

JOURNAL
OF THE
COUNCIL
CITY OF CHARLESTON

WEST VIRGINIA

November 15, 2004

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE SECOND MEETING IN THE MONTH OF NOVEMBER ON THE 15th DAY, IN THE YEAR 2004, AND WAS CALLED TO ORDER BY THE HONORABLE MAYOR, DANNY JONES. THE INVOCATION WAS DELIVERED JACK HARRISON, AND THE PLEDGE OF ALLEGIANCE WAS LED BY DAVID HIGGINS.

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

CHESTNUT		DEITZLER
DAVIS	EALY	HALL
HANNA	HARRIS	HARRISON
HIGGINS	JONES	LANE
LANHAM	LOEB	MORTON
MILLER	MONROE	MARKHAM
NIELSEN	REED	REISHMAN
ROBERTSON	SADD	TALKINGTON
WARE	WEINTRAUB	WHITE
MAYOR JONES		

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.

PUBLIC SPEAKERS

1. Dennis Pease, Daymark

CLAIMS

1. A claim of Charlotte Wolfe, 2 Park Court, Charleston, WV; alleges damage to property; Refer to City Solicitor.
2. A claim of Beatrice Gandy, Rt. 4 Box 102, Charleston, WV; alleges personal injury; Refer to City Solicitor.
3. A claim of Maria Roberta, 5104 Virginia Ave., SE., Charleston, WV; alleges personal injury; Refer to City Solicitor.
4. A claim of Lawrence Thompson, Charleston, WV; alleges personal injury; Refer to City Solicitor.

COMMUNICATIONS

TO: James Reishman, City Clerk
FROM: Danny Jones, Mayor
RE: Charleston Sanitary Board
DATE: November 15, 2004

I am recommending that Mr. Sam Bowling, 1344 Morningside Drive, Charleston, West Virginia 25314 be reappointed to the Sanitary Board, with said term to expire March 17, 2007.

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

Council approved the appointment.

MISCELLANEOUS RESOLUTIONS

NONE.

REPORTS OF STANDING COMMITTEES

PLANNING

Councilwoman Mary Jean Davis, Chairman of the Council Committee on Planning, submitted the following reports.

1. Your Committee on Planning has had under consideration Bill No. 7102, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7102 - A Bill amending the Zoning Ordinance of the City of Charleston, West Virginia, enacted the 7th day of March, 1983, as amended, and the map made a part thereof, by rezoning from R-4, single family residential district and C-4 Neighborhood Commercial District with restrictions, to C-6 Community Commercial District, those certain parcels of land situate on both sides of Sixth Street between Russell Street and Hunt Avenue and west of Hunt Avenue between Sixth Street and the Alley South of Sixth Street, Charleston, WV.

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

1. The Zoning Ordinance of the City of Charleston, West Virginia, enacted the 7th day of March, 1983, as amended, is hereby amended by rezoning from R-4, single family residential district and C-4, Neighborhood Commercial District with restrictions, to C-6 Community Commercial District the whole of the following described parcels of land:

Parcel Nos. 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 119.1, 120, 121, 122, 123, 124, 125, 126 and 127 as shown on Charleston West District, Tax Map No. 21. Subject parcels commonly known as the property on both sides of Sixth Street between Russell Street and Hunt Avenue, and west of Hunt Avenue between Sixth Street and the Alley South of Sixth Street. Said tax map is of record in the Planning Office.

2. The Zoning Map, attached to and made a part of said Zoning Ordinance, is hereby amended in accordance with Section 1 of this ordinance.
3. All prior ordinances or parts of ordinances, inconsistent with this ordinance are hereby appealed to the extent of such inconsistency.

The question being on the passage of the Bill a roll call was taken and there yeas-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

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

declared Bill No. 7102, passed.

2. Your Committee on Planning has had under consideration Special Permit #1178 attached hereto and made a part thereof, and reports the same to Council with the recommendation that he Special Permit be approved.

Your Committee finds the following:

1. Due to the commercial nature of the Downtown Village District there should not be an adverse impact on surrounding land uses.
2. The proposed use as catering business is not inconsistent with other uses in the Central Business District and Downtown Village District.
3. The Charleston Urban Renewal Authority supports the application.

The question being on the passage of the Special Permit a vote was taken. There being no dissent the Mayor declared Special Permit #1178 approved.

3. Your Committee on Planning has had under consideration Special Permit #1179 attached hereto and made a part thereof, and reports the same to Council with the recommendation that he Special Permit be approved.

Your Committee finds the following:

1. The Charleston Urban Renewal Authority does not object the request.
2. Due to the commercial nature of the Downtown Village District there should not be an adverse impact on surrounding land uses.
3. The proposed use as a bar is consistent with other uses in the Central Business District District.

The question being on the passage of the Special Permit a vote was taken. There being no dissent the Mayor declared Special Permit #1179 approved. Abstain: Sadd

4. Your Committee on Planning has had under consideration a request to name a street Weather Pointe attached hereto and made a part thereof,

Your Committee finds the following:

1. The US Postal Service has approved the name.
2. All city departments have been notified with no objection.
3. The proposed name will provide direction for the 911 addressing system.

And reports the same to Council with the recommendation that the street be accepted.

The question being on the approval of the Street name a vote was taken. There being no dissent the Mayor declared the street name Weather Pointe approved.

5. Your Committee on Planning has had under consideration a request to name a street Salem Road attached hereto and made a part thereof,

Your Committee finds the following:

1. The US Postal Service has approved the name.
2. All city departments have been notified with no objection.
3. The proposed name will provide direction for the 911 addressing system.

And reports the same to Council with the recommendation that the street be accepted.

The question being on the approval of the Street name a vote was taken. There being no dissent the Mayor declared the street name Salem Road approved.

URBAN RENEWAL

Councilman Marc Weintraub, Chairman of the Council Committee on Urban Renewal, submitted the following reports.

Bill No. 7104, as amended, - A Bill approving certain modifications of The Scattered Sites Urban Renewal Plan for the City of Charleston, West Virginia, with respect to providing for the by the City of Charleston for demolition of substandard structures and replacing Exhibit A with a new list of lots which are subject to this plan.

Be It Ordained by the Council of the City of Charleston, West Virginia

1. The City Council finds that:
 - a. The Charleston Urban Renewal Authority has recommended certain modifications of the Scattered Sites Urban Renewal Plan for the City of Charleston:
 - b. A general plan known as the Comprehensive Plan for the City of Charleston has been adopted by City Council and is recognized and used as a general guide for the development of the City;
 - c. The Municipal Planning Commission of the City of Charleston has submitted to the Charleston Urban Renewal Authority its findings that the proposed modifications conform with said Comprehensive Plan;
 - d. City Council has duly considered said findings; and
 - e. The last section of said Scattered Sites Urban Renewal Plan provides that the Plan may be changed from time to time in compliance with the requirements of the law.

2. The modifications of the Scattered Sites Urban Renewal Plan which are set forth in the following sections of this ordinance are hereby found to be feasible and in compliance with the Comprehensive Plan for the City of Charleston.

3. The following additions and deletions are hereby made:

a. In the first paragraph of “STATEMENT OF INTENT” after the words “to provide for”, add “acquisition of residential lots having substandard structures, having serious title problems or having liens placed by the City of Charleston for demolition of substandard structures” and deleting “demolishing residential structures”.

b. In the section entitled “DESCRIPTION OF THE PLAN PROJECT AREA” after the words “structures exist”, add “having serious title problems or having liens placed by the City of Charleston for demolition of substandard structures.”

c. In the first paragraph of “URBAN RENEWAL ACTIVITIES” after the words “to be unoccupiable”, add “and to acquire lots encumbered by title problems and by liens placed by the City of Charleston.”

d. In “IMPLEMENTING THE URBAN RENEWAL PLAN”, add Section B and C as follows:

“B. Identifying vacant residential lots with serious title problems.”

“C. Identifying vacant residential lots encumbered by liens in favor of the City of Charleston.”

Subsequent sections will be lettered in alphabetical order starting with”D”.

e. In Section of E of “IMPLEMENTING THE URBAN RENEWAL PLAN”, delete the words “having vacant substandard structures.”

f. In Section A of “IMPLEMENTING THE URBAN RENEWAL PLAN,” after the word “vacant” add “and to add additional properties.

g. In Section D of “IMPLEMENTING THE URBAN RENEWAL PLAN,” after the word “structure” by adding “or to pay off the liens.”

4. Delete the existing Exhibit A and add a new Exhibit A which lists the lots identified as fitting the description of lots subject to the Plan.

The question being on the passage of the Bill a roll call was taken and there yeas-26, nays-1, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS: Sadd
ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7104, as amended, passed.

STREETS AND TRAFFIC

Councilman David Higgins, Chairman 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. 7106, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7106 - A Bill to amend and re-enact Ordinance No. 6429, passed by Council on December 15, 1997 relating to the establishment of a metered vehicular parking zone for the exclusive use, twenty-four hours a day, of the physically disabled on the southerly side of Quarrier Street from a point 40 feet east of Capitol Street to a point 62 feet east of Capitol Street to provide for the removal of vehicles illegally parked in these spaces, to incorporate the provisions of West Virginia Code, Chapter 17C, Article 13, Section 6, and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, two thousand three, as amended, Traffic Law, Chapter one hundred fourteen, Article five, to conform therewith.

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

Section 1. A metered vehicle parking zone for the exclusive use, twenty-four hours a day, of the physically disabled on the southerly side of Quarrier Street from a point 40 feet east of Capitol Street to a point 62 feet east of Capitol 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, and 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, two thousand three, as amended

Traffic Law, Chapter one hundred fourteen, Article five, 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 yeas-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7106, passed.

2. Your committee on Streets and Traffic has had under consideration Bill No. 7107, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7107 - A Bill to establish a metered vehicular parking zone for the exclusive use, twenty- four hours a day, of the physically disabled on the easterly side of Summers Street from a point 150 feet north of Quarrier Street to a point 172 feet north of Quarrier Street to provide for the removal of vehicles illegally parked in these spaces, to incorporate the provisions of West Virginia Code, Chapter 17C, Article 13, Section 6, and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, two thousand three, as amended, Traffic Law, Chapter one hundred fourteen, Article five, 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, twenty-four hours a day, of the physically disabled on the easterly side of Summers Street from a point 150 feet north of Quarrier Street to a point 172 feet north of Quarrier 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, and Section 6.

Section 3. It shall be unlawful for any vehicle not displaying the insignia provided fro 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, two thousand three, as amended Traffic Law, Chapter one hundred fourteen, Article five, 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 yeas-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7107, passed.

FINANCE

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

1. Your Committee on Finance has had under consideration Resolution No. 691-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 691-04 – “Authorizing the Finance Director to make revisions to the 2004-2005 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 2004-2005 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-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 691-04, adopted.

2. Your Committee on Finance has had under consideration Resolution No. 692-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 692-04 – “Authorizing the Finance Director to establish a new Special Revenue Fund to be known as Fund 047 – Employee Health Insurance Reserves. The purpose of this Special Revenue Fund is to accumulate monies, when possible, to alleviate the impact of future increases in employee health care expenses”.

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

That the Finance Director is hereby authorized and directed to establish a new Special Revenue Fund to be known as Fund 047 – Employee Health Insurance Reserves. The purpose of this Special Revenue Fund is to accumulate monies, when possible, to alleviate the impact of future increases in employee health care expenses.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 692-04, adopted.

3. Your Committee on Finance has had under consideration Resolution No. 693-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 693-04 – “Authorizing the Mayor to sign Change Order No. 1 with BBR Drilling Company, in the amount of \$10,592, providing for an extension of the wall for the Mary Street Retaining Wall Project by eight additional feet and increasing the contract price from \$148,830 to \$159,422.”

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

That the Mayor is hereby authorized and directed to sign Change Order No. 1 with BBR Drilling Company, in the amount of \$10,592, providing for an extension of the wall for the Mary Street Retaining Wall Project by eight additional feet and increasing the contract price from \$148,830 to \$159,422.

The question being on the adoption of the Resolution a vote was taken. There being no dissent the Mayor declared Resolution No. 693-04, adopted.

4. Your Committee on Finance has had under consideration Resolution No. 694-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 694-04 – “Authorizing the Finance Director to make revisions to the 2004-2005 Civic Center 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 2004-2005 Civic Center 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-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 694-04, adopted.

5. Your Committee on Finance has had under consideration Resolution No. 695-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 695-04 – “Authorizing the Finance Director to make revisions to the 2004-2005 Parking System 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 2004-2005 Parking System 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-27, nays-0, absent-1, as follows:

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

NAYS:

ABSENT: Clowser

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 695-04, adopted.

6. Your Committee on Finance has had under consideration Resolution No. 696-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 696-04 – “Authorizing the Mayor to sign an “Intent-to-Apply” grant application with the West Virginia Division of Highways, Transportation Enhancement Program, in the amount of \$150,000 with a 20% match, to provide funds to establish the Charleston Midland Trail Interpretative Center at the site of the new Baseball Stadium.”

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

That the Mayor is hereby authorized and directed to sign an “Intent-to-Apply” grant application with the West Virginia Division of Highways, Transportation Enhancement Program, in the amount of One Hundred Fifty Thousand Dollars (\$150,000), with a 20% match, to provide funds to establish the Charleston Midland Trail Interpretative Center at the site of the new Baseball Stadium.

The question being on the adoption of the Resolution a vote was taken. There being one dissent from Markham, the Mayor declared Resolution No. 696-04, adopted.

7. Your Committee on Finance has had under consideration Resolution No. 697-04, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 697-04 – “ Authorizing the Mayor to enter into an Agreement with BBL Carlton, LLC, in an amount up to \$2,306,528, for the Baseball Stadium Project Bid Package CI-3B/ 601 Morris Street Interior Demolition.”

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 BBL Carlton, LLC, in an amount up to Two Million Three Hundred Six Thousand Five Hundred Twenty-eight Dollars (\$2,306,528), for the Baseball Stadium Project Bid Package CI-3B/ 601 Morris Street Interior Demolition.

The question being on the adoption of the Resolution a vote was taken. There being one dissent from Markham, the Mayor declared Resolution No. 697-04, adopted.

8. Your Committee on Finance has had under consideration a bid submitted by Crede Tractor Sales/Service, Inc., in the amount of \$14,100, for purchase of two Zero-Turn Riding Mowers (\$7,050 each) to be used by the Public Grounds Division. To be charged to Account No. 001-975-00-567-4-459, Public Grounds – Capital Outlay, Equipment, and reports the same to Council with the recommendation that he 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.

9. Your Committee on Finance has had under consideration a bid submitted by Middletown Tractor Sales, in the amount of \$12,880, for purchase of one Mowing Tractor to be used by the Public Grounds Department. To be charged to Account No. 001-975-00-567-4-459, Public

Grounds – 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.

10. Your Committee on Finance has had under consideration a bid submitted by General Truck Sales Corp., in the amount of \$48,962, for purchase of a Landscaper Truck to be used by the Public Grounds Division. To be charged to Account No. 001-975-00-567-4-461, Public Grounds – Capital Outlay, lease/Purchase, 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.

11. Your Committee on Finance has had under consideration a proposal submitted by Mountain International Trucks, in the amount of \$73,130, for purchase of two International Dump Trucks with Snow Plow (\$36,565 each), to be used by the Street Department. To be charged to Account No. 001-977-00-750-4-461, Street Department – Capital Outlay, Lease/Purchase, 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.

12. Your Committee on Finance has had under consideration a bid submitted by Bert Wolfe Ford, in the amount of \$16,432, for purchase of a Cargo Van to be used by the Project Construction Crew. To be charged to Account No. 001-975-00-412-4-459, City Manager – 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.

13. Your Committee on Finance has had under consideration a bid submitted by General Truck Sales Corp., in the amount of \$25,960, for purchase of one Utility Body Truck to be used by the Project Construction Crew. To be charged to Account No. 001-975-00-412-4-459, City Manager – 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.

14. Your Committee on Finance has had under consideration a approval to amend the purchase of one Self-Contained Breathing Apparatus, with all options, from Dill's Fire and Safety Company in the amount of \$7,127, approved by City Council on October 4, 2004, by changing

the quantity ordered to 14 and reducing the unit cost to \$3,780, with added costs for selective options per unit to meet the needs of the Fire Department, for a total cost of \$67,651, 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.

15. Your Committee on Finance has had under consideration a payment of an invoice from Integrated Biometric Technology in the amount of \$23,400, for software development/integration for the Police Department's Automated Fingerprint Integration System (AFIS) with the Records Management System. To be charged to the following accounts: \$17,550 – 095-178-98-976-0-459, COPS – AFIS Grant; \$ 5,850 – 043-299-00-000-4-459, Police Forfeiture Funds, 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.

REPORTS OF OFFICERS

1. Report of the City of Charleston, Municipal Court Financial Statements; October, 2004.
Received and Filed.
2. Report of the City of Charleston Financial Statements for the Fiscal year ended June 30, 2004.
Received and Filed.
3. Report of the City of Charleston Financial Statements for the One-Month period ended July 31, 2004.
Received and Filed.
4. Report of the City of Charleston Financial Statements for the Two-Month period ended August, 2004.
Received and Filed.
5. Report of the City of Charleston Financial Statements for the Three-Month period ended September 30, 2004.
Received and Filed.
6. Report of the City of Charleston Financial Statements for the Four-Month period ended October 31, 2004.
Received and Filed.

NEW BILLS INTRODUCED

Introduced by Councilman Bobby Reishman on November 15, 2004:
Bill No. 7109 - - A Bill authorizing the Mayor to quitclaim and relinquish all ownership rights

and interests of the City to the historic structure known as the Craik-Patton house located on a City owned portion of The Daniel Boone Park. As more fully described below, the City shall retain all rights and interests in the tract of land upon which the Craik-Patton house is located. Refer to Finance Committee.

UNFINISHED BUSINESS

The Mayor announced that Council Members are invited to the next monthly media tour of the Ballpark Project. The tour will take place on Tuesday, November 23, 2004 at 11:30a.m.

The Mayor announced that the Christmas parade will be held on December 4, 2004, beginning at 10a.m.

Joe Jones and Jim Snyder held a 10 minute presentation addressing Council about issues concerning housing.

ROLL CALL

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

YEAS: Chestnut, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Lane, Lanham, Loeb, Markham, Miller, Monroe, Morton, Nielsen, Reed, Reishman, Robertson, Sadd, Talkington, Ware, Weintraub, White, Mayor Jones.

ABSENT: Clowser

At 8:05 p.m., on motion of Councilman Loeb, Council adjourned until Monday December 6, 2004, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk