

CHARLESTON CITY COUNCIL

Regular Meeting

November 15, 2021

at 7:00 PM



THIS MEETING WILL TAKE PLACE IN PERSON AND CAN BE VIEWED LIVE VIA

<https://charlestonwv.civicclerk.com/web/home.aspx>

Council Chambers, Third Floor
City Hall, 501 Virginia St. E.
Charleston, WV

AGENDA

CALL TO ORDER BY THE MAYOR

INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC SPEAKERS AND CLAIMS

1. **INTERESTED PUBLIC SPEAKERS MUST REGISTER AT THE CLERK'S TABLE IN PERSON NO EARLIER THAN 15 MINUTES BEFORE THE MEETING STARTS. FIVE (5) SPEAKERS WILL BE PERMITTED (RULE NO. 22 (B)).**
2. Claims 11-15-2021

PROCLAMATIONS

1. 11-15-2021

COMMUNICATIONS

1. 11-15-2021

MISCELLANEOUS RESOLUTIONS

1. Resolution No. 561-21 - Requesting the creation of a select committee to study the size and election of City Council.

REPORTS OF STANDING COMMITTEES

ORDINANCE AND RULES

1. Bill No. 7927 Committee Substitute - A BILL to amend the Municipal Code relating to reorganizing certain city commissions; creating the public art commission; modifying the duties of the beautification commission; eliminating the wayfinding commission; setting forth the composition, terms, and certain procedural requirements of the public art commission; declaring the public art commissions powers and duties; providing rule-making authority for the public art commission; and requiring an annual report from the public art commission.

PLANNING, STREETS AND TRAFFIC

1. Bill No. 7932 Committee Substitute - A Bill changing the ward boundaries for City Council elections beginning with the 2022 election, as required by federal and state law.

FINANCE

1. Resolution No. 553-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to purchase a server and external hard drives for the Charleston Police Department's Criminal Investigation Division.
2. Resolution No. 554-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to perform a cyber security assessment of the City's computer network.
3. Resolution No. 555-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to purchase stop the bleed kits for Charleston Police Department patrol vehicles.
4. Resolution No. 556-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to provide maintenance and repairs to the radio towers utilized by the Charleston Fire and Police.
5. Resolution No. 557-21 - Authorizing the Mayor or City Manager to purchase playground equipment etc. from Miracle Recreation Equipment for the Beatrice Street Park.
6. Resolution No. 558-21 - Authorizing the Mayor or City Manager to enter into one or more agreements for the purchase of E-10 Gasoline and Diesel Fuel through bids to be received by the Kanawha Valley Regional Transportation Authority on November 17, 2021.
7. Resolution No. 559-21 - Authorizing approval of Amendment No. 5 of the FY 2021—2022 General Fund Budget.
8. Resolution No. 560-21 - Authorizing the Mayor or City Manager to enter into a contract with Nitro Construction for the purchase and installation of indoor and outdoor security cameras for the North Charleston Community Center.

REPORTS OF OFFICERS

1. 11-15-2021

NEW BILLS

1. 11-15-2021

UNFINISHED BUSINESS AND/OR MISCELLANEOUS BUSINESS

REMARKS BY MEMBERS

ROLL CALL

ADJOURNMENT

THE NEXT REGULAR MEETING OF COUNCIL WILL BE DECEMBER 6, 2021 AT 7:00 PM.

***Meetings may be recorded and broadcast via internet <https://charlestonwv.civicclerk.com>**



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,

Charles Mullins, Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 1039 Temple Street, Charleston, WV 25381

Telephone Number: 304-545-6529

and that on the _____ day of _____, 2020/2021 at approximately _____ am/pm
in the City of Charleston, West Virginia, he/she sustained

Sustained damage to the foundation of our home

Nature Of Injury And/Or Damage

As A Result Of:

An ongoing water drainage issue for the last 27 years due to the City of Charleston's lack of proper drainage. Per the City's evaluation there is a broken drain line that runs downs between my home and the neighbor's home. The result of this broken drain line has escalated the foundation issue that we are now experiencing.

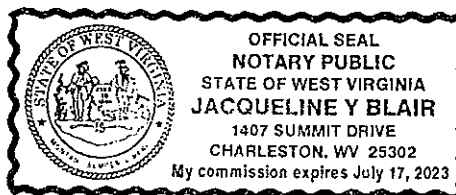
As a result of which accident, the Claimant, Charles Mullins, does hereby make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by him/her in the future.

Charles Mullins
Signature of Claimant

Taken, subscribed and sworn to before me this 5th day of November, 2021.

My commission expires July 17, 2023.

Jacqueline Y Blair
Notary Public





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,
Karl L. Nester, Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 939 Woodward Dr. 25387

Telephone Number: 304-807-7842

and that on the 27 day of 09, 2020 2021, at approximately 12:10 am/pm
in the City of Charleston, West Virginia, he/she sustained

Nature Of Injury And/Or Damage

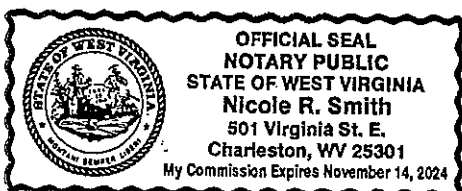
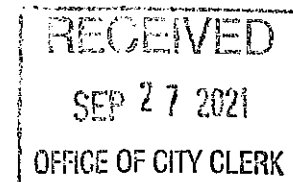
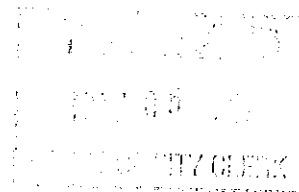
As A Result Of: Damage of Flood The Basement Do To Pulling
SEWER in up Woodward, DR. they Broke Basement drain

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

Karl L. Nester
Signature of Claimant

Taken, subscribed and sworn to before me this 27 day of 09, 2021.
My commission expires _____.

Nicole R. Smith
Notary Public





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,
Robert Washington & Christine Fischer (neighbor) Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 1019 Stadium Place, Charleston WV, 25311

Telephone Number: (606) 681-205-2545

and that on the _____ day of April, 2020/2021 at approximately around 11/12 am/pm
in the City of Charleston, West Virginia, he/she sustained

2nd week after moving into our new home our daughters Barbie RV
was parked beside our vehicles which is across from our Trash Bin
was taken in by the trash truck guy at the end of our street
Nature Of Injury And/Or Damage

As A Result Of: was visiting his daughter pulled up & stopped by to

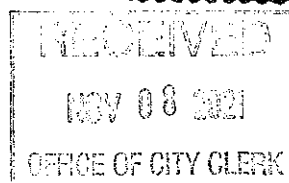
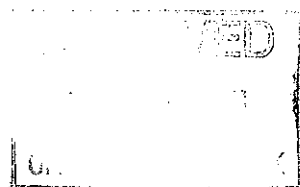
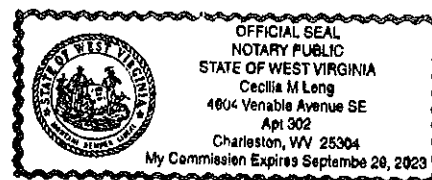
ask us if we had noticed because he saw them take it
then 2 wks later 3 Bikes of our childrens was leaned
against our post bottom of our stairs not in our trash
was taken by the trash guys seen by another person.

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

Robert Washington
Signature of Claimant

Taken, subscribed and sworn to before me this 12 day of May, 2021.
My commission expires Sept. 20, 2023.

Cecilia M Long
Notary Public



**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

- WHEREAS:** The City of Charleston is proud to join the Charleston Area Alliance, Charleston Main Streets, Downtown Charleston Association, and the Neighborhood Associations in celebrating and supporting our local businesses and the contribution they have on our City's culture, economy, and character; and
- WHEREAS:** For every \$100 spent at an independent business, \$48 stays within the local community; and
- WHEREAS:** By shopping local, residents and visitors can experience the one-of-a-kind businesses that contribute to the distinct character of our Capital City and set it apart from other communities; and
- WHEREAS:** Local businesses invest in our city through their commitment to the future of our workforce and residents, their involvement in local government and key development decisions, and their contributions to local not-for-profits, events and teams; and
- WHEREAS:** By acknowledging November 27, 2021 as Small Business Saturday and November 22 through December 22, 2021 as Shop Local Month, the City of Charleston supports independent businesses that boost our local economy, reinforce the distinct character of our vibrant Capital City and foster relationships and community cohesiveness.

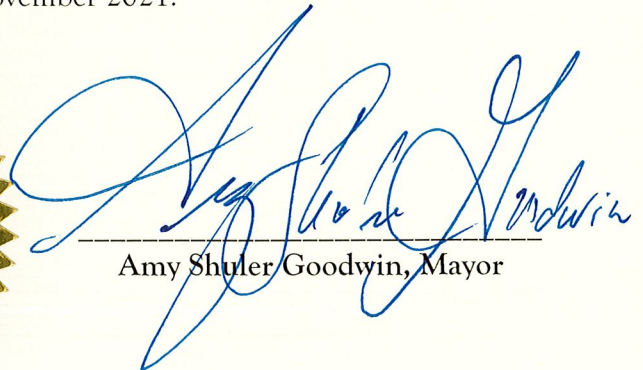
NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby proclaim November 22 - December 22, 2021, as

SHOP LOCAL MONTH

in Charleston, West Virginia and encourage all citizens to join in this celebration and shop local this holiday season and throughout the year.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 15th day of November 2021.




Amy Shuler Goodwin, Mayor

**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

- WHEREAS:** James Cubert Campbell was Charleston's first African American City Council Member; and
- WHEREAS:** As an undertaker, a prominent community member, a businessman, and a 25-year member of City Council, Campbell selflessly fought to bring representation to the African American communities of Charleston, West Virginia; and
- WHEREAS:** Throughout his life, Campbell fought for desegregation of public places, implementation of anti-lynching laws, and the creation of abundant opportunities for African-American citizens; and
- WHEREAS:** Samantha Stephens, his great-granddaughter, reminds us of Campbell's convictions, his family, and the history he helped create through her article: *The House of Campbell*; and
- WHEREAS:** We have the opportunity to honor Campbell's legacy, the significance of his work in our community and the rich history that surrounds his story.

NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby recognize

James Cubert Campbell

for his dedicated service as part of the Charleston City Council and his contributions to our Capital City.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 15th day of November 2021.

A blue ink signature of Amy Shuler Goodwin, written in a cursive style. The signature is positioned above a horizontal line, which is placed above the printed name "Amy Shuler Goodwin, Mayor".

Amy Shuler Goodwin, Mayor



**TO: MILES CARY
CITY CLERK**

**FROM: AMY SHULER GOODWIN
MAYOR**

RE: MUNICIPAL BEAUTIFICATION COMMISSION

DATE: NOVEMBER 15, 2021

I recommend the following individual be appointed to the Municipal Beautification Commission:

Alex Franklin – replaces Tim Forren with an expiration date of 9-19-24

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

ASG/mls



**TO: MILES CARY
CITY CLERK**

**FROM: AMY SHULER GOODWIN
MAYOR**

RE: CHARLESTON CONVENTION & VISITORS BUREAU

DATE: NOVEMBER 15, 2021

I recommend the following individual be appointed to the Charleston Convention & Visitors Bureau:

David Hicks, General Manager of the Embassy Suites – he is replacing Barry Kadel. Mr. Hicks will be filling one of the board requirements for a Hotel General Manager – Full Service Convention Facility.

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

ASG/mls

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

ASG/mls

Resolution No. 561-21

Introduced in Council:

November 15, 2021

Introduced by:

Jennifer Pharr

Adopted by Council:

Referred to:

Resolution No. 561-21 - Requesting the creation of a select committee to study the size and election of City Council.

WHEREAS, the size of the City Council for the City of Charleston has increased and decreased since its creation; and

WHEREAS, during the last decade, the City of Charleston reduced the size of its City Council from 27 members to 26 members, while also changing the terms of office so the City Council elections occur at the same time as other state and national elections; and

WHEREAS, the City of Charleston has a population of 48,864 according to the 2020 Census, which means each of the 20 ward representatives has an average of 2,443 constituents; and

WHEREAS, each Charleston resident is represented by one ward representative and six at-large representatives on the City Council; and

WHEREAS, some communities have non-partisan local elections and term limits for certain elected officials; and

WHEREAS, it is in the best interest of the City of Charleston for the City Council to review the size of council and potential further changes that could be made to the manner in which members of council are elected.

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

That the City Council of the City of Charleston hereby requests that a Select Committee on the Size and Election of Council be created; that such committee be charged with studying these issues through public hearings, independent research, and public debate; and that such committee be required to report back to the full City Council on or before December 31, 2022, either in a written report or through an oral presentation, or both, stating its findings and recommendations.

AMENDMENT

TO: Clerk of the Council of the City of Charleston, West Virginia

AMENDMENT TO RESOLUTION NO: 561-21

OFFERED BY: Jennifer Pharr

The following amendments to Resolution No. 561-21 are proposed:

On page one, line 2, following the word “size” by inserting a comma and striking out the word “and”;

On page one, line 2, following the word “election” by inserting a comma and the words “and duties”;

On page one, line nineteen, following the word “elections” by inserting a comma and striking out the word “and”;

On page one, line nineteen, following the word “limits” by inserting a comma and the words “attendance requirements, duties, and compensation”;

On page one line twenty-four, following the word “elected” by inserting the words “and serve”;

On page one, line 33, by striking out the number “2022” and inserting in lieu thereof the number “2023”;

On page one, line 33, after the number “2022” by striking out the word “either”;

On page one, line 33, after the words “in a” by inserting the words “publicly-

available”;

On page one, line 33, after the word “report” by striking out the word “or” and inserting in lieu thereof the word “and”; and

On page one, lines 33-34, after the word “presentation,” by striking out the words “or both,”.

Committee Substitute for Bill No. 7927

Introduced in Council:

September 7, 2021

Introduced by:

Keeley Steele

Adopted by Council:

Referred to:

Ordinances & Rules

Committee Substitute for Bill No. 7927 - A BILL to amend the Municipal Code of the City of Charleston, as amended, by amending and reenacting Section 2-533; and by amending and reenacting Sections 2-681, 2-682, 2-683, and 2-684 of said code, all relating to reorganizing certain city commissions; creating the public art commission; modifying the duties of the beautification commission; eliminating the wayfinding commission; setting forth the composition, terms, and certain procedural requirements of the public art commission; declaring the public art commissions powers and duties; providing rule-making authority for the public art commission; and requiring an annual report from the public art commission.

WHEREAS, there is a need to continually evaluate the organization of city government; and

WHEREAS, there has been a growing focus within the City of Charleston on public art making the creation of a Public Art Commission a logical next step for the advancement of public art; and

WHEREAS, excellent and innovative public art projects are created with a strong infrastructure for planning, advocacy, funding, and maintenance; and

WHEREAS, the Mayor and City Council are dedicated to promoting a vibrant culture in the City of Charleston by providing infrastructure through the implementation of a comprehensive public art and beautification strategy; and

WHEREAS, having this infrastructure in place will create a sustainable public art program in Charleston.

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

That Section 2-533 of the Municipal Code of the City of Charleston, as amended, be amended and reenacted, and that Sections 2-681, 2-682, 2-683, and 2-684 of said code be amended and reenacted, all to read as follows:

CHAPTER 2. – ADMINISTRATION.

ARTICLE VII. – BAORDS, COMMITTEES AND COMMISSIONS.

DIVISION 2. - BEAUTIFICATION COMMISSION.

36
37 **Sec. 2-533. – Duties.**
38

39 (a) It shall be the duty of the beautification commission to advise and recommend to
40 the mayor or the city council such programs or projects as would, in the opinion of the
41 commission, improve the beauty and general welfare of the city.

42 (b) The mayor or the council may request the advice or cooperation of the
43 commission for any project or program connected with the beautification, cleanliness or
44 general welfare of the city.

45 (c) The commission shall submit an annual report to the mayor, generally outlining
46 its program and progress during the previous year.

47 (d) It shall be the duty of the commission to recommend maintain maintenance and
48 rules of Davis Park, Slack Plaza, Brawley Walkway, Shanklin Park, Elk River Park and
49 Ruffner Park ~~and to promulgate rules and regulations for the use of such parks.~~

50 ~~_____ (e) It shall be the duty of the commission to review all proposed supergraphics to~~
51 ~~ensure that such supergraphics are in keeping with the intended location and are free from~~
52 ~~expressed or implied commercial, political or religious advertisement.~~

53 ~~(f)-(e)~~ The commission shall approve recommendations for expenditures from the
54 municipal beautification project fund.

55 ~~(g)-(f)~~ The commission shall, upon recommendation of the department head,
56 approve the citywide consulting horticulturalist and make this recommendation to the
57 finance committee and the city council.

