

No: 1675

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1985

—●—

ENROLLED

Com. Sub. for
HOUSE BILL No. 1675

(By Mr. Del McKinley + Del Blatnik)

—●—

Passed March 27, 1985

In Effect From Passage

ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 1675

(By DELEGATE MCKINLEY and DELEGATE BLATNIK)

(Passed March 27, 1985; in effect from passage.)

AN ACT generally to authorize the establishment and termination of the centre market commission, a body corporate and politic, by the City of Wheeling; findings and purposes; appointment of a board therefor to serve without compensation; board qualifications, terms; election of officers and removal; authorization to acquire, deal with and dispose of real and personal property and funds; authorization to contract, employ personnel, sue and be sued; authorization to own and operate facilities and fix and collect fees; and providing other necessary powers.

Be it enacted by the Legislature of West Virginia:

CENTRE MARKET COMMISSION.

§1. Legislative findings and purposes.

- 1 The Legislature hereby finds and declares that:
- 2 (a) The Centre Market Square Historic District, city of
- 3 Wheeling, county of Ohio, state of West Virginia, is richly
- 4 endowed with numerous historic buildings which have a close
- 5 and immediate relationship to the values upon which this city
- 6 and state and the nation were founded;
- 7 (b) That within the Centre Market Square Historic District

8 there are two market houses owned by the city that are on
9 the national register of historic places which are unique to this
10 state;

11 (c) That it would be a most worthy public purpose to
12 authorize the governing body of the city of Wheeling to
13 establish and terminate a centre market commission for the
14 following reasons:

15 1. To preserve and protect the historical and architectural
16 heritage and to promote the economic redevelopment of the
17 Centre Market Square Historic District.

18 2. To effect and accomplish the protection, enhancement,
19 and perpetuation of the Centre Market Square Historic
20 District and its historic buildings;

21 3. To improve, develop, maintain and operate the historic
22 market houses;

23 4. To protect and enhance the Centre Market Square
24 Historic District's attractions to residents, tourists and visitors
25 and to serve as support and stimulus to business and industry;

26 5. To strengthen the economy of the Centre Market Square
27 Historic District and the city;

28 6. To foster civic pride in the beauty and noble accomp-
29 lishments of the past;

30 7. To promote the use of the Centre Market Square Historic
31 District and its historic market house for the education,
32 pleasure and welfare of the people of the city of Wheeling.

**§2. Centre commission may be created; board of directors;
appointment; powers and duties generally; officers;
bylaws; rules and regulations.**

1 The governing body of the City of Wheeling is hereby
2 authorized to create a centre market commission by ordinance,
3 the same to be a body corporate and politic which shall have
4 a board of directors as its governing body. The commission
5 may be created for a time certain or until terminated by like
6 ordinance of such governing body. The board consists of five
7 persons appointed by the city council. the members shall be
8 residents of Wheeling and shall serve without compensation.
9 They shall be appointed for a period of four years and may

10 hold no political office, municipal, county or state. The city
11 council shall, on or after the effective date of this act, appoint
12 five members, one for two years, two for three years and two
13 for four years respectively as designated by the city council.
14 Their respective successors, however, shall be appointed for the
15 term of four years excepting that any person appointed to fill
16 a vacancy occurring, before the expiration of a term, shall
17 serve only for the unexpired term. Any commissioner is eligible
18 for reappointment. However, any vacancy created either by the
19 expiration of a term, or otherwise, shall be filled by appointing
20 body. Upon the appointment of the commission, the members
21 thereof shall elect from among their number a chairman and
22 a secretary-treasurer who shall hold office for one year and
23 be eligible for reelection. Annually thereafter the commission
24 shall organize by the election of a secretary-treasurer and such
25 other officers from its own number as it may deem advisable.
26 Members of the commission may be removed from office in
27 the same manner as provided for the removal of county
28 officers under article six, chapter six the code of West Virginia,
29 one thousand nine hundred thirty-one, as amended.

§3. Powers and duties.

1 The commission may be given the following powers and
2 duties: Acquire property by purchase, lease, gift or otherwise;
3 sell or lease property so acquired; contract and be contracted
4 with; sue and be sued; solicit and accept gifts, bequests,
5 endowments and funds both public and private; employ and
6 compensate personnel; own and operate necessary facilities
7 and equipment; fix, charge and collect fees for its acts and
8 undertakings; and other powers necessary for the exercise of
9 those powers enumerated above consistent with the purposes
10 of the commission.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Bruce D. Williams
Chairman Senate Committee

Floyd Fuller
Chairman House Committee

Originating in the House.

Takes effect from passage.

Leah C. Hall
Clerk of the Senate

Donald L. Stopp
Clerk of the House of Delegates

Sam Tankard
President of the Senate

Joseph P. Albright
Speaker of the House of Delegates

The within *approved* this the *10th*
day of *April*, 1985.

Arch A. Phares Jr.
Governor

PRESENTED TO THE

GOVERNOR

Date 4/04/55

Time 3:38 p.m.

RECEIVED

1905 APR 12 PM 5:44

OFFICE OF THE ATTORNEY
SECRETARY OF STATE