

**CITY OF WEIRTON  
MONDAY, MAY 10, 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

- Proclamation - National Foster Care Month – Greg and Tara Shepherd
- Proclamation - National Kids to Parks Day
- Certificate of Recognition – Gus and Aggie Monezis

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

- April 12, 2021 – Regular Council Meeting
- April 20, 2021 – Public Hearing and Special Council Meeting

FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT

UNFINISHED BUSINESS:

1. Second Reading of Ordinance No. 2152 to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Haley Drive at the Intersection of Haley Drive and Valley View Drive. (Councilman Weigel)
2. Second Reading of Ordinance No. 2153 to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Valley View Drive at the Intersection of Valley View Drive and Culler Road. (Councilman Weigel)
3. Second Reading of Ordinance No. 2154 Modifying Ordinance #1733 Implementing New Rules and Regulations for the Weirton Fire Department Personnel. (Councilman Connell)

NEW BUSINESS:

1. A Resolution to Enter Into Contract for Fireworks Display for the City of Weirton's 2021 Fourth of July Observance (\$17,000.00). (City Manager)
2. A Resolution to Enter Into Agreement for OM & R Cost Shared Program for Harmon Creek Watershed Structures (\$10,000.00). (City Manager)
3. A Resolution to Enter Into Contract for the Purchase of Multifunction Imaging Systems for Various City Departments (\$42,699.91). (City Manager)
4. A Resolution to Enter into a Facility Services Rental Service Agreement with Cintas Corporation for Floor Mats in the Weirton Municipal Building (\$60.90 biweekly service). (City Manager)
5. A Resolution for the B-21 Community Development Block Grant (CDBG) (\$417,720.00). (City Manager)
6. A Resolution Authorizing Participation in the Northern Panhandle Home Consortium for the Period of July 1, 2021 to June 30, 2022. (City Manager)
7. A Resolution to Authorize the City Manager to Submit an Application to the West Virginia Department of Transportation, Division of Highways, for the WV FY 2021 Industrial Access Road Program. (City Manager)
8. An Ordinance of the City of Weirton, West Virginia, Amending Part XIII, Chapter 1, Section 1301.01 of the Weirton Code of Ordinances to Delete References to the 2005 Unified Development Ordinance and Adopting a Unified Development Ordinance Update Dated May 2021 In Its Place. (City Manager)
9. An Ordinance Establishing that a Floodplain Exists and Requiring All Contractors, Persons, Partnerships, Businesses, And Corporations to Obtain a Permit for Development and the Construction, Substantial Improvement, or Relocation of any Building or Structure; Providing for Certain Minimum Standards for Construction Within the Floodplain Area and Setting Forth Special Procedures for Submission and Approval of Plans; and Establishing Penalties for any Person Who Fails to Comply With the Requirements or Provisions of this Ordinance. (City Manager)
10. A Resolution to Repair the 2017 Ford F-550 Sanitation Truck in the Sanitation Department at Public Works (\$4,383.15). (City Manager)
11. A Resolution to Enter Into Contract for the Purchase of One (1) Speed Patrol Trailer for the Street Department at Public Works (\$8,507.00). (City Manager)
12. An Ordinance Modifying Ordinance #1313, as Amended, Establishing New Minimum and Maximum Salary Levels of Specific Non-Union Municipal Employees Within Specific Departments of the City of Weirton General Fund and Adding/Eliminating Specific Positions. (City Manager)
13. A Resolution to Enter Into Contract with Court Solutions for Credit Card Processing Services to Collect Municipal Court Payments. (City Manager)

14. A Resolution Re-Appointing Mr. George Ash to the Water Board for the City of Weirton.  
(Councilman Fracasso)
15. A Resolution Re-Appointing Ms. Rose Volpi to the Housing Authority for the City of Weirton.  
(Mayor Miller)
16. A Resolution Re-Appointing Mr. Rudy McAllister to the Housing Authority for the City of Weirton.  
(Mayor Miller)
17. A Resolution to Terminate the Agreement with the Weirton Christian Center for the Recreational Use of Property Located at Virginia Avenue and Orchard Street (Virginia Avenue Playground). (City Manager)
18. A Resolution to Authorize Revisions to the 2020-2021 Fiscal Year General Fund Budget. (City Manager)
19. 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, May 10, 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, May 10, 2021, 7:00 p.m.

**Councilman Tim Connell** recited the opening prayer and led the Pledge of Allegiance.

**Mayor Harold Miller** 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	IN PERSON
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	ABSENT
Kevin Himmelrick	Fire Chief	IN PERSON
Butch Mastrantoni	Utilities Director	IN PERSON
Rik Rekowski	Library Director	IN PERSON
Rod Rosnick	Public Works Director	IN PERSON
Donna Gialluco	Weirton Transit Manager	BY TELEPHONE
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	ABSENT
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**

### **PROCLAMATION – National Foster Care Month – Greg and Tara Sheperd**

***NOW, THEREFORE, BE IT RESOLVED**, that I, Harold E. Miller, Mayor of the City of Weirton, West Virginia, do hereby proclaim May as "**National Foster Care Month**" in the City of Weirton and honor **Greg and Tara Sheperd**, who have dedicated their lives to provide children with the comfort and safety of a place to call home as well as give them the love and security that all children deserve.*

### **PROCLAMATION – National Kids to Parks Day – Weirton Board of Park and Recreation Commissioners**

***NOW, THEREFORE, I, Harold E. Miller, Mayor of the City of Weirton, West Virginia**, do hereby proclaim Saturday, May 15, 2021, Kids to Parks Day in the City of Weirton and encourage residents to take their children to a neighborhood, state, or national park. I thank the Weirton Board of Park and Recreation Commissioners for their dedication and commitment to making Weirton a better place.*

### **CERTIFICATE OF RECOGNITION – Gus and Aggie Monezis**

*We thank you for your great contributions to the City of Weirton and surrounding communities. Your generosity and service to many organizations and causes is admirable. Thank you for your dedication and faithfulness.*

## **CITIZENS' REMARKS**

**Savannah Guz – Weirton Area Museum and Cultural Center** gave updates on the activities and the programs taking place at the Museum and asked for Council's consideration to support by investing in the Museum for continuation and expansion of its programs.

**Karen Harris** – voiced concerns about the replacement of gas lines, Juneteenth funding, and garbage on West Street.

**Amy Perez** – voiced concerns of speeding on Powers Road and would like consideration of a 4 - way stop sign to be placed at the intersection of the alley, speed limit signs, rumble strips and more police patrols to help with the speeding.

**Craig Shoup** – requested information on the allocation of the approximate \$10M that the City will be receiving from the American Rescue Plan Fund. He also commented on the poor condition of the City's streets and questioned if the City performs a cost analysis on paving versus putting asphalt down.

**Jonathan Curenton** – announced the Juneteenth celebration taking place on June 19, 2021, at the Weirton Event Center.

**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**

**April 12, 2021, Regular Council Meeting Minutes**

**Motion to Approve the April 12, 2021, Regular Council Meeting Minutes:**

**Councilman Ash**

**Motion Approved: 7/0**

**April 20, 2021, Public Hearing and Special Council Meeting Minutes**

**Motion to Approve the April 12, 2021, Public Hearing and Special Council Meeting Minutes:**

**Councilman Connell**

**Motion Approved: 6/0**

**Councilman Marsh abstained from voting due to not being in attendance at the meeting.**

**FINANCE COMMITTEE COMMENTS/FINANCIAL REPORT**

**Councilman Fred Marsh** reported that the Finance Committee approved all finance-related items on tonight's agenda except for two items. Agenda Item #4 was denied because there is a local company that offers the same services and the Committee would like to see numbers on that because they pay the local fees. Agenda Item #12 was not even discussed and died due to lack of a motion.

**UNFINISHED BUSINESS:**

1. Second Reading of Ordinance No. 2152 to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Haley Drive at the Intersection of Haley Drive and Valley View Drive. (Councilman Weigel)  
**Motion to Approve: Councilman Weigel**  
**Motion Approved: 7/0**
2. Second Reading of Ordinance No. 2153 to Amend the Traffic Control Map Ordinance No. 214, to Place a Stop Sign on Valley View Drive at the Intersection of Valley View Drive and Culler Road. (Councilman Weigel)  
**Motion to Approve: Councilman Weigel**  
**Motion Approved: 7/0**

Before the reading of Item #3, Councilman Connell requested the opportunity to address the members of Council. This current administration worked hard to bring businesses back into the City. The safety of the City is what is bringing businesses and development here. Due to this development, there will be many more buildings and structures that will have to be defended. During the last contract negotiations with the fire department, they were changed from a 48-hour schedule to a 56-hour schedule and took it from a 2-platoon to a 3-platoon department, but failed to promote a captain for this third platoon. Under our City charter, it says that we should do this. The bottom line is safety.

3. Second Reading of Ordinance No. 2154 Modifying Ordinance #1733 Implementing New Rules and Regulations for the Weirton Fire Department Personnel. (Councilman Connell)  
**Motion to Approve: Councilman Connell**

**Discussion: Councilman Marsh** requested information on what impact a new position will have on the budget – specifically, how it would decrease the overtime. **Chief Himmelrick** stated that this will not eliminate all overtime, but since 2019 the plan was to hire 5 firefighters and promote one captain. This process will only cost the city about \$7,000.00. When someone is off, which is every day because the department runs an eight-man schedule with an eight-man minimum, one shift at a time, instead of having to call out an officer, a firefighter would be called out. This does not mean that another firefighter would need hired to fill a position, although it has been requested to hire 2 more firefighters in order to get all three shifts to 9 guys. That would be the overtime savings. Basically, this will be an almost zero factor in our budget by promoting and not having to call out officers to fill the shift. If we were able to hire 2 firefighters today, those firefighters would not cost the city anything for the rest of their careers because every day that they're out it would save us on overtime. We applied for 3 firemen under the SAFER Grant. If we were to hire 2 and get 3 from the SAFER Grant, it would bring us to 10 firefighters per shift. This would allow for one officer and one firefighter off every day without having to pay any overtime. The only way it would cost overtime is if we already had 2 guys off and one guy reports off. Right now, we have one captain that reviews the building permits, another firefighter, and two guys are in training to do it. **Finance Director, Diana Smoljanovich**, confirmed that there are 2 new positions allocated for in next year's budget. **City Manager, Joe DiBartolomeo**, stated that what is in front of Council to vote on tonight is to establish another position – the position of captain. In the charter it states that those captains were designed to run the firehouses, not the shifts. The City's population has decreased by 38%. This request to add a position did not go through the proper channels of the city manager's office or the finance committee. This ordinance is being based on crews, not fire houses like it was designed for.

**A Roll-Call Vote was Requested for the Motion:**

Councilman Tim Connell	<u>Abstained</u>
Councilman Mike Adams	<u>Yes</u>
Councilman Fred Marsh	<u>No</u>
Councilman George Ash	<u>No</u>
Councilwoman Flora Perrone	<u>Yes</u>
Councilman Enzo Fracasso	<u>No</u>
Councilman Terry Weigel	<u>No</u>



**Motion Failed: 2/4**

**Councilman Connell abstained from voting due to a conflict of interest.**

**NEW BUSINESS:**

1. A Resolution to Enter Into Contract for Fireworks Display for the City of Weirton's 2021 Fourth of July Observance (\$17,000.00). (City Manager)