58 ~~(h)-(g)~~ The commission shall serve as the tree board for the city.
59

60 **DIVISION 8. – WAYFINDING COMMISSION. PUBLIC ART COMMISSION.**
61

62 **Sec. 2-681. – Creation, composition, term of members, vacancies, compensation.**
63 **Public Art Commission created.**
64

65 There is hereby created the "City of Charleston Public Art Commission" and it shall
66 exist as an agency of the city to provide planning, advocacy, and funding of public art
67 projects in the city. The Public Art Commission shall be staffed by the City's Director of the
68 Office of Public Art.
69

70 The Wayfinding Commission previously created in this division is hereby eliminated
71 and all duties of the Wayfinding Commission are transferred to the departments of the City
72 of Charleston. ~~_____ There is hereby continued the Wayfinding Commission. The~~
73 ~~commission shall consist of eleven voting members who shall be appointed by the mayor~~
74 ~~and confirmed by Charleston City Council. Of these eleven members, at least one shall be~~
75 ~~selected from the Municipal Beautification Commission; at least one shall represent the~~
76 ~~Charleston Area Alliance; at least one shall represent the Charleston Convention and~~
77 ~~Visitor's Bureau; at least one shall represent the Kanawha County Commission; at least~~
78 ~~one shall be selected from Charleston City Council; and at least one shall represent the~~
79 ~~City of South Charleston. The term of each member shall be three years and membership~~
80 ~~shall be staggered so that the terms of four members shall expire in each of two successive~~
81 ~~years and the terms of three members shall expire in each third year. In the case of a~~

vacancy during a term, a replacement member shall serve the remainder of the term. Members of the commission shall serve without compensation. Those members selected from any entity named above shall serve so long as they are acting members of or represent such entity.

Sec. 2-682. - Organization. Composition and organization of commission.

(a) Composition. The City of Charleston Public Art Commission shall consist of nine members, each appointed by the Mayor. Of the nine members, one shall be an artist that is experienced or informed about public art, one shall be a member of City Council, one shall be an art professional, such as an artist, curator, administrator, art historian, or educator, one shall be an urban planner or developer, one shall be an architect, landscape architect, or a horticulturist, and four shall be members of the general public who work or reside in Charleston.

(b) Terms of Service. To provide staggered terms, the initial appointments of members other than the council member shall be made such that two appointments are for a 1-year term, two appointments are for a 2-year term, two appointments are for a 3-year term, and two appointments are for a 4-year term. Each such member shall serve until their successors are duly appointed and qualified. Following the initial appointments, all appointments shall be for a term of four years. The council member of the commission shall serve for a term coextensive with their term as a member of council. Vacancies other than by reason of expiration of term of office shall be filled for the unexpired term only.

(c) Service without compensation. All members shall serve without compensation, but may be reimbursed for reasonable expenses arising out of the performance of their duties provided there has been advance approval for such expenses from the Director of the Office of Public Art.

(d) Governance. Members of the commission shall select annually from its membership a chair, a vice-chair, and any other officers as it determines necessary for the performance of its duties. The commission may adopt such rules or by-laws as may be necessary for the transaction of its business.

(e) Meetings. Meetings of the commission shall be open to the public and be properly noticed in accordance with the Open Governmental Proceedings Act, West Virginia Code Chapter 6, Article 9A. The commission shall meet quarterly, and may meet more frequently if it elects. The Director of the Office of Public Art shall provide an agenda for meetings of the commission to the City Clerk for posting consistent with the Open Governmental Proceedings Act at least three business days prior to any meeting.

(f) Quorum. A majority of the members of the commission shall constitute a quorum. A majority vote of the members present at a meeting shall be required for any action or decision of the commission.

~~(a) The commission shall select annually from its membership a chairman, vice chairman, secretary and other officers as it determines necessary for the performance of its~~

duties. A majority of the members of the commission will constitute a quorum. No action of the commission shall be official, unless authorized by a majority of the commission.

~~_____ (b) The commission shall adopt such rules and hold such meetings as shall be necessary or convenient for the transaction of its business.~~

~~(Bill. No. 6936, § 2-182, 11-4-2002; Bill No. 7043, 3-15-2004; Bill No. 7201, 7-3-2006)~~

Sec. 2-683. – Duties and powers.

_____ (a) The public art commission's duties shall include, but not be limited to:

_____ (1) Identifying opportunities to collaborate on commissions for public art and educational programs with other organizations and committees;

_____ (2) Identifying resources outside of the Charleston Fund for Public Art for commissioning new work, conservation, maintenance, and educational programs within the city;

_____ (3) Approving requests for the placement of a mural on any outside wall, façade or other surface of a building or structure within the City.

_____ (4) Working with the Office of Public Art to create a Public Art Strategy for the City of Charleston, which shall include a flexible road map for acquisition and maintenance of public art based on available opportunities and funding sources.

~~_____ (a) The commission shall: (i) create, oversee and review a directional sign system for residents and visitors to major public areas, destinations and places in the city and its environs, (herein the "Wayfinding System"); (ii), promote and regulate the use of banners and other decorations to identify districts, places of interest, and arts, sports and other public events; (iii) create, oversee, and reviews signs in all parks owned or operated by the city; and (iv) pursue and implement plans and goals adopted from time to time by city council. For such purposes the commission shall have the authority to create, use, regulate and develop the following:~~

~~_____ (a) Geographic districts and their boundaries included in the Wayfinding System;~~

~~_____ (b) Destination and attraction signs included in the Wayfinding System;~~

~~_____ (c) Banners and decorations in public rights-of-way;~~

~~_____ (d) District colors;~~

~~_____ (e) Graphic logos for the districts;~~

~~_____ (f) A Charleston Area Wayfinding Map;~~

~~_____ (g) Signs in parks owned or operated by the city;~~

~~_____ (h) A long-term maintenance program for sustaining signs, banners and other decorations;~~

~~_____ (i) Policies and procedures regarding licensure and/or fair use of registered, copywrited, or otherwise legally protected designs, logos, maps, signs or other intellectual property of the Wayfinding Commission; and~~

~~_____ (j) Placement, location and removal of directional signs, signs in parks,, banners and decorations.~~

~~_____ (b) The commission shall report to city council the plan and design of signs, the identification of geographic districts, and the assignment of district colors and any changes thereto.~~

Sec. 2-684. - Finances and reports. Finances and reporting.

174
175 The commission shall prepare an annual report of the Public Arts Strategy and an
176 annual budget that incorporates allocations from Charleston's Fund for Public Art and any
177 other available funding sources. The annual term for the report and budget shall be based
178 on the city's fiscal year. The report and budget shall be presented to council annually at the
179 second meeting in December.

180 ~~—— (a) The commission shall have power and authority to raise funds and to maintain~~
181 ~~operating accounts for the receipt and disbursement of funds for the purposes stated in this~~
182 ~~division. The commission shall also have power and authority to create a permanent~~
183 ~~endowment fund to be used and administered for the purposes stated in this division. The~~
184 ~~operating accounts and endowment fund shall be subject to periodic audit by the city. The~~
185 ~~commission shall provide monthly statements to the city for all operating accounts and~~
186 ~~annual statements for the endowment fund.~~

187 ~~—— (b) City council may appropriate funds as it deems necessary to finance the activities~~
188 ~~and expenses of the commission. Members of the commission may seek reimbursement by~~
189 ~~the commission for their reasonable actual expenses incurred in connection with the~~
190 ~~performance of their duties. The city shall not otherwise obligate itself to fund the activities~~
191 ~~or expenses of the commission.~~

192 ~~—— (c) By February 1 of each year the commission shall make an annual report to city~~
193 ~~council of its activities, a financial report showing receipts and expenditures from any~~
194 ~~accounts maintained by it and the status of any endowment funds.~~
195



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: November 8, 2021

Subject: Bill No. 7932

The Committee on Planning, Streets and Traffic has had under consideration:

Bill No. 7932 - A Bill changing the ward boundaries for City Council elections beginning with the 2022 election, as required by federal and state law.

and reports the same to Council with the recommendation that the Bill do pass as a committee substitute.

Mary Beth Hoover

Chair

Jennifer Pharr
Naomi Bays
Bobby Haas
Becky Ceperley
Sam Minardi
Brady Campbell

Bill No. 7932 Committee Substitute

Introduced in Council

Passed by Council

November 1, 2021

Introduced by

Referred to

Becky Ceperley

Planning, Streets, & Traffic

1 Bill No. 7932 Committee Substitute - A Bill changing the ward boundaries for City
2 Council elections beginning with the 2022 election, as required by federal and state law.

3
4 WHEREAS, the 2020 Census taken under the authority of the U.S. Census Bureau,
5 showed a decline in residential population in Charleston, and indicates that the existing
6 wards of the City of Charleston, which were established in 2014, are disproportionate in
7 population; and

8
9 WHEREAS, West Virginia Code § 8-5-7 authorizes the governing body of a municipality
10 to, by ordinance, change boundaries of wards, so that each ward may have equal
11 representation on the governing body; and

12
13 WHEREAS, the City of Charleston retained a consultant with expertise in this area to
14 review the population disparity among the various wards and to propose a solution to the
15 same, with said solution to provide for as equal representation as reasonably practicable;
16 and

17
18 WHEREAS, said consultant reviewed the population disparity and presented his
19 recommendation that the twenty wards be redrawn ~~consistent with the geographic~~
20 ~~description in the attached Exhibit A~~; and

21
22 WHEREAS, the Planning, Streets, and Traffic Committee considered the consultant's
23 proposed map, as well as additional options prepared by City staff, at a public meeting
24 held on November 8, 2021, wherein the committee members considered population as the
25 primary factor in the reapportionment of the wards, but also took into consideration the
26 requirement to keep the wards contiguous and compact, as well as the desire to preserve
27 the cores of previous wards and keep communities of interest together; and

28
29 WHEREAS, the Planning, Streets, and Traffic Committee recommended redrawing the
30 twenty wards of the City of Charleston consistent with the geographic description in the
31 attached Exhibit A to Committee Substitute for Bill No. 7932.

32
33 WHEREAS, the newly proposed wards have a population deviation that is within
34 acceptable tolerances, that the proposed wards provide as equal representation as

35 reasonably practicable, and that the Planning, Streets, and Traffic Committee
36 recommends that the proposed wards be approved by the full City Council.

37
38 Now Therefore, Be it Ordained by the Council of the City of Charleston, West Virginia:

39
40 1. For purposes of the 2022 municipal elections (primary and general), and for
41 municipal elections thereafter, the residents of the City of Charleston shall be divided into
42 20 wards consistent with the attached Exhibit A to Committee Substitute for Bill No.
43 7932, which provides a geographic description of each ward. Exhibit A to Committee
44 Substitute for Bill No. 7932, along with a visual depiction of the wards, shall be on file in
45 the City Clerk's office, upon adoption of this Bill.

46
47 2. Commencing with the swearing in of the Council of the City of Charleston duly
48 elected in 2022, the City of Charleston shall be divided into twenty wards consistent with
49 Exhibit A to Committee Substitute for Bill No. 7932 and the City Council of Charleston
50 shall consist of twenty-six council members, with one member to be elected from each of
51 the twenty wards specified in Section 1 of this ordinance, and six members to be elected
52 at-large.

53
54 3. For the avoidance of doubt, all currently sitting Councilmembers will retain their
55 position until those individuals elected at the next municipal election are sworn in and
56 take office.

57
58 4. All prior ordinances or parts of ordinances, inconsistent with this ordinance are
59 hereby repealed to the extent of said inconsistency.

City of Charleston 2020 Census Ward Descriptions

Ward 1

The region bounded and described as follows: Beginning at the point of intersection of the north bank of the Kanawha River and the City of Charleston Boundary (at its border with the City of Dunbar), and proceeding easterly along the north bank of the Kanawha River to the Patrick Street Bridge, and proceeding northerly along Patrick Street to 7th Avenue, and proceeding westerly along 7th Avenue to Iowa Street, and proceeding northeasterly along Iowa Street to Washington Street West, and proceeding southeasterly along Washington Street West to Cliffview Avenue, and proceeding northwesterly along Cliffview Avenue to Michael Avenue, and proceeding northeasterly along Michael Avenue to Temple Street, and proceeding northerly along Temple Street to an unnamed alleyway approximately 115 feet north of Red Oak Street, and proceeding easterly along said unnamed alleyway to Mel Street, and proceeding northeasterly along Mel Street to Livingston Avenue, and proceeding easterly along Livingston Avenue to an unnamed alley approximately 300 feet to the west of Barton Street, and proceeding northerly along said unnamed alley to Beech Avenue, and proceeding westerly along Beech Avenue to Amity Drive, and proceeding northerly along Amity Drive and continuing to follow the eastern boundary of 2020 Census Block with GeoID 540390006004002, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390006004002 to its intersection with Delta Drive, and proceeding southerly along Delta Drive to Delray Drive, and proceeding northerly along Delray Drive to Chandler Drive, and proceeding westerly along Chandler Drive to Violet Street, and proceeding southerly along Violet Street to Rayhill Drive, and proceeding northwesterly along Rayhill Drive to S Street, and proceeding northwesterly along S Street to Chandler Drive, and proceeding westerly along Chandler Drive as it becomes School Street to Copenhagen Drive, and proceeding southerly along Copenhagen Drive to Hutchinson Street, and proceeding westerly along Hutchinson Street to Griffin Drive and proceeding southeasterly along Griffin Drive to Washington Street West, and proceeding westerly along Washington Street West to Hanna Drive, and proceeding northerly along Hanna Drive approximately 230 feet to an unnamed alleyway, and proceeding northwesterly along said unnamed alleyway on the boundary of 2020 Census Block with GeoID 540390002001020 to Larchmont Drive, and proceeding northerly along Larchmont Drive to Blackwell Drive, and proceeding southerly along Blackwell Drive to Woodward Drive, and proceeding northwesterly along Woodward Drive to Zabel Drive, and proceeding northerly along Zabel Drive to its intersection with 2020 Census Block with GeoID 540390002001007, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390002001007, then northwesterly along the boundary of 2020 Census Block with GeoID 540390002001007 to the City of Charleston Boundary, and proceeding southwesterly along the City of Charleston Boundary to the point of beginning.

Ward 2

The region bounded and described as follows: Beginning at the point of City Boundary its northernmost intersection with 2020 Census Block with GeoID 540390002001007 and proceeding northeasterly along City Boundary and following the northern City Boundary to its intersection with the eastern most side of 2020 Census Block with GeoID 540390003001012; and proceeding southwesterly along the southeast boundary of 2020 Census Block with GeoID 540390003001012 to the northeastern most point of 2020 Census Block with GeoID 540390003002003, and proceeding southwesterly following the boundary of 2020 Census Block with GeoID 540390003002003 to the first instance of its shared boundary with 2020 Census Block with GeoID 540390003002007, and

proceeding southeasterly along the eastern boundary of 2020 Census Block with GeoID 540390003002007 to White Oak Road, and proceeding easterly along White Oak Road to Summit Drive, and proceeding southerly along Summit Drive to Amity Drive, and proceeding westerly along Amity Drive to Gap Drive, and proceeding southerly along Gap Drive to Upper Vine Street, and proceeding southwesterly along Upper Vine Street to Adele Street, and proceeding westerly along Adele Street to Early Street, and proceeding southwesterly along Early Street to Beech Avenue, and proceeding northwesterly along Beech Avenue to Barton Street, and proceeding southwesterly along Barton Street to an unnamed alleyway approximately 140 feet south of Frame Street, and proceeding northwesterly along said unnamed alley to Hendrix Avenue, and proceeding southerly along Hendrix Avenue to Washington Street West, and proceeding westerly along Washington Street West to Cliffview Avenue, and proceeding northwesterly along Cliffview Avenue to Michael Avenue, and proceeding northeasterly along Michael Avenue to Temple Street, and proceeding northerly along Temple Street to an unnamed alleyway approximately 115 feet north of Red Oak Street, and proceeding easterly along said unnamed alleyway to Mel Street, and proceeding northeasterly along Mel Street to Livingston Avenue, and proceeding easterly along Livingston Avenue to an unnamed alley approximately 300 feet to the west of Barton Street, and proceeding northerly along said unnamed alley to Beech Avenue, and proceeding westerly along Beech Avenue to Amity Drive, and proceeding northerly along Amity Drive and continuing to follow the eastern boundary of 2020 Census Block with GeoID 540390006004002, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390006004002 to its intersection with Delta Drive, and proceeding southerly along Delta Drive to Delray Drive, and proceeding northerly along Delray Drive to Chandler Drive, and proceeding westerly along Chandler Drive to Violet Street, and proceeding southerly along Violet Street to Rayhill Drive, and proceeding northwesterly along Rayhill Drive to S Street, and proceeding northwesterly along S Street to Chandler Drive, and proceeding westerly along Chandler Drive as it becomes School Street to Copenhaver Drive, and proceeding southerly along Copenhaver Drive to Hutchinson Street, and proceeding westerly along Hutchinson Street to Griffin Drive and proceeding southeasterly along Griffin Drive to Washington Street West, and proceeding westerly along Washington Street West to Hanna Drive, and proceeding northerly along Hanna Drive approximately 230 feet to an unnamed alleyway, and proceeding northwesterly along said unnamed alleyway on the boundary of 2020 Census Block with GeoID 540390002001020 to Larchmont Drive, and proceeding northerly along Larchmont Drive to Blackwell Drive, and proceeding southerly along Blackwell Drive to Woodward Drive, and proceeding northwesterly along Woodward Drive to Zabel Drive, and proceeding northerly along Zabel Drive to its intersection with 2020 Census Block with GeoID 540390002001007, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390002001007, then northwesterly along the boundary of 2020 Census Block with GeoID 540390002001007 to the point of beginning.

