

May 16, 2023

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

Mr. Thalman, seconded by Mr. Thorngate, that the minutes of May 2nd, 2023 meeting be accepted as received. Motion Carried.

MAYOR'S REPORT

Mayor Elliott announced July 25th 2023 at noon will be the State of the City address, he invited all to come to this free event.

Mayor Elliott encouraged all to attend the Law Enforcement Memorial scheduled for 6pm on Wednesday May 17th 2023 at Heritage Port.

Mayor Elliott announced the Recreation Commission for the City of Wheeling will start to accept resumes next week.

Mayor Elliott invited Melissa Adams, City of Wheeling's Homeless Liaison up to speak in regards to her request for ARPA funding. Ms. Adams gave an update on the work and progress she has made with our homeless population. Ms. Adams explained the non-profit start up the "Life Hub" and all it entails. Her request is for ARPA funding is to support the creation of the Life Hub as she has secured majority of the funding needed for the project but is requesting the remaining portion be from the City's ARPA allocations. The Life Hub would provide transitional housing, healthcare services, and numerous other resources. Dr. Bill Mercer also spoke in support of the project.

UNFINISHED BUSINESS

Savage Construction-East Cardinal Street Road Slip

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$23,500.00 TO SAVAGE CONSTRUCTION INC. FOR EAST CARDINAL STREET ROAD SLIP REPAIR TO BE CHARGED TO THE CITY SERVICE FEE

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

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

Doty Salvage 4414 Wood Street Demolition

The following was then read by title:

AN ORDINANCE AUTHORIZNG THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$38,000 WITH DOTY SALVAGE, OF MOUNDSVILLE, WV FOR DEMOLITION OF 4414 WOOD STREET TO BE CHARGED TO ARPA FUNDS

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

The vote on the motion resulted as follows:

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

May 16, 2023

NOES:

-0

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

Aster Oilfield Contract #5 Demolition

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$60,000.00 WITH ASTER OILFIELD SERVICES, OF BELLAIRE, OH FOR ABATEMENT AND DEMOLITION, TO BE CHARGED TO ARPA

The ordinance was read a second time by title. Mr. Palmer 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, Seidler - 7
NOES: -0

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

Amending and Re-enacting Noise and Peace Disturbance- Dog Barking

The following was then read by title:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING AND REENACTING SECTION 509.05 OF THE GENERAL OFFENSES CODE UNNECESSARY NOISE AND PEACE DISTUBANCES AT SECTION 509.05 (3) ANIMALS AND FOWL ADDRESSING FREQUENT LONG CONTINUED NOISE BY ANIMALS DISTURBING COMFORT AND REPOSE OF PERSONS IN THE VICINITY TO FURTHER INCLUDE PARTICULAR DELINEATION FOR SUCH DISTURBANCES AND TO NOTE ADDITIONAL SECTIONS OF THE CODIFIED ORDINANCES ADDRESSING SAME

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

The vote on the motion resulted as follows:

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

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

Stone Center Improvements -2022 TIF

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$1,759,745.00 WITH OHIO VALLEY INDUSTRIAL & BUISNESS DEVELOPMENT CORPORATION OF WHEELING, WV FOR ADDITIONAL IMPROVEMENTS TO THE STONE CENTER TO BE CHARGED TO 2022 TIF BOND AND TIF EXCESS

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

The vote on the motion resulted as follows:

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

May 16, 2023

NOES: -0

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

Top Notch Landscaping-Grass Cutting 2023

The following was then read by title:

AN ORDINANCE AUTHORIZING CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TOP NOTCH LANDSCAPING AND SUPPLY TO PROVIDE GRASS CUTTING SERVICES FROM APRIL TO SEPTEMBER OF 2023 AND FURTHER AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS BI-WEEKLY UP TO THE AMOUNT OF \$8795.00

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, Ketchum, Sklavounakis, Thorngate, Palmer, Seidler - 7

NOES: -0

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

O'Brien's Rent All & Sales Inc. 23rd Street Storm Reconstruction-WPCB

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$405,600.00 TO O'BRIEN'S RENT ALL & SALES INC. OF WHEELING WV FOR 23RD STREET STORM SEWER RECONSTRUCTION TO BE CHARGED TO WATER POLLUTION CONTROL BOND FUND

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Ketchum, Sklavounakis, Thorngate, Seidler - 6

NOES: Palmer -1

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

Mr. Thalman moved, seconded by Mr. Thorngate that the following: Greater Wheeling Sports and Entertainment Authority Minutes 3/28/23, which were held over be accepted as received.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Palmer requested the Health and Recreation's Committee motion to council regarding splash pads be thrown out, be null and void due to Splash Pads not being on the agenda for the meeting.

Ms. Ketchum congratulated the Ohio County Public Library for their event celebrating 50 years at their location on 16th Street. South Wheeling Crime Watch Meeting will be held May 23rd at 6pm. Ms. Ketchum stated she wishes to look into different initiatives to combat litter issues within the city. The placing of trashcans and other receptacles could be very beneficial. Mayor Elliott did mention streetscape

Mr. Seidler proposed to Mr. Herron and Mayor Elliott that council does not allow the yielding of time during the "Those Wishing to be Heard" portion of meetings to eliminate possibility of grandstanding.

May 16, 2023

REPORT OF COMMITTEES

Mr. Palmer moved, seconded by Ms. Ketchum to accept Development Committee Minutes dated May 2, 2023 as received. For the Record they are as follows:

**DEVELOPMENT COMMITTEE MINUTES
May 2, 2023**

The Development Committee of Wheeling City Council met on the above date at 5:00 p.m. Committee members present: Mayor Elliott, Vice Chair Thalman, and Member Thorngate. Others present: Councilors Seidler, Ketchum, Sklavounakis, City Manager Herron, Building and Planning Director Brenda Delbert, City Solicitor Rosemary Humway-Warmuth, Marketing and Communication Specialist Michele Rejonis, City Clerk Jessica Zalenski, and media.

The following matters were discussed:

Revolving Loan Sidewalk Program:

Mr. Thalman proposed a revolving type loan where the City of Wheeling would lend 75% of the costs of new sidewalk to the homeowner with options to pay back over a 3-year period. Mr. Palmer questioned where the money would come from asking if we could begin with a smaller amount of money to loan out. Mr. Seidler proposed the city partner with a local bank so that there would be some sort of loan guarantee, so that the homeowner would owe the bank money and not the City of Wheeling. Mayor Elliott agreed certain areas of sidewalk conditions contribute to overall streetscape but is concerned for nobody to enforce the sidewalk codes and qualifications to meet loan agreements. Ms. Humway-Warmuth expressed concerns for liability of city of sidewalks and curbs, since currently sidewalks and curbs are homeowner's responsibilities. Mr. Thalman asked Mr. Herron about previous survey's regarding sidewalks and asked who he could consult with for possible State or Federal grants for proposed loan. Mr. Herron said the previous surveys revealed the estimated costs for the city would be between \$6.9 and \$7.5 million to fix all sidewalks, curbs, trip hazards, ramps, etc. for just three neighborhoods, Warwood, Wheeling Island and Woodsdale, breaking down to \$12-\$15 per square foot of sidewalk. A discussion ensued around funding. Mayor Elliott requested Ms. Rejonis to help with creating a poll or survey online for residents to access to gage interest in Sidewalk program. Mr. Thorngate agreed with the request saying the city could do one similar to the ARPA survey. Mr. Thalman agreed to revisit terms of the loan program for further research and discussion.

Mr. Thalman, seconded by Mr. Thorngate moved to end discussion and review proposal again at next Development Meeting in June. Motion carried. All in favor.

There being no further business to come before the Committee, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Time: 5:24 p.m.

REPORT OF CITY MANAGER

Mr. Herron stated he received an update from District 6 Department of Highway about Market Street Bridge almost finished with the engineering stage, repairing of the full deck structure, estimated to be finished before Christmas Parade in December.

Mr. Herron stated the Fire Department Headquarters is still on track to be finished end of December, walls and steel framing are up.

Mr. Herron stated we are 40% through the remaining 58% of paving project that was left over from the fall. Estimated completion still in June. Mr. Palmer asked that the roads to be paved to be announced and marketed so that residents are aware.

Mr. Herron gave an update regarding the streetscape project, now that many issues have been

May 16, 2023

resolved, after a tough start are now worked through and progress on the project is ramping up. Mr. Sklavounakis asked for an update on Forest Hills Road repair. Mr. Herron stated that engineers were making their game plan to address the collapsed storm sewer that is causing the slippage and anticipates an update in the next week to ten days.

Ms. Ketchum asked Mr. Herron for an update on Market Street parking structure and Tunnel Greene painting project. Mr. Herron addressed the Tunnel Green painting first stating that the project is out to bid again after receiving no bids at the first opening on April 26th. Second, Mr. Herron addressed the Market Street Parking structure progress is moving along but had slowed down due to rain and poor weather, he anticipates the October finish date to slide to November.

Mayor Elliott asked for date of completion for Fire Department headquarters, end of December was stated as completion time frame. Mayor Elliott also asked Mr. Herron if there is a set date for a ribbon cutting at new police department, Mr. Herron anticipates that to happen in the next few weeks after completion of some detail work.

REPORT OF OTHER OFFICERS

Mr. Sklavounakis, seconded by Mr. Seidler moved to hold over: Planning Commission Minutes 2-13-23, Hall of Fame Board Minutes 4-11-23, Centre Market Commission Minutes 4-4-23, BZA Minutes 4-20-23, Human Rights Commission Minutes 4-19-23, Planning Commission Zone Change Request

ORIGINAL PROPOSITIONS

Savage Construction-WFD Retaining Wall- City Service Fee

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$29,974.00 TO SAVAGE CONSTRUCTION INC OF WHEELING WV FOR RETAINING WALL REPAIRS AT 17th STREET WHEELING FIRE DEPARTMENT HEADQUARTERS TO BE CHARGED TO CITY SERVICE FEE

CT Consultants- Clator, 36th Street, Elm Terrace Playgrounds-ARPA

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$26,000 WITH CT CONSULTANTS, OF MENTOR, OH, FOR PROFESSIONAL ENGINEERING SERVICES FOR CLATOR, 36TH STREET AND ELM TERRACE PLAYGROUNDS TO BE CHARGED TO ARPA FUND

Traffic Rule 5th Street-No Parking

The following was then read by title:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO CONTINUE NO PARKING ZONE ON THE SOUTH SIDE OF 5TH STREET TO THE DRIVEWAY ENTRANCE

Cattrell Companies Inc. 12th Street Archway- RCIP

The following was then read by title:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$79,000 WITH CATTRELL COMPANIES INC OF TORONTO OHIO FOR 12TH STREET ARCHWAY TO BE CHARGED TO RCIP

Savage Construction-WFD Retaining Wall- City Service Fee

The following was then read by title:

AN ADDENDUM TO THE ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO ANY AND ALL NECESSARY AGREEMENTS AND EXPEND FUNDS WITH M&G ARCHITECTS & ENGINEERS OF WHEELING, WV, FOR ARCHITECTURAL AND ENGINEERING SERVICES ASSOCIATED WITH THE DEMOLITION OF THE CENTER WHEELING PARKING GARAGE ADJACENT TO THE VALLEY PROFESSIONAL BUILDING CONSTRUCTION OF THE POLICE HEADQUARTERS TO BE CHARGED TO 2022 TIF BOND

May 16, 2023

THOSE WISHING TO BE HEARD

John Vessels of Wheeling, WV spoke in regards to the police, courts and justice system regarding a protection order.

Johnny Haught of Wheeling, WV spoke in support of the Pride on the Plaza event scheduled for June 10th 2023.

Cathy Brooks of Wheeling, WV spoke in support of the Pride on the Plaza event scheduled for June 10th, 2023.

Carlee Dittmar of Wheeling, WV spoke in opposition of Drag Shows and the exposure to children and the threats she has received.

Julia Chapman of Wheeling, WV spoke on protecting children from inappropriate acts.

Susan Hagan of Wheeling, WV spoke on supporting all people and events.

Mikaya Green of Wheeling, WV spoke about the Pride on the Plaza event scheduled for June 10th,2023.

There being no further business to discuss Mr. Thalman moved, seconded by Mr. Thorngate to adjourn. Time 6:42 pm.

City Clerk

Mayor