

September 21, 2021

Council of the City of Wheeling met, on the above date, at 5:30 pm, at 1500 Chapline St. with Mayor Elliott presiding.

On roll call, the following were present:

Present: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, and Palmer - 7
Absent: -0

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of September 7, 2021 meeting be approved as received. Motion carried.

MAYOR'S REPORT

Mayor Elliott introduced Dr. William Przybysz as the new Wheeling-Ohio County Health Officer. Dr. Przybysz spoke about the COVID-19 pandemic.

Mayor Elliott appoints Amy Cordy (VC WARES), Rebecca Stahl (Restyle), Betsy Helmick (Zebs Barky Bites), Jodi Coleman-Carder (Coleman's), Michael Biela (CVB), Valerie Piko (RED) Bob Peckinpaugh (Wheeling Park Commission), and Rosemary Ketchum (Council Representative) (Ex officio) to the Centre Market Commission. Mr. Thalman, seconded by Mr. Thorngate, Councils' concurrence to the appointment. All in favor. Motion carries.

CLERK'S REPORT

Clerk Delbert presented a Historic Landmarks Commission Report to Council for 625 N. Wabash St. Mr. Thorngate, seconded by Mr. Thalman, to accept the recommendation of the Commission to approve demolition. All in favor. Motion carried.

Clerk Delbert presented a Historic Landmarks Commission Report to Council for 87/89 33rd St. Mr. Thorngate, seconded by Mr. Thalman, to table the request until next meeting. All in favor. Motion carried.

UNFINISHED BUSINESS

Amending and Reenacting Part Nine- 903.08 Outdoor and Street Dining

The following was then read:

AN ORDINANCE TO AMEND AND REENACT PART NINE ENTITLED STREETS, UTILITIES, AND PUBLIC SERVICE CODE OF THE CODIFIED ORDINANCE OF THE CITY OF WHEELING BY CREATING A NEW SECTION IN ARTICLE 903 DESIGNATED AS SECTION 903.08 ENTITLED OUTDOOR DINING AND OUTDOOR STREET DINING

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, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

House of Carpenter- 2021 EY- CDBG

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$5,000.00 WITH HOUSE OF THE CARPENTER, TO BE CHARGED TO CDBG 2021 EY PUBLIC SERVICES #1511-021-125.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Dukes Root Control- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$46,263.72 WITH DUKES ROOT CONTROL, OF SYRACUSE, NY, FOR THE PURCHASE OF ROOT CONTROL SYSTEM, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

HE Neuman- 20 Ton Pump- Center Market

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$29,801.00 WITH H.E. NEWMAN OF WHEELING, WV, FOR REPLACEMENT OF 20-TON PUMP FOR CENTRE MARKET HOUSE TO BE CHARGED TO RCIP

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Transfer of Property- 1055 Short Market St-OVADC

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY LOCATED AT 1055 SHORT MARKET STREET TO THE OHIO VALLEY ADC AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER SUCH DEEDS AND OTHER DOCUMENTS TO EFFECTUATE THIS CONVEYANCE

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

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The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Bob Robinson Chevy- 2 Chevy Colorado Trucks- Water

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$53,382.00 WITH BOB ROBINSON CHEVY OF TRIADELPHIA, WV, FOR TWO 2022 CHEVY COLORADO TRUCKS TO BE CHARGED TO WATER DEPARTMENT

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, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Bob Robinson Chevy- Chevy Colorado Truck- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$26,691.00 WITH BOB ROBINSON CHEVY OF TRIADELPHIA, WV, FOR 2022 CHEVY COLORADO TRUCK TO BE CHARGED TO WPCD

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, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Bob Robinson Toyota - Toyota RAV4- Water

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$34,554.00 WITH BOB ROBINSON TOYOTA OF TRIADELPHIA, WV, FOR 2022 TOYOTA RAV 4 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:

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AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Bob Robinson Chevy- Chevy Silverado- Sanitation

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$31,251.00 WITH BOB ROBINSON CHEVY OF TRIADELPHIA, WV, FOR 2022 CHEVY SILVERADO TRUCK TO BE CHARGED TO SANITATION DEPARTMENT

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, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Triton Construction Inc- Phase III G Lift Station Improvements- Sewer Bonds

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$8,995,000.00 TO TRITON CONSTRUCTION, INC., OF ST. ALBANS, WV FOR PHASE III-G WASTEWATER COLLECTION AND TREATMENT SYSTEMS IMPROVEMENTS, WASTEWATER TREATMENT PLANT AND LIFT STATION IMPROVEMENTS, TO BE CHARGED TO SEWER BONDS PROJECT FUND

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Shi International- For City-Wide Cybersecurity Endpoint Protection Tools

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT WITH SHI INTERNATIONAL FOR CITY-WIDE CYBERSECURITY ENDPOINT PROTECTION TOOLS IN THE TOTAL AMOUNT OF \$64,590.00 AMORTIZED OVER FIVE (5) YEARS, TO BE CHARGED AS FOLLOWS: GENERAL FUND 4439-40-4151 IN THE AMOUNT OF \$51,093.58 OVER FIVE YEARS OR \$10,218.72 PER YEAR; WATER POLLUTION CONTROL IN THE AMOUNT OF \$4,820.15 OVER FIVE YEARS OR \$964.03 PER YEAR; WATER DEPARTMENT IN THE AMOUNT OF \$8,676.27 OVER FIVE YEARS OR \$8,676.27 PER YEAR TO BEGIN WITH FISCAL YEAR 2021/2022.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Ketchum, Sklavounakis, Thorngate, Palmer - 6
NOES: Seidler -1

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

Chromalox- Tank Heater- Water Department

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$17,830.00 WITH CHROMALOX OF PITTSBURGH, PA, FOR TANK HEATER TO BE CHARGED TO WATER DEPARTMENT

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: -0

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

Mr. Sklavounakis moved, seconded by Mr. Thorngate, that the Municipal Building Commission Minutes 7/20/21, Municipal Building Commission Minutes 8/17/21, Greater Wheeling Sports and Entertainment Authority Minutes 7/7/21 which were held over, be accepted as received. Motion carried

REMARKS FROM MEMBERS OF COUNCIL

Mr. Palmer states radar signs have been ordered as a trial and tool for police department to combat speeding.

Mr. Sklavounakis reviews guidelines for downspout/ backflow preventor financial assistance program.

Ms. Ketchum reminds the deadline for Love Your Neighborhood Program has been extended to September 30, 2021.

REPORT OF COMMITTEES

Mr. Palmer, seconded by Mr. Thorngate, moved to accept the Development Committee Report 9/7/21 as received. For the record they are as follows:

DEVELOPMENT COMMITTEE REPORT September 7, 2021

The Development Committee of Wheeling City Council met on the above date at 11:45 a.m. Committee members present: Mayor Elliott, Vice Chair Thalman, and Member Thorngate. Others present: Councilors Ketchum, Seidler, Palmer, City Manager Robert Herron, City Solicitor Rosemary Humway-Warmuth, and City Clerk Brenda J. Delbert.

Lane Abandonment: Portion of 32nd St Right of Way:
City Clerk presents request from Vossen Realty Co LLC., and confirmed there were no objections

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received. Staff is in support of the abandonment. The purpose of the request is to provide parking for future businesses at 83-89 33rd St. Mr. Thalman moves, seconded by Mr. Thorngate to approve this request and forward to council. Motion carried.

There being no further business to come before the Committee, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Time: 11:51 a.m.

REPORT OF CITY MANAGER

Mr. Herron states Nailers Way relocation project is out to bid. Northwood has vacated all operations out of OVMC campus. Raze International, under Original Propositions, is for the demolition the Chase Building on Market Street. There is a 10 days' notice that must be given to the WVDEP before work can begin. The project in total is estimated to be 90-100 days and in order to stay on schedule Mr. Herron is asking for two reads. Mr. Sklavounakis cites concerns about no written agreement with developer. Mr. Herron assures there needs to be before we can sell bonds. Bonds will provide safe guards for holders and the city. Mr. Herron states 19th St. property has been abated and demolition will begin soon.

REPORT OF OTHER OFFICERS

Mr. Palmer, seconded by Mr. Thorngate, moved to hold over: Mayors Commission on Economic and Industrial Development Minutes 9/8/21 until next meeting. Motion carried. All in favor.

ORIGINAL PROPOSITIONS

Vacating and Abandoning 32nd St Right of way by lots 25 and 26- Quitclaim Deed

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING VACATING AND ABANDONING THE UNIMPROVED PORTION OF THE 32nd STREET RIGHT OF WAY ADJACENT TO LOTS 25 & 26 IN THE SPRIGG AND RITCHIE ADDITION TO THE CITY, ALSO IDENTIFIED AS TAX PARCELS W72-169 & W72-170, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH QUITCLAIM DEEDS TO IMPLEMENT THIS ABANDONMENT

Raze International- Demolition and Abatement- Project Fund

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$475,000 WITH RAZE INTERNATIONAL, OF SHADYSIDE, OH FOR ABATEMENT AND DEMOLITION OF 1114 MARKET ST., TO BE CHARGED TO PROJECT FUND AND REIMBURSED THROUGH BONDS

Youth Services Systems- 2021 EY- CDBG

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$10,560.00 WITH YOUTH SERVICE SYSTEMS, TO BE CHARGED TO CDBG 2021 EY PUBLIC SERVICES #1511-021-200

GrowOV- Healthiest Cities and Counties Challenge- Grant Reimbursement

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$40,677.97 WITH GROW OV OF WHEELING, WV, FOR REIMBURSEMENT OF HEALTHIEST CITIES AND COUNTIES CHALLENGE TO BE CHARGED TO CONSOLIDATED INVESTMENT FUND

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GWSEA- Entertainment Endowment Fund- Transfer

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO TRANSFER FUNDS IN THE AMOUNT OF \$250,000.00 TO GREATER WHEELING SPORTS AND ENTERTAINMENT AUTHORITY FOR ENTERTAINMENT ENDOWMENT FUND

OVADC- Economic Development- General Fund

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO TRANSFER FUNDS IN THE AMOUNT OF \$200,000.00 TO OHIO VALLEY AREA DEVELOPMENT CORPORATION (OVADC) FOR ECONOMIC DEVELOPMENT PURPOSES TO BE CHARGED TO GENERAL FUND 4975.50.5600

Façade- St. Matthew's Episcopal Church- 1410 Chapline

The following was then read:

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 ST. MATTHEW'S EPISCOPAL CHURCH, 1410 CHAPLINE ST., IN THE AMOUNT OF \$2,400.00

The Resolution was read by title. Mr. Thalman, seconded by Ms. Ketchum, moved that the resolution be adopted.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Seidler, Ketchum, Sklavounakis, Thorngate, Palmer - 7
NOES: - 0

THOSE WISHING TO BE HEARD

No one signed up to speak.

There being no further business, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Motion carried. Time 6:06 p.m.

City Clerk

Mayor