

REGULAR MEETING OCTOBER 5, 2010:

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The regular meeting of the Common Council of the City of Morgantown was held in the Council Chambers on Monday, October 5, 2010 at 7:30 P.M.

PRESENT: Interim City Manager Jeff Mikorski, Mayor Bill Byrne, City Clerk Linda Little, City Attorney Steve Fanok. Council Members Ron Bane, John Gaddis, Charlie Byrer, Jenny Selin, Marti Shamberger and Don Spencer.

APPROVAL OF MINUTES: Minutes from the regular meeting on September 21, 2010 were approved as printed.

CORRESPONDENCE: Mayor Byrne expressed his condolences to the Byrer family on the death of Councilor Byrne's mother. He then presented Linda Craig with a retirement proclamation and Ralph LaRue a resignation proclamation in honoring them both for their service to the City.

BOARDS AND COMMISSIONS: None.

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PUBLIC PORTION:

Guy Panrell, 763 South Hills Drive, spoke on the deer issue and feels that Council has dropped the issue and he wishes it be placed back on the table to be solved.

Nelson France, 222 High Street, thanked Councilors Byrer and Gaddis for attending student government meetings last week. He announced that the Community Relations Committee met and they will look into what Boards or Commissions students will be serving on. He stated that the Arts Walk was incredible and introduced an intern that will be working with him this year.

There being no more appearances Mayor Byrne then declared the Public Portion closed.

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NEW BUSINESS:

AN ORDINANCE TO APPROVE CITY CODE BOOK: The below entitled Ordinance was presented for first reading:

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CITY CODE.

Motion by Bane, second by Gaddis to pass the above entitled Ordinance to second reading. Motion carried 7-0.

SPECIAL COMMITTEE REPORTS: No reports.

CITY MANAGERS REPORT:

NEW BUSINESS:

Item No. 1: "Trick or Treat" typically occurs on the night of Halloween (October 31), this year Halloween falls on a Sunday. Requests and recommendations have been received from the community to have Halloween scheduled for Saturday, October 30 from 6:00 pm to 7:30 pm. City Council needs to approve a time and date for "Trick or Treat" activities within the City of Morgantown.

After discussion, Councilor Spencer stated that he would vote against the measure at the wishes of his constituents. Motion by Shamberger, second by Selin to schedule Trick or Treating on Saturday October 30, 2010 from 6pm to 7:30 pm. Motion carried 6-1. Councilor Spencer Voted NO.

Item No. 2: Attached to this report is a letter requesting \$2,000 from the Monongalia River Revival organization. They have been performing river cleanups since 2006. This year they have been performing cleanups since April, with two or three additional cleanups before winter. Due to the merits of the program I recommend supporting the organization's request.

After discussion, motion by Spencer, second by Shamberger to approve the funding request. Motion carried 7-0.

Item No. 3: Also attached to this report is a letter requesting support from the Monongalia County Local Emergency Planning Committee. Through their efforts hazardous waste collection events have removed gallons of hazardous wastes from households. I recommend supporting their efforts through 2010 with \$2,000. Additional funding can be reviewed during the 2011 budget process.

After discussion, motion by Shamberger, second by Bane to approve of support for the Emergency Planning Committee. Motion carried 7-0.

CITY CLERK: No report.

CITY ATTORNEY'S REPORT: No report.

REPORT FROM COUNCIL MEMBERS:

Councilor Bane: Councilor Bane responded to Mr. Panrell's concerns stating that steps have been taken including the feeding Ordinance and data must now be collected before we can move forward. He asked for the community's patience in this matter.

Councilor Gaddis: No report.

Councilor Byrer: Councilor Byrer thanked everyone who attended the Walk Through at Wiles Hill. He commented that as deer become more territorial the problem will get worse and urged Council to continue working on the deer issue.

Councilor Selin: Councilor Selin added that she appreciated the Neighborhood Walk Throughs and stated that we should continue with these efforts. She stated that Council is not on the fence on the deer issue and we will continue to look into solving it. She suggested to students wishing to serve on Boards and Commissions that they first attend meetings before trying out to serve. She mentioned the Arts Walk and its merits to the community.

Councilor Shamberger: Councilor Shamberger commented that she enjoyed the Neighborhood Tour and expressed to Councilor Byrer that their neighborhoods share common problems. She thanked Mayor Byrne for attending the Woodburn picnic. She reported the next Met Theatre Commission meeting and stated that Council should plan and move forward with regard to the deer issue. She thanked the MFD for extinguishing the small fire at Morgantown High recently.

Councilor Spencer: Councilor Spencer requested that Interim Manager Jeff Mikorski get a cost estimate on the count process for deer. He also commented that the Arts Walk was a wonderful evening and that the Sweeny Todd event at the Met Theatre

was excellent. He mentioned the group "Positive Spin" which provides bikes at low or no cost opening at the Old Shirt Factory this weekend.

Mayor Byrne: Mayor Byrne

Mayor Byrne mentioned a letter from Senator Rockefeller commending Nora Sheets on her efforts with students on preventing landmines. He also mentioned the Arts Walk as a great event. He spoke of Sweeney Todd and enjoyed it greatly. He announced a concert at the Waterfront coming up featuring Al Buterol and the Inhalers and also J and the Americans and the Original Beaus. He stated that the deer issue is a difference of opinion and more data needs to be collected before taking further action.

EXECUTIVE SESSION: Motion by Spencer, second by Shamberger to go into executive session pursuant to Section 6-9A-4-2 of the West Virginia Code in order to discuss personnel matters, with Council, Scott Reilly from Affion and City Clerk present at 9:01pm.

ADJOURNMENT: There being no further business, the meeting adjourned by unanimous consent at 11:00 p.m.

City Clerk

Mayor

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