

**CITY OF WEIRTON
MONDAY, AUGUST 8, 2022
COUNCIL MEETING – REGULAR
OPEN TO THE PUBLIC
7:00 p.m.
COUNCIL CHAMBERS**

PRAYER

PLEDGE OF ALLEGIANCE

MEETING CALLED TO ORDER

ROLL CALL

MAYOR'S AWARDS AND PROCLAMATIONS

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

- July 11, 2022 – Regular Council Meeting

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

UNFINISHED BUSINESS:

None

NEW BUSINESS:

1. A Resolution to Enter into an Agreement with Justice Business Services, LLC. for the Asbestos Abatement of the Residential Structure Located at 3100 Hill Street (\$23,337.00). (City Manager, Councilman Connell)
2. A Resolution to Enter into an Agreement with Pulice Construction for the Demolition of the Residential Structure Located at 3100 Hill Street (\$8,900.00). (City Manager, Councilman Connell)
3. A Resolution Authorizing 2023 per Capita Contribution to the Brooke-Hancock-Jefferson Metropolitan Planning Commission (\$5,940.00). (City Manager, Mayor Miller)

4. A Resolution to Renew the City's Annual Support Contract with Accufund, Inc. for the Continued Support, Maintenance and Enhancement of the City's Accounting Software (\$8,999.25). (City Manager, Mayor Miller)
5. A Resolution to Authorize an Update to the City of Weirton's Codified Ordinances (\$3,600.00). (City Manager, Mayor Miller)
6. A Resolution to Enter into a Contract with Locality Medica, Inc. for the Purchase of First Due Incident and Reporting Software to be Utilized by the Weirton Fire Department (\$9,250.00). (City Manager, Mayor Miller)
7. A Resolution to Enter into a Contract for the Replacement of the City of Weirton's Phones and Related Equipment from Comcast Business Services. (City Manager, Mayor Miller)
8. An Ordinance to Amend the Traffic Control Map, Ordinance No. 214, to Increase the Length of the No Parking Zone on the West Side of Bell Street at its Intersection with School Street by an Additional 12 Feet, for a Total Length of 64 Feet. (Councilman Fracasso)
9. An Ordinance to Establish a Yellow Line to Indicate No Parking on the East Side of North Main Street Starting at Avenue G Extending All the Way Down to the Intersection of North Main Street and Pennsylvania Avenue, and Install Signs Indicating "No Parking" Along This Area. (Councilman Connell)
10. A Resolution to Place Liens Against Real Properties for Costs Incurred in Demolition and Asbestos Testing of Unsafe Properties Pursuant to Ordinance 250 and Costs Incurred in Enforcement Provisions and Citations in Regard to External Sanitation, Weed/Grass and Common Nuisances Pursuant to Ordinance 1787 (3405 Orchard Street) (\$7,639.00). (City Manager, Mayor Miller, Councilman Ash)
11. A Resolution for the Community Development Block Grant (CDBG) (\$405,433.00). (City Manager, Mayor Miller)
12. A Resolution of the Common Council of the City of Weirton, Brooke and Hancock Counties, West Virginia Approving Substantial Amendment No. 3 to the City of Weirton's FY 2019 Annual Action Plan for the Use of FY 2019 CDBG Funds and CDBG-CV Funds and Approving Substantial Amendment No. 1 to the City of Weirton's FY 2020 Annual Action Plan for the Use of FY 2020 CDGB Funds. (City Manager, Mayor Miller).
13. A Resolution to Enter into Contract with Kelly Paving Company for Milling and Paving of CDBG Eligible Streets (\$223,401.60). (City Manager, Mayor Miller)
14. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Five (5) AWD 2022 Ford Explorer SUV Cruisers for the City of Weirton Police Department's Patrol Division (\$198,495.00). (City Manager, Mayor Miller)

15. A Resolution to Authorize the City Manager to Enter into Contract for the Upfitting of Five (5) AWD 2022 Ford Explorer SUV Marked Police Cruisers for the Weirton Police Department's Patrol Division (\$59,912.00). (City Manager, Mayor Miller)
16. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Five (5) Coban In-Car Camera Systems for the City of Weirton Police Department's Patrol Division (\$38,710.00). (City Manager, Mayor Miller)
17. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Twenty-Five (25) Dell Latitude 5430 Rugged Laptop Computers for the City of Weirton Police Department (\$51,605.50). (City Manager, Mayor Miller)
18. A Second Supplemental Resolution Authorizing the Extension of the Maturity Date of the Construction Anticipation Notes, Series 2020 A to September 1, 2023. (for Water Project) (City Manager, Mayor Miller)
19. A Second Supplemental Resolution Authorizing the Extension of the Maturity Date of the Construction Anticipation Notes, Series 2020 A to September 1, 2023. (for Sewer Project) (City Manager, Mayor Miller)
20. A Resolution to Enter into Contract for the Purchase of One (1) Toyota Camry-LE, Front Wheel Drive, for the Inspections Department of the City of Weirton (\$26,787.00). (City Manager, Mayor Miller)
21. A Resolution to Enter into Contract for the Purchase of Road De-Icing Salt for Fiscal Year 2022/2023 (\$89.86/ton). (City Manager, Mayor Miller)

CITY MANAGER AND DEPARTMENTAL REPORTS

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

ADJOURNMENT

PRAYER

INFORMATIONAL COUNCIL MEETING

Monday, AUGUST 8, 2022

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, August 8, 2022, 7:00 p.m.

Councilman Timothy 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	IN PERSON
Timothy C. Connell	Councilmember Ward 1	IN PERSON
Chris Jonczak	Councilmember Ward 2	IN PERSON
Fred S. Marsh	Councilmember Ward 3	IN PERSON
George E. Ash, Sr.	Councilmember Ward 4	IN PERSON
Flora Perrone	Councilmember Ward 5	IN PERSON
Enzo Fracasso	Councilmember Ward 6	IN PERSON
Terry Weigel	Councilmember Ward 7	IN PERSON

City Officials in Attendance

Michael A. Adams, Esq.	City Manager	IN PERSON
Vincent S. Gurrera, Esq.	City Attorney	IN PERSON
Diana Smoljanovich	Finance Director	IN PERSON
Scott Marshall	Electrician	IN PERSON
Mark Miller	Planning and Development Director	IN PERSON
Matt Burskey	Code Enforcement Official	IN PERSON
Kevin Himmelrick	Fire Chief	IN PERSON
Charlie Kush	Police Chief	IN PERSON
DeeAnn Pulliam	Assistant City Manager	IN PERSON
Butch Mastrantoni	Utilities Director	IN PERSON
W. Coty Shingle	Parks & Recreation Director	IN PERSON
Rik Rekowski	Library Director	IN PERSON
Kimberly Long	City Clerk	IN PERSON

MAYOR'S AWARDS AND PROCLAMATIONS

CERTIFICATE OF APPRECIATION – Brady Dennis

In recognition of Brady Dennis, for your efforts, bravery, and assistance in helping the Weirton Fire Department in their emergency efforts. You have made your community proud.

CITIZENS' REMARKS

Rachel Keeney, Executive Director, The Top of West Virginia CVB, provided the July 1, 2021 – June 30, 2022 Annual Report. She also reported that they have redesigned their website, and are in communications with the BDC and the City's Planning and Development Director, Mark Miller, to initiate an updated feasibility study for a Weirton conference center.

Joann Walker, spoke about the poor condition of the apartments located near her home on Fernwood Avenue.

Karen Harris, spoke about several issues including her husband's vehicles getting towed from Main Street and no trash cans on West Street.

Earlean Jones, President of the Board of Directors at the Dunbar Center, extended the invitation to Mayor and Council to attend the banquet being held on August 20, 2022, at Undo's, at 6:00 p.m., to celebrate the Center being added to the National Register of Historic Places.

Request by Council to convene into Executive Session consistent with West Virginia Code 6-9A-4.

No motion was made to go into Executive Session.

READING OF MINUTES

July 11, 2022, Regular Council Meeting Minutes

Motion to Approve the July 11, 2022, Regular Council Meeting Minutes:

Councilman Ash

Motion Approved: 7/0

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

Councilman Marsh, reported that most of tonight's agenda items are purchases of various items. Item #14 will need to be discussed, and the City Manager will be providing more details.

Ms. Smoljanovich reported that the second tranche of ARPA funds was received back in June.

General Fund Cash Report for July 2022:

Beginning Cash Balance:	\$5,424,167.48
Deposits:	\$2,670,350.45
Interest:	\$ 884.43
Disbursements:	(\$2,934,138.51)
Petty Cash:	\$ 800.00
Total Cash on Hand:	\$5,162,063.85

Motion to Accept the Financial Report: Councilman Marsh Motion Approved: 7/0

UNFINISHED BUSINESS:

None

NEW BUSINESS:

1. A Resolution to Enter into an Agreement with Justice Business Services, LLC. for the Asbestos Abatement of the Residential Structure Located at 3100 Hill Street (\$23,337.00). (City Manager, Councilman Connell)
Motion to Approve: Councilman Connell
Motion Approved: 7/0
2. A Resolution to Enter into an Agreement with Pulice Construction for the Demolition of the Residential Structure Located at 3100 Hill Street (\$8,900.00). (City Manager, Councilman Connell)
Motion to Approve: Councilman Connell
Motion Approved: 7/0
3. A Resolution Authorizing 2023 per Capita Contribution to the Brooke-Hancock-Jefferson Metropolitan Planning Commission (\$5,940.00). (City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 7/0
4. A Resolution to Renew the City's Annual Support Contract with Accufund, Inc. for the Continued Support, Maintenance and Enhancement of the City's Accounting Software (\$8,999.25) (City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 7/0
5. A Resolution to Authorize an Update to the City of Weirton's Codified Ordinances (3,600.00). (City Manager, Mayor Miller)
Motion to Approve: Councilman Weigel
Motion Approved: 7/0
6. A Resolution to Enter into a Contract with Locality Media, Inc. for the Purchase of First Due Incident and Reporting Software to be Utilized by the Weirton Fire Department (\$9,250.00). (City Manager, Mayor Miller)
Motion to Approve: Councilman Connell
Motion Approved: 7/0

7. A Resolution to Enter into a Contract for the Replacement of the City of Weirton's Phones and Related Equipment from Comcast Business Services. (City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 7/0

8. An Ordinance to Amend the Traffic Control Map, Ordinance No. 214, to Increase the Length of the No Parking Zone on the West Side of Bell Street at its Intersection with School Street by an Additional 12 Feet, for a Total Length of 64 Feet.
(Councilman Fracasso)
Motion to Approve: Councilman Fracasso
Motion Approved: 7/0

9. An Ordinance to Establish a Yellow Line to Indicate No Parking on the East Side of North Main Street Starting at Avenue G Extending All the Way Down to the Intersection of North Main Street and Pennsylvania Avenue, and Install Signs Indicating "No Parking" Along This Area. (Councilman Connell)
Motion to Approve: Councilman Connell

Discussion: Councilman Connell stated that several of the truck drivers have been made aware of the situation and it has been explained to them that this is not a parking area provided by the City for their exclusive use; however, the west side of North Main Street will remain available for parking all the way down to Gate 1. Both sides of the street cannot be blocked because it hinders Biddell from moving equipment in and out of its facility. Mr. Adams stated that as the trucks move out, the Public Works Department has been able to patch the pot holes on the road.

Motion Approved: 7/0

10. A Resolution to Place Liens Against Real Properties for Costs Incurred in Demolition and Asbestos Testing of Unsafe Properties Pursuant to Ordinance 250 and Costs Incurred in Enforcement Provisions and Citations in Regard to External Sanitation, Weeds/Grass and Common Nuisances Pursuant to Ordinance 1787 (3405 Orchard Street) (\$7,639.00).
(City Manager, Mayor Miller, Councilman Ash)
Motion to Approve: Councilman Ash
Motion Approved: 7/0

11. A Resolution for the Community Development Block Grant (CDBG) (\$405,433.00).
(City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 6/0
Councilman Marsh abstained due to a potential conflict of interest

12. A Resolution of the Common Council of the City of Weirton, Brooke and Hancock Counties, West Virginia Approving Substantial Amendment No. 3 to the City of Weirton's FY 2019 Annual Action Plan for the Use of FY 2019 CDBG Funds and CDBG-CV Funds and Approving Substantial Amendment No. 1 to the City of Weirton's FY 2020 Annual Action Plan for the Use of FY 2020 CDBG Funds. (City Manager, Mayor Miller).
Motion to Approve: Councilman Ash
Motion Approved: 6/0
Councilman Marsh abstained due to a potential conflict of interest

13. A Resolution to Enter into Contract with Kelly Paving Company for Milling and Paving of CDBG Eligible Streets (\$223,401.60). (City Manager, Mayor Miller)

Motion to Approve: Councilman Ash

Motion Approved: 7/0

14. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Five (5) AWD 2022 Ford Explorer SUV Cruisers for the City of Weirton Police Department's Patrol Division (\$198,495.00). (City Manager, Mayor Miller)

Motion to Approve: Councilman Ash

Discussion: Mr. Adams explained that most of the major cities in West Virginia have a "take home" vehicle program. As it is now, the vehicles always have to be running because of all of the electronics in the cars, the K9 units need to be climate controlled, and multiple officers use the same vehicles. In addition, approximately 40-50,000 miles per year are being put the vehicles. Mr. Adams is proposing that the purchase of these 5 new vehicles could be the start of the "take home" vehicle program. The advantages to the program are: there would be one vehicle per officer, the vehicle would not be running all of the time, mileage would go down to about 15,000 per year, it would add to visibility in the neighborhoods with cars being parked in driveways, and would be a strong recruiting tool. In addition, an officer might not be on duty but could immediately respond to a call if needed. This would be especially beneficial if the Special Response Team is called out. The SRT officers would already have their gear and equipment with them for an even quicker response. The purchase of these cars would also come with an 8-year, 125,000 mile warranty, \$0 deductible, at a cost of \$4,315 per car. Public Works could still do maintenance like oil changes, tires, brakes, etc., but all other service needs would go to the dealership, freeing up the time Public Works spends on fixing the vehicles. Mr. Adams further explained that as he understands it, if we find out the warranty at the 8-year level isn't necessary, we can pull back on that warranty and we will get some money back. It was confirmed that this warranty specifically covers police vehicles, which means the car as well as its add-ons are included. The extended warranty will have to be decided on when we order the vehicles so that it is included in the original financing package. Chief Kush explained in order to fully accomplish the program, we would have to purchase 14 more vehicles for a total of 19.

Motion Approved: 7/0

15. A Resolution to Authorize the City Manager to Enter into Contract for the Upfitting of Five (5) AWD 2022 Ford Explorer SUV Marked Police Cruisers for the Weirton Police Department's Patrol Division (\$59,912.00). (City Manager, Mayor Miller)

Motion to Approve: Councilman Ash

Motion Approved: 7/0

16. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Five (5) Coban In-Car Camera Systems for the City of Weirton Police Department's Patrol Division (\$38,710.00). (City Manager, Mayor Miller)

Motion to Approve: Councilman Fracasso

Motion Approved: 7/0

17. A Resolution to Authorize the City Manager to Enter into Contract to Purchase Twenty-Five (25) Dell Latitude 5430 Rugged Laptop Computers for the City of Weirton Police Department (\$51,605.50). (City Manager, Mayor Miller)

Motion to Approve: Councilman Ash

Motion Approved: 7/0

18. A Second Supplemental Resolution Authorizing the Extension of the Maturity Date of the Construction Anticipation Notes, Series 2020 A to September 1, 2023 (for the Water Project).
(City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 7/0

19. A Second Supplemental Resolution Authorizing the Extension of the Maturity Date of the Construction Anticipation Notes, Series 2020 A to September 1, 2023 (for the Sewer Project).
(City Manager, Mayor Miller)
Motion to Approve: Councilman Ash
Motion Approved: 7/0

20. A Resolution to Enter into Contract for the Purchase of One (1) Toyota Camry-LE, Front Wheel Drive, for the Inspections Department of the City of Weirton (\$26,787.00).
(City Manager, Mayor Miller)
Motion to Approve: Councilman Connell
Motion Approved: 7/0

21. A Resolution to Enter into Contract for the Purchase of Road De-Icing Salt for Fiscal Year 2022/2023 (\$89.86/ton). (City Manager, Mayor Miller).
Motion to Approve: Councilman Weigel
Motion Approved: 7/0

CITY MANAGER AND DEPARTMENTAL REPORTS

Code - Matt Burskey – Now that the new vehicle has been approved, the department can begin the process of interviewing for another code official.

Police Department – Chief Charlie Kush – One newly hired officer started the police academy last week. Two of the three officers who just graduated the academy are out on their own.

Parks and Recreation – Coty Shingle – The next Park Board meeting will be held on Thursday, August 11, 2022, at 8:00 a.m.

Library - Rik Rekowski – The library will be offering “LawDepot”, a new online legal form service that enables patrons of the library to create customizable legal documents free of charge.

Assistant City Manager – DeeAnn Pulliam – The new website design will be going live on August 24, 2022. DataMax payments in July came from one new business and twenty-five renewal payments totaling \$6,236.80, bringing the total collected by DataMax for the last two years to approximately \$75,000.00.

City Manager – Mike Adams – The rental registration program is up and running; a meeting with Cleveland Cliffs was held regarding amended amounts for their building permits; the RFP for repairs and improvements to the city buildings is on the City’s website and Facebook page, and will be published in the newspaper on August 10, 2022; Public Works Director Rod Rosnick

recently retired but will be working with the City in a consulting role; the Park Drive project is on schedule; Senator Weld and Representative Zatezalo were here discussing some upcoming issues with the DOH; a meeting took place with a representative from Senator Manchin's office to discuss available funding for the sewer side of the City's water and sewer project; property maintenance issues throughout the city continue to be addressed, and we are working on increasing staff levels to deal with these issues; another \$1.5M has been put into the Industrial Access Road and DOH projects from Senator Capito's congressionally directed spending requests that will be awarded in 2023 as the federal budget passes; a meeting took place with Mon Power and reliability concerns were addressed. It was determined that a lot of our service outage issues are coming from trees growing along the rights-of-way, specifically in the Cove Road/Greenbrier Road areas. Mon Power has a rotational maintenance program for their rights-of-way, but if there are troublesome areas they will come and take a special look at it. They identified 23 immediate threats; the HR assessment has begun with a meeting held today with the hired consulting firm, AlignHR; the update to the City's phone system will add fiber optic capabilities which is imperative for the City's move to cloud-based services. The system will allow for someone to always answer the phone instead of just a prompted menu; Fairmont State University will soon be offering a new police academy, which will be only the second police training academy in West Virginia; there will be a controlled bow hunt in the City of Weirton on September 3, 2022.

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

At last week's West Virginia Municipal League Conference, Councilman Ash was inducted into the WVML Municipal Officials Hall of Fame for the length of time he has been serving as a council person for the City of Weirton. A representative from the WVML will be coming up to present the award to Councilman Ash in the near future.

ADJOURNMENT

Motion to Adjourn: Councilman Ash

Motion Approved 7/0

Councilman Connell, recited the closing prayer.

Minutes approved at the September 12, 2022 Regular Council Meeting.

Signed: *Kimberly Long*, City Clerk