

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

July 6, 2009

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 6th DAY, IN THE YEAR 2009, AND WAS CALLED TO ORDER BY THE HONORABLE MAYOR, DANNY JONES. THE INVOCATION WAS DELIVERED BY DEITZLER AND THE PLEDGE OF ALLEGIANCE WAS LED BY PAYNE.

DEITZLER	CLOUSER	DAVIS
HALL	DENEALT	
HARRISON	HANNA	HARRIS
KIRK	HIGGINS	JONES
MILLER	KNAUFF	LANE
REISHMAN	PAYNE	REED
SHEETS	RUSSELL	
WARE	SMITH	TALKINGTON
MAYOR JONES	WEINTRAUB	WHITE

TWENTY- FIVE 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

Reverend Darian Freeman - HPRP

CLAIMS

1. A claim of Phillip Lawrence, 902 Charlotte Place., Charleston, WV; alleges damage to vehicle.
Refer to City Solicitor
2. A claim of Randi Newman, 533 Sheridan Circle, Charleston, WV; alleges damage to property.
Refer to City Solicitor
3. A claim of Tawanna Honeycutt, 808 Eastview Heights Dr., Charleston, WV; alleges damage to vehicle.
Refer to City Solicitor
4. A claim of Kristopher Tawney, 850 Beaumont Rd., Charleston, WV; alleges damage to vehicle.
Refer to City Solicitor
5. A claim of Brett and Ashley Wolfe, 3207 Virginia Ave., SE, Charleston, WV; alleges damage to property.
Refer to City Solicitor
6. A claim of Barbara Smith, 1207 Larchwood Rd., Charleston, WV; alleges damage to property.
Refer to City Solicitor

MISCELLANEOUS RESOLUTION

Resolution No. 610-09

Introduced in Council

July 6, 2009

Introduced by

Tom Lane, Susie Salisbury

Passed by Council

July 6, 2009

WHEREAS: Since the Samaritan Inn welcomed its first resident in 1989, the Inn has served more than 400 men through outreach or residential housing in a stately Victorian building that is convenient to downtown Charleston businesses with close proximity to public transportation; and

WHEREAS: The Samaritan Inn provides group living in a safe, supportive home-like environment for up to 12 homeless adult men at a time who may stay at the facility for up to 24 months as necessary; and

WHEREAS: Sponsored and operated by the Religious Coalition for Community Renewal, its primary missions have been to promote residential stability

and to improve skill levels and incomes among its clients toward achieving greater earning power, increased self sufficiency and permanent housing; and

WHEREAS: In addition to safe, decent temporary shelter for men in transition from homelessness to independent living, the Inn provides case management services that emphasize healthy relationships, financial responsibility, education and training, household management, work ethics, mental and physical health and responsible behaviors; and

WHEREAS: Through its partnership with RCCR, men at Samaritan Inn have the opportunity to recover self-esteem, build confidence, restore dignity and gain training in job development and life skills that are required to support and sustain independent living in permanent housing again; and

WHEREAS: Residents of the Samaritan Inn establish goals designed to overcome obstacles to permanent, independent living while improving personal responsibility through requirements to work, pay 30 percent of income toward rent, maintain personal living areas, share cooking and cleaning duties, participate in community service and learn about life skills and substance abuse; and

WHEREAS: For a number of years, Samaritan Inn was the only HUD-supported transitional housing facility in the Kanawha Valley, and it is today one of only two HUD-supported transitional facilities in this area; and

WHEREAS: For 20 years, the Samaritan Inn has provided a safe environment to recover from homelessness, offered services that permanently change the lives of men who have been homeless and empowered men to be productive, independent citizens in our community.

Be it resolved by The Council of The City of Charleston, West Virginia:

That the Mayor and City Council of the City of Charleston recognize 20 years of valuable public service provided by the Samaritan Inn and the many lives touched because of its presence and service in our city.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 610-09, adopted.

STREETS AND TRAFFIC

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

Your Committee on Streets and Traffic has had under consideration Bill No. 7393, and reports the same to Council with the recommendation that the bill do pass.

Bill No. 7393 - A Bill to create a 15 Minute Parking Tow Away Zone on the westerly side Of Buchanan Street from a point 98 feet south of Crescent Road to a point 120 feet south of Crescent Road 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 15 Minute Parking Tow Away Zone on the westerly side of Buchanan Street from a point 98 feet south of Crescent Road to a point 120 feet south of Crescent Road 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-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7393, 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 594-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 594-09 :“Authorizing the Mayor to receive and administer the STOP Violence Against Women Recovery Act (VAWA) grant award in the amount of \$107,932.00 from the West Virginia Division of Criminal Justice Services. The grant provides funds for the Kanawha County STOP Team to continue to improve the criminal justice system’s response to violence against women. The Charleston Police Department is one of 23 agencies that make up the STOP Team.”

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 the STOP Violence Against Women Recovery Act (VAWA) grant award in the amount of \$107,932.00 from the West Virginia Division of Criminal Justice Services. The grant provides funds for the Kanawha County STOP Team to continue to improve the criminal justice system's response to violence against women. The Charleston Police Department is one of 23 agencies that make up the STOP team.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 594-09, adopted.

2. Your Committee on Finance has had under consideration Resolution No 595-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 595-09: "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 roving patrols for the period July 1st through September 27, 2009."
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 roving patrols for the period July 1st through September 27, 2009.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 595-09, adopted.

3. Your Committee on Finance has had under consideration Resolution No 596-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 596-09: "Authorizing the Mayor to sign a Grant Contract with the West Virginia Division of Criminal Justice Services to accept the Victims of Crime Act (VOCA) Grant in the amount of \$28,000 for 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. The grant covers the period from July 1, 2009 to June 30, 2010."

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 West Virginia Division of Criminal Justice Services to accept the Victims of Crime Act (VOCA) Grant in the amount of \$28,000 for 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. The grant covers the period from July 1, 2009 to June 30, 2010.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 596-09, adopted.

4. Your Committee on Finance has had under consideration Resolution No 597-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 597-09: "Authorizing the Mayor to receive and administer funds from the West Virginia Division of Criminal Justice Services in the total amount of \$120,500 for five backfill positions for MDENT. Funds in the amount of \$64,500, awarded under the Justice Assistance Grant program, will be for one partial backfill position in each of the South Charleston and Nitro police departments and the Putnam County Sheriff's Department. The award of \$56,000 under the Purdue Pharma Asset Forfeiture program provides for two full backfill positions for the Charleston Police Department."

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 from the West Virginia Division of Criminal Justice Services in the total amount of \$120,500 for five backfill positions for MDENT. Funds in the amount of \$64,500, awarded under the Justice Assistance Grant program, will be for one partial backfill position in each of the South Charleston and Nitro police departments and the Putnam County Sheriff's Department. The award of \$56,000 under the Purdue Pharma Asset Forfeiture program provides for two full backfill positions for the Charleston Police Department.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 597-09, adopted.

5. Your Committee on Finance has had under consideration Resolution No 598-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 598-09: "Authorizing the Mayor to sign a renewal agreement with Safety National Casualty Corporation/Commercial Insurance Services in the amount of \$148,000 for the City's Excess Workers' Compensation insurance for the period July 1, 2009 to June 30, 2010."

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

That the Mayor is hereby authorized and directed to sign a renewal agreement with Safety National Casualty Corporation/Commercial Insurance Services in the amount of \$148,000 for the City's Excess Workers' Compensation insurance for the period July 1, 2009 to June 30, 2010.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 598-09, adopted.

6. Your Committee on Finance has had under consideration Resolution No 599-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 599-09: "Authorizing the Mayor or City Manager to enter into an Agreement with Chase Equipment Leasing, Inc., in the amount of approximately \$376,500 for a three year lease purchase period at a bank-qualified rate of 2.88%, and approximately \$1,609,000 for a five year lease purchase period at a bank-qualified rate of 3.61%, 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 \$376,500 for a three year lease purchase period at a bank-qualified rate of 2.88%, and approximately \$1,609,000 for a five year lease purchase period at a bank-qualified rate of 3.61%, 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. 599-09, adopted.

7. Your Committee on Finance has had under consideration Resolution No 600-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 600-09: "Authorizing the Finance Director to amend the 2009-2010 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 2009-2010 General Fund Budget as indicated on the attached list of accounts.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 600-09, adopted.

8. Your Committee on Finance has had under consideration Resolution No 601-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 601-09: "Authorizing the Finance Director to amend the 2009-2010 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 2009-2010 Coal Severance Budget as indicated on the attached list of accounts.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 601-09, adopted.

9. Your Committee on Finance has had under consideration Resolution No 602-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 602-09: "Authorizing the Mayor to enter into an Agreement with Garcie R. Marker & Sons, in the amount of \$471,710, for the Concrete Curb and Sidewalk project."

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 Garcie R. Marker & Sons, in the amount of \$471,710, for the Concrete Curb and Sidewalk project.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 602-09, adopted.

10. Your Committee on Finance has had under consideration Resolution No 603-09, and reports the same to Council with the recommendation that the committee report be

adopted.

Resolution No. 603-09: “Authorizing the Mayor to sign Change Order No. 1 with Wiseman Construction Company, in the amount of \$34,156, for removal and replacement of deteriorated structural steel discovered following demolition of the west abutment wall of the Kanawha Boulevard Bridge Rehabilitation Project. The change order increases the contract price from \$389,358.95 to \$423,514.95.”

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 Wiseman Construction Company, in the amount of \$34,156, for removal and replacement of deteriorated structural steel discovered following demolition of the west abutment wall of the Kanawha Boulevard Bridge Rehabilitation Project. The change order increases the contract price from \$389,358.95 to \$423,514.95.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 603-09, adopted.

11. Your Committee on Finance has had under consideration Resolution No 604-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 604-09: “Authorizing the Mayor to sign Change Order No. 2 with Michael Baker, Jr., Inc., in the amount of \$41,579, for a NACE certified professional painting inspector for the Kanawha Boulevard Bridge Cleaning and Painting project. Change Order No. 2 increases the Baker contract price for Engineering Consulting Services/Phase 2, Bridges, from \$254,807 to \$296,386.”

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 Michael Baker, Jr., Inc., in the amount of \$41,579, for a NACE certified professional painting inspector for the Kanawha Boulevard Bridge Cleaning and Painting project. Change Order No. 2 increases the Baker contract price for Engineering Consulting Services/Phase 2, Bridges, from \$254,807 to \$296,386.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 604-09, adopted.

12. Your Committee on Finance has had under consideration Resolution No 605-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 605-09: “Authorizing the Mayor to sign and submit FY 2009 Community Participation Program grant information sheets and all related documents for the East End Community Association, Project No. 09LEDA0252, in the amount of

\$1,000.”

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

That the Mayor is hereby authorized and directed to sign and submit FY 2009 Community Participation Program grant information sheets and all related documents for the East End Community Association, Project No. 09LEDA0252, in the amount of \$1,000.

The question being on the adoption of the Resolution a roll call was taken and there were; yeas-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury,

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 605-09, adopted.

13. Your Committee on Finance has had under consideration Resolution No 606-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 606-09 – “Authorizing the renewal and restructuring of a Lease with the Kanawha County Board of Education (a copy of which is attached hereto) for continued use of space in the Martin Luther King Community Center to conduct Head Start programs, said authorization being granted by Resolution pursuant to the Municipal Code of the City of Charleston Chapter 3, Article II, Section 3-12.”

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLESTON, WEST VIRGINIA, that the Mayor is hereby authorized to execute a renewal Lease with the Kanawha County Board of Education for continued use of space in the Martin Luther King Community Center to conduct Head Start programs.”

