



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, March 21, 2022

at 7:00 P.M.

Council Chamber – City Hall – Charleston, West Virginia

OFFICIAL RECORD

Amy Shuler Goodwin
Mayor

Miles C. Cary II
City Clerk

CALL TO ORDER*

The Council met at 7:00 P.M., for the second meeting in the month of March on the 21st day, in the year 2022, and was called to order by the Honorable Mayor, Amy Shuler Goodwin. The invocation was delivered by Councilmember Adams, and the Pledge of Allegiance was led by Councilmember Moore. The Honorable Clerk, Miles C. Cary II, called the roll of members and it was found that there were present at the time:

**ADAMS
BURTON
COOK
HOOVER
KING
MINARDI**

**BAYS
CAMPBELL
FAEGRE
JENKINS
KNAUFF
MOORE
PERSINGER
ROBINSON
STEELE**

**BROWN
CEPERLEY
HAAS
JONES
MCKINNEY
OVERSTREET
PHARR
SHEETS
MAYOR GOODWIN**

With twenty-six members being present, the Mayor declared a quorum present.

Pepper's absence was excused by the City Clerk per Resolution No. 582-21.

Pending the reading of the Journal of the previous meeting, the reading thereof was dispensed with and the same duly approved.

PUBLIC SPEAKERS

1. Melinda Hamwi – Spoke about Sadd and CKHA and WVHDF.
2. Eric Desmond – Spoke about Sadd Brothers, CKHA and TM Management.
3. Linda Kelly – Spoke about the American Rescue Plan Act.
4. Nakia Austin – Spoke about The Healing House.

CLAIMS

1. A claim of Michelle Bauer, Charleston, WV;
alleges damage to vehicle.
2. A claim of W. Scott Campbell, Charleston, WV;
alleges damage to vehicle.
3. A claim of Kaylynn Johnson, Charleston, WV;
alleges damage to property.
4. A claim of Patricia Johnson, Charleston, WV;
alleges damage to property.
5. A claim of Ricky L Mitchell, Charleston, WV;
alleges damage to vehicle.

PROCLAMATIONS

1.

**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

WHEREAS: In 1881, Clara Barton founded the American Red Cross, turning her steadfast dedication for helping others into a bold mission of preventing and alleviating people's suffering; and

WHEREAS: In times of crisis, people in Charleston come together to care for one another. This humanitarian spirit is part of the foundation of our community and is exemplified by our local American Red Cross volunteers and donors; and

WHEREAS: Today, more than 140 years later, we honor the kindness and generosity of Red Cross volunteers here in Charleston, who continue to carry out Clara's lifesaving legacy; and

WHEREAS: The contributions of local Red Cross volunteers give hope to the most vulnerable in their darkest hours – whether it's providing emergency services from local disaster, donating blood, supporting service members and veterans, equipping volunteers with first aid training, or delivering international humanitarian support; and

WHEREAS: Last year—in Kanawha County—the Red Cross assisted 86 families, installed over 300 smoke alarms, collected over 5,300 units of lifesaving blood at over 350 blood drives, and so much more for our community.

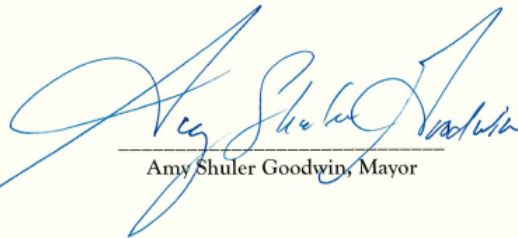
NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby recognize March 2022 as

AMERICAN RED CROSS MONTH

in Charleston, West Virginia and ask its citizens to join in the commitment to giving back to the community.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 21st day of March 2022.




Amy Shuler Goodwin, Mayor

The Key to the City was presented to Erica Mani and Rob Rosano.

COMMUNICATIONS

1.

Amy Shuler Goodwin
Office of the Mayor
City of Charleston



P.O. Box 2749
Charleston, WV 25330
(304) 348-8174 Office

TO: MILES CARY
CITY CLERK

FROM: AMY SHULER GOODWIN
MAYOR

RE: CHARLESTON SANITARY BOARD

DATE: MARCH 21, 2022

I recommend Kanti Patel be appointed to the Charleston Sanitary Board. Mr. Patel's term will expire March 17, 2025. Mr. Patel is filling the seat previously held by John Michael Johnson and will fill the requirement of a registered professional engineer on the Board.

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

ASG/mls

Councilmember Ceperley motioned to confirm the appointment. Councilmember Hoover seconded. With members being present having voted unanimously in the affirmative, the Mayor declared the appointment confirmed.

2.

Amy Shuler Goodwin
Office of the Mayor
City of Charleston



P.O. Box 2749
Charleston, WV 25330
(304) 348-8174 Office

TO: MILES CARY
CITY CLERK

FROM: AMY SHULER GOODWIN
MAYOR

RE: KANAWHA CHARLESTON BOARD OF HEALTH

DATE: MARCH 21, 2022

I recommend Jessica Hudson be appointed to the Kanawha Charleston Board of Health, with an initial term to expire June 30, 2023. She is filling the seat left vacant by the passing of Paul Nusbaum. Ms. Hudson is a resident of the City of Charleston.

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

ASG/mls

Councilmember Ceperley motioned to confirm the appointment. Councilmember Hoover seconded. With members being present having voted unanimously in the affirmative, the Mayor declared the appointment confirmed.

3.

Amy Shuler Goodwin
Office of the Mayor
City of Charleston



P.O. Box 2749
Charleston, WV 25330
(304) 348-8174 Office

TO: MILES CARY
CITY CLERK

FROM: AMY SHULER GOODWIN
MAYOR

RE: COUNCILMAN COMMITTEE ASSIGNMENTS

DATE: MARCH 21, 2022



I am appointing Councilwoman Caitlin Cook to serve on the Facilities Committee.

In addition, I am appointing Councilman Sam Minardi as Chair of the Facilities Committee.

ASG/mls

Received and filed.

MISCELLANEOUS RESOLUTIONS

1. Resolution No. 617-22 - Approving the March 14, 2022, Memorandum of Understanding among the City of Charleston, USI Insurance Services LLC, and West Virginia Counties Group Self-Insurance Risk Pool, Inc., as shown in Exhibit A; authorizing the Mayor or City Manager to enter into a 3-year service contract with USI Insurance Services LLC to provide insurance agent/broker services to City, where the fee for the first year is \$175,000; and authorizing the Mayor or City Manager to enter into contracts with West Virginia Counties Group Self-Insurance Risk Pool, Inc., at a price of \$1,497,770, for comprehensive insurance coverages and including third-party claims administration services for the period March 31, 2022, through March 31, 2023, in accordance with the costs referred to as Coverage Option 3 in Exhibit B. Underinsured motorists coverage is specifically rejected. Uninsured motorists coverage with statutory minimum limits of \$25,000/\$50,000/\$25,000 is accepted only.

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

That the March 14, 2022, Memorandum of Understanding among the City of Charleston, USI Insurance Services LLC, and West Virginia Counties Group Self-Insurance Risk Pool, Inc., as shown in Exhibit A, is approved; that the Mayor or City Manager is authorized to enter into a 3-year service contract with USI Insurance Services LLC to provide insurance agent/broker services to City, where the fee for the first year is \$175,000; and that the Mayor or City Manager is authorized to enter into contracts with West Virginia Counties Group Self-Insurance Risk Pool, Inc., at a price of \$1,497,770, for comprehensive insurance coverages and including third-party claims administration services for the period March 31, 2022, through March 31, 2023, in accordance with the costs referred to as Coverage Option 3 in Exhibit B. Underinsured motorists coverage is specifically rejected. Uninsured motorists coverage with statutory minimum limits of \$25,000/\$50,000/\$25,000 is accepted only. All agent/broker fees for years two and three of the City's contract with USI Insurance Services LLC must be authorized by the City Council at the time the Council approves each subsequent insurance program renewal.

Councilmember Jenkins added that the proposed agreement is the result of the insurance discussions and the recommendation from the Select Committee, which was rejected by Council on a tie vote at the last meeting. An agreement was reached with the two competing vendors where the City will hire USI to serve as its insurance broker for three years, with the first year's fee to be \$175,000. The planned insurance for the upcoming year will be provided by WV Corp at the price previously quoted. It will provide the City with the higher coverages and lower self-insured retention. USI can also help to ensure that the City is optimizing its insurance coverage.

Councilmember Snodgrass added that the rejected resolution never came back to the Select Committee, which was her assumption. She would have preferred the option to self-insure. She spoke against the resolution.

Councilmember Knauff added that he was disappointed that the insurance resolution did not go back to the Select Committee.

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

YEAS: Adams, Bays, Burton, Brown, Campbell, Ceperley, Cook, Haas, Hoover, Jenkins, King, Minardi, Moore, Overstreet, Pharr, Reishman, Robinson, Steele, Mayor Goodwin

NAYS: Faegre, Jones, Knauff, McKinney, Persinger, Sheets, Snodgrass

ABSENT: Pepper

With members present recorded thereon as voting unanimously in the majority as affirmative, with nineteen (19) Yeas and seven (7) Nays, the Mayor declared Resolution No. 617-22 as adopted.

REPORTS OF COMMITTEES

COMMITTEE ON FINANCE

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

1. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 616-22 Committee Substitute be adopted.

Resolution No. 616-22 - Authorizing the Finance Director to amend the 2019 and 2021 Community Development Block Grant budgets as indicated on the accounts listed below.

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

That the Finance Director is hereby authorized and directed to amend the 2019 and 2021 Community Development Block Grant budgets as indicated on the accounts listed below:

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
009-021-00-059-0-999	NC Community Center – Interior/Exterior Security System	(9,801.00)
009-021-00-199-0-999	Contingencies	9,801.00
009-020-00-011-0-999	Pro Kids, Inc.	(18,000.00)
009-020-00-199-0-999	Contingencies	18,000.00

MOECD proposes to close out NC Community Center – Interior/Exterior Security System project and move remaining funds to Contingencies. In addition, Pro Kids, Inc. Afterschool Program is closed due to Covid and staffing changes. Project will be cancelled, and funds will be moved to Contingencies.

Councilmember Jenkins added that the resolution moves funding no longer needed into various contingency funds for future allocation.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. With members present recorded thereon as voting unanimously in the affirmative, the Mayor declared Resolution No. 616-22 adopted.

2. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 618-22 be adopted.

Resolution No. 618-22 – Authorizing the Mayor or City Manager to purchase 5,000 48-gallon recycling carts for Refuse and Recycling from Toter, LLC for the total amount of \$273,911.44 pursuant to a competitively sourced multi-state contract.

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

That the Mayor or City Manager is authorized to purchase 5,000 48-gallon recycling carts for Refuse and Recycling from Toter, LLC for the total amount of \$273,911.44 pursuant to a competitively sourced multi-state contract.

Councilmember Jenkins added that the resolution is to encourage and increase the amount of recycling by providing carts to approximately 3,090 recycling addresses, to start.

Councilmember Persinger asked if the resolution went through the Environment and Recycling Committee. Councilmember Jenkins replied that it initiated in Finance Committee. Councilmember Persinger asked if the refuse crew would have to manually lift and dump the recycling carts. Director of Refuse, Jered Lanham replied that the two newly purchased packer trucks, expected in June, will be able to lift the carts. Additionally, the other truck will be retrofitted to be able to do the same.

Councilmember Cook added that the carts will encourage recycling throughout the City. The recycling study has suggested that the City should make it easier for people to recycle, and the carts will do that. It will also make it easier to recycle materials that need to stay dry, such as cardboard.

Councilmember Jones confirmed with Lanham that recycling will still be picked up without the carts being used, but eventually they will need carts.

Councilmember King motioned to refer the resolution to the Environment and Recycling Committee. Councilmember Persinger seconded.

Councilmember Jenkins added that while he would normally take issue with sending an item to another Committee, the price for the carts is locked in until the end of the month. After which, the price will likely increase drastically. The Environment and Recycling Committee had already discussed the need for these carts under the former leadership of Councilmember Bailey.

Councilmember Brown added that he had suggested these carts during the last meeting of

Environment and Recycling Committee.

Councilmember King added that he wasn't concerned as to the purchase of the carts, but he was perturbed that the resolution never went through the Environment and Recycling Committee in the beginning.

Councilmember Cook added that, as the Chair of the Environment and Recycling Committee, they have discussed the needs for these carts. The Green Team has discussed them as well.

Councilmember Minardi asked if this will be an annual expenditure. Mayor Goodwin replied that was the recommendation of the recycling study. Councilmember Minardi requested a phase where recycling bags would still be collected.

Councilmember Campbell agreed that the purchase should have probably gone to the Environment and Recycling Committee, but he also agreed that prices would not be decreasing. He spoke against the motion to move to the Committee.

Director of Public Grounds, Brent Webster, added that the quote was secured before the gasoline prices increased.

Councilmember King withdrew his motion to refer to the Environment and Recycling Committee.

Mayor Goodwin added that policies around the carts would be created and approved by the Environment and Recycling Committee. Councilmember Cook agreed that any changes to policies surround recycling would go through the Environment and Recycling Committee.

Councilmember Faegre added that the recycling carts are great, however she hoped that the City would not see an increase in sanitation fees. She noted that the City was purchasing carts for recycling, but stopped distributing trash bags.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. With members present recorded thereon as voting unanimously in the affirmative, the Mayor declared Resolution No. 618-22 adopted.

3. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 619-22 be adopted.

Resolution No. 619-22 - Authorizing the Mayor or City Manager to purchase pool pumps and chemical dispensers from Endless Summer Aquatics, Inc. in the amount of \$61,170.00 for the Parks and Recreation Department to be installed at the Kanawha City Community Center and the Martin Luther King Jr. Community Center, and to purchase pool chemicals at a set unit costs on an as needed basis based as the result of a competitive bidding process.

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

That the Mayor or City Manager is authorized to purchase pool pumps and chemical dispensers from Endless Summer Aquatics, Inc. in the amount of \$61,170.00 for the Parks and Recreation Department to be installed at the Kanawha City Community Center and the Martin Luther King Jr. Community Center, and to purchase pool chemicals at a set unit costs on an as needed basis based as the result of a competitive bidding process.

Councilmember Jenkins added that the resolution is to approve the purchase of equipment and items necessary for the opening of several City pools. As needed prices are also included in the agreement.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. With members present recorded thereon as voting unanimously in the affirmative, the Mayor declared Resolution No. 619-22 adopted.

4. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 620-22 be adopted.

Resolution No. 620-22 - Authorizing the Mayor or City Manager to approve and execute Change Order No. 1 relating to the renovation of office space on the 3rd floor of City Hall, in the amount of \$22,561.56 to address unforeseen conditions discovered after demolition, raising the total contract amount to \$259,561.56 as the pricing details of the change order are indicated on Exhibit A attached hereto.

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

That the Mayor or City Manager is authorized to approve and execute Change Order No. 1 relating to the renovation of office space on the 3rd floor of City Hall, in the amount of \$22,561.56 to address unforeseen conditions discovered after demolition, raising the total contract amount to \$259,561.56 as the pricing details of the change order are indicated on Exhibit A attached hereto.

Councilmember Jenkins added that during the renovation, additional conditions were discovered that need to be addressed that include electrical, HVAC and framing issues.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. With members present recorded thereon as voting unanimously in the affirmative, the Mayor declared Resolution No. 620-22 adopted.

5. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 621-22 be adopted.

Resolution No. 621-22 - Authorizing the approval of Amendment No. 7 of the FY 2021 – 2022 General Fund Budget as indicated on the attached list of accounts.

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

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

Councilmember Jenkins added that Councilmembers have the option to join PERS, the State pension system. If a Councilmembers chooses to join the program at a later date, the law requires that the City and Councilmember to retroactively contribute the funds that would have been paid previously.

Councilmember Snodgrass abstained from voting, as she had a potential pecuniary interest.

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

YEAS: Adams, Bays, Burton, Brown, Campbell, Ceperley, Cook, Haas, Hoover, Faegre, Jenkins, Jones, King, Knauff, McKinney, Minardi, Moore, Overstreet, Persinger, Pharr, Reishman, Robinson, Sheets, Steele, Mayor Goodwin

NAYS:

ABSTAