**JOURNAL**

**OF THE**

**COUNCIL**

**CITY OF CHARLESTON**

**WEST VIRGINIA**

**NOVEMBER 19, 2012**

**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 19th DAY, IN THE YEAR 2012, 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 GWHS VOLLEYBALL TEAM.**

**BURKA BURTON CLOWSER DAVIS DENEAULT DODRILL**

**EALY HAAS HARRISON**

**KIRK LANE MILLER**

**MINARDI NICHOLS PERSINGER**

**RICHARDSON RUSSELL**

**SALISBURY SHEETS SMITH**

**SNODGRASS STAJDUHAR TALKINGTON**

**WARE WEINTRAUB WHITE**

**MAYOR JONES**

**WITH 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. Debra Payne - RCCR

***CLAIMS***

1. A claim of Lisa Shaffer, 801 Coal Fork Dr., Charleston, WV; alleges damage to vehicle.

Refer to City Solicitor.

2. A claim of Justin Michael Lee Whittinger, 85 Freehold Lane., Charleston, WV; alleges damage to vehicle.

Refer to City Solicitor.

3. A claim of Susan Braley, 11613 Charleston Rd., Charleston, WV; alleges damage to vehicle.

Refer to City Solicitor.

***COMMUNICATIONS***

*The Mayor read the Public Hearing:*

After duly being published as required, I now declare the floor open for a Public Hearing

on Bill No.  7549- A Bill approving the transfer of control of the cable television

franchise and cable television system now held by Cebridge Acquisition, LLC dba

Suddenlink Communications (“Suddenlink”) to Nespresso Acquisition Corporation

(“Nespresso”).

The Chair sees no one from the public.

The Chair hears no one from the public.

The Mayor declared the Public Hearing on Bill No. 7549 Closed.

*The Clerk read the Proclamation:*

EXECUTIVE DEPARTMENT

CITY OF CHARLESTON

PROCLAMATION

By the Mayor

WHEREAS: The City of Charleston believes that small businesses are the backbone of our economy and the glue that holds communities together; and

WHEREAS: According to the United States Small Business Administration, the 28 million small businesses in the United States represent more than 99 percent of American companies, create two-thirds of the net new job growth in America and generate half of private gross domestic product; and

WHEREAS: Small businesses employ one half of employees in the private sector in the United States; and

WHEREAS: Public opinion surveys show that 93 percent of U.S. consumers believe it’s important to support the local small businesses that they value in their community and 89 percent agree that locally-owned, independent businesses contribute positively through taxes and jobs ; and

WHEREAS: Charleston, West Virginia supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and

WHEREAS: Advocacy groups and public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday as a way to promote small businesses and encourage people to support them; and

NOW THEREFORE, I, Danny Jones, Mayor of the City of Charleston, do hereby proclaim the 24th day of November, 2012, as

SMALL BUSINESS SATURDAY

in Charleston, West Virginia, and urge the residents of our community, and communities across the country to support small businesses and merchants on Small Business Saturday – and throughout the year.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 16th day of November 2012.

*The Clerk Read the Bill Withdraw Memorandum:*

***MISCELLANEAOUS RESOLUTIONS***

Resolution No. 232-12

Introduced in Council

November 19, 2012

John Miller, Mary Jean Davis, Brent Burton, Tom Lane, Jack Harrison, Sam Minardi, Courtney Persinger, Bobby Reishman, Susie Salisbury

WHEREAS: At the Charleston Civic Center on November 10, 2012, the George Washington High School Volleyball team defeated Musselman High School in three straight games to win the West Virginia Class AAA Championship; and

WHEREAS: Guided by Head Coach Missy Smith and coaches Tom Raker and Dan Shreve, the GWHS Patriots completed their championship season with a record of 47 matches won, 10 lost and three tied; and

WHEREAS: The championship round avenged a lost match to Musselman a month before, and following that loss, the GWHS volleyball team rode a wave of 28 wins and three loses to the State Championship, including eight straight wins to finish the season; and

WHEREAS: The team was led on the court by co-captains Sarah Arthur, who set a school record in digs, all-time team assist leader Sydney Downey, and All-State middle hitter Hannah Shreve, who will be continuing to play volleyball at West Virginia University; and

WHEREAS: In addition to the three senior co-captains, the Patriots’ championship volleyball team included nine other seniors: Brooke Deardorff, Alexis Mourier, Leslie Gilmore, Jordan Wittekind, Casey Rollins, and Eva Roberts; and three juniors: Tori Strong, Jessica Sayre and MacKayla Boggs; and

WHEREAS: With Hannah Shreve, Sydney Downey and Alexies Mourier named as standouts on the All-Tournament Team, this 2012 championship victory marked the first time GW High School had played in the WVSSAC Volleyball Finals since the 2006 team won it all.

Therefore be it resolved by The Council and Mayor of The City of Charleston,

West Virginia:

That we, the elected leaders of Charleston, congratulate the players and coaches of George Washington High School’s Volleyball team for winning the West Virginia Volleyball Championship in 2012 and commend them for all of their accomplishments as outstanding student athletes and leaders.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the the street name approved.*

***CABLE TELEVISION COMMITTEE***

Council person Jack Harrison, Chairperson of the Council Committee on Cable Television, submitted the following reports.

1. Your Committee on Cable Television has had under consideration Bill No. 7549, and reports the same to Council with the recommendation the Bill do pass .

Bill No.   7549 -- A Bill (a) approving the transfer of control of the cable television franchise and cable television system now held by Cebridge Acquisition, LLC dba Suddenlink Communications (“Suddenlink”) to Nespresso Acquisition Corporation (“Nespresso”).

WHEREAS, Suddenlink is the present holder of a non-exclusive cable television franchise that was originally granted by the City of Charleston, WV (“City”), as set forth in Bill No. 4370, Committee substitute dated November 7, 1988, and renewed by Bill No. 6610 as Amended and adopted by Council on October 4, 1999 (the “Franchise”) and transferred to Suddenlink by Bill No. 7214 as Amended and adopted by Council on July 3, 2006 and subsequently renewed by Bill No. 7229, Committee Substitute and adopted by Council on October 2, 2006, and again renewed until October 3, 2016, by Bill No. 7501 adopted by Council on November 21, 2011; and

WHEREAS, Cequel Communications Holdings, LLC (‘Cequel”), the parent of Suddenlink, has entered into a Purchase and Sale Agreement (“the Agreement”) with Nespresso wherein all of Cequel’s issued and outstanding equity interests will be acquired by Nespresso, including the cable television system (“System”) and the Franchise, (the “Transaction”); and

WHEREAS, Cequel and Nespresso (collectively the “Companies”) have requested the consent of the City to the transfer of control of the Franchise and System in accordance with the requirements of the Franchise and applicable law and have filed with the City an application for consent to transfer of control of cable television franchise on FCC Form 394 that includes information concerning the Transaction and legal, technical and financial qualifications of Nespresso (“Application”); and

WHEREAS, if the transfer of control is approved by the City, Nespresso will be the holder all of the equity interests of Cequel and will have ultimate control of Suddenlink as of the date of the Transaction (“Closing Date”); and

WHEREAS, the City has reviewed the Application, and examined the legal, financial and technical qualifications of Nespresso that were submitted with the Application; and

WHEREAS, the City has followed all required procedures to consider and act upon the Application, and considered the comments of all interested parties at an administrative hearing held on November 14, 2012, as well as a hearing on this ordinance on November 19, 2012 (collectively, the “Public Hearings”); and

WHEREAS, Section 2-8 of Bill No. 4370, Committee Substitute, requires Council approval for transfers which approval shall not be unreasonably withheld; and

WHEREAS, it is in the public interest to maintain continuous Cable Television service within the City; and

WHEREAS, the Public Hearings did not produce substantial public opposition to the transfer of control; and

WHEREAS, the City believes it is in the interest of the community to approve the transfer of control of the Franchise and the System to Nespresso.

NOW THEREFORE BE IT ORDAINED;

That with respect to and in accordance with the provisions of *West Virginia Code* §24D-1-12, and Bill No. 4370, Committee Substitute dated November 7, 1998 and Bill No. 6610 as Amended and adopted by Council on October 4, 1999, and Bill No. 7214 as Amended and adopted by Council on July 3, 2006 (the “Ordinances”), City hereby approves the transfer of control of the Franchise and the System related thereto to Nespresso as follows:

SECTION 1. The City hereby approves the transfer of control of the Franchise and System to Nespresso without approval of the terms of the Transaction, all in accordance with the terms of the Franchise and applicable law.

SECTION 2. The City’s approval of the Application and its consent to the transfer of control of the Franchise and the System to Nespresso shall take effect immediately upon enactment or as otherwise required by law.

SECTION 3. Suddenlink shall notify the City of the closing of the Transaction promptly after the Closing Date; provided however, this Ordinance shall be null and void if the Transaction is not consummated.

*The Mayor referred the Bill to Finance Committee of Council.*

*2.* Your Committee on Planning has had under consideration a request to name a private street located off of Bench Road to Malta Lane attached hereto and made a part thereof. Your Committee finds the request complies with the E911 Addressing Regulations and reports the same to Council with the recommendation that the street named Malta Lane be approved.

*The question being on the passage of the Bill. A roll call was taken and there were; yeas –26, absent -1, nay – 1, as follows:*

*YEAS: Burka, Burton, Clowser, Davis, Deneault,Dodrill, Ealy, Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger,Richardson, Russell, Salisbury, Smith, Snodgrass,Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Reishman*

*NAY: Sheets*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7549, passed.*

*FINANCE*

Council person Bobby Reishman, Chairperson of the Council Committee on Finance, submitted the following reports.

1. Your Committee on Finance has had under consideration Resolution No 221-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 221-12 : “Authorizing the Finance Director to amend FY 2012-2013 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 FY 2012-2013 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: Burka, Burton, Davis, Dodrill, Ealy, Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Russell, Salisbury, Sheets, Smith, Snodgrass,Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Clowser, Deneault, Richardson*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 221-12, adopted.*

2. Your Committee on Finance has had under consideration Resolution No 222-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 222-12 : “Authorizing the Mayor to receive and administer funds from the West Virginia State Police Commission on Drunk Driving Prevention in the amount of $15,000 for the purpose of conducting DUI checkpoints and road patrols.”

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 State Police Commission on Drunk Driving Prevention in the amount of $15,000 for the purpose of conducting DUI checkpoints and road patrols.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 222-12, adopted.*

3. Your Committee on Finance has had under consideration Resolution No 223-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 223-12 : “Authorizing the Mayor or City Manager to enter into a Lease Agreement with Komax Business Systems for the leasing of copiers for various City departments, at a cost not to exceed $5,800 per month for a 60-month period. The Lease includes an upgraded unit for the departments under the original contract and adding nine (9) additional departments to the Lease for copiers at the rates set forth on the attached list.”

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 a Lease Agreement with Komax Business Systems for the leasing of copiers for various City departments, at a cost not to exceed $5,800 per month for a 60-month period. The Lease includes an upgraded unit for the departments under the original contract and adding nine (9) additional departments to the Lease for copiers at the rates set forth on the attached list.”

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 223-12, adopted.*

4. Your Committee on Finance has had under consideration Resolution No 224-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 224-12 : “Authorizing the Mayor or City Manager to sign Change Order No. 2, in the amount of $13,250.00, with Amherst Madison for modifications to the scope of work for the Haddad Riverfront Park Boat Dock. The modifications require the manufacture and installation of an additional 5’ x 8’ section of ramp, replacement of one of the 15’9” gangways with a shorter gangway, and driving of an additional piece of 6” pile. This change order also calls for an extension to the contract of 14 days, or approximately to December 7, 2012. Change Order No. 2 increases the contract price from $563,175.00 to $576,425.00.”

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 sign Change Order No. 2, in the amount of $13,250.00, with Amherst Madison for modifications to the scope of work for the Haddad Riverfront Park Boat Dock. The modifications require the manufacture and installation of an additional 5’ x 8’ section of ramp, replacement of one of the 15’9” gangways with a shorter gangway, and driving of an additional piece of 6” pile. This change order also calls for an extension to the contract of 14 days, or approximately to December 7, 2012. Change Order No. 2 increases the contract price from $563,175.00 to $576,425.00.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 224-12, adopted.*

4. Your Committee on Finance has had under consideration Resolution No 225-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 225-12 : “Authorizing the Mayor or City Manager to enter into an Agreement with Michael Baker, Jr., Inc. for Phase V and VI, Modification “B”, for Engineering Services to the Long Term Storm Water Comprehensive Plan (LTSWCP) Project, in an amount not to exceed $723,400, subject to final review and approval by legal counsel for the City.”

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 Michael Baker, Jr., Inc. for Phase V and VI, Modification “B”, for Engineering Services to the Long Term Storm Water Comprehensive Plan (LTSWCP) Project, in an amount not to exceed $723,400, subject to final review and approval by legal counsel for the City.

The scope of services for Phase V and VI are as follows:

Phase V – Storm Sewer Network

Task 1 – Finalize Storm Inlet, Manhole, and Outfall Layer and Develop Storm Sewer

Pipe Connectivity

Task 2 – Capture Additional Inlets, Manholes, and Traffic Signs in Alleyways

Task 3 – Develop Storm Water Infrastructure Website for Data Review

Task 4 – Provide Storm Water Modeling Services

Task 5 – Review Charleston Sanitary Board Sewer Data and Develop Accuracy and

Findings Report

Phase VI – Storm Water Structures

Task 1 – Map Storm Water Structures

Task 2 – Recommend Hardware and Develop Software to Implement Automated

Processes

Task 3 – Develop Map Template and Plotting Application

Task 4 – Develop Storm Water Standard Operating Procedures (SOPs) for Storm

Water Department

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 225-12, adopted.*

5. Your Committee on Finance has had under consideration Resolution No 226-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 226-12 : “Approving settlement of pending litigation, captioned *Ludie Perdue v. City of Charleston, West Virginia,* Civil Action No. 2:11-1011, U.S. District Court for the Southern District of West Virginia, Judge Joseph R. Goodwin, in the amount of $48,000.00 and authorizing the Mayor or his designee to execute any documents necessary to consummate the full settlement and dismissal of the pending civil action in exchange for a full release by Plaintiff of all claims stemming from an October 21, 2010 incident.

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

That the City Council for the City of Charleston hereby approves settlement of pending litigation, captioned *Ludie Perdue v. City of Charleston, West Virginia,* Civil Action No. 2:11-1011, U.S. District Court for the Southern District of West Virginia, Judge Joseph R. Goodwin, in the amount of $48,000.00, and hereby authorizes the Mayor or his designee to execute any documents necessary to consummate the full settlement and dismissal of the pending civil action in exchange for a full release by Plaintiff of all claims stemming from an October 21, 2010 incident.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 226-12, adopted.*

5. Your Committee on Finance has had under consideration Bill No.7546, and reports the same to Council with the recommendation that the Bill do pass.

Bill No. 7546 : “ORDINANCE WITH RESPECT TO THE DEDICATION OF THAT CERTAIN PRIVATE DRIVE KNOWN AS “ABBEY DRIVE” AS A CITY STREET INTO THE CITY OF CHARLESTON, WEST VIRGINIA; AUTHORIZING CONSTRUCTION, REPAIR, GRADING OR REGRADING, PAVING OR REPAVING, SURFACING OR RESURFACING, CURBING OR RECURBING “ABBEY DRIVE” UPON DEDICATION AS A CITY STREET; AUTHORIZING AND APPROVING A SPECIAL ASSESSMENT PURSUANT TO WEST VIRGINIA CODE § 8-18-1 *ET SEQ.* FOR REPAIR OF ABBEY DRIVE; AND AUTHORIZING THE TAKING OF ACTIONS RELATED THERETO.

WHEREAS, The City of Charleston, West Virginia (“City”) has the plenary power to own real property as public roads or public right of ways; and

WHEREAS, the City also has the responsibility of maintaining roads and right of ways that are for use by the public and to improve the same pursuant to W. Va. Code § 8-12-5; and

WHEREAS, the cul de sac of Abbey Drive (“Abbey Drive”) as set forth on the drawing attached hereto as Exhibit A, is a private road, but is used by the public as a public road; and

WHERAS, Abbey Drive is within the municipal limits of the City; and

WHEREAS, Abbey Drive is the entrance for driveways for three abutting landowners (the “Abutting Landowners”), all of whom are residents of the City and whose homes are located within the municipal limits; and

WHEREAS, the Abutting Landowners pay refuse fees, fire fees, and emergency services fees to the City and, therefore, are entitled to such services; and

WHEREAS, Abbey Drive is currently in an unsafe condition and in need of repair for the benefit of the general public and in order for the City to provide proper service to the residents of Abbey Drive, including, but not limited to, the safe entry and exit of trash trucks, fire trucks, ambulances, and other public service vehicles; and

WHEREAS, upon review and recommendation by the City Engineer, a drainage easement needs to be added beside and under Abbey Drive as indicated in Exhibit A, for proper water drainage within the municipal limits of the City and the City has no such easement at this time; and

WHEREAS, based on communications between the Abutting Landowners and the City, the Abutting Landowners are amenable to permitting the necessary easements for said drainage for the benefit of the City; and

WHEREAS, the City desires to dedicate Abbey Drive as a City street and reconstruct and repair said street to avoid any safety hazards to the general public or to City employees providing City services to the City residents of Abbey Drive; and

WHEREAS, the City intends to assess Abutting Landowners for the City’s estimated out-of-pocket portion of the cost of the repairs as authorized by W. Va. Code

§ 8-18-1 *et seq.*

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

Section 1. The City, having published notice as required by the City Code and receiving no written protests, hereby dedicates Abbey Drive as a public street of the City of Charleston, West Virginia and does hereby assume all maintenance and repair of Abbey Drive; and

Section 2. The street shall remain named Abbey Drive; and

Section 3. The City finds it necessary and convenient to permanently improve Abbey Drive and adopts this ordinance without petition from abutting property owners but upon its own action and with no less than three-fourths of the members of city Council affirmatively voting for the improvements; in accordance with W. Va. Code § 8-18-2; and

Section 4. The City shall assess the sole Abutting Landowners, David Gilmore, Ronald and April Bowe, and Craig and Wendy O’Dell, pursuant to W. Va. Code

§ 8-18-1 *et seq.*, in the amount of Ten Thousand Six Hundred and Sixty Six Dollars and Sixty Seven Cents ($10,666.67) each, for a total assessment of Thirty Two Thousand Dollars ($32,000.00), representing the estimated out-of-pocket expense of City for the repair of Abbey Drive, and the remainder of the work associated with the reconstruction, repair and storm sewer construction will be conducted by City, including, but not limited to, demolition of existing roadway and provision of materials and services necessary for construction of a storm sewer for proper drainage beside and under Abbey Drive; and

Section 5. Proper notice, in accordance with W. Va. Code § 8-18-3 has been given to the Abutting Landowners with affidavits of publication and certificates of mailing cards attached hereto as Exhibits B and C respectively; and

Section 6. The City Engineer shall prepare plans, specifications and cost estimates, in accordance with W. Va. Code § 8-18-4 and submit to City Council for approval by resolution; and

Section 7. Based on communications between the Abutting Landowners and City, the Abutting Landowners have agreed to the assessment set forth herein and to the payment of said assessment prior to the reconstruction and repair work, and shall submit the assessed amount to the treasurer of the City within twenty (20) days of the passage of this Ordinance; and

Section 8. The City shall not begin reconstruction and repair of Abbey Drive until receipt of all assessments set forth herein from the Abutting Landowners. In the event that all assessment money is not received, the City may, at its option, not reconstruct or repair Abbey Drive and shall consider the dedication of said street null and void.

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

*YEAS: Burka, Burton, Davis, Dodrill, Ealy, Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Russell, Salisbury, Sheets, Smith, Snodgrass,Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Clowser, Deneault, Richardson*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Bill No. 7546 passed*

**REPORTS OF OFFICERS**

1. Report of the City of Charleston Financial Statements for the Three-Month period ended September 30, 2012.

Received and Filed.

**NEW BILLS**

Introduced by Council members Mary Jean Davis and Robert Sheets on November 5, 2012:

Bill No. 7547 – A Bill 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 an C-4 district to a C-8 district, that certain parcel of land situate at 400 Washington Street East, Charleston, West Virginia.

Refer to Municipal Planning Commission and Planning Committee.

Introduced by Council member Shannon Snodgrass on November 5, 2012:

Bill No. 7548- A Bill 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 an R-6 district to a C-10 district, that certain parcel of land situate at 1505 Rutledge Road, Charleston, West Virginia.

Refer to Municipal Planning Commission and Planning Committee.

Introduced by Council member Jack Harrison on November 5, 2012:

Bill No.   7549 -- A Bill (a) approving the transfer of control of the cable television franchise and cable television system now held by Cebridge Acquisition, LLC dba Suddenlink Communications (“Suddenlink”) to Nespresso Acquisition Corporation (“Nespresso”).

Refer to Council Committee on Cable Television.

Introduced by Council member Bobby Haas on November 5, 2012:

Bill No.   7550 A Bill to establish a 20 MPH Speed Limit on Lilly Drive 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.

Refer to Streets and Traffic Committee.

**ROLL CALL**

*The Clerk called the roll:*

*YEAS: Burka, Burton, Davis, Dodrill, Ealy, Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Russell, Salisbury, Sheets, Smith, Snodgrass,Stajduhar, Talkington, Ware, Weintraub, White, Mayor Jones.*

*ABSENT: Clowser, Deneault, Richardson*

At 7:25 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, November 19, 2012, at 7:00 p.m.

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Danny Jones, Honorable Mayor

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James M. Reishman, City Clerk