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 606-09, adopted

14. Your Committee on Finance has had under consideration Resolution No 607-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 607-09: “Authorizing the Mayor to enter into a Memorandum of Understanding (MOU) with the Kanawha County Board of Education relating to the property adjacent to the new West Side Elementary School. This MOU sets forth the general intent of the City and the Board with respect to the proposed joint development and use of adjacent properties located in the City and currently owned by the Board, CSX, and the City related to the construction and use of a school, a rails-to-trails feature, and green space. It is agreed that property currently owned by CSX but under

negotiations to be purchased by the City, property owned by the City known as Georgia Street but currently undeveloped, and property owned by the Board will be part of a joint use development.”

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 Memorandum of Understanding (MOU) with the Kanawha County Board of Education relating to the property adjacent to the new West Side Elementary School. This MOU sets forth the general intent of the City and the Board with respect to the proposed joint development and use of adjacent properties located in the City and currently owned by the Board, CSX, and the City related to the construction and use of a school, a rails-to-trails feature, and green space. It is agreed that property currently owned by CSX but under negotiations to be purchased by the City, property owned by the City known as Georgia Street but currently undeveloped, and property owned by the Board will be part of a joint use development.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 607-09, adopted

15. Your Committee on Finance has had under consideration Resolution No 608-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 608-09: “Authorizing the City Manager to submit an application for the ARRA Assistance to Firefighters Fire Station Construction Grant for funding to build a new fire station and/or improve one or more existing stations.”

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

That the City Manager is hereby authorized and directed to submit an application for the ARRA Assistance to Firefighters Fire Station Construction Grant for funding to build a new fire station and/or improve one or more existing stations.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 608-09, adopted

16. Your Committee on Finance has had under consideration Resolution No 609-09, and reports the same to Council with the recommendation that the committee report be adopted.

Resolution No. 609-09: “Authorizing the Mayor or City Manager to enter into a contract with GAI Consultants, Inc. for Designing and Engineering Services Relating to the Schoenbaum Stage, in the amount of \$59,000.”

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

That the Mayor or City Manager is hereby authorized to enter into a contract with GAI Consultants, Inc. for Designing and Engineering Services Relating to the Schoenbaum Stage, in the amount of \$59,000.

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 609-09, adopted

17. Your committee on Finance has had under consideration a Purchase of various classes and sizes of aggregate on an as needed basis from Martin Marietta Aggregates at prices listed on the attached tabulation sheet. The aggregate will be used by the Street Department for projects undertaken throughout fiscal year 2009-2010. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies (FY 2009-2010) , 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.

18. Your committee on Finance has had under consideration a Purchase of Bituminous Concrete (asphalt) on an as needed basis from West Virginia Paving at \$59.50 per ton for Wearing Course Material Type 1; and \$55.50 per ton for Patching and Leveling Material Type 1. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies (FY 2009-2010), 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.

19. Your committee on Finance has had under consideration a bid submitted by Arrow Concrete for purchase of Portland Cement Concrete to be used by the Street Department on an as needed basis at prices listed on the attached tabulation sheet. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies (FY 2009-2010) , 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.

20. 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 \$62.60 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. 001-750-00-000-3-359, 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.

21. Your committee on Finance has had under consideration a bid submitted by Sherwin-Williams Co., in the amount of \$27,769.50, for purchase of 2750 gallons of yellow traffic marking paint (\$17,655.00); and 1650 gallons of white traffic marking paint (\$10,114.50) to be used by the Street Department in striping City streets. To be charged to Account No. 001-750-00-000-3-341, Street—Materials & Supplies, 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, 2009.

Received and Filed

ROLL CALL

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

The question being on the passage of the Bill a roll call was taken and there were; yeas-25, absent -3, as follows:

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

ABSENT: Burton, Ealy, Salisbury

At 7:55 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, July 20, 2009, at 7:00 p.m.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk

