

**City Council Agenda
Virtual
February 16, 2021 5:30 pm**

Due to the increase of COVID-19 cases and of the utmost concern for the safety of our citizens, including the City of Wheeling governing body, the City of Wheeling City Council Meetings will be held virtually on November 4, 2020 and until further notice. Any or all members of Council may be present at the meeting virtually. For public comment under “Those Wishing to be Heard” members of the public may call 304-551-2151 at any time up until fifteen minutes prior to the beginning of the Council Meeting for instructions on how to participate.

ROLL CALL

READING OF THE MINUTES: February 2, 2021

MAYOR’S REPORT

1. CLERK’S REPORT

2. UNFINISHED BUSINESS

1. DROP- Fire Department Pension
2. Omni- IT Upgrades- Finance Department- Project Fund
3. Safeware- Air Filtration Systems Police Department- BJA Grant
4. Environmental Standards- Site Assessment Activities- Project Fund
5. CT Consultants- Change Order Additional Services- Water
6. Wheeling Park High School- Water Line Relocation Project- RCIP and Water
7. Creating a COVID-19 Small Retail Business B&O Tax Credit

HELD OVER

3. REMARKS FROM MEMBERS OF COUNCIL

4. REPORT OF COMMITTEES

1. Development Committee Minutes 2/2/21
2. Public Safety Committee Minutes 2/2/21

5. REPORT OF CITY MANAGER

6. REPORT OF OTHER OFFICERS

1. Planning Commission Minutes 1/11/21
2. Historic Landmarks Commission Minutes 12/3/20
3. Report to Council- Lane Abandonment Lane 25
4. Hall of Fame Minutes 1/12/21
5. Human Rights Commission Minutes 12/15/20
6. January 2021 Financial Statement

7. PETITIONS OF REDRESS OR GRIEVANCE

8. PETITIONS OF ALL OTHER KINDS

9. ORIGINAL PROPOSITIONS

1. Ace Truck- Knuckle Boom Crane- Water
2. Designating City Depositories for 2021
3. Lane Abandonment- Portion of Lane 25 Right of Way

THOSE WISHING TO BE HEARD

AN ORDINANCE AUTHORIZING THE CITY OF WHEELING
FIRE DEPARTMENTS PARTICIPATION IN THE DEFERRED
RETIREMENT OPTION PROGRAM (“DROP”) AS PROPOSED
BY THE CITY AND AS ADMINISTERED BY THE STATE OF
WEST VIRGINIA PENSION OVERSIGHT BOARD

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

WHEREAS, at municipal Pensions Oversight Board Meeting on December 17, 2020, the Board approved the City of Wheeling’s Deferred Retirement Option Plan submitted on June 23, 2020; and

WHEREAS, the Board unanimously passed a motion to approve the application submitted after the Board’s actuary, Bolton Partners, stated in the Board meeting that the plan submitted to them was projected to experience a net gain to the Wheeling Firemen’s Pension and Relief Fund assuming the City of Wheeling continues to pay the normal cost of the DROP members’ salaries toward the pension plan; and

WHEREAS, the City Manager received a letter from Bolton Partners indicating the plan is projected to experience a net gain during the five-year DROP pension and is therefore adjudged to be actuarially sound.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. the City Council of the City of Wheeling hereby authorizes the City of Wheeling Fire Department’s participation in the Deferred Retirement Option Program (“DROP”) as proposed by the City and as administered by the State of West Virginia Pension Oversight Board.

Section 2. This ordinance shall be effective from and after the date of its adoption.

Ordinance No. _____

Introduced February 2, 2021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$40,996.57 WITH OMNI STRATEGIC TECHNOLOGIES OF WHEELING, WV, FOR THE PURPOSE OF IT UPGRADES AND SERVICES FOR FINANCE DEPARTMENT TO BE CHARGED TO PROJECT FUND

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is hereby authorized and directed to expend funds of the City of Wheeling, in the amount of \$40,996.57 with Omni Strategic Technologies of Wheeling, WV, for the purpose of IT upgrades and services, to be charged to Project Fund.

Section 2. This ordinance shall be effective from and after the date of its passage.

By the Administration

Ordinance No. _____

Introduced February 2, 2021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$41,710.90 WITH SAFEWARE INC OF SANDSTON, VA, FOR THE PURPOSE OF AIR FILTRATION SYSTEMS FOR POLICE DEPARTMENT TO BE CHARGED TO CESF GRANT BJA-2020-18553

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is hereby authorized and directed to expend funds of the City of Wheeling, in the amount of \$41,710.90 with Safeware Inc. of Sandston, VA, for the purchase of air filtration systems for Police Department, to be charged to CESF Grant, BJA-2020-18553

Section 2. This ordinance shall be effective from and after the date of its passage.

By the Administration

Ordinance No. _____

Introduced February 2, 2021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$80,000 WITH ENVIRONMENTAL STANDARDS OF WHEELING, WV, FOR THE PURPOSE OF SITE ASSESSMENT ACTIVITIES TO BE CHARGED TO PROJECT FUND

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is hereby authorized and directed to expend funds of the City of Wheeling, in the amount of \$80,000 with Environmental Standards of Wheeling, WV, for the purpose of site assessment activities including evaluation and performing tests and samplings on the site, to be charged to Project Fund.

Section 2. Potential reimbursement will be sought through West Virginia DEP Voluntary Remediation Program.

Section 3. This ordinance shall be effective from and after the date of its passage.

By the Administration

Ordinance No. _____

Introduced February 2, 2021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$270,000 WITH CT CONSULTANTS FOR AMENDMENT TO AGREEMENT PERTAINING TO REPLACEMENT OF WATER MAINS IN DOWNTOWN WHEELING TO BE CHARGED TO WATER BOND

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is authorized to expend additional funds in the amount of \$270,000 with CT Consultants for amendment to agreement pertaining to replacement of water mains in Downtown Wheeling, to be charged to Water Bond

Section 2. The Amendment is incorporated herein and is on file in the Office of the City Clerk.

Section 3. This ordinance shall be effective from and after the date of its passage.

By the Administration.

Ordinance No. _____

Introduced February 2, 2021

AN ORDINANCE AUTHORIZING UP TO 50% OF THE COST OF THE WHEELING PARK WATER LINE RELOCATION PROJECT IN AN AMOUNT NOT TO EXCEED \$140,000 TO BE CHARGED TO THE WATER DEPARTMENT AND REGULAR RCIP AND FURTHER AUTHORIZING THE CITY MANAGER TO ENTER INTO A JOINT USE AGREEMENT WITH THE OHIO COUNTY SCHOOL DISTRICT FOR THE USE OF OUTDOOR RECREATIONAL FACILITIES CONSTRUCTED ON THE AREA GENERALLY NORTHWEST OF WHEELING PARK HIGH SCHOOL ALONG PARK VIEW ROAD

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is hereby authorized up to 50% of the cost of the Wheeling Park Water Line Relocation Project in an amount not to exceed \$140,000 to be charged to the Water Department and regular RCIP and further authorizing the City Manager to enter into a Joint Use Agreement with the Ohio County School District for the use of outdoor recreational facilities constructed on the area generally northwest of Wheeling Park High School along Park View Road.

Section 2. This ordinance shall be effective from and after the date of its passage.

By the Administration

AN ORDINANCE TO AMEND AND REENACT PART SEVEN ENTITLED BUSINESS REGULATIONS AND TAXATION CODE OF THE CODIFIED ORDINANCE OF THE CITY OF WHEELING BY CREATING A NEW SECTION IN ARTICLE 787 ENTITLED "PRIVILEGE TAX" DESIGNATED AS SECTION 787.57 ENTITLED "COVID 19 SMALL RETAIL BUSINESS B&O TAX CREDIT."

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. An Ordinance to amend and reenact Part Seven entitled Business Regulations and Taxation Code of the Codified Ordinance of the City of Wheeling by creating a new Section in article 787 entitled "Privilege Tax" designated as Section 787.57 entitled "COVID 19 Small Retail Business B&O Tax Credit" to be read as follows:

SECTION 787.57 COVID 19 CITY SMALL RETAIL BUSINESS B&O TAX CREDIT

- (a) The purpose of this Section is to provide a tax credit for the limited period of the first quarter of 2021 to small retail businesses having no more than twenty-five (25) employees which persevered during the COVID 19 pandemic, remained in business and filed all tax returns for calendar year 2020.
- (b) When used in this Section, "Small Retail Business" taxpayer means a taxpayer liable for privilege taxes under Section 787.02(c) and not classified as a wholesaler or jobber. Such taxpayer must have no more than twenty-five (25) employees employed during calendar year 2020; must have filed all tax returns and remitted all taxes and fees for 2020; and must be able to provide confirmation of business continuation during the 2020 calendar year coinciding with the COVID 19 pandemic. Video lottery terminals and the proceeds made thereon are not subject to the tax credit as a form of "amusement or entertainment" and are taxed in accord and permitted by state law.
- (c) Amount of Credit Allowed: The amount of the credit set forth in this Section is limited to an eligible Small Retail Business Taxpayer's Business and Occupation Tax liability for the period January 1, 2021 through March 31, 2021. Eligible Small Retail Business Taxpayers shall make application to the City of Wheeling Director of Finance on or before April 30, 2021, to obtain the benefit of the credit set forth herein. The Director of Finance shall have full authority and discretion to approve or deny applications made pursuant to the provisions of this section. Approved Small Retail Business Taxpayers shall be entitled to a one hundred percent (100%) credit against Business and Occupation Tax normally due for the period January 1, 2021 through March 31, 2021.

- (d) Administration of Tax Credit Program.
- (1) The administration of Section 787.57 – COVID 19 Small Retail Business B&O Tax Credit is vested in, and shall be exercised by, the Director of Finance who, in connection therewith, shall prescribe all necessary forms.
 - (2) The Director of Finance may prescribe necessary rules, regulations and procedures that are in conformity with Section 787.57 for administration of the COVID 19 Small Retail Business B&O Tax Credit provisions.
 - (3) Applications for this Tax credit shall be reviewed as needed by the Director of Finance to determine eligibility of the business for the credit. The procedure for verification of information will be developed as needed by the Director of Finance.
 - (4) The Director of Finance may conduct an audit of any business making application for this Tax credit to determine the eligibility of the business and the amount of the Tax credit in accordance with the provisions specified in this ordinance.
 - (5) Businesses applying for a Tax credit hereunder shall agree to make all their financial records, audited financial statements, and / or tax returns available upon request for inspection and audit by the City.
 - (6) Businesses approved for a Tax credit hereunder must still file a quarterly B&O Tax return and report gross income to the City and abide by all local, state and federal laws pertaining to such business and licensure.
- (e) Restrictions Upon the Tax Credit. It is the intent of the present Business and Occupation Tax credit that any taxpayer eligible for this Tax credit shall only be allowed this Business and Occupation Tax Incentive once.
- (f) Sunset Provision. The COVID 19 Small Retail Business Credit created and enacted by this Section shall sunset after initial implementation of such tax credit and be applicable only to the period of January 1, 2021 through March 31, 2021.

Section 2. This ordinance shall be effective from and after the date of its adoption.

By the Administration.



City Clerk
1500 Chapline Street
Wheeling, WV 26003
Phone: (304) 234-6401
wheelingwv.gov

DEVELOPMENT COMMITTEE REPORT

February 2, 2021

The Development Committee of Wheeling City Council met virtually on the above date at 11:15 a.m. Committee members present: Mayor Elliott, Vice Chair Thalman, and Member Thorngate. Others present: Councilors Ketchum, Seidler, Palmer, City Manager Robert Herron, City Solicitor Rosemary Humway-Warmuth, and City Clerk Brenda J. Delbert.

Lane Abandonment: Lane 25 between Jacob and Lane E:

Director of Building and Planning, Tom Connelly, presents request from Carnegie Green 39. The site plan has been approved through the Planning Commission and BZA. Mr. Connelly informed all agencies who would have a potential interest were informed and some neighbor objections were received and Mr. Connelly is working with neighbors for solutions. Staff is in support of the abandonment, there is a telephone pole that will not allow access to garages and vacant lot has been used. When lot is no longer vacant there will be only North and South access. Ms. Thalman moves, seconded by Mr. Thorngate to approve this request and forward to council. Motion carried.

There being no further business to come before the Committee, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Time: 11:27 a.m.



City Clerk
1500 Chapline Street
Wheeling, WV 26003
Phone: (304) 234-6401
wheelingwv.gov

PUBLIC SAFETY COMMITTEE
February 2, 2021

The Public Safety Committee of Wheeling City Council met virtually on the above date at 11:30 a.m. Committee members present: Chair Seidler, Vice Chair Palmer, and Member Ketchum. Others present: Mayor Elliott, Councilors Thalman, Thorngate and Sklavounakis, Police Chief Schwertfeger, City Solicitor Rose Humway-Warmuth, and City Clerk Brenda J. Delbert.

The following matters were discussed:

Discussion on levels of police staffing, availability of technology, and cost associated

Chief Schwertfeger presents we have two vacancies and 9 officers that are in various levels of training; thus, operating with 63 active officers. 73 is considered full staffed. Chief is recommending 83-85 officers; however, it is a large budget item. Chief does not believe the stats are alarming. Although there is an increase our overall violent crimes are very low. COVID has presented various challenges including, but not limited to, from being proactive, and limited unnecessary stops. Chief reacts to the worry about response times, he reiterates the calls are organized by priority. Mr. Seidler asks for discussion around how we can curb the drug overdoses and addiction. We do have crime but we are fighting it, Wheeling is a safe place to be. Several violent crimes are down. Drugs offences continue to be a largest problem. Mr. Seidler asks for a specific number of desired officers. No decisions were made.

There being no further business to come before the Committee, Mr. Palmer, seconded by Ms. Ketchum, moved to adjourn. Time: 12:00 p.m.



CITY OF WHEELING PLANNING COMMISSION

www.WheelingWV.gov

City of Wheeling – Planning Commission

Meeting of the Wheeling Planning Commission: January 11, 2021.

Commissioners present: Conner, Jebbia, Mauck, Monroe, Palmer, Schessler, Schwarz, West, and Wright.

Commissioners absent: none

Staff present: Connelly, Klatt

The meeting was called to order via Zoom at 5:00 p.m. by Chairwoman Wright.

MINUTES:

December 14, 2020 meeting minutes. Motion for approval by Commissioner Monroe. Seconded by Commissioner Mauck. All in favor.

COMMUNICATIONS:

Staff reported on the communication received pertaining to the Play N Stay public hearing.

PUBLIC HEARINGS:

Special Use Permit – Play N Stay, LLC 41-40th Street – pet care / kennel:

Chairwoman Wright recognized Jessica Barclay, applicant. Ms. Barclay reviewed plans for the pet care and kennel business, including services, hours, parking and staffing. A discussion ensued. Commissioner Mauck questioned the proposed traffic flow as it pertained to customer circulation. The applicant committed to improving the abandoned right of way in order to provide egress from the site, ensuring traffic is restricted to traveling south back onto 40th Street. Staff advised no one from the public signed up to speak, however comments were received from the property owner to the north, citing concerns with noise from barking dogs, odor, and the use of the right of way next to his house. A discussion ensued. In action on the matter, Commissioner Mauck moved a motion to approve the request. Seconded by Commissioner West. All were in favor.

REPORTS:

Standing Committees: None

Planning Staff: None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Site Plan Review – 1114 Chapline Street – Ohio Valley Credit Union

COMMISSION MEMBERS

MARTHA WRIGHT, CHAIR · THOMAS CONNER · RUSTY JEBBIA · JAMES J. MAUCK

HOWARD MONROE · DAVE PALMER · CHRISTINA SCHESSLER · WILLIAM SCHWARZ · JEREMY WEST, VICE CHAIR

STAFF: THOMAS CONNELLY, AICP

Chairwoman Wright recognized James Caliendo to present the request. Mr. Caliendo reviewed the proposal to develop a new branch office with drive-thru at the location on Chapline Street. Mr. Caliendo described the building design, traffic circulation, parking, drainage, lighting and landscaping plans. A discussion ensued. Commissioner Schwarz moved a motion to approve the site plan as presented. Seconded by Commissioner Palmer. All were in favor.

Site Plan Review – 15 – 39th Street – Carnegie Greene at 39th

Chairwoman Wright recognized Tom Simons, owner and Chuck Garvick, engineer representing the project. Mr. Simons reviewed the proposal to develop a 4-story apartment building on the property. Mr. Simons reviewed the site layout, parking, green space and other details. Mr. Simons also discussed the variances being request at the next Board of Zoning Appeals meeting and the pending lane abandonment request. A discussion ensued. Commissioner West moved a motion to approve the site plan as presented, contingent on the variances being granted. Seconded by Commissioner Conner. All were in favor.

Resolutions

Resolution – 44 – 41st Street. Commissioner Palmer read the resolution into the record. Commissioner Mauck moved a motion to approve. Seconded by Commissioner Schessler. All were in favor.

Resolution – 200 Washington Avenue. Commissioner Palmer read the resolution into the record. Commissioner Schwarz moved a motion to approve. Seconded by Commissioner Conner. All were in favor.

Resolution – Market Street. Commissioner Palmer read the amended resolution into the record. Commissioner Schessler moved a motion to approve. Seconded by Commissioner Monroe. All were in favor.

Resolution – Market Street. Staff read the resolution into the record. Commissioner Mauck moved a motion to approve. Seconded by Commissioner West. All were in favor.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 5:55 p.m.

Respectfully submitted,



Martha Wright, Chairwoman



CITY OF WHEELING HISTORIC LANDMARKS COMMISSION

www.WheelingWV.gov

City of Wheeling – Historic Landmarks Commission

Regular meeting of the Wheeling Historic Landmarks Commission: December 3, 2020.

Commissioners present: Gilot, Kaiser, Rouhier, Smith, and Thorngate

Commissioners absent: Greco and Karelis

Staff present: Connelly, Humway-Warmuth

The meeting was called to order at 3:30 p.m. by Chair Kaiser.

APPROVAL OF MINUTES:

Regular meeting: November 5, 2020. A motion to approve the minutes was unanimously approved.

NEW BUSINESS:

Staff reported on letters of support that were sent to the State Historic Preservation Office for their grants.

OLD BUSINESS:

Historic Review for Demolition Permits Ordinance

Chairman Kaiser opened the floor to discussion and comments from the Commission. Mr. Kaiser commented that the proposed ordinance has been developed intermittently over the past few years. In action on the matter, Commissioner Smith moved a motion to send a resolution to City Council recommending the ordinance be adopted. Commissioner Rouhier seconded the motion. All were in favor. Mr. Kaiser added the Commission is happy to meet with or provide information to City Council as they consider the proposed ordinance. Staff will prepare a report to Council.

ADJOURNMENT:

There being no further business the meeting adjourned at 3:45 p.m.

Respectfully Submitted,

C.J. Kaiser

COMMISSION MEMBERS

C.J. KAISER, CHAIR · JON-ERIK GILOT · VICTOR GRECO · BEKAH KARELIS ·
CHRISTOPHER ROUHIER · COUNCILMAN TY THORNGATE · GREGORY SMITH
STAFF: TOM CONNELLY, AICP

CITY OF WHEELING



CITY COUNTY BUILDING
1500 CHAPLINE STREET
WHEELING, WEST VIRGINIA 26003

BUILDING & PLANNING DEPARTMENT
Phone (304) 234-3601 | WheelingWV.gov

Report to City Council

TO: City Council Development Committee
FROM: Tom Connelly, Director *E*
DATE: January 22, 2021
RE: Abandonment of Lane 25 between Jacob and Lane E

The Building and Planning Department has processed the following abandonment request:

Carnegie Greene 39 LP is requesting the abandonment of Lane 25 between Jacob Street and Lane E. The purpose of the request is to provide additional green space, additional parking, relocate the refuse container, and limit traffic adjacent to their development.

Comments

AEP- No objections.

Comcast – No objections.

Mountaineer Gas – No objections.

Frontier – No objections.

Fire Dept. – No objections.

Police Dept. – No objections.

Public Works Dept. – No objections.

Water Pollution Control – Conditional approval. 8” clay line in Lane 25 needs to be sealed in manhole at intersection of Lane E.

Water Department – No objections.

Operations – No objections.

Building & Planning- The site plan has been approved by the Planning Commission and Board of Zoning Appeals. If approved, additional parking would be added and the dumpster would be relocated off the green space to a more appropriate location.

Neighbor Comments –

Richard Niehaus, 3801 Jacob Street – no objections, believes it is necessary to truly develop the green space.

Ginger Kabala, 3814 Jacob Street – no objections, believes Lane 25 is rarely used.

Kimberly Cecil, 3834 Eoff Street – opposes, due to frequent use of Lane 25 to access garage.

Wayne Price, 3825 Eoff Street – opposes, due to necessary use of Lane 25 to maneuver his RV. However, if Lane 25 is abandoned to Eoff Street, then he would withdraw his opposition.

Lynn Ellis, 3836 Eoff Street – opposes the parking variance request and also the alley abandonment.

Izetta Stolarski, 3828 Eoff Street - opposes due to detour it would create for residents.

Recommendation

Abandoning a public right-of-way should only be done when the right-of-way does not serve an important or necessary public thoroughfare. Based on the information provided, this right-of-way by utilities or public safety departments. This abandonment will reduce access to Eoff Street by eliminating the mid-block lane 38th & 39th Streets. It does not appear that Lane 25 can be used to access Lane E due to limited turning radius at the intersection of the two alleys. Therefore, when taking into consideration all of the above comments and the benefits of the project to the overall city, staff does not believe this to be a necessary public thoroughfare and recommends approval of the request.

Attachments: application
map
photos

COUNCIL OF THE
CITY OF WHEELING

REQUEST FOR:

- Public Right-of-Way Abandonment
 Land Lease Agreement
 Other _____

A. NAME (Requestee) CARNEGIE GREENE 39 LIMITED PARTNERSHIP
C/O MONARCH DEVELOPMENT, LLC - 3825 JACOB ST. WHEELING, WV
ADDRESS 500 S. FRONT STREET, 10TH FLOOR, COLUMBUS, OH. 43215

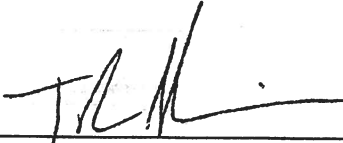
PHONE NUMBER 614 406 0562

NAME OF RIGHT OF WAY TO BE ABANDONED Lane 25
~~W. MONARCH ALLEY (SEE ATTACHED)~~

- B. PROOF OF LAND OWNERSHIP (include copy of deed)
C. DRAWING INDICATING THE EXACT LOCATION OF AREA REQUESTED FOR ABANDONMENT
D. PURPOSE (for which the above-mentioned right-of-way or parcel of land will be used)





CARNEGIE GREENE AT 39TH WILL BE SENIOR APARTMENT
ON THE CORNER OF JACOB STREET AND 39TH ST. THE ALLEY
WILL BE BETWEEN TO APARTMENTS AND COMMUNITY GREENE SPACE,
WE WOULD LIKE IT ABANDONED FOR THE SAFETY OF RESIDENTS
WHEN USING THE GREEN SPACE.

E. \$50.00 FEE


Signature of Requestee

12/15/2020
Date

Lane 25 Abandonment Request

-  Project Property
-  Supports Request
-  Opposes Request
-  Abandonment Area







Lane 25

Jacob Street

Lane E

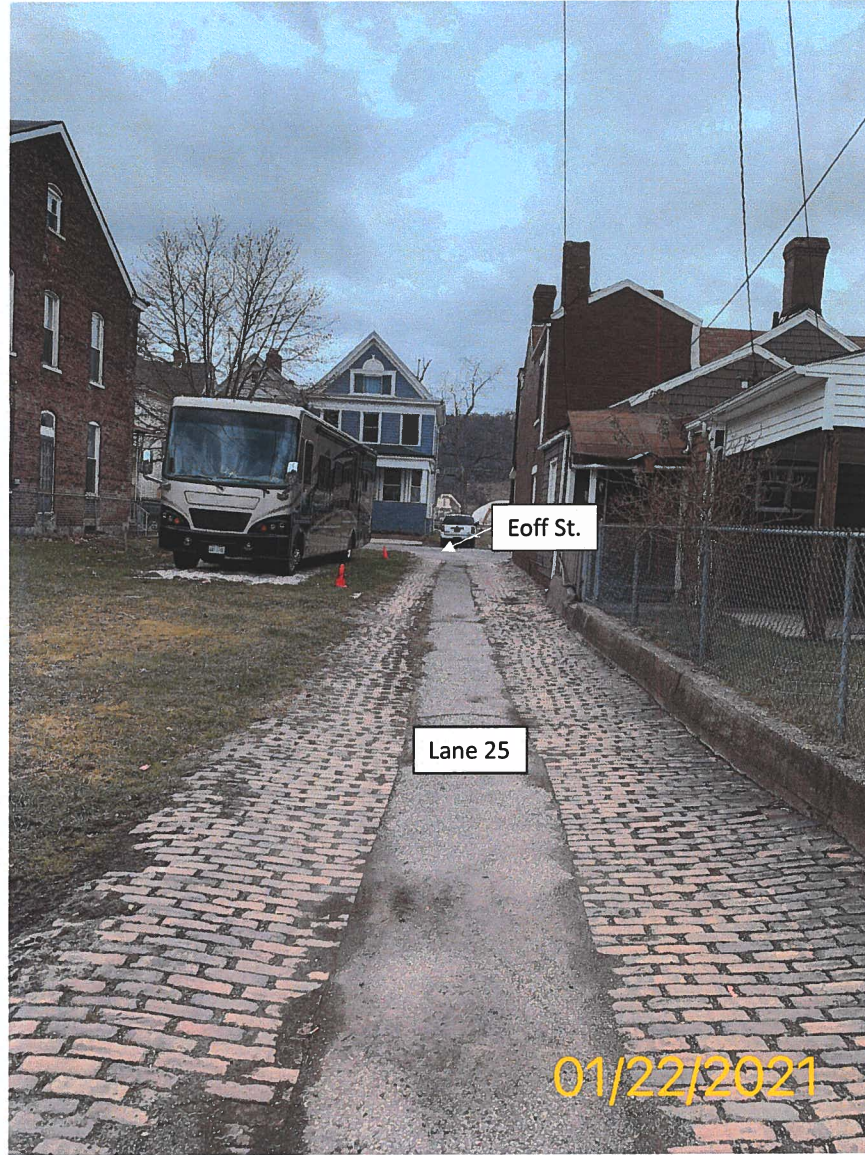
01/22/2021



Lane 25

Lane E

01/22/2021



Eoff St.

Lane 25

01/22/2021



Jacob Street

Lane 25

Lane E

01/22/2021



WHEELING HALL OF FAME BOARD MINUTES

January 12, 2021

The monthly meeting of the Wheeling Hall of Fame Board was held at 4 p.m., Tuesday, January 12, 2021, in City Council Chambers. All members wore a mask and were socially distanced. Others participated virtually via Zoom. Chairman Robert DeFrancis called the meeting to order.

ATTENDANCE: The following members were **PRESENT:**

Barte, Wayne	Frazier, George	Sklavounakis, Jerry
Cummings, Darrell	Gilot, Jon-Erik	Stahl, Philip
DeFrancis, Robert	Javersak, David	Vargo, Dianna
Exley, Ben	McCluskey, Kim	Villamagna, Chris
Frey, Jay	Rine, Kelly	Zambito, Maureen
Finstein, Jeanne		

The following members were **EXCUSED/ABSENT:**

Coury, Dick (E)	Kaiser, C.J. (A)	Willits, Robert (E)
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MINUTES: A motion was made by George Frazier, Second by Chris Villamagna. Minutes were approved by the board. No additions or corrections.

SECRETARY/TREASURER'S REPORT:

- Bank statement ending December 31, 2020: \$707.53
- The following members terms will end June 30, 2021 and were notified to let the secretary know by May whether they wish to continue for another term: Dick Coury, Wayne Barte, Darrell Cummings, Jeanne Finstein, Philip Stahl, Maureen Zambito.

COMMITTEE REPORTS:

Business, Industry & Professions: No report.

Education & Religion: A vote took place on a candidate. They were elected to the HOF Class of 2021.

Music & Fine Arts: A vote took place on a candidate. They were elected to the HOF Class of 2021.

Philanthropy: No Report.

Public Service: A vote took place on a candidate. They were elected to the HOF Class of 2021.

Sports & Athletics: No report.

OLD BUSINESS:

- Councilman Sklavounakis talked to the city manager in October about HOF funding, and said he will provide money for the induction and appreciated the reduction in costs for future events.
- Jeanne Finstein reported the HOF book design is ongoing.

NEW BUSINESS:

- Chair DeFrancis noted now that the Class of 2021 is set with 11 inductions, the chairs of each committee will need to notify the inductees.
- An induction date will not be set until the pandemic is under control, but Chair DeFrancis and most of the board agreed this needs to be in person. A follow up discussion on this will take place over the next several monthly meetings.
- The board agreed that the induction should take place on a Saturday in the summer or fall, followed by a Friday night if no Saturday is available at WesBanco Arena.
- Jeanne Finstein noted in the meantime, there is a lot of prep work to do, including writing bios and getting the plaques ready. A timeline will be provided to the board soon.

NEXT MEETING: The next meeting of the Wheeling Hall of Fame will be 4 p.m., Tuesday, February 9, 2021 in City Council Chambers, 1500 Chapline Street and virtually via Zoom.

Respectively submitted,

Philip Stahl, Secretary/Treasurer



CITY OF WHEELING HUMAN RIGHTS COMMISSION

1500 Chapline Street, Room 305
Wheeling, WV 26003

COMMISSIONERS

Bryant Anderson

Frank Calabrese

Rev. Ralph W. Dunkin

Karen Kangisser

David Miller

Loma Nevels

Anthony Sunseri

Emily L. Ward

Wheeling Human Rights Commission

Regular meeting of the Wheeling Human Rights Commission, December 15, 2020.

Commissioners present: Anderson, Calabrese, Dunkin, Kangisser and Miller.

Commissioners absent: Nevels, Sunseri and Ward.

City of Wheeling Staff present: Delbert and Thompson.

City Council present: Ketchum

CALL TO ORDER

A roll call was held. With a quorum present, the business meeting was called to order at 12:00 p.m. by Chairman Calabrese.

APPROVAL OF MINUTES:

Regular meeting: October 20, 2020. The minutes had been previously emailed. Commissioner Dunkin motioned to approve the minutes, seconded by Commissioner Miller. The motion passed.

UNFINISHED BUSINESS:

SWPALS 2020 Education and Outreach Project The 2020 Agreement runs from March 15, 2020 to March 14, 2021, and the HRC is committed to **34** hours of education and outreach. Ms. Thompson reported that the October and November monthly conference calls, some staff administrative time, and the virtual Fair Housing Training attended by members of the HRC and staff, have increased the total number of hours achieved to **29.5** hours. Additional monthly conference calls and administrative time are anticipated that will count toward the commitment. A Fair Housing Training for landlords is still in the works, possibly during Fair Housing Month (April) under a 2021 Agreement, if there is one.

Ideas for Promoting the HRC Chairman Calabrese suggested that the underserved population is being missed, and questioned how to reach them. He mentioned as a possible remedy, a concept of the Mayor's, of hiring a person with duties split between the HRC and the Homeless. There was discussion, and a motion was made by Commissioner Miller to allow Councilwoman Ketchum to participate in this discussion, seconded by Commissioner Anderson. The motion passed. Councilwoman Ketchum thanked for the opportunity to speak, and stated that there is a unique opportunity for collaboration created by the October 6 Resolution passed by City Council. She read points from the Resolution, and stated that in January there will be Implicit Bias training for City employees. The HRC could help review progress made by the training, and work with the City Manager to help achieve the other tasks in the Resolution. Commissioner Dunkin asked if Councilwoman Ketchum had received the HRC's Resolution in response, to which she replied that the Council had received that and it prompted a discussion with the City Manager on what collaborating with the HRC may look like. Commissioner Miller questioned whether the HRC could attend training also. Chairman Calabrese stated that the HRC has committed up to \$2,500 for similar training, and the City training does not preclude the HRC from offering its own. Commissioner Dunkin requested that Councilwoman Ketchum return in the future when City Council is working on anything applicable to the HRC.

Continued Discussion Regarding Offering an Annual Community Award to Someone Who Supports Human Rights

Commissioner Miller stated that he has a list of potential community representatives to recommend, and that he and Commissioner Kangisser will meet to write up the list. Chairman Calabrese reminded that any specific discussion will be made in Executive Session to maintain confidentiality.

HRC Drafting of its own Letter in Response to the Problem of White Nationalist Vandalism in Wheeling Chairman Calabrese stated that the HRC's letter was published in the Wheeling newspaper on November 7, and asked if there were any additional comments on this matter. A motion was made by Commissioner Kangisser to remove this item from the agenda, seconded by Commissioner Miller. Motion passed.

City Council Resolution: Racism as a Public Health Crisis, Passed October 6, 2020 Chairman Calabrese stated that he is proud of the City's commitment, and that he planned to author a letter to send to the WV newspapers, touting what the City and HRC have done.

Annual Report for Period of July 1, 2019 to June 30, 2020 Ms. Thompson reported that the Annual Report was submitted on November 30, 2020, and thanked the HRC members who reviewed and commented on the draft. She summarized some of the accomplishments within the report.

NEW BUSINESS:

Martin Luther King, Jr. Community Celebration – January 2021 Chairman Calabrese stated that he is on the Committee, but the details of the events are still to be determined. Ms. Thompson stated that she will continue to send minutes and details from the Committee as received.

Black History Month – February 2021 Chairman Calabrese stated that the HRC has run an ad in the Wheeling Newspaper celebrating Black History month previously. Commissioner Dunkin motioned that this ad continue in February 2021, seconded by Commissioner Anderson. The motion passed.

Citizen Inquiry/Complaint Activity Log through December 11, 2020 Ms. Thompson explained the confidential report, which was previously emailed. The HRC received a housing complaint form and a public accommodations complaint form, but those were determined by the City Solicitor to be non-viable and not within the HRC's jurisdiction. Several referrals were made to community resources. Investigation on the existing public accommodation complaint continued with a virtual meeting between the Investigating Commissioners and the Respondents.

THOSE WISHING TO BE HEARD:

There was no one wishing to be heard.

REMARKS FROM MEMBERS OF HUMAN RIGHTS COMMISSION:

There were no additional remarks.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 12:56 p.m.

Respectfully Submitted,

Frank Calabrese
Chairperson

mt

Ordinance No. _____

Introduced February 16, 2021

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$48,164 WITH ACE TRUCK EQUIPMENT, OF ZANESVILLE, OH FOR KNUCKLE BOOM CRANE TO BE INSTALLED ON WATER DEPARTMENT TRUCK AND CHARGED VEHICLE REPLACEMENT FUND 400.1128.0500

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The City Manager is hereby authorized to expend funds in the amount of \$48,164 with Ace Truck Equipment, of Zanesville, OH for Knuckle Boom Crane to be installed on Water Department Truck and Charged Vehicle Replacement Fund 400.1128.0500

Section 2. This ordinance shall be effective from and after the date of its passage.

By the Administration

Comparison of Bids:

J&J Truck Equipment - \$59,890
Altec Industries- \$62,290

AN ORDINANCE DESIGNATING BRANCH BANKING AND TRUST COMPANY (BB&T), UNITED BANK, COMMUNITY BANK, N.A., WHEELING, WESBANCO BANK WHEELING, J.P. MORGAN CHASE AND COMPANY, AND MAIN STREET BANK WHEELING, AS BANKS WITHIN THE CITY WHICH SHALL BE CITY DEPOSITORIES FOR CALENDAR YEAR 2021, AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY AND EACH SUCH DEPOSITORY WHICH SHALL FIX ALL TERMS AND CONDITIONS OF THE DEPOSIT OF PUBLIC MONEY, IN ACCORDANCE WITH ARTICLE 185 OF THE CODIFIED ORDINANCES OF THE CITY OF WHEELING.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The Council of the City of Wheeling hereby designated Branch Banking and Trust Company (BB&T), United Bank, Community Bank, N.A., Wheeling, WesBanco Bank Wheeling, J.P. Morgan Chase and Company, and Main Street Bank Wheeling, as city depositories for the calendar year 2021.

Section 2. The City Manager is hereby authorized and directed to execute an agreement between the City and each depository which shall fix all terms and conditions of the deposit of public money.

Section 3. This ordinance shall be effective from and after the date of its adoption.

By the Administration

Ordinance No. _____

Introduced February 16, 2021

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING VACATING AND ABANDONING A PORTION OF LANE 25 RIGHT OF WAY FROM THE WEST SIDE OF JAOGB STREET TO THE EAST SIDE OF LANE E WITHIN SQUARE 17 OF THE SPRIGG ADDITION TO THE CITY OF WHEELING AND AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH QUITCLAIM DEEDS TO IMPLEMENT THIS ABANDONMENT.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

WHEREAS, the Council of the City of Wheeling finds that such right of way more commonly known as a portion of Lane 25 from the west side of Jacob Street to the east side of Lane E within Square 17 of the Sprigg Addition to the City of Wheeling recorded in Deed Book 32 at Page 33 of the records in the Office of the Clerk of the County Commission of Ohio County, West Virginia, does not serve as an important or necessary public thoroughfare and represents a needless source of potential expense and liability to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WHEELING:

Section 1. The right of way more commonly known as a portion of Lane 25 from the west side of Jacob Street to the east side of Lane E within Square 17 of the Sprigg Addition is hereby vacated, abandoned and closed as a public right-of-way, subject to all of the rights of municipally and privately owned and operated utilities and easements in, over and under said property presently existing or required in the future. In addition, any party acquiring a portion of this abandoned right-of-way will be responsible for the removal of any structure on the property if access is needed to any one or more of the utilities, that no new structure will be built on such property hereby abandoned, which would interfere with the access to any such existing utilities, without the written approval of the City of Wheeling.

Section 2. The City Manager is hereby authorized to execute such quitclaim deeds as shall be necessary to implement the provisions of this ordinance, subject to the provisions set forth herein above, to convey the above portion of said right-of-way to the adjacent property owners.

Section 3. This ordinance shall be effective from and after the date of its adoption.

By the Administration.