**JOURNAL**

**OF THE**

**COUNCIL**

**CITY OF CHARLESTON**

**WEST VIRGINIA**

**JUNE 4, 2012**

 **THE COUNCIL MET IN CHAMBERS OF THE CITY BUILDING AT 7:00 P.M., FOR THE FIRST MEETING IN THE MONTH OF JUNE ON THE 4TH 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 DODRILL.**

 **BURKA BURTON CLOWSER DAVIS DENEAULT DODRILL**

**EALY HAAS HARRISON**

**KIRK LANE MILLER**

**MINARDI NICHOLS PERSINGER**

**REISHMAN RICHARDSON**

 **SHEETS SMITH**

**SNODGRASS STAJDUHAR TALKINGTON**

 **WEINTRAUB WHITE**

**MAYOR JONES**

**WITH 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***

1. Anthony Fizer

2. Russ Young

3. Larry Groce

***CLAIMS***

1. A claim of Vicki Moore, 4623 Venable Ave., Charleston, WV; alleges damage to vehicle.

Refer to City Solicitor.

***PUBLIC HEARING***

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. 7525 - A bill to amend Chapter 22, Article II, Division 1 of the Code of the City of

Charleston, and to amend Chapter 22, Article II, Division 2, Section 22-64 of the Code of the

City of Charleston, updating procedures and pricing for operations of the Spring Hill Cemetery

Park.

IS THERE ANYONE FROM THE PUBLIC WHO WOULD LIKE TO SPEAK.

I NOW DECLARE THE PUBLIC HEARING ON BILL NO. 7525 CLOSED.

***COMMUNICATIONS***

**TO: JAMES REISHMAN**

 **CITY CLERK**

**FROM: DANNY JONES**

 **MAYOR**

**RE: HUMAN RIGHTS COMMISSION**

**DATE: JUNE 4, 2012**

I recommend that Bruce Severino, 1416 Lee Street, Charleston, WV 25301, be appointed to the Human Rights Commission, with an initial term to expire June 30, 2015. He is replacing Mary Williams.

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

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the appointment confirmed.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the appointment confirmed.*

***PROCLAMATION***

EXECUTIVE DEPARTMENT

CITY OF CHARLESTON

PROCLAMATION

By the Mayor

WHEREAS: The YWCA Charleston was founded in West Virginia’s capital city in 1912 and has consistently led the way for social change to improve the lives of women and families ever since; and

WHEREAS: The YWCA Charleston has identified and responded to community needs by establishing programs for homeless women and families, victims of domestic violence and elder abuse, and low-income families seeking quality, affordable child care; and

WHEREAS: The YWCA Charleston provides crucial social services to thousands of children and adults in Charleston and has partnered with the City of Charleston to provide certain services to citizens of Charleston and the surrounding area toward meeting the needs of the greater community; and

WHEREAS: The YWCA Charleston continues to work diligently to advance its mission of eliminating racism, empowering women and promoting peace, justice dignity and freedom for all; and

WHEREAS: The City of Charleston supports the mission and efforts of the YWCA Charleston and recognizes the valuable contributions of its staff, volunteers and supporters today and over the past century of service.

 NOW THEREFORE, I, Danny Jones, Mayor of the City of Charleston, do hereby recognize 2012 as the

CENTENNIAL ANNIVERSAY

OF THE YWCA CHARLESTON

and encourage all citizens of Charleston to recognize the valuable contributions of the YWCA to our community over the past 100 years

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 4th day of June 2012.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 DANNY JONES, MAYOR

***PLANNING***

Councillperson Mary Jean Davis, Chairperson of the Council Committee on Planning, submitted the following reports.

1. Your Committee on Planning has had under consideration a stree renaming to change Sentz Court to Sentz Street attached here to and made a part therof.

Your Committee finds:

1. The proposed street name complies with the E911 Addressing Regulations; and

2. The requested change will not affect any mailing addresses.

And reports the same to Council with the recommendation that Sentz Court be renamed to Sentz Street.

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

***FINANCE***

Councillperson Robert Reishman, Chairperson of the Council Committee on Finance, submitted the following reports.

1. Your Committee on Finance has had under consideration Resolution No 146-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 146-12 : “Authorizing approval of the FY 2012-2013 Parking System Budget as indicated on the attached list of accounts.”

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

That the FY 2012-2013 Parking System Budget as indicated on the attached list of accounts, is hereby approved.

*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, Clowser, Davis, Deneault, Dodrill, Ealy,Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Sheets, Smith, Snodgrass,Stajduhar, Talkington, Weintraub,White, Mayor Jones.*

*ABSENT: , Russell, Salisbury, Ware*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resoltution No. 146-12.*

2. Your Committee on Finance has had under consideration Resolution No 147-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 147-12 : “Authorizing the Mayor to enter into an Agreement with J&J Emergency Vehicle Sales, in the amount of $295,470.00, for purchase of two (2) Road Rescue gasoline engine ambulances ($147,735.00 each) to be used by the Charleston Fire Department.”

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, in the amount of $295,470.00, for purchase of two (2) Road Rescue gasoline engine ambulances ($147,735.00 each) to be used by the Charleston Fire Department.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 147-12, adopted.*

3. Your Committee on Finance has had under consideration Resolution No 148-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 148-12 : “Authorizing the Mayor to enter into an Agreement with Amherst Madison for installation of a Boat Dock at Haddad Riverfront Park, in an amount up to $527,600, and reserving the option to accept Alternate No. 1 providing for the City to dispose of demolished materials for a deduction in costs of $12,000.”

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 Amherst Madison for installation of a Boat Dock at Haddad Riverfront Park, in an amount up to $527,600, and reserving the option to accept Alternate No. 1 providing for the City to dispose of demolished materials for a deduction in costs of $12,000.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 148-12, adopted.*

4. Your Committee on Finance has had under consideration Resolution No 149-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 149-12 : “Authorizing the Mayor or City Manager to sign Supplemental Agreement No. 1 with the West Virginia Department of Transportation, Division of Highways, relating to change of scope for State Project No. U320-KAN/AW-8.00 and Federal Project No. GSHP-2008 (053)D to re-name and re-purpose the project funds from Kanawha Trestle Trail to the Florida Street Revitalization Project for the construction of sidewalks on Florida Street beginning at Third Avenue and proceeding to Washington Street West. No additional funding will be awarded to perform this change in scope of work and all terms and provisions contained in the original Agreement dated June 25, 2009, shall remain in effect except as modified and/or altered by this Supplemental Agreement No. 1.”

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 Supplemental Agreement No. 1 with the West Virginia Department of Transportation, Division of Highways, relating to change of scope for State Project No. U320-KAN/AW-8.00 and Federal Project No. GSHP-2008 (053)D to re-name and re-purpose the project funds from Kanawha Trestle Trail to the Florida Street Revitalization Project for the construction of sidewalks on Florida Street beginning at Third Avenue and proceeding to Washington Street West. No additional funding will be awarded to perform this change in scope of work and all terms and provisions contained in the original Agreement dated June 25, 2009, shall remain in effect except as modified and/or altered by this Supplemental Agreement No. 1.”

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 149-12, adopted.*

5. Your Committee on Finance has had under consideration Resolution No 150-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 150-12 : “Authorizing the Finance Director to amend the 2011-2012 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 2011-2012 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, Clowser, Davis, Deneault, Dodrill, Ealy,Haas, Harrison, Kirk, Lane, Miller, Minardi, Nichols, Persinger, Reishman, Richardson, Sheets, Smith, Snodgrass,Stajduhar, Talkington, Weintraub,White, Mayor Jones.*

*ABSENT: , Russell, Salisbury, Ware*

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resoltution No. 150-12.*

6. Your Committee on Finance has had under consideration Resolution No 151-12, and reports the same to Council with the recommendation that the resolution be adopted.

Resolution No. 151-12 : “Authorizing the Mayor to enter into an Agreement with Tri-State Roofing & Sheet Metal Co., in the amount of $336,706.00, for materials, equipment and labor necessary for installation of the Mausoleum Roof at the Spring Hill Cemetery.”

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 Tri-State Roofing & Sheet Metal Co., in the amount of $336,706.00, for materials, equipment and labor necessary for installation of the Mausoleum Roof at the Spring Hill Cemetery.

*With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Resolution No. 151-12, adopted.*

7. A proposal submitted by WatchGuard Video, in the amount of $36,560, for purchase of six (6) in-car video camera systems to be installed in vehicles used by the Traffic Division of the Charleston Police Department. To be charged to Account No. 095-175-12-000-4-459, Police—F12HS-08 Grant*, a*nd 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, Municipal Court Financial Statements; May 2012.

Received and Filed.

2. Report of the City of Charleston Payroll Variance Analysis; April 2012.

Received and Filed.

**ROLL CALL**

*The Clerk called the roll:*

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

*ABSENT: , Russell, Salisbury, Ware*

At 7:36 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday,

June 18, 2012, at 7:00 p.m.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Danny Jones, Honorable Mayor

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

James M. Reishman, City Clerk