

**CITY OF WEIRTON**  
**MONDAY, March 9, 2020**  
**COUNCIL MEETING – REGULAR**  
**7:00 p.m.**  
**COUNCIL CHAMBERS**

PRAYER

PLEDGE OF ALLEGIANCE

MEETING CALLED TO ORDER

ROLL CALL

FINAL ROLL CALL CEREMONY

MAYOR'S AWARDS AND PROCLAMATIONS

- Proclamation – National Women’s History Month – Pam Makricostas, Mary H. Weir Public Library and Savannah Guz, Weirton Area Museum and Cultural Center
- Certificate – “If I Were Mayor” – David William Connors

CITIZENS' REMARKS

*Executive Session shall be held only if a majority vote of the members of the governing body vote to hold an executive session and the items for consideration shall consist of any and all of those contained within West Virginia Code 6-9A-4*

READING OF MINUTES

- February 10, 2020 – Regular Meeting
- February 28, 2020 – Special Meeting

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

UNFINISHED BUSINESS:

1. Second Reading of Ordinance No. 2117. An Ordinance Implementing a 90-Day Pilot Program Installing Speed Reduction Devices in Certain Areas Within the City for Street Safety. (Councilman Fracasso, Councilman Connell)
2. Second Reading of Ordinance No. 2118. An Ordinance of the Council for the City of Weirton, Amending Ordinance No. 858, Codified as §553.03 Discharging Firearms; Hunting, in the Weirton Code of Ordinances. (Councilman Marsh, Councilman Fracasso)
3. Second Reading of Ordinance No. 2111. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place Stop Signs on Greenbrier Road at the Intersections of Helen Street, Lucille Avenue, And Plum Street. (Councilman Marsh, Councilman Fracasso)

NEW BUSINESS

1. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place a 14-Foot Yellow Line Across from the Driveway at 201 North 15th Street, to be Centered in Front of the Mailbox With 7 Feet of Yellow Line on Each Side of the Mailbox. (Councilman Adams)

2. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Replace the Traffic Mirror at the Intersection of Euclid Avenue and Marland Heights Road, With the Mirror Facing Euclid Avenue. (Councilwoman Perrone)
3. A Resolution to Enter into Agreement with Pulice Construction for the Demolition of the Structures Located at 4109 Washington Street. (\$13,900.00) (City Manager)
4. A Resolution to Enter into Contract with Core Environmental Services for Environmental Services for the Public Works Department. (\$9,457.00) (City Manager)
5. A Resolution Authorizing the City Manager to Enter into an Agreement with Datamax Corporation for their Revenue Enhancement Program. (City Manager)
6. A Resolution Authorizing Financial Support by the City of Weirton to the Weirton Area Museum and Cultural Center for their Festival of Nations Event. (\$825.00) (City Manager)
7. A Resolution to Authorize Revisions to The 2019-2020 Fiscal Year General Fund Budget. (City Manager)
8. A Resolution to Authorize the City Manager to Enter Into Contract for the Software Warranty for the Coban In-Car Cameras (15) and Body Worn Cameras (36), for the City of Weirton Police Department. (\$7,238.04) (City Manager)
9. A Resolution Declaring the Distribution and Abuse of Opioids to be a Public Nuisance in the City of Weirton, West Virginia. (City Manager)
10. A Resolution to Authorize the City Manager to Purchase a Pole and Light for Penco Road from Capital Electric. (\$4,693.10) (City Manager)
11. A Resolution to Authorize the City Manager to Transfer Funds from the Financial Stabilization Consolidated Investment Account to the General Fund. (\$1,000,000.00) (City Manager)

## APPOINTMENTS

### Zoning Appeals Board

Keith Huntzinger (completing term for a member who resigned) – 3/1/2019 to 12/31/2021

## ADMINISTRATIVE REPORTS FROM VARIOUS DEPARTMENTS

## MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

## ADJOURNMENT

## PRAYER

**INFORMATIONAL COUNCIL MEETING**

**Monday, March 9, 2020**

**COUNCIL CHAMBERS**

**6:55 p.m.**

**MEETING MINUTES  
WEIRTON CITY COUNCIL**

Regular Council Meeting  
Weirton Municipal Building – Council Chambers  
200 Municipal Plaza, Weirton, WV 26062

Monday, March 9, 2020, 7:00 p.m.

**Councilman Tim Connell**, recited the opening prayer and led the Pledge of Allegiance.

**Mayor Harold Miller**, called the meeting to order.

**City Clerk Kimberly Long**, conducted roll call.

**ROLL CALL**

**Mayor and Council Members in Attendance**

Harold E. Miller	Mayor
Tim Connell	Councilmember Ward 1
Mike Adams	Councilmember Ward 2
Fred S. Marsh	Councilmember Ward 3
George E. Ash, Sr.	Councilmember Ward 4
Flora Perrone	Councilmember Ward 5
Enzo Fracasso	Councilmember Ward 6
Terry Weigel	Councilmember Ward 7

**City Officials in Attendance**

Rob Alexander	Police Chief
Butch Mastrantoni	Utilities Director
Kevin Himmelrick	Fire Chief
Rik Rekowski	Library Director
Rod Rosnick	Public Works Director
Donna Gialluco	Weirton Transit Manager
Jessica Gumm	Planning and Development Director
W. Coty Shingle	Park Board Executive Director
Jamie Yoklic	Finance Department Payroll Administrator
Matt Burskey	Code Official
Kimberly Long	City Clerk
DeeAnn Pulliam	Assistant City Manager
Joseph DiBartolomeo	City Manager
Vincent S. Gurrera, Esq.	City Attorney

## FINAL ROLL CALL CEREMONY

The Final Roll Call ceremony was conducted to honor deceased military veterans.

**Councilman George Ash**, "On behalf of the Mayor and City Council and President of the United States, we honor our fallen veterans by ringing of the bell, one name at a time." Each name was announced by **City Clerk Kimberly Long**; **Police Chief Rob Alexander** rang the bell after each name. Taps was played to conclude the ceremony.

### Unnamed Conflicts:

Charles Benny Stoneking  
Ronald Kohnfelder  
Charles D. Caleffie  
James Bryan  
James Foss Powell  
Carl B. Riggs  
Donald D. Graham  
George Fritch

### World War II:

William Raymond Skiles

### Korean War:

Edwin Ware  
James Byers  
Albert J. Lellie  
Lee W. Libengood  
John F. Skerbetz

### Vietnam War:

Doug Dillon  
Hugh Thompson  
Robert Eastham  
Charles Barton  
David Lloyd Ivill

**Councilman George Ash**, read a tribute to veterans who served in the Vietnam War to remind everyone that National Vietnam War Veterans Day is commemorated yearly on March 29.

## MAYOR'S AWARDS AND PROCLAMATIONS

### **PROCLAMATION: National Women's History Month**

Proclamations were presented to Pam Makricostas, on behalf of the Mary H. Weir Public Library and Savannah Guz, on behalf of the Weirton Area Museum and Cultural Center.

***NOW, THEREFORE, BE IT RESOLVED**, that I, Harold E. Miller, Mayor of the City of Weirton, do hereby proclaim March as **WOMEN'S HISTORY MONTH** in the City of Weirton and encourage all residents to recognize women in their contributions in making our City, and our Nation what it is today.*

### **CERTIFICATE: "If I Were Mayor"**

Winner of the "If I were Mayor" Essay Contest, David William Connors, accepted the certificate.

*The **CITY OF WEIRTON HEREBY AWARDS** David William Connors Whose Essay On "If I Were Mayor" Was Selected As A State Winner By The West Virginia Municipal League And Is Hereby Recognized By Mayor Harold E. Miller For His Participation And Accomplishment.*

## CITIZENS' REMARKS

**Ashleigh Gurskey – Greenbrier Road Stop Signs** – Ms. Gurskey expressed her support of the stop signs that have been placed on Greenbrier Road. She provided a copy of a letter that she previously submitted to the Traffic Commission.

**Rand Baker – Greenbrier Road Stop Signs** – Mr. Baker expressed his support of the stop signs that have been placed on Greenbrier Road.

**Ralph Cunningham – Speeding on Seneca Street** – Mr. Cunningham commended the city for the job they did on the road and he voiced his displeasure with the concrete curb being replaced with an asphalt curb. He said mirrors are needed at 229 Seneca Street (at Dubey Street) – one when you're going in and one when you're coming out. Mr. Cunningham also reported that drivers continue to speed in the area. **Councilman Mike Adams** clarified where Mr. Cunningham was suggesting mirrors to be placed.

**Steven R. Kile – Greenbrier Road Stop Signs** – Mr. Kile expressed his support of the stop signs that have been placed on Greenbrier Road.

**Lisa Dellenbaugh – Yellow Line on North 15th Street** – Ms. Dellenbaugh expressed her disapproval of the yellow line slated for placement in front of her house. She showed a picture and informed Council as to where she parks her four vehicles. Ms. Dellenbaugh also stated that she plans to move her mailbox and place a handicap sign in front of her sidewalk. **Councilman Mike Adams** commended the Traffic Commission for the time spent in attempting to resolve the parking concern that was presented to them on North 15th Street; he also informed Ms. Dellenbaugh that there is a process to follow for acquiring a handicap parking sign/spot. **Assistant City Manager DeeAnn Pulliam**, explained the application process and fee for the handicap sign/spot. **Councilman Mike Adams** asked if she relocates her mailbox and her handicap sign/spot is placed where she can get out to her sidewalk, would it still be in front of the driveway across the street. **Ms. Dellenbaugh** replied that it would be because the width of the driveway across from her takes up most of the front of her house. **Councilman George Ash** suggested this issue be taken back to the Traffic Commission and tabled for now.

**Kathy Link – Yellow Line on North 15th Street** – Ms. Link stated that she also lives on North 15th Street and was present in support of Lisa Dellenbaugh. She stated that she has never had an issue with the cars parked on the street. Ms. Link expressed that she was not in support of the placement of the yellow line.

## READING OF MINUTES

City Clerk Kimberly Long advised Council that Paragraph 3 on Page 5 of the Minutes for the February 10, 2020, Regular Meeting, needed to be amended to reflect that Councilwoman Perrone stated that the Police Department was very congested and Councilman Weigel stated that we should be looking at another building for the Police Department.

February 10, 2020 – Regular Meeting  
February 28, 2020 – Special Meeting

**Motion to Approve the Minutes as Amended: Councilman Fred Marsh**  
**Motion Approved 7/0**

## FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

**Councilman Fred Marsh** reported that the Finance Committee met on Wednesday to go over everything that is on the Council Agenda with very good discussions on Datamax and collections, the lien process, the budget revision, having the rainy day fund be a little more liquid and to set some rules on that, and how to be notified when it needs to be drawn from.

**Councilman Fred Marsh** stated that it is the recommendation of the Finance Committee that **Item 6 be pulled** from the Agenda due to the Festival of Nations being cancelled.

Some discussion took place regarding the Datamax agreement on the agenda.

## UNFINISHED BUSINESS:

1. Second Reading of Ordinance No. 2117. An Ordinance Implementing a 90-Day Pilot Program Installing Speed Reduction Devices in Certain Areas Within the City for Street Safety. (Councilman Fracasso, Councilman Connell)

**Motion to Approve: Councilman Enzo Fracasso**  
**Approved: 6/1**  
**Opposed: Councilman Fred Marsh**

2. Second Reading of Ordinance No. 2118. An Ordinance of the Council for the City of Weirton, Amending Ordinance No. 858, Codified as §553.03 Discharging Firearms; Hunting, in the Weirton Code of Ordinances.(Councilman Marsh, Councilman Fracasso)

**Motion to Approve: Councilman Fred Marsh**  
**Approved: 7/0**

3. Second Reading of Ordinance No. 2111. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place Stop Signs on Greenbrier Road at the Intersections of Helen Street, Lucille Avenue, And Plum Street. (Councilman Marsh, Councilman Fracasso)

**Motion to Approve: Councilman Fred Marsh**  
**Approved: 7/0**

## **NEW BUSINESS**

1. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place a 14-Foot Yellow Line Across from the Driveway at 201 North 15th Street, to be Centered in Front of the Mailbox With 7 Feet of Yellow Line on Each Side of the Mailbox. (Councilman Adams)

**Motion to Place on the Table: Councilman Mike Adams**  
**Motion Approved 7/0**

2. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Replace the Traffic Mirror at the Intersection of Euclid Avenue and Marland Heights Road, With the Mirror Facing Euclid Avenue. (Councilwoman Perrone)

**Motion to Approve: Councilwoman Flora Perrone**  
**Approved: 7/0**

3. A Resolution to Enter into Agreement with Pulice Construction for the Demolition of the Structures Located at 4109 Washington Street. (\$13,900.00) (City Manager)

