

**AGENDA  
CITY OF MARTINSBURG  
REGULAR CITY COUNCIL MEETING  
THURSDAY, JUNE 11, 2009  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Salute to Flag
4. Prayer
5. Approve May 28, 2009 special Council meeting minutes
6. Approve April 2009 Administrative and Financial Report
7. **PRESENTATIONS**
8. **PETITIONS FROM CITIZENS**
9. **RECEIVE AND FILE REPORTS-MINUTES-CORRESPONDENCE OF THE FOLLOWING:**
  - (a) Historic Preservation Review Commission – Minutes May 4, 2009
  - (b) Martinsburg Planning Commission – Minutes May 6, 2009
  - (c) Letter from Eastern West Virginia Regional Airport Authority advising the West Virginia Aeronautics Commission will be providing all of the 5% local match required for Federal Aviation Administration Airport Improvement Program grants through June 30, 2010 – May 22, 2009
  - (d) Letter from Comcast Cable regarding their carriage of West Virginia Public Television – May 29, 2009
  - (e) Letter from Comcast Cable announcing new programming and channel changes coming to Martinsburg in June 2009 – May 29, 2009
  - (f) Letter from Community Traffic Safety Program selecting Martinsburg Police Department to participate in new program “Target Red” – May 20, 2009 and letter from Chief Ted Anderson agreeing to participate – May 26, 2009
10. **REPORTS OF CHAIRPERSONS OF COUNCIL STANDING COMMITTEES**
  - (a) City Property Committee – Minutes 6-03-09
11. **REPORT OF MAYOR**
  - (a) Reappoint the following individuals to the Eastern Panhandle Regional Planning and Development Council – Region 9:  
  
Mark S. Baldwin – Term 7-01-09 – 6-30-10  
Kevin Knowles – Term 7-01-09 – 6-30-10

- (b) Reappoint the following individual to the Code Appeals Board:

Bill Barney – Term 7-12-09 – 7-12-12

12. **REPORT OF CITY ATTORNEY**

13. **REPORT OF CITY MANAGER**

14. **UNFINISHED BUSINESS**

- (a) Third and final reading of Ordinance 2009-08 annexing to the City of Martinsburg a parcel consisting of approximately 1.3 acres and identified as Parcel 1.33, Tax Map OP6 presently located in the Opequon District, Berkeley County, West Virginia, owned by Hoffmaster Houses, Inc. and providing for the institution of the necessary proceedings before the County Commission of Berkeley County, West Virginia, in accordance with West Virginia Code § 8-6-4 (Annexation Without Election)
- (b) Third and final reading of Ordinance 2009-09 annexing to the City of Martinsburg a parcel consisting of approximately 8.37 acres and identified as Parcel 1, Tax Map OP6 presently located in the Opequon District, Berkeley County, West Virginia, owned by Meridian North Partners, LLC and providing for the institution of the necessary proceedings before the County Commission of Berkeley County, West Virginia, in accordance with West Virginia Code § 8-6-4 (Annexation Without Election)

15. **NEW BUSINESS**

- (a) Appointments to the following positions:
- (1.) City Recorder
  - (2.) Police Court Judge(s)
  - (3.) City Treasurer
- (b) First and second reading of Ordinance 2009-11 to amend the City of Martinsburg zoning map to zone an improved parcel of real estate consisting of approximately 1.3 acres and presently located in the Opequon District, Berkeley County, West Virginia, owned by Hoffmaster Houses, Inc. from its current unzoned classification to Community Business (BC)
- (c) First and second reading of Ordinance 2009-12 to amend the City of Martinsburg zoning map to zone an unimproved parcel of real estate consisting of approximately 8.37 acres and presently located in the Opequon District, Berkeley County, West Virginia, owned by Meridian North Partners, LLC from its current unzoned classification to Community Business (BC)
- (d) Approve/Deny authorization to enter into a CHDO Agreement with Habitat for Humanity of the Eastern Panhandle to provide HOME Community Housing Development Organization (CHDO) set-aside funds for FY 2007 (\$96,279) and FY 2008 (\$77,480)
- (e) Approve/Deny authorization to sign a Letter of Agreement regarding property code inspections for the Jefferson County Homebuyer Assistance Program funded through the HOME program

- (f) Adopt Resolution 2009-14 approving General Fund Budget Revision #5 for FY 2008-2009
- (g) Approve/Deny Water & Sewer Fund Budget Revision #2 for FY 2008-2009
- (h) Approve/Deny Sanitation Fund Budget Revision #2 for FY 2008-2009
- (i) Approve/Deny Telamon Corporation request to waive permit fees for The Shining Apples Workcamp to be held the week of July 26 – August 1, 2009
- (j) Approve/Deny tentative approval of the proposed expansion of the Historic District Overlay and return to the Historic Preservation Review Commission (HPRC)
- (k) Approve/Deny request for abandonment of alleyway between Berry Street and Faulkner Avenue
- (l) Approve/Deny bid for computer based forensic video enhancement and related software system – Ocean Systems \$21,223
- (m) Approve/Deny purchase of server for Mobile Virtual Private Network for Martinsburg Police Department – Dell - \$6,746.61 – Police Levy Fund
- (n) Approve/Deny Eastern Panhandle Drug and Violent Crimes Task Force purchase of investigative equipment – Law Enforcement Associates - \$5,270 and Adaptive Digital Systems, Inc. - \$14,450 – (Funds to be reimbursed through grant)
- (o) Approve/Deny agreement between City of Martinsburg and West Virginia Department of Transportation Division of Highways for State Project X302-9/56-0.00, Federal Project TIP-0956(004), R/W, Raleigh Street Extension – for water line facilities (as outlined in letter dated May 27, 2009 to the City of Martinsburg)
- (p) Approve/Deny Health/Vision/Dental insurance rates effective August 1, 2009
- (q) City Website update
- (r) Approve/Deny emergency removal, inspection and installation of new 600 HP Quarry Well Pump – Water Department – A.C. Schultes \$129,950
- (s) Discuss Assistance to Firefighter Grant – Stimulus money for fire station construction

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)

17. **ADJOURNMENT**