

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

July 7, 2008

THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE FIRST MEETING IN THE MONTH OF JULY ON THE 7th 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
EALY
HARRIS
JONES
LANE
PAYNE

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

1. James Straughter
2. Robert Barker

CLAIMS

1. A claim of Thomas and Aneta Frame, 102 Main St., Bancroft, WV; alleges damage to vehicle.

Refer to City Solicitor

2. A claim of Mark Troy, 500 42nd Street, SE, Charleston, WV; alleges damage to property.

Refer to City Solicitor

3. A claim of Lawrence Cassis, 4701 Venable Ave., SE. Charleston, WV; alleges damage to property.

Refer to City Solicitor

4. A claim of Barbara Floren, 1312 Kanawha Ave., Dunbar, WV; alleges damage to vehicle.

Refer to City Solicitor

5. A claim of Joann Azar, 705 Hazel Road, Charleston, WV; alleges damage to property.

Refer to City Solicitor

6. A claim of Belinda Livingston, 824 Pinewood Drive, Dunbar, WV; alleges personal injury.

Refer to City Solicitor

7. A claim of Theodocia Smith, 1548 Hampton Road, Charleston, WV; alleges damage to property.

Refer to City Solicitor

COMMUNICATIONS

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CHARLESTON LAND TRUST

DATE: JULY 7, 2008

I recommend that Mary Stanley, 740 Myrtle Road, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2011.

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

Council approved the appointment.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CHARLESTON LAND TRUST

DATE: JULY 7, 2008

I recommend that Barbara McCabe, 1553 Bridge Road, Charleston, WV 25314, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2009.

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

Council approved the appointment.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CHARLESTON LAND TRUST

DATE: JULY 7, 2008

I recommend that Tom Lane, P.O. Box 1386, Charleston, WV 25325, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2009.

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

Council approved the appointment.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CHARLESTON LAND TRUST

DATE: JULY 7, 2008

I recommend that Kasey Russell, 1237 Highland Road, Charleston, WV 25302, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2010.

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

Council approved the appointment.

TO: JAMES REISHMAN
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CHARLESTON LAND TRUST

DATE: JULY 7, 2008

I recommend that Troy Stallard, 16 Fox Chase Road, Charleston, WV 25304, be reappointed to the Charleston Land Trust, with a said term to expire October 4, 2011.

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

Council approved the appointment.

ORDINANCE AND RULES COMMITTEE

Councilman Jack Harrison, Chairman of the Council Committee on Ordinance and Rules, submitted the following report.

Bill No. 7333: A Bill amending Chapter 2, Division 9, § 2-686, § 2-687, and § 2-689 of the Code of the City of Charleston West Virginia, as amended, for the purpose of enlarging membership of the Charleston Land Trust, and updating and modernizing certain operating procedures of the Charleston Land Trust.

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

That Chapter 2, Division 9, § 2-686, § 2-687, and § 2-689 of the Code of the City of Charleston West Virginia are amended as follows:

Sec. 2-686. Public trust lands defined.

"Public trust lands" for purposes of this division shall mean and include: lands, easements, leases or any other interest in real property, whether possessory or nonpossessory, having scenic, recreation, historic, woodland, forestry, preservation or cultural value which are owned or acquired by the city. Public trust lands ~~shall~~may include conservation and preservation easements as provided in W. Va. Code, Ch. 20, Art. 12.

Sec. 2-687. Composition and organization.

The Charleston Land Trust shall consist of ~~nine~~fifteen members, who shall be appointed by the mayor and confirmed by city council. ~~Two~~At least one members shall be selected from the municipal beautification commission and at least one member shall be selected from city council. Members shall serve terms of ~~four~~three years, with the terms staggered; ~~provided that three of the members first appointed shall serve a term of four years, three shall serve a term of three years and three members shall serve a term of one year.~~ Vacancies occurring during the term of a member shall be filled by appointment for the unexpired term. Members of the Charleston Land Trust shall serve without compensation. Those members selected from either entity named above shall serve so long as they are acting members of such entity. Members of the Charleston Land Trust shall be chosen without regard to their political affiliations, but with regard to their business and professional experience or standing as citizens in the community.

The Mayor shall appoint the chairman and the Charleston Land Trust shall select annually from its membership a ~~chairman~~, vice chairman, secretary and other officers as it determines necessary for the performance of its duties. A majority of the members of the Charleston Land Trust will constitute a quorum and a majority of the members is required for any action.

The Charleston Land Trust shall adopt such rules and hold such meetings as shall be necessary or convenient for the transaction of its business. It shall be the duty of the chairman to call a meeting on the written request of three members.

Sec. 2-689. Finances and reports.

