

## September 17, 2024

Council of the City of Wheeling met, on the above date, at 5:30pm, at 1500 Chapline Street Wheeling, WV with Mayor Magruder presiding.

On roll call, the following were present:

Present: Assaro, Cain, Palmer, Seidler, Magruder, Sklavounakis, Thorngate -7  
Absent: -0

Mr. Palmer moved, seconded by Mr. Seidler that the minutes of September 3, 2024 meeting be accepted as received. All in favor. Motion Carried.

Mr. Thorngate, seconded by Mr. Sklavounakis moved to exit the regular order of business to conduct a public hearing on the Fiscal Year 2023 Consolidated Annual Performance and Evaluation Report aka CAPER. All in favor. Motion Carried.

No one was in attendance to speak at the hearing. Mr. Thorngate, seconded by Mr. Sklavounakis moved to resume regular order of business. All in favor. Motion Carried.

### MAYOR'S REPORT

Mayor Magruder introduced Mr. Jay Frey to speak on behalf of the Ohio County Cemetery Foundation. Mr. Frey asked for continued support of the Foundation and provided updates on the work and progress the foundation has made at numerous city owned cemeteries.

### CLERK'S REPORT

Clerk Zalenski notified of a Petition for Zone Change at 1, 3 and 5 Diamond Avenue from R1-C to C-2. Mr. Seidler, seconded by Mr. Assaro moved to refer the petition to the Planning Commission. All in favor. Motion Carried.

### UNFINISHED BUSINESS

#### **Bellaire Harbor Services LLC- Materials for Sewer Line-WPCD**

##### **The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$110,000 WITH BELLAIRE HARBOR SERVICES LLC OF BELLAIRE, OH FOR STONE PLACEMENT REPAIR DUE TO FLOOD DAMAGE TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7  
NOES: -0

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

## September 17, 2024

### **Edgco-Emergency Demolition 2601 Eoff Street- ARPA**

#### **The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$38,700 WITH EDGCO, INC., OF LANSING, OH FOR EMERGENCY DEMOLITION OF 2601 EOFF STREET DUE TO ROOF COLLAPSE BE CHARGED TO ARPA

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

### **Edgco-Emergency Demolition 1066,1068,1070 McColloch Street- ARPA**

#### **The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$30,000 WITH EDGCO, INC., OF LANSING, OH FOR EMERGENCY DEMOLITION OF 1066,1068, & 1070 MCCOLLOCH STREET DUE TO STRUTURE FIRES BE CHARGED TO ARPA

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

### **Johnson Boiler Works-Replacement Actuators-WPCD**

#### **The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$29,905.79 TO JOHNSON BOILER WORKS INC OF BENWOOD WV FOR REPLACEMENT ACTUATORS TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

September 17, 2024

**Xylem Dewatering Solutions-Bypass VFD-WPCD**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$19,995 TO XYLEM DEWATERING SOLUTIONS OF CHICAGO, IL FOR BYPASS VARIABLE FREQUENCY DRIVE DUE TO FLOOD DAMAGE TO BE CHARGED WATER POLLUTION CONTROL DIVISION

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

**ERB Electric- Dry Pit Demo and Rewiring- WPCD**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$41,879.82 WITH ERB ELECTRIC COMPANY OF WHEELING, WV, FOR FLOOD REPAIR DRY PIT DEMO AND REWIRING TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

**Recreation Resource USA- Pickleball Courts-Patterson-ARPA**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$71,624.58 WITH RECREATION RESOURCE USA OF KENNETT SQUARE, PA FOR PATTERSON SPORTS COMPLEX PICKLEBALL IMPROVEMENTS TO BE CHARGED TO ARPA

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate -7

NOES: -0

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

Mr. Thorngate, seconded by Mr. Assaro moved that the Greater Wheeling Sports & Entertainment Authority Minutes from June 24, 2024 which were Held Over be accepted as received. All in favor. Motion Carried.

# September 17, 2024

## REMARKS FROM MEMBERS OF COUNCIL

Mr. Seidler encouraged residents to fill out the Comprehensive Plan's survey which is available on the city's website. Mr. Seidler noted crime watch meetings for Island on September 24<sup>th</sup> and North Wheeling crime watch meeting on the 28<sup>th</sup>.

Mr. Assaro encouraged Warwood residents to attend a meeting of Grow Warwood Pride at 7pm this Thursday.

Mr. Palmer noted the Ward 6, Elm Grove crime watch was cancelled due to a scheduling conflict. Mr. Palmer encouraged residents to attend the Elm Grove Fall Festival on Saturday September 28<sup>th</sup>.

Mr. Sklavounakis remarked on attending the Wheeling University's women's rugby home opening game.

Ms. Cain noted the South Wheeling fall fest has been cancelled, along with Mozart's community festival. Centre Wheeling crime watch is scheduled for September 24<sup>th</sup> at 6:30pm. Ms. Cain thanked those whom participated in the Comprehensive Plan public meeting.

## REPORT OF COMMITTEES

Mr. Sklavounakis, seconded by Ms. Cain moved to accept the Development Committee Minutes from September 3, 2024 as received. All in favor. Motion Carried.

## REPORT OF CITY MANAGER

Mr. Herron respectfully asked for two reads on Original Propositions number 1, to expediate payment of police vehicles. Mr. Herron outlined the Opioid Settlement funding that the city is going to receive over the next five years as follows, \$112,000 in 2025, \$90,000 in 2026, \$140,000 in 2027, \$140,000 in 2028, and \$146,000 in 2029. A total amount of \$620,387 will be received over the five-year period. Mr. Herron noted the final walk thru of the Market Street Garage is planned for this week, though opening may be delayed by Triton Construction as they are working on parts of the streetscape in that area. There is an emergency demolition happening on 12<sup>th</sup> street that will close the portion of 12<sup>th</sup> street between Eoff & Chapline streets. Mr. Herron acknowledged Chris Figaretti and the opening of the Newbridge Childcare center this week.

## REPORT OF OTHER OFFICERS

Mr. Seidler seconded by Mr. Thorngate moved to Hold over the Planning Commission Minutes from August 12, 2024. All in favor. Motion Carried.

## ORIGINAL PROPOSITIONS

### **Jim Shorkey Auto Group-Police Vehicles-General Fund**

#### **The following was then read by title:**

#### **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$183,139.94 WITH JIM SHORKEY AUTO GROUP OF IRWIN, PA, FOR FIVE POLICE VEHICLES TO BE CHARGED TO GENERAL FUND**

Mr. Thorngate, seconded by Mr. Palmer moved for a second read of the ordinance to expediate payment. All in favor. Motion Carried.

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

The vote on the motion resulted as follows

AYES: Cain, Assaro, Seidler, Palmer, Magruder, Sklavounakis, Thorngate

-7

NOES:

-0

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

### **Dukes Root Control- Root Control- WPCD**

**September 17, 2024**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$49,988.40 WITH DUKES ROOT CONTROL OF ELGIN, IL FOR THE PURCHASE OF ROOT CONTROL TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

**Grade 8 Solutions- Flood Damaged Grit Blowers-WPCD**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$123,395.70 WITH GRADE 8 SOLUTIONS LLC OF WARREN, OH FOR PURCHASE OF REPLACEMENT FLOOD DAMAGED GRIT BLOWERS TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

**ERB Electric- Flood Repair Materials & Services- WPCD**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$25,626.54 WITH ERB ELECTRIC COMPANY OF WHEELING, WV, FOR FLOOD REPAIR MATERIALS AND SERVICES TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION

**Colussus Inc.- Caliber Mobile Software-Police Department**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$20,236.49 WITH COLOSSUS INC., OF CHICAGO, IL., FOR THE PURCHASE OF CALIBER MOBILE SOFTWARE ANNUAL SUBSCRIPTION TO BE CHARGED TO POLICE DEPARTMENT

**Centrisys- Long Term Rental Centrifuge-WPCD**

**The following was then read by title:**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$162,000 WITH CENTRISYS OF KENOSHA, WI FOR PURCHASE OF LONGTERM RENTAL SERVICES FOR CENTRIFUGE TO BE CHARGED TO WATER POLLUTION CONTROL

**Amending & Reenacting Centre Market Commission**

**The following was then read by title:**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING AND REENACTING ARTICLE 175 OF THE CODIFIED ORDINANCES OF THE CITY OF WHEELING, ENTITLED CENTRE MARKET COMMISSION AND SECTION 35 OF THE CHARTER OF THE CITY OF WHEELING ENTITLED BOARDS AND COMMISSIONS

**Resolution- Upper Floor Incentive Program- Newbridge Academy**

**September 17, 2024**

**The following was then read by title:**

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 UPPER FLOOR INCENTIVE PROGRAM GRANT FOR NEWBRIDGE ACADEMY FOR KIDS AKA COMMUNITY IMPACT LAND HOLDING

The resolution was read by title. Mr. Thorngate seconded by Mr. Sklavounakis, moved that the resolution be adopted.

The vote on the motion resulted as follows

AYES: Magruder, Thorngate, Palmer, Sklavounakis, Seidler, Cain, Assaro -7

NOES: -0

A majority of those elected to Council having voted in favor, the mayor thereupon declared the resolution adopted.

**Resolution- WV Northern Regional Highway Safety Grant-WPD**

**The following was then read by title:**

A RESOLUTION AUTHORIZING THE CITY OF WHEELING TO ACCEPT THE TERMS AND CONDITIONS OF THE CONTRACT RELATING TO MAINTAIN THE REGION 4 HIGHWAY SAFETY PROGRAM IN THE NORTHERN PANHANDLE OF WEST VIRGINIA GRANT UP TO THE AMOUNT OF \$225,100

The resolution was read by title. Mr. Assaro seconded by Mr. Palmer, moved that the resolution be adopted.

The vote on the motion resulted as follows

AYES: Magruder, Thorngate, Palmer, Sklavounakis, Seidler, Cain, Assaro -7

NOES: -0

A majority of those elected to Council having voted in favor, the mayor thereupon declared the resolution adopted.

**THOSE WISHING TO BE HEARD**

Scott Petrock spoke on needing more communication to develop housing.

There being no further business to discuss Mr. Sklavounakis moved, seconded by Mr. Palmer to adjourn. Time 6:14 pm.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

**September 17, 2024**