

**City of Martinsburg
Special Council Meeting
Monday, September 24, 2018
The J. Oakley Seibert Council Chambers**

With a quorum present, the regular session of the Martinsburg City Council was called to order by Mayor Karos at 5:00 p.m. The following Council Members were present: Gregg Wachtel, Harriet Johnson, Dennis Etherington, Kevin Knowles, Ken Collinson, Mark Baker and Jason W. Baker. Also present were: Mark Baldwin, City Manager; Gena Long, City Recorder, City Attorney Kin Sayre, Police Deputy Chief George Swartwood and City Engineer/Planning Director Kim Petrucci.

3. Salute to Flag

Councilman Knowles led the salute to the Flag.

4. Prayer—

Councilman Knowles delivered the invocation.

5. Presentations

6. Petitions from Citizens

Mr. Clinton Naugle, 518 E. Moler Avenue, spoke about backyard chickens, asking Council to draft an ordinance. Mr. Naugle had distributed literature about urban agricultural chickens previously, which address some common conceptions or misconceptions about backyard hens. He mentioned that several other cities in WV have allowed this with successful results.

7. Receive and File Reports—Minutes—Correspondence of the Following:

a. Main Street Martinsburg May 21 and July 16, 2018 Board of Directors Meeting Minutes

b. Historic Preservation Review Commission July 2, 2018 Meeting Minutes

Motion made by Councilman Etherington, seconded by Councilman M. Baker, to receive and file item 7A-7B. Motion carried unanimously.

8. Reports of Chairpersons of Council Standing Committees

None

9. Report of Mayor

10. Report of City Attorney

11. Report of City Manager

12. Unfinished Business

a. Third and Final Reading of Ordinance 2018-19 to Amend and Reenact the City of Martinsburg Personnel Rules and Policies Section VI, Benefits; B. Holiday Pay

Motion made by Councilman Etherington, seconded by Councilman J. Baker, to read Ordinance 2018-19 through the third and final reading, by title only, and adopt. Motion carried, Collinson and Knowles voting no.

13. New Business

a. Approve/deny Street Repaving Bid—Jefferson Asphalt Products Company--\$482,545

Motion made by Councilman Wachtel, seconded by Councilman Collinson, to approve the street repaving bid as recommended. Motion carried unanimously.

City Manager Mark Baldwin stated he would keep Council updated on the progress and hopes Jefferson Asphalt can get started before the end of the year.

b. Approve/deny Special Events Permit 1827 for Main Street Martinsburg's Christmas Tree Lighting to be held on Friday, November 30, 2018 from 6 PM until 8 PM (2.25 hour total reservation) in the Town Square Pedestrian plaza, contingent upon proof of adequate liability insurance and payment of any recommended fees for City services—(\$140 recommended unless waived in accordance with City ordinances)

Motion made by Councilman Etherington, seconded by Councilman Collinson, to approve Special Events Permit 1827 as requested, waiving fees. Motion carried unanimously.

c. Approve/deny Special Events Permit 1828 for Main Street Martinsburg's Christmas Parade to be held on Saturday, December 1, 2018 from 5:45 PM until 8 PM along described route, contingent upon proof of adequate liability insurance and payment of any recommended fees for City services—(\$1,507.50 recommended unless waived in accordance with City ordinances)

Motion made by Councilman Collinson, seconded by Councilwoman Johnson, to approve Special Events Permit 1828, as requested, waiving fees. Motion carried unanimously.

d. Approve/deny Special Events Permit 1829 for Main Street Martinsburg's Apple Drop to be held on Monday December 31, 2018 from 4:30 PM until 6 PM (4 hour total reservation) in the Town Square Pedestrian plaza, contingent upon proof of adequate liability insurance and payment of any recommended fees for City services—(\$240 recommended unless waived in accordance with City ordinances)

Motion made by Councilman Etherington, seconded by Councilman Collinson, to approve Special Events Permit 1829, as requested, waiving fees. Motion carried unanimously.

e. Approve/deny Special Events Permit 1831 for Center, Inc's Glo in the Night/Walk in the Light Event to be held on Saturday, November 10, 2018 from 3:30-4:45 PM (total reservation 2 hours), in the Town Square Pedestrian Plaza contingent upon proof of adequate liability insurance and payment of any recommended fees for City services (\$0.00)

Motion made by Councilman J. Baker, seconded by Councilman Collinson, to approve Special Events Permit 1831 as requested. Motion carried unanimously.

f. Approve/deny additional services for Wayfinding Sign System Re-bid and Negotiations—Frazier Associates--\$4,540, including expenses

Motion made by Councilman Wachtel, seconded by Councilman Etherington, to approve the additional services. Motion carried, Councilman J. Baker no.

Motion made by Councilman Wachtel, seconded by Councilman Etherington, to go into Executive Session at 5:09 PM for legal. Motion carried unanimously.

Meeting adjourned by unanimous consent at 5:35 PM

George Karos, Mayor

Gena Long, City Recorder