



**City Of Saint Marys
Home Rule Application
2024**

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City of Saint Marys
418 Second Street
Saint Marys,
West Virginia 26170
304-684-2401

Home Rule Application April 2024

Section 1: Application Information

The below subsections provide information about the applicant, The City of Saint Marys, West Virginia

I.A. General Information

Municipality: City of Saint Marys

Certifying Official: Mark Dearman, City Manager

Contact Person: Olivia Taylor, Grant Writer

Address: 418 Second Street Saint Marys, West Virginia 26170

Telephone: (304)-684-2401

Fax: (304)-684-2463

Website: www.stmarys.wv.gov

Email address: o.taylor@stmaryswv.gov

2020 Census: 7,653

City Council Members: Tony Farris

Charlie Knight

J. Michael Bowie

Rockie Hall

Lewis K. Houser

Christopher Feick

City Mayor: L. Paul Ingram

I.B Municipal Classification

Municipal Class: IV

I.C. Category of Issues to be Addressed

Categories of issues to be addressed: Tax

Administrative

Organizational

Section II: Narrative

St. Marys, the Pleasants County seat, is located on the banks of the Ohio. The town was founded by Alexander Creel in 1849. According to legend, Creel was traveling by steamboat down the Ohio when he beheld a vision of the Virgin Mary who told him that a city founded at the joining of the Ohio River and Middle Island Creek would be happy and prosperous. Creel bought the land, marked off the streets for his city, and named it in honor of the Virgin Mary.

The City's police department has recently purchased a new cruiser with the PD funds. Our police department has three full time officers and one full time K-9 officer. We are working on inquiring a second K-9, that will be purchased with community donations, the first K-9 was purchased with PD funds. The St. Marys Police Department has a prescription take back program in place. Any unused/old prescription tablets will be stored in a locked safe until they can be turned over to the DEA for disposal. People can bring in their old and unused prescriptions to City Hall and an officer will secure them in the safe.

As a part of our services in the community the police department offers to do property checks on your business or home if you are going out of town. You can contact and let us know times and dates you would like the Police Department to check your property while you are out of town.

The St. Marys Volunteer Fire Department Inc. (SMVFD) provides fire protection and first responder services for the City of St. Marys and a major portion of rural Pleasants County. They respond to emergencies including fires, vehicle accidents, hazardous material incidents, and back up medical assistance to the Pleasants County Emergency Medical Service. The SMVFD is an organization of volunteers who are committed to serving the community by protecting life, property, and the environment through prevention, education and fire service.

The City of St. Marys Water Dept works every day to bring safe and sanitary usable water to all of our service area. We can help with beginning service, changing account information, requesting adjustments for leaks or pool fills as well as ending your current service. The City of St. Marys processes wastewater for residents within the city limits. This service is in conjunction with water service and charges are based on water usage on a month-by-month basis. Sewer services can be started, changed, ended or adjusted at the same time as the water service.

The St. Marys Marina is owned by the Army Corps of Engineers but leased and operated by the City of St. Marys. When visiting you will find a wide range of activities and facilities located at the City's Marina Property along the banks of the Middle Island Creek/Ohio River. Activities include boating, hiking, fishing and basketball along with more social avenues such as the outdoor picnic table and the amphitheater in which various performances can be enjoyed. A community building is also located on the grounds and is equipped with a kitchen which can serve as a venue for various social gathering such as club meetings, weddings, family reunions etc.

In review of the plan from then until today, we have made substantial progress improving our city.

Home Rule Status will provide us additional flexibility to address several issues identified by our residents and City Council in our Comprehensive Plan. The city works diligently to make do with the resources we have. However, we feel that Home Rule will grant us the opportunity to make substantial changes that will continue to move us in a positive position.

Therefore, in order to better serve our City, we seek the following authorities:

1. 1% sales tax and corresponding B&O tax reduction- Tax
2. Party Membership Requirements for Election Boards- Administrative
3. "On-The-Spot" code enforcement citations- Administrative

1% Sales and Use Tax and Corresponding B&O Tax Change

This subsection explains why the City of Saint Marys seeks the authority to implement 1% sales and use tax and reduce and amend B&O Tax

WV Code § 8-13C-4(a) et seq. permits municipalities to charge a 1% sales and use tax if they repeal their B&O tax. Additionally, W. Va. Code §8-13C-1 et seq. permits enactment of municipal sales tax for pension relief or as an "alternative municipal sales and use tax," not to exceed one percent. This is available only if the municipality completely eliminates its B&O tax. (-W. Va. Code §8-13C-4(b). Pursuant to W. Va. Code 8-1-5a(k)(6), municipalities are not authorized to pass an ordinance under the Municipal Home Rule pertaining to taxation, except the limited circumstance where municipalities may enact a sales tax up to one percent if the municipality reduces or eliminates its municipal B&O tax.

Specific Problem Caused by Legal Barrier: Home Rule aside, municipal revenue generation is limited to either taxation via municipal business and occupation ("B&O") tax or by imposing a sales and tax. The State Code establishes these two taxes to be mutually exclusive. The Town currently imposes B&O taxes and would like to eventually eliminate the B&O tax by enacting a sales and use tax to help replace the loss of revenue from the B&O tax and help generate additional revenue. With this extra revenue the city will be able to plan for future projects not limited to, upgrading water treatment plant, sewer plant, and paving of city streets. The sales and use tax will be used for the betterment of our community and our citizens.

Proposed Solution: The City proposes the reduction outlined on the following chart for the B&O taxes while imposing a 1% sales and use tax on all taxable sales under the West Virginia Code. Although our City does not have access to data pertaining to gross retail sales in its jurisdiction at this time, we believe the additional revenue from the 1% sales and use tax will substantially benefit the city.

Category	Current Tax Rate	Proposed Rate
Amusements	.15	Eliminate
Banking	.25	.25
Contracting	1	1
Manufactures	.05	.045
Rents & Royalties	.25	.245
Retail/ Restaurants	.15	.15
Other Business	.40	.40
Utilities	3	3
Wholesale	.10	.08

Category	2019	2020	2021	2022	2023	Total Collection 4 Years
Amusements	11.63	2.09	0.00	31.75	0.00	45.47
Banking	5,489.91	5,676.80	5,700.83	7,629.59	5,726.63	30,223.76
Contracting	24,079.73	28,476.49	14,528.01	8,149.42	31,803.99	107,037.64
Manufactures	317.70	210.89	339.83	543.33	367.40	1,779.15
Rents & Royalties	8,208.05	5,349.86	6,479.19	8,257.10	7,256.85	35,551.05
Retail/ Restaurants	91,067.08	53,897.26	72,978.53	100,891.35	81,461.57	400,295.79
Other Business	32,234.91	21,180.25	19,352.97	34,312.97	30,628.53	137,709.63
Utilities	0.00	0.00	0.00	0.00	13.40	13.40
Wholesale	7,584.80	7,127.35	6,194.80	10,135.41	10,615.79	41,658.15

Business & Occupational Tax Collection History (FY)

2019 \$168,993.81

2020 \$121,920.99

2021 \$125,574.16

2022 \$169,950.92

2023 \$167,874.16

Fiscal Impact Worksheet for Home Rule Proposals

Saint Marys currently receives approximately \$150 thousand in B&O tax revenue per fiscal year.

- 2019 \$168,993.81
- 2020 \$121,920.99
- 2021 \$125,574.16
- 2022 \$169,950.92
- 2023 \$167,874.16
- **Average: \$150,862.81**

The City proposes to make the following reduction in the B&O tax rate:

<u>Business Classification</u>	<u>Current Rate</u>	<u>New Rate</u>	<u>Tax Reduction based on 2023 Gross</u>
1. Amusements	.15	Eliminate	\$0.00
2. Manufactures	.05	.045	\$ 80.06
3. Rents & Royalties	.25	.245	\$8,710.01
4. Wholesale	.10	.08	\$3,322.65

This proposed tax reduction will result in a tax cut of \$12,112.72 for these categories located in the City of Saint Marys. If the proposal is approved by the Municipal Home Rule Board and adopted by City Council.

Party Membership Requirements for Election Boards

This subsection explains why the City of Saint Marys seeks the authority to eliminate requirements that political party memberships be taken into account for appointments as election officials.

Specific Legal Barrier: Various sections of state code stipulate the political party membership of certain election officials, as follows:

- W. Va. Code §3-1-29(a)3 and (b) provide, respectively, that (1) "no team of poll clerks or team of election commissioners shall consist of two persons with the same registered political party" and (2) such officials are to be nominated by the county executive committees of the two major political parties.
- W. Va. Code §3-3-Sc provides that each pair of emergency absentee ballot commissioners at large shall consist of "two persons with different political party affiliations," also to be nominated by "the county executive committees of the two major political parties."
- W. Va. Code §3-1-19(a)2A & B provide, respectively, that the two citizen members of a Board of Ballot Commissioners shall be appointed by the county executive committees of the two political parties whose members cast the largest and second-largest number of votes in the last preceding general election.

Specific Problem Caused by Legal Barrier: Suitability for service in any of the above capacities is unaffected by political-party membership, so imposing party-membership requirements is irrational and needlessly restricts the pool of available candidates. In some instances, the best candidate might not be chosen because of this arbitrary requirement. Further, party politics have no place and can even be detrimental to the public good in a city such as Saint Marys, that explicitly operates non-partisan elections.

Proposed Solution: City of Saint Marys seeks authority to enact ordinances eliminating all of the party-membership requirements listed this subsection

Having eliminated party-membership requirements for election officials, it would make a little sense to require that they be nominated by political party executive committees. Therefore, the City of Saint Marys also seeks to enact an ordinance eliminating the latter requirement. These changes would allow Saint Marys to make selections for all of the positions listed in the subsection above, based entirely on qualifications, with no need to inquire as to the party memberships of the potential candidates.

"On-The-Spot" code enforcement citations.

Introduction: The City seeks authority to issue on-the-spot code enforcement citations to streamline and expedite the code enforcement regulations, and permit efficient management of code enforcement throughout the Town.

Specific laws at-issue: W. Va. Code§ 8-12-16

Problem: Regulation and procedures associated with code enforcement violations are governed by W. Va. Code§ 8-12-16. Under section 16, municipalities may adopt ordinances regulating the repair, closing, demolition, etc. of dwellings or buildings unfit for human habitation.

Along with the power to adopt such code enforcement ordinances, however, municipalities are burdened with limited powers to enforce those ordinances:

To the extent not otherwise authorized by state law, all notices of violation or correction for violations that do not fall within one of the categories set forth in paragraph (A) or (B), subdivision (1), subsection (t) of this section **issued by the enforcement agency of a municipality that has adopted the state building code shall be served in accordance with the process set forth in the state building code.** All notices of violation or correction orders for violations that do not fall within one of the categories set forth in paragraph (A) or (B), subdivision (1), subsection (t) of this section **issued by a code enforcement agency of a municipality that has not adopted the state building code shall be served in accordance with the law of this state concerning the service of process in civil actions,** except that personal service may be made by a code enforcement agency official and the method of service effectuated by mail by the clerk of a court as permitted by Rule 4(d)(1)(D) of the West Virginia Rules of Civil Procedure is effectuated by mailing by a code enforcement agency official and shall be posted in a conspicuous place on the property that is the subject of the notice of violation or correction.

