

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF
MOUNDSVILLE, DECEMBER 5, 2017**

The Council of the City of Moundsville met in regular session in the Council Chambers on December 5, 2017 at 7:00 p.m.

Meeting was called to order by Mayor Eugene Saunders.

Invocation was given by Councilperson Allen Hendershot.

City Clerk Hewitt called the roll and the following Councilpersons were in attendance: DeWitt, Haynes, Hendershot, Hunt, Remke, Wood and Mayor Saunders. Also present were City Manager Hess, Police Chief Mitchell, Public Works Director Stocklask, Building Inspector Richmond, Firefighter Brandon, CPA Kathryn Goddard and Attorney Thomas White and City Clerk Hewitt.

MINUTES:

Regular Council Meeting of November 21, 2017.

Councilperson DeWitt made a motion to accept and approve the minutes of the regular council meeting of November 21, 2017, seconded by Councilperson Haynes. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* Jane Klug, 2015 Jackson Street, asked council to act on a decision as to whether or not the pool will remain open or closed.

OLD BUSINESS:

Other Items to be Discussed by Council.

* Councilperson DeWitt asked why council hasn't received a copy of the campground lease agreement? Manager Hess said she will provide a copy for council.

* Councilperson DeWitt asked if the positions at the Street Department has been filled? Manager Hess said they have not.

* Councilperson DeWitt asked Manager Hess the last date to receive letters from

individuals interested in serving on the Moundsville Water Board? Manager Hess said Friday, December 15, 2017.

* Vice Mayor Wood asked Attorney White if he had researched whether or not the property at East End can be leased to the organization that Eric Tucker is involved with? Attorney White said he is still researching the property and should be able to report back to council at the sub committee meetings.

* Vice Mayor Wood said council needs to discuss how they plan to allocate the Municipal Sales Tax that will be collected quarterly.

* Councilperson Haynes asked if the Building Inspector has met with Mrs. Lemley of Magnolia Avenue who was having trouble backing out of her garage? Manager Hess said the matter has been addressed.

* Councilperson Remke asked if the speeding & wrong way issue has been addressed on Oak Avenue? Public Works Director Stocklask said they put up a red flashing light, another sign and barrels. Police Chief Mitchell said there hasn't been any accidents and they are addressing speeders.

* Councilperson Remke asked for a copy of the grass cutting agreement. Manager Hess will have a copy for him at the sub committee meeting.

* Councilperson Remke asked when the leaf vac would be repaired. Public Works Director Stocklask said they will be going to Pittsburgh to pick it up Wednesday.

* Councilperson Remke asked how the meter attendant is getting along with writing other tickets. Manager Hess said he was fine.

* Councilperson Remke asked when he could expect to have a meeting concerning the Better Buildings. Manager Hess said scheduling a meeting will be discussed.

* Councilperson Hunt noted that results of the stormwater run off problem on Clinton Avenue was addressed in a letter from Sanitary Superintendent Larry Bonar. Has Mr. Hooker received a copy of that letter? Manager Hess said she sent Mr. Hooker a copy of the city's stormwater ordinance but she is unsure if he received a copy from Mr. Bonar.

* Councilperson Hendershot asked Attorney White if he could include the availability of the athletic center that would be constructed? Attorney White said he would include that in his report.

NEW BUSINESS:

Consider a Recommendation by the Moundsville Planning Commission for a Zone Change at 1501 Water Street from “R-M” Multi Family Residential District to “R-C” Recreation Conservation.

Councilperson Remke made a motion to direct the City Attorney to draft a zone change ordinance, seconded by Vice Mayor Wood. Motion carried unanimously.

Discussion and Approval of an Ordinance Repealing Certain Zoning Code Updates. (First Reading)

Attorney White read the following ordinance by title only to be passed by Council on first reading:

AN ORDINANCE OF THE CITY OF MOUNDSVILLE WV TO REPEAL CERTAIN ZONING CODE SECTIONS IN CONNECTION WITH ZONING UPDATE (First Reading)

Councilperson Remke made a motion to accept and approve the ordinance pertaining to zoning updates, seconded by Councilperson Hunt.

Mayor Saunders called for a voice vote. City Clerk Hewitt announced the following tally. 7 yeas. Motion carried unanimously.

Discussion and Approval of City of Moundsville Entering into a One Year Contract with the Marshall County Parks & Recreation Board.

Councilperson DeWitt made a motion to enter into a one year contract with the Marshall County Parks & Recreation Board, seconded by Vice Mayor Wood.

Councilperson Hendershot asked for discussion.

Councilperson Hendershot said he requested a comparison from the City Manager between the applicants and Mr. White. He feels the comparison is very favorable and under the circumstances, he would prefer to hire from the applicants the City Manager had interviewed.

Councilperson Hendershot made a motion table, seconded by Councilperson Remke. After some discussion, Councilperson Hendershot rescinded his motion to table and Councilperson Remke his second.

Mayor Saunders called for a voice vote. City Clerk Hewitt announced the following tally. 3 yeas, 4 nays. DeWitt, Hunt and Wood voting yea. Motion failed.

Discussion and Approval of Emergency Resolution for Replacement and Relocation of Dectron Unit for Four Seasons Pool.

City Manager Hess contacted the company she had previously received a quote from. They are willing to honor the quote with an increase of \$399.00 making the total \$190,399.00.

Councilperson DeWitt made a motion to approve an emergency resolution for the purchase of a Dectron Unit for the pool, seconded by Councilperson Remke. Motion carried unanimously.

Other Items to be Discussed by Council.

* Councilperson Hendershot said he was by the Riverfront campgrounds and noticed more lighting is needed in that area. Electric poles are available in that area.

* Councilperson Remke made a motion to discuss in the finance sub committee meeting the possibility of installing a security system and metal detector for the council chambers, seconded by Councilperson DeWitt. Motion carried unanimously.

* Vice Mayor Wood asked Manager Hess if the Water Board's Attorney, Mr. Turak had sent a letter to the contractor for WV DOT giving them notice for responsibility of additional costs created through their negligent actions of laying water lines in December for the McDonald's/Upper Plaza project? Manager Hess was not sure if the letter was sent to the contractor, however, she has letter from WV DOT Jay Wallace concerning the project.

* Councilperson DeWitt said the committee for the John Marshall 50th Anniversary has requested permission to place banners on Rt. 2 and Jefferson Avenue & 7th Street in Moundsville. This would be for the school year 2018-2019. Public Works Director Stocklask will need look into some issues such as the poles on Rt. 2 being replaced from

the WV DOT McDonald's project. City Manager Hess will contact the committee concerning the request.

MANAGER ITEMS:

* Manager Hess read a letter from Councilperson David Haynes who resigned from the Moundsville Water Board.

Councilperson Hendershot moved to receive and file the letter, seconded by Councilperson Hunt. Motion carried unanimously.

* Manager Hess received information from WV DOT Jay Wallace concerning the Rt.2/McDonald's project. The water and sewer line relocation will be started before the end of 2017. There will be a section of US 250 between Connie's Castle on Jefferson Avenue Extension and Rt.2 closed in January 2018 to begin construction. The detour route during this closure will be WV Rt 2 to 7th Street to Jefferson Avenue to First Street. Any questions, please let City Manager Hess know so she can forward them to Mr. Wallace.

* Manager Hess read an email from Rick Healy, Belomar Regional Council, Assistant Director of Management Services, with next step recommendations for the Better Building Program. He would be happy to meet with council at a committee meeting or council meeting. Council asked Manager Hess to invite Mr. Healy to the Tuesday sub committee meeting.

* Manager Hess provided council a letter from Sanitary Stormwater Superintendent Larry Bonar explaining the water run off on Clinton Avenue. However, she is not sure if the letter was forwarded to Mr. Hooker.

MAYOR ITEMS:

* Mayor Saunders read a thank you card from the family of Noel Clarke. Councilperson DeWitt moved to receive and file the card, seconded by Councilperson Hendershot. Motion carried unanimously.

* Mayor Saunders read a thank you card from the Moundsville VFW for his and Councilperson Remke's participation in reading essays from students.

* Mayor Saunders asked council to agree with him in allowing employees half a day on

Friday, December 22 and half a day on Friday, December 29.

COMMITTEE ITEMS:

Discussion and Approval of Recommendations by the Finance Committee.

The Finance Committee will meet on Tuesday, December 12, 2017 at 5:00 p.m.

Discussion and Approval of Recommendations by the Policy Committee.

The Policy meeting will follow the Finance meeting.

Discussion and Approval of Recommendations by the Traffic Committee.

The Traffic meeting will follow the Policy meeting.

COUNCIL ITEMS:

* **Remke** - Asked Attorney White to research regulations regarding newly built or newly placed houses to face the street not the side of a neighbors house.

* Councilperson Remke made a motion to have an executive session for personnel matters following the regular council meeting, seconded by Councilperson Hendershot. Motion carried unanimously.

* **Hunt** - Wished everyone a Merry Christmas. Also informed council she will not be at the December 19, 2017 Regular Council Meeting, she will be out of town.

* **Hendershot** - Council received and filed Councilperson David Haynes resignation from the Moundsville Water Board quietly. He should be honored for his many years of service to the Water Board, he was heavily involved in the construction of the new water plant, the grants obtained, contact with the legislatures. Thank You Councilperson David Haynes.

* Asked council to consider donating one of the flag poles removed from the “Welcome to Moundsville” sign at the north end of Rt. 2 to the Sanford Center. City Manager Hess explained there has been discussion on the ownership of the sign and poles belonging to the Moundsville Economic Development Council. However, ownership is being researched.

* **DeWitt** - Made a motion to discuss under executive session real estate matters,

seconded by Councilperson Hendershot. Motion carried unanimously.

* **Wood** - Said he feels the Marshall County Parks & Recreation Board is a viable option to Moundsville. And since council voted not to use their services, council needs to get behind whoever is going to be in charge and make something happen. More funding will need allocated to the Parks & Recreation as well as personnel. Council needs to have a plan.

* **Haynes** - Nothing at this time.

Councilperson Haynes made a motion to go into executive session for personnel and real estate, seconded by Councilperson Hendershot. Motion carried unanimously.

Regular session recessed at 7:47 p.m.

Regular session reconvened at 7:58 p.m.

Executive session convened at 8:00 p.m.

Executive session adjourned at 8:25 p.m.

Regular session reconvened at 8:25 p.m.

Councilperson Haynes made a motion to adjourn, seconded by Councilperson Remke. Motion carried unanimously.

Meeting adjourned at 8:27 p.m.

Sondra J. Hewitt, City Clerk

Eugene Saunders, Sr., Mayor