

PUBLIC SPEAKERS

1. John Robertson

CLAIMS

1. A Claim of Deborah S. Collias; 4 Wilbur Drive, Charleston, WV 25303; alleges damage to vehicle; Referred to City Solicitor.
2. A Claim of Christopher Plott; 503 Hall Street, Charleston, WV; alleges damage to property; Referred to City Solicitor.
3. A Claim of Anthony C. Brooks; 1311 Roseberry Circle #914, Charleston, WV; alleges damage to vehicle; Referred to City Solicitor.
4. A Claim of William J. Calabrese; 110 Ellison Road, Charleston, WV 25314; alleges damage to property; Referred to City Solicitor.

COMMUNICATIONS

PROCLAMATIONS

FIVE FOLLOWING

APPOINTMENTS

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Civic Center Board
DATE: July 2, 2001

I am recommending that Dr. Edward Howard, 1321 Virginia Street, East, Charleston, WV 25301 be reappointed to the Civic Center Board, with expiration date of said term being June 22, 2005.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission
DATE: July 2, 2001

I am recommending that W. Martin Riggs, 812 Quarrier Street, Suite 306, Charleston, WV 25301, be reappointed to the Municipal Planning Commission, with said term to expire July 1, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission
DATE: July 2, 2001

I am recommending that John Singleton, P.O. Box 11496, Charleston, WV 25339, be appointed to the Municipal Planning Commission, with said term to expire July 1, 2004. Mr. Singleton is replacing Barry Ogrin.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission
DATE: July 2, 2001

I am recommending that Tia Spencer, 711 Helen Avenue, Charleston, WV 25302, be appointed to the Municipal Planning Commission, with said term to expire July 1, 2004. Ms. Spencer is replacing Margaret Dudley.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission
DATE: July 2, 2001

I am recommending that David Sadd, 1410 Gilbert Drive, Charleston, WV 25302, be reappointed to the Municipal Planning Commission, with said term to expire July 1, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Civic Center Board
DATE: July 2, 2001

I am recommending that Paul Nusbaum, 2130 Presidential Road, Charleston, WV 25314, be reappointed to the Civic Center Board, with expiration date of said term being June 22, 2005.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent

the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Civic Center Board
DATE: July 2, 2001

I am recommending that A. Lawrence Crimmins, Jr., 51 N. Abney Circle, Charleston, WV 25314, be reappointed to the Civic Center Board, with expiration date of said term being June 22, 2005.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission
DATE: July 2, 2001

I am recommending that Betty Lee Wampler, 1520 Quarrier Street, Charleston, WV 25311, be reappointed to the Municipal Planning Commission, with said term to expire July 1, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Regional Intergovernmental Council
DATE: June 27, 2001

I am recommending that Paul McKowen, 2110 Kanawha Boulevard East, #102, Charleston, WV 25311, be reappointed to the Regional Intergovernmental Council with said term to expire June 30, 2002.

I respectfully request that you forward this information to City Council.

Received and Filed.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Charleston Human Rights Commission
DATE: June 26, 2001

I am recommending that Dennis Johnson, 1379 Nottingham Road, Charleston, WV 25314, be reappointed to the Charleston Human Rights Commission with said term to expire June 30, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Charleston Human Rights Commission
DATE: June 26, 2001

I am recommending that Gregory S. Proctor, 1523 Jackson Street, Charleston, WV 25311, be reappointed to the Charleston Human Rights Commission with said term to expire June 30, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Charleston Human Rights Commission
DATE: June 26, 2001

I am recommending that DeAnn G. Hill, 2106 Kanawha Boulevard East #722B, Charleston, WV 25311, be reappointed to the Charleston Human Rights Commission with said term to expire June 30, 2002.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent

the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Charleston Human Rights Commission
DATE: June 26, 2001

I am recommending that Mark Rigsby, 904 Somerset Drive, Charleston, WV 25302, be appointed to the Charleston Human Rights Commission with said term to expire June 30, 2004. Mr. Rigsby is replacing Ivor Sheff.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Charleston Building Commission
DATE: June 26, 2001

I am recommending that Sandra Thomas, P.O. Box 1747, Charleston, WV 25326, be reappointed to the Charleston Building Commission with said term to expire July 20, 2006.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

TO: James Reishman, City Clerk
FROM: Jay Goldman, Mayor
RE: Municipal Planning Commission

I am recommending that Ruth Elam, 461 Linden Road, Charleston, WV 25304, be reappointed to the Municipal Planning Commission, with expiration date of said term being July 1, 2004.

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

The question being on the confirmation of the appointment a vote was taken. There being no dissent the Mayor declared the appointment confirmed unanimously.

MISCELLANEOUS RESOLUTIONS

None.

REPORTS OF STANDING COMMITTEES

ORDINANCES and RULES

Councilman Tom Lane, Vice Chairman of the Council Committee on Ordinance and Rules, submitted the following report.

1. Your Committee on Ordinance and Rules has had under consideration Bill No. 6800, a Bill to amend and reenact the City of Charleston Drug and Alcohol Testing Policy, and reports the same to Council with the recommendation that the Bill do pass, as a Committee Substitute.

Bill No. 6800, a Bill to amend and reenact the City of Charleston Drug and Alcohol Testing Policy.

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

That the City of Charleston Drug and Alcohol Testing Policy previously adopted by Council effective January 1, 1996, is amended and reenacted as provided in the attached document titled “City of Charleston Drug and Alcohol Testing Policy.”

Councilman David Molgaard made a motion to refer Bill No. 6800 to the Council Committee on City Employees.

The question being on the passage of the motion a vote was taken. There being no dissent, the Mayor declared the motion passed unanimously. Mayor Goldman referred Bill No. 6800 to the Council Committee on City Employees.

PARKS and RECREATION

Councilman Jim Harris, Chairman of the Council Committee on Parks and Recreation, submitted the following report.

1. Your Committee on Parks and Recreation has had under consideration Bill No. 6808, a Bill to amend and reenact Section 8.1, Article I, Chapter 19 of the Parks and Recreation Law of the Code of the City of Charleston as it relates to authorizing authority to determine fees at Cato Park for “Special Events”, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 6808, a Bill to amend and reenact Section 8.1, Article I, Chapter 19 of the Parks and Recreation Law of the Code of the City of Charleston, West Virginia, one thousand nine hundred seventy-five, as amended, relating to establishing certain fees and charges for the use of recreational facilities owned by the City of Charleston, and providing for a public hearing thereon;

Councilwoman Linda Nielsen made a motion to refer Bill No. 6808 to the Council Committee on Finance.

The question being on the passage of the motion a vote was taken. There being no dissent, with the exception of Fouty-Young, the Mayor declared the motion passed. Mayor Goldman referred Bill No. 6808 to the Council Committee on Finance.

FINANCE

Councilman Larry Roller, Chairman of the Council Committee on Finance, submitted the following reports.

1. Your Committee on Finance has had under consideration Resolution No. 785-01, authorizing the Finance Director to make revisions to the 2001-2001 General Fund budget as indicated on the attached list of accounts, and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 785-01—“Authorizing the Finance Director to make revisions to the 2001-2002 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 make revisions to the 2001-2002 General Fund budget as indicated on the attached list of accounts; and be it

FURTHER RESOLVED that this budgetary revision is being made prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-24, nays-0, absent-3, as follows:

YEAS: Charnock, Davis, Fouty-Young, Haas, Harris, Jones, Kimberling, Knauff, Lane, David Lanham, James Lanham, Lopez, Markham, McKnight, Molgaard, Morton, Nielsen, Pettry, Prunty, Quick, Reishman, Roller, Talkington, and Mayor Goldman.

NAYS: None.

ABSENT: Crickenberger, Henry, and Loeb.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 785-01 adopted unanimously.

2. Your Committee on Finance has had under consideration Resolution No. 787-01, authorizing the Finance Director to make payment in the amount of \$19,000 representing full settlement in the claim Morris v. City of Charleston; To be charged to Account No. 01-417-0-0-2-029, Legal Department– Court Costs & Damages, and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 787-01–“Authorizing the Finance Director to make payment in the amount of \$19,000 representing full settlement in the claim Morris v. 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 make payment in the amount of Nineteen Thousand Dollars (\$19,000) representing full settlement in the claim Morris v. City of Charleston.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 787-01 adopted unanimously.

