

REGULAR COUNCIL SESSION
609 29th Street, Vienna, WV 26105
January 26, 2023
6:00 P.M.

INVOCATION AND PLEDGE OF ALLEGIANCE:

The Invocation was given by Chief Mike Pifer. The Pledge of Allegiance was led by Councilman Tom Azinger.

CALL TO ORDER:

The Vienna City Council met in Regular Session on January 26, 2023. Mayor Rapp called the meeting to order at 6:01pm.

ROLL CALL:

Attendance was taken by Mayor Randy Rapp with the following Council members present: Kim Williams, Tom Azinger, Jim Leach (via phone), Chris Mancuso, Recorder Melissa Elam, City Attorney Russell Skogstad, and Mayor Randy Rapp. Absent: Roger Bibbee.

PUBLIC FORUM:

Henry Sasyn (1307 Greenmont Hills Dr.): Penguin Invitational at the YMCA was successful. He has spoken with Attorney General Morrissey's office about the opioid funds. He suggested putting in an indoor sports complex and they said it could be entertained.

Chief Steve Scholl (Fire Department): Reported on a wreck in which they had to close Grand Central for 5 hours. He asked that the public be polite in situations like today.

Charlie Taylor (911 51st Street): Regarding new fields that are going to be built. Asked if excavation has begun. Is there any conversation with VRIA about increasing the number of board members?

REPORT OF THE MINUTES:

The minutes of the Regular Council Session scheduled on 1/12/2023 have been printed, posted, and circulated. Approved as posted.

UNFINISHED BUSINESS:

1. None.

NEW BUSINESS:

1. **PRESENTATION: MOV Regional Council**

A representative from the MOV Regional Council could not attend.

Mayor Rapp referred to www.movrc.org if anyone wants to read the complete Hazard Mitigation Plan. Wood County Commission approved the plan last week.

Chief Steve Scholl spoke about the process for the Hazard Mitigation Plan. It covers natural hazards and how they will be handled by emergency responders and what resources are on hand.

2. **RESOLUTION: Mid-Ohio Valley Regional Hazard Mitigation Plan**

WHEREAS natural, technological, and man-made hazards can affect City of Vienna; and

WHEREAS significant structural, historical, and economic losses could result from an occurrence of a natural, technological, or man-made hazard events; and

WHEREAS undertaking mitigation projects during pre-disaster periods could decrease the total losses Vienna incurs as a result of said hazard occurrences.

AND WHEREAS the Vienna City Council has a strong interest in reducing losses from future hazard occurrences; and

WHEREAS the hazard mitigation plan is a federal and state requirement to maintain eligibility for hazard mitigation funding, and, by that requirement, must be updated a minimum of every five years; and

WHEREAS a cooperative, joint effort is a proven, efficient way to plan for and reduce hazard susceptibility in all government jurisdictions in the Mid-Ohio Valley region of West Virginia.

THEREFORE, the Vienna City Council has partnered with the county to update the existing *Mid-Ohio Valley Regional Hazard Mitigation Plan* in an effort to further identify, define, and characterize the hazards affecting the city as well as to continue identifying and prioritizing projects that could lessen hazard vulnerability.

Councilwoman Kim Williams moved to approve the Resolution approving the Mid-Ohio Valley Regional Hazard Mitigation Plan. Motion seconded by Councilman Tom Azinger.

No further discussion.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 6-0.

3. BID APPROVAL: Purchase Of Any Make Pursuit Rated Police Interceptor Utility AWD

Sealed bids for the purchase of any make pursuit rated Police Interceptor Utility AWD Vehicles were opened on January 10, 2023, at 10:00 am with the following results:

Stephens Auto 2-Dodge Durangos	\$82,692.00 (\$41,346 each)
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Funding the project: Funding for this vehicle is pending financing. The payment is in account 01-455-59. This bid is being done at this time to expedite the process and maximize our chances of getting these vehicles. If approved the Department Head will be able to notify the vendor and be placed on a list for purchasing when the vehicles are available.

Councilwoman Kim Williams moved to approve the Bid Approval for the Purchase Of Any Make Pursuit Rated Police Interceptor Utility AWD. Motion seconded by Councilman Tom Azinger.

No further discussion.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 6-0.

4. RESOLUTION: Appointing William Morehead Or, In The Alternative, Janette Hart, To The Vienna Board Of Parks And Recreation As The VRIA Representative

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF VIENNA, based upon the recommendation of the Vienna Recreation and Improvement Association Board, WILLIAM MOREHEAD, a resident of the City of Vienna, is hereby appointed to fill the unexpired term of BRANNON TURNER to the Vienna Board of Parks and Recreation as the Vienna Recreation and Improvement Association Board representative.

As per Vienna Municipal Code, the alternate recommendation of the Vienna Recreation and Improvement Association Board is JANETTE HART, a resident of the City of Vienna, to fill the same, unexpired term.

Recorder Melissa Elam moved to approve the Resolution Appointing William Morehead Or, In The Alternative, Janette Hart, To The Vienna Board Of Parks And Recreation As The VRIA Representative. Motion seconded by Councilman Tom Azinger.

Councilman Jim Leach met with VRIA and is satisfied with Bill Morehead’s appointment.

Councilwoman Kim Williams also met with VRIA and supports Mr. Morehead’s appointment. She encouraged the community to continue to be involved.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 6-0.

5. RESOLUTION: Requiring Sponsorship Of At Least Two Council Members Before Being Placed On The Agenda For Consideration

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF VIENNA that each Ordinance or Resolution submitted to Council for introduction to Council and consideration by Council shall be sponsored by at least two Council members. Any Ordinance or Resolution that does not have sponsorship by at least two council members shall not be placed on the City Council Agenda for consideration. Said sponsorship is to be recorded in writing on or with the proposed legislation. In addition, at least one of the two sponsoring council members shall provide a brief synopsis of the legislation to Council at the introduction of the legislation.

Councilman Jim Leach moved to approve the Resolution Requiring Sponsorship Of At Least Two Council Members Before Being Placed On The Agenda For Consideration. Motion seconded by Councilman Tom Azinger.

Mayor Rapp asked Attorney Skogstad to draft the resolution. He noted that Parkersburg requires three sponsors for their agenda items and since we have a smaller council, two would be sufficient. He thinks it is important for the public to know who feels strongly about the items that are brought to council.

Councilman Chris Mancuso asked if the Mayor is also included in the sponsor number. Mayor Rapp answered yes. Supports having a sponsor but isn't sure two is necessary. He emphasized if an item doesn't get a second it dies anyway.

Councilman Jim Leach would like to see vetting of agenda items. He doesn't think any one councilperson should be able to put things on. He thinks a second person is like getting a second opinion.

Councilman Tom Azinger thinks it is a good idea.

Recorder Melissa Elam asked if it also applies to bid approvals, presentations, etc. Attorney Skogstad said it is just for resolutions and ordinances.

Councilwoman Kim Williams asked for clarification on recording the sponsorship in writing with the proposed legislation. Answer was email communication is still fine as long as the two sponsors are shared with the request.

Councilwoman Kim Williams moved to amend the resolution to change negatives to positives (“does not have” to “has” and “shall not be” to “shall be”) and to strike the last sentence because deliberations should be after the item has been moved and seconded according to Roberts Rules. Seconded by Recorder Melissa Elam.

Councilman Jim Leach does not object to the language change but likes the last sentence because it shows legislative intent.

Mayor Rapp said we don't technically follow Roberts Rules and that we have our own version so the last sentence would not be in violation.

Councilwoman Kim Williams thinks it is disheartening that we don't have a parliamentary procedure and believes we need rules.

Mayor Rapp believes the past 18 years the parliamentary procedures have worked well and that Roberts Rules slows things down.

Councilwoman Kim Williams would like to review the rules we operate under so she can conduct herself appropriately. She is frustrated that the rules change and that we don't know what they are. She disagrees that it slows things down.

Councilman Jim Leach thinks Roberts Rules is archaic for modern municipalities. He thinks the last sentence gives transparency and allows council to be prepared in advance.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Chris Mancuso, Recorder Melissa Elam voting “yes”. Councilman Tom Azinger, Councilman Jim Leach, and Mayor Randy Rapp voting “no”. Vote: 3-3. Amendment fails.

Roll call vote taken by Recorder Melissa Elam. Councilman Tom Azinger, Councilman Jim Leach, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Councilwoman Kim Williams voting “no”. Vote: 5-1.

6. UPDATE: Jackson Pool

Recorder Melissa Elam shared that Rod Smith and Diana Boston have agreed to join the Design Team. We will meet with Omni in the near future.

COUNCIL COMMENTS:

Kathy Stoltz has a pamphlet of elected officials for anyone who would like to have it.

Mayor Rapp noted that Attorney General Morrisey was here Tuesday and Governor Justice was in Parkersburg yesterday and likes that our area has an opportunity to engage.

Councilman Tom Azinger asked if Roberts Rules is adopted if we would need a parliamentarian. Attorney Skogstad said it is possible and would need to be considered.

Councilwoman Kim Williams came ready to support the Mayor’s resolution but she was disappointed that her amendment was not accepted. Would like to have Council rules and parliamentary procedures.

Councilman Chris Mancuso reported that four firms responded to the RFQ for the kayak launch. He has also been working with Attorney Skogstad on cleaning up ordinances that clean things up when it comes to vape shops. He has also been working with Tracy Brown on the map for the bike trails.

Recorder Melissa Elam showed a couple of her son’s baseball trophies from 2021 that said “VRIA” during a time that VRIA did not run the program. It is an example of how confusing things were and she is glad everything can say Vienna Rec now and be correct.

Meeting adjourned at 6:53pm.

Melissa Elam, Recorder

Randall C. Rapp, Mayor

APPROVED: _____
 Initials Date