



Office of the City Manager

# The City of Morgantown

City Manager  
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## City Manager's Report for City Council April 15, 2014

### Information:

1. I would like to make Council and the public aware of a Comcast classified advertised that increases the maximum permitted rate for 2014 from \$14.25 to \$17.06. Written public comment can be provided to the Executive Secretary, Public Service Commission of West Virginia, P.O. Box 812, Charleston, WV 25323 until April 29, 2014.

### New Business

#### 1. Requesting City Council to set a Public Nuisance Hearing for May 14, 2014

The City of Morgantown has received numerous complaints regarding 513 Madison Avenue beginning in May of 2012, including complaints from the neighborhood regarding the offensive stench emitting from the realty, and the inability of the heirs of the realty to take any remedial action that remedies the problem. Attached is a letter from Cira and Associates validating the seriousness of the situation and the need for the City to require professional remediation to clean or remove the structure.

Pursuant to Code Section 1149.04 (see attachment) , it is the opinion of the City Manager that the conditions of the structure present a public nuisance, as defined within Section 1149.03, and that just cause exists to order the conditions at 513 Madison Avenue to be abated. Pursuant to Section 1149.04, I recommend that City Council move to authorize a special meeting on Wednesday, May 14, 2014, at 6:00 pm, at which time City Council will be presented with the facts supporting this recommendation. At that same time, the property owner shall have a right to appear and produce evidence in their behalf. May 14 will allow enough time for all owners of interest in the realty to be notified as to the hearing, and to allow the City to prepare witnesses and evidence for presentation at the hearing.

#### 2. Capital Escrow Budget Revision #6

Due to existing increases in Business and Occupation Taxes on construction that the City has received this Fiscal Year, I recommend the following amendment to the Capital Escrow Fund:

- Adding \$10,000 to the implementation of the Comprehensive Plan line to allow a faster initiation of the implementation process.
- Funds included to purchase 2 Public Works trucks that will replace trucks that have been damaged during the winter months and are beyond their useful life.
- Include funds to improve the public right-of-way at the corner of Stewart Street and University Avenue as a part of a previous agreement with
- Include funds to begin addressing standing water in the plaza and drainage problems within the basement of the Public Safety Building due to land subsidence. These funds would also integrate the design and installation of the Colonel Zackquill Morgan Statue into the plaza area.
- Place remaining funds in the Neighborhood Beautification line into the Urban Landscape Center line.

  
Jeff Mikorski ICMA-CM,  
Morgantown City Manager