3. Your Committee on Finance has had under consideration Resolution No. 788-01, authorizing the Mayor to sign the Irrevocable Letter of Credit from City National Bank in the amount of \$328,000 for bonding of the permitted acreage at the City Landfill; and further authorizing payment of the premium in the amount of \$3,280 for the period July 1, 2001 to June 30, 2002. The premium is due annually with reimbursement to the City by Landfill Services of Charleston, Inc.; To be charged to Account No. 33-355-00-0000, Landfill Royalty, and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 788-01–“Authorizing the Mayor to sign the Irrevocable Letter of Credit from City National Bank in the amount of \$328,000 for bonding of the permitted acreage at the City Landfill; and further authorizing payment of the premium in the amount of \$3,280 for the period July 1, 2001 to June 30, 2002. The premium is due annually with reimbursement to the City by Landfill Services of Charleston, Inc.”

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

That the Mayor is hereby authorized and directed to sign the Irrevocable Letter of Credit from City National Bank in the amount of \$328,000 for bonding of the permitted acreage at the City Landfill; and further authorizing payment of the premium in the amount of Three Thousand Two Hundred Eighty Dollars (\$3,280) for the period July 1, 2001 to June 30, 2002. The premium is due annually with reimbursement to the City by Landfill Services of Charleston, Inc.

The question being on the adoption of the Resolution a vote was taken. There being no dissent, with Mayor Goldman abstaining, the Mayor declared Resolution No. 788-01 adopted unanimously.

4. Your Committee on Finance has had under consideration Resolution No. 789-01, authorizing the Mayor to enter into a renewal agreement with Commercial Insurance Services, in the amount of \$78,359.84, for the City's Excess Workers' Compensation coverage for the period July 1, 2001 to June 30, 2002; To be charged to the City's General and Enterprise accounts, and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 789-01—"Authorizing the Mayor to enter into a renewal agreement with Commercial Insurance Services, in the amount of \$78,359.84, for the City's Excess Workers' Compensation coverage for the period July 1, 2001 to June 30, 2002."

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 renewal agreement with Commercial Insurance Services, in the amount of Seventy-eight Thousand Three Hundred Fifty-nine Dollars and Eighty-four Cents (\$78,359.84), for the City's Excess Workers' Compensation coverage for the period July 1, 2001 to June 30, 2002.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 789-01 adopted unanimously.

5. Your Committee on Finance has had under consideration Resolution No. 790-01, authorizing the Mayor to sign a renewal of the Lease Agreement with TCS Technology Services (The Computer Store) for leasing of space containing 2,822 square feet, more or less, in Municipal Parking Building No. 1, located at 915 Quarrier Street. The rent for said space shall be \$1, 881.33 per month, or an annual cost of \$22,576, for a three year period beginning July 1, 2001 through June 30, 2004, with an option for one (1) year renewals for two (2) additional years, and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 790-01—"Authorizing the Mayor to sign a renewal of the Lease Agreement with TCS Technology Services (The Computer Store) for leasing of space containing 2,822 square feet, more or less, in Municipal Parking Building No. 1, located at 915 Quarrier Street. The rent for said space shall be \$1,881.33 per month, or an annual cost of \$22,576, for a three year period beginning July 1, 2001

through June 30, 2004, with an option for one (1) year renewals for two (2) additional years.”

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

That the Mayor is hereby authorized and directed to sign a renewal of the Lease Agreement with TCS Technology Services (The Computer Store) for leasing of space containing 2,822 square feet, more or less, in Municipal Parking Building No. 1, located at 915 Quarrier Street. The rent for said space shall be One Thousand Eight Hundred Eighty-one Dollars and Thirty-three Cents (\$1,881.33) per month, or an annual cost of Twenty-two Thousand Five Hundred Seventy-six Dollars (\$22,576), for a three year period beginning July 1, 2001 through June 30, 2004, with an option for one (1) year renewals for two (2) additional years.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 790-01 adopted unanimously.

6. Your Committee on Finance has had under consideration Resolution No. 791-01, authorizing the Mayor to enter into a contract with Pflum, Klausmeier & Gehrum, in the amount of \$35,000, providing for an Annexation Study and Summary Report for the City of Charleston to be completed within a six-month period from date of contract; To be charged to Account No. 01-437-0-0-2-030, Planning–Contracted Services (FY2000-2001), and reports the same to Council with the recommendation that the Resolution be adopted.

Resolution No. 791-01–“Authorizing the Mayor to enter into a contract with Pflum, Klausmeier & Gehrum, in the amount of \$35,000, providing for an Annexation Study and Summary Report for the City of Charleston to be completed within a six-month period from date of contract.”

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 Pflum, Klausmeier & Gehrum, in the amount of Thirty-five Thousand (\$35,000), providing for an Annexation Study and Summary Report for the City of Charleston to be completed within a six-month period from date of contract.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 791–01 adopted unanimously.

7. Your Committee on Finance has had under consideration bid submitted by Center Line Industries, Inc., in the amount of \$15,204.92, for purchase of 1485 gallons of white traffic marking paint at \$3.734 per gallon, and 2475 gallons of yellow traffic marking paint at \$3.903 per gallon to be used in the paint striper by the Street Department; To be charged to Account No. 01-750-0-0-3-041, Street Department–Materials & Supplies, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

8. Your Committee on Finance has had under consideration proposal submitted by Fingerprinting Services, LLC, in the amount of \$40,072, for purchase of hardware, software, training, and maintenance and warranty support for an Automated Fingerprint Identification System (AFIS) to be used by the Charleston Fire Department to process, store and retrieve fingerprints. This system will be interconnected with the West Virginia State Police and the FBI; To be charged to Account No. 39-178-98-0-0-059, Police–AFIS Grant, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

9. Your Committee on Finance has had under consideration proposal submitted by White Bear Sales, Inc., in the amount of \$36,600, for two (2) parking patrol vehicles to be used by the Parking System; To be charged to Account No. 85-571-00-000-4-059, Parking–Capital Outlay, Equipment, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

10. Your Committee on Finance has had under consideration proposal submitted by Electronic Specialty, in the amount of \$14,495, for a Fee Computer System for Municipal Parking Building No. 5 (Shanklin), located at 503 Virginia Street, East; To be charged to Account No. 85-571-00-000-4-059, Parking–Capital Outlay, Equipment, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

11. Your Committee on Finance has had under consideration payment of two invoices from Emergency Medical Products, Inc., in the total amount of \$3,540.99, for miscellaneous medical supplies to be used by the Charleston Fire Department; To be charged to Account No. 01-706-0-0-3-041, Fire–Materials & Supplies, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

12. Your Committee on Finance has had under consideration payment of an invoice from Moore Medical, in the amount of \$2,527.92, for medical supplies used by the Charleston Fire Department; To be charged to Account No. 01-706-0-0-3-041, Fire–Materials & Supplies, and reports the same to

Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

13. Your Committee on Finance has had under consideration payment of an invoice from Chapman Printing Co., in the amount of \$2,331.42, for purchase of B&O Tax Forms and Envelopes; To be charged to Account No. 01-439-0-0-3-041, Information Systems–Materials and Supplies, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

14. Your Committee on Finance has had under consideration payment of an invoice from Charleston Lincoln-Mercury, in the amount of \$2,354.92, for repairs made to Police Unit No. 105, damaged in an accident on May 18, 2001, in the parking area at Capitol Market; To be charged to Account No. 01-700-0-0-2-017, Police–Maintenance & Repair, Vehicles, and reports the same to Council with the recommendation that the committee report be adopted.

The question being on the adoption of the committee report a vote was taken. There being no dissent the Mayor declared the committee report adopted unanimously.

REPORTS OF OFFICERS

None.

NEW BILLS INTRODUCED

UNFINISHED BUSINESS

Councilmembers were given Kenny Young's Report on Trees that may need to be cut down in the Kanawha City area. Mayor Goldman encouraged Councilmembers to check those specific trees listed.

Councilwoman Mary Lopez requested David Molgaard be appointed to the Watt Powell Park and Alley Cats Blue Ribbon Committee. So done.

Councilwoman Mary Jean Davis commended Ann Beckman, Director of Planning and Zoning Department, on her services to the City. Ann will be leaving and relocating to another area.

Happy Birthday was sang to Mayor Goldman and cupcakes were enjoyed by all.

ROLL CALL

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

YEAS: Charnock, Davis, Fouty-Young, Haas, Harris, Henry, Jones, Kimberling, Knauff, Lane, David Lanham, James Lanham, Lopez, Markham, McKnight, Molgaard, Morton, Nielsen, Pettry, Prunty, Quick, Reishman, Roller, Talkington, and Mayor Goldman.

ABSENT: Crickenberger and Loeb.

At 7:45 p.m., on motion of Councilman Quick, Council adjourned until 7:00 p.m., Monday, July 16, 2001.

Jay Goldman, Honorable Mayor

James Reishman, City Clerk

