



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, April 6, 2020

at 7:00 P.M.

* – City Hall – Charleston, West Virginia

OFFICIAL RECORD

Amy Shuler Goodwin
Mayor

Miles C. Cary II
City Clerk

CALL TO ORDER*

The Council met at 7:00 P.M., for the first meeting in the month of March on the 2nd day, in the year 2020, and was called to order by the Honorable Mayor, Amy Shuler Goodwin. The invocation was delivered by Councilmember Adams and the Pledge of Allegiance was led by the Hoy Adams. The Honorable Clerk, Miles C. Cary II, called the roll of members and it was found that there were present at the time:

ADAMS**BURTON****COOK****HOOVER****KING****MCKINNEY****PERSINGER****ROBINSON****STEELE****CAMPBELL****FAEGRE****JENKINS****KNAUFF****MINARDI****PHARR****SHEETS****WESLEY-PLEAR****BAYS****CEPERLEY****HAAS****JONES****LAIRD****OVERSTREET****REISHMAN****SNODGRASS****MAYOR GOODWIN**

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.

*In response to the COVID-19 pandemic, the meeting of Council was conducted electronically. The City Clerk and Mayor Goodwin were physically present, while the remaining members of Council attended via conference call. The meeting was made available to the public as a live stream via Zoom and CivicClerk (per the agenda).

PUBLIC SPEAKERS

1. James Reese – Spoke against Bill No. 7863.

CLAIMS

NONE

COMMUNICATIONS

NONE

PROCLAMATIONS

NONE

REPORTS OF COMMITTEES

COMMITTEE ON PLANNING, STREETS AND TRAFFIC

Councilmember Hoover, Chair of the Council Committee on Planning, Streets and Traffic, submitted the following reports:

1. Your committee on Planning, Streets and Traffic has had under consideration the following committee report, and reports the same to Council with the recommendation that the bill do pass.

Bill No. 7863 - 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 creating the Neighborhood Reinvestment Overlay Zoning District including provisions for residential density, parking, and development standards, containing all parcels of land as shown on the attached map included as Exhibit A, Charleston, West Virginia.

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

The Zoning Ordinance for the City of Charleston, West Virginia, effective January 1, 2006, as amended, by creating the Neighborhood Reinvestment Overlay District (NRO) and establishing rules related to the land uses and development standards permitted therein. The new provisions shall read as follows:

Sec. 21-010 Purpose

The purpose of overlay zoning districts is to allow the City to establish special land use regulations, standards, or procedures in areas with unique land use, site planning, building design, or environmental resource issues. Overlay zoning districts are also an appropriate mechanism to implement long-term goals and land use requirements of the City for a specific property, location, or to coordinate land use and design requirements unique to a large tract of land. Overlay zoning districts are intended to be applied only where special circumstances justify the modification of base zoning district regulations to achieve specific land use and design objectives.

In addition to the conventional zoning districts established by this ordinance, the following overlay districts are established:

- A. Urban Renewal Overlay (UR)

- B. Historic District Overlay (HD)
- C. Neighborhood Conservation Overlay (NC)
- D. Neighborhood Reinvestment Overlay District (NRO)

Sec. 21-030-05 Application Requirements

~~All applications for development and redevelopment activities of properties located within an Urban Renewal District, as approved by City Council, shall be initiated with the Charleston Urban Renewal Authority.~~

Sec.21-060 Neighborhood Reinvestment Overlay District (NRO)

Sec. 21-060-01 Purpose

The Neighborhood Reinvestment Overlay District seeks to uplift distressed communities where disinvestment has resulted in a concentration of dilapidated properties, vacant structures, and under-utilized land.

The NRO promotes vibrant and desirable urban neighborhoods by encouraging housing types ranging from small lot bungalows to duplexes and triplexes, and from townhouses to stacked apartments. This mix of housing types, referred to as the ‘Missing Middle’, bridges the gap between the available housing stock and shifting demographics. It responds to the growing demand for walkability in neighborhoods. And because ‘Missing Middle’ housing types are similar in form and scale to detached single-family homes, this approach to compatible infill can encourage socioeconomically diverse households.

‘Missing Middle’ housing does not represent a new type of building. Rather, it is a return to a range of housing types that were constructed in cities and towns across the United States in the 1920s through the 1940s. Examples of these building types still exist throughout Charleston’s urban neighborhoods on the West Side flats and the East End. As young families fled densely populated areas for single family homes with ample yards in the suburbs after World War II, construction of these building types halted. A return to smaller dwelling units near public transit and a density that will support local businesses is necessary to attract and retain millennials and to serve an aging population.

Specifically, the NRO attempts to stimulate the economy and boost the housing market by:

1. Encouraging the development of a range of housing types that meet the needs of households of varying size and income levels while resisting concentrations of either the very poor or the very wealthy.
2. Concentrating development around public transportation routes to enhance mobility and offer opportunities for lower income households.
3. Increasing density to support neighborhood-serving main streets—commercial and mixed use areas where goods and services are available within walking distance of the majority of a neighborhood’s residential units.
4. Creating opportunities for small-scale, neighborhood-based developers to invest in and revitalize their own communities.

To accomplish these goals, the NRO relaxes development standards like setback and parking requirements and permits increased density by allowing duplexes by right and concentrating higher density development on corner properties.

Sec. 21-060-02 Establishment of Neighborhood Reinvestment Overlay District

The Neighborhood Reinvestment Overlay District is hereby established as a district which overlays existing zoning districts, the extent and boundaries of which are as indicated on the official zoning map of the City of Charleston.

Sec. 21-060-03 Permitted Uses

1. Single family and duplex dwellings shall be permitted by right.
2. Accessory dwelling units are permitted by right as an accessory use to a single family dwelling, with the following conditions:
 - a. ADUs must be clearly subordinate to the principal dwelling unit.
 - b. ADUs must conform with all provisions for accessory structures contained in Sec. 3-080.
 - c. No more than one ADU is permitted per single family dwelling and lot of record.
3. Triplexes and quadplexes shall be permitted by right on corner properties.

Sec. 21-060-04 Lot Provisions

Lot Size: There shall be no minimum lot size requirement.

Lot Frontage: The minimum lot frontage shall be 25 ft.

Sec. 21-060-05 Setback Requirements

The following setbacks shall be required for all principle structures.

1. Front Setback: All infill development and additions or modifications to existing structures shall respect the predominant building setback line. Where none exists, a minimum front setback of 10 ft shall apply on interior lots. On corner lots, there shall be no required front setback.
2. Minimum Side Setback: 3 ft; 0 ft for interior walls of a rowhouse/townhouse unit when subdivided.
3. Minimum Rear Setback: 10 ft; The rear setback exception, Sec. 21-020(F)(1), shall not apply in the NRO District.

Sec. 21-060-06 Parking

The following parking reductions shall apply:

1. For single family dwellings, accessory dwelling units, and duplex dwellings, no on-site parking shall be required.
2. For multi-family residential developments, one on-site parking space shall be required for each dwelling unit on the lot.
3. For the adaptive reuse of existing structures, there shall be no additional on-site parking required.
4. For new commercial developments, the on-site parking requirement shall be 50% of that required in Sec. 22-060-01 Parking Space Requirements.

Sec. 21-060-07 Performance Standards

The following performance standards shall apply:

1. All new residential construction shall have a front door facing the street.
 2. A single building entrance shall provide access to no more than 2 dwelling units.
 3. A front porch measuring at least 96 sq ft in area is required for all single family and duplex dwellings.
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2. The Zoning Map, attached to and made a part of said Zoning Ordinance, is hereby amended in accordance with Article 29 of this ordinance.
 3. All prior ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Councilmember Hoover added that the bill establishes an overlay zoning district for part of the West Side. The proposal is to make development more practical and less expensive by tailoring the setback regulations for the area's small lot widths. This is how this neighborhood and the East End was developed. The proposed bill will also make on-site parking optional for single family and duplex dwellings. It will also allow duplexes, garage apartments, etc. to make development more feasible, and give residents more options to age in place and have potential supplemental income. It will also allow for triplexes and quad apartments on corner lots. The overlay also protects the community character by requiring a modest front porch for every structure. The proposed overlay district has just fewer than 1,200 properties and approximately 800 houses. The Planning Department in conjunction with the Mayor's Community Outreach staff conducted an extensive outreach campaign. The City went above and beyond what is required for public notification and made sure to answer all questions and concerns. Certified letters were sent to every property owner at the beginning of the year with a copy of the informational flyer. For over a week, staff knocked on every residential door; if they were not home, a flyer was left. The staff spent the next few weeks answering questions from the community. All in all, they spoke with hundreds of residents with minimal opposition. On January 14, 2020, the City had meetings with community members, including the Tuesday Morning Group, to discuss the proposed overlay district. All of these groups were made aware of the proposal, given a schedule for meetings and was encouraged to give feedback. On January 29, 2020, the City held a community meeting where approximately thirty (30) people attended. On February 5, 2020, about twenty-three (23) people attended the Municipal Planning Commission meeting, with few in opposition. On February 24, 2020, the Planning, Streets and Traffic Committee held a public meeting with thirteen (13) people from the community in attendance. On March 10, 2020, a community workshop was held; thirty-four (34) people attended, and thirteen (13) of them lived in the proposed zoning overlay area. The West Side is lacking in re-investment. The housing stock is old, and as a result, numerous houses must be torn down every year. This will continue if some sort of action is not taken now.

Councilmember Wesley-Plear said that, taking into account the residents of the area that will be affected, it is good that supplemental income can be obtained. However, she expressed concerns over the possible unintended consequences of the overlay. While affordable, quality housing is desired, more resources are needed before this is to happen. Additionally, while there was a large outreach, the Councilmember said many residents did not fully understand the information being presented.

Councilmember Overstreet stated that he agreed with Councilmember Wesley-Plear since she is a representative of that area. Councilmember Jones and Councilmember Faegre also agreed.

Councilmember Steele said that she had also seen this plan presented to CURA with an excellent presentation by Planning Director Dan Vriendt. She added that the City has the opportunity to be as progressive as possible, more than it had been in the past, and this will

help to move the City forward.

Planning Director, Dan Vriendt, added that with over 1,200 properties in the district and with all of the door-to-door outreach that had been conducted, there had been probably less than twelve (12) people in opposition to the proposed overlay, with at least six (6) not living in the district.

Councilmember Wesley-Plear added that there were citizens at the meetings that may not have lived there, but owned property in the district.

Councilmember Robinson said that, having previously served on the Municipal Planning Commission for many years, the plan has been given a great amount of attention and thought.

Councilmember Haas said, that as a Councilmember for Ward 2, he thought more discussion was needed.

Councilmember McKinney said that her proposed amendment puts a sunset date of April 1, 2030, into the zoning overlay district. The purpose of which is to make this a true pilot project so that City Council and the community have a chance to evaluate how it has worked and decide whether it should be continued. There has been some fear that this change will force people out of the neighborhood or make property too expensive. That is not the goal of the bill, and the amendment will end those fears by making sure this change is not permanent until Council has seen that it is working the way it is intended. Everyone is tired of seeing vacant lots and abandoned buildings, and this bill is one step in the process to improving the community and should solve any fears.

Councilmember Snodgrass stated that, having gone through a similar issue in the past in her Ward, she appreciates the outreach that has been done for the bill. However, if Councilmembers are saying their representatives are against the bill, they should be listened to.

Councilmember Sheets agreed that there should be more discussion concerning the bill as this is an important proposal.

Councilmember Hoover added that the area is in a “chicken or the egg” concept, where if nothing is done, the area won’t get businesses that it needs (like a grocery store) if there are no residents in the area. The proposed plan will make it cheaper to build and develop that area. Without the overlay, the only buildings most likely to go in the area are subsidized housing, as opposed to single-family homes.

Councilmember Ceperley said that there is finally a real proposal for positive change for the West Side that will allow it to move forward.

Councilmember Steele said that Vriendt had previously said there wasn't a timeline for the proposal, so it could be pulled and changed after adoption. Vriendt agreed, and added that while the sunshine clause was not needed, it would be good to alleviate any concerns the residents might have.

Councilmember Pharr added that it provides opportunity for zoning restrictions currently in place. For example, renovations to a quad-plex essential cannot currently be done because zoning restrictions say it must be a single-family dwelling. The bill will also help the area to get certain essential businesses, such as a grocery store, within walking distance. She added that if nothing is done, the West Side will continue to deteriorate.

Councilmember McKinney stated that, representing Ward 6 which is part of the proposed overlay, there is nothing in that area. There have been numerous complaints about that, and now there is an opportunity to get something done in that area and look to the future. It is an opportunity to get young people into the area, build something and bring revenue into the community. Councilmember McKinney added that the opposition has not proposed other options.

Councilmember Faegre added that, having grown up on the West Side, she is familiar with the area. In the last six months, the area has lost a pharmacy and bank, among others. The majority of that area is low-income, and do not have vehicles to get to meetings or childcare to attend the meetings. The Councilmember added that there needs to be an opportunity for more discussion.

Councilmember Wesley-Plear motioned to table Bill No. 7863. Councilmember Faegre seconded the motion. A roll call was taken:

YEAS: Faegre, Haas, Jones, Knauff, Minardi, Overstreet, Snodgrass, Wesley-Plear

NAYS: Adams, Bays, Burton, Campbell, Ceperley, Cook, Hoover, Jenkins, King, Laird, McKinney, Persinger, Pharr, Reishman, Robinson, Sheets, Steele, Mayor Goodwin

ABSENT: Bailey

With a majority of members present recorded thereon as voting in the negative with 8 YEAS and 18 NAYS, the Mayor declared the motion to table Bill No. 7863 not passed.

Councilmember McKinney moved to amend Bill No. 7863 after line 129, by inserting the following:

Sec. 21-060-08 Sunset Provision

The provisions of section 21-060 Neighborhood Reinvestment Overlay District shall continue and remain in effect until April 1, 2030 (the "sunset date"), unless otherwise amended by City Council. When, before the sunset date of this section, a complete application has been filed for a Building

Permit for a building or structure which conforms to all the applicable regulations in effect prior to the sunset date, the building or structure may be completed in accordance with the plans on the basis of which the application was submitted. Upon completion, said building or structure may be occupied for the use which was specified on the Building Permit application. If the use originally intended no longer complies with all requirements of this Zoning Ordinance, such use shall be a lawful nonconforming use subject to the nonconforming use provisions of Article 27 of these regulations. However, in the event that said application or permit expires or is suspended or revoked in accordance with Article 36 of these regulations, any new permit application that is submitted after the sunset date of this provision shall be subject to the regulations of this Zoning Ordinance minus section 21-060.

Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared the amendment to Bill No. 7863 passed.

Councilmember Hoover moved to approve the bill as amended. Councilmember Ceperley seconded the motion. A roll call was taken:

YEAS: Adams, Bays, Burton, Campbell, Ceperley, Cook, Hoover, Jenkins, King, Laird, McKinney, Minardi, Persinger, Pharr, Reishman, Robinson, Steele, Mayor Goodwin

NAYS: Faegre, Haas, Jones, Knauff, Overstreet, Sheets, Snodgrass, Wesley-Plear

ABSENT: Bailey

With a majority of members present recorded thereon as voting in the affirmative with 18 YEAS and 8 NAYS, the Mayor declared Bill No. 7863 as Amended passed.



Exhibit A – Zoning Overlay Map

COMMITTEE ON FINANCE

Councilmember Jenkins, 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. 311-20 do pass.

Resolution No. 311-20 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security under the Emergency Management Performance Grant (EMPG) program in the amount of \$87,144 for the Office of Emergency Management and administer any funds awarded. These funds will provide 50% reimbursement to the City for salaries and operating expenses of the Office of Emergency Management including equipment, supplies, cell phone, Metro Communications office rent and copier.

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

That the Mayor or City Manager is authorized to submit an application to the WV Division of Homeland Security under the Emergency Management Performance Grant (EMPG) program in the amount of \$87,144 for the Office of Emergency Management, and administer any funds awarded. These funds will provide 50% reimbursement to the City for salaries and operating expenses of the Office of Emergency Management including equipment, supplies, cell phone, Metro Communications office rent and copier.

Councilmember Jenkins added that the resolution is to submit an application to the Homeland Security Office of the State for a grant that would help fund the City's Emergency Management Office.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution No. 311-20 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. 312-20 do pass.

Resolution No. 312-20 - Authorizing the Mayor or City Manager to submit an application to the Department of Homeland Security/FEMA – Port Security Grant Program in the amount of \$424,000 to provide funds for the purchase of a boat for the Charleston Fire Department and administer any funds awarded. The City is required to provide a 25% match to supplement the grants funds comprised of training hours, yearly maintenance, fuel and storage fees.

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

That the Mayor or City Manager is authorized to submit an application to the Department of Homeland Security/FEMA – Port Security Grant Program in the amount of \$424,000 to provide funds for the purchase of a boat for the Charleston Fire Department and administer any funds awarded. The City is required to provide a 25% match to supplement the grants funds comprised of training hours, yearly maintenance, fuel and storage fees.

Councilmember Jenkins added that that this is similar to a previously approved resolution in that the City is applying to upgrade and replace the current boat for the Charleston Fire Department. It is one of the only boats of its kind on the Kanawha River that allows the CFD to fight fires, clean up oil spills etc. Most of the purchase of the boat would be paid for with the grant if approved.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution No. 312-20 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. 314-20 do pass.

Resolution No. 314-20 - Authorizing approval of Amendment No. 8 in the FY 2019-2020 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 Amendment No. 8 in the FY 2019-2020 General Fund Budget as indicated on the attached list of accounts is approved.

Councilmember Jenkins added that the resolution effectuates the passage of Resolution No. 300-20, which authorized the early payoff of two municipal bonds.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. A roll call was taken:

YEAS: Adams, Bays, Burton, Campbell, Ceperley, Cook, Faegre, Haas, Hoover, Jenkins, Jones, King, Knauff, Laird, McKinney, Minardi, Overstreet, Persinger, Pharr, Reishman, Robinson, Sheets, Snodgrass, Steele, Wesley-Plear, Mayor Goodwin

NAYS: NONE

ABSENT: Bailey

With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution No. 314-20 adopted.

General Fund FY 2019-2020 Budget Amendment No. 8 - April 6, 2020

Account No.	Department	Account Description	Amount
001 369 11 0000	Revenue	Transfer from MBC	(1,215,000)
001 427 00 000 5 566	Debt Service	Contributions to Other Funds	1,215,000

To recognize balance on deposit with the Municipal Bond Commission and to redeem the outstanding maturities on the 2009 Public Safety and 2010A Arts & Sciences Bonds.

4. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 317-20 do pass.

Resolution No. 317-20 - Authorizing the Mayor or City Manager to purchase two (2) Street Sweepers from West Virginia Tractor Company for \$234,000 each pursuant to a competitive bidding process. The vehicles will be used by the Street Department.

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

The Mayor or City Manager is authorized to purchase to purchase two (2) Street Sweepers from West Virginia Tractor Company for \$234,000 each pursuant to a competitive bidding process. The vehicles will be used by the Street Department.

Councilmember Jenkins added that the purchase is part of the normal equipment replacement schedule. The old models will be sold at auction, as is typical.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 317-20 adopted.

Purchase of Two (2) Street Sweepers

Project No. 2020-008

Bid Opening: March 26, 2020 @ 10:30 a.m.

		West Virginia Tractor Company	
		P.O. Box 473	
		Charleston, WV 25322	
		P: (304) 346-5301	
		wvtractor@msn.com	
Project Total		\$468,000.00	
Local Vendor Preference (\$5,000)		\$463,000.00	
Project Completion		120 days	
Successful Bidder			

5. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 318-20 do pass.

Resolution No. 318-20 - Authorizing the Chief of Police and the Charleston Police Department to enter into a Memorandum of Understanding with the United States Department of Justice, Drug Enforcement Administration (DEA) concerning the use and abuse of controlled substances, and setting forth the responsibilities of the West Virginia High Intensity Drug Trafficking Area Task Force Group (Charleston), concerning the use and abuse of controlled substances.

Now, therefore, be it Resolved by the Council of the City of Charleston, West Virginia:

That the City Council authorizes the Chief of Police and the Charleston Police Department to enter into a Memorandum of Understanding with the United States Department of Justice, Drug Enforcement Administration (DEA) concerning the use and abuse of controlled substances, and setting forth the responsibilities of the West Virginia High Intensity Drug Trafficking Area Task Force Group (Charleston), concerning the use and abuse of controlled substances.

Councilmember Jenkins added that that the resolution will approve an MOU with the DEA regarding the assignment of a Charleston Police Officer. It will also help to reimburse for the associated overtime cost. The Officer will work with other agencies within Kanawha County on larger cases involving drug trafficking.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 318-20 adopted.

**WEST VIRGINIA DEA HIDTA
GROUP 901
CHARLESTON, WV
PROGRAM FUNDED STATE AND LOCAL
TASK FORCE
CHARLESTON, WV POLICE DEPARTMENT**

This agreement is made this 9, March, 2020, between the United States Department of Justice, Drug Enforcement Administration (hereinafter "DEA"), and the Charleston, WV Police Department (hereinafter "CPD"). The DEA is authorized to enter into the cooperative agreement concerning the use and abuse of controlled substances under the provisions of 21 U.S.C. 873.

Whereas there is evidence that trafficking in narcotics and dangerous drugs exists in the fifteen (15) designated counties and that such illegal activity has a substantial and detrimental effect on the health and general welfare of the people of West Virginia, the parties hereto agree to the following:

1. The West Virginia HIDTA Task Force Group (Charleston) will perform the activities and duties described below:
 - A. disrupt the illicit drug traffic in the twenty (20) county area by immobilizing targeted violators and trafficking organizations.
 - B. gather and report intelligence data relating to trafficking in narcotics and dangerous drugs; and
 - C. conduct undercover operations where appropriate and engage in other traditional methods of investigation in order the task force's activities will result in effective prosecution before the courts of the United States and the State of West Virginia.
2. To accomplish the objectives of the West Virginia DEA HIDTA Task Force Group (Charleston), the CPD agrees to detail one (1) experienced officer to the West Virginia DEA HIDTA Task Force for a period of not less than two years. During this period of assignment, the CPD officers will be under the direct supervision and control of DEA Supervisory personnel assigned to the task force.

3. The CPD officers assigned to the task force shall adhere to all DEA policies and procedures. Failure to adhere to DEA policies and procedures shall be grounds for dismissal from the task force.

4. The CPD officers assigned to the task force shall be deputized as task force officers of DEA pursuant to 21 USC 878.

5. To accomplish the objectives of the West Virginia DEA HIDTA Task Force Group (Charleston), DEA will assign two (2) Special Agents to the task force. HIDTA will also, subject to the availability of annually appropriated funds or any continuing resolution thereof, provide necessary funds and equipment to support the activities of the DEA Special Agents and CPD officers assigned to the task force. This support will include: office space, office supplies; travel funds, funds for the purchase of evidence and information, investigative equipment, training and other support items. Task Force Officers must record their work hours via DEA's WEBTA System.

6. During the period of assignment to the West Virginia DEA HIDTA Task Force Group (Charleston), the CPD will remain responsible for establishing the salaries and benefits, including overtime, of the CPD officers assigned to the task force and for making all payments due them. HIDTA will, subject to availability of funds, reimburse the CPD for overtime payments made by it to the CPD officers assigned to the West Virginia DEA HIDTA Task Force Group (Charleston) for overtime, up to a sum of \$18,649.00 per officer. **Note: Task Force Officer's overtime "Shall not include any costs for benefits, such as retirement, FICA, and other expenses."**

7. In no event will the CPD charge any indirect cost rate to DEA for the administration or implementation of this agreement.

8. The CPD shall maintain on a current basis complete and accurate records and accounts of all obligations and expenditures of funds under this agreement in accordance with generally accepted accounting principles and instructions provided by DEA to facilitate on-site inspection and auditing of such records and accounts.

9. The CPD shall permit and have readily available for examination and auditing by DEA, the United States Department of Justice, the Comptroller General of the United States, and any of their duly authorized agents and representatives, any and all records, documents, accounts, invoices, receipts or expenditures relating to this agreement. The CPD shall maintain all such reports and records until all litigation, claim, audits and examinations are completed and resolved, or for a period of three (3) years after termination of this agreement, whichever is later.

10. The CPD shall comply with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, as amended, and all

requirements imposed by or pursuant to the regulations of the United States Department of Justice implementing those laws, 29 C.F.R. Part 42, Subparts C,F,G,H and I.

11. The CPD agrees that an authorized officer or employee will execute and return to DEA the attached OJP Form 4061/6, Certification Regarding Lobbying; Debarment, suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements. The CPD acknowledges that this agreement will not take effect and no federal funds will be awarded until the completed certification is received.

12. When issuing statements, press releases requests for proposals, bid solicitations and other documents describing projects or programs funded in whole or part with federal money, the CPD shall clearly state: (1) percentage of the total cost of the program or project which will be financed with federal money and (2) the dollar amount of federal funds for the program or project.

13. While on duty and acting on task force business, the CPD officers assigned to the HIDTA task force shall be subject to all DEA and Federal government rules, regulations and procedures governing the use of OGV's for home to work transportation and for personal business. The HIDTA Executive Committee acknowledges that the United States is liable for the actions of task force officer, while on duty and acting within the scope of their federal employment, to the extent permitted by the Federal Torts Claim Act.

14. The term of this agreement shall be effective from the date in paragraph number one until September 30, 2020. This agreement may be terminated by either party on 30 days advance written notice. Billing for all outstanding obligations must be received by DEA within 90 days of the date of termination of this agreement. HIDTA will be responsible only for obligations incurred by CPD during the term of this agreement.

For the Drug Enforcement Administration:

Brett R. Pritts
Acting Special Agent in Charge
Louisville Division Office

Date: _____

For the Charleston Police Department

James "Tyke" Hunt, Chief of Police
ORI# WV0200200

Date: _____

6. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 320-20 do pass.

Resolution No. 320-20 - Authorizing the Mayor or City Manager to purchase a 2020 Ford Explorer K8B from Thornhill Group, Inc., in the amount of \$28,321, pursuant to a competitively-sourced statewide contract through the West Virginia Purchasing Division. The vehicle will replace the current vehicle assigned to the Chief of Police, and the cost of the purchase will be expensed to the Police Department's Unclaimed Property Account.

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

The Mayor or City Manager is authorized to purchase a 2020 Ford Explorer K8B from Thornhill Group, Inc., in the amount of \$28,321, pursuant to a competitively-sourced statewide contract through the West Virginia Purchasing Division. The vehicle will replace the current vehicle assigned to the Chief of Police, and the cost of the purchase will be expensed to the Police Department's Unclaimed Property Account.

Councilmember Jenkins added that the purchase will replace the current vehicle assigned to the Chief of Police. The current vehicle will be passed down to another CPD division for use.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 320-20 adopted.

**Class 7 - Automobile
Mid Size Utility**

Vendor Name:	<u>Thornhill Group Inc. (Thornhill Ford)</u>	Vendor Contact: <u>Charles Ellis, Fleet Mgr</u>
Manufacturer/Brand:	<u>Ford</u>	Phone No.: <u>304-855-8300</u>
Model Name & Number:	<u>Explorer K8B</u>	Email: <u>ceellis@mail.com</u>

Vehicle Requirements:

Classification:	<u>Mid Size Utility</u>
Drive:	<u>4 Wheel/All Wheel</u>
Passenger seating:	<u>5 minimum (including driver)</u>
Doors:	<u>4, minimum</u>
Wheelbase:	<u>109 in., minimum</u>
GVWR:	<u>6100 lbs. min, 7300 lbs. max.</u>
Engine:	<u>6 cylinder minimum</u>

Additional Requirements:

The vehicle bid shall include the standard equipment requirements as required in section 3.1.1.1 of the specification.

Manufacturer's Standard Available Colors	
Standard Color Code	Color Description
FT	Blue Metallic
JS	Iconic Silver
J7	Magnetic Gray
UM	Agate Black

Vendor Bid Response:

Vehicle fuel type	EPA HIGHWAY MPG Rating	EPA CITY MPG Rating	Unit Price	Total Life Cycle Cost
Gasoline				
Flex-fuel	15	11	\$28,321.00	\$48,321.00
Diesel				
CNG/Bifuel				
Hybrid				

***Options:**

FOB Dealership: (Deduct)	\$ _____
FOB Other than Metro Charleston - Per Mile	\$ _____

*Note - The above delivery "options" above are not evaluated as part of the award.

7. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 321-20 do pass.

Resolution No. 321-20 - Authorizing the Mayor or City Manager to enroll in the State Auditor's Local Government Purchasing Card Program pursuant to the terms of the attached Local Government Purchasing Card Participation Agreement.

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

The Mayor or City Manager is authorized to enroll in the State Auditor's Local Government Purchasing Card Program pursuant to the terms of the attached Local Government Purchasing Card Participation Agreement.

Councilmember Jenkins added that many municipalities across the state use this program. It allows the City to get better terms and use out of the credit card. It is particularly needed because a lot of vendors are wanting payment up front due to the current pandemic. The issued cards will mostly be limited to the City Manager's Office. The program will also allow for the setup of different accounts.

Councilmember Minardi abstained from voting as he does work for the bank that would administer this account.

Councilmember Persinger confirmed that this is the P-Card program through the Auditor's Office.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative with 1 Abstention, the Mayor declared Resolution 321-20 adopted.

Exhibit A - Cardholder Agreement

WEST VIRGINIA LOCAL GOVERNMENT
PURCHASING CARDHOLDER AGREEMENT

This agreement outlines the responsibilities I have as a holder of the West Virginia Local Government Purchasing Card. My signature indicates I have read and understand these responsibilities and that I agree to adhere to West Virginia Code §6-9-2c and rules promulgated thereunder, to the Local Government Purchasing Card Policies and Procedures, and any applicable purchasing guidelines.

1. I understand that the Purchasing Card is solely for official business of the Local Government Entity, intended to facilitate the payment of goods and services, for conducting official business within applicable activity limits and is not for my personal use.
2. I understand that the use of the Purchasing Card for payments not authorized within the Local Government Policies & Procedures will be considered misuse of the Purchasing Card and will be grounds for (a) immediate forfeiture of the Purchasing Card (b) disciplinary action which may include termination of my employment and (c) conviction of a felony. I understand that I am personally liable for any payments not authorized by the spending unit and permitted within the Local Government Policies & Procedures.
3. I understand that all charges will be billed directly to and paid directly by the Local Government Entity and that the issuing bank cannot accept payments from me personally.
4. I understand that the Purchasing Card is issued in my name and I am responsible for maintaining the security of the card and for all charges made by or authorized by me against it. I understand and agree that I will not give the card bearing my name to any other person to use either on my behalf or someone else's.
5. I will keep my card safe at all times with appropriate security from the time I receive the card until such time as my card is surrendered to my Local Government Program Coordinator. If my Purchasing Card is lost or stolen, I agree to immediately notify the issuing bank and my Local Government Program Coordinator.
6. I agree to follow the West Virginia State Law, purchasing guidelines of my Local Government Entity and established Policies & Procedures.
7. I understand that the Purchasing Card must be surrendered upon request and/or upon my termination of employment from the Local Government Entity.
8. I understand that I must receive training on card usage and policies and procedures prior to using the Local Government Purchasing Card.
9. I understand and agree that the Local Government Purchasing Card is not to be used for cash, cash credits, or cash advances.
10. I understand that my Program Coordinator will activate my card on my behalf.
11. I understand that it is necessary to provide the issuing bank with certain personal information that will be used only to verify my identity and for security reasons.
12. I understand that it is a violation of policy to manipulate the ordering, billing, or payment process in order to circumvent established cardholder limits.
13. I understand it is my responsibility to save all receipts for transactions posting to my Local Government Purchasing Card and that the issuing bank or the WV State Auditor's Office does NOT have copies of those receipts.
14. I understand and agree that I will immediately notify my Program Coordinator and/or the issuing bank of any disputed items appearing on my monthly bill. I further understand that telephoning will not preserve my rights and that I must follow up in writing to the issuing bank within 60 days of the date of posting or may lose my rights to dispute item(s).
15. I agree that, should I violate the terms of the Purchasing Cardholder Agreement, I will reimburse my Local Government Entity for all charges improperly authorized by me to the Purchasing Card and all costs incurred by the Local Government Entity and the issuing bank related to the collection of such charges.

*Cardholder Signature: _____ Date: _____

Cardholder Name (please print): _____

Local Entity Name: City of Charleston

**Program Coordinator's Signature: _____ PIN: _____ (Issued By WVSAO)

*Cardholder must sign and forward this form prior to issuance of a purchasing card.

**Program Coordinator will forward a copy of this form to the WV State Auditor's Office Local Government Purchasing Card Division.

8. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 322-20 do pass.

Resolution No. 322-20 - Authorizing the Mayor or City Manager to purchase a Toolcat 5600 with 62" bucket road cab package from Bobcat of Advantage Valley, Cross Lanes, WV, in the amount of \$48,442, as a result of a competitive procurement process administered by Sourcewell, an administrative governmental agency of the State of Minnesota. The purchase is for the Public Grounds Department to replace Unit 382 as part of the regular replacement cycle.

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

The Mayor or City Manager is authorized to purchase a Toolcat 5600 with 62" bucket road cab package from Bobcat of Advantage Valley, Cross Lanes, WV, in the amount of \$48,442, as a result of a competitive procurement process administered by Sourcewell, a purchasing cooperative administrative agency of the State of Minnesota. The purchase is for the Public Grounds Department to replace Unit 382 as part of the regular replacement cycle.

Councilmember Jenkins added that this and the next two resolutions are for purchases under the normal equipment replacement schedule. The purchases are also through a governmental agency in Minnesota, which provides a cooperative for governments to obtain a larger purchasing power to get better prices. This one specifically, will go to the Public Grounds Department.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 322-20 adopted.

**Product Quotation**

Quotation Number: 32189D032311

Date: 2020-01-13 12:46:21

Ship to	Bobcat Dealer	Bill To		
City of Charleston Public Works 1100 Pennsylvania Ave Charleston, WV 25302 Phone: (304) 348-6850	Bobcat of Advantage Valley,Cross Lanes,WV 614 NEW GOFF MOUNTAIN RD CROSS LANES WV 25313 Phone: (304) 776-9100 Fax: (304) 776-0285 Contact: Jeremy Dosier Phone: 304-776-9100 Fax: 304-776-0285 Cellular: 304-541-3122 E Mail: jeremydosier@jefferds.com	City of Charleston Public Works 1100 Pennsylvania Ave Charleston, WV 25302 Phone: (304) 348-6850		
Description	Part No	Qty	Price Ea.	Total
Bobcat 5600	M1221	1	\$41,991.00	\$41,991.00
Adjustable Vinyl Seats	Hydraulic Dump Box			
All-Wheel Steer	Instrumentation:			
Automatically Activated Glow Plugs	Hour meter, Job Hours, Speedometer,			
Auxiliary Hydraulics	Tachometer, Fuel Gauge, Engine			
Variable Flow with dual direction detent	Temperature Gauge, and Warning Lights			
Beverage Holders	Joystick, Manually Controlled with Lift Arm Float			
Bob-Tach	Lift Arm Support			
Boom Float	Parking Brake, automatic			
Cargo Box Support	Power Steering with Tilt Steering Wheel			
Cruise Control	Radiator Screen			
Deluxe Operator Canopy includes:	Rear Receiver Hitch			
Front Window, Rear Window ,	Seat Belts, Shoulder Harness			
Front Wipers, and Electrical Power Port	Spark Arrestor Muffler			
Lower Engine Guard	Suspension, 4-wheel independent			
Limited Slip Transaxle	Tires: 27 x 10.5-15 (8 ply), Lug Tread			
Engine and Hydraulic Monitor with Shutdown	Toolcat Interlock Control System (TICS)			
Front Work Lights	Two-Speed Transmission			
Full-time Four-Wheel Drive	Machine Warranty: 12 Months, unlimited hours			
Horsepower Management	Bobcat Engine Warranty: Additional 12 Months or total			
Roll Over Protective Structure (ROPS) . Meets Requirements	of 2000 hours after initial 12 month warranty			
of SAE-J1040 & ISO 3471				
Falling Object Protective Structure (FOPS) . Meets				
Requirements of SAE-J1043 & ISO3449, Level I				
Dome Light				
Deluxe Road Package	M1221-P01-C01	1	\$1,765.00	\$1,765.00
Backup Alarm	Side Mirrors			
Turn Signals	Horn			
Flashers	Lower Engine Guard			
Tail Lights	Rear Work Lights			
Brake Lights	Headlights			
Rear View Mirror				
Cab Enclosure with Heater & Air Conditioning	M1221-R02-C03	1	\$3,697.00	\$3,697.00
62" Heavy Duty Bucket	7272678	1	\$787.00	\$787.00
--- Bolt-On Cutting Edge, 62"	6718005	1	\$202.00	\$202.00
Total of Items Quoted				\$48,442.00
Quote Total - US dollars				\$48,442.00

9. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 323-20 do pass.

Resolution No. 323-20 - Authorizing the Mayor or City Manager to purchase a Kubota L47TLB-B from State Equipment, Inc., Cross Lanes, WV, in the amount of \$56,708.52, as a result of a competitive procurement process administered by Sourcewell, an administrative governmental agency of the State of Minnesota. The purchase is for the Spring Hill Cemetery to replace Unit 210 as part of the regular replacement cycle.

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

The Mayor or City Manager is authorized to purchase a Kubota L47TLB-B from State Equipment, Inc., Cross Lanes, WV, in the amount of \$56,708.52, as a result of a competitive procurement process administered by Sourcewell, an administrative governmental agency of the State of Minnesota. The purchase is for the Spring Hill Cemetery to replace Unit 210 as part of the regular replacement cycle.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 323-20 adopted.

	GM - 062117, CE - 040318, AG - 021815 NJPA Arkansas 4600641718 NJPA Delaware 655-17673 Nebraska 14777 (OC) Mississippi (CE Only) 820036654	L47TLB-B WEB QUOTE #1531353 Date: 1/2/2020 7:14:32 AM -- Customer Information -- Oxley, Kevin City of Charleston kevin.oxley@cityofcharleston.org 304-348-8000	Quote Provided By STATE EQUIPMENT, INC. Jimmy Cook 560 NEW GOFF MOUNTAIN ROAD CROSS LANES, WV 25313 email: jcook@stateequipment.com phone: 3045398475																																																															
-- Standard Features --		-- Custom Options --																																																																
 Loader / Landscaper Series L47TLB-B *** EQUIPMENT IN STANDARD MACHINE *** DIESEL ENGINE Model # V2403-CR-E4 Tier 4 Final Certified 4 Cyl., 148.5 cu. in. 47.1 HP Gross (SAE J1995) 44.7 HP Net (SAE J1349) 33.0 PTO HP @ 2700 Eng. rpm Direct Injection Charging Output 45 Amps 12 V - 80 Amp Hour Battery Dual Element Air Cleaner w/ cyclone Precleaner HYDRAULICS Open Center - Gear Type Total Pump Capacity 25.0 gpm Includes Power Steering Front / Rear Remotes 11.8 gpm BH Boom Swing Pump 6.6 gpm Cat I 3-Point Hitch (Linkage Opt.) 24" Behind 2756 lbs. @ Lift Points 3860 lbs. Position Control FRONT AXLE Bevel Gear, 4WD Hydrostatic Power Steering Cast Iron - Heavy Duty Tread Spacing, Nonadjustable DRIVE TRAIN HST Plus 3 Ranges Low-Medium-High Maximum Travel Speed 14.1 mph Rear Differential Lock Mechanical, Multiple Wet Disc Brakes 4 Wheel Drive DIMENSIONS Transport Length 234" Width 71.2" Height to ROPS top 95.1" Wheelbase 72.5" Ground Clearance 14.4" POWER TAKE OFF Hydraulic Independent Rear PTO Running 540 rpm @ 2550 Eng. RPM SAE - 1-3/8, 6 splines SAFETY EQUIPMENT Four Post ROPS / FOPS Deluxe Seat w/retractable Seat Belt Safety Start Switches Electric Key Shut-Off Parking Brake SMV Sign SELECTED TIRES ALR9192 & ALR9195 FRONT - 27x10.50-15 R4 Titan Trac Loader REAR - 15-19.5 R4 Titan Trac Loader TLB FLUID CAPACITY Fuel Tank 17.7 gal. Crankcase 8.7 qts. Engine Coolant 8.7 qts. Transmission and Hydraulics 12.2 gal. Front Axle Case 7.4 qts. LIGHTING 2 Halogen Headlight / Work Lights 2 Halogen Rear Work Lights 2 Tail Lights / Turn Signals INSTRUMENTS IntelliPanel™ Lighted Communications Symbols Digital Display with Tachometer, Travel Speed, PTO Speed, Warnings, Maintenance Alerts. On-board Diagnostics REAR AXLE Heavy Duty Axle w/ Differential Lock Helical gear final drives Multiple Wet Disc Brakes STANDARD EQUIPMENT Four 55 W Halogen Work Lights Electronic HST Transmission Backhoe Crawling Mode Full Flat Floor Cast Steel Brake Pedal Walk-through Step Seat with Arm Rests Seat Pivots in Place Backup Alarm Horn Slanted Hood & Loader Arms 2 Lever Style Quick Coupler Hydraulic Self-Leveling Loader Braceless Loader Frame Protected Hydraulic Hoses & Pipes Bucket Level Indicator Boom Lock Arch Type Backhoe Boom Independent Boom Swing Pump Protected Hydraulic Hoses & Pipes Thumb Bracket Improved Inching Performance High Quality Hydraulic Cylinders		L47TLB-B Base Price: \$53,151.00 <table border="0"> <tr> <td>(1) BOLT ON CUTTING EDGE FOR 72" BUCKET</td> <td>\$228.00</td> </tr> <tr> <td>TL1765A-BOLT ON CUTTING EDGE FOR 72" BUCKET</td> <td></td> </tr> <tr> <td>(1) 72" QC HEAVY DUTY ROUND BACK BUCKET</td> <td>\$1,077.00</td> </tr> <tr> <td>TL1765A-72" QC HEAVY DUTY ROUND BACK BUCKET</td> <td></td> </tr> <tr> <td>(1) REMOTE HYDRAULIC VALVE KIT FOR REAR ATTACHMENTS</td> <td>\$1,291.00</td> </tr> <tr> <td>L9553A-REMOTE HYDRAULIC VALVE KIT FOR REAR ATTACHMENTS</td> <td></td> </tr> <tr> <td>(1) FRONT OR REAR WORK LIGHTS KIT (SET OF 2)</td> <td>\$158.00</td> </tr> <tr> <td>L8045-FRONT OR REAR WORK LIGHTS KIT (SET OF 2)</td> <td></td> </tr> <tr> <td>(1) QUICK ATTACH COUPLER / BT1400(V)</td> <td>\$950.00</td> </tr> <tr> <td>/BT1000B(V)</td> <td></td> </tr> <tr> <td>K7543-QUICK ATTACH COUPLER / BT1400(V)/BT1000B(V)</td> <td></td> </tr> <tr> <td>(2) RUBBER SHOE</td> <td>\$250.00</td> </tr> <tr> <td>L9467-RUBBER SHOE</td> <td></td> </tr> <tr> <td>(1) 36" QUICK ATTACH TRENCHING BUCKET</td> <td>\$1,575.00</td> </tr> <tr> <td>K7983-36" QUICK ATTACH TRENCHING BUCKET</td> <td></td> </tr> <tr> <td>(1) PLASTIC TOOL BOX</td> <td>\$90.00</td> </tr> <tr> <td>L9476A-PLASTIC TOOL BOX</td> <td></td> </tr> <tr> <td>(1) FRONT LOADER</td> <td>inc.</td> </tr> <tr> <td>TL1300 FRONT LOADER</td> <td></td> </tr> <tr> <td>(1) BACKHOE W/ALUX HYD VALVE</td> <td>inc.</td> </tr> <tr> <td>BT1000BV-BACKHOE W/ALUX HYD VALVE</td> <td></td> </tr> <tr> <td>Configured Price:</td> <td>\$58,770.00</td> </tr> <tr> <td>Sourcewell Discount:</td> <td>(\$12,929.40)</td> </tr> <tr> <td>SUBTOTAL:</td> <td>\$45,840.60</td> </tr> <tr> <td>Factory Assembly:</td> <td>\$530.00</td> </tr> <tr> <td>Dealer Assembly:</td> <td>\$417.92</td> </tr> <tr> <td>Freight Cost:</td> <td>\$770.00</td> </tr> <tr> <td>PDI:</td> <td>\$250.00</td> </tr> <tr> <td>Curtis Cab and heater with install</td> <td>\$8,900.00</td> </tr> <tr> <td>Total Unit Price:</td> <td>\$56,708.52</td> </tr> <tr> <td>Quantity Ordered:</td> <td>1</td> </tr> <tr> <td>Final Sales Price:</td> <td>\$56,708.52</td> </tr> </table>	(1) BOLT ON CUTTING EDGE FOR 72" BUCKET	\$228.00	TL1765A-BOLT ON CUTTING EDGE FOR 72" BUCKET		(1) 72" QC HEAVY DUTY ROUND BACK BUCKET	\$1,077.00	TL1765A-72" QC HEAVY DUTY ROUND BACK BUCKET		(1) REMOTE HYDRAULIC VALVE KIT FOR REAR ATTACHMENTS	\$1,291.00	L9553A-REMOTE HYDRAULIC VALVE KIT FOR REAR ATTACHMENTS		(1) FRONT OR REAR WORK LIGHTS KIT (SET OF 2)	\$158.00	L8045-FRONT OR REAR WORK LIGHTS KIT (SET OF 2)		(1) QUICK ATTACH COUPLER / BT1400(V)	\$950.00	/BT1000B(V)		K7543-QUICK ATTACH COUPLER / BT1400(V)/BT1000B(V)		(2) RUBBER SHOE	\$250.00	L9467-RUBBER SHOE		(1) 36" QUICK ATTACH TRENCHING BUCKET	\$1,575.00	K7983-36" QUICK ATTACH TRENCHING BUCKET		(1) PLASTIC TOOL BOX	\$90.00	L9476A-PLASTIC TOOL BOX		(1) FRONT LOADER	inc.	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Purchase Order Must Reflect the Final Sales Price																																																																		
To order, place your Purchase Order directly with the quoting dealer																																																																		

10. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 324-20 do pass.

Resolution No. 324-20 - Authorizing the Mayor or City Manager to purchase a CASE 580 Super N Tractor Loader Backhoe from State Equipment, Inc., Cross Lanes, WV, in the amount of \$108,932.82, as a result of a competitive procurement process administered by Sourcewell, an administrative governmental agency of the State of Minnesota. The purchase is for the Street Department to replace Unit 77 as part of the regular replacement cycle.

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

The Mayor or City Manager is authorized to purchase a CASE 580 Super N Tractor Loader Backhoe from State Equipment, Inc., Cross Lanes, WV, in the amount of \$108,932.82, as a result of a competitive procurement process administered by Sourcewell, an administrative governmental agency of the State of Minnesota. The purchase is for the Street Department to replace Unit 77 as part of the regular replacement cycle.

Councilmember Jenkins moved to approve the Resolution. Councilmember Ceperley seconded the motion. With a majority of members present recorded thereon as voting in the affirmative, the Mayor declared Resolution 324-20 adopted.

State Equipment, Inc.
560 New Goff Mountain Road
Charleston, WV 25313



Quote For:	Kevin Oxley	Quote Date:	1/3/2020
Company	City of Charleston	Valid Date:	1/31/2020
Address	Po Box 2749		
City/State/Zip	Charleston WV 25330		
Phone#	304-348-8000	Prepared By:	J. Cook
Fax#			
Cell #			
E-Mail			

Quantity	Description	Price
1	New CASE 580 Super N Tractor Loader Backhoe	
	Cab, Heat, AC, 12X16.5 F. Tire, 19.5X24 R Tire, Extendahoe, Front CWT,	
	Dual Lever Controls, 24" Rear Bucklet, Combo Flip Pads, Front Auxiliary	
	Hydraulics, 4-in-1 Front Bucket, Rear Auxiliary Hydraulics, Backhoe Hydraulic	
	Thumb, Ride Control, Comfort Steer, LH Door, Air Cloth Suspension Seat,	
	cold start dual batteries, and LED Light Package.	
	List Price	\$169,814.00
	SourceWell (NIPA)	(-62,831.18)
	Freight	\$1,200.00
	PDI/ Delivery	\$750.00
	Total	\$108,932.82

Additional Information:

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If you have any questions concerning this quote please contact:

Jimmy Cook
304-539-8475
jcook@stateequipment.com

REPORTS OF OFFICERS

1. Municipal Court Report to City Council Month Ending February 2020.
Received and Filed.

NEW BILLS

Introduced by Councilmember Joseph Jenkins on April 6, 2020:

Bill No. 7869 – A Bill and Order relating to the laying of levies on real, personal and public utility property within the City of Charleston, West Virginia, including excess levies previously provided for in the Official Municipal Budget Document for the fiscal year beginning the first day of July 2020.

Refer to Finance Committee

Introduced by Councilmember Becky Ceperley on April 6, 2020:

Bill No. 7870 – A Bill authorizing the waiver of interest, when the City Collector makes certain findings and with the approval of the City Manager, on Business and Occupation Tax filings for revenue during the first quarter of 2020 where filings are made by April 30, 2020, and payments are made by June 1, 2020.

Refer to Finance Committee

MISCELLANEOUS/UNFINISHED BUSINESS

1. Councilmember Faegre acknowledged those working In the Refuse Department during the pandemic crisis.
2. Councilmember Wesley-Plear acknowledged the school bus drivers for their work during the pandemic crisis.
3. Councilmember Pharr announced that a local affiliated financial group will be purchasing gas for registered nurses on April 9, 2020.
4. Councilmember McKinney announced that the annual block party planned for April 11, 2020 honoring her son will have to be cancelled due to the pandemic crisis. She asked that members of Council do something kind for someone on that day in remembrance of his life taken by gun violence.
5. Councilmember Overstreet said he had heard concerns over late sanitary bills. Mayor Goodwin stated she believed the Sanitary Board will make accommodations, but she will follow-up with the Councilmember.

ADJOURNMENT

The Clerk, Miles C. Cary II, called the closing roll call:

YEAS: Adams, Bays, Burton, Campbell, Ceperley, Cook, Faegre, Haas, Hoover, Jenkins, Jones, King, Knauff, Laird, McKinney, Minardi, Overstreet, Persinger, Pharr, Reishman, Robinson, Sheets, Snodgrass, Steele, Wesley-Plear, Mayor Goodwin

NAYS: NONE

ABSENT: Bailey

At 8:12 p.m., by a motion from Councilmember Ceperley, Council adjourned until Monday, April 20, 2020, at 7:00 p.m., in the Council Chamber in City Hall or electronically as needed.

Amy Shuler Goodwin, Honorable Mayor

Miles C. Cary II, City Clerk