

City of Martinsburg
Regular City Council Meeting
Thursday, February 8, 2018
6:30 P.M.

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer
5. Approve January 11, 2018 Regular Council Meeting Minutes
6. Approve December 2017 Administrative and Financial Report.
7. **Presentations**
 - a. Make Comment on ABCA Application for FlamZ Fi' Wi Spot—765 Foxcroft Avenue
8. **Petitions from Citizens (Two (2) Minute Maximum)**
9. **Receive and File Reports—Minutes—Correspondence of The Following:**
 - a. Main Street Martinsburg November 29, 2017 Meeting Minutes, Financial Statements and Events Planning Notes
 - b. Martinsburg Fire Department Annual Report for Calendar Year 2017
 - c. Hagerstown/Eastern Panhandle Metropolitan Planning Organization October 18, 2017 Meeting Minutes and Projects Update
 - d. Letter of Resignation of Steve Canby from the Martinsburg Fire Civil Service Commission, effective February 15, 2018 (Local 805 Appointment)
10. **Reports of Chairpersons of Council Standing Committees:**
11. **Report of Mayor**
 - a. Reminder of upcoming Special Election to Renew Police Levy—Tuesday, May 8, 2018
 - b. Appoint David Carroll to the Board of Zoning Appeals (Alternate) to fill an unexpired term ending 1/1/2019
 - c. Report the following vacancies:
 - Board of Zoning Appeals (1 alternate)
 - Parking Authority (2)

- Historic Preservation Review Commission (1)
- Human Relations Commission (1)

12. Report of City Attorney

13. Report of City Manager

- a. Projects Update

14. Unfinished Business

- a. Third and Final Reading of Ordinance 2018-01 Amending and Reenacting the City of Martinsburg Code, Part 3: Traffic Code; by Amending, Section 361.13: Fire Lanes; to Comply with the Amendments to West Virginia §17c-13-3

15. New Business

- a. First and Second Reading of Ordinance 2018-02 Amending the City of Martinsburg Code, Part 3: Traffic Code; Chapter One: Administration; Article 301: Definitions, by Adding “Autocycle”
- b. First and Second Reading of Ordinance 2018-03 To Amend And Reenact The Codified Ordinances Of The City Of Martinsburg To Amend Part Three – Traffic Code, Chapter Five- Vehicular Operation - Article 345 – Safety And Equipment - Section 345.29 Safety Equipment For Motorcyclists, Motorcycles, Motor-Driven Cycles And Mopeds.
- c. First and Second Reading of Ordinance 2018-04 An Ordinance To Amend And Reenact The Codified Ordinances Of The City Of Martinsburg Code, Part 5, General Offenses Code, Article 529: Offenses Related To Persons; By Adding Section 529.08 Nonconsensual Disclosure Of Private Intimate Images
- d. First and Second Reading of Ordinance 2018-05 To Amend And Reenact The Codified Ordinances Of The City Of Martinsburg To Amend Part 5, General Offenses Code, Article 533, Offenses Relating To Property - 533.07 Littering And Deposit Of Garbage, Rubbish, Junk, Etc.
- e. First and Second Reading of Ordinance 2018-06 To Amend And Reenact The Codified Ordinances Of The City Of Martinsburg To Amend Part 3, Traffic Code, Article 345, Safety And Equipment - 345.02 When Lighted Lights Required
- f. First and Second Reading of Ordinance 2018-07 To Amend And Reenact The Codified Ordinances Of The City Of Martinsburg To Amend Part 3, Traffic Code, Article 345, Safety And Equipment - 345.09 Spotlights And Auxiliary Lights
- g. Approve/deny Resolution 2018-01 Authorizing Lease Agreement between the City of Martinsburg and Berkeley County Ambulance Authority for the short-term lease of a 2013 Chevrolet Ambulance--\$75.00/day (expected to be reimbursed by auto insurance company)
- h. Approve/deny Issuance of Special Events Permit 1801 for Main Street Martinsburg/Bucky’s LTD Auto Body Norwalk Soap Box Derby Race to be held on Saturday, June 9, 2018 from 6:30 AM until 3:30 PM along the attached route, contingent upon proof of adequate liability

insurance and payment of any required fees for City services, unless waived in accordance with Ordinance 2016-32 (\$4,017.50 recommended)

- i.** Approve/deny Issuance of Special Events Permit 1802 for March of Dimes March for Babies to be held on Saturday, April 28, 2018 with walking portion to take place from 9-11 AM, contingent upon proof of adequate liability insurance and payment of any required fees for City services (\$140 recommended)
- j.** Approve/deny Issuance of Special Events Permit 1803 for Berkeley Heights Elementary 5K to be held on Saturday April 21 from 8 AM until 10:30 AM, contingent upon proof of adequate liability insurance and payment of any required fees for City services (\$490 recommended)
- k.** Approve/deny Issuance of Special Events Permit 1804 for Main Street Martinsburg Easter Parade/Pet Parade, to be held on Saturday, March 31, 2018 from noon until 2 PM on N. Queen Street and the Town Square Pedestrian Plaza from noon until 2 PM, contingent upon proof of adequate liability insurance and payment of any required fees for City services (\$0.00 recommended)
- l.** Confirm consensus of Council to fund repair of the heating system at the Boys and Girls Club
- m.** Approve/deny purchase of audio/visual equipment upgrades for Martinsburg Fire Department Training Room--\$5,519.31—EMS Capital Improvement
- n.** Approve/deny four (4) temporary seasonal employees for the Public Works Department--\$19,200
- o.** Approve/deny two (2) summer interns from Shepherd University for work on an MS4 Project (Stormwater)--\$19,205.53
- p.** Approve/deny bid recommendation for a Kubota 700 Series Zero Turn Mower for the Public Works Department—Winchester Equipment Company--\$7,495
- q.** Approve/deny Snyder Environmental Pay Application # 9 for the N. Queen Street Underpass Utility Relocation Project \$_____
- r.** Approve/deny Snyder Environmental Pay Application # 6 for the Big Springs Water Treatment Plant Upgrade--\$284,326.11
- s.** Approve/deny Pro Contracting Pay Application # 4 for the Oak Street Bridge Utility Relocation Project--\$59,113.72
- t.** Approve/deny payment to HRI for Wastewater Treatment Plant Upgrade Project--\$87,636.50 (\$60,000 being retained)
- u.** Approve/deny Change Order # 3 between the City of Martinsburg and O'Brien and Gere Engineers, Inc. for Big Springs WTP Interim Services for Treatment of PFAAs--\$62,888 and an increase of 59 days

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)