



Office of the City Clerk

The City of Morgantown

Linda L. Little, CMC
389 Spruce Street, Room 10
Morgantown, West Virginia 26505
(304) 284-7439 Fax: (304) 284-7525
llittle@cityofmorgantown.org

AGENDA MORGANTOWN CITY COUNCIL REGULAR MEETING FEBRUARY 18, 2014 7:00 p.m.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE TO THE FLAG**
4. **APPROVAL OF MINUTES: Regular Meeting – February 4, 2014**
5. **CORRESPONDENCE:**
6. **UNFINISHED BUSINESS:**
 - A. **BOARDS AND COMMISSIONS**
7. **PUBLIC PORTION WHICH SHALL BE SUBJECT TO RULES ESTABLISHED BY COUNCIL AND ADOPTED BY RESOLUTION**
8. **SPECIAL COMMITTEE REPORTS**
9. **NEW BUSINESS:**
 - A. **Consideration of APPROVAL of A RESOLUTION TO APPLY FOR AND ADMINISTER A COMMUNITY PARTICIPATION PROGRAM GRANT, FUNDS FOR USE FOR THE METROPOLITAN THEATRE.**
 - B. **Consideration of APPROVAL of A RESOLUTION TO APPLY FOR AND ADMINISTER A COMMUNITY PARTICIPATION PROGRAM GRANT, FUNDS FOR USE FOR THE WOUNDED WARRIORS – OPERATION WELCOME HOME.**

- C. Consideration of **APPROVAL of A RESOLUTION TO APPLY FOR AND ADMINISTER A COMMUNITY PARTICIPATION PROGRAM GRANT, FUNDS FOR USE FOR THE EMPTY BOWLS MONONGALIA THROUGH YOUR COMMUNITY FOUNDATION.**

10. **CITY MANAGER'S REPORT:**

INFORMATION:

- 1. Update on the Col. Zackquill Morgan Statue
- 2. Proposed Budget Introduction

11. **REPORT FROM CITY CLERK**

12. **REPORT FROM CITY ATTORNEY**

13. **REPORT FROM COUNCIL MEMBERS**

14. **EXECUTIVE SESSION:** Pursuant to West Virginia Code Section 6-9A-4(2)(9) as it pertains to the sale, purchase or lease of realty.

15. **ADJOURNMENT**

If you need an accommodation contact us at (304) 284-7439

REGULAR MEETING, FEBRUARY 4, 2014: The regular meeting of the Common Council of the City of Morgantown was held in the Council Chambers of City Hall on Tuesday, February 4, 2014 at 7:00P.M.

PRESENT: City Manager Jeff Mikorski, City Attorney Steve Fanok, City Clerk Linda Little, Mayor Jenny Selin and Council Members: Ron Bane, Bill Kawecki, Marti Shamberger, Mike Fike and Nancy Ganz. Councilor Wes Nugent was absent.

The Meeting was called to order by Mayor Selin.

APPROVAL OF MINUTES: The minutes of the January 16, 2014 Special Meeting and the January 28, 2014 Regular Meeting were approved as presented by acclamation.

CORRESPONDENCE: Mayor Selin presented a proclamation declaring 2014 as "The Year of Community Sports". She then read a letter into the record, received by Debbie Lewis and expressing her views about the Human Rights Commission resolutions before Council. Mayor Selin also presented a Citation from County Day at the WV State Legislature received by Council at their last trip to Charleston. She also presented a Chinese New Year scroll given to the Council at the Chinese New Year celebration at WVU.

BOARDS AND COMMISSIONS: By acclamation of Council, Brian Jara was appointed to the Human Rights Commission, filling a vacancy for the remainder of an unexpired term.

PUBLIC PORTION:

Kelly Kimble, 312 Maple Avenue, Acting Chair of the group Fairness WV, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She asked Council to pass the resolutions, as she feels they would be doing the right thing.

Barb Howe, 432 Riley Street, Community Coalition on Social Justice, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She urged the Council to support equal rights for all.

Barry Wendell and husband Rabi Joe Hample, Morgantown residents who were married in California and relocated to Morgantown spoke in favor of the Human Rights Commission equality resolutions pending before Council. They spoke in tandem, sharing their support of the measures.

Teanne Hawkins, 336 Laurel Street, appeared on behalf of WVU and read a letter from David Fryson the Chief Diversity Officer in the WVU Division of Diversity, Equity and Inclusion in support of the Human Rights Commission equality resolutions pending before Council.

Rev. Christine Haig, of First Presbyterian Church, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She lent her views on the topic based on her study of scripture.

