CHARLESTON CITY COUNCIL

Regular Meeting

July 6, 2020
at 7:00 PM

UNTIL FURTER NOTICE, COUNCIL MEETINGS WILL BE MADE AVAILABLE TO THE PUBLIC VIA ZOOM AND CIVICCLERK

City Hall, 501 Virginia St. E.
Charleston, WV

AGENDA

***Join via internet:** https://us02web.zoom.us/j/83861678813?pwd=eU1lZ2V1NXJ0blV0OFQ0SXNFTWk5QT09
Password: 078643
***Join via Telephone: (312) 626-6799 or (929) 436-2866**
Webinar ID: 838 6167 8813
***Join via CivicClerk: https://charlestonwv.civicclerk.com**

CALL TO ORDER BY THE MAYOR

INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC SPEAKERS AND CLAIMS

1. INTERESTED PUBLIC SPEAKERS MUST REGISTER WITH THE CLERK'S OFFICE VIA PHONE ON JULY 6, 2020 FROM 3:00-6:00 P.M. FIVE (5) SPEAKERS WILL BE PERMITTED (RULE NO. 22 (B)). 304-348-8179.
2. Claims 7-6-2020

PROCLAMATIONS

1. 7-6-2020

COMMUNICATIONS

1. 7-6-2020

MISCELLANEOUS RESOLUTIONS

1. Resolution No. 358-20 - Declaring unequivocally that Black lives matter and reaffirming City of Charleston policies and ordinances that prohibit discrimination.

REPORTS OF STANDING COMMITTEES

PLANNING, STREETS AND TRAFFIC

1. Bill No. 7872 - A Bill closing, abandoning and discontinuing as public streets two parcels and transferring ownership to the State of West Virginia Department of Administration: a portion of Michigan Avenue and a portion of the alleyway from Washington Street to the railroad tracks at the State Capitol Complex, to include the abandonment of any City sewer and stormwater lines within this tract.

FINANCE

1. ~~Resolution No. 349-20 - Authorizing the Mayor to submit a substantial amendment to the City of Charleston's 2019 Annual Action Plan to the U.S. Department of Housing and Community Development~~
2. Resolution No. 350-20 – Purchase of Bituminous Concrete
3. Resolution No. 351-20 – Purchase of Portland Cement Concrete
4. Resolution No. 352-20 – Purchase of Road Salt
5. Resolution No. 353-20 – Purchase of various Aggregate
6. Resolution No. 354-20 – Feasibility Study for the Recycling Program
7. Resolution No. 355-20 – Authorizing the Mayor or City Manager to enter into a Road Paving Contract
8. Resolution No. 356-20 - Authorizing settlement of pending disputed claims against the City in the matter known as Freda Gilmore v. City of Charleston, et al., as recommended by the City Solicitor.
9. Resolution No. 357-20 - Authorizing the Mayor and City Manager to take all necessary steps to loan or donate the Kanawha Riflemen Memorial monument to a West Virginia history museum and requesting the Charleston Historic Landmarks Commission to prepare a proposal regarding a new monument and other historical markers necessary to present the history of Ruffner Park in a historically accurate manner.

REPORTS OF OFFICERS

1. 7-6-2020

NEW BILLS

1. 7-6-2020

UNFINISHED BUSINESS AND/OR MISCELLANEOUS BUSINESS

ROLL CALL

ADJOURNMENT

THE NEXT REGULAR MEETING OF COUNCIL WILL BE HELD JULY 20 , 2020 AT 7:00 P.M.

THE AGENDA WAS AMENDED 7-1-2020

Page | 3 of

AFFIDAVIT
City of Charleston

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, to-wit:

The Mayor, Recorder, and/or Municipal Attorney of the City of Charleston, West Virginia, will take notice that this day appeared before the undersigned authority,
Joseph A Carter Jr, **Claimant,**
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 510 Pacific St Charleston, WV 25302

Telephone Number: 304-546-3503

and that on the 1st day of June, 2019/2020, at approximately 11 am/pm
in the City of Charleston, West Virginia, he/she sustained

Hit pothole on Garrison Ave @ 111 Garrison Ave

Nature Of Injury And/Or Damage

As A Result Of:
possible busted front Shock on car maybe possible other damages

As a result of which accident, the **Claimant,** Joseph A Carter Jr, does hereby make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by him/her in the future.

Joseph A Carter Jr
Signature of Claimant

Taken, subscribed and sworn to before me this 12 day of June, 2020.
My commission expires 4/17/2025.

Notary Public

OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
Cecil L. Terry, III
3501 MacCorkle Ave SE
Charlestown, WV 25304
My Commission Expires April 17, 2025

RECEIVED
JUN 15 2020
OFFICE OF CITY CLERK

AFFIDAVIT
Charleston Sanitary Board

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, to-wit:

The Mayor, Recorder, and/or Municipal Attorney of the City of Charleston, West Virginia, will take notice that this day appeared before the undersigned authority,
VINCENT QUINN, **Claimant**,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 906 South Park Rd Chas, WV 25304

Telephone Number: 681-313-0123

and that on the 14th day of JUNE, 2019/2020, at approximately 7 (am)/pm in the City of Charleston, West Virginia, he/she sustained

I SPENT 1000.00 dollars to UNplug MY SEWER LINES & had to stay (2) NIGHTS IN A hotel AS A RESULT of the SEWER LINES damage

Nature Of Injury And/Or Damage

As A Result Of:
(CSB) Replaced Sewer collar on the MAIN line at the corner of Kid Road & South Park Rd and (CSB) crushed MY LINES & Converted MY LINES CAUSING MY LINES to clog up.

As a result of which accident the **Claimant**, VINCENT QUINN, does hereby make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by him/her in the future.

Signature of Claimant

Taken, subscribed and sworn to before me this 18 day of June, 2020.
My commission expires 11/8/2024

Notary Public

OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
Nancy E. Beverlin
3601 Maccorkle Ave. SE
Charleston, WV 25304
My Commission Expires November 08, 2024

AFFIDAVIT
City of Charleston

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, to-wit:

The Mayor, Recorder, and/or Municipal Attorney of the City of Charleston, West Virginia, will take notice that this day appeared before the undersigned authority, Meghan S. Shears, **Claimant,** who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 101 Hamlet Way Charleston, WV 25314

Telephone Number: 304.444.3231

and that on the 11th day of June, 2019/2020, at approximately 7:20 am/pm in the City of Charleston, West Virginia, he/she sustained

damage to my 2020 Toyota Camry . Damage sustained was a broken headlight and a dent/scratch on the hood.

Nature Of Injury And/Or Damage

As A Result Of: A City employee was moving on Oakhurst Road near the Kroger gas station. When the employee was attempting to move off the road to allow for traffic to pass, his mower picked up a log, piece of wood of some type or rock. Said item hit the headlight and hood of the car.

As a result of which accident, the **Claimant,** Meghan S. Shears, does hereby make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by him/her in the future.

Signature of Claimant

Taken, subscribed and sworn to before me this 18th day of June, 2020.
My commission expires 8/1/2024.

Sandra E. Sparks
Notary Public

Official Seal
Notary Public, State of West Virginia
Sandra E. Sparks
WV Division of Homeland Security
and Emergency Management
1703 Coonskin Drive
Charleston, WV 25311
My Commission Expires August 01, 2024

RECEIVED
JUN 18 2020
OFFICE OF CITY CLERK

AFFIDAVIT
City of Charleston

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, to-wit:

The Mayor, Recorder, and/or Municipal Attorney of the City of Charleston, West Virginia, will take notice that this day appeared before the undersigned authority,
Jaclyn Chantel Tudor, **Claimant,**
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 1206 Sycamore Rd Griffithsville WV 25521

Telephone Number: 3043806332

and that on the 16th day of June, 2019/2020, at approximately 8:00 (a)pm in the City of Charleston, West Virginia, he/she sustained

a paint chip on new car on passenger rear door.

Nature Of Injury And/Or Damage

As A Result Of:
I was driving on MacCorkle Ave (passing the train station) heading to work @ mountaineer Cardiology on Chesterfield Ave when a rock was thrown by a lawn care machine & hit my car door. I turned around and got a contact to call by a worker named Mathew who was super nice. He told me who to call & I drove away.

As a result of which accident, the **Claimant,** Jaclyn Chantel Tudor, does hereby make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by him/her in the future.

Jaclyn C Tudor
Signature of Claimant

Taken, subscribed and sworn to before me this _____ day of _____, 2020.
My commission expires _____.

Notary Public

Resolution No. 358-20

Introduced in Council:

July 6, 2020

Adopted by Council:

Introduced by:

Mayor Amy Shuler Goodwin, Becky Ceperley, Pat Jones, Bobby Haas, Chuck Overstreet, Tiffany Wesley Plear, Jeanine Faegre, Deanna McKinney, Adam Knauf, Robert Sheets, Mary Beth Hoover, Keeley Steele, Shannon Snodgrass, Joseph Jenkins, Brent Burton, Courtney Persinger, Sam Minardi, Bobby Reishman, Bruce King, Will Laird, Brady Campbell, Chad Robinson, Ben Adams, Naomi Bays, Jennifer Pharr, Caitlin Cook, and John Kennedy Bailey

Referred to:

No Committee—Full Council

Resolution No. 358-20 - Declaring unequivocally that Black lives matter and reaffirming City of Charleston policies and ordinances that prohibit discrimination.

WHEREAS, the City of Charleston strives to be a vibrant and welcoming city, where all people feel protected, included, secure and safe;

WHEREAS, the City of Charleston has adopted polices and ordinances that prohibit discrimination because of race, religion, color, national origin, ancestry, sex, age, blindness, handicap, sexual orientation, or familial status;

WHEREAS, despite the City policies and ordinances, as well as similar state and federal laws, discrimination and racism still exists in our country, our state, and our City;

WHEREAS, systemic racism manifests itself both overtly and covertly through examples such as the recent killing of George Floyd by four members of the Minneapolis Police Department, the disproportionate representation of people of color in prison, the recent rise of white supremacist groups throughout the country, and implicit biases and stereotypes that result in disparate treatment for people of color throughout our country;

WHEREAS, the City of Charleston stands with community members who have peacefully protested acts of racism, injustice, and inequality;

WHEREAS, the City of Charleston recognizes that some of the City's earliest white inhabitants were slave owners and fought in the Civil War for the Confederacy against the Union;

WHEREAS, the City of Charleston recently took steps to remove a monument from Ruffner Park that commemorated the Kanawha Riflemen, which was a militia unit that ultimately became Company H of the 22nd Regiment of the Virginia Infantry during the Civil War against the Union;

WHEREAS, the City of Charleston expressly recognizes that the history of the Civil War should not be forgotten, but that museums and history books are the place to learn about the City, state, and nation's past—not prominent monuments on City or state property or by glorifying Confederate leaders on school names or other public buildings;

WHEREAS, the City of Charleston is committed to combatting systemic racism and ensuring that the City continues to be welcoming for all; and

WHEREAS, the City of Charleston unequivocally declares that Black lives matter.

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

That Black lives matter.

That the City reaffirms its anti-discrimination policies and ordinances and commits to working with the community to take all action necessary to create additional anti-racist policies and ordinances that address racism.

And that City Administration and City Council are committed to receiving implicit bias training from a nationally certified training entity or entities.

PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: **Miles Carey, City Clerk**

From: **Council's Committee on Planning, Streets and Traffic**

Date: **April 22, 2020**

Subject: **Bill No. 7872**

The Committee on Planning, Streets and Traffic has had under consideration Bill No. 7872 and attached hereto and made a part thereof:

The Committee finds:

1. The right of ways are dead ends and therefore do not serve as part of a pattern of streets and will not negatively impact traffic flow;
2. The property will be transferred from one public entity to another; and
3. This City will no longer have to maintain the right of ways or be subject to liability.

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover – VIA Phone
Chair

Naomi Bays – VIA Phone
Becky Ceperley– VIA Phone
Will Laird – VIA Phone
Adam Knauff – VIA Phone
Chad Robinson – VIA Phone

Bill No. 7872

Introduced in Council:

June 1, 2020

Introduced by:

Mary Beth Hoover

Adopted by Council:

Referred to:

Planning, Streets and Traffic Committee

Bill No. 7872 - A Bill closing, abandoning and discontinuing as public streets two parcels and transferring ownership to the State of West Virginia Department of Administration: (1) a portion of Michigan Avenue located at the end of Michigan Avenue (at Virginia Terrace) to the railroad tracks at the State Capitol Complex; and (2) a portion of the alleyway from Washington Street to the railroad tracks at the State Capitol Complex behind the Chiller Plant, to include the abandonment of any City sewer and stormwater lines within this tract.

Now, therefore, be it ordained by the Council of the City of Charleston:

1. References the following pieces of property to be deeded to the State:

   (a) **BEING** a portion of Michigan Avenue, a variable width public right of way, as shown on a map entitled "Map of DeGruyter Addition to the City of Charleston, W. Va." Of record in the office of the Clerk of the County Commission of Kanawha County, West Virginia in Deed Book 96 at Page 295 in the City of Charleston and as shown on Tax Map 28 in Tax District 11, Kanawha County, West Virginia and more particularly described as set forth in the attached legal description prepared by Chapman Technical Group titled "A Portion of Michigan Avenue Proposed for Closure", and the plat entitled "PLAT OF SURVEY SHOWING A PORTION OF MICHIGAN AVENUE PROPOSED FOR CLOSURE AT THE STATE CAPITOL COMPLEX CITY OF CHARLESTON, KANAWHA COUNTY, WEST VIRGINIA" by Chapman Technical Group dated November 7, 2019, as surveyed by Jason E. Brown, WV Professional Surveyor No. 2188, both attached hereto and made a part hereof as Attachment A; and

   (b) **BEING** a 14-foot wide public alley located northerly and adjacent to the Washington Street East right of way line and the southerly and adjacent to a rail road right of way, easterly of California Avenue and westerly of (formerly Jefferson Street and more particularly described as set forth in the attached legal description prepared by Chapman Technical Group titled "A 14-Foot Alley Proposed for Closure", and the plat entitled "PLAT OF SURVEY SHOWING A 14-FOOT ALLEY PROPOSED FOR CLOSURE AT THE STATE CAPITOL COMPLEX CITY OF CHARLESTON, KANAWHA

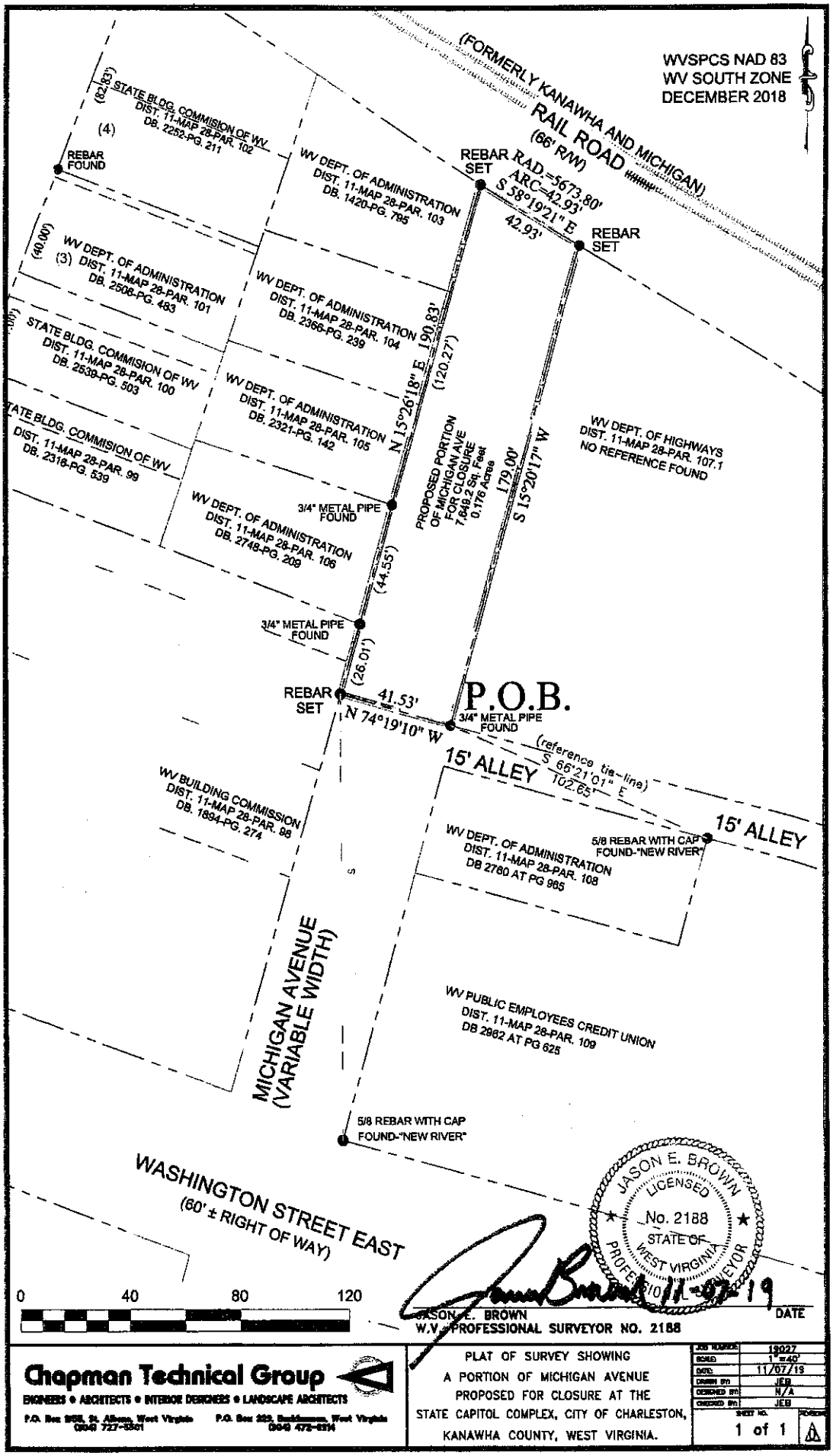
COUNTY, WEST VIRGINIA" by Chapman Technical Group dated April 27, 2020, as surveyed by Jason E. Brown, WV Professional Surveyor No. 2188, both attached hereto and made a part hereof as Attachment B.

2. The Mayor of the City of Charleston be, and is hereby authorized and directed to execute, acknowledge and deliver a proper deed conveying to the State Of West Virginia, Department Of Administration, and its successors and assigns, all rights, title and interest in and to said real property as described in Section 1 above, for mutual consideration, as authorized by West Virginia Code § 1-5-3, and to include the abandonment of any City sewer and stormwater lines within the tract set forth in paragraph 1(a) above.

3. All prior ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

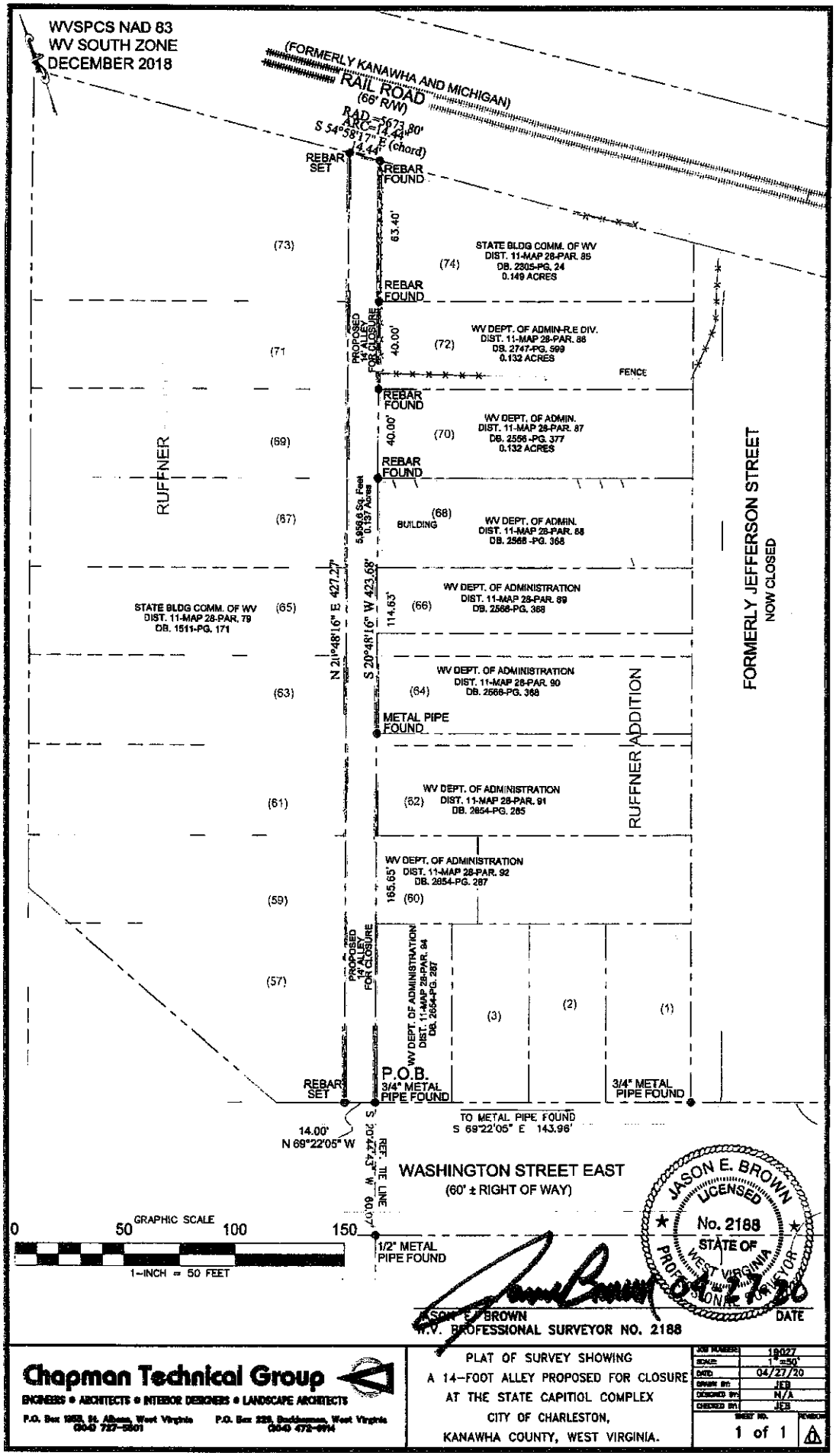
ATTACHMENT A

SURVEY DESCRIPTION AND PLAT


WVSPCS NAD 83
WV SOUTH ZONE
DECEMBER 2018
(FORMERLY KANAWHA AND MICHIGAN) RAIL ROAD (66' R/W)
REBAR FOUND
REBAR SET
REBAR RAD.=5673.80'
ARC=42.93'
S 58°19'21" E
42.93'
REBAR SET
(82.83')
STATE BLDG. COMMISION OF WV
DIST. 11-MAP 28-PAR. 102
DB. 2252-PG. 211
(4)
WV DEPT. OF ADMINISTRATION
DIST. 11-MAP 28-PAR. 103
DB. 1420-PG. 795
(40.00')
WV DEPT. OF ADMINISTRATION
(3) DIST. 11-MAP 28-PAR. 101
DB. 2508-PG. 483
WV DEPT. OF ADMINISTRATION
DIST. 11-MAP 28-PAR. 104
DB. 2366-PG. 239
STATE BLDG. COMMISION OF WV
DIST. 11-MAP 28-PAR. 100
DB. 2539-PG. 503
WV DEPT. OF ADMINISTRATION
DIST. 11-MAP 28-PAR. 105
DB. 2321-PG. 142
N 15°26'18" E 190.83'
(120.27')
PROPOSED PORTION OF MICHIGAN AVE FOR CLOSURE 7,848.2 Sq. Feet 0.176 Acres
179.00'
S 15°20'17" W
WV DEPT. OF HIGHWAYS
DIST. 11-MAP 28-PAR. 107.1
NO REFERENCE FOUND
STATE BLDG. COMMISION OF WV
DIST. 11-MAP 28-PAR. 99
DB. 2316-PG. 539
3/4" METAL PIPE FOUND
WV DEPT. OF ADMINISTRATION
DIST. 11-MAP 28-PAR. 106
DB. 2748-PG. 209
(44.55')
3/4" METAL PIPE FOUND
(26.01')
REBAR SET
41.53'
N 74°19'10" W
P.O.B.
3/4" METAL PIPE FOUND
(reference tie-line)
S 66°21'01" E
102.65'
15' ALLEY
15' ALLEY
WV BUILDING COMMISSION
DIST. 11-MAP 28-PAR. 98
DB. 1894-PG. 274
WV DEPT. OF ADMINISTRATION
DIST. 11-MAP 28-PAR. 108
DB 2760 AT PG 965
5/8 REBAR WITH CAP FOUND-"NEW RIVER"
MICHIGAN AVENUE (VARIABLE WIDTH)
WV PUBLIC EMPLOYEES CREDIT UNION
DIST. 11-MAP 28-PAR. 109
DB 2962 AT PG 625
5/8 REBAR WITH CAP FOUND-"NEW RIVER"
WASHINGTON STREET EAST
(60' ± RIGHT OF WAY)
0
40
80
120
JASON E. BROWN
LICENSED
No. 2188
STATE OF
WEST VIRGINIA
PROFESSIONAL SURVEYOR
11-07-19
JASON E. BROWN
W.V. PROFESSIONAL SURVEYOR NO. 2188
DATE
Chapman Technical Group
ENGINEERS • ARCHITECTS • INTERIOR DESIGNERS • LANDSCAPE ARCHITECTS
P.O. Box 955, St. Albans, West Virginia (304) 727-3501
P.O. Box 329, Bunkerhill, West Virginia (304) 478-8114
PLAT OF SURVEY SHOWING
A PORTION OF MICHIGAN AVENUE
PROPOSED FOR CLOSURE AT THE
STATE CAPITOL COMPLEX, CITY OF CHARLESTON,
KANAWHA COUNTY, WEST VIRGINIA.
JOB NUMBER 19027
SCALE 1" = 40'
DATE 11/07/19
DRAWN BY JEB
DESIGNED BY N/A
CHECKED BY JEB
SHEET NO. 1 of 1
REVISIONS 1

ATTACHMENT B

SURVEY DESCRIPTION AND PLAT



Chapman Technical Group

ENGINEERS • ARCHITECTS • INTERIOR DESIGNERS • LANDSCAPE ARCHITECTS

P.O. Box 1953, St. Albans, West Virginia 0040 727-5801

P.O. Box 228, Buckhannon, West Virginia 0040 472-6914

PLAT OF SURVEY SHOWING
A 14-FOOT ALLEY PROPOSED FOR CLOSURE
AT THE STATE CAPITIOL COMPLEX
CITY OF CHARLESTON,
KANAWHA COUNTY, WEST VIRGINIA.

JOB NUMBER	19027
SCALE	1"=50'
DATE	04/27/20
DRAWN BY	JEB
DESIGNED BY	N/A
CHECKED BY	JEB
SHEET NO.	1 of 1
REVISION	1

Resolution No. 350-20

Introduced in Council: Adopted by Council:

July 6, 2020 _____

Introduced by: Referred to:

Joseph Jenkins Finance

Resolution No. 350-20 – Authorizing the Mayor or City Manager to purchase Bituminous Concrete (asphalt) from WV Paving, Inc. on an as needed basis at $76.50 per ton for Wearing Course Material Type 1; and $73.25 per ton for Patching and Leveling Material Type 1 to be used by the Public Works Department, as the result of a competitive bidding process.

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

The Mayor or City Manager is authorized to purchase Bituminous Concrete (asphalt) on an as needed basis at $76.50 per ton for Wearing Course Material Type 1; and $73.25 per ton for Patching and Leveling Material Type 1 to be used by the Public Works Department, as the result of a competitive bidding process.

Bituminous Concrete for Public Works

Project No. 2020-014

Bid Opening: June 24, 2020 @ 11:00am

	WV Paving, Inc. 2950 Charles Avenue Dunbar, WV 25064 P: (304) 768-9733 rjohnson@wvpaving.com		
Wearing Course Material Type I, Item 401-2-1	$76.50 per ton		
Patching and Leveling Type I, Item 401-3-1	$73.25 per ton		
Successful Bidder	✓		

Portland Cement Concrete for Public Works

Project No. 2020-16

Bid Opening: June 24, 2020 @ 11:00am

	Hanson Ready Mix 1105 9th Street Vienna, WV 26105 P: (304) 485-2191 Bradley.Rucker@lehighhanson.com		
(a) Full Load (unload in 30 minutes or less), per cubic yard, delivered to job site:			
Class A 3500# Concrete	$136.00		
Class B 3500# Concrete	$136.00		
Class C 2500# Concrete	$131.00		
Class D 2000# Concrete	$125.00		
Controllable Low Strength Material	$107.00		
(b) Partial Load Charge (if applicable)	$100.00		
(c) Unloading Charge past 30 minutes	$85.00		
(d) Cost of Adding Fiber to Concrete	$6.50		
Fuel Surcharge	$15.00		
Successful Bidder	✓		

Portland Cement Concrete for Public Works

Project No. 2020-16

Bid Opening: June 24, 2020 @ 11:00am

	Hanson Ready Mix		
(a) Full Load (unload in 30 minutes or less), per cubic yard, delivered to job site:			
Class A 3500# Concrete	$136.00		
Class B 3500# Concrete	$136.00		
Class C 2500# Concrete	$131.00		
Class D 2000# Concrete	$125.00		
Controllable Low Strength Material	$107.00		
(b) Partial Load Charge (if applicable)	$100.00		
(c) Unloading Charge past 30 minutes	$85.00		
(d) Cost of Adding Fiber to Concrete	$6.50		
€ Fuel Surcharge	$15.00		
Local Vendor Preference (4%)			
Successful Bidder with Local Preference Consideration			

Resolution No. 351-20

Introduced in Council:	Adopted by Council:
July 6, 2020	
Introduced by:	Referred to:
Joseph Jenkins	Finance

Resolution No. 351-20 – Authorizing the Mayor or City Manager to purchase Portland Cement (concrete) from Hanson Ready Mix to be used by the Public Works Department on an as needed basis at the prices listed on the attached tabulation sheet, as the result of a competitive bidding process.

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

The Mayor or City Manager is authorized to purchase Portland Cement (concrete) from Hanson Ready Mix to be used by the Public Works Department on an as needed basis at the prices listed on the attached tabulation sheet, as the result of a competitive bidding process.

Resolution No. 352-20

Introduced in Council: July 6, 2020

Introduced by: Joseph Jenkins

Adopted by Council:

Referred to: Finance

Resolution No. 352-20 – Authorizing the Mayor or City Manager to purchase road salt from Cargill, Inc. to be used by the Public Works Department on an as needed basis for snow and ice removal in the amount of $71.71 per ton, as the result of a competitive bidding process with local vendor preference consideration.

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

The Mayor or City Manager is authorized to purchase road salt from Cargill, Inc. to be used by the Public Works Department on an as needed basis for snow and ice removal in the amount of $71.71 per ton, as the result of a competitive bidding process with local vendor preference consideration.

Purchase of Road Salt for the Street Department

Project No. 2020-013

Bid Opening: June 24, 2020 @ 11:00am

	Cargill, Inc.	Morton Salt, Inc.
	24950 Country Club Blvd., Suite 450	444 West Lake Street, Suite 3000
	North Olmsted, OH 44070	Chicago, IL 60606
	P: (800) 600-7258	P: (855)665-4540
	Salt_CusomerCareRoadSafety@Cargill.com	buyroadsalt@mortonsalt.com
Price Per Ton	$71.71	74.58
Successful Bidder	✓	

Purchas

	Cargill, Inc.
Price Per Ton	$71.71
Local Vendor Preference (4%)	
Successful Bidder with Local Preference Consideration	

e of Road Salt for the Street Department

Project No. 2020-013

Bid Opening: June 24, 2020 @ 11:00am

Compass Minerals America Inc.	Government MLO Supplies USA, Inc.
$71.32	$109.00

No Addendum

No Addendum

Morton Salt, Inc.
74.58

Resolution No. 353-20

Introduced in Council: July 6, 2020

Introduced by: Joseph Jenkins

Adopted by Council:

Referred to: Finance

Resolution No. 353-20 – Authorizing the Mayor or City Manager to purchase various classes and sizes of aggregate from Shamblin Stone, Inc. at the prices listed on the attached tabulation sheet, as the result of a competitive bidding process. The aggregate will be used by the Public Works Department on projects undertaken throughout Fiscal Year 2020-2021.

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

The Mayor or City Manager is authorized to purchase various classes and sizes of aggregate from Shamblin Stone, Inc. at the prices listed on the attached tabulation sheet, as the result of a competitive bidding process. The aggregate will be used by the Public Works Department on projects undertaken throughout Fiscal Year 2020-2021.

Aggregate for Public Works

Project No. 2020-015

Bid Opening: June 24, 2020 @ 11:00am

	Shamblin Stone, Inc. 70 Dunbar Avenue Dunbar, WV 25064 P: (304) 766-7318 tmattox@wvpaving.com		
River Gravel:			
River Gravel #57	$28.20		
Masonry Sand	$25.65		
Dry Bed	$22.45		
Limestone:			
#2	No Bid		
#3	$26.05		
#57	$26.05		
#67	$26.75		
1 1/2" Crusher Run	$25.55		
#467	$26.05		
Plant Location Address:	70 Dunbar Avenue, Dunbar, WV		
Successful Bidder	✓		

Resolution No. 354-20

Introduced in Council:	Adopted by Council:
July 6, 2020	
Introduced by:	Referred to:
Joseph Jenkins	Finance

Resolution No. 354-20 – Authorizing the Mayor or City Manager to enter into an agreement with MSW Consultants in the amount of $35,300.00, for a feasibility study for the Recycling Program, as the result of a competitive bidding process.

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

The Mayor or City Manager is authorized to enter into an agreement with MSW Consultants in the amount of $35,300.00 for a feasibility study for the Recycling Program, as the result of a competitive bidding process.

Feasibility Study for the Recycling Program

Project No. 2020-011

Bid Opening: June 15, 2020 @ 11:00am

		New/Gen Strategie and Solutions, LLC	**MSW Consultants**	**GT Environmental, Inc**
		8140 N Mopac Expy, Bldg 1, Ste 240	11875 High Tech Ave, Ste 150	2400 Corporate Exchange Dr. Ste 150
		Austin, TX 78759	Orlando, FL 32817	Columbus, OH 43231
		P: (512) 649-1254	p: (407) 380-8951	P: (614) 794-3570
		dyanke@newgenstrategies.net	jculbertson@mswconsultants.com	Rhansen@gtenvironmental.com
CRITERIA	Points Possible			
Cost Estimate	0-20	20	18	10
Proven ability to successfully meet all project milestones and complete project by contract deadline.	0-40	40	35	40
Experience in conducting Feasibility Studies.	0-20	12	19	15
Experience with Waste Management and Recycling Projects.	0-10	6	10	9
References from projects completed in the last five years.	0-10	10	10	10
Total Points	**100**	**88**	**92**	**84**
Project Total		$34,840.00	$35,300.00	$49,900.00
Project Completion		75	90	90
Successful Bidder			✓	

Resolution No. 355-20

Introduced in Council: Adopted by Council:

July 6, 2020 _____

Introduced by: Referred to:

Joseph Jenkins Finance

Resolution No. 355-20 – Authorizing the Mayor or City Manager to enter into an agreement with Bear Contracting LLC in the amount of $1,471,800.00, for the City's Street Paving Project, as the result of a competitive bidding process with local vendor preference consideration.

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

The Mayor or City Manager is authorized to enter into an agreement with Bear Contracting LLC in the amount of $1,471,800.00, for the City's Street Paving Project, as the result of a competitive bidding process with local vendor preference consideration.

Road Paving June 2020

Project No. 2020-017

Bid Opening: June 29, 2020 @ 11:00am

	Bear Contracting LLC	**WV Paving**	**MR Asphalt, Inc.**
	PO Box 1196	2950 Charles Avenue	148 Hunters Cove
	Bridgeport, WV 26330	Dunbar, WV 25064	Charleston, WV 25320
	P: (304) 326-0160	P: (304) 768-9733	P: (304) 988-3789
	murso@bear-contracting.com	ben.bragg@wvpaving.com	mrasphaltboggess@aol.com
Project Total	$1,471,800.00	$1,518,160.00	$1,593,900.00
Local Vendor Preference (4%)	(5,000.00) $1,466,800.00	(5,000.00) $1,513,160.00	(5,000.00) $1,588,900.00
Successful Bidder with Local Preference Consideration	✓		

Resolution No. 356-20

Introduced in Council:	Adopted by Council:
July 6, 2020	
Introduced by:	Referred to:
Joseph Jenkins	Finance Committee

Resolution No. 356-20- Authorizing settlement of pending disputed claims against the City in the matter known as Freda Gilmore v. City of Charleston, et al., Civil Action No. 2:20-cv-00022 in the United States District Court for the Southern District of West Virginia, as recommended by the City Solicitor.

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

That the City Council hereby authorizes and approves the settlement of pending disputed claims against the City by Freda Gilmore, as contained in Civil Action No. 2:20-cv-00022 in the United States District Court for the Southern District of West Virginia, in the amount of $80,000, as recommended by the City Solicitor. The City Council acknowledges that the settlement funds for Ms. Gilmore will be placed in trust for her benefit. The City Council authorizes the City Solicitor and City Manager to take all necessary steps to finalize resolution of the claims.

Resolution No. 357-20

Introduced in Council:	Adopted by Council:
July 6, 2020	
Introduced by:	Referred to:
Mary Beth Hoover	Finance

Resolution No. 357-20 - Authorizing the Mayor and City Manager to take all necessary steps to loan or donate the Kanawha Riflemen Memorial monument to the Craik-Patton House museum, the West Virginia State Museum, or another West Virginia history museum where it can be preserved and presented in historical context and requesting the Charleston Historic Landmarks Commission to prepare a proposal to the City regarding a new monument and other historical markers necessary to present the history of Ruffner Park in a historically accurate manner.

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

That the Mayor and City Manager are authorized to take all necessary steps to loan or donate the Kanawha Riflemen Memorial monument to the Craik-Patton House museum, the West Virginia State Museum, or another West Virginia history museum where it can be preserved and presented in historical context.

And that the Charleston Historic Landmarks Commission is requested to prepare a proposal to the City regarding a new monument and other historical markers necessary to present the history of Ruffner Park in a historically accurate manner.

Bill No. 7875

Passed by Council:

Introduced in Council

_____

July 6, 2020

Referred to

Introduced by:

Chuck Overstreet **Planning, Streets and Traffic**

Bill No. 7875 - A Bill establish a 10 MPH speed limit on Woodward Court from Orchard Street to end of Woodward Court and amending the Traffic Control Map and Traffic Control File, established by the code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Laws, Section 263, Division 2, Article 4, Chapter 114, to conform therewith.

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

Section 1. Establish a 10 MPH speed limit on Woodward Court from Orchard Street to end of Woodward Court

Section 2. The Traffic Control Map and Traffic Control File, established by the code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Laws, Section 263, Division 2, Article 4, Chapter 114, shall be and hereby are amended, to conform to this Ordinance.

Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby repealed to the extent of said inconsistency.