Ward 3

The region bounded and described as follows: Beginning at the point of intersection of Frame Street and Barton Street; and proceeding northerly along Barton Street to Beech Avenue, and proceeding easterly along Beech Avenue to Early Street and proceeding northeasterly along Early Street to Adele Street, and proceeding easterly along Adele Street to Upper Vine Street, and proceeding northerly along Upper Vine Street to Gap Road, and proceeding northerly along Gap Road to Amity Drive, and proceeding easterly along Amity Drive to Summit Drive, and proceeding northeasterly along Summit Drive to Stonewall Drive, and proceeding easterly along Stonewall Drive to Edgewood Drive, and proceeding southerly along Edgewood Drive to Hawthorne Drive, and proceeding southerly along Hawthorne Drive to Forest Drive, and proceeding northwesterly along Forest Drive to Summit Drive,

and proceeding southerly along Summit Drive to Highland Road, and proceeding northerly along Highland Road to Somerset Drive, and proceeding southwesterly along Somerset Drive to Cleveland Avenue, and proceeding southeasterly along Cleveland Avenue to Edgewood Drive, and proceeding southerly along Edgewood Drive to Washington Street West, and proceeding westerly along Washington Street West to Hunt Avenue, and proceeding northeasterly along Hunt Avenue to Hazelwood Avenue, and proceeding northwesterly along Hazelwood Avenue to Frame Street, and proceeding westerly along Frame Street to the point of beginning.

Ward 4

The region bounded and described as follows: Beginning at the point of intersection of the Center Line of the Kanawha River and the Patrick Street Bridge, and proceeding northerly along Patrick Street to 7th Avenue, and proceeding westerly along 7th Avenue to Iowa Street, and proceeding northeasterly along Iowa Street to Washington Street West, and proceeding easterly along Washington Street West to Hendrix Avenue, and proceeding northeasterly along Hendrix Avenue to an unnamed alley approximately 140 feet north of Stuart Street, and proceeding southeasterly along said alley to Barton Street, and proceeding northeasterly along Barton Street to Frame Street, and proceeding southeasterly along Frame Street to Hazelwood Avenue, and proceeding southeasterly along Hazelwood Avenue to Hunt Avenue, and proceeding southerly along Hunt Avenue to Washington Street West, and proceeding easterly along Washington Street West to Park Avenue, and proceeding southerly along Park Avenue an unnamed alley approximately 140 feet south of 7th Street, and proceeding northwesterly along said unnamed alley to Glenwood Avenue, and proceeding southerly along Glenwood Avenue to Grant Street, and proceeding southeasterly along Grant Street to Park Avenue, and proceeding southwesterly along Park Avenue to the Center Line of the Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the point of beginning.

Ward 5

The region bounded and described as follows: Beginning at the point of intersection of Edgewood Drive and Washington Street West, and proceeding northerly along Edgewood Drive to Cleveland Avenue, and proceeding northerly along Cleveland Avenue to Somerset Drive, and proceeding northeasterly along Somerset Drive to Highland Road, and proceeding westerly along Highland Road to Summit Drive, and proceeding northerly along Summit Drive to Forest Drive, and proceeding southeasterly along Forest Drive to Hawthorne Drive, and proceeding southeasterly along Hawthorn Drive to Edgewood Drive, and proceeding northwesterly along Edgewood Drive to the unnamed road approximately 100 feet east of Wood Road, and proceeding southerly along said unnamed road along the boundary of 2020 Census Block with GeoID 540390005001002 to Woodsvie Heights Road, and proceeding northwesterly along Woodsvie Heights Road to Edgewood Drive, and proceeding easterly along Edgewood Drive to Garrison Avenue, and proceeding southerly along Garrison Avenue to Crescent Road, and proceeding westerly along Crescent Road to Dayton Drive, and proceeding southerly along Dayton Drive to New York Central RR, and proceeding westerly along New York Central RR to Watts Street, and proceeding northerly along Watts Street to Railroad Avenue, and proceeding westerly along Railroad Avenue to Washington Street West, and proceeding westerly along Washington Street West to the point of beginning.

Ward 6

The region bounded and described as follows: Beginning at the point of intersection of Washington Street West and Park Avenue, and proceeding easterly along Washington Street West to Railroad Avenue, and proceeding easterly along Railroad Avenue to Watts Street, and proceeding southerly

along Watts Street to New York Central RR, and proceeding easterly along New York Central RR to Dayton Drive, and proceeding southerly along Dayton Drive to Indiana Avenue, and proceeding westerly along Indiana Avenue to Glen Street, and proceeding southerly along Glen Street to Bigley Avenue, and proceeding westerly along Bigley Avenue to Buchanan Street, and proceeding southerly along Buchanan Street to Pennsylvania Avenue, and proceeding southwesterly along Pennsylvania Avenue to Washington Street West, and proceeding southeasterly along Washington Street West to Center Line of the Elk River, and proceeding southwesterly along Center Line of the Elk River the Center Line of the Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the point of intersection of Park Avenue and its straight line extension to the Center Line of the Kanawha River, and proceeding northeasterly along said Park Avenue extension and Park Avenue to Grant Street, and proceeding northwesterly along Grant Street to Glenwood Avenue, and proceeding northeasterly along Glenwood Avenue to an unnamed alley approximately 145 feet north of 6th Street, and proceeding southeasterly along said unnamed alley to Park Avenue, and proceeding northerly along Park Avenue to the point of beginning.

Ward 7

The region bounded and described as follows: Beginning at the point of intersection of the City Boundary and the southeastern most line of 2020 Census Block with GeoID 540390003001012, and proceeding southwesterly along the southeast boundary of 2020 Census Block with GeoID 540390003001012 to the northeastern most point of 2020 Census Block with GeoID 540390003002003, and proceeding southerly following the boundary of 2020 Census Block with GeoID 540390003002003 to the first instance of its shared boundary with 2020 Census Block with GeoID 540390003002007, and proceeding southeasterly along the eastern boundary of 2020 Census Block with GeoID 540390003002007 to White Oak Road, and proceeding easterly along White Oak Road to Summit Drive and its intersection with Stonewall Drive, and proceeding easterly along Stonewall Drive to Edgewood Drive, and proceeding northeasterly along Edgewood Drive to the unnamed road approximately 100 feet east of Wood Road, and proceeding southerly along said unnamed road along the boundary of 2020 Census Block with GeoID 540390005001002 to Woodsvie Heights Road, and proceeding northwesterly along Woodsvie Heights Road to Edgewood Drive, and proceeding easterly along Edgewood Drive to Garrison Avenue, and proceeding southerly along Garrison Avenue to Crescent Road, and proceeding westerly along Crescent Road to Dayton Drive, and proceeding southerly along Dayton Drive to Indiana Avenue, and proceeding westerly along Indiana Avenue to Glen Street, and proceeding southerly along Glen Street to Bigley Avenue, and proceeding westerly along Bigley Avenue to Buchanan Street, and proceeding southerly along Buchanan Street to Pennsylvania Avenue, and proceeding southwesterly along Pennsylvania Avenue to Washington Street West, and proceeding southeasterly along Washington Street West as it becomes Washington Street East to Clendenin Street, and proceeding northerly along Clendenin Street to Donnally Street, and proceeding southerly along Donnally Street to Court Street, and proceeding easterly along Court Street to Piedmont Road, and proceeding northerly along Piedmont Road to Bullitt Street, and proceeding easterly along Bullitt Street to Slack Street, and proceeding northeasterly along Slack Street to Twilight Drive, and proceeding northerly along straight line extension of Twilight Drive to the Center Line of the Elk River, and proceeding northeasterly along the Center Line of the Elk River to the City Boundary, and proceeding northerly along the City Boundary to the point of beginning.

Ward 8

The region bounded and described as follows: Beginning at the point of intersection of Slack Street and

Twilight Drive, and proceeding southeasterly along Twilight Drive to Pacific Quarry and the westernmost point of 2020 Census Block with GeoID 540390011003007, and proceeding easterly along the northern boundary of 2020 Census Block with GeoID 540390011003007 to its easternmost point and intersection with 2020 Census Block with GeoID 540390011003000, and proceeding easterly along the northern boundary of 2020 Census Block with GeoID 540390011003000 to Association Drive, and proceeding southeasterly along Association Drive to Deitrick Boulevard, and proceeding southeasterly along Dietrick Boulevard to Greenbrier St, and proceeding southwesterly along Greenbrier St to Interstate 77/64, and proceeding northwesterly along Interstate 77/64 to Stadium Place, and proceeding southerly along Stadium Place to Piedmont Road, and proceeding northerly along Piedmont Road to Chilton Street, and proceeding southerly along Chilton Street to Hansford Street, and proceeding westerly along Hansford Street to Ruffner Avenue, and proceeding southerly along Ruffner Avenue to Jackson Street, and proceeding easterly along Jackson Street to Thompson Street, and proceeding southerly along Thompson Street to Washington Street East, and proceeding westerly along Washington Street East to Clendenin Street, and proceeding northeasterly along Clendenin Street to Donnally Street, and proceeding southerly along Donnally Street to Court Street, and proceeding easterly along Court Street to Piedmont Road, and proceeding northerly along Piedmont Road to Bullitt Street, and proceeding easterly along Bullitt Street to Slack Street, and proceeding northeasterly along Slack Street to the point of beginning.

Ward 9

The region bounded and described as follows: Beginning at the point of intersection of Washington St Bridge and the Center Line of the Elk River, and proceeding southeasterly along Washington Street Bridge, as it becomes Washington Street East to Elizabeth Street, and proceeding southerly along Elizabeth Street to the Center Line of the Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the Center Line of the Elk River, and proceeding northeasterly along the Center Line of the Elk River to the point of beginning.

Ward 10

The region bounded and described as follows: Beginning at the point of intersection of Chilton Street and Piedmont Road, and proceeding southwesterly along Chilton Street to Hansford Street, and proceeding westerly along Hansford Street to Ruffner Avenue, and proceeding southerly along Ruffner Avenue to Jackson Street, and proceeding easterly along Jackson Street to Thompson Street, and proceeding southerly along Thompson Street to Washington Street East, and proceeding easterly along Washington Street East to Elizabeth Street, and proceeding southerly along Elizabeth Street to the Center Line of the Kanawha River, and proceeding easterly along the Center Line of the Kanawha River to the 36th Street Bridge, and proceeding northerly along the 36th Street Bridge to Kanawha Boulevard East, and proceeding easterly along Kanawha Boulevard East to Wertz Avenue, and proceeding northerly along Wertz Avenue to McKee Avenue, and proceeding westerly along McKee Avenue to the split in McKee Avenue, and proceeding northwesterly along the western side of the McKee Avenue split to Wertz Avenue, and proceeding northerly along Wertz Avenue to Oakridge Drive, and proceeding northwesterly along Oakridge Drive to Bona Vista Drive, and proceeding southwesterly along Bona Vista Drive to Oakridge Drive, and proceeding southwesterly along Oakridge Drive to Greenbrier Street, and proceeding southerly along Greenbrier Street to Interstate 64/77, and proceeding northwesterly along Interstate 64/77 to Stadium Place, and proceeding southerly along Stadium Place to Piedmont Road, and proceeding northerly along Piedmont Road to the point of beginning.

Ward 11

The region bounded and described as follows: Beginning at the point of intersection of the Center Line of the Kanawha River and the 36th Street Bridge, and proceeding northerly along the 36th Street Bridge to Kanawha Boulevard East, and proceeding easterly along Kanawha Boulevard East to Wertz Avenue, and proceeding northerly along Wertz Avenue to McKee Avenue, and proceeding westerly along McKee Avenue to the split in McKee Avenue, and proceeding northwesterly along the western side of the McKee Avenue split to Wertz Avenue, and proceeding northerly along Wertz Avenue to Oakridge Drive, and proceeding northwesterly along Oakridge Drive to Bona Vista Drive, and proceeding southwestly along Bona Vista Drive to Oakridge Drive, and proceeding southwestly along Oakridge Drive to Greenbrier Street, and proceeding northerly along Greenbrier Street to Deitrick Boulevard, and proceeding northwesterly along Deitrick Boulevard to Association Drive, and proceeding northwesterly along Association Drive to the northernmost boundary of 2020 Census Block with GeoID 540390011003000, and proceeding easterly along the northern boundary of 2020 Census Block with GeoID 540390011003000 to the easternmost point of 2020 Census Block with GeoID 540390011003007, and proceeding westerly along the northern boundary of 2020 Census Block with GeoID 540390011003007 to its westernmost point and Pacific Quarry, and proceeding northwesterly along Twilight Drive to the Center Line of the Elk River, and proceeding northeasterly along the Center Line of the Elk River to the City Boundary, and proceeding easterly along the City Boundary and following the City Boundary northerly beyond Capital High School, and proceeding along the City Boundary in a southerly direction on and around Baker's Fork Road to Bench Road, and proceeding westerly along the City Boundary on and around Bench Road, and proceeding southerly along the City Boundary to East Point Drive, and proceeding southerly along the City Boundary on and around East Point Dr, and proceeding along the City Boundary to Piedmont Road, and proceeding westerly along the City Boundary on or around Piedmont Road, and proceeding southerly along the City Boundary to the Center Line of the Kanawha River, and proceeding westerly along the Center Line of the Kanawha River to the point of beginning.

Ward 12

The region bounded and described as follows: Beginning at the City Boundary on or about the point of intersection of the Center Line of the Kanawha River and the Patrick Street Bridge, and proceeding southerly along the City Boundary until it meets 2020 Census Block with GeoID 540390021002011, and proceeding southwestly along the eastern boundary of 2020 Census Block with GeoID 540390021002011 to US Highway 119, and proceeding easterly along US Highway 119 to the southeastern most point of 2020 Census Block with GeoID 540390021002003, and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390021002003 to Green Mountain Road, and proceeding northerly along Green Meadow Road to Newcastle Road, and proceeding northerly along Newcastle Road to Wilkie Drive, and proceeding easterly along Wilkie Drive to Sheridan Circle, and proceeding southeasterly along Sheridan Circle to Shellar Drive, and proceeding southerly along Shellar Drive to Hillview Drive, and proceeding southerly along Hillview Drive to Cook Drive, and proceeding westerly along Cook Drive to Cantley Drive, and proceeding southerly along Cantley Drive to US Highway 119, and proceeding northerly along US Highway 119 to the Center Line of the Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the point of beginning.

Ward 13

The region bounded and described as follows: Beginning at the point of intersection of US Highway 119 and the southeasterly most point of 2020 Census Block with GeoID 540390021002003, and

proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390021002003, and proceeding northerly along Green Meadow Road to Newcastle Road, and proceeding northerly along Newcastle Road to Wilkie Drive, and proceeding easterly along Wilkie Drive to Sheridan Circle, and proceeding southeasterly along Sheridan Circle to Shellar Drive, and proceeding southerly along Shellar Drive to Hillview Drive, and proceeding southerly along Hillview Drive to Cook Drive, and proceeding westerly along Cook Drive to Cantley Drive, and proceeding southerly along Cantley Drive to Oakwood Road, and proceeding southwesterly along Oakwood Road to Canterbury Drive, and proceeding northwesterly along Canterbury Drive to Cambridge Drive, and proceeding southwesterly along Cambridge Drive following the northwestern boundary of 2020 Census Block with GeoID 540390021001005 to Stricker Road, and proceeding southeasterly along Stricker Road to Oakwood Road, and proceeding southwesterly along Oakwood Road to Oakhurst Drive, and proceeding westerly on Oakhurst Drive to Lucado Road, and proceeding southeasterly along Lucado Road to Smith Road, and proceeding northeasterly along Smith Road to Loma Road, and proceeding southerly along Loma Road to Autumn Road, and proceeding easterly along Autumn Road to Clark Road, and proceeding southwesterly along Clark Road to the southern City Boundary, and proceeding westerly along the southern City Boundary then northerly along the City Boundary to its intersection with the private road known as Roderick Road or Shark Lane, and proceeding easterly along the private road known as Roderick Road or Shark Lane to Parkwood Road, and proceeding southerly along Parkwood Road to Woodside Circle, and proceeding easterly along Woodside Circle to Huber Road, and proceeding easterly along Huber Road to Rosewood Road, and proceeding westerly along Rosewood Road to Sierra Road, and proceeding northerly along Sierra Road to Smith Road, and proceeding northwesterly along Smith Road following the boundary of 2020 Census Block with GeoID 540390019012000 its intersection with Hodges Road, and proceeding northerly along Hodges Road to Fledderjohn Road, and proceeding northerly along Fledderjohn Road to Emerald Road, and proceeding northerly along Emerald Road to US Highway 119, and proceeding northeasterly along US Highway 119 to the point of beginning.

Ward 14

The region bounded and described as follows: Beginning at the point of intersection of the Center Line of the Kanawha River and the Center Line of the Elk River, and proceeding southwesterly along US Highway 119 to Cantley Drive, and proceeding northwesterly along Cantley Drive to Oakwood Road, and proceeding southwesterly along Oakwood Road to Canterbury Drive, and proceeding northwesterly along Canterbury Drive to Cambridge Drive, and proceeding southwesterly along Cambridge Drive following the northwestern boundary of 2020 Census Block with GeoID 540390021001005 to Stricker Road, and proceeding southeasterly along Stricker Road to Oakwood Road, and proceeding southwesterly along Oakwood Road to Oakhurst Drive, and proceeding westerly on Oakhurst Drive to Lucado Road, and proceeding southeasterly along Lucado Road to Smith Road, and proceeding northeasterly along Smith Road to Loma Road, and proceeding southerly along Loma Road to Autumn Road, and proceeding easterly along Autumn Road to Clark Road, and proceeding northeasterly along Clark Road to Oakwood Road, and proceeding northwesterly along Oakwood Road to Overbrook Road, and proceeding northeasterly along Overbrook Road to Hickory Road, and proceeding southeasterly along Hickory Road to Birch Road, and proceeding southeasterly along Birch Road to Bridge Road, and proceeding southerly along Bridge Road to Abney Circle, and proceeding southeasterly along Abney Circle to Abney Circle North, and proceeding northeasterly along Abney Circle North to Short Road, and proceeding northeasterly along Short Road to Loudon Heights Road, and proceeding northeasterly along Loudon Heights Road to the South Side Bridge/Dickenson Street, and proceeding northeasterly along the South Side Bridge/Dickenson Street to the Center Line of the

Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the point of beginning.

Ward 15

The region bounded and described as follows: Beginning at the point of intersection of Birch Road and Hickory Road, and proceeding southeasterly along Birch Road to Bridge Road, and proceeding southerly along Bridge Road to Abney Circle, and proceeding southeasterly along Abney Circle to Norwood Road, and proceeding southwesterly along Norwood Road to Bridge Road, and proceeding southerly along Bridge Road to Loudon Heights Road, and proceeding southeasterly along Loudon Heights Road to Hampton Road, and proceeding southerly along Hampton Road to Stonehenge Road, and proceeding southerly along Stonehenge Road to the northernmost point of 2020 Census Block with GeoID 540390018003009, and proceeding due north to the City Boundary, and proceeding easterly along the City Boundary, then southerly along the City Boundary, then westerly along the City Boundary to Connell Rd, and proceeding northerly along Connell Rd along the City Boundary, and proceeding westerly along the City Boundary to Clark Road, and proceeding northeasterly along Clark Road to Oakwood Road, and proceeding northwesterly along Oakwood Road to Overbrook Road, and proceeding northeasterly along Overbrook Road to Hickory Road, and proceeding easterly along Hickory Road to the point of beginning.

Ward 16

The region bounded and described as follows: Beginning at the point of intersection of South Side Bridge/Dickenson Street and the Center Line of the Kanawha River, and proceeding southwesterly along the South Side Bridge/Dickenson Street to Loudon Heights Road, and proceeding southerly along Loudon Heights Road to Short Road, and proceeding southwesterly along Short Road to Abney Circle North, and proceeding southwesterly along Abney Circle North to Norwood Road, and proceeding southwesterly along Norwood Road to Bridge Road, and proceeding southerly along Bridge Road to Loudon Heights Road, and proceeding southeasterly along Loudon Heights Road to Hampton Road, and proceeding southerly along Hampton Road to South Ruffner Road, and proceeding northerly along South Ruffner Road to MacCorkle Avenue SE, and proceeding easterly along MacCorkle Avenue SE to the southeasternmost corner of 2020 Census Block with GeoID 540390015005022, and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390015005022 to the southeasternmost corner of 2020 Census Block with GeoID 540390015005024, and proceeding along the easternmost boundary of 2020 Census Block with GeoID 540390015005024 to its northeasternmost corner, and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390015005012 to its northern boundary, and proceeding due north to the Center Line of the Kanawha River, and proceeding northwesterly along the Center Line of the Kanawha River to the point of beginning.

Ward 17

The region bounded and described as follows: Beginning at the point of intersection of MacCorkle Avenue SE and the southernmost corner of 2020 Census Block with GeoID 540390015004012 and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390015004012 to 33rd Street SE, and proceeding northerly on 33rd Street SE to Kanawha Avenue SE, and proceeding westerly along Kanawha Avenue SE to 29th Street SE, and proceeding due north to the Center Line of the Kanawha River, and proceeding easterly along the Center Line of the Kanawha River to its intersection with the Interstate 64/77 Bridge, and proceeding westerly along the Interstate 64/77 Bridge to MacCorkle Avenue SE, and proceeding northerly along MacCorkle Avenue SE to the point of

beginning.

Ward 18

The region bounded and described as follows: Beginning at the point of intersection of MacCorkle Avenue SE and South Park Road, and proceeding easterly along MacCorkle Avenue SE to Interstate 64/77, and proceeding northeasterly along the Interstate 64/77 Bridge to the Center Line of the Kanawha River, and proceeding southerly along the Center Line of the Kanawha River to the City Boundary, and proceeding westerly along the City Boundary, and proceeding northerly along the City Boundary to the point where the straight line extension of East Donnally Road intersections the City Boundary, and proceeding easterly along the straight line extension of East Donnally Road and along East Donnally Road to Lower Donnally Road, and proceeding northerly along Lower Donnally Road to Chesterfield Avenue SE, and proceeding northwesterly along Chesterfield Avenue SE to 50th Street SE, and proceeding northeasterly along 50th Street SE to Chesapeake and Ohio Railway, and proceeding westerly along Chesapeake and Ohio Railway to South Park Road, and proceeding northerly along South Park Road to the point of beginning.

Ward 19

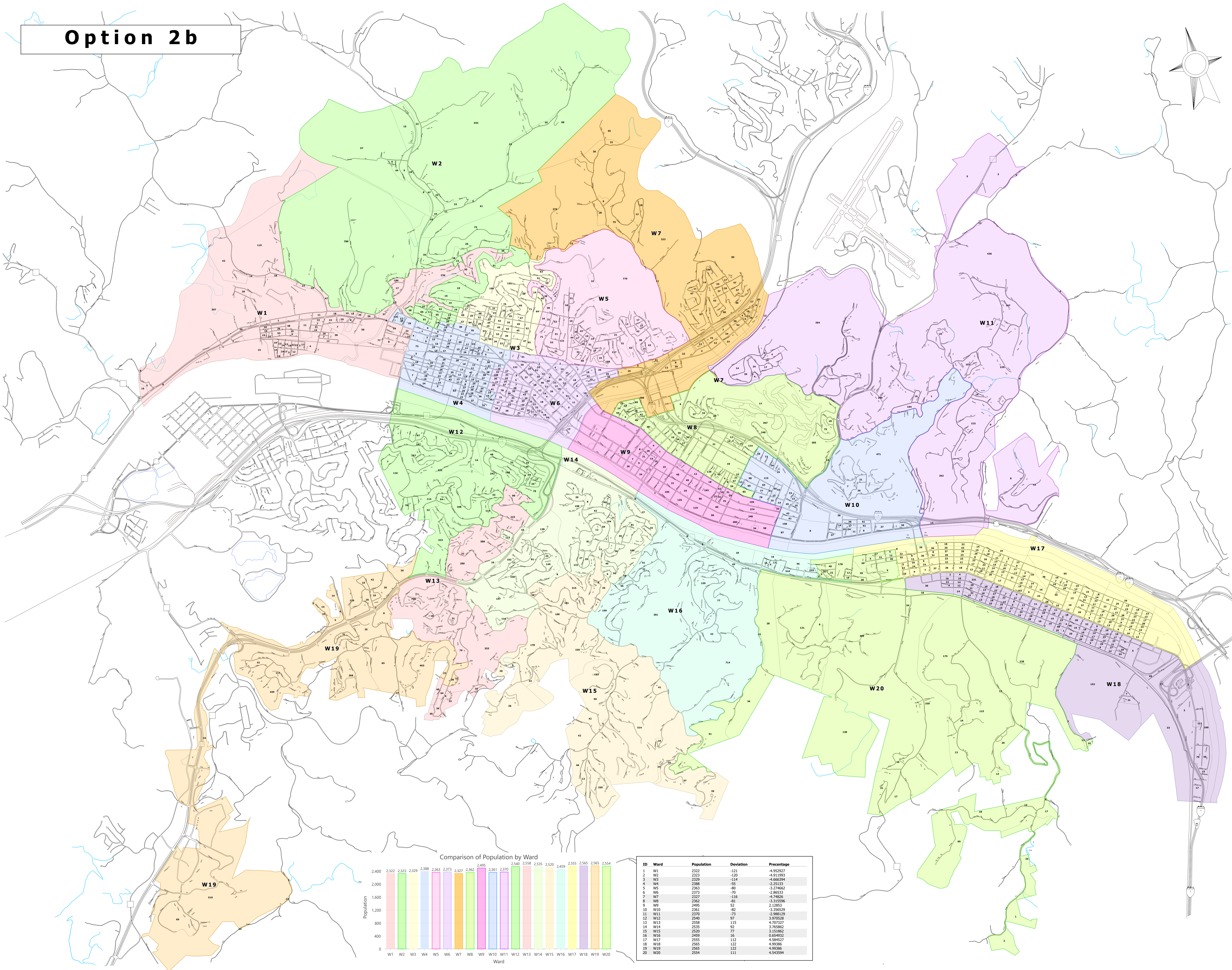
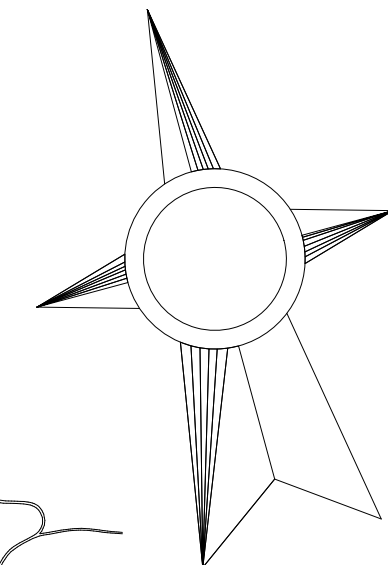
The region bounded and described as follows: Beginning at the point of intersection of the southwestern corner of the 2020 Census Block with GeoID 540390021002003 and US Highway 119, and proceeding northerly along the western boundary of 2020 Census Block with GeoID 540390021002003 to the City Boundary, and proceeding westerly along the City Boundary to its next intersection with US Highway 119, and proceeding southerly along US Highway 119 to the point where the City Boundary turns in a westerly direction, and proceeding westerly along the City Boundary to its next intersection with US Highway 119, and proceeding southerly along US Highway 119 to the point where the City Boundary turns in an easterly direction, and proceeding easterly along the City Boundary to its next intersection with US Highway 119, and proceeding southerly along US Highway 119 to Parkway Road, and proceeding in a southeasterly direction along Parkway Road to the City Boundary, and proceeding southwesterly along the City Boundary, then easterly along the City Boundary, to Long Branch Road, and proceeding easterly along Long Branch Road to Middle Fork Road, and proceeding northerly along Middle Fork Road to the point where the City Boundary turns in a westerly direction, and proceeding westerly along the City Boundary, then northerly along the City Boundary, to its next intersection with US Highway 119, and proceeding northwesterly on and around Davis Creek along the City Boundary to its next intersection with US Highway 119, and proceeding in a southeasterly direction along the City Boundary, then a northeasterly direction along the City Boundary to its intersection with Smith Road, and proceeding southerly along Smith Road to the point where the City Boundary turns south, and proceeding southerly along the City Boundary, then easterly along the City Boundary to Shannon Place, and proceeding southerly on or about Shannon Place to the point where the City Boundary turns southeasterly, and proceeding southeasterly along the City Boundary, then northerly along the City Boundary, then easterly along the City Boundary, then southerly along the City Boundary to its intersection with the private road known as Roderick Road or Shark Lane, and proceeding easterly along the private road known as Roderick Road or Shark Lane to Parkwood Road, and proceeding southerly along Parkwood Road to Woodshire Circle, and proceeding easterly along Woodshire Circle to Huber Road, and proceeding northerly along Huber Road to Rosewood Road, and proceeding westerly along Rosewood Road to Sierra Road, and proceeding northerly along Sierra Road to Smith Road, and proceeding northwesterly along Smith Road to the closed portion of Hodges Road, and proceeding northerly along the closed portion of Hodges Road to Hodges Road, and proceeding easterly along Hodges Road to Fledderjohn Road, and proceeding

northerly along Fledderjohn Road to Emerald Road, and proceeding northerly along Emerald Road to US Highway 119, and proceeding easterly along US Highway 119 to the point of beginning.

Ward 20

The region bounded and described as follows: Beginning at the point of intersection of MacCorkle Avenue SE and the southeasternmost corner of 2020 Census Block with GeoID 540390015005022, and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390015005022 to the southeasternmost corner of 2020 Census Block with GeoID 540390015005024, and proceeding along the easternmost boundary of 2020 Census Block with GeoID 540390015005024 to its northeasternmost corner, and proceeding northerly along the eastern boundary of 2020 Census Block with GeoID 540390015005012 to the intersection of Kanawha Avenue SE and 26th Street SE, and proceeding due north to the Center Line of the Kanawha River, and proceeding easterly along the Center Line of the Kanawha River to the straight line extension of 29th Street SE, and proceeding southerly along the straight line extension of 29th Street SE to Kanawha Avenue SE, and proceeding easterly along Kanawha Avenue SE to 33rd Street SE, and proceeding southerly along 33rd Street SE to the northeasternmost corner of 2020 Census Block with GeoID 540390015004012 and proceeding southerly along the eastern boundary of 2020 Census Block with GeoID 540390015004012 to MacCorkle Ave. SE, and proceeding easterly along MacCorkle Avenue SE to South Park Road, and proceeding southerly along South Park Road to Chesapeake and Ohio Railway, and proceeding easterly along Chesapeake and Ohio Railway to 50th Street SE, and proceeding southerly along 50th Street SE to Chesterfield Avenue SE, and proceeding easterly along Chesterfield Avenue SE to Lower Donnally Road, and proceeding southerly along Lower Donnally Road East Donnally Road, and proceeding easterly along East Donnally Road to the City Boundary, and proceeding southwesterly along the City Boundary to the point due north of the northernmost point of 2020 Census Block with GeoID 540390018003009, and proceeding due south to the northernmost point of 2020 Census Block with GeoID 540390018003009 and following its border to the southernmost point of 2020 Census Block with GeoID 540390018003012, and proceeding along the southern boundary of 2020 Census Block with GeoID 540390018003012 along Stonehenge Road to South Ruffner Road, and proceeding northeasterly along South Ruffner Road to MacCorkle Avenue SE, and proceeding easterly along MacCorkle Avenue SE to the point of beginning.

Option 2b



AMENDMENT

TO: Clerk of the Council of the City of Charleston, West Virginia

AMENDMENT TO BILL NO: 7932 Committee Substitute

OFFERED BY: Mary Beth Hoover

The following amendments to Bill No. 7932 Committee Substitute are proposed:

(1) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 1, on the eighteenth line, following the first instance of the word “Drive” by striking out the words “to Violet Street, and proceeding southerly along Violet Street to Rayhill Drive, and proceeding northwesterly along Rayhill Drive to S Street, and proceeding northwesterly along S Street to Chandler Drive, and proceeding westerly along Chandler Drive”;

(2) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 1, on the twenty-second line, following the words “along Griffin Drive” by inserting the words “and continuing along the east side of the round-about”; and

(3) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 1, on the twenty-third line, following the words “along Washington Street West to” by inserting the words “the northeast corner of 2020 Census Block with GeoID 540390001001005, and proceeding southerly along the boundary of 2020 Census Block with GeoID 540390001001005 and following such boundary to Washington Street West,

and proceeding westerly along Washington Street West to”; and

(4) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 2, on the thirtieth line, following the words “along Chandler Drive”, by striking out the words “to Violet Street, and proceeding southerly along Violet Street to Rayhill Drive, and proceeding northwesterly along Rayhill Drive to S Street, and proceeding northwesterly along S Street to Chandler Driver, and proceeding westerly along Chandler Drive”; and

(5) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 2, on the thirty-fifth line, following the words “along Griffin Drive” by inserting the words “and continuing along the east side of the round-about”; and

(6) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 2, on the thirty-sixth line, following the words “Washington Street West to” by inserting the words “the northeast corner of 2020 Census Block with GeoID 540390001001005, and proceeding southerly along the boundary of 2020 Census Block with GeoID 540390001001005 and following such boundary to Washington Street West, and proceeding westerly along Washington Street West to”; and

(7) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 3, on the tenth line, following the words “along Summit Drive to” by striking out the words “Highland Road, and proceeding northerly along Highland Road to Somerset Drive, and proceeding southwesterly along Somerset Drive to Cleveland Avenue, and proceeding southeasterly along Cleveland Avenue” and inserting in lieu thereof the words “Somerset Drive, and proceeding northerly along Somerset Drive to Summit

Drive, and proceeding southeasterly along Summit Drive”; and

(8) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 3, on the last line, following the words “Frame Street” by inserting the following: “to McQueen Street, and proceeding southerly along McQueen Street to Stuart Street, and proceeding westerly along Stuart Street to Hendrix Avenue, and proceeding northerly along Hendrix Avenue approximately 145 feet to an unnamed alley, and proceeding easterly along said unnamed alley to Barton Street, and proceeding northerly along Barton Street”; and

(9) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 4, on the fifth line, following the words “along Hendrix Avenue to” by striking out the words “an unnamed alley approximately 140 feet north of Stuart Street, and proceeding southeasterly along said alley to Barton Street, and proceeding northeasterly along Barton Street” and inserting in lieu thereof the words “Stuart Street, and proceeding easterly along Stuart Street to McQueen Street, and proceeding northerly along McQueen Street”; and

(10) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 5, on the second line, following the words “Edgewood Drive to” by striking out the words “Cleveland Avenue, and proceeding northerly along Cleveland Avenue to Somerset Drive, and proceeding northeasterly along Somerset Drive to Highland Road, and proceeding westerly along Highland Road to Summit Drive, and proceeding northerly” and inserting in lieu thereof the following “Summit Drive, and proceeding northerly along Summit Drive to Somerset Drive, and proceeding southwesterly along

Somerset Drive to Summit Drive, and proceeding northwesterly”; and

(11) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 5, on the eleventh line, following the words “along Garrison Avenue to” by inserting the words “Rockaway Road, and proceeding northeast along Rockaway Road to the northernmost point of 2020 Census Block with GeoID 540390003003006, and proceeding southerly along the eastern boundary of 2020 Census Block with GeoID 540390003003006 to Garrison Avenue, and proceeding southerly along Garrison Avenue to”; and

(12) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 6, on the sixth line, following the words “along Glen Street to” by striking out the words “Bigley Avenue, and proceeding westerly along Bigley Avenue” and inserting in lieu thereof the words “Seacrest Alley, and proceeding westerly along Seacrest Alley”; and

(13) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 7, on the fifteenth line, following the words “along Garrison Avenue to” by inserting the words “Rockaway Road, and proceeding northeast along Rockaway Road to the northernmost point of 2020 Census Block with GeoID 540390003003006, and proceeding southerly along the eastern boundary of 2020 Census Block with GeoID 540390003003006 to Garrison Avenue, and proceeding southerly along Garrison Avenue to”; and

(14) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 7, on the seventeenth line, following the words “along Glen Street to” by striking

out the words “Bigley Avenue, and proceeding westerly along Bigley Avenue” and inserting in lieu thereof the words “Seacrest Alley, and proceeding westerly along Seacrest Alley”; and

(15) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 7, on the twenty-third line, following the words “along Court Street to” by striking out the words “Piedmont Road, and proceeding northerly along Piedmont Road to Bullitt Street, and proceeding easterly along Bullitt Street to Slack Street, and proceeding northeasterly along Slack Street to Twilight Drive, and proceeding northerly along straight line extension of Twilight Drive” and inserting in lieu thereof the words “Interstate 64/77, and proceeding northerly along Interstate 64/77 to the southeastern corner of 2020 Census Block with GeoID 540390009001000, and proceeding easterly along 2020 Census Block with GeoID 540390009001000, to southeastern corner of 2020 Census Block with GeoID 540390011002025, and proceeding easterly along 2020 Census Block with GeoID 540390011002025, to Spring Street, and proceeding northerly along Spring Street”; and

(16) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 7, on the twenty-seventh line, following the words “River to” by inserting the words “the southwestern corner of 2020 Census Block with GeoID 540390005002001, and proceeding northerly along the western boundary of 2020 Census Block with GeoID 540390005002001 to the southwestern corner of 2020 Census Block with GeoID 540390005002000, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390005002000 to the northeastern corner of 2020 Census Block

with GeoID 540390005002000, and proceeding southerly along the eastern boundary of 2020 Census Block with GeoID 540390005002001 to the Center Line of the Elk River, and proceeding northeasterly along the Center Line of the Elk River to”; and

(17) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 8, on the first line, by striking out the words “point of intersection of Slack Street and Twilight Drive” and inserting in lieu thereof the words “northeast corner of the 2020 Census Block with GeoID 540390011002023, and proceeding southerly along the boundary of 2020 Census Block with GeoID 540390011002023 to Twilight Drive”; and

(18) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 8, on the seventeenth line, following the words “along Court Street to” by striking out the words “Piedmont Road, and proceeding northerly along Piedmont Road to Bullitt Street, and proceeding easterly along Bullitt Street to Slack Street, and proceeding northeasterly along Slack Street” and inserting in lieu thereof the words “Interstate 64/77, and proceeding northerly along Interstate 64/77 to the southeastern corner of 2020 Census Block with GeoID 540390009001000, and proceeding easterly along 2020 Census Block with GeoID 540390009001000, to southeastern corner of 2020 Census Block with GeoID 540390011002025, and proceeding easterly along 2020 Census Block with GeoID 540390011002025, to Spring Street and proceeding along Spring Street to the Center Line of the Elk River, and proceeding easterly along the Center Line of the Elk River to the point due north of the point of beginning, and proceeding southerly”; and

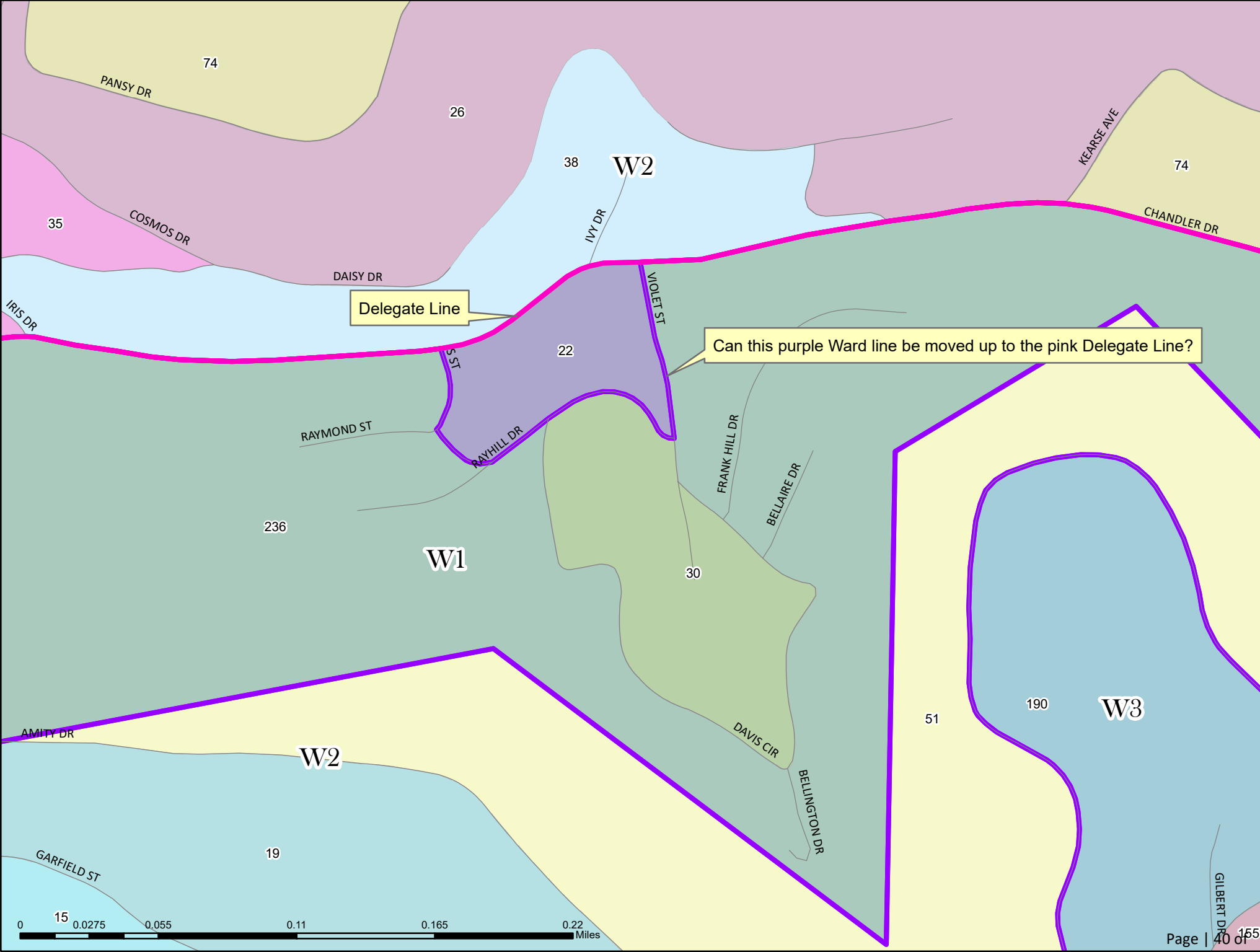
(19) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of

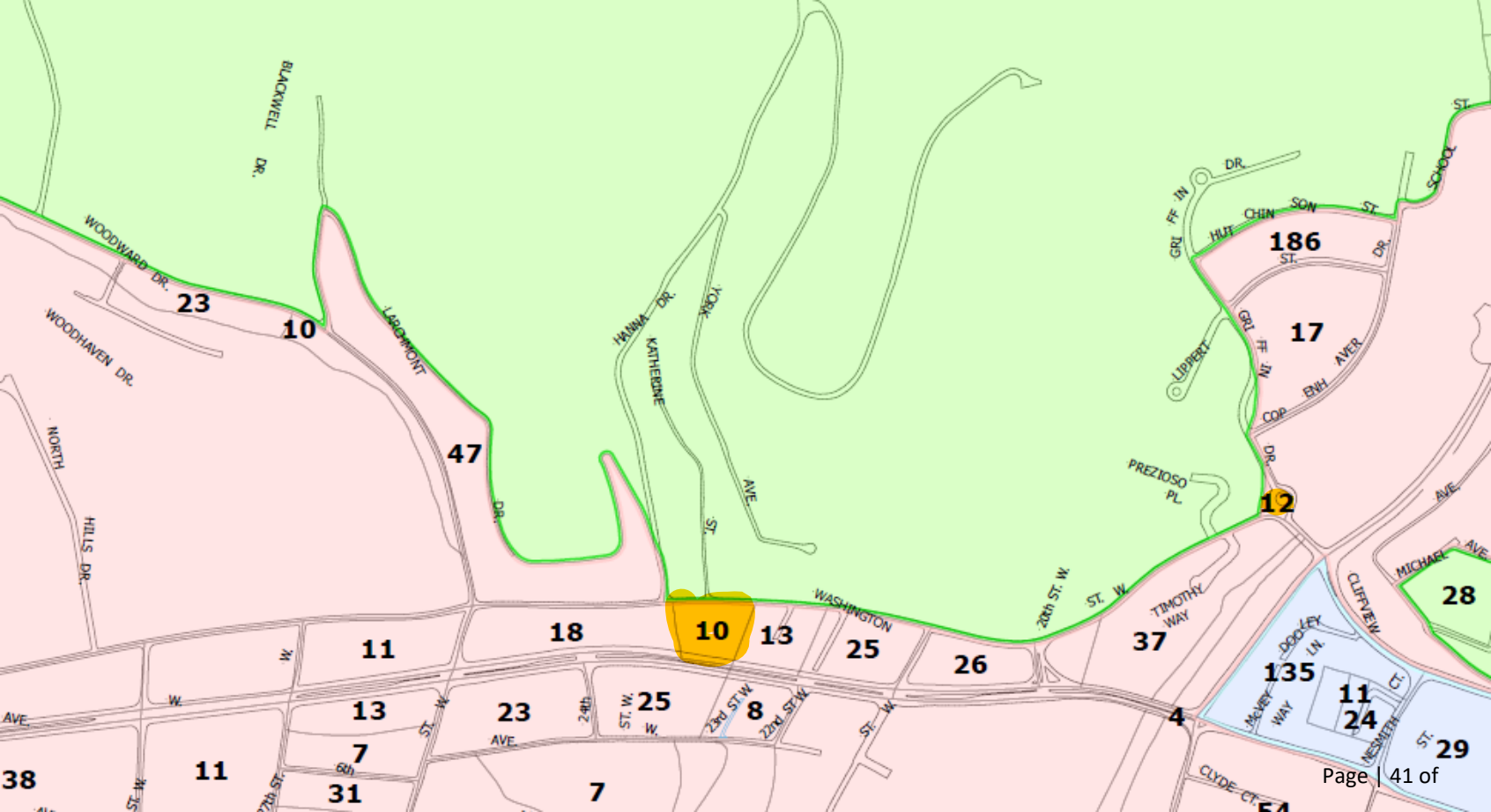
Ward 11, on the seventeenth line, following the words “Elk River to”, by inserting the words “the southwestern corner of 2020 Census Block with GeoID 540390005002001, and proceeding northerly along the western boundary of 2020 Census Block with GeoID 540390005002001 to the southwestern corner of 2020 Census Block with GeoID 540390005002000, and proceeding northeasterly along the boundary of 2020 Census Block with GeoID 540390005002000 to the northern corner of 2020 Census Block with GeoID 540390005002000, and proceeding southerly along the eastern boundary of 2020 Census Block with GeoID 540390005002001 to the Center Line of the Elk River, and proceeding northeasterly along the Center Line of the Elk River to”; and

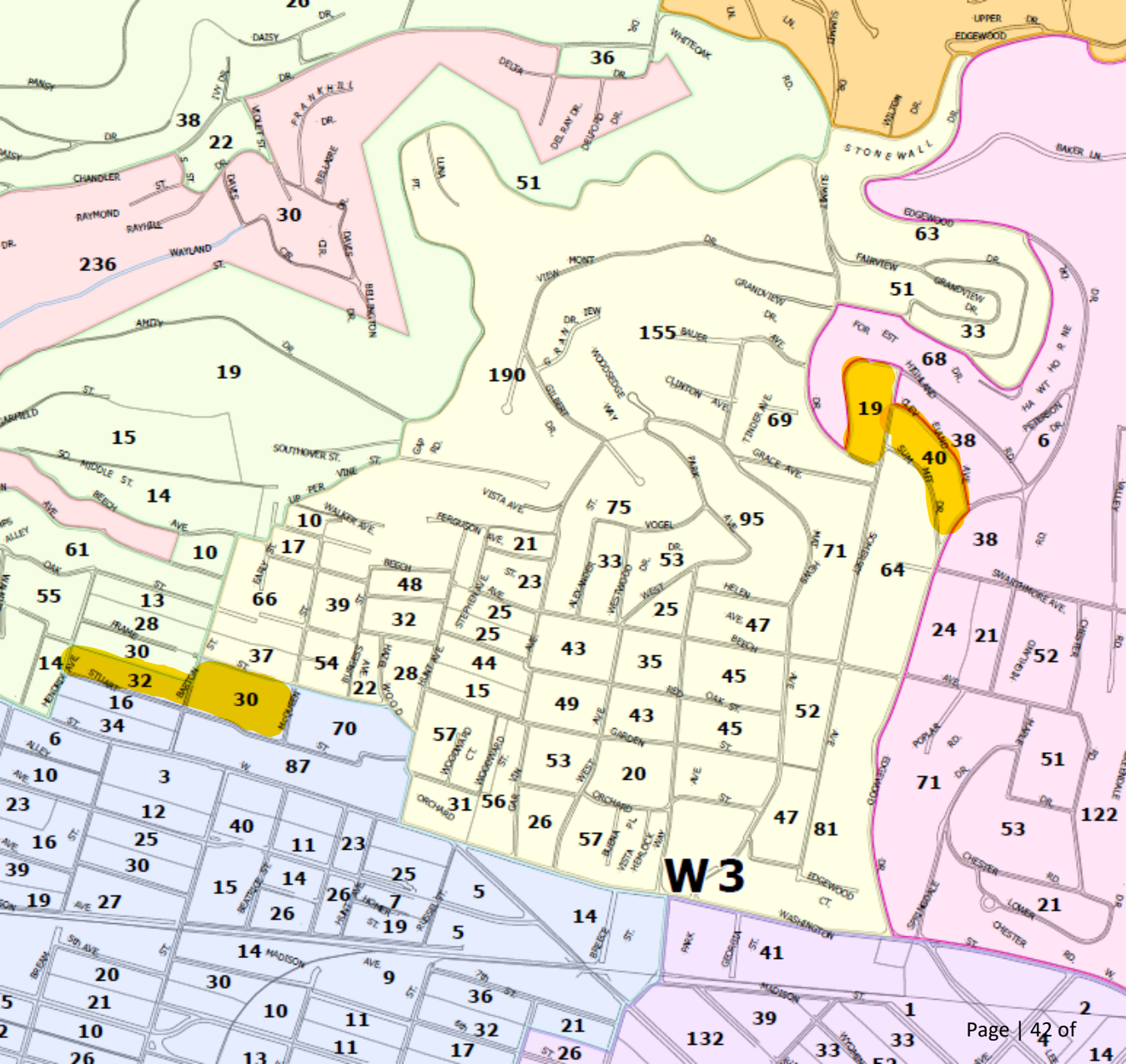
(20) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 15, on the third line, following the words “along Bridge Road” by striking out the words “to Abney Circle, and proceeding southeasterly along Abney Circle to Norwood Road, and proceeding southwesterly along Norwood Road to Bridge Road, and proceeding southerly along Bridge Road”; and

