

August 6, 2019

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

On roll call, the following were present:

Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, and Palmer -7

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the July 16, 2019 meeting be approved as received. Motion carried.

CLERKS REPORT

City Clerk Brenda J. Delbert presents Council notice of application to operate a private club: Ye Old Alpha, located at 20 Carmel Road, applicant Paula Schlegel. Application was forwarded to ABCA without comment from Council.

UNFINISHED BUSINESS

BERRY BIPPUS CHISON & FOOSE- INSURANCE PREMIUMS- GENERAL FUND, WATER, & WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$622,127.45 WITH BERRY BIPPUS CHISON AND FOOSE, OF WHEELING, WV FOR 2019-2020 INSURANCE PREMIUMS, TO BE CHARGED AS FOLLOWS: \$322,068.57 TO GENERAL FUND, \$125,563.97 TO WATER AND \$174,494.91 TO WATER POLLUTION CONTROL DIVISION

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, Palmer -7
NOES: -0

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

ADOPTING THE 2019 CODIFIED REPLACEMENT PAGES

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING THE 2019 REPLACEMENT PAGES TO THE CODIFIED ORDINANCE

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

The vote on the motion resulted as follows:

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

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

Ms. Koslik moved, seconded by Mr. Imer, that the, BZA Minutes 5/16/19, Arts and Cultural Commission Minutes 6/11/19, Robert C. Byrd Intermodal Center Financial Statement 5/31/19, Wheeling Municipal Parking Financial Statement 5/31/19, which were held over, be accepted as received. Motion carried.

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REPORT OF COMMITTEES

Mr. Palmer moved, seconded by Mr. Thorngate to accept the Public Safety Committee Minutes 7/15/19 and Finance Committee Minutes 7/16/19 as received. For the record they are as follows:

PUBLIC SAFETY COMMITTEE REPORT July 15, 2019 The Public Safety Committee of Wheeling City Council met on the above date at 5:00 p.m., in City Council Chambers. Committee Members present: Chair Dave Palmer, Vice-Chair Ken Imer, and Member Melinda Koslik. Others present: Mayor Glenn Elliott, Councilors Thalman, Scatterday, and Ty Thorngate; City Manager Robert Herron, City Clerk Brenda J. Delbert, Finance Director Seth McIntyre, and media The following matters were discussed: Discussion on Public Safety Building Mr. Palmer explains that after the levy failed in November of 2018 the need for a public safety building was still present and had to look at other options. Mr. Herron states at the direction of Council he began to look at other sites and options. Craig O’Leary from RED addresses the committee on the three options that were considered. The recommended location based on needs for size and cost savings is a vacant warehouse on 19th St., best known as the Hazel Atlas property. The property is currently owned by Frank Calabrese. Mr. O’Leary presents a drawing of the proposed building and new location, and explains the cost savings of a one-story building and the pros and cons of demolition with new build. Mr. Imer moved, seconded by Ms. Koslik to forward to recommended location to Council. There being no further business to come before the Committee, Ms. Koslik moved, seconded by Mr. Imer, to adjourn. Motion carried. Time: 5:31 p.m.

FINANCE COMMITTEE REPORT July 16, 2019 The Finance Committee of Wheeling City Council met on the above date at 5:00 p.m., in City Council Chambers. Committee Members present: Chair Chad Thalman, Vice-Chair Dave Palmer, and Member Wendy Scatterday. Others present: Mayor Glenn Elliott, Councilor Imer, Councilor Koslik, Councilor Ty Thorngate, City Manager Robert Herron, City Solicitor Rose Humway-Warmuth, City Clerk Brenda J. Delbert, Finance Director Seth McIntyre and media the following matters were discussed: Presentation from Data Max Bobby Monroe presents the basis of Data Max. They specialize in third party collections. They identify new businesses coming into the city and ensure B&O taxes are being paid. Data Max does the labor with calling and collecting. Data Max shares in revenue for the first 2 years, the split is 50/50. Budget Revision No. 1 2019-2020 Mr. Herron reviews the cash carryover from the end of fiscal year on 2018-2019. The balance is \$1,013,371.00. The unencumbered balance \$263,892.00. Mr. Herron reviews the recommended appropriations based on department requests (see attached). Based on historical revenue Mr. Herron reviews adjustments that can be added to the current fiscal year, including a 2% pay raise for all employees. Mr. Palmer moved, seconded by Ms. Scatterday, to accept the recommendation and forward to City Council. All in favor. Motion carried. Cost of Living Increase-Pensions the Municipal Pension Board received multiple request to review a cost of living increase. The account came back actuary sound and was recommended at 2.07% Mr. Palmer moved, seconded by Ms. Scatterday, to accept the recommendation and forward to City Council. All in favor. Motion carried. Financial Statement June 2019 City Manager Herron presented the June 2019 financial statement. June is typically a low revenue month. We finished the fiscal year with \$1,013,371 in carryover. Expenditures ended at 95% for fiscal year, meaning we were under budget about 700k. Revenue ended at 97% of budget meaning 800k under projections. Revenue reductions can be attributed to reduction in B&O, with the biggest drop in contracting and retail. Mr. Palmer moved, seconded by Ms. Scatterday, to accept the June Financial Statement as presented and forward it to Council. All in favor. Motion carried. There being no further business to come before the Committee, Ms. Scatterday moved, seconded by Mr. Palmer, to adjourn. Motion carried. Time: 5:33 p.m.

