

**AGENDA FOR THE REGULAR MEETING OF  
PARKERSBURG CITY COUNCIL FOR TUESDAY,  
NOVEMBER 18, 2014, 7:30 PM, SECOND FLOOR  
COUNCIL CHAMBERS, MUNICIPAL BUILDING**

**PRAYER AND PLEDGE OF ALLEGIANCE**

- I. **CALL TO ORDER – Council President, John Rockhold**
- II. **ROLL CALL**
- III. **MINUTES – meeting held November 6, 2014**
- IV. **REPORTS FROM STANDING OR SPECIAL COMMITTEES**
- V. **MESSAGE FROM THE EXECUTIVE**
- VI. **PUBLIC FORUM**
- VII. **RESOLUTIONS**
  1. **Resolution establishing an archive to maintain and display items accumulated over the years including documents and artifacts related to business, culture and activities within the City. (Sponsored by Councilmen Carpenter, Coram, Kelly, Lynch, Wilcox, and Rockhold)**
  2. **Resolution accepting two lots along Avery Street and adjacent and contiguous to and at the base of the Quincy Hill steps as part of the Parkersburg Quincy Hill City Park. (Sponsored by Councilmen Carpenter, Coram, and Kelly.)**
- VIII. **ORDINANCE, FINAL READING:**
  3. **An ordinance transferring property on Avery Street, Map 76, parcel 233, from the City of Parkersburg to the Urban Renewal Authority to promote ongoing efforts to beautify and develop downtown Parkersburg. (Sponsored by Councilmen Rockhold, Lynch, and Reynolds.)**

**NOTE – A motion to renew the second reading of this ordinance by Councilman Roger E. Brown, to bring this matter back before City Council for consideration.**

4. An ordinance authorizing the purchase of property on Keever Street for the Parkersburg Police Department training facility. (Sponsored by all members of City Council.)

**IX. PUBLIC HEARING**

(As advertised in the News and Sentinel October 18, 2014) A public hearing to discuss the City of Parkersburg's admittance to the WV Home Rule Pilot Program and two subsequent ordinances proposed for adoption; an ordinance reducing Business and Occupation taxes, and an ordinance establishing a one percent sales tax on goods and services.

**X. MISCELLANEOUS**

5. Notice is given by Councilman John R. Kelly, that he is resigning his City Council seat in District #7 effective at 11:59 PM, November 30, 2014, due to being elected to the West Virginia House of Delegates on November 4, 2014.

**XI. ADJOURNMENT**

# JOURNAL OF THE CITY COUNCIL, NO. 54

November 6, 2014

PARKERSBURG, W. VA.,

The Council of the City of Parkersburg met in regular session Thursday, November 6, 2014, at 7:30 PM in the Council Chambers on the second floor of the Municipal Building at One Government Square, Parkersburg, WV 26101. Councilwoman Sharon Lynch led the Lord's Prayer and Pledge of Allegiance.

The meeting was called to order by Council President, John Rockhold, who presided over the meeting. The clerk noted the attendance and those present included Councilmen Nancy Wilcox, Sharon Lynch, Roger Brown, Kim Coram, JF Carpenter, Mike Reynolds, John Kelly, Jim Reed and John Rockhold.

President Rockhold took this opportunity to congratulate Councilman John Kelly, who won a seat in the WV House of Delegates on November 4<sup>th</sup>, and wished him well in Charleston.

MINUTES – Mr. Kelly moved, seconded by Mr. Reed, to dispense with the reading of the journal and approve the minutes of October 28, 2014 as distributed, and the motion was adopted by unanimous vote.

REPORTS FROM STANDING OR SPECIAL COMMITTEES – Councilman Reed reported that the Finance Committee met November 5, 2014 and sent forth to Council two budget revisions for a total of \$80,000.00, and authorized the Administration to review bids for safety equipment for the fire department and bring the recommendation back to the full council.

Ms. Wilcox again announced the opening for the Holiday In The Park would be November 22, 2014 at 6:00 PM and invited everyone to attend and enjoy the opening which offers carriage rides, pony rides and cookies.

MESSAGE FROM THE EXECUTIVE – Mayor Robert Newell stated that he would be bringing a resolution to Council on November 18<sup>th</sup> establishing an archives area in the executive conference room on the second floor of our building. He invited Council to visit the area now, which includes some items collected over the years. He expects that when the public knows we have the archives, they will want to donate or loan items, which will be catalogued and either kept or returned.

PUBLIC FORUM – Mr. Robert Postlewait, 4814 Hazel Street, told Council he objected to the transfer of the property on Avery Street to the URA to then be possibly sold to Mr. Clyde Way. He thought it was to be a mini park when he donated it in 2004, and if the City does not want it, he wants it back, but he would rather the lot be kept with the Quincy Hill steps.

Mr. Clyde Way, 1006 Avery Street, said he appreciated this information, but the deed does not reflect that the property cannot be sold. You cannot do anything with the 25' lot, but it will enhance his 75' property, he said. He said he was bringing forth a \$50,000.00 investment with no safety concerns. He knows the property was a gift from Mr. Postlewait and the City as a right to sell it, as reviewed by his attorney. He believes his offer will help downtown. In response to the runners being against the sale of the lot, he said he picks up limbs and has mowed and swept glass and trash from the lot. There are only two houses in that area, his and 1001 Avery. Mr. Way offered to pay Mr. Postlewait for any fees, and added that he has offered \$20,000.00 to Sumner School for some of their property, but their board is not active at this time.

Ms. Sharyn Tallman, 501 13<sup>th</sup> Street, former city councilwoman, said that the City had a grant that we had to spend and we rebuilt the Quincy Hill steps, and a lot of people use them. She said she humbly went to a citizen and asked him to give us that 25' lot to do a project for the City, and Mr. Postlewait agreed because it was contiguous to park property. Originally the green space had a gazebo, which eventually got vandalized. Mr. Way, she said, did not like the people who came there, so we moved it up to Quincy Park. She said two of her children run the steps with their coaches, and asked them to consider the intent of the resolution when Council adopted it in 2004.

## RESOLUTION

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that the Finance Director be authorized to revise the Adopted Budget for FY 2014-2015 to reflect the budgeted for Contributions from Capital Reserve for salaries for the contribution to Marie's House to Home; and Police Department Training Facility purchase and capital improvements.

### GENERAL FUND

<u>REVENUES</u>				<u>DEBIT</u>	<u>CREDIT</u>
Fund	Account	Description	Decrease	Increase	
001 369	000-000	Contributions – Cap Reserve			\$80,000.00
<u>EXPENDITURES</u>					
Fund	Department	Account	Description	Increase	Decrease
001 409	Mayor	566-007	Contr. House to Home	\$5,000.00	
001 700	Police	458-000	Capital Improvements	<u>75,000.00</u>	
Net Increase/(Decrease) Expenditures					\$80,000.00

MOTION – Ms. Wilcox moved, seconded by Mr. Reed, to adopt the resolution, and the motion was adopted by unanimous vote.

CASTO & HARRIS, INC., SPENCER, WV, RE-ORDER NO. 12275-13

ORDINANCE, FINAL READING:

AN ORDINANCE TRANSFERRING PROPERTY ON AVERY STREET, CITY CORPORATION MAP 76, PARCEL 233, FROM THE CITY OF PARKERSBURG TO THE URBAN RENEWAL AUTHORITY OF THE CITY OF PARKERSBURG, WEST VIRGINIA

THE COUNCIL OF THE CITY OF PARKERSBURG HEREBY ORDAINS that the Mayor of the City of Parkersburg hereby authorized to transfer by deed real property on Avery Street, City Corporation Map 76, Parcel 233 to the Urban Renewal authority of the City of Parkersburg, a public corporation, to promote ongoing efforts to beautify and develop downtown Parkersburg. The property to be transferred is described as follows:

Beginning at a point where the northerly line of Tenth Street intersects the easterly line of Avery Street; thence running in a northerly direction with the easterly line of Avery Street 25 feet to a point; thence at right angles running in an easterly direction 125 feet to a point; thence at right angles running in a southerly direction 25 feet to the northerly line of Tenth Street; thence at right angles running in a westerly direction with the northerly line of Tenth Street, 125 feet to the place of beginning.

And being the same real estate conveyed to the City of Parkersburg, by deed and dated June 18, 2004 and recorded in the Office of the Wood County Clerk in Deed Book 1069, at Page 199.

MOTION – Mr. Reed moved, seconded by Ms. Wilcox, to adopt the ordinance on final reading.

Councilman Carpenter pointed out that the resolution from 2004 said the lot was to be utilized, and it is not to resell.

Councilman Reed said he understood their efforts, but ten years later the documents deeds the property to the City and that document trumps good intent.

Councilman Kelly stated that a lot has been said, and Mr. Way has a good plan, but when we start receiving donations we have to take into consideration their intent. Mr. Postlewait said he wants the lot back if that is not what we are going to use it for, and morally we can't go against the citizens' intent.

VOTE – the motion failed by majority vote, as follows:

VOTING 'YES'

- Ms. Wilcox
- Ms. Lynch
- Mr. Reed
- Mr. Rockhold

VOTING 'NO'

- Mr. Brown
- Ms. Coram
- Mr. Carpenter
- Mr. Reynolds
- Mr. Kelly

ORDINANCE, FIRST READING:

AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY BY THE CITY OF PARKERSBURG (24<sup>TH</sup> and Keever)

MOTION – Mr. Kelly moved, seconded by Ms. Coram, to adopt the ordinance on first reading, and the motion was adopted by unanimous vote.

Our next Council meeting will be Tuesday, November 18, 2014.

The meeting adjourned at 7:50 PM.

*[Signature]*  
City Clerk

\_\_\_\_\_  
Council President

## RESOLUTION

8/2/15  
WHEREAS, the City of Parkersburg has over the years accumulated numerous documents and artifacts related the business, culture and activities of and within the City;

WHEREAS, the City now wishes to establish an archive to maintain and display these items to the general public; and

WHEREAS, in order to do so it is felt best that an archive be established to properly keep, store and display such items and especially any and all such material that may be given or loaned to the City for display.

Now Therefore Be It Resolved By The Council of the City of Parkersburg that the City of Parkersburg Display Archive be established to collect, store and display items related to and connected with the greater City of Parkersburg and including its history, culture, business and other activities.

Be It Further Resolved that the said City of Parkersburg Display Archive be organized and maintained by the City of Parkersburg and administered by and through the Office of the City Clerk.

Sponsored by Councilmen: Carpenter, Coram, Kelly, Lynch and Wilcox

City of Parkersburg  
#1 Government Square  
Parkersburg, West Virginia 26102  
304-424-8400  
[www.parkersburgcity.com](http://www.parkersburgcity.com)

## Deed of Gift

Whereas, \_\_\_\_\_ of

owns certain property and desires to give said property to the City of Parkersburg for its Display Archive.

Now therefore, \_\_\_\_\_  
hereby conveys and transfers to the City of Parkersburg the following described property  
irrevocably and subject to no conditions or restrictions whatsoever.

### Description of Property

--

\_\_\_\_\_  
Donor

The City of Parkersburg, by its duly authorized agent, hereby accepts the above described gift this \_\_\_\_\_, day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
for The City of Parkersburg

City of Parkersburg  
#1 Government Square  
Parkersburg, West Virginia 26102  
304-424-8400  
[www.parkersburgcity.com](http://www.parkersburgcity.com)

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\_\_\_\_\_ of \_\_\_\_\_  
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Display Archive.

Now therefore, \_\_\_\_\_ and \_\_\_\_\_  
hereby convey and transfer to the City of Parkersburg the following described property  
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### Description of Property

\_\_\_\_\_  
Donor

The City of Parkersburg, by its duly authorized agent, hereby accepts the above  
described gift this \_\_\_\_\_, day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
for The City of Parkersburg

# CITY OF PARKERSBURG LOAN AGREEMENT

**PURPOSE:** For use in the City of Parkersburg Display Archive \_\_\_\_\_

**ITEM CONDITION:**      \_\_\_ Excellent \_\_\_ Good \_\_\_ Fair \_\_\_ Poor

**LENDER NAME:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**City:** \_\_\_\_\_ **State** \_\_\_\_\_ **Zip** \_\_\_\_\_

**LOAN AGREEMENT PERIOD:**

From: \_\_\_\_\_, 20\_\_

To: \_\_\_\_\_, 20\_\_

**Released by Lender:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Received by City:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Comments:** \_\_\_\_\_

ITEM	DESCRIPTION

**RETURN ACKNOWLEDGEMENT:**

**Condition of Item(s):**      \_\_\_ Excellent \_\_\_ Good \_\_\_ Fair \_\_\_ Poor

**Returned by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Received by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

## RESOLUTION

*Steps*  
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that the two lots along Avery Street and adjacent and contiguous to and at the base of the steps known as the Quincy Hill Steps and which two lots are identified as Map 76, Parcel 233 (25' x 125'), and Map 80, Parcel 126 (32.5 x 75' and more particularly described in that Deed of Record in Deed Book 1069, at Page 199 together with the said Quincy Hill Steps be hereafter accepted as, and be a part of, the Parkersburg Quincy Hill City Park.

Sponsored by Councilmen Carpenter, Kelly, and Coram



1: 900

Find Places

Map a location:

Wood County Map

Go

Find an Address:

example: 100 Main Street

1006 AVERY STREET

Go

Find a Cemetery on the Map:

Map Layers

Layers

- Acreage Text
- Parcel Text
- Cemeteries
- Places
- Structures
- Voter Precincts
- Footprints
- Parcel Hooks
- Contours
- Driveways
- Highways
- Main Roads
- State Routes

Note:

For more information on FEMA Flood Area Mapping and to search for official FEMA flood maps (use the Firm Panel Number), visit: FEMA Map Service Center



# Wood County Map Portal

Wood County, West Virginia



1: 899

### Find Places

Find an Address:

example: 100 Main Street

1006 avery street

Go

Find a Cemetery on the Map:

tip: Turn on Cemeteries layer

Select a Cemetery

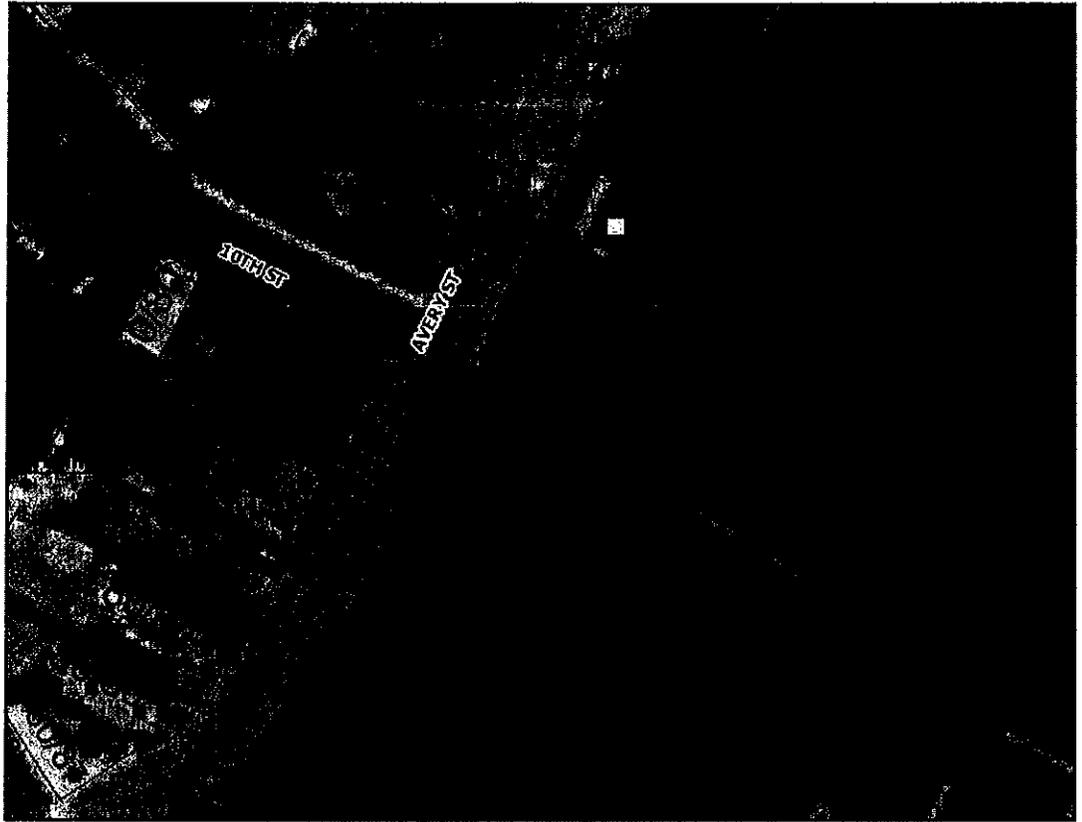
### Map Layers

Layers

- Acreage Text
- Parcel Text
- Cemeteries
- Places
- Structures
- Voter Precincts
- Footprints
- Parcel Hooks
- Contours
- Driveways
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### Note:

For more information on FEMA Flood Area Mapping and to search for official FEMA flood maps (use the Firm Panel Number), visit: [FEMA Map Service Center](#)



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And being the same real estate conveyed to the City of Parkersburg, by deed and dated June 18, 2004 and of record in the Office of the Wood County Clerk in Deed Book 1069, at Page 199.

Sponsored by Councilmen: Rockhold, Lynch and Reynolds

ORDINANCE AUTHORIZING THE PURCHASE  
OF REAL PROPERTY BY THE CITY OF PARKERSBURG

WHEREAS, the City is in need of facility in which to house and provide for the training and physical conditioning of its Police Officers;

WHEREAS, the City has negotiated the proposed purchase of a tract consisting of 2.23 acres and containing several buildings that are suitable for the needs of the City and its Police Department, and

WHEREAS, said tract is along, 24<sup>th</sup> and Keever Streets and adjacent to property presently owned by the City and part of which property is presently used by the Parkersburg Police Department as its Police Department Shooting Range.

 Now Therefore Be It Ordained By the Council of the City of Parkersburg that the City enter into a contract for the purchase of the 2.23 acre tract along 24<sup>th</sup> and Keever Streets in the City of Parkersburg, and which tract is known and identified as Map 44, Tract B, for the total sum of Fifty-Thousand Dollars (\$50,000) and which property is more particularly set forth and described as follows:

BEGINNING on the Westerly side of Keever Street at a point in a line of lot No. 60 of Anderson's Addition, which point would be the terminus of the Southerly line of the alley if extended between Florida Avenue and Addison Street of said Addition, and running thence Westerly through lot No. 60 crossing the alley in the rear of said lot and continuing in the line of the alley herein first above mentioned to Water Street; thence the same course continued crossing said Water Street and thence to low water mark of said River, Southerly to the lands now or formerly of Lucy F. Jackson; thence with the line of said Lucy F. Jackson property, being the Southerly line of Addison Street to Keever Street; thence Northerly with the line of Keever Street to the place of beginning, containing lots Nos. 39 to 50 inclusive in said Anderson's Addition; also lots 61 and 62 and a part of lot No. 60 in said Addition; also embracing a portion of the alley between lots 50, 61 and 62 and a part of 60 conveyed by this deed: also that portion of Addison Street lying West of Keever Street, and that portion of Water Street between Addison Street and the alley first above mentioned, the said streets and alleys embraced herein never having been dedicated to public use are conveyed as fully as if said ground had never been platted and laid off into streets and alleys.

And being as the third tract in a deed from Sterling Oil Company of Pennsylvania to the party of the first part dated December 1, 1936, and filed for record December 9, 1936 in Deed Book 215, page 248 in the records at Wood County, West Virginia.

Be It Further Ordained that Mayor Robert D. Newell is authorized to sign said contract and any and all papers to effect said purchase and transfer to the City of Parkersburg.

**SPONSORED BY CITY COUNCILMEN:**

**PUBLIC HEARING NOTICE  
CITY OF PARKERSBURG, WEST VIRGINIA  
ORDINANCE REDUCING BUSINESS AND OCCUPATION TAXES AND AN ORDINANCE  
ESTABLISHING A ONE PERCENT SALES TAX ON GOODS AND SERVICES**

Notice is hereby given by City Council of the City of Parkersburg, WV, that it will hold a public hearing on Tuesday, November 18, 2014 at 7:30 p.m. at the Parkersburg Municipal Building (City Council Chambers – 2<sup>nd</sup> Floor), located at One Government Square, Parkersburg, WV 26101. The purpose of this public hearing is to discuss the City of Parkersburg's admittance to the West Virginia Home Rule Pilot Program and two subsequent ordinances proposed for adoption; an ordinance reducing Business and Occupation taxes and an ordinance establishing a one percent sales tax on goods and services.

The two aforementioned ordinances will be made available for review 30 days prior to the public hearing, in the Office of the City Clerk, Finance Department and Development Department, located in the Parkersburg Municipal Building, One Government Square, Parkersburg, WV 26101, beginning Friday, October 17, 2014, through Tuesday, November 18, 2014, between the hours of 8:00 a.m. and 4:30 p.m.. Comments will be submitted to the West Virginia Municipal Home Rule Board for consideration at their next regularly scheduled meeting on December 1, 2014.

All interested citizens are invited to attend the public hearing scheduled on November 18, 2014 at 7:30 p.m. in the City Council Chambers. Written comments may be addressed to the City Clerk of the City of Parkersburg, One Government Square, Parkersburg, WV 26101.

If approved by the West Virginia Municipal Home Rule Board, the first reading of the proposed ordinances will be held on December 9, 2014. A second reading will be held on December 16, 2014. Both readings will be held at 7:30 p.m. in the Parkersburg Municipal Building (City Council Chambers – 2<sup>nd</sup> Floor) located at One Government Square, Parkersburg, WV 26101.

PLEASE PUBLISH IN BOTH NEWSPAPERS ONCE EACH WEEK, FOR TWO CONSECUTIVE WEEKS, STARTING OCTOBER, 2014. PLEASE SEND A COPY OF THE PUBLIC NOTICE AND INVOICE TO THE FOLLOWING ATTENTION:

RICKIE YEAGER  
DEVELOPMENT DEPARTMENT  
CITY OF PARKERSBURG  
ONE GOVERNMENT SQUARE  
PARKERSBURG, WV 26102.