

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

The invocation was offered by Second Ward Councilor Kenneth Imer.

On roll call, the following were present:

McKenzie, Delbrugge, Imer, Henry, Atkinson and Fahey - 6

Mr. Miller was absent.

Mr. Fahey moved, seconded by Mr. Henry, that the minutes of the November 17, 2015 meeting be approved as received. Motion carried.

MAYOR'S REPORT

Mayor Andy McKenzie reported that there will be a major announcement tomorrow at 10:15 a.m. at the Stone's Center. Also, he reported that the Stone's Center Lofts Grand Opening will take place on Friday, December 11th at 10:00 a.m. Relevant to the announcements, Mayor McKenzie commented that these are a result of Council's vision, dedication and leadership and he expressed his gratitude and appreciation to all of Council.

UNFINISHED BUSINESS

ADOPTING TRAFFIC RULE NO. 4536 - NO PARKING N. SD. OF HAWTHORNE COURT tabled 11/17/15)

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4536.

Mr. Atkinson moved, seconded by Mrs. Delbrugge, to lift this from the table. Motion carried.

Mr. Fahey moved, seconded by Mr. Atkinson, that the ordinance be adopted. Motion carried.

The vote on the motion resulted as follows:

AYES: McKenzie, Delbrugge, Imer, Henry, Atkinson, Fahey - 6

NOES: - 0

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

PENN CARE, INC. - 2014 AMBULANCE

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO
EXPEND FUNDS IN THE AMOUNT OF \$132,060.00 WITH PENN
CARE, INC., OF NILES, OH, FOR 2014 AMBULANCE (DEMO),
TO BE CHARGED TO RCIP.

The ordinance was read a second time by title. Mr. Henry moved, seconded by Mrs. Delbrugge, that the ordinance be adopted.

The vote on the motion resulted as follows:

AYES: McKenzie, Delbrugge, Imer, Henry, Atkinson, Fahey - 6

NOES: - 0

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

Mr. Fahey moved, seconded by Mr. Henry, that the Human Rights Commission Annual Report, FY 2014; Human Rights Commission Minutes, 9/22/15; Historic Landmarks Commission Minutes, 10/01/15; Wheeling-Ohio County Board of Health Minutes, 9/15; 9/29; and 10/29/15; CDBG Program Status Report, 10/31/15; HOME Program Status Report, 10/31/15; Financial Statement, 10/31/15; which were held over, be approved as received. Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Fahey thanked the Administration and everyone involved in the paving project on Kruger St. He said that Elm Grove residents are very happy that this is being done.

REPORT OF COMMITTEES

Mr. Fahey moved, seconded by Mr. Atkinson, to dispense with the reading of the minutes of the Finance Committee Minutes for 11/17/15 and accept them as received. Motion carried. For the record, they are as follows:

FINANCE COMMITTEE REPORT - NOVEMBER 17, 2015

The Finance Committee of Wheeling City Council met on Tuesday, November 17, 2015 at 5:15 p.m. in City Council Chambers. Committee Members present: Chair Gene Fahey, Vice Chair David Miller and Member Don Atkinson. Others present: Mayor Andy McKenzie, Councilors Gloria Delbrugge, Robert Henry and Ken Imer; City Manager Robert Herron, City Solicitor Rosemary Humway-Warmuth; Finance Director Jill Willey, City Clerk Janice Jones and the media.

The following matters were discussed:

Financial Statement - October 31, 2015

City Manager Robert Herron reported that the General Fund Balance at the end of September is \$3,013,000.00, with \$504,000.00 in the budget stabilization fund. Last year's balance for the same time period was \$2,200,000.00. From an expenditure perspective, we are at 33% of budget. We are starting to see the effect of the additional payments to the Police and Fire Pensions; however, we are still on budget for those line items. From a revenue perspective, we have collected approximately \$1,714,000.00 more than we did last year, taking into account that there were increases in property tax revenue, RFP fees, utility excise taxes and sales taxes. Mr. Herron added that the B & O tax revenue is approximately 6% less than for the same time period as last year, which is approximately the amount that we reduced it when we implemented the increase in sales tax. Mr. Miller moved, seconded by Mr. Atkinson, to accept the October 31, 2015 Financial Statement as presented. Motion carried.

In another matter, Mr. Herron is requesting that the Finance Committee approve \$50.00 gift cards for all full-time employees. Mr. Atkinson moved, seconded by Mr. Miller, approval of the gift cards. Motion carried.

There being no further business to come before the Committee, Mr. Atkinson moved, seconded by Mr. Miller, to adjourn. Time: 5:25 p.m.

Mrs. Delbrugge moved, seconded by Mr. Fahey, to dispense with the reading of the Development Committee Minutes for 11/23/15 and accept them as received. Motion carried. For the record they are as follows:

DEVELOPMENT COMMITTEE REPORT - NOVEMBER 24, 2015

The Development Committee of Wheeling City Council met on Tuesday, November 24, 2015 at 1:30

p.m. in Council Chambers. Committee members present: Mayor Andy McKenzie, Vice-Chair Gloria Delbrugge, Member Gene Fahey. Others present: Councilors Imer, Henry, Miller and Atkinson; City Manager Robert Herron, City Solicitor Rosemary Humway-Warmuth, Finance Director Jill Willey, Assistant ECD Director Tom Connelly and City Clerk Janice Jones.

The following matters were discussed:

Request for Redevelopment/Development Site for Property Located at 40 Zane Street by Gumby's LLC. City Manager Robert Herron explained that this property has been vacant for more than six months and, therefore, must go through the Development/Redevelopment Process. Assistant Economic & Community Development Director Tom Connelly commented that the property is zoned C-2, General Commercial. He then reviewed the square footage requirements with the Committee. Scott Peklinsky, CFO, Gumby's LLC, explained that they will be doing extensive remodeling to the exterior and interior of the building and believes it will be an improvement from what was there previously. He added that it is not a bar but a coffee shop with LVL machines. Stephanie Hall, Wheeling Island Association, voiced concern that approval of this could set a precedent. Mr. Fahey pointed out that Gumby's has several locations in Elm Grove and they are all run well. Following a short discussion, Mr. Fahey moved, seconded by Mrs. Delbrugge to approve the request for Development/Redevelopment. Motion carried.

Executive Session to Discuss Property Acquisition

Mr. Fahey moved, seconded by Mrs. Delbrugge, to suspend the regular order of business to conduct an executive session. Motion carried. Time: 1:40 p.m.

Mr. Fahey moved, seconded by Mrs. Delbrugge, to conclude the executive session and return to the regular order of business. Motion carried. Time: 2:20 p.m.

There being no further business to come before the Committee, Mr. Fahey moved, seconded by Mrs. Delbrugge, to adjourn. Time: 2:20 p.m.

REPORT OF CITY MANAGER

City Manager Robert Herron reported that this Friday is First Friday in Downtown Wheeling and that carriage rides will begin this Friday from 5:30 to 7:30 at Centre Market.

Mr. Herron recognized and presented a plaque to City Clerk Janice Jones for her 30 years of service to the City of Wheeling.

REPORT OF OTHER OFFICERS

Mr. Fahey moved, seconded by Mr. Henry, that the Board of Zoning Appeals Minutes, 10/15/15; Traffic Commission Minutes, 11/12/15; Greater Wheeling Sports & Entertainment Authority Minutes, 10/27/15; and Greater Wheeling Sports & Entertainment Authority Income Statement, 9/30/15; be held over until the next meeting. Motion carried.

ORIGINAL PROPOSITIONS

ADOPTING TRAFFIC RULE NO. 4543 - HANDICAPPED PARKING - 3921 WETZEL ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4543.

ADOPTING TRAFFIC RULE NO. 4544 - NO PARKING EAST & WEST SDS. OF BYRON ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4544.

ADOPTING TRAFFIC RULE NO. 4545 - DESIGNATING BYRON STREET ONE WAY.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4545.

ADOPTING TRAFFIC RULE NO. 4546 - NO PARKING S. SD. OF 16TH ST. TO WOOD ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4546.

ADOPTING TRAFFIC RULE NO. 4547 - 1 HR. PARKING N. SD. OF 15TH ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4547.

ADOPTING TRAFFIC RULE NO. 4548 - TEMPORARY CLOSURES - RITCHIE ELEMENTARY

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4548.

ADOPTING TRAFFIC RULE NO. 4549 - TEMPORARY CLOSURES - WHEELING MIDDLE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4549.

KALKREUTH ROOFING - GARDEN PARK POOL BLDG. ROOF

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$28,860.00 WITH KALKREUTH ROOFING, OF WHEELING, WV, FOR GARDEN PARK POOL BUILDING ROOF, TO BE CHARGED TO RCIP INFRASTRUCTURE.

TRANSFER OF T.I.F. FUNDS TO OVADC FOR ECONOMIC DEVELOPMENT

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE TRANSFER OF ONE HUNDRED THIRTY FOUR THOUSAND DOLLARS (\$134,000) FROM THE MONIES ASSOCIATED WITH THE CITY'S TAX INCREMENT FINANCING PROJECT (TIF) #3 TO THE OHIO VALLEY AREA DEVELOPMENT CORPORATION (OVADC), TO BE USED FOR TIF RELATED ECONOMIC DEVELOPMENT.

OPTION AGREEMENTS ON REAL PROPERTY PURCHASES IN DOWNTOWN WHEELING

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE CITY MANAGER TO EXECUTE CERTAIN OPTION AGREEMENTS FOR PURCHASE OF REAL PROPERTY LOCATED AT 1107 AND 1109 MAIN

STREET AND 1133 AND 1127 MARKET STREET, IN THE CITY OF WHEELING AND THEREAFTER CONVEY SUCH PROPERTY TO THE OHIO VALLEY ADC AND FURTHER AUTHORIZING THE CITY MANAGER TO COORDINATE THE EXECUTION OF SUCH AGREEMENTS AND SUCH DEEDS AND OTHER DOCUMENTS TO EFFECTUATE THE CONVEYANCES INTENDED WITHIN SAID OPTION AGREEMENTS.

TRANSFER OF PROPERTY TO THE OVADC

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY OWNED BY THE CITY OF WHEELING LOCATED WITHIN THE 1100 BLOCK BETWEEN MAIN AND MARKET STREETS IN DOWNTOWN WHEELING TO THE OHIO VALLEY ADC AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER SUCH DEEDS AND OTHER DOCUMENTS TO EFFECTUATE THIS CONVEYANCE.

AGREEMENT WITH OHIO COUNTY COMMISSION - PUBLIC SAFETY RADIOS/EQUIPMENT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE THE APPROPRIATE AGREEMENTS WITH THE OHIO COUNTY COMMISSION OF WV FOR THE PURCHASE AND FINANCING OF PUBLIC SAFETY RADIOS AND APPURTENANCES COMPATIBLE WITH THE OHIO COUNTY, WV RADIO SYSTEM FOR THE CITY OF WHEELING POLICE AND FIRE DEPARTMENTS.

RESOLUTION - APPROVING INVOICES - WATER TREATMENT PLANT PROJECT

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING APPROVING INVOICES RELATING TO THE CONSTRUCTION AND OTHER SERVICES FOR THE WATER TREATMENT PLANT PROJECT AND AUTHORIZING PAYMENT THEREOF.

Mr. Henry moved, seconded by Mrs. Delbrugge, that the Resolution be adopted.
Motion carried.

RESOLUTION - DEVELOPMENT/REDEVELOPMENT SITE - 40 ZANE ST.

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING IDENTIFYING 40 ZANE STREET AS A DEVELOPMENT OR A REDEVELOPMENT SITE.

Mr. Imer moved, seconded by Mrs. Delbrugge, that the Resolution be adopted.
Motion carried.

Mr. Atkinson moved, seconded by Mr. Henry, to return to Remarks From Members of Council. Motion carried.

Mr. Fahey commented that this week-end the Super Six will take place on Wheeling Island and recognized and congratulated the Wheeling Park Patriots for being in the Championship

Game which will take place this Saturday. He wished them the best of luck.

Mr. Atkinson moved, seconded by Mr. Henry, to resume the regular order of business.
Motion carried.

THOSE WISHING TO BE HEARD

No one signed up to speak.

There being no further business, Mr. Henry moved, seconded by Mr. Atkinson, to adjourn. Motion carried. Time: 12:30 p.m.

City Clerk

Mayor