



**JOURNAL of the PROCEEDINGS
of the
CITY COUNCIL**

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Tuesday, January 21, 2014

at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

OFFICIAL RECORD

**Danny Jones
Mayor**

**James M. Reishman
City Clerk**

CALL TO ORDER

The Council met in the Chambers of the City Building at 7:00 P.M., for the second meeting in the month of January on the 21st day, in the year 2014, and was called to order by the Honorable Mayor, Danny Jones. The invocation was delivered by Councilman Harrison and the Pledge of Allegiance was led by Councilman Miller. The Honorable James M. Reishman, City Clerk, called the roll of members and it was found that there were present at the time:

**BURKA
DAVIS
EALY
HOOVER
LANE
NICHOLS
RICHARDSON
SHEETS
TALKINGTON
MAYOR JONES**

**BURTON
DENEALT
HAAS
KIRK
MILLER
PERSINGER
RUSSELL

WARE**

**CLOUSER
DODRILL
HARRISON
KNAUFF
MINARDI
REISHMAN
SALISBURY

WHITE**

With twenty-six members being present, the Mayor declared a quorum present.

Pending the reading of the Journal of the previous meeting, the reading thereof was dispensed with and the same duly approved.

PUBLIC SPEAKERS

1. Ric Cavendar – East End Main Street/Director – Spoke about the Rehydrate program for the East End businesses to help recover from the water crisis of 2014.
2. Stephanie Johnson- West Side Main Street/Director – Also spoke about a special program that encourages citizens to shop and eat in the West Side Neighborhood.
3. Michael Anania, 730 Amity Drive - Spoke about the Storm Water Drainage Problems in his neighborhood.

CLAIMS

1. A claim of Mary Anderson, 774 Amity Drive., Charleston, WV; alleges damage to vehicle.
Refer to City Solicitor.
2. A claim of Chad Val Strafford, 611 Fort Hill Drive, Charleston, WV; alleges damage to vehicle.
Refer to City Solicitor.

MISCELLANEOUS RESOLUTION

Resolution No. 405-14

Introduced in Council

January 21, 2014

Andy Richardson, Adam Knauff

WHEREAS: The City of Charleston and surrounding communities have experienced an unprecedented emergency associated with unsafe drinking water due to the recent chemical spill; and

WHEREAS: The resulting closures of businesses have resulted in reduced patronage of local employers during the water emergency and have adversely affected not only those businesses, but just as importantly, the employees who depend on this work for their daily livelihood; and

WHEREAS: This water emergency has had a particularly devastating impact on service sector employees in many restaurants, hotels, hair salons, laundry cleaners and other similar businesses that need to use water in their daily commercial activities; and

WHEREAS: In response to disruption of business and impact on service sector employees, several organizations and individuals have launched a number of initiatives to encourage people throughout our community to identify and patronize local businesses that have returned to conducting normal, safe services; and

WHEREAS: These initiatives include East End Main Street’s “Rehydrate” campaign, the West Side Main Street promotion, “Eat West, Shop West, Go West,” the grass roots effort to “Turn Up the Tips” to help servers make up some of the income they lost because of the water crisis, and the Charleston Area Alliance’s “#Back2BizCWV” campaign; and

WHEREAS: Restaurants in Charleston and the rest of the affected area have worked hard to reopen safely and to return to operations as quickly and effectively as possible, given the challenges they and their employees have faced over the past few weeks.

NOW, THEREFORE BE IT RESOLVED by the elected leaders of Charleston, that we do hereby proclaim the week of January 27 to February 1, 2014 to be

EAT LOCAL WEEK

In the City of Charleston as we encourage our citizens to support service sector businesses and employees toward reestablishing the economic viability of these enterprises and their employees in our city and beyond. We also commend the organizations and individuals associated with developing locally-driven initiatives to reinvigorate the local service economy of Charleston and the surrounding communities as we work together to recover from this water emergency.

Danny Jones, Mayor

Tom Lane, Council President

Councilman Richardson moved to approve the Resolution. Councilman Knaff seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 405-14 adopted.

