

**JOURNAL
OF THE
COUNCIL
CITY OF CHARLESTON
WEST VIRGINIA**

July 19, 2010

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE SECOND MEETING IN THE MONTH OF JULY ON THE 19th DAY, IN THE YEAR 2010, AND WAS CALLED TO ORDER BY THE HONORABLE MAYOR, DANNY JONES. THE INVOCATION WAS DELIVERED BY HARRISON AND THE PLEDGE OF ALLEGIANCE WAS LED BY DAVIS.

**BURKA
DEITZLER
HALL
HARRISON
KIRK
MILLER
REISHMAN
SHEETS
WARE
MAYOR JONES**

**CLOWSER
DENEALT
HANNA
KNAUFF
PAYNE
RUSSELL
SMITH
WEINTRAUB**

**DAVIS
EALY
HARRIS
JONES
LANE
REED
SALISBURY
TALKINGTON
WHITE**

WITH TWENTY-SEVEN MEMBERS BEING PRESENT, THE MAYOR DECLARED A QUORUM.

PENDING THE READING OF THE JOURNAL OF THE PREVIOUS MEETING, THE READING THEREOF WAS DISPENSED WITH AND THE SAME DULY APPROVED.

PUBLIC SPEAKERS

None

CLAIMS

- 1. A claim of Linda Taylor, 613 Ruffner Ave., Charleston, WV;alleges damage to property.
Refer to City Solicitor
- 2. A claim of Edna Higginbotham, 701 Ruffner Ave., Charleston, WV;alleges damage to property.
Refer to City Solicitor
- 3. A claim of Karen Tyree, 1441 Dixie Street, Charleston, WV;alleges damage to property.
Refer to City Solicitor
- 4. A claim of James Pearson,214 18th Street, Dunbar , WV;alleges damage to vehicle.
Refer to City Solicitor

COMMUNICATIONS

*Honorable Danny Jones and
City Council Members
Charleston, West Virginia 25301*

Dear Mayor Jones and Councilmember's:

On July 7, 2010, the Municipal Planning Commission held public hearings and its regular monthly meeting. The following cases were heard:

Bill No. 7428

Petition of Aric Margolis, agent, to rezone the property at #10 Spring Street, also identified as a part of Parcel No. 302 and 304, as shown on Charleston West District Tax Map 29, from General Commercial, C-10 to Light Industrial I-2 zoning.

Bill 7429

A bill to amend the Zoning Ordinance for the City of Charleston, West Virginia, adopted November 21, 2005 in order to make corrective additions, deletions and clarifications.

These cases should be referred to the Council Committee on Planning.

*Sincerely,
Municipal Planning Commission*

Phyllis White, Administrative Assistant

The Mayor referred the cases to the Planning Committee of Council.

The Clerk read the appointment:

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: HUMAN RIGHTS COMMISSION

DATE: JULY 19, 2010

I recommend that DeAnn G. Hill, 2106 Kanawha Boulevard East, Charleston, WV 25311, be reappointed to the Human Rights Commission, with a said term to expire June 30, 2013.

I respectfully request City Council's approval of this recommendation.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the appointment confirmed.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: HUMAN RIGHTS COMMISSION

DATE: JULY 19, 2010

I recommend that Gale Teare, 1565 Virginia Street East, Charleston, WV 25311, be reappointed to the Human Rights Commission, with a said term to expire June 30, 2013.

I respectfully request City Council's approval of this recommendation.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the appointment confirmed.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: HUMAN RIGHTS COMMISSION

DATE: JULY 19, 2010

I recommend that Greg Proctor, 1523 Jackson Street, Charleston ,WV 25311, be reappointed to the Human Rights Commission, with a said term to expire June 30, 2013.

I respectfully request City Council's approval of this recommendation.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the appointment confirmed.

The Clerk read the Communication:

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: HALLOWEEN 2010

DATE: JULY 19, 2010

I recommend that October 28, 2010 from the hours of 6:00 until 8:00 be designated as Trick or Treat in the City of Charleston.

I respectfully request City Council's approval of this recommendation.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Trick or Treat Night confirmed.

MISCELLANEOUS RESOLUTIONS

Resolution No. 810-10

Introduced in Council

Passed by Council

July 19, 2010

July 19, 2010

Mike Clowser

WHEREAS: On July 26, 1990, President George H.W. Bush signed into law the Americans with Disabilities Act (ADA) to ensure civil rights of people with disabilities; and

WHEREAS: This legislation established a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities; and

WHEREAS: The ADA expanded opportunities for Americans with disabilities by reducing barriers, changing perceptions and increasing full participation in community life; and

WHEREAS: The full promise of the ADA remains unfulfilled as more can be done to achieve full compliance of the ADA and complete inclusion of people with disabilities in the life of our nation; and

WHEREAS: The 20th anniversary of the Americans with Disabilities Act provides an opportunity to celebrate and recognize the progress that has been made under the ADA, to reaffirm the principles of equality and inclusion, and to recommit efforts toward reaching full ADA compliance.

Therefore be it resolved by The Council and Mayor of The City of Charleston, West Virginia:

That we celebrate the 20th anniversary of the Americans with Disabilities Act and reaffirm our commitment to work toward full accessibility and inclusion of people with disabilities in the life of our city and nation.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 810-10, adopted.

Resolution No. 811 – 10

Introduced in Council

July 19, 2010

Susie Salisbury, Mary Jean Davis

WHEREAS: Joe Jones has been a leading citizen of Charleston since he moved to our Capital City more than 20 years ago to take a job with American Electric Power; and

WHEREAS: Since then, he has ascended the ranks of AEP's and Appalachian Power's corporate offices in Charleston, managing the power company's Energy Efficiency and Consumer programs and becoming manager of External Affairs; and

WHEREAS: While he has found success in corporate life, Joe has never forgotten his humble beginnings, as someone who grew up living in public housing in Huntington and working his way through Marshall University; and

WHEREAS: Joe's background with affordable housing led to a strong sense of community involvement, which has included volunteer leadership of the "Redrawing the Map" project, the Charleston Renaissance Corporation, the Charleston Area Alliance and its Community Development Committee, the Metro 911 Board of Directors, and the holdings board for MATRIC, among others; and

WHEREAS: As chairman of the Charleston Area Alliance's Community Affairs Team for the Community Development Committee, Joe has played an integral role in the creation and development of the Community Development Awards and Think Tank series of community forums, which expand our horizons and explore new options for making Charleston a better place to live, work and play; and

WHEREAS: Joe's contagious passion for the community, his depth of understanding of issues related to the public and private sectors, his work ethic on all tasks before him, his calming demeanor and genuine approach to draw people into discussions all have made him most effective in corporate relations for his company and in community relations that have benefited our city; and

WHEREAS: After decades of service that has helped to make the City of Charleston a more forward-thinking, progressive, inclusive and empowering community, Joe has accepted a new job and challenge in Roanoke, Virginia.

Therefore be it resolved by the Council and Mayor
of the City of Charleston, West Virginia:

That we join many people and organizations in honoring Joe Jones, recognizing his enduring legacy within our greater community as a master of public relations and community development, expressing our heartfelt appreciation for his dedication to the citizens of our city and wishing him all the best in every future endeavor.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 811-10, adopted.

ORDINANCE AND RULES

Councilman Jack Harrison, Chairman of the Council Committee on Ordinance and Rules, submitted the following reports.

1. Your Committee on Ordinance and Rules has had under consideration Bill No 7427, and reports the same to Council with the recommendation that the bill do pass.

Bill No. 7427 A BILL to amend Chapter 78, Article I, Section 78-10 of the Municipal Code of the City of Charleston for the purpose of clarifying the definition of sexual orientation.

Now, therefore, be it Ordained by the Council of the City of Charleston, West Virginia:

That Chapter 78, Article I, Section 78-10 of the Municipal Code of the City of Charleston is hereby amended to read as follows:

Sec. 78-10. Hate crimes.

(a) This section may be referred to as the "Anti-Hate Crime Ordinance." The city hereby recognizes and declares that all persons within the city have the right to be free from any violence, or intimidation by threat of violence, committed against their person or property because of their actual or perceived race, color, religion, ancestry, national origin, political affiliation, physical or mental disability, sex or sexual orientation. For the purposes of this section, "sexual orientation" shall have the definition set forth in Section 62-3 of this code.

(b) The State of West Virginia has enacted legislation (found at W. Va. Code § 61-6-21(1987)) deeming certain hate crimes felonious conduct. The purpose of this article is to expand and create additional classifications against which hate crimes will not be tolerated within the city as set forth in subsections (c), (d), (e), (f) and (g) hereof.

(c) If any person does by force or threat of force willfully injure, oppress, threaten, intimidate or interfere with, or attempt to injure, oppress, threaten, intimidate or interfere with any other person in the free exercise or enjoyment of any right or privilege secured to him or her by the ordinances of the city, the Constitution or laws of the State of West Virginia or by the constitution or laws of the United States, because of such other person's actual or perceived race, color, religion, ancestry, national origin, political affiliation, physical or mental disability, or sexual orientation, he or she shall be guilty of a misdemeanor, and upon conviction, shall be jailed not more than 30 days and fined not more than \$500.00.

(d) If any person conspires with another person to willfully injure, oppress, threaten, intimidate or interfere with any other person in the free exercise or enjoyment of any right or privilege secured to him or her by the ordinances of the city, the constitution or laws of the State of West Virginia or by the Constitution or laws of the United States, because of such other person's actual or perceived race, color, religion, ancestry, national origin, political affiliation, physical or mental disability or sexual orientation and in willful furtherance thereof to assemble with one or more persons for the purpose of teaching any technique or means capable of causing property damage, bodily injury or death which such persons or person intend to employ to violate this section each such person shall be guilty of a misdemeanor and, upon conviction, shall be jailed not more than 30 days and fined not more than \$500.00.

(e) The fact that a person committed a felony or misdemeanor, or attempted to commit a felony or misdemeanor, because of the victim's actual or perceived race, color, religion, ancestry, national origin, political affiliation, physical or mental disability or sexual orientation shall be considered a circumstance in aggravation of any crime in imposing sentence.

(f) Nothing contained in this section makes unlawful the teaching of any technique in self-defense.

(g) In any prosecution under this section, (i) evidence proving the defendant's mere abstract beliefs or (ii) evidence of the defendant's mere membership in an organization, shall not be

admissible to establish any element of an offense under this section, unless such evidence bears a direct relationship to the underlying crime. Thus, this subsection will not bar all evidence of membership or belief, but would assure that at a minimum, any speech or association that is not contemporaneous with the crime must be part of the chain of events that led to the crime.

(h) If any part of this section is deemed unconstitutional or unenforceable, the remaining provisions will remain in effect.

The question being on the passage of the Bill a roll call was taken and there were; yeas –26, absent-2, as follows:

YEAS: Burka, Clowser, Davis, Deitzler, Deneault, Ealy, Hall, Hanna, Harrison, Harris, Jones, Kirk, Knauff, Lane, Miller, Payne, Reed, Reishman, Russell, Salisbury Sheets, Smith, Talkington, Weintraub, White, Mayor Jones.

ABSENT: Higgins, Ware

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7427, passed.

FINANCE

Councilman Robert Reishman, Chairman of the Council Committee on Finance, submitted the following reports.

1. Your Committee on Finance has had under consideration Resolution No 801-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 801-10: “Authorizing the Mayor to enter into an agreement with Blacktop Industries, in the amount of \$743,050, for the City’s 2010 Street Paving project.”

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

That the Mayor is hereby authorized and directed to enter into an agreement with Blacktop Industries, in the amount of \$743,050, for the City’s 2010 Street Paving project.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 801-10, adopted.

2. Your Committee on Finance has had under consideration Resolution No 802-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 802-10: “Authorizing the Finance Director to provide funds in the amount of \$20,011.63 to the Regional Intergovernmental Council (RIC), representing the City’s share of contributions received annually by RIC from local governmental agencies in Boone, Clay, Kanawha, and Putnam counties.”

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

That the Finance Director is hereby authorized and directed to provide funds in the amount of \$20,011.63 to the Regional Intergovernmental Council (RIC), representing the City’s share of

contributions received annually by RIC from local governmental agencies in Boone, Clay, Kanawha, and Putnam counties.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 802-10, adopted.

3. Your Committee on Finance has had under consideration Resolution No 803-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 803-10: “Authorizing the Finance Director to amend the 2010-2011 General Fund budget as indicated on the attached list of accounts.”

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

That the Finance Director is hereby authorized and directed to amend the 2010-2011 General Fund budget as indicated on the attached list of accounts.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas – 27, absent-1, as follows:

YEAS: Burka, Clowser, Davis, Deitzler, Deneault, Ealy, Hall, Hanna, Harrison, Harris, Jones, Kirk, Knauff, Lane, Miller, Payne, Reed, Reishman, Russell, Salisbury Sheets, Smith, Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Higgins

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 803-10 adopted.

4. Your Committee on Finance has had under consideration Resolution No 804-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 804-10: “Authorizing the Mayor to sign and submit Community Participation Program grant contracts and all related documents on behalf of four agencies.”

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

That the Mayor is hereby authorized and directed to sign and submit Community Participation Program grant contracts and all related documents on behalf of the following agencies:

Charleston Area Alliance	10LEDA0417	\$10,000
West Side Main Street	10LEDA0046	\$20,000
WV Youth Ballet/Capital Improvements	10LEDA0042	\$ 8,000
Charleston Area Alliance/Greenspace East End	10LEDA0044	\$25,000

The question being on the adoption of the Resolution a roll call was taken and there were; yeas – 27, absent-1, as follows:

YEAS: Burka, Clowser, Davis, Deitzler, Deneault, Ealy, Hall, Hanna, Harrison, Harris, Jones, Kirk, Knauff, Lane, Miller, Payne, Reed, Reishman, Russell, Salisbury Sheets, Smith,

Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Higgins

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 804-10 adopted.

5. Your Committee on Finance has had under consideration Resolution No 805-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 805-10: “Authorizing the Mayor and/or City Manager to submit a Tiger II/Community Challenge Planning Grant Pre-Application Intent-to-Apply form to the United States Department of Transportation for eligibility selection and an invitation to apply for funds that would aid the City in creation of a Downtown Plan to study and promote equitable, affordable, and sustainable downtown land use and redevelopment opportunities.”

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

That the Mayor and/or City Manager are hereby authorized and directed to submit a Tiger II/Community Challenge Planning Grant Pre-Application Intent-to-Apply form to the United States Department of Transportation for eligibility selection and an invitation to apply for funds that would aid the City in creation of a Downtown Plan to study and promote equitable, affordable, and sustainable downtown land use and redevelopment opportunities.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas – 27, absent-1, as follows:

YEAS: Burka, Clowser, Davis, Deitzler, Deneault, Ealy, Hall, Hanna, Harrison, Harris, Jones, Kirk, Knauff, Lane, Miller, Payne, Reed, Reishman, Russell, Salisbury Sheets, Smith, Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Higgins

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 805-10 adopted.

6. Your Committee on Finance has had under consideration Resolution No 806-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 806-10: “Authorizing the Mayor or his designee to apply for a Grant through the Greater Kanawha Valley Foundation for the purchase of materials to repair a retaining wall along the Carriage Trail, and to execute any documents or take any action necessary to secure Grant funds.”

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

That the Mayor or his designee is hereby authorized and directed to apply for a Grant through the Greater Kanawha Valley Foundation for the purchase of materials to repair a retaining wall along the Carriage Trail, and to execute any documents or take any action necessary to secure Grant funds.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 806-10, adopted.

7. Your Committee on Finance has had under consideration Resolution No 807-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 807-10: “Authorizing the Mayor to enter into an agreement with Komax Business Systems for maintenance services and purchase of related supplies for printers in the City network, for approximately \$2,070.55 per month, subject to final review and approval by City attorney.”

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

That the Mayor is hereby authorized and directed to enter into an agreement with Komax Business Systems for maintenance services and purchase of related supplies for printers in the City network, for approximately \$2,070.55 per month, subject to final review and approval by City attorney.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 807-10, adopted.

8. Your Committee on Finance has had under consideration Resolution No 808-10, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 808-10: “Authorizing the Mayor and/or City Manager to enter into an agreement with Govolution, LLC, for implementation of online acceptance and processing of debit and credit card transaction at costs listed on attachment, and subject to final review and approval by the City attorney. The agreement is for a one year period with the option to renew for one additional year, subsequent to council approval of funds.”

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

That the Mayor and/or City Manager is hereby authorized and directed to enter into an agreement with Govolution, LLC, for implementation of online acceptance and processing of debit and credit card transaction at costs listed on attachment, and subject to final review and approval by the City attorney. The agreement is for a one year period with the option to renew for one additional year, subsequent to council approval of funds.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 808-10, adopted.

9. Your Committee on Finance has had under consideration Resolution No 809-10, and reports the same to Council with the recommendation that the committee report be adopted.

THE SANITARY BOARD OF THE CITY OF CHARLESTON, WEST VIRGINIA

Resolution requesting the City Council of the City of Charleston, West Virginia to authorize the City of Charleston to file civil actions in the Circuit Court of Kanawha County for the condemnation of property for sanitary sewer easements necessary for the Sanitary Board of the City of Charleston, West Virginia to construct, install and complete its Twilight Drive Sewer Rehabilitation and Replacement Project.”

WHEREAS, the Sanitary Board of the City of Charleston, West Virginia (the “Sanitary Board”) is pursuing a sewer rehabilitation and replacement project in the Twilight Drive area of the City of Charleston (the “Project”) which is necessary to correct older, failing sewer collection lines and is necessary for the health and welfare of the citizens of the City of Charleston;

WHEREAS, the Project includes the rehabilitation and/or replacement of approximately 17,800 feet of sewer lines, and numerous permanent easements and temporary construction easements are necessary to undertake and complete the Project;

WHEREAS, the Sanitary Board and its rights-of-way agents have diligently sought easement agreements for such necessary easements from the affected property owners and have received and recorded many signed easement agreements;

WHEREAS, due to numerous factors including, but not limited to, out-of-state property owners, properties held in heirships with numerous heirs, some whose location is unknown, and uncooperative or uncommunicative property owners, the Sanitary Board has been unable to obtain by negotiation and agreement all of the necessary sewer easements;

WHEREAS, the Sanitary Board has no choice but to request the City of Charleston to authorize the filing of civil actions for the acquisition, pursuant to the City of Charleston’s power of eminent domain, certain property interests in order to obtain the necessary sewer easements for the Project; now, therefore,

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

Section 1. To accomplish construction of the sewer rehabilitation and replacement project in the Twilight Drive area of the City of Charleston necessary for the health and welfare of the citizens of the City of Charleston, the Sanitary Board of the City of Charleston, West Virginia (“CSB”) must obtain easements across and through certain properties as set forth on Exhibit A to this Resolution.

Section 2. The Sanitary Board requests the City Council of the City of Charleston to authorize the City of Charleston, on behalf of and by and through CSB and its counsel to file civil actions for the acquisition for CSB, pursuant to the power of eminent domain, of the property interests set forth on Exhibit A and to take such other and further action as may be reasonably necessary to acquire the property rights for easements necessary to construct, install, operate, maintain, repair, replace, rehabilitate line and remove sewer lines and appurtenances thereto.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 809-10, adopted.

10. Your committee on Finance has had under consideration a Purchase of various classes and sizes of aggregate on an as needed basis from Martin Marietta Aggregates at prices listed on the attached tabulation sheet. The aggregate will be used by the Street Department for projects undertaken throughout FY 2010-2011. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies, and reports the same to Council with the recommendation that the Committee Report be adopted.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the committee report adopted.

11. Your committee on Finance has had under consideration a Purchase of Bituminous Concrete (asphalt) on an as needed basis from West Virginia Paving at \$58.00 per ton for Wearing Course Material Type 1; and \$55.00 per ton for Patching and Leveling Material Type 1, to be used by the Street Department. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies, and reports the same to Council with the recommendation that the Committee Report be adopted.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the committee report adopted.

12. Your committee on Finance has had under consideration a Bid submitted by Arrow Concrete for purchase of Portland Cement Concrete to be used by the Street Department on an as needed basis at prices listed on the attached tabulation sheet. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies, and reports the same to Council with the recommendation that the Committee Report be adopted.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the committee report adopted.

13. Your committee on Finance has had under consideration a Bid submitted by North American Salt, in the amount of \$60.73 per ton, for purchase of salt to be used by the Street Department on an as needed basis for snow and ice removal. To be charged to Account No. 001-750-00-000-3-359, Street—Snow Removal Materials, and reports the same to Council with the recommendation that the Committee Report be adopted.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the committee report adopted.

14. Your committee on Finance has had under consideration a Bid submitted by Ennis Paint, Inc, in the total amount of \$34,732.50, for purchase of 2750 gallons of yellow traffic marking paint (\$21,862.50); and 1650 gallons of white traffic marking paint (\$12,870.00) to be used by the Street Department in striping streets throughout the City. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies, and reports the same to Council with the recommendation that the Committee Report be adopted.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the committee report adopted.

REPORTS OF OFFICERS

1. City Treasurer's Report to City Council Month Ending June 2010.
Received and Filed.

NEW BILLS

Introduced by Councilman William Kirk on July 19, 2010:

Bill 7430 - A Bill to prohibit right turns by southbound vehicles on Summit Drive at White Oak Road, and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Law, Section 263, Division 2, Article 4, Chapter 114, to conform therewith.

Refer to Streets and Traffic

ROLL CALL

YEAS: Burka, Clowser, Davis, Deitzler, Deneault, Ealy, Hall, Hanna, Harrison, Harris, Jones, Kirk, Knauff, Lane, Miller, Payne, Reed, Reishman, Russell, Salisbury Sheets, Smith, Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Higgins

At 7:35 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, August 2, 2010, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk