



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, July 16, 2018

at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

OFFICIAL RECORD

Danny Jones
Mayor

JB Akers
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 July on the 16th day, in the year 2018, and was called to order by the Honorable Mayor, Danny Jones. The invocation was delivered by Councilmember Harrison and the Pledge of Allegiance was led by Councilmember Overstreet. The Honorable Clerk, JB Akers, called the roll of members and it was found that there were present at the time:

BURKA**CHESTNUT****EALY****HARRISON****JONES****MINARDI****REISHMAN****TALKINGTON****CLOWSER****FAEGRE****HOOVER****KING****OVERSTREET****SNODGRASS****WARE****CEPERLEY****DAVIS****HAAS****IRELAND****SALISBURY****STEELE****MAYOR JONES**

With twenty-two 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. Kenya Burton – discussed land issues concerning low income homes

CLAIMS

1. A claim of Charles Cameron Frame, 1500 Kanawha Blvd E, Charleston, WV;
alleges damage to vehicle.
Refer to City Solicitor.
2. A claim of Linda Frame, 1405 Alexandra Place, Charleston, WV;
alleges damage to property.
Refer to City Solicitor.

COMMUNICATIONS

CITY OF CHARLESTON
OFFICE OF THE MAYOR



TO: J. B. AKERS
CITY CLERK

FROM: DANNY JONES
MAYOR

RE: CIVIC CENTER BOARD

DATE: JULY 16, 2018

I recommend that Andy Richardson, 445 Kessinger Road, Charleston, WV 25314, be appointed to the Civic Center Board, with an initial term to expire June 22, 2019. He is replacing Scott Miller.

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

DJ/blp

Councilmember Harrison moved to approve the appointment. Councilmember Ware seconded that motion. By unanimous vote, the appointment was confirmed.

MISCELLANEOUS RESOLUTIONS

1.

Resolution No. 079-18– A Resolution to certify the results as reflected by the attached Report and Certificate of Results as the official and correct returns and true results of the Primary Election held for the City of Charleston on the 8th day of May, two thousand and eighteen.

WHEREAS, the Board of Canvassers of the County of Kanawha, State of West Virginia, having carefully and impartially examined the returns of the Primary Election held in said county, in each district thereof, on the 8th day of May, 2018, do certify that the Report and Certificate of Results, attached hereto, as the official and correct returns and true results of the Primary Election.

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

"That the Council of the City of Charleston hereby adopts the Certificate of Results as reflected by the attached Report and Certificate of Results as the official and correct returns and true results of the Primary Election held for the City of Charleston on the 8th day of May, two thousand and eighteen."

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 079-18 adopted.

REPORTS OF COMMITTEES

COMMITTEE ON FINANCE

Councilmember Reishman, Chair of the Council Committee on Finance, submitted the following reports:

1. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 080-18 be adopted.

Resolution No. 080-18 - Authorizing approval of the FY 2018- 2019 Coal Severance 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 FY 2018- 2019 Coal Severance Fund Budget as indicated on the attached list of accounts is hereby approved.

Coal Severance Fund FY 2017-2018 Budget Amendment No. 1 - July 16, 2018

Account No.	Department	Account Description	Amount
002 299 00 0000	Revenue	Coal Severance Tax - Balance on Hand	(42,183)
002 000 00 000 5 566		Contributions to Other Funds	42,183

To recognize coal severance tax receivable to establish the beginning balance for FY 2019

Councilmember moved to approve the Resolution. Councilmember Ware seconded the motion. A roll call was taken:

YEAS: Burka, Ceperley, Chestnut, Clowser, Davis, Ealy, Faegre, Haas, Harrison, Hoover, Ireland, Jones, King, Minardi, Overstreet, Reishman, Salisbury, Snodgrass, Steele, Talkington, Ware, Mayor Jones

NAYS: NONE

ABSENT: Burton, Lane, Persinger, Richardson, Smith

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 080-18 adopted.

2. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 081-18 be adopted.

Resolution No. 081-18 - Authorizing approval of the FY 2018- 2019 Civic Center 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 2018- 2019 Civic Center Budget as indicated on the attached list of accounts is hereby approved.

Civic Center FY 2018-2019 Budget Amendment No. 1 - July 16, 2018

Account No.	Department	Account Description	Amount
402 358 00 0342	Civic Center Revenues	Trf In - Coal Severance Fund	(42,183)
402 358 00 0341	Civic Center Revenues	Trf In - General Fund - Debt Svc.	42,183

To true up sources of transfer-in revenues as a result of additional coal severance revenue.

Councilmember moved to approve the Resolution. Councilmember Ware seconded the motion. A roll call was taken:

YEAS: Burka, Ceperley, Chestnut, Clowser, Davis, Ealy, Faegre, Haas, Harrison, Hoover, Ireland, Jones, King, Minardi, Overstreet, Reishman, Salisbury, Snodgrass, Steele, Talkington, Ware, Mayor Jones

NAYS: NONE

ABSENT: Burton, Lane, Persinger, Richardson, Smith

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 081-18 adopted.

3. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 082-18 be adopted.

Resolution No. 082-18 - Authorizing approval of the FY 2018- 2019 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 FY 2018- 2019 General Fund Budget as indicated on the attached list of accounts is hereby approved.

General Fund FY 2018-2019 Budget Amendment No. 1 - July 16, 2018

Account No.	Department	Account Description	Amount
001 910 01 000 5 566	Civic Center Support	Debt Service	42,183
001 910 01 002 5 566	Civic Center Support	Operational Subsidy - Other	(42,183)
To re-classify certain Civic Center subsidies as a result of additional coal severance revenue			
001 975 00 412 4 459	City Manager	Capital Outlay - Equipment	66,000
001 976 00 706 4 459	Fire		174,000
001 977 00 750 4 459	Street		40,000
001 978 00 800 4 459	Refuse		878,000
001 297 0 800 4 459	Assigned Fund Balance		(1,158,000)
Manual Encumbrances - To adjust proper accounts in the FY2018-2019 Municipal Budget for those amounts included in a reserve for encumbrances.			
001 305 01 0000	Revenues	B & O Tax - Current Year	369,667
001 297 0	Non-Spendable Fund Balance		(369,667)
Restricted Fund Balances - To recognize funds restricted for Ball Park Debt Service.			
001 305 01 0000	Revenues	B & O Tax - Current Year	536,477
001 297 0	Non-Spendable Fund Balance		(536,477)
Nonspendable Fund Balance - To recognize nonspendable fund balances for Prepaid Insurance per GASB 54.			
001 412 00 000 2 223	City Manager	Professional Services	99,173
001 412 00 000 5 566	City Manager	Transfers to Other Funds	569,090
001 417 00 000 2 229	Legal	Other	600,000
001 297 0	Unassigned Fund Balance		(1,268,263)
Unassigned Fund Balances - To allocate the remaining unassigned fund balance			

Councilmember moved to approve the Resolution. Councilmember Ware seconded the motion. A roll call was taken:

YEAS: Burka, Ceperley, Chestnut, Clowser, Davis, Ealy, Faegre, Haas, Harrison, Hoover, Ireland, Jones, King, Minardi, Overstreet, Reishman, Salisbury, Snodgrass, Steele, Talkington, Ware, Mayor Jones

NAYS: NONE

ABSENT: Burton, Lane, Persinger, Richardson, Smith

With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 082-18 adopted.

- 4 Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 083-18 be adopted.

Resolution No. 083-18 - Authorizing the Mayor or City Manager to receive and administer \$15,000 from the WV State Police Commission on Drunk Driving Prevention for the purpose of DUI patrol and checkpoints.

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 receive and administer \$15,000 from the WV State Police Commission on Drunk Driving Prevention for the purpose of DUI patrol and checkpoints.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 083-18 adopted.

5. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 084-18 be adopted.

Resolution No. 084-18 - Authorizing the Mayor or City Manager to receive and administer \$135,857.00 from the Bureau of Justice Assistance for Charleston Police and Kanawha County Sheriff's Department to purchase in-car and body worn cameras (CPD) and crime scene documentation supplies (KCSD).

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 receive and administer \$135,857.00 from the Bureau of Justice Assistance for Charleston Police and Kanawha County Sheriff's Department to purchase in-car and body worn cameras (CPD) and crime scene documentation supplies (KCSD).

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 084-18 adopted.

6. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 085-18 be adopted.

Resolution No. 085-18 - Authorizing the Mayor or City Manager to receive and administer \$5,000 through the Kanawha County Commission for domestic violence crime investigation.

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 receive and administer \$5,000 through the Kanawha County Commission for domestic violence crime investigation.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 085-18 adopted.

7. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 086-18 be adopted.

Resolution No. 086-18 - Authorizing the Mayor to sign a Memorandum of Understanding with the Charleston Urban Renewal Authority for the donation of funds for Project West Invest Neighborhood Living at a minimum of three (3) Participants, one Police Officer and two teachers, One Hundred Fifty Thousand Dollars (\$150,000.00).

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

That the Mayor is hereby authorized to sign a Memorandum of Understanding with the Charleston Urban Renewal Authority for the donation of funds for Project West Invest Neighborhood Living at a minimum of three (3) Participants, one Police Officer and two teachers, One Hundred Fifty Thousand Dollars (\$150,000.00).

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 086-18 adopted.

PROJECT WEST NEIGHBORHOOD LIVING
Memorandum of Understanding

The Charleston Urban Renewal Authority ("CURA") and the City of Charleston ("City") enter into this Memorandum of Understanding ("MOU") effective upon signature by the agency representatives for all entities. The purpose of this MOU is to identify the roles, responsibilities and commitment of CURA and the City in support of PROJECT WEST NEIGHBORHOOD LIVING in Charleston, West Virginia.

WHEREAS, the Charleston Police Department ("CPD") has envisioned expanding the Project West Invest and desires to participate in the implementation of PROJECT WEST NEIGHBORHOOD LIVING as a multi-faceted strategy for deterring and reducing crime, promoting home ownership within Charleston, and promoting neighborhood revitalization on Charleston's West Side; and

WHEREAS, the City and CURA agree with the CPD that the presence of Charleston police officers and local school teachers residing in challenging neighborhoods, such as the West Side CURA Zone, will increase the sense of safety, security and community connection in those neighborhoods; and

WHEREAS, the City and CURA agree with the CPD that an increased sense of safety, security and community connection in a challenging neighborhood will foster neighborhood revitalization and promote an environment favorable to economic and social development; and

WHEREAS, the City and CURA are dedicated to providing incentives for Charleston police officers and Mary C. Snow school teachers to move into challenging neighborhoods;

NOW THEREFORE, CURA and the City hereby agree to the following:

1. PROJECT WEST NEIGHBORHOOD LIVING is a program designed to promote and provide incentives for Charleston police officers and Mary C. Snow teachers to live in Charleston's West Side to create a catalyst for positive change. Officers and teachers selected to participate in PROJECT WEST NEIGHBORHOOD LIVING ("Participant") will receive funding for the purchase of a home in Charleston's West Side CURA zone in the form of a forgivable loan in an amount up to Fifty Thousand Dollar (\$50,000.00). Additional funds for the purchase or repairs to, and/or renovation of, the home may also be made available through a third party lender.
2. The City shall establish a PROJECT WEST NEIGHBORHOOD LIVING Operating Fund (the "Fund"). City shall serve as the fiscal agent for the Fund and shall account separately for all receipts and expenditures related to PROJECT WEST NEIGHBORHOOD LIVING. City hereby acknowledges and certifies that the Fund shall not be used for political purposes; that the Fund shall not be used for any purpose other than the support of PROJECT WEST NEIGHBORHOOD LIVING; and that the Fund shall not be used for any purpose that would constitute an improper or illegal use under the Laws, rules, regulations or orders of the CPD, the City of Charleston, or the State of West Virginia. Any interest resulting from money in the Fund shall be used solely for PROJECT WEST NEIGHBORHOOD LIVING.
3. The City, through its Mayor's Office of Economic Development, shall administer the finances for PROJECT WEST NEIGHBORHOOD LIVING, including, but not limited to, loans, and shall file legal instruments requested by, or otherwise necessary to secure the financial interests of, entities providing funding to PROJECT WEST NEIGHBORHOOD LIVING including, but not limited to, liens against the properties purchased through PROJECT WEST NEIGHBORHOOD LIVING.
4. PROJECT WEST NEIGHBORHOOD LIVING shall utilize the existing Governing Board (the "Board") from Project West Invest that will advise and provide oversight for PROJECT WEST NEIGHBORHOOD LIVING. In the event there is no longer a Project West Invest Board, there will then be established a PROJECT WEST NEIGHBORHOOD LIVING Board that will be a minimum of seven (7) members. CURA shall designate one representative to serve on the Board. The City shall be represented on the Board by its Mayor or his designee, the Chief of Police or his designee, the Director of the Mayor's Office of Economic Development, one Charleston police officer participating in PROJECT WEST NEIGHBORHOOD LIVING or Project West Invest, and a Charleston City Councilperson appointed by the Mayor. The Charleston City Attorney's Office will provide legal assistance and advice to the Board.
5. The Board shall promulgate rules for the operation of the Board, and rules and/or guidelines for PROJECT WEST NEIGHBORHOOD LIVING including, but not limited to, evaluation of applications for participation, determining covenants specifying design or structural requirements of the homes, terms of repayment for withdrawal by Participants,

evaluation of Participant needs on a case-by-case basis, and other requirements for participation deemed appropriate or necessary by the Board.

6. For each Charleston police officer or Mary C. Snow teacher approved by the Board for participation in PROJECT WEST NEIGHBORHOOD LIVING (the "Participant"), CURA shall, within ten days after approval by the Board, donate Fifty Thousand Dollars (\$50,000.00) to the Fund for the purpose of purchasing a residence for the Participant. Initially, CURA shall donate funds for a minimum of three (3) Participants, one Police Officer and two teachers, One Hundred Fifty Thousand Dollars (\$150,000.00). Funding for additional Participants may be donated contingent upon authorization by CURA's governing board. Notwithstanding the foregoing, CURA may donate any additional funds it deems necessary or appropriate in any amount and at any time.

In the event that a Participant does not fulfill the requirements of participation in PROJECT WEST NEIGHBORHOOD LIVING, or is otherwise unable to continue their participation in PROJECT WEST NEIGHBORHOOD LIVING, and money is recovered from the Participant, any recovered money will be designated to CURA. CURA may, in its sole discretion, receive a disbursement of said money, or may specify that said money remain in the Fund for use by other Participants.

To the extent it is reasonable and the City is capable of doing so, City will, through its departments, provide resources to the Participants including, but not limited to, inspections to determine if property qualifies for the project and safety information and equipment such as smoke and CO₂ detectors. However, title searches, home inspections, and real estate closings will be performed by an independent agent who is not an employee of the City or CURA. Independent appraisals will be performed at the discretion of the Board.

This MOU does not create a partnership or a joint venture and no party hereto may bind another party hereto.

This MOU may not be modified, nor will any of its terms be deemed waived, except by written instrument executed by all parties hereto.

No party hereto shall assign this MOU or any of its rights or obligations hereunder without the prior written consent of the other parties.

If any provision of this MOU is held invalid, the remainder of the MOU shall not be affected thereby and all other parts of this MOU shall nevertheless be in full force and effect.

The parties hereto will attempt to settle any claim or controversy arising out of or related to this MOU through consultation and negotiation in good faith and a spirit of mutual cooperation. If those attempts fail then the parties may mutually agree to mediation or some other form of non-binding alternate dispute resolution procedure or to forego mediation altogether.

IN WITNESS WHEREOF, the parties have caused this Memorandum of Understanding to be properly executed by its officer thereunto duly authorization.

By: By:
City of Charleston Charleston Urban Renewal Authority

8. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 087-18 be adopted.

Resolution No. 087-18 - Approving settlement of pending litigation, originally filed as *Martha A. Gibson v. City of Charleston et al.*, Civil Action No. 17-C-1062, Kanawha County Circuit Court, Judge Louis H. Bloom, in the amount of \$80,000.00; and further authorizing the Mayor, City Manager, or their designee to execute any documents necessary to consummate the full settlement and dismissal of the pending civil action, subject to review and approval by the City Attorney, in exchange for a full release by Plaintiff of all claims.

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

That the settlement of pending litigation, originally filed as *Martha A. Gibson v. City of Charleston et al.*, Civil Action No. 17-C-1062, Kanawha County Circuit Court, Judge Louis H. Bloom, in the amount of \$80,000.00 is hereby authorized; and the Mayor, City Manager, or their designee are hereby authorized to execute any documents necessary to consummate the full settlement and dismissal of the pending civil action, subject to review and approval by the City Attorney, in exchange for a full release by Plaintiff of all claims.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 087-18 adopted.

9. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 088-18 be adopted.

Resolution No. 088-18 - Authorizing the City Manager or his designee to enter into an agreement with Azteca Systems, LLC for Server AMS Standard CityWorks, GIS-centric web application for infrastructure asset management, in the amount of \$17,520.00 for year 1; \$24,750.00 for year 2; and \$45,000.00 for year three.

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

That the City Manager or his designee is hereby authorized, upon final review and approval by the City Attorney, to enter into an agreement with Azteca Systems, LLC for Server AMS Standard CityWorks, GIS-centric web application for infrastructure asset management, in the amount of \$17,520.00 for year 1; \$24,750.00 for year 2; and \$45,000.00 for year three.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 088-18 adopted.

10. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 089-18 be adopted.

Resolution No. 089-18 - Authorizing the Mayor or City Manager to enter into an agreement with Civic Plus in the amount of \$16,816.00, to implement and integrate an agenda management system that will include the automation of meeting minutes, stream and publish meeting video, and increase public engagement.

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 Civic Plus in the amount of \$16,816.00, to implement and integrate an agenda management system that will include the automation of meeting minutes, stream and publish meeting video, and increase public engagement.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 089-18 adopted.

11. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 090-18 be adopted.

Resolution No. 090-18 - Authorizing the Mayor or City Manager to receive and administer \$4,000 from WV Homeland Security for the Public Works Department to purchase a traffic barrier system.

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 receive and administer \$4,000 from WV Homeland Security for the Public Works Department to purchase a traffic barrier system.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 090-18 adopted.

12. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 091-18 be adopted.

Resolution No. 091-18 - Authorizing the City Manager or Finance Director to pay Pierpont Community and Technical College a sum of \$34,200 for the tuition of nineteen (19) students to attend an EMT advanced training class.

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

That the City Manager or Finance Director is hereby authorized and directed to pay Pierpont Community and Technical College a sum of \$34,200 for the tuition of nineteen (19) students to attend an EMT advanced training class.

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 091-18 adopted.

13. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 092-18 be adopted.

Resolution No. 092-18 - Authorizing the City Manager to execute Change Order No. 22 to the Design-Build contract with BBL Carlton, LLC, in relation to the Civic Center Expansion and Renovation Project, in the amount of \$42,624.19, providing for additions to the base contract as listed in Exhibit A, attached hereto. Change Order No. 22 increases the contract price from \$ 97,497,288.76 to \$97,539,912.95.

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

That the City Manager is hereby authorized and directed to execute Change Order No. 22 to the Design-Build contract with BBL Carlton, LLC, in relation to the Civic Center Expansion and Renovation Project, in the amount of \$42,624.19, providing for additions to the base contract as listed in Exhibit A, attached hereto. Change Order No. 22 increases the contract price from \$ 97,497,879.43 to \$97,539,912.95

Councilmember Reishman moved to approve the Resolution. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared Resolution No. 092-18 adopted.

Charleston Civic Center Expansion and Renovation
Change Order #22
Draft Exhibit A
07/13/2018

PCO's combined in Change Order #22 (Refer to the attached PCO descriptions):

Add

1. PCO 172 (Reinforcing Existing Slab At Lobby Bar)	\$14,972.42
2. PCO 175 (Credit For Door Frame #1183)	(\$435.05)
3. PCO 178 (Change Yard Hydrants For 3/4" to 1-1/2")	\$3,059.43
4. PCO 180 (Sod At Quarrier St.)	\$3,000.00
5. PCO 182 (Lobby Bar Floor)	<u>\$22,027.39</u>

TOTAL	\$42,624.19
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14. Your committee on Finance has had under consideration the following committee report, and reports the same to Council with the recommendation that committee report pass.

A bid submitted by Douglas Equipment in the amount of \$35,301.55 for purchase of sixty-five (65) waste receptacles for the Civic Center. The lowest bidder, Pinnacle Supply, Inc., was not chosen due to their submission not meeting the bid specification.

To be charged to Account No. 216-979-01-000-4-460, Civic Center – Capital Outlay, Furniture, Fixtures & Equipment

Councilmember Reishman moved to approve the Committee Report. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Committee Report adopted.

Waste Receptacles for Charleston Civic Center

Bid Opening: July 13, 2018 @ 11:00 a.m.

		Douglas Equipment 301 North Street Bluefield, WV 24701 P: (304) 327-0149 kayla@douglasequipment.us			Ferguson 160 Spring Street Charleston, WV 25301 P: (304) 415-5438 welford.haines@fergusoon.com			Busch Systems International Inc. 81 Rawson Ave. Barrie, ON L4N 6E5 Canada P: (800) 565-9931 krystyg@buschsystems.com		
	Quantity	Make/Model	Unit Cost	Total Cost	Make/Model	Unit Cost	Total Cost	Make/Model	Unit Cost	Total Cost
Thirty-Five (35) Gallon Waste Receptacle	25	Witt SC35-01-SS-FT	\$628.43	\$15,710.75	Stadium SC35-01- SS-FT	\$635.00	\$15,875.00	Busch Systems Portland	\$617.00	\$15,425.00
Fifty-Five (55) Gallon Waste Receptacle	40	Witt SC55P-01-FT- SLV	\$489.77	\$19,590.80	Stadium SC55P-01- FT-SLV	\$499.00	\$19,960.00	Busch Systems Portland	\$617.00	\$24,680.00
Delivery		60 days			72 days			28-42 days		

Total Bid	\$35,301.55	\$35,835.00	\$40,105.00
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		Pinnacle Supply, LLC 1424 Ohio Avenue Dunbar, WV 25064 P: (304) 768-7004 chuck.pitzer@pinnaclesupply.net								
		Bid #1			Bid #2			Bid #3		
	Quantity	Make/Model	Unit Cost	Total Cost	Make/Model	Unit Cost	Total Cost	Make/Model	Unit Cost	Total Cost
Thirty-Five (35) Gallon Waste Receptacle	25	Witt SC-35-01-SS	\$655.00	\$16,375.00	Witt SC-35-01	\$518.00	\$12,950.00	Rubbermaid S3SST	\$605.00	\$15,125.00
Fifty-Five (55) Gallon Waste Receptacle	40	Witt SC-55-01	\$539.00	\$21,560.00	Witt SC-55-01	\$539.00	\$21,560.00	Rubbermaid 55ETWS	\$712.00	\$28,480.00
Delivery		35-42 days			35-42 days			35-42 days		

Total Bid	\$37,935.00	\$34,510.00	\$43,605.00
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15. Your committee on Finance has had under consideration the following committee report, and reports the same to Council with the recommendation that committee report pass.

A bid submitted by C & T Design and Equipment CO., INC. in the amount of \$196,700.00 for purchase and installation of kitchen equipment in the 2nd floor Terrace Lounge at the Civic Center.

To be charged to Account No. 216-979-01-000-4-460, Civic Center – Capital Outlay, Furniture, Fixtures & Equipment

Councilmember Reishman moved to approve the Committee Report. Councilmember Ware seconded the motion. With a majority of members elected recorded thereon as voting in the affirmative the Mayor declared the Committee Report adopted.

**CITY OF CHARLESTON
BID AND PROPOSAL FORM**

Kitchen Equipment for Charleston Civic Center

We agree to complete said project for the City of Charleston as described in the attached specifications for the prices listed below:

PROJECT TOTAL \$ 196,700

Lead Time for Equipment Order: 28 calendar days from date of executed contract.

Project Completion: 14 calendar days from receipt of equipment.

Equipment Manufacturer: C & T Design and Equipment Co., Inc.

Business & Occupation Tax Statement


By signing below, I hereby certify and attest I have read the Business & Occupation Tax statement found on page 4, item 9 and understand that Business & Occupation Tax may apply to the sale of my product or service to the City of Charleston.

Equal Employment Opportunity

By signing below, our firm certifies that it does not discriminate against any employee or applicant for employment because of race, religion, color, sex, age, handicap or national origin.

Immigration Reform and Control Act (IRCA)

By signing below, our firm certifies that it is in complete compliance with the above noted Act.

	<u>Financial Analyst</u>
Authorized Bidder's Signature	Title
<u>Colin Darcy</u>	<u>July 12, 2018</u>
Printed/Typed Bidder's Name	Date

Company Name: C & T Design and Equipment Co., Inc.

WV Contractor's License Number: WV032078

Address:	<u>102 Hazel Drive</u>	<u>Elkview</u>	<u>WV</u>	<u>25071</u>
	Street	City	State	Zip

Telephone: 304-965-7575 **Email Address:** pmanahan@c-tdesign.com

ENCLOSURES:

1. Warranty Information
2. Manufacturer's Brochures
3. List of Stockholders
4. Company Safety Policy
5. Signed Purchasing Affidavit
6. Signed Protest Page

REPORTS OF OFFICERS

1. Municipal Court Report to City Council Month Ending June 2018.

Received and Filed.

2. City Treasurer's Report to City Council Month Ending June, 2018.

Received and Filed.

NEW BILLS

Introduced by Councilmember Chuck Overstreet on July 16, 2018:

Bill No. 7784 - A Bill to establish a Stop intersection on Bauer Avenue at Tinder Avenue by installing a stop sign on the corner of Bauer Avenue

Refer to Streets and Traffic Committee.

ADJOURNMENT

The Clerk, JB Akers, called the closing roll call:

YEAS: Burka, Ceperley, Chestnut, Clowser, Davis, Ealy, Faegre, Haas, Harrison, Hoover, Ireland, Jones, King, Minardi, Overstreet, Reishman, Salisbury, Snodgrass, Steele, Talkington, Ware, Mayor Jones

NAYS: NONE

ABSENT: Burton, Lane, Persinger, Richardson, Smith

At 7:32 p.m., by a motion from Councilmember Harrison, Council adjourned until Monday, August 6, 2018, at 7:00 p.m., in the Council Chamber in City Hall.

Danny Jones, Honorable Mayor

JB Akers, City Clerk