

**City Of Martinsburg**  
**Regular City Council Meeting**  
**Thursday, April 10 2014**  
**6:30 P.M.**

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer
5. Approve March 13, 2014 Regular Meeting Minutes
6. Approve March 25, 2014 Special Meeting Minutes
7. Approve February 2014 Administrative and Financial Report.
8. **Presentations**
  - a. Proclamation Building Safety Month May 2014
  - b. Make comment on ABC Zoning Form Jaime Cardona D.B.A. Fiesta Tapatia #1, Inc 201 S. Viking Way (former Shoney's location)
9. **Petitions From Citizens**
10. **Receive And File Reports—Minutes—Correspondence Of The Following:**
  - a. Public Works FY 2013-2014 Increment Weather Cost Analysis
  - b. National Day of Prayer Proclamation to be read at Library on May 1, 2014
  - c. Board of Zoning Appeals February 4, 2014 Meeting Minutes
  - d. Planning Commission January 8, 2014 Meeting Minutes
11. **Reports Of Chairpersons Of Council Standing Committees**
12. **Report Of Mayor**
  - a. Reminder of Special City Council Meeting for Tuesday, April 15, 2014 at 5 PM for purposes of approving the FY 2014 levy rates and other business as needed
  - b. Reminder of Special City Council Meeting for Tuesday, April 29, 2014 at 6:30 PM to hold public hearing to solicit comment on the City of Martinsburg Home Rule Plan levy rates and other business as needed

- c. Reappoint Donald Anderson to the Housing Authority term 5/4/2014-5/4/2019
- d. Reappoint the following to the Shade Tree Commission--term 5/7/2014-5/9/2017
  - 1.Dennis Etherington
  - 2.Randy Lewis
  - 3.Steve Knipe
- e. Reminder of following vacancies
  - 1.Parking Authority (2)
  - 2.Code Appeals Board (1)
  - 3.Board of Zoning Appeals (1 alternate)

### **13. Report Of City Attorney**

- a. Comcast Cable Franchise Agreement Update

### **14. Report Of City Manager**

- a. Projects Update

### **15. Unfinished Business**

- a. Third and Final Reading of Ordinance 2014-03: *An Ordinance To Amend And Reenact The City Of Martinsburg Personnel Rules And Policies Section VI: Benefits At Section D: Sick Leave And Section K: Personal Leave*

### **16. New Business**

- a. First and second reading of Ordinance 2014-05: *An Ordinance Enacting The City Of Martinsburg Code, Part 5, Article 545, By Adding Section 545.14a To Provide Regulate Firearms And Weapons In Municipally Owned Recreation Facilities*
- b. First and Second Reading of Ordinance 2014-06: *An Ordinance Amending And Reenacting The City Of Martinsburg Code, Part 5, Article 545, By Amending Section 545.14 To Provide That Firearms And Weapons Are Prohibited In Municipally Owned Or Operated Building Other Than Municipally Owned Recreation Facility*
- c. First and Second Reading of Ordinance 2014-07: *An Ordinance Amending The City Of Martinsburg Code, Part 5, General Offences, Article 533, Offenses Relating To Property By Adding Article 533 Section 21 Special Litter Prevention Officers*
- d. First and Second Reading of Ordinance 2014-08: *An Ordinance To Provide For The Adoption, Approval And Implementation Of An Intergovernmental Agreement Between The City Of Martinsburg, West Virginia, Larry A. Hess, Assessor Of Berkeley County, West Virginia , And County Council Of Berkeley County, West Virginia To Enter Into A Hold Harmless And Indemnity Agreement*
- e. Approve/deny request from Martinsburg High School Cheerleading Booster to hold a bake sale on the Town Square Pedestrian Plaza on Saturday, May 10 from 9 AM until 5 PM, contingent upon proof of adequate liability insurance.

- f. Approve/deny request from Immanuel's House to hold a three-mile foot race (route provided) and the temporary closing of the 700 Block of Buxton Street on Saturday, July 12, 2014 from 6 AM until 1 PM, contingent upon proof of adequate liability insurance
- g. Confirm FY 2014 CDBG and HOME allocations and annual plan
- h. Approve/deny extending banking service contract with Jefferson Security Bank
- i. Approve/deny purchase and installation of aluminum canopy on Fire Station--\$4,800  
Minghini's General Contracting
- j. Approve/deny Energy Management Agreement between the City of Martinsburg and EnerNOC, Inc.
- k. Approve/deny HRI Inc.'s Application for Payment #4 (\$904,925.97) and summary of project completion status
- l. Approve/deny request from Children's Home Society to hold a "pinwheel garden" in the Town Square on April 23 in observance of Child Abuse Prevention Month contingent upon proof of adequate liability insurance

#### **17. 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)

#### **18. Adjournment**