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FAIRMONT CITY COUNCIL
REGULAR MEETING
TUESDAY, OCTOBER 26, 2021
7:00 P.M.

COUNCIL CHAMBERS
PUBLIC SAFETY BUILDING
500 QUINCY STREET
FAIRMONT, WEST VIRGINIA

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- I. CALL TO ORDER – Mayor Mainella
- II. ROLL CALL OF MEMBERS – Janet L. Keller, City Clerk
- III. OPENING CEREMONIES

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- A. Prayer/Meditation - Rev. Richard Bowyer
- B. Pledge Of Allegiance – Councilmember Bolyard
- C. Friendly City Spotlight Award(s)

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- IV. APPROVAL OF MINUTES –
Regular Meeting – October 12, 2021

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- V. PUBLIC HEARINGS AND ANNOUNCEMENTS
- A. PUBLIC HEARINGS

- 1. An Ordinance An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of Those Certain Parcels Of Real Estate Situate In The City Of Fairmont, Marion County, West Virginia, To-Wit:

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Description	District	Map / Parcel	Address
Blk 4 Lt 3 Wiley Add Carter St	Union City	10 /174	553 Carter St
Blk 1 Lt 7 Oliver Ave	Fairmont City	26 /133	613 Oliver Ave

From Matthew A.B. Serian And Brian E. Carpenter, Respectively, To The City Of Fairmont; Providing For And Authorizing The Conveyance And Transfer Of Said Parcel

Of Real Estate From The City Of Fairmont To An Unidentified Subsequent Purchaser In Accordance With The City Of Fairmont's Approved Home Rule Plan And The Ordinances And Resolutions Adopted Thereunder; And Authorizing The City Manager To Execute And Deliver The Transactional Documents On Behalf Of The City Of Fairmont; Ratification.

2. An Ordinance Providing For The Public Auction Of Surplus Personal Property Of The City Of Fairmont; Reservation Of Rights.
3. An Ordinance Of The Council Of The City Of Fairmont Amending And Supplementing *Article 2.0 Definitions And Measurements* Of The Provisions Of *Clearzoning*, The City's Codified Planning And Zoning Code To Amend, Supplement And Add Additional Definitions For 1) Accessory Dwelling Unit And 2) Clinics, Medical Or Dental, And Further To Create An Exemption For Residential Garage Doors From The Transparency Requirements Of Section 2.3.5 Thereof.
4. An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of The Following Parcels Of Real Estate To Michael Marino And/Or A-One General Contracting Pursuant To The City Of Fairmont's Approved Home Rule Plan And The Ordinances Adopted Thereunder; And Authorizing The City Manager To Execute And Deliver A Deed Of Conveyance And Any Other Necessary Transactional Document On Behalf Of The City Of Fairmont:

<u>Description</u>	<u>Map / Parcel</u>	<u>Address</u>
BLK 10 PT LT 10 (30X60)	03-40 / 177	219 Bellview Avenue
PCL (5628 SQ FT) (2 BLDGS)	05-07 / 343	501 State Street
BLK 14 LOT 26 & Coal	03-02 / 98	420 Walnut Avenue
BLK 14 LOT 25 Walnut Ave	03-02 / 99	422 Walnut Avenue

B. ANNOUNCEMENTS

VI. CITIZENS PETITIONS

VII. CITY MANAGER'S REPORT

1. Marion County Humane Society Presentation

VIII. CONSIDERATION OF COUNCIL BUSINESS

1. Adoption, An Ordinance Amending And Revising Article V, *Financial Procedures*, Of The Fairmont City Charter, And More Particularly Section 5.09 *Amendments After Adoption* Thereof, To Eliminate The Requirement That Revisions To The Adopted Annual City Budget Must Be Approved By Council By Ordinance And To Permit That Such Revisions To The Adopted Annual City Budget Be Approved By Council By Resolution.
2. Adoption, An Ordinance An Ordinance Of The Council Of The City Of Fairmont Providing For And Authorizing The Transfer And Conveyance Of Those Certain Parcels Of Real Estate Situate In The City Of Fairmont, Marion County, West Virginia, To-Wit:

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6. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont, West Virginia, Approving The Terms And Conditions Of That Certain Agreement By And Between Allied Waste Services Of North America, LLC, D/B/A Republic Services Of North America, LLC, D/B/A Republic Services Of West Virginia And The City Of Fairmont Dated The _____ Day Of _____ 2021, Which Agreement Provides For The Removal, Collection, And Disposal Of Solid Waste And Recycling Of Certain Waste Materials, And Further Authorizing And Empowering The City Manager To Execute Said Agreement On Behalf Of The City Of Fairmont; Ratification.
7. Adoption, A Resolution Of The Council For The City Of Fairmont Endorsing The Annual Feast Of The Seven Fishes Festival Sponsored By Main Street Fairmont, Inc., To Be Held In The City Of Fairmont's Downtown Historic District Thursday, December 9, 2021 Through Saturday, December 11, 2021.
8. One Re-Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2024.
9. One Re-Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2024.
10. One Re-Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2023.

11. One Re-Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2022.
12. One Re-Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2022.
13. One Appointment, Arts and Humanities Commission, Unexpired Term To End June 30, 2024.
14. One Re-Appointment, Fairmont Human Rights Commission, Three-Year Term Ending November 15, 2024.
15. One Re-Appointment, Fairmont Human Rights Commission, Three-Year Term Ending November 15, 2024.
16. One Appointment, Fairmont Human Rights Commission, Three-Year Term Ending November 15, 2024.
17. One Appointment, Fairmont Human Rights Commission, Three-Year Term Ending November 15, 2024.

EXECUTIVE SESSION – Pursuant To WV Code §6-9A-4(b)(2)(A) And City Charter 2.11 (a)(1)A – To Consider Matters Arising From The Appointment, Employment, Retirement, Promotion, Transfer, Demotion, Disciplining, Resignation, Discharge, Dismissal or Compensation Of A City Officer.

IX. ADJOURNMENT