

November 19, 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

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Absent:

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the November 5, 2019 meeting be approved as received. Motion carried.

Mr. Palmer, seconded by Mr. Thorngate to suspend the regular order of business to conduct two public hearings (1) Amending and Reenacting Article 702.03 Business Licensing Fee Schedule. (2) Amending Part Five of The General Offenses Code to Provide for an Amendment to Article 501 Entitled: Administration and Law Enforcement with such new section to be added as Section 501.12 - Fire Department False Medical Alarms. No one signed up to speak. Mr. Palmer, seconded by Mr. Thorngate to resume the regular order of business.

MAYOR'S REPORT

Mayor Elliott announces the City of Wheeling did not receive the Build Grant. Mayor announces there is a Public Works Committee meeting on Thursday November 21, 2019 at 5:15 pm in the 3rd floor conference room.

CLERK'S REPORT

City Clerk Delbert presented to Council a Notice of Application to Operate a Private Club-Eden LLC, 135 Virginia St.; the application was forwarded to the WVABCA without comment.

UNFINISHED BUSINESS

AMENDING AND REENACTING ARTICLE 702.03: BUSINESS LICENSING FEE SCHEDULE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING AMENDING AND REENACTING ARTICLE 702.03
BUSINESS LICENSING FEE SCHEDULE

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, Imer, Koslik, Scatterday, Thorngate, Palmer

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NO:

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

AMENDING PART FIVE OF THE GENERAL OFFENSE CODE ADD SECTION 501.12 FIRE DEPARTMENT FALSE MEDICAL ALARMS

The following was then read:

AN ORDINANCE TO AMEND THE ORDINANCES FOR THE
CITY OF WHEELING, WEST VIRGINIA, AMENDING PART
FIVE OF THE GENERAL OFFENSES CODE TO PROVIDE FOR
AN AMENDMENT TO ARTICLE 501 ENTITLED:
ADMINISTRATION AND LAW ENFORCEMENT WITH SUCH
NEW SECTION TO BE ADDED AS SECTION 501.12 - FIRE
DEPARTMENT FALSE MEDICAL ALARMS

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

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The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, Palmer - 7
NO:

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

ADOPTING TRAFFIC RULE 4731- HANDICAPPED PARKING ZONE WARWOOD AVE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4731-
HANDICAPPED PARKING WARWOOD AVE

The ordinance was read a second time by title. Mr. Thalman, 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
NO:

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

ADOPTING TRAFFIC RULE 4732- TWO WAY STOP AT HAWTHORNE AND EMERSON

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4732- TWO-WAY
STOP AT HAWTHORNE

The ordinance was read a second time by title. Ms. Scatterday, 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, Palmer - 7
NO:

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

ADOPTING TRAFFIC RULE 4733- STOP INTERSECTION ARCHIBALD AND EMERSON

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4733- STOP
INTERSECTION ARCHIBALD AND EMERSON

The ordinance was read a second time by title. Ms. Scatterday, 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, Palmer - 7
NO:

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

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ADOPTING TRAFFIC RULE 4734- THROUGH INTERSECTION AT 18TH AND MARKET

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4734- THROUGH INTERSECTION 18TH AND MARKET

The ordinance was read a second time by title. Ms. Koslik, 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
NO:

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

ATLANTIC EMERGENCY SOLUTIONS- AMBULANCE- SALES TAX RCIP

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$199,708.00 WITH ATLANTIC EMERGENCY SOLUTIONS, OF MANASSAS, VA, FOR THE PURCHASE OF A 2019 FORD E450 TYPE 3 AMBULANCE, TO BE CHARGED TO SALES TAX RCIP

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, Palmer - 7
NO:

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

AGREEMENT-SUSTAINABLE STRATEGIES DC- GRANT WRITING & RESOURCES ADVOCACY

The following was then read:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH SUSTAINABLE STRATEGIES DC TO PROVIDE REGULAR AND ONGOING STRATEGIC CONSULTING, FUNDING AND ADVOCACY SERVICES TO THE COORDINATED TEAM OF THE CITY OF WHEELING, THE WHEELING CONVENTION AND VISITORS BUREAU AND WHEELING HERITAGE ON A RANGE OF COMMUNITY REVITALIZATION, ECONOMIC DEVELOPMENT, INFRASTRUCTURE, AND OTHER PROJECTS AND INITIATIVES AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER A MEMORANDUM OF UNDERSTANDING AND OTHER DOCUMENTS TO EFFECTUATE THE INTENTIONS DESCRIBED HEREIN

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

The vote on the motion resulted as follows:

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AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, Palmer
NO:

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

Mr. Palmer, seconded by Mr. Imer, that the Greater Wheeling Sports and Entertainment Authority Minutes 9-24-19, Greater Wheeling Sports and Entertainment Authority Financial Statement 9-30-19, City of Wheeling Planning Commission Minutes 8-12-19, Wheeling Hall of Fame Board Minutes 9-10-19, which were held over, be accepted as received. Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Ms. Scatterday announced there will be a shift in the Planning Commission regular scheduled meetings. All meetings will be notified in advance.

REPORT OF CITY MANAGER

Mr. Herron ask for two readings on Original Proposition Agenda Item number 3; due to manufacturing delays the previously approved police vehicles will not be ready this fiscal year. Thus, the new ones need ordered.

REPORT OF OTHER OFFICERS

Ms. Koslik, seconded by Ms. Scatterday to hold over Arts and Cultural Commission Minutes 9/10/19, Traffic Commission Minutes 10/10/19, Financial Statements 10/2019, until the following meeting.

ORIGINAL PROPOSITIONS

MCKINLEY ARCHITECTURE- SURVEYS, ANALYSIS, AND REPORTS- PARKING GARAGES

The following was then read:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH MCKINLEY ARCHITECTURE ENGINEERING TO PROVIDE ENGINEERING SERVICES FOR CONDITION SURVEYS, ANALYSIS AND REPORTS FOR THE 10TH STREET AND CENTRE WHEELING MUNICIPAL PARKING GARAGES AND FURTHER AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$38,200 TO BE CHARGED TO THE MUNICIPAL PARKING FUND

KENNEDY HARDWARE- CUB CADET ZERO TURN MOVER- RCIP OIL AND GAS I-470

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$22,398 WITH KENNEDY HARDWARE, OF WHEELING, WV, FOR THE PURCHASE OF TWO CUB CADET PRO ZERO TURN MOWERS, TO BE CHARGED TO RCIP OIL AND GAS I-470

STEPHENS AUTO CENTER- POLICE AWD CRUISERS- POLICE VEHICLES

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$190,630 WITH STEPHENS AUTO CENTER, OF DANVILLE, WV, FOR THE PURCHASE OF FIVE 2020 FORD POLICE UTILITY AWD CRUISERS, TO BE CHARGED TO POLICE VEHICLES

Mr. Thorngate, seconded by Mr. Palmer for a second reading.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, Palmer - 7
NO:

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

HILL INTERNATIONAL- FLATBED TRUCK- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$104,539.04 WITH HILL INTERNATIONAL TRUCKS LLC, OF WHEELING, WV, FOR THE PURCHASE OF 2019 REGULAR CAB WITH AIR RIDE AND STEEL FLATBED, TO BE CHARGED TO WATER DISTRIBUTION

RESOLUTION- FAÇADE GRANT- LSRG LLC- 1230 WATER STREET

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 LSRG LLC., 1230 WATER ST, IN AN AMOUNT NOT TO EXCEED \$15,000.00

Ms. Koslik moved, seconded by Mr. Imer, that the Resolution be adopted. The vote on the motion is as follows:

AYES: Elliott, Thalman, Imer, Koslik, Scatterday, Thorngate, Palmer -7
NO: -0

THOSE WISHING TO BE HEARD

Robert Felton spoke in regards to some issues his Grandfather faced still being relevant today.

Josh Riffle, 66 Economy St., spoke negativity on a letter received by the City in regards to neighbor and noise complaints.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time 5:57 p.m.

City Clerk

Mayor