

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF**
2 **MOUNDSVILLE, SEPTEMBER 4, 2018**

3
4 The Council of the City of Moundsville met in regular session in the Council Chambers
5 on September 4, 2018 at 7:00 p.m.

6
7 Meeting was called to order by Mayor Allen Hendershot.

8
9 Invocation was given by Mayor Allen Hendershot.

10
11 City Clerk Hewitt called the roll and the following Councilpersons were in attendance:
12 DeWitt, Haynes, Hunt, Remke, Saunders, Wood and Mayor Hendershot. Also present
13 were City Clerk Hewitt, Police Chief Mitchell, Public Works Director Stocklask, Fire
14 Chief Brandon, Building Inspector Richmond, Parks & Recreation Director Coville, CPA
15 Kathryn Goddard and Attorney Thomas White. Absent: City Manager Hess.

16
17 **MINUTES:**

18
19 **Regular Council Meeting of August 21, 2018.**

20
21 Vice Mayor Remke made a motion to accept and approve the minutes of the regular
22 council meeting of August 21, 2018, seconded by DeWitt. Motion carried unanimously.

23
24 **OLD BUSINESS:**

25
26 **Other Items to be Discussed by Council.**

27
28 * Councilperson DeWitt made a motion to discuss at the finance committee hiring a grant
29 writer, seconded by Vice Mayor Remke. Motion carried unanimously.

30
31 * Councilperson DeWitt presented a drawing from one of the Todd Morris's JMHS
32 Drafting students showing the three flag poles, landscaping and a Moundsville sign.

33
34 * Councilperson DeWitt asked if Manager Hess had any current information concerning
35 OEM (Office of Emergency Management) using the Moundsville Marina as a First
36 Responder boat dock.

37
38 * Councilperson Wood asked for an update on the Land & Water Conservation Grant.
39 City Clerk Hewitt had no update at this time.

1 * Councilperson Wood asked for an update on specs for upgrades to the Moundville
2 Police Department from McKinley. City Clerk Hewitt reported City Manager Hess
3 received some information, however, she was making sure the quote included placing the
4 project out for bid.

5
6 * Councilperson Saunders corrected a newspaper article stating he was a member of the
7 Traffic Committee.

8
9 * Councilperson Saunders received complaints of traffic detouring on Second Street
10 which is brick. Mayor Hendershot reported the detour has been re-routed from Rt. 250 to
11 south on Pine Avenue, west on Center Street, north on Olive Avenue and south onto First
12 Street.

13
14 * Councilperson Saunders made a motion to discuss at the Traffic sub committee to
15 install a traffic mirror at First Street and Parriott Avenue, seconded by Councilperson
16 Haynes. Motion carried unanimously.

17
18 * Councilperson Hunt wished to thank Parks & Recreation Director Coville and Friends
19 of the Pool for organizing the Adult Swim Dance.

20
21 * Councilperson Hunt thanked all the city employees who worked for Community Days
22 and thanked everyone who donated.

23
24 * Councilperson Hunt requested the bottom of Cherokee Hills be patched.

25
26 * Vice Mayor Remke asked if the list of streets been put out for bid? City Clerk Hewitt
27 reported the streets have been engineered and are ready to put out for bid.

28
29 * Vice Mayor Remke asked if the City Engineer looked at the flooding problem on the
30 new pavement on Second Street? Street Foreman Wallace had not received an update.

31
32 * Vice Mayor Remke reported a gap in the asphalt at the bottom of Sandy Avenue where
33 it ditch is not level.

34
35 **NEW BUSINESS:**

36
37 **Discussion and Approval of an Ordinance Prohibiting the Drilling into and**
38 **Extraction of Groundwater Within the Restricted Use Area. (901 Lafayette Avenue)**
39 **(First Reading)**
40

1 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE,**
2 **WEST VIRGINIA, AMENDING AND RE-ENACTING SECTION 1381.21 OF**
3 **THE MUNICIPAL CODE OF THE CITY OF MOUNDSVILLE TO PROVIDE**
4 **FOR RESTRICTED USE AREAS IN THE CITY OF MOUNDSVILLE FOR THE**
5 **PURPOSE OF PROHIBITING THE DRILLING INTO AND THE EXTRACTION**
6 **OF GROUNDWATER WITHIN THE RESTRICTED USE AREAS. (FIRST**
7 **READING)**

8
9 Attorney White recommended council to table this ordinance until he can research it
10 further.

11
12 Councilperson Saunders made a motion to table until September 18 regular council
13 meeting, seconded by Councilperson Hunt. Motion carried unanimously.

14
15 **Discussion and Approval to Consider Engineering the Old City Lot (North Jefferson**
16 **Avenue)and Highland Avenue at Rt. 250 to Center Street .**

17
18 Councilperson DeWitt made a motion to approve engineering to the north city lot
19 between Jefferson Avenue and Baker Avenue, seconded by Vice Mayor Remke. Motion
20 carried unanimously.

21
22 **Discussion and Approval to Survey the Property at the North/East Corner of Ruby**
23 **Street & Garfield Street for Proposed Half Basketball Court and Playground.**

24
25 Councilperson DeWitt made a motion to have the property at Ruby Street & Garfield
26 Street surveyed, seconded by Councilperson Remke. Motion carried unanimously.

27
28 **Other Items to be Discussed by Council.**

29
30 * Vice Mayor Remke asked if the city has collected the B&O Tax from the company
31 installing the handicapped curbs at the intersections. Also, asked if the company that
32 paved the BB&T drive thru has paid for their permits & B&O. Building Inspector
33 Richmond said the company installing the curbs have obtained their permits but not sure
34 if they submitted the B&O yet. Mr. Richmond said he will research the paving job.

