AGENDA FOR THE REGULAR MEETING OF PARKERSBURG
CITY COUNCIL FOR TUESDAY, APRIL 17, 2012, 7:30 PM
SECOND FLOOR, COUNCIL CHAMBERS, MUNICIPAL BUILDING

I. CALL TO ORDER – Council President, Tom Joyce

II. PRAYER

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

V. MINUTES – Regular Council meeting held April 10, 2012

VI. REPORTS FROM STANDING OR SPECIAL COMMITTEES

VII. MESSAGE FROM THE EXECUTIVE

A. Proclamation – by Mayor Robert Newell designating the first week in May as Youth Week, offered by Elks, USA, David N. Roberts, Exalted Ruler.

B. Communication from Mayor Robert Newell appointing Ms. Linda Florence, 1109 Ann Street, Parkersburg, WV, to the Juliana Architectural Review Board through December 31, 2015.

VIII. PUBLIC FORUM

IX. OLD BUSINESS

A. To hear and consider objections to the budget estimate for fiscal year 2012/2013;
B. To receive, file and approve the State Tax Commissioner's approval of Levy Estimate;
C. To lay the levy rates.

X. RESOLUTIONS

1. Resolution authorizing Mayor Robert Newell to submit a grant to the JAG program, $28,838.00, (no match) for the Police Department to purchase police radios. (Sponsored by: Councilmen Wilcox, Tallman, Reed, Sandy, and Rockhold)

2. Resolution authorizing Mayor Robert Newell to submit a grant request in the amount of $25,000.00 for arson training and equipment for the Fire Department, and $25,000.00 for fire safety education, 10% match required. (Sponsored by Councilmen Joyce, Rockhold, Sandy, Wilcox, and Reed)

"next page"

XI. ORDINANCE, FINAL READING:

3. An ordinance to rezone the southerly half of City Map 62, parcel 301 (formerly parcels 302, 303, 304, 305, 314, 314A, 315, 316, and part of C) from R-4 to B-2. (these parcels were part of the old Stork Bakery located at 19th and Lynn Street) Sponsored by the Municipal Planning Commission.

XII. ADJOURNMENT

NOTE – NEXT COUNCIL MEETING IS MAY 15TH, 2012

CASTO & HARRIS, INC., SPENCER, WV RE-ORDER NO. 1935-09

The Council of the City of Parkersburg met Tuesday, April 10, 2012, at 7:30 PM in the Council Chambers on the second floor or the Municipal Building at One Government Square, Parkersburg WV 26101.

The meeting was called to order by Council President, Tom Joyce, who presided over the meeting. Councilman Brad Kimes led the Lord's Prayer and Pledge of Allegiance, and the clerk noted the attendance, as follows: Those present included Councilmen Nancy Wilcox, Sharon Lynch, Brad Kimes, John Sandy, Sharyn Tallman, Mike Reynolds, John Rockhold, Jim Reed, and Tom Joyce.

MINUTES – Mr. Sandy moved, seconded by Mr. Reynolds, to approve the minutes from the regular meeting held March 27, 2012, and the motion was adopted by unanimous vote.

REPORTS FROM STANDING OR SPECIAL COMMITTEES – Ms. Lynch reported that the Personnel Committee met prior to this council meeting and discussed health insurance and fire department hours.

MESSAGE FROM THE EXECUTIVE – Mayor Robert Newell told Council he and staff were prepared to answer any questions they may have concerning the floodwall, and Mr. Dave Humphries from the Army Corps of Engineers is in attendance also. From a previous list of questions from Councilman Sandy, Mayor Newell told Council we have spent $25,000.00 in repairs to the wall in the past ten years. Last year we had no money to repair any breach we may have, but with the storm water money, we now have $560,000.00. The Corps have estimated there could be $311,000,000.00 in case of a devastating flood.

Some of our logs have never been used, but the cost to replace an aluminum log 6" x 8" x 7' is $650.00, and we have 13 gates. There are 117 logs in gate #10 at Point Park, which would cost $76,000.00 to replace the entire gate, he said. We re-build our pumps, but to replace two 250 horse power, 3 phase electric pumps are $100,000.00 each; two 200 horse power, $90,000.00 each; and two 150 horse power, $75,000.00 each.

Our last complete examination of the wall was done July, 2011, as a routine inspection performed every year, and in 2009, we had an in-depth inspection, which is performed every five years.

