



**JOURNAL of the PROCEEDINGS
of the
CITY COUNCIL**

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, January 5, 2014

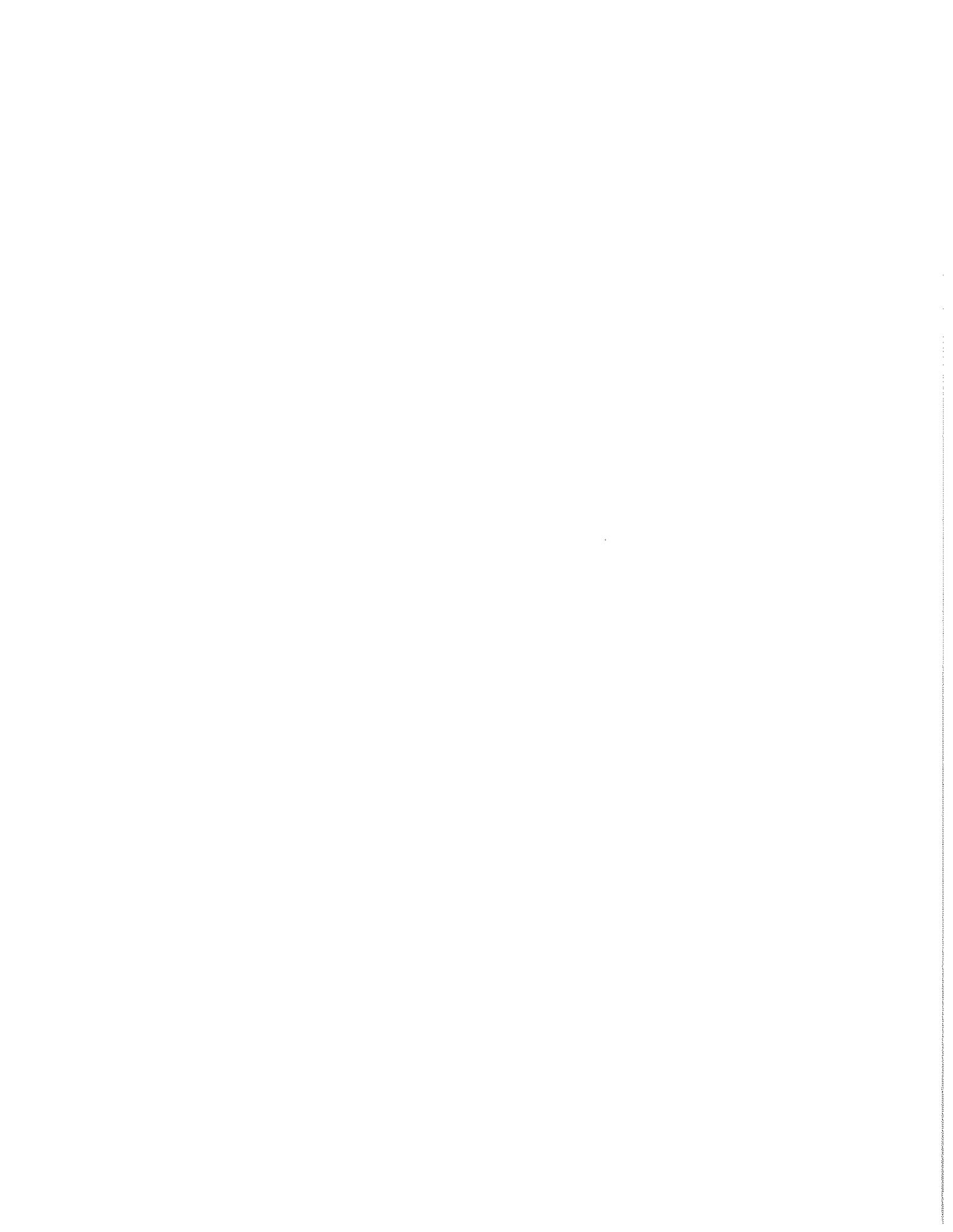
at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

OFFICIAL RECORD

**Danny Jones
Mayor**

**James M. Reishman
City Clerk**



CALL TO ORDER

The Council met in the Chambers of the City Building at 7:00 P.M., for the first meeting in the month of January on the 5th day, in the year 2015, and was called to order by the Honorable Mayor, Danny Jones. The invocation was delivered by Councilman Rev. Ealy and the Pledge of Allegiance was led by Obi Henderson. The Clerk, James M. Reishman, called the roll of members and it was found that there were present at the time:

**BURKA
DAVIS
EALY
HOOVER
LANE
NICHOLS
RICHARDSON
SHEETS
TALKINGTON
MAYOR JONES**

**BURTON
DENEALT
HAAS
KIRK
MILLER
PERSINGER
RUSSELL
SMITH
WARE**

**DODRILL
HARRISON
KNAUFF
MINARDI
REISHMAN
SALISBURY
SNODGRASS
WHITE**

With twenty-seven members being present, the Mayor declared a quorum present.

Pending the reading of the Journal of the previous meeting, the reading thereof was dispensed with and the same duly approved.

CLAIMS

1. A claim of Makayla Cool, 1316 Virginia St. E Apt 1., Charleston, WV; alleges damage to vehicle.
Referred to City Solicitor.

2. A claim of Hunt Avenue LLC, PO Box 78712., Charlotte, NC; alleges damage to property.
Referred to City Solicitor.

3. A claim of Robert Person, 5 Players Club Dr. Apt. 8103, Charleston, WV; alleges damage to vehicle.
Referred to City Solicitor.

4. A claim of H. James Stark 225 Whispering Woods Rd., Charleston, WV; alleges damage to vehicle.
Referred to City Solicitor.

5. A claim of Mathew Kevin Thomas, PO Box 13722, Charleston, WV; alleges damage to vehicle.
Referred to City Solicitor.

REPORTS OF COMMITTEES

COMMITTEE ON PLANNING

Councilperson Mary Jean Davis, Chairperson of the Council Committee on Planning, submitted the following report:

1. Your committee on Planning has had under consideration Bill No. 7635, and reports the same to Council with the recommendation that the bill do pass.

Bill No. 7635 amending the Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, and the map made a part thereof, by rezoning from an R-4 district to a Professional or Medical Campus district, that certain

parcel of land located on North Charleston Tax Map 93 parcel 1, Charleston, West Virginia.

Be it Ordained by the City Council of the City of Charleston, West Virginia:

1. The Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, is hereby amended by rezoning from an R-4 district to a Professional or Medical Campus district the whole of the following described parcel of land: Parcel No. 1 as shown on North Charleston Tax Map No. 93. Subject parcel is located on approximately 44 acres of land directly across Greenbrier Street from Capitol High School, Charleston, West Virginia. Said tax map is of record in the Planning Office.
2. The Zoning Map, attached to and made a part of said Zoning Ordinance, is hereby amended in accordance with Article 28 of this ordinance.
3. All prior ordinances or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Councilman Reishman moved to pass Bill No. 7635. Councilman Lane seconded the motion. The Mayor opened the floor for discussion of the bill.

A roll call was taken:

YEAS: Burka, Burton, Davis, Deneault, Dodrill, Ealy, Haas, Hoover, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Russell, Salisbury, Sheets, Snodgrass, Talkington, Ware, White, Jones

NAYS: Knauff

ABSENT: Clowser

With a majority vote recorded thereon as voting in the affirmative the Mayor declared Bill No. 7635, adopted.

COMMITTEE ON FINANCE

Councilperson Bobby Reishman, Chairperson of the Council Committee on Finance, submitted the following reports:

1. Your committee on Finance has had under consideration Resolution No. 539-15, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 539-15: “Authorizing the Finance Director to make a refund to BBL Carlton, LLC, in the amount of \$29,937.78 for overpayment of Business & Occupation

taxes for the 1st, 2nd and 3rd quarters of 2014 as a result of paying taxes to the City of Charleston on a job located outside the City limits.”

Be it Resolved by the Council of the City of Charleston, West Virginia:

That the Finance Director is hereby authorized and directed to make a refund to BBL Carlton, LLC, in the amount of \$29,937.78 for overpayment of Business & Occupation taxes for the 1st, 2nd and 3rd quarters of 2014 as a result of paying taxes to the City of Charleston on a job located outside the City limits.

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 539-14 adopted.

2. Your committee on Finance has had under consideration Resolution No. 540-15, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 540-15: “Authorizing the Mayor or City Manager to enter into an agreement with PNC Equipment Finance, LLC, in the amount of \$590,000.00 for a three year lease purchase period at a rate of 1.49% and \$1,904,500.00 for a five year lease purchase period at a rate of 1.73%, to provide for the purchase of police cars and various equipment for City departments and contingent upon the City being allowed to procure all vehicles and equipment according to its purchasing procedures and subject to review and final approval by legal counsel for the City.”

Be it Resolved by the Council of the City of Charleston, West Virginia:

That the Mayor or City Manager is hereby authorized and directed to enter into an agreement with PNC Equipment Finance, LLC, in the amount of \$590,000.00 for a three year lease purchase period at a rate of 1.49% and \$1,904,500.00 for a five year lease purchase period at a rate of 1.73%, to provide for the purchase of police cars and various equipment for City departments and contingent upon the City being allowed to procure all vehicles and equipment according to its purchasing procedures and subject to review and final approval by legal counsel for the City.

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 540-14 adopted.

3. Your committee on Finance has had under consideration the following Committee Report and reports the same to Council with the recommendation that the Committee Report do pass.

A proposal submitted by Microception, Inc. , in the amount of \$32,986.00 for purchase of a VideOversight Interview Recording/Case Management System to be used by the Criminal Investigation Division of the Charleston Police Department.

To be charged to Account No. 043-299-00-000-3-341, Police—Asset Forfeiture

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Committee Report adopted.

NEW BILLS

Introduced by Council member John Miller on January 5, 2015:

Bill No. 7645 – A Bill closing, abandoning and discontinuing as a public right of way, a 50 foot by 60 foot section of the unimproved portion of 3405 Kanawha Avenue, SE, in the City of Charleston, West Virginia.

Refer to Municipal Planning Commission, Planning Committee, Finance Committee

ADJOURNMENT

The Clerk, James M. Reishman called the closing roll call:

YEAS: Burka, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Hoover, Kirk, Knauff, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Russell, Salisbury, Sheets, Smith, Snodgrass, Talkington, Ware, White, Jones

ABSENT: Clowser

At 7:18 p.m., by a motion from Councilmember Harrison, Council adjourned until Tuesday, January 20, 2015, at 7:00 p.m., in the Council Chamber in City Hall.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk

