

**JOURNAL  
OF THE  
COUNCIL  
CITY OF CHARLESTON  
WEST VIRGINIA  
FEBRUARY 4, 2013**

**THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE FIRST MEETING IN THE MONTH OF FEBRUARY ON THE 4<sup>th</sup> DAY, IN THE YEAR 2013, AND WAS CALLED TO ORDER BY THE HONORABLE MAYOR, DANNY JONES. THE INVOCATION WAS DELIVERED BY RICHARDSON AND THE PLEDGE OF ALLEGIANCE WAS LED BY DAVIS.**

**BURKA  
DAVIS  
EALY**

**MINARDI  
REISHMAN  
SALISBURY  
SNODGRASS  
WARE  
MAYOR JONES**

**BURTON  
DENEALT  
HAAS  
LANE  
NICHOLS  
RICHARDSON  
SHEETS  
STAJDUHAR  
WEINTRAUB**

**CLOUSER  
DODRILL  
HARRISON  
MILLER  
PERSINGER  
SMITH  
TALKINGTON  
WHITE**

**WITH TWENTY-SIX 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**

1. Russ Young

**CLAIMS**

1. A claim of Donna Baustisa, 601 Evergreen St., Charleston, WV; alleges damage to property. Refer to City Solicitor.
2. A claim of Lori McGuire, 4604 Noyes Ave., Charleston, WV; alleges damage to property. Refer to City Solicitor.

*The Clerk read the Appointments:*

TO: JAMES REISHMAN, CITY CLERK  
FROM: DANNY JONES, MAYOR  
RE: SPRING HILL CEMETERY PARK COMMISSION  
DATE: FEBRUARY 4, 2013

I recommend that Karen Ford, 2103 Weberwood Drive, Charleston, WV 25303, be reappointed to the Spring Hill Cemetery Park Commission, with a said term to expire April 6, 2018.

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: SPRING HILL CEMETERY PARK COMMISSION  
DATE: FEBRUARY 4, 2013

I recommend that Frederick A. Jesser III, 204A West Maple Avenue, Fayetteville, WV 25840, be reappointed to the Spring Hill Cemetery Park Commission, with a said term to expire April 6, 2018.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Tom Lane, P O Box 1386, Charleston, WV 25325, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2015.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Connie Hillenbrand, 152 Abney Circle, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2015.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 04, 2013

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I recommend that Mary Jean Davis, 1527 Dogwood Road, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2014.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 04, 2013

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I recommend that Mary Stanley, 740 Myrtle Road, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2014.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Dennis Strawn, 1109 Park Avenue, Charleston, WV 25302, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2014.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Lewis Payne, 300 Capitol Street, Suite 1503, Charleston, WV 25301, be appointed to the Charleston Land Trust, with an initial term to expire October 4, 2014.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Troy Stallard, 16 Fox Chase Road, Charleston, WV 25304, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2014.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Angela Gould, 1585 Quarrier Street, Charleston, WV 25311, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2015.

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: CHARLESTON LAND TRUST  
DATE: FEBRUARY 4, 2013

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I recommend that Kristen Harrison, 801 Churchill Drive, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2015.

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.*

**MISCELLANEOUS RESOLUTION**

Resolution No. 256-13 :

Introduced in Council:

February 4, 2013

Introduced by:

Tom Lane, Susie Salisbury

Chris Dodrill

Adopted by Council:

February 4, 2013

Referred to:

Resolution No. 256-13 – A Resolution authorizing the acceptance of a conservation easement from the Woodnor Owners Association on property along the common boundary line with the Chilton Reserve, as more fully described in the deed attached as Exhibit A hereto (the "Property"), for the purpose of preserving the woodland nature of the portion of the property and permitting the creation and maintenance of walking trails thereon.

WHEREAS, the Woodnor Owners Association is owner of the Property in the south hills area of Charleston, as more fully described in the deed attached as Exhibit A hereto; and

WHEREAS, the City of Charleston ("City") is the owner of property in the south hills area of Charleston known as the "Chilton Reserve"; and

WHEREAS, the Charleston Land Trust ("Land Trust"), an agency of the City of Charleston created by ordinance, is charged with managing and maintaining "public trust lands" for preservation of green space and woodlands, and promoting the preservation of scenic green space areas; and

WHEREAS, the Land Trust and the City wish to develop walking trails within the Chilton Reserve for the public's recreational use; and

WHEREAS, State of West Virginia Code, Chapter 20, Article 12, recognizes the importance and public benefit of conservation easements to protect the natural and scenic resources of the State of West Virginia, and has allowed that such easements may be accepted by municipalities; and

WHEREAS, the Woodnor Owners Association wish to create a perpetual easement for the conservation of the Property and name the City of Charleston as the holder of the easement so that a public walking trail can be created and maintained thereon; and

THEREFORE, Be It Resolved By The Council Of The City Of Charleston, West Virginia that:

the acceptance of a conservation easement from the Woodnor Owners Association on property along the common boundary line with the Chilton Reserve as more fully described in the deed attached as Exhibit A hereto, for the purpose of preserving the green space and for the creation and maintenance of a public walking trail, is hereby authorized.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 256-13, adopted.*

### **STREETS AND TRAFFIC**

Councilperson Joe Deneault, Chairperson of the Council Committee on Streets and Traffic, submitted the following reports.

1. Your Committee on Streets and Traffic has had under consideration Bill No. 7553, and reports the same to Council with the recommendation that the Bill do not pass.

Bill No. 7553 - A Bill to create a 15 Minute Parking Zone from 6 pm to 6 am on the easterly side of Clendenin Street from a point 287 feet north of Quarrier Street to a point 375 feet north of Quarrier Street 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.

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

Section 1. A 15 Minute Parking Zone from 6 pm to 6 am on the easterly side of Clendenin Street from a point 287 feet north of Quarrier Street to a point 375 feet north of Quarrier Street is hereby established.

Section 2. 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, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

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

*NAYS: Burka, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Salisbury, Sheets, Smith, Snodgrass, Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the negative the Mayor declared Bill No. 7553 ,failed.*

2. Your Committee on Streets and Traffic has had under consideration Bill No. 7554 as amended, and reports the same to Council with the recommendation that the Bill do pass, as amended.

Bill No. 7554 as amended - A Bill to create a 15 Minute Parking Zone on the easterly side of Clendenin Street between the hours of 6:00 a.m., and 2:00 p.m., from a point 427' north of Quarrier Street to a point 493 feet north of Quarrier Street 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.

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

Section 1. A Bill to create a 15 Minute Parking Zone on the easterly side of Clendenin Street f between the hours of 6:00 a.m., and 2:00 p.m., from a point 427' north of Quarrier Street to a point 493 feet north of Quarrier Street is hereby established.

Section 2. 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, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

*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, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Salisbury, Sheets, Smith, Snodgrass, Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7554 , passed as amended.*

3. Your Committee on Streets and Traffic has had under consideration Bill No. 7555, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7555 - A Bill to repeal Ordinance #6701 passed by Council on August 21, 2000 relating to a prohibition of vehicles traveling in an easterly direction on Grant Street between Glenwood Avenue and Park Avenue 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.

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

Section 1. Ordinance #6701 passed by Council on August 21, 2000 relating to a prohibition of vehicles traveling in an easterly direction on Grant Street between Glenwood Avenue and Park Avenue is hereby repealed.

Section 2. 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, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

*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, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Salisbury, Sheets, Smith, Snodgrass, Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7555.*

4. Your Committee on Streets and Traffic has had under consideration Bill No. 7558, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7558 - A Bill to create a No Parking Anytime Tow Away zone in the turnaround on Dabney Drive 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.

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

Section 1. A No Parking Anytime Tow Away zone in the turnaround on Dabney Drive is hereby established.

Section 2. 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, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.

*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, Burton, Clowser, Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Salisbury, Sheets, Smith, Snodgrass, Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7558.*

### **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 249-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 249-13 \_\_\_\_\_: "Authorizing the Finance Director to allocate funds in the

amount of \$81,250.00 for acquisition of two (2) HOME projects located in the City of Charleston.”

