



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

CITY OF CHARLESTON, WEST VIRGINIA

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Regular Meeting – Monday, November 18, 2013

at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

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**OFFICIAL RECORD**

**Danny Jones**  
Mayor

**James M. Reishman**  
City Clerk

**CALL TO ORDER**

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The Council met in the Chambers of the City Building at 7:00 P.M., for the second meeting in the month of November on the 18th day, in the year 2013, and was called to order by the Honorable Mayor, Danny Jones. The invocation was delivered by Councilman Harrison and the Pledge of Allegiance was led Boy Scout Troop 193. The Honorable James M. Reishman, City Clerk, called the roll of members and it was found that there were present at the time:

**BURKA  
DAVIS  
EALY  
HOOVER  
MILLER  
PERSINGER  
RUSSELL  
SMITH  
TALKINGTON  
MAYOR JONES**

**BURTON  
DENEALT  
HAAS  
KIRK  
MINARDI  
REISHMAN  
SALISBURY  
SNODGRASS  
WARE**

**CLOUSER  
DODRILL  
HARRISON  
LANE  
NICHOLS  
RICHARDSON  
SHEETS  
STAJDUHAR  
WHITE**

With twenty-eight 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.

***PUBLIC SPEAKERS***

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1. Debbie Cobb of 1061 Circle Road in Charleston, WV spoke about a coyote problem in the city limits, specifically the South Hills area.
2. Denise Skiles of 1104 Circle Road in Charleston, WV spoke about a coyote problem in the City.
3. Martha Major of 1313 Oakmont Road in Charleston, WV spoke about a coyote in the city limits.
4. Bruce Vest with Boy Scout Troop 193 spoke about what activates his troop is involved.

***CLAIMS***

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1. A claim of James and Julie Stebbins, 1534 Bedford Rd., Charleston, WV; alleges damage to property.  
*Referred to City Solicitor*

**COMMUNICATIONS**

**EXECUTIVE DEPARTMENT**

**CITY OF CHARLESTON**

**PROCLAMATION**

**By the Mayor**

**WHEREAS:** The City of Charleston believes that small businesses are the backbone of our economy and the glue that holds communities together; and

**WHEREAS:** 89 percent of consumers in the United States agree that small businesses contribute positively to the local community by supplying jobs and generating tax revenue; and

**WHEREAS:** Small businesses employ one half of employees in the private sector in the United States; and

**WHEREAS:** 93 percent of consumers in the United States agree that it is important for people to support the small businesses that they value in their community; and

**WHEREAS:** Charleston, West Virginia supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and

**WHEREAS:** Advocacy groups and public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday as a way to promote small businesses and encourage people to support them; and

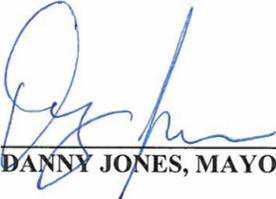
**NOW THEREFORE, I, Danny Jones, Mayor of the City of Charleston, do hereby proclaim the 30<sup>th</sup> day of November, 2013, as**

**SMALL BUSINESS SATURDAY**

in Charleston, West Virginia, and urge the residents of our community, and communities across the country to support small businesses and merchants on Small Business Saturday – and throughout the year.

**IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 18<sup>th</sup> day of November 2013.**



  
**DANNY JONES, MAYOR**

## **REPORTS OF COMMITTEES**

### **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. 378-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 378-13- Authorizing the Mayor or City Manager to enter into an agreement for purchase of E-10 Gasoline through a bid to be received by Kanawha Valley Regional Transportation Authority (“KVRTA”) on November 20, 2013. The bid prices on E-10 Gasoline remain in effect for a 24-hour period following the bid opening; therefore, the Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposal as may deem to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.

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 for purchase of E-10 Gasoline through a bid to be received by Kanawha Valley Regional Transportation Authority (“KVRTA”) on November 20, 2013. The bid prices on E-10 Gasoline remain in effect for a 24-hour period following the bid opening; therefore, the Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposal as may deem to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.

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 378-13 adopted.

2. Your committee on Finance has had under consideration Resolution No. 379-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 379-13- Authorizing the Mayor or City Manager to enter into an agreement for purchase of Diesel Fuel through a bid to be received by Kanawha Valley Regional Transportation Authority (“KVRTA”) on November 20, 2013. The bid prices on Diesel Fuel remain in effect for a 24-hour period following the bid opening; therefore, the

Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposal as may deem to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.”

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 for purchase of Diesel Fuel through a bid to be received by Kanawha Valley Regional Transportation Authority (“KVRTA”) on November 20, 2013. The bid prices on Diesel Fuel remain in effect for a 24-hour period following the bid opening; therefore, the Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposal as may deem to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.

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 379-13 adopted.

3. Your Committee on Finance has had under consideration Resolution No. 380-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 380-13- Authorizing approval to adopt the updated Rails to Trails-Kanawha Trestle System of Trails Master Plan, a.k.a. Kanawha Trestle & Rail Trail Master Plan Update – October 2013.

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

That authorization to adopt the updated Rails to Trails-Kanawha Trestle System of Trails Master Plan, a.k.a. Kanawha Trestle & Rail Trail Master Plan Update – October 2013, prepared by GAI Consultants and attached to said resolution as a part thereof, is hereby approved.

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 380-13 adopted.

4. Your Committee on Finance has had under consideration Resolution No. 381-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 381-13- Authorizing the Mayor or his designee to submit an application to the Transportation Alternatives Grant Program in the amount of \$150,000.00 for the repair of sidewalks between Overbrook Elementary School and George Washington High School. The City will provide matching funds in the amount of \$50,000.00 for the project.

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 submit an application to the Transportation Alternatives Grant Program in the amount of \$150,000.00 for the repair of sidewalks between Overbrook Elementary School and George Washington High School. The City will provide matching funds in the amount of \$50,000.00 for the project.

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 381-13 adopted.

5. Your Committee on Finance has had under consideration Resolution No. 382-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 382-13- Authorizing the Mayor or his designee to submit an application to the West Virginia Division of Energy Local Energy Efficiency Grant Program, in an amount up to \$10,000.00. The grant will provide needed funds for continuation of energy efficiency projects on the east end with matching funds of 20% to come from Appalachian Power Company and/or Charleston Area Alliance's in-kind services."

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 submit an application to the West Virginia Division of Energy Local Energy Efficiency Grant Program, in an amount up to \$10,000.00. The grant will provide needed funds for continuation of energy efficiency projects on the east end with matching funds of 20% to come from Appalachian Power Company and/or Charleston Area Alliance's in-kind services.

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 382-13 adopted.

6. Your Committee on Finance has had under consideration Resolution No. 383-13, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 383-13- Authorizing the Finance Director to amend FY 2013-2014 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 FY 2013-2014

General Fund Budget as indicated on the attached list of accounts.

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. The question being on the passage of the Resolution. A roll call was taken and there were; yeas – 28, nays – 0, absent- 0, as follows:

YEAS: Burka, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Hoover, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Russell, Salisbury, Sheets, Smith, Snodgrass, Stajduhar, Talkington, Ware, White, Mayor Jones  
With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 383-13 adopted.

7. Your Committee on Finance has had under consideration the following committee report, and reports the same to Council with the recommendation that the resolution do pass.

A proposal submitted by Luttamus Communications, in the total amount of \$25,415.70, for purchase of voter and modules for signal to noise voters comparators for the Charleston Fire Department (\$8,471.90) and Charleston Police Department (\$16,943.80).

To be charged to the following accounts:

\$ 8,471.90 - Account No. 001-976-00-706-4-459, Fire—Capital Outlay, Equipment  
\$16,943.80 - Account No. 001-976-00-700-4-459, Police—Capital Outlay, Equipment

and reports the same to Council with the recommendation that the committee report be adopted.

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 the committee report adopted.

### ***REPORTS OF OFFICERS***

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1. City Treasurer's Report to City Council Month Ending October 2013.  
*Received and Filed*
2. Report of the City of Charleston Municipal Court Financial Statements; October 2013.  
*Received and Filed*

**ADJOURNMENT**

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

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

At 7:28 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, December 2, 2013, at 7:00 p.m., in the Council Chamber in City Hall.

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Danny Jones, Honorable Mayor

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James M. Reishman, City Clerk