

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**  
2 **OCTOBER 5, 2004**

3  
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on  
5 October 5, 2004 at 7:00 p.m.

6  
7 Meeting was called to order by Mayor Ralph DiRemigio.

8  
9 Invocation by Councilperson K. Mark Simms.

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

15  
16 **MINUTES:**

17  
18 **Regular Council Meeting of September 21, 2004.**

19  
20 Councilperson Simms made a motion to accept and approve the minutes of the regular council  
21 meeting of September 21, 2004, seconded by Councilperson Ward. Motion carried unanimously.

22  
23 **NEW BUSINESS:**

24  
25 **Discussion and Approval of an Ordinance Concerning the Use of City Vehicles. (First**  
26 **Reading)**

27  
28 Attorney White read the following ordinance by title only to be passed by council on first  
29 reading:

30  
31 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST**  
32 **VIRGINIA, AMENDING AND REENACTING A PORTION OF ARTICLE 155 OF THE**  
33 **CODE OF THE CITY OF MOUNDSVILLE, RELATING TO POLICY PROVISIONS**  
34 **FOR EMPLOYEES OF THE CITY OF MOUNDSVILLE BY ADDING SECTION 155.13,**  
35 **TO PROVIDE FOR REGULATION FOR USE OF CITY VEHICLES. (FIRST**  
36 **READING)**

37  
38 Councilperson Simms made a motion to accept and approve the above ordinance, seconded by  
39 Vice Mayor Wallace.

40  
41 Mayor DiRemigio called for a roll call vote. City Clerk announced the following tally. 6 yeas.  
42 Motion carried unanimously.

1 **Discussion and Approval Authorizing the City Manager to Enter into a Contractual**  
2 **agreement with Hal-Don Enterprises Inc.**

3  
4 Councilperson Simms made a motion to authorize the City Manager to enter into the agreement,  
5 seconded by Councilperson Lemasters. Motion carried unanimously.

6  
7 **Discussion and Approval Concerning a Decree for Building Permits and Re-building Safe**  
8 **from Flooding.**

9  
10 Councilperson Simms made a motion to approve the decree waiving building permit fees for  
11 flood disaster repairs for 60 days, seconded by Councilperson Trussell. Motion carried  
12 unanimously.

13  
14 **Thank You's from Residents.**

15  
16 Manager Hendershot read thank you's from residents on Thorn Avenue and Mr. & Mrs. Frinkley  
17 on Third Street & Virginia Street for paving the street & alley.

18  
19 Councilperson Simms made a motion to receive and file the cards, seconded by Councilperson  
20 Ward. Motion carried unanimously.

21  
22 **2004 Paving Project.**

23  
24 City Manager Hendershot reported that Klug Brother's have completed the paving projects in  
25 Moundsville which consisted of Mulberry Avenue from Walnut to Division; Stewart & Jones  
26 from Locust to Highland Avenues; Thorn Avenue from Second Street to end; Virginia Street -  
27 Curtis Avenue to start of brick; alley behind Sanford School; Purdy Avenue from Thirteenth to  
28 State Access Road. Also, Mr. Klug noted that some manholes need adjusted.

29  
30 **Bishop Donahue Homecoming Parade.**

31  
32 Manager Hendershot announced that City of Moundsville Officials have been invited to  
33 participate in the Bishop Donahue Homecoming Parade on Friday, October 8, 2004 at 5:30 p.m.  
34 at the High School.

35  
36 **Comcast Care's Day.**

37  
38 City Manager Hendershot wished to send a thank you to Comcast for donating materials & labor  
39 to fix the roof at the utility garage at East End Park.

40  
41 **November 2, 2004 - Election Day.**

42  
43 Manager Hendershot announced that the first council meeting in November will be Election Day.

1 Councilperson Simms made a motion to reschedule the regular council meeting to Wednesday,  
2 November 3, 2004 at 7:00 p.m., seconded by Vice Mayor Wallace. Motion carried unanimously.  
3

4 **John Marshall Homecoming Football Game.**

5  
6 John Marshall Athletic Director, Joe Komoroski, has invited council members to attend the  
7 Homecoming Football Game on October 15, 2004. Any council member interested, may call  
8 Mr. Komoroski at 843 4444 Ext. 135.  
9

10 **Moundsville Sanitary Board Vacancy. (Council's Appointment)**

11  
12 The Moundsville Sanitary Board received letters from William McConnell and Larry Clegg  
13 expressing their willingness to serve on the board.  
14

15 Vice Mayor Wallace made a motion to appoint William McConnell to the Sanitary Board,  
16 seconded by Councilperson Trussell. Councilperson Simms abstained. 5 yeas. 1 abstain.  
17 Motion carried.  
18

19 **Legal Certifications by Attorney Thomas White.**

20  
21 Attorney White presented several certificates of publication from the Moundsville Daily Echo to  
22 be received and filed by council:  
23

- 24 1. Charter Change for Bid Process
- 25 2. Paving Bids
- 26 3. Salt Spreader Bids
- 27 4. Zoning Variance - 1200 Covert Street
- 28 5. Zoning Variance - 209 Cypress Avenue
- 29 6. Zoning Variance - 1405 & 1407 Second Street
- 30 7. Zoning Variance - 1301 Fourth Street  
31

32 Vice Mayor Wallace made a motion to receive and file the certificates of publication, seconded  
33 by Councilperson Simms. Motion carried unanimously.  
34

35 **MAYOR ITEMS:**

36  
37 **Thank You Letter.**

38  
39 Mayor DiRemigio received a letter thanking Council Members and the Street Department for the  
40 assistance in removing the sidewalk and paving the upper part of Virginia Street.  
41

42 Councilperson Simms made a motion to receive and file the letter, seconded by Councilperson  
43 Ward. Motion carried unanimously.

1 **Municipal Government Week.**

2  
3 Mayor DiRemigio announced that Municipal Government Week will be held throughout the  
4 state between October 18-22, 2004. The City of Moundsville will be participating.

5  
6 **FEMA - Flood Relief.**

7  
8 Mayor DiRemigio attended a FEMA meeting noting that 496 residents from Marshall County  
9 have requested assistance. FEMA is also seeking volunteer groups to help during the recovery  
10 period. Another meeting will be held on October 18, 2004 at 5:30 p.m. at the old Sears Building  
11 in Wheeling.

12  
13 Mayor DiRemigio also mentioned and gave thanks to Rose Hart, a life long resident of Marshall  
14 County and participant/founder of Appalachian Outreach for disaster victims all over the State of  
15 West Virginia.

16  
17 **COMMITTEE REPORTS:**

18  
19 **Discussion and Approval of Recommendations by the Finance Committee.**

20  
21 Vice Mayor Wallace scheduled a Finance Meeting on Tuesday, October 12, 2004 at 6:00 p.m.

22  
23 **Discussion and Approval of Recommendations by the Traffic Committee.**

24  
25 A Traffic Meeting was scheduled to follow the Finance Meeting.

26  
27 **Discussion and Approval of Recommendations by the Policy Committee.**

28  
29 A Policy Meeting was scheduled to follow the Traffic Meeting. Vice Mayor Wallace  
30 recommended some changes in the ordinance concerning trees hanging in neighbors yards and  
31 grass clippings in the street.

32  
33 **COUNCIL ITEMS:**

34  
35 \* **Lemasters** - Asked Manager Hendershot if the vacancy on the Parks & Recreation has been  
36 advertised. Manager will check.

37  
38 \* Congratulations to Sgt. Kaemmerling on his retirement from the Police Department.

39  
40 \* **Simms** - Requested a plaque for Sgt. Kaemmerling.

1 \* **Trussell** - Received complaints at 2300 First Street, high weeds & grass. Also, grass & weeds  
2 at Center Street & Maple Avenue. And reports of pot holes at Second Street & Elm Avenue.

3  
4 \* Congratulations to Sgt. Kaemmerling on his retirement.

5  
6 \* **Wallace** - Reminded Council members of the Chamber of Commerce Dinner on Thursday,  
7 October 7, 2004 at 5:30 p.m.

8  
9 \* **Ward** - Commended the Street Department for the repairs to Sandy Avenue.

10  
11 Councilperson Ward made a motion to adjourn, seconded by Councilperson Simms. Motion  
12 carried unanimously.

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14 Meeting adjourned at 7:42 p.m.

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19  
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Sondra J. Hewitt, City Clerk

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Ralph DiRemigio, Mayor