



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

CITY OF CHARLESTON, WEST VIRGINIA

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Regular Meeting – Monday, May 19, 2014

at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

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**OFFICIAL RECORD**

**Danny Jones  
Mayor**

**James M. Reishman  
City Clerk**

***CALL TO ORDER***

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The Council met in the Chambers of the City Building at 7:00 P.M., for the second meeting in the month of May on the 19<sup>th</sup> day, in the year 2014, and was called to order by the Honorable Mayor, Danny Jones. The invocation was delivered by Councilman Lane and the Pledge of Allegiance was led by Councilman Ware. 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  
DENEULT  
HAAS  
KIRK  
MILLER  
PERSINGER  
  
SMITH  
WARE**

**CLOUSER  
DODRILL  
HARRISON  
KNAUFF  
MINARDI  
REISHMAN  
SALISBURY  
SNODGRASS  
WHITE**

With twenty-seven 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. Jewell Kirk of Charleston spoke about installing lights in her neighborhood.
2. Freda Bradley of Charleston asked if the City would cut weeds and high grass in front of her home.
3. Alisa Bailey of the Charleston Convention and Visitor's Bureau introduced the 2014 Tourism Ambassadors to Council.

**COMMUNICATIONS**

**TO: JAMES REISHMAN  
CITY CLERK**

**FROM: DANNY JONES  
MAYOR**

**RE: CIVIC CENTER BOARD**

**DATE: MAY 19, 2014**

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I recommend that Andrew B. Jordan, 1 Norwood Road, Charleston, WV 25314 to be reappointed to the Civic Center Board, with a said term to expire June 22, 2018.

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

Jack Harrison moved to approve the appointment, Tom Lane seconded the motion. With the majority of the voting being in the affirmative, the appointment was confirmed.

**TO: JAMES REISHMAN  
CITY CLERK**

**FROM: DANNY JONES  
MAYOR**

**RE: CIVIC CENTER BOARD**

**DATE: MAY 19, 2014**

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I recommend that Karen Haddad, 3011 Kanawha Avenue, Charleston, WV 25304 to be reappointed to the Civic Center Board, with a said term to expire June 22, 2018.

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

Jack Harrison moved to approve the appointment, Tom Lane seconded the motion. With the majority of the voting being in the affirmative, the appointment was confirmed.

**TO: JAMES REISHMAN  
CITY CLERK**

**FROM: DANNY JONES  
MAYOR**

**RE: CIVIC CENTER BOARD**

**DATE: MAY 19, 2014**

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I recommend that Kim Burton, 4504 Washington Avenue, Charleston, WV 25304 to be reappointed to the Civic Center Board, with a said term to expire June 22, 2018.

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

Jack Harrison moved to approve the appointment, Tom Lane seconded the motion. With the majority of the voting being in the affirmative, the appointment was confirmed.

## **CLAIMS**

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1. A claim of Joe Ballard, 1631 Ravinia Road, Charleston, WV; alleges damage to property.  
*Referred to City Solicitor.*
  
2. A claim of Deborah Burford, 521 Jacob Arbors Apt 616, Charleston, WV; alleges physical injury.  
*Referred to City Solicitor.*
  
3. A claim of Paul Dunn, 805 Carrol Road, Charleston, WV; alleges damage to property.  
*Referred to City Solicitor.*
  
4. A claim of Anna Gaynor, 158 Buna Vesta Drive, Elkview, WV; alleges damage to vehicle.  
*Referred to City Solicitor.*
  
5. A claim of William Roycroft, 533 Nancy Street, Charleston, WV; alleges damage to vehicle.  
*Referred to City Solicitor.*
  
6. A claim of Samuel Thomas, 803 West Ave., Charleston, WV; alleges damage to vehicle.  
*Referred to City Solicitor.*

## **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. 451-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 451-14 : “Authorizing the Mayor or City Manager to enter into an agreement with Moment Engineers, Inc., in the amount of \$38,450, for Engineering and Design Services Related to Comprehensive Evaluations for Structural Repairs to Municipal Parking Buildings No. 1 and No. 3.”

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 Moment Engineers, Inc., in the amount of \$38,450, for Engineering and Design Services Related to Comprehensive Evaluations for Structural Repairs to Municipal Parking Buildings No. 1 and No. 3.

In addition to the agreement with Moment Engineers for the above referenced services, the request for proposals also included a fee to be submitted by the contractor for structural repair services for Fire Station No. 3. The cost proposed by Moment Engineers for this service was \$8,960.00, for a total contract price of \$47,410.00 and will be considered for approval by the Finance Committee at tonight’s meeting.

*To be charged to the following accounts:*

*\$38,450.00 - Account No. 406-571-00-000-4-458—Parking, Capital Outlay*

*\$ 8,960.00 - Account No. 222-975-00-440-4-458—Facilities Maintenance Fund, Major Improvements*

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 451-14 adopted.

2. Your committee on Finance has had under consideration Resolution No. 452-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 452-14 : “Authorizing the Mayor or City Manager to enter into an agreement with Potesta & Associates, Inc., in an amount not to exceed \$21,550, to

complete a subsurface geotechnical exploration including site surveying and stability analysis associated with the failed slope between 1502 Grandview Drive and 1406 Gilbert Drive, and provide construction drawings for the slope rehabilitation design based on subsurface information encountered.”

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 Potesta & Associates, Inc., in an amount not to exceed \$21,550, to complete a subsurface geotechnical exploration including site surveying and stability analysis associated with the failed slope between 1502 Grandview Drive and 1406 Gilbert Drive, and provide construction drawings for the slope rehabilitation design based on subsurface information encountered.

*To be charged to Account No. 221-975-00-420-4-458, City Service Fee—Capital Projects*

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 452-14 adopted. Joe Deneault - ABSTAIN

3. Your committee on Finance has had under consideration Resolution No. 453-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 453-14 : “Authorizing the Mayor or City Manager to execute Change Order No. 2 with Garcie R. Marker & Sons for the Concrete Curb and Sidewalk Project – Summer 2013, in the amount of \$9,000.00, providing for curb and sidewalk replacement in the 400 Block of Beuhring Avenue, east side only, and the 200 Block of Beuhring Avenue, west side only. Change Order No. 2 increases the contract price for the project from \$340,200.00 to \$349,200.00.”

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 execute Change Order No. 2 with Garcie R. Marker & Sons for the Concrete Curb and Sidewalk Project – Summer 2013, in the amount of \$9,000.00, providing for curb and sidewalk replacement in the 400 Block of Beuhring Avenue, east side only, and the 200 Block of Beuhring Avenue, west side only. Change Order No. 2 increases the contract price for the project from \$340,200.00 to \$349,200.00.

*To be charged to Account No. 009-013-00-032-0-999, CDBG—Curb & Sidewalks*

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 453-14 adopted.

4. Your committee on Finance has had under consideration Resolution No. 454-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 454-14 : “Authorizing the Mayor to receive and administer funds from the West Virginia Department of Military and Public Safety in the amount of \$100,000.00 to purchase interoperable radios, Wi-Fi hotspot hardware/software, in-car cameras and SWAT equipment 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 Department of Military and Public Safety in the amount of \$100,000.00 to purchase interoperable radios, Wi-Fi hotspot hardware/software, in-car cameras and SWAT equipment for the Charleston Police Department.

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 454-14 adopted.

5. Your committee on Finance has had under consideration Resolution No. 455-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 455-14 : “Authorizing the Mayor or his designee to sign and submit a grant application to the Bureau of Justice Assistance in the amount of \$136,264.00 providing for the Charleston Police Department (\$93,690.00) and the Kanawha County Sheriff’s Department (\$42,574.00) to purchase weapon mounted lights, tasers, and funding for zero tolerance drug enforcement overtime.”

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

That the Mayor or his designee is hereby authorized and directed to sign and submit a grant application to the Bureau of Justice Assistance in the amount of \$136,264.00 providing for the Charleston Police Department (\$93,690.00) and the Kanawha County Sheriff’s Department (\$42,574.00) to purchase weapon mounted lights, tasers, and funding for zero tolerance drug enforcement overtime.

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 455-14 adopted.



6. Your committee on Finance has had under consideration Resolution No. 456-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 456-14 : “Authorizing the Mayor or his designee to sign and submit an application to the National Recreation and Park Association’s (NRPA) Building Better Communities Program in an amount up to \$150,000.00 for installation of a splash park at Magic Island.”

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

That the Mayor or his designee is hereby authorized and directed to sign and submit an application to the National Recreation and Park Association’s (NRPA) Building Better Communities Program in an amount up to \$150,000.00 for installation of a splash park at Magic Island.

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 456-14 adopted.

7. Your committee on Finance has had under consideration Resolution No. 457-14, and reports the same to Council with the recommendation that the resolution do pass.

Resolution No. 457-14 : “Authorizing the Mayor or his designee to sign and submit a grant application to the National Endowment for the Arts Challenge America Fast-Track for funds in the amount of \$10,000.00 for partial funding of planning efforts for the commissioning and placement of a public sculpture on the Charleston Town Center’s property in a visible, high-traffic location, which serves as a gateway to Downtown Charleston. FestivALL is providing a \$10,000.00 match for the project.”

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

That the Mayor or his designee is hereby authorized and directed to sign and submit a grant application to the National Endowment for the Arts Challenge America Fast-Track for funds in the amount of \$10,000.00 for partial funding of planning efforts for the commissioning and placement of a public sculpture on the Charleston Town Center’s property in a visible, high-traffic location, which serves as a gateway to Downtown Charleston. FestivALL is providing a \$10,000.00 match for the project.

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 457-14 adopted.

**REPORTS OF OFFICERS**

- 1 . City Treasurer's Report to City Council Month Ending April 2014.  
*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, Reishman, Richardson, Salisbury, Sheets, Smith, Snodgrass, Talkington, Ware, White, Mayor Jones.

ABSENT: Russell

At 7:21 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, June 2, 2014, at 7:00 p.m., in the Council Chamber in City Hall.

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Danny Jones, Honorable Mayor

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James M. Reishman, City Clerk