

FAIRMONT CITY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 14, 2022
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
 - A. Prayer/Meditation - Fr. Jojan Joseph
 - B. Pledge Of Allegiance – Councilmember Bolyard
- IV. APPROVAL OF MINUTES –

Regular Meeting – May 24, 2022
- V. PUBLIC HEARINGS AND ANNOUNCEMENTS
 - A. PUBLIC HEARINGS
 1. An Ordinance Of The Council For The City Of Fairmont Authorizing The Purchase Of A Revised Parcel Of Real Estate Of Approximately 6.57 Acres, More Or Less, From CSX Transportation, Inc., For The Development Of The West Fairmont Rail-Trail System, Approving The Form Of The Purchase Sale Agreement And Authorizing And Empowering The City Manager To Execute And Deliver Said Agreement On Behalf Of The City Of Fairmont, And To Do All Things Reasonable And Necessary In Connection Therewith; Reservation Of Rights.
 2. An Ordinance Amending And Supplementing Ordinance No. 1814, Adopted May 14, 2019, Which Is Codified As Part 9

Streets, Utilities And Public Services Code, Article 929 Water Regulations And Charges Of The City Code, And Particularly, Section 929.01 Water System Charges And Fees, To Provide For Increased Charges And Fees To Be Initially Effective 45 Days After Passage.

3. An Ordinance Of The City Of Fairmont To Provide For Increased Rates, Fees And Charges For The Use Of The City Of Fairmont's Sewage System For All Classes Of Customers, To Be Codified As Fairmont City Code Article 925 "Sewer Charges", And More Particularly Section 925.02 "Rates, Fees And Charges" Thereof, Which Rates, Fees And Charges Are To Be Initially Effective 60 Days After Passage.
4. An Ordinance Amending And Supplementing That Certain Portion Of Ordinance No. 1338, Adopted March 14, 2006, Which Is Codified As Part 9 Streets, Utilities And Public Services Code, Article 945 Stormwater Rates, Fees And Charges Of The City Code, And Particularly, Section 945.04 Fees, To Provide For Increased Fees To Be Initially Effective 45 Days After Passage.

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 Authorizing The Purchase Of A Revised Parcel Of Real Estate Of Approximately 6.57 Acres, More Or Less, From CSX Transportation, Inc., For The Development Of The West Fairmont Rail-Trail System, Approving The Form Of The Purchase Sale Agreement And Authorizing And Empowering The City Manager To Execute And Deliver Said Agreement On Behalf Of The City Of Fairmont, And To Do All Things Reasonable And Necessary In Connection Therewith; Reservation Of Rights.
2. Adoption, An Ordinance Amending And Supplementing Ordinance No. 1814, Adopted May 14, 2019, Which Is Codified As Part 9 Streets, Utilities And Public Services Code, Article 929 Water Regulations And Charges Of The

City Code, And Particularly, Section 929.01 Water System Charges And Fees, To Provide For Increased Charges And Fees To Be Initially Effective 45 Days After Passage.

3. Adoption, An Ordinance Of The City Of Fairmont To Provide For Increased Rates, Fees And Charges For The Use Of The City Of Fairmont's Sewage System For All Classes Of Customers, To Be Codified As Fairmont City Code Article 925 "Sewer Charges", And More Particularly Section 925.02 "Rates, Fees And Charges" Thereof, Which Rates, Fees And Charges Are To Be Initially Effective 60 Days After Passage.
4. Adoption, An Ordinance Amending And Supplementing That Certain Portion Of Ordinance No. 1338, Adopted March 14, 2006, Which Is Codified As Part 9 Streets, Utilities And Public Services Code, Article 945 Stormwater Rates, Fees And Charges Of The City Code, And Particularly, Section 945.04 Fees, To Provide For Increased Fees To Be Initially Effective 45 Days After Passage.
5. Introduction, First Reading, Set Public Hearing, An Ordinance Amending And Supplementing Part Three – Traffic Code, Chapter Five–Vehicular Operations, Article 351 Licensing Of The Fairmont City Code, And More Particularly Section 351.02 Registration Card Thereof, To Provide For And Meet Certain Changes Made In The Laws Of The State Of West Virginia And Effective June 5, 2022.
6. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council Of The City Of Fairmont Providing For The Lease Of A Parcel Of Real Estate Owned By The City Of Fairmont, Situate In The City Of Fairmont, Fairmont District, Marion County, West Virginia, Consisting Of 6,004.89 Square Feet, More Or Less, To New Generation Barber Academy LLC, A West Virginia Limited Liability Company, For Use As A Motor Vehicular Parking Lot.
7. Introduction, First Reading, Set Public Hearing, An Ordinance Of The Council For The City Of Fairmont Amending Ordinance No. 1758 Duly Adopted February 23, 2018, To Provide For A Modification Of The Use Covenant Relating To Certain Property Described As 3.96 Acres Diamond Street, And Being Parcel 362, Of Marion County Tax Map 05-10, Which Covenant Is Contained In That Certain Agreement By And Between The City Of Fairmont

And The Marion Regional Development Corporation, In Order To Permit All Uses Of The Property Consistent With The City Of Fairmont's Planning And Zoning Code.

8. Introduction, First Reading, Set Public Hearing, 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 Tyrell Louk And Leeann Nuzum Pursuant To 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 A Deed Of Conveyance And Any Other Necessary Transactional Documents On Behalf Of The City Of Fairmont:

<u>Description</u>	<u>Map / Parcel</u>	<u>Address</u>
Pt Lot Chestnut Street	03-29/ 44	139 Chestnut St
½ Lot 104 Jefferson Street	03-29/ 45	139 ½ Chestnut St

9. Adoption, A Resolution Providing For An Amendment To The City Of Fairmont's 2021-2022 Annual Budget: General Fund.
10. Adoption, A Resolution Providing For An Amendment To The City Of Fairmont's 2021-2022 Annual Budget: Coal Severance.
11. Adoption, A Resolution Of The Council Of The City Of Fairmont, West Virginia, Authorizing The Submission Of An Application To The West Virginia Division Of Highways For A Transportation Alternative Program Grant For Sidewalk Design Or Construction For The Locust Avenue Sidewalk Project From Bell Run Road To Sands Drive, 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 Opposing Truck Size Or Weight Increases.
13. One Appointment, Fairmont Airport Authority, Unexpired Term Ending October 1, 2022.

14. One Appointment, Board of Zoning Appeals, Three-Year
Term Ending January 1, 2025.

IX. ADJOURNMENT