

**CITY OF WEIRTON
MONDAY, FEBRUARY 8, 2021
COUNCIL MEETING – REGULAR
OPEN TO THE PUBLIC
7:00 p.m.
MILLSOP COMMUNITY CENTER – WEIRTON ROOM**

PRAYER

PLEDGE OF ALLEGIANCE

MEETING CALLED TO ORDER

ROLL CALL

MAYOR'S AWARDS AND PROCLAMATIONS

- Certificate in Memory of Former City of Weirton Police Chief, Edward Frankovitch
- Proclamation – Black History Month

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

- January 4, 2021 – Special Meeting
- January 11, 2021 – Regular Meeting
- January 28, 2021 – Special Meeting

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

UNFINISHED BUSINESS:

1. A Resolution to Authorize Financial Support by the City of Weirton to the Business Development Corporation (BDC) (\$33,062.50). (Councilman Marsh) (Tabled January 11, 2021)

NEW BUSINESS:

1. A Resolution to Place Liens Against Real Properties for Costs Incurred in Demolition of Unsafe Properties Pursuant to Ordinance 250 (3613 Wood Street) (\$16,047.00). (City Manager)
2. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Rescind Ordinance 2143, Amendment No. 835, which Rescinded Ordinance No. 2033, that Established a Handicap Parking

Stall at 216 Lane Street, and Re-Implement a Dedicated Handicap Parking Stall at 216 Lane Street. (Councilman Weigel)

3. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Amend Ordinance No. 1123 to Establish Permanent Year-Round No Parking on Both Sides of Laurel Circle from the Intersection with Marie Ave. Past the Duplex Driveway Located at 99 Laurel Circle. (Councilman Weigel)
4. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Reduce the Speed Limit on Overbrook Drive by Ten Miles Per Hour from its Current 25 Miles Per Hour to 15 Miles Per Hour. (Councilman Connell)
5. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Lane J, at the Corner of Hillcrest Road and Lane J. (Councilman Fracasso)
6. An Ordinance to Place 20 Feet of Yellow Curbing on Hillcrest Road, Starting at the Fence on the Property Line of 153 Hillcrest Road Extending Down the Hill for 20 Feet. (Councilman Fracasso)
7. A Resolution to Enter Into Contract for the Purchase of One (1) Zero Turn World Lawn Z Cobra 52" Riding Mower. (\$7,159.00) (City Manager)
8. A Resolution to Enter Into Contract with Assured Partners Company/Pro Ventures, LLC for Zurich American Insurance Company Property and Liability Insurance Coverage for the City of Weirton (\$535,500.00) (WV Surcharge \$2,943.87). (City Manager)
9. A Resolution to Authorize the City Manager to Enter Into Settlement Agreement and Release With Plaintiffs, the Weirton Police Department's Officers in Charge (OIC), in Beatty, et al, v. City of Weirton (\$117,500.00). (City Manager)
10. A Resolution to Authorize Revisions to the 2020-2021 Fiscal Year General Fund Budget. (City Manager)
11. A Resolution to Authorize Revisions to the 2020-2021 Fiscal Year Coal Severance Fund Budget. (City Manager)

CITY MANAGER AND DEPARTMENTAL REPORTS

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

ADJOURNMENT

PRAYER

INFORMATIONAL COUNCIL MEETING

Monday, February 8, 2021

MILLSOP COMMUNITY CENTER – WEIRTON ROOM

6:55 p.m.

**MEETING MINUTES
WEIRTON CITY COUNCIL**

Regular Council Meeting
Millsop Community Center – Weirton Room
Weirton, WV 26062

Monday, February 8, 2021, 7:00 p.m.

Assistant City Manager, DeeAnn Pulliam recited the opening prayer.

Mayor Harold Miller led the Pledge of Allegiance and called the meeting to order.

City Clerk Kimberly Long conducted roll call.

ROLL CALL

Mayor and Council Members in Attendance

Harold E. Miller	Mayor	IN PERSON
Tim Connell	Councilmember Ward 1	BY TELEPHONE
Mike Adams	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

Charlie Kush	Police Chief	IN PERSON
Kevin Himmelrick	Fire Chief	IN PERSON
Butch Mastrantoni	Utilities Director	IN PERSON
Rik Rekowski	Library Director	BY TELEPHONE
Rod Rosnick	Public Works Director	IN PERSON
Donna Gialluco	Weirton Transit Manager	IN PERSON
Jessica Gumm	Planning and Development Director	IN PERSON
W. Coty Shingle	Park Board Executive Director	IN PERSON
Diana Smoljanovich	Finance Director	IN PERSON
Matt Burskey	Code Official	IN PERSON
Pamela Wright	Employee Benefits Administrator	IN PERSON
Joseph DiBartolomeo	City Manager	IN PERSON
DeeAnn Pulliam	Assistant City Manager	IN PERSON
Vincent S. Gurrera, Esq.	City Attorney	IN PERSON
Brian Stewart	IT Analyst	IN PERSON
Kimberly Long	City Clerk	IN PERSON

MAYOR'S AWARDS AND PROCLAMATIONS

CERTIFICATE in Memory of Former City of Weirton Police Chief, Edward Frankovitch

A highly dedicated man who's leadership and eagerness to serve was a living example to others. His dedication and devotion will be missed by all.

PROCLAMATION – Black History Month

NOW, THEREFORE, BE IT RESOLVED, that I, Harold E. Miller, Mayor of the City of Weirton, West Virginia, do hereby proclaim February as **Black History Month** in the City of Weirton and encourage all residents to recognize African Americans in their contributions in making our City, and our Nation what it is today.

CITIZENS' REMARKS

Citizen Ed Bowman gave remarks about the Water Board.

Citizen Jim McHenry inquired about the status on his previous request for information.

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

January 4, 2021, Special Council Meeting Minutes

Motion to Approve the January 4, 2021, Special Council Meeting Minutes:

Councilman Connell

Motion Approved: 7/0

January 11, 2021, Regular Council Meeting Minutes

Motion to Approve the January 11, 2021, Regular Council Meeting Minutes:

Councilman Connell

Motion Approved: 7/0

January 28, 2021, Special Council Meeting Minutes

Motion to Approve the January 28, 2021, Special Council Meeting Minutes:

Councilman Connell

Motion Approved: 7/0

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

Councilman Fred Marsh reported that the Finance Committee recommends all finance related items on tonight's agenda to Council.

UNFINISHED BUSINESS:

1. A Resolution to Authorize Financial Support by the City of Weirton to the Business Development Corporation (BDC) (\$33,062.50). (Councilman Marsh) (Tabled January 11, 2021)

Motion to take from the table: Councilman Marsh

Motion approved: 7/0

Discussion: When asked about the discrepancy between the rate sheet that was first provided by the BDC and the amount the City was being invoiced, it was confirmed by the BDC that the rate sheet originally provided was provided in error and was from 2010. Since then, the rates have increased, and the most current rate sheet dated 2019 has since been provided to council showing the new rate to reflect the invoice amount.

Motion to Approve: Councilman Weigel

Motion Approved: 7/0

NEW BUSINESS:

1. A Resolution to Place Liens Against Real Properties for Costs Incurred in Demolition of Unsafe Properties Pursuant to Ordinance 250 (3613 Wood Street) (\$16,047.00). (City Manager)

Motion to Approve: Councilman Fracasso

Motion Approved: 7/0

2. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Rescind Ordinance 2143, Amendment No. 835, which Rescinded Ordinance No. 2033, that Established a Handicap Parking Stall at 216 Lane Street, and Re-Implement a Dedicated Handicap Parking Stall at 216 Lane Street. (Councilman Weigel)

Motion to Approve: Councilman Weigel

Motion Approved: 7/0

3. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Amend Ordinance No. 1123 to Establish Permanent Year-Round No Parking on Both Sides of Laurel Circle from the Intersection with Marie Ave. Past the Duplex Driveway Located at 99 Laurel Circle. (Councilman Weigel)

Motion to Approve: Councilman Weigel

Motion Approved: 7/0

4. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Reduce the Speed Limit on Overbrook Drive by Ten Miles Per Hour from its Current 25 Miles Per Hour to 15 Miles Per Hour. (Councilman Connell)

Motion to Approve: Councilman Connell

Motion Approved: 7/0

5. An Ordinance to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Lane J, at the Corner of Hillcrest Road and Lane J. (Councilman Fracasso)

Motion to Approve: Councilman Fracasso

Motion Approved: 7/0

6. An Ordinance to Place 20 Feet of Yellow Curbing on Hillcrest Road, Starting at the Fence on the Property Line of 153 Hillcrest Road Extending Down the Hill for 20 Feet. (Councilman Fracasso)

Motion to Approve: Councilman Fracasso

Motion Approved 7/0

7. A Resolution to Enter Into Contract for the Purchase of One (1) Zero Turn World Lawn Z Cobra 52" Riding Mower (\$7,159.00). (City Manager)

Motion to Approve: Councilman Weigel

Motion Approved: 7/0

8. A Resolution to Enter Into Contract with Assured Partners Company/Pro Ventures, LLC for Zurich American Insurance Company Property and Liability Insurance Coverage for the City of Weirton (\$535,500.00) (WV Surcharge \$2,943.87). (City Manager)

Motion to Approve: Councilman Fracasso

Discussion: Three insurance carriers submitted proposals and presentations were given by each one. A big part in the Finance Committee's recommendation was the excellent treatment the City received over this past year with their current carrier when it came to claims.

Motion Approved: 7/0

9. A Resolution to Authorize the City Manager to Enter Into Settlement Agreement and Release With Plaintiffs, the Weirton Police Department's Officers in Charge (OIC), in Beatty, et al, v. City of Weirton (\$117,500.00). (City Manager)

Motion to Approve: Councilman Fracasso

Motion Approved: 7/0

10. A Resolution to Authorize Revisions to the 2020-2021 Fiscal Year General Fund Budget. (City Manager)

Motion to Approve: Councilman Marsh

Second: Councilman Fracasso

Roll Call Vote was Required for the Motion:

Councilman Tim Connell Yes

Councilman Mike Adams Yes

Councilman Fred Marsh Yes

Councilman George Ash Yes

Councilwoman Flora Perrone Yes

Councilman Enzo Fracasso Yes

Councilman Terry Weigel Yes

Motion Approved: 7/0

11. A Resolution to Authorize Revisions to the 2020-2021 Fiscal Year Coal Severance Fund Budget. (City Manager)

Motion to Approve: Councilman Marsh

Second: Councilman Fracasso

Roll Call Vote was Required for the Motion:

Councilman Tim Connell Yes

Councilman Mike Adams Yes

Councilman Fred Marsh Yes

Councilman George Ash Yes

Councilwoman Flora Perrone Yes

Councilman Enzo Fracasso Yes

Councilman Terry Weigel Yes

Motion Approved: 7/0

CITY MANAGER AND DEPARTMENTAL REPORTS

Parks and Recreation – Coty Shingle – The next Park Board meeting will be held next Thursday at 8:00 a.m. The Center has lost about \$150,000 in operational revenue and at this time there is no state or federal government plan to refund that. On March 1st some programs at the Center will be restarted.

Fire Department – Chief Himmelrick – provided the details regarding the viewing and funeral arrangements for Lt. Brian Ritchie.

Code – Matt Burskey – Demolition has been done on the structure located on city property next to the Gilson Avenue fire station.

Planning and Development – Jessica Gumm – The AFG Grant for the new fire truck will be turned in this Friday. All letters of support have been received and the fire union reviewed it and recommended we include more details, which we have done. Madison Acquisitions stated that regarding the old Kmart building, within 30 days they will be submitting a new plan for the parking lot and for the second addition. Regarding the Park Drive project, after we receive the WV DOH permits and specs, we will be able to submit to the EPA for approval. Once they approve it, it will go out to bid and then we will be under construction, possibly late March or early April.

Utilities – Water and Sewer – Butch Mastrantoni – We are continuing to work on the design elements for both plant upgrades, and these elements are about 40-48% complete. We are also focusing on the entire financing package associated with each project. The WIFIA award we received covers up to 49% of the project so we are responsible to find the rest of the funding. We are preparing to submit an application for a Federal EDA grant, at a minimum for the water plant.

Public Works – Rod Rosnick – We continue to remain short on personnel and have to move employees around to drive the plow trucks when necessary. It is very important that citizens try to keep their cars off the street in order for the plow trucks to be able to get through to clear the snow.

Weirton Transit – Donna Gialluco – The next Transit Board meeting will be held on Wednesday. We have updated our signage to reflect the FTA guidelines that drivers and passengers must have a mask on the whole time they are on the buses. With the medical Marijuana dispensaries coming to our area, there were questions. Information provided by the FTA states that because medicinal marijuana is not federally legal, it is only legal in certain states, it is still considered a substance that cannot be in your system if you get drug tested. Thanks was extended to Public Works for the great work on the roads that helps keep the transit vehicles on the roads during the snow days.

Police Department – Chief Kush – We were just informed last week that the mandatory July fiscal yearly 16 hours of in-service training that was previously waived, still has to be completed by July 1st. One of our probationary officers resigned this past weekend.

Assistant City Manager, DeeAnn Pulliam – The annual state auditor’s budget workshop will be held on February 11 and February 25, 2021, and will be streamed in Room 201. More points of contacts are being made for various issues (e.g. hanging lines/wires, trees, lighting) that we face throughout the city. The pipe issue at the Rail Trail has been resolved and communication lines for the Park Board been opened regarding slag on the trail.

Information Technology Department – Brian Stewart - Work continues on the installation of the AV equipment in Room 201. After that is completed, the work will begin on Council Chambers, with the Weirton Room at the Community Center to follow.

Finances – Diana Smoljanovich – The auditors are here this week if one or more council members are available to stop in on Wednesday or Thursday to meet with them.

City Manager, Joseph DiBartolomeo – To address the traffic light issues at Cove and Penco Roads and Cove Road and Three Spring Drive, it was noted the state of WV has only one crew that manages and repairs lights for the whole state. The cameras are out and one card for the cameras costs about \$3,000.00. Discussion on the City’s responsibility regarding the lights is ongoing.

Library - Rik Rekowski – There is a display in the Library’s lobby in celebration of Black History Month. Federal and state tax forms are now available. The PBS Kids Writers Contest has begun. The contest encourages children in grades K through 5 to submit their own original illustrated stories for the chance to win prizes. The entry deadline is March 31, 2021.

MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS

No additional comments were made

ADJOURNMENT

Motion to Adjourn: Councilman Weigel

Motion Approved 7/0

Councilman Tim Connell recited the closing prayer.

Minutes approved at the March 8, 2021, Regular City Council Meeting.

Signed: *Kimberly Long*, City Clerk