

**City Of Martinsburg  
Special City Council Meeting  
Monday, July 29, 2013  
5:00 P.M.**

1. Call to Order
2. Roll Call
3. Approve June 13, 2013 Regular Meeting Minutes
4. Approve July 11, 2013 Regular Meeting Minutes
5. **Presentations**
  - a. Administer Oath of Office to Police Lieutenant Justin Darby
6. **Petitions From Citizens**
7. **Receive And File Reports—Minutes—Correspondence Of The Following:**
  - a. Board of Zoning Appeals April 2, 2013 Regular Meeting Minutes
8. **Reports Of Chairpersons Of Council Standing Committees**
  - a. Approve/deny Council as a Whole Committee July 23, 2013 Minutes
9. **Report Of Mayor**
  - a. Reminder that the Regular City Council Meeting for August is to be held on Thursday, August 15, 2013 (the 3<sup>rd</sup> Thursday)
  - b. Reappoint Ms. Kristine Carr to the Martinsburg-Berkeley County Public Library Commission term 7/1/2013-7/1/2018
10. **Report Of City Attorney**
11. **Report Of City Manager**
  - a. Wastewater Treatment Plant Upgrade Project bid update
12. **Unfinished Business**
  - a. Third and Final Reading of Ordinance 2013-08: *An Ordinance to Amend the City of Martinsburg Zoning Map to Rezone an Improved Parcel of Real Estate Consisting of Approximately 79,386 Square-Feet, Identified as Postal Address 411-417 Auburn Street and Further Identified in the Martinsburg District on the Berkeley County, West Virginia Tax Map as Map M5, Parcels 22, 27, 27.1, and 28 and Now or Formerly Owned by*

*Potomac Construction Leasing, LLC from its Current Zoning Classification of IG (General Industrial) to BC (Community Business)*

- b. *Third and Final Reading of Ordinance 2013-09: An Ordinance to Amend the Text of the City Of Martinsburg Zoning Ordinance (MZO) At Section 200 "Definitions" and Section 560 "Zoning District Uses" To Allow a "Self-Storage" To Operate In the Community Business (BC) District Subject To Special Exception Approval*
- c. *Third and Final Reading of Ordinance 2013-10: An Ordinance to Add and Amend the Text of The City of Martinsburg Zoning Ordinance At Section 200 "Definitions of Terms" to define "Disabled," "Fair Housing Act," "Family" and "Group Home."*

### **13. New Business**

- a. *First and Second Reading of Ordinance 2013-11: An Ordinance Amending And Reenacting The City Of Martinsburg Code, Part 3, Chapter 3, Article 345, Section 35 By Amending Section 345.35 Operation Of Vehicles With Safety Belts.*
- b. *First and Second Reading of Ordinance 2013-12: An Ordinance Amending The City Of Martinsburg Code, Part 3, Traffic Code, Chapter 5, Vehicular Operation, By Adding Article 351, Licensing, Section 12, Graduated Driver's License, To Provide For The Enforcement Of The West Virginia Graduated Driver's Licenses; Definitions; Exceptions; Penalties.*
- c. *Approve/deny Resolution 2013-10: General Fund Budget Revision #1, FY 2013-2014*
- d. *Approve/deny Resolution 2013-11: A Resolution Authorizing George Karos, Mayor Of Martinsburg, To File An Application And Enter Into A Contractual Agreement With The West Virginia Development Office And Receive Funds In The Amount Of \$33,500 Through The Community Participation Grant Program For The Martinsburg Little League Association To Apply Towards Updates And Repairs To The Little League Field.*
- e. *Approve/deny Resolution 2013-12: A Resolution Approving, in Concept, the Issuance of not to Exceed \$16,500,000.00 in Aggregate Principal Amount of Subordinate Combined Waterworks and Sewerage System Revenue Bonds of the City of Martinsburg to Finance a Portion of the Costs of Certain Improvements to the Sewerage System Portion of the Combined Waterworks and Sewerage System of the City of Martinsburg*
- f. *Authorize the Mayor to sign a letter of endorsement to the ABC Commission for a beer garden at the Martinsburg Mallø òBurg Wing Offö Saturday, August 31 from noon until 4:00 PM*
- g. *Approve/deny Breast Cancer Awarenessö Cumberland Valley, Inc.ø request to tie pink ribbons on parking meters and trees in Martinsburg on Monday, October 14, 2012-Friday, October 18, 2012.*
- h. *Approve/deny agreement between the City of Martinsburg and PEM Consulting, LLC: part-time contractual Community Development Director*

- i. Approve/deny renewal of Property and Causality Insurance (\$567,970) and Workers Compensation Insurance (\$295,293) and WV Surcharge (\$3,018.81)ô Travelers Indemnity Company of Americaô (Total--\$866,281.81)
- j. Confirm authorization for FY 2014 WVDEP REAP Litter Control Grant (\$5,000--\$2,500 grant/\$2,500 in-kind City match)
- k. Approve/deny Martinsburg Fire Department Standards of Apprenticeship
- l. Approve/deny Approve/deny FY 2013 Blue Ridge Community and Technical College Paramedic Student Agreement with the Martinsburg Fire Department.
- m. Approve/deny seven (7) X2 Tasersô Police Levy Fund--Taser International (\$9,844.64).
- n. Approve/deny purchase of the followingô Martinsburg Police Department Special Response Teamô Police Levy Fund (\$11,312)
  - Eight (8) Eotech Weapon Sightsô Tannermanø Trading Company--\$5,200
  - Eight (8) rear sights, sixteen (16) polymer rails and five (5) upper receivers for patrol riflesô Practical Defense International--\$3,282.40
  - Surefire switch and lights for patrol riflesô Valley Guns--\$2,829.60
- o. Approve/deny Habitat for Humanityø request to waive Community Development Fee (see City Council a Whole Committee minutes).
- p. Approve/deny de-annexation requestô Mr. and Mrs. Scott Myers, Apple Harvest Drive (see Committee minutes)
- q. Approve/deny de-annexation requestô C. J. Seibert Orchard Company (see Committee minutes)
- r. Approve/deny Boys and Girls Club sidewalk replacement as part of storage tank removal (see Committee minutes)
- s. Approve/deny engineering services for Church Street Stormwater Projectô Alpha Associates ( \$14,500-Phase One)

#### **14. Executive Session**

- (a) Discuss pending legal matters with Counsel (if necessary)
- (b) Discuss personnel matters (if necessary)
- (c) Discuss real estate matters involving competitive bids (if necessary)

#### **15. Adjournment**