

**CITY OF WEIRTON
MONDAY, SEPTEMBER 12, 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

- August 8, 2022 – Regular Council Meeting

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

UNFINISHED BUSINESS:

1. Second Reading of Ordinance No. 2195, to Amend the Traffic Control Map, Ordinance No. 214, to Increase the Length of the No Parking Zone of 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)
2. Second Reading of Ordinance No. 2196, to Amend the Traffic Control Map, Ordinance No. 214, 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)

NEW BUSINESS:

1. A Resolution to Enter into Contract for GASB 34 Accounting Services with Kozicki, Hughes & Tickerhoof, PLLC in the Amount of \$30,000.00. (Councilman Marsh)
2. A Resolution to Authorize a \$8,102.77 Transfer to Renaissance Weirton for the Christmas on Main Street Event. (Mayor Miller)

3. A Resolution to Authorize the City Manager to Submit an Application to the West Virginia Development Office for the FY 2023 Industrial Access Road Program. (City Manager, Mayor Miller)
4. A Resolution to Enter into a Contract for the Purchase of a 2022 Caterpillar Hammer for the Street Department at Public Works in the Amount of \$12,000.00. (City Manager, Mayor Miller)
5. A Resolution to Enter into a Contract for the Purchase of a Lincoln K3068-1 Welder for the Street Department at Public Works in the Amount of \$4,699.99. (City Manager, Mayor Miller)
6. A Resolution to Enter into a Contract for the Purchase of a Coats 80X Tire Machine for the Street Department at Public Works in the Amount of \$9,899.99. (City Manager, Mayor Miller)
7. A Resolution to Enter into a Contract for the Purchase of an AC 1234-4 Robinair Refrigerant Recover, Recycle, Recharge AC Machine for the Street Department at Public Works in the Amount of \$5,499.99. (City Manager, Mayor Miller)
8. A Resolution Authorizing the City Manager to Enter into a Contract with the Thrasher Group for the Assessment and Study of the City of Weirton's Municipal Buildings' Need for Repairs or Improvements in an Amount not to Exceed Twenty Thousand, One Hundred Forty Dollars and Zero Cents (\$20,140.00) plus Reimbursable Expenses. (City Manager, Mayor Miller)
9. A Resolution to Authorize Revisions to the 2022-2023 Fiscal Year General Fund Budget. (City Manager, Mayor Miller)
10. A Resolution to Authorize Revisions to the 2022-2023 Fiscal Year Coal Severance Fund Budget. (City Manager, Mayor Miller)
11. An Ordinance for the Sale of Property Located on Weir Avenue Known as Lot #28 and Adjacent to Shiloh Apostolic Faith Assembly Property, Weirton, Assessor's Map and Parcel W43E-0017 to Shiloh Apostolic Faith Assembly. (Councilman Connell)
12. An Ordinance for the Sale of Property Located Adjacent to 330 Sharp Street, Weirton, Assessor's Map and Parcels W43E-89 and W43-90 to Laura Jennings of 330 Sharp Street (\$500.00). (Councilman Connell)
13. A Resolution to Enter into Agreement with Valley Tree Service for the Removal of Six Trees Located Behind 168 Hillcrest Road in an Amount not to Exceed \$16,500.00. (City Manager, Mayor Miller)
14. An Ordinance Amending the City of Weirton Code of Ordinances §143.03 Regarding Qualifications of Members of the Board of Park Commissioners that Each Member of the Board of Park Commissioners Must Be a Resident or Business Owner in the City and Must Own Real Estate in the City Assessed in His/Her Own Name or Licensed Business Name. (City Manager, Mayor Miller)

CITY MANAGER AND DEPARTMENTAL REPORTS

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

ADJOURNMENT

PRAYER

INFORMATIONAL COUNCIL MEETING

Monday, September 12, 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, September 12, 2022, 7:00 p.m.

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

City Clerk Kimberly Long, called the meeting to order and conducted roll call.

ROLL CALL

Mayor and Council Members in Attendance

| | | |
|--------------------|----------------------|-----------|
| Harold E. Miller | Mayor | ABSENT |
| 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 |
| Bruce Lamp | Public Works Director | IN PERSON |
| Mark Miller | Planning and Development Director | ABSENT |
| 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 | ABSENT |
| Phil Gilcrest | Weirton Transit Manager | ABSENT |
| Kimberly Long | City Clerk | IN PERSON |

AWARD AND RECOGNITION

On August 4, 2022, Ward IV Councilman, George E. Ash, Sr. was inducted into the West Virginia Municipal League Municipal Officials Hall of Fame. Travis Blosser, Executive Director, and Susan Economou, Deputy Executive Director, of the West Virginia Municipal League, attended tonight's Council meeting to present the award. Councilman Ash has served on Weirton City Council for 28 years and was recognized not only for his years of serving on City Council, but also for his military service, his volunteer and civic contributions, and his membership on several local boards and organizations.

CITIZENS' REMARKS

Eric and Jen Burdette spoke about the condition of the property located at the rear of 115 Wetzel Street.

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

August 8, 2022, Regular Council Meeting Minutes

Motion to Approve the August 8, 2022, Regular Council Meeting Minutes:

Councilman Marsh

Motion Approved: 7/0

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

Councilman Marsh stated that most of tonight's agenda items are finance-related. At the last Finance Committee meeting, a couple of questions were brought up about the transfer of properties that Mr. Adams has since answered to the Committee. A lengthy discussion took place about the police cruisers and the future purchasing practices of them. Mr. Adams will be setting up a workshop to discuss the proposed take-home police vehicle fleet program. The workshop will discuss how ARPA funds can be used for various expenditures.

Ms. Smoljanovich reported that the City's annual statement was signed tonight by the required members of Council, the City Manager and the Finance Director. It will be signed tomorrow by the Mayor, then sent for publishing in the paper, and ultimately sent to the State Auditor. Our audit has to go out for bid again this year. Ms. Smoljanovich has sent out six or seven RFPs with the response deadline being at the end of September. An audit committee will be picked to review and score the proposals. One will be chosen and then sent to the State Auditor for approval. The amount for pension contributions is not known yet, but should be known by October 1st.

General Fund Cash Report for August 2022:

| | |
|-------------------------|------------------|
| Beginning Cash Balance: | \$5,161,265.85 |
| Deposits: | \$1,859,434.89 |
| Interest: | \$ 795.01 |
| Disbursements: | (\$2,170,644.61) |
| Petty Cash: | \$ 800.00 |
| Total Cash on Hand: | \$4,851,649.14 |

Motion to Accept the Financial Report: Councilman Ash

Motion Approved: 7/0

UNFINISHED BUSINESS:

1. Second Reading of Ordinance No. 2195, to Amend the Traffic Control Map, Ordinance No. 214, to Increase the Length of the No Parking Zone of 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

2. Second Reading of Ordinance No. 2196, to Amend the Traffic Control Map, Ordinance No. 214, 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

Motion Approved: 7/0

NEW BUSINESS:

1. A Resolution to Enter into Contract for GASB 34 Accounting Services with Kozicki, Hughes & Tickerhoof, PLLC in the Amount of \$30,000.00. (Councilman Marsh)

Motion to Approve: Councilman Weigel

Motion Approved: 7/0

2. A Resolution to Authorize a \$8,102.77 Transfer to Renaissance Weirton for the Christmas on Main Street Event. (Mayor Miller)

Motion to Approve: Councilman Ash

Motion Approved: 7/0

3. A Resolution to Authorize the City Manager to Submit an Application to the West Virginia Development Office for the FY 2023 Industrial Access Road Program. (City Manager, Mayor Miller)

Motion to Approve: Councilman Connell

Discussion: Mr. Adams confirmed that there is no expiration date put on the use of these funds. The State understands that these types of projects can take a while to complete.

Motion Approved: 7/0

4. A Resolution to Enter into a Contract for the Purchase of a 2022 Caterpillar Hammer for the Street Department at Public Works in the Amount of \$12,000.00.
(City Manager, Mayor Miller)
Motion to Approve: Councilman Weigel
Motion Approved: 7/0

5. A Resolution to Enter into a Contract for the Purchase of a Lincoln K3068-1 Welder for the Street Department at Public Works in the Amount of \$4,699.99.
(City Manager, Mayor Miller)
Motion to Approve: Councilman Connell
Motion Approved: 7/0

6. A Resolution to Enter into a Contract for the Purchase of a Coats 80X Tire Machine for the Street Department at Public Works in the Amount of \$9,899.99.
(City Manager, Mayor Miller)
Motion to Approve: Councilman Fracasso
Motion Approved: 7/0

7. A Resolution to Enter into a Contract for the Purchase of an AC 1234-4 Robinair Refrigerant Recover, Recycle, Recharge AC Machine for the Street Department at Public Works in the Amount of \$5,499.99. (City Manager, Mayor Miller)
Motion to Approve: Councilman Weigel
Motion Approved: 7/0

8. A Resolution Authorizing the City Manager to Enter into a Contract with the Thrasher Group for the Assessment and Study of the City of Weirton's Municipal Buildings' Need for Repairs or Improvements in an Amount not to Exceed Twenty Thousand, One Hundred Forty Dollars and Zero Cents (\$20,140.00) plus Reimbursable Expenses.
(City Manager, Mayor Miller)
Motion to Approve: Councilman Fracasso

Discussion: The primary things that will be looked at will be the HVAC system, the façade and the roof. They will also be doing some measure of spatial analysis and will address accessibility issues and security.

Motion Approved: 7/0

9. A Resolution to Authorize Revisions to the 2022-2023 Fiscal Year General Fund Budget.
(City Manager, Mayor Miller)
Motion to Approve: Councilman Marsh

A Roll-Call Vote was Required for the Motion:

| | |
|----------------------------|------------|
| Councilman Tim Connell | <u>Yes</u> |
| Councilman Chris Jonczak | <u>Yes</u> |
| Councilman Fred Marsh | <u>Yes</u> |
| Councilman George Ash | <u>Yes</u> |
| Councilwoman Flora Perrone | <u>Yes</u> |
| Councilman Enzo Fracasso | <u>Yes</u> |
| Councilman Terry Weigel | <u>Yes</u> |

Motion Approved: 7/0

10. A Resolution to Authorize Revisions to the 2022-2023 Fiscal Year Coal Severance Fund Budget. (City Manager, Mayor Miller)
Motion to Approve: Councilman Marsh

A Roll-Call Vote was Required for the Motion:

| | |
|----------------------------|------------|
| Councilman Tim Connell | <u>Yes</u> |
| Councilman Chris Jonczak | <u>Yes</u> |
| Councilman Fred Marsh | <u>Yes</u> |
| Councilman George Ash | <u>Yes</u> |
| Councilwoman Flora Perrone | <u>Yes</u> |
| Councilman Enzo Fracasso | <u>Yes</u> |
| Councilman Terry Weigel | <u>Yes</u> |

Motion Approved: 7/0

11. An Ordinance for the Sale of Property Located on Weir Avenue Known as Lot #28 and Adjacent to Shiloh Apostolic Faith Assembly Property, Weirton, Assessor's Map and Parcel W43E-0017 to Shiloh Apostolic Faith Assembly. (Councilman Connell)

Motion to Approve: Councilman Connell

Motion Approved: 7/0

12. An Ordinance for the Sale of Property Located Adjacent to 330 Sharp Street, Weirton, Assessor's Map and Parcels W43E-89 and W43-90 to Laura Jennings of 330 Sharp Street (\$500.00). (Councilman Connell)

Motion to Approve: Councilman Connell

Discussion: Mr. Adams confirmed that there won't be an issue selling this property even though CDBG funds were used to put in the tennis courts because it was done so long ago. Mr. Adams also confirmed that there are no liens associated with this property.

Motion Approved: 7/0

13. A Resolution to Enter into Agreement with Valley Tree Service for the Removal of Six Trees Located Behind 168 Hillcrest Road in an Amount not to Exceed \$16,500.00. (City Manager, Mayor Miller)

Motion to Approve: Councilman Fracasso

Motion Approved: 7/0

14. An Ordinance Amending the City of Weirton Code of Ordinances §143.03 Regarding Qualifications of Members of the Board of Park Commissioners that Each Member of the Board of Park Commissioners Must Be a Resident or Business Owner in the City and Must Own Real Estate in the City Assessed in His/Her Own Name or Licensed Business Name. (City Manager, Mayor Miller)

THIS ITEM WAS PULLED FROM THE AGENDA

CITY MANAGER AND DEPARTMENTAL REPORTS

Assistant City Manager – DeeAnn Pulliam – The October Council Meeting will be held on Tuesday, October 11, 2022. A meeting with the African American Pastors and Community Leaders will also be held at the meeting on October 11, starting at 5:45 p.m. DataMax payments in August brought in \$3,530.69, bringing the total collected by DataMax to \$78,328.66. On August 24, 2022, the website redesign was launched.

Public Works – Bruce Lamp – The fall round of CDBG paving is scheduled to begin on September 26, 2022. Fall Clean Up is scheduled to take place Monday, October 3, 2022, through Friday, October 7, 2022. Metal items will be picked up on September 29 and September 30, 2022.

Parks and Recreation – Coty Shingle – The next Park Board meeting will be held on Thursday, September 15, 2022, at 8:00 a.m.

Police Department – Chief Charlie Kush – The SRT equipment will be in next week and more SRT training is taking place this week.

Code - Matt Burskey – As a reminder, items for fall clean up should not be put out on the curb until the week of pick up.

Utilities – Butch Mastrantoni – COVID-19 has caused supply chain shortages and other issues which, in turn, have created a cost overrun on both the water plant and sewer plant upgrades. To supplement these cost overruns, 2 grant applications have been submitted to the WV Water Development Authority. The Sanitary Board request was for \$9,995,000, and the Water Board request was for \$5,456,609.44. These funds were specifically put in place for cost overruns associated with COVID and supply chain issues.

City Manager – Mike Adams – The fall clean up schedule is on the website and the notice lists the items that will not be picked up, such as tires and lawn mowers; the building assessment study should be complete by November 18, 2022; the HR initiative report should be out by the end of September; the State has tentatively scheduled to start paving the section of Cove Road from Main Street to Weirton Lumber in October 2022; meetings have been held with prospects interested in the Frontier Property; research continues with the previously discussed police vehicle initiative and a workshop will be scheduled in the next couple of weeks; there have been 17 resumes submitted for the Public Works Superintendent position; we are increasing the number of Code Inspectors with 1 new person hired and more are being interviewed; lighting issues in the downtown area and Marland Heights are being worked on with some installation and testing of LED lighting to take place; personnel policies are being reviewed; meetings were held regarding two residential developments – one on Greenbrier Road and one in Kings Creek which would involve having to build a bridge; the rental registration program is up and running and hopefully inspections of the properties will start in about a month or two; a new phone system for the City buildings is scheduled to be installed in late November or early December; there are two civil service tests scheduled for promotional police exams – one in October and one in November; Mon Power took care of the trees that have fallen into the rights of way; they will be here next year addressing their complete right of way program; the West Street properties are down; the

City has been included in two separate articles in the latest issue of the *West Virginia Executive* magazine.

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

Councilwoman Perrone asked IT Analyst, Brian Stewart, if Council Members can be set up with City email accounts. Mr. Adams instructed Mr. Stewart to address the request. Councilwoman Perrone also asked Mr. Shingle to let her know when the next Miracle Field meeting gets scheduled.

ADJOURNMENT

Motion to Adjourn: Councilman Ash

Motion Approved 7/0

Councilman Connell, recited the closing prayer.

Minutes approved at the October 11, 2022 Regular Council Meeting.

Signed: Kimberly Long, City Clerk