

**November 20, 2018**

Council of the City of Wheeling met in Council Chambers, City-County Building, on the above date, with Mayor Glenn Elliott presiding.

The invocation was offered by Ward 2 Councilor Imer.

On roll call, the following were present:

Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate, and Palmer -7  
Absent: -0

Mr. Thalman moved, seconded by Mr. Thorngate, that the minutes of the November 7, 2018 meeting be approved as received. Motion carried.

**MAYORS REPORT**

Mayor Elliott announces next agenda will have a Resolution for Food for Fines again this year. The month of December citizens can exchange five canned goods in lieu of paying parking tickets.

**UNFINISHED BUSINESS**

ADOPTING TRAFFIC RULE 4690- NO PARKING ZONE ON POPLAR AVE- BETHANY PIKE TO UNNAMED ALLEY

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4690- NO PARKING ZONE ON POPLAR AVE- BETHANY PIKE TO UNNAMED ALLEY

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4691- UNRESTRICTED PARKING MAPLE AVE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING ADOPTING TRAFFIC RULE NO. 4691- UNRESTRICTED PARKING MAPLE AVE

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4692- HANDICAPPED PARKING- 18 VERMONT ST

The following was then read:

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AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4692-  
HANDICAPPED PARKING- 18 VERMONT ST

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4693- HANDICAPPED PARKING- 495 NATIONAL ROAD

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4693-  
HANDICAPPED PARKING- 495 NATIONAL ROAD

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4694- HANDICAPPED PARKING- 3510 EOFF

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4694-  
HANDICAPPED PARKING- 3510 EOFF

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4695- HANDICAPPED PARKING- 1213 MCCOLLOCH ST

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4695-  
HANDICAPPED PARKING- 1213 MCCOLLOCH ST

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

The vote on the motion resulted as follows:

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

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NOES: -0

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

ADOPTING TRAFFIC RULE 4696- NO PARKING ZONE HIGHLAND AVE TO DROP ST

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4696- NO  
PARKING HIGHLAND AVE TO DROP ST

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4697- NO PARKING ZONE- CUSTER AVE AND BERSON AVE

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4697- NO  
PARKING ZONE CUSTER AVE AND BEARSON AVE

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and 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 4698- HANDICAPPED PARKING- 2315 JACOB ST

The following was then read:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
WHEELING ADOPTING TRAFFIC RULE NO. 4698-  
HANDICAPPED PARKING- 2315 JACOB ST

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

ROBINSON PIPE CLEANING- INTERCEPTOR SEWER LINES- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY  
MANAGER TO EXPEND FUNDS IN THE AMOUNT OF

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\$25,971.25 WITH ROBINSON PIPE CLEANING, OF PITTSBURGH, PA, FOR CLEANING INTERCEPTOR SEWER LINE, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION 401.4001.02.0720.03

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

BEARCOM- EQUIPMENT TO OUTFIT CRUISERS- POLICE

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$67,272.80 WITH BEARCOM OF DALLAS, TX, FOR EQUIPMENT TO OUTFIT NEW POLICE VEHICLES TO BE CHARGED TO POLICE

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: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

IDEMIA- FINGERPRINT LIVE SCAN- POLICE

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$27,495.00 WITH IDEMIA IDENTITY AND SECURITY OF ANAHEIM, CA, FOR LIVE SCAN FINGERPRINT UNIT, \$20,095 TO BE CHARGED TO ANONYMOUS FOUNDATION AND \$7,400 TO BE CHARGED TO PUBLIC SAFETY ACCOUNT- 920572534.

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: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

OHIO COUNTY HEALTH DEPARTMENT- PUBLIC HEALTH FACILITIES 2018-2019 – GENERAL FUND

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$67,000.00 WITH OHIO COUNTY HEALTH DEPARTMENT, OF WHEELING, WV, FOR

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PROVISION OF HEALTH SERVICES AND USE OF PUBLIC HEALTH FACILITIES FOR FY 2018-2019. \$42,000 TO BE CHARGED TO GENERAL FUND 001.4414.50.5138 AND \$25,000 TO COAL SEVERANCE 002.4412.50.2264

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

In response to question raised by Mr. Palmer Mr. Herron explained this is an annual payment and most of the funding comes from the State level.

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, and Thorngate -6  
NOES: Palmer -1

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

WALSH- JCB LOADER-BACKHOE- WPCD

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$98,356.00 WITH WALSH-STEPHENSON EQUIPMENT, OF PROSPECT, PA, FOR THE PURCHASE OF 2018 JCB LOADER-BACKHOE, TO BE CHARGED TO WATER POLLUTION CONTROL DIVISION 401.1114.05.00 VEHICLE REPLACEMENT FUND

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

SUTPHEN CORPORATION- PUMPER TRUCK- FIRE DEPARTMENT – CDBG

The following was then read:

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$468,923.00 WITH SUTPHEN CORPORATION, OF DUBLIN, OH, FOR THE PURCHASE OF 1750 GPM PUMPER FIRE TRUCK, TO BE CHARGED TO CDBG

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

HARKNESS- BUILDING REPAIRS- SANITATION

The following was then read:

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AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$15,500.00 WITH HARKNESS CORPORATION, OF TRIADELPHIA, WV FOR SANITATION BUILDING REPAIR, TO BE CHARGED TO INSURANCE PROCEEDS

