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**FAIRMONT CITY COUNCIL
REGULAR MEETING
WEDNESDAY, MAY 11, 2022
7:00 P.M.
COUNCIL CHAMBERS
PUBLIC SAFETY BUILDING
500 QUINCY STREET
FAIRMONT, WEST VIRGINIA**

- I. CALL TO ORDER – Mayor Mainella
- II. ROLL CALL OF MEMBERS – Janet L. Keller, City Clerk
- III. OPENING CEREMONIES
 - A. Prayer/Meditation - Rev. Robin Norsworthy
 - B. Pledge Of Allegiance – Councilmember Rice
- IV. APPROVAL OF MINUTES –
 - Regular Meeting – April 26, 2022
- V. PUBLIC HEARINGS AND ANNOUNCEMENTS
 - A. PUBLIC HEARINGS
 - 1. An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of A Certain Parcel Of Real Estate Situate In The City Of Fairmont, Winfield District, Marion County, West Virginia, Containing 0.521 Acres, More Or Less, And Being Part Of Parcel 123 Of Tax Map 07 From Novelis Corporation To The City Of Fairmont For The Enhancement, Rehabilitation And Renovation Of Norwood Park; Approving The Form Of The Transactional Documents; And Authorizing The City Manager To Execute And Deliver Them On Behalf Of The City Of Fairmont; Reservation Of Rights.
 - B. ANNOUNCEMENTS

- VI. CITIZENS PETITIONS
- VII. CITY MANAGER'S REPORT
- VIII. CONSIDERATION OF COUNCIL BUSINESS
 - 1. Adoption, An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of A Certain Parcel Of Real Estate Situate In The City Of Fairmont, Winfield District, Marion County, West Virginia, Containing 0.521 Acres, More Or Less, And Being Part Of Parcel 123 Of Tax Map 07 From Novelis Corporation To The City Of Fairmont For The Enhancement, Rehabilitation And Renovation Of Norwood Park; Approving The Form Of The Transactional Documents; And Authorizing The City Manager To Execute And Deliver Them On Behalf Of The City Of Fairmont; Reservation Of Rights.
 - 2. Introduction, First Reading, Set Public Hearing, An Ordinance Authorizing The Renewal Of A Certain Letter Of Credit, No 2001-525, In An Amount Not To Exceed \$750,000.00, Issued By Wesbanco Bank To The City Of Fairmont For Purposes Of Satisfying A Portion Of The Self-Insured Security And Insurance Requirements Of The West Virginia Workers' Compensation Act For Fiscal Year 2022-2023.
 - 3. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 2.0 Definitions And Measurements* Of The Provisions Of The City Of Fairmont's Codified Planning And Zoning Code And More Particularly 2.2 Intent To Add The Following Definitions: Crematorium And Funeral Services; Savings Clause.
 - 4. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 3.0 Zoning Districts* Of The Provisions Of The City's Codified Planning And Zoning Code To Amend And Supplement The Use Chart, Table 3-A Permitted Principal Uses, To Accommodate The Changes And Thus The Permitted Uses And Conditional Uses Relating To Crematorium And Funeral Services.

5. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 4.0 Use Standards Of The Provisions Of The City's Codified Planning And Zoning Code To Create Use Standards For Crematoriums.*
6. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 2.0 Definitions And Measurements Of The Provisions Of The City Of Fairmont's Codified Planning And Zoning Code And More Particularly 2.2 Intent To Add A Definition For Animal Boarding Establishment And To Amend The Definition Animal Care Establishment; Savings Clause.*
7. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 3.0 Zoning Districts Of The Provisions Of The City's Codified Planning And Zoning Code To Amend And Supplement The Use Chart, Table 3-A Permitted Principal Uses, To Accommodate The Changes And Thus The Permitted Uses And Conditional Uses Relating To Animal Boarding Establishments And Animal Care Establishments.*
8. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 4.0 Use Standards Of The Provisions Of The City's Codified Planning And Zoning Code To Reflect That The Standards Set Forth In Section 4.44 Apply To Both Animal Boarding Establishments And Animal Care Establishments.*
9. Introduction, First Reading, Set Public Hearing, An Ordinance Amending *Article 1765 Floodplain Regulations To Eliminate The Flood Plain Determination Fee Provided By Section 1765.07(j).*
10. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Supplementing That Portion Of City Ordinance No. 1863, Which Is Codified As Section 1709.01 Of The City Code To Provide For A Certain Revision To The State Building Code Promulgated By The West Virginia State Fire Commission And Established By

Legislative Rule, Title 87, Series 4, To Be Effective August 1, 2022.

11. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Supplementing City Ordinance No. 1864 Which Is Codified As Part 17 Building And Housing Code, Article 1709 West Virginia State Building Code, Of The City Code, And Particularly, Section 1709.02 Schedule For Permit Fees And Penalties And Section 1709.03 Discretionary Provisions Thereof, To Provide For Increased Fees To Be Effective July 1, 2022, And To Accommodate The Revisions To The Standards And Requirements Of The State Building Code Promulgated By The West Virginia State Fire Commission And Established By Legislative Rule, Title 87, Series 4, Filed January 7, 2022, And To Be Effective August 1, 2022.
12. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Supplementing That Portion Of Ordinance No. 403, As Amended By Ordinance No. 1365, Ordinance No. 1486, Ordinance No. 1624, Ordinance No. 1701, And Ordinance No. 1881, Which Is Codified As Part 15 Fire Prevention Code, Article 1507, Bureau For Fire Prevention, Section .07 State Code And Fire Marshal Rules, Of The Code Of The City Of Fairmont, To Provide For The Adoption Of The Standards And Requirements Set Out In Title 87 Legislative Rule, Fire Commission, Series 1 Fire Code, And Established And Adopted By The State Of West Virginia, To Be Effective August 1, 2022, Excluding However All Standards And Requirements Directed To The Operation Of Local Fire Departments, If Any.
13. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 8.0 Administration, Appeals And Enforcement* Of The Provisions Of The City's Codified Planning And Zoning Code To Create A Fees Section To Be Codified As Section 8.11 And To Create A Zoning Permit Fee Of \$20.00.
14. Adoption, A Resolution Of The Council Of The City Of Fairmont, West Virginia, Supporting West Virginia's Veterans And Opposing Any Plan Or Recommendation That Will Cause The Loss Of Access To VA Facilities Or The Healthcare Services They Provide.

15. Adoption, A Resolution Of The Council Of The City Of Fairmont Providing For The Initial Allocation Of The City Of Fairmont's America Rescue Plan Act (ARPA) Funding Allocation.
16. Adoption, A Resolution Of The Council Of The City Of Fairmont Approving The Terms And Conditions Of That Certain Memorandum Of Understanding Dated May _____, 2022, By, Between And Among The City Of Fairmont, As The Real Property Manager Of The Fairmont Coke Works Site, Marion Regional Development Corporation, And The State Of West Virginia Department Of Environmental Protection, Trustee Of The Fairmont Coke Works Site, And Providing The City Manager With The Authority To Execute And Deliver Said Agreement On Behalf Of The City Of Fairmont.

IX. ADJOURNMENT