

March 17, 2020

Council of the City of Wheeling met in Council Chambers, City-County Building, on the above date, at 5:30 pm, with Mayor Elliott presiding.

On roll call, the following were present:

Elliott, Thalman, Koslik, Scatterday, Thorngate, and Palmer -6
Absent: Imer - 1

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the March 3, 2020 meeting be approved as received. Motion carried.

MAYOR’S REPORT

Due to the current pandemic of COVID-19 the meeting is live streamed by West Liberty TV and citizens are encouraged to watch online. If anyone needs to address Council they are permitted to do so in person, however they must wait until called on and will be permitted to come in and speak one at a time. Mayor Elliott states the City will continue to work with state and federal officials for assistance and guidance. Ms. Scatterday, seconded by Mr. Thalman Council’s concurrence with the appointment of Joyce Wolen, Executive Director of Wheeling Housing Authority, to the HOME consortium board, all in favor.

UNFINISHED BUSINESS

Stephens Auto Center- 2020 Dodge Ram 1500- Water Distribution:

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$21,441 WITH STEPHENS AUTO CENTER, OF DANVILLE, WV, FOR THE PURCHASE OF 2020 DODGE RAM 1500 PICKUP TRUCK, TO BE CHARGED TO WATER DISTRIBUTION

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, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Stephens Auto Center- 2020 Dodge Ram 1500- Police

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$24,486 WITH STEPHENS AUTO CENTER, OF DANVILLE, WV, FOR THE PURCHASE OF 2020 DODGE RAM 1500 SHORT BED PICKUP TRUCK, TO BE CHARGED TO PUBLIC SAFETY FUND

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, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Amending Part 13 Planning and Zoning Code- Story Minimum Building Height

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING PART THIRTEEN – PLANNING AND ZONING CODE, CHAPTER THREE – ZONING ORDINANCE –

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ARTICLE 1339 – COMMERCIAL DISTRICTS, SCHEDULE 5.A
SCHEDULE OF DIMENSIONAL REQUIREMENTS
ESTABLISHING A 2 STORY MINIMUM BUILDING HEIGHT
IN THE DOWNTOWN ZONING DISTRICTS (D-1, D-2, & D-3)

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, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Traffic Rule 4758 Permit Parking West Side Eoff St- 12th and Eoff

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4758-
EXTENDING PERMIT PARKING ZONE EOFF ST

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Traffic Rule 4759 Commercial Loading Zone- Northeast Corner of Edgington Lane
and National Rd

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4759- 1 HOUR
PARKING ZONE AND COMMERCIAL LOADING ZONE

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Northern Panhandle Conservation District- 2020 Operation and Maintenance-
Wheeling Creek

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO
EXPEND FUNDS IN THE AMOUNT OF \$16,500 WITH
NORTHERN PANHANDLE CONSERVATION DISTRICT, OF
MCMECHEN, WV, FOR THE PURCHASE OF FY 2020
OPERATION AND MAINTENANCE FUNDS FOR WHEELING
CREEK STRUCTURE, \$15,000 TO BE CHARGED TO CAPITAL
CONTRIBUTIONS – N.P.S.C.D 4414.50.5006 AND \$1,500 TO
COAL SEVERANCE

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

The vote on the motion resulted as follows:

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AYES: Elliott, Thalman, Koslik, Scatterday, Thorngate, Palmer -6
NO: - 0

Amending and Reenacting Article 780- Street Vendors

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING THE CODIFIED ORDINANCES OF THE CITY OF WHEELING BY REENACTING PART SEVEN - BUSINESS REGULATION AND TAXATION - ARTICLE 780, ENTITLED STREET VENDORS.

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

Mr. Thalman, seconded by Ms. Scatterday to exit the regular order of business to allow for public comment. All in favor. Motion carried.

Greg Meyers: Owner of Market Vines addressed Council on the need for Food Truck regulations in relation to his business citing Historical District as his number one concern.

Mr. Thalman, seconded by Ms. Scatterday, to resume regular order of business. All in favor. Motion carried.

After discussion amongst Council Mr. Thorngate withdrew his motion to adopt.

Ms. Scatterday, seconded by Ms. Koslik to table until the next meeting.

The vote on the motion resulted as follows:

AYES: Elliott, Koslik, Scatterday, Thorngate, Palmer - 5
NO: Thalman - 1

Mr. Thorngate, seconded by Mr. Palmer, that the Traffic Commission Minutes 2/13/20, Greater Wheeling Sports and Entertainment Authority Minutes 1/28/20, Greater Wheeling Sports and Entertainment Authority Financial Statement 1/31/20, BZA Minutes 1/16/20, which were held over, be accepted as received. Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Palmer talks about the signs put along Wheeling Creek for people to exit the waterways before going under any construction sites.

Ms. Scatterday reminds the public due to COVID-19 if you are over 60 stay home and for everyone to follow CDC guidelines.

REPORT OF CITY MANAGER

Mr. Herron speaks on Resolution for Parkmobile; it will allow users to pay parking meters with an app. In response to question Mr. Herron says we can give restaurants reserved parking meters to allow for easier compliance with carry out and take out only restrictions due to COVID-19.

** Mr. Imer is present at 6:10

REPORT OF OTHER OFFICERS

Mr. Imer, seconded by Ms. Scatterday, moved to hold over, Hall of Fame Board Minutes 2/11/20, Board of Zoning Appeals Minutes 1/16/20, Planning Commission Report to Council: Signs in the Right of Way, Human Rights Commission Minutes 11/19/19, Planning Commission Minutes 2/3/20, Arts and Cultural Commission Minutes 1/14/20, Arts and Cultural Commission

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Minutes 2/11/20 until the following meeting.

ORIGINAL PROPOSITIONS

Duke's Root Control- Pipe System- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$25,183 WITH DUKES ROOT CONTROL, OF SYRACUSE, NY, FOR THE PURCHASE OF ROOT CONTROL SYSTEM, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

Resolution- Parkmobile- Service Agreement

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE TERMS AND CONDITIONS AND EXECUTE A PARKING SERVICES AGREEMENT WITH PARKMOBILE, LLC

Mr. Thalman moved, seconded by Mr. Palmer, that the Resolution be adopted. The vote on the motion is as follows:

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

Resolution Highway Safety Supplemental Grant

The following was then read:

A RESOLUTION AUTHORIZING THE CITY OF WHEELING TO ACCEPT THE SUPPLEMENTAL AWARD TO THE HIGHWAY SAFETY GRANT IN THE AMOUNT OF \$22,620

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

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

Resolution- Adopting of General Fund Budget FY 2020-2021

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING APPROVING THE FY 2020-2021 GENERAL FUND BUDGET

Mr. Palmer moved, seconded by Mr. Thalman, that the Resolution be adopted. The vote on the motion is as follows:

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

Resolution- Adopting Coal Severance Budget FY 2020-2021

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING APPROVING THE FY 2020-2021 COAL SEVERANCE BUDGET

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Mr. Thalman moved, seconded by Mr. Palmer, that the Resolution be adopted. The vote on the motion is as follows:

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

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time 6:15 p.m.

City Clerk

Mayor