

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

January 5, 2009

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE FIRST MEETING IN THE MONTH OF JANUARY ON THE 1ST DAY, IN THE YEAR 2009, 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 SALISBURY.

DEITZLER	CLOWSER	DAVIS
HANNA	EALY	HALL
HIGGINS	HARRIS	HARRISON
KNAUFF	JONES	KIRK
MILLER	PAYNE	LANHAM
REISHMAN	RUSSELL	REED
SHEETS	SMITH	SALISBURY
WARE	WEINTRAUB	TALKINGTON
MAYOR JONES		WHITE

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. None

CLAIMS

1. A claim of William Hinamon, 743 Beulah St., Charleston, WV; alleges damage to property.

Refer to City Solicitor

2. A claim of Shelia Hill , 5410 Staunton Ave., Charleston, WV; alleges damage to property.

Refer to City Solicitor

MISCELLANEOUS RESOLUTIONS

The Clerk read the Resolution:

Resolution No. 500-09 – “Concerning a 10% increase in the monthly tonnage at the City of Charleston Landfill operated by Landfill Services of Charleston, Inc.”

The Mayor Referred the Resolution to the Environment and Recycling Committee.

FINANCE

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

1. Your Committee on Finance has had under consideration Resolution No 501-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 501-09: “Authorizing the Mayor to sign an application for a Transportation Enhancement Grant with the West Virginia Department of Transportation, Division of Highways, in the amount of \$250,000 for the Kanawha Trestle Trail Project.”

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

That the Mayor is hereby authorized and directed to sign an application for a Transportation Enhancement Grant with the West Virginia Department of Transportation, Division of Highways, in the amount of \$250,000 for the Kanawha Trestle Trail Project.

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

YEAS: Clowser, Davis, Ealy, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lanham, Miller, Payne, Reed, Reishman, Russell, Salisbury, Sheets, Smith, Talkington,

Ware, Weintraub, White, Mayor Jones.

ABSENT: Burton, Lane,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 501-09, adopted.

2. Your Committee on Finance has had under consideration Resolution No 502-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 502-09: “Authorizing the Mayor to enter into an agreement with J&J Emergency Vehicle Sales, in the amount of \$153,260, for purchase of an Ambulance to be used by the Charleston Fire Department.”

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 J&J Emergency Vehicle Sales, in the amount of \$153,260, for purchase of an Ambulance to be used by the Charleston Fire Department.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 502-09, adopted.

3. Your Committee on Finance has had under consideration Resolution No 503-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 503-09: “Authorizing the Mayor to enter into an agreement with Smeal Fire Apparatus Company, represented by Dill’s Fire and Safety Equipment Company, in the amount of \$871,955, for purchase of a 2000 GPM, 100-foot Rear Mount Aerial Platform Fire Apparatus (Ladder Truck) for the Charleston Fire Department.”

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 Smeal Fire Apparatus Company, represented by Dill’s Fire and Safety Equipment Company, in the amount of \$871,955, for purchase of a 2000 GPM, 100-foot Rear Mount Aerial Platform Fire Apparatus (Ladder Truck) for the Charleston Fire Department.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 503-09, adopted.

4. Your Committee on Finance has had under consideration Resolution No 504-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 504-09: “Authorizing the Mayor to enter into a contract with

Standard Security Life Insurance of New York, through the Marlton Risk Group, covering stop-loss insurance for amounts of specific claims in excess of \$225,000 for an estimated annual premium of \$450,997, based on coverage for approximately 1,163 employees, for the period January 1, 2009 through January 1, 2010.”

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

That the Mayor is hereby authorized and directed to enter into a contract with Standard Security Life Insurance of New York, through the Marlton Risk Group, covering stop-loss insurance for amounts of specific claims in excess of \$225,000 for an estimated annual premium of \$450,997, based on coverage for approximately 1,163 employees, for the period January 1, 2009 through January 1, 2010.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 504-09, adopted.

5. Your committee on Finance has had under consideration a approval to amend the purchase price of thirteen (13) 2009 Ford Crown Victoria Police Cruisers from Stephens Auto Center (State contract), approved by Council on December 15, 2008, from \$301,766 to \$306,410. The increase in cost of \$4,644 is to add vinyl covered back seats in the vehicles, which was not included in the bid on the State contract for police cruisers. To be charged to Account No. 001-976-00-706-4-459, Fire—Capital Outlay, Equipment (part of Lease Purchase Escrow Account Schedule No. 1000132835 for FY 2008-2009), 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.

NEW BILLS

Introduced by Council Member Mary Jean Davis on January 5, 2009:

Bill No. 7373 - A Bill closing, abandoning and discontinuing as a public right of way a portion of the street known as Hussey Ferraro Way, in the City of Charleston, West Virginia; conveying said portion of the street to the abutting property owner, Roark-Sullivan Lifeway Center, consistent with the terms and conditions herein; and reserving a sewer easement for the City of Charleston.

Refer to Municipal Planning Commission, Planning Committee and Finance Committee.

Introduced by Council Member Mary Jean Davis on January 5, 2009:

Bill No. 7374 - 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 establishing C-10 General Commercial District zoning for the parcel of land commonly known as 1409 Greenbrier Street in Elk Tax District.

Refer to Municipal Planning Commission.

ROLL CALL

The Clerk called the roll and the following members were in attendance:

YEAS: Clowser, Davis, Ealy, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lanham, Miller, Payne, Reed, Reishman, Russell, Salisbury, Sheets, Smith, Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Burton, Lane

At 7:15 p.m., by a motion from Councilmember Harrison, Council adjourned until Tuesday, January 20, 2009, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk