

WEIRTON CITY COUNCIL COUNCIL MEETING – REGULAR MONDAY, SEPTEMBER 9, 2019, 7:00 PM

A regular meeting of the Common Council of the City of Weirton, Hancock and Brooke Counties, West Virginia was held on Monday, September 9, 2019, at 7:00 PM in the Council Chambers of the Weirton Municipal Building.

Attendance:

Mayor and Council Members

Harold E. Miller	Mayor
Tim Connell	Councilmember Ward 1
Mike Adams	Councilmember Ward 2
Fred S. Marsh	Councilmember Ward 3
George E. Ash, Sr.	Councilmember Ward 4
Flora Perrone	Councilmember Ward 5
Enzo Fracasso	Councilmember Ward 6
Terry Weigel	Councilmember Ward 7

City Officials

Rob Alexander	Police Chief
Donna Gialluco	Weirton Transit Manager
Vincent S. Gurrera, Esq.	City Attorney
Butch Mastrantoni	Utilities Director
Jessica Gumm	Program Manager
DeeAnn Pulliam	City Clerk/Interim City Manager
Rik Rekowski	Library Director
Rod Rosnick	Public Works Director
Jerry Shumate	Fire Chief
Diana Smoljanovich	Finance Director
Rick Stead	Code Official

Weirton City Council Meeting – Regular

Mayor Harold Miller, called the meeting to order.

DeeAnn Pulliam, City Clerk, conducted the roll call.

Councilman Tim Connell, recited the opening prayer.

Mayor Harold Miller, led everyone in the reciting of the Pledge of Allegiance.

MAYOR’S AWARDS AND PROCLAMATIONS

PROCLAMATION: National POW/MIA Recognition Day – September 20, 2019

Mayor Harold E. Miller presented the proclamation to John Jackson, who is the son of a POW.

NOW, THEREFORE, I, Harold E. Miller, Mayor of the City of Weirton do hereby recognize September 20, 2019 as National POW/MIA Recognition Day in our community, urging our citizens to observe this day to demonstrate their gratitude of those service members who have defended our land and liberties, but have not returned home to us.

PROCLAMATION: National Gold Star Mother’s and Family’s Day – September 29, 2019

Mayor Harold E. Miller presented the proclamation to Mrs. Arlene Cool, mother of Cpl. Mark D. Cool who made the ultimate sacrifice in the United States Marine Corps during the Vietnam War.

NOW, THEREFORE, I, Harold E. Miller, Mayor of the City of Weirton do hereby recognize September 29, 2019, as National Gold Star Mother’s and Family’s Day in our community, urging our citizens to observe this day and display the flag to express their respect and sympathy for our Gold Star Mothers and Families, and to keep them in their prayers.

PROCLAMATION: West Virginia Heroes Day – September 14, 2019

NOW, THEREFORE, I, Harold E. Miller, Mayor of the City of Weirton do hereby proclaim September 14, 2019, as West Virginia Heroes Day in our community, urging our citizens to take the time to thank our local first responders for their willingness to help those in need during critical moments in life and for risking their lives every day to protect our community.

PROCLAMATION: City of Weirton 2020 Census Partnership

This proclamation was presented to **Jennifer Rohrig**

Now, therefore, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WEIRTON, BROOKE AND HANCOCK COUNTIES, WEST VIRGINIA, that the City of Weirton is committed to partnering with the U.S. Census Bureau and will:

1. Support the goals and ideals for the 2020 Census and will disseminate 2020 Census information.
2. Encourage all residents to participate in events and initiatives that will raise the overall awareness of the 2020 Census and increase participation.
3. Provide Census advocates to speak to community organizations.
4. Support census takers as they help our community complete an accurate count.
5. Strive to achieve a complete and accurate count of all persons within our jurisdiction.

CITIZENS REMARKS

Jim Brueck, Fire Fighters Convention: Mr. Brueck, president of the International Association of Fire Fighters Local 948, announced they will be hosting the Professional Fire Fighters of West Virginia Training Conference on October 15, 16, and 17, 2019. He stated career fire fighters from all over the state will be here to attend meetings and receive hands-on training. He invited City Council, the Mayor, and City Manager to attend this event. He thanked Councilwoman Perrone and her employer Encompass Health for being a sponsor.

Olivia Carter, Paving of Street: Ms. Carter inquired on the status of paving for Steel Boulevard.

COMMUNICATIONS

Councilman George Ash recognized **Senator Ryan Weld** being in the audience.

- Finance Committee Comments

Councilman Enzo Fracasso, stated everything is included in the Council Packet.

Councilman George Ash, made a motion to amend the agenda.

Motion to Amend the Agenda: Councilman George Ash

Second: Councilman Tim Connell

Motion Passed 7/0

READING OF MINUTES

August 12, 2019 – Regular

Motion: Councilman Fred Marsh
Second: Councilman Terry Weigel

Motion Passed 7/0

UNFINISHED BUSINESS:

Per Vince Gurrera, City Attorney, by a court agreement, Numbers 1 and 2 are to stay tabled.

1. Second Reading of Ordinance No. 2080. An Ordinance Modifying the Weirton Fire Department Work Schedule to a 212 Hour/28 Day Work Rotation. (Councilman Connell, Councilman Marsh, Councilman Ash, Councilman Jackson, Councilman Fracasso) (Tabled 6/10/19, 7/8/19, 8/12/19, 9/9/19)
2. Second Reading of Ordinance No. 2081. An Ordinance Creating the Position of Public Safety Director for the City of Weirton, WV. (Councilman Connell, Councilman Marsh, Councilman Ash, Councilman Jackson, Councilman Fracasso) (Tabled 6/10/19, 7/8/19, 8/12/19, 9/9/19)
3. Second Reading of Ordinance No. 2090. An Ordinance To The Amendment No. 810 To The Traffic Control Map, Placing A Stop Sign 5' North Of The Driveway Of 1272 Elmhurst On The East Side Of Palisades And Place An Additional Stop Sign 40' East Of The Driveway At 3877 Palisades On The North Side Of Beaumont. (Councilwoman Perrone) (Tabled 8/12/19)

Motion to Remove from the Table: Councilwoman Flora Perrone
Second: Councilman George Ash

Mayor Miller called for a motion three times to approve the ordinance. A motion was not made, and ordinance failed due to a lack of a motion.

4. **Second Reading of Ordinance No. 2094. An Ordinance Authorizing the Design of Certain Extensions, Additions, Betterments and Improvements to the Waterworks System of the City Of Weirton and the Financing of the Cost Thereof, Not Otherwise Provided, Through the Issuance by the City Of Weirton of Not More Than \$1,300,000 in Original Aggregate Principal Amount of Construction Anticipation Notes, Series 2019 A (West Virginia Water Development Authority), Providing for The Rights and Remedies of and Security for the Owners of Such Notes; Authorizing Execution and Delivery of All Documents Relating to the Issuance of Such Notes; Approving, Ratifying and Confirming a Loan Agreement Relating to Such Notes; Authorizing the Sale and Providing for the Terms and Provisions of Such Notes and Adopting Other Provisions Relating Thereto. (City Manager)**

**Motion to Approve the Second Reading: Councilman George Ash
Second: Councilman Enzo Fracasso**

Motion Approved 7/0

5. **Second Reading of Ordinance No. 2095. An Ordinance Authorizing the Design of Certain Extensions, Additions, Betterments and Improvements to the Sewerage System of the City Of Weirton and the Financing of the Cost Thereof, Not Otherwise Provided, Through the Issuance by the City Of Weirton of Not More Than \$1,300,000 in Original Aggregate Principal Amount of Construction Anticipation Notes, Series 2019 A (West Virginia Water Development Authority), Providing for The Rights and Remedies of and Security for The Owners Of Such Notes; Authorizing Execution and Delivery of All Documents Relating to the Issuance of Such Notes; Approving, Ratifying and Confirming a Loan Agreement Relating to Such Notes; Authorizing the Sale and Providing for the Terms and Provisions of Such Notes and Adopting Other Provisions Relating Thereto. (City Manager)**

**Motion to Approve the Second Reading: Councilman Tim Connell
Second: Councilman Mike Adams**

Motion Approved 7/0

NEW BUSINESS:

1. A Resolution Designating an Interim City Manager. (Councilman Connell, Councilman Fracasso).

At the beginning of the meeting, Councilman George Ash made a motion to amend the agenda, and Mayor Harold E. Miller noted that the City Attorney advised for the Mayor to call for an Emergency Resolution.

Motion to Amend the Agenda: Councilman George Ash
Second: Councilman Tim Connell

Motion Passed 7/0

Mayor Harold E. Miller presented DeeAnn Pulliam to serve as the Interim City Manager.

Motion to Approve the Appointment: Councilman George Ash
Second: Councilman Tim Connell

Roll Call Vote was Requested for the Motion:

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

Motion Passed 5/2

2. An Ordinance to the Amendment No. 812 to the Traffic Control Map Placing a Stop Sign 40' East of the Driveway at 3877 Palisades Drive on the Northside of Beaumont Drive. (Councilwoman Perrone)

Motion to Approve the First Reading: Councilwoman Flora Perrone
Second: Councilman Tim Connell

Motion Approved 7/0

3. An Ordinance to Amendment No. 813 to the Traffic Control Map Permanently Establishing No Parking on Both Sides of Oakland Avenue from Pennsylvania Avenue to Denese Drive. (Councilman Weigel)

Motion to Approve the First Reading: Councilman Terry Weigel
Second: Councilman George Ash

Motion Approved 7/0

4. An Ordinance Modifying Ordinance #1733 Implementing New Rules and Regulations for the Weirton Fire Department Personnel. (City Manager)

Motion to Approve the First Reading: Councilman George Ash
Second: Councilman Terry Weigel

Councilman Terry Weigel stated that the ordinance should be tabled until the fire contract was reviewed and accepted, and a motion was made to table the ordinance in support of his statement.

Motion to Table the Ordinance: Councilman Terry Weigel
Second: Councilman George Ash

Councilman Mike Adams abstained from voting on this item.

Motion to Table Approved 6/0

5. A Resolution to Place Liens Against Real Properties for Cost Incurred in Demolition of Unsafe Properties Pursuant to Ordinance 250 (129 Era Street) (\$9,762.75). (City Manager)

Motion to Approve the Resolution: Councilman Terry Weigel
Second: Councilman George Ash

Motion Approved 7/0

6. A Resolution to Enter into an Agreement with Justice Business Services for the Asbestos Abatement of Property Located at 316 Ohio Street (\$2,222.00). (City Manager)

Motion to Approve the Resolution: Councilman Tim Connell
Second: Councilman George Ash

Motion Approved 7/0

7. A Resolution to Enter into an Agreement with Pulice Construction for the Demolition of Property Located at 316 Ohio Street (\$6,700.00). (City Manager)

Motion to Approve the Resolution: Councilman Tim Connell
Second: Councilman Fred Marsh

Motion Approved 7/0

8. A Resolution to Place Liens Against Real Properties for Costs Incurred in Enforcement Provisions and Citations in Regard to External Sanitation, Weeds, Grass and Common Nuisances Pursuant to Ordinance 1787 Article 560 (105 Paul Street) (\$300.00). (City Manager)

Motion to Approve the Resolution: Councilman Terry Weigel
Second: Councilman Enzo Fracasso

Motion Approved 7/0

9. A Resolution to Enter into Contract with Hill International Trucks, LLC. for the Purchase of an International Chassis with a Loadmaster 25 Yard Packer for the Sanitation Department at Public Works (\$160,826.22). (City Manager)

Motion to Approve the Resolution: Councilman Fred Marsh
Second: Councilman Enzo Fracasso

Motion Approved 7/0

10. A Resolution to Enter into Contract with FYDA Freightliner for the Purchase of Two (2) 2019 2 ½ Ton Dump Trucks for the Public Works Street Department (\$241,490.00). (City Manager)

Motion to Approve the Resolution: Councilman Fred Marsh
Second: Councilman Mike Adams

Motion Approved 7/0

11. A Resolution to Authorize Financial Support by the City of Weirton to the Business Development Corporation (BDC) (\$33,062.50). (City Manager)

Motion to Amend the Agenda: Councilman George Ash
Second: Councilman Tim Connell

Motion Passed 7/0

Motion to Approve the Resolution: Councilman Fred Marsh
Second: Councilman Terry Weigel

Motion Approved 7/0

12. A Resolution to Create City of Weirton, West Virginia 26062 Creation of Urban Renewal Authority. (Councilman Ash)

Motion to Amend the Agenda: Councilman George Ash
Second: Councilman Tim Connell

Motion Passed 7/0

Councilman George Ash made a motion to amend the resolution to add the language "and surrounding area" into the first line. Senator Ryan Weld was provided the opportunity to say a few words on this.

Motion to Approve the Resolution as Amended: Councilman George Ash
Second: Councilman Enzo Fracasso

Motion Approved 7/0

13. A Resolution to Notify the Mayor to Present Appointment of City Manager as Prescribed by the Charter of the City of Weirton. (Councilman Marsh)

Motion to Pull Item: Councilman Fred Marsh, requested the resolution be pulled from the agenda because the appointment had been made and approved.

Second: Councilman Terry Weigel

Motion Approved 7/0

The resolution was pulled from the agenda; therefore, no vote took place.

Councilwoman Flora Perrone asked what was being done to find a permanent City Manager.

Mayor Harold Miller advised that a permanent solution was in negotiations and he would keep council informed once details have been ironed out.

APPOINTMENTS:

N/A

ADMINISTRATIVE REPORTS FROM VARIOUS DEPARTMENTS

FINANCIAL REPORT

Police Department – Chief Rob Alexander

Nothing additional to report

Utilities – Water and Sewer – Butch Mastrontoni

Butch Mastrantoni informed Council of the Public Hearing on October 7, 2019, relating to Ordinances 2094 and 2095.

Fire Department – Chief Shumate

Nothing further to report at this time.

Library – Rik Rekowski

The new hours for fall will be instituted. The Story Hour programs are beginning in September on Tuesdays at 11:00 a.m., Wednesdays at 1:00 p.m., and Thursdays at 6:00 p.m. Saturday, September 14, 2019, an adult reading program at 11:00 a.m. will take place, a Pokemon tournament at 2:00 p.m., and a family movie at 2:00 – 4:00 p.m. A home buying education program will take place on Saturday, September 28, 2019, at 10:00 a.m. to 4:30 p.m. Computer class begins on Tuesday, September 24 at 6:00 to 8:00 p.m., and will be taught by a volunteer with computers that have been donated by the Department of Education via the West Virginia Library Commission.

Public Works – Rod Rosnick

Transit – Donna Gialluco

The Hancock County Fair is this Saturday and Sunday and Weirton Transit will be providing complimentary transportation.

Planning & Development – Jessica Gumm

Nothing to report at this time.

Park Board – Coty Shingle

Council was thanked for everything they do for the Park Board.

Inspections – Rick Stead

Nothing to report at this time.

Rod Rosnick – Public Works

Advised that paving was underway. The deadline for completion is October 1, 2019, if no delays arise.

Finances – Diana Smoljanovich

General Fund Cash Report for August 2019

Beginning Cash Balance:	\$972,273.53
Interest Earned:	\$602.95
Deposits:	\$2,069,667.93
Disbursements:	\$1,694,227.29
Petty Cash:	\$800.00
Ending Cash Balance:	\$1,350,117.12

Invoice Submitted for Payment

Invoice #38173 USA Custom Pad Corp \$3,159.20

Motion to Approve Payment and Financial Report: Councilman Fred Marsh
Second: Councilman Enzo Fracasso

Motion Approved: 7/0

Mayor Harold E. Miller noted that the second annual Gate 5 Festival will take place on September 21, 2019, to include a 5-K run, bands, Touch-a-Truck. He also reminded everyone that many "Blue Events" will be taking place as the Nation remembers 9/11.

A regional ethics commission training will take place at 11:00 a.m. on September 20, 2019, at the Millsop Community Center.

Oath of Office for the Interim City Manager, the swearing in of Interim City Manager DeeAnn Pulliam by Mayor Harold E. Miller took place.

PRAYER

Councilman Tim Connell, recited the closing prayer.

ADJOURNMENT

Mayor Harold Miller, called for a motion to adjourn the meeting.

Motion to Adjourn: Councilman George Ash
Second: Councilman Fred Marsh

Motion Passed 7/0

Signed: **DeeAnn Pulliam**
City Clerk/Interim City Manager