

Martinsburg City Council
Special City Council Meeting
June 23, 1983 (October 24, 2013)
Minute Book 36, P. 199-201

The City Council of Martinsburg met in Special session in the Council Chambers at City Hall on June 23, 1983. Present were Mayor William C. Clohan, Sr., Council members Julian Fulk, Merle Butts, Donald Gregory (7:15 PM), Michael Lewis, Edward Dockeney, Jr.(7:15), H. Kenneth Cushwa, Jr., (7:25), Clarence Miller, Richard Wachtel, Betty Gunnoe, William Turner, Jr., and Charles McAtee, Jr. Also present were City Manager Janis Zachman and City Attorney J. Oakley Seibert. Councilman George Karos was absent. With a quorum present, the Mayor declared the meeting in order at 5:30 PM.

Motion was made by Councilman Miller, seconded by Councilman Butts, to go into executive session at 5:30 PM. Motion carried.

Motion was made by Councilman Wachtel, seconded by Councilman Fulk, to go back into regular session at 5:45 PM. Motion carried.

Motion was made by Councilman Wachtel, seconded by Councilman Fulk, that Karen Fultz be appointed City Recorder at the stated salary with the understanding that she further her education as part of the appointment. Motion carried.

Consider a request by the Police Pension fund to increase City contribution for 1983-84

Lt. Jack Strobridge, Police Pension Trustee, appeared before Council to discuss the need for the City to increase its contribution to the Police Pension Fund.

Lt. Strobridge explained to Council that, while not required in order to receive a share of the state insurance fund proceeds, the City is requested to pay its normal cost contribution, plus assist in amortizing the unfunded actuarial accrued liability over a period of not more than 40 years.

The estimated cost for 1983-84 fiscal year for retiree pension only, is \$50,368. The income for the oncoming year is obtained from several sources; 7% of employee deductions and \$5,000 budgeted from the City, making the total estimated revenue \$37,836.

To meet the normal operating costs for the coming fiscal year, the City needs to allocate an additional \$12,532 to the fund.

Actuary soundness of the fund is determined by taking 9.82% of the gross payroll of active members and state allocation from the state insurance premium fund. In order to meet the actuarial soundness of the fund for the projected 40 year period, the City needs to contribute \$33,500.

The City Manager suggested several ways of obtaining the additional money needed for the police and fire pension funds; 1) collect outstanding garbage accounts and 2) use unbudgeted carry-over money from the general fund.

After a lengthy discussion, a motion was made by Councilman Wachtel, seconded by Councilman Turner that the City Manager make recommendations to the City on how to fund approximately \$33,500 needed for the two funds, within the next 30 days and that the budget committee be requested to determine how to come up with the balance. Motion carried.

Update on Police Station Application

Councilman Wachtel advised Council that after meeting with Davis & Carter, it has been determined that the total project cost for a new police station is estimated at \$750,000. This included a municipal courtroom.

Mr. Richard Havermale stated that in order to proceed with the EDA grant application, he needs a letter of commitment on the City's 20% matching funds.

Ms. Zachman then discussed several ways to meet the matching funds.

Motion was made by Councilman Wachtel, seconded by Councilwoman Gunnoe, that a letter be sent to EDA, stating that the City will meet its 20% matching funds for a new police station.

Roll Call Vote: Fulk, Lewis, Miller, Wachtel, Gunnoe, Turner, McAtee; yes, Butts; no.

Councilman Wachtel asked to be excused from the meeting at 6:40 PM.

Approve the Purchase of a Police Cruiser at a Price not to Exceed \$9,275.95

Ms. Zachman advised Council that the City received a quote from Country Club Plymouth/Dodge/Chrysler, Clarksburg, who was the recipient of the state bids for police vehicles. They offered a vehicle to the City in the amount of \$9,275.95. All of the local card dealers were contacted and given a list of specifications on the same type of vehicle offered by the other dealer. They were asked to provide the same or similar type of vehicle to the City at a better price.

Kent Parsons could not provide a vehicle at the same price, Vic's Auto Sales stated that they could not provide a vehicle, Wright Motors stated that they could provide the same vehicle through the same Clarksburg dealership for \$50 more than the above price; Union Sales bid on a 1983 Plymouth Reliant demonstration model, in the amount of \$8,756.79 with 5,000 miles on it.

Motion was made by Councilman Butts to purchase the 1983 Plymouth Reliant from Union Sales Dodge at \$8,756.79.

Mr. Bonn Poland discussion on the cars, Councilman Butts withdrew his motion.

Motion was made by Councilman Butts, seconded by Councilman Turner, that all bids be disqualified and rebid on a late model vehicle within the \$7,500 budgeted amount, to be made at the discretion of the Police Chief. Motion carried, Lewis, Miller and Fulk, no.

Motion was made by Councilman Turner to add an item to this agenda in reference to spending additional amount of Community Development money for rehabilitation to the John Brown residence. Motion carried.

Phyllis Soroko requested an additional rehabilitation loan to the John Brown residence at 117 N. Charles Street. This is due to conditions that have appeared since the original specifications were made. The contractor has already absorbed additional costs on this project.

The contractor was present to answer questions from Council in reference to the problems he has come across in the project.

After some discussion, a motion was made by Councilman Turner, seconded by Councilwoman Gunnoe, to approve the additional \$2,000 needed for the rehabilitation of John Brown's residence at 117 N. Charles Street. Motion carried.

Councilmen Gregory and Dockeney came in at 7:15 PM.

Approve the Purchase of a Used Pick-up Truck for the Street and Sanitation Department at a price of \$7,500.

Ms. Zachman advised Council that \$7,000 was budgeted in fiscal year 1983-84 for a pick-up truck for the Street and Sanitation Department. Mr. Long and Mr. Leonard have been looking at the local dealers for a truck within that price range. They located a 1982 Toyota, four-wheel drive pick-up truck at Vic's Auto Sales in the amount of \$7,500. They feel this was the best deal on a truck in this area.

Motion was made by Councilman Lewis, seconded by Councilman Fulk, to purchase the 1982 Toyota four-wheel drive pick-up truck from Vic's Auto Sales in the amount of \$7,500 for the Street and Sanitation Department.

Mr. Bonn Poland from Union Sales was present and offered a 1983 Dodge 4x4 pick-up truck in the amount of \$8,300.

Roll call vote was taken on the original motion.

Butts, Fulk, Gregory, Lewis, Dockeney, Gunnoe, Turner and McAtee, yes. Miller, no.

Motion carried 8-1.

Councilman Miller stated that he voted “no” because the truck is not made in the USA and the vehicle was not put out for bid.

Approve payment of legal fees for 1982-83

Motion was made by Councilman Fulk, seconded by Councilman Butts, to approve payment of \$2,755.19 to Rice, Hannis and Douglas for legal fees on the Mauck case. Motion carried.

Review proposed fire service rates for 1983-84

Ms. Zachman presented the proposed fire fees rate for 1983-1984. She stated that the residential rate of \$36/dwelling unit is an appropriate rate and feels it does not need to be changed.

Councilman Cushwa came in at 7:25 PM.

Proposal #1—non-residential/mixed use--\$36/year for each dwelling unit or \$.05 for square-foot of space on first floor or \$50.00, whichever is higher.

Proposal #2—same as proposal #1, except at \$.07 per square-foot.

Proposal #3-same as proposal #1 except at \$.09 per square-foot.

Motion was made by Councilman Dockeney, seconded by Councilman Butts, to set the business fire fee at \$.09 per square-foot. Motion carried, Miller, no.

An Ordinance to Revise Fire Protection Fee Rates and Collection of Such Fees in the City of Martinsburg

Motion was made by Councilman Fulk, seconded by Councilwoman Gunnoe, to read this ordinance through the first reading. Motion carried, Miller, no.

Motion was made by Councilman Gregory, seconded by Councilwoman Gunnoe, to read this ordinance through the second reading, by title only. Motion carried, Miller, no.

An Ordinance Establishing the Salaries of Employees of Various Departments Within the City of Martinsburg, General Fund, Water & Sewer Fund, Landfill Fund, Parking Fund and Community Development Fund, 1983-1984

Motion made by Councilman Cushwa, seconded by Councilman Turner, to read this ordinance through the first reading. Motion carried.

Councilman Miller stated that the salary for a part-time pumper in the amount of \$5,719 and pipeman for \$10,628 under the water department were not included in this ordinance.

These two positions will be added to the ordinance.

Motion was made by Councilman Gregory, seconded by Councilman Lewis, to read this ordinance through the second reading, by title only. Motion carried.

An Ordinance Providing for Depository of Municipal Funds and the Authorization of Certain Officials to Withdraw Such Funds

Motion made by Councilman Fulk, seconded by Councilman Gregory, to read this ordinance through the first reading. Motion carried.

Motion was made by Councilman Gregory, seconded by Councilman Lewis, to read this ordinance through the second reading, by title only. Motion carried.

An Ordinance to Revise Longevity Pay for City Employees

Motion was made by Councilwoman Gunnoe, seconded by Councilman Gregory, to read this ordinance through the first reading. Motion carried.

Motion was made by Councilman Gregory, seconded by Councilwoman Gunnoe, to read this ordinance through the second reading, by title only.

Motion was made by Councilman Cushwa, seconded by Councilman Dockeney, to add an item to the agenda for executive session for real estate matters at 8:05 PM. Motion carried.

Motion was made by Councilman Cushwa, seconded by Councilman Dockeney, to return to regular session and adjourn at 8:35 PM. Motion carried.

Minutes were signed by Mayor Clohan and Recorder Foltz