



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
llittle@cityofmorgantown.org

AGENDA
MORGANTOWN CITY COUNCIL
COMMITTEE OF THE WHOLE
March 26, 2013
7:00 p.m.

NOTE: Committee of the Whole Meetings of the Morgantown City Council are intended to provide an opportunity for the Council to receive information, ask questions, and identify policy options in an informal setting. No official action is taken at these meetings. At this Committee of the Whole Meeting the following matters are scheduled:

PRESENTATIONS:

- Partners In Education Certificates
- Green Team, Energy Efficiency Resolution
- Homelessness Task Force
- 2013 CDBG Action Plan
- Public Portion

ITEMS FOR DISCUSSION:

1. Ordinance: Amend Fire Prevention Code, Malicious Burning

City of Morgantown
Community Development Office

**Community Development Block Grant
2013 Annual Action Plan**

DRAFT

Development Services Department
Community Development Office
389 Spruce Street
Morgantown, WV 26505
304-284-7508
304-284-7430 (Fax)

Source of Funds

The City of Morgantown projected 2013 Community Development Block Grant Entitlement is \$329,525 for funding projects. An additional, \$14,121.63 from funds not expended under previous year's projects. Total available funding for 2013 programming is \$343,646.63.

The Fairmont Morgantown Housing Authority anticipates \$23,060 in program income. Under a Memorandum of Understanding, all program income generated by the Housing Rehabilitation Program is maintained with the Fairmont Morgantown Housing Authority and spent on housing rehabilitation projects.

The U. S. Department of Housing and Urban Development regulations require the City of Morgantown to verify that all funds are utilized within the corporate limits of the City of Morgantown, or with agencies that provide 51% of their services to City of Morgantown residents.

Annual Objectives

Provide facilities and support services for homeless and special needs populations as those with the most urgent needs.

Description of Projects

Administration & Planning - \$68,729

C.D.B.G. Administration \$68,729

Activity: Administration

Source: C.D.B.G. Entitlement

National Objective: N/A

Regulation Citation: 570.206 (a)

Project # 2013-1

C.D.B.G. administrative costs are necessary for program management, implementation, monitoring and inspection of non-housing community development projects. Administrative costs include, but are not limited to, staff salaries and fringe benefits for one full-time staff member and a part-time or intern position, general operating supplies, environmental inspections, postage, printing, miscellaneous services and charges, legal expenses, fees, travel and training, advertising, dues and subscriptions.

City of Morgantown Human Rights Commission \$2,500

Activity: Planning
Source: C.D.B.G. Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Planning
Regulations Citation: 570.205
Consolidated Plan Objective: Anti-Poverty Strategy
Project # 2013-2

The City of Morgantown has reactivated its Human Rights Commission. The Human Rights Commission is working to assist in making a livable income, housing, services and infrastructure more available to City residents. This addresses Impediment #1 from the City's Analysis of Impediments Fair Housing Choices of 2011.

Public Service- \$50,700

Milan Puskar Health Right, Inc. - \$10,000

Activity: CDBG Public Services Sub-recipient
Source: CDBG Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Health Facilities
Regulation Citation: 570.201 (c)
Consolidated Plan Objective: Assist the homeless health clinic
Project # 2013-3

Milan Puskar Health Right located on Spruce Street in downtown Morgantown will provide a Homeless Care Clinic each Wednesday for 48 weeks at their location on Spruce Street. The most serious medical issues will be managed and a beginning strategy will be developed with the patient to address other illnesses or mental health issues. Each patient will be offered services for physical, mental and/or case management needs during the clinic visit as appropriate.

Night Shelter Case Management Program - \$12,000

Activity: C.D.B.G. Public Services Sub-recipient
Source: C.D.B.G. Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Services
Regulation Citation: 570.201 (e)
Consolidated Plan Objective: Homeless 1, 3
Project # 2013-4

The Bartlett House, Inc. operates an emergency shelter/public inebriation service at the University Avenue location seven days week. The Bartlett House Emergency Shelter clients receive comprehensive case management and a service plan design to break the cycle of homelessness. C.D.B.G. funding is provided to administer the Case Management Program.

Day Labor Employment Drop-in Center is a structured program advertised to businesses looking for day laborers, a formal process of job opportunities to be posted with a job posting board. The Bartlett House would also create an assessment tool to evaluate the client's career interests and capabilities and guide them into local employment that they could maintain.

Morgantown Area Youth Services Project – \$10,000

Activity: C.D.B.G. Public Services Sub-recipient
Source: C.D.B.G. Entitlement
National Objective: L/M Income
Eligible Activity: Public Services
Regulation Citation: 570.201 (e)
Consolidated Plan Objective: Anti-poverty
Project # 2013-5

The Morgantown Area Youth Services Project (MAYSP) operates under the fiscal administration of the Monongalia County Commission. MAYSP provides intervention services to youth and families primarily from low-income households that are experiencing delinquency and substance abuse problems. The proposed C.D.B.G. funded program would expand services to reach low-income youth and families living in the City of Morgantown experiencing substance abuse and underage drinking problems.

Mountaineer Boys & Girls Club - \$10,000

Activity: C.D.B.G. Public Services Sub-recipient
Source: C.D.B.G. Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Services
Regulation Citation: 570.201 (e)
Consolidated Plan Objective: Anti-poverty
Project # 2013-6

C.D.B.G. will fund the Project Learn initiative that provides after-school and summer educational enhancement and tutoring activities to at-risk students ages 6-16. The program includes homework help, tutoring services, high yield learning activities, collaboration with schools, character education, and parental involvement. The Boys and Girls Club is available to the students during non-school days and through the summer. Project Learn with the Mountaineer Boys and Girls Club serves low and very-low income children in the City of Morgantown. The Smart Moves and Fan Club help develop skills essential for transition between youth and adulthood. Family activities and meetings play

a critical role in the program. Additionally, the program will include conflict resolution and anger management education.

The Connecting Link - \$8,700

Activity: C.D.B.G. Public Services Sub-recipient
Source: C.D.B.G. Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Services
Regulation Citation: 570.201 (e)
Consolidated Plan Objective: Anti-poverty
Project # 2013-7

The C.D.B.G. Program is sponsoring a position within the Connecting Link to coordinate the intake of homeless individuals and families with services to improve the ability of the homeless to access available services. The Connecting Link will become the anchor agency for the Homeless Taskforce.

In the spring of 2010, the Morgantown City Council and the Monongalia County Commission jointly approved the creation of a Task Force on Homelessness for the purpose of developing a community-wide plan to reduce homelessness.

Housing Programs - \$65,000

Home Rehabilitation Program

Activity: Housing
Source: CDBG Entitlement
National Objective: L/M Income Housing
Regulation Citation: 570.202 (b) (9) (10)
Consolidated Plan Objective: Housing 1, 2, 3, 4, 5, 8
Project # 2013-8

This program will enable low income households to have repair or replacement of essential housing components. Loans are available to area landlords and home owners. Grants are offered for accessibility and emergency repairs. Down payment is also available to assist homeowners who are purchasing homes in the City of Morgantown.

Non-Housing Community Development -- \$145,139

BOPARC Morgantown Ice Rink - \$14,000

Activity: Rehab Public Restrooms into ADA Compliance
Source: CDBG Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Facility
Regulation Citation: 570.201 (c)
Consolidated Plan Objective: Infrastructure Barrier Removal

Project # 2013-9

BOPARC will rehabilitate the public bathrooms at the Morgantown Ice Rink to bring them into compliance with the Americans with Disabilities Act. This facility was built in 1979 and the current configuration of the facilities does not accommodate individuals with disabilities.

