

**CITY OF MARTINSBURG
SPECIAL COUNCIL MEETING
MARCH 24, 2011
THE J. OAKLEY SEIBERT COUNCIL CHAMBERS**

With a quorum present, the regular session of the Martinsburg City Council was called to order by Mayor George Karos at 5:00 p.m. The following Council Members were present: Rodney Woods, Dennis Etherington, Max Parkinson and Roger Lewis. Not present was Richard Yauger, Betty Gunnoe and Gregg Wachtel. Also present were: Mark S. Baldwin, City Manager, Kin Sayre, City Attorney, Gena Long, Acting City Recorder, Kevin Miller, Police Chief and Mark Spickler, Finance Director.

1. Call to Order
2. Roll Call
3. **PRESENTATIONS**
There were no presentations.
4. **PETITIONS FROM CITIZENS**
There were no petitions from citizens.
5. **RECEIVE AND FILE REPORTS-MINUTES-CORRESPONDENCE OF THE FOLLOWING:**
 - (a) Martinsburg-Berkeley County Parks and Recreation Board Minutes—February 15, 2011.
 - (b) Letter from Comcast notifying of programming changes coming to Martinsburg on March 29, 2011.Motion made by Councilman Lewis, seconded by Councilman Woods to receive items 5A-5B. Motion carried unanimously.
6. **REPORTS OF CHAIRPERSONS OF COUNCIL STANDING COMMITTEES**
 - (a) Budget and Finance Committee—Minutes, March 16, 2011
7. **REPORT OF MAYOR**
 - (a) Schedule Special City Council Meeting for Tuesday, April 19, 2011 5:00 PM to approve/deny 2011-2012 levy rates and other items as necessary.Mayor Karos scheduled a Special City Council Meeting for Tuesday, April 19, 2011 to approve/deny 2011-2012 levy rates and other items as necessary, as required by State law.
8. **REPORT OF CITY ATTORNEY**
9. **REPORT OF CITY MANAGER**
10. **UNFINISHED BUSINESS**

11. **NEW BUSINESS**

(a) First and Second reading of Ordinance 2011-02: An Ordinance to Adopt the 2011 Replacement Pages of the Codified Ordinances, to Adopt New Matter; To Repeal Ordinances in Conflict Therewith; And to Direct That the Statutory Requirements for the Codification of Ordinances be Complied With.

Motion made by Councilman Lewis, seconded by Councilman Parkinson to conduct the first and second reading of Ordinance 2011-02: An ordinance to adopt the 2011 replacement pages of the codified ordinance, to adopt new matter; to repeal ordinances in conflict therewith, and to direct that the statutory requirements for the codification of ordinances be complied with. Motion carried unanimously.

(b) Adopt Resolution 2011-04 to approve General Fund Budget Revision 3 FY 2010-2011.

Motion made by Councilman Lewis, seconded by Councilman Parkinson to adopt Resolution 2011-04 to approve the General Fund Budget Revision 3 for FY 2010-2011. Motion carried unanimously.

(c) Approve/Deny Fire/EMS Fund Budget Revision #1 for FY 2010-2011

Motion made by Councilman Etherington, seconded by Councilman Woods to approve the Fire/EMS Fund Budget Revision #1 for FY 2010-2011. Motion carried unanimously.

(d) Approve/Deny Water & Sewer Fund Budget Revision # 1 for FY 2010-2011

Motion made by Councilman Lewis, seconded by Councilman Etherington to approve the Water & Sewer Fund Budget Revision #1 for FY 2010-2011. Motion carried unanimously.

(e) Approve/Deny Sanitation Fund Budget Revision # 1 for FY 2010-2011

Motion made by Councilman Parkinson, seconded by Councilman Etherington to approve the Sanitation Fund Budget Revision #1 for FY 2010-2011. Motion carried unanimously.

(f) Approve/Deny Parking Fund Budget Revision #1 for FY 2010-2011

Motion made by Councilman Woods, seconded by Councilman Etherington, to approve the Parking Fund Budget Revision #1 for FY 2010-2011. Motion carried unanimously.

(g) Approve/Deny \$14,250,000.00 General Fund Budget for FY 2011-2012

Motion made by Councilman Lewis, seconded by Councilman Parkinson, to approve the \$14,250,000.00 General Fund Budget for FY 2011-2012. Motion carried unanimously.

(h) Approve/Deny \$75,000 Coal Severance Tax Fund Budget for FY 2011-2012

Motion made by Councilman Woods, seconded by Councilman Etherington, to approve the \$75,000 Coal Severance Tax Fund Budget for FY 2011-2012. Motion carried unanimously.

(i) Approve/Deny \$3,800,000 Police Levy Fund Budget for FY 2011-2012

Motion made by Councilman Parkinson, seconded by Councilman Woods, to approve the \$3,800,000.00 Police Levy Fund Budget for FY 2011-2012. Motion carried unanimously.

(j) Approve/Deny \$1,500,000 Fire/EMS Fund Budget for FY 2011-2012

Motion made by Councilman Woods, seconded by Councilman Parkinson, to approve the \$1,500,000 Fire/EMS Fund Budget for FY 2011-2012. Motion carried unanimously.

(k) Approve/Deny \$6,850,000 Water & Sewer Fund Budget for FY 2011-2012

Motion made by Councilman Lewis, seconded by Councilman Etherington, to approve the \$6,850,000 Water and Sewer Fund Budget for FY 2011-2012. Motion carried unanimously.

(m) Approve/Deny \$2,350,000 Sanitation Fund Budget for FY 2011-2012

Motion made by Councilman Etherington, seconded by Councilman Parkinson, to approve the \$2,350,000 Sanitation Fund Budget for FY 2011-2012. Motion carried unanimously.

(n) Approve/Deny \$555,000 Parking Fund Budget for FY 2011-2012

Motion made by Councilman Lewis, seconded by Councilman Parkinson, to approve the \$555,000 Parking Fund Budget for FY 2011-2012. Motion carried unanimously.

(o) Approve/Deny Change Order for street repaving on Addition Street (Stormwater and Water Project). Proposal to be submitted Monday, March 21, 2011.

Motion made by Councilman Woods, seconded by Councilman Etherington to approve the Change order for street repaving on Addition Street (Stormwater and Water Project) in the amount of \$25,020. Motion carried unanimously.

13. EXECUTIVE SESSION

A. DISCUSS PENDING LEGAL MATTERS WITH COUNSEL (IF NECESSARY)

B. DISCUSS PERSONNEL MATTERS (IF NECESSARY)

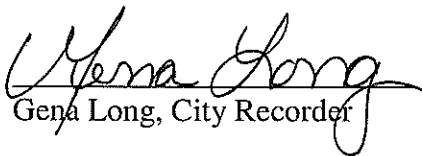
C. DISCUSS REAL ESTATE MATTERS INVOLVING COMPETITIVE BIDS (IF NECESSARY)

Motion made by Councilman Woods, seconded by Councilwoman Parkinson to go into executive session, for real estate matters at 5:10 p.m. Motion carried unanimously.

Motion made by Councilman Wachtel, seconded by Councilman Woods to go out of executive session at 5:25 p.m. Motion carried unanimously.

17. ADJOURNMENT

Motion made by Councilman Woods, seconded by Councilman Ethrington to adjourn the meeting at 5:25 p.m. Motion carried unanimously.


Gena Long, City Recorder


George Karos, Mayor