

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF
MOUNDSVILLE, MAY 1, 2018**

The Council of the City of Moundsville met in regular session in the Council Chambers on May 1, 2018 at 7:00 p.m.

Meeting was called to order by Mayor Allen Hendershot.

Invocation was given by Mayor Allen Hendershot.

City Clerk Hewitt called the roll and the following Councilpersons were in attendance: Haynes, Hunt, Remke, Saunders, Wood and Mayor Hendershot. Absent: DeWitt. Also present were City Clerk Hewitt, Police Chief Mitchell, Public Works Supervisor Wallace, Building Inspector Richmond, Assistant Acting Fire Chief Kimple, CPA Kathryn Goddard and Attorney Thomas White. Absent: City Manager Hess, Acting Fire Chief Brandon, Parks & Recreation Director Coville.

MINUTES:

Regular Council Meeting of April 17, 2018.

Councilperson Haynes made a motion to accept and approve the minutes of the regular council meeting of April 17, 2018, seconded by Vice Mayor Remke. Motion carried unanimously.

GENERAL PUBLIC HEARING:

* Carl Boso, 305 10th Street, said he noticed the campers were parked in the alley way again behind Jefferson Avenue between 5th & 6th Street an asked if that was legal? Also, Mr. Boso asked council to consider paving 10th Street which hasn't been paved in years.

Chief Mitchell informed council he had officers check on the campers. There is nobody living in them. The owner is storing the campers in their driveway.

Councilperson Wood asked for an update on the request from Mr. Hall's in-laws to obtain an easement or abandonment of the alley. City Clerk Hewitt advised council the request will be in the packets for the traffic committee. If the traffic committee approves the request, they will then direct the City Attorney to draft an ordinance for two readings. Notifications was be sent to citizens within 200 ft radius of the alley in question.

Anyone in favor or opposition of the request will be advised to attend the council meetings.

* Vincent Thornburg, 318 10th Street, apologized to council for wasting their time complaining about the neighbors property. He has been speaking with Building Inspector Richmond on the issues. He said he now regrets purchasing his home in Moundsville.

Mayor Hendershot and Councilperson Haynes told Mr. Thornburg he was not wasting council's time. This is the reason they are council people and encouraged him to inform the City Manager when there are changes in the property's appearance.

Councilperson Saunders asked Building Inspector Richmond if the time frame for Mr. Grimm's property has expired and what are the violations he needs to address? Inspector Richmond said there is still some debris scattered, mainly cleaning up the property.

* Don Dellget, 10 Four Sisters Court, was present to ask council to consider paving Four Sisters Court.

Councilperson Hunt said she submitted the request to pave Cherokee Drive and Sandy Avenue on her paving list.

OLD BUSINESS:

Other Items to be Discussed by Council.

* Councilperson Wood requested "Goals" for Council and City Manager be placed on the policy sub committee agenda for May 9, 2018.

* Councilperson Wood asked for an update on paving. City Clerk Hewitt reported Engineer Tush submitted the estimated paving cost to City Manager Hess.

* Councilperson Haynes asked for update on the street sinking at 7th Street & Grant Avenue. Councilperson Wood said the issue was addressed in the Sanitary Board minutes. The Sanitary Superintendent does not believe the problem is a Sanitary Department issue.

* Councilperson Haynes at an earlier meeting requested Attorney White to research whether or not the Zoning Appeals Board can have three members instead of five. Attorney White said he did not research the request.

* Councilperson Haynes asked Building Inspector Richmond if he looked at the house on Center Street that he previously reported windows busted out? Inspector Richmond is addressing the request.

* Councilperson Saunders thanked the Street Department for cutting the grass he reported.

* Councilperson Saunders asked if there has been a decision to correct the water problem on the Gump property? Public Works Director Stocklask said there was a meeting with the City Manager, Engineer Tush and Superintendent Bonar concerning the water issue. He reported Mr. Tush will be doing some engineering of the ditch line. They are trying to address the problem.

* Councilperson Hunt asked for an update on the computer software as to whether or not the city has to put it out for bid? Attorney White said the service portion is not subject to the bid process. However, any hardware that is over \$25,000 will have to go through the bid process.

* Councilperson Hunt asked if council was planning on advertising for the design of the city bridges instead of going through Department of Highways. Mayor Hendershot said the City Manager was suppose to make contact with DOH and report back to council. He believes the process would take longer if the city were to use their “in-house” engineers. It would expedite the process if it was hired out but the city’s share would increase the cost. Mayor Hendershot asked for clarification on this matter.

* Vice Mayor Remke made a motion discuss at the finance sub committee meeting purchase of the City Hall computer system and software programs, seconded by Councilperson Hunt. Motion carried unanimously.

* Vice Mayor Remke asked since the Water Board awarded Thrasher Engineering the First Street Water Project, what is the estimated start date for that project? Mayor Hendershot said Thrasher was selected to submit the grant application.

* Vice Mayor Remke asked Attorney White for an update on the Oil & Gas Lease. Attorney White said there will be discussion at the next policy sub committee meeting.

