

SPECIAL MEETING MAY 1, 2012:

The special meeting of the Common Council of the City of Morgantown was held in the Council Chambers on Wednesday, May 1, 2012 at 6:30 p.m.

PRESENT: Mayor Jim Manilla, City Manager Terrence Moore, Deputy City Manager Jeff Mikorski, City Clerk Linda Little, and Council Members Wes Nugent, Jenny Selin, Marti Shamberger, Bill Byrne and Linda Herbst. Councilor Bane absent.

The meeting was called to order by Mayor Manilla.

UNFINISHED BUSINESS:

INTERVIEWS FOR LIBRARY BOARD – TO FILL ONE VACANCY:

Council interviewed candidates Penny Pugh and Robert Gallagher for the vacant seat on the Library board. The successful candidate would fill the vacant unexpired term on the board. Following the interview sessions, Council retired into executive session to make their determination on which candidate will be chosen.

EXECUTIVE SESSION:

Pursuant to West Virginia State Code section 6-9A-4(2)a Council moved by unanimous consent to enter into executive session in order to discuss matters pertaining to the appointment of a public officer, with Council Members present. Session commenced at 6:45 p.m.

ADJOURNMENT:

There being no further business, Council adjourned at 6:50 p.m.

City Clerk

Mayor

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REGULAR MEETING MAY 1, 2012:

The regular meeting of the Common Council of the City of Morgantown was held in the Council Chambers on Tuesday, May 1, 2012 at 7:00 P.M.

PRESENT: City Manager Terrence Moore, City Clerk Linda Little, City Attorney Steve Fanok, Deputy City Manager Jeff Mikorski, Mayor Jim Manilla and Council Members: Ron Bane, Wes Nugent, Jenny Selin, Marti Shamberger, Linda Herbst and Bill Byrne.

APPROVAL OF MINUTES: The minutes of the Regular Meeting on April 17, 2012 were approved as amended.

CORRESPONDENCE: Mayor Manilla presented four proclamations commemorating Municipal Clerk's Week, Bike Month, Letter Carrier's Food Drive and Correctional Officer's Week.

PUBLIC HEARING - AN ORDINANCE PROVIDING FOR THE ZONING RECLASSIFICATION OF TWO PARCELS OF REAL ESTATE IN THE THIRD WARD OF THE CITY OF MORGANTOWN FROM (R-3) MULTI-FAMILY RESIDENTIAL DISTRICT TO(B-2) SERVICE BUSINESS DISTRICT BY AMENDING ARTICLE 1331 OF THE PLANNING AND ZONING CODE OF THE CITY OF MORGANTOWN AS SHOWN ON THE EXHIBIT HERETO ATTACHED AND DECLARED TO BE A PART OF THIS ORDINANCE AS IF THE SAME WAS FULLY SET FORTH HEREIN.

There being no appearances or objections, Mayor Manilla declared the public portion closed.

PUBLIC HEARING – AN ORDINANCE BY THE CITY OF MORGANTOWN AMENDING SECTION 121.04 OF ITS ADMINISTRATIVE CODE, AS THE SAME APPLIES TO THE ORDER OF PROCEDURE FOR COUNCIL MEETINGS; MORE PARTICULARLY, THE LOCATION OF THE “PUBLIC PORTION” UPON THE CITY COUNCIL MEETING AGENDA.

There being no appearances or objections, Mayor Manilla declared the public portion closed.

UNFINISHED BUSINESS:

AN ORDINANCE FOR ZONING RECLASSIFICATION IN THE THIRD WARD FROM (R-3 TO (B-2): The below entitled Ordinance was presented for second reading:

AN ORDINANCE PROVIDING FOR THE ZONING RECLASSIFICATION OF TWO PARCELS OF REAL ESTATE IN THE THIRD WARD OF THE CITY OF MORGANTOWN FROM (R-3) MULTI-FAMILY RESIDENTIAL DISTRICT TO(B-2) SERVICE BUSINESS DISTRICT BY AMENDING ARTICLE 1331 OF THE PLANNING AND ZONING CODE OF THE CITY OF MORGANTOWN AS SHOWN ON THE EXHIBIT HERETO ATTACHED AND DECLARED TO BE A PART OF THIS ORDINANCE AS IF THE SAME WAS FULLY SET FORTH HEREIN.