City of Morgantown Woodburn School Rehab - \$25,000

Activity: Woodburn Non-Profit Center
Source: CDBG Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Facility
Regulation Citation: 570.201 (c)
Consolidated Plan Objective: Anti-Poverty
Project # 2013-10

The City of Morgantown will rehab the old Woodburn Elementary School as a non-profit incubator. The rehabilitation will address accessibility compliance with the Americans with Disabilities Act.

City of Morgantown - \$80,000

Activity: Public Facility Improvements
Source: C.D.B.G. Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Public Facilities
Regulation Citation: 570.201 (c)
Consolidated Plan Objective: Infrastructure
Project # 2013-11

The C.D.B.G. Program will provide \$80,000 for ADA infrastructure as part of The Streetscape Improvement project on Walnut Street. C.D.B.G. funds will be leveraging Department of Transportation and local funding.

Rehabilitation – \$ 41,000

Service League of Morgantown Old Stone House Rehab -- \$8,000

Activity: Non-profit Rehabilitation
Source: CDBG Entitlement
National Objective: L/M Income
Eligible Activity: Non-Residential Historic Preservation
Regulation Citation: 570.202
Consolidated Plan Objective: Infrastructure
Project # 2013-12

Rehabilitation and security lighting for the Old Stone House, a National Historic site, security lighting.

Christian Help -- \$21,000

Activity: Electrical Wiring Replacement
Source: CDBG Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Rehabilitation
Regulation Citation: 570.202
Consolidated Plan Objective: Anti-Poverty; Homelessness
Project # 2013-13

Christian Help, an agency serving low and very low-income individuals and families with emergency needs will repair and rehabilitate their building's electrical wiring. The project will include the replacement of existing wiring and installing a new amp 3Phase service, with disconnects fixtures and electric panels.

Caritas Parking Rehab for Accessibility - \$12,000

Activity: Rehabilitation of Parking
Source: CDBG Entitlement
National Objective: L/M Income Limited Clientele
Eligible Activity: Rehabilitation
Regulation Citation: 570.202
Consolidated Plan Objective: Homelessness
Project # 2013-14

The CDBG Grant will provide funding to rehab the parking area at the Colligo House homeless shelter and Caritas House Office allowing better access for persons with mobility impairments.

Geographical Distribution

Project # 2013-3
Milan Puskar Health Right, located in Census Tract 101.00 downtown Morgantown

Project # 2013-4
Night Shelter Case Management Program, located in Census Tract 101.00 downtown Morgantown area.

Project # 2013-3
Morgantown Area Youth Services Project, a citywide program targeting low-income children and families

Project # 2013-6
Mountaineer Boys & Girls Club, The Boys and Girls Club facility is located in downtown Morgantown on Spruce Street in Census Tract # 101.00.

Project # 2013-7

The Connecting Link, located in Census Tract 101.00, downtown Morgantown

Project # 2013-8

Fairmont Morgantown Housing Authority Housing Rehabilitation Project # 2013-8, The Housing Rehabilitation Program is citywide by application targeting low and moderate-income individuals and families.

Project # 2013-9

BOPARC Morgantown Ice Rink, located in White Park, Census Tract 109.01

Project # 2013-10

City of Morgantown Woodburn School Rehab, Census Tract 101.00

Project # 2013-11

ADA improvement to Walnut Street Sidewalks, Census Tract 101.00

Project # 2013-14

Caritas House rehab the parking area better access for the disabled, Census Tract 110.00

Homeless

Milan Puskar Health Right will operate a homeless clinic each Wednesday providing comprehensive medical, mental health and dental for sheltered and unsheltered homeless in Morgantown.

The Connecting Link is working with the Homeless Taskforce and other homeless providers to begin acting as a point of intake for homeless individuals and families.

The Bartlett House, Inc. operates an emergency shelter/public inebriation service at the University Avenue location that currently opens at 5:00 pm and closes at 8:00 am seven days week. The Bartlett House Emergency Shelter clients receive case management with a service plan for each individual designed to end the cycle of homelessness. Case managers of the program follow-up with the individual or family for a minimum of one year to ensure that the family or individual maintains an independent living status Life Skills Training Classes and Substance Abuse Support Groups are offered on-site.

Anti-Poverty Strategy

The City assists social service agencies with education, job skills training and after school programs for working parents. Programs with a direct impact to their clients receive special attention as well as programs meeting the goals in the Consolidated Plan.

The Morgantown Area Youth Services Project, MAYSP, provides intervention services to youth and families primarily from low-income households that are experiencing delinquency and substance abuse problems. Recent reports indicate there is an increase in

the number of youth-related issues around the City including graffiti, vandalism, breaking and entering and reports of weapons.

The Boys and Girls Club is available to the students during non-school days and through the summer. Project Learn with the Mountaineer Boys and Girls Club serves low and very-low income children in the City of Morgantown. Youth involvement in the Boys and Girls Club has shown to be an effective method of curtailing delinquent behavior and the gang culture.

Christian Help is a major provider of services to the working poor and homeless in the community. They provide services through their women and men's closets, food pantry, emergency assistance and service to prevent low and very low income individuals and families from slipping into homelessness.

Lead-Based Paint

Federal law requires lead based paint intervention on federally funded housing programs over \$5,000. Morgantown Housing Authority will do lead-based paint assessments, testing and clearance for all housing rehabilitation projects as needed.

Monitoring

To ensure appropriate use of public dollars while maintaining a consistency with Federal program requirements and regulations, the City of Morgantown Community Development staff will plan, implement, and enforce a monitoring plan for each project. In addition, this monitoring plan will ensure satisfactory progress toward the Consolidated Plan goals, promote program accountability, and further demonstrate compliance with Federal requirements.

The Community Development staff will periodically conduct on-site monitoring of sub-recipient agencies. As stated in each contract, payment is made by reimbursement only. Quarterly reports and an end-of-year performance report are also required for each project. Staff will also work with the sub-recipients on a regular basis as a resource for technical assistance in planning, implementation, project evaluation, and capacity building.

Program Income

The Fairmont Morgantown Housing Authority anticipates \$23,060 in program income. Under a Memorandum of Understanding, all program income generated by the Housing Rehabilitation Program is maintained with the Fairmont Morgantown Housing Authority and spent on housing rehabilitation projects.

Citizen Participation

Summary of Public Hearing/Input and Approval Process

Community Development Director opens each meeting by providing information about the Community Development Block Grant Program and the expected funding levels. The discussion then turns to the status of the program year soliciting comments.

All meetings are published in local newspapers, Channel 15, and the City Web Site. Flyers were posted at sites around Morgantown to encourage low- and moderate-income individual participation. The City Administration, for compliance with Federal regulations, reviews the proposed projects.

Council Presentation

At the March 26, 2013 City of Morgantown City Council Committee of the Whole meeting, the C.D.B.G. proposed FY 2013 Action Plan was presented to the City Council. Council Meetings are public and televised.

30 Public Comment Period

The March 26, 2013, Draft FY 2013 Action Plan for all agencies or groups receiving funding from the 2013 C.D.B.G. entitlement, begins a 30-day public comment period April 1, 2013 through April 30, 2013. During the public comment period, copies of the Action Plan were available at City Hall, the Morgantown Library, and on the City's Web Site.

C.D.B.G. Technical Meeting

The November 1, 2012, C.D.B.G. Technical Meeting was presented prior to the proposal kick-off meeting. C.D.B.G. National Objectives and the City's Consolidated Plan Goals and Strategies are covered with an explanation of eligible and non-eligible activities. The purpose of this application workshop is to review the application process and requirements for all organizations and agencies who are interested in applying for C.D.B.G. funding assistance for future projects that benefit people of low- and moderate-income.

Fair Housing

The Development Services Department will provide training opportunities for city departments in American with Disabilities Act and Fair Housing.

City of Morgantown CDBG FY 2013 Action Plan				
Funding	Program Caps	Programs	Requested Funding	Proposed Funding
\$329,525.00				
\$14,121.63		Adminstration & Planning		
\$343,646.63	20% #1	\$68,729.00	\$ 68,729.00	\$ 66,229.00
	#2	Human Rights Commission	\$ 15,250.00	\$ 2,500.00
	Total		\$ 83,979.00	\$ 68,729.00
		Public Service		
	15%	\$51,547.00		
	#3	Milan Puskar Health Right	\$ 12,648.00	\$ 10,000.00
	#4	Bartlett House	\$ 71,750.00	\$ 12,000.00
	#5	MAYSP	\$ 11,804.00	\$ 10,000.00
	#6	Mountaineer Boys & Girls Club	\$ 18,000.00	\$ 10,000.00
	#7	Connecting Link	\$ 11,000.00	\$ 8,700.00
		WVU Extension Service	\$ 11,700.00	
		CASA	\$ 11,481.00	
	Total		\$148,383.00	\$ 50,700.00
		Housing		
\$223,370.00	#8	Housing Authority	\$ 80,500.00	\$ 65,000.00
	Total		\$ 80,500.00	\$ 65,000.00
		Non-Housing Community Development		
	#9	BOPARC	\$ 25,000.00	\$ 14,000.00
	#10	Woodburn	\$ 25,000.00	\$ 25,000.00
	#11	ADA Comp. Sidewalks	\$ 80,000.00	\$ 80,000.00
	Total			\$ 119,000.00
		Rehabilitation		
	#12	Service League	\$ 10,500.00	\$ 8,000.00
	#13	Christian Help	\$ 70,000.00	\$ 21,000.00
	#14	Caritas House	\$ 20,849.00	\$ 12,000.00
	Total		\$101,349.00	\$ 41,000.00
	Grand Total		\$414,211.00	\$ 344,429.00
				(\$782.37)

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.

WHEREAS, Morgantown City Council adopted an ordinance on February 19, 2013, which amended Section 1512.05 of the Morgantown Fire Prevention Code;

WHEREAS, the February 19, 2013, amending ordinance contained language stating that the ordinance would take effect immediately upon receipt of written confirmation of its approval by the West Virginia State Fire Commission;

WHEREAS, the West Virginia State Fire Commission has recently notified the Morgantown Fire Chief that the Fire Commission's approval is not necessary for the City of Morgantown to adopt the amendment; and

WHEREAS, the purpose of this amending ordinance is to delete the language previously adopted regarding the ordinance taking effect upon written confirmation of its approval by the West Virginia State Fire Commission, and to insert in its place, language stating that the amendment to Section 512.05 shall take effect immediately upon its adoption.

NOW, THEREFORE, the City of Morgantown hereby ordains that the ordinance that it adopted on February 19, 2013, amending Section 1512.05 of its Fire Prevention Code, is amended as follows (new matter underlined, deleted matter struck through):

1512.05 MALICIOUS BURNING.

No person shall willfully and/or maliciously burn or assist in the burning of any materials, property of their own, or property belonging to another on any public street, private street, right-of-way, alley, sidewalk, public or private driveway, or public or private parking lot. Materials subject to this section include but are not limited to: furniture, rubbish, debris, garbage, dumpsters, garbage receptacles, construction materials, or brush. Persons found guilty of malicious burning shall be subject to a fine of not less than one thousand dollars (\$1,000.00) nor more than two thousand dollars (\$2,000.00). Persons found guilty may be ordered to reimburse the City of Morgantown for the costs expended by its Fire Department to control, extinguish and suppress the malicious fire as determined by the established billing rate for services and equipment by the Fire Department.

This Ordinance shall take effect immediately upon ~~receipt of written confirmation of its approval by the West Virginia State Fire Commission.~~ adoption.

FIRST READING:

MAYOR

ADOPTED:

FILED:

CITY CLERK

RECORDED: