked behind 13 Linden Avenue.

24
25 * **Lemasters** - Asked Manager Hendershot when does the city plan to use some demolition
26 money? The Manager advised they are hoping to put together, along with the Building
27 Inspectors, a list of house in need of demolition from most needed to least needed.

28
29 * **DiRemigio** - Asked Street Commissioner Richmond when was the last time the Street
30 Department used the "shoot & chip" machine? Commissioner Richmond advised early spring.
31 He has spoke with municipalities that would provide emulsion locally.

32
33 * Would like council to consider sponsoring Student Government Day again.

34
35 * **Oiler** - Asked for an update on the sidewalk project on Jefferson Avenue. Manager
36 Hendershot reported the new drawings have been submitted to Charleston with the changes
37 recommended by the contractors. Stegman and Schellhase has been notified of the approval.
38 Request for bids will be advertised and construction will be early spring.

39
40 * Asked for an update on the sidewalk project on Twelfth Street. Manager Hendershot submitted
41 a pre-application and was approved to apply. Deadline on submitting the actual application is
42 January 15, 2007.

1 * **Simms** - Asked Manager Hendershot who is responsible for the sewer in front of the Kroger
2 Gas Station on Rt. 2? The manager advised the drain is a DOH drain and they would not allow
3 the run off drain from the gas station to go directly into their drain because there would be no
4 way to block the drain if there was a major spill. He and Don Wise have been working on the
5 situation.

6
7 * Asked Fire Chief Clarke if he could provide him with a list of how many times that Glen Dale
8 or other agencies have been called for an ambulance. Chief Clarke will provide information to
9 Councilperson Simms.

10
11 * **Wood** - Made a motion to send letters of appreciation to Roberta Underdonk and Joan Palmer
12 for the work they have done for the Chamber of Commerce Tree Gala, seconded by
13 Councilperson Simms. Motion carried unanimously.

14
15 * Said that he will provide Manager Hendershot with a list of homes that may need demolished.
16 Also hopes that council members look at these properties.

17
18 Councilperson Oiler made a motion to adjourn, seconded by Councilperson Simms. Motion
19 carried unanimously.

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21 Meeting adjourned at 8:15 p.m.

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30 _____
Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor