### MUNICIPAL HOME RULE PILOT PROGRAM PHASE III

APPLICATION CHECKLIST

Senate Bill 323 / June 2015

# Municipal Home Rule Pilot Program Phase III APPLICATION CHECKLIST

<b>SECTION I:</b>	APPLICANT INFORMATION
Page No.	
2	General Information
à	Municipal Classification
2/3	Specific Issue(s) to be Addressed
314	Issue(s) Category: Tax/Organization/Administrative/Personnel/Other

<b>SECTION II:</b>	NARRATIVE
Page No.	
415	Specific state laws, policies, acts, resolutions, rules or regulations that are preventing the municipality to carry out duties in the most cost effective, efficient, and timely manner.
4/5	Specific problem(s) created by the laws, policies, acts, resolutions, rules or regulations.
4,5,6,7	Proposed solution(s) to the perceived problem(s), including all proposed changes to law, policies, acts, resolutions, rules or regulations.  Categorize and include:  1) Proposed solution(s) in one of the five areas (tax/administrative/organization/ personnel/other)  2) If revenue related, estimate(s) for proposed solution(s) and how the fiscal impact was determined. Example: Estimated reduction of administrative time and costs = X. Please attach the worksheet or formula used to determine "X" amount.

SECTION I	II: AFFIDAVITS
Page No.	
8	Hearing Mandate Verification
9	Publication Mandate Verification
10.11	Ordinance Authorizing Submission of Plan
12.13	Fiscal Impact Worksheets/Formulas (if revenue related)
14	Attorney Opinion (application complies with statutory requirements)
15	State of West Virginia Fees Statement (none outstanding)

### AFFP PUBLIC HEARING-HOME RULE

#### **Affidavit of Publication**

STATE OF WEST VIRGINIA SS COUNTY OF JACKSON }

Roger Adkins, being duly sworn, says:

That he is Editor of the The Jackson Star News, a weekly newspaper of general circulation, printed and published in Ripley, Jackson County, West Virginia; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

May 31, 2019, June 07, 2019

That said newspaper was regularly issued and circulated

on those dates.

SIGNED:

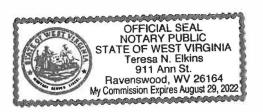
Subscribed to and sworn to me this 7th day of June 2019.

Teresa Elkins, Notary Public , Jackson County, West

My commission expires: August 29, 2022

00043337 00117934

CITY OF RAVENSWOOD 212 WALNUT ST RAVENSWOOD. WV 26164-1899



#### **PUBLIC HEARING NOTICE**

City of Ravenswood, West Virginia

#### **HOME RULE PROGRAM**

Notice is hereby given by the City of Ravenswood, West Virginia, that it will hold a public hearing on July 2, 2019, in the Council Chambers at Ravenswood City Hall, 212 Walnut Street, Ravenswood, West Virginia.

The purpose of this public hearing is to discuss the City of Ravenswood's proposed Home Rule written plan application. Information from this hearing will be utilized by the City of Ravenswood in its application to the West Virginia Home Rule Program. The City of Ravenswood's proposed Home Rule Plan is available for public inspection in the Business Office, as well as the Mayor's Office, Ravenswood City Hall, Ravenswood, West Virginia, beginning on Friday, May 31, 2019 between the hours of 8:00 am to 4:00 pm.

All interested citizens are invited to attend the public hearing scheduled on Tuesday July 2, 2019, at 7:00 pm, and to present oral or written comments concerning Ravenswood's proposed Home Rule plan and application. Written comments may be addressed to Mayor Josh Miller, 212 Walnut Street, Ravenswood, West Virginia 26164.

Ravenswood City Council will consider all public comments in preparing the final draft of the plan application and in deciding to proceed with an ordinance authorizing the City to submit the plan to the West Virginia Home Rule Board for its consideration and approval.

The first reading of an ordinance approving submission of the City of Ravenswood's Home Rule plan application will take place June 18, 2019, during the Ravenswood City Council meeting beginning at 7:00 pm in the Council Chambers at Ravenswood City Hall 212 Walnut Street Ravenswood West Virginia

5/31, 6/7

#### **NEW ORDINANCE**

## AUTHORIZING AND DIRECTING THE MAYOR TO MAKE APPLICATION TO THE MUNICIPAL HOME RULE BOARD FOR THE CITY OF RAVENSWOODTO PARTICIPATE IN THE MUNICIPAL HOME RULE PROGRAM

**WHEREAS,** the Common Council of the City of Ravenswood is seeking to improve the City's economic, social, and cultural prospects, and in general enhance the quality of life of its residents; and

**WHEREAS**, the Common Council finds that the City faces challenges delivering services required by federal and state law and/or demanded by their constituents; and

**WHEREAS**, the Common Council further finds that the City is sometimes restrained by state statutes, policies, and rules that challenge its ability to carry out its duties and responsibilities in a cost-effective, efficient, and timely manner; and

**WHEREAS**, the Common Council further finds that participating in the Municipal Home Rule Program is in the public interest; and

**WHEREAS,** pursuant to W. Va. Code §8-1-5a(a)(7)(b), which was effective on June 7, 2019, the West Virginia Legislature granted the Municipal Home Rule Program permanent status; and

**WHEREAS,** the City of Ravenswood's participation in the Municipal Home Rule Program would allow the City the reasonable legal flexibility to efficiently, effectively, and responsibly pursue and achieve the goals set forth in the City's Home Rule Plan; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF RAVENSWOOD THAT CHAPTER 37 OF THE CITY CODE OF ORDINANCES, WHICH WAS PREVIOUSLY RESERVED, SHALL BE AMENDED TO READ AS FOLLOWS:

#### **CHAPTER 37: MUNICIPAL HOME RULE**

#### § 37.01 MAYOR AUTHORIZED AND DIRECTED TO SUBMIT APPLICATION AND PLAN

(A) The Mayor is hereby authorized and directed to complete and submit, consistent with the form of the Home Rule Plan attached hereto and otherwise in accordance with the provisions of the W. Va. Code §8-1-5a et. seq., a formal application and proposed Home Rule Plan to the Municipal Home Rule Board requesting its consideration and approval to allow the City of Ravenswood to participate in the Municipal Home Rule Program. This ordinance shall take effect immediately upon its adoption following its second reading.

**Statutory reference:** For provisions concerning the authority of the City to participate in Municipal Home Rule, see W. Va. Code §8-1-5a et. seq.

(New Ord. passed: 7-2-2019)

The foregoing Ordinance was introduced and read at the regular meeting of the Common Council of the City of Ravenswood on June 18, 2019. A public hearing was held by the Common Council on July 2, 2019. following the publication of a Class II Legal Advertisement in conformity to W. Va. Code §8-1-5a(g)(1)-(4), and W. Va. Code §59-3-1 et. seq. On the 2nd day of July 2019, after the second reading of said Ordinance, Recorder Bloxton moved for the adoption of said Ordinance and authorization for the Honorable Josh Miller, Mayor of the City of Ravenswood, to sign said Ordinance. The motion was seconded by Councilwoman Scritchfield. After discussion, the Common Council of the City of Ravenswood adopted the foregoing Ordinance and authorization with ALL present voting for the Ordinance and authorization and NONE against.

CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer



July 2, 2019

West Virginia Department of Revenue

Municipal Home Rule Program

State Capitol Complex, Bldg. 1 Room W-300

1900 Kanawha Blvd., East

Charleston, WV 25305

Dear Municipal Home Rule Board,

Thank you for reviewing the City of Ravenswood's Home Rule Application, we look forward to working with you to solve the unique challenges in our city. Currently, I'm not aware of any outstanding fees that the City of Ravenswood owes the State of West Virginia.

If you should have any other questions, please do not hesitate to contact me at (304) 273-2621.

Sincerely,

Josh Miller

Mayor, City of Ravenswood WV

#### The City of Ravenswood 212 Walnut Street Ravenswood, WV 26164



July 2, 2019

Municipal Home Rule Board P. O. Box 11360 Charleston, WV 25301

RE: Application for Municipal Home Rule Program - City of Ravenswood

To Whom It May Concern:

I am writing regarding the above captioned matter. Based on information and belief, the City's application complies with the statutory requirements associated with the Municipal Home Rule Program.

Sincerely,

Stephen W. Cogar

City Attorney

### The City of Ravenswood 212 Walnut Street

212 Walnut Street Ravenswood, WV 26164



PUBLIC HEARING HOME RULE
July 2, 2019 Sign up to speak to City Council

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### PUBLIC HEARING NOTICE

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### City of Ravenswood

### 2019 Municipal Home Rule Program Application



#### City of Ravenswood

#### 2019 West Virginia Municipal Home Rule Program Application

#### Section I: Application Information

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A.	Gen	erai	THIO	ш	auc	Ш

Name of Municipality: City of Ravenswood

Certifying Official: Josh Miller

Title: Mayor

Contact Person: Steve Cogar

Title: City Attorney

Address: 212 Walnut St.

City, State, Zip: Ravenswood, West Virginia 26164

Telephone Number: (304) 273-2621 Fax Number: (304) 273-2603

Email Address: mayor@cityofravenswood.com

2010 Census Population: 3,876

#### **B.** Municipal Classification

Please identify municipal class/metro government: (Check One)

Class I \_\_ Class II \_\_ Class III \_X Metro-Government \_\_

#### C. Category of Issues to be Addressed

Please identify areas to be addressed through home rule: (Check all that apply)

Taxing X Organization Administrative X Personnel

- 1. <u>"Eyesores" and Dilapidated Structures</u> (Administrative) Make needed repairs to "eyesores", dilapidated structures/property and sidewalks with the cost of repairs becoming a lien on the property.
- 2. <u>Building and Zoning Administration Enforcement Provisions</u>
  (Administrative) Permit zoning and building administrators and/or City law enforcement officers to issue "on the spot" citations for exterior sanitation/common public nuisance violations.
- 3. Allow Mayor and City Council to determine Requirements for Municipal Boards, Commissions, and Authorities (Administrative) Allow Mayor and Council to determine requirements for participation regarding Boards, Commissions, and Authorities required by WV State Code.
- 4. Reducing or Eliminating Certain B&O Tax Rate Categories: Adding 1% Municipal Sales Tax (Taxing) Reducing certain B&O Tax Rate Categories and adding the 1% Municipal Sales Tax

#### City of Ravenswood

#### Municipal Home Rule Plan

The following proposed Municipal Home Rule Plan lists additional powers for the City of Ravenswood (the "City") which will, if approved, enhance and improve the ability of the City to meet its present and future financial and civic service obligations. Provided the City is granted these additional powers, it will have the opportunity to improve its management, provision of services, the quality of life of its citizens, and will further promote growth and prestige of our city and state.

The Plan: Pursuant to W.Va. Code 5a, Article 1, Chapter 8, the City hereby proposes the following Municipal Home Rule plan:

1. <u>"Eyesores" and Dilapidated Structures</u> (Administrative) current state law, W.Va. Code 8-12-16, only permits municipalities to "adopt ordinances regulating the repair, alteration, or the vacating and closing or removal or demolition...of any dwellings or other buildings unfit for human habitation due to dilapidation, defects increasing the hazard of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities or any other conditions...which would cause such dwellings or other buildings to be unsafe, unsanitary, dangerous or detrimental to the public safety or welfare." This does not allow municipalities to address problems with property maintenance that detract from the neighborhood or constitute eyesores but do not yet constitute a threat to public safety. Additionally, W Va. Code 8-12-16 limits the lien amounts municipalities may assess for repairing or demolishing a structure to the assessed value of the property an requires that the City obtain a court judgment for the imposition of the lien.

Thus, it is proposed that the City be given the power and authority, after due notice to the owner and owners of property which is not being properly maintained, to enter the property and to maintain, repair or demolish the property, and/or to mow or trim unkempt grass, brush or trees to ensure that the property does not detract from the neighborhood or deteriorate further. The cost of that rehabilitation would constitute a lien against the property without the necessity of obtaining a court order.

2. Building and Zoning Administration Enforcement Provisions (Administrative) Presently, there is no clear authority under state law that would permit building and zoning administrators or City law enforcement officers to issue "on the spot" citations for external sanitation violations or common nuisances. Additionally, W. Va. Code 8-12-16 mandates certain procedural and notice requirements including a requirement that, " [a]ll orders issued by the enforcement agency shall be served in accordance with the law of this state concerning the service of process in civil actions" and a requirement that such orders "be posted in conspicuous place on the premises affected by the complaint or order..." Further, W.Va. Code 8-12-16(d) currently mandates that "no ordinance shall be adopted

without providing therein for the right to apply to the circuit court for a temporary injunction restraining the law enforcement agency pending final disposition of cause." Currently, building and zoning administrators issue citations only after application to and approval by the Municipal Court. The process of successfully prosecuting a building or zoning violations may take a month, or more, and fosters recidivism from violators who will correct violations to get a case dismissed, then re-offend, knowing the prosecution clock will start anew. It is proposed that building and zoning administrators and/or City law enforcement officers be given power to issue citations for reoccurring exterior sanitation/common nuisance violations (including, but not limited to, trash/rubbish, overgrown weeds/grass, junked or otherwise unlawfully situated motor vehicles, maintenance of vacant structures, broken windows or glass, failure to maintain sidewalks and driveways) at the site of the violation and at the time the violation is recognized, similar to the manner in which traffic citations are issued.

- 3. Allow Mayor and City Council to determine Requirements for Municipal Boards, Commissions, and Authorities required by WV State Code (Administrative) Currently, the City has had several individuals that had to be removed from very successful Boards and Commissions due to a residency requirement. The City is asking that the Mayor and City Council be left to determine these affairs. In small cities and rural America a large portion of the population that consistently interacts within a city often live on the outskirts of city limits, but have a large stake in city affairs. The City finds it concerning that these individuals be solely judged on whether they are residents of the city and not their desire to make their City a better place.
- Reducing or Eliminating Certain B&O Tax Categories and Adding the 1% Municipal Sale Tax (Taxing) Currently, the City of Ravenswood collects various categories of B&O Tax at various rates (see attached Figure 1.1), it's the City of Rayenswood's position that reducing certain B&O Tax Categories (Figure 1,2) may help the growth of startups and various businesses within city limits by reducing overall tax liability and increasing revenue for various businesses. This will allow businesses to hire more workers and allowing business to be more competitive in the marketplace. Given that the City of Ravenswood is in the "Opportunity Zone", which allows for various tax incentives related to investment, we believe this additional revenue will be reinvested in our community and will create further growth within our city limits. It's also the City of Ravenswood's position that the addition of the 1% Municipal Sales Tax will allow for the City of Ravenswood to increase revenue to put towards special projects such as continued improvements to city streets and sidewalks, continued water and sewer infrastructure improvements, city fleet upgrades, and the design and construction of a modern commercial riverfront boardwalk and marina which will increase commerce and continue to help grow our city by attracting new investment and tourism.

Version 1 Figure 1.1

CITY OF RAVENSWOOD			
B & O TAX/SALES TAX STUDY			
ANNUAL GROSS RETAIL SALES	39,818,470.00		
SUBTRACTIONS FROM GROSS:			
CAR DEALERSHIPS (100%)			
GAS STATIONS (100%)	15,024,162.70	15,024,162.70	
GAS STATION (60%)		0.00	
GROCERY(90%)		0.00	
RETAIL&GROCERY (75% FOOD + PRESCRIPTION GAS)	7,655,237.49	5,741,428.12	
RETAIL&GROCERY (50% FOOD + PRESCRIPTION GAS)		0.00	
TOTAL SUBTRACTIONS FROM GROSS		20,765,590.82	
RETAIL SALES SUBJECT TO SALES TAX		19,052,879.18	
X 1% SALES TAX			
EST. AMT TO BE GENERATED BY SALES TAX			190,528.79
ALL OTHER B&O REVENUE NOT EXEMPT FROM SALES TAX	28,998,915.71	\$21,749,186.78	
X 1% SALES TAX			
EST. AMT TO BE GENERATED BY SALES TAX			217,491.87
TOTAL REVENUE GENERATED BY IMPOSITION OF SALES TAX			408,020.66



Category (Figure 1.1)	City B&O Tax Sheet Category	Gross Sales	Exemption	B&O Rate B	&O Revenue (Current Rates)	New B&O Rate B&	O Revenue (Proposed Rates)	Added 1% Sales Tax Revenue
Valued Manufactured Products	5	4,541,069.52	0	0.18	8173.925136	0	0	0
Retailers & Restaurants	6	39625883.08	744653.06	0.3	116643.6901	0.2	77762.46004	388812.3002
Wholesalers:	7	58 <b>57153.</b> 35	472806.57	0.15	8076-52017	0	0	0
Electric L&P Co. Domestic and Comm.	8	719599.02	0	3.5	25185.9657	3.5	25185:9657	7195,9902
Electric L&P All Other Sales	9.	329087.81	0	2	6581.7562	2	6581.7562	3290.8781
Natural Gas Company	10	955438.08	0	2	19108.7616	2	19108.7616	9554.3808
Contracting & Building	11	2710138	0	2	<b>54</b> 20 <b>2.</b> 76	2	54202.76	27101.38
Amusement	12	1199	0	3	35.97	3	35.97	Exempt
Service & All Other Business	13	21076576	50435.87	0.5	105130.7007	0.4	84104,56052	210765.76
Rents & Royalties	14	5271313.17	0	0.5	26356.56585	0.5	26356.56585	0
Public Utilities Service	16	0	0	0	.0	. 0	0	0
Banking and Financial	17	7024682.84	2340483,03	1	46841,9981	1	45841.9981	. 0
					416338.6135		340180;798	646720.6893

B&O Revenue Loss (with new rates)	76157.81546
New B&O Rate Revenue Collection	340180.798
New 1% Sales Tax Revenue Collection	6 4 6 7 2 0 . 6 8 9 3
Total Revenue Collection (B&O and 1% Sales Tax))	986901.4873

#### CITY OF RAVENSWOOD, WEST VIRGINIA BUSINESS AND OCCUPATION TAX RETURN - QUARTERLY

Return entire for with payment to the City of Ravenswood and make a copy for your records.

212 Walnut St. Ravenswood, WV 26164

ORM OF BUSINESS (CHECK)	READ INSTRUCTIONS CAREFULLY  CHANGE NAME AND ADDRESS IF NOT CORRECT							
INDIVIDUAL								
CORPORATION	Enter your Federal Identification number. If you have none, Enter your social security number. This is a nine digit number							
PARTNERSHIP								
ASSOCIATION	Enter your social security numbers. This is a finite differ manage							
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A RESULT, PENALTY AND INTEREST MAY APPLY. IF YOU HAVE ANY QUESTIONS REGARDING ANY POR

Figure	1.2
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DATE

SIGNATURE OF OFFICER

LINE		BUSINESS	CIASSIFICATION	GROSS AMOUNT	EXEMPTIONS	TAXABLE INCOME	\$100.00 COL. (5)	TAX
1	1,		Gross Sales value production:				.50	7
	2	Sand, gravel, or other Mineral product not quarried or mined.					1.50	
3	3	Timber					.75	
	4		Other natural resource products				1.00	
(	5	Gro	ss Sales value manufactured products				0 78	
	6	Gross Income: Retailers, Restaurants					-30,26	
	7	Gross Income: Wholesalers					0 45	
(	8	Electric Light & Power Companies					3.50	
8	9)	Electric L. & P. Co. (all other sales and demand charges)					2.00	
	0)		Natural Gas Co.				2.00	
Œ	7	Gross Incor	me: Contracting and Building Business				2.00	
1	2	Gross Income: Amusement Business					3.00	
(1:	3)	Gross Income: Service and all other business					25. Oh"	
1/	4	Rents and Royalties (1 or more parcels)					.50	
15	5		Gross Iricome: Small Loan Business				.50	
10			Public Utility Service (2%)				2.00	
6	7		Banking and Financial Institutions				1.00	
1			Production of Natural Gas & Oil				4.00	
19	9 ]		Property for Loan or Hire				0.60	
CODE		EXEMPTIONS	DESCRIPTION					
				1	GRO	SS TAX (from schedule A)		\$
				2		PENALTY first month or fraction there onth or fraction thereof of de		
DUS BLIURE			TAX DUE TAUST BE RECEIVED WITHIN	3		TOTAL DUE		
	OHE	MONTH FROM END	OF PERIOD COVERED					
		SIGNATURE REQUIRE	ED	4		TOTAL REMITTANCE		
			THAT I HAVE EXAMINED THIS RETURN ID STATEMENTS) AND TO THE BEST OF MY			READ INSTRUCTION	IS CAREFULLY	THE REAL PROPERTY.
			UE, CORRECT, AND COMPLETE.	FAILURE	TO COMPLETE THE WORKS	HEET WILL RESULT IN TH	E TAX STATEME	NT BEING RETURNED TO

RETURN, PLEASE CALL 304-273-2621.

July 2, 2019

#### Call to Order

Mayor Josh Miller called to order a meeting of the Common Council at 7:00 P.M. on July 2, 2019 in Ravenswood City Hall.

#### Pledge of Allegiance of the United States of America.

Mayor Josh Miller led the pledge of Allegiance.

#### Roll Call

Mayor Miller conducted a roll call. The following members were present Recorder Jared Bloxton, Councilors Nicholas Fox, Dee Scritchfield, Steve Tucker, Attorney Steve Cogar and City Clerk Kimberly Benson Absent Amanda Slaven, Denise Toler

#### Consent Agenda

Recorder Bloxton moved to approve the meeting minutes from June 18, 2019 and and Second by Councilor Fox all members voting Yes Motion Approved.

#### **Public Forum**

None

#### **Business**

- a. Recorder Bloxton moved to approve the new hiring of Ryan Abel to the Ravenswood Police Department Second by Councilor Fox all members voting Yes Motion Approved.
- b. Public Hearing Home Rule Application None
- c. Recorder Bloxton moved to approve the Home Rule Application Second by Councilor Scritchfield all members voting Yes Motion Approved.

Next Meeting July 9, 2019 5:00 p.m.

#### Adjournment

Mayor Miller adjourned the meeting at 7:19 via a motion from Councilor Tucker and Second by Councilor Fox that passed unanimously. Submitted by:

Approved by:

Clerk/Treasurer Kimberly Benson

### The City of Ravenswood 212 Walnut Street

Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

NAME	TOPIC
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	appeared
	Kumbly Benson CMC City Elerk Treasurer

#### **NEW ORDINANCE**

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WHEREAS, the Common Council finds that the City faces challenges delivering services required by federal and state law and/or demanded by their constituents; and

**WHEREAS**, the Common Council further finds that the City is sometimes restrained by state statutes, policies, and rules that challenge its ability to carry out its duties and responsibilities in a cost-effective, efficient, and timely manner; and

**WHEREAS**, the Common Council further finds that participating in the Municipal Home Rule Program is in the public interest; and

**WHEREAS,** pursuant to W. Va. Code §8-1-5a(a)(7)(b), which was effective on June 7, 2019, the West Virginia Legislature granted the Municipal Home Rule Program permanent status; and

WHEREAS, the City of Ravenswood's participation in the Municipal Home Rule Program would allow the City the reasonable legal flexibility to efficiently, effectively, and responsibly pursue and achieve the goals set forth in the City's Home Rule Plan; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF RAVENSWOOD THAT CHAPTER 37 OF THE CITY CODE OF ORDINANCES, WHICH WAS PREVIOUSLY RESERVED, SHALL BE AMENDED TO READ AS FOLLOWS:

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**Statutory reference:** For provisions concerning the authority of the City to participate in Municipal Home Rule, see W. Va. Code §8-1-5a et. seq.

(New Ord. passed: 07-02-2019)

The foregoing Ordinance was introduced and read at the regular meeting of the Common Council of the City of Ravenswood on June 18, 2019. A public hearing was held by the Common Council on July 2, 2019, following the publication of a Class II Legal Advertisement in conformity to W. Va. Code §8-1-5a(g)(1)-(4), and W. Va. Code §59-3-1 et. seq. On the 2nd day of July, 2019, after the second reading of said Ordinance, \_Bloxton\_\_\_ moved for the adoption of said Ordinance and authorization for the Honorable Josh Miller, Mayor of the City of Ravenswood, to sign said Ordinance. The motion was seconded by \_Scritchfield\_\_. After discussion, the Common Council of the City of Ravenswood adopted the foregoing Ordinance and authorization with all present voting for the Ordinance and authorization and none against.

CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer

June 18, 2019

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#### **Consent Agenda**

**Recorder Bloxton** moved to approve the meeting minutes from June4, 2019 and the May 2019 financials and Second by Councilor Toler all members voting Yes Motion Approved.

#### **Public Forum**

Lucy Harbert ask for use of Rec office

#### Business

- a. **Recorder Bloxton** moved to approve the new PRO contract with Jackson County Board of Education **Second by Councilor Tucker** 
  - Councilor Slaven moved to go into executive session Second by Councilor Fox all members voting Yes entered executive session 8:07 Councilor Slave moved to exit executive session and enter regular session Second by Councilor Fox all members voting yes motion approved back to regular session 8:30 Vote was called on the original motion all members voting Yes motion approved.
- b. 1st Reading Home rule No Action
- **c.** Councilor Tucker moved to table the walnut street parking concept 'til next year Second by **Recorder Bloxton** all members voting Yes motion approved.
- d. Councilor Slaven move to table indefinitely the reducing the water department reconnection fee Second Councilor Tucker all members voting YES motion Approved.

Next Meeting July 2, 2019 7:00 p.m.

#### Adjournment

Mayor Miller adjourned the meeting at 8:44 via a motion from Councilor Slaven and Second by Councilor Fox that passed unanimously. Submitted by:

Approved by:

Clerk/Treasurer Kimberly Benson

July 2, 2019

#### Call to Order

Mayor Josh Miller called to order a meeting of the Common Council at 7:00 P.M. on July 2, 2019 in Ravenswood City Hall.

#### Pledge of Allegiance of the United States of America.

Mayor Josh Miller led the pledge of Allegiance.

#### Roll Call

Mayor Miller conducted a roll call. The following members were present Recorder Jared Bloxton, Councilors Nicholas Fox, Dee Scritchfield, Steve Tucker, Attorney Steve Cogar and City Clerk Kimberly Benson Absent Amanda Slaven, Denise Toler

#### Consent Agenda

**Recorder Bloxton** moved to approve the meeting minutes from June 18, 2019 and and Second by Councilor Fox all members voting Yes Motion Approved.

#### **Public Forum**

None

#### **Business**

- a. Recorder Bloxton moved to approve the new hiring of Ryan Abel to the Ravenswood Police Department Second by Councilor Fox all members voting Yes Motion Approved.
- b. Public Hearing Home Rule Application None
- c. Recorder Bloxton moved to approve the Home Rule Application Second by Councilor Scritchfield all members voting Yes Motion Approved.

Next Meeting July 9, 2019 5:00 p.m.

#### Adjournment

Mayor Miller adjourned the meeting at 7:19 via a motion from Councilor Tucker and Second by Councilor Fox that passed unanimously. Submitted by:

Approved by:

Clerk/Treasurer Kimberly Benson

The City of Ravenswood 212 Walnut Street Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

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No One	appeared
	Kumly Benson CMC

#### **NEW ORDINANCE**

## AUTHORIZING AND DIRECTING THE MAYOR TO MAKE APPLICATION TO THE MUNICIPAL HOME RULE BOARD FOR THE CITY OF RAVENSWOODTO PARTICIPATE IN THE MUNICIPAL HOME RULE PROGRAM

**WHEREAS**, the Common Council of the City of Ravenswood is seeking to improve the City's economic, social, and cultural prospects, and in general enhance the quality of life of its residents; and

WHEREAS, the Common Council finds that the City faces challenges delivering services required by federal and state law and/or demanded by their constituents; and

WHEREAS, the Common Council further finds that the City is sometimes restrained by state statutes, policies, and rules that challenge its ability to carry out its duties and responsibilities in a cost-effective, efficient, and timely manner; and

**WHEREAS**, the Common Council further finds that participating in the Municipal Home Rule Program is in the public interest; and

**WHEREAS,** pursuant to W. Va. Code §8-1-5a(a)(7)(b), which was effective on June 7, 2019, the West Virginia Legislature granted the Municipal Home Rule Program permanent status; and

WHEREAS, the City of Ravenswood's participation in the Municipal Home Rule Program would allow the City the reasonable legal flexibility to efficiently, effectively, and responsibly pursue and achieve the goals set forth in the City's Home Rule Plan; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF RAVENSWOOD THAT CHAPTER 37 OF THE CITY CODE OF ORDINANCES, WHICH WAS PREVIOUSLY RESERVED, SHALL BE AMENDED TO READ AS FOLLOWS:

#### **CHAPTER 37: MUNICIPAL HOME RULE**

#### § 37.01 MAYOR AUTHORIZED AND DIRECTED TO SUBMIT APPLICATION AND PLAN

(A) The Mayor is hereby authorized and directed to complete and submit, consistent with the form of the Home Rule Plan attached hereto and otherwise in accordance with the provisions of the W. Va. Code §8-1-5a et. seq., a formal application and proposed Home Rule Plan to the Municipal Home Rule Board requesting its consideration and approval to allow the City of Ravenswood to participate in the Municipal Home Rule Program. This ordinance shall take effect immediately upon its adoption following its second reading.

Statutory reference: For provisions concerning the authority of the City to participate in Municipal Home Rule, see W. Va. Code §8-1-5a et. seq.

(New Ord. passed: 07-02-2019)

The foregoing Ordinance was introduced and read at the regular meeting of the Common Council of the City of Ravenswood on June 18, 2019. A public hearing was held by the Common Council on July 2, 2019, following the publication of a Class II Legal Advertisement in conformity to W. Va. Code §8-1-5a(g)(1)-(4), and W. Va. Code §59-3-1 et. seq. On the 2nd day of July, 2019, after the second reading of said Ordinance, \_Bloxton\_\_ moved for the adoption of said Ordinance and authorization for the Honorable Josh Miller, Mayor of the City of Ravenswood, to sign said Ordinance. The motion was seconded by \_Scritchfield\_\_. After discussion, the Common Council of the City of Ravenswood adopted the foregoing Ordinance and authorization with all present voting for the Ordinance and authorization and none against.

CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer

June 18, 2019

#### Call to Order

Mayor Josh Miller called to order a special meeting of the Common Council at 7:00 P.M. on June 18, 2019 in Ravenswood City Hall.

#### Pledge of Allegiance of the United States of America.

Mayor Josh Miller led the pledge of Allegiance.

#### Roll Call

Mayor Miller conducted a roll call. The following members were present Recorder Jared Bloxton, Councilors Nicholas Fox, Dee Scritchfield, Amanda Slaven, Denise Toler, Steve Tucker, Attorney Steve Cogar and City Clerk Kimberly Benson

#### **Consent Agenda**

**Recorder Bloxton** moved to approve the meeting minutes from June4, 2019 and the May 2019 financials and Second by Councilor Toler all members voting Yes Motion Approved.

#### **Public Forum**

Lucy Harbert ask for use of Rec office

#### Business

- a. **Recorder Bloxton** moved to approve the new PRO contract with Jackson County Board of Education **Second by Councilor Tucker** 
  - Councilor Slaven moved to go into executive session Second by Councilor Fox all members voting Yes entered executive session 8:07 Councilor Slave moved to exit executive session and enter regular session Second by Councilor Fox all members voting yes motion approved back to regular session 8:30 Vote was called on the original motion all members voting Yes motion approved.
- b. 1st Reading Home rule No Action
- **c.** Councilor Tucker moved to table the walnut street parking concept 'til next year Second by **Recorder Bloxton** all members voting Yes motion approved.
- d. Councilor Slaven move to table indefinitely the reducing the water department reconnection fee Second Councilor Tucker all members voting YES motion Approved.

Next Meeting July 2, 2019 7:00 p.m.

#### Adjournment

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Approved by:

Clerk/Treasurer Kimberly Benson

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#### **Consent Agenda**

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#### **Public Forum**

None

#### **Business**

- a. Recorder Bloxton moved to approve the new hiring of Ryan Abel to the Ravenswood Police Department Second by Councilor Fox all members voting Yes Motion Approved.
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Approved by:

Clerk/Treasurer Kimberly Benson

### The City of Ravenswood 212 Walnut Street

Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

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#### **NEW ORDINANCE**

## AUTHORIZING AND DIRECTING THE MAYOR TO MAKE APPLICATION TO THE MUNICIPAL HOME RULE BOARD FOR THE CITY OF RAVENSWOODTO PARTICIPATE IN THE MUNICIPAL HOME RULE PROGRAM

**WHEREAS**, the Common Council of the City of Ravenswood is seeking to improve the City's economic, social, and cultural prospects, and in general enhance the quality of life of its residents; and

WHEREAS, the Common Council finds that the City faces challenges delivering services required by federal and state law and/or demanded by their constituents; and

**WHEREAS**, the Common Council further finds that the City is sometimes restrained by state statutes, policies, and rules that challenge its ability to carry out its duties and responsibilities in a cost-effective, efficient, and timely manner; and

**WHEREAS**, the Common Council further finds that participating in the Municipal Home Rule Program is in the public interest; and

**WHEREAS,** pursuant to W. Va. Code §8-1-5a(a)(7)(b), which was effective on June 7, 2019, the West Virginia Legislature granted the Municipal Home Rule Program permanent status; and

WHEREAS, the City of Ravenswood's participation in the Municipal Home Rule Program would allow the City the reasonable legal flexibility to efficiently, effectively, and responsibly pursue and achieve the goals set forth in the City's Home Rule Plan; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF RAVENSWOOD THAT CHAPTER 37 OF THE CITY CODE OF ORDINANCES, WHICH WAS PREVIOUSLY RESERVED, SHALL BE AMENDED TO READ AS FOLLOWS:

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(A) The Mayor is hereby authorized and directed to complete and submit, consistent with the form of the Home Rule Plan attached hereto and otherwise in accordance with the provisions of the W. Va. Code §8-1-5a et. seq., a formal application and proposed Home Rule Plan to the Municipal Home Rule Board requesting its consideration and approval to allow the City of Ravenswood to participate in the Municipal Home Rule Program. This ordinance shall take effect immediately upon its adoption following its second reading.

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CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer

June 18, 2019

#### Call to Order

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#### Pledge of Allegiance of the United States of America.

Mayor Josh Miller led the pledge of Allegiance.

#### Roll Call

Mayor Miller conducted a roll call. The following members were present Recorder Jared Bloxton, Councilors Nicholas Fox, Dee Scritchfield, Amanda Slaven, Denise Toler, Steve Tucker, Attorney Steve Cogar and City Clerk Kimberly Benson

#### Consent Agenda

Recorder Bloxton moved to approve the meeting minutes from June4, 2019 and the May 2019 financials and Second by Councilor Toler all members voting Yes Motion Approved.

#### **Public Forum**

Lucy Harbert ask for use of Rec office

#### **Business**

- a. **Recorder Bloxton** moved to approve the new PRO contract with Jackson County Board of Education **Second by Councilor Tucker** 
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Next Meeting July 2, 2019 7:00 p.m.

#### Adjournment

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Approved by:

Clerk/Treasurer Kimberly Benson

July 2, 2019

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#### **Consent Agenda**

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#### **Business**

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The City of Ravenswood 212 Walnut Street Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

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#### **NEW ORDINANCE**

## AUTHORIZING AND DIRECTING THE MAYOR TO MAKE APPLICATION TO THE MUNICIPAL HOME RULE BOARD FOR THE CITY OF RAVENSWOODTO PARTICIPATE IN THE MUNICIPAL HOME RULE PROGRAM

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CITY OF RAVENSWOOD

Bv.

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer

June 18, 2019

#### Call to Order

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Mayor Josh Miller led the pledge of Allegiance.

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#### Consent Agenda

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#### **Public Forum**

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Approved by:

Clerk/Treasurer Kimberly Benson

July 2, 2019

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#### **Public Forum**

None

#### Business

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Approved by:

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## The City of Ravenswood 212 Walnut Street

Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

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No One	appeared
	Humbly Berson CMC

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CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

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Next Meeting July 2, 2019 7:00 p.m.

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Approved by:

Clerk/Treasurer Kimberly Benson

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#### **Public Forum**

None

#### Business

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Approved by:

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### The City of Ravenswood 212 Walnut Street

Ravenswood, WV 26164



July 2, 2019 Sign up to speak Public Hearing

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**WHEREAS,** pursuant to W. Va. Code §8-1-5a(a)(7)(b), which was effective on June 7, 2019, the West Virginia Legislature granted the Municipal Home Rule Program permanent status; and

WHEREAS, the City of Ravenswood's participation in the Municipal Home Rule Program would allow the City the reasonable legal flexibility to efficiently, effectively, and responsibly pursue and achieve the goals set forth in the City's Home Rule Plan; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF RAVENSWOOD THAT CHAPTER 37 OF THE CITY CODE OF ORDINANCES, WHICH WAS PREVIOUSLY RESERVED, SHALL BE AMENDED TO READ AS FOLLOWS:

#### **CHAPTER 37: MUNICIPAL HOME RULE**

#### § 37.01 MAYOR AUTHORIZED AND DIRECTED TO SUBMIT APPLICATION AND PLAN

(A) The Mayor is hereby authorized and directed to complete and submit, consistent with the form of the Home Rule Plan attached hereto and otherwise in accordance with the provisions of the W. Va. Code §8-1-5a et. seq., a formal application and proposed Home Rule Plan to the Municipal Home Rule Board requesting its consideration and approval to allow the City of Ravenswood to participate in the Municipal Home Rule Program. This ordinance shall take effect immediately upon its adoption following its second reading.

**Statutory reference:** For provisions concerning the authority of the City to participate in Municipal Home Rule, see W. Va. Code §8-1-5a et. seq.

(New Ord. passed: 07-02-2019)

The foregoing Ordinance was introduced and read at the regular meeting of the Common Council of the City of Ravenswood on June 18, 2019. A public hearing was held by the Common Council on July 2, 2019, following the publication of a Class II Legal Advertisement in conformity to W. Va. Code §8-1-5a(g)(1)-(4), and W. Va. Code §59-3-1 et. seq. On the 2nd day of July, 2019, after the second reading of said Ordinance, \_Bloxton\_\_ moved for the adoption of said Ordinance and authorization for the Honorable Josh Miller, Mayor of the City of Ravenswood, to sign said Ordinance. The motion was seconded by \_Scritchfield\_\_. After discussion, the Common Council of the City of Ravenswood adopted the foregoing Ordinance and authorization with all present voting for the Ordinance and authorization and none against.

CITY OF RAVENSWOOD

By:

Josh Miller, Mayor

ATTEST:

Jared Bloxton, Recorder

I, the undersigned, being the duly appointed, qualified and acting Clerk of the City of Ravenswood, hereby certify that the foregoing Ordinance is a true, correct and accurate copy as duly and lawfully passed and adopted by the governing body of the City on the 2nd day of July, 2019.

Kimberly Benson, City Clerk/Treasurer

June 18, 2019

#### Call to Order

Mayor Josh Miller called to order a special meeting of the Common Council at 7:00 P.M. on June 18, 2019 in Ravenswood City Hall.

#### Pledge of Allegiance of the United States of America.

Mayor Josh Miller led the pledge of Allegiance.

#### Roll Call

Mayor Miller conducted a roll call. The following members were present Recorder Jared Bloxton, Councilors Nicholas Fox, Dee Scritchfield, Amanda Slaven, Denise Toler, Steve Tucker, Attorney Steve Cogar and City Clerk Kimberly Benson

#### **Consent Agenda**

**Recorder Bloxton** moved to approve the meeting minutes from June4, 2019 and the May 2019 financials and Second by Councilor Toler all members voting Yes Motion Approved.

#### **Public Forum**

Lucy Harbert ask for use of Rec office

#### **Business**

- a. **Recorder Bloxton** moved to approve the new PRO contract with Jackson County Board of Education **Second by Councilor Tucker** 
  - Councilor Slaven moved to go into executive session Second by Councilor Fox all members voting Yes entered executive session 8:07 Councilor Slave moved to exit executive session and enter regular session Second by Councilor Fox all members voting yes motion approved back to regular session 8:30 Vote was called on the original motion all members voting Yes motion approved.
- b. 1st Reading Home rule No Action
- **c.** Councilor Tucker moved to table the walnut street parking concept 'til next year Second by **Recorder Bloxton** all members voting Yes motion approved.
- d. Councilor Slaven move to table indefinitely the reducing the water department reconnection fee Second Councilor Tucker all members voting YES motion Approved.

Next Meeting July 2, 2019 7:00 p.m.

#### Adjournment

Mayor Miller adjourned the meeting at 8:44 via a motion from Councilor Slaven and Second by Councilor Fox that passed unanimously. Submitted by:

Approved by:

Clerk/Treasurer Kimberly Benson