

FAIRMONT CITY COUNCIL  
REGULAR MEETING  
TUESDAY, MAY 14, 2019  
7:00 P.M.  
COUNCIL CHAMBERS  
PUBLIC SAFETY BUILDING  
500 QUINCY STREET  
FAIRMONT, WEST VIRGINIA

- I. CALL TO ORDER – Mayor Merrifield
- II. ROLL CALL OF MEMBERS – Janet L. Keller, City Clerk
- III. OPENING CEREMONIES
  - A. Prayer/Meditation – Rev. Robin Norsworthy
  - B. Pledge Of Allegiance – Councilmember Blood
- IV. APPROVAL OF MINUTES –
  - Regular Meeting – April 23, 2019
- V. PUBLIC HEARINGS AND ANNOUNCEMENTS
  - A. PUBLIC HEARINGS
    - 1. An Ordinance Of The City Of Fairmont Amending And Supplementing The Provisions Of Ordinance No. 1534, As Amended By Ordinance No. 1795, Codified As Article 920 Of Part Nine Streets, Utilities And Public Services Code, Chapter One Streets And Sidewalk Areas Of The Fairmont City Code To Include The Essential Municipal Or Public Service Of Police Protection For Which The Funds, Moneys, And Revenues Received From The Collection Of The Charges Established By Said Article May Be Used.
    - 2. An Ordinance Of The Council For The City Of Fairmont Authorizing The Acquisition Of The Assets Of The Waterworks System Of Montana Water Association Inc.

And Approving An Acquisition Agreement By And Among Montana Water Association Inc., The City Of Fairmont And Fairmont Water Board.

3. An Ordinance Of The Council For The City Of Fairmont Setting Forth The Rates, Fees And Charges For Service To Certain Customers Of The Water System Of The City Of Fairmont Formerly Customers Of Montana Water Association, Inc.
4. An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Chapter Nine – Judicial, Article 189 Municipal Court Of The Fairmont City Code To Implement And Provide For A Certain Court Cost Relating To The Suspension And Reinstatement Of Drivers’ Licenses For Non-Payment Or Default Of Fines And Failure To Appear Or Respond, To Be Codified As Section 189.08, Thereof.
5. An Ordinance Providing For The Sale Of One (1) 2002 John Deere 6220 Tractor Side Arm/Cutter Owned By The City Of Fairmont To The Fairmont-Marion County Regional Airport Authority.
6. An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Ordinance No. 1803, Duly Adopted March 12, 2019, To Be Codified As Section 1765 Of The Fairmont City Code *Floodplain Regulations* So As To Maintain Compliance With The National Flood Insurance Program (NFIP) And To Ensure Receipt Of Federal Funding Or Assistance In The Event Of A Disaster.

#### B. ANNOUNCEMENTS

#### VI. CITIZENS PETITIONS

#### VII. CITY MANAGER’S REPORT

#### VIII. CONSIDERATION OF COUNCIL BUSINESS

1. Adoption, An Ordinance Of The City Of Fairmont Amending And Supplementing The Provisions Of Ordinance No. 1534, As Amended By Ordinance No. 1795, Codified As Article 920 Of Part Nine Streets,

Utilities And Public Services Code, Chapter One Streets And Sidewalk Areas Of The Fairmont City Code To Include The Essential Municipal Or Public Service Of Police Protection For Which The Funds, Moneys, And Revenues Received From The Collection Of The Charges Established By Said Article May Be Used.

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7. Adoption, An Emergency Ordinance Of The Council Of The City Of Fairmont Affirming David Sago As Acting City Manager Until Such Time As Valerie A. Means Assumes The Duties And Responsibilities As City Manager.
8. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Revising Article III, "The Manager" Of The Fairmont City Charter, And More Particularly Section 3.01 *Appointment; Qualifications; Compensation* Thereof, To Provide The City Manager With The Opportunity To Live In Certain Designated Unincorporated Areas Of Marion County, West Virginia Which Exist Outside The Corporate Limits Of The City Of Fairmont.
9. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Revising Article II, "The Council" Of The Fairmont City Charter, And More Particularly Section 2.08 *City Clerk* Thereof, To Eliminate The Requirement That The City Clerk Must Be A Resident Of The City Of Fairmont.
10. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing Ordinance No. 1771, Duly Adopted May 22, 2018, As Amended By Ordinance No. 1802, Duly Adopted February 26, 2019, Which Ordinances Provide For The City Of Fairmont's Current Pay Plan And List Of Occupational Classes For All Class Titles And Employees, To Provide For Base Pay Increase For Certain Class Pay Grades/Class Pay Titles; Certification Pay; And 1.5% Base Pay Increase For All Employees, Except City Manager And Information Technology Technician.
11. Adoption, A Resolution Of The Council Of The City Of Fairmont, West Virginia, Authorizing The Submission Of An Application With The George W. Bowers Family Charitable Trust For A Grant To Fund, In Part, The Purchase A New HVAC System In The Old Central Fire Station To Encourage Reuse As A Cultural Arts Facility In The City Of Fairmont, And If Such Grant Is Awarded, Further Authorizing The Acceptance Thereof, And Providing The City Manager With Authority To Do All

Things Reasonable And Necessary In Connection Therewith.

12. Adoption, A Resolution Of The Council Of The City Of Fairmont, West Virginia, Authorizing The Submission Of An Application With The West Virginia Department Of Highways For A Transportation Alternatives Program Grant In The Amount Of \$250,000.00 For Infrastructure Improvements, And If Such Grant Is Awarded, Further Authorizing The Acceptance Thereof, And Providing The City Manager With Authority To Do All Things Reasonable And Necessary In Connection Therewith.
13. Confirm One Councilmember Appointment, Fairmont Parks Commission, Term To End December 31, 2022. (Josh Rice)
14. Confirm One Appointment, Fairmont Parks Commission, Six-Year Term to End June 30, 2025. (Marianne Moran)

**EXECUTIVE SESSION** - Pursuant to WV Code 6-9A-4(2)(9) and City Charter Section 2.11(a)(3) – To consider matters involving or affecting the purchase, sale, conveyance or lease of real property.

## IX. ADJOURNMENT