

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF  
MOUNDSVILLE, DECEMBER 19, 2017**

The Council of the City of Moundsville met in regular session in the Council Chambers on December 19, 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, Remke, Wood and Mayor Saunders. Absent: Hunt. Also present were City Manager Hess, Police Chief Mitchell, Public Works Director Stocklask, Building Inspector Richmond, Acting Fire Chief Brandon, CPA Kathryn Goddard and Attorney Thomas White and City Clerk Hewitt.

**MINUTES:**

**Regular Council Meeting of December 5, 2017.**

Councilperson Remke made a motion to accept and approve the minutes of the regular council meeting of December 5, 2017, seconded by Councilperson DeWitt.

Councilperson Haynes made a correction on page 3 line 23, Mayor "Wood" should read Mayor "Saunders". Councilperson Hendershot made a correction on page 6 line 19, December "21" should read December "19".

Mayor Saunders called for a voice vote on the amendments. Motion carried unanimously.

**GENERAL PUBLIC HEARING:**

**Announcement & Award of the House Decorating Contest.**

Mayor Saunders announced the winners of the 2017 House Decorating Contest: First Place: Ted & Beth Hanket, 1908 Center Street; Second Place: Michele Marling, 603 2<sup>nd</sup> Street; and Third Place: Craig & Colleen Fullerton, 2513 Second Street.

**OLD BUSINESS:**

**Discussion of Ordinance Repealing Certain Zoning Code Updates. (Second Reading)**

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

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

Councilperson Remke made a motion to approve the ordinance for zoning code updates, seconded by Vice Mayor Wood.

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

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

\* Councilperson DeWitt made a motion to discuss at the finance sub committee a “sign on bonus” for newly hired police officers and a pay back clause if officers should leave employment before 2 years, seconded by Councilperson Hendershot. Motion carried unanimously.

\* Vice Mayor Wood asked if Manager Hess and Mr. Healy scheduled a meeting for the Better Buildings Program? Manager Hess said Mr. Healy spoke with Mr. Strait who will be available in January possibly the 22<sup>nd</sup>.

\* Vice Mayor Wood asked if the pool has been closed all week? Manager Hess said it was open Sunday, Monday & Tuesday and that she will be using Kucera Heating & A/C to fix the pool pump.

Mayor Saunders introduced the new Parks & Recreation Director, Ricco Coville.

Mr. Coville discussed with council some of the issues going on at the pool and how he plans to address them.

\* Councilperson Haynes asked Manager Hess if she has heard any updates on the 3 bridges in town? Manager Hess has not received any updates from DOH.

\* Councilperson Remke asked if Manager Hess was able to obtain a cheaper quote on the dectron unit? She reported the quote she received was \$190,000.00.

\* Councilperson Remke asked for the final cost of installing the RV Park? Manager Hess said \$106,000.00.

\* Councilperson Remke made a motion to discuss at the policy sub committee meeting addressing newly built or installed homes to face the street, seconded by Councilperson DeWitt. Motion carried unanimously.

\* Councilperson Remke asked for an update of city owned property the city intends to auction. Attorney White said he has retained a list of the properties, however, he is still researching them through the court house records. Councilperson Hendershot also mentioned the Public Works Director was checking with the City Engineer.

\* Councilperson Hendershot suggested discussing the Better Buildings Program at a manager's workshop.

## **NEW BUSINESS:**

### **Election of Mayor and Vice Mayor for 2018.**

Mayor Saunders opened the floor for nominations for Mayor.

Mayor Saunders moved to nominate David Haynes. Motion failed for lack of a second on the motion.

Councilperson DeWitt moved to nominate Allen Hendershot, seconded by Vice Mayor Wood.

Mayor Saunders closed the nominations and called for a voice vote. City Clerk Hewitt announced the following tally, 6 yeas. Motion carried unanimously.

Mayor Saunders opened the floor for nominations for Vice Mayor.

Councilperson Haynes moved to nominate Phil Remke, seconded by Councilperson DeWitt.

Mayor Saunders closed nominations and called for a voice vote. City Clerk Hewitt announced the following tally, 6 yeas. Motion carried unanimously.

**Discussion and Approval of an Zone Change Ordinance for 1501 Water Street from**

**“R-M” Multi Family Residential District to “R-C” Recreation Conservation.  
(First Reading)**

Attorney White reported to council since the new zoning updates have been approved, the property in question is considered “Industrial Zone” which allows for campgrounds.

**Discussion and Approval to Allow Employees to Take Tuesday, December 26, 2017, as a Holiday.**

Councilperson Remke made a motion to provide Tuesday, December 26, 2017 as an extended holiday for employees, seconded by Councilperson DeWitt. Motion carried unanimously.

**Discussion and Approval of Giving Employees an Additional One-Time Clothing Allowance.**

Vice Mayor Wood made a motion to provide employees with an additional one-time clothing allowance, seconded by Councilperson Hendershot. Motion carried unanimously.

**Appointment to the Moundsville Water Board.**

Manager Hess announced the following individuals applied for the vacancy on the Moundsville Water Board: David Oiler, Eugene Saunders, Brad Varlas and David Wood.

Councilperson Haynes made a motion to appoint Eugene Saunders to the board, seconded by Councilperson Hendershot.

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

Councilperson DeWitt made a motion to appoint David Wood to the board, seconded by Councilperson Remke.

Mayor Saunders called for a voice vote. City Clerk Hewitt announced the following tally. 3 yeas, 3 nays. Haynes, Hendershot and Saunders voting nay. Motion failed.

Councilperson Hendershot made a motion to appoint Brad Varlas to the board, seconded by Councilperson Remke.

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

### **WV Land & Water Conservation Comprehensive Report by Attorney White Concerning the East End Property.**

Attorney White reported the city retained the property with Water and Land Conservation Funds in 1972. The goal of the Land & Water Conservation program was to dedicate those fund and land to outdoor activities, such as trails, streams, national parks & forests. In the city's case, the funds were used to develop outdoor basketball, baseball & softball fields. However, the proposed Sports Complex is an indoor facility, which creates a problem. The city can apply for a waiver to the conversion, but the request is a long and difficult one. For instance, the city will have to provide or substitute land with the same value to the \$3.9 million obtained by the city from the WV Land and Conservation program. Attorney White will continue to research the boundary maps.

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

\* Councilperson Remke made a motion discuss at the finance sub committee meeting to renegotiate the grass cutting contract for Parks & Recreation, seconded by Councilperson Hendershot for discussion.

Councilperson Hendershot said Parks & Recreation Director Coville should be privy to the information and contracts concerning the Parks & Recreation.

Mayor Saunders called for a voice vote. City Clerk Hewitt announced the following tally 4 yeas, 2 nays. Haynes and Saunders voting nay. Motion carried.

\* Vice Mayor Wood said he and Councilperson Hunt met with City Manager Hess concerning goals for the City Manager as well as council. Manager Hess will share those with council at the January sub committee meeting.

\* Vice Mayor Wood asked Attorney White if there was anything council needed to do to assist employees/victims of Sexual Harassment. Councilperson Hendershot said the policy needs to make available counseling for victims.

\* Councilperson DeWitt made a motion to discuss at the finance sub committee to move forward with the pool renovations, seconded by Councilperson Remke.

Councilperson Haynes said he feels Parks & Recreation Director Coville can provide to council what he needs to continue operations for the pool.

After a lengthy discussion of Jim Christie's strategic plan, the WV Water and Land Conservation Grant with Belomar and McKinley & Associates Phase 1, 2, & 3 pool renovations, Councilperson Remke rescinded his second.

Mayor Saunders seconded Councilperson DeWitt's motion. Mayor Saunders called for a voice vote. City Clerk Hewitt announced the following tally. 2 yeas, 4 nays. Haynes, Hendershot, Remke and Wood voting nay. Motion carried.

\* Councilperson DeWitt made a motion to place on January 2 Council Meeting

Agenda to close Four Seasons Pool due to the health of the citizens and danger the facility can be causing, seconded by Councilperson Hendershot for discussion.

Councilperson Hendershot said he feels if there are unhealthy conditions at the facility, the City Manager and Parks Director have the authority to take immediately action not have to wait for council's decision at a council meeting.

After further discussion, Councilperson DeWitt rescinded her motion as well as Councilperson Hendershot rescinding his second.

#### **MANAGER ITEMS:**

\* Manager Hess congratulated Allen Hendershot on his appoint to Mayor and Phil Remke as Vice Mayor. She also welcomed new Parks & Recreation Director Ricco Coville.

\* Manager Hess announced that Larry Fraleigh will has been chosen by the Marshall County Chamber of Commerce to serve on the Moundsville Fire Civil Service Commission.

\* Manage Hess will schedule a Better Buildings workshop in January which will include Rick Healy and Shaye Strait.

\* The Moundsville Stormwater Department has installed two catch basins on Clinton Avenue catch the run off water near Tony Wood's residence. Hopefully the basins will correct the problem.

\* Manager Hess announced that Gary Brandon, who is the Vice President of the IAFF

(International Association of Firefighters) received a condolence letter on the passing of former Fire Chief Noel Clarke.

\* City Manager Hess wished everyone a Merry Christmas & Happy New Year.

## **MAYOR ITEMS:**

- \* Mayor Saunders received complaints of speeding on First Street.
- \* Mayor Saunders said he was pleased to serve the citizens of Moundsville as Mayor during 2016-2017. He also congratulated Allen Hendershot and Phil Remke as Mayor and Vice Mayor. He looks forward to working with them both.
- \* Mayor Saunders said he feels with the hiring of Mr. Coville as Parks & Recreation Director, he will get the job done and has all the confidence in him.
- \* Mayor Saunders wished everyone a Merry Christmas & Happy New Year.

## **COMMITTEE ITEMS:**

### **Discussion and Recommendations by the Finance Committee.**

Vice Mayor Wood read over the following items discussed at the finance committee meeting:

**Discussion of Better Buildings Program Recommendations with Rick Healy, Assistant Director of Management Services Belomar Regional Council. Committee recommends meeting with Shaye Strait of the Better Buildings Program during a regular scheduled council meeting;**

**Discussion and Review of Financial Summary for November 2017 by Kathryn Goddard**

**Discussion of Auctioning Undeveloped City Property. Public Works Director Stocklask will check with City Engineer Jack Tush to see if they have a list of undeveloped property.**

### **Discussion and Recommendation by the Policy Committee.**

Councilperson Haynes read over the following items discussed at the policy committee meeting:

**Discussion of Lighting Ordinance. Building Inspector Richmond provided council with copies of the new revised zoning ordinances which included a lighting ordinance.**



Manager Hess will provide the ordinance for the website and the newspaper;

Discussion of Business License for Owners of Rental Property. Committee recommends to table until January meeting.

**Discussion and Recommendation by the Traffic Committee.**

Councilperson Hendershot read over the following items discussed at the traffic committee meeting:

Discussion of the 2018 Paving List to be submitted to the City Manager as soon as possible.

**COUNCIL ITEMS:**

\* **Haynes** - Congratulations to Al and Phil on appointment of Mayor and Vice Mayor. And to Brad Varlas on the Water Board.

\* Commended Mayor Saunders during his terms as Mayor.

\* **Wood** - Congratulation to Al and Phil on appointment to Mayor & Vice Mayor. And to Brad Varlas to the Water Board.

\* Council needs to stand behind Mr. Coville as the Parks & Recreation Director.

\* Expressed his respect for Eugene Saunders as Mayor and thanked him for his efforts.

\* Merry Christmas and Happy New Year to everyone.

\* **DeWitt** - Told Mr. Coville her earlier discussions were nothing against him as the new Parks & Recreation Director. Her only concern was to improve the Four Seasons Pool.

\* Congratulations to Al & Phil on appointment as Mayor & Vice Mayor.

\* Merry Christmas & Happy New Year.

\* **Hendershot** - Thanked council for their vote in selecting him as Mayor and feels he and Phil will work together in the future.

\* Thanked Gene during his appointments as Mayor.

- \* Commended Phil on his appointment as Vice Mayor.
- \* Thanked House Decorating participants.
- \* Councilperson Hendershot expressed his concern to the City Fire Department being short handed. Provisions in the State Code allows for emergency hires when such a problem arises.
- \* Welcome Ricco Coville as the new Parks & Recreation Director.
- \* Councilperson Hendershot made a motion to go into executive session for personnel matters, seconded by Councilperson DeWitt. Motion carried unanimously.
- \* **Remke** - Thanked council for vote of confidence in appointing him Vice Mayor. He commended Gene and Dave for their service as previous Mayor & Vice Mayor.
- \* Welcome Ricco as the Parks & Recreation Director.
- \* Congratulated Brad Varlas to the Water Board.
- \* Merry and Blessed Christmas.

Mayor Saunders moved to go into executive session for personnel after 5 minute recess, seconded by Councilperson Remke. Motion carried unanimously.

Meeting recessed at 8:27 p.m.

Meeting reconvened at 8:30 p.m.

Executive session began at 8:31 p.m.

Executive session adjourned at 8:50 p.m.

Regular session reconvened at 8:50 p.m.

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

Meeting adjourned at 8:51 p.m.

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Sondra J. Hewitt, City Clerk

Eugene Saunders, Sr., Mayor