



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  
cityclerk@morgantown.com

**AGENDA  
MORGANTOWN CITY COUNCIL  
REGULAR MEETING  
September 2, 2008  
7:30 p.m.**

1. **CALL TO ORDER**
2. **ROLL CALL BY CITY CLERK**
3. **PLEDGE TO FLAG**
4. **APPROVAL OF MINUTES:** Regular Meeting – August 19, 2008
5. **CORRESPONDENCE**
6. **PUBLIC HEARING:**
  - A. **PUBLIC HEARING on AN ORDINANCE AUTHORIZING THE CITY OF MORGANTOWN, AS GRANTOR, TO EXECUTE A RIGHT-OF-WAY AGREEMENT WITH THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS, AS GRANTEE, REGARDING THE PLACEMENT OF A CONCRETE DUCT BANK UNDER AND ACROSS SECOND STREET IN THE FOURTH WARD OF THE CITY OF MORGANTOWN.**
  - B. **PUBLIC HEARING on AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CITY CODE.**
7. **UNFINISHED BUSINESS:**
  - A. **Consideration of APPROVAL of SECOND READING (ADOPTION) of AN ORDINANCE AUTHORIZING THE CITY OF MORGANTOWN, AS GRANTOR, TO EXECUTE A RIGHT-OF-WAY AGREEMENT WITH THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS, AS GRANTEE, REGARDING THE PLACEMENT OF A CONCRETE DUCT BANK UNDER AND ACROSS SECOND STREET IN THE FOURTH WARD OF THE CITY OF MORGANTOWN. (First Reading 08-19-08)**

B. Consideration of **APPROVAL** of **SECOND READING (ADOPTION)** of **AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CITY CODE. (First Reading 08-19-08)**

C. **Boards and Commissions**

8. **NEW BUSINESS:**

- A. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE PROVIDING FOR THE ZONING RECLASSIFICATION OF ALL OR A PORTION OF NINE PARCELS OF REAL ESTATE IN THE FOURTH WARD OF THE CITY OF MORGANTOWN FROM O-I, OFFICE AND INSTITUTIONAL DISTRICT AND R-3, MULTI-FAMILY RESIDENTIAL DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT BY AMENDING ARTICLE 1331.02 OF PLANNING AND ZONING CODE OF THE CITY OF MORGANTOWN AS SHOWN ON THE EXHIBIT AND HERETO ATTACHED AND DECLARED TO BE A PART OF THIS ORDINANCE AS IF THE SAME WAS FULLY SET FORTH THEREIN**
- B. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE AMENDING ARTICLE 1701, SECTIONS 1701.01, 1701.03, 1701.04, AND 1701.05, AND DELETING SECTIONS 1701.02 AND 1701.06 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO ENFORCEMENT.**
- C. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE DELETING SECTIONS 1705.05, 1705.08, 1705.11 AND 1705.13 WITHIN THE CITY OF MORGANTOWN'S BUILDING AND HOUSING CODE; AND AMENDING SECTION 1705.12 THEREIN, AS THE SAME APPLIES TO BUILDING PERMITS AND FEES.**
- D. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE AMENDING SECTION 1717.01 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO ADOPTION OF THE NATIONAL ELECTRICAL CODE.**
- E. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE REPEALING ARTICLE 1719 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO UNSAFE STRUCTURES.**
- F. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE REPEALING ARTICLE 1725 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO GAS APPLIANCES AND ACCESSORIES.**
- G. Consideration of **APPROVAL** of **FIRST READING** of **AN ORDINANCE REPEALING ARTICLE 1733 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO SIGNS AND REPLACING IT**

**WITH A NEW ARTICLE 1733, CONSISTING OF APPENDIX H OF THE INTERNATIONAL BUILDING CODE.**

- H. Consideration of APPROVAL of FIRST READING of AN ORDINANCE REPEALING ARTICLE 1739 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO TRAILERS.**
- I. Consideration of APPROVAL of FIRST READING of AN ORDINANCE AMENDING SECTION 1751.08 AND REPEALING SECTIONS 1751.09, 1751.10, 1751.18 AND 1751.19 OF THE CITY OF MORGANTOWN BUILDING AND HOUSING CODE, AS THE SAME APPLIES TO RENTAL HOUSING.**
- J. Consideration of APPROVAL of FIRST READING of AN ORDINANCE APPROVING THE LEASING BY THE CITY OF MORGANTOWN OF A NEW FIRE STATION AND FIRE TRUCK FROM THE CITY OF MORGANTOWN BUILDING COMMISSION AND THE APPROVAL OF THE ISSUANCE BY THE CITY OF MORGANTOWN BUILDING COMMISSION OF ITS NOT TO EXCEED \$5,000,000 PRINCIPAL AMOUNT OF LEASE REVENUE BONDS, SERIES 2008 A (NORTH SIDE FIRE STATION PROJECT) TO FINANCE THE DESIGN, ACQUISITION, CONSTRUCTION AND EQUIPPING OF SUCH NEW FIRE STATION AND FIRE TRUCK.**
- K. Consideration of APPROVAL of A RESOLUTION SETTING A PUBLIC HEARING DATE FOR THE PROPOSED ESTABLISHMENT OF A TIF DISTRICT TO BE KNOWN AS "THE CITY OF MORGANTOWN REDEVELOPMENT DISTRICT NO. 3" AND THE PROPOSED APPROVAL OF A PROJECT FOR SUCH TIF DISTRICT TO BE KNOWN AS "SUNNYSIDE UP- PROJECT PLAN NO. 1".**

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

**10. SPECIAL COMMITTEE REPORTS**

**11. REPORT FROM CITY MANAGER:**

**NEW BUSINESS:**

- 1. Request for City to fund ½ the difference left after B&O Construction taxes are applied to a sidewalk improvement project.**
- 2. Purchase and installation of an Interdepartmental Data and Software Program.**
- 3. Proposed amendment to the Capital Escrow Account.**
- 4. Recommendation for City to partner with MUB and the County Development Authority to pursue interests in natural gas wells.**

5. Proposal of new usage policy concerning City Hall and the Public Safety Building for public meeting places.
6. Request for funds from Woodburn Neighborhood Association for new sign.
7. Memo from Public Works reporting bid results for new marquee at the Metropolitan Theatre.

12. REPORT FROM CITY CLERK: Wards and Boundaries Commission Report
13. REPORT FROM CITY ATTORNEY
14. REPORT FROM COUNCIL MEMBERS
15. ADJOURNMENT

**\*If you need an accommodation contact us at 284-7439\***