

**City Of Martinsburg  
Special City Council Meeting  
Monday, June 02, 2014  
5:00 PM**

With a quorum present, the special session of the Martinsburg City Council was called to order by Legal Counsel Catie Delligatti at 5:00 p.m. The following Council Members were present: Don Anderson, Dennis Etherington, Kevin Knowles, Gregg Wachtel, Max Parkinson and Jason W. Baker. Absent was Roger Lewis. Also present were: Mark S. Baldwin, City Manager, Legal Counsel Catie Delligatti, Gena Long, City Recorder, Police Captain George Swartwood, Steve Knipe, Utilities Director and Finance Director Mark Spickler.

Motion was made by Councilman Etherington, seconded by Councilman Parkinson, to nominate Councilman Wachtel to lead the meeting. Motion carried unanimously.

**3. Presentations**

**a. For the kids, by George Children's Museum update—Lisa Dall'Olio**

Ms. Dall'Olio announced that a director had been selected for the Museum and introduced Ms. Bree Myers, a Martinsburg native whose family has a long history in the Martinsburg railroad industry.

Ms. Myers stated that she was looking forward to working with Council toward the success of the museum. Council welcomed her back to Martinsburg and congratulated her on the position.

**4. Petitions from Citizens**

There were no petitions from citizens.

**5. Receive and File Reports—Minutes—Correspondence Of the Following:**

None

**6. Reports of Chairpersons of Council Standing Committees**

None

**7. Report of Mayor**

**a. Reminder of Regular Council Meeting on June 12, 2014 at 6:30 PM.**

**b. Schedule Special Council Meeting for Tuesday, July 29, 2014 at 5:00 PM for FY 2014-2015 Budget Amendment per WV State Code.**

Acting Mayor Wachtel scheduled the meeting.

**c. City of Martinsburg Municipal Home Rule Application as submitted May 27, 2014**

**8. Report of City Attorney**

There was no report of the City Attorney.

## **9. Report of City Manager**

There was no report of the City Manager.

## **10. Unfinished Business**

**a. Third and final reading of Ordinance 2014-12: *An Ordinance Amending and Reenacting the City of Martinsburg Code, Part 7-Business and Taxation, Article 733, By Amending Section 733.08 to Require All Purchasers Who Engage in the Barter, Trade or Purchase of Any Secondhand Personal Property to Retain Said Personal Property for Ten Days***

Motion made by Councilman Knowles, seconded by Councilman Etherington, to approve the third and final reading of Ordinance 2014-12, by title only and adopt. Motion carried unanimously.

## **11. New Business**

**a. Approve/deny HRI Inc.'s Application for Payment #6 (734,489.44)**

Motion made by Councilman Etherington, seconded by Councilman Parkinson, to approve HRI, Inc.'s Application for Payment #6. Motion carried 5-1, Anderson no.

**b. Discuss grant application for Martinsburg Stormwater Financing Study--\$66,675 (EPA \$50,000, City of Martinsburg, \$16,675)**

City Manager Mark Baldwin explained that since the City of Martinsburg is an MS4 Community in its 3<sup>rd</sup> year of its 2<sup>nd</sup> five-year-plan. The program, he stated, is growing beyond resources in terms of staff and funding. He explained that the administration of the City's Stormwater Management (SWM) is an on-going permanent process and will continue to get more stringent.

Mr. Baldwin explained that WV Code allows for SWM utilities to be formed and fees and taxes levied, if that is desirable. The feasibility study will assist the City of Martinsburg in locating revenue sources and funding levels, as the financial needs of the SWM plan are currently being taken from the General Fund. He stated that eleven West Virginia communities and others in the quad-state area currently have SWM utilities and collect utility fees.

Councilman Knowles asked if the City of Martinsburg was already behind its targeted goals. Utilities Director Steve Knipe stated that the City is not beyond, but is about to enter the third level of planning, which will be considerably more intense.

Matt Pennington, Region 9, explained that the proposed 75/25 grant comes from the Federal level and would aid the City of Martinsburg in building a solid and successful SWM program.

Councilman Baker asked if the grant money could only be used for a feasibility study, or if it could be used for planning and infrastructure. Mr. Pennington replied that this money is only for studies such as the proposed, but that there is another source of grant funding that would assist with new generation infrastructure, such as rain gardens, green rooftops, etc. Those grants, he added, are 50/50 grants.

Councilman Baker expressed concern that the feasibility study would serve to create a new department in City government, but would not help with actual engineering. Mr. Pennington stated that this study is intended to be a high level tool that will examine the permit, current SWM plan, current conditions, staffing, milestones, revenue sources and the like.

Mr. Baldwin added that he anticipates a plan which will allow the City to put together a budget for SWM for further action, such as engineering and mapping studies as well as capital improvements. He reiterated that time is of the essence at a staff level. Mr. Pennington agreed, adding that, while this is a rolling budget, the current cycle is coming to an end and, even if Council acted in June, it would be end of summer/early fall before a decision would be issued.

Councilman Knowles asked that further information on the City's SWM initiatives be included in the June 12 Council packet. Mr. Baldwin agreed to provide that information.

Motion made by Councilman Etherington, seconded by Councilman Parkinson, to include this as an action item on the June 12, 2014 Regular Meeting Agenda. Motion carried unanimously.

### 13. Adjournment

Meeting was adjourned by unanimous consent at 5:45 PM.

  
Gena Long, City Recorder

  
George Karos, Mayor