Motion by Nugent, second by Shamberger to adopt the above entitled Ordinance. After explanation from the City Manager, motion carried 7-0.

AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, ORDER OF PROCEDURE FOR COUNCIL MEETINGS: The below entitled Ordinance was presented for second reading:

AN ORDINANCE BY THE CITY OF MORGANTOWN AMENDING SECTION 121.04 OF ITS ADMINISTRATIVE CODE, AS THE SAME APPLIES TO THE ORDER OF PROCEDURE FOR COUNCIL MEETINGS; MORE PARTICULARLY, THE LOCATION OF THE “PUBLIC PORTION” UPON THE CITY COUNCIL MEETING AGENDA.

Motion by Herbst, second by Byrne, to adopt the above entitled Ordinance. After explanation from the City Manager, motion carried 7-0.

BOARDS AND COMMISSIONS: By acclamation of Council the following Commissioners were appointed: Julie Thalman to the Traffic Commission and Robert Gallagher to the Library Board.

PUBLIC PORTION: There being no appearances, Mayor Manilla declared the public portion closed.

NEW BUSINESS:

AN ORDINANCE AUTHORIZING A RIGHT OF WAY AGREEMENT WITH THE WV NATIONAL GUARD READINESS CENTER: The below entitled Ordinance was presented for first reading:

AN ORDINANCE BY THE CITY OF MORGANTOWN AUTHORIZING A RIGHT-OF-WAY AGREEMENT BETWEEN IT, AS GRANTOR, AND MOUNTAINEER GAS COMPANY, AS GRANTEE, AS THE SAME APPLIES TO GAS LINE INSTALLATION THROUGH MORGANTOWN MUNICIPAL AIRPORT REALTY TO WEST VIRGINIA NATIONAL GUARD READINESS CENTER REALTY.

Motion by Nugent, second by Bane, to pass the above entitled Ordinance to second reading. After discussion, motion carried 7-0.

AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH WVU: The below entitled Ordinance was presented for first reading:

AN ORDINANCE BY THE CITY OF MORGANTOWN AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN IT AND THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS, REGARDING THE CITY'S TEMPORARY USE OF WEST VIRGINIA UNIVERSITY'S EQUIPMENT KNOWN AS A 'GUMBUSTER'.

Motion by Byrne, second by Selin, to pass the above entitled Ordinance to second reading. After explanation from the City Manager, motion carried 7-0.

A RESOLUTION OF THE COUNCIL OF THE CITY OF MORGANTOWN, WEST VIRGINIA, AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS, WITH REGARD TO ESTABLISHMENT AND MAINTENANCE OF A TRAFFIC SIGNAL SYSTEM WITHIN THE MUNICIPAL LIMITS OF THE CITY OF MORGANTOWN, MONONGALIA COUNTY, WEST VIRGINIA: The above entitled Resolution was presented for approval:

Motion by Nugent, second by Selin, to approve the above entitled Resolution. Following clarification from the City Manager, motion carried 7-0.

A RESOLUTION APPROVING AND AUTHORIZING TO SUBMIT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THE 2012 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN: The above entitled Resolution was presented for approval:

Motion by Byrne, second by Shamberger, to approve the above entitled Resolution. Following explanation from the City Manager, motion carried 7-0.

A RESOLUTION OF COUNCIL TO SUPPORT MAKING THE WEST VIRGINIA 457 PLAN OPTION AVAILABLE TO MUNICIPAL EMPLOYEES: The above entitled Resolution was presented for approval:

Motion by Herbst, second by Selin, to approve the above entitled Resolution. Following explanation from the City Manager, motion carried 7-0.

A RESOLUTION TO ADOPT THE 2012 GREATER MORGANTOWN BICYCLE PLAN: The above entitled Resolution was presented for approval:

Motion by Byrne, second by Bane, to approve the above entitled Resolution. Following explanation from the City Manager and discussion, motion carried 7-0.