**Motion to Approve: Councilman George Ash**  
**Approved: 7/0**

4. A Resolution to Enter into Contract with Core Environmental Services for Environmental Services for the Public Works Department. (\$9,457.00) (City Manager)

**Motion to Approve: Councilman Fred Marsh**  
**Approved: 7/0**

5. A Resolution Authorizing the City Manager to Enter into an Agreement with Datamax Corporation for their Revenue Enhancement Program. (City Manager)

**Motion to Approve: Councilman George Ash**  
**Approved: 6/1**  
**Opposed: Councilman Fred Marsh**



6.A Resolution Authorizing Financial Support by the City of Weirton to the Weirton Area Museum and Cultural Center for their Festival of Nations Event. (\$825.00) (City Manager) - **ITEM 6 WAS PULLED FROM THE AGENDA DUE TO THE CANCELLATION OF THE EVENT**

7. A Resolution to Authorize Revisions to the 2019-2020 Fiscal Year General Fund Budget. (City Manager)

**Motion to Approve: Councilman Fred Marsh**  
**Second: Councilman Enzo Fracasso**

**Roll Call Vote was Required for the Resolution:**

<b>Councilman Tim Connell</b>	<u><b>Yes</b></u>
<b>Councilman Mike Adams</b>	<u><b>Yes</b></u>
<b>Councilman Fred Marsh</b>	<u><b>Yes</b></u>
<b>Councilman George Ash</b>	<u><b>Yes</b></u>
<b>Councilwoman Flora Perrone</b>	<u><b>Yes</b></u>
<b>Councilman Enzo Fracasso</b>	<u><b>Yes</b></u>
<b>Councilman Terry Weigel</b>	<u><b>Yes</b></u>

**Motion Approved 7/0**

8. A Resolution to Authorize the City Manager to Enter Into Contract for the Software Warranty for the Coban In-Car Cameras (15) and Body Worn Cameras (36), for the City of Weirton Police Department. (\$7,238.04) (City Manager)

**Motion to Approve: Councilman Tim Connell**  
**Approved: 7/0**

9. A Resolution Declaring the Distribution and Abuse of Opioids to be a Public Nuisance in the City of Weirton, West Virginia. (City Manager)

**Motion to Approve: Councilman Tim Connell**  
**Approved: 7/0**

10.A Resolution to Authorize the City Manager to Purchase a Pole and Light for Penco Road from Capital Electric. (\$4,693.10) (City Manager)

**Motion to Approve: Councilman Fred Marsh**  
**Approved: 7/0**

11. A Resolution to Authorize the City Manager to Transfer Funds from the Financial Stabilization Consolidated Investment Account to the General Fund.  
(\$1,000,000.00) (City Manager)

**Motion to Approve: Councilman Fred Marsh**

**Roll Call Vote was Requested for the Resolution:**

<b>Councilman Tim Connell</b>	<u><b>Yes</b></u>
<b>Councilman Mike Adams</b>	<u><b>Yes</b></u>
<b>Councilman Fred Marsh</b>	<u><b>Yes</b></u>
<b>Councilman George Ash</b>	<u><b>Yes</b></u>
<b>Councilwoman Flora Perrone</b>	<u><b>Yes</b></u>
<b>Councilman Enzo Fracasso</b>	<u><b>Yes</b></u>
<b>Councilman Terry Weigel</b>	<u><b>Yes</b></u>

**Motion Approved 7/0**

## **APPOINTMENTS**

### Zoning Appeals Board

Keith Huntzinger (completing term for a member who resigned) – 3/1/2019 to 12/31/2021

**Motion to Approve: Councilwoman Flora Perrone**  
**Motion Approved 7/0**

## **ADMINISTRATIVE REPORTS FROM VARIOUS DEPARTMENTS**

**City Manager Joseph DiBartolomeo**, asked **City Attorney Vince Gurrera** to provide an update on the Zoning Board. **Attorney Gurrera**, there will need to be another person appointed to make up a 5-person board. The appointees will have to be sworn in by a magistrate. The board will schedule an informational meeting, and no hearings will take place until after their organizational meeting. We shouldn't keep delaying the board even though we need one more person.

**City Manager Joseph DiBartolomeo**, stated that a Weirton City Council budget workshop is scheduled to take place on Thursday, March 12, 2020, 10:00 a.m.

