

**April 2, 2019**

Council of the City of Wheeling met in Council Chambers, City-County Building, on the above date, with Mayor Glenn Elliott presiding.

The invocation was offered by 1<sup>st</sup> Ward Councilor Imer.

On roll call, the following were present:

Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, and Palmer -7  
Absent: -0

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the March 19, 2019 meeting be approved as received. Motion carried.

**MAYOR’S REPORT**

Mayor Elliott presented a proclamation to Anne Ricci and the YWCA, proclaiming the week of April 7-13<sup>th</sup>, 2019 as a “Crime Victims’ Rights Week” in the City of Wheeling.

Mayor Elliott presented a proclamation to Bill Orkoskey and the Wheeling Jamboree, proclaiming the day of April 6<sup>th</sup>, 2019 as "Wheeling Jamboree Day" in the City of Wheeling.

Mayor Elliott presented a proclamation to Ashley Carpenter and the Sexual Assault Help Center, proclaiming the month of April, 2019 as a "Sexual Assault Awareness Month" in the City of Wheeling.

Mayor Elliott presented a proclamation to members of the Human Rights Commission, proclaiming the month of April, 2019 as a "Fair Housing Month" in the City of Wheeling.

Mayor Elliott appoints Robert Dobkin as a member of Board of Zoning Appeals. Ms. Scatterday moved and seconded by Mr. Thalman Council’s concurrence in the appointment.

**UNFINISHED BUSINESS**

LSI GRAPHIC SOLUTIONS- BASKETBALL SHOT CLOCKS- ARENA RCIP

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$15,490.00 WITH LSI GRAPHICS SOLUTIONS, OF CHICAGO, IL FOR BASKETBALL SHOT CLOCKS/SCORING SYSTEM, TO BE CHARGED TO ARENA RCIP

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, Imer, Koslik, Scatterday, Thorngate, and Palmer -7  
NOES: -0

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

STEPHENS AUTO CENTER- DODGE RAM 1500- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$25,552.00 WITH STEPHENS AUTO CENTER, OF DANVILLE, WV FOR 2019 DODGE RAM 1500, TO BE CHARGED TO WATER DISTRIBUTION 400.1128.05.00

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, and Palmer -7  
NOES: -0

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

**CONTRACTOR CONNECTION LLC- TAKEUCHI EXCAVATOR- WATER DISTRIBUTION**

The following was the read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$70,968.00 WITH CONTRACTORS CONNECTION LLC, OF WASHINGTON, PA FOR TAKEUCHI EXCAVATOR, TO BE CHARGED TO WATER DISTRIBUTION 400.1128.05.00

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, and Palmer -7  
NOES: -0

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

Ms. Scatterday moved, seconded by Mr. Thorngate that Planning Commission Report to Council- 1154 National Rd, Planning Commission Minutes 2/15/19, Hall of Fame Minutes 2/12/19, Wheeling-Ohio County Board of Health Minutes 1/8/19, Traffic Commission Minutes 2/14/19, Wheeling Municipal Parking Financial Statement 1/31/19, Robert C. Byrd Intermodal Center Financial Statement 1/31/19, which were held over, be accepted as received. Motion carried.

**REMARKS FROM MEMBERS OF COUNCIL**

Ms. Scatterday reminds public about monthly Ward 4 meeting.

**REPORT OF CITY MANAGER**

Mr. Helms re-appoints Jon-Erik Gilot and Chris Rouhier to the Historic Landmarks Commission for a new term of four years. Ms. Scatterday moved and seconded by Mr. Thalman Council's concurrence in the re-appointment.

**REPORT OF OTHER OFFICERS**

Mr. Imer moved, seconded by Mr. Palmer, that the, Robert C. Byrd Intermodal Financial Statement 2/28/19, Wheeling Municipal Parking Financial Statement 2/28/19, Arts and Cultural Minutes 1/8/19 and 2/12/19 be held over until next meeting Motion carried.

**ORIGINAL PROPOSITIONS**

**BBR DRILLING COMPANY- PILING WALLS- GENERAL FUND & SALES TAX RCIP**

The following was then read:

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AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$165,374 WITH BBR DRILLING COMPANY, OF BELMONT, OH, FOR PILING AND LAGGING WALLS FOR GLENHITE ROAD, ANGLE AVE, AND EAST CARDINAL, \$75,750 TO BE CHARGED TO GENERAL FUND 4977.40.9086 AND \$89,624 TO SALES TAX RCIP

HACH- TURBIDIMETER MEMBRANE SYSTEM- WATER TREATMENT PLANT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$21,694.54 WITH HACH, OF LOVELAND, CO, FOR TURBIDIMETER MEMBRANE SYSTEM, TO BE CHARGED TO WATER TREATMENT PLANT 400.1304.03.00

ALEX E. PARIS- PHASE 2 WELLS NO. 7 & 8- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$1,005,937.50 WITH ALEX E. PARIS CONTRACTING, OF ATLASBURG, PA, FOR PHASE 2 OF WELLS 7 AND 8 PROJECT NUMBER 14725 TO BE CHARGED TO WATER DISTRIBUTION 400.1131.04.00

CT CONSULTANTS- AGREEMENT FOR PHASE THREE LONG TERM CONTROL PLAN- WASTEWATER SYSTEM

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE ACTING CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CT CONSULTANTS, INC. OF MENTOR, OH FOR PROFESSIONAL ENGINEERING SERVICES AND WASTEWATER SYSTEM IMPROVEMENTS - PHASE III BEING THE INITIAL PORTION THEREOF IN AN AMOUNT OF TWO MILLION FIVE HUNDRED TWENTY FIVE THOUSAND DOLLARS \$2,525,000.00, A PART OF SUCH SERVICES ARE REQUIRED TO COMPLY WITH THE LONG TERM CONTROL PLAN AND TO ADDRESS FAILING INFRASTRUCTURE NEEDS IN THE MUNICIPAL WASTEWATER SYSTEM.

RIGHT OF WAY AGREEMENT- WHEELING PARK COMMISSION AND LUMOS NETWORK

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE WHEELING PARK COMMISSION TO NEGOTIATE AND ENTER INTO A RIGHT OF WAY AGREEMENT WITH LUMOS NETWORK OF WEST VIRGINIA, INC. A CORPORATION OF THE COMMONWEALTH OF VIRGINIA, FOR PURPOSES OF PROVIDING FIBER OPTIC AND INTERNET SERVICES WITHIN OGLEBAY PARK AND THE ADJACENT VICINITY AND AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE ANY AGREEMENTS THERETO, IF NECESSARY.

VALLEY FENCING COMPANY- PULASKI PLAYGROUND- CDBG

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$44,478 WITH VALLEY FENCE COMPANY, OF WHEELING, WV, FOR PULASKI PLAYGROUND FENCE, TO BE CHARGED TO CDBG 1509.018.115 AND 1509.018.500

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MUNICIPAL COUNCIL LEVY ESTIMATE - FISCAL YEAR 2019-2020

The following was then read:

AN ORDINANCE OF THE MUNICIPAL COUNCIL LEVY ESTIMATE, PRESCRIBED BY THE WEST VIRGINIA STATE AUDITOR, KNOWN AS THE ANNUAL APPROPRIATION FOR FISCAL YEAR 2019-2020 BUDGET FOR WHEELING MUNICIPALITY, OHIO COUNTY.

**THOSE WISHING TO BE HEARD**

Amanda Wakim, 4 Linden Ave, speaks against potential zone change for 1154 National Road.

Ms. Erikka Storch, 5 Edgwood St, speaks as Chamber President and recommends approving the zone change citing job creation as number one reason.

Mr. David Croft and Gee Lofstead, Spillmann, Thomas, and Battle, represent the proposed bank, and speak in favor of zone change citing it is in conformance with the cities long term plan.

Jerry Ames, 55 Lynwood Ave, speaks negative about Wheeling Recreation, specifically the conditions of I-470 ball fields.

Scott Jackson, cites City Employee Handbook and recent alleged violations against Robert Herron, and asks City Council to have a zero-tolerance policy.

Nancy Kadar, National Road, speaks against the potential zone change at 1154 National Road.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time 12:51 p.m.

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City Clerk

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Mayor