

REGULAR COUNCIL SESSION
609 29th Street, Vienna, WV 26105
July 14, 2022
6:00 P.M.

INVOCATION AND PLEDGE OF ALLEGIANCE:

The Invocation was given by Rod Smith. The Pledge of Allegiance was led by Councilman Chris Mancuso.

Mayor Rapp lead Council and those in attendance in a standing ovation for the Friends of Vienna and their work on the Freedom Festival.

Jack Mathers acknowledged and thanked the team from the Friends of Vienna (Rod Smith, Teresa Smith, Melissa Winston, Lisa Johnson, Jody Hopkins, Amanda Mott, Lexi Miller, Darla Batten, Kelita Deems, Randy Deems, Barbara Joyce, Jennifer Wright, and Kim Mathers). Parade went well. 249th Army Band gave a great performance through the heat, Jason Nix would love to come back to Vienna, the hot air balloon at Spencer's Landing had 300 people in line (they would need two balloons next year and food), Home Free was great, fireworks were successful and have been viewed over 800,000 times online. Portable event center would be something to consider looking into. Thanked the Vienna Fire Department for being there and for flying the flag. Thanked the police department for their presence. Thanked Craig Metz and Public Works for supporting them throughout the Festival and for setup. All bills are paid. Attendance estimates for the two days was between 11,000 and 12,000.

CALL TO ORDER:

The Vienna City Council met in Regular Session on July 14, 2022. Mayor Rapp called the meeting to order at 6:18pm.

ROLL CALL:

Attendance was taken by Mayor Randy Rapp with the following Council members present: Kim Williams, Jim Leach, Tom Azinger, Roger Bibbee, Chris Mancuso, Recorder Melissa Elam, City Attorney Russell Skogstad, and Mayor Randy Rapp. Absent: None.

PUBLIC FORUM:

Kelly Craft (300 57th Street): Spoke about continued traffic through her front yard. Also showed pictures of a damaged utility pole that trucks have hit. Asking City Council to make that street a one way street before considering adding cement and a curb.

Tamara Rhodes (4604 6th Ave.): She stated the reason the trees were removed at Spencer's Landing is still not known. Referred to several references in various reports about wetlands being present. Fish and Wildlife Division brought the FLAP grant to the city and now we have destroyed an area they could have protected. She raised concern about silt building up as a result of the dirt being added to the area where the trees were. Suggested having the Corps of Engineers come in to evaluate the area. Also asked if the city still has to pay the matching amount on the FLAP grant due to a change being made in November.

REPORT OF THE MINUTES:

The minutes of the Regular Council Session scheduled on 6/23/2022 have been printed, posted, and circulated. Approved as posted.

REPORT OF THE TREASURER:

Councilman Jim Leach reported that Reconciliation of Funds have been provided and accounts are in order and the city is solvent.

UNFINISHED BUSINESS:

1. **None.**

NEW BUSINESS:

1. **BID APPROVAL: Salt/Deicer for the Streets for the 2022-2023 Budget Year**

Sealed bids for salt/deicer for the 2022-2023 budget year, were opened on Friday June 24, 2022, at 9:00am with the following results:

Morton Salt	No Bid
Compass Minerals	\$102.19/ton Delivered
Cargill	\$112.45/ton Delivered

After careful review of the bid proposals, the recommendation for Council approval from the Budget & Finance Committee for salt is:

Compass Minerals \$102.19/ton Delivered

Funding the project: Funding for this project is budgeted in the City’s General Fund account# 01-570-55-41.

Councilman Tom Azinger moved to approve the low bid from Compass Minerals for Salt/Deicer for the 2022-2023 Budget Year. Motion seconded by Councilman Roger Bibbee.

No further discussion.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Roger Bibbee, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 7-0

2. BID APPROVAL: Concrete Replacement Costs for the 2022-2023 Budget Year

Sealed bids for the cost of concrete replacement were opened on Friday, June 24, 2021, at 9:30am with the following results:

	<u>Concrete Replacement</u>	<u>Subgrade Replacement</u>
IVS Hydro	\$116.00/sq. ft.	\$69.00/sq. ft.
Jimmie Harper Construction	\$18/sq. ft.	\$10.50/sq. ft.

After careful review of the bid proposals, the recommendation for Council approval from the Budget & Finance Committee for concrete replacement for the 2022-2023 budget year is:

Jimmie Harper Construction \$18/sq. ft. \$10.50/sq. ft.

Funding the project: Funding for this project is budgeted in the City’s General Fund account# 01-570-65-58.

Councilman Jim Leach moved to approve the low bid from Jimmie Harper Construction for Concrete Replacement Costs for the 2022-2023 Budget Year. Motion seconded by Councilman Roger Bibbee.

Craig Metz said the difference was the difference between a local contractor and an out of area contractor.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Roger Bibbee, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting “yes”. Vote: 7-0

3. BID APPROVAL: Spencer’s Landing Fill Project

Sealed bids for the Spencer’s Landing Fill Project were opened on Friday, June 24, 2021, at 9:45am with the following results:

Jimmie Harper Construction \$102/per 18-ton Truck Load

After careful review of the bid proposals, the recommendation for Council approval from the Budget & Finance Committee for the Spencer’s Landing Fill Project is:

Jimmie Harper Construction \$102/per 18-ton Truck Load

Funding the project: Funding for this project has not been budgeted in the City’s General Fund and would require a future budget revision.

Craig Metz spoke. Said his guys try to remove the clay. They don’t have the equipment to remove the rock. They don’t have the ability to slope the hill safely. They are still short on workers. He said the dirt would have to be added to Spencer’s Landing anyway because all renderings and ideas have shown something being installed there. He said the silt fencing would resolve the silt concerns. Stated we would be doing 1,111 truck loads at the most. Mayor Rapp informed Council that Craig is one of six people in the state that is certified to manage flood plains. Ms. Williams stated a wetland was destroyed and wants to make sure we aren’t causing a problem for the future. Mr. Metz said Mr. Mathers looked at the trees and they were all scrub river trees and had no value. Mr. Leach said it was never a protected space according to Tom Rebarr. He said the only way to move forward with Spencer’s Landing is to bring the dirt in. Mr. Mancuso asked if there is a cap on the amount we are willing to spend. Mr. Metz said the number of truck loads (1,111) is the limit.

Councilman Tom Azinger moved to approve the sole bid from Jimmie Harper Construction for the Spencer's Landing Fill Project. Motion seconded by Recorder Melissa Elam.

No further discussion.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Roger Bibbee, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting "yes". Vote: 7-0

4. RESOLUTION: Approving a One (1) Dollar Per Hour Pay Increase for All Concession Stand Seasonal Workers

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF VIENNA, that it hereby authorizes a pay increase of one (1) dollar per hour for all City of Vienna concession stand seasonal employees for the fiscal year ending June 30, 2023.

Mayor Rapp explained that the original pay increase for employees excluded seasonal workers. The increase for payroll will be \$1,600.00.

Councilwoman Kim Williams moved to approve the Resolution Approving a One (1) Dollar Per Hour Pay Increase for All Concession Stand Seasonal Workers. Motion seconded by Councilman Tom Azinger.

No further discussion.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Roger Bibbee, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting "yes". Vote: 7-0

5. RESOLUTION: Approving a Mutual Termination of Purchase and Sale Agreement Between ACE Educational Foundation, Inc. and the City of Vienna Regarding Property Located at 12th Street, Vienna, WV

Mayor Rapp stated that Attorney Skogstad requested an Executive Session to discuss a legal matter. Motion to go into Executive Session made by Recorder Melissa Elam. Motion seconded by Councilman Roger Bibbee. Vote: 7-0.

Dismissed at 6:55pm.

Regular Session of Council resumed at 7:08pm.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF VIENNA, that it hereby approves that certain Mutual Termination of Purchase and Sale Agreement executed by the City of Vienna and representatives of Ace Educational Foundation Inc. as attached hereto and incorporated by reference herein. Further, the mayor is authorized to take any steps or actions as are reasonably necessary to execute the terms of this agreement.

Councilman Jim Leach moved to approve the Resolution Approving a Mutual Termination of Purchase and Sale Agreement Between ACE Educational Foundation, Inc. and the City of Vienna Regarding Property Located at 12th Street, Vienna, WV. Motion seconded by Councilman Roger Bibbee.

No further discussion.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Roger Bibbee, Councilman Chris Mancuso, Recorder Melissa Elam, and Mayor Randy Rapp voting "yes". Vote: 7-0

6. UPDATE: Freedom Festival

(Given at the beginning of the meeting.)

7. UPDATE: Jackson Pool

OMNI and Martin Aquatic will be coming next Tuesday (7/19) to do the site assessment. Cost for their work is \$17,000 and has been paid for out of two line items in the pool budget from 2021-22. Next Wednesday (7/20), they will meet with the Design Team to share their findings.

COUNCIL COMMENTS:

Mayor Rapp said the River Road water line project has made it down to Holl's Chocolate now. Craig Metz said laterals to 27th Street, 28th Street, and 23rd Street may start next week.

Dredging of Pond Run is moving along. Still working on getting the funding lined up.

Greenmont Hills stormwater project starts tomorrow.

Mayor complimented Chris Mancuso on his participation on the Spencer's Landing project. He will begin working on a rendering taking into consideration all the input from the various focus groups and online surveys.

There will be a resolution on the agenda next week to change the location of the kayak launch from Spencer's Landing to the 12th Street property.

Soil Conservation Department is purchasing Public Works a slope mower to use for the dry dam.

Chris Mancuso is excited about the possibilities of Spencer's Landing and 12th Street. Offered his expertise in architecture and design for the pool.

Kim Williams said we are still not properly covered by our security cameras. Wants to see the issues fixed.

Meeting adjourned at 7:22pm.

Meeting reconvened at 7:24pm.

Mayor Rapp thanked Delegate Roger Conley for the \$8,000 he was able to secure from the Legislature for the Freedom Festival.

Meeting adjourned at 7:25pm.

Melissa Elam, Recorder

Randall C. Rapp, Mayor

APPROVED: _____
 Initials Date