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

That the Finance Director is hereby authorized and directed to allocate funds in the amount of \$81,250.00 for acquisition of two (2) Home projects in the following areas:

East End	\$39,500.00
West Side	\$41,750.00

*The question being on the adoption of the Resolution. A roll call was taken and there were; yeas –26, absent -2, as follows:*

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

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 249-13, adopted.*

2. Your Committee on Finance has had under consideration Resolution No 250-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 250-13 : “Authorizing the Mayor or City Manager to submit an application to The Greater Kanawha Valley Foundation for a grant in the amount of \$20,000 to support an Arts Development Fund project. The total project cost is \$40,000 and \$20,000 is available from funds previously received through a National Endowment for the Arts grant.”

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 submit an application to The Greater Kanawha Valley Foundation for a grant in the amount of \$20,000 to support an Arts Development Fund project. The total project cost is \$40,000 and \$20,000 is available from funds previously received through a National Endowment for the Arts grant.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 250-13 adopted.*

3. Your Committee on Finance has had under consideration Resolution No 251-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 251-13 : “Authorizing the Mayor or City Manager to sign a grant application to the West Virginia State Police Commission on Drunk Driving Prevention for funds in the amount of \$15,000 to provide for conducting DUI checkpoints and road patrols by the Charleston Police Department.”

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 sign a grant application to

the West Virginia State Police Commission on Drunk Driving Prevention for funds in the amount of \$15,000 to provide for conducting DUI checkpoints and road patrols by the Charleston Police Department.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 251-13 adopted.*

4. Your Committee on Finance has had under consideration Resolution No 252-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 252-13 : “Authorizing the Finance Director to amend FY 2012-2013 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 FY 2012-2013 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 –26, absent -2, as follows:*

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

*ABSENT: Kirk, Russell*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 252-13, adopted.*

5. Your Committee on Finance has had under consideration Resolution No 253-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 253-13 : “Authorizing the Mayor or City Manager to enter into a contract with Suttle and Stalnaker, in the amount of \$5,500, for an Agreed Upon Procedures Engagement for the Solid Waste Facility, operated by Landfill Services of Charleston, Inc., for the calendar year ended December 31, 2012, with an obligation to renew the contract for two additional years at the same price, subject to appropriation of funds by City Council. The price quoted by Suttle and Stalnaker for a one year contract was \$5,900.”

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 a contract with Suttle and Stalnaker, in the amount of \$5,500, for an Agreed Upon Procedures Engagement for the Solid Waste Facility, operated by Landfill Services of Charleston, Inc., for the calendar year ended December 31, 2012, with an obligation to renew the contract for two additional years at the same price, subject to appropriation of funds by City Council. The price quoted by Suttle and Stalnaker for a one year contract was \$5,900.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor*

*declared Resolution No. 253-13 adopted.*

6. Your Committee on Finance has had under consideration Resolution No 254-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 254-13: “Authorizing the Mayor or City Manager to sign Change Order No. 3, in the amount of \$22,200, for changes relating to design and scope of work for construction of the Floating Boat Dock at Haddad Riverfront Park, as set forth on Exhibit A, attached hereto. Change Order No. 3 increases the contract price to \$598,625.”

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 sign Change Order No. 3, in the amount of \$22,200, for changes relating to design and scope of work for construction of the Floating Boat Dock at Haddad Riverfront Park, as set forth on Exhibit A, attached hereto. Change Order No. 3 increases the contract price to \$598,625.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 254-13 adopted.*

7. Your Committee on Finance has had under consideration Resolution No 255-13, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 255-13 – A Resolution authorizing the Mayor or his designee to enter into a lease with the Trustees of St. Matthew’s Episcopal Church (“St. Matthew’s”) for a portion of the church’s property immediately adjoining the Chilton Reserve and as more fully described in the lease attached as Exhibit A hereto (the “Property”), for the purpose of the creation and maintenance of walking trails thereon.

WHEREAS, the City of Charleston (“City”) is the owner of property known as the “Chilton Reserve”; and

WHEREAS, the Charleston Land Trust (“Land Trust”), an agency of the City of Charleston created by ordinance, is charged with managing and maintaining "public trust lands" for preservation of green space and woodlands, and promoting the preservation of scenic green space areas; and

WHEREAS, the Land Trust and the City wish to develop walking trails within the Chilton Reserve for the public’s recreational use; and

WHEREAS, the Property is directly adjacent to the Chilton Reserve, and the Land Trust has determined that in order to best utilize the Chilton Property for walking trails it is necessary to cross and extend the trails onto the Property; and

WHEREAS, St. Matthew’s has agreed to lease the Property to the City for automatically renewable terms of five years at a rate of one dollar per year, unless either party decides to

terminate the lease by providing sixty days notice prior to the expiration of any five year term; and

WHEREAS, in consideration of St. Matthew's generous contribution toward this public green space and recreational trail, the City wishes to recognize St. Matthew's Church as a "Friend of the Trail" ;

THEREFORE, Be It Resolved By The Council of The City of Charleston, West Virginia that:

Upon final approval of the lease form by legal counsel, the Mayor or his designee is hereby authorized to enter into a lease, with the Trustees of St. Matthew's Episcopal Church for a portion of the church's property immediately adjoining the Chilton Reserve and as more fully described in the proposed lease attached as Exhibit A hereto for the purpose of the creation and maintenance of walking trails thereon.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 255-13 adopted.*

8. Your Committee on Finance has had under consideration a bid submitted by Old Dominion Brush Company, in the amount of \$83,412, for purchase of four (4) leaf loaders (\$20,853 each). Three of the units will be used by the Street Department and one by Spring Hill Cemetery Park. To be charged to the following accounts:  
\$62,559 - 001-977-00-750-4-459, Street—Capital Outlay, Equipment; \$20,853 - 001-980-00-952-4-459, Spring Hill Cemetery—Capital Outlay, Equipment (Sun Trust Equipment Finance and leasing Corporation, Lease Purchase Escrow Account No. 08673, Equipment Schedule 1) , 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. Report of the City of Charleston, Municipal Court Financial Statements; January 2013.  
Received and Filed.

2. Report of the City of Charleston Payroll Variance Analysis;  
December 2012.  
Received and Filed.

## **NEW BILLS**

Introduced by Council member Bobby Reishman on February 4, 2013:

Bill No. 7560- A Bill supplementing Ordinance No. 7490 passed by the Council on Sept. 6, 2011; authorizing the design, acquisition and construction of certain extensions, additions, betterments and improvements to the existing sewerage system of The City of Charleston; authorizing the issuance of not more than \$11,613,300 in aggregate principal amount of Sewerage System Revenue Bonds, in one or more series as designated in a supplemental resolution, of The City of Charleston, the proceeds of which, shall be used, along with other funds and moneys of, or available to, The City of Charleston which may be lawfully expended for such purposes, to permanently finance the cost of such design, acquisition and construction, to fund reserve accounts for such bonds and to pay other costs in connection therewith; providing for the rights and remedies of and security for the registered owners of such bonds; and adopting other provisions related thereto.  
Refer to Finance Committee.

Introduced by Council member Tom Lane and Jack Harrison on February 4, 2013:

Bill No. 7561- An Ordinance amending the Charter of the City of Charleston Section 9 – Boundaries of voting precincts; registration books; registering voters; transfer from one precinct to another; duties of county court, Section 9-a – Special registrars; compensation of county court and clerk; delivery of registration books to city clerk; return to clerk of county court, Section 11 – when county and city voting precincts to be the same; how elections to be held, and Section 35 – Election and term of office of elective officers; salary of mayor; appointments by mayor; term of appointive officers; duties of mayor and city solicitor; salary of solicitor; fees, revising the election cycle for the City of Charleston elections.  
Refer to Ordinance and Rules Committee.

## ROLL CALL

*The Clerk called the roll:*

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

*ABSENT: Kirk, Russell*

At 7:35 p.m., by a motion from Councilmember Harrison, Council adjourned until Tuesday, February 19, 2013, at 7:00 p.m.

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Danny Jones, Honorable Mayor

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James M. Reishman, City Clerk