

REGULAR COUNCIL SESSION
609 29th Street, Vienna, WV 26105
February 23, 2023
6:00 P.M.

INVOCATION AND PLEDGE OF ALLEGIANCE:

The Invocation was given by Recorder Melissa Elam. The Pledge of Allegiance was led by Mayor Randy Rapp.

Swim Teams from Parkersburg High School and Parkersburg South High School were recognized for their outstanding seasons with South winning the WVSSAC Boys State Championship. Coach Radcliff and Coach Martin both gave summaries of their teams' seasons and spoke about how they have maxed out their capacity because of limited swim facilities. They would like cities, the county, and Wood County Schools to work together to create a complex that could meet the growing demand for

CALL TO ORDER:

The Vienna City Council met in Regular Session on February 23, 2023. Mayor Rapp called the meeting to order at 6:21pm.

ROLL CALL:

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

PUBLIC FORUM:

Henry Sasyn (1307 Greenmont Hills Dr.): Thanked Council for recognizing both teams. Shared that he and the coaches are meeting with about 30 people to start conversations to get a facility built.

Brenda Powell (1409 31st Street): Spoke about the revisions to the hen ordinance. Noted that there was not a set price for the license. Asked what building code is used for the hen houses. Questioned why roosters were not allowed and why the hens' wings need clipped. Also spoke about the budget revision for the rodeo.

Tami Rhodes (4604 6th Ave.): Spoke about Spencer's Landing. Concerned about water not draining. Noted that the riverbank needs cleaned up. She spoke about land use covenants. She spoke to Erin Britton from the DEP and was told that the entirety of Spencer's Landing is contaminated.

***Mayor Rapp addressed Ms. Rhodes and said that there are only six areas that are restricted and expressed frustration over her spreading false information with the public. The rest of the property can be used for recreational purposes. Stated there has been nothing hidden from the public.

REPORT OF THE MINUTES:

The minutes of the Special Council Session scheduled on 2/16/2023 have been printed, posted, and circulated. Approved as posted.

UNFINISHED BUSINESS:

- 1. ORDINANCE – SECOND READING: Creating Utility Restoration Details – Setting Out Utility Restoration Details For Sidewalk Replacement; Asphalt Overlay And Resurfacing Heel-In, Type E; Pavement Trench, Concrete Pavement; Type C Pavement Trench, Asphalt Concrete Pavement; Type A Pavement Trench, Asphalt Over Concrete Or Brick**

Sponsored by: Mayor Randy Rapp, Councilman Jim Leach, and Councilman Tom Azinger

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF VIENNA THAT: Whereas the City of Vienna does not presently have specifications for the repair, replacement, or restoration of asphalt over concrete or brick, asphalt concrete pavement, concrete pavement, resurfacing heel-ins, and sidewalk replacement as it relates to roads, streets, or ditches that are to be repaired, restored, or replaced due to infrastructure and utility related projects, it hereby adopts the following:

913.04 – UTILITY RESTORATION DETAILS; SPECIFICATIONS AND REQUIREMENTS

A. INTENT

- 1.** This ordinance intends to set out specifications and requirements for the repair, replacement, and restoration of asphalt over concrete or brick, asphalt concrete pavement, concrete pavement, resurfacing heel-ins, and sidewalk replacement as it relates to roads, streets,

sidewalks, or drainage channels that need to be repaired, restored or replaced due to utility related infrastructure construction, repair, restoration, or replacement.

B. TYPE A PAVEMENT TRENCH – ASPHALT OVER CONCRETE PAVEMENT OR ASPHALT OVER BRICK PAVEMENT

1. Each concrete edge shall bear on twelve inches (12") minimum of undisturbed soil. If, during excavation of the trench, the removal of large rock results in a void within the twelve-inch (12") zone, the contractor shall fill the void with compacted backfill or compacted granular backfill (same as trench backfill specified).
2. All concrete must be a minimum of three thousand (3,000) psi, six (6) bag mix, and air entrained.
3. The asphalt-wearing course cap shall be installed when cold milling and full-width asphalt overlay are not to be provided. In areas where a full-width pavement overlay is specified, the contractor may, at their option, mill the existing pavement before trenching for the proposed sewer installation: provided that existing pavement protrusions (valve boxes, manholes, etc.) are provided with temporary asphalt around these protrusions to eliminate hazards to vehicles immediately following milling of the existing pavement. The asphalt-wearing course cap may be deleted if milling is performed before trenching. However, the asphalt-wearing course cap must be provided if the existing pavement is not milled before trenching. It shall be substituted with concrete during cold weather periods when hot mix asphalt is unavailable.
4. All areas where the pavement has been removed during construction shall be restored in accordance with these details within thirty (30) calendar days following the pavement removal unless otherwise approved by the city. If it is determined that such restoration is not feasible within this time frame, the contractor shall install a temporary, hard, drivable, and maintainable surface (asphalt or concrete), which will be subject to the approval of the City.

C. TYPE C PAVEMENT TRENCH – ASPHALT CONCRETE PAVEMENT (DRIVEWAYS AND PARKING LOTS)

1. Each edge of asphalt concrete shall bear on twelve inches (12") minimum of undisturbed soil. If, during the excavation of the trench, the removal of large rock results in a void within the twelve-inch (12") zone, the contractor shall fill the void with impacted backfill or compacted granular backfill (same as trench backfill specified).
2. All areas where the pavement has been removed during construction shall be restored per these specifications within thirty (30) calendar days following the pavement removal unless otherwise approved by the city. If it is determined that such restoration is not feasible within this time frame, the contractor shall install a temporary, hard, drivable, and maintainable surface (asphalt or concrete), subject to the city's approval.

D. TYPE E PAVEMENT TRENCH – CONCRETE PAVEMENT

1. Concrete pavement sections removed or impacted during excavation shall require the replacement of the entire length of the concrete slab from the edge of the road to the joint at the center of the roadway. No partial slabs of concrete are to remain.
2. Each concrete edge shall bear on twelve inches (12") minimum of undisturbed soil. If, during excavation of the trench, the removal of large rock results in a void within the twelve-inch (12") zone, the contractor shall fill the void with compacted backfill or compacted granular backfill (same as trench backfill specified).
3. All concrete must be at least three thousand (3,000) psi, six (6) bag mix, air-entrained.
4. Final pavement replacement saw cuts before pavement restoration shall be perpendicular to the sides of the drives.
5. All areas where the pavement has been removed during construction shall be restored per these specifications within thirty (30) calendar days following pavement removal unless otherwise approved by the city. If it is determined that such restoration is not feasible within this time frame, the contractor shall install a temporary, hard, drivable, and maintainable surface (asphalt or concrete) which shall be subject to the approval of the City.

E. COLD MILLING AND FULL-WIDTH ASPHALT OVERLAY

1. Overlay is to be placed utilizing a paving machine approved by the WV Department of Transportation (WVDOT).
2. If the existing pavement is striped, striping must be replaced per WVDOT requirements.
3. If cold milling of the concrete in the pavement restoration items is necessary, such concrete shall have cured at least twenty-eight (28) days before cold milling.
4. Milling shall be performed per the current edition of the ***West Virginia Division of Highways Standard Specifications, Roads and Bridges***, Section 415. Hot mix asphalt wearing course shall be per section 401. A tack coat shall be applied to the milled surface before placement of the overlay per item 408.
5. Asphalt wearing course overlay shall have one and one-half inch (1 ½") thickness.
6. Limits for pavement restoration with roadway shall be twenty (20) linear feet beyond the installation of any infrastructure.

F. SIDEWALK REPLACEMENT DETAILS

1. CONCRETE SIDEWALK

- a. The following specifications shall be met:
 - 1. Concrete – shall be three thousand five hundred (3,500) psi min., seven and one quarter (7 ¼) bag mix, air-entrained
 - 2. WWF 6 x 6 / 10
 - 3. Concrete shall be at least four (4”) inches thick unless otherwise noted and six inches (6”) thick where the walk crosses the driveway with a two-inch minimum thickness in either instance.
 - 4. Tooled joints at four (4) feet o.c.
 - 5. Expansion joints at twenty (20) feet o.c.
 - 6. Four (4) inch aggregate base.

2. ASPHALT CONCRETE

- a. The following minimum specifications shall be met:
 - 1. Asphalt concrete shall be poured at a minimum of two inches (2”) thick.
 - 2. The base shall be a four (4”) inch-thick aggregate base.
- 3. Minimum thicknesses are shown for concrete and asphalt sidewalks. If actual thicknesses are greater, the contractor shall match the existing sidewalk thickness.
- 4. For replacement of existing concrete removed during construction, if an existing control joint is located within two (2) feet of the edge of the disturbed area, the existing concrete shall be removed and replaced with the additional width to the existing control joint.

G. DIAGRAMS AND TECHNICAL DRAWINGS – Diagrams and technical drawings clarifying the above specifications are on file with the City of Vienna Public Works Department. They shall be consulted for clarification before any repair, restoration, or replacement work.

H. PENALTY – In addition to any civil remedy, including injunctive relief, civil damages, and the like, violation of this ordinance is a misdemeanor. It shall result in a fine through the Vienna Municipal Court of five hundred dollars (\$500) per day per incident.

Councilwoman Kim Williams moved to approve the Ordinance – First Reading Creating Utility Restoration Details – Setting Out Utility Restoration Details For Sidewalk Replacement; Asphalt Overlay And Resurfacing Heel-In, Type E; Pavement Trench, Concrete Pavement; Type C Pavement Trench, Asphalt Concrete Pavement; Type A Pavement Trench, Asphalt Over Concrete Or Brick. Motion seconded by Councilman Tom Azinger.

No further discussion.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 5-0.

2. ORDINANCE – SECOND READING: Amending 923.01(A) “Public Utilities” Changing The Continuing Bond Amount From \$10,000 To \$50,000

Sponsored by: Mayor Randy Rapp, Councilman Jim Leach, and Councilman Tom Azinger

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF VIENNA THAT IT AMENDS “923.01 PUBLIC UTILITY TO POST BOND TO PAY FOR DAMAGES TO PUBLIC PROPERTY; CITY NOTIFICATION REQUIRED” AS FOLLOWS:

(a) Every public utility provider shall execute a continuing bond in a form prescribed and accepted by the City Finance Director, with satisfactory corporate surety, in the amount of FIFTY THOUSAND DOLLARS (\$50,000.00), payable to the City of Vienna.

The remainder of the Ordinance remains unchanged.

Councilman Tom Azinger moved to approve the Ordinance – First Reading Amending 923.01(A) “Public Utilities” Changing The Continuing Bond Amount From \$10,000 To \$50,000. Motion seconded by Councilwoman Kim Williams.

No further discussion.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 5-0.

NEW BUSINESS:

1. GENERAL FUND BUDGET REVISION #4

MEMORANDUM

TO: JIM LEACH
 FROM: Amy Roberts
 SUBJECT: 22-23 GENERAL FUND BUDGET REVISION #4
 DATE: 02/14/2023

DEPT	ACCT #	ACCT DESCRIPTION	EXPLANATION	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
			NET INCREASE / (DECREASE) TO REVENUE		0	
CIVIC PROMOTIONS	912-12	PRINTING	MOVE MONIES WITHIN THE CIVIC PROMOTIONS	2,500	-2,000	500
	912-19	RENTS	LINE ITEMS THAT ARE NOT NEEDED FOR	38,830	-800	38,030
	912-20	LEGAL PUBLICATIONS	REMAINING EVENTS AND TRANSFER TO	10,000	-9,000	1,000
	912-23	PROFESSIONAL SERVICES	FRIENDS OF VIENNA FOR THE FREEDOM	9,900	-6,800	3,100
	912-30	CONTRACT SERVICES	FESTIVAL RODEO	2,550	-1,400	1,150
	912-41	MATERIALS & SUPPLIES		10,200	-7,000	3,200
FRIENDS OF VIENNA	607-68	CONTRIBUTIONS	REFERENCE ABOVE	25,000	27,000	52,000
CONTINGENCIES	699		COVER THE ABOVE REVISIONS			
			NET INCREASE / (DECREASE) TO EXPENDITURES		0	

Recorder Melissa Elam moved to approve the General Fund Budget Revision #4. Motion seconded by Councilman Tom Azinger.

Councilwoman Kim Williams asked if a representative from the Friends of Vienna was present to answer questions. There was not but Mayor Rapp stated this was his request so he could answer the questions.

Councilwoman Kim Williams asked how much it will cost to put in the 8” of dirt. Mayor Rapp stated Public Works will do the work and the cost will be the labor.

Councilman Tom Azinger asked if the rodeo thinks the site is adequate. Mayor Rapp said rodeo representatives have visited and said it is good.

Councilman Chris Mancuso is concerned about doubling our contribution for the event with this additional funding. Asked about availability of electricity and restrooms. Mayor Rapp said we have a good electricity supply and that portable restrooms would be used. Mr. Mancuso asked if there is sufficient parking for those who attend and the rodeo needs and Mayor Rapp said yes.

Councilwoman Williams asked what the rain contingency will be. Teresa Smith said the rodeo waits out the weather.

Mayor Rapp

Recorder Melissa Elam asked if the \$27,000 is specifically for the rodeo or if it is a contribution that Friends of Vienna can use as they need. Mayor Rapp said it is specifically for the rodeo.

Councilman Tom Azinger suggested possibly looking into event insurance.

Councilman Chris Mancuso asked about the cleanup process after the rodeo. Mayor Rapp said the city will remove the fertilizer with the dirt when they take it out.

Councilwoman Kim Williams asked how the dirt will be removed to make sure the ground is not disturbed and asked how big the arena will be. Teresa Smith said the rodeo will be 190x140. Mayor Rapp said Public Works knows how to remove the dirt properly.

**Roll call vote taken by Mayor Randy Rapp. Councilman Tom Azinger, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Councilwoman Kim Williams and Councilman Chris Mancuso voting “no”.
Vote: 3-2**

2. ORDINANCE – FIRST READING: Amending 505.06, “Keeping Livestock,” And Adding Regulations Related To Raising Hens On R-1, R-2, And R-3, Single-Family Zoned Residential Property As Well As Related Structures, And The Penalty For Violating Said Regulations

Sponsored by: Recorder Melissa Elam and Mayor Randy Rapp

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF VIENNA THAT it hereby amends the **KEEPING LIVESTOCK ORDINANCE** as follows:

505.06 KEEPING LIVESTOCK.

No person shall keep, raise, or maintain live hogs, outdoor rabbits, alpacas, cattle, or other ruminants, sheep, goats, fowl, or flightless birds other than as set out elsewhere in this code in any manner whatsoever within the City.

Further, the City also enacts an Ordinance governing how hens may be raised on residential property as follows:

505.06a – HENS ON RESIDENTIAL PROPERTY

1. PERMIT

- a) A building permit from the City of Vienna is required before placing any henhouse on any property.
- b) An annual permit from the City of Vienna is required for keeping hens on residential property. The permit shall begin on July 1st of each year and end on June 30th of the following year.

2. LOCATION

- a) Hens may be kept on R1, R2, and R3 zoned properties occupied by single-family residences only.
- b) The parcel must have an occupied single-family residence on site.
- c) This use shall be prohibited on any parcel that is unoccupied, vacant, or occupied by any multifamily unit or dwelling or any lot having more than one single-family dwelling or unit.

3. STRUCTURE AND LOCATION

- a) Hens may only be kept with a henhouse and enclosed pen.
- b) Henhouses are subject to accessory structure setback requirements.
- c) Henhouses, lots, and related fences shall be subject to building code requirements and applicable rules and regulations, including limitations on fence height.
- d) Hens and henhouses are not permitted in front yards.
- e) Henhouses or pens shall be situated at least twenty-five (25) feet from any inhabited structure.
- f) Henhouses, pens, or lots shall not create a nuisance due to noise, smoke, electrical interference, dust, or obnoxious odor.
- g) No part of the henhouse shall exceed a height of six feet.

4. LIMITATIONS

- a) Ownership, care, and control of the hens shall be the responsibility of a resident, the owner of the dwelling on the lot, or both.
- b) A maximum of four (4) hens may be kept on a lot (although health regulations may further limit the number and/or manner of keeping of hens).
- c) Keeping roosters is strictly prohibited.
- d) Hens must be confined to a lot.
- e) Roosters and other fowl species, other than chickens, are prohibited.
- f) The flock shall be kept for personal use only.
- g) Commercial raising of chickens or eggs is prohibited.
- h) Any dead animals, or parts thereof, shall be promptly and properly disposed of in a legal fashion that does not create odors or spread to other properties via wind or storm-water runoff.
- i) The flock shall always be confined to the parcel,
- j) The flock shall be confined to a henhouse not exceeding 150 square feet in area during nighttime hours.
- k) Stored feed shall be securely stored in a container that prevents access by vermin.

- l) The flight feathers on at least one wing must be clipped regularly to prevent flight.
- m) Any person owning or keeping or harboring any hen which runs at large within the City shall be guilty of a misdemeanor.
- n) Any other violation of this ordinance shall be a misdemeanor.

5. ENFORCEMENT

- a) This Ordinance may be enforced by either the City of Vienna Code Enforcement Official or the Vienna Police Department.

6. VARIANCES

- a) Variances may be granted by Code Enforcement as to structures

7. PENALTY

- a) Upon conviction, the fine for a violation of this section is:
 - i. seventy-five dollars (\$75.00) for the first offense,
 - ii. one hundred dollars (\$100.00) for the second offense, and
 - iii. one hundred twenty-five dollars (\$125.00) for every violation thereafter.
 - iv. prior convictions may be used to enhance the penalty under this section if the date of the issuance of the previous citation or complaint is one year or less from the date of the current violation. If the date of the citation for the prior conviction is more than one year old, it is not available to enhance a subsequent offense.

Attorney Skogstad explained the revisions that were made to the ordinance.

Recorder Melissa Elam moved to approve the Ordinance – First Reading Amending 505.06, “Keeping Livestock,” And Adding Regulations Related To Raising Hens On R-1, R-2, And R-3, Single-Family Zoned Residential Property As Well As Related Structures, And The Penalty For Violating Said Regulations. Motion seconded by Mayor Randy Rapp.

Councilman Chris Mancuso asked for clarification between 4d and 4i. Mr. Skogstad said one of them could be eliminated.

Councilwoman Kim Williams asked about the misdemeanor language. Mr. Skogstad said it could be changed to civil penalty and the meaning would be the same.

Councilwoman Kim Williams asked if a chain link fence could be consider a closed pen. Mr. Skogstad said it depends on if the owner can contain the chickens. Peeps can get through a chain link. Mr. Skogstad will look into this issue further because no matter what is done has to comply with our existing fencing ordinance.

Councilwoman Kim Williams asked if variances are difficult to get. Mr. Skogstad said they need to contact Mr. Parrish with Code Enforcement to pursue a variance.

Mayor Rapp asked that 4n remain.

Councilman Chris Mancuso moved to amend the ordinance by striking 1a. Seconded by Councilwoman Kim Williams.

Mayor Rapp believes the building permit should stay.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Chris Mancuso, and Recorder Melissa Elam voting “yes”. Councilman Tom Azinger and Mayor Randy Rapp voting “no”. Vote: 3-2.

Councilman Chris Mancuso moved to amend the ordinance by changing the original 1b to read that an annual \$5 permit is required and an inspection of the henhouses upon initial installation shall be required prior to issuance of the permit. (dates remaining the same) Seconded by Councilwoman Kim Williams.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 5-0.

Councilman Chris Mancuso moved to amend the ordinance section 3e by saying henhouses or pens shall be situated at least 20 feet from a neighbor’s inhabited structure and 10 feet from inhabited structure on the owner’s property. Seconded by Councilwoman Kim Williams.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 5-0.

Councilman Chris Mancuso moved to amend the ordinance by striking 4d. Seconded by Councilwoman Kim Williams.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 5-0.

Councilman Chris Mancuso moved to amend the ordinance in 4b that a maximum of four hens are permitted for the first year and a maximum of eight if there are no complaints from neighbors can be permitted. Seconded by Councilwoman Kim Williams.

Mr. Skogstad asked if Mr. Mancuso wanted any objective measures so it is not just subjective judgment. Mr. Skogstad stated that Code Enforcement routinely has issues with neighbors actually cooperating with law enforcement to go on record with their complaint.

Mr. Azinger reminded Council that this ordinance is for personal consumption and if there are eight hens there is potential for 56 eggs per week.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams and Councilman Chris Mancuso voting “yes”. Councilman Tom Azinger, Recorder Melissa Elam, and Mayor Randy Rapp voting “no”. Vote: 2-3.

Councilwoman Kim Williams moved to amend the ordinance in 4b changing four chickens to six chickens. Seconded by Councilman Chris Mancuso.

Councilman Tom Azinger still thinks six chickens is too many. He wants to leave it at four chickens and we can revisit it later. Councilwoman Kim Williams disagreed and thinks six is a good number for a family.

Mayor Rapp thinks increasing to four chickens from two as the previously tabled ordinance allowed is a good compromise.

Recorder Melissa Elam wanted to make sure the public understands that this is not a side business and that it is for personal consumption.

Councilwoman Kim Williams was concerned about stores only selling chicks in sixes. Mayor Rapp assured her that they can be purchased individually.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams and Councilman Chris Mancuso voting “yes”. Councilman Tom Azinger, Mayor Randy Rapp, and Recorder Melissa Elam voting “no”. Vote: 2-3.

Recorder Melissa Elam commented that one of the reasons families requested the ability to raise chickens was to help reduce their food budget. She believes any eggs they get from their chickens will help reduce their grocery bill even if they still need additional eggs than their chickens are producing.

Councilwoman Kim Williams moved to amend the ordinance in 3g changing 6-foot height to 8-foot height. Seconded by Councilman Chris Mancuso.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Chris Mancuso, Mayor Randy Rapp, and Recorder Melissa Elam voting “yes”. Vote: 5-0.

Councilman Chris Mancuso moved to approve the Ordinance – First Reading as amended. Motion seconded by Recorder Melissa Elam.

Roll call vote taken by Recorder Melissa Elam. Councilwoman Kim Williams, Councilman Chris Mancuso, Mayor Randy Rapp, and Recorder Melissa Elam voting “yes”. Councilman Tom Azinger voting “no”. Vote: 4-1.

Mayor Rapp dismissed Council for break at 8:04pm.

Meeting resumed at 8:11pm.

3. DISCUSSION: COMPREHENSIVE PLAN

Mayor Rapp shared that today he received Section 4 of the comprehensive plan from WVU. There is one more section to be done before it is complete.

Councilman Chris Mancuso stated that the comprehensive plan we currently use is a county wide plan. He believes it would be beneficial for the city of Vienna to do a plan that is specific to the city alone. He doesn't think the objectives for the county relate to the city. He has put together an RFQ to seek professional services. He noted the low response for feedback from the city when a survey was presented.

Councilwoman Kim Williams reminded council that last budget year council voted to put \$30,000 toward a plan. She noted several changes in the area since the last plan was done.

Mayor Rapp suggested waiting until the one we have coming is finished and if there are areas that don't satisfy us, we can revisit it.

Councilman Tom Azinger would like to wait until the plan is finished before pursuing a plan of our own.

4. UPDATE: Jackson Pool

Recorder Melissa Elam reported that Omni told her they have almost everything they need from Martin Aquatic.

COUNCIL COMMENTS:

Mayor Rapp shared that Craig Richards, our long-time engineer, passed away last Friday. He was a great friend to the city of Vienna. He served on various boards and represented us well.

Mayor Rapp shared that each council member has been given a balanced budget and next week department heads will be present.

Recorder Melissa Elam enjoyed attending the Mid-Winter WV Municipal League Conference last week and learned a lot in the Ethics Commission seminar. She went to the Capitol one day and visited with Bob Fehrenbacher to discuss legislation that was beneficial for municipalities.

Councilwoman Kim Williams would like to see a sheet for Spencer's Landing included in the budget.

Meeting adjourned at 8:34pm.

Melissa Elam, Recorder

Randall C. Rapp, Mayor

APPROVED: _____
 Initials Date