

City Of Martinsburg
Regular City Council Meeting
Thursday October 11, 2012
6:30 P.M.

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer
5. Approve September 13, 2012 regular Council meeting minutes.
6. Approve September 20, 2012 special Council meeting minutes
7. Approve August 2012 Administrative and Financial Report.
8. **Public Hearing** A public hearing has been scheduled to solicit public comment on Ordinance 2012-10: Ordinance Authorizing The Design Of Certain Additions, Betterments And Improvements To The Existing Combined Waterworks And Sewerage System Of The City Of Martinsburg And The Financing Of The Cost, Not Otherwise Provided, Thereof Through The Issuance By The City Of Martinsburg Of Not More Than Two Million Dollars (\$2,000,000) In Aggregate Principal Amount Of City Of Martinsburg Combined Waterworks And Sewerage System Design Revenue Bonds, Series 2012 A (West Virginia Water Development Authority); Providing For The Rights And Remedies Of And Security For The Registered Owners Of Such Bonds; Authorizing Execution And Delivery Of All Documents Relating To The Issuance Of Such Bonds; Approving, Ratifying And Confirming A Loan Agreement With The West Virginia Water Development Authority Relating To Such Bonds; Authorizing The Sale And Providing For The Terms And Provisions Of Such Bonds; And Adopting Other Provisions Relating Thereto. (Certified Copy on file in the City Recorder's Office)
9. **Presentations**
 - a. Proclamation Red Ribbon Week Shenandoah Valley Young Marines
 - b. Proclamation Red Ribbon Week Colonel Wesley Fox Young Marines
 - c. Proclamation Christian Heritage Week
 - d. Jenni Vincent, Air Quality Program Coordinator, Eastern Panhandle Regional Planning and Development Council-Region 9 Clean Air Connection Update.

10. Petitions From Citizens

11. Receive And File Reports—Minutes—Correspondence Of The Following:

- a. Berkeley County Development Authority August 2012 Financials, August 1, 2012 Executive Committee Meeting Minutes and August 8, 2012 Regular Meeting Minutes
- b. Board of Zoning Appeals September 04, 2012 Meeting Minutes
- c. Martinsburg/Berkeley County Convention and Visitors Bureau By-Laws
- d. Center for Disease Control and Prevention's Water Fluoridation Quality Award, 2011
- e. Historic Preservation Review Commission September 10, 2012 Meeting Minutes
- f. Planning Commission September 5, 2012 Meeting Minutes
- g. Shade Tree Committee September 25, 2012 Meeting Minutes
- h. City of Martinsburg's annual reports for water and wastewater utilities to the Public Service Commission of West Virginia cover sheets (entire documents on file in the Finance Department)

12. Reports Of Chairpersons Of Council Standing Committees

13. Report Of Mayor

- a. Schedule Special City Council meeting for Wednesday, October 17, 2012 at 4:30 PM for Executive Session's Personnel.
- b. Schedule Special City Council meeting for Thursday, October 18, 2012 at 5:00 PM for items related to sewer improvement project and other items as necessary.
- c. Schedule Council as a Whole meeting for Thursday, October 18, 2012 immediately following aforementioned Special Council Meeting for stormwater overview.

14. Report Of City Attorney

15. Report Of City Manager

- a. Projects update.

16. Unfinished Business

17. New Business

- a. First and Second Reading of Ordinance 2012-12: An Ordinance To Adopt The 2012 Replacement Pages To 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.
- b. Approve/deny putting into the effect the provisions of Ordinance 2012-10: Ordinance Authorizing The Design Of Certain Additions, Betterments And Improvements To The

Existing Combined Waterworks And Sewerage System Of The City Of Martinsburg And The Financing Of The Cost, Not Otherwise Provided, Thereof Through The Issuance By The City Of Martinsburg Of Not More Than Two Million Dollars (\$2,000,000) In Aggregate Principal Amount Of City Of Martinsburg Combined Waterworks And Sewerage System Design Revenue Bonds, Series 2012 A (West Virginia Water Development Authority); Providing For The Rights And Remedies Of And Security For The Registered Owners Of Such Bonds; Authorizing Execution And Delivery Of All Documents Relating To The Issuance Of Such Bonds; Approving, Ratifying And Confirming A Loan Agreement With The West Virginia Water Development Authority Relating To Such Bonds; Authorizing The Sale And Providing For The Terms And Provisions Of Such Bonds; And Adopting Other Provisions Relating Thereto. (As adopted at the September 20, 2012 Special Council Meeting).

- c. Approve/deny Supplemental Resolution 2012-23: Supplemental Resolution Providing as to Principal Amount, Interest Rate, Date, Maturity Date, Redemption Provisions, Principal and Interest Payment Dates, Sale Price and Other Terms of the Combined Waterworks and Sewerage System Design Revenue Bonds, Series 2012 A (West Virginia Water Development Authority) of the City of Martinsburg; Authorizing, Ratifying and Approving a Loan Agreement Relating to Such Bonds and the Sale and Delivery of Such Bonds to the West Virginia Water Development Authority; Designating a Bonds Registrar, Depository Bank, and Paying Agent; Amending the Ordinance Authorizing the Issuance of the Aforesaid Bonds; and Making Other Provisions as to the Bonds.
- d. Approve/deny Resolution 2012-24: Resolution Of The City Council Of The City Of Martinsburg Approving Invoices Relating To The Design Of Certain Additions, Betterments And Improvements To The Combined Waterworks And Sewerage System Facilities Of The City Of Martinsburg And For Bond Counsel Services Relating To The Issuance Of The City Of Martinsburg Combined Waterworks And Sewerage System Design Revenue Bonds, Series 2012 A (West Virginia Water Development Authority) And Authorizing Payment Thereof
- e. Approve/deny Resolution 2012-25: Resolution of the City Council of the City of Martinsburg Authorizing George Karos, Mayor, and Mark S. Baldwin, City Manager, to Act On And Sign On Behalf Of The City Of Martinsburg Any And All Federal And State Actions As They Relate To Planning, Design, And/or Construction Of Improvements To The City's Wastewater Treatment Plant
- f. Approve/deny Loan Agreement between the Water Development Authority and the City of Martinsburg, as referenced in Resolution 2012-23
- g. Approve/deny Resolution 2012-26: A Resolution of the City Council of the City of Martinsburg Authorizing George Karos, Mayor Of The City Of Martinsburg To Enter Into A Contractual Agreement With The West Virginia Division Of Motor Vehicles To Receive And Administer Grant Funds, In The Amount Of \$567,500, Pursuant To The Provisions Of The West Virginia Governor's Highway Safety Program
- h. Approve/deny bid for one new Caterpillar 246C Skidsteer Loader--\$41,958.00: Alban Tractor, Co (Public Works Fund)

- i. Authorize Mayor to sign Community Development Block Grant (CDBG) Subrecipient Funding Agreements between the City of Martinsburg, West Virginia and the following entities:
 1. Court Appointed Special Advocates (CASA) ó \$5,000 for Volunteer Support
 2. Safe Haven Child Advocacy Center - \$5,000 to provide funds for coordination of support
 3. Berkeley County Meals on Wheels ó \$3,000 Dine with Dignity Program
 4. Boys and Girls Club of the Eastern Panhandle, Inc. ó \$ 5,000 for Membership Scholarship Program
 5. Shenandoah Women's Center ó \$5,000 for Case Management for victims of domestic violence
 6. Berkeley Senior Services ó \$5,000 for in-home care services
 7. Community Networks, Inc. ó \$2,300 for security camera system
 8. Martinsburg/Berkeley Parks and Recreation Board--\$160,390 for Ambrose Park Improvements

- j. Approve/deny purchase of two (2) Ford Explorer-style Sport Utility Vehicles to be used for K-9 vehicles (\$51, 036.00), two (2) Ford AWD Taurus-style cruisers to be used for patrol (\$47,900) and equipment for all (\$20,000) Total Cost \$118,936.00 Stephens Auto: State Contract (Police Levy Fund)

- k. Approve/deny placement of "Comma Sculpture" at Train Station

- l. Approve/deny submission of application for Chesapeake Bay Regulatory and Accountability Program Grant--\$50,000 (EPA--\$37,500 City match \$12,500).

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