

**STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,  
JUNE 19, 2012**

The Council of the City of Moundsville met in regular session in the Council Chambers on June 19, 2012 at 7:00 p.m.

Meeting was called to order by Mayor Dennis Wallace.

Invocation by Mayor Dennis Wallace.

City Clerk Hewitt called the roll and the following councilpersons were in attendance: DeWitt, Haynes, Remke, Saunders, Wood and Mayor Wallace. Absent: Simms. Also present: City Manager Deanna J. Hess, Police Sgt. Kosek, Fire Chief Clarke, Street Foreman Stocklask, Building Inspector Schneider and Richmond, Attorney Thomas White and City Clerk Hewitt. Absent: Police Chief Mitchell, Street Commissioner Richmond and CPA Kathryn Goddard.

**MINUTES:**

**Regular Council Meeting of June 5, 2012.**

Councilperson Haynes made a motion to accept and approve the minutes of the regular council meeting of June 5, 2012, seconded by Councilperson Saunders. Motion carried unanimously.

**GENERAL PUBLIC HEARING:**

**Thomas E Hvizdos, Executive Director of Regional Transportation Authorities - Placing the Bus Levy on the November 2012 General Election Ballot.**

Mr. Hvizdos reminded council of their decision in November 2011 to approve placing the bus levy issue on the November 2012 general election ballot and provided council with a preliminary schedule and a route map for the buses.

Councilperson Saunders made a motion to direct the City Attorney to draft a bus levy ordinance, seconded by Councilperson DeWitt. Motion carried unanimously.

\* Dennis Minor, Lockwood Enterprises, asked council for an amendment to their zone change ordinance for properties on Pearl Street. At the time of the zone change, Lockwood Enterprises did not own 1925 Pearl Street but have since purchased the property and hopes that council will amend the ordinance to include 1925 Pearl Street.

Attorney White advised Mr. Minor that zone changes can not be amended, they will have to repeat the process of applying for the zone change through the Planning Commission, paying the \$100 fee and if approved, two readings before council.

\* Frank Boso, Jr., 1208 Purdy Avenue, opposes any more zone change proposals west of Rt. 2 and south of the Moundsville bridge.

\* Dan Stocklask, 3 Locust Avenue, opposes any zone change proposals in the Campgrounds.

\* John Stephens, 1108 Purdy Avenue asked council to widen the alley beside his business to its original 14 foot. Mr. Stephens presented a print of his property to council.

\* John Yeater, 101 Cherokee Drive, owner/operator of 805 10<sup>th</sup> Street, asked council members if they were opposed to large commercial signs in their neighborhood.

\* Carl Boso, Jr., 305 10<sup>th</sup> Street, reported the electric service at the Marshall County Fairgrounds is still not up to code and asked why they have not been cited. City Manager Hess advised they have until June 28 before their 90 days will expire.

## **OLD BUSINESS:**

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

\* Councilperson Saunders asked if Manager Hess was able to contact the owner of the property behind Wood Fitness concerning the high grass. Manager Hess advised that Mr. Boso is supposed to be taking care of cutting the grass.

Mayor Wallace asked Mr. Boso why he has not been keeping the grass cut. Mr. Boso advised that he cuts the grass when the owner calls him, but he will contact the owner and have this taken care of.

\* Councilperson Saunders asked if Fire Chief Clarke has any more information for council concerning the ambulance service. Chief Clarke advised that he did not have any more information.

\* Councilperson Saunders feels the city has enough campers in Moundsville and council should stop spot zoning. He would also like to discuss with the Parks & Recreation Board the idea of building another shelter at the Riverfront Park.

\* Councilperson Wood reported the neighbors on Hickory Avenue are very appreciative since the city has demolished the trailer at 17 Hickory Avenue.

\* Councilperson Wood asked that the Parks & Recreation Board recognize the "Boys of Summer" at their meeting. Councilperson Saunders advised they are on the agenda.

\* Councilperson DeWitt advised council that she is in agreement with Mr. Frank Boso and opposes campers on city property.

\* Councilperson DeWitt commented that the city's web page is still not updated. Mayor Wallace asked that City Manager Hess look into hiring a professional web page designer.

\* Councilperson Haynes asked Manager Hess if she was able to find the owner of 47 Campground? City Manager Hess advised that a work order has been done.

\* Councilperson Saunders asked for an update on Olive Avenue. Building Inspector Schneider advised that the owner does have permits and has been working on roof.

\* Councilperson Remke previously spoke with the City Manager Hess concerning lead paint in windows at the Blake Photography building on Jefferson Avenue.

### **NEW BUSINESS:**

#### **Appointment to the City-County Library Board. (Council's Appointment)**

Councilperson Saunders made a motion to re-appoint Jim Stultz to the City-County Library Board, seconded by Councilperson Haynes. Motion carried unanimously.

#### **Discussion and Approval of a Resolution Authorizing Renewal of Employee Health Insurance Coverage for 2012-2013.**

Councilperson Saunders made a motion to authorize the City Manager to renew the employee Health Insurance coverage for 2012-2013, seconded by Councilperson Haynes. Motion carried unanimously.

#### **Discussion and Approval of a Resolution to Enter Into Annual Loans for Lease Purchase of Certain Items of Equipment for the City of Moundsville 2012-2013 Fiscal Year.**

Mayor Wallace moved to enter into annual loans for lease purchase for the City of Moundsville, seconded by Councilperson Remke. Motion carried unanimously.

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

\* Councilperson Saunders received complaints of rats at 1522 Sixth Street and asked if the Building Inspector could check into the complaint.

\* Councilperson Haynes reported the Sanitary Board dug up the street and never repaired it. Manager Hess will contact the Sanitary Board.

\* Councilperson Remke asked that council work with the Marshall County School Board to have students participate at council meetings and to get their input on Moundsville's future.

\* Councilperson Saunders reported that Wheeling adopted a policy that requires owners of camp sites of their plan for the property when the campers move out of the city. City Manager Hess will place this item on the Policy agenda.

\* Councilperson DeWitt suggested a fee imposed on the campers located in the city. Manager Hess advised council that owners of property are billed for Municipal Fee and Stormwater Fee for each camper located on their property.

\* Councilperson Wood asked if all city's had to have a Comprehensive Plan. Attorney White advised that he researched the question and found that all city's had to have a comprehensive plan in place.

#### **MANAGER ITEMS:**

\* Manager Hess reported that the City of Moundsville will sponsor the Annual Fourth of July Fireworks display in Moundsville on July 4 at dusk, rain date is scheduled for July 7, 2012.

\* Business After Hours is scheduled for Thursday, June 28, 2012 at Nardone Chiropractors in Benwood. Contact the City Manager if anyone is interested in attending.

#### **MAYOR ITEMS:**

\* Mayor Wallace suggested community service for offenders unable to pay their citations. Attorney White suggested checking with the city' liability insurance before making any decisions.

#### **COMMITTEE REPORTS:**

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

No recommendations at this time.

##### **Discussion of Recommendations by the Traffic Committee.**

##### **1. Discussion of Opening Washington Avenue Between Tenth & Twelfth Streets. Committee recommends a motion to rescind previous action of Council due to property being abandoned in 1980.**

Councilperson Saunders made a motion to rescind council's action to open Washington Avenue from Tenth Street to Twelfth Street, seconded by Councilperson DeWitt. Motion carried unanimously.

##### **2. Discussion of "No Parking" signs on Washington Avenue Penitentiary side between Eighth & Tenth Streets.**

Councilperson Saunders made a motion to install “No Parking” signs on Washington Avenue (prison side) between Eighth Street & Tenth Street on a trial basis, seconded by Councilperson DeWitt. Motion carried unanimously.

**Discussion of Recommendations by the Policy Committee.**

**1. Discussion of Historic Landmark Commission. Committee recommends the Historic Landmark Commission be abolished.**

Councilperson Wood made a motion to direct the city attorney to draft an ordinance to abolish the Historic Landmark Commission, seconded by Councilperson Saunders. Motion carried unanimously.

**2. Discussion of Ordinance 901.16(d): Sidewalks Removal. Committee recommends City Attorney to amend the ordinance to include that this applies only to the front sidewalks of a residential structure.**

Councilperson Wood made a motion to direct the city attorney to draft an ordinance amending the sidewalk removal ordinance to include “applies to front sidewalks of residential structures”, seconded by Councilperson Saunders. Motion carried unanimously.

\* Attorney White submitted several legal ads published in the Moundsville Daily Echo to be received an filed by council:

1. City of Moundsville Levy Estimate
2. Zone Change Ordinance for 15<sup>th</sup> & Water Streets
3. Zone Change Ordinance for 1001 12<sup>th</sup> Street
4. Zone Change Ordinance for 2101 12<sup>th</sup> Street
5. Zone Change Ordinance for 3 Forest Street
6. Variance for 81 Highland Avenue
7. Variance for 220 S Highland Avenue
8. Variance for 218 Cedar Avenue
9. Variance for 1512 Fourth Street
10. Variance for 2101 12<sup>th</sup> Street

Mayor Wallace made a motion to receive and file the legal advertisements, seconded by Councilperson Haynes. Motion carried unanimously.

**COUNCIL ITEMS:**

\* **Wood** - Announced a Fostoria meeting on July 16, 2012, 6:00 p.m. at the Family Resource Network building.

- \* **Remke** - Thanked Carl Boso for being the city's eyes.
- \* Opposes any campers going on the property at the Riverfront.
- \* Invited council and citizens to the "Wall" meeting on Wednesday at 6:00 p.m.
- \* **Haynes** - Nothing at this time.
- \* **Saunders** - Noted that he is still interested in holding a 5K race in August of next year and is looking for sponsors.
- \* Reported a lot of construction going on in town without permits.
- \* Reported speaking to the County Commissioners concerning the OH plates on vehicles at residences in Moundsville.
- \* **DeWitt** - Received complaint of overweight trucks driving on old truck route.

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

Meeting adjourned at 8:17 p.m.

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Sondra J. Hewitt, City Clerk

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Dennis Wallace, Mayor