(a) The Charleston Land Trust shall have power and authority to raise funds for the purposes stated in this division and for that purpose the city shall maintain a separate account for all funds raised ~~operating accounts~~. The Charleston Land Trust shall also

have power and authority to create a permanent endowment fund to be used and administered for the purposes stated in this division. The ~~operating accounts and~~ endowment fund shall be subject to periodic audit by the city. The Charleston Land Trust shall provide ~~monthly statements to the city for all operating accounts and~~ annual statements for the endowment fund if any is created.

(b) City council may appropriate funds as it deems necessary to finance the activities and expenses of the Charleston Land Trust. The City of Charleston shall not otherwise be obligated for the activities or expenses of the Charleston Land Trust.

(c) ~~By February 1 of each year t~~The Charleston Land Trust shall keep record of its~~make an annual report to city council summarizing the activity and for such purposes may establish a web site showing of the Charleston Land Trust,~~ the properties acquired ~~during the preceding calendar year,~~ the inventory of property owned and the status of accounts held in trust, ~~and additionally,~~By January 15 of each year the Charleston Land Trust shall make any requests for expenditures which may be necessary from the city general revenue fund for the ensuing fiscal year.

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, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lane, Lanham, Miller, Payne, Reed, Reishman, Salisbury, Sheets, Smith, Talkington, Ware , Weintraub, White, Mayor Jones.

ABSENT: Russell

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7333, passed.

STREETS AND TRAFFIC COMMITTEE

Councilman David Higgins, Chairman of the Council Committee on Streets and Traffic, submitted the following report.

Bill No. 7332 - A Bill to establish a No Parking Anytime Tow-Away zone on the northerly side of Virginia Avenue from a point 224 feet east of 34th street to a point 526 feet east of 34th Street, and amending the Traffic Control Map and Traffic Control File, established by the Code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Law, Section 263, Division 2, Article 4, Chapter 114, to conform therewith.

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

Section 1. A No Parking Anytime Tow-Away zone on the Northerly side of Virginia Avenue from a point 224 feet east of 34th street to a point 526 feet east of 34th street is hereby established.

Section 2. The Traffic Control Map and Traffic Control File, established by the code of the City of Charleston, West Virginia, two thousand and three,

as amended, Traffic Law, Section 263, Division 2, Article 4, Chapter 114, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed *to the* extent of said inconsistency.

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, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lane, Lanham, Miller, Payne, Reed, Reishman, Salisbury, Sheets, Smith, Talkington, Ware , Weintraub, White, Mayor Jones.

ABSENT: Russell

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7332, passed.

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. 401-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 401-08: “Authorizing the Mayor to enter into an Agreement with West Virginia Uniforms for purchase of employee uniforms for the Public Works Department at a cost of approximately \$223.97/set.”

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 West Virginia Uniforms for purchase of employee uniforms for the Public Works Department at a cost of approximately \$223.97/set.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 401-08, adopted.

2. Your Committee on Finance has had under consideration Resolution No. 402-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 402-08: “Authorizing The Mayor to enter into an Agreement with Calico Industries, Inc., for purchase of black plastic refuse bags in the amount of \$264,030, with the Town of Marmet being responsible for \$6,770 of said sum for 100,000 bags; and Clear Yard Waste Bags in the amount of \$92,607.90, for a total of \$356,637.90. The bags, not otherwise purchased by Marmet, will be distributed to the citizens of Charleston for the one year period from September 2008 through August

2009.”

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 Calico Industries, Inc., for purchase of black plastic refuse bags in the amount of \$264,030, with the Town of Marmet being responsible for 46,770 of said sum for 100,000 bags; and Clear Yard Waste Bags in the amount of \$93,607.90, for a total of \$356,637.90. The bags, not otherwise purchased by Marmet, will be distributed to the citizens of Charleston for the one year period from September 2008 through August 2009.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 402-08, adopted. Weintraub - No

3. Your Committee on Finance has had under consideration Resolution No. 403-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 403-08: “Authorizing the Mayor or City Manager to enter into an Agreement with Chase Equipment Leasing, Inc., in the amount of approximately \$401,000 for a three year lease/purchase period at a non-qualified rate of 3.21%, and approximately \$1,760,000 for a five year lease/purchase period at a non-qualified rate of 3.34%, to provide for the purchase of police cars and various equipment for City departments.”

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

That the Mayor or City Manager is hereby authorized and directed to enter into an Agreement with Chase Equipment Leasing, Inc., in the amount of approximately \$401,000 for a three year lease/purchase period at a non-qualified rate of 3.21%, and approximately \$1,760,000 for a five year lease/purchase period at a non-qualified rate of 3.34%, to provide for the purchase of police cars and various equipment for City departments.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 403-08, adopted.

4. Your Committee on Finance has had under consideration Resolution No. 404-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 404-08: “Authorizing the Mayor to enter into a renewal of the Letter of Credit from J P Morgan Chase Bank, N.A., for the City’s Unsecured Workers’ Compensation Liability. This renewal provides security in the amount of \$1,361,861, and will be effective for the period October 1, 2008 through September 30, 2009, for a fee of \$6,187.34.”

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 of the Letter of Credit from J P Morgan Chase Bank, N.A., for the City's Unsecured Workers' Compensation Liability. This renewal provides security in the amount of \$1,361,861, and will be effective for the period October 1, 2008 through September 30, 2009, for a fee of \$6,187.34.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 404-08, adopted.

5. Your Committee on Finance has had under consideration Resolution No. 405-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 405-08: "Authorizing the Mayor to sign Change Order No. 2 with Jimmy A. Dunn Excavating Co., in the amount of \$114,225, providing for additional materials and labor for the Porter Road Bridge and Retaining Wall Project. Materials include 18 lineal feet of aluminum structural plate culvert; 36 lineal feet CIP concrete footer; and approximately 74 lineal feet of Redi-Rock Retaining Wall System at the intersection of Porter Road and Bendview Drive. Also, an allowance is included for a concrete trench cap adjacent to the new retaining wall and over two new bridges, plus one additional drop inlet and 30 lineal feet of 12" CPP. This change order increases the contract amount from \$768,041.94 to \$882,266.94."

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. 2 with Jimmy A. Dunn Excavating Co., in the amount of \$114,225, providing for additional materials and labor for the Porter Road Bridge and Retaining Wall Project. Materials include 18 lineal feet of aluminum structural plate culvert; 36 lineal feet CIP concrete footer, and approximately 74 lineal feet of Redi-Rock Retaining Wall System at the intersection of Porter Road and Bendview Drive. Also, an allowance is included for a concrete trench cap adjacent to the new retaining wall and over two new bridges, plus one additional drop inlet and 30 lineal feet of 12" CPP. This change order increases the contract amount from \$768,041.94 to \$882,266.94.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 405-08, adopted.

6. Your Committee on Finance has had under consideration Resolution No. 406-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 406-08: "Authorizing the Mayor to receive and

administer funds in the amount of \$43,206 from the West Virginia Division of Criminal Justice Services, Project Safe Neighborhood Anti-Gang Initiative Grant. The funds will be applied to overtime costs for the gang area patrols, and for travel/training, and equipment.”

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

That the Mayor is hereby authorized and directed to receive and administer funds in the amount of \$43,206 from the West Virginia Division of Criminal Justice Services, Project Safe Neighborhood Anti-Gang Initiative Grant. The funds will be applied to overtime costs for gang area patrols, and for travel/training, and equipment.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 406-08, adopted.

7. Your Committee on Finance has had under consideration Resolution No. 407-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 407-08: “Authorizing the Mayor to sign a Grant Contract with the Division of Criminal Justice Services for funds in the amount of \$28,135 from the Victims of Crime Act (VOCA). The grant will fund the salary of a full-time Victim Services Coordinator in the Charleston Police Department to provide direct services to victims of crime in the City of Charleston.”

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

That the Mayor is hereby authorized and directed to sign a Grant Contract with the Division of Criminal Justice Services for funds in the amount of \$28,135 from the Victims of Crime (VOCA). The grant will fund the salary of a full-time Victim Services Coordinator in the Charleston Police Department to provide direct services to victims of crime in the City of Charleston.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 407-08, adopted.

8. Your Committee on Finance has had under consideration Resolution No. 408-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 408-08: “Authorizing the Mayor to receive and administer grant funds in the amount of \$15,000 from the West Virginia Commission on Drunk Driving Prevention to supplement overtime and checkpoint costs for police officers on DUI patrol.”

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

That the Mayor is hereby authorized and directed to receive and administer grant funds in the amount of \$15,000 from the West Virginia Commission on Drunk Driving Prevention to supplement overtime and checkpoint costs for police officers on DUI patrol.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 408-08, adopted.

9. Your Committee on Finance has had under consideration Resolution No. 409-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 409-08: "Authorizing the Mayor to sign and submit grant applications to the West Virginia Development Office for FY 2008 Community Participation Program on behalf of four agencies."

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

That the Mayor is hereby authorized and directed to submit grant applications to the West Virginia Development Office for FY 2008 Community Participation Program on behalf of the following agencies:

West Side Main Street	08LEDA0164	\$20,000
HOPE Community Development	08CPGP0083	\$ 2,000
Daymark, Inc.	08LEDA0153	\$ 6,000
East End Main Street	08LEDA0181	\$ 2,500

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, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lane, Lanham, Miller, Payne, Reed, Reishman, Salisbury, Sheets, Smith, Talkington, Ware , Weintraub, White, Mayor Jones.

ABSENT: Russell

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 409-08, passed.

10. Your Committee on Finance has had under consideration Resolution No. 410-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 410-08: "Authorizing the Mayor to sign Community Participation Grant Program contracts between the City of Charleston and the West Virginia Development Office on behalf of the following agencies:

Covenant House	06CPGP0080	\$10,000
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Kanawha Trestle Trail	08CPGP0085	\$ 2,500
Kanawha Trestle Trail	08LEDA0192	\$49,500

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

That the Mayor is hereby authorized and directed to sign Community Participation Grant Program contracts between the City of Charleston and the West Virginia Development Office on behalf of the following agencies:

Covenant House	06CPGP0080	\$10,000
Kanawha Trestle Trail	08CPGP0085	\$ 2,500
Kanawha Trestle Trail	08LEDA0192	\$49,500

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-26, absent - 1, abstain – 1, as follows:

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

ABSENT: Russell

ABSTAIN: Weintraub

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 410-08, passed.

11. Your Committee on Finance has had under consideration Resolution No. 411-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 411-08 : “Authorizing the Finance Director to amend the 2008-2009 Coal Severance 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 amend the 2008-2009 Coal Severance Budget as indicated on the attached list of accounts; and be it

FURTHER RESOLVED, that this budgetary amendment 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, absent - 1, as follows:

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

ABSENT: Russell

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

Mayor declared Resolution No. 411-08, passed.

12. Your Committee on Finance has had under consideration Resolution No. 412-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 412-08: "Authorizing the Finance Director to amend the 2008-2009 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 amend the 2008-2009 Civic Center Budget as indicated on the attached list of accounts; and be it

FURTHER RESOLVED, that this budgetary amendment 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, absent - 1, as follows:

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

ABSENT: Russell

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 412-08, passed.

13. Your Committee on Finance has had under consideration Resolution No. 413-08, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 413-08: "Authorizing the Finance Director to amend the 2008-2009 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 amend the 2008-2009 General Fund budget as indicated on the attached list of accounts; and be it

FURTHER RESOLVED, that this budgetary amendment 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, absent - 1, as follows:

YEAS: Burton, Clowser, Davis, Deitzler, Ealy, Hall, Hanna, Harris, Harrison, Higgins, Jones, Kirk, Knauff, Lane, Lanham, Miller, Payne, Reed, Reishman, Salisbury, Sheets,

Smith, Talkington, Ware , Weintraub, White, Mayor Jones.

ABSENT: Russell

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 413-08, passed.

14. Your Committee on Finance has had under consideration a bid submitted by North American Salt for purchase of approximately 7,000 tons of salt, in the amount of \$57.56 per ton, to be used by the Street Department on an as needed basis for snow and ice removal To be charged to Account No. 001-750-00-000-3-350, Street—Snow Removal Materials, 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.

15. Your Committee on Finance has had under consideration a bid submitted by Graybar Electric for purchase of Thirty-six (36) Light Fixtures at \$15,066, and Eighteen (18) Mounting Brackets at \$2,034, for a total price of \$17,100, for the Traffic Engineering Department. To be charged to Account No. 001-976-00-712-4-459, Traffic Engineering-- Capital Outlay, Equipment, 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.

16. Your Committee on Finance has had under consideration a proposal submitted by Contemporary Galleries, in the amount of \$19,473.50, for purchase of furnishings for staff offices in the Mayor's Suite. To be charged to Account No. 220-975-50-000-4-458, General Facilities Maintenance-- Capital Outlay, Major Improvements, 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.

REPORTS OF OFFICERS

1. Report of the City of Charleston Financial Statements for the Eleven- Month Period Ended May 31, 2008.
Received and Filed.

2. Report of the City of Charleston, Municipal Court Financial Statements; June 2008.
Received and Filed.

NEW BILLS

Introduced by Council member Marc Weintraub on July 7, 2008:

Bill No. 7334 - amending the Zoning Ordinance of the City of Charleston, West Virginia enacted the 1st day of January, 2006, as amended and the map made a part thereof, by

rezoning from a R-10 district with an EEHD overlay, to a C-4 district with an EEHD overlay, that certain parcel of land situate at 209 Chesapeake Avenue, Charleston, Kanawha County, West Virginia.

Refer to Municipal Planning Commission

Introduced by Council Members Mary Jean Davis and Jack Harrison on July 7, 2008: Bill No. 7335 -- A Bill prescribing a proposed schedule of modified and amended rates and rentals for the use of the services and facilities of the Municipal Auditorium and the Charleston Civic Center of the City of Charleston, West Virginia, and providing for a public hearing.

Refer to Finance Committee.

ROLL CALL

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

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

ABSENT: Russell

At 7:50 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, July 21, 2008, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk