

JOURNAL  
OF THE  
COUNCIL

CITY OF CHARLESTON

WEST VIRGINIA

JANUARY 21, 2003

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE SECOND MEETING IN THE MONTH OF JANUARY ON THE 21ST DAY, IN THE YEAR 2003, AND WAS CALLED TO ORDER BY THE HONORABLE MAYOR, JAY GOLDMAN, AT 7:00 P.M. THE INVOCATION WAS DELIVERED BY BILL KIMBERLING, AND THE PLEDGE OF ALLEGIANCE WAS LEAD BY JIM HARRIS.

THE CLERK CALLED THE ROLL AND THE FOLLOWING MEMBERS ANSWERED TO THEIR NAMES:

CHARNOCK  
FOUTY-YOUNG  
JONES  
LANE  
LOEB  
MCKNIGHT  
NIELSEN  
QUICK  
TALKINGTON

CRICKENBERGER  
HAAS  
KIMBERLING  
JAMES LANHAM  
LOPEZ  
MOLGAARD  
PETTRY  
REISHMAN  
WEINTRAUB

DAVIS  
HARRIS  
KNAUFF  
DAVID LANHAM  
MARKHAM  
MORTON  
PRUNTY  
ROLLER  
MAYOR GOLDMAN

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.

JANUARY 21, 2003, SECOND MEETING

CHARLESTON CITY COUNCIL JOURNAL JANUARY 21, 2003

**PUBLIC SPEAKERS**

1. Linda Dobbs, 1203 Alexander St; Charleston.

**CLAIMS**

1. A claim of Alvita Hawkins, 822 Barrett St., South Charleston, WV; alleges damage to vehicle; Refer to City Solicitor.

**COMMUNICATIONS**

TO: Charleston City Council

FROM: City Clerks Office

DATE: January 16, 2003

RE: Appointment of election officials

Our office has been notified by the Republican and Democrat Executive Committee that the following people have been appointed as the Ballot Commissioners for the March 11, 2003, Primary Election.

Republican : Denise Hicks  
2113 Scraggs Drive  
Charleston, WV. 25312

Democrat: Romana Spainhour  
5505 Staunton Ave.  
Charleston, WV. 25304

RECEIVED AND FILED.

**MISCELLANEOUS RESOLUTIONS**

The Clerk read the following Resolution:

Resolution No. 174-03

Introduced in Council

Adopted by Council

January 21, 2003

\_\_\_\_\_

Introduced by

Referred to

Mary Jane Lopez, Mary Jean Davis, and Betty Morton  
Beth Fouty-Young, Marc Weintraub, Sara Crickenberger  
Ditty Markham

CURA

Resolution No. 174-03 - - A Resolution declaring that the City Council for the City of Charleston is in support of the Charleston Urban Renewal Authority (CURA) financing in whole or in part the acquisition of the Kroger property located on Smith Street, Charleston, West Virginia on behalf of the City of Charleston.

WHEREAS, Charleston Urban Renewal Authority oversees economic redevelopment efforts for the City of Charleston.

WHEREAS, the area of Smith Street, located within the city limits of Charleston is considered to be an urban renewal area;

WHEREAS, the Kroger building located on Smith Street has been vacant for an extended period of time;

WHEREAS, the location of a supermarket at this site would be convenient and beneficial to the residents of the East End area of the City of Charleston;

WHEREAS, it would further the goal of economic redevelopment in the City of Charleston for the Charleston Urban Renewal Authority to finance in whole or in part the acquisition of the Kroger property on behalf of the City of Charleston.

Be it Ordained by the Council of the City of Charleston, West Virginia: That the Council for the City of Charleston declares its support for the Charleston Urban Renewal Authority to finance in whole or in part the acquisition of the Kroger property located on Smith Street, Charleston, West Virginia on behalf of the City of Charleston.

The Mayor referred the Resolution to the Charleston Urban Renewal Committee, after the Motion was made by Council.

The Clerk read the following Resolution, introduced by Howard Quick.

Resolution No. 175-03

Introduced in Council

Adopted by Council

January 21, 2003

January 21, 2003

Introduced by

Referred to

Howard Quick

Resolution No. 175-03 - - “Appointing election Officials; establishing voting places to serve the precincts to conduct the City of Charleston Primary Election on the eleventh day of March 2003; and providing for the use of electronic voting systems.”

Be it resolved by the Council of the City of Charleston; West Virginia:

That the Council of the City of Charleston does hereby appoint the following persons to serve as election officials in the capacity and in the precincts designated as set forth.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 175-03, adopted unanimously

**PLANNING**

Your Committee on Planning has had under consideration of a new street name “South Gate Place” and for the dedication of the street attached hereto and made a part hereof,

Your Committee finds that a 2-year, \$10,000.00 Maintenance Performance Bond should be received, and reports the same to Council with the recommendation that the street name be accepted and the dedication of the street be accepted upon receipt of the 2-year, \$10,000.00 Maintenance Performance Bond.

The question being on the approval of the street dedication a vote was taken. There being no dissent the Mayor declared street South Gate Place approved.

## **STREETS AND TRAFFIC**

Your Committee on Streets and Traffic has had under consideration Bill No. 6963 and reports the same to Council with the recommendation that the bill do pass.

Bill No. 6963 – a Bill to establish a Metered Vehicular Parking zone for the exclusive use of the physically disabled on the southerly side of Washington Street E. from a point 50 feet west of Brooks Street to a point 408 feet west of Brooks Street to provide for the removal of vehicles illegally parked in there spaces, to incorporate the provisions of West Virginia code, Chapter 17C, Article 13, Section 6, and amending the Traffic Control File, established by the Code of the City of Charleston, West Virginia, one thousand nine hundred seventy-five, as amended, Traffic Law, Chapter thirty-one, Article three, to conform therewith.

Be it ordained by the Council of the City of Charleston, West Virginia \_\_\_\_\_ :

Section 1. A Metered Vehicular Parking zone for the exclusive use of the physically disabled on the southerly side of Washington Street E. from a point 50 feet west of Brooks Street to a point 204 feet west of Brooks Street and from a point 254 feet west of Brooks Street to a point 408 feet west of Brooks Street is hereby established.

Section 2. In order for a physically disabled person to utilize the parking spaces provided in the preceding section the vehicle which they are driving or in which they are being transported must display the distinguishing insignia provided for in West Virginia Code, Chapter 17C, Article 13, Section 6.

Section 3. It shall be unlawful for any vehicle not displaying the insignia provided for in Section 2 to park in those spaces for the disabled provided for in Section 1. Any vehicle in violation of this section may be ticketed and impounded as provided for in Chapter 31, Vehicles and Traffic Law, Code of the City of Charleston, West Virginia.

Section 4. The Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, one thousand nine hundred seventy-five, as amended, Traffic Law, Chapter thirty-one, Article three, shall be and hereby are, amended to conform to this Ordinance.

The question being on the passage of the Bill a roll call was taken and there were; yeas-27, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Bill No. 6963, passed.

## **FINANCE**

1. Your Committee on Finance has had under consideration Resolution No. 142-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 142-03 – “Authorizing the Mayor to enter into a contract with Traid Engineering, Inc., in the amount of \$31,330, to provide engineering services for the slip on Upper Edgewood Drive.”

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 Traid Engineering, Inc., in the amount of Thirty-one Thousand Three Hundred Thirty Dollars (\$31,330), to provide engineering services for the slip on Upper Edgewood Drive.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 142-03, adopted unanimously.

2. Your Committee on Finance has had under consideration Resolution No. 161-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 161-03 – “Authorizing the Mayor to enter into a contract with Syscan Corporation, in the amount of \$8,448.11, for purchase of workstations, transaction counter, storage cabinets and related materials, to be installed in the City Clerk’s office.”

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 Syscan Corporation, in the amount of Eight Thousand Four Hundred Forty-eight Dollars and Eleven Cents (\$8,448.11), for purchase of workstations, transaction counter, storage cabinets and related materials, to be installed in the City Clerk’s office.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 161-03, adopted unanimously.

3. Your Committee on Finance has had under consideration Resolution No. 162-03, and reports the same to Council with the recommendation that the committee report be adopted

Resolution No. 162-03 – “Authorizing the Mayor to enter into a contract with RC General Contractors, in the amount of \$83,247, for engineering and construction management services for the Multi-Purpose Facility at Kanawha City Community Center.”

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 RC General Contractors, in the amount of Eighty-three Thousand Two Hundred Forty-seven Dollars (\$83,247), for engineering and construction management services for the Multi-Purpose Facility at Kanawha City Community Center.

The contract provides for the following:

- Pre-construction services
- Architectural and structural design
- Construction supervision
- Project management
- Job-site dumpster
- Temporary facilities
- Quality control
- Builder's Risk
- B&O tax for contractor's portion of work
- Contractor's fee

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 162-03, adopted unanimously.

4. Your Committee on Finance has had under consideration Resolution No. 163-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 163-03 – “Authorizing the Mayor to enter into an agreement with Charter Communications, LLC, to provide broadband Internet access and Virtual Private Network Connectivity at 12 strategic sites throughout the City at a cost of \$1,625 per month and a one-time installation fee of \$2,500.”

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 Charter Communications, LLC, to provide broadband Internet access and Virtual Private Network Connectivity at 12 strategic sites throughout the City at a cost of One Thousand Six Hundred Twenty-five Dollars (\$1,625) per month and a one-time installation fee of Two Thousand Five Hundred Dollars (\$2,500).

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 163-03, adopted unanimously.

5. Your Committee on Finance has had under consideration Resolution No. 164-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 164-03 – “Authorizing the Finance Director to make three B&O Tax refunds, in the total amount of \$31,098.88, to the following agencies in the amounts specified:

Kimley-Horn & Associates .....	\$15,464.97
Wire Rope Corp. of America .....	10,079.48
Pella Virginia, Inc. ....	5,554.43

Be it resolved by the City of Charleston, West Virginia \_\_\_\_\_:

That the Finance Director is authorized and directed to make three B&O Tax refunds, in the total amount of Thirty-one Thousand Ninety-eight Dollars and Eighty-eight Cents (\$31,098.88), to the following agencies in the amounts specified:

Kimley-Horn & Associates .....	\$15,464.97
Wire Rope Corp. of America .....	10,079.48
Pella Virginia, Inc. ....	5,554.43

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 164-03, adopted unanimously.

6. Your Committee on Finance has had under consideration Resolution No. 165-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 165-03 – “Authorizing the Mayor to enter into a contract with West Virginia Paving, in the amount of \$34,500, for paving at the New Fire Station in Orchard Manor.”

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 West Virginia Paving, in the amount of Thirty-four Thousand Five Hundred Dollars (\$34,500), for paving at the New Fire Station in Orchard Manor.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 165-03, adopted unanimously.

7. Your Committee on Finance has had under consideration Resolution No. 166-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 166-03 – “Authorizing the Mayor to enter into a contract with Harris Brothers Roofing, in the amount of \$28,077, for installation of roofing/waterproofing for the New Fire Station at Orchard Manor.”

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 Harris Brothers Roofing, in the amount of Twenty-eight Thousand Seventy-seven Dollars (\$28,077), for installation of roofing/waterproofing for the New Fire Station at Orchard Manor.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 166-03, adopted unanimously.

8. Your Committee on Finance has had under consideration Resolution No. 167-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 167-03 – “Authorizing the Mayor to enter into a contract with Garage Door Operators, Inc., in the amount of \$29,363.36, for the overhead garage doors in the New Fire Station at Orchard Manor.”

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 Garage Door Operators, Inc., in the amount of Twenty-nine Thousand Three Hundred Sixty-three Dollars and Thirty-six Cents (\$29,363.36), for the overhead garage doors in the New Fire Station at Orchard Manor.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 167-03, adopted unanimously.

9. Your Committee on Finance has had under consideration Resolution No. 168-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 168-03 – “Authorizing the Mayor to enter into a contract with Central Glass, in the amount of \$10,850, for glass and glazing work associated with construction of the New Fire Station at Orchard Manor.”

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 Central Glass, in the amount of Ten Thousand Eight Hundred Fifty Dollars (\$10,850), for glass and glazing work associated with construction of the New Fire Station at Orchard Manor.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 168-03, adopted unanimously.

10. Your Committee on Finance has had under consideration Resolution No. 169-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 169-03 – Authorizing the Mayor to enter into a contract with W. Q. Watters Company, in the amount of \$20,936, for painting of the New Fire Station at Orchard Manor.”

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 W. Q. Watters Company, in the amount of Twenty Thousand Nine Hundred Thirty-six Dollars (\$20,936), for painting of the New Fire Station at Orchard Manor.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 169-03, adopted unanimously.

11. Your Committee on Finance has had under consideration Resolution No. 170-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 170-03 – “Authorizing the Mayor to sign a request for project amendment, scope/activity change for the West Side Neighborhood Association’s Budget Digest grant #01LEDA0071. The original scope to work was for an inventory of vacant and occupied property suitable for business and industry on the West Side. The consultant (Whitney-Bailey) conducting the inventory is moving their offices out of state, so the West Side Neighborhood Association is refocusing their efforts to support low-to-moderate-income housing projects on the West Side. The West Side Neighborhood Association is requesting that funds be used to assist with current housing projects.”

Be it resolved by the Council of the City of Charleston, West Virginia \_\_\_\_\_:

That the Mayor is hereby authorized and directed to sign a request for project amendment, scope/activity change for the West Side Neighborhood Association’s Budget Digest grant #01LEDA0071. The original scope to work was for an inventory of vacant and occupied property suitable for business and industry on the West Side. The consultant (Whitney-Bailey) conducting the inventory is moving their offices out of state, so the West Side Neighborhood Association is refocusing their efforts to support low-to-moderate-income housing projects on the West Side. The West Side Neighborhood Association is requesting that funds be used to assist with current housing projects.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-27, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

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

declared Resolution No. 170-03, adopted.

12. Your Committee on Finance has had under consideration Resolution No. 171-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 171-03 – “Authorizing the Finance Director to allocate funds in the amount of \$14,000 for acquisition of one (1) HOME project located on the West Side.”

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 Fourteen Thousand Dollars (\$14,000) for acquisition of one (1) HOME project located on the West Side.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-27, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 171-03, adopted.

13. Your Committee on Finance has had under consideration Resolution No. 172-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 172-03 – “Authorizing the Finance Director to allocate funds in the amount of \$25,255 from Account No. 009-000-00-014-0-999 for the rehabilitation of two (2) homes in the City of Charleston (East End and Kanawha City).”

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 Twenty-five Thousand Two Hundred Fifty-five Dollars (\$25,255) from Account No. 009-000-00-014-0-999 for the rehabilitation of two (2) homes in the City of Charleston (East End and Kanawha City).

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-27, nays-0, absent-0, as follows:

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

Goldman.  
NAYS: None.  
ABSENT: None.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 172-03, adopted.

14. Your Committee on Finance has had under consideration Resolution No. 173-03, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 173-03 – Authorizing the Finance Director to amend the 2002 CDBG budget.

See attachment.

This is contingent upon no adverse citizen comments being received during the 30-day comment period required through the MOECD Citizen Participation Plan.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-27, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

ABSTAIN: Molgaard.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 173-03, adopted.

15. Your Committee on Finance has had under consideration a Proposal submitted by Davis Motor Group, in the amount of \$41,972, for purchase of four (4) electric motorcars (\$10,493 each) to be used by the Parking System Meter Patrol Unit. To be charged to Account No. 406-571-00-000-4-461, Parking System – Capital Outlay, Lease/Purchase, and reports the same to council 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.

16. Your Committee on Finance has had under consideration a bid submitted by Kustom Signals, Inc., in the amount of \$13,541.50, for a stationary laser based range and speed measurement system. The cost of one unit for this system is \$3,561.50 (includes extended two-year warranty, and reports the same to council 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.

17. Your Committee on Finance has had under consideration a bid submitted by Dell Marketing, in the total amount of \$5,750, for mobile data message switch (\$5,270) and software and accessories (\$480), for the Charleston Police Department. To be charged to Account No. 001-976-00-700-4-459, Police – Capital Outlay, Equipment. 18. Purchase of Two Portable Basketball Goals—Civic Center, and reports the same to council 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.

18. Your Committee on Finance has had under consideration a bid submitted by Porter Athletics, in the amount of \$17,500, for two portable basketball goals for the Charleston Civic Center. Funds for the goals are available through proceeds received from the sale of bonds, Phase I—Civic Center Renovations, and reports the same to council 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.

19. Your Committee on Finance has had under consideration a proposal submitted by RGA, Inc., in the amount of \$46, 800, for purchase of six traffic signal controller cabinets and related equipment to replace units at various locations throughout the City. Equipment will replace at the following locations: 1) Route 21 and Chandler Drive.; 2) 4<sup>th</sup> Avenue and Florida St.; 3) 4<sup>th</sup> Avenue and Stockton Street; 4) Florida Street and 7<sup>th</sup> Avenue.5) 26<sup>th</sup> Street and 7<sup>th</sup> Ave. 6) 29<sup>th</sup> Street and 7<sup>th</sup> Avenue. To be charged to Account No. 001-976-00-712-4-459, Traffic Engineering – Capital Outlay, Equipment, and reports the same to council 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.

20. Your Committee on Finance has had under consideration a Payment of an invoice from West Virginia Supreme Court of Appeals, in the amount of \$4,321.89, for reimbursement of costs for equipment purchased by the court. To be charged to Account No. 095-178-97-976-5-459, Police –Pro – Arrest Grant for Domestic violence, and reports the same to council 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.

21. Your Committee on Finance has had under consideration a Payment of an invoice from New Covenant Community Development, Inc., in the amount of \$3,909.77, for reimbursement costs

for salaries and utilities for the Building Healthy Communities Program. To be charged to Account No. 009-002-00-011-0-999, CDBG—Public Services, and reports the same to council that the committee report be adopted.

The question being on the adoption of the Committee Report a roll call was taken and there were; yeas-26, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

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

22. Your Committee on Finance has had under consideration a Payment of an invoice from Daymark, Inc., in the amount of \$4,875.45, for reimbursement of salaries for the Patchwork Program. To be charged to Account No. 009-002-00-011-0-999, CDBG—Public Services, and reports the same to council that the committee report be adopted.

The question being on the adoption of the Committee Report a roll call was taken and there were; yeas-26, nays-0, absent-0, as follows:

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

NAYS: None.

ABSENT: None.

ABSTAIN: Davis

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

23. Your Committee on Finance has had under consideration a Payment of an invoice from Bell & Bands, PLLC, in the amount of \$7,148.75, for professional services rendered during December 2002 through January 9, 2003, in connection with Claim #01-C-1052, Blue Jay Way, Ltd, v. City of Charleston. To be charged to Account No. 001-417-00-000-2-223, Legal Department – Professional Services, and reports the same to council 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

1. City of Charleston Financial Statements for the Six- Month Period Ended December 31, 2002;  
Received and Filed
2. City Treasurer's Report to City Council Month Ending December, 2002;  
Received and Filed.
3. Report of the City of Charleston Payroll Variance Analysis; December 2002;  
Received and Filed.

## NEW BILLS INTRODUCED

Introduced by Councilman Marc Weintraub on January 21, 2003:

**Bill No. 6964**, A Bill to eliminate the Traffic Signal at the intersection of Ruffner Avenue and Jackson Street and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, one thousand nine hundred seventy-five, as amended, Traffic Law, Chapter thirty-one Article three, to conform therewith.

**Refer to Council Committee on Streets and Traffic.**

Introduced by Councilman Marc Weintraub on January 21, 2003:

**Bill No. 6965**, A Bill to establish a Stop intersection on Jackson Street at the intersection of Jackson Street and Ruffner Avenue and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, one thousand nine hundred seventy-five, as amended, Traffic Law, Chapter thirty-one Article three, to conform therewith.

**Refer to Council Committee on Streets and Traffic.**

## UNFINISHED OR MISCELLANEOUS BUSINESS

None.

## **ROLL CALL**

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

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

ABSENT: None

At 7:40p.m., on motion of Councilman Loeb, Council adjourned until 7:00 p.m., Monday February 3, 2003.

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Jay Goldman, Honorable Mayor

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James M. Reishman, City Clerk