

June 5, 2018

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, Scatterday, Thorngate, and Palmer -6
Councilor Wilson absent

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the May 15, 2018 meeting be approved as received. Motion carried.

MAYOR'S REPORT

Wheeling Feeling Chili Cookoff produced record numbers over \$10,000 raised for United Way.

Mayor Elliott introduces Mark Phillips, prospective members for Arts and Cultural Commission. Ms. Scatterday moved and second by Mr. Thalman Council's concurrence in the appointment of Mr. Phillips for the Arts and Cultural Commission. Motion carried

Mayor Elliott introduces Rocky Fitzsimmons, prospective members for Greater Wheeling Sports and Entertainment Authority. Mr. Thalman moved and second by Ms. Scatterday Council's concurrence in the appointment of Mr. Phillips for the Arts and Cultural Commission. Motion carried.

UNFINISHED BUSINESS

ZONING DISTRICT CLASSIFICATION CHANGE- 3710 TO 3730 MCCOLLOCH ST & 64-68 37TH ST & 55 38TH ST- FROM R-4 TO I-2

The following was then read:

AN ORDINANCE CHANGING THE ZONING DISTRICT CLASSIFICATION OF LOTS 1 THROUGH 8 IN SQUARE 42 ON THE PLAT OF SPRING AND RITCHIE'S ADDITION TO THE TOWN OF SOUTH WHEELING, NOW A PART OF THE CITY OF WHEELING CONSISTING OF THE ADDRESS RANGE BETWEEN 3710 AND 3730 MCCOLLOCH STREET, 64-68 37TH STREET, AND 55 38TH STREET FROM R-4 HIGH DENSITY RESIDENTIAL TO I-2 GENERAL INDUSTRY.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Scatterday, Thorngate, Palmer - 6
NOES: -0

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

STEPHENS AUTO CENTER- JEEP GRAND CHEROKEE- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$29,004 WITH STEPHENS AUTO CENTER FOR THE PURCHASE OF ONE (1) 2018 JEEP GRAND CHEROKEE FOR USE IN WATER

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**DEPARTMENT, TO BE CHARGED TO WATER
DISTRIBUTION 400.1128.05.00**

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Scatterday, Thorngate, Palmer - 6
NOES: -0

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

STEPHENS AUTO CENTER- FORD F150- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$26,961 WITH STEPHENS AUTO CENTER FOR THE PURCHASE OF ONE (1) FORD F150 EXTENDED CAB TRUCK FOR USE IN WATER DEPARTMENT, TO BE CHARGED TO WATER DISTRIBUTION 400.1128.05.00

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Scatterday, Thorngate, Palmer - 6
NOES: -0

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

Ms. Scatterday, seconded by Mr. Imer, Historic Landmarks Commission Minutes- 3/1/18, Human Rights Commission Minutes- 2/20/18, Greater Wheeling Sports and Entertainment Income Statement- 3/31/18, Greater Wheeling Sports and Entertainment Minutes 3/27/18, Wheeling-Ohio County Board of Health Minutes- 3/13/18, Wheeling-Ohio County Board of Health- Audit Year Ended 6/30/17, Financial Statement 4/30/18; which were held over, be accepted as received.
Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Thalman announces Ward 1 meeting will be Thursday June 14, 2018 at Warwood Christian Church. Ms. Scatterday invites all to attend Ward 4 meeting June 12, 2018, 7:00 pm at Temple Shalom.

REPORT OF COMMITTEES

Mr. Thalman, seconded by Ms. Scatterday that the Finance Committee Report dated 5-15-18 and the Development Committee Report dated 5-15-18 be accepted as received. Motion carried. For the record they are as follows:

FINANCE COMMITTEE REPORT – May 15, 2018

The Finance Committee of Wheeling City Council met on Tuesday, May 15, 2018 at 5:15 p.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 Clerk Brenda J. Delbert.

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The following matters were discussed:

Financial Statement - April, 2018

City Manager Robert Herron advised Council April is historically a significant revenue month, with \$4.4 million. General fund cash carryover will be known prior to next Council meeting on June 5, 2018. This Financial Report represents the 83% of the Fiscal Year. At the end of April, revenue is at 89 % and expenses are 78%; expenditures are down and revenue is up. Mr. Herron cautions that June is a slow revenue month. Mr. Palmer moved, seconded by Ms. Scatterday, to accept the April, 2018 Financial Statement as presented and forward it to Council. Motion carried.

There being no further business to come before the Committee, Ms. Scatterday moved, seconded by Mr. Palmer, to adjourn. Motion carried. Time: 5:25 p.m.

Respectfully submitted,

/s/ Mr. Thalman, Chair

/s/ Mr. Palmer, Vice-Chair

/s/ Ms. Scatterday, Member

DEVELOPMENT COMMITTEE REPORT – MAY 15, 2018

The Development Committee of Wheeling City Council met on Tuesday, May 15, 2018 at 4:45 p.m. in Council Chambers. Committee members present: Mayor Glenn Elliott, Vice Chair Wendy Scatterday, and Member Chad Thalman. Others present: Councilors Dave Palmer, Brian Wilson and Ken Imer; City Manager Robert Herron, City Solicitor Rosemary Humway-Warmuth, Economic and Community Development Director Nancy Prager, Economic and Community Development Assistant Director Tom Connelly, City Clerk Brenda J. Delbert and media.

The following matters were discussed:

DEVELOPMENT / REDEVELOPMENT DESIGNATION: 2245 MARKET STREET

Assistant ECD director Tom Connelly presents information the site is zoned C2 general commercial and properly zoned for proposed use however it is within 1000 feet of church and other businesses. Applicant is requesting to open brew pub at proposed location. Applicant, Kevin Ayers, presents plan for moving business to new location. Does not plan to sell food, wine, or liquor, only their beer. In process of purchasing building scheduled to close on May 31, 2018. Mr. Connelly confirms there are no staff concerns. Mr. Thalman moves, seconded by Ms. Scatterday to approve this request and forward to council. Motion carried.

PROPERTY TRANSFER REQUEST: 2710 EOFF STREET

Assistant ECD director Tom Connelly explains this is a carryover issue on City owned property. Mr. Shaffer has been maintaining the land in exchange for using as yard space however did not submit a proposal. Mr. Blankship, the neighbor to the east, was the only proposal submitted. Mr. Blankship understands zoning regulations and can only build concrete pad and not garage or carport, it is zoned a C2 commercial district. Mayor Elliott asked staffs position, Mr. Connelly confirms this was the only proposal received; bid was \$300.00. City Manager concurs with Mr. Connelly's recommendation. Mr. Thalman moved, seconded by Ms. Scatterday to approve this request. Motion carried.

Mr. Herron address property at 37th and Eoff Street. Church roof has collapsed, and property owner does not have means to demolish building. Owners will sign property over to City if City will pay for demolition. City will gain site control if owner signs over, we will own it rather than lien placed. Mr. Herron explains Fire Department was prepared to issue emergency demolition based on their evaluation. Mr. Herron explains the possible need for confirming Ordinance, if emergency demolition is necessary; then Council may receive Ordinance after the demolition has taken place. Ms. Scatterday moved, seconded by Mr. Thalman to authorize City Manager to make discretion regarding demolition after consulting with Councilor Wilson. Motion carried.

There being no further business to come before the Committee, Ms. Scatterday moved, seconded by Mr. Thalman, to adjourn. Time: 5:04 p.m.

Respectfully submitted:

Chairman Glenn Elliott

Vice Chair Wendy Scatterday

Member Chad Thalman

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REPORT OF CITY MANAGER

Mr. Herron gives update on dog park, explains sod has been planted and park will be closed for about 3-4 weeks to let sod take root. There will be additional and changes such as a mulch walkway.

Mr. Herron announces the City's new website is live today. Tom Connelly and Jesse Mestrovic present website to council and give a brief overview of functions and new features.

REPORT OF OTHER OFFICERS

Mr. Palmer moved, seconded by Mr. Imer, that the, Planning Commission Minutes 4/9/18 Board of Zoning Appeals Minutes 3/15/18, Board of Zoning Appeals Minutes 4/19/18, Wheeling Municipal Parking Financial Statement 4/30/18, Robert C. Byrd Intermodal Transportation Center Financial Statement 4/30/18, Wheeling Arts and Cultural Commission Minutes 2/13/18 and 3/13/18 be held over until next the meeting. Motion carried.

ORIGINAL PROPOSITIONS

UTILITY SERVICE CO-OLD STACKYARD TANK INSTALL WASHOUT DISINFECTION -WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$33,391.00 WITH UTILITY SERVICE CO., INC., OF ATLANTA, GA, FOR OLD STACK YARD TANK PAX INSTALL, WASHOUT, AND DISINFECTION TO BE CHARGED TO WATER DISTRIBUTION 400.1128.01.01

CENTRAL PAINTING & SAND BLASTING- STACKYARD TANK PAINTING- WATER DISTRIBUTION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$165,000.00 WITH CENTRAL PAINTING AND SAND BLASTING, OF NAVARRE, OH, FOR STACK YARD TANK PAINTING TO BE CHARGED TO WATER DISTRIBUTION 400.1128.01.01

THOMAS AUTO CENTERS- 5 DODGE CHARGERS- POLICE DEPARTMENT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$176,890.00 WITH THOMAS AUTO CENTERS OF ST. CLAIRSVILLE, OH, FOR FIVE DODGE CHARGER POLICE PURSUIT ALL-WHEEL DRIVE VEHICLES TO BE CHARGED TO POLICE VEHICLES 4976-40-9102

OHIO COUNTY COMMISSION- HP PROLIANT SERVER- POLICE DEPARTMENT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$23,212.00 WITH OHIO COUNTY COMMISSION, OF WHEELING, WV, FOR

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HP PROLIANT DL380 G9 SERVER, TO BE CHARGED TO
POLICE ACCOUNT

BSN SPORTS- REIMBURSEMENT FOR EQUIPMENT WESBANCO ARENA- ARENA RCIP

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO TRANSFER ARENA RCIP FUNDS IN THE AMOUNT OF \$33,025.53 TO THE GREATER WHEELING SPORTS AND ENTERTAINMENT AUTHORITY FOR REIMBURSEMENT FOR SPORTS EQUIPMENT AT WESBANCO ARENA, TO BE CHARGED TO ARENA RCIP.

USI INSURANCE SERVICES EXCESS LIABILITY POLICY WORKERS
COMPENSATION

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$86,531.00 WITH USI INSURANCE SERVICES, LLC, OF VIRGINIA BEACH, VA, FOR EXCESS LIABILITY WORKERS' COMPENSATION POLICY (FY 2018 TO 2019), TO BE CHARGED TO WORKERS' COMPENSATION #2335830788

RESOLUTION - GENERAL FUND BUDGET REVISION NO. 2 - FY 2017- 2018

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING DIRECTING THAT THE GENERAL FUND BE REVISED AS PER BUDGET REVISION NO. 2.

Mr. Thalman moved seconded by Mr. Palmer, that the Resolution be adopted. Motion carried.

THOSE WISHING TO BE HEARD

Mr. Ben Siedler, 120 North Front Street, spoke in regards to Wheeling Island property conditions and need for more code enforcement.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time: 12:31 p.m.

City Clerk

Mayor