



The City of Morgantown

430 Spruce Street
Morgantown, West Virginia 26505
(304) 284-7439
www.morgantownwv.gov

AGENDA

MORGANTOWN CITY COUNCIL REGULAR MEETING

Mon County Commission, 243 High Street, 2nd Floor, Morgantown, WV 26505

Tuesday, July 11, 2023 at 7:00 PM

1. **CALL TO ORDER BY THE DEPUTY CITY CLERK:**
2. **NOMINATIONS OF MAYOR AND DEPUTY MAYOR:**
3. **OATH OF OFFICE FOR MAYOR AND DEPUTY MAYOR:**
4. **OATH OF OFFICE FOR COUNCIL MEMBERS:**
5. **ROLL CALL:**
6. **PLEDGE:**
7. **APPROVAL OF MINUTES:**
 - A. June 21, 2023, Regular Meeting Minutes
8. **CORRESPONDENCE:**
9. **PUBLIC HEARINGS:**
 - A. **An Ordinance Amending the FY 2023-2024 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**
10. **UNFINISHED BUSINESS:**
 - A. Consideration of **APPROVAL** of (Second Reading) of **An Ordinance Amending the FY 2023-2024 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** (*First reading 6/21/2023*)
 - B. Boards & Commissions
11. **PUBLIC PORTION WHICH SHALL BE SUBJECT TO RULES ESTABLISHED BY COUNCIL AND ADOPTED BY RESOLUTION:**
12. **SPECIAL COMMITTEE REPORTS:**

13. CONSENT AGENDA:

14. NEW BUSINESS:

- A. Consideration of APPROVAL of (First Reading) of An Ordinance Amending Section 1329.04.01 as it relates to establishing a New Firearms Sales Establishments use in the Planning and Zoning Code**
- B. Consideration of APPROVAL of the 2023 Paving List**
- C. Consideration of APPROVAL of A Fair & Festival Permit for Chris Janson Concert at Hazel Ruby McQuain Park Amphitheater**
- D. Consideration of APPROVAL of Representation to WV First Foundation Regional Director Election**
- E. Consideration of APPROVAL of A New City Seal**
- F. Presentation/Discussion of Standards and Options for Rail Trail Lighting**

15. CITY MANAGER'S REPORT:

16. REPORT FROM CITY CLERK:

17. REPORT FROM CITY ATTORNEY:

18. REPORT FROM COUNCIL MEMBERS:

19. EXECUTIVE SESSION: Pursuant to West Virginia State Code Section 6-9A-4(2)(9) to discuss acquisition and or development of real estate in the Third Ward Tax District.

20. ADJOURNMENT:

For accommodations please call or text 304-288-7072

MINUTES
REGULAR MEETING
June 21, 2023

Regular Meeting: June 21, 2023: The regular meeting of the Common Council of the City of Morgantown was held in the Monongalia County Commission Chambers on Wednesday, June 21, 2023, at 7:03 pm.

The meeting was called to order by Mayor Selin.

Present: City Manager Kim Haws, Deputy City Clerk Heather Carl, City Attorney Ryan Simonton, Mayor Jenny Selin, Deputy Mayor Danielle Trumble, and Council Members Joe Abu-Ghannam, Bill Kawecki, Dave Harshbarger and Brian Butcher. Assistant City Manager Emily Muzzarelli and City Clerk Christine Wade were absent.

Approval of Minutes: June 6, 2023, Special Meeting minutes; June 6, 2023, Regular Meeting minutes was approved as presented by acclamation.

Correspondence:

Presentation: An Ordinance Amending Section 1329, Table 1331.05.01, and Table 1365.04.01 as it related to Establishing a New Firearms Sales Establishments use in Planning and Zoning Code

City Attorney Ryan Simonton explained. After discussion, this item was moved to the next regular meeting on Wednesday, July 5, 2023, agenda.

Public Hearing: An Ordinance Authorizing a Lease Agreement with the Federal Aviation Administration at the Morgantown Municipal Airport

Mayor Selin declared this Public Hearing Open.

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

Public Hearing: An Ordinance Authorizing a Lease Agreement with ACME Land Holdings, LLC at the Morgantown Municipal Airport

Mayor Selin declared this Public Hearing Open.

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

Public Hearing: An Ordinance Authorizing a Lease Agreement with Met Billiards, LLC at the Metropolitan Theatre

Mayor Selin declared this Public Hearing Open.

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

Public Hearing: An Ordinance Amending Article 1718 Entitled “Vacant Structure Code”

Mayor Selin declared this Public Hearing Open.

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

Public Hearing: An Ordinance Adopting the Fee Schedule of the City of Morgantown

Mayor Selin declared this Public Hearing Open.

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

Public Hearing: An Ordinance Authorizing a Real Estate Purchase Agreement with James L. Laurita, Sr. Family Limited Partnership

Mayor Selin declared this Public Hearing Open.

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

Unfinished Business:

An Ordinance Authorizing a Real Estate Purchase: The entitled Ordinance below was presented for approval.

An Ordinance Authorizing a Real Estate Purchase Agreement with James L. Laurita, Sr. Family Limited Partnership

Airport Director Jon Vrabell explained. Motion by Councilor Abu-Ghannam, second by Councilor Kawecki, to approve the above-entitled Ordinance. Motion carried 6-0.

Boards & Commissions: None

Public Portion:

Mayor Selin declared the Public Portion open.

C. Latel Hall, 1053 Ross Street, spoke in favor of the purchase of Real Estate from James L. Laurita at the Morgantown Municipal Airport.

There being no other individuals to speak, Mayor Selin declared the public portion closed.

Special Committee Reports: None

Consent Agenda:

Consideration of **APPROVAL** of **(Second Reading)** of:

An Ordinance Authorizing a Lease Agreement with the Federal Aviation Administration at the Morgantown Municipal Airport

An Ordinance Authorizing a Lease Agreement with ACME Land Holdings, LLC at the Morgantown Municipal Airport

An Ordinance Authorizing a Lease Agreement with Met Billiards, LLC at the Metropolitan Theatre

An Ordinance Amending Article 1718 Entitled "Vacant Structure Code"

An Ordinance Adopting the Fee Schedule of the City of Morgantown

Motion by Deputy Mayor Trumble, second by Councilor Abu-Ghannam, to approve the above-entitled Ordinances. Motion carried 6-0.

New Business:

An Ordinance Amending the FY 2023-2024 Annual Budget: The entitled Ordinance below was presented for first reading.

An Ordinance Amending the FY 2023-2024 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 Kim Haws explained. Motion by Councilor Kawecki, second by Councilor Harshbarger, to approve the above-entitled Ordinance to second reading. Motion carried 6-0.

A Resolution Approving the FY 2023-2023 Budget for the City of Morgantown Airport Improvement Fund: The entitled Resolution above was presented for approval.

Airport Director Jon Vrabel explained. After discussion. Motion by Councilor Abu-Ghannam, second by Councilor Kawecki, to approve the above-entitled Resolution. Motion carried 6-0.

City Manager's Report: reported about the meeting with Republic and noted that it was a good meeting. He stated that things are starting to look up with the receptacles. He has continued to receive positive comments about the downtown area and how clean it looks. He spoke with Police Chief Powell regarding public events and how many officers it takes. He stated that overtime has been approved but only for the major events.

Report from City Clerk: No Report

Report from City Attorney: stated that he received the Student Resource Officer and Prevention Resource Officer contracts for the upcoming school year from the city clerk's office and have forwarded them to Finance Director Kevin Tennant to review. Once he receives them back, he will prepare the Resolutions to go on a future agenda. He also stated that the Police Civil Service Commission has revised the Rules and Regulations and once he reviews them, he will prepare the Resolution to go on a future agenda. He attended the Steering Committee Meeting for the Comprehensive Plan and plans to be brought forth to the Planning Commission Meeting soon.

Report from Council Members:

Councilor Abu-Ghannam: he took part in the RSA Flight Lesson at the Morgantown Municipal Airport and stated it was fantastic. The next neighborhood association meeting will be held Monday, June 26th, 6pm at Jack Roberts Park. There is also a Tree Board Meeting on June 26th at 4:30 p.m.

Councilor Kawecki: received 2 Community Preservation awards that were presented to the Morgantown Historic Landmarks Commission and Main Street Morgantown from WV Historic Alliance Preservation over the weekend in Lewisburg. He mentioned Republic Services and appreciates what the city is doing, and that Republic is cooperating. He stated the receptacles that were delivered are now being coded with numbers so that each can be identified and will know who to contact if a situation may arise. He noted that the Gas Company has completed the work downtown and asked if a date has been set for the streets to be paved.

Deputy Mayor Trumble: announced that there will be an Art Show on June 30, 7pm – 9pm at the Wiles Hill Community Center to show off Frank Scaffella's art work. Hazel's House of Hope held an Open House on Tuesday, June 20, 2023, which several council members, County Commissioners and several State Senators were in attendance. They had a lot of community members come out and thanked all that were present. She thanked the City Manager for getting in touch with the Engineering Department about the traffic concerns in the Woodburn area. She is happy that the carts with Republic are being solved, but she is still receiving concerns and is being forwarded to Carol Allen in the City Manager's office. She received concerns about the restrooms being closed down at Hazel Ruby McQuain Park on Monday, June 19th and Tuesday, June 20th. She would like to see the restrooms open down at HRMP even if it is a holiday. She is not sure who came in to speak with the City Manager about the downtown and how it is improving, but she feels that is not the case. She stated that the cleanup has improved, and there have been officers who have been walking downtown. She has talked with other business owners and 9 out of 10 of those business owners have stated that it is not getting any better. She mentioned scheduling a meeting with the Chief of Police, Deputy Chief of Police, and City Staff to discuss what is needed to improve the downtown.

Councilor Harshbarger: he is sorry that he was not able to attend Hazel's House of Hope Open House, but stated that it is a very important resource for our community and hopes to be able to take a tour in the future. He thanked the Planning Commission for bringing forth the Sales of Firearms Ordinance that they have been working on. He mentioned that the Mon River Trail Conservancy connector from Suncrest down to the trail is open and is about a quarter mile in length. There are a few more amenities to add and once that has been completed, an open house will take place. South Hills Neighborhood Association Meeting June 22, 2023, 5pm – 7pm and will have a food truck with a meeting to follow. If it rains, the new location will be at the Quaker House. Greenmont Neighborhood Association will be having their annual block party on Saturday, June 24th at 5pm, on Arch Street Island.

Councilor Butcher: announced Saturday, June 24, 2023, Noon – 6pm Morgantown Pride Block Party down at Hazel Ruby McQuain Park. He has received communication from the 7th ward neighbors that they have not received the letter from Republic stating a doctor's

note is required to change to smaller receptacles. He stated that none of the plants that were planted at Turtle Park have died and thanked those who have been watering them. He has heard from many people in the downtown and the Wharf district that officers are not arresting, because they are being told they are not able to enforce the laws because city council does not allow them to.

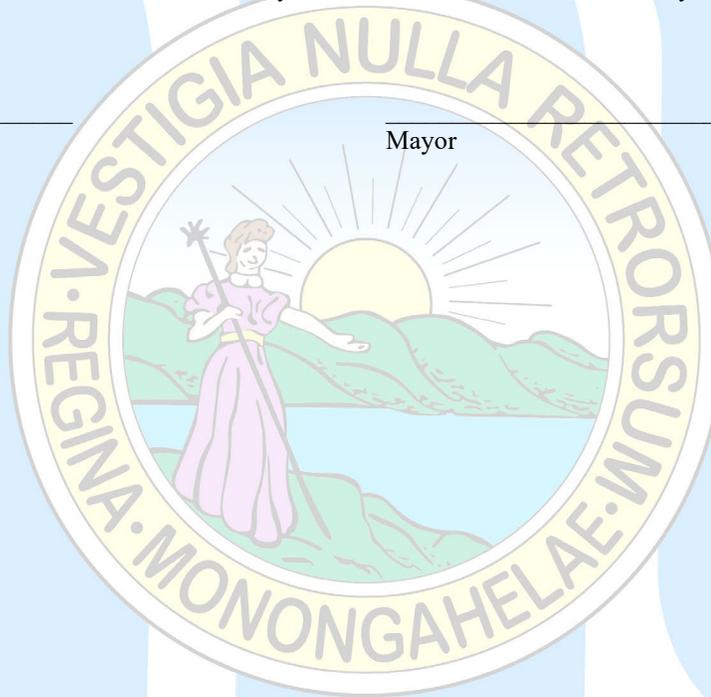
Mayor Selin: she thanked those who have been watering Turtle Park. She appreciated the tour of Hazel’s House of Hope. She appreciated the Steering Committee Meeting for the Comprehensive Plan and thanked all the work that has gone into that. She met with WVU Student Government President and a lot of activities coming up during the Fall Semester. She felt that the current student government is more organized than in the past. She noted that it is nice when your neighbors are able to contact Republic Services locally by scanning the QR Code that are located on the receptacles. She mentioned the Art Exhibit featuring Frank Scafella and his pictures, paintings and drawings that will be on display June 30, 2023, 7pm - 9pm, at Wiles Hill Community Center. She also noted the Debra Palmer Gallery July 29th, 2023, 3pm – 6pm, at Wiles Hill Community Center. She stated that she has noted all of the improvements that have been made in our downtown area and knows that there are many people currently working on it.

EXECUTIVE SESSION: Pursuant to West Virginia State Code Section 6-9A-4(2)(9) to discuss acquisition and or development of real estate in the Sixth Ward. Motion by Deputy Mayor Trumble, second by Councilor Harshbarger, to go into executive session. Motion carried by acclamation. Time: 8:04 Present: City Council, City Manager, and City Attorney.

ADJOURNMENT: There being no further business, motion by Councilor Abu-Ghannam, second by Deputy Mayor Trumble, to adjourn the meeting. Time: 9:06 p.m.

Deputy City Clerk

Mayor



AN ORDINANCE AMENDING THE FY 2023-2024 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.

The City of Morgantown hereby ordains:

That the FY 2023-2024 Annual Budget of the Coal Severance Fund of the City of Morgantown is amended as shown in the revised budget (Revision 01) attached hereto and made a part of this ordinance.

First Reading:

Adopted:

Mayor

Filed:

Recorded:

City Clerk

REQUEST FOR REVISION TO APPROVED BUDGET

Ora Ash, Deputy State Auditor
 West Virginia State Auditor's Office
200 West Main Street
 Clarksburg, WV 26301
 Phone: 627-2415 ext. 5114
 Fax: **304-340-5090**
 Email: **lgs@wvsao.gov**

Subject to approval of the state auditor, the governing body requests that the budget be revised prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists. (§ 11-8-26a)

CONTROL NUMBER
 Fiscal Year Ending: **2023-2024**
 Fund: **002**
 Revision Number: **1**
 Pages: **1 of 1**

City of Morgantown
 GOVERNMENT ENTITY

Person To Contact Regarding Request:
 Name: **Kevin Tennant**
 Phone: **304-284-7407**
 Fax: **304-284-7418**
 Email: **kevin.tennant@morgantownwv.gov**

389 Spruce Street
 STREET OR PO BOX
 Morgantown 26508
 CITY ZIP CODE

Municipality
 Government Type

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
298	Assigned Fund Balance		59,800		59,800
	#N/A				

NET INCREASE/(DECREASE) Revenues (ALL PAGES) 59,800

Explanation for Account # 378, Municipal Specific:
Explanation for Account # 369, Contributions from Other Funds:

EXPENDITURES: (net each account category)

(WV CODE 7-1-9)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
900	Parks & Recreation	108,450	53,820		162,270
699	Contingencies*	12,050	5,980		18,030
	#N/A				

NET INCREASE/(DECREASE) Expenditures 59,800

APPROVED BY THE STATE AUDITOR
 BY: **Deputy State Auditor, Local Government Services Division** Date

AUTHORIZED SIGNATURE OF ENTITY

APPROVAL DATE

Boards & Commissions Vacant Position List

- **Board of Zoning Appeals: 1 Vacant – City Resident (Minimum 3yr City Resident)**
1 – 2yr – 3yr term: 1/1/2022 – 12/31/2024
- **Civilian Police Review & Advisory Board: 1 Vacant – (City Resident or Work within City)**
1 – 1yr – 3yr term: 7/4/2023 – 7/5/2026
- **Fire Code Board of Appeals: 1 Vacant – City Resident (Legal, Building Contractor, Engineering/Architectural Design)**
1– 3yr terms: 5/2/2022 – 4/30/2025
- **Health & Wellness Commission: 3 Vacant – City Resident**
1 – 3yr – 3yr term: 1/1/2021 – 12/31/2023
2 – 2yr – 3yr terms: 1/1/2023 – 12/31/2025
- **Historic Landmarks Commission: 1 Vacant – City Resident**
1 – 4yr – 4yr term: 11/5/2022 – 11/4/2026
- **Human Rights Commission: 2 Vacant – City Resident**
2 – 1yr – 2yr term: 7/1/2021 -6/30/2023
- **“ICC” Building Code Board of Appeals: 1 Vacant (Architect/Engineer or Bldg. Contractor)**
1 – 1yr – 5yr term: 5/1/2021 – 4/30/2026
- **Personnel Board: 1 Vacant – City Resident**
1 – 3yr – 1yr – 3yr term: 7/1/2021 – 6/30/2024
- **Planning Commission: 3 Vacant – City Resident Ward Specific**
 - 1 – 2yr – 3yr term: 1st Ward 1/1/2021 – 12/31/2023
 - 2 – 3yr – 3yr terms: 5th & 7th Wards 1/1/2022 – 12/31/2024
 - 1 – Administration Appointment - Indefinite
- **Sister Cities Commission: 3 Vacant**
1 – 2yr – 3yr term: 6/1/2021 – 5/31/2024
2 – 1yr – 3yr term: 6/1/2023 – 5/31/2026
- **Urban Landscape Commission: 3 Vacant (Landscape - Design Horticulture - Plant Health)**
1 – 2yr – 3yr term: 7/1/2022 – 6/30/2025
1 – 3yr – 3yr term: 7/1/2020 – 6/30/2023
1 – 1yr – 3yr term: 7/1/2021 – 6/30/2024
- **Woodburn Commission: 2 Vacant – City Resident**
2 – 2yr – 3yr terms: 1/1/2022 – 12/31/2024

M E M O R A N D U M

To: A. Kim Haws, City Manager
Christine Wade, City Clerk

Cc: Emily Muzzarelli, Assistant City Manager
Ryan Simonton, City Attorney
Heather Carl, Assistant City Clerk

From: Rickie Yeager, Development Services Director



Date: June 13, 2023

Re: City Council Agenda for Zoning Text Amendments to Section 1329 and Tables 1331.05.01 and 1365.04.01 regarding the establishment of a new Firearms Sales Establishments use in the City's Planning and Zoning Code (Case No. TX22-01)

During its public hearing on May 11, 2023, the Planning Commission voted unanimously (5-0-0) to forward a recommendation to City Council to approve the above-referenced zoning text amendment petition, which would create a new firearms sales establishments use in the City's Planning and Zoning Code.

Attached herewith is the related Staff Report presented to the Planning Commission on May 11, 2023, as well as the draft ordinance. Please note the proposed meeting schedule for City Council, provided each ordinance advances to the next step in the review/approval process:

Council Presentation:	Wednesday, June 21, 2023 at 7:00 p.m.
Ordinance – 1st Reading:	Wednesday, July 5, 2023 at 7:00 p.m.
Ordinance – 2nd Reading and Public Hearing*:	Tuesday, August 15, 2023 at 7:00 p.m.

* In accordance with the WV State Code, there shall be at least thirty days between the first and second reading of the zoning text amendment ordinance.

Please include this new business item on the City Council meeting agendas noted above and include this communication and the attachments associated therewith in the City Council meeting packet for June 21, 2023. Only the ordinance should be included in the July 5th and August 15th City Council meeting packets, provided the ordinance advances forward at each step.

This memorandum, under a cover letter explaining the public comment opportunities before City Council relating to the matter, will be sent to the petitioner.

Thank you.

AN ORDINANCE AMENDING SECTION 1329, TABLE 1331.05.01, AND TABLE 1365.04.01 AS IT RELATES TO ESTABLISHING A NEW FIREARMS SALES ESTABLISHMENTS USE IN THE PLANNING AND ZONING CODE

The City of Morgantown hereby ordains Section 1329, Table 1331.05.0, and Table 1365.04.01 of the Planning and Zoning Code amended (new matter underlined) as follows:

Section 1329: Definitions.

Firearms Sales Establishments means an establishment engaged in the sale, manufacture for sale, rent/lease, purchase or repair of firearms, ammunition, or ammunition components. If an establishment is engaged in the activities described herein, the establishment shall not be deemed to constitute any other use for the purpose of determining where the land use is permitted with the City and any applicable conditions or limitations.

Firearm means any weapon which will expel a projectile by action of an explosion, and excludes any instrument or device, including any spring, rubber, or mechanical device, or compressed air cartridge. Provided, That it does not mean an antique firearm as defined in W. Va. Code 61-7-2(1).

Antique Firearms means:

- A. Any firearm, including, but not limited to, a firearm with a match lock, flintlock, percussion cap, or similar type of ignition system which was manufactured on or before 1898;
- B. Any replica of any firearm described in paragraph (A) of this subdivision if such replica is not designed or redesigned to use rimfire or conventional centerfire fixed ammunition which is no longer manufactured in the United States and which is not readily available in the ordinary channels of commercial trade; and
- C. Any muzzle-loading rifle, muzzle-loading shotgun, or muzzle-loading pistol, which is designed to use black powder, or black powder substitute, and which cannot use fixed ammunition. For purposes of this subdivision, the term "antique firearm" shall not include any weapon which includes a firearm frame or receiver, any firearm which is converted into a muzzle-loading weapon, or any muzzle-loading weapon which can be readily converted to fire fixed ammunition by replacing the barrel, bolt, breechblock, or any combination thereof, and shall have the same meaning as the term defined in W. Va. Code. § 61-7-2.

Table 1331.05.01: Permitted Land Uses.

Proposed Use	Zoning District										
	R-1	R-1A	R-2	R-3	PRO	B-1	B-2	B-4	OI	B-5	I-1
Firearms Sales Establishments							C			P	

Where:

P = Permitted Use (by right)

C = Conditional Use (subject to review/approval of the Board of Zoning Appeals)

Blank = Not permitted

Table 1365.05.01: Minimum Off-Street Parking Requirements.

Use	Minimum Off-Street Parking Requirement
Fire arms Sales Establishment	The minimum number of required parking spaces shall be determined by referencing the type of retail establishment that most closely aligns with the operational characteristics of the subject "firearms sales establishment." The referenced retail category shall be of similar retail nature and may include, but not limited to, sporting goods stores, pawnshops, or other similar retail establishments.

This ordinance shall be effective upon the date of adoption.

FIRST READING: _____

_____ Mayor

ADOPTED: _____

FILED: _____

RECORDED: _____

_____ City Clerk

COMBINED STAFF REPORT

CASE NO: TX22-01 | Protect Morgantown | Firearms Sales Establishments

REQUEST and LOCATION:

Request by Shae Strait, on behalf of Protect Morgantown for Text Amendments to Articles 1329 and 1331 concerning the establishment of a new 'firearms sales establishment' use in the City's Planning and Zoning Code.

