# REGULAR COUNCIL SESSION 609 29<sup>th</sup> Street, Vienna, WV 26105 April 14, 2022 6:00 P.M.

## **INVOCATION AND PLEDGE OF ALLEGIANCE:**

The Invocation was given by Chris Mancuso. The Pledge of Allegiance was led by Councilman Chuck Noffsinger.

## **CALL TO ORDER:**

The Vienna City Council met in Regular Session on April 14, 2022. Mayor Randy Rapp called the meeting to order at 6:02pm.

#### **ROLL CALL:**

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

#### **PUBLIC FORUM:**

Maggie McLean and Jack McLean (1013 51<sup>st</sup> St.): Miss McLean gave a presentation on the benefits of raising chickens and requested that the city allow residents to raise chickens.

The LEGO robotics team Tender Defenders were recognized for being the WV State Champions. They will be competing at the FIRST LEGO League World Championship.

#### **REPORT OF THE MINUTES:**

The minutes of the Regular Council Session scheduled on 3/24/2022 have been printed, posted, and circulated. Approved as posted.

#### **REPORT OF THE TREASURER:**

Councilman Jim Leach reported that the city is financially sound.

# **UNFINISHED BUSINESS:**

# 1. None.

# **NEW BUSINESS:**

# 1. PROCLAMATION: Arbor Day

WHEREAS: In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the

planting of trees, and

WHEREAS: this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS: Arbor Day is now observed throughout the nation and the

world, and

WHEREAS: trees can reduce erosion of our precious topsoil by wind and
water, lower our heating and cooling cost, moderate our

temperatures, clean the air, produce oxygen, and provide

habitat for wildlife, and

WHEREAS: trees are a renewable resource giving us paper, wood for our

homes, fuel for our fires and countless other wood products, and

WHEREAS: trees in our City increase property value, enhance the economic vitality of business areas and beautify our community, and

WHEREAS: trees, wherever they are planted, are a source of joy and spiritual

# NOW THEREFORE,

I, Randall C. Rapp, Mayor of the City of Vienna, do hereby proclaim

April 29, 2022, as

# ARBOR DAY

in the City of Vienna and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the wellbeing of this and future generations.

In celebration of Arbor Day, Jack Mathers said a tree will be planted at 60<sup>th</sup> Street on Friday, April 29<sup>th</sup> at 10:00am.

# 2. PROCLAMATION: Fair Housing Month

**WHEREAS,** April marks the anniversary of the passage of the Fair Housing Act of 1968, which sought to eliminate discrimination in housing opportunities and to affirmatively further housing choices for all Americans; and

**WHEREAS,** the ongoing struggle for dignity and housing opportunity for all is not the exclusive province of the Federal government; and

**WHEREAS**, vigorous local efforts to combat discrimination can be as effective, if not more so, than Federal efforts; and

**WHEREAS**, illegal barriers to equal opportunity in housing, no matter how subtle, diminish the rights of all;

# NOW, THEREFORE, BE IT RESOLVED,

that in the pursuit of the shared goal and responsibility of providing equal housing opportunities for all men and women, the City of Vienna, West Virginia does hereby join in the national celebration of the  $54^{rd}$  Anniversary of the Fair Housing Act by proclaiming

## **APRIL 2022 as FAIR HOUSING MONTH**

and encourages all agencies, institutions and individuals, public and private, in the City of Vienna, West Virginia to abide by the letter and the spirit of the Fair Housing law.

# 3. RESOLUTION: General Fund Budget Revision #4

			<u>MEMORANDUM</u>			
FROM: SUBJECT:	JIM LEACH Amy Roberts 21-22 GENERAL 3/29/2022	L FUND BUDGET REVISION #4				
DEPT	ACCT #	ACCT DESCRIPTION	EXPLANATION	CURRENT BUDGET	(DECREASE)	REVISED BUDGET
	,	353.11.13.1	NET INCREASE / (DECREASE) TO REVENUE	BUUGE	0	
Council	410-68	Contributions	Contribution to the YMCA for their swimming pool improvements	10,000	6,000	16,000
MOV Work Camp	596-68	Contributions	Move money to appropriate to the above	3,000	-3,000	0
Friends of Vienna	547-68	Contributions	Contribution to the Friends of Vienna for the Vienna Freedom Festival	5,000	20,000	25,000
CONTINGENCIES	699		COVER THE ABOVE REVISIONS  NET INCREASE / (DECREASE) TO EXPENDITURES	136,490	-23,000	113,490

Councilman Jim Leach moved to approve the General Fund Budget Revision #4. Motion seconded by Councilman Roger Bibbee.

Councilwoman Kim Williams made a motion to amend the General Fund Budget Revision #4 to remove the Friends of Vienna/Freedom Festival money and consider it separate.

Attorney Russ Skogstad stated Budget Revisions have to go through the state and this has already been through the Budget and Finance Committee in this form. It could also be tabled. Another option is to consider each revision separately.

There was no second to Ms. Williams' motion.

Roll call vote taken by Mayor Randy Rapp. Councilman Tom Azinger, Councilman Jim Leach, Councilman Chuck Noffsinger, Councilman Roger Bibbee, and Mayor Randy Rapp voting "yes". Councilwoman Kim Williams voting "no". Vote: 5-1

# 4. DISCUSSION: Fire Truck Purchase

Chief Steve Scholl spoke to Council regarding the purchase of a 2024 firetruck. There will be a 7% increase in materials beginning May 1. If we place the order before April 30, there could be a \$63,000 savings. Our payments would begin in 2024. This new firetruck will replace the current 2002 model. Chief Scholl asked that this be put on the April 28<sup>th</sup> City Council agenda.

5. RESOLUTION: To adopt the recommended change to the Vienna Police Civil Service Commission Rules with regard to written tests, Rule Vi, B, 1 Written Test.

At a meeting of the Vienna Police Civil Service Commission on Wednesday, March 16, 2022, all members being present, the commission voted unanimously to request approval by Vienna City Council to change its rules and regulations with regard to what may be considered a passing score for police officers on entry level examinations.

Therefore, based upon the recommendation of the Vienna Police Civil Service Commission and the Vienna Chief of Police, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF VIENNA, that it hereby adopts the proposed change to Vienna Police Civil Service Commission Rule VI, B, 1: Written test which reads:

# As amended 5/2/2021

"VI, B, 1 Written test. The written examination shall be practical in character and shall relate to matters and include such inquiries as will fairly test the merit and fitness of the applicant to discharge the duties of a police officer. Applicants shall be marked on a scale of 0 to 100 points, with the number of points equal to the percentage of correct answers on the written examination A score of 70% correct shall be considered passing. If the examination is divided into discreet and identified sections, applicants must achieve a score of 70% or greater on each section of the written examination to be placed on the list of eligible applicants, with the following exception: If an applicant scores below 70% but at least 60% on only one section and the overall test average is 70% or above, the applicant will be placed on the list of eligible applicants.

To read:

"VI, B, 1 Written test. The written examination shall be practical in character and shall relate to matters and include such inquiries as will fairly test the merit and fitness of the applicant to discharge the duties of a police officer. Applicants shall be marked on a scale of 0 to 100 points, with the number of points equal to the percentage of correct answers on the written examination. An overall score of 70% correct shall be considered passing for the applicant to be placed on the list of eligible applicants."

Councilman Roger Bibbee moved to approve the resolution to adopt the recommended change to the Vienna Police Civil Service Commission Rules with regard to written tests, Rule Vi, B, 1 Written Test. Motion seconded by Councilman Chuck Noffsinger.

Discussion.

Roll call vote taken by Mayor Randy Rapp. Councilwoman Kim Williams, Councilman Tom Azinger, Councilman Jim Leach, Councilman Chuck Noffsinger, Councilman Roger Bibbee, and Mayor Randy Rapp voting "yes". Vote: 6-0.

## 6. UPDATE: Jackson Pool

Mayor Rapp shared the following update from Recorder Elam:

"I have spoken to a Pool Design Firm that was highly recommended by CEC. I will be gathering information they need to write an initial proposal and hope to be able to bring it to Council within the next two meetings. A conversation has started with the Parkersburg YMCA about possibly providing alternative activities for middle and high schoolers this summer. Jeff Olson is here tonight to present his proposal. A subcommittee of the Park Board has been formed to begin the process and may expand to include others as tasks grow. We will put together a publication to send to Vienna residents communicating about the pool closure, new plans, and alternate activities this summer. City Council... we will have discussions very soon on how to pay for the project."

Mayor Rapp stated Mayor Joyce and the MOV Transit Authority will work with the city to accommodate people who want to go to the pool at City Park.

Jeff Olson, Executive Director of the YMCA, presented an opportunity for alternative activities this summer. "The Hangout" would be for ages 11-15 and would be Monday-Friday 1-5pm. The Rec Building would be the hub. Mondays would be STEM days, sporting activities, and board games. Tuesdays would be a reading day, sports, and board games. Wednesdays would be field trips... bowling, swimming, etc. Thursday would be arts and crafts... tie dying, talent show, and storytelling. Fridays would be social responsibility day... pen pals with seniors, trash pick up, camp newspaper. Planning for 10-50 participants. Beginning with two lead staff. Process for participation would be to register and then pay for the days they attend. Mr. Olson sees this project as a pilot program. If it is successful in 2022, it could continue in 2023 from 9am-1pm.

Mayor Rapp is excited about the program. He suggested field trips to the police department, fire department, and city building to learn about opportunities to serve the city and understand it better.

Councilman Bibbee likes that it gives our kids something to do.

Councilwoman Williams asked about the cost and how long it runs. Mr. Olson said it will run for 10 weeks. He said there will be a nominal fee for the kids. Cost to the city would be around \$15,000-\$20,000. He hopes to have the opportunity to manage the pool when it reopens and cost could come down.

Mr. Leach suggested doing mock trials.

COUNCIL COMMENTS:			
None.			
ANNOUNCEMENTS:			
Council will meet on Tuesday, Apri	l 19 at 8:30am	to Lay the Levy.	
Masting adjacement at 7:25 p.m.			
Meeting adjourned at 7:35 p.m.			
			_
Melissa Elam, Recorder		Randall C. Rapp, Mayor	
APPROVED:			
Initials	Date		