Mayor Newell said we have estimated that to levy the fee on all residents of Parkersburg would bring an additional $400,000.00.

Mr. Dave Humphries then spoke to Council, and said he had been with the Corps for 30 years. He inspects 62 miles of walls in the Huntington District, and he said he has no interest in how any cities or towns funds the operation and maintenance of the system. The Corps interest is that the system is maintained to the best they can be, and that we be in a state of readiness during a flood.

There are acceptable systems, and unacceptable systems, he said. Some towns have given up on maintenance and have no protection. You would have to have a grade of 95 to 100% to get the best rating, and that is a very high standard, and none of their systems have an acceptable standard. Over time there are issues, but it is not their interest how we fund the system.

Councilman Sandy called attention to a sentence in the last report from the Corp which said if progress is not made we would be ineligible from the program. Mr. Humphries said that was not likely, and that language was placed in every stock letter, and it means there is an urgency to correct a problem. He said he did not believe Parkersburg would be removed due to inactivity. He said that was very terse language, and would have been used for anyone who was not making progress.

Councilman Rockhold asked about other locks and dams that have been built since the floodwall was built. Mr. Humphries said that you can remove flood risk by control with reservoirs which store water, or you could exclude water with a levy, and improve how the water gets through with a channel project. The floodwalls were built as a reaction to the 1937 flood, and we have built lakes since that time. Now, they estimate there would be 1000 year occurrences.

Councilman Reed asked how our system was compared to other cities, and Mr. Humpries said our system would have to be, in terms of the sophistication of our staff and how it is taken care of, we would be in the upper part of the inventory. During flood season, he worries about some towns, but he said he did not worry about Parkersburg because we have had the system in the top part as far as risk readiness.

MESSAGE FROM THE EXECUTIVE – the clerk presented a communication from Mayor Robert Newell re-appointing Ms. Judy Peters, Parkersburg, WV to the Board of Commissioners for the Parkersburg Housing Authority through April 24, 2017.

MOTION – Mr. Sandy moved, seconded by Ms. Lynch, to approve the re-appointment, and the motion was adopted by unanimous vote.

PUBLIC FORUM – Mr. Jerry Baughman, 29th Street, asked about the condition of the gates across Murdoch Avenue. Mr. Edman said we inspect and inventory that gate annually, but we do not install it because of the time and traffic issue.

MOTION – Ms. Wilcox moved, seconded by Mr. Rockhold, to combine and approve the following four resolutions:

1. Resolution adopting the 2012 CDBG budget ($848,862.00); and 2012 HOME budget ($333,625.00) (Sponsored by the Finance Committee)

2. Resolution amending the 2008, 2009, 2010 and 2011 Consolidated Plan and Budget for the HOME Program, moving $241,013.24 into the 2011 SHOP line item from Owner Occupied Rehab. (Sponsored by the Finance Committee)

3. Resolution amending the 2007, 2008, and 2011 Consolidated Plan and Budget for CDBG, moving funds from Targeted Neighborhood Revitalization to Demolitions ($65,000.00) and Smoke Detector Program ($5,000.00). (Sponsored by the Finance Committee)

4. Resolution requesting approval for a budget revision in the general fund in the amount of $41,631.00 from incoming grants and donations going to Development, Police, Sanitation and Fire Departments. (Sponsored by the Finance Committee)

VOTE – the motion was adopted by unanimous vote.

ORDINANCE, FINAL READING:

AN ORDINANCE ESTABLISHING A VACANT BUILDING REVITALIZATION BUSINESS AND OCCUPATION TAX CREDIT PROGRAM

The Council of the City of Parkersburg hereby ordains that a vacant building revitalization Business and Occupation Tax Credit shall and hereby is established and as follows:

Vacant Building Revitalization Business and Occupation Tax Credit Program

(a) **Purpose** The purpose of this program is to encourage the rehabilitation, revitalization, re-occupancy and use of vacant commercial and industrial buildings in the City of Parkersburg and is intended as an incentive to new occupancies and business growth through a business and occupation tax credit.

(b) **Definitions**

1. A building is a structure as set forth and defined in Section 1327.02 (81) of the City Code.
2. A commercial or industrial building is considered vacant unless at least twenty-five percent (25%) of the total square footage of the building is rented to and utilized by a lessee or sub-lessee to conduct its customary business or industrial operations and or is used by the property owner to conduct its customary business or industrial operations and such vacancy shall have continued for a period of at least two (2) years.
3. A new building or one that is under construction or which has merely been vacated for the purpose of renovation or rehabilitation is not considered vacant.
4. Rehabilitation and revitalization means capital investment in a vacant building to improve or modernize such existing and vacant building and which improvement or modernization has a useful life of at least five (5) years at the time it is placed into service or use.

(c) **Qualifying Requirements and Amount of Credit**

1. A business shall be deemed eligible which owns or leases a vacant building for a commercial, business or industrial use and which building is located within the City of Parkersburg.
2. The tax credit may only be taken when an otherwise qualifying business files the required business and occupation tax return on or before the required due date. If said return is not filed timely then the credit will be disallowed for the time period in which the return is delinquent.
3. The maximum credit allowed shall not exceed the total cost of the capital investment made in the rehabilitation, revitalization and modernization of the then vacant building.
4. The qualifying business shall submit an application to the Finance Director of the City for preliminary approval prior to the completion of its rehabilitation and revitalization project. Further said qualifying business shall provide such written documentation of the actual capital investment made and as may be needed and requested by the Finance Director for his or her approval prior to said business receiving any such permitted tax credit.
5. The Finance Director shall have full authority and discretion to grant or deny an application made pursuant to the provisions of this section.
6. The qualifying business will be permitted a tax credit up to one hundred percent (100%) of its business and occupation tax liability annually for a period of five (5) consecutive years from and after such capital improvement is placed into service or the building is occupied, whichever first occurs, but in no event shall said credit exceed the total cost of its actual expended capital investment in said building.

MOTION – Mr. Reed moved, seconded by Ms. Wilcox, to adopt the ordinance on final reading, and the motion was adopted by unanimous vote.

CASTO & HARRIS, INC., SPENCER, WV RE-ORDER NO. 1635-08

ORDINANCE, FINAL READING:

PERSONNEL POLICIES & PROCEDURES

SUBJECT
DRUG AND ALCOHOL TESTING POLICY

EFFECTIVE DATE
05/01/2012

OBJECTIVE:

The City of Parkersburg is firmly committed to provide its employees with a safe work place and to promote high standards of employee health and safety. The City's intent is to establish and maintain a work environment that is free from the effects of alcohol and drug abuse. A drug and alcohol free work environment is especially important to the work force of the City of Parkersburg due to our basic responsibility to serve the public safely and without interruption. As with all policies, it is a condition of employment that each employee abides by the terms of this policy. The City of Parkersburg hopes to prevent employees whose skills and/or judgment may be impaired by the use of drugs and/or alcohol from endangering their own safety, the safety of other employees, or the public safety, and hereby adopts this policy for that purpose.

SCOPE:

This policy applies to all employees of the City of Parkersburg.

APPLICABLE STANDARDS:

It is the intent of this policy to comply with the City of Parkersburg's Drug and Alcohol Abuse policy.
Policy:

(1) While the City of Parkersburg has no intention of intruding into the private lives of its employees, the City does expect employees to report to work in condition to perform their duties.
(2) The illegal manufacture, distribution, possession, or use of controlled substances while on-the-job or on City property is prohibited and will result in disciplinary action, which may include discharge.
(3) The illegal manufacture, distribution, or dispensation of controlled substances off-duty and off city property is prohibited and will result in disciplinary action, which may include discharge.
(4) The illegal possession and use of controlled substances off-duty and off city property is not acceptable, as it can adversely affect on-the-job performance and the confidence of the public in the City's ability to meet its responsibilities. Such use or possession will result in disciplinary action, which may include discharge.
(5) The illegal use of alcohol while on-the-job or on city property and the off-duty use of alcohol that adversely affects an employee's job performance, or the public perception of the City, is not acceptable. If such use is discover by the City (other than when it is reported by an employee seeking help), it will result in disciplinary action, which may include discharge.
(6) Employees undergoing prescribed medical treatment with a drug or controlled substance which has potential for affecting performance or showing positive on a test procedure must report this treatment to their supervisor. The use of such substances as part of a prescribed medical treatment program is not grounds for disciplinary action. However, reporting for work and not reporting the use of a drug or controlled substance may be grounds for disciplinary action, which may include discharge.
(7) The City will make reasonable efforts to assist employees in overcoming drug and alcohol problems. Employees who **voluntarily** request assistance in dealing with such problems, may usually participate in a rehabilitation program on a confidential basis without jeopardizing their continued employment, provided they cease any and all involvement with alcohol, narcotics, drugs, or other controlled substances. The Personnel Department will refer employees to an appropriate treatment source. Employees will be eligible for sick pay allowance up to the limits of his/her entitlement when enrolled in a treatment program, in accordance with existing City policies.
(8) All applicants being offered employment will be screened for the presence of illegal drugs or alcohol. A positive drug or alcohol test will disqualify the applicant for employment. No permanent record will be kept for any applicant who decides to withdraw his/her application because of the testing requirement prior to testing.
(9) Each employee will notify the City of any drug or alcohol statute conviction no later than five (5) days after such conviction. Disciplinary action will be taken, which may include discharge.

REQUIREMENTS AND PROCEDURES

The purpose of this document is to establish procedures for the administration of the City of Parkersburg's Drug and Alcohol Testing Program.

All actions taken in accordance with this program as a result of a failed drug or alcohol test will be applied consistently regardless of the age, sex, race, religion, national origin, or handicap of the affected employee.

I. APPLICABILITY, SCOPE AND COMPLIANCE

This policy applies to all employees of the City of Parkersburg.

The City of Parkersburg's Drug and Alcohol Abuse Policy (the "policy") provides for drug and alcohol testing of City employees to ensure a safe work environment.

All employees of the City will be required to submit to applicable random, post-accident / incident, post-shooting, reasonable cause and post-rehabilitation drug and alcohol testing. All employees subject to drug and alcohol testing, as outlined in this policy, have been provided a copy of the Drug and Alcohol Abuse Policy. Each employee subject to this testing program must acknowledge receipt and understanding of the provisions contained herein.

II. DEFINITIONS

- "*Accident*" is defined as (1) an occurrence involving a City motor vehicle or a personal vehicle while on City time or conducting City business; or (2) a work-related incident resulting in damage to City property or injury to an employee (themself or other employee).

Council,

Journal pages 294-300 are the Drug And Alcohol Policy in full and not Included in these copies.

Connie

CASTO & HARRIS, INC., SPENCER, WV RE-ORDER NO. 1635-08

Initial Test		Initial Test Cutoff Concentration (Instant Testing)	Initial Test Cutoff Concentration (Regular Testing)	Confirmatory Test Cutoff Concentration (GC/MS)
Amphetamines	**AMP**	50 ng/mL	500 ng/mL	250 ng/mL
Barbiturates	**BAR**	300 ng/mL	300 ng/mL	200 ng/mL
Benzodiazepines	**BZO**	50 ng/mL	300 ng/mL	300 ng/mL
Cocaine	**COC**	20 ng/mL	150 ng/mL	100 ng/mL
Meth-amphetamines	**mAMP / MET**	50 ng/mL	500 ng/mL	250 ng/mL
Methadone	**MTD**	75 ng/mL	300 ng/mL	300 ng/mL
Opiates	**OPI**	40 ng/mL	2000 ng/mL	2000 ng/mL
Oxycodone	**OXY**	50 ng/mL	300 ng/mL	300 ng/mL
Phencyclidine	**PCP**	10 ng/mL	25 ng/mL	25 ng/mL
Marijuana	**THC**	12 ng/mL	50 ng/mL	15 ng/mL
Alcohol		> 0.02% BAC	> 0.04% BAC	> 0.04% BAC

* Concentrations are expressed in nanograms per milliliter (ng/mL).

MOTION – Ms. Lynch moved, seconded by Ms. Wilcox, to adopt the ordinance on final reading, and the motion was adopted by unanimous vote.

ORDINANCE, FIRST READING:

AN ORDINANCE TO REZONE THE SOUTHERLY HALF OF CITY TAX MAP 62, PARCEL 301 (FORMERLY PARCELS 302, 303, 304, 305, 314, 314A, 315, 316 AND PART OF C) FROM A RESIDENTIAL (R-4) ZONE TO A BUSINESS (B-2) ZONE

MOTION – Ms. Lynch moved, seconded by Mr. Kimes, to adopt the ordinance on first reading, and the motion was adopted by unanimous vote.

ORDINANCE, FIRST READING:

AN ORDINANCE REPEALING IN ITS ENTIRETY ARTICLE 783, FLOODWALL MAINTENANCE FEES, OF THE CODIFIED ORDINANCES OF THE CITY OF PARKERSBURG

MOTION – Mr. Sandy moved, seconded by Ms. Tallman, to adopt the ordinance on first reading.

MOTION TO REFER – Mr. Rockhold moved, seconded by Mr. Sandy, to refer the ordinance to the Public Works Committee, then to the Finance Committee, and the motion was adopted by majority vote, as follows:

VOTING 'YES' – Mr. Kimes, Mr. Sandy, Mr. Reynolds, Mr. Rockhold, Mr. Reed.
VOTING 'NO' – Ms. Wilcox, Ms. Lynch, Ms. Tallman, and Mr. Joyce.

The meeting adjourned at 8:00 PM

Connie Shafer
City Clerk

Council President

Parkersburg Elks Lodge #198
515 Market Street Rear
P.O. Box 555, Parkersburg, WV. 26102

David N. Roberts, Exalted Ruler James L. Perkins Sr. PER, Secretary

Mayor and City Council,

My name is James L. Perkins Jr. and I am the Trustee Chairman of the Parkersburg Elks Lodge, I am asking if the Representatives of our City Government could sign our Proclamation stating that the first week in May will be recognized as Youth Week. I have included two copies of this Proclamation one is for your official records and the second copy can be sent back to us with the self addressed stamped envelope that I have also included. My apology for not being able to be here for your meeting, but employment obligations would not allow me to attend. I also want to offer my sincere thanks for helping with this matter.

Fraternally,

James L. Perkins Jr.
Trustee Chairman
Parkersburg Elks Lodge

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Parkersburg Elks Lodge #198

David N. Roberts, Exalted Ruler James L. Perkins Sr. PER, Secretary

WHEREAS, The Benevolent and Protective Order of Elks has designated May 1-7, as Youth Week to honor America's Junior Citizens for their accomplishments, and to give fitting recognition of their services to Community, State and Nation; and,

WHEREAS, Parkersburg Elks Lodge #198 will sponsor an observance during that week in tribute to the Junior Citizens of this Community; and,

WHEREAS, no event could be more deserving of our support and participation than one dedicated to these young people who represent the nation's greatest resource, and who in the years ahead will assume the responsibility for the advancement of our free society; and,

WHEREAS, our Youth need guidance, inspiration and encouragement which we alone can give in order to help develop those qualities of character essential for future leadership; and go forth to serve America; and,

WHEREAS, to achieve this worthy objective we should demonstrate our partnership with Youth, our understanding of their hopes and aspirations and a sincere willingness to help prepare them in every way for the responsibilities and opportunities of citizenship:

NOW THEREFORE, I Robert Newell, Mayor and We the undersigned City Council of Parkersburg, do hereby proclaim the first week in May as Youth Week, and urge all departments of government, civic fraternal and patriotic groups, and our citizens generally, to participate wholeheartedly in its observance.

Mayor of Parkersburg, WV
Robert Newell

District #1 Nancy Wilcox	District #2 Sharon Lynch	District #3 D. Bradley Kimes
District #4 John R. Sandy	District #5 Sharyn Tallman	District #6 Mike Reynolds
District #7 Tom Joyce	District #8 John W. Rockhold III	District #9 W. James Reed, President

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Mayor Robert D. Newell

CITY OF PARKERSBURG
ONE GOVERNMENT SQUARE
P.O. BOX 1627
PARKERSBURG, WV 26102

April 12, 2012

Council President, Tom Joyce, and
All Members of City Council

Dear Councilmen:

There is a vacancy on the Julia Ann Architectural Review Board, and I hereby appoint Ms. Linda Florence, 1109 Ann Street, to fill that vacancy for a term to expire December 31, 2015.

I would appreciate your confirmation of this appoint when you meet Tuesday, April 17, 2012.

Thank you.

Sincerely,

Robert D. Newell/cs

Robert D. Newell
Mayor

B

State of West Virginia

Office of the State Auditor
Glen B. Gainer III
State Auditor
www.wvsao.gov

Building 1, Room W-100
Charleston, West Virginia 25305
Telephone: (304) 558-2251
FAX: (304) 558-5200

200 West Main Street
Clarksburg, West Virginia 26301
Telephone: (304) 627-2415
FAX: (304) 627-2417

March 30, 2012

NOTICE OF APPROVAL OF THE LEVY ESTIMATE
(BUDGET)

To: Municipality of Parkersburg

In accordance with the provisions of Chapter 11, Article 8, of the West Virginia Code, as amended, the State Auditor of West Virginia hereby approves your Levy Estimate (Budget) for the fiscal year beginning July 1, 2012.

I find that any levy rates to be imposed in excess of those prescribed by the West Virginia Constitution were legally authorized by a vote of the people.

With this written approval, the levying body shall meet on the third Tuesday in April (April 17) to hear and consider any objections and to officially adopt the levy rates for property taxation. The clerk/recording officer, within three days of such meeting, shall prepare and forward to the State Auditor the officially adopted levy rates and levy order.

If you have any questions, please do not hesitate to contact me at 304-627-2415 or 1-877-982-9148 extension 5114, Shellie Humphrey extension 5114, Mary Ann Claytor extension 5118, or Karen Drain extension 5101.

Sincerely,
Glen B. Gainer III
WV State Auditor

By: Ora L. Ash, Director
Local Government Services Division

MUNICIPALITY OF PARKERSBURG, WEST VIRGINIA
LEVY ORDER AND RATE SHEET
2012 - 2013

The following is a true copy from the record of orders entered by this entity on the 17th day of April, 2012.

SIGNATURE: _____

Municipal Clerk or Recorder

Current Year		**Column E** Certificate of Valuation Assessed Value for Tax Purposes	**Levy Rate/$100**	**Taxes Levied**
Class I				
	Personal Property	$ 0	12.500	$ 0
	Public Utility	0		0
Total Class I		$ 0		$ 0
Class II				
	Real Estate	$ 398,831,640	25.000	$ 997,079
	Personal Property	109,320		273
Total Class II		$ 398,940,960		$ 997,352
Class IV				
	Real Estate	$ 277,235,520	50.000	$ 1,386,178
	Personal Property	178,628,225		893,141
	Public Utility	58,842,831		294,214
Total Class IV		$ 514,706,576		$ 2,573,533
Total Value & Projected Revenue		$ **913,647,536**		$ **3,570,885**

Less Delinquencies, Exonerations & Uncollectable Ta	4.75%	169,617
Less Tax Discounts	2.00%	68,025
Less Allowance for Tax Increment Financing - see worksheet (Subtracted from regular current expense taxes levied only)		4,483
Total Projected Property Tax Collection		**3,328,760**
Less Assessor Valuation Fund (Subtracted from regular current expense taxes levied only)	**2.00%**	66,575
Net Amount to be Raised by Levy of Property Taxes For Budget Purposes		$ **3,262,185**

MUNICIPALITY OF PARKERSBURG, WEST VIRGINIA
LEVY ORDER AND RATE SHEET SUPPLEMENT
Mid-Ohio Valley Mass Transit
2012 - 2013

The following is a true copy from the record of orders entered by this entity on the 17th day of April, 2012.

SIGNATURE: _____

		Column E Certificate of Valuation Assessed Value for Tax Purposes	Levy Rate/$100	Taxes Levied
Current Year				
Class I				
	Personal Property	$ 0	5.518	$ 0
	Public Utility	0		0
Total Class I		$ 0		$ 0
Class II				
	Real Estate	$ 398,831,640	11.036	$ 440,151
	Personal Property	109,320		121
Total Class II		$ 398,940,960		$ 440,272
Class IV				
	Real Estate	$ 277,235,520	22.072	$ 611,914
	Personal Property	178,628,225		394,268
	Public Utility	58,842,831		129,878
Total Class IV		$ 514,706,576		$ 1,136,060
Total Value & Projected Rev.		$ 913,647,536		1,576,332
	Less Delinquencies, Exonerations & Uncollect		4.75% . . .	74,876
	Less Tax Discounts		2.00% . . .	30,029
	Net Amount to be Raised by Levy For Budget Purposes:			**1,471,427**

RESOLUTION

WHEREAS, the Byrne Justice Assistance Grant (JAG) Program assists local governments to enhance law enforcement capabilities; and

WHEREAS, the JAG Program helps to fund a variety of efforts to ensure that local communities have the tools and equipment necessary to build safer communities; and

WHEREAS, the City of Parkersburg has been allocated a direct award of $28,838 from the FY 2012 Local JAG Program.

NOW THERFORE BE IT RESOLVED by the City Council of the City of Parkersburg that Mayor Robert D. Newell be and hereby is authorized to submit a grant to the JAG program to purchase police radios.

Sponsored by: Councilmen Wilcox, Tallman, Reed, Sandy, and Rockhold

RESOLUTION

WHEREAS, the Assistance to Firefighters Grant (AFG) provides financial assistance to enhance the safety of the public and firefighters with respect to fire and fire-related hazards; and

WHEREAS, the Fire Prevention and Safety (FP&S) grants are part of the AFG Grant Program and these grants support projects aimed at improving firefighter safety, health and wellness; and

WHEREAS, the City of Parkersburg would like to expand arson training in the Fire Department and fire safety education to the general public.

NOW THERFORE BE IT RESOLVED by the City Council of the City of Parkersburg that Mayor Robert D. Newell be and hereby is authorized to submit a grant to the AFG Program in the amount of $50,000 which requires a 10% match of $5,000 which will come from the Fire Department's budget to advance arson training and fire safety education as well as to purchase equipment

Sponsored by: Councilmen Joyce, Rockhold, and Reed

AN ORDINANCE TO REZONE THE SOURTHERLY HALF OF CITY TAX MAP 62, PARCEL 301 (FORMERLY PARCELS 302, 303, 304, 305, 314, 314A, 315, 316 AND PART OF C) FROM A RESIDENTIAL (R-4) ZONE TO A BUSINESS (B-2) ZONE

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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARKERSBURG that the following parcels of real estate situated in the City of Parkersburg, Wood County, West Virginia, be designated as a Business (B-2) Zone:

Being situated in the City of Parkersburg, County of Wood, State of West Virginia, and being more particularly described as follows:

Being the southerly 1.215 Acre portion of the 2.33 Acre parcel of land conveyed to Terry R. Wyatt as recorded in Deed Book 1170, Page 405, in the office of the Clerk of the County Commission of Wood County, West Virginia, said 1.215 Acre portion is currently zoned R-4 and is to be changed to a B-2 zone, thus making the entire 2.33 Acre parcel a B-2 zone.

This description was prepared by Randy A. Sheppard, Professional Surveyor No. 860, reference is being made to a plat of this property prepared by Matthew B. Harper, Professional Surveyor No. 989, reference job number 2011020, attached hereto and made part of this description.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF PARKERSBURG that in accordance with the provisions of Article 1345 of the Codified Ordinances of the City of Parkersburg, the zoning of said parcels shall be designated as C-204 and shall be set forth verbatim as adopted and approved by the Ordinance in the bound book entitled, "Official Zoning Map Changes" kept by the City Clerk.

Sponsored by: Municipal Planning Commission

Mayor Robert D. Newell

CITY OF PARKERSBURG
ONE GOVERNMENT SQUARE
P.O. BOX 1627
PARKERSBURG, WV 26102

March 30, 2012

The Honorable Robert D. Newell, Mayor
Members of City Council
One Government Square
Parkersburg, WV 26102

Re: Rezoning Application

To the Honorable Mayor and City Council:

On March 16th 2012, the Municipal Planning Commission (MPC) held a public hearing to reconsider rezoning the southerly half of City Corporation Tax Map 62, Parcel 301 (formerly comprised of Parcels 302, 303, 304, 305, 314, 314A, 315, 316 and part of C) from a Residential (R-4) District to a Business (B-2) Zone.

After hearing all interested parties, the MPC voted (8-1-0) to recommend that the southerly half of City Tax Map 62, Parcel 301 be rezoned from an R-4 to a B-2 District. The proposed zoning designation is consistent commercial properties along 19th Street, between St. Mary's Avenue and Latrobe Street.

Please find minutes from the March MPC meeting, as well as the MPC Staff report for your review. Please further note that while the Planning Commission initially proposed making the rezoning contingent on a buffer requirement, this requirement was not included in the motion and therefore was is not being recommended by the MPC. Should you have any questions or concerns, please contact Rickie Yeager at 304.424.8558 or by email at rmyeager@parkersburg-wv.com.

Sincerely,

Charlie Matthews
President, Municipal Planning Commission
City of Parkersburg, West Virginia

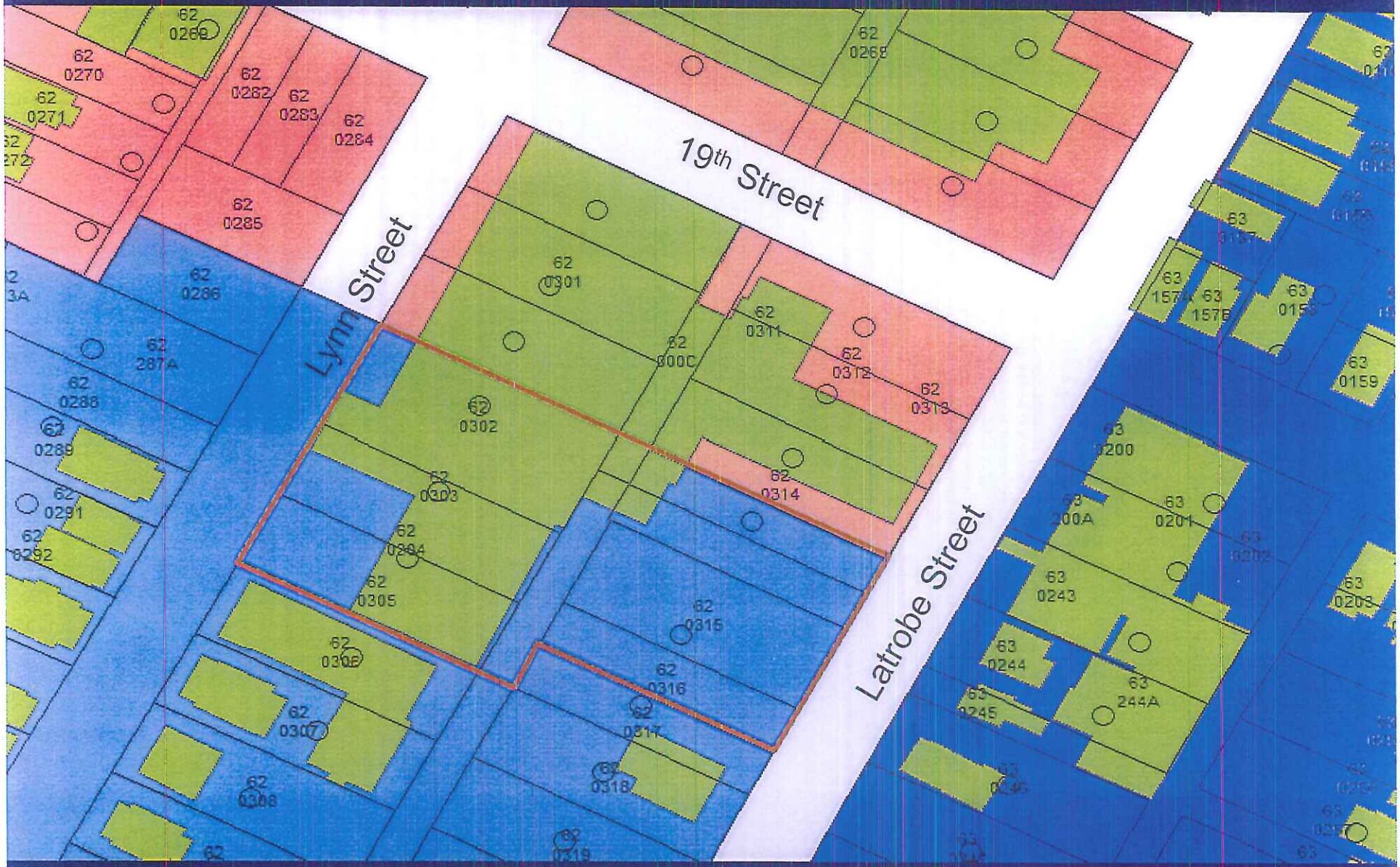
Description to Re-Zone
The Southerly Portion of Parcel 301
Parkersburg Corporation Tax Map 62
From Current R-4 to B-2 Zone

Situate in the City of Parkersburg, County of Wood, State of West Virginia, and being more particularly described as follows:

Being the southerly 1.215 Acre portion of the 2.33 Acre parcel of land conveyed to Terry R. Wyatt as recorded in Deed Book 1170, Page 405, in the office of the Clerk of the County Commission of Wood County, West Virginia, said 1.215 Acre portion is currently zoned R-4 and is to be changed to a B-2 zone, thus making the entire 2.33 Acre parcel a B-2 zone.

This description was prepared by Randy A. Sheppard, Professional Surveyor No. 860, reference is being made to a plat of this property prepared by Matthew B. Harper, Professional Surveyor No. 989, reference job number 2011020, attached hereto and made part of this description.

Property to be rezoned: City Tax Map 62, Parcel 302,303, 304, 305, 314, 314A, 315, 316 and part of C



Property to be rezoned to a Business (B-2) District

Residential (R-4)

Residential (R-3)

Business (B-2)