REPORT OF CITY MANAGER

Mr. Herron asks for reads in regards to Original Proposition number 4: Cast and Baker paving. He would like to begin contract soon for weather purposes to be able to get a good start before winter. Mr. Herron presents Ed Geisel a plaque and thanked him for 40 years of service.

REPORT OF OTHER OFFICERS

Ms. Scatterday moved, seconded by Ms. Koslik, that the, Robert C. Byrd Intermodal Center Financial Statement 6/30/19, Wheeling Municipal Parking 6/30/19, Historic Landmarks

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Commission letter in re: Wheeling Suspension Bridge, Historic Landmarks Commission Minutes 6/6/19, Planning Commission Minutes 3/11/19, Human Rights Commission Minutes 4/16/19 be held over until next meeting Motion carried.

ORIGINAL PROPOSITIONS

USI INSURANCE SERVICES- WORKERS COMPENSATION FUND- ANNUAL POLICY 2019-2020

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$89,210.00 WITH USI INSURANCE SERVICES, LLC, OF VIRGINIA BEACH, VA, FOR EXCESS LIABILITY WORKERS' COMPENSATION POLICY FY 2019 TO 2020, TO BE CHARGED TO WORKERS' COMPENSATION FUND

TELOG INSTRUMENTS INC.- DATA COLLECTION- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$22,400.00 WITH TELOG INSTRUMENTS INC, OF VICTOR, NY, FOR TELOG DATA COLLECTORS, TO BE CHARGED TO WPCD 401-4001-01-076-02

STEPHENS AUTO CENTER- DODGE RAM x2- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$51,024.00 WITH STEPHENS AUTO CENTER, OF DANVILLE, WV FOR TWO 2019 DODGE RAM 1500, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION 400-1114-05-00

CAST AND BAKER- STREET RESURFACING- OIL AND GAS

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$603,247.00 WITH CAST AND BAKER CORPORATION, OF CANONSBURG, PA FOR STREET RESURFACING, TO BE CHARGED TO CIF OIL AND GAS

Mr. Palmer moved, seconded by Mr. Thalman for a second read on the Ordinance. The vote on the motion is as follows:

AYES: Elliott, Thalman, Imer, Koslik, Thorngate, Palmer - 6
NOES: Scatterday - 1

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Koslik, Thorngate, Palmer - 6
NOES: Scatterday - 1

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

WOLF CREEK CONTRACTING- JENSEN PLAYGROUND BASKETBALL COURT- CDBG

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$81,082.37 WITH

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WOLF CREEK CONTRACTING COMPANY, OF WATERFORD,
OH FOR JENSEN PLAYGROUND BASKETBALL COURT, TO
BE CHARGED TO CDBG

CAST AND BAKER- SLIP REPAIR GLENHITE AVE- RCIP

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO
EXPEND FUNDS IN THE AMOUNT OF \$21,566.90 WITH CAST
AND BAKER CORPORATION, OF CANONSBURG, PA FOR
SLIP REPAIR STREET PATCHING AT GLENHITE AVE AND
ANGLE AVE, TO BE CHARGED TO SALES TAX RCIP

AMENDING AND REENACTING PART SEVEN ENTITLED BUSINESS REGULATIONS
AND TAXATION CODE- "CITY SERVICE FEE"

The following was then read:

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 ARTICLE, DESIGNATED
AS ARTICLE 797 ENTITLED "CITY SERVICE FEE"

RESOLUTION- FAÇADE IMPROVEMENT PROGRAM- 2206-2208 MARKET ST

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF
WHEELING, WEST VIRGINIA, TO AUTHORIZE, DIRECT AND
EMPOWER THE OFFICERS AND ADMINISTRATORS OF THE
CITY TO EXECUTE ALL NECESSARY DOCUMENTS AND
PROCEDURES TO PROVIDE FOR A DOWNTOWN FAÇADE
IMPROVEMENT GRANT FOR LENZ-LUJANO INC., 2206- 2208
MARKET ST, IN THE AMOUNT OF \$10,160.00

Ms. Koslik moved, seconded by Mr. Imer, that the Resolution be adopted. All in favor.
Motion carried.

RESOLUTION- FAÇADE IMPROVEMENT PROGRAM- 1213 MARKET ST

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF
WHEELING, WEST VIRGINIA, TO AUTHORIZE, DIRECT AND
EMPOWER THE OFFICERS AND ADMINISTRATORS OF THE
CITY TO EXECUTE ALL NECESSARY DOCUMENTS AND
PROCEDURES TO PROVIDE FOR A DOWNTOWN FAÇADE
IMPROVEMENT GRANT FOR DANSER SUPPLY INC., 1213
MARKET ST, IN THE AMOUNT OF \$15,000.00

Mr. Imer moved, seconded by Ms. Scatterday, that the Resolution be adopted. All in favor.
Motion carried.

THOSE WISHING TO BE HEARD

Owens Brown, speaks in regards to overcoming racism in our towns.

Hellen Potter, speaks against the proposed Public Safety Building location.

Jay Frey, speaks as a representative of Friends of Wheeling and the importance of the
Suspension Bridge.

Deborah Moore, speaks against the proposed City Service Fee.

Tom Haluscak, speaks as a representative of Fire Fighters Local 12, they are in support of
both user fee and public safety building.

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Charles Ballouz, speaks against the proposed City Service Fee, citing declining population.

Wendy Elswick, speaks in favor of the City Service Fee.

Ben Seidler, speaks in favor of the Public Safety Building, but disagrees with location and wants active code enforcement taken on the property.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time 1:04 p.m.

City Clerk

Mayor