

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

February 4, 2008

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE FIRST MEETING IN THE MONTH OF FEBRUARY ON THE 4th DAY, IN THE YEAR 2008, 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 WARE.

**BURTON
DEITZLER
HANNA
HIGGINS
KNAUFF
MILLER
REISHMAN
SHEETS
WARE
MAYOR JONES**

**CLOWSER
HARRIS
JONES
LANE
PAYNE
RUSSELL
SMITH
WEINTRAUB**

**DAVIS
HALL
HARRISON
KIRK
LANHAM
REED
SALISBURY
TALKINGTON
WHITE**

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

None

CLAIMS

1. A claim of Ava Dale Thomas, 1708 Rolling Hills Road, Charleston WV; alleges damage to property.

Refer to City Solicitor

2. A claim of Stephen Stockton, 6628 Roosevelt Ave., Charleston, WV; alleges damage to vehicle.

Refer to City Solicitor

COMMUNICATIONS

The Clerk read the Appointment:

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: MUNICIPAL BEAUTIFICATION COMMISSION

DATE: February 4, 2008

I recommend that Alana Minear, 102 Woodshire Place, Charleston, WV 25314, be appointed to the Municipal Beautification Commission, with an initial term to expire September 19, 2009 she is replacing Troy Stallard.

I respectfully request City Council's approval of this recommendation

Council approved the appointment.

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. 333-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 333-08: “Authorizing the Mayor to amend the 2007-2008 Subrecipient Agreement with Charleston-Kanawha Housing Authority to include \$300,000 for infrastructure improvements.”

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

That the Mayor is hereby authorized and directed to amend the 2007-2008 Subrecipient Agreement with Charleston-Kanawha Housing Authority to include \$300,000 for infrastructure improvements.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-27, absent - 1, as follows:

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

ABSENT: Ealy

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 333-08, adopted.

2. Your Committee on Finance has had under consideration Resolution No. 334-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 334-08 “Authorizing the Mayor to enter into an Agreement with Michael Baker, Jr., Inc., in the amount of \$294,822, for Engineering Consulting Services to Perform Inspections, Bridge Rehabilitation Plan Development, and Post Design Services for the South Side, Kanawha Boulevard, and Loudon Heights Bridges / Phase 2.”

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 Michael Baker, Jr., Inc., in the amount of Two Hundred Ninety-four Thousand, Eight Hundred Twenty-two Dollars (\$294,822), for Engineering Consulting Services to Perform Inspections, Bridge Rehabilitation Plan Development, and Post Design Services for the South Side, Kanawha Boulevard, and Loudon Heights Bridges / Phase 2.

Phase 1 of the work relating to the City’s bridge rehabilitation project was approved by Council on February 20, 2007, and a total of 16 bridge structures were cited for inspection and traffic conveyance patterns. Phase 2 of this project involves the above work on three of the 16 bridges surveyed.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 334-08, adopted

3. Your Committee on Finance has had under consideration Resolution No. 335-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 335-08: “Authorizing the Mayor to enter into an Agreement with J & J Emergency Vehicle Sales for purchase of an ambulance at a base price of \$105,985, plus optional equipment in the amount of \$52,735, for a total of \$158,720. The new ambulance will be assigned to Fire Station No. 6, located at 5008 MacCorkle Avenue, SE.”

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 for purchase of an ambulance at a base price of \$105,985, plus optional equipment in the amount of \$52,735, for a total of \$158,720. The new ambulance will be assigned to Fire Station No. 6, located at 5008 MacCorkle Avenue, SE.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 335-08, adopted

4. Your Committee on Finance has had under consideration a proposal submitted by Dill’s Fire and Safety Equipment Company, Inc., in the total amount of \$24,150, for purchase of four MSA M7 Air Masks (\$20,400); and five MSA, 30-minute, 4500 psi carbon cylinders (\$3,750) to be used by the Charleston Fire Department. To be charged to Account No. 001-976-00-706-4-459, Fire—Capital Outlay, Equip, 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.

5. Your Committee on Finance has had under consideration a proposal submitted by General Truck Sales Corporation, in the amount of \$44,607, for purchase of a Service Truck to be used in the Equipment Maintenance Department. To be charged to Account No. 001-977-00-754-4-459, Equipment Maintenance, through the JP Morgan Chase Lease Purchase Escrow Account, Schedule No. 1000131810, 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.

6. Your Committee on Finance has had under consideration a proposal submitted by Stephen’s Auto Center for purchase of a vehicle to be used by the Metro Drug Enforcement Unit (MDENT), in the amount of \$13,768, less trade-in value of vehicle currently in use (estimated value \$2,000, based on model and mileage). The actual

trade-in amount of the used vehicle will be determined upon delivery of the new vehicle. To be charged to Account No. 900-173-00-976-4-459, MDENT—Capital Outlay, Equip, 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.

7. Your Committee on Finance has had under consideration Bill No. 7318, and reports the same to Council with the recommendation that the bill do pass.

Bill No. 7318: A BILL approving the expenditure of \$ 30,000.00, donated to the City of Charleston specifically for this purpose, to purchase the tract of vacant land known as the Justice Row Property, as more fully described in the attached deed, said property to be managed by the Charleston Land Trust as part of the Sunrise Carriage Trail Property; and authorizing the Mayor to execute the attached deed and any other documents necessary for the purchase of the Justice Row Property.

Now, therefore, be it Ordained by the Council of the City of Charleston, West Virginia:

That the expenditure of \$ 30,000.00, donated to the City of Charleston specifically for this purpose, to purchase the tract of vacant land known as the Justice Row Property, as more fully described in the attached deed, said property to be managed by the Charleston Land Trust as part of the Sunrise Carriage Trail Property is hereby approved; and the Mayor is hereby authorized to execute the attached deed and any other documents necessary for the purchase of the Justice Row Property.

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

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

ABSENT: Ealy

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7318, passed.

NEW BILLS

Introduced by Councilmember Mary Jean Davis on February 4, 2008:

Bill No. 7311: A Bill closing, abandoning and discontinuing as a public right of way the streets known as Walton Street, Wesley Street, Atkins Court, McLanes Alley and unnamed 7 foot wide alley situate south of Washington Street, West and Lee Street, West and north of the Norfolk and Southern Railroad right of way in Charleston West Taxing District, City of Charleston, Kanawha county, West Virginia, and reserving

a sewer easement for the City of Charleston.
Refer to Municipal Planning Commission and Finance Committee

Introduced by Councilmember Bobby Reishman on February 4, 2008:
Bill no. 7320 : An Ordinance Amending And Reenacting Section 118-141 Of
Division 4 Of Article III Of Chapter 118 Of The Code Of The City Of
Charleston, West Virginia, With Respect To Adoption Of Rules And
Regulations And Increasing Existing Rates And Charges For Sanitary
Sewer Service.
Refer to Finance Committee

ROLL CALL

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

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

ABSENT: Ealy

At 7:25 p.m., by a motion from Councilmember Harrison, Council adjourned until
Tuesday, February 19 2008, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk