

## December 20, 2022

Council of the City of Wheeling met, on the above date, at 5:30 pm, at 1500 Chapline St. with Mayor Elliott presiding.

On roll call, the following were present:

Present: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
Absent: - 0

Mr. Thalman, seconded by Mr. Thorngate, that the minutes of December 6, 2022, meeting be approved as received. Motion carried.

Mr. Thalman, seconded by Mr. Palmer, moved to exit regular order of business to conduct a public hearing on Lease Agreement with GrowOV. No one signed up to speak. Mr. Thalman, seconded by Mr. Palmer, moved to resume regular order of business. Motion carried.

### MAYOR'S REPORT

Mayor Elliott reappointed John Looney to Wheeling Housing Authority for a period of 5 years. Mr. Thalman, seconded by Mr. Thorngate, moved to show Councils concurrence. Motion carried.

### CLERK'S REPORT

Clerk Delbert presented a notice of application to operate a private club at 1915 Warwood Ave dba Cheese Melt. Application was forwarded to WVABCA without comment.

### UNFINISHED BUSINESS

#### Cast and Baker- Beechwood Pavement Repair- City Service Fee

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$19,000 WITH CAST AND BAKER, OF CANONSBURG, PA, FOR BEECHWOOD PAVEMENT REPAIR TO BE CHARGED TO CITY SERVICE FEE

The ordinance was read a second time by title. Mr. Thalman, seconded by Mr. Palmer, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: - 0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

#### Sublease Agreement- City of Wheeling and County Commission

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING REGARDING THE SUBLEASE AGREEMENT BETWEEN THE COUNTY COMMISSION OF OHIO COUNTY, WV, AND THE CITY OF WHEELING FOR PORTIONS OF REAL PROPERTY LOCATED AT 1500 CHAPLINE STREET WHICH THE CITY SHALL USE AND OCCUPY THE SUBLEASED PREMISES FOR OPERATIONS OF CITY GOVERNMENT AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER SUCH DOCUMENTS TO EFFECTUATE THIS MATTER AS CONTEMPLATED BY THE CITY COUNCIL AND THE COUNTY COMMISSION

The ordinance was read a second time by title. Ms. Ketchum, seconded by Mr. Thorngate, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

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AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Aster Oilfield Services Inc.- Demolition Contract 3- ARPA

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$129,500.00 WITH ASTER OILFIELD SERVICES, OF BELLAIRE, OH FOR ABATEMENT AND DEMOLITION, TO BE CHARGED TO ARPA

The ordinance was read a second time by title. Mr. Seidler, seconded by Mr. Thorngate, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

1400 Invoice Payments- TIF Bond

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS ASSOCIATED WITH THE 1400 BLOCK REDEVELOPMENT PLAN TO BE CHARGED TO 2022 TAX INCREMENT FINANCING BOND

The ordinance was read a second time by title. Ms. Ketchum, seconded by Mr. Thalman, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Traffic Rule- Stop Sign at the Intersection of McClurg and Jefferson Ave

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO CREATE STOP INTERSECTION AT MCCLURG STREET AND JEFFERSON AVENUE

The ordinance was read a second time by title. Mr. Sklavounakis, seconded by Mr. Thorngate, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Traffic Rule- 4-way stop intersection at Virginia and S. York

The following was then read:

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AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING TO CREATE 4 WAY STOP INTERSECTION AT  
VIRGINIA STREET AND SOUTH YORK STREET

The ordinance was read a second time by title. Mr. Seidler, seconded by Mr. Palmer, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Traffic Rule- No Parking Zone on the South Side of 5th St.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING TO CONTINUE NO PARKING ZONE ON THE  
SOUTH SIDE OF 5TH STREET TO THE DRIVEWAY  
ENTRANCE

The ordinance was read a second time by title. Mr. Seidler, seconded by Mr. Palmer, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Traffic Rule- No Parking Zone 2501 Lincoln Ave

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING FOR NO PARKING ZONE AT 2521 LINCOLN  
AVENUE FOR A DISTANCE OF EIGHT FEET FROM  
INTERSECTION OF PACKARD DRIVE AND LINCOLN  
AVENUE

The ordinance was read a second time by title. Mr. Palmer, seconded by Mr. Thorngate, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Mr. Sklavounakis moved, seconded by Mr. Seidler, that the following: Board of Zoning Appeals Minutes 10/20/22, Planning Commission Minutes 10/17/22, Human Rights Commission Annual Report, Human Rights Commission Minutes 10/18/22, Traffic Commission Minutes 10/13/22, which were held over be accepted as received.

**REMARKS FROM MEMBERS OF COUNCIL**

Mr. Seidler asked city administration to explore options for Nelson Jordan Center and Clay School. Mr. Seidler asked City Manager Herron to follow up with WVDOH about lights on the Suspension Bridge.

**REPORT OF CITY MANAGER**

Mr. Herron asked for two reads of Original Proposition number 1, for Filmtec Membrane replacement to hold end of year pricing estimate. Mr. Herron indicated there is a new trail bus run through OVRTA servicing the DMV and Moundsville area.

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**REPORT OF OTHER OFFICERS**

Mr. Seidler, seconded by Ms. Ketchum, moved to hold over: Arts and Cultural Minutes 11/8/22, Planning Commission Minutes 11/14/22, Financial Statement November 2022 until the following meeting. Motion carried all in favor.

**ORIGINAL PROPOSITIONS**

Filmtec Corporation- Membrane Replacement- Water

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$281,262 WITH FILMTEC CORPORATION, OF EDINA, MN, FOR EVOQUA MEMBRANE REPLACEMENT TO BE CHARGED TO WATER DEPARTMENT 400.1128.08.00

Mr. Thorngate, seconded by Mr. Palmer, moved for a second reading. Motion carried.

The ordinance was read a second time by title. Mr. Palmer, seconded by Mr. Thorngate, moved that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the ordinance adopted.

Carl Walker Construction- 10th St Parking Garage Maintenance- Repair and Replace Fund

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$95,000 WITH CARL WALKER CONSTRUCTION, OF PITTSBURGH, PA, FOR 10TH STREET PARKING GARAGE MAINTENANCE TO BE CHARGED TO REPAIR AND REPLACEMENT FUND

Carl Walker Construction- Intermodal Parking Garage Maintenance- Repair and Replace Fund

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$148,000 WITH CARL WALKER CONSTRUCTION, OF PITTSBURGH, PA, FOR INTERMODAL PARKING GARAGE MAINTENANCE TO BE CHARGED TO REPAIR AND REPLACEMENT FUND

Savage Construction- 37th St. Storm Sewer Phase II- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$819,593 WITH SAVAGE CONSTRUCTION, OF WHEELING, WV FOR 37TH ST STORM SEWER PHASE II PROJECT TO BE CHARGED TO WPCD

Designating City Depositories for Calendar Year 2023

The following was then read:

AN ORDINANCE DESIGNATING TRUIST, 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 2023, AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY AND EACH SUCH DEPOSITORY WHICH SHALL FIX ALL TERMS AND

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CONDITIONS OF THE DEPOSIT OF PUBLIC MONEY, IN  
ACCORDANCE WITH ARTICLE 185 OF THE CODIFIED

Transferring Properties Located in the 1400 Block of Market St to Ohio Valley ADC

The following was then read:

ORDINANCES OF THE CITY OF WHEELING. AN ORDINANCE  
OF THE COUNCIL OF THE CITY OF WHEELING  
AUTHORIZING THE CONVEYANCE OF CERTAIN REAL  
PROPERTY OWNED BY THE CITY LOCATED IN THE 1400  
BLOCK OF MARKET STREET TO THE OHIO VALLEY ADC  
AND FURTHER AUTHORIZING THE CITY MANAGER TO  
EXECUTE AND DELIVER SUCH DEEDS AND OTHER  
DOCUMENTS TO EFFECTUATE THIS CONVEYANCE

Resolution - Third Draw- Environmental Solutions

The following was then read:

RESOLUTION OF THE COUNCIL OF THE CITY OF  
WHEELING APPROVING INVOICES RELATING TO THE  
CLEANUP AND REMEDIATION OF 58 19TH STREET  
PROPERTY LOCATED IN THE CITY OF WHEELING, WEST  
VIRGINIA, AND AUTHORIZING PAYMENT THEREOF

Resolution- Lease Agreement with Grow Ohio Valley Inc

The following was then read:

A RESOLUTION ON THE COUNCIL OF THE CITY OF  
WHEELING AUTHORIZING THE CITY MANAGER TO  
EXECUTE A LEASE WITH GROW OHIO VALLEY, INC., FOR  
A PORTION OF VARIOUS PARCELS OWNED BY THE CITY  
AND ITS URBAN RENEWAL AUTHORITY

Resolution- Budget Revision No 3

The following was then read:

RESOLUTION OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING BUDGET REVISION NUMBER 3

The resolution was read by title. Mr. Palmer, seconded by Mr. Thorngate, moved that the resolution be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7  
NOES: -0

A majority of all those elected to Council having voted in favor, the mayor thereupon declared the resolution adopted.

**THOSE WISHING TO BE HEARD**

Jon Smith spoke in favor of demolition ordinance and historical preservation efforts.

There being no further business, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Motion carried. Time 5:56 p.m.

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City Clerk

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Mayor