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

The vote on the motion resulted as follows:

AYES: Elliott, Thalman, Imer, Wilson, Scatterday, Thorngate and Palmer -7  
NOES: -0

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

Mr. Imer moved, seconded by Mr. Wilson, that the Greater Wheeling Sports and Entertainment Authority Minutes 8/28/18, Greater Wheeling Sports and Entertainment Income Statement 8/31/18 and 9/30/18, Wheeling Municipal Parking Financial Statement 9/30/18, Robert C. Byrd Intermodal Center Financial Statement 9/30/18, Wheeling Hall of Fame Minutes 9/11/18, Human Rights Commission Minutes 9/18/18, Planning Commission Minutes 9/10/18, Planning Commission Special Meeting Minutes 9/17/18, Traffic Commission Minutes 10/11/18; which were held over, be accepted as received. Motion carried.

#### **REMARKS FROM MEMBERS OF COUNCIL**

Ms. Scatterday invites all to attend a community Thanksgiving event at Temple Shalom on November 21, 2018 at 7:00 pm. Mr. Palmer advises there will be no Ward 6 meeting this month.

#### **REPORT OF CITY MANAGER**

Mr. Herron request an executive session at the conclusion of the meeting to discuss property acquisition. The foot bridge for Wheeling Jesuit has been funded by private donations. Mr. Herron explains Glenhite is a confirming ordinance. Mr. Herron says paving project is 43% completed and expects 60-70% completion dependent on weather.

#### **REPORT OF OTHER OFFICERS**

Mr. Palmer moved, seconded by Mr. Thorngate, that the, Financial Statement 10/2018, Wheeling Housing Authority Minutes 9/18/18, and Historic Landmark Commission Minutes 9/6/18, be held over until next meeting. Motion carried

#### **ORIGINAL PROPOSITIONS**

COMMUNITY FOUNDATION- FOOT BRIDGE AT WHEELING JESUIT-  
SALES TAX RCIP

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$96,400.00 WITH THE COMMUNITY FOUNDATION OF THE OHIO VALLEY OF WHEELING WV, FOR FOOT BRIDGE AT WHEELING JESUIT TO BE CHARGED TO SALES TAX RCIP

BBR DRILLING- GLENHITE AVE.- PUBLIC WORKS

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$54,045.00 WITH BBR DRILLING COMPANY, OF BELMONT, OH, FOR RETAINING

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WALL AT GLENHITE AVE TO BE CHARGED TO PUBLIC  
WORKS 4977.40.9086

RED- DEBT REPAYMENT- ARENA RCIP

The following was then read:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO  
EXPEND FUNDS IN THE AMOUNT OF \$120,000.00 WITH  
REGIONAL ECONOMIC DEVELOPMENT, OF WHEELING,  
WV, FOR DEBT REPAYMENT TO BE CHARGED TO ARENA  
RCIP

ORDINANCE AUTHORIZING THE ACQUISITION OF IMPROVEMENTS AND  
EXTENSIONS TO THE SEWERAGE PORTION OF THE EXISTING PUBLIC COMBINED  
WATERWORKS AND SEWERAGE SYSTEM AND TEMPORARILY FINANCING OF THE  
COST THEREOF.

The following was then read:

ORDINANCE AUTHORIZING THE ACQUISITION OF  
IMPROVEMENTS AND EXTENSIONS TO THE SEWERAGE  
PORTION OF THE EXISTING PUBLIC COMBINED  
WATERWORKS AND SEWERAGE SYSTEM AND  
TEMPORARILY FINANCING OF THE COST THEREOF, NOT  
OTHERWISE PROVIDED, AND PAYING COSTS OF  
ISSUANCE AND RELATED COSTS, THROUGH THE  
ISSUANCE OF THE COMBINED WATERWORKS AND  
SEWERAGE SYSTEM BOND ANTICIPATION NOTE, SERIES  
2018 (BANK QUALIFIED) OF THE CITY OF WHEELING IN  
THE AGGREGATE PRINCIPAL AMOUNT OF NOT MORE  
THAN \$10,000,000; PROVIDING FOR THE RIGHTS AND  
REMEDIES OF, AND THE SECURITY FOR, THE REGISTERED  
OWNER OF SUCH NOTE; AUTHORIZING THE EXECUTION  
AND DELIVERY OF A TAX CERTIFICATE, REQUEST FOR  
PROPOSALS, A TAX COMPLIANCE POLICY AND OTHER  
DOCUMENTS; AUTHORIZING THE SALE AND PROVIDING  
FOR THE TERMS AND PROVISIONS OF SUCH NOTE AND  
ADOPTING OTHER PROVISIONS RELATING THERETO.

**THOSE WISHING TO BE HEARD**

Nathan Weekley, 123 South St, speaks on an Eagle Scout project he has in process on completing in Woodsdale. He is asking for the city's assistance in concrete work and dog waste stations.

Mr. Thalman moved, seconded by Ms. Scatterday to suspend the regular order of business to enter executive session to discuss property acquisition at 5:50 p.m.

Mr. Thalman moved, seconded by Ms. Scatterday to resume regular order of business at 6:29 p.m.

There being no further business, Mr. Thalman moved, seconded by Ms. Scatterday, to adjourn. Motion carried. Time 6:29 p.m.

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City Clerk

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Mayor