

REGULAR MEETING, APRIL 2, 2013: The regular meeting of the Common Council of the City of Morgantown was held in the Council Chambers of City Hall on Tuesday, April 2, 2013 at 7:09 P.M.

PRESENT: Interim City Manager Jeff Mikorski, City Attorney Steve Fanok, City Clerk Linda Little, Mayor Jim Manilla and Council Members: Ron Bane, Wes Nugent, Jenny Selin, Marti Shamberger, and Linda Herbst. (Bill Byrne Absent).

APPROVAL OF MINUTES: The minutes of the Regular Meeting of March 19th, 2013 and the Special Meeting of March 26th, 2013, were approved as printed.

Deputy Mayor Nugent suspended the rules to add a Resolution to Support the University Town Centre TIF as Item C. on the Agenda. Council approved adding Resolution to agenda by unanimous consent.

CORRESPONDENCE: Mayor Manilla read a proclamation joining Mayors across the country by recognizing volunteers to the community in celebrating April 9th, 2013 as “National Service Recognition Day”.

PUBLIC HEARING – AN ORDINANCE AMENDING A NOVEMBER 16, 2011, INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MORGANTOWN AND THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY AS THE SAME APPLIES TO THE JOINT EFFORT OF BOTH PARTIES TO DEVELOP AND ACCESS ROAD TO THE NEW NATIONAL GUARD READINESS CENTER AND BUSINESS PARK.

There being no appearances, Mayor Manilla declared the Public Hearing closed.

PUBLIC HEARING – AN ORDINANCE AMENDING A FEBRUARY 22, 2012, REAL ESTATE PURCHASE AGREEMENT BETWEEN THE CITY OF MORGANTOWN AND THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY (MCDA) AS THE SAME APPLIES TO THE CITY OF MORGANTOWN TRANSFERRING 95.7 ACRES AT THE MORGANTOWN MUNICIPAL AIRPORT TO THE MCDA, AND THE MCDA TRANSFERRING 13 ACRES, MORE OR LESS, LOCATED ALONG HARTMAN RUN ROAD, TO THE CITY OF MORGANTOWN.

There being no appearances, Mayor Manilla declared the Public Hearing closed.

UNFINISHED BUSINESS:

AN ORDINANCE AMENDING AN INTERGOVERNMENTAL AGREEMENT WITH THE MCDA: The below entitled Ordinance was presented for second reading:

AN ORDINANCE AMENDING A NOVEMBER 16, 2011, INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MORGANTOWN AND THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY AS THE SAME APPLIES TO THE JOINT EFFORT OF BOTH PARTIES TO DEVELOP AND ACCESS ROAD TO THE NEW NATIONAL GUARD READINESS CENTER AND BUSINESS PARK.

Motion by Nugent, second by Bane, to adopt the above entitled Ordinance. Motion carried 6-0.

AN ORDINANCE AMENDING A REAL ESTATE PURCHASE AGREEMENT WITH THE MCDA: The below entitled Ordinance was presented for second reading:

AN ORDINANCE AMENDING A FEBRUARY 22, 2012, REAL ESTATE PURCHASE AGREEMENT BETWEEN THE CITY OF MORGANTOWN AND THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY (MCDA) AS THE SAME APPLIES TO THE CITY OF MORGANTOWN TRANSFERRING 95.7 ACRES AT THE MORGANTOWN MUNICIPAL AIRPORT TO THE MCDA, AND THE MCDA TRANSFERRING 13 ACRES, MORE OR LESS, LOCATED ALONG HARTMAN RUN ROAD, TO THE CITY OF MORGANTOWN.

Motion by Nugent, second by Bane, to adopt the above entitled Ordinance. After clarification from the City Attorney, motion carried 6-0.

BOARDS AND COMMISSIONS: City Clerk Linda Little updated Council on the Sister Cities Commission applications. She also asked that Hugh Kierig, City Transit Authority Appointment be accepted so she can send a letter to the County Commission for interviews as requested by the County. Council approved Clerk's request by acclamation.

PUBLIC PORTION:

Randy Jones, WVU, SGA Liaison invited Council to the Morgantown Community Think Tank Event on April 17, 2013. Mayor Manilla advised him that the same evening the League of Women Voters is having their Candidate Forum. Mr. Jones indicated that they will consider rescheduling the event so that all can attend.

George Papandreas, Main Street Morgantown, commented on remarks that Councilor Byrne made at the March 19, 2013 meeting regarding Main Street not working with the downtown bars. He then presented a written statement to be made part of the record, as attached hereto and declared to be a part of the minutes.

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

SPECIAL COMMITTEE REPORTS: None

NEW BUSINESS:

AN ORDINANCE AMENDING A PREVIOUS ORDINANCE ADDRESSING MALICIOUS BURNING: The below entitled Ordinance was presented for first reading:

AN ORDINANCE BY THE CITY OF MORGANTOWN WHICH AMENDS THE EFFECTIVE DATE OF AN ORDINANCE PREVIOUSLY ADOPTED BY IT ON FEBRUARY 19, 2013, ADDRESSING SECTION 1512.05 OF ITS FIRE PREVENTION CODE AND MALICIOUS BURNING.

Motion by Bane, second by Byrne, to pass the above entitled Ordinance to second reading. After explanation from the City Manager, motion carried 6-0.

A RESOLUTION TO APPLY FOR AND ADMINISTER A GOVERNOR'S COMMUNITY PARTICIPATION GRANT FUNDS FOR USE BY THE MORGANTOWN THEATRE COMPANY:

The above entitled Resolution was presented for approval:

Motion by Bane, second by Selin, to approve the above entitled Resolution. Motion carried 6-0.

A RESOLUTION TO SUPPORT THE UNIVERSITY TOWN CENTRE TIF: The above entitled Resolution was presented for approval:

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

Mayor Manilla welcomed a WVU Political Science class 220 in attendance.

CITY MANAGERS REPORT:

INFORMATION:

1. April 2013 Committee of the Whole

Mr. Mikorski requested that in light of the upcoming Municipal Election date, an abbreviated Committee of the Whole Meeting take place at 6:30 pm on April 16th in order to discuss two matters of pertinent concern, which need to be acted on by Council in May. Council approved the request by unanimous consent.

REPORT FROM CITY CLERK: City Clerk, Linda Little reported that residents still have time to get Absentee Ballots, that April 9th is the last day to register to vote for the April 30, 2013 Election. She also noted that Early Voting starts on April 16, 2013, and that Poll Workers are needed to work the Election.

REPORT FROM CITY ATTORNEY: No Report.

REPORT FROM COUNCIL MEMBERS:

Councilor Bane: No Report.

Councilor Nugent: Councilor Nugent announced a fundraiser event for the Colonel Zackquill Morgan statue, as well as the Wiles Hill-Highland Park Neighborhood Association meeting and pot-luck dinner.

Councilor Selin: Councilor Selin announced the Year of the Tree film showing and an upcoming film festival, along with the last Winter Farmer's Market of the season. She also announced the next meeting of the Evansdale Neighborhood Association meeting. She then relayed that several of her constituents have asked about spring street sweeping. She noted that a recycling sticker or magnet detailing which materials are recyclable is in the works to augment the recycling program.

Councilor Shamberger: Councilor Shamberger thanked the many citizen volunteers that serve on City boards and commissions in conjunction with the National Service Day Proclamation. She then relayed her condolences for the passing of Marca Paparozzi, a long-time City volunteer.

Councilor Byrne: Absent.

Councilor Herbst:

Councilor Herbst announced the annual Holocaust Memorial Program and encouraged anyone who is interested to participate in, and help with the event.

Mayor Manilla:

Mayor Manilla announced the upcoming Main Street Morgantown event, Chocolate Lover's Day and then enumerated the grant monies Main Street has recently obtained along with their plans to modify their non-profit status. He then announced the latest production of the MT Pockets Theatre.

ADJOURNMENT: There being no further items of business or discussion, the meeting adjourned by unanimous consent at 7:40 p.m.

City Clerk

Mayor

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