

SEPTEMBER 18, 2025

The Clarksburg City Council met in REGULAR SESSION on Thursday, September 18, 2025 at 6:00 p.m. at the Clarksburg Municipal Building – Council Chambers, 222 West Main Street, Clarksburg, West Virginia, with Mayor Malfregeot presiding.

PRESENT:

Councilmember Ryan Deems
Councilmember Martin Howe
Councilmember Marc Jackson
Councilmember Wayne Worth
Vice Mayor Jerry Riffle
Mayor James Malfregeot

ALSO PRESENT:

Tiffany Fell, City Manager
Richard Marsh, City Attorney
Annette Wright, City Clerk

ABSENT:

Councilmember Will Hyman

- 1) Roll Call
- 2) Prayer & Pledge – given by Councilmember Malfregeot
- 3) **Motion** by Councilmember Deems, **Seconded** by Councilmember Jackson for approval of the minutes of the regular session of Council held on September 4, 2025. **Motion Approved Unanimously.**

- 4) Petitions, Communications, and Public Hearings:

Pamela Gaskins, 847 Gaskins Hollow Road – as a Board member of the YMCA, informed that the Board has made a painful decision to close the doors and expressed her overwhelming sense of sadness with the closing. Ms. Gaskins noted that the YMCA has been a cornerstone of the community for many years and that she hoped that the building could remain open to serve the community.

Camden Cutlip, 130 W. Woodland Avenue – also addressed Council concerning the closing of the YMCA noting the importance of the facility and the pool to the youth and school swimming teams who use the YMCA for practice. Mr. Cutlip implored Council to assist with keeping the doors open at the YMCA.

John Kroll, 152 Vermont Avenue – also spoke concerning the YMCA and asked Council to do whatever they could to allow the swim teams to have access to the pool.

Mayor Malfregeot assured the public that Council was going to do what it could to keep the YMCA open for the community.

- 5) City Clerk's Information:

Zoning Form in connection with an application to operate an ABCA licensed private club, private wine restaurant or tavern was filed by LaTapatia Super Mercardo, LLC, 415 Baltimore Avenue – returned to the applicant on September 8, 2025

6) Unfinished Business:

a) **Consideration of Second and Final Reading and Public Hearing of an Ordinance Transferring a Portion of Buckhannon Avenue; Spring Avenue; and an Unopened 12' Alleyway to 75 Development LLC**

With notices regarding the public hearing appearing in *The Exponent Telegram* on September 10, 2025 and September 17, 2025, Mayor Malfregeot declared the public hearing open with no one appearing therefor. Upon closing the public hearing,

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Deems

To amend the above-referenced ordinance to include the following:

8. The City Manager may refuse to execute the deed until December 17, 2025 and may, at her discretion before that time, seek to have Council rescind and negate this Ordinance.
9. This Ordinance does not vest any interest in 75 Development until a deed is properly executed and delivered.

Motion to Amend carried 4-2.

	FOR	AGAINST
Councilmember Deems	√	
Councilmember Howe		√
Councilmember Hyman	<i>Absent</i>	
Councilmember Jackson	√	
Councilmember Worth		√
Vice Mayor Riffle	√	
Mayor Malfregeot	√	

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Jackson

For approval of the above-captioned motion, as amended. **Motion Carried 4-2.**

	FOR	AGAINST
Councilmember Deems	√	
Councilmember Howe		√
Councilmember Hyman	<i>Absent</i>	
Councilmember Jackson	√	
Councilmember Worth		√
Vice Mayor Riffle	√	
Mayor Malfregeot	√	

7) New Business:

a) **Consideration of a request of \$150,000 to the Harrison County Commission for the Splash Pad**

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Deems

For approval of the above-captioned request. City Manager Fell confirmed that the City could afford the project without the monies from the Harrison County Commission as ARPA funds were

earmarked for the project; however, said funds would allow for the expansion and enhancement of the landscaping, etc. **Motion Carried 5-1.**

	FOR	AGAINST
Councilmember Deems	√	
Councilmember Howe	√	
Councilmember Hyman	<i>Absent</i>	
Councilmember Jackson	√	
Councilmember Worth		√
Vice Mayor Riffle	√	
Mayor Malfregeot	√	

b) **Consideration of a request of \$25,000 to the Town of Nutter Fort for the Splash Pad**

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Jackson

For approval of the above-captioned request. Discussion was held concerning the location of the Splash Pad at the City's park in Nutter Fort with City Manager Fell noting the visibility, as well as the access and parking at the City's park in Nutter Fort. Councilmember Worth noted the efforts of neighborhood revitalization and how the placement of this project in the City's corporate limits would better serve the citizens of Clarksburg. Councilmember Worth also pointed out that some of our City/neighborhood parks are struggling which is not the case for the City park in Nutter Fort. Councilmember Howe remarked that he previously objected to the Splash Pad being located in Nutter Fort; however, he is supporting this request to reduce the City's out-of-pocket costs. Councilmember Howe cautioned the overcrowding of the Nutter Fort park noting the parking congestion, etc. With regard to these requests, Councilmember Howe remarked that it may send the wrong message if we vote on the funding requests before having communication with the entities we are requesting the funding from. Concluding discussion, **Motion Carried 5-1.**

	FOR	AGAINST
Councilmember Deems	√	
Councilmember Howe	√	
Councilmember Hyman	<i>Absent</i>	
Councilmember Jackson	√	
Councilmember Worth		√
Vice Mayor Riffle	√	
Mayor Malfregeot	√	

c) **Consideration of the submission of a grant to WV First Foundation for the continuation of the social worker position and a vehicle**

Motion By: Councilmember Jackson
Seconded By: Councilmember Deems

To approve the submission of the above-captioned grant to WV First Foundation. City Manager Fell provided a breakdown of the project budget of \$117,217.78 which includes the outreach liaison salary/benefits, as well as a vehicle. Said total consists of a grant from WV First Foundation for 65% thereof and the City's contribution of 35%. City Manager Fell informed that the outreach liaison is doing a great job and that a report would be provided to Council in the near future. With regard to the City's

\$841,000 opioid funds balance, City Manager Fell informed that she is currently working on a bigger project and will be presenting the same to counsel. Also, with regard to the employment status, City Manager Fell confirmed that said employee is a city employee with a one-year contract with the option to extend. Concluding discussion, **Motion Approved Unanimously.**

- d) **Consideration of a Letter of Support to the Health Department in support of amending the in-door air/smoking act**

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Deems

For approval of the above letter of support. During discussion, Mayor Malfregeot noted various cities throughout the state that allow for cigar bars with Vice Mayor Riffle commenting on his support of businesses and pointing out that visiting any establishment is completely voluntary. Councilmember Howe suggested that the business making such request also address the Health Board concerning the same. **Motion Approved Unanimously.**

- e) **Consideration of setting the time for the observance of Trick-or-Treat for Thursday, October 30, 2025 from 6:00 pm to 7:30 pm**

Motion By: Vice Mayor Riffle
Seconded By: Councilmember Jackson

For approval of the above-referenced date/time for Trick-or-Treat. **Motion Approved Unanimously.**

(deviating from the agenda)

8. Council Comments:

Councilmember Deems commented on the need for Council to review plans, goals, etc. to determine future priorities and to provide directives to the Administration therefor. Councilmember Howe informed of the BOGO (buy one-get one) event tomorrow evening at the Amphitheater and the Hispania Fiesta on Sunday. Mayor Malfregeot reminded all that if they see something to say something and announced the Fall Clean-Up with the schedule to be posted on our social media sites, etc.

(returning to the order of the agenda)

- f) **Discussion regarding legal matters (Executive Session anticipated)**

Motion By: Councilmember Worth
Seconded By: Councilmember Howe

To adjourn into executive session pursuant to Chapter 6, Article 9A, Section 4 of the West Virginia Code to discuss legal matters and that the following persons be present: Mayor, Members of City Council, City Manager, City Attorney, Attorney Tiffany Durst and City Clerk. **Motion Approved Unanimously.**

Following executive session,

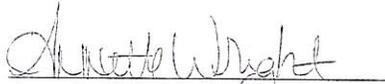
Motion By: Vice Mayor Riffle

Seconded By: Councilmember Deems

To reconvene into regular session. **Motion Approved Unanimously.**

There being no further business to come before Council, **Motion** by Councilmember Deems, **Seconded** by Vice Mayor Riffle and **Approved Unanimously** for adjournment.


James L. Malfregeot, Mayor


Annette Wright, City Clerk

APPROVED: October 2, 2025