

September 15, 2026

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

On roll call, the following were present:

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

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Absent:

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Mr. Palmer moved, seconded by Mr. Thorngate that the minutes of September 1, 2026 meeting be accepted as received. All in favor. Motion Carried.

Mr. Sklavounakis, seconded by Ms. Cain moved to exit the regular order of business to conduct a public hearing on the Fiscal Year 2025 Consolidated Annual Performance and Evaluation Report (CAPER). All in Favor Motion Carried.

No one signed up for the hearing. Mr. Sklavounakis moved, seconded by Ms. Cain to resume the regular order of business. All in favor. Motion Carried.

MAYOR'S REPORT

Mayor Magruder thanked Rabbi Joshua Lief, Lou Vargo and all those involved in the 20th Anniversary 9/11 Remembrance Ceremony held at Heritage Port. Mayor Magruder also noted the success of the Military Banner Program, now with 438 banners hung throughout the city.

UNFINISHED BUSINESS

GM Baker & Son Well #3 Pump Rehab-Water Treatment Plant

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$19,018.00 TO GM BAKER & SON MOODY'S OF DAYTON, OF COLUMBUS, OH FOR WELL PUMP #3 REHAB TO BE CHARGED TO WATER

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

The vote on the motion resulted as follows

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

-7

NOES:

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

Amending & Reenacting Article 787.55(d)(1)

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING AMENDING AND REENACTING ARTICLE 787.55(d)(1) OF THE BUSINESS REGULATION AND TAXATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF WHEELING ENTITLED NEW DEVELOPMENT AND BUSINESS EXPANSION TAX CREDIT TO MAKE THE MINIMUM NUMBER OF FULL TIME EMPLOYEES ANALOGOUS TO OTHER TAX CREDIT OF THE CODE

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

-7

NOES:

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

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Bearcom-Equipment & Installation-WPD

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$74,618.04 WITH BEARCOM OF DALLAS, TX, FOR EQUIPMENT TO OUTFIT POLICE VEHICLES TO BE CHARGED TO POLICE DEPARTMENT

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

The vote on the motion resulted as follows

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

NOES: -0

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

Jim Shorkey Auto Group-Dodge Durango Pursuits-WPD

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$167,732.00 WITH JIM SHORKEY FORD OF IRWIN, PA FOR FOUR (4) 2027 DODGE DURANGO PURSUITS TO BE CHARGED TO THE POLICE DEPARTMENT

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

The vote on the motion resulted as follows

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

NOES: -0

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

Yahn Electric- Rhombus System-WFD-CSF

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$116,454.00 WITH YAHN ELECTRIC COMPANY INC. OF WHEELING WV FOR RHOMBUS VIDEO SYSTEM FOR WHEELING FIRE DEPARTMENT TO BE CHARGED TO THE CITY SERVICE FEE

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

The vote on the motion resulted as follows

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

NOES: -0

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

Verdantas Elm Terrace/ Gaewood Storm Water Sewer Improvements-WPCD

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$95,500.00 WITH VERDANTAS OF WHEELING WV FOR ENGINEERING SERVICES FOR ELM TERRACE AND GAEWOOD STORM WATER IMPROVEMENTS TO BE CHARGED TO WATER POLLUTION CONTROL

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

The vote on the motion resulted as follows

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

NOES: -0

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

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Yahn Electric- Network Segmentation-General Fund

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$29,950.00 WITH YAHN ELECTRIC COMPANY INC. OF WHEELING WV FOR NETWORK SEGMENTATION TO BE CHARGED TO THE GENERAL FUND

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

The vote on the motion resulted as follows

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

NOES: -0

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

OVADC Transfer- TIF Project Fund- Economic Development

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO TRANSFER FUNDS IN THE AMOUNT OF \$575,000 FROM THE TIF PROJECT FUND TO OHIO VALLEY AREA DEVELOPMENT CORPORATION (OVADC) FOR ECONOMIC DEVELOPMENT PURPOSES

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

NOES: -0

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

Mr. Assaro moved, seconded by Ms. Cain to accept the Planning Commission Minutes from June 8, 2026, BZA Minutes from July 16, 2026, GWSEA Minutes from June 30, 2026, Arts & Cultural Commission Minutes from July 14, 2026, and Hall of Fame Board Minutes from July 14, 2026 which were held over be accepted as received. All in favor. Motion Carried.

REMARKS FROM MEMBERS OF COUNCIL

Mr. Palmer reminded of the Ward 6 Crime Watch Meeting tomorrow evening at 5:30pm at the Elm Grove Civics. Mr. Palmer also updated on progress made on the TCI Building Demolition and noted the Elm Grove Business Association salvaged the historic bars off the windows with plans to incorporate back into the community.

REPORT OF COMMITTEES

Mr. Sklavounakis, seconded by Mr. Thorngate moved to accept the Finance Committee Minutes from September, 2026 as received. All in favor. Motion Carried.

REPORT OF CITY MANAGER

City Manager recommended resident Elliott Albert to serve on the Planning Commission, Mr. Palmer, seconded by Mr. Sklavounakis moved to approve the recommendation. All in favor. Motion Carried. Mr. Herron noted Washington Avenue Bridge should be completed by October 19th once all paving is completed. The TCI Building demolition is almost complete and the Junior Avenue bridge has been reopened. DLAP funding was approved for 9 residential properties for demolition. Mr. Herron noted the good news that FEMA funding has been released with 1470 and Gregsville ballfield to be repaired using the funding. Bid openings will be in October for work to be

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completed at the locations by December 31st. Mr. Sklavounakis asked City Manager to partner with DOH to make sure traffic lights are synced properly on National Road in Woodsdale as travel has become difficult.

ORIGINAL PROPOSITIONS

Savage Construction-Eoff Street Sidewalk Replacement

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$55,000.00 WITH SAVAGE CONSTRUCTION CO. INC., OF WHEELING, WV, FOR EOFF STREET SIDEWALK REPLACEMENT PROJECT TO BE CHARGED TO WPCD

Mr. Assaro, seconded by Mr. Seidler moved for a second read of the ordinance to expediate work. All in favor. Motion Carried.

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

The vote on the motion resulted as follows

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

NOES: -0

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

Rally Exterior Solutions-Exterior Lights Centre Market- Project Fund

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$22,876.75 WITH RALLY EXTERIOR SOLUTIONS OF TILTONSVILLE, OH FOR THE PURCHASE OF LIGHTING FOR CENTRE MARKET UPPER AND LOWER MARKET HOUSES TO BE CHARGED TO PROJECT FUND

Ms. Cain, seconded by Mr. Sklavounakis moved for a second read of the ordinance to expediate work. All in favor. Motion Carried.

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

The vote on the motion resulted as follows

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

NOES: -0

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

Merry K9 Services-Canine and Training-WV State Asset Forfeiture

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$19,000.00 WITH MERRY K9 SERVICES LLC OF NORWICH, OH FOR THE PURCHASE OF A POLICE NARCOTICS CANINE AND TRAINING TO BE CHARGED TO STATE WV ASSET FORFEITURE

Traffic Rule- No Parking Zone- Highland Avenue

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO ESTABLISH A NO PARKING ZONE ALONG THE WEST SIDE OF HIGHLAND AVENUE

Traffic Rule- No Parking Zone- Delaware & South Broadway Streets

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO CREATE A NO PARKING ZONE ALONG THE CORNER OF S. BROADWAY STREET AND DELAWARE STREET INTERSECTION

Traffic Rule- Crosswalks- Lynwood, Seibert and Caramel Road

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO INSTALL CROSSWALKS AND APPROPRIATE SIGNAGE AT THE INTERSECTIONS OF LYNWOOD, SEIBERT AND CARMEL ROAD

Traffic Rule-Mirror- Louisa & Mclain Avenue Intersection

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO INSTALL A TRAFFIC MIRROR NEAR THE INTERSECTION OF LOUISA AVENUE AND MCLAIN AVENUE

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Traffic Rule- Fulton Truck Route

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WHEELING TO DESIGNATE AND INSTALL TRAFFIC SIGNAGE FOR TRUCK ROUTE IN FULTON

Wheeling Park Commission- 2026 Bond Ordinance (1st read)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT MORE THAN \$20,000,000.00 AGGREGATE PRINCIPAL AMOUNT OF OGLEBAY PARK IMPROVEMENT REVENUE BONDS, SERIES 2026 A AND SERIES 2026 B, FOR THE FINANCING OF A PORTION OF THE COSTS OF CERTAIN IMPROVEMENTS TO FACILITIES LOCATED AT OGLEBAY PARK; PROVIDING FOR THE COSTS OF ISSUANCE OF THE ABOVE BONDS; PROVIDING FOR THE RIGHTS AND REMEDIES OF AND SECURITY FOR THE REGISTERED OWNERS OF SUCH BONDS; AUTHORIZING THE SALE AND PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH BONDS; AND ENACTING OTHER PROVISIONS RELATING THERETO

Cast & Baker- Water Line Repairs-Water Department

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$48,800.00 WITH CAST & BAKER CORPORATION OF CANNONSBURG PA FOR STREET PAVING DUE TO WATER LINE REPAIRS TO BE CHARGED TO WATER DEPARTMENT

Mr. Palmer, seconded by Mr. Thorngate moved for a second read of the ordinance to expediate work. 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: Assaro, Cain, Magruder, Seidler, Sklavounakis, Thorngate, Palmer -7

NOES: -0

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

Ohio-WV Excavating-Glenwood Road- RCIP

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$392,000.00 WITH OHIO WEST VIRGINIA EXCAVATING COMPANY OF POWHATAN POINT OH, FOR EMERGENCY REPAIRS FOR A PILING WALL DUE TO SLIPS ON GLENWOOD ROAD TO BE CHARGED TO RCIP

Mr. Assaro, seconded by Ms. Cain moved for a second read of the ordinance to expediate work. All in favor. Motion Carried.

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

The vote on the motion resulted as follows

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

NOES: -0

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

Grae Con Construction Inc- WTP Sludge Dewatering- 2025 Bond

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$767,290.00 WITH GRAE-CON CONSTRUCTION INC OF STEUBENVILLE OH FOR WASTEWATER TREATMENT PLANT SLUDGE DEWATERING IMPROVEMENTS TO BE CHARGED TO 2025 BOND

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Mr. Sklavounakis, seconded by Mr. Thorngate moved to exit the regular order of business to allow for public comment before next resolution is read. All in favor. Motion Carried.

Polly Barks of Wheeling, WV spoke in opposition to the MOU.

Heather Bailey of Wheeling, WV spoke in opposition to the MOU.

Aidan Kosol of Wheeling, WV spoke in opposition to the MOU.

Andrew Mull of Wheeling, WV spoke in opposition to the MOU.

Marc Hannah of Wheeling, WV spoke in opposition to the MOU.

Anthony Edmund of Wheeling, WV spoke in opposition to the MOU.

Amanda McWhorter of Wheeling, WV spoke in opposition to the MOU.

Belinda Schmidt of Wheeling, WV spoke in opposition to the MOU.

Megan Ondeck of Wheeling, WV spoke in opposition to the MOU.

Katie Schwertfeger of Wheeling, WV spoke in opposition to the MOU.

Liz Stephens of Wheeling, WV spoke in opposition to the MOU.

Joshua Deshong of Wheeling, WV spoke in opposition to the MOU.

Julio Corona of Wheeling, WV spoke in opposition to the MOU.

Mr. Sklavounakis seconded by Mr. Thorngate moved to resume the regular order of business. All in favor. Motion Carried.

Resolution- MOU- Silicon Foundry Energy LLC

A RESOLUTION OF THE COUNCIL OF THE CITY OF WHEELING AUTHORIZING THE CITY MANAGER TO ENTER INTO A BINDING MEMORANDUM OF UNDERSTANDING WITH SILICON FOUNDRY ENERGY, LLC REGARDING MATTERS CONCERNING NON- CERTIFICATION AS A HIGH IMPACT DATA CENTER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHEELING, WEST VIRGINIA REGARDING THE REIMBURSEMENT OF CERTAIN PRELIMINARY EXPENDITURES FROM THE PROCEEDS OF BONDS

The resolution was read by title. Mr. Palmer, seconded by Mr. Seidler moved to adopt the resolution. All in favor. Motion Carried.

The vote on the motion resulted as follows

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

-6

NOES: Assaro

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

Resolution Reimbursement 2026 Bond

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHEELING, WEST VIRGINIA REGARDING THE REIMBURSEMENT OF CERTAIN PRELIMINARY EXPENDITURES FROM THE PROCEEDS OF BONDS

The resolution was read by title. Mr. Thorngate seconded by Mr. Sklavounakis moved to adopt the resolution. All in favor. Motion Carried.

The vote on the motion resulted as follows

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

-7

NOES:

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

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Those Wishing to be Heard

Weslynn Davis of Wheeling, WV spoke in regards to Serenity Hills.

Erica Brigger of Wheeling, WV spoke in regards to Serenity Hills

Melissa Burch of McMchen WV spoke in regards to the Homeless Task Force

Jessica Glessner of Wheeling, WV spoke in regards to criminal activity.

There being no further business to discuss Mr. Sklavounakis, seconded by Mr. Thorngate, moved to adjourn.

Time: 6:46pm