REPORTS OF COMMITTEES

COMMITTEE ON FINANCE

Councilperson Robert Reishman, Chairperson of the Council Committee on Finance, submitted the following reports:

1. Your committee on Finance has had under consideration Resolution No. 400-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 400-14- Authorizing the Mayor to sign and submit all related documents for the change of scope for Community Participation Grant Program No. 13LEDA0480, West Virginia Humanities Council. The grant was initially awarded to be used for façade renovations and restoration to windows in the MacFarland-Hubbard House. The West Virginia Humanities Council requests a change in scope to apply the funds to address flooring restorations.”

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 all related documents for the change of scope for Community Participation Grant Program No. 13LEDA0480, West Virginia Humanities Council. The grant was initially awarded to be used for façade renovations and restoration to windows in the MacFarland-Hubbard House. The West Virginia Humanities Council requests a change in scope to apply the funds to address flooring restorations.

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 400-14 adopted.

2. Your committee on Finance has had under consideration Resolution No. 401-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 401-14 - Authorizing the Mayor or City Manager to sign Change Order No. 1 with Michael Baker Jr., Inc. to develop Storm Water Pollution Prevention Plans (SWPPP), in compliance with the City’s Storm Water Permit #WV0116025, for twenty-four (24) Municipal Industrial Sites not previously included in the Long Term Storm Water Comprehensive Plan, at a cost of \$89,100.00. The change order includes the option to identify and perform site assessments at ten (10) additional sites for costs up to \$11,500.00 to determine if a SWPPP is warranted for any particular site, with the total cost of this change order not to exceed \$100,600.00.”

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. 1 with Michael Baker Jr., Inc. to develop Storm Water Pollution Prevention Plans (SWPPP), in compliance with the City's Storm Water Permit #WV0116025, for twenty-four (24) Municipal Industrial Sites not previously included in the Long Term Storm Water Comprehensive Plan, at a cost of \$89,100.00. The change order includes the option to identify and perform site assessments at ten (10) additional sites for costs up to \$11,500.00 to determine if a SWPPP is warranted for any particular site, with the total cost of this change order not to exceed \$100,600.00.

*To be charged to Account No. 001-420-01-000-2-223, Engineering, Storm Water—
Professional Services*

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 401-14 adopted.

3. Your committee on Finance has had under consideration Resolution No. 402-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 402-14 - Authorizing the Mayor or City Manager to enter into an agreement with HealthSmart Preferred Care and Accel Networks providing for expanded network coverage in healthcare services for City employees at a cost of \$5.00 per employee per month. The agreement is for a one year period from January 1, 2014 to January 1, 2015, with automatic annual renewals unless a 60-day termination notice is given by either party.”

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 HealthSmart Preferred Care and Accel Networks providing for expanded network coverage in healthcare services for City employees at a cost of \$5.00 per employee per month. The agreement is for a one year period from January 1, 2014 to January 1, 2015, with automatic annual renewals unless a 60-day termination notice is given by either party.

Councilman Reishman moved to approve the Resolution. Councilman Lane seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 402-14 adopted. (Richardson – Abstain)

4. Your committee on Finance has had under consideration Resolution No. 404-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 404-14- Authorizing the Mayor to retain counsel to pursue claims in relation to the recent chemical spill.”

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

That the Mayor is hereby authorized and directed to retain counsel to pursue claims in relation the recent chemical spill.

Councilman Reishman moved to approve the Resolution. Councilman Deneault seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution 404-14 adopted. (Lane – Abstain, Ware- Abstain)

REPORTS OF OFFICERS

1. Report of the City of Charleston Payroll Variance Analysis; December 2013.
Received and Filed
2. City Treasurer’s Report to City Council Month Ending December 2013.
Received and Filed

ADJOURNMENT

The Honorable James M. Reishman, City Clerk, called the closing roll call:

YEAS: : Burka, Burton, Clowser Davis, Deneault, Dodrill, Ealy, Haas, Harrison, Hoover, Kirk, Knauff, Lane, Miller, Minardi, Nichols, Persinger, Richardson, Russell, Salisbury, Sheets, Talkington, Ware, White, Mayor Jones

ABSENT: Smith, Snodgrass

At 7:20 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, February 6, 2014, at 7:00 p.m., in the Council Chamber in City Hall.

Danny Jones, Honorable Mayor

James M. Reishman, City Clerk