35
36 * Vice Mayor Remke asked for the status of 208 & 210 Washington Avenue? Building
37 Inspector Richmond said they are addressing those properties but he is not sure about the
38 status.

39
40 * Vice Mayor Remke asked if the police department is enforcing the ordinance pertaining

1 to grass clippings being blown into the street? Chief Mitchell said nobody has been
2 issued citations but officers had spoke with some residents concerning the grass cuttings.

3
4 * Vice Mayor Remke asked for status on the ordinance permitting or prohibiting
5 residential apartments in the Jefferson Avenue business district. Attorney White will
6 provide the Planning Commission with the ordinance for their recommendation.

7
8 * Councilperson Hunt received a complaint from a resident on Jackson Street of bushes
9 hanging onto the sidewalk and a tree behind her house that she says needs cut.

10
11 * Councilperson Hunt asked if Jefferson Extension was scheduled to open on September
12 10? Councilperson DeWitt said she heard it was September 20.

13
14 * Councilperson DeWitt asked if Fire Chief Brandon was able to speak with Sara Wood
15 concerning a grant that provides funding to hire firefighters. Chief Brandon said he will
16 contact her.

17
18 * Councilperson Wood asked for an update on the Fostoria Avenue bridges. Mayor
19 Hendershot said Manager Hess was going to contact DOH to what the process was going
20 to be to hire the engineer and the 5G. She also spoke with Belomar who recommended
21 Manager Hess to work with the state to assure we are within their guidelines.

22
23 Councilperson Hunt asked council discussed the cost of paving Fostoria Avenue after the
24 bridge has been replaced? Mayor Hendershot said council has not discussed paving
25 Fostoria at this time.

26
27 * Councilperson Haynes made a motion to discuss at the Finance sub committee meeting
28 that council look into placing playgrounds in other areas of Moundsville such as the
29 Campgrounds, Cherokees and behind Moundsville Volunteer Fire Department, seconded
30 by Councilperson DeWitt. Motion carried unanimously.

31
32 * Councilperson Haynes asked what gave Councilperson Wood the right to come to City
33 Manager Hess's office and tell her that she needed to resign or get fired? Mayor
34 Hendershot explained that personnel matters need to be discussed in executive session for
35 the protection of the employee.

36
37 * Councilperson Remke asked if the city has any guidelines for containers being made
38 into apartments located behind the Moundsville Volunteer Fire Department? Building
39 Inspector Richmond reported the owner is within the city's zoning ordinance and building
40 codes to construct these apartments.

1 **MANAGER ITEMS:**

2
3 Nothing at this time.

4
5 **MAYOR ITEMS:**

6
7 * Mayor Hendershot announced a "State of Marshall County" Conference breakfast at
8 Grand Vue Park from 7:30 a.m. - 9:30 a.m., featuring guest speaker Greg Kozera of Shale
9 Crescent USA. Anyone wishing to attend must let RSVP by September 14, 2018.

10
11 * Mayor Hendershot announced a 2018 State Auditor's Training Seminar for Municipal
12 Officials and Assistants on Wednesday, October 3, 2018 at Wheeling Hampton Inn &
13 Suites. Mayor Hendershot would like to see 2-3 officials attend.

14
15 **COMMITTEE REPORTS:**

16
17 **Discussion and Approval of Recommendations by the Traffic Committee.**

18
19 The traffic sub committee was scheduled for 5:00 p.m.

20
21 **Discussion and Approval of Recommendations by the Finance Committee.**

22
23 The finance sub committee meeting will follow the traffic meeting.

24
25 **Discussion and Approval of Recommendations by the Policy Committee.**

26
27 The policy sub committee meeting will follow the finance meeting.

28
29 **COUNCIL ITEMS:**

30
31 * **DeWitt** - Nothing at this time.

32
33 * **Wood** - Made a motion to go into an Executive Session for personnel matters after the
34 regular meeting, seconded by Councilperson Hunt.

35
36 Mayor Hendershot called for a voice vote. City Clerk Hewitt announced the following
37 tally. 5 yeas, 2 nays. Haynes & Saunders voting nay. Motion carried.

38
39 * **Hunt** - Reported that he trip to Haiti was an eye opening experience. She said
40 American's don't realize how blessed they are.

1 * **Haynes** - Said he hopes the November election the vote changes.

2
3 * **Remke** - Sent council an email inviting them to attend a symposium at Washington PA
4 on September 18, 2018 from 10:00 a.m. to 4:00 p.m., concerning the cracker plant.
5 RSVP was requested.

6
7 * **Saunders** - Asked Mayor Hendershot when the Sanford Center is expecting to put the
8 driveway in on Third Street at the entrance to the parking lot? Mayor Hendershot said
9 they will have to hire someone to put the concrete in.

10
11 Mayor Hendershot made a motion to recess, seconded by Vice Mayor Remke. Motion
12 carried unanimously.

13
14 Meeting recessed at 7:54 p.m.

15
16 Meeting reconvened at 8:02 p.m.

17
18 Executive Session began at 8:03 p.m.

19
20 Executive Session recessed at 8:30 p.m.

21
22 Regular meeting reconvened at 8:33 p.m.

23
24 Vice Mayor Remke made a motion to receive and file legal ads published in the
25 Moundsville Daily Echo, seconded by Councilperson Wood. Motion carried
26 unanimously.

27
28 Councilperson Haynes made a motion to adjourn, seconded by Vice Mayor Remke.
29 Motion carried unanimously.

30
31 Meeting adjourned at 8:34 p.m.

32
33
34
35
36
37 _____
38 Sondra J. Hewitt, City Clerk

39 _____
40 Allen R. Hendershot, Mayor