W. Va. Code§ 8-12-16.

Proposed Solution: The City will enact an ordinance providing City enforcement officials authority to issue "on-the-spot" citations for certain violations. In particular, the City seeks authority to issue "on-the-spot" citations for sanitation, drainage, high weeds, high grass, graffiti, exterior garbage accumulation, open storage in residential districts, and vehicles without proper registration. The proposed citations may be issued to owners, lessees, sub lessees, tenants, occupants, and/or the agents/managers presently having control over the property in question. The ordinance will provide those receiving an "on-the-spot" citation to contest the citation before the municipal court.

Conclusion: Allowing "on-the-spot" citations will alleviate unnecessary and cumbersome procedural obstacles, and will facilitate efficient management of the Cities ordinances.

HOME RULE APPLICATION, PLAN AND AMENDMENT CHECKLIST

- Class II legal advertisement of Public Hearing
Dates 3-20, 3-23, 3-27, 3-30 2024
 - Notice of Public Hearing to Municipal Home Rule Board (MHRB) and Cabinet Secretary of every State department
 - Plan available for public inspection 30 days prior to Public Hearing
 - Hearing
Date May 7, 2024
 - Ordinance authorizing plan or amendment
1st reading date April 2, 2024
2nd reading date May 7, 2024
Date of adoption May 7, 2024
 - Required narrative presentation of each separate proposal (see Sample Form Application)
- ATTACHMENTS**
- Affidavit of legal notice of Public Hearing
 - Minutes of Public Hearing, including comments (if any)
 - Certified copy of ordinance authorizing plan or amendment
 - Fiscal statement demonstrating municipality's ability to manage costs or liabilities associated with proposals
 - Affidavit that municipality owes no outstanding State fees
 - Attorney opinion letter that application and plan or amendment complies with applicable State law
 - Submit eight (8) originals and one (1) electronic copy of application plan or amendment to the MHRB

INVOICE AND AFFIDAVIT OF PUBLICATION



Pleasants County Leader

Ph. 304.684.2424 • Fax 304.684.2425
P.O. Box 27, St. Marys, WV 26170

WEST CENTRAL PUBLISHING
FEDERAL I.D. NO. 55-0670056
STATE OF WEST VIRGINIA

COUNTY OF PLEASANTS, to wit:

I, James McGoldrick, being first duly sworn upon my oath, do depose and say:

- that I am Publisher of Pleasants County Leader, a Republican newspaper,
- that I have been duly authorized to execute this affidavit,
- that such newspaper is regularly published weekly for at least fifty weeks during the calendar year, in the municipality of St. Marys, Pleasants County, West Virginia.
- That such newspaper is a newspaper of "general circulation" as defined in Art. 3, Chap. 59 of the Code of West Virginia 1931 as amended, within St. Marys and Pleasants County
- that such newspaper averages in length four or more pages, exclusive of any cover, per issue;
- that such newspaper is circulated to the general public at a definite price or consideration;
- that such newspaper is a newspaper to which the general public resorts for passing events or a political, religious, commercial and social nature and for current happenings, announcements, miscellaneous reading matters, advertisements and other notices;
- and that the annexed notice described as follows:

Notice of Public Hearing - Home Rule Program

WAS PUBLISHED IN SAID NEWSPAPER AS FOLLOWS:

TIMES

DATES

Two

March 23 and 30, 2024

PUBLICATION CHARGES

\$94.64

CERTIF-BILL TO

City of St. Marys
418 Second Street
St. Marys, WV 26170

(signed)

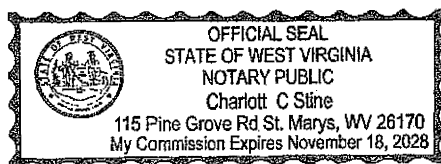
NOTARIZATION

Taken, sworn to and subscribed before me this 30th

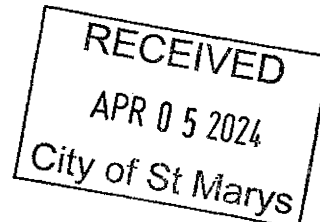
day of March, 20 24

Charlott C Stine

Notary Public



**PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR PAYMENT TO:
P.O. BOX 27, ST. MARYS, WV 26170**



NOTICE OF PUBLIC HEARING CITY OF SAINT MARYS

APPLICATION TO WEST VIRGINIA MUNICIPAL HOME RULE PROGRAM

Notice is hereby given by the CITY OF SAINT MARYS that it will hold a public hearing on Tuesday, May 7th 2024 at City Hall, Council Chambers, 418 Second Street, Saint Marys West Virginia 26170

The purpose of this public hearing is to discuss the City of Saint Marys' proposed Home Rule written plan and application pursuant to the provisions of West Virginia Code §8-1-5a, as amended. The information gathered and presented at this public hearing will be utilized by the City in its application to the Municipal Home Rule Board.

The City of Saint Marys' proposed Home Rule Program written plan will be available for public inspection at City Hall, 418 Second Street, Saint Marys West Virginia 26170, beginning on Wednesday March 20th 2024, during normal business hours, Monday-Wednesday and Friday between the hours of 8:00am and 4:00 pm, Thursdays 8:00am and 12:00pm (excluding holidays).

All interested citizens are invited to attend the public hearing on Tuesday May 7th 2024 and to present oral or written comments concerning the City's proposed Home Rule plan at that time. Written comments may also be addressed to Olivia Taylor, Grant Writer, City of Saint Marys, 418 Second Street, Saint Marys, West Virginia 26170.

The first reading of the ordinance approving the City of Saint Marys Home Rule written plan and application will take place at the regularly scheduled Council meeting at 7:00 pm on Tuesday April 2nd 2024. The second reading of the ordinance will take place immediately after the public hearing at the regularly scheduled Council meeting at 7:00 pm on Tuesday May 7th 2024. If adopted, this ordinance will take effect upon passage. Both readings of the ordinance will take place at City Hall, Council Chambers, 418 Second Street, Saint Marys, West Virginia 26170.

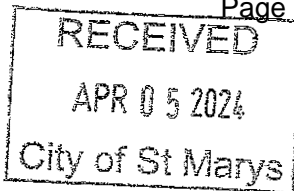
3-20, 27-O; 3-23, 30-L

INVOICE AND AFFIDAVIT OF PUBLICATION



St. Marys Oracle

Ph. 304.684.2424 • Fax 304.684.2425
P.O. Box 27, St. Marys, WV 26170



WEST CENTRAL PUBLISHING
FEDERAL I.D. NO. 55-0670056
STATE OF WEST VIRGINIA
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TIMES DATES

Two March 20 and 27, 2024

PUBLICATION CHARGES

\$94.64

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City of St. Marys
418 Second Street
St. Marys, WV 26170

(signed) *James McGoldrick*

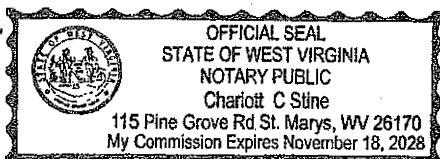
NOTARIZATION

Taken, sworn to and subscribed before me this 27th

day of March, 20 24

Charlotte J. [Signature]

Notary Public



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3-20, 27-O; 3-23, 30-L

**PLEASE RETURN A COPY OF THIS INVOICE WITH YOUR PAYMENT TO:
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NOTICE OF PUBLIC HEARING
CITY OF SAINT MARYS

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Sent to: Larry Pack	Cynthia Persily
James Bailey	Dr. Sherri Young
Mark Scott	Mark Sorsaia
Randall Reid-Smith	Jimmy Wriston
Mitch Carmichael	Edward Diaz
Harold Ward	Chelsea Ruby
Denise Worley	Major General Bill Crane

U.S. Postal Service
CERTIFIED MAIL RECEIPT
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 For delivery information, visit our website at www.usps.com

OFFICIAL USE

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 Return Receipt Fee (Endorsement Required) \$
 Restricted Delivery Fee (Endorsement Required) \$
 Total Postage & Fees \$

Postmark Here
 MAR 13 2024

Sent To Larry Pack
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3811, July 2020 PSN 7530-02-000-9053

CHARLESTON WV 250

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Larry Pack
WV Municipal Home Rule Board
1900 Kanawh Blvd East
Building 1, W-300
Charleston, WV 25305
 9590 9402 8457 3186 7784 64

2. Article Number (Transfer from service label)
7013 3020 0000 2046 4729

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery _____

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Mail Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only)
 For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee as appropriate)
 Return Receipt (hardcopy) \$
 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

Postage \$
 Total Postage and Fees \$

Postmark Here

Sent To Mitch Carmichael
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, January 2024 PSN 7530-02-000-0777 Seal Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Mitch Carmichael, Secretary
WV Dept. of Economic Dev
1900 Kanawha Blvd East
Charleston, WV 25305
 9590 9402 8507 3186 4075 04

2. Article Number (Transfer from service label)
9589 0710 5270 0610 1189 32

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery _____

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Mail Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only, No Insurance Coverage Provided)
 For delivery information, visit our website at www.usps.com

OFFICIAL USE

Postage \$
 Certified Fee \$
 Return Receipt Fee (Endorsement Required) \$
 Restricted Delivery Fee (Endorsement Required) \$
 Total Postage & Fees \$

Postmark Here
 03/14/2024

Sent To Cynthia Persily
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, January 2024 PSN 7530-02-000-0777 Seal Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Cynthia Persily, Secretary
WV Dept. of Human Resources
One Davis Square, Suite 100E
Charleston, WV 25301
 9590 9402 6968 1225 6344 19

2. Article Number (Transfer from service label)
7010 0290 0001 2081 2863

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) J. Beaver C. Date of Delivery _____

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery
 Mail Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 (Domestic Mail Only)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Postmark Here

Sent To Mark Scott

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3811, July 2020 PSN 7530-02-000-9053 See Reverse for Instructions

CHARLESTON WV 2530

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Mark Scott, Secretary
 1900 Kanawha Blvd East
 Building 1, #19
 Charleston, WV 25305

2. Article Number (transfer from service label)
 7022 0410 0001 0972 5136

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Mark J. Scott Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Adult Signature Priority Mail Express®

Adult Signature Restricted Delivery Registered Mail™

Certified Mail® Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Signature Confirmation™

Collect on Delivery Signature Confirmation Restricted Delivery

Collect on Delivery Restricted Delivery Mail Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 (Domestic Mail Only)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$

Postmark Here

Sent To Harold Ward

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3811, July 2020 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Harold Ward, Secretary
 WV Dept. of Environmental Protection
 601 57th Street SE
 Charleston, WV 25304

2. Article Number (transfer from service label)
 4589 0710 5270 0610 1189 87

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Harold Ward Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

RECEIVED WVDEP
 MAR 18 2024

ADMINISTRATIVE SERVICES

3. Service Type

Adult Signature Priority Mail Express®

Adult Signature Restricted Delivery Registered Mail™

Certified Mail® Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Signature Confirmation™

Collect on Delivery Signature Confirmation Restricted Delivery

Collect on Delivery Restricted Delivery Mail Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 (Domestic Mail Only - No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Postage \$

Certified Fee \$

Return Receipt Fee (Endorsement Required) \$

Restricted Delivery Fee (Endorsement Required) \$

Total Postage & Fees \$

Postmark Here

Sent To Denise Worley

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3811, July 2020 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Denise Worley
 WV Bureau of Senior Services
 1900 Kanawha Blvd East
 Charleston, WV 25305

2. Article Number (transfer from service label)
 7013 3020 0000 2046 4712

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Denise Worley Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Adult Signature Priority Mail Express®

Adult Signature Restricted Delivery Registered Mail™

Certified Mail® Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Signature Confirmation™

Collect on Delivery Signature Confirmation Restricted Delivery

Collect on Delivery Restricted Delivery Mail Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com

Charleston, WV 25305

OFFICIAL USE

Certified Mail Fee	\$4.40	0687
Extra Services & Fees (check box, add fee as appropriate)	\$0.00	31
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00	
<input type="checkbox"/> Return Receipt (electronic)	\$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00	
<input type="checkbox"/> Adult Signature Required	\$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00	
Postage	\$0.68	
Total Postage and Fees	\$5.08	

Postmark Here
03/14/2024

Sent To: James Bailey
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
James Bailey, Secretary
1900 Kanawha Blvd East
Building 3, Suite 600
Charleston, WV 25305

9589 0710 5270 0610 1189 49

COMPLETE THIS SECTION ON DELIVERY

A. Signature
Yerod J. Sheets Agent
 Addressee

B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery
 Registered Mail Mail Restricted Delivery (over \$500)

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

Charleston, WV 25305

OFFICIAL USE

Postage	\$0.00	0687
Certified Fee	\$0.00	31
Return Receipt Fee (Endorsement Required)	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Postage	\$0.68	
Total Postage & Fees	\$0.68	

Postmark Here
03/14/2024

Sent To: Chelsea Ruby
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, April 2020 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Chelsea Ruby, Secretary
1900 Kanawha Blvd East
Building 3, Suite 100
Charleston, WV 25305

7010 0290 0001 2081 2870

COMPLETE THIS SECTION ON DELIVERY

A. Signature
Yerod J. Sheets Agent
 Addressee

B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery
 Registered Mail Mail Restricted Delivery (over \$500)

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com

Charleston, WV 25305

OFFICIAL USE

Certified Mail Fee	\$4.40	0687
Extra Services & Fees (check box, add fee as appropriate)	\$0.00	31
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00	
<input type="checkbox"/> Return Receipt (electronic)	\$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00	
<input type="checkbox"/> Adult Signature Required	\$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00	
Postage	\$0.68	
Total Postage and Fees	\$5.08	

Postmark Here
03/14/2024

Sent To: Mark Sorscia
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4

PS Form 3800, January 2023 PSN 7530-02-000-9053 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Mark Sorscia, Secretary
1900 Kanawha Blvd East
Building 1, W-400
Charleston, WV 25305

9589 0710 5270 0610 1189 70

COMPLETE THIS SECTION ON DELIVERY

A. Signature
Yerod J. Sheets Agent
 Addressee

B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Signature Confirmation Restricted Delivery
 Registered Mail Mail Restricted Delivery (over \$500)

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Postage \$4.40 0687 31
 Certified Fee \$0.00
 Return Receipt Fee (Endorsement Required) \$0.00
 Restricted Delivery Fee (Endorsement Required) \$0.00
 Total Postage & Fees \$5.00

Sent To Edward Diaz
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

03/14/2024

7010 0290 0001 2081 2849

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Edward A. Diaz, Secretary
1900 Kanawha Blvd East
Building 5, Room 205
Charleston, WV 25305

9590 9402 8507 3186 4072 69

2. Article Number (Transfer from service label)
7010 0290 0001 2081 2849

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 [Signature] Agent Addressee

B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Restricted Delivery
 Insured Mail Mail Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$
 Extra Services & Fees (check box, add fee to postage)
 Return Receipt (hardcopy) \$
 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$

Postage \$
 Total Postage and Fees \$

Sent To Jimmy Wriston
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4

0610 0710 5270 0610 1189 56

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Jimmy Wriston, III, Secretary
1900 Kanawha Blvd East
Building 5
Charleston, WV 25305

9590 9402 6968 1225 6342 80

2. Article Number (Transfer from service label)
9589 0710 5270 0610 1189 56

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 [Signature] Agent Addressee

B. Received by (Printed Name)
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Restricted Delivery
 Insured Mail Mail Restricted Delivery

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Postage \$4.00 0687 31
 Certified Fee \$0.00
 Return Receipt Fee (Endorsement Required) \$0.00
 Restricted Delivery Fee (Endorsement Required) \$0.00
 Total Postage & Fees \$4.00

Sent To Major General Bill Crane
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4

03/14/2024

7013 3020 0000 2046 4705

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Major General Bill Crane
1703 Coonskin Drive
Charleston, WV 25311

9590 9402 8457 3186 7784 88

2. Article Number (Transfer from service label)
7013 3020 0000 2046 4705

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 [Signature] Agent Addressee

B. Received by (Printed Name)
Applegate, SAG 2/21/24
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Collect on Delivery Restricted Delivery Restricted Delivery
 Insured Mail Mail Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature
x [Signature] Agent
 Addressee

B. Received by (Printed Name)
 C. Date of Delivery

1. Article Addressed to:
 Randall Reid-Smith
 The Culture Center
 1900 Kanawha Blvd East
 Charleston, WV 25305

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No



9590 9402 8507 3186 4072 38

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

2. Article Number (Transfer from service label)

9589 0710 5270 0610 1189 25

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com.

OFFICIAL USE

Certified Mail Fee \$4.40
 Postage \$0.68
 Total \$5.08

Postmark Here
 03/14/2024


Send To: Randall Reid-Smith
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:
Dave Hardy, Secretary
1900 Kanawha Blvd East
Building 1, W-300
Charleston, WV 25306



9590 9402 8507 3186 4072 45

2. Article Number (Transfer from service label)
7030 0290 0001 2081 2625

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Dave Hardy* Agent
 Addressee

B. Received by (Printed Name) _____ C. Date of Delivery _____

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Adult Signature Priority Mail Express®
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail® Registered Mail Restricted Delivery
 Certified Mail Restricted Delivery Signature Confirmation™
 Collect on Delivery Signature Confirmation Restricted Delivery
 Insured Mail Signature Confirmation Restricted Delivery

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only, No Insurance Coverage Provided)

ORIGINAL USE

Postage	\$4.40	
Certified Fee	\$0.00	
Return Receipt Fee (Endorsed Receipt)	\$0.00	
Restricted Delivery Fee (Governmental Receipt)	\$0.00	
Total Postage & Fees	\$5.08	

Postmark Here: 0687 31

Date: 03/14/2024

Sent To: **Dave Hardy**

Street, Apt. No. or PO Box No. _____
 City, State, ZIP+4 _____

City of St. Marys

418 Second Street

ST. MARYS, WEST VIRGINIA 26170

Phone: (304) 684-2401

Fax: (304) 684-2463

Fiscal Statement

The cost and liabilities involved in the City of Saint Marys Home Rule plan include the estimated decrease in business and occupational tax revenue of \$ 12,112.72 the administration fee from the West Virginia Tax Department for administering, collecting and enforcing the municipal sales and use tax revenue on the Cities behalf, the annual assessment owed to the Municipal Home Rule Board.

The administrative proposals of the Cities Home Rule plan conspiring, 1) Party Memberships Requirements for Election Boards, 2) "On-The-Spot" code enforcement citations.

The City estimates it will have a net revenue of \$68,141.15 corresponding to its sales tax implementation. As such, the City can cover all anticipated cost and liabilities associated with the Home Rule Program



L. Paul Ingram/Mayor

Ordinance Number: _____

AN ORDINANCE AUTHORIZING THE CITY OF SAINT MARYS TO SUBMIT TO THE MUNICIPAL HOME RULE BOARD APPLICATION AND WRITTEN PLAN TO ALLOW THE CITY TO PARTICIPATE IN THE PERMANENT MUNICIPAL HOME RULE PROGRAM CONSENT WITH WEST VIRGINIA CODE §8-1-5a

WHEREAS, in 2007, the West Virginia Legislature enacted WV Code §8-1-5a. known as the Municipal Home Rule Pilot Program; and

WHEREAS, the participation in the Home Rule Program by the City of Saint Marys, a Class IV municipality, would give the City unique flexibility to apply local solutions to local problems, benefiting the greater community, including residents, visitors and businessmen; and

WHEREAS, the City of Saint Marys desires to submit an application and written plan as attached hereto the Municipal Home Rule Board requesting approval to participate in the permanent Municipal Home Rule Program; and

WHEREAS, the provisions of Senate Bills 4 require that all municipalities participating in the Municipal Home Rule Program shall pay an annual assessment of \$2,000 for the operation and administration of the Municipal Home Rule Board.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAINT MARYS, THAT:

SECTION 1: The Mayor is hereby authorized and directed to submit to the Municipal Home Rule Board, in accordance with the provisions and requirements of W.Va. Code §8-1-5a, as amended, the application and written plan, and to request that the Board approve the application and written plan thereby allowing the City to participate in the permanent Municipal Home Rule Program.

SECTION 2: The Mayor and the City’s officers are further authorized to do all things reasonably necessary to obtain approval of the City’s application and written plan including, but not limited to, payment of the \$2,000 annual assessment if and when such assessment is made by the Municipal Home Rule Board.

SECTION 3: This Ordinance shall be effective upon passage after second reading and public hearing.

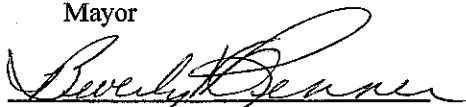
Passed on First Reading: April 2 2024

Adopted on Second Reading: May 7 2024

Public Hearing: May 7 2024



Mayor



Recorder

City of St. Marys

418 Second Street

ST. MARYS, WEST VIRGINIA 26170

Phone: (304) 684-2401

Fax: (304) 684-2463

AFFIDAVIT

STATE OF WEST VIRGINIA

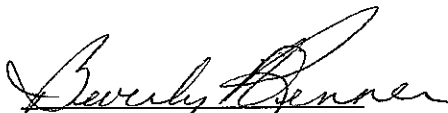
COUNTY OF Pleasants, TO-WIT:

The Affiant, after being duly sworn, swears and affirms as follows:

1. I, Beverly Renner, am the Recorder of the City of Saint Marys.
2. As the Recorder and Chief Executive Officer, I am familiar with all of the financial affairs for the City of Saint Marys.
3. I certify that the City of Saint Marys is not delinquent nor has any outstanding payments due to the State of West Virginia.

And further the affiant sayeth not.

**CITY OF SAINT MARYS,
WEST VIRGINIA**




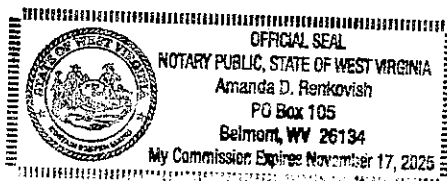
By: Beverly Renner

Its: Recorder

Taken, sworn to and subscribed before me the 8th day of May 2024.

My commission expires November 17, 2025


Notary Public





STATE OF WEST VIRGINIA
 State Tax Department, Taxpayer Services Section
 P.O. Box 885
 Charleston, WV 25323-0885



Matthew R. Irby, State Tax Commissioner

CITY OF ST MARYS
 418 2ND ST
 SAINT MARYS WV 26170-1008

Letter Id: L1347490976
 Issued: 04/10/2024

West Virginia State Tax Department

Letter of Good Standing

EFFECTIVE DATE: April 10, 2024

A review of tax accounts indicates that CITY OF ST MARYS is in good standing as of the effective date of this document. Please note, this Letter of Good Standing expires on **July 9, 2024**.

The issuance of this Letter of Good Standing shall not bar any audits, investigations, assessments, refund or credits with respect to the taxpayer named above and is based only on a review of the tax returns and not on a physical audit of records.

Sincerely,

Catherine Mitchell, Assistant Director
 Taxpayer Services Section

City of St. Marys

418 Second Street

ST. MARYS, WEST VIRGINIA 26170

Phone: (304) 684-2401

Fax: (304) 684-2463

The Honorable Larry Pack
West Virginia Home Rule Board
1900 Kanawha Blvd East
Building 1, W-300
Charleston, WV 25305

Chairman:

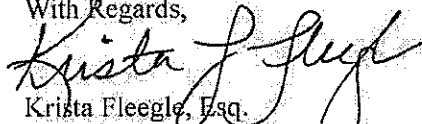
I am fortunate to represent the City of Saint Marys as the appointed City Attorney. I have had an opportunity to review *West Virginia Code Section 8-1-5a* regarding the city's proposed participation in the Home Rule Pilot Program.

Based on my examination of the attached application and the exhibits incorporated therein and the aforementioned *West Virginia Code Section*, it is my opinion that the application complies with the requirements of *West Virginia Code Section 8-1-5a*.

The application does not provide for any proposed changes to resolutions, acts, ordinances rules or regulations that are contrary to the provisions of *West Virginia Code Section 8-1-5a(i) (1-24)* or attempts to do any act prohibited by *Sec. 8-1-5a (j) (1-3)* and that this Application is fully compliant with *West Virginia Code Section 8-1-6*.

I think the board for the consideration of this application and should any additional information be required, please advise.

With Regards,



Krista Fleegle, Esq.
City of Saint Marys Attorney

AGENDA
ST. MARYS CITY COUNCIL
May 7th, 2024
7:00 pm

PLEDGE OF ALLEGIANCE

PUBLIC HEARING: To hear comments/objections to home rule application

APPROVAL OF MINUTES: Regular Session on April 16th, 2024

AFFIDAVITS OF PUBLICATION:

Notice of Levy Estimates; Oracle... Apr 3 and Apr 11, and Leader... Apr 6 and Apr 13, 2024

UNFINISHED BUSINESS / REPORTS:

- 1) City Manager
 - a) Dilapidated Property
 - b) Harmony Heights Road
 - c) Caboose
 - d) Fairview Avenue
 - e) Bryant Drive – water issue
 - f) Marina Bldg – heat/cooling unit; roof and siding replacement
- 2) Projects Report
- 3) Chief of Police
 - a) night vision goggles
- 4) City Attorney
 - a) Non-payment of B&O Tax
 - b) Go Mart Clean up
 - c) Amendments to Building Permit Ordinance
 - d) Dilapidated Property
- 5) City Recorder
 - a) Home Rule
- 6) Beautification Committee
 - a) Dock replacement Marina
 - b) Replace Heating/Cooling Units at Marina Building
- 7) Court Lane/Barkwill Hollow – Greenspan Project – St. Marys Refinery Committee

NEW BUSINESS:

1. Approve bills
2. Second/Final reading: Ordinance authorizing the city of St Marys to submit to the municipal home rule board application and written plan to allow the city to participate in the permanent municipal home rule program consent with WV Code 8-1-5a
3. Donation to Senior Picnic and Party
4. Update ACH agreement with PCB
- 5.

ADJOURNMENT:

City of St. Marys

418 Second Street

ST. MARYS, WEST VIRGINIA 26170

Phone: (304) 684-2401

Fax: (304) 684-2463

HOME RULE PUBLIC HEARING SIGN IN SHEET

COUNCIL CHAMBERS

07 MAY 7:00 PM

Council will only take action on issues on the agenda posted prior to this meeting. Items not on the agenda will have no official action taken by council. If you are wishing to speak about an agenda item, please note that issue by your name.

NAME	ADDRESS	AGENDA ITEM OR CONCERN
<i>No body</i>	<i>Attended</i>	

MINUTES of May 7th, 2024 regular session of the common council of The City of St. Marys, WV, held in council chambers.

The **PLEDGE OF ALLEGIANCE** was recited.

PRESENT: Mayor L. Paul Ingram, City Manager Mark Dearman, City Recorder Beverly Renner, Clerk Lisa Taylor, and Councilmen: Michael Bowie, Charlie Knight, Tony Farris, Rockie Hall, Lewis K Houser and Christopher Feick

ABSENT: City Attorney Krista Fleegle and Chief of Police Robert Hall

GUEST: TA Johnson and John Lanham

PUBLIC HEARING:

Mayor Ingram opened the public hearing to hear any comments or objections to the home rule application. As there are no comments or objections Mayor Ingram close the public hearing.

NEW BUSINESS:

Mayor moved to new business Item #2

Second/Final reading: Ordinance authorizing the city of St Marys to submit to the municipal home rule board application and written plan to allow the city to participate in the permanent municipal home rule program consent with WV Code 8-1-5a

Tony Farris made a motion to submit the municipal home rule application

Christopher Feick seconded

Motion passed unanimously

APPROVAL OF MINUTES: Mayor Ingram stated that a correction need made to the minutes, Tom Thacker was in attendance not Allen Thacker. Michael Bowie moved to dispense with the reading of the minutes of the regular session of April 16th, 2024 and approve those minutes, with the correction made to Mr. Thacker's name. Copies of those minutes had been distributed to members of council prior to tonight's meeting.

Lewis Houser seconded

Motion passed unanimously

AFFIDAVITS OF PUBLICATION:

Notice of Levy Estimates; Oracle...April 3 and Apr 11, and Leader...April 6 and April 13, 2024

Charlie Knight moved to spread the affidavits of publication, as read, into the minutes

Michael Bowie seconded

Motion passed unanimously

UNFINISHED BUSINESS/REPORTS:

- 1. City Manager: Christopher ask for an update on the items
 - A. Dilapidated Property: Committee positions have been filled and deeds of trust are being worked on, as soon as we get them back, we will move forward
 - B. Harmony Heights Road: nothing
 - C. Caboose: Need to contact the local trades and would also like to talk to the gentleman that takes care of the caboose in Harmer Village outside Marietta, OH
 - D. Fairview Avenue: Mayor thought we still had to pack down the driveway, Mark will follow up
 - E. Bryant Drive – water issue: Mark has spoken to most of the residents on the street, still needs to meet with about 6 residents. He will also send a letter out to all the residents. Mr. Lanham wanted to thank Mark for meeting and explaining everything, and he feels everyone understands they are responsible to everything behind the curb. He said Mark has been up numerous times and he feels the water issue has improved, and understands the repairs have to settle before repair of the pavement.
 - F. Replace Heating/Cooling Units at Marina Building: Waiting to find funding, he has submitted paperwork to FEMA to see if they will help with repairs since we had two floods back-to-back.
- 2. Public Works:
 - A. Projects Report: nothing
- 3. Chief of Police: absent
 - A. night vision goggles:
- 4. City Attorney: absent
 - A. Amendments to Building Permit Ordinance: nothing
 - B. Non-payment of B&O Tax: nothing
 - C. Go-Mart clean up: nothing
 - D. Dilapidated Property: nothing
- 5. City Recorder: nothing
- 6. Beautification Committee: nothing
- 7. Court Lane/Barkwill Hollow – Greenspan Project – St. Mary’s Refinery Committee: nothing

NEW BUSINESS:

- 1. Approval of Bills: Michael Bowie moved to approve the bills as presented for payment.
 Rocky Hall seconded
 Motion passed unanimously

General Fund	\$	14,270.19	
Beautification Fund	\$		
Coal Severance	\$		
Special Levy Fund	\$	7,522.14	
Water Fund	\$	4,848.60	
Sewer Fund	\$	18,044.52	

Refuse Fund	\$ 219.85	
Capital Improvement	\$	
ARPA Funds	\$ 250.00	
Fifth Third charges Invoices not input yet	\$ 31,728.03	
TOTAL ALL FUNDS	\$ 76,883.33	

3. Donation to Senior Picnic and Party: Class of 2024 submitted a donation request for their senior picnic/graduation party. Funds will be used to buy prizes for the events. Beverly stated that in previous years the council has given \$300 and used Coal severance funds for the donation, which has funds available.

Tony Farris made a motion to give \$300 to the Class of 2024 for their picnic and graduation party
Christopher Feick seconded
Motion passed unanimously

5. Update ACH agreement with PCB: Beverly submitted to council a form to update the information with PCB for the ACH pmts for payroll. This form is for payroll only and will have Beverly Renner or Mandy Renkovish as signors for the ACH payroll transfers.

Tony Farris made a motion to update the ACH form to include Beverly and Mandy
Lewis Houser seconded
Motion passed unanimously

Tony ask about the advertisement for summer help, how many are we hiring, what are they going to be doing, does council approve?

Mark said he would like to hire 3-4 and they would be painting curbs, weed eating and mowing, and he didn't remember council approving in previous years. Michael Bowie said he didn't remember voting on that in previous years.

Charlie Knight also stated that volunteers who can no longer maintain flower beds they have made, needs to find another group to work on the beds and not pass the work on to the city, as the city has enough mowing and weeding to do in the city.

ADJOURNMENT: Meeting adjourned at 7:46pm.

Tony Farris moved to adjourn
Lewis Houser seconded
Motion passed unanimously