

**REGULAR MEETING JULY 21, 2015:** The regular meeting of the Common Council of the City of Morgantown was held in the Council Chambers of City Hall on Tuesday, July 21, 2015 at 7:00 p.m.

**PRESENT:** City Manager Jeff Mikorski, City Clerk Linda Tucker, Mayor Shamberger, and Council Members: Ron Bane, Deputy Mayor Bill Kawecki, Wes Nugent, City Attorney Ryan Simonton, Assistant City Manager Glen Kelly, Jenny Selin, Jay Redmond, and Nancy Ganz.

The meeting was called to order by Mayor Shamberger.

**APPROVAL OF MINUTES:** Minutes for July 7<sup>th</sup> will be presented at a later date.

**CORRESPONDENCE:** Councilor Selin commented that for the COW Meeting there is a letter that needs to be read in regards to the garbage complaints that she has been receiving.

**PUBLIC HEARINGS:**

**PUBLIC HEARING - AN ORDINANCE AMENDING CITY CHARTER SECTION 2.12 AND ADDING A NEW SECTION 2.17 PERMITTING AUTHORIZATION OF INTERGOVERNMENTAL AGREEMENTS BY RESOLUTION RATHER THAN ORDINANCE.**

Mayor Shamberger declared this Public Hearing open.

There being no appearances, Mayor Shamberger declared the Public Hearing closed.

**PUBLIC HEARING - AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT OVER PROPERTY LOCATED AT 10 MAPLE AVENUE.**

Mayor Shamberger declared this Public Hearing open.

There being no appearances, Mayor Shamberger declared the Public Hearing closed.

**PUBLIC HEARING - AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MONONGALIA COUNTY BOARD OF EDUCATION PROVIDING FOR A PREVENTION RESOURCES OFFICER.**

Mayor Shamberger declared this Public Hearing open.

There being no appearances, Mayor Shamberger declared the Public Hearing closed.

**PUBLIC HEARING - AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT WITH THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS ON HOUGH STREET.**

Mayor Shamberger declared this Public Hearing open.

There being no appearances, Mayor Shamberger declared the Public Hearing closed.

**PUBLIC HEARING - AN ORDINANCE ANNEXING PROPERTY IN UNION AND GRANT DISTRICTS ADJACENT TO THE MORGANTOWN MUNICIPAL AIRPORT INTO THE CORPORATE BOUNDARIES OF THE CITY OF MORGANTOWN.**

Mayor Shamberger declared this Public Hearing open.

There being no appearances, Mayor Shamberger declared the Public Hearing closed.

**UNFINISHED BUSINESS:**

**AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT OVER PROPERTY LOCATED AT 10 MAPLE AVENUE:** The below entitled Ordinance was presented for second reading.

AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT OVER PROPERTY LOCATED AT 10 MAPLE AVENUE.

Motion by Nugent, second by Kawecki, to adopt the above entitled Ordinance. Motion carried 7-0.

**AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MONONGALIA COUNTY BOARD OF EDUCATION PROVIDING FOR A PREVENTION RESOURCES OFFICER:** The below entitled Ordinance was presented for second reading.

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MONONGALIA COUNTY BOARD OF EDUCATION PROVIDING FOR A PREVENTION RESOURCES OFFICER.

After discussion, motion by Ganz, second by Selin, to adopt the above entitled Ordinance. Motion carried 7-0.

**AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT WITH THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS ON HOUGH STREET:** The below entitled Ordinance was presented for second reading.

AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY AND EASEMENT AGREEMENT WITH THE WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS ON HOUGH STREET.

Motion by Selin, second by Nugent to adopt the above entitled Ordinance. Motion carried 7-0.

**AN ORDINANCE ANNEXING PROPERTY DISTRICTS ADJACENT TO THE MORGANTOWN MUNICIPAL AIRPORT INTO THE CORPORATE BOUNDARIES OF THE CITY OF MORGANTOWN:** The below entitled Ordinance was presented for second reading.

AN ORDINANCE ANNEXING PROPERTY IN UNION AND GRANT DISTRICTS ADJACENT TO THE MORGANTOWN MUNICIPAL AIRPORT INTO THE CORPORATE BOUNDARIES OF THE CITY OF MORGANTOWN.

After discussion, motion by Selin, second by Kawecki, to adopt the above entitled Ordinance. Motion carried 7-0.

**BOARDS AND COMMISSIONS:** Motion by Nugent, second by Redmond to reappoint Don West, Cindy O'Brian, Roger Banks, Steve Carpenter, William Ryan, Guy Panrell and Chair Alan Donaldson to the Ward & Boundary Commission.

**PUBLIC PORTION:**

Mayor Shamberger declared the Public Portion open.

There being no other appearances, Mayor Selin declared the public portion closed.

**SPECIAL COMMITTEE REPORTS:** No Reports

**NEW BUSINESS:**

**AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY RELATING TO RUNWAY EXTENSION:** The above entitled Ordinance was presented for first reading.

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE MONONGALIA COUNTY DEVELOPMENT AUTHORITY RELATING TO RUNWAY EXTENSION AT THE MORGANTOWN MUNICIPAL AIRPORT.

City Manager explained, motion by Bane, second by Nugent to pass the above entitled Ordinance to second reading. Motion carried 7-0.

**AN ORDINANCE AMENDING THE FY 2015-2016 ANNUAL BUDGET OF THE CITY OF MORGANTOWN AS THE SAME APPLIES TO THE GENERAL FUND:** The above entitled Ordinance was presented for first reading.

AN ORDINANCE AMENDING THE FY 2015-2016 ANNUAL BUDGET OF THE CITY OF MORGANTOWN AS SHOWN IN THE REVISED BUDGET ATTACHED HERETO AND MADE A PART OF THIS ORDINANCE AS THE SAME APPLIES TO THE GENERAL FUND.

City Manager explained, after discussion, motion by Selin, second by Kawecki, to pass the above entitled Ordinance to second reading. Motion carried 7-0.

**AN ORDINANCE AMENDING THE FY 2015-2016 ANNUAL BUDGET OF THE CITY OF MORGANTOWN AS THE SAME APPLIES TO THE COAL SEVERANCE FUND:** The above entitled Ordinance was presented for first reading.

AN ORDINANCE AMENDING THE FY 2015-2016 ANNUAL BUDGET OF THE CITY OF MORGANTOWN AS SHOWN IN THE REVISED BUDGET ATTACHED HERETO AND MADE A PART OF THIS ORDINANCE AS THE SAME APPLIES TO THE COAL SEVERANCE FUND.

City Manager summarized, motion by Bane, second by Selin to pass the above entitled Ordinance to second reading. Motion carried 7-0.

**CITY MANAGERS REPORT:**

**Information:**

- 1. BAD-to-Better Building meetings**

In April, the City was notified that it was the recipient of a BAD Building Technical Assistance Grant through the Brownsfield Assistance Center. The technical assistance would come in community training and guidance in establishing a BAD Building program. For Morgantown, we have termed the program the BAD-to-Better Program. A community kick-off meeting will take place on July 20<sup>th</sup> at the Woodburn Activity Center at 6:00 pm to get residents interested in becoming a part of the program by helping to inventory and develop strategies to reuse, redevelop, or remove vacant and dilapidated properties in the City. The first community training meeting will take place on July 27<sup>th</sup>, again at the Woodburn Activity Center at 6:00 pm. I encourage residents to be a part of the BAD-to-better Program by participating in the training meetings and volunteer to help develop a full City-wide inventory of properties and strategies for improvements.

2. City Manager reported to Council, Republic Services will be attending COW Meeting to discuss issues.

3. Assistant City Manager/Airport Director, Glen Kelly, updated Council on the event for the July 31<sup>st</sup> at 3:00 pm for the Ribbon Cutting of the Access Road to the Readiness Center & Runway Extension. He noted that at the event there will be a bagpiper, tours of the Readiness Center and an update of projects.

4. City Manager, Jeff Mikorski, mentioned that not all Council members received the draft survey that he sent out on July 9<sup>th</sup>, 2015 but that it will be on the COW Meeting.

**REPORT FROM CITY CLERK:** City Clerk, Linda Tucker, gave another reminder to Council that if they have not signed up for the Municipal League Conference for the first week of August that they will need to do so.

