# AGENDA

FAIRMONT CITY COUNCIL
REGULAR MEETING
TUESDAY, SEPTEMBER 13, 2016
7:00 P.M.
COUNCIL CHAMBERS
PUBLIC SAFETY BUILDING
500 QUINCY STREET
FAIRMONT, WEST VIRGINIA

I. CALL TO ORDER - Mayor Straight

II. ROLL CALL OF MEMBERS – Janet L. Keller, City Clerk

III. OPENING CEREMONIES

A. Invocation - Rev. Larry Buckland
Life United Methodist Church

B. Pledge Of Allegiance – Councilmember Weber

IV. APPROVAL OF MINUTES –

Regular Meeting - August 23, 2016

V. PUBLIC HEARINGS AND ANNOUNCEMENTS

A. PUBLIC HEARINGS

1. An Ordinance Of The Council For The City Of Fairmont Approving The Terms And Conditions Of That Certain Memorandum Of Extension Or Renewal Of The Contract Dated September 1, 2011, By And Between The City Of Fairmont, A Municipal Corporation, And Allied Waste Systems Of North America, Inc., A Corporation, D/B/A Republic Services, Providing For An Extension Period Of Five (5) Years From September 1, 2016; Fixing Rates, Fees And Charges For The Renewal Term; And Authorizing The City Manager To Execute And Deliver The Memorandum On Behalf Of The City.

2. An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Part Five - General Offenses Code, Article 545 Weapons, Section 454.03 Fireworks Sale And Discharge, To Provide For And Accommodate Changes Necessitated By The Adoption Of West Virginia Code 29-3e-1 Et Seq., Fireworks Safety, By The West Virginia Legislature.

B. ANNOUNCEMENTS

VI. CITIZENS PETITIONS

VII. CITY MANAGER'S REPORT

VIII. CONSIDERATION OF COUNCIL BUSINESS

1. Adoption, An Ordinance Of The Council For The City Of Fairmont Approving The Terms And Conditions Of That Certain Memorandum Of Extension Or Renewal Of The Contract Dated September 1, 2011, By And Between The City Of Fairmont, A Municipal Corporation, And Allied Waste Systems Of North America, Inc., A Corporation, D/B/A Republic Services, Providing For An Extension Period Of Five (5) Years From September 1, 2016; Fixing Rates, Fees And Charges For The Renewal Term; And Authorizing The City Manager To Execute And Deliver The Memorandum On Behalf Of The City.

2. Adoption, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Part Five - General Offenses Code, Article 545 Weapons, Section 454.03 Fireworks Sale And Discharge, To Provide For And Accommodate Changes Necessitated By The Adoption Of West Virginia Code 29-3e-1 Et Seq., Fireworks Safety, By The West Virginia Legislature.

3. Introduction, First Reading, Set Public Hearing, An Ordinance To Approve And Adopt Current Replacement Pages To The Fairmont City Code.

4. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Ordinance No. 1691, Duly Adopted June 14, 2016, Which Provides For The City Of Fairmont's Current Pay Plan And List Of Occupational Classes For All Class Titles And Employees, To Provide For The Following: Reclassification Of Certain Positions From Exempt Status To Non-Exempt Status To Comply With The Final Rule To Be Effective December 1, 2016, Which Re-Defined Certain Exemptions Under The Fair Labor Standards Act; Increasing The Base Pay For Probationary Police Officer; Eliminating The Position Of Master Building Inspector; Re-Establishing The Special Duty Assignment Pay For Fire Prevention Training Officer; Providing Certification Pay At The Rate Of $0.28 Per Hour For A Firefighter With A Bachelor's Degree; And Re-Establishing An Hourly Rate For Crossing Guards.

5. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Supplementing Part Three – Traffic Code, Chapter Five–Vehicular Operations, Article 343 Special Stops Required Of The Fairmont City Code, And More Particularly Section 343.07 Stopping For School Bus; Signs And Warning Lights; Sale Of School Bus; And Section 343.99 Penalty Thereof, To Provide For And Meet Certain Changes Made To The Laws Of The State Of West Virginia In 2016.

6. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council For The City Of Fairmont Amending And Supplementing Part Fifteen – Fire Prevention Code Of The Fairmont City Code, And In Particular The Provisions Of Article 1523 Open Burning, Section 1523.02 Open Burning Permitted; General Provisions, And Section 1523.99 Penalty, Thereof, To Provide For The Enhanced Protection Of The Health, Safety, Comfort And Property Of Others From Particulate Matter Resulting From Permitted Open Burning.

7. Adoption, A Resolution Of The Council For The City Of Fairmont Endorsing The Homebrewers Against Hunger Event Sponsored By The Fairmont Homebrewers Club To Be Held At Palatine Park On Saturday, October 8, 2016.

IX. ADJOURNMENT