Brian Jara, 52 Beech Street, newly appointed member of the Morgantown Human Rights Commission spoke in favor of the Human Rights Commission equality resolutions pending before Council.

Rachel Lake, 12204 Koehler Drive, spoke in favor of the Human Rights Commission equality resolutions pending before Council and shared her personal experiences growing up in a small town before moving to Morgantown.

Sam Wilmoth, 54 Kingwood Street, spoke in favor of the Human Rights Commission equality resolutions pending before Council and asked Council to see the issue in human terms.

Melissa Chesenko, 409 A Arch Street, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She shared her experience as a member of the LGBTQ community of WVU students.

Katherine Lozier, 345 Virginia Avenue, League of Women Voters, spoke in favor of the Human Rights Commission equality resolutions pending before Council, and read a letter of support received from the National League of Women Voters, urging Council to pass the resolutions.

Emily Zejura, 423 Cobun Avenue, spoke in favor of the Human Rights Commission equality resolutions pending before Council for the advancement of the Morgantown residents.

Daniel Brewster, 102 Ventura Court, spoke in favor of the Human Rights Commission equality resolutions pending before Council. He stated that Council will open doors for students to remain in the area after graduation.

Rachel Raneshive, 3 Flats Lane, spoke in favor of the Human Rights Commission equality resolutions pending before Council, stating that residents should not have to live in fear because of their identity.

Christina Byrne-Hoffman, 1289 Carlisle Avenue, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She stated that even as a heterosexual Christian, she is not threatened by equal rights for the LGBT community.

Fran Whiteman, 500 Grand Street, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She explained that marriage equality is about civil law and licenses, not religion.

Joseph Scotti, 808 Ridgeway Avenue, spoke in favor of the Human Rights Commission equality resolutions pending before Council and cited the State motto, that citizens are only free when they are all equal.

Mona Zimble, 500 Grand Street, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She shared her personal story and views on same sex marriage with Council.

Eve Fox, 49 Maple Avenue, spoke in favor of the Human Rights Commission equality resolutions pending before Council and urged Council to pass the resolutions.

Judith Wilkinson, 2 Waterfront Place, spoke in favor of the Human Rights Commission equality resolutions pending before Council. She shared her experience as a student counselor and asked Council to be leaders in the State.

Matt Held, 213 Kingwood Street, spoke in favor of the Human Rights Commission equality resolutions pending before Council. He discussed the culture of West Virginians and their tendency toward change. He asked Council to pass the resolutions.

Don Spencer, 565 Harvard Avenue, Chair of the Morgantown Human Rights Commission, spoke in favor of the Human Rights Commission equality resolutions pending before Council and clarified for Council the timing of the resolutions presented.

There being no other appearances, Mayor Selin declared the public portion closed.

SPECIAL COMMITTEE REPORTS:No reports.

NEW BUSINESS:

A RESOLUTION IN SUPPORT OF THE EMPLOYMENT AND HOUSING NON-DISCRIMINATION ACT IN THE WEST VIRGINIA LEGISLATURE.

Motion by Bane, second by Shamberger to approve the above entitled Resolution. After discussion, motion carried 6-0.

A RESOLUTION IN SUPPORT OF MARRIAGE EQUALITY IN THE WEST VIRGINIA LEGISLATURE.

Motion by Fike, second by Shamberger to approve the above entitled Resolution. After discussion, Councilor Bane referred to handouts which identify the differences between religious and civil marriages, and he also indicated the wording in State code for a marriage license. After continued discussion, motion carried 6-0.

CITY MANAGERS REPORT:

NEW BUSINESS:

1. Capital Escrow Fund Adjustment

After explanation from the Manager, and discussion by Council, motion by Bane, second by Shamberger to approve of \$10,000 in funding for the operation of the Coordinating Council on Homelessness as recommended in the above Capital Escrow Fund Adjustment. Motion carried 6-0.

After explanation from the Manager, and discussion by Council, motion by Ganz, second by Bane to approve of \$3,500 in funding for exploration of a potential wireless broadband system through a contract with Declaration Networks Group, LLC as recommended in the above Capital Escrow Fund Adjustment. Motion carried 6-0.

REPORT FROM CITY CLERK:No report.

REPORT FROM CITY ATTORNEY:No report.

REPORT FROM COUNCIL MEMBERS:

Councilor Bane: Councilor Bane commented that it has been interesting to research the equality issues before Council, and he noted that this is the first social issue that has come before Council during his tenure. He urged Council to be cautious about social issues and not lose sight of the Council's main purpose to provide basic services to the City.

Councilor Kaweck: Councilor Kaweck commended the City employees for their work during snow removal. He noted that most of the complaints he received were about State roads.

Councilor Nugent: Absent.

Councilor Shamberger:

Councilor Shamberger echoed Councilor Kawecki's comments. She suggested the City explain to citizens which streets are State-controlled in order to ease confusion about winter treatment responsibilities. She noted a museum exhibit about aviation and appreciated the WVU Chinese new year celebration. She stated that three street lights previously reported have been replaced. She also commended the Council for passing the equality resolutions.

Councilor Fike:

Councilor Fike also commended the Council for their action on the equality resolutions and commended the HRC for bringing resolutions forward to Council. He encouraged other Commissions to do likewise.

Councilor Ganz:

Councilor Ganz complimented Council's actions and those who supported the equality measures. She also commented about State road snow removal and echoed Councilor Fike's suggestion for Commissions to come forward with ideas. She hoped that residents, volunteers, employees and the Manager can work together to bring concrete solutions to Morgantown's problems and create revenue for the City.

Mayor Selin:

Mayor Selin also agreed with Councilor Fike's comments and discussed how Boards and Commissions can collaborate and also bring issues to Council for action. She suggested that lighting efficiency be looked into by the Green Team and the City in order to produce cost savings. She commented on the success of the Chinese new year celebration. Mayor Selin then announced several upcoming community events including: a singing event at the MAC, Spin performances, Met Opera Live, and the University Art Series, Soweto Gospel Choir. She complimented Council for their efforts and for taking action on the equality issues which make Morgantown an inclusive community.

ADJOURNMENT: There being no further items of business or discussion, the meeting adjourned by unanimous consent at 9:10p.m.

City Clerk

Mayor

***A FULL TRANSCRIPT OF ALL COUNCIL MEETINGS IS AVAILABLE ON DVD AT THE MORGANTOWN CITY LIBRARY.**

SPECIAL MEETING FEBRUARY 4, 2014:

The special meeting of the Common Council of the City of Morgantown was held in the Council Chambers on Tuesday, February 4, 2014 at 6:00 p.m.

PRESENT: Mayor Jenny Selin, and Council Members, Ron Bane, Bill Kawecki, Marti Shamberger, Mike Fike, Nancy Ganz and City Clerk Linda Little were present. Councilor Nugent Absent.

The meeting was called to order by Mayor Selin.

INTERVIEWS TO FILL VACANCY ON HUMAN RIGHTS COMMISSION:

Council Members interviewed two applicants Brian Jara and Terry Kelly. Questions were then posed to each candidate.

EXECUTIVE SESSION:

Motion by Councilor Kawecki, second by Councilor Shamberger, to go into executive session pursuant to Section 6-9A-4(b)-2(A) of the West Virginia Code in order to discuss personnel matters with the following persons present; Mayor Selin, and Council Members. Time 6:30 p.m.

ADJOURNMENT:

There being no further business, Council adjourned the special meeting at 6:50 pm.

City Clerk

Mayor

***A FULL TRANSCRIPT OF ALL COUNCIL MEETINGS IS AVAILABLE ON CD AT THE MORGANTOWN CITY LIBRARY.**



Office of the City Manager

The City of Morgantown

City Manager
Jeff Mikorski, ICMA-CM
389 SPRUCE STREET
MORGANTOWN, WEST VIRGINIA 26505
(304) 284-7405 FAX: (304) 284-7430
www.morgantownwv.gov

City Manager's Report for City Council February 18, 2014

Information:

1. Update on the Col. Zackquill Morgan Statue

Brenda Shinkovich reported that the Col. Morgan statue is nearing completion. The Statue, to be placed near the Public Safety Building, will require some grading and hardscaping. The City will be working with a landscaper to identify the plan for the location around the statue in the coming months.

2. Proposed Budget Introduction

Jeff Mikorski ICMA-CM,
Morgantown City Manager

BOARDS AND COMMISSIONS - TERMS EXPIRED AND CURRENT VACANCIES

TRAFFIC COMMISSION:

The 5th ward member has resigned. Attached is a bio. for Julia Durham to serve as the 5th ward member. Council can vote on this appointment on February 18, 2014. Residents appointed by Council, must represent specific categories.

***POLICE & FIRE CIVIL SERVICE COMMISSIONS:** NEW PRESIDENTS APPOINTED IN JANUARY.

**Information for Boards and Commissions vacancies are placed in the Dominion Post, are advertised on the City's Government Station Channel 15, and are posted at the Library and also information is on the City's Web Page.*

**Council decided on 3-21-06 by unanimous consent that if there is only one candidate for Boards & Commissions, that they will not interview; the City Clerk will check with Council before scheduling a Special Meeting.*

**BZA and Planning Commission term expirations are advertised in October and interviews must be completed by December per State Law.*

Boards and Commission interview structure will be reviewed at a Committee of the Whole. 2/10/14

Morgantown
Request ID: 28797

Request Form: Volunteer for City Boards and Commissions
Received: Sunday, February 09, 2014
Status: Completed
Priority: Normal
Assigned To: Bethany Sypolt

Contact Details

From: Julia Durham
Email: julia.durham@gmail.com
Telephone: 304-826-0453
Address1: 1160 Charles Avenue
Address2:
City: Morgantown **State:** WV **Zip Code:** 26505
Pref. Method of Response: E-Mail

Questions and Answers

Are you a Morgantown resident?:
Yes

In which City Ward do you live?:
Fifth

Who is your employer? (If retired, answer "retired"):
Triple Scott Holdings

If Yes, how many years have you lived in the City of Morgantown?:
Only since October, lived in the county prior to.

What type of business are, or were, you employed in?:
Land development, Property Management, Marketing, Human Resources and Finance

Do you have any professional certifications or licenses?:
BMDS, WVU
Public Notary
Landlord Tenant Law (CEU)

Do you have any pertinent special interests?:
Interested in primarily in Traffic Commission & BZA. However, I would be interested to serve as a volunteer for any opportunity that would contribute to the City of Morgantown.

On which commission(s) are you interested in serving?:
Board of Park and Recreation Commissioners, Board of Zoning Appeals, Fire Civil Service; Morgantown Utility Board; Museum Commission; Parking Authority; Planning Commission; Police Civil Service; Traffic Commission

Staff Activities

The status of the request was changed from Active to Completed. on 2/10/2014 at 11:02 AM

Public Activities

Request was successfully submitted. by EXEC EXEC on 2/9/2014 at 7:06 PM
Thank you for your interest in serving the City of Morgantown. We have received your application and will review the information you provided. The City Clerk will notify you if there are vacancies on the boards or commissions in which you have specified interest, pending verification of your eligibility and any given residency requirements. Should you have further questions please feel free to contact our office at 304-284-7439. by Bethany Sypolt on 2/10/2014 at 11:01 AM
An email was sent to julia.durham@gmail.com. by Bethany Sypolt on 2/10/2014 at 11:02 AM

RESOLUTION

WHEREAS, the City of Morgantown must submit the necessary paperwork to obtain \$3,000 for improvements to the Metropolitan Theater which has been listed as a project for a Community Participation Program Grant; and

WHEREAS, the grant would help to fund the on-going improvements made to the theater; and

WHEREAS, Morgantown City Council is of the opinion that this project is of great benefit to the residents of Morgantown.

NOW, THEREFORE, BE IT RESOLVED by the City of Morgantown this 18th day of February, 2014, that the City agrees to apply for and administer the Community Participation Grant Program, Project Number 14LEDAO182, funds for use for the Metropolitan Theater.

Mayor

City Clerk

RESOLUTION

WHEREAS, the City of Morgantown must submit the necessary paperwork to obtain \$22,000 for the Wounded Warriors – Operation Welcome Home, which has been listed as a project for a Community Participation Program Grant; and

WHEREAS, the grant would help to fund services, equipment and materials needed for Operation Welcome Home; and

WHEREAS, Morgantown City Council is of the opinion that this project is of great benefit to the residents of Morgantown.

NOW, THEREFORE, BE IT RESOLVED by the City of Morgantown this 18th day of February, 2014, that the City agrees to apply for and administer the Community Participation Grant Program, Project Number 14LEDAO138, funds for use for the Wounded Warriors – Operation Welcome Home.

Mayor

City Clerk

RESOLUTION

WHEREAS, the City of Morgantown must submit the necessary paperwork to obtain \$3,000 for the Empty Bowls Monongalia project, which has been listed as a project for a Community Participation Program Grant; and

WHEREAS, the grant would help to fund services, equipment and materials needed for this project; and

WHEREAS, Morgantown City Council is of the opinion that this project is of great benefit to the residents of Morgantown.

NOW, THEREFORE, BE IT RESOLVED by the City of Morgantown this 18th day of February, 2014, that the City agrees to apply for and administer the Community Participation Grant Program, Project Number 14LEDAO184, funds for use for the Empty Bowls Monongalia through Your Community Foundation.

Mayor

City Clerk