**REPORT FROM CITY ATTORNEY:** No Report.

**REPORT FROM COUNCIL MEMBERS: (Roll Reverse)**

Councilor Ganz:

Councilor Ganz mentioned that the Suncrest Neighborhood Picnic has been rescheduled for July 30<sup>th</sup> at 6:00 pm. She also requested that the City Manager send out a press release explaining the criteria to the residents of the paving schedule. She also noted that the lighting from WVU properties and the noise of the WVU Life Flight helicopter is still a nuisance to the neighborhood. She requested the City Manager to contact the University in reference to this issue and commented that it is not that we do not support the life flight helicopter, it is just the lighting and the noise is disrupting to the neighbors. She then mentioned noise

once again in reference to the trash collection in the neighborhood and that dumpster's pickup should not be done in an R-1 neighborhood between 4:30 am to 6:00 am. She then noted a positive event that she attended which was Kid's Day downtown and commended the Fire Department for their sprinkling system. She then commended the City Manager and the Assistance City Manager for all of the progress that is happening at the Airport.

Councilor Redmond:

Councilor Redmond thanked Council and Administration for the warm welcome I have received, and look forward in working with everyone. He mentioned the opening of the Hartman Run Road Bridge in hoping the City would consider having a formal opening for the neighbors want to celebrate this along with the City and County. He also commended the City Manager and Assistant City Manager for the progress at the Airport.

Councilor Selin:

Councilor Selin reminded everyone of the concert at Hazel Ruby McQuain Park on Thursday. She mentioned that BOPARC is providing swimming after 8pm for those that work during the day. She reminded Council that in the past meetings were set up to discuss priorities; and wanted to know when Council would be meeting on these especially since we have a new Council member.

Councilor Nugent:

Councilor Nugent mentioned the ground breaking for Redevelopment of Sunny-side on July 29<sup>th</sup> from 11-1. He reported that National Night Out along with Wiles Hill-Highland Park Neighborhood Picnic is on August 4<sup>th</sup>. He asked the City Manager to follow-up with the residents at the View at the Park on the Recycling issue they are having. He then questioned the Registered Rentals and the number of records. City Manager responded that he will have to see if this is a technical problem; and

reported that the Code Department will have additional training to perfect this program.

Deputy Mayor Kawecki:

Deputy Mayor Kawecki reported that the South Park Neighborhood Association meeting will be on 7-22 at 7pm. He mentioned that the topic of discussion will be the South Park Super Sale which will be on August 22. He commended the Airport for its progress; and with the many developments happening in Morgantown the City has a bright future.

Councilor Bane:

Councilor Bane mentioned that the Hopecrest Neighborhood feels that there has been no action taken and it still smells and they feel like they are not part of the City. Councilor Bane is requesting a solution for this neighborhood. He then mentioned market study that was done about raising minimum wage and that the City of Morgantown's economy is growing and we need to make the City as livable as possible. Not everyone is going to agree but we have had a lot of negative press on this Urban Agricultural Ordinance. He noted that Council must work with all parties to come to a neutral solution. Then he said that he had a good flight on Sunday from Dulles to Morgantown Airport. He then reported trash issues missing a whole street and noted "but this is routine for Republic Services". He then requested that the City Manager get a report back to Council on the B & O tax and the strategy that the Finance Department is working on.

Mayor Shamberger:

Mayor Shamberger congratulated Main Street on Kids Day being successful this year and also enjoyed attending the Farmers Market on Saturday. She mentioned the Hartman Run Bridge opening and noting that the Norwood Neighborhood is hoping to have an official opening of their own. She reminded everyone of the Mon County

Fair this week; Councilors to schedule there tour of their Ward with Carol Allen; American Campus Community Ribbon Cutting Wednesday and the Airport Ribbon Cutting July 31, 2015. She then stated that she has also received many complaints about trash and this is an ongoing problem that needs to be resolved. Then she announced the following events: Give a Hoot and Read July 23, 2015; Read to Rover July 23, 2015; Farmers Market and High Street Bazaar July 25, 2015; and Mountainfest this week. She then mentioned attending the Quilting Seminar last weekend at the Waterfront Hotel.

**EXECUTICE SESSION:** Motion by Ganz second by Selin, to go into executive session and carried by unanimous consent. Pursuant to West Virginia Code Section 6-9A-4 (B) (2) (A) in order to discuss Personnel matters to consider employee evaluations for the City Manager and City Clerk.  
Present: Council, City Attorney. Time 8:20 pm

**ADJOURNMENT:** There being no further items of business or discussion, the meeting adjourned by unanimous consent at 9:10 p.m.

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City Clerk

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Mayor

\*A FULL TRANSCRIPT OF ALL COUNCIL MEETINGS ARE AVAILABLE ON DVD AT THE MORGANTOWN CITY LIBRARY.