

City Of Martinsburg
Regular City Council Meeting
Thursday, April 09, 2015
6:30 P.M.

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayerô Rajan Zed, President, Universal Society of Hinduism
5. **Public Hearing** To Address Comcast Of California/Maryland/Pennsylvania/Virginia/West Virginia, LLC.ø Application For A Non-Exclusive Franchise Agreement Authorizing Comcast To Construct And Operate A Cable System In The Public Ways Within The Franchise Area, And For That Purpose To Erect, Install, Construct, Repair, Replace, Reconstruct, Maintain Or Retain In Any Public Way Any Poles, Wires, Cables, Conductors, Ducts And Other Related Property Or Equipment As May Be Necessary Or Appurtenant To The Cable System, And To Provide Services Over The Cable System As May Be Lawfully Allowed And To Sell Same To The Public Pursuant To WV Code Section 8-31-1
6. Approve March 12, 2015 Regular Meeting Minutes
7. Approve March 24, 2015 Special Meeting Minutes
8. Approve February 2015 Administrative and Financial Report.
9. **Presentations**
 - a. Wastewater Treatment Plant Project Updateô Mr. Steve Knipe, Utilities Director (See items 17 K and 17 L; move action up on agenda)
 - b. Martinsburg-Berkeley County Convention and Visitorø Bureau Updateô Laura Gassler
 - c. Make comment on ABC Zoning Formô The Hub Co-op, LLCô 126 E. Burke Street (contingent upon approval at the April 7, 2015 Board of Zoning Appeals Meeting)
10. **Petitions From Citizens**
11. **Receive And File Reports—Minutes—Correspondence Of The Following:**
 - a. Paint the Town Purple Proclamationô to be read on the Square at noon on May 4, 2015
 - b. Martinsburg/Berkeley County CVB February 2015 Financial Report

- c. Eastern Panhandle Regional Planning and Development Council (Region 9) November 2015 Meeting Minutes and 2015 Air Quality Management Plan
- d. Hagerstown/Eastern Panhandle Metropolitan Planning Organization January 2015 Meeting Minutes and FY 2014-2017 Berkeley County Projects
- e. Transportation Alternatives Program Grant Award Certificate for FY 2014
- f. Eastern Panhandle Transit Authority March 2015 Minutes and Financial Report

12. Reports Of Chairpersons Of Council Standing Committees

13. Report Of Mayor

- a. Reminder of Special City Council Meeting for Tuesday, April 21, 2015 at 5 PM for purposes of approving the FY 2015 levy rates and other business as needed
- b. Reminder of Take Pride in your Community Spring Clean-up Eventô May 16, 2015
- c. Notification of Public Hearing to present the City of Martinsburg's CDBG and HOME Annual Action Planô conducted by Nancy Strine, CDBG Administratorô Thursday, April 30, 2015 at 4:30 PM
- d. Reappoint Melody Jones (née Wise) to the Housing Authorityô term 5/4/2015-5/4/2020
- e. Reappoint Roger Engle to the Martinsburg-Berkeley County Parks and Recreation Boardô term 5/1/2015-5/1/2018
- f. Reappoint the following to the Shade Tree Commission--term 5/9/2015-5/9/2018
 - 1. Ginger Grimes
 - 2. Mary Boyd Kears
 - 3. Walter Bowers
- g. Reminder of following vacancies
 - 1. Parking Authority (2)
 - 2. Human Relations Committee (5)
 - 3. Historic Preservation Review Commission (1)

14. Report Of City Attorney

15. Report Of City Manager

- a. Projects Update
- b. Train Station Corridor Grant (Total \$192,500: \$154,000 grant/\$38,500 City Match)
- c. Discuss Local Implementation Funding Grant Program for Stormwater Management

16. Unfinished Business

17. New Business

- a. Approve/deny Non-exclusive Cable Franchise Agreement between the City of Martinsburg and Comcast of California/Maryland/Pennsylvania/Virginia/West Virginia, LLC (see Item 5 for documentation)
- b. Approve/deny Resolution 2015-08 Authorizing George Karos, Mayor Of Martinsburg, to File an Application and Enter Into a Contractual Agreement with the West Virginia Development Office for the Purpose of Acquiring Funds through the Community Participation Grant Program for an ADA Accessible Restroom on the West End of Ambrose Park
- c. Approve/deny request from Berkeley Heights Elementary to conduct 5K run/walk along submitted route on Saturday, April 18, 2015 for the purpose of raising funds for playground equipment for special needs children, contingent upon proof of adequate liability insurance
- d. Approve/deny request from Berkeley Arts Council to engage in a "Plein Air" painting event in conjunction with Heritage Day on Saturday, May 9, 2015 in various locations downtown, contingent upon proof of adequate liability insurance
- e. Approve/deny submission of City of Martinsburg Draft Five-Year Stormwater Management Plan to the WVDEP
- f. Approve/deny Acceptable Use Policy for City of Martinsburg owned mobile devices (IPads, etc.)
- g. Approve/deny Finance Director vacation leave accrual of 165.75 hours for additional time worked (285 hours) implementing new financial software
- h. Approve/deny bids for street repaving and sidewalks, as recommended by the City Engineer--\$196,957.75 "Jefferson Asphalt Products, Co. (JAPCO)" "CDBG Funds"--\$178,666.00
- i. Approve/deny Memorandum of Understanding (MOU) between the City of Martinsburg and the Eastern Panhandle Regional Planning and Development Council (Region 9) regarding Sourcewater Protection Plan
- j. Approve/deny purchase of Forcible Entry Door Training Device--\$6,735 "Troxfire Training Solutions, LLC (sole supplier)" "Fire/EMS Fund"
- k. Approve/deny Engagement of Placement Agent or Underwriter and Disclosure Pursuant to MSRB Rule G-17 between the City of Martinsburg and Crews & Associates
- l. Approve/deny Resolution 2015-07 authorizing HRI Inc. "Application for April Payment #16 "--\$988,088.90
- m. Approve/deny Change Order #11 between the City of Martinsburg, O'Brien and Gere Engineers, Inc., and HRI, Inc. for the WWTP Upgrade Project--\$109,920.00

18. 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)

19. Adjournment