**Planning and Development Director Jessica Gumm**, gave project updates. There is a meeting scheduled with the developers to discuss the Park Drive project. A council workshop is being scheduled to present that project to Council. Ninety percent (90%) of the drawings have been completed for the sidewalk project. Another council workshop will be held to present the final drawings. CDBG applications were due on March 9 and a council workshop is being scheduled for the week of March 23.

Discussion took place regarding the status of the proposed battery recycling plant, and was asked if it can be converted back to the old zoning. Jessica Gumm stated that the company canceled their last meeting that was scheduled with the City and has had no further communication with us. She will follow up to get an update from the BDC who owns the property.

The state has hired another engineering firm to draw up new plans for the Lee Avenue Bridge project and she has not heard from them yet.

**Fire Department** – A grant application will be put in again for a pumper truck. At a cost of almost \$700,000, the City will be required to provide a 10% match if we receive the grant. We have a better chance of getting the grant this year than we did last year.

**Parks and Recreation** – A call is being scheduled with S2 regarding options for additional grant money available for the Park Board.

**Utilities Director Butch Mastrantoni** – Gave an update regarding the water and sewer upgrades. I hope that during the design process, we will be able to crystalize the total costs associated with each plant upgrade and at that time, we will begin to actively pursue grant money. We are hoping to have bids in place by the winter months of 2020 in anticipation of getting the whole construction season of 2021. Secretary of EDA committed toward actual funding of the construction phase - \$1.3M for water/ \$1.3M sewer.

**Assistant City Manager Dee Ann Pulliam** – As part of the building utilization process, Public Works department was thanked for all of their work in cleaning out and moving documents from the underutilized space on the first floor. The Public Safety Committee has met twice and put several actions into motion. One recent action related to COVID-19. A press release was crafted with statements from departments and local health officials regarding preparations to combat the virus. A list of street lights that are out or not working properly has been sent to First Energy. We will be communicating ways for our citizens to communicate street light issues more efficiently. The Public Safety Committee is actively working with the police department to get more initiatives developed to address issues such as bullying, vaping, and social media. The committee is also working diligently with the fire department to get house numbers put on the houses to help alleviate the challenges to first responders and will be communicating information for hearing impaired people to receive fire alarms.

**City Manager Joseph DiBartolomeo** – introduced Doug Velegol, Executive VP Risk Engineering & Consulting Service at Assure America. Mr. Velegol will be working with the City and Council to develop a vision from the City of Weirton's Comprehensive Plan and to provide a strategic plan to implement the vision, goals, and actions that were identified. The goal is to ensure the City of Weirton's plan is implemented correctly to be poised for the next 25-30 years.

**Planning and Development Director Jessica Gumm** provided an update on the rental registration process. As a starting point, flyers will be sent through the mail for people to sign up who own rentals. Confirmed rental property will be converted to a \$15 business license fee. The registration fee will be waived for 6 months.

## **MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS**

**Councilman Weigel** – asked for the State to be notified that the storm drains need cleaned on the overhead bridge downtown and for someone to check on the street light that is hanging down on Xanthia Way. He also asked if there is any action that needs to be taken by Council, Mayor, or City Manager to make sure the Governor’s office is aware of our interest in the project at north end of Weirton and that we’ve done everything possible to make that a priority.

**City Manager Joseph DiBartolomeo** – We have talked directly with the governor’s office and are working with Frontier. We are going to be provided with information as to why we did not get the grant last time and use that knowledge for the grant application we will be submitting this year.

**Councilman Fred Marsh** - there are 2 invoices at the back of the council packet that are being presented to Council requesting approval to pay. They are the general fund share of two invoices related to the water and sewer project. Each invoice is in the amount of \$7,500 for a total payment of \$15,000. The ordinances for these payments were approved at the October 2019 Council Meeting

**Motion to pay the 2 bills and accept the financials presented**

**Motion to Approve: Councilman Fred Marsh**  
**Motion Approved 7/0**

**Motion to Adjourn: Councilman Fred Marsh**  
**Motion Approved 7/0**

## **Adjournment**

**Councilman Tim Connell**, recited the closing prayer.

**Minutes approved as amended at the April 13, 3030 Regular Council Meeting**

**Signed by: Kimberly Long, City Clerk**