* Vice Mayor Remke asked if there was anything discussed concerning water backing up in basements of the houses on Lockwood Avenue? City Clerk Hewitt informed council of the Sanitary Board minutes which states, “a catch basin was installed and the resident was offered a back flow preventer.”

* Vice Mayor Remke asked for an update on the house that caught fire on 8th Street. Building Inspector Richmond said their 30 days will expire later this week.

NEW BUSINESS:

Receive and File the Moundsville Sanitary Board and Stormwater Utility Board 2018-2019 Budget.

Councilperson Wood made a motion to receive and file the Sanitary Board and Stormwater Utility Board budget, seconded by Councilperson Saunders. Motion carried unanimously.

Receive and file the Moundsville Water Board 2018-2019 Budget.

Councilperson Saunders made a motion to receive and file the Water Board budget, seconded by Councilperson Hunt. Motion carried unanimously.

Discussion and Approval of an Ordinance Revising the Employee Policy Regulations Dealing with Longevity Pay and Removing the Cap. (First Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE CODE OF THE CITY OF MOUNDSVILLE RELATING TO POLICY PROVISIONS FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE, BY AMENDING AND REENACTING SECTION 155.09 SUBSECTION “m,” FOR LONGEVITY PAY, TO INCREASE THE ANNUAL AMOUNT AND REMOVE THE MAXIMUM CAP THEREOF. (FIRST READING)

Councilperson Wood made a motion to approve the above ordinance, seconded by Vice Mayor Remke for discussion.

After discussion of removing the “monthly amount of six (\$6.00)” to “yearly amount of \$75.00 and an additional \$75.00 for every year after”, Councilperson Saunders made a motion to approve the ordinance, as amended, seconded by Councilperson Wood.

Mayor Hendershot called for a voice vote. City Clerk Hewitt announced the following tally. 6 yeas. Motion carried unanimously.

Mayor Hendershot called for a voice vote on the original motion. City Clerk Hewitt announced the following tally. 6 yeas. Motion carried unanimously.

Discussion and Approval of an Ordinance Revising the Employee Policy Regulations Dealing with Longevity Pay and Removing the Cap for the Police and Fire Departments. (First Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE CODE OF THE CITY OF MOUNDSVILLE RELATING TO POLICY PROVISIONS FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE, BY AMENDING AND REENACTING SECTION 155.17(a)(2) AND 155.17(b)(2) FOR LONGEVITY PAY, TO INCREASE THE ANNUAL AMOUNT AND REMOVE THE MAXIMUM CAP THEREON, FOR POLICEMEN AND FIREMEN. (FIRST READING)

After discussion of removing the “monthly amount of six (\$6.00) to “yearly amount of \$75.00 and an additional \$75.00 for every year after”, Councilperson Saunders made a motion to approve the ordinance, as amended, seconded by Councilperson Hunt.

Mayor Hendershot called for a voice vote. City Clerk Hewitt announced the following tally. 6 yeas. Motion carried unanimously.

Mayor Hendershot called for a voice vote on the original motion. City Clerk Hewitt announced the following tally 6 yeas. Motion carried unanimously.

Discussion and Approval of an Ordinance Amending Employee Regulations to Offer a \$2,000 Sign On Bonus for Newly Hired Police Officers. (First Reading)

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE CODE OF THE CITY OF MOUNDSVILLE RELATING TO POLICY PROVISIONS FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE, BY ADDING A SUBSECTION 155.17(a)(6) TO PROVIDE FOR A SIGN-ON

BONUS FOR NEWLY HIRED POLICE OFFICERS. (FIRST READING)

Councilperson Remke made a motion to approve the above ordinance, seconded by Councilperson Hunt.

Mayor Hendershot called for a voice vote. City Clerk Hewitt announced the following tally. 5 yeas, 1 nay. Saunders voting nay. Motion carried.

Discussion and Approval of a Recommendation by the Moundsville Fire Civil Service Commission to Amend the Fire Fighters Agility Test Rules and Regulations by Adding a Station to the Agility Section of the Test.

Vice Mayor Remke made a motion to approve the recommendation by the Moundsville Fire Civil Service Commission, seconded by Councilperson Hunt for discussion.

Councilperson Haynes asked for an explanation of this request. Acting Assistant Fire Chief Kimple explained, the section of agility testing demonstrates a “mouse trap”, which is a 2' wide 2' high confined space and training vessel with multiple obstacles. The problem has been that candidates will pass the written test and physical agility but fail the mouse trap obstacle.

Mayor Hendershot called for the vote of council. Motion carried unanimously.

* Councilperson Hunt said she was unable to attend the meeting but reported the Moundsville Historical Landmarks Commission met on Monday, April 30, 2018 and discussed the Moundsville Middle School Students and Leo Club will painting the meters around the Marshall County Courthouse on May 22 & 23, 2018.

Mayor Hendershot asked if there was an approval of design? Councilperson Saunders said the Historic Landmarks were going to paint the meters black and gold and the Middle School Students were going to paint the city parking lot meters. Mayor Hendershot said the students will need an approved design.

* Vice Mayor Remke made a motion to discuss at the policy meeting annexing property behind Arrowhead Estates and behind the Treatment Plant, seconded by Councilperson Hunt.

Councilperson Haynes said he thought City Engineer Tush provided information that the

property behind Arrowhead Estates was not feasible to build on. Councilperson Wood asked that Manager Hess make that information available for the finance meeting.

Mayor Hendershot called for a voice vote. City Clerk Hewitt announced the following tally. 5 yeas, 1 nay. Saunders voting nay. Motion carried.

* Vice Mayor Remke made a motion to discuss at the finance meeting the possibility of designing a new city building, seconded by Councilperson Haynes. Motion carried unanimously.

* Councilperson Wood informed council that an additional 500 acres have been purchased for the proposed cracker plant.

* Councilperson Wood still having concerns on the distribution of the 1% Municipal Sales Tax wants more discussion at the finance meeting. Mayor Hendershot and Vice Mayor Remke agreed. CPA Goddard was informed to be prepared to discuss the concerns.

* Councilperson Wood asked Chief Mitchell if he has heard from McKinley and Associates concerning the Police Department building? Chief Mitchell said he has not heard from anyone.

* Councilperson Saunders asked what the total income and expenses from the RV Park? Councilperson Wood feels the city should be informed monthly on those issues.

* Councilperson Saunders asked if the street sweeper is being run? Public Works Director Stocklask said they just received the sweeper back from the shop. Director Stocklask invited council members to an open house on Monday, May 7, 2018 at 10:00 p.m., for completion of the new Sanitation Building.

MANAGER ITEMS:

City Clerk Hewitt advised council of City Manager Hess's Report on the following:

1. I am conducting interviews for the building inspector position.
2. Building for the Sanitation Department is completed.

3. Engineering has been completed for the proposed street paving projects for this year.
4. I spoke to both Water and Sanitary Boards concerning upgrading the computer programs. They are not interested in making a change at this time as they recently upgraded their systems.
5. I am again asking council members to assist in finding individuals that would be willing to serve on the Zoning Appeals Board. Currently, there are two vacancies needing filled. We have advertised for this before and are doing so again.

* Councilperson Hunt asked CPA Goddard if the city has received B&O Tax money from any construction projects? Building Inspector Richmond reported several of the companies have produced surety bonds.

* Mayor Hendershot asked City Clerk Hewitt to research the past minutes concerning council being involved in street selection of the paving list.

Legal Advertisements.

Attorney White presented several legal ads to be received and filed by council. Councilperson Saunders made a motion to receive and file the legal ads, seconded by Councilperson Haynes. Motion carried unanimously.

MANAGER ITEMS:

* Mayor Hendershot requested from City Manager Hess the status on lack of parking meter citations written by the meter attendant and wearing a uniform.

* Mayor Hendershot questioned some preliminary discussion concerning Middle Grave Creek being cleaned through the Soil Conservation Office and the city participating in the cost based on the linear feet of the creek located in the city.

* Mayor Hendershot said he was notified by Belomar saying they did not receive the Brownfields assessment grant. Apparently there were 640 application grants and only 240 were selected.

* Attended the County Commission Meeting, Tuesday, May 1 to sign a joint proclamation for Relay for Life.

Vice Mayor Remke made a motion to receive and file the proclamation, seconded by Councilperson Hunt. Motion carried unanimously.

* Mayor Hendershot asked for Manager Hess to provide council with the status and terms of a contract for placing a tower on the Street Department garage.

* Reported the Mayor's Meeting on April 20 was very well attended and a lot of information was handed out. Mayor Hendershot was very impressed with the status of Marshall County's Stem Program and how they handle their vocational classes. He also announced the next Mayor's meeting is scheduled for May 23, 2018 at the Moundsville City Building at 1:00 p.m.

* Mayor Hendershot made a motion to discuss at the traffic meeting speeders on the gravel road at the RV Park, seconded by Vice Mayor Remke. Motion carried unanimously.

* Announced the Annual Mock Prison Riot is being held this week at the former penitentiary.

COMMITTEE REPORTS:

Discussion of Recommendations by the Finance Committee.

The Finance Committee will meet on Wednesday, May 9, 2018 at 5:00 p.m.

Discussion of Recommendations by the Traffic Committee.

Traffic meeting will follow the finance meeting.

Discussion of Recommendations by the Policy Committee.

Policy meeting will follow the traffic meeting.

COUNCIL ITEMS:

* **Hunt** - Received complaints of pot holes on Cherokee Drive and Sandy Avenue.

* Thanked everyone who attended and supported the Appalachian Outreach festival.

* **Haynes** - Reported a tree overhanging Elm & Walnut Avenue.

Mayor Hendershot reminded council of the numerous responsibilities of the building

inspector and commended Joe for great job.

* **Wood** - Was happy to see police cruisers monitoring the Rt. 2 project.

* Encouraged everyone to go vote.

* **Saunders** - Noticed the John Marshall Stadium is gone. The completion of Phase I including the turf and bleachers is estimated by football seasons.

* **Remke** - Nothing at this time.

* **Hendershot** - Wished Councilperson Saunders well on his candidacy in May's election.

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

Meeting adjourned at 8:27 p.m.

Sondra J. Hewitt, City Clerk

Allen Hendershot, Mayor