BACKGROUND:

Protect Morgantown proposes to establish and define a new firearms sales establishment use in the City's Planning and Zoning Code. The applicant defines the new use as *an establishment engaged in the sale, manufacture for sale, or repair of firearms, ammunition and ammunition components, and hunting or shooting equipment.*

The new use would be permitted by right in the City's Planning and Zoning Code) in the B-5, Shopping Center District. The same use would require a conditional use permit, and therefore be subject to review and approval by the City's Board of Zoning Appeals in the B-1, Neighborhood Business District, and B-2, Service Business District. The proposed use would not be permitted in the following zoning districts:

- R-1, Single Family Residential District
- R-1A, Single Family Residential District
- R-2-, Single- and Two-Family Residential District
- R-3, Multifamily Residential District
- PRO, Professional, Residential, and Office District
- B-4, General Business District
- O-I, Office and Institutional District
- I-1, Industrial District

Since the application to amend the zoning ordinance was submitted to staff in June 2022, the Planning Commission has facilitated one public hearing and two workshops/study sessions on the matter. Below is a summary of the outcomes for all the meetings referenced above.

August 11, 2022

- The Planning Commission held a public hearing to consider Case No. TX22-01. After hearing all parties present, the Commission moved to table the zoning text amendment until further notice and requested additional information from the applicant (Protect Morgantown) regarding the impacts of firearms sales on public health and safety, as well as a legal opinion from the City Attorney. A copy of the staff report is attached hereto for reference (Addendum B).

January 12, 2023

- The Planning Commission held a workshop/study session regarding Case No. TX22-01. In accordance with the Commission's request from the public hearing on August 11, 2022 Protect Morgantown provided Commissioners with five articles regarding the impact of firearms sales on public health and safety and discussed their findings. After some discussion, the Commission directed staff to consult with the applicant and prepare one proposal for members to consider.

March 9, 2023

- The Planning Commission held a workshop/study session regarding Case No. TX22-01. In accordance with the Commission's request, staff consulted with Protect Morgantown and presented Commissioners with a new proposal for creating a new firearms sales establishments use in the City's zoning code. In doing so, the proposal would amend the following sections of the code:
 - Article 1329 – Definitions
 - Table 1331.05.01 – Permitted Land Uses
 - Table 1365.04.01 – Minimum Off-Street Parking Requirements

After some discussion and one modification to the proposed definition of a firearms sales establishments use, the Commission directed staff to bring the modified proposal back for consideration at a regular meeting.

ANALYSIS:

In accordance with the Planning Commission's request to develop a new firearms sales establishment use in the City's zoning code for consideration, please see the following proposal:

- 1. Modify Section 1329 of the City's zoning code to include the following definitions:**

Firearms Sales Establishments means an establishment engaged in the sale, manufacture for sale, rent/lease, purchase or repair of firearms, ammunition, and ammunition components. If an establishment is engaged in the activities described herein, the establishment shall not be deemed to constitute any other use for the purpose of determining where the land use is permitted with the City and any applicable conditions or limitations.

Firearm means any weapon which will expel a projectile by action of an explosion: Provided that it does not mean an antique firearm as defined in subdivision (1) of West Virginia State Code (§61-7-2).

After review, it is unclear if the State's definition of a firearm would include other devices, such as paintball guns or airsoft guns. If the Commission desires to exclude these devices from the above definition (that is consistent with WV State Code), please consider the following alternative below.

Firearm means any weapon which will expel a projectile by action of an explosion, and excludes any instrument or device, including any spring, rubber, or mechanical device, or compressed air cartridge, for impelling with force any pellet, shell, ball or cartridge which will eject the same from such instrument: Provided, That it does not mean an antique firearm as defined in W. Va. Code 61-7-2(1).

If the Commission would prefer to include air guns in the definition, please consider the following:

Firearm means any weapon which will expel a projectile by action of an explosion, and includes any instrument or device, including any spring, rubber, or mechanical device, or compressed air cartridge, for impelling with force any pellet, shell, ball or cartridge which will eject the same from such instrument with sufficient force to carry the same for a distance of at least ten feet: Provided, That it does not mean an antique firearm as defined in W. Va. Code 61-7-2(1).

Antique Firearms means:

- A. Any firearm, including, but not limited to, a firearm with a match lock, flintlock, percussion cap, or similar type of ignition system which was manufactured on or before 1898;
- B. Any replica of any firearm described in paragraph (A) of this subdivision if such replica is not designed or redesigned to use rimfire or conventional centerfire fixed ammunition which is no longer manufactured in the United States and which is not readily available in the ordinary channels of commercial trade; and
- C. Any muzzle-loading rifle, muzzle-loading shotgun, or muzzle-loading pistol, which is designed to use black powder, or black powder substitute, and which cannot use fixed ammunition. For purposes of this subdivision, the term

"antique firearm" shall not include any weapon which includes a firearm frame or receiver, any firearm which is converted into a muzzle-loading weapon, or any muzzle-loading weapon which can be readily converted to fire fixed ammunition by replacing the barrel, bolt, breechblock, or any combination thereof.

2. Modify Table 1331.05.01 – Permitted Land Use Table to include the new Firearms Sales Establishments use:

Proposed Use	Zoning District										
	R-1	R-1A	R-2	R-3	PRO	B-1	B-2	B-4	OI	B-5	I-1
Firearms Sales Establishments							C			P	

Where:

P = Permitted Use (by right)

C = Conditional Use (subject to review/approval of the Board of Zoning Appeals)

Blank = Not permitted

Addendum A illustrates where the new Firearms Sales Establishments use would be permitted (by right or conditional use) in the City of Morgantown.

3. Modify Table 1365.04.01: Minimum Off-Street Parking Requirements to include the new Firearms Sales Establishments use:

Use	Minimum Off-Street Parking Requirement
Fire arms Sales Establishment	The minimum number of required parking spaces shall be determined by referencing the type of retail establishment that most closely aligns with the operational characteristics of the subject "firearms sales establishment." The referenced retail category shall be of similar retail nature and may include, but not limited to, sporting goods stores, pawnshops, or other similar retail establishments.

STAFF RECOMMENDATION:

If the Commission desires to create a new firearms sales establishments use in the City's zoning code, please consider forwarding the proposal described herein to Morgantown City Council for consideration.

Staff Enhanced Zoning Map



TX22-01 – Staff Report – August 11, 2022

STAFF REPORT

CASE NO: TX22-01 | Protect Morgantown | Firearms Sales Establishments

REQUEST and LOCATION:

Request by Shae Strait, on behalf of Protect Morgantown for Text Amendments to Articles 1329 and 1331 concerning the establishment of a new 'firearms sales establishment' use in the City's Planning and Zoning Code.

BACKGROUND:

Protect Morgantown proposes to establish and define a new 'firearms sales establishment' use in the City's Planning and Zoning Code. The applicant defines the new use as *'an establishment engaged in the sale, manufacture for sale, or repair of firearms, ammunition and ammunition components, and hunting or shooting equipment.'*

The new use would be permitted (by right in the City's Planning and Zoning Code) in the B-5, Shopping Center District. The same use would require a conditional use permit, and therefore be subject to review and approval by the City's Board of Zoning Appeals in the B-1, Neighborhood Business District, and B-2, Service Business District. The proposed use would not be permitted in the following zoning districts:

- R-1, Single Family Residential District
- R-1A, Single Family Residential District
- R-2-, Single- and Two-Family Residential District
- R-3, Multifamily Residential District
- PRO, Professional, Residential, and Office District
- B-4, General Business District
- O-I, Office and Institutional District
- I-1, Industrial District

For reference, please see the attached zoning map (Addendum A).

The proposed Firearms Sales Establishment use would also be subject to Section 1331.06 (28) of the City's Planning and Zoning Code regarding supplemental regulations pertaining to the permitted land uses table, which states the following:

In the B-1 district, two-story buildings are permitted uses; however, one-story buildings require a conditional use permit regardless if the proposed land use is a permitted use. In the PRO district, drive-through facilities are prohibited.

As a result, the petitioner is seeking to amend Article 1329 of the City’s Planning and Zoning Code to include the new proposed use definition above, as well as amend Table 1331.05.01: Permitted Land Uses Table to read as follows:

Proposed Use	Zoning District										
	R-1	R-1A	R-2	R-3	PRO	B-1	B-2	B-4	OI	B-5	I-1
Firearms Sales Establishments						C	C			P	

ANALYSIS:

WV State Code 8A, Article 7, gives Municipalities and Counties the authority to regulate land uses within their jurisdictions. In doing so, zoning regulations shall consider the following in accordance with WV State Code §8A-7-2:

1. Promoting general public welfare, health, safety, comfort and morals;
2. A plan so that adequate light, air, convenience of access and safety from fire, flood and other danger is secured;
3. Ensuring attractiveness and convenience is promoted;
4. Lessening congestion;
5. Preserving historic landmarks, sites, districts and buildings;
6. Preserving agricultural land; and
7. Promoting the orderly development of land.

The City of Morgantown’s Planning and Zoning Code does not differentiate between retail sales establishments and those that are primarily engaged in the sale of firearms, ammunition, or related accessories. As such, the following (existing) land use classifications are often used to evaluate if and where a business is permitted in accordance with the City’s Permitted Land Use Table:

Retail sales establishment means a business having as its primary function the supply of merchandise or wares to the end consumer. Such sales constitute the "primary function" of the business when such sales equal at least 80 percent of the gross sales of the business.

Sporting goods means establishments primarily engaged in selling sporting goods, sporting equipment, and accessories.

Existing Land Use Classification	Zoning District										
	R-1	R-1A	R-2	R-3	PRO	B-1	B-2	B-4	OI	B-5	I-1
Retails Sales Establishment						P	P	P		P	
Sporting Goods Establishment						C	P	P		P	

Where:

P = Permitted Use (by right)

C = Conditional Use (subject to review/approval of the Board of Zoning Appeals)

Blank = Not permitted

A cursory review of how other municipalities in the State of West Virginia regulate similar proposed uses/establishments resulted in the following findings:

1. The definition of firearms sales establishments is consistent with the zoning codes of the cities of Charleston, and Huntington, West Virginia.
2. In the City of Charleston, this use is permitted in the City’s General Commercial, Shopping Center, and Central Business Districts. In Huntington, the same use is permitted by right in the City’s Commercial Highway District and Heavy Industrial District, and by conditional use in the Central Business District.
3. The Cities of Martinsburg, Parkersburg, and Wheeling do not have a specific land use classification for firearms sales establishments.

STAFF RECOMMENDATION

After review, staff does not provide a recommendation on the applicant’s petition to amend the City’s zoning ordinance. Rather, staff provides two alternative proposals for the Commission’s consideration. Both would regulate establishments engaged in the sale of guns, ammunition, and related accessories to varying degrees.

Alternative 1:

This proposal would (1) modify the applicant’s definition of ‘firearms sales establishments,’ (2) further restrict where the use could be permitted in the City (by right or through conditional use approval), and (3) includes two additional definitions for reference/clarity purposes that are consistent with WV State Code. Please see the following revisions, where additions are underlined and deletions are in strikethrough:

Firearms Sales Establishments mean an establishment engaged in the sale, manufacture for sale, lease, or repair of firearms, ammunition, ~~and~~ ammunition components, and related accessories. ~~hunting or shooting equipment~~. If an establishment is a firearms sales establishment as defined here, it shall not be deemed to constitute any other use permitted under the zoning code.

Firearm means any weapon which will expel a projectile by action of an explosion: Provided, that it does not mean an antique firearm as defined in subdivision (1) of West Virginia State Code (§61-7-2).

Antique firearms means:

(A) Any firearm, including, but not limited to, a firearm with a match lock, flintlock, percussion cap, or similar type of ignition system which was manufactured on or before 1898;

(B) Any replica of any firearm described in paragraph (A) of this subdivision if such replica

Proposed Use	Zoning District										
	R-1	R-1A	R-2	R-3	PRO	B-1	B-2	B-4	OI	B-5	I-1
Firearms Sales Establishments						C	C			P	

The conditional use designation assigned to the B-1 District was removed because staff did not believe it was in keeping with the purpose of the district outline below in Section 1345.01 of the City’s Planning and Zoning Code:

The purpose of the Neighborhood Business (B-1) District is to provide areas for convenient business uses, which tend to meet the daily shopping and service needs of the residents of an immediate neighborhood, and which contain pedestrian-oriented, human-scaled construction that is designed to be compatible with the surrounding neighborhood character. Because of the proximity to residential neighborhoods, high quality design is essential in order to preserve the integrity of those neighborhoods.

Alternative 2:

This alternative includes all the provisions listed in Alternative 1, but would add the following supplemental regulation (below) for firearms sales establishments to Section 1331.06 of the City’s Planning and Zoning Code:

(36) Incompatible use separation

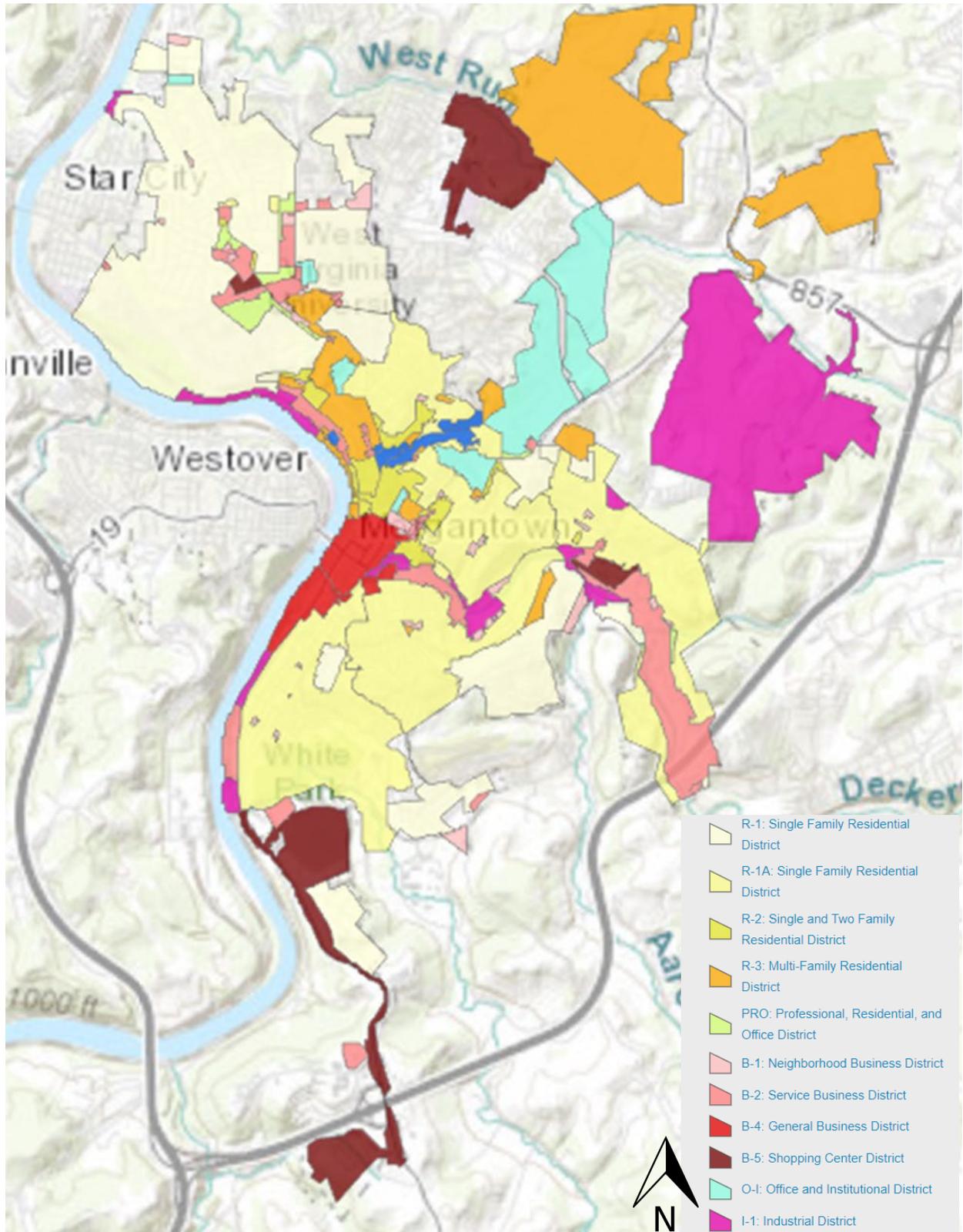
- a. **No firearms sales establishments shall be located within 500 feet of Schools, College Campuses/Universities, Medical Centers, Churches, Places of Worship, Day Care Facilities (Classes 1-3), Parks, Libraries, and Community Centers. All distances shall be measured in a straight line without regard for structures, roads, railways, or natural features, from the nearest property line on which the firearms sales establishment use is located to the nearest property line of any use listed above.**
- b. **Display of firearms is prohibited in any widow that is visible to the general public.**

