



Office of the City Clerk

The City of Morgantown

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AGENDA
MORGANTOWN CITY COUNCIL
REGULAR MEETING
July 3, 2012
7:00 p.m.

1. **CALL TO ORDER**
2. **ELECTION OF MAYOR AND DEPUTY MAYOR**
3. **OATH OF OFFICE FOR MAYOR AND DEPUTY MAYOR**
4. **ROLL CALL BY CITY CLERK**
5. **PLEDGE TO THE FLAG**
6. **APPROVAL OF MINUTES:** Regular Meeting June 19, 2012
7. **CORRESPONDENCE:**
 - A. Presentation from Traffic Commission
8. **PUBLIC HEARING:**
 - A. **PUBLIC HEARING of AN ORDINANCE AUTHORIZING THE REFUNDING OF THE ISSUER'S OUTSTANDING PARKING REVENUE BONDS, SERIES 2002 AND FINANCING OF THE COST THEREOF, NOT OTHERWISE PROVIDED, AND PAYING COSTS OF ISSUANCE AND RELATED COSTS, THROUGH THE ISSUANCE OF PARKING SYSTEM REFUNDING REVENUE BONDS, SERIES 2012, OF THE ISSUER IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$5,500,000; PROVIDING FOR THE RIGHTS AND REMEDIES OF, AND THE SECURITY FOR, THE REGISTERED OWNERS OF SUCH BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A TAX CERTIFICATE, AN OFFICIAL STATEMENT, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND OTHER DOCUMENTS IN**

CONNECTION THEREWITH; AUTHORIZING THE SALE AND PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH BONDS AND ENACTING OTHER PROVISIONS WITH RESPECT THERETO.

- B. PUBLIC HEARING of AN ORDINANCE AMENDING ARTICLE 1329.02 "DEFINITIONS" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- C. PUBLIC HEARING of AN ORDINANCE AMENDING TABLE 1331.05.01 "PERMITTED LAND USES" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- D. PUBLIC HEARING of AN ORDINANCE AMENDING ARTICLE 1331.06 "SUPPLEMENTAL REGULATIONS PERTAINING TO PERMITTED LAND USES TABLE" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- E. PUBLIC HEARING of AN ORDINANCE AMENDING ARTICLE 1355 "I-1, INDUSTRIAL DISTRICT" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- F. PUBLIC HEARING of AN ORDINANCE AMENDING TABLE 1365.04.01 "MINIMUM OFF-STREET PARKING REQUIREMENTS" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- G. PUBLIC HEARING of AN ORDINANCE AMENDING ARTICLE 1385 "SITE PLAN REVIEW" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT.**
- H. PUBLIC HEARING of AN ORDINANCE BY THE CITY OF MORGANTOWN REPEALING ARTICLE 721 OF THE CITY OF MORGANTOWN BUSINESS AND TAXATION CODE, AS THE SAME APPLIES TO WELL DRILLING.**

- I. PUBLIC HEARING of AN ORDINANCE BY THE CITY OF MORGANTOWN AUTHORIZING A NEW SOLID WASTE MANAGEMENT CONTRACT WITH ALLIED WASTE SERVICES OF NORTH AMERICA, LLC DBA REPUBLIC SERVICES OF WEST VIRGINIA, THAT WILL TAKE EFFECT ON OCTOBER 1, 2012.

9. UNFINISHED BUSINESS:

- A. Consideration of APPROVAL of THIRD READING (ADOPTION) of AN ORDINANCE AUTHORIZING THE REFUNDING OF THE ISSUER'S OUTSTANDING PARKING REVENUE BONDS, SERIES 2002 AND FINANCING OF THE COST THEREOF, NOT OTHERWISE PROVIDED, AND PAYING COSTS OF ISSUANCE AND RELATED COSTS, THROUGH THE ISSUANCE OF PARKING SYSTEM REFUNDING REVENUE BONDS, SERIES 2012, OF THE ISSUER IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$5,500,000; PROVIDING FOR THE RIGHTS AND REMEDIES OF, AND THE SECURITY FOR, THE REGISTERED OWNERS OF SUCH BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A TAX CERTIFICATE, AN OFFICIAL STATEMENT, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND OTHER DOCUMENTS IN CONNECTION THEREWITH; AUTHORIZING THE SALE AND PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH BONDS AND ENACTING OTHER PROVISIONS WITH RESPECT THERETO. (FIRST READING: JUNE 5, 2012; SECOND READING: JUNE 19, 2012)
- B. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING ARTICLE 1329.02 "DEFINITIONS" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)
- C. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING TABLE 1331.05.01 "PERMITTED LAND USES" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)
- D. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING ARTICLE 1331.06 "SUPPLEMENTAL

REGULATIONS PERTAINING TO PERMITTED LAND USES TABLE" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)

- E. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING ARTICLE 1355 "I-1, INDUSTRIAL DISTRICT" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)**
- F. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING TABLE 1365.04.01 "MINIMUM OFF-STREET PARKING REQUIREMENTS" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)**
- G. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AMENDING ARTICLE 1385 "SITE PLAN REVIEW" OF THE PLANNING AND ZONING CODE AS IT PERTAINS TO "EXTRACTIVE INDUSTRY", "HEAVY INDUSTRY" AND "HEAVY MANUFACTURING" DEVELOPMENT. (FIRST READING: JUNE 5, 2012)**
- H. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE BY THE CITY OF MORGANTOWN REPEALING ARTICLE 721 OF THE CITY OF MORGANTOWN BUSINESS AND TAXATION CODE, AS THE SAME APPLIES TO WELL DRILLING. (FIRST READING: JUNE 5, 2012)**
- I. Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE BY THE CITY OF MORGANTOWN AUTHORIZING A NEW SOLID WASTE MANAGEMENT CONTRACT WITH ALLIED WASTE SERVICES OF NORTH AMERICA, LLC DBA REPUBLIC SERVICES OF WEST VIRGINIA, THAT WILL TAKE EFFECT ON OCTOBER 1, 2012. (FIRST READING: JUNE 19, 2012)**
- J. BOARDS AND COMMISSIONS**

10. SPECIAL COMMITTEE REPORTS

11. **NEW BUSINESS:**

- A. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE BY THE CITY OF MORGANTOWN AMENDING SECTIONS 153.01, 153.02, 153.04, 153.05, 153.07, AND 153.08 OF ITS ADMINISTRATIVE CODE, AS THE SAME APPLIES TO THE CITY OF MORGANTOWN HUMAN RIGHTS COMMISSION.**
- B. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE AUTHORIZING IT AS "LESSOR" TO ENTER INTO AN AIRLINE LEASE AGREEMENT WITH SILVER AIRWAYS, CORP., AS "LESSEE", AS THE SAME APPLIES TO SILVER AIRWAYS, CORP.'S OPERATION AT THE MORGANTOWN MUNICIPAL AIRPORT.**
- C. Consideration of **APPROVAL** of **A RESOLUTION THAT THE CITY OF MORGANTOWN SUPPORTS COLLABORATIVE EFFORTS TO PROVIDE COMPREHENSIVE HEALTHCARE SERVICES FOR THE BENEFIT OF MORGANTOWN'S GROWING COMMUNITY.**

12. **PUBLIC PORTION WHICH SHALL BE SUBJECT TO RULES ESTABLISHED BY COUNCIL AND ADOPTED BY RESOLUTION**

13. **CITY MANAGER'S REPORT**

14. **REPORT FROM CITY CLERK**

15. **REPORT FROM CITY ATTORNEY**

16. **REPORT FROM COUNCIL MEMBERS**

17. **EXECUTIVE SESSION:** Pursuant to WV State Code Section 6-9A-4(b) (2) (A) to discuss personnel matters.

18. **ADJOURNMENT**

If you need an accommodation contact us at 284-7439