

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

The invocation was offered by Second Ward Councilor Ken Imer.

On roll call, the following were present:

Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer

- 7

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the October 3, 2017 meeting be approved as received. Motion carried.

MAYOR'S REPORT

Mayor Elliott announced that the next Council meeting will be held at Warwood Middle School. This will be the fifth meeting to be held in each of the six wards throughout the City.

He also announced the following: Wheeling Nailers home opener - Saturday, October 21, 2017 at 7:05 p.m.; Wheeling Park High School Charity Kickball Tournament - Sunday, October 22 at 12:00 noon at the I-470 Complex; Trick or Treat Night - Tuesday October 31 - 6:30 to 7:30 p.m. and Perkins Restaurant and Bakery Fantasy in Lights Parade - Friday, November 17 - 6:30 p.m.

Mayor Elliott commented that demolition has occurred on the rear of 1429 Market street and demolition will soon be occurring at the Kirk's Building, which may also include the rear of the Sportsman's Club.

Mayor Elliott also commented on the North Wheeling Victorian House Tour that took place this past weekend. It was co-sponsored by the Friends of Wheeling, Victorian Old Town Association, Wheeling Young Preservationists and Wheeling Heritage. Proceeds will go toward renovating the structures at 722 and 724 Main Street, which are owned by Wheeling Heritage.

Mayor Elliott announced that the Bill to increase the State Historic Tax Credit from 10% to 25% passed both House and Senate today. The next step will be the signature of the Governor on the bill.

CLERK'S REPORT

NOTICE OF APPLICATION TO OPERATE A PRIVATE CLUB - PERKINS CAFÉ, LLC - 680 NATIONAL ROAD

City Clerk Janice Jones presented Council with a Notice of Application to Operate a Private Club for Perkins Café, LLC, located at 680 National Road. The applicants are Frank Carolla and Timothy Pressler.

UNFINISHED BUSINESS

RESOLUTION - FACADE IMPROVEMENT GRANT - WHEELING JAMBOREE, INC., 944 MAIN STREET (tabled from 9/19/17 and 10/3/17 meetings)

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 FACADE IMPROVEMENT GRANT FOR

WHEELING JAMBOREE, INC., 944 MAIN STREET, IN THE AMOUNT OF \$7,440.88.

Mayor Elliott reported that the applicant has withdrawn the application; therefore, no action is required.

ADOPTING TRAFFIC RULE NO. 4624 - HANDICAPPED PARKING. - 1313 MC COLLOCH STREET

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4624.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

ADOPTING TRAFFIC RULE NO. 4625 - HANDICAPPED PARKING. - 3838 EOFF STREET

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4625.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

ADOPTING TRAFFIC RULE NO. 4626 - TWO HOUR METERED HANDICAPPED PARKING - 22ND & MARKET STREETS

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4626.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

ADOPTING TRAFFIC RULE NO. 4627 - NO PARKING ZONE - NORTH SIDE OF SLIGAR AVENUE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4627.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

ADOPTING TRAFFIC RULE NO. 4628 - NO PARKING ZONE - EAST SIDE OF LOUISA AVENUE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4628.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

TRANSFER OF FUNDS - WNHAC - RENOVATIONS AT 722 & 724 MAIN STREET

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO TRANSFER RCIP FUNDS IN THE AMOUNT OF \$25,000.00 TO THE WHEELING NATIONAL HERITAGE AREA CORPORATION FOR RENOVATIONS OF PROPERTIES LOCATED AT 722 AND 724 MAIN STREET, TO BE CHARGED TO RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer -7

NOES: -0

Mr. Palmer moved, seconded by Ms. Scatterday, that the Wheeling-Ohio County Board of Health Minutes, 7/11/17; Wheeling Human Rights Commission Minutes, 8/15/17; Wheeling Traffic Commission Minutes, 9/14/17; Wheeling Municipal Parking System Financial Statement, 8/31/17; and Robert C. Byrd Intermodal Transportation Center Financial Statement, 8/31/17.; that were held over, be approved as received. Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Palmer reported on a recent meeting of the West Virginia Municipal League Board of Directors that was held in Bridgeport, WV. He commented that the Legislative Committee discussed some items that they would like to be included in the Legislative Session that will be presented to the Legislature from the WVML in January, 2018.

Mr. Thorngate announced that the Crime Watch/Ward meeting will take place tomorrow evening at 7:00 p.m. at Christ United Methodist Church. He also updated Council on the City's new website and hopes that it will be up and running by the end of November.

Ms. Scatterday reminded those affected by flooding to please call (304) 233-3850. This is a community effort to assist those who were affected by the flood to assess your eligibility for some type of assistance. In addition, donations are still being accepted by the Community Foundation of the Ohio Valley. Ms. Scatterday also expressed thanks to Public Works Director Russell Jebbia and the Operations Department for their hard work on various items that they have to deal with on a daily basis.

Mr. Wilson expressed appreciation to Jesse Mestrovic for the work that has been going on at the 24th St. And 36th St. Playgrounds.

REPORT OF COMMITTEES

Mr. Thalman moved, seconded by Mr. Palmer, to dispense with the reading of the minutes of the Finance Committee, held on 10/03/17, and accept them as received. Motion carried. For the record, they are as follows:

FINANCE COMMITTEE REPORT - OCTOBER 3, 2017

The Finance Committee of Wheeling City Council met on Tuesday, October 3, 2017 at 11:45 a.m., in City Council Chambers. Committee Members present: Chair Chad Thalman, Vice Chair Dave Palmer, Member Wendy Scatterday. Others present: Mayor Glenn Elliott, Councilors Ken Imer, Brian Wilson and Ty Thorngate; City Manager Robert Herron, Finance Director Seth McIntyre, City Solicitor Rosemary Humway-Warmuth, City Clerk Janice Jones and the media.

The following matters were discussed:

Audit Scoring - FY 2017

City Manager Robert Herron Finance explained that two proposals were submitted for the annual audit for the General Fund, Water, Wastewater for FY 2017, and three proposals were submitted for the annual audit for the Sports and Entertainment Authority for FY 2017, as per State requirements. The companies were Wilson, Kozicki and Gwynn; Perry and Associates; and Suttle & Stalnaker. He asked Finance Director Seth McIntyre to explain the process and he indicated that he used the state audit proposal score sheet, and as a result of this scoring, Wilson, Kozicki and Gwynn is being recommended to perform the audit for both the General Fund, Water, Wastewater and for the Greater Wheeling Sports and Entertainment Authority for FY 2017. Following a short question and answer period, Mr. Palmer moved, seconded by Mr. Thalman, to accept the Administration's recommendation of Wilson, Kozicki and Gwynn for the General Fund Audit. Motion carried. Mr. Palmer then moved, seconded by Mr. Thalman, to accept the Administration's recommendation of Wilson, Kozicki and Gwynn for the Greater Wheeling Sports and Entertainment Authority Audit. Motion carried.

There being no further business to come before the Committee, Mr. Thalman moved, seconded by Mr. Palmer, to adjourn. Motion carried. Time: 4:57 p.m.

REPORT OF CITY MANAGER

As a follow up to Mayor Elliott's announcement about the Nailers opening game on Saturday, City Manager Robert Herron said that Water St. Will be closed from 4:00 on for pre-game festivities before the Nailers' game.

Mr. Herron also announced that the City Clerk's position is being advertised and the deadline for applications is October 25th.

REPORT OF OTHER OFFICERS

Ms. Scatterday moved, seconded by Mr. Wilson, that the Wheeling Housing Authority Minutes, 8/9/17 and Financial Statement, 9/30/17; be held over until the next meeting. Motion carried.

ORIGINAL PROPOSITIONS

AGREEMENT - HUD - COMMUNITY DEVELOPMENT BLOCK GRANT EY 2017 (CDBG)

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN THE AMOUNT OF \$1,072,464.00 FOR COMMUNITY DEVELOPMENT BLOCK GRANT.

AGREEMENT - HUD - 2017 HOME INVESTMENT PARTNERSHIP PROGRAM (CDBG)

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN THE AMOUNT OF \$242,636.00 FOR 2017 EY HOME INVESTMENT PARTNERSHIP PROGRAM.

FIRST TIME HOMEBUYER PROGRAM - NORTHERN PANHANDLE HOME CONSORTIUM 2017 (CDBG)

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS FOR THE NORTHERN PANHANDLE HOME CONSORTIUM FIRST TIME HOMEBUYER PROGRAM IN THE AMOUNT OF \$242,636.00, AS PER HOUSING CONSORTIUM COOPERATION AGREEMENT, TO BE CHARGED TO 2017 EY FIRST TIME HOMEBUYER PROGRAM.

WHEELING POLICE DEPARTMENT (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$10,000.00 WITH WHEELING POLICE DEPARTMENT, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-165.

WHEELING HUMAN RIGHTS COMISSION (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 WHEELING HUMAN RIGHTS COMMISSION, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-160.

SEEING HAND ASSOCIATION (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$2,500.00 WITH SEEING HAND ASSOCIATION, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-180.

GREATER WHEELING COALITION FOR THE HOMELESS (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$4,500.00 WITH GREATER WHEELING COALITION FOR THE HOMELESS, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-130.

WHEELING HEALTH RIGHT (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$20,000.00 WITH WHEELING HEALTH RIGHT, TO BE CHARGED TO CDBG 2017 FY PUBLIC SERVICES #1511-017-150.

EAST WHEELING POOL OPERATIONS (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$15,000.00 WITH EAST WHEELING POOL OPERATIONS, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-190.

CATHOLIC CHARITIES (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$4,000.00 WITH CATHOLIC CHARITIES, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-115.

NELSON JORDAN CENTER (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$33,000.00 WITH NELSON JORDAN CENTER, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-170.

SOUP KITCHEN (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 THE SOUP KITCHEN, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-140.

FAMILY SERVICES OF THE UPPER OHIO VALLEY (CDBG)

The following was then read:

AN ORDINANCE TO ENTER INTO AN AGREEMENT AND EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$4,000.00 WITH FAMILY SERVICES OF THE UPPER OHIO VALLEY, TO BE CHARGED TO CDBG 2017 EY PUBLIC SERVICES #1511-017-120.

WILSON, KOZICKI & GWYNN - AUDIT FY 7/1/16 TO 6/30/18

The following was then read:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH WILSON, KOZICKI, & GWYNN, OF WHEELING, WV, FOR SERVICES RENDERED IN CONNECTION WITH AN AUDIT OF THE CITY OF WHEELING FOR THE PERIOD JULY 1, 2016 THROUGH JUNE 30, 2018, IN THE AMOUNT OF \$60,000.00, TO BE CHARGED TO VARIOUS 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. Thalman moved, seconded by Mr. Thorngate, that the Resolution be adopted.
Motion carried.

SERVICE SUPPLY LIMITED, INC. - GARDEN PARK PLAYGROUND

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$100,000.00 WITH SERVICE SUPPLY LIMITED, INC., OF REYNOLDSBURG, OH, FOR GARDEN PARK PLAYGROUND, TO BE CHARGED TO PLAYGROUNDS - #001.4979.40.9002.

THOSE WISHING TO BE HEARD

No one signed up to speak.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time: 5:55 p.m.

City Clerk

Mayor