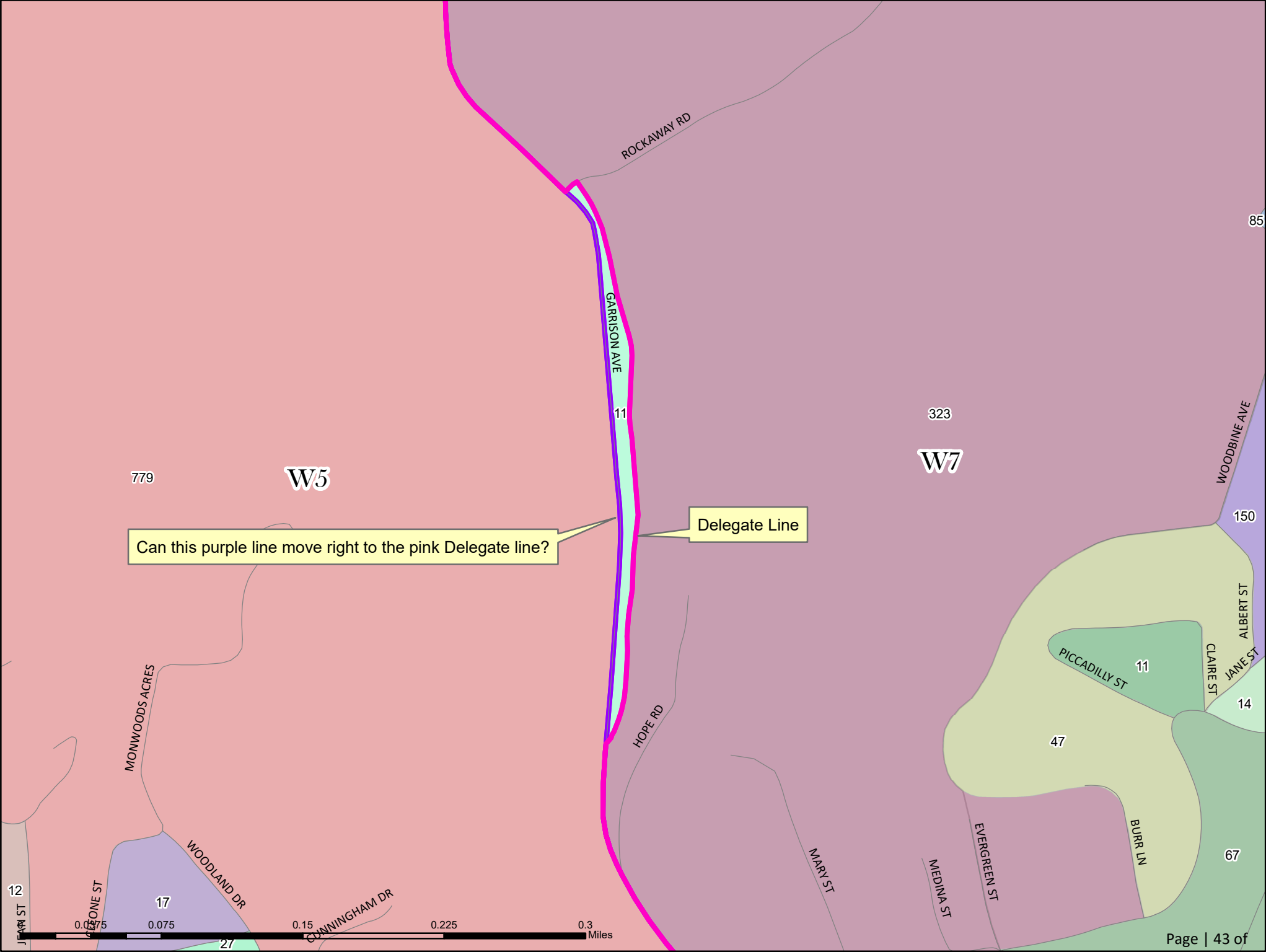
(21) In Exhibit A to Committee Substitute for Bill No. 7932, in the description of Ward 16, on the fifth line, following the words “Abney Circle North” by striking out the words “to Norwood Road, and proceeding southwesterly along Norwood Road” and inserting in lieu thereof the words “to Abney Circle, and proceeding northerly along Abney Circle”.

Kanawha County and City of Charleston









W7

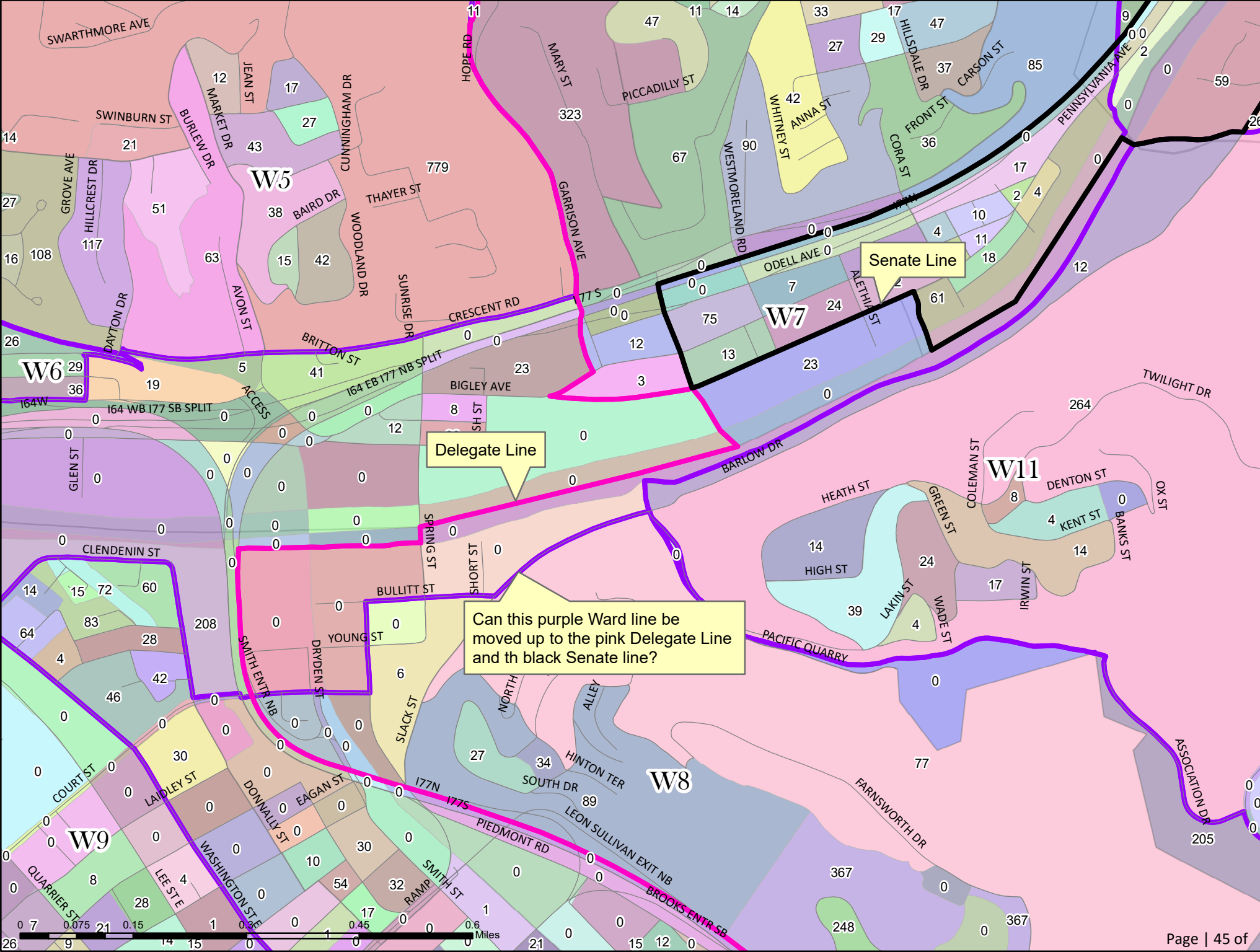
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15

779

W5

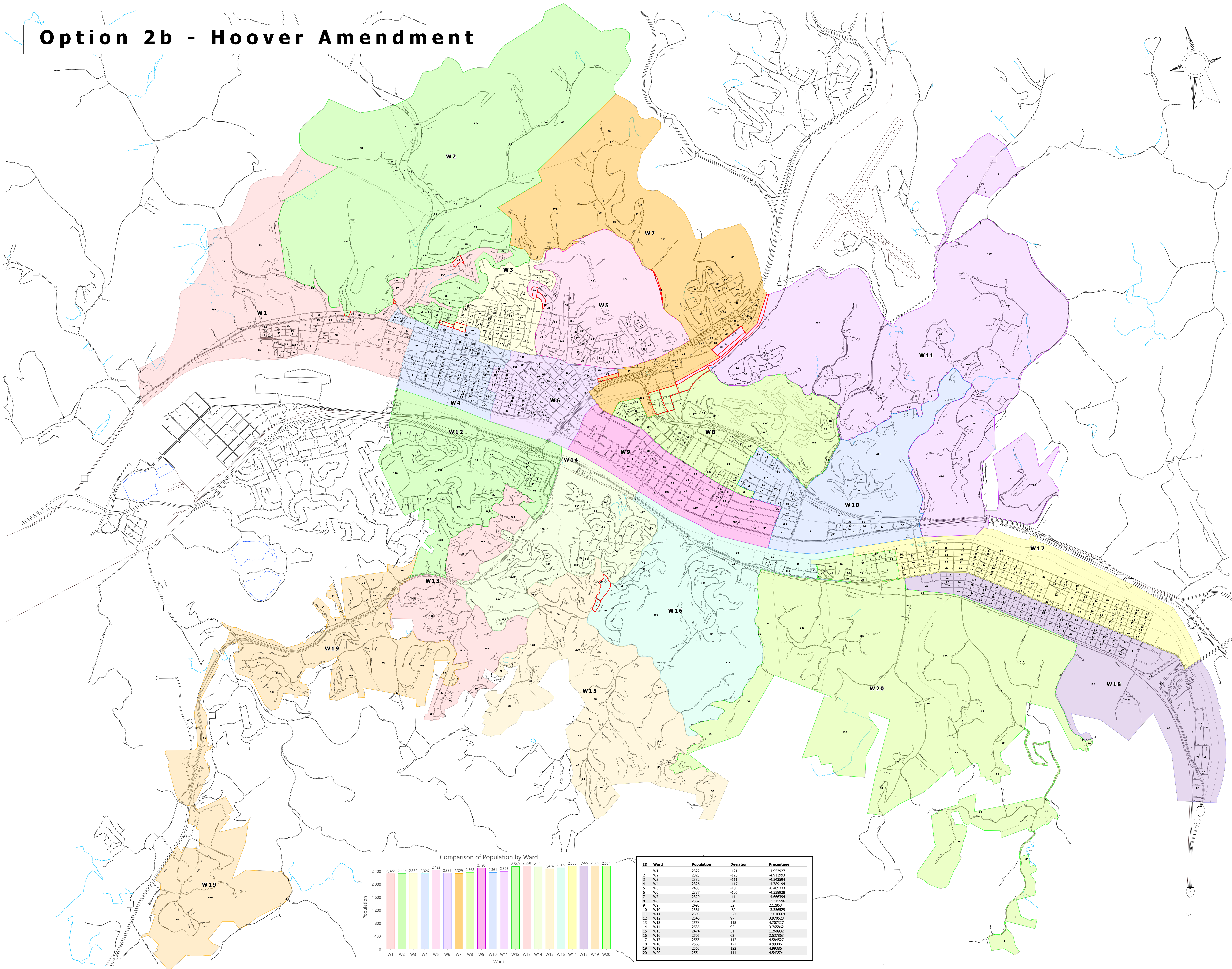
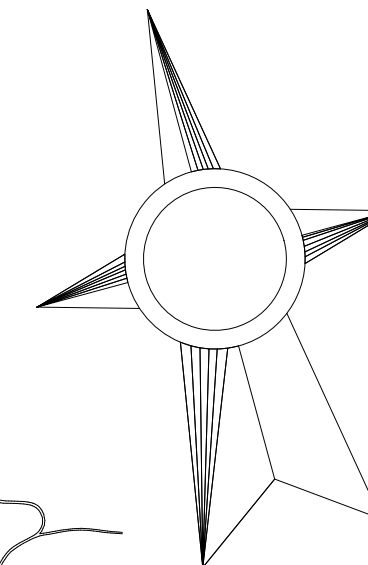
Page | 44 of



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Option 2b - Hoover Amendment



Resolution No. 553-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 553-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$31,550 and administer any funds awarded. These funds will be utilized to purchase a server and external hard drives for the Charleston Police Department's Criminal Investigation Division.

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 in the amount of \$31,550 and administer any funds awarded. These funds will be utilized to purchase a server and external hard drives for the Charleston Police Department's Criminal Investigation Division.

Resolution No. 554-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 554-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$59,000 and administer any funds awarded. These funds will be used to perform a cyber security assessment of the City's computer network.

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 in the amount of \$59,000 and administer any funds awarded. These funds will be used to perform a cyber security assessment of the City's computer network.

Resolution No. 555-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 555-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$10,000 and administer any funds awarded. These funds will be utilized to purchase stop the bleed kits for Charleston Police Department patrol vehicles.

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 in the amount of \$10,000 and administer any funds awarded. These funds will be utilized to purchase stop the bleed kits for Charleston Police Department patrol vehicles.

Resolution No. 556-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 556-21 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$25,000 and administer any funds awarded. These funds will be utilized to provide maintenance and repairs to the radio towers utilized by the Charleston Fire and Police.

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 in the amount of \$25,000 and administer any funds awarded. These funds will be utilized to provide maintenance and repairs to the radio towers utilized by the Charleston Fire and Police.

Resolution No. 557-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 557-21 - Authorizing the Mayor or City Manager to purchase playground equipment, a shade system, a bench, a table, a playground border, and woodchip surface from Miracle Recreation Equipment in the amount of \$28,461 for the Beatrice Street Park, where the contract price was determined through a competitively-sourced contracted through Sourcewell, a government purchasing cooperative administered by the State of Minnesota.

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

That the Mayor or City Manager is authorized to purchase playground equipment, a shade system, a bench, a table, a playground border, and woodchip surface from Miracle Recreation Equipment in the amount of \$28,461 for the Beatrice Street Park, where the contract price was determined through a competitively-sourced contracted through Sourcewell, a government purchasing cooperative administered by the State of Minnesota.



INSTRUCTIONS: This form must be submitted to the City Manager's Office for any purchase of materials or supplies costing **\$2,500 or more**. A minimum of **3** quotes is required for this form.

CITY OF CHARLESTON
Purchase Request

Date: 11/3/21

To: CITY MANAGER,

I request permission to purchase the following materials and/or supplies: Playground
equipment, shade system, bench, & table.
Playground border and wood chip surface.

Purchase justification: Beatrice St. Park playground
project. Being purchased through sourcewell
contract

If approved, the total purchase price will be: \$28,461.00

(Check One)

☐

The price is less than the \$25,000 permitted for purchases without advertising for bids and needing approval from City Council. I have not purposefully split the purchase request to keep the purchase under the \$25,000 threshold and have not favored a particular vendor. I have not shared competitive information with any vendor(s).

☐

The proposed vendor is a sole source provider for the materials/supplies requested. (Skip to **ITEM A** on page 2.)

I have contacted the following responsible vendors and have attached their written quotes for the requested item(s): (Minimum of 3 Quotes Required)

1. Miracle Recreation Equip Price Quote: \$ 28,461.⁰⁰
2. _____ Price Quote: \$ _____
3. _____ Price Quote: \$ _____
4. _____ Price Quote: \$ _____
5. _____ Price Quote: \$ _____

The apparent low-bid vendor *meeting specifications* is: Miracle Recreation Equip.

AND

☒ The low-bid vendor is not delinquent on any financial obligations owed to the City of Charleston according to the City Collector's records, and I recommend authorizing the purchase through the low-bid vendor.

OR

☐ I recommend not contracting with the lowest bidder meeting specifications and instead recommend contracting with _____ because:

Additionally, the recommended vendor is not delinquent on any financial obligations owed to the City of Charleston according to the City Collector's records.

ITEM A (For Sole Source Procurements ONLY)

Explain what is unique about this vendor/brand and why your department must purchase this product:

Identify at least 1 independent third party who has verified the vendor is a sole source for the item(s) requested to be purchased, and submit his/her written opinion regarding the vendor's sole source status:

(Name & Phone Number) _____

REQUESTOR'S DECLARATION

I declare that I have fully complied with the letter and intent of the City Code as it pertains to procurement and have exercised reasonable precaution to procure the item(s) requested above at the lowest price, consistent with good service and quality.

I also declare that I have no personal or business relationship with the listed vendor(s) that would be considered a conflict of interest, except as follows:

(List Actual, Potential, or Perceived Conflicts of Interest) _____

Request Submitted By: Rashawn Sayles Department: Parks & Recreation

Is this purchase being paid with grant funds? ☒ Yes ☐ No

TGKVF Donation

Funds Approval:  Date: 11/4/2021
Authorized Financial Officer

Account Number: Council Approval Needed **220-979-00-900-4-458**
project code:
beatrice-0030-0087

City Manager Approval: _____ Date: _____



Miracle Recreation Equip. Co.
878 E. US Hwy 60
Monett, MO 65708
1-888-458-2752

QUOTE: 102210071

Project: R0102_44489571517_01

Prepared For:
Rashaun Sayles

Charleston Parks Department
200 Baker Lane
Charleston, WV 25302
(304) 348-6860 (phone)
(304) 348-0705 (fax)

Project Name & Location:

Prepared by:
Miracle Recreation c/o Metro
Recreation

4907 Camden Place North
Jefferson, MD 21755
866-470-0366 (phone)
metrorecreation.com

Ship To Address:
Rashaun Sayles
Charleston Parks Department
200 Baker Lane
Charleston, WV 25302
(304) 348-6860 (phone)

End User:
Beatrice Street Park

Quote Number: 102210071
Quote Date: 11/3/2021
Valid For: 30 Days From Quote Date

PlayArea_1

Product line: Freestanding
Age group: 2-12

Global defaults

Accent - FS	RED
Leg	BLUE
Post - FS	BLUE
Rockite	RED
Swing Seat	BLUE
Toprail	YELLOW

Components

Part Number	Description	Qty	Weight	Unit Price	Total
2760	SWG PART GENERATION SWG SEAT W/CHAIN	1	30.00	1,072.00	1,072.00
2760	SWG PART GENERATION SWG SEAT W/CHAIN Rockite: YELLOW	1	30.00	1,072.00	1,072.00
2840	SWG PART SLASH PROOF SEAT W/CHAIN (8' TR)	2	10.00	134.00	268.00
6081	TWIN RIDER ONLY	2	140.00	1,333.00	2,666.00
7188522HH	3 1/2" OD ARCH FRAME 8' TR (2) GEN ST REQ MC	1	200.00	1,617.00	1,617.00
7188522X	3 1/2" OD ARCH ADD-A-BAY 2 SEATS REQ MC	1	170.00	823.00	823.00
963	POKEY THE SNAIL "C" SPRING RIDER	1	205.00	1,056.00	1,056.00

11/3/2021
QUOTE: 102210071

Page 1 of 4

PlayArea_2

Product line: Freestanding

Age group: 5-12

Global defaults

Accent - FS

Post - FS

Vinyl - Paint

RED

BLUE

Vinyl Blue Paint Black

Components

Part Number	Description	Qty	Weight	Unit Price	Total
44012R	6' MIRACLE TIMBER 12" HIGH W/2 30" STAKES-RB	36	35.00	89.00	3,204.00
4406R	ACCESS RAMP W/2 MIRACLE TIMBERS-RECYCLED	1	260.00	1,036.00	1,036.00
753	MAYPOLE	1	275.00	3,923.00	3,923.00
MRPQ215Q	SQUARE TABLE 40" (1.02M) ING	1	279.00	1,294.00	1,294.00
MRPQ303Q	BENCH CONTEMP 6'(1.83M) ING	1	125.00	519.00	519.00

RiskSign_Included

Product line: Freestanding

Age group:

Global defaults

Post - FS

Components

Part Number	Description	Qty	Weight	Unit Price	Total
787Z	RISK MANAGEMENT SIGN - ENGLISH (NO PRICE)	1	0.00	0.00	0.00

Additional Items

Part Number	Description	Qty	Weight	Unit Price	Total
925961	THUMB DRIVE 2GB - MREC	1	0.00	0.00	0.00
926021	MREC CARD F/THUMB DRIVE	1	0.00	0.00	0.00
926458	LABEL,GENERATION SWG, 2YR-12YR, MR	2	0.00	4.00	8.00
INSTALL BOOK	INSTALL BOOK FOR PP ORDERS	1	0.00	0.00	0.00

Parts By Other

Part Number	Description	Qty	Weight	Unit Price	Total
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11/3/2021

QUOTE: 102210071

Page 2 of 4

10222021	100 CUBIC YARDS OF CERTIFIED ENGINEERED WOOD FIBER SURFACING Price includes freight	1	0.00	2,490.00	2,490.00
Q-013635	SINGLE POST PYRAMID, 10' x 10' This Shade includes freight	1	0.00	3,207.00	3,207.00

Totals:

Equipment Weight:	3,134.00 lbs
Equipment List:	\$18,558.00
Discount Amount:	-\$3,900.51
Equipment Price:	\$14,657.49
Freight:	\$1,506.51
Installation:	\$6,600.00
Products by Other:	\$5,697.00
SubTotal:	\$28,461.00
Estimated Sales Tax*:	\$0.00
Grand Total:	\$28,461.00

Notes:

Rashaun, here is the quote on the items you selected, along with borders and an ADA ramp. We have used Sourcewell pricing, which is a buying co op that the City (memberID #2150) is a member of and Miracle Recreation (# 010521-LTS-3) is an approved vendor. The Shade is included in the pricing, but not on the top view or 3-D as we did not know whether to put it in or outside of the space.

This Quote shall not become a binding contract until signed and delivered by both Customer and Miracle Recreation Equipment Company ("Miracle"). Sales Representative is not authorized to sign this Quote on behalf of Miracle or Customer, and signed Quotes cannot be accepted from Sales Representative. To submit this offer, please sign below and forward a complete signed copy of this Quote directly to "Miracle Sales Administration" via fax (417) 235-3551 or email: orders@miraclerec.com. Upon acceptance, Miracle will return a fully-signed copy of the Quote to Customer (with copy to Sales Representative) via fax or email.

THIS QUOTE IS LIMITED TO AND GOVERNED BY THE TERMS CONTAINED HEREIN. Miracle objects to any other terms proposed by Customer, in writing or otherwise, as material alterations, and all such proposed terms shall be void. Customer authorizes Miracle to ship the Equipment and agrees to pay Miracle the total amount specified. Shipping terms are FOB the place of shipment via common carrier designated by Miracle. Payment terms are Net-30 days from invoice date with approved credit and all charges are due and payable in full at PO Box 734154, Dallas, TX 75373-4154, unless notified otherwise by Miracle in writing. Customer agrees to pay all additional service charges for past due invoices. Customer must provide proper tax exemption certificates to Miracle, and shall promptly pay and discharge all otherwise applicable taxes, license fees, levies and other impositions on the Equipment at its own expense. Purchase orders and payments should be made to the order of Miracle Recreation Equipment Company.

Quote Number: 102210071 **Quote Date:** 11/3/2021 **Equipment:** \$16,745.00 **Grand Total:** \$28,461.00

CUSTOMER HEREBY SUBMITS ITS OFFER TO PURCHASE THE EQUIPMENT ACCORDING TO THE TERMS STATED IN THIS QUOTE AND SUBJECT TO FINAL APPROVAL BY MIRACLE.

Submitted By **Printed Name and Title** **Date**
 THE FOREGOING QUOTE AND OFFER ARE HEREBY APPROVED AND ACCEPTED BY MIRACLE RECREATION EQUIPMENT
By:

Date:

11/3/2021
 QUOTE: 102210071

Page 3 of 4

ADDITIONAL TERMS & CONDITIONS OF SALE

1. Use & Maintenance. Customer agrees to regularly inspect and maintain the Equipment, and to provide, inspect and maintain appropriate safety surfacing under and around the Equipment, in accordance with Miracle's product literature and the most current Consumer Product Safety Commission Handbook for Public Playground Safety.

2. Default, Remedies & Delinquency Charges. Customer's failure to pay any invoice when due, or its failure to otherwise comply with the terms of this Quote, shall constitute a default under all unsatisfied invoices ("Event of Default"). Upon an Event of Default, Miracle shall have all remedies available to it at law or equity, including, without limitation, all remedies afforded a secured creditor under the Uniform Commercial Code. Customer agrees to assist and cooperate with Miracle to accomplish its filing and enforcement of mechanic's or other liens with respect to the Equipment or its location or its repossession of the Equipment, and Customer expressly waives all rights to possess the Equipment after an Event of Default. All remedies are cumulative and not alternative, and no exercise by Miracle of a remedy will prohibit or waive the exercise of any other remedy. Customer shall pay all reasonable attorneys fees plus any costs of collection incurred by Miracle in enforcing its rights hereunder. Subject to any limitations under law, Customer shall pay to Miracle as liquidated damages, and not as a penalty, an amount equal to 1.5% per month of any payment that is delinquent in such month and is not received by Miracle within ten (10) days after the date on which due.

3. Limitation of Warranty/ Indemnity. MIRACLE MAKES NO EQUIPMENT WARRANTIES EXCEPT FOR THOSE STANDARD WARRANTIES ISSUED WITH THE EQUIPMENT, WHICH ARE INCORPORATED HEREIN BY THIS REFERENCE. MIRACLE SPECIFICALLY DISCLAIMS ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE AND ANY LIABILITY FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES. CUSTOMER AGREES TO DEFEND, INDEMNIFY AND SAVE MIRACLE HARMLESS FROM ALL CLAIMS OF ANY KIND FOR DAMAGES OF ANY KIND ARISING OUT OF CUSTOMERS ALTERATION OF THE EQUIPMENT, ITS FAILURE TO MAINTAIN THE EQUIPMENT, ITS FAILURE TO PROPERLY SUPERVISE EQUIPMENT USE, OR ITS FAILURE TO PROVIDE AND MAINTAIN APPROPRIATE TYPES AND DEPTHS OF SAFETY SURFACING BENEATH AND AROUND THE EQUIPMENT IN ACCORDANCE WITH MIRACLES INSTALLATION AND OWNERS MANUALS AND THE MOST CURRENT CONSUMER PRODUCT SAFETY COMMISSION HANDBOOK FOR PUBLIC PLAYGROUND SAFETY.

4. Restrictions. Until all amounts due hereunder are paid in full, Customer shall not: (i) permit the Equipment to be levied upon or attached under any legal process; (ii) transfer title to the Equipment or any of Customer's rights therein; or (iii) remove or permit the removal of the Equipment to any location not specified in this Quote.

5. Purchase Money Security Interest. Customer hereby grants, pledges and assigns to Miracle, and Miracle hereby reserves a purchase money security interest in, the Equipment in order to secure the payment and performance in full of all of Customer's obligations hereunder. Customer agrees that Miracle may file one or more financing statements, in order to allow it to perfect, acquire and maintain a superior security interest in the Equipment.

6. Choice of Law and Jurisdiction. All agreements between Customer and Miracle shall be interpreted, and the parties' obligations shall be governed, by the laws of the State of Missouri without reference to its choice of law provisions. Customer hereby consents to the personal jurisdiction of the state and federal courts located in the city and county of St. Louis, Missouri.

7. Title; Risk of Loss; Insurance. Miracle Retains full title to all Equipment until full payment is received by Miracle. Customer assumes all risk of loss or destruction of or damage to the Equipment by reason of theft, fire, water, or any other cause, and the occurrence of any such casualty shall not relieve the Customer from its obligations hereunder and under any invoices. Until all amounts due hereunder are paid in full, Customer shall insure the Equipment against all such losses and casualties.

8. Waiver; Invalidity. Miracle may waive a default hereunder, or under any invoice or other agreement between Customer and Miracle, or cure such a default at Customer's expense, but shall have no obligation to do either. No waiver shall be deemed to have taken place unless it is in writing, signed by Miracle. Any one waiver shall not constitute a waiver of other defaults or the same kind of default at another time, or a forfeiture of any rights provided to Miracle hereunder or under any invoice. The invalidity of any portion of this Quote shall not affect the force and effect of the remaining valid portions hereof.

9. Entire Agreement; Amendment; Binding Nature. This fully-executed Quote, as supplemented by Change Orders and invoices containing exact amounts of estimates provided herein, constitutes the complete and exclusive agreement between the parties. A Change Order is a written instrument signed by the Customer and Miracle stating their agreement as to any amendment in the terms of this Quote. Customer acknowledges that Change Orders may result in delays and additional costs. The parties agree that all Change Orders shall include appropriate adjustments in price and time frames relating to any requested amendments. Upon full execution, this Quote shall be binding upon and inure to the benefit of the parties and their successors and assigns.

10. Counterparts; Electronic Transmission. This Quote, any invoice, and any other agreement between the parties, may be executed in counterparts, each of which shall constitute an original. The facsimile or other electronic transmission of any signed original document and retransmission of any signed facsimile or other electronic transmission shall be the same as the transmission of an original. At the request of either party, the parties will confirm facsimile or other electronically transmitted signatures by signing an original document.

Rev E 021815

11/3/2021
QUOTE: 102210071

Page 4 of 4

Resolution No. 558-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

Resolution No. 558-21 - Authorizing the Mayor or City Manager to enter into one or more agreements for the purchase of E-10 Gasoline and Diesel Fuel through bids to be received by the Kanawha Valley Regional Transportation Authority ("KRT") on November 17, 2021. The bid prices for E-10 Gasoline and Diesel Fuel shall remain in effect for a 24-hour period following the bid opening; therefore, the Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposals as he or she determine to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.

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

That the Mayor or City Manager is authorized to enter into one or more agreements for the purchase of E-10 Gasoline and Diesel Fuel through bids to be received by the Kanawha Valley Regional Transportation Authority ("KRT") on November 17, 2021. The bid prices for E-10 Gasoline and Diesel Fuel shall remain in effect for a 24-hour period following the bid opening; therefore, the Mayor or City Manager is authorized to exercise discretion in accepting or rejecting such bid proposals as he or she determine to be in the best interest of the City and to report same to the Finance Committee and Council at the next scheduled meeting.

Resolution No. 559-21

Introduced in Council:

November 15, 2021

Adopted by Council:

Introduced by:

Joseph Jenkins

Referred to:

Finance

1 Resolution No. 559-21 - Authorizing approval of Amendment No. 5 of the FY 2021—2022
2 General Fund Budget as indicated on the attached list of accounts.

3

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

5

6 That Amendment No. 5 of the FY 2021—2022 General Fund Budget as indicated on the
7 attached list of accounts is approved.

General Fund FY 2021-2022 Budget Amendment No. 05 - November 15, 2021

Account No.	Department	Account Description	Amount
001 700 00 000 1 107	Police - Uniform	Pre-2011 Pension Benefit Payments	(265,982)
001 700 00 000 1 103	Police - Uniform	Salaries & Wages	252,146
001 700 00 000 1 104	Police - Uniform	FICA	3,656
001 700 00 001 1 107	Police - Uniform	MPFRS	10,180

To adjust the attached Police Wage Progression Schedule for Uniformed Police Officers by providing a \$1/hr base building increase effective November 21, 2021 and reducing a surplus amount budgeted for the FY 2022 employer contribution to the legacy pension plan recognized in the most recent actuarial valuation report.

001 699 00 000 5 598	Contingency	Contingency	(28,090)
001 750 00 000 1 103	Streets	Salaries & Wages	23,646
001 750 00 000 1 104	Streets	FICA	1,809
001 750 00 000 1 106	Streets	PERS	2,635

To increase the grade for Street Department Truck Driver positions from PG 105 to PG 107 effective November 21, 2021.

Reportable: To Maintain compliance with the budgetary guidelines of the State of West Virginia

**City of Charleston
Municipal Budget
FY 2022**

Police Wage Progression Schedule (in effect 11-21-2021)

Yrs. Of Service	Patrolman Hourly	Corporal Hourly	Sergeant Hourly	Lieutenant Hourly	Captain Hourly
0	21.636	23.010	24.734	26.761	29.060
1	21.636	23.076	24.800	26.827	29.126
2	21.702	23.142	24.866	26.893	29.192
3	21.768	23.209	24.933	26.960	29.259
4	21.835	23.275	24.999	27.026	29.325
5	21.901	23.341	25.065	27.092	29.391
6	21.967	23.408	25.132	27.159	29.458
7	22.034	23.474	25.198	27.225	29.524
8	22.100	23.540	25.264	27.291	29.590
9	22.166	23.607	25.331	27.358	29.657
10	22.233	23.673	25.397	27.424	29.723
11	22.299	23.739	25.463	27.490	29.789
12	22.365	23.806	25.530	27.557	29.856
13	22.432	23.872	25.596	27.623	29.922
14	22.498	23.938	25.662	27.689	29.988
15	22.564	24.005	25.729	27.756	30.055
16	22.631	24.071	25.795	27.822	30.121
17	22.697	24.137	25.861	27.888	30.187
18	22.763	24.204	25.928	27.955	30.254
19	22.830	24.270	25.994	28.021	30.320
20	22.896	24.336	26.060	28.087	30.386
21	22.962	24.403	26.127	28.154	30.453
22	23.029	24.469	26.193	28.220	30.519
23	23.095	24.536	26.260	28.287	30.586
24	23.162	24.602	26.326	28.353	30.652
25	23.228	24.668	26.392	28.419	30.718
26	23.294	24.735	26.459	28.486	30.785
27	23.361	24.801	26.525	28.552	30.851
28	23.427	24.867	26.591	28.618	30.917
29	23.493	24.934	26.658	28.685	30.984
30	23.560	25.000	26.724	28.751	31.050

Each Patrol Officer receives an additional \$1.00 per hour when working night shift.

Resolution No. 560-21

Introduced in Council:

November 15, 2021

Introduced by:

Joseph Jenkins

Adopted by Council:

Referred to:

Finance

Resolution No. 560-21 - Authorizing the Mayor or City Manager to enter into a contract with Nitro Construction in the amount of \$25,199 for the purchase and installation of indoor and outdoor security cameras for the North Charleston Community Center.

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

That the Mayor or City Manager is authorized to enter into a contract with Nitro Construction in the amount of \$25,199 for the purchase and installation of indoor and outdoor security cameras for the North Charleston Community Center.

**North Charleston Community Center Indoor/Outdoor Cameras
Bid Opening Date 10/27/21**

			Nitro Construction 4300 First Avenue Nitro WV 25143 304-204-1350	Blue Wave 224 21st St San Diego CA 92102 760-929-9596
Item		Qty	Item Total Cost	Item Total Cost
Item 1- Security Cameras, Parts, Installation, and Electrical Wiring Work		1	\$25,199.00	\$47,970.00
Base Bid Total			\$25,199.00	\$47,970.00
Local Vendor Preference (4%)			 (\$1,007.96) \$24,191.04	Does Not Qualify

North Charleston Community Center Indoor/Outdoor Cameras
Bid Opening Date 10/27/21

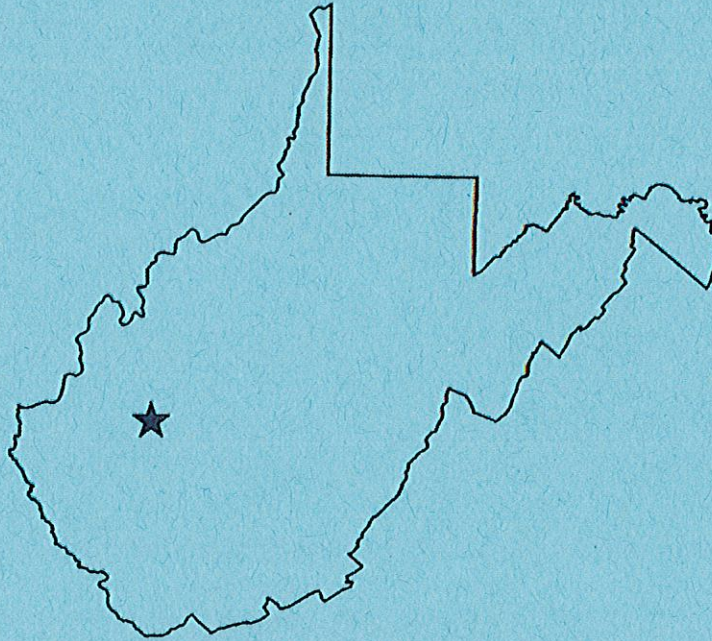


City of Charleston West Virginia

City Treasurer's Report to City Council

Month Ended

October 2021



Respectfully submitted,

Victor Grigoraci, CPA – City Treasurer

<u>Fund / Description</u>	<u>Balance October 2020</u>	<u>Balance September 2021</u>	<u>Collections October 2021</u>	<u>Withdrawals October 2021</u>	<u>Balance October 31, 2021</u>
001 General Fund	28,393,982.03	10,746,376.85	14,559,074.80	7,844,009.21	17,461,442.44
002 Coal Severance Tax	35.05	92.26	35,243.45	34,394.00	941.71
003 Municipal Stabilization	4,732,556.63	20,566,558.19	1,746.73	0.00	20,568,304.92
009 Community Development	2,915.76	7,746.55	251,185.23	256,633.20	2,298.58
012 West Side Improvement	9,495.20	0.00	0.00	0.00	0.00
014 IT Infrastructure	541,139.50	1,041,788.08	88.48	0.00	1,041,876.56
015 Charleston Land Reuse	273,277.54	257,679.34	21.22	16,412.92	241,287.64
017 Project West Invest	563.72	564.25	0.05	0.00	564.30
019 Tourism & Promotions	500,174.88	464,626.70	37.76	20,000.00	444,664.46
020 Business Development	751,574.78	1,305,555.54	109.64	18,876.68	1,286,788.50
021 Community Participation	130,045.47	68,626.09	5.60	4,500.00	64,131.69
024 LGBTQ Working Group	575.09	484.23	0.04	0.00	484.27
026 Uniform Pension Reserve Fund	22,888,230.69	25,616,939.40	2,554,686.37	252,802.00	27,918,823.77
035 Municipal Beautification	32,762.09	32,792.05	2.78	0.00	32,794.83
036 Special Demolition	38,544.50	33,294.63	2.83	0.00	33,297.46
037 Sister Cities	27,589.05	27,614.28	2.35	0.00	27,616.63
038 Solid Waste	376,031.28	1,046,002.15	305,008.68	997,925.27	353,085.56
040 Landfill Closure	3,459,480.93	3,570,053.39	10,938.01	0.00	3,580,991.40
041 Police Contributions	23,947.80	15,041.79	1.28	0.00	15,043.07
042 Police Evidence	1,069,220.72	911,730.22	72.67	123,155.58	788,647.31
043 Forfeited Funds	374,701.02	421,047.11	7,483.62	13,738.58	414,792.15
044 Municipal Court	239,898.22	267,138.66	40,515.00	52,140.00	255,513.66
045 Homeland Security	20,580.04	26,297.61	2,703.82	1,947.00	27,054.43
047 Health Insurance Reserves	6,241,246.05	6,246,956.73	530.56	0.00	6,247,487.29
048 Wayfinding Commission	21,232.59	21,252.01	1.81	0.00	21,253.82
049 Live On The Levee	13,104.13	60,763.41	2.85	33,169.41	27,596.85
073 American Rescue Plan	0.00	18,402,137.11	204.01	0.00	18,402,341.12
080 Human Rights	176,793.29	176,793.29	0.00	0.00	176,793.29
081 Home Program	101,916.22	1,578.49	46,109.15	31,441.33	16,246.31
085 Firefighters Assistance Grant	77.08	77.08	0.00	0.00	77.08
088 SBA Riverfront Project Donation Account	9.18	9.18	0.00	0.00	9.18
088 SBA Riverfront Project Grant Account	10,167.71	10,167.71	0.00	0.00	10,167.71
091 Byrne Justice	0.00	0.00	197,783.50	197,783.50	0.00
095 Police Grants	106,775.70	117,856.43	57,629.97	24,241.58	151,244.82
096 Historic Preservation	15,020.00	6,113.47	0.00	0.00	6,113.47
099 Public Arts Grant	178,914.34	192,369.42	0.00	0.00	192,369.42
100 Sinking Fund	4,025,028.33	4,025,422.38	341.88	0.00	4,025,764.26
200 Infrastructure	153,457.04	153,597.47	13.04	0.00	153,610.51
214 Civic Center Capital Improvement	409,050.54	367,764.15	16,943.22	0.00	384,707.37
215 Municipal Auditorium Capital Improvement	168,305.20	168,859.36	14.34	0.00	168,873.70
220 General Maintenance	3,635,729.17	3,578,700.25	124,888.93	479,917.90	3,223,671.28
221 City Service Fee Capital Project	991,070.40	2,739,463.44	46,210.18	654,000.43	2,131,673.19
222 Facilities Maintenance	965,733.88	1,646,278.13	138.68	41,932.70	1,604,484.11
255 Ballpark Maintenance	78,225.13	92,350.80	7.85	0.00	92,358.65
402 Civic Center Revenue	71,715.72	75,663.64	447,178.22	446,989.33	75,852.53
406 Parking System Revenue	4,813,110.75	4,915,491.22	208,984.31	141,387.54	4,983,087.99
426 Parking Operation and Maintenance	2,315,479.20	2,816,647.69	239.22	0.00	2,816,886.91
427 Civic Center TIF Project	354,827.28	482,103.49	7,822.40	0.00	489,925.89
900 M - DENT	679,867.31	645,639.25	53.98	23,212.15	622,481.08
901 Pending Forfeiture	1,098,109.41	1,173,941.80	99.07	8,186.31	1,165,854.56
Working Cash Advance Fund	32,925.00	32,925.00	0.00	0.00	32,925.00
Total All Funds	90,545,212.64	114,578,971.77	18,924,127.58	11,718,796.62	121,784,302.73

**MUNICIPAL COURT
CITY OF CHARLESTON**

**Post Office Box 2749
Charleston, West Virginia 25330
(304) 348-8079**

Anne B. Charnock, Judge

Conrad Lucas, Clerk

TO: Mayor Amy Shuler Goodwin
FROM: Conrad Lucas, Clerk
DATE: **Friday November 5, 2021**
RE: **October 2021 Financial Information, Charleston Municipal Court**

TOTAL CITATIONS FILED: 1,056

Criminal Violations: 184
Traffic Violations: 872
Parking: 0
Building Search Warrants: 0

RESTITUTION COLLECTED (paid to victims): \$348.61

Primarily related to shoplifting cases, restitution monies are collected and refunded to the store/victim.

FINANCIAL REPORT ATTACHED

cc: Judge Anne B. Charnock
Miles Cary, City Clerk
Victor Grigoraci, Treasurer
Scott Dempsey, Deputy Chief of Police
Tony Harmon, Building Department
David Potters, Office of the City Attorney
Captain Mike Pridemore, CPD
Nikki Smith, City Clerk's Office

Report For October 1, 2021 Thru October 31, 2021

FILEDST

Violations by Filed Date...

TRAFFIC	872	
CRIMINAL	184	
Total Filed Violations		1,056

Completed Cases...

Paid Fine...		
TRAFFIC	209	
CRIMINAL	6	
Total Paid Fines		215
Before Judge...		
TRAFFIC	21	
CRIMINAL	1	
Total Before Judge		22
Total Completed		237

Other Completed...

DISMISS- OFFICER NOT WITH CITY

TRAFFIC	9	
CRIMINAL	3	
Total		12

DISMISSED OFFICER FAIL TO PROS

TRAFFIC	8	
CRIMINAL	0	
Total		8

DISMISSED (PRESENTED INSURANCE)

TRAFFIC	83	
CRIMINAL	0	
Total		83

DISMISSED (BY JUDGE'S ORDER) _

TRAFFIC	3	
CRIMINAL	0	
Total		3

DISMISSED E-PROOF

TRAFFIC	14	
CRIMINAL	0	
Total		14

DISMISSED (PRESENTED DL)

TRAFFIC	17	
CRIMINAL	0	

CHARLESTON MUNICIPAL COURT

Page: 2

Report For October 1, 2021 Thru October 31, 2021 FILEDST

Total		17
DISMISSED STORE CLOSED		
TRAFFIC	0	
CRIMINAL	7	
Total		7
DISMISSED OFF FAIL TO PROV VIN		
TRAFFIC	3	
CRIMINAL	0	
Total		3
DISMISSED (PROSECUTOR'S ORDER)		
TRAFFIC	17	
CRIMINAL	5	
Total		22
Dismissed at Officers Request		
TRAFFIC	49	
CRIMINAL	3	
Total		52
DISMISSED PRESENTED RECORDS		
TRAFFIC	214	
CRIMINAL	0	
Total		214
DISMISSED AFTER PT DIVERSION		
TRAFFIC	5	
CRIMINAL	5	
Total		10
Dismissed Pursuant to Plea		
TRAFFIC	11	
CRIMINAL	4	
Total		15
DISMISSED VICTIM/WITNESS FTA		
TRAFFIC	0	
CRIMINAL	1	
Total		1
DISMISSED WITHOUT PREJUDICE		
TRAFFIC	14	
CRIMINAL	31	
Total		45
VOIDED DOCKET		
TRAFFIC	2	
CRIMINAL	2	
Total		4
Total Other Completed		510
Grand Total Completed		747

CHARLESTON MUNICIPAL COURT
 Report For October 1, 2021 Thru October 31, 2021

Page: 3
 FILEDST

Net Difference Filed/Complete 309

Warrants...

Issued...

TRAFFIC	439	
CRIMINAL	351	
Total Violations		790
Total Warrants Issued		790

Cleared...

TRAFFIC	308	
CRIMINAL	224	
Total Violations		532
Total Warrants Cleared		532

Change in Total Warrants 258

Other Paid Cases...

Paid Fine...

Total Other Paid Fines 107

FINE FINE	\$22,169.00
LAWFND LAW ENFORCE. TRAIN STATE	\$2,832.00
LAWLOC LAW ENFORCE. TRAIN (LOCAL)	\$1,200.00
CVC CRIME VICTIM'S FUND	\$2,024.00
ADMIN ADMINISTRATIVE COST	\$509.00
JAILF REGIONAL JAIL CORR.	\$10,084.00
OP OVER PAYMENT	\$70.00
REST RESTITUTION	\$348.61-
CCF COMMUNITY CORRECTIONS FUND	\$137.00
PCADM PC ADMIN FEE	\$175.00
ABF APPEAL BOND FEE	\$2.00
LITTER LITTER	\$50.00
Total Fees/Fines Paid	\$38,903.39

Monthly Report – Definition Key

Violations by Filed Date:

Violations keyed into the Court software during the month

Completed Cases:

Cases where the fine and court costs were paid in full and the case was closed during the month.

Before Judge:

Number of violations where a case set for trial before the judge; the defendant was found guilty or entered a guilty plea at trial and the defendant paid off all costs/fines in full thereby closing the case.

Other Completed -Dismissed (By Complainant):

The City Attorney moved to dismiss cases because the person who filed the complaint no longer wishes to pursue the charges.

Defendant Deceased:

Cases dismissed because the defendant died.

Dismissed Officer Fail to Pros:

Cases dismissed because the officer failed to appear in Court.

Dismissed (presented insurance):

Cases dismissed because the defendant presented valid proof of insurance for the offense date.

Dismissed (presented DL):

Cases dismissed because the defendant presented a valid driver's license.

Dismissed Mistaken Identity:

Cases dismissed cases on the City Attorney's motion due to mistaken identity.

Dismissed (Prosecutor's Order):

Cases dismissed on the City Attorney's motion or as a result of a plea agreement.

Dismissed Presented Records:

Cases dismissed because the defendant presented records to satisfy a code or Court requirement.

Dismissed After PT Diversion:

Cases dismissed because the defendant entered into a Pre-Trial Diversion agreement with the City and satisfied the requirements of the Pre-Trial Diversion.

Dismissed Victim/Witness FTA:

Cases dismissed because the witness or victim did not appear in Court for trial.

Dismissed without prejudice:

Cases dismissed but the City having the option to re-file the case within one (1) year of the date of the offense.

Dismissed No Drug Results:

Drug results were not received for trial.

Dismissed – Officer Not With City

Officer/Witness is no long employed by the City.

Warrants

The Court issues warrants for Failure to Appear in Court for court sessions. These warrants are printed and copied to the CPD Warrants Division.

Cleared:

The Court clears warrants once the warrant is served by an officer or when a defendant self reports to the Court. The Court also clears warrants if a person is deceased, posts bond and or, in some cases, enters a plea.

Other Paid Cases:

The Court received a partial payment for a case; however, the defendant still has a balance due.

Search Warrant Issued:

A search warrant document was prepared and presented to the court by the City Attorney's office with regard to safety and public health concerns of a structure/property.

This report is not indicative of the case volume in Municipal Court. Rather, this information reflects payment status/coding for cases.