

A Regular Meeting has been called of the Martinsburg City Council. Due to the recommendations of the Federal and State government and the CDC, members of the public are encouraged to view the meeting via media and social media outlets. All attempts will be made to stream via the City's Facebook page at [Facebook.com/CityofMartinsburg](https://www.facebook.com/CityofMartinsburg) or searching @CityofMartinsburg. Please address public comments regarding this agenda to glong@cityofmartinsburg.org

AMENDED AGENDA

City of Martinsburg Regular City Council Meeting Thursday, August 13, 2020 6:30 P.M.

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer— Pastor Tim Guerino, Martinsburg Union Rescue Mission
5. Approve July 9, 2020 Regular Council Meeting Minutes
6. Approve July 20, 2020 Special Council Meeting Minutes
7. Approve July 27, 2020 Special Council Meeting Minutes
8. Approve August 3, 2020 Special Council Meeting Minutes
9. Approve August 5, 2020 Special Council Meeting 1 Minutes
10. Approve August 5, 2020 Special Council Meeting 2 Minutes
11. Approve June 2020 Administrative and Financial Report
12. **Presentations**
 - a. Make comment on ABCA Zoning Form for M & A Warriach, LLC, DBA 7-11 25306B, 201 Winchester Avenue
 - b. Make comment on ABCA Zoning Form for JayShip, DBA CJ's Corner Store, 432 W. Martin Street
 - c. Proclamation—American Payroll Association Payroll National Payroll Week—1st week of September, 2020
 - d. Mr. Chris Kyle, Shentel, requesting non-exclusive cable franchise agreement
13. **Petitions from Citizens**
14. **Receive and File Reports—Minutes—Correspondence of The Following:**

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- a. Transportation Alternatives Program Electronic Intent to Apply Form for Martinsburg-Tuscarora Community Trail Project, as filed 7/29/2020
- b. Transportation Alternatives Program Electronic Intent to Apply Form for N. Queen Street Streetscape Improvements—Phase 3, as filed 7/31/2020
- c. Resignation of H. D. Boyd from the Martinsburg Fire Civil Service Commission, effective immediately.
- d. Notification of appointment of Ms. Donna Harmison to the Martinsburg Fire Civil Service Commission, effective July 7, 2020
- e. Eastern Regional Airport Authority June 8 and June 22, 2020 Meeting Minutes and Financials
- f. Martinsburg-Berkeley County CVB June 24, 2020 Meeting Minutes
- g. Memorandum from Mayor George Karos to Jimmy Wriston, WVDOT Deputy Secretary, regarding funding for renovation and upgrading of the Old Mill Road Bridge
- h. Historic Preservation Review Commission July 6, 2020 Meeting Minutes
- i. Board of Zoning Appeals July 7, 2020 Meeting Minutes
- j. Martinsburg Planning Commission July 1, 2020 Meeting Minutes
- k. Resignation of Tom Johnson from the Board of Zoning Appeals, effective immediately

15. Reports of Chairpersons of Council Standing Committees:

16. Report of Mayor

- a. Schedule Council as a Whole Committee Meeting to be held on one of the following dates at 5 PM: Thursday, August 20, Tuesday, August 25, or Thursday, August 27, 2020
- b. Future Committee Meeting to be scheduled for update on Community/Economic Development Initiatives
- c. Appoint Councilman Steve Knipe to the Martinsburg Planning Commission to serve as ex-officio member
- d. Appoint Shari Persad (current alternate) as regular member of the Board of Zoning Appeals to fill an unexpired term ending 1/1/2022 (vacated by Tom Johnson)
- e. Appoint David Tyler Kemp to the alternate position on the Martinsburg Board of Zoning Appeals to fill an unexpired term ending 1/1/2022 (vacated by Shari Persad)

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Report the following vacancies:

- Parking Authority (2)
- Historic Preservation Review Commission (2)
- Shade Tree Committee (1)
- Human Relations Committee (1)

17. Report of City Attorney

18. Report of City Manager

19. Unfinished Business

20. New Business

- a. First and Second Reading of Ordinance 2020-11, amending Ordinance 2020-09 which Established Job Descriptions for Employees of the City of Martinsburg, West Virginia
- b. First and Second Reading of Ordinance 2020-12 to Amend and Re-Enact Part Fifteen – Fire Prevention Code, Article 1501 Section 1501-01 of the Codified Ordinances of The City of Martinsburg, and Repealing Ordinance Number 2017-02 of The City of Martinsburg, West Virginia.
- c. First and Second Reading of Ordinance 2020-13 To Amend and Re-Enact Portions of The Codified Ordinances of The City of Martinsburg, Part Seventeen – Building and Housing Code, Article 1711 – West Virginia State Building Code, Section 1711.01 – Adoption; And Repealing Ordinance Number 2019-02 Of the City of Martinsburg, West Virginia.
- d. Approve/deny Resolution 2020-19 authorizing intergovernmental agreement between City of Martinsburg and South-Central Planning and Development Commission for MyGovernmentOnline software (\$0 up-front cost/monthly fee based on usage)
- e. Approve/deny request from BCA-CV to tie pink ribbons to parking meters, utility poles and trees in the downtown area in recognition of the Pain the Town Pink awareness campaign
- f. Approve/deny Special Events Permit 2020-32 for Cornerstone Bible Church's request to hold the Life Chain Prayer Vigil in the Town Square Pedestrian Plaza on Saturday, October 4, 2020 from 2-3 PM, contingent upon proof of adequate liability insurance, compliance with any COVID-19 related protocols in place at the time of event and payment of any recommended fees for City services (\$0.00 recommended)
- g. Approve/deny lease for hand Fed SendPro C425 Mailing System postage meter for the Martinsburg Police Department with Pitney Bowes--\$164.96 monthly for 36 months
- h. Approve/deny issuance of ID Cards to retired Martinsburg Police Department officers pursuant to Law Enforcement Officers' Safety Act (LEOSA)

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- i. Approve/deny firearms qualification record application, release and waiver for retired Martinsburg Police Department officers
- j. Approve/deny release and waiver for third party organizations and individuals for use of the firearms range
- k. Approve/deny bid recommendation for CDBG Street paving (bid opening 8/11)
- l. Approve/deny bid recommendations for General Fund street paving (bid opening 8/11)
- m. Approve/deny Change Order #10 for Martinsburg Police Department/Municipal Court Project—2,526
- n. Approve/deny Pay Application #27 for Martinsburg Police Department/Municipal Court Project--\$35,257
- o. Approve/deny Pay Application #2 to Snyder Environmental for E. Martin Street Utility relocation project--\$108,710
- p. Discuss and take action as necessary regarding advertisement for bid for W. King Street and Alabama Avenue traffic signal upgrade project

21. 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)

20 q. Discuss/take action as necessary regarding potential registration of claim in on-going opioid litigation