**Motion to Approve: Councilman Fracasso**

**Motion Approved: 7/0**

2. A Resolution to Enter Into Agreement for OM & R Cost Shared Program for Harmon Creek Watershed Structures (\$10,000.00). (City Manager)

**Motion to Approve: Councilman Weigel**

**Motion Approved: 7/0**

3. A Resolution to Enter Into Contract for the Purchase of Multifunction Imaging Systems for Various City Departments (\$42,699.91). (City Manager)

**Motion to Approve: Councilman Fracasso**

**Motion Approved: 7/0**

4. A Resolution to Enter into a Facility Services Rental Service Agreement with Cintas Corporation for Floor Mats in the Weirton Municipal Building (\$60.90 biweekly service). (City Manager)

**DIED FOR LACK OF A MOTION**

**Discussion: City Manager, Joe DiBartolomeo,** explained that the current agreement was a 5-year contract that is now expiring. This service costs approximately \$1800.00 per year. During the bid process 5 years ago, one of the bids came from the Hancock County Sheltered Workshop; however, they couldn't meet the service schedule that the City would require, such as having to change the frequency of the service at different times of the year. Council has requested the City Manager to research local companies who provide the service.

5. A Resolution for the B-21 Community Development Block Grant (CDBG) (\$417,720.00). (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 6/1**

**Councilman Marsh voted against the Resolution**

6. A Resolution Authorizing Participation in the Northern Panhandle Home Consortium for the Period of July 1, 2021 to June 30, 2022. (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 7/0**

7. A Resolution to Authorize the City Manager to Submit an Application to the West Virginia Department of Transportation, Division of Highways, for the WV FY 2021 Industrial Access Road Program. (City Manager)

**Motion to Approve: Councilman Ash**  
**Motion Approved: 7/0**

8. An Ordinance of the City of Weirton, West Virginia, Amending Part XIII, Chapter 1, Section 1301.01 of the Weirton Code of Ordinances to Delete References to the 2005 Unified Development Ordinance and Adopting a Unified Development Ordinance Update Dated May 2021 in Its Place. (City Manager)

**Motion to Approve: Councilman Connell**

**Motion Approved: 5/2**

**Councilman Ash and Councilman Fracasso voted against the Ordinance**

9. An Ordinance Establishing that a Floodplain Exists and Requiring All Contractors, Persons, Partnerships, Businesses, and Corporations to Obtain a Permit for Development and the Construction, Substantial Improvement, or Relocation of any Building or Structure; Providing for Certain Minimum Standards for Construction Within the Floodplain Area and Setting Forth Special Procedures for Submission and Approval of Plans; and Establishing Penalties for any Person Who Fails to Comply With the Requirements or Provisions of this Ordinance. (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 7/0**

10. A Resolution to Repair the 2017 Ford F-550 Sanitation Truck in the Sanitation Department at Public Works (\$4,383.15). (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 7/0**

11. A Resolution to Enter Into Contract for the Purchase of One (1) Speed Patrol Trailer for the Street Department at Public Works (\$8,507.00). (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 6/1**

**Councilman Weigel voted against the Resolution**

12. An Ordinance Modifying Ordinance #1313, as Amended, Establishing New Minimum and Maximum Salary Levels of Specific Non-Union Municipal Employees Within Specific Departments of the City of Weirton General Fund and Adding/Eliminating Specific Positions. (City Manager)

**DIED FOR LACK OF A MOTION**

13. A Resolution to Enter Into Contract with Court Solutions for Credit Card Processing Services to Collect Municipal Court Payments. (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 7/0**

14. A Resolution Re-Appointing Mr. George Ash to the Water Board for the City of Weirton. (Councilman Fracasso)

**Motion to Approve: Councilman Fracasso**

**Motion Approved: 6/0**

**Councilman Ash abstained from voting because he is the appointee.**

15. A Resolution Re-Appointing Ms. Rose Volpi to the Housing Authority for the City of Weirton.  
(Mayor Miller)

**Motion to Approve: Councilman Fracasso**

**Motion Approved: 7/0**

16. A Resolution Re-Appointing Mr. Rudy McAllister to the Housing Authority for the City of Weirton. (Mayor Miller)

**Motion to Approve: Councilman Fracasso**

**Motion Approved: 7/0**

17. A Resolution to Terminate the Agreement with the Weirton Christian Center for the Recreational Use of Property Located at Virginia Avenue and Orchard Street (Virginia Avenue Playground). (City Manager)

**Motion to Approve: Councilman Ash**

**Motion Approved: 7/0**

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

**Motion to Approve: Councilman Marsh**

A 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**

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

**Motion to Approve: Councilman Marsh**

A 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**

**City Manager, Joseph DiBartolomeo** – recognized Mark Basil, Bernie Bish and Dave Ferrari for the electrical work they did at the tennis courts at Marland Heights Park. They put over 200 hours of manpower in to make lighting improvements at the tennis courts. Tom Zielinsky was recognized for his many great contributions to the City and surrounding communities by sharing his passion for the City’s history and heritage, as well as being a part of the City’s Public Safety Committee. Speeding issues were discussed. The new speed trailer will be a tool to use. It was noted that if there are no speed limit signs posted in a residential neighborhood, the speed limit is 25 mph. These issues and concerns should be taken to the Traffic Commission. Patrols will be increased as an immediate alternative. Several reminders were noted: be mindful of feeding outside animals as this practice can bring undesirable animals; the City has a leash law; the City does not get involved in property disputes and doesn’t enforce deed or plat restrictions; the City does not get involved in boundary issues or things like vegetation between properties; the City has a code enforcement department but there is a legal process to follow and it takes time. Regarding beautification sites - by way of resolution years ago, \$10,000.00 was allocated and put in the budget for maintenance of these sites. No money was put in the budget last year for this purpose. **Public Works Director, Rod Rosnick**, reported that no one applied for summer help jobs or the Mayor’s Summer Youth Program, and he is looking for part-time temporary employees to help with cutting grass. The manpower used for paving takes away from things like grass cutting. Public works maintains over 200 sites for grass cutting. **City Manager, Joe DiBartolomeo**, is looking for feedback from Council on how to handle beautification (which would include the flower baskets for the streets).

**City Manager, Joe DiBartolomeo**, continued to address issues, concerns and inquiries. The City knows how much it gets done for paving using asphalt, and the City follows the bid process and procedures. Regarding the \$10.6 million allocation the City will be receiving from the American Rescue Plan Act, the federal guidelines and restrictions on what this money can be used for are not finalized yet. There will be a meeting with the Hancock County Commissioners who have reached out to the City and expressed an interest in contributing some of the money the County will be receiving from the American Rescue Plan Act to go towards the City’s water and sewer plant upgrades. A meeting with state and local representatives is scheduled to talk about the Frontier Property and the role it will play in the City’s future.

**Library – Rik Rekowski** – the library is working on developing the children’s summer reading program.

**Parks and Recreation – Coty Shingle** – recognized Gus and Aggie Monezis for their many contributions to the Millsop Center. Bids for the south wall repair will be going out on May 20<sup>th</sup>. The new scoreboard has been installed.

**Assistant City Manager, DeeAnn Pulliam** – work continues on the house numbering education. A Public Safety Committee meeting will be scheduled soon to discuss the next steps. On May 17, 2021, a work session with the WV DOH will be taking place.

## **MAYOR AND COUNCIL COMMENTS/COMMUNICATIONS**

There were none.

## **ADJOURNMENT**

**Motion to Adjourn: Councilwoman Perrone**  
**Motion Approved 7/0**

**Councilman Tim Connell** recited the closing prayer.

Minutes approved at the June 7, 2021 Regular City Council Meeting.

Signed: *Kimberly Long*, City Clerk