

City Of Martinsburg
Regular City Council Meeting
Thursday, October 12, 2017
6:30 P.M.

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer—Mark Mooney, Otterbein United Methodist Church
5. Approve September 28, 2017 Special Council Meeting Minutes
6. Approve August 2017 Administrative and Financial Report.
7. **Presentations**
 - a. Opioid Litigation Presentation—Stephen Skinner Law Firm (See item 15 C)
 - b. N. Tennessee Avenue Planting Presentation—Tanner Haid, Cacapon Institute Urban Watershed Forrester (See item 15 D)
 - c. Proclamation—Small Business Saturday—November 25, 2017
 - d. Proclamation—Christian Heritage Week----November 19-25, 2017
8. **Petitions from Citizens (Two (2) Minute Maximum)**
9. **Receive And File Reports—Minutes—Correspondence Of The Following:**
 - a. Historic Preservation Review Commission September 11, 2017 Meeting Minutes
 - b. Planning Commission September 6, 2017 Meeting Minutes
10. **Reports Of Chairpersons Of Council Standing Committees:**
11. **Report Of Mayor**
 - a. Report the following vacancies:
 - Board of Zoning Appeals (1 alternate)
 - Parking Authority (2)
 - Shade Tree Commission (1)
 - Historic Preservation Review Commission (1)

12. Report Of City Attorney

13. Report of City Manager

14. Unfinished Business

- a.** Third and Final Reading of Ordinance 2017-13 to Amend And Reenact The Codified Ordinances Of The City Of Martinsburg To Amend Part Five– General Offenses Code, Chapter Five- Animals And Fowl, Article 505.05: Hunting Prohibited, By Adding Sections 505.051-505.054 And Amending Section 505.99: Penalty
- b.** Third and Final Reading of Ordinance 2017-14 Amend the City of Martinsburg Zoning Map to Rezone 30.55 Acres of an Improved Parcel Identified as 1858 Delmar Orchard Road Containing Approximately 62.90 Acres from RML (Multiple-Family, Low-Density Residential District) to RP (Planned Residential) and Approximately 2.58 Acres from RML to BC (Community Business)

15. New Business

- a.** First and Second Reading of Ordinance 2017-15 providing for an election for additional levy, to renew the levy which expires June 30, 2019, by the City of Martinsburg, West Virginia May 8, 2018 Special Election, in conjunction with the WV Primary Election
- b.** Approve/deny Special Events Permit # 2017-29 for a “New Year Apple Drop” sponsored by Main Street Martinsburg for Sunday, December 31, 2017 from 4-6 PM in the Town Square Pedestrian Plaza, contingent upon proof of adequate liability insurance and payment of any recommended fees for City Services (\$0.00)
- c.** Discuss and take action as necessary on opioid litigation—as presented by Stephen Skinner Law Firm
- d.** Approve/deny acceptance of WV Project CommuniTree Grant (with specific tree species provided)
- e.** Approve/deny quote recommendation to clean up Baltimore Street and Kilmer Springs sites—CBP Enterprises--\$4,300
- f.** Approve/deny voiding of contract with ClearSpan Fabric Structures in the amount of \$16,508, approved November 17, 2016 to construct Salt Storage Canopy
- g.** Approve/deny contract with W. Harley Miller to install Salt Storage Canopy--\$18,771
- h.** Approve/deny Stormwater Drainage Project at Mount Hope Cemetery (see attached memo)

- i. Approve/deny Snyder Environmental Pay Application # 6 for N. Queen Street Underpass Utility Relocation Project--\$54,279
- j. Approve/deny Supplemental fees for Alpha Associates for N. Queen Street Underpass Utility Relocation Project—Construction Administration \$5,520-\$8,280/Construction Inspection Services--\$4,750
- k. Approve/deny Snyder Environmental Pay Application # 2 for Big Springs Water Treatment Plant Upgrade--\$188,046.16
- l. Approve/deny Pro Contracting Pay Application #1 for Oak Street Bridge Utility Relocation Project--\$308,387.70

16. 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)