A RESOLUTION AUTHORIZING THE NEIGHBORHOOD/BUSINESS RECOGNITION PROGRAM: The above entitled Resolution was presented for approval:

Motion by Nugent, second by Bane, to approve the above entitled Resolution. After discussion, motion by Selin, second by Shamberger to amend the Resolution language to reflect neighborhood “associations” and “wards”. Motion to amend the Resolution language carried 7-0. The question was called on the main motion to approve the Resolution as amended and carried 7-0.

SPECIAL COMMITTEE REPORTS: No Reports.

CITY MANAGER’S REPORT:

NEW BUSINESS:

1. Application to Edward Byrne Memorial Justice Grant(JAG).

Motion by Byrne, second by Shamberger to approve the application to the Grant program. Motion carried 7-0.

REPORT FROM CITY CLERK:

1. City Clerk Little announced the Blood Drive event and Multiphasic Testing on May 3rd.
2. City Clerk Little reported that Deputy Clerk Sypolt has begun earning credits towards her CMC Certification.
3. City Clerk Little reminded all citizens to vote in the upcoming Election on May 8th.

REPORT FROM CITY ATTORNEY: No Report.

REPORT FROM COUNCIL MEMBERS: (Roll Reversal)

Councilor Herbst:

Councilor Herbst announced an upcoming clean-up event in the Suncrest area. She noted her concerns over off-street residential parking in Morgantown and the congestion it causes. She added that neighborhoods are interested in creating a policy to address these problems. Mr. Moore replied that discussions are set to take place at an upcoming Committee of the Whole meeting in order to begin finding solutions.

Councilor Byrne

Councilor Byrne reported that a citizen informed him that gravel has been cleared on the shoulder of Route 119 and he thanked the Public Works department for their maintenance efforts. He then inquired on the status of the Inclusive City initiative, and Mr. Moore replied that meetings have been set to discuss the proposal. Councilor Byrne asked

that the Manager keep Council informed and that the item come up for a Council vote as soon as possible.

Councilor Shamberger

Councilor Shamberger thanked those who participated in the recent neighborhood clean-up event. She also announced a production at the Met Theatre.

Councilor Selin:

Councilor Selin announced the Evansdale Neighborhood Association meeting and reported on the Evansdale Campus Re-design meetings.

Councilor Nugent:

Councilor Nugent announced the upcoming Economic Re-structuring Committee meeting, which is working to implement the Downtown Plan. He also announced the Main Street Morgantown First Friday Event and encouraged all to attend. Councilor Nugent mentioned the opening of the Farmer's Market for the season, and its temporary location in lot B, during construction of the Market Place Pavilion. He concurred with Councilor Herbst's comments regarding parking and the blue curb program. He noted his appreciation for the work presented by those involved with the Inclusive City initiative, and reminded Council that a consensus will be necessary to have the item placed back before Council for a vote.

Councilor Bane:

Councilor Bane announced ongoing youth athletic events and encouraged all to attend and support the students. He extended appreciation to Council Members who assisted with his meeting duties as Deputy Mayor, during his recent brief absence.

Mayor Manilla:

Mayor Manilla reported that he welcomed the Big 12 CVB representatives who visited recently, adding that the Conference CVB's network with one another to promote mutual interests within the Conference Cities. He addressed the parking concerns raised by Councilor Herbst and City Attorney Steve Fanok reminded Council that the permit parking is by Ordinance, and was designated by area, not by individual street. Lastly, Mayor Manilla announced that student move-out week is upon us and noted preparations that are underway in the City to aid the transition.

Mr. Moore added that the City is slated to execute the move-out more efficiently by partnering with Allied Waste. He then announced that Morgantown has recently been designated as a bronze-level bicycle friendly city and offered his congratulations to those involved in the designation.

ADJOURNMENT: There being no further items of business or discussion, the meeting adjourned by unanimous consent at 8:04 p.m.

City Clerk

Mayor

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