While this alternative further restricts where firearms sales establishments are permitted to operate (by right or conditional use), they are not zoned out of the community. For illustrative purposes only, please the attached map (Addendum B). It shows where firearms sales establishments would be permitted to locate, in the City, if similar supplemental regulations were adopted. Communities have adopted similar standards across the country to protect sensitive uses. They include but are not limited to Alameda County and the Town of Windsor in California, Piscataway Township in New Jersey, and Newton, Massachusetts.

If the applicant's proposal or an alternative described above were adopted, any existing establishment/use, that did not conform with the new use definition, zoning designation and/or supplemental regulation, would be classified as a legal, preexisting, nonconforming use in the City of Morgantown. The establishment/use could continue to operate in said location until abandoned in accordance with the nonconforming use provision in Section 1373.05 of the City's Planning and Zoning Code.

Additionally, any establishment/use that sold, manufactured, or repaired guns (as the sole purpose of their business or as an accessory) would be classified as a Firearms Sales Establishment and subject to the zoning regulation prescribed therein. Sporting goods stores, pawn shops, and other retail sales establishments that do not sell guns would not be subject to the new zoning regulation.

Staff Enhanced Zoning Map



Staff Enhanced Zoning Map (Permitted Use Analysis – For Illustrative Purposes Only)





Memorandum

To: A. Kim Haws, City Manager
From: Damien Davis, Director of Engineering and Public Works
Date: June 27, 2023
Re: 2023 Street Improvement Project – Results from Bid Call 2023-11

Bids for the annual paving project were opened at 2:00pm on June 27, 2023. The results are as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
1. Parrotta Paving	\$1,739,476.25
2. Anderson Excavating	\$1,807,098.50

Engineering has reviewed the submitted bids for completeness and adherence to the Bid Call requirements.

Parrotta Paving was the low bidder. Parrotta Paving has contracted with the City in the past on several paving and sidewalk projects. They are currently working for the City on the Woodburn Playground Project. They are well qualified to perform this work. We recommend the award to Parrotta Paving.

Street Name	Pav't Type	Width (ft)	Length (ft)	Est. Milling Yardage	Est. Tons	From Intersection 1	To Intersection 2	Curb Ramps
1st St	AC	15.5	376	610	58	Stewart St	Old Golden Blue Lane	
6th St	AC	15	415	744	62	Beverly Ave	Grant Ave	
6th St	AC	30	200	670	60	Caperton Trail	Beechurst Ave	
Bellaire Dr	APC	20.5	871	2000	179	Longdon St	Colonial Dr	
Beverly Ave	AC	22	296	740	65	Fresh Pavement	Sixth St	
Brown St	AC	13	472	700	61	Cornell Ave	End	
Caperton Trail	AC	12	2272	259	273	6th Street	Reynolds Hall	
Caperton Trail	AC	12	428	0	51	Decker's Bridge	Hurley St	
Carlisle Ave	PCC	22	618	0	136	Darst St	Putnam St	2
Carlisle Ave	AC	15	183	0	27	Putnam St	Woodridge St	
Central Ave	AC	16	368	654	59	Jerome St	Darst St	
Charleston Ave	AC	18	223	446	40	Grandview St	Marlington Ave	
Charleston Ave	AC	18	188	376	34	Marlington Ave	Webster Ave	
Charleston Ave	AC	18	375	750	68	Webster Ave	Spencer Ave	
Charleston Ave	AC	18	465	930	84	Spencer Ave	End	
Civitan St	AC	18	376	752	68	University Ave	Lions Ave	
Civitan St	AC	18	682	1364	123	Lions Ave	Kiwanis Ave	
Colonial Dr	APC	20	235	548	47	Killarney Dr	Bellaire Dr	
Colonial Dr	APC	20	430	908	86	Bellaire Dr	Heritage Pl	
Colonial Dr	APC	20	309	635	62	Heritage Pl	Manor Pl	
Columbia St	AC	15	170	283	26	Richwood Ave	Hodges St	2
Conrad Pl	AC	11	1048	1281	115	Cooper St	End	
Cooper St	AC	11	454	555	50	Vandalia Rd	End	
Cypress St	AC	16	710	1260	114	Munsey Ave	Windsor Ave	
Des Moines Ave	AC	12.5	713	990	89	Hampton Ave	Concrete	
Des Moines Ave	PCC	21.5	744	0	160	Asphalt	Charles Ave	
Des Moines Ave	PCC	21	373	0	78	Charles Ave	Louise Ave	
Des Moines Ave	AC	16	714	1269	114	Louise Ave	Roosevelt Ave	
Dorsey Ln	AC	18	920	1840	166	Corp Line	Dorsey Ave	
Drummond St	APC	21.5	537	1283	115	Koontz Ave	Windsor Ave	
Grandview Ave	APC	22	495	1210	109	Grand St	Charleston Ave	
Grandview Ave	APC	22	382	934	84	Charleston Ave	Morgantown Ave	
Grandview Ave	APC	20	365	811	73	Morgantown Ave	End	
Hayes St	PCC	22	583	0	128	Hudson Ave	Hite St	
Hess St	APC	21.5	221	528	48	Madison Ave	Adaline Ave	
Hess St	APC	21.5	266	635	57	Adaline Ave	Standard Ave	
Hess St	AC	16	524	932	84	Standard Ave	End	
Hodges St	AC	16	576	1024	92	Columbia St	Vernon St	
Hodges St	AC	10	340	378	34	Vernon St	End	
Hudson St	PCC	21	91	0	19	Dorsey Ave	Lambert St	
Hudson St	PCC	21	185	0	39	Lambert St	Southern Ave	
Hudson St	PCC	21	233	0	49	Southern Ave	Globe Ave	
Hudson St	PCC	21	208	0	44	Globe Ave	Astor Ave	
Hudson St	PCC	21	161	0	34	Astor Ave	Hayes Ave	
Jerome St	AC	15	769	1282	115	Dunn St	Central Ave	1
Jerome St	AC	18	135	270	24	Central Ave	Jersey Ave	
Jersey St	AC	18	315	630	57	Putnam St	Jerome St	2
Jersey St	AC	15	348	580	52	Jerome St	Darst Ave	2
Junction St	AC	13	781	1128	102	Raymond St	Willowdale Rd	
Junction St	AC	14	249	387	35	Willowdale Rd	Gibbons St	2
Junction St	AC	13	156	225	20	Gibbons St	Ridgeley Rd	
Junction St	AC	14.5	148	238	21	Ridgeley Rd	Eastland Ave	
Junction St	AC	16	118	210	19	Eastland Ave	Hoffman Ave	
Koontz Ave	AC	20	571	1269	114	University Ave	Trail	2
Lakeland Ave	AC	22	184	450	40	Morgan Dr	Rollingwood St	
Lakeland Ave	APC	22	915	2237	201	Rollingwood St	PCC	
Lakeland Ave	PCC	22	186	0	41	Asphalt	Dogwood Ave	
Lashley St	AC	21	303	707	64	Anderson Ave	Dogwood Ave	

Street Name	Pav't Type	Width (ft)	Length (ft)	Est. Milling Yardage	Est. Tons	From Intersection 1	To Intersection 2	Curb Ramps
Lashley St	AC	19	623	1315	118	Colonial Dr	Longdon St	
Lorentz St	AC	17	1309	2473	223	Stewart St	Smith St	0
Louise Ave	APC	21	192	448	40	East Prospect St	Marion St	
Louise Ave	APC	21	256	597	54	Dayton St	East Prospect St	
Louise Ave	APC	21.5	482	1151	104	James St	Dayton St	
Louise Ave	APC	21	454	1059	95	Harrison St	James St	
Louise Ave	APC	21	397	926	83	926 Louise	Harrison St	1
Louise Ave	AC	15	747	1245	112	Johnson Ave	926 Louise	
Louise Ave	AC	14	690	1073	97	Des Moines Ave	Johnson Ave	
Madison Ave	AC	20	796	1769	159	Mississippi St	end	2
McLane Ave	AC	24	333	888	80	Sixth St	Seventh St	
McLane Ave	AC	24	320	853	77	Seventh St	Eighth St	1
Meridan St	APC	21.5	737	1761	158	Collins Ferry Rd	Eastern Ave	2
Meridan St	APC	21.5	500	1194	108	Western Ave	Collins Ferry Rd	
Milford St	PCC	21.5	309	0	66	Collins Ferry Rd	Asphalt	2
Milford St	AC	21	161	376	34	PCC	PCC	
Milford St	PCC	21	342	0	72	Asphalt	Eastern Ave	
Montrose Ave	AC	16	394	700	63	Woodrow St	Independence St	
Montrose Ave	AC	18	735	1470	132	Independence St	Elkins St	
Montrose Ave	AC	16	302	537	48	Elkins St	Darst St	
Montrose Ave	AC	15	475	792	71	Darst St	Putnam St	2
Montrose Ave	AC	15	578	963	87	Putnam St	Mineral Ave	2
Mountain View Pl	AC	18	634	1268	114	South Hills Drive	End	
Ohio Ave	AC	15	762	1270	114	Mississippi St	End	1
Philip St	AC	20	947	2104	189	Dorsey Ave	End	
Pocahontas Ave	AC	15	726	1210	109	University Ave	Collins Ferry Rd	
Putnam St	AC	21	245	572	51	Carlisle Ave	Richwood Ave	
Putnam St	AC	21	118	275	25	Jerome st	Carlisle Ave	
Randolph Rd	AC	16	1380	2453	221	Willowdale Rd	Hoffman Ave	
Ridgeley Rd	AC	14.5	657	1059	95	Gibbons Ave	Afton St	
Ridgeley Rd	AC	14	366	569	51	Afton St	Morgan St	1
Ridgeley Rd	AC	13.5	475	713	64	Morgan St	Junction St	
Ridgeway Ave	APC	21.5	479	1144	103	Dayton St	James St	4
Ridgeway Ave	APC	21.5	455	1087	98	James St	Harrison St	2
Ridgeway Ave	APC	21.5	382	913	82	Harrison St	Bond St	
Ridgeway Ave	AC	14.5	796	1282	115	Bond St	Johnson Ave	
Southern Ave	AC	22	770	1882	169	Dorsey Ave	Hudson St	
Southern Ave	AC	15	866	1443	130	Hudson St	Hite St	
Spring Branch Rd	AC	13	528	763	69	Willowdale Rd	Spring St	
Spring St	AC	16	144	256	23	Willowdale Rd	Spring Branch Rd	
Spring St	AC	14	1153	1794	161	Spring Branch Rd	Springbrook St	
Spring St	AC	15	224	373	34	Springbrook St	Hoffman Ave	
Webster Ave	AC	18	208	416	37	Mingo St	Summers St	
Webster Ave	AC	18	152	304	27	Summers St	Theresa Dr	
Webster Ave	AC	18	821	1642	148	Theresa Dr	Huntington Ave	
Webster Ave	AC	18	185	370	33	Huntington Ave	Buckhannon Ave	
				84667	8815			33

Note: AC = Full Depth Asphalt Pavement
APC = Composite Pavement (portland overlayed with asphalt concrete)
PCC = Full Depth Portland Cement Concrete Pavement

June 28, 2023

City of Morgantown
C/o City Clerk
430 Spruce Street
Morgantown, WV 26505

Re: Fair and Festival Permit

Honorable City Council and City Clerk:

Drusky Entertainment in cooperation with John Chad Inc would like request a sponsorship letter for a Fair and Festival permit from the West Virginia Alcohol Beverage Control Administration for an event occurring from Julyth 2023 at 5pm to July 27th at 1100 pm at the Ruby Amphitheater serving nonintoxicating beer for the Chris Janson concert.

Thank you for your kind consideration.

Sincerely

Kindest regards,

Brian Drusky 6/28/23

Brian Drusky
President/ Owner Drusky Entertainment LLC

MONONGALIA COUNTY COMMISSION

243 HIGH STREET, ROOM 202
COURTHOUSE
MORGANTOWN, WEST VIRGINIA 26505

Jeffrey L. Arnett, Commissioner
Thomas C. Bloom, Commissioner
Sean P. Sikora, Commissioner



Telephone: 304 291-7257

June 28, 2023

City of Morgantown
Attention: Mayor's Office
389 Spruce Street
Morgantown, WV 26505

RE: West Virginia First Foundation Regional Director Election

Dear Sir or Madam,

As directed by the West Virginia Attorney General's Office, the Monongalia County Commission has been tasked with convening a meeting of all local governments in our 13-county region to elect one Director, who will serve as the representative to the West Virginia First Foundation as established pursuant to Senate Bill 674 passed during the 2023 Legislative Session.

The meeting and election for Region 4 will be held on **July 13, 2023 at 10:00 am** at the **Monongalia County Center located at 270 Mylan Park Lane, Morgantown.**

Each local government must send one delegate to the meeting who is authorized to vote on the selection of the Regional Director and there are no restrictions on who you can select to attend on your behalf.

Local governments may submit a nomination, but they must be a resident of both the State of West Virginia and Region 4. Although not required, we would ask that a resume or similar document for your nominee be submitted in advance to the Monongalia County Commission so that an informational packet can be prepared for attendees to be distributed at the meeting.

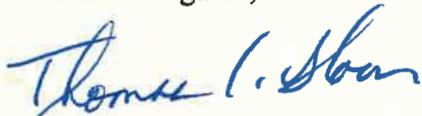
Your jurisdiction's nominee is also welcome to attend and will be given an opportunity to address the local government delegates prior to the vote being taken.

To assure that we have ample seating for those in attendance, we are requesting that you contact our administrator, Renetta McClure at rmcclure@monongaliacounty.gov or via the phone number above no later than **July 11, 2023** to let us know if your jurisdiction will be sending someone to participate in the election and if your nominee is planning to attend.

If you have any questions or concerns regarding this meeting/election, please do not hesitate to contact the Monongalia County Commission at your earliest convenience.

We look forward to hearing from you.

Warmest Regards,

A handwritten signature in blue ink that reads "Thomas C. Bloom". The signature is written in a cursive style with a large initial 'T'.

Thomas C. Bloom
President
Monongalia County Commission





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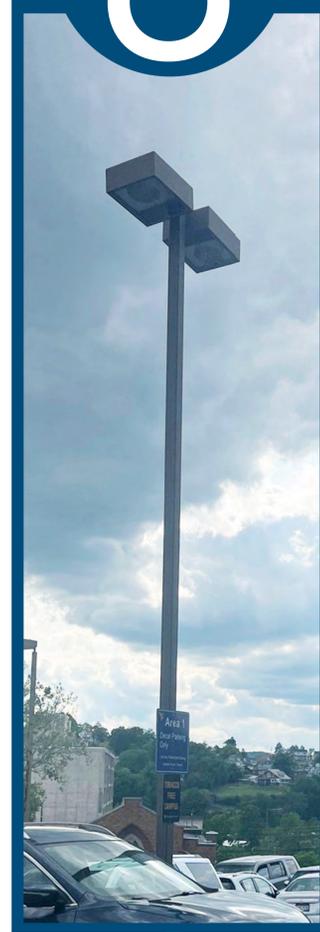
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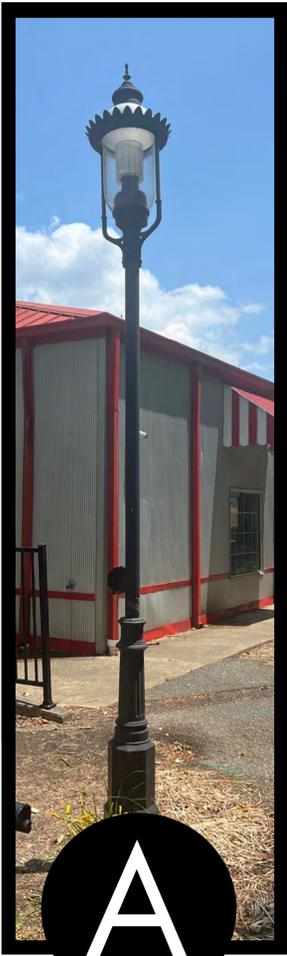


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LEGEND

- 1 Black and White Ornamental
- 2 Modern Flat Round Metal
- 3 Glass with Side Flag Sticks
- 4 Glass with No Flag Sticks
- 5 No Glass with Cage
- 6 Tall Flat Parking Lot
- 7 Box Parking Lighting
- 8 Glass With Cage
- 9 Heavy Angular with Glass & Cage



A



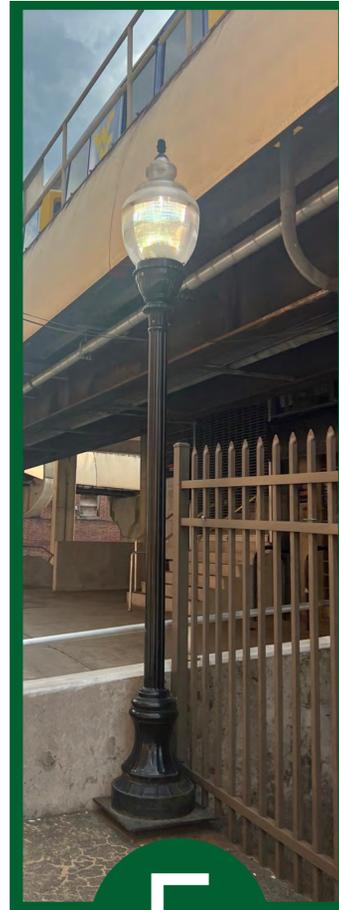
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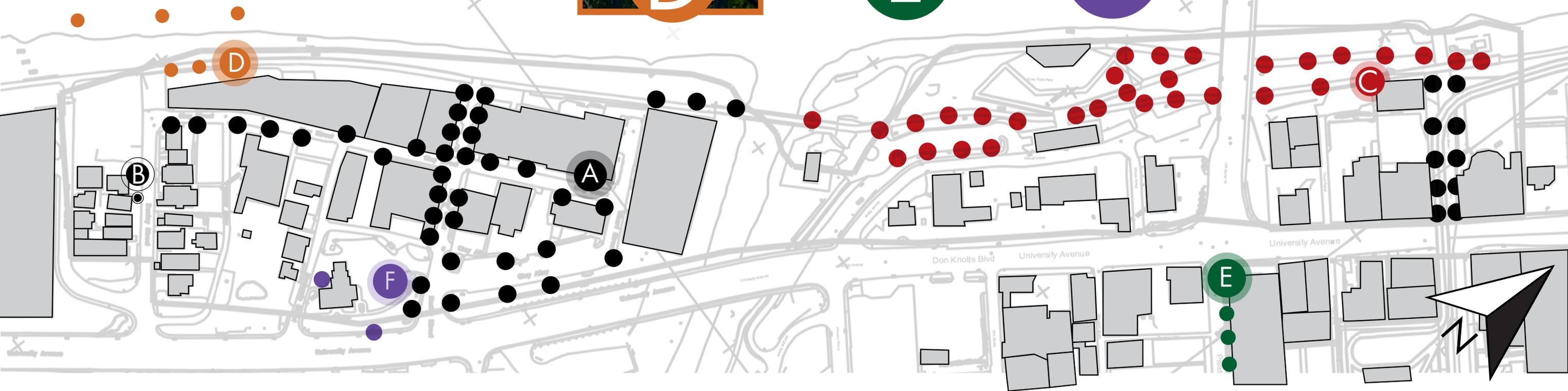
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F

LEGEND

- A Black and White Ornamental
- B No Pole Black and White Ornamental
- C Modern Flat Round Metal
- D White Square
- E Glass with No Flag Sticks
- F Tall Flat Parking Lot





STRUCTURA - "BEAM"

Steel H-Beam Upright with full-length wood (composite) accent panel, heights up to 30', available in 6" & 8" square pole size, catenary cable & flag options

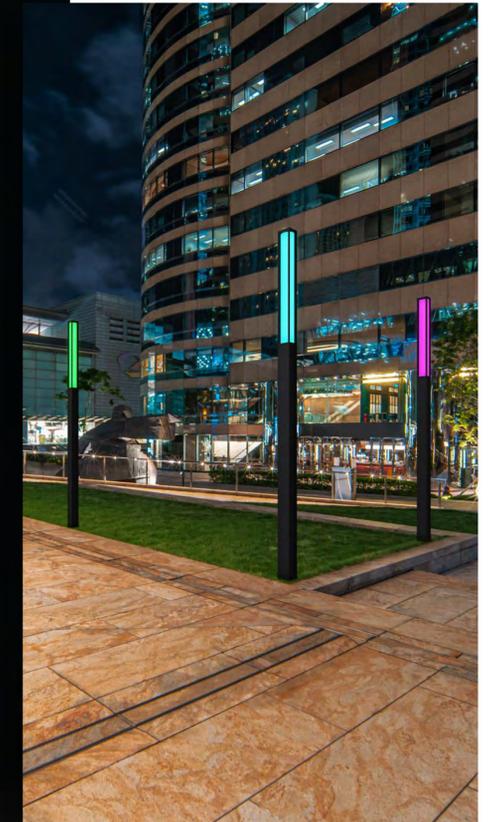
\$7,600 per assembly



SUN VALLEY/USAL - "DEZINER"

Neoclassical, pendant mounted, bell-shaped luminaires. Variable pole sizes, shade shapes, and scaled arms.

\$3,400 per assembly



LUMINIS - "LUMIQUAD"

Square contemporary light column/bollard 8' - 20' in height. 4" & 6" square footprints. 16 million color variations, temperature controls, various accessories (acrylic diffuser, shrouds, blackout shields, glare control louvers)

\$3,700 per assembly