

Council of the City of Wheeling met at Bridge Street Middle School, Junior Avenue, 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, Wilson, Scatterday, Thorngate and Palmer

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Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the November 21, 2017 meeting be approved as received. Motion carried.

Mr. Thalman moved, seconded by Mr. Thorngate, to suspend the regular order of business to conduct two public hearings. Motion carried.

“Public Hearing - Regarding Creation of Wheeling Redevelopment Project No. 2, Approval of a Project Plan to be Designated “Parking Garage Project No. 1, and Issuance of Tax Increment Financing Obligations”

No one was present to speak at this public hearing.

“Public Hearing - Amending & Reenacting Article 543 - Streets & Sidewalks, to Amend Sections 543.01 & 543.02, as well as the Table of Contents for Article 543 - Concerning Removal of Snow & Ice From Sidewalks; Notice & Penalty for Non-Compliance”

Chris Hamm, owner of a business at 1906 Market Street, said that he supports this ordinance as a way to make people accountable; however, he believes the City workers could do a better job when plowing the streets so that the snow does not get shoved onto the sidewalks. Mayor Elliott thanked him for his comments. Mr. Thalman moved, seconded by Mr. Thorngate, to conclude the public hearings and resume the regular order of business. Motion carried.

MAYOR’S REPORT

Mayor Elliott thanked Principal Joseph Kolb for hosting the meeting today at Bridge Street Middle School. This represents the sixth of six meetings that were scheduled in the various wards throughout the year. Mayor Elliott mentioned that four of his grandparents attended Bridge Street School.

Mayor Elliott congratulated Mike Young, and the Central Catholic Maroon Knights on winning the Super Six State Football Championship in their division.

Relevant to the City Clerk Position, Mayor Elliott said that five Council members had the opportunity to interview the top three finalists for the position yesterday. All three were excellent candidates. He indicated that there will be an executive session at the end of this meeting to discuss the candidates further with the full Council. He said that they would like to have the new clerk in place by January 2nd so that he/she could work with Janice Jones for 3-4 weeks.

In regard to the Federal Historic Tax Credit, Mayor Elliott said that the House-passed bill eliminated the 20% federal credit; however, the Senate-passed bill preserves 20% federal credit but adds new conditions that reduces it value. It is our hope that what emerges from the House-Senate conference preserves the credit as it is critical for current Wheeling revitalization efforts.

Mayor Elliott asked for Council’s concurrence in the reappointment of Stuart Levy to the Northern Panhandle HOME Consortium Council. Ms. Scatterday moved, seconded by Mr. Wilson, Council’s concurrence in the reappointment. Motion carried.

CLERK’S REPORT

NOTICE OF APPLICATION TO OPERATE A PRIVATE CLUB - EDGE DOWNTOWN RESTAURANT AND LOUNGE - 1044 MARKET ST.

City Clerk Janice Jones again presented a Notice of Application to Operate a Private Club for Edge Downtown Restaurant and Lounge, located at 1044 Market St. The applicant is Scott Werner. This application was tabled from the last meeting as it was incomplete; however, it is now complete. .

UNFINISHED BUSINESS

ADOPTING TRAFFIC RULE NO. 4633 - UNRESTRICTED PKG. - EAST & WEST SDS. OF BYRON ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4633.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4634 - COMMERCIAL LOADING ZONE - WEST SD. OF BYRON ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4634.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

AMENDING CODIFIED ORDINANCE - SECTION 543.01 & 543.02 REMOVAL OF SNOW & ICE FROM SIDEWALKS

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING AND REENACTING ARTICLE 543 - STREETS AND SIDEWALKS, TO AMEND SECTIONS 543.01 AND 543.02, AS WELL AS THE TABLE OF CONTENTS FOR ARTICLE 543 - CONCERNING REMOVAL OF SNOW AND ICE FROM SIDEWALKS; NOTICE AND PENALTY FOR NON-COMPLIANCE.

Mayor Elliott explained some minor revisions that were made to this ordinance

that were not substantive. City Manager Robert Herron explained how the process would work to those present.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4637 - HANDICAPPED PARKING - WEST SIDE OF JACOB AND 14TH ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4637.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4638 - 2 HR. PARKING METER ZONE - EAST SIDE OF MARKET ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4638.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4639 - 2 HR. PARKING METER ZONE - WEST SIDE OF MARKET ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4639.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4640 - HANDICAPPED PARKING - 724 N. FRONT ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4640.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4641 - 2 HR. HANDICAPPED PARKING - N. SIDE OF
22ND ST.

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4641.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ADOPTING TRAFFIC RULE NO. 4642 - 2 HR. PARKING METER ZONE - WEST SIDE OF
MARKET ST. (CENTER MARKET AREA)

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
WHEELING ADOPTING TRAFFIC RULE NO. 4642.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION - DIVISION OF HIGHWAYS - SCHENK BRIDGE REPAIRS (RCIP)

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$21,996.95 WITH THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS, CHARLESTON, WV, FOR REPAIRS TO SCHENK BRIDGE, TO BE CHARGED TO RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

EDGCO, INC. - EMERGENCY DEMOLITION - 4328 WATER STREET (RCIP)

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$17,000.00 WITH EDGCO, INC., OF LANSING, OH, FOR EMERGENCY DEMOLITION OF 4328 WATER STREET, TO BE CHARGED TO SALES TAX RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

EDGCO, INC. - CO #1 - ASBESTOS ABATEMENT/DEMOLITION 2017 (RCIP)

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$36,824.00 WITH EDGCO, INC., OF LANSING, OH, FOR CHANGE ORDER NO. 1 - ASBESTOS ABATEMENT/DEMOLITION 2017, TO BE CHARGED TO SALES TAX RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

LASH PAVING CO. - CO #1 - STREET RESURFACING 2017 (RCIP)

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$34,361.25 WITH LASH PAVING CO., OF BRIDGEPORT, OH, FOR CHANGE ORDER NO. 1, STREET RESURFACING 2017, TO BE CHARGED TO SALES TAX -RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

ORDINANCE CREATING A NEW TAX INCREMENT FINANCING DISTRICT KNOWN AS THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2; APPROVE A PROJECT PLAN FOR SUCH TIF DISTRICT, CREATE & ESTABLISH A TAX INCREMENT FINANCING FUND FOR SUCH TIF DISTRICT AND RELATED MATTERS.

The following was then read:

AN ORDINANCE APPROVING AND CREATING A NEW TAX INCREMENT FINANCING DISTRICT IN THE CITY OF WHEELING, OHIO COUNTY, WEST VIRGINIA TO BE KNOWN AS "THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2"; APPROVING THE PARKING GARAGE PROJECT NO. 1 AS APPROVED BY THE WEST VIRGINIA DEVELOPMENT OFFICE; ESTABLISHING A TAX INCREMENT FINANCING FUND AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

In response to Mayor Elliott's request for City Manager Herron to explain this further, Mr. Herron said that prior to Alecto purchasing Ohio Valley Medical Center, it was a tax-exempt, non-profit facility; however, now that Alecto, a for-profit facility, has purchased the property, the entire campus status has changed and they have to pay property taxes on it and this

gives us the opportunity to create a new tax increment financing district.

Ms. Scatterday moved, seconded by Mr. Palmer, that the Wheeling Housing Authority Minutes, 9/6/17; Greater Wheeling Sports & Entertainment Authority Income Statement, 7/31/17; 8/31/17; 9/30/17; Historic Landmarks Commission Minutes, 9/7/11; Planning Commission Minutes, 9/11/17; Wheeling-Ohio County Board of Health Minutes, 9/21/17 & 10/10/17; Traffic Commission Minutes, 11/9/17; and Financial Statement, 10/31/17; which were held over, be approved as received. Motion carried.

REMARKS FROM MEMBERS OF COUNCIL

Councilor Wendy Scatterday announced that a Ward Four/Crime Watch meeting will be held on Tuesday, December 12, 2017 at Temple Shalom at 7:00 p.m. She thanked all the churches that participated in any way in community outreach projects. She announced that Ward meetings will take place during the winter also on the second Tuesday of the month. Notifications of inclement weather will be announced on the ward website.

At this time, Principal Kolb introduced the student ambassadors to Council and those present.

REPORT OF COMMITTEES

Ms. Scatterday moved, seconded by Mr. Palmer, that the reading of the Finance Committee Minutes for the meeting of 11/21/17 be dispensed with and accepted as received. Motion carried. For the record, they are as follows:

FINANCE COMMITTEE REPORT - NOVEMBER 21, 2017

The Finance Committee of Wheeling City Council met on Tuesday, November 21, 2017 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 Janice Jones and the media.

The following matters were discussed:

Financial Statement - October 31, 2017

City Manager Robert Herron explained that the Budget Stabilization Fund is at \$1.6 million and the General Fund is at \$3.1 million for a total cash balance of \$4.7 million, which is slightly ahead of where we were at the same time last year. Expenditures are at 32% of budget and Revenue is at 38% of budget, approximately 150,000.00 ahead of the same time last year. He commented that the B & O line item is about \$100,000.00 ahead of the same time last year and the Sales Tax line item is approximately \$177,000.00 for the same time period as last year. Following a short discussion, Mr. Palmer moved, seconded by Ms. Scatterday, to accept the October 31, 2017 Financial Statement as presented. Motion carried.

Other Items for Discussion

In another matter, as the City of Wheeling was not awarded the CARA Grant from the Federal Government for combating substance abuse, Ms. Scatterday requested that she, Mr. Herron, Mr. McIntyre, and Chief Schwertfeger could meet in the near future to discuss options of funding this position locally.

There being no further business to come before the Committee, Ms. Scatterday moved, seconded by Mr. Palmer, to adjourn. Motion carried. Time: 5:24 p.m.

REPORT OF CITY MANAGER

City Manager Robert Herron respectfully requested two readings on Item 9/1 under Original Propositions as it is a confirming ordinance. He also requested an executive session to discuss property negotiations. Mr. Herron then introduced Police Chief Schwertfeger who talked about a project they will be having on December 16, 2017 called Operation Toy Lift, in conjunction with safety forces from Belmont County, Ohio. It will be held at the Ohio Valley

Mall and anyone can bring a toy and drop it off at the Macy's parking lot.

In response to a question from Ms. Scatterday in regard to the footbridge near Wheeling Jesuit, Mr. Herron said that it was closed last week and they are working on estimates to have it repaired.

REPORT OF OTHER OFFICERS

Ms. Scatterday moved, seconded by Mr. Palmer, that the Wheeling Housing Authority Minutes, 10/11/17; Human Rights Commission Minutes, 10/17/17; and Human Rights Commission Annual Report FY 2016; be held over until the next meeting. Motion carried.

ORIGINAL PROPOSITIONS

PHYSIO-CONTROL, INC. - LIFE PARKS - FIRE DEPARTMENT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$36,153.53 WITH PHYSIO-CONTROL, INC., OF REDMOND, WA, FOR FIFTEEN (15) LIFE-PAKS FOR THE FIRE DEPARTMENT, TO BE CHARGED TO SALES TAX RCIP.

Mr. Palmer moved, seconded by Ms. Scatterday, that this ordinance be read a second time this evening. Motion carried.

PHYSIO-CONTROL, INC. - LIFE PARKS - FIRE DEPARTMENT

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$36,153.53 WITH PHYSIO-CONTROL, INC., OF REDMOND, WA, FOR FIFTEEN (15) LIFE-PAKS FOR THE FIRE DEPARTMENT, TO BE CHARGED TO SALES TAX RCIP.

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, Palmer - 7

NOES: - 0

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

EDGCO, INC. - SINKHOLE REPAIR - WPCD

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$16,752.00 WITH EDGCO, INC., OF LANSING, OH, FOR SINKHOLE REPAIR IN ALLEY BY NEWS REGISTER BUILDING, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION - 400.4001.02.0720.02.

ORDINANCE ESTABLISHING AND FIXING RATES, FEES AND CHARGES - WPCD - FOR ITS CITIZENS AND CUSTOMERS LOCATED OUTSIDE OF ITS CORPORATE LIMITS - FOR COLLECTION AND TREATMENT OF SANITARY SEWAGE.

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$16,752.00 WITH EDGCO, INC., OF LANSING, OH, FOR SINKHOLE REPAIR IN ALLEY BY NEWS REGISTER BUILDING, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION - 400.4001.02.0720.02.

RESOLUTION AND ORDINANCE OF THE CITY OF WHEELING AUTHORIZING: (I.) THE CONVEYANCE OF THE CENTER WHEELING PARKING GARAGE FROM THE CITY OF WHEELING TO OHIO VALLEY ADC, INC.; (II.) THE LEASING OF THE CENTER WHEELING PARKING GARAGE BY THE CITY OF WHEELING FROM OHIO VALLEY ADC, INC. (III.) THE ISSUANCE BY THE CITY OF WHEELING OF TAX INCREMENT REVENUE BONDS, IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,000,000.00, FOR THE BENEFIT OF THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2, PARKING GARAGE PROJECT NO. 1; (IV.) THE USE OF THE PROCEEDS OF SUCH TAX INCREMENT REVENUE BONDS TO FINANCE A PORTION OF THE COSTS ASSOCIATED WITH THE CONVEYANCE AND LEASING OF, AND REPAIR, RENOVATION AND MAINTENANCE OF, THE CENTER WHEELING PARKING GARAGE AND THE DESIGN, ACQUISITION, CONSTRUCTION AND EQUIPPING OF OTHER PUBLIC INFRASTRUCTURE IMPROVEMENTS, ALL LOCATED WITHIN OR BENEFITTING THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2; (V.) THE GRANTING OF A LEASEHOLD DEED OF TRUST IN THE CENTER WHEELING PARKING GARAGE TO THE PURCHASER OF THE TAX INCREMENT REVENUE BONDS AS FURTHER SECURITY FOR THE TAX INCREMENT REVENUE BONDS; AND (VI.) THE EXECUTION AND DELIVERY BY THE APPROPRIATE OFFICIALS OF THE CITY OF ALL NECESSARY DOCUMENTS IN CONNECTION THEREWITH.

The following was then read:

A RESOLUTION AND ORDINANCE AUTHORIZING THE CONVEYANCE OF THE CENTER WHEELING PARKING GARAGE FROM THE CITY OF WHEELING TO OHIO VALLEY ADC, INC.; AUTHORIZING THE LEASING OF THE CENTER WHEELING PARKING GARAGE BY THE CITY OF WHEELING TO OHIO VALLEY ADC, INC.; AUTHORIZING AND DIRECTING THE ISSUANCE OF NOT MORE THAN \$8,000,000 AGGREGATE PRINCIPAL AMOUNT OF TAX INCREMENT REVENUE BONDS, IN ONE OR MORE SERIES (THE "BONDS"), OF THE CITY OF WHEELING **THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2, PARKING GARAGE PROJECT NO. 1; AUTHORIZING THE USE OF THE PROCEEDS OF THE BONDS TO FINANCE A PORTION OF THE COSTS ASSOCIATED WITH THE CONVEYANCE AND LEASING OF, AND REPAIR, RENOVATION AND MAINTENANCE OF, THE CENTER WHEELING PARKING GARAGE AND THE DESIGN, ACQUISITION, CONSTRUCTION AND EQUIPPING OF OTHER PUBLIC INFRASTRUCTURE IMPROVEMENTS, ALL LOCATED WITHIN OR BENEFITTING THE CITY OF WHEELING REDEVELOPMENT DISTRICT NO. 2; AUTHORIZING THE GRANTING OF A LEASEHOLD DEED OF TRUST IN THE CENTER WHEELING PARKING GARAGE TO THE PURCHASER OF THE BONDS AS FURTHER SECURITY FOR THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE OF TRUST, A DEVELOPMENT AGREEMENT AND A BOND PURCHASE AGREEMENT; AUTHORIZING DISTRIBUTION OF A PRIVATE PLACEMENT MEMORANDUM OR OTHER OFFERING DOCUMENT; AUTHORIZING EXECUTION AND DELIVERY OF OTHER DOCUMENTS, INSTRUMENTS, AGREEMENTS**

AND CERTIFICATES; AUTHORIZING AND DIRECTING THE EXECUTION AND DELIVERY OF SUCH BONDS; PROVIDING PARAMETERS FOR THE PRINCIPAL AMOUNTS, MATURITIES, INTEREST RATES AND OTHER TERMS OF SUCH BONDS; AUTHORIZING THE MAYOR AND CITY MANAGER TO APPROVE A CERTIFICATE OF DETERMINATIONS RELATING TO THE FINAL TERMS OF THE BONDS; APPOINTING OHIO VALLEY ADC, INC. AS THE DEVELOPER OF THE TIF DISTRICT AND AUTHORIZING IT TO REQUISITION TAX INCREMENT REVENUES TO MAKE PAYMENTS WHICH ARE NECESSARY OR CONVENIENT TO IMPLEMENT THE PROJECT PLAN; APPOINTING A TRUSTEE, REGISTRAR, PAYING AGENT AND OTHER PARTICIPANTS IN THE FINANCING; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS RELATING TO THE PROJECT AND ISSUANCE OF SUCH BONDS.

RESOLUTION - AUTHORIZING PAYMENT OF INVOICES - WATER TREATMENT PLANT PROJECT

The following was then read:

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING APPROVING INVOICES RELATING TO THE CONSTRUCTION AND OTHER SERVICES FOR THE WATER TREATMENT PLANT PROJECT AND AUTHORIZING PAYMENT THEREOF.

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

Mr. Thalman moved, seconded by Mr. Thorngate, to suspend the regular order of business to conduct an executive session to discuss personnel and property acquisition. Motion carried.
Time: 12:39 p.m.

Mr. Thalman moved, seconded by Ms. Scatterday, to resume the regular order of business. Motion carried. Time 1:21 p.m.

At this time, Mr. Thalman moved, seconded by Ms. Scatterday, to appoint Brenda J. Delbert to replace current City Clerk, Janice Jones, who is retiring in January. Ms. Delbert currently works in the Ohio County Circuit Clerk's Office and her qualifications were impressive. A vote was taken on the motion and it passed unanimously.

There being no further business, Mr. Thalman moved, seconded by Mr. Thorngate, to adjourn. Motion carried. Time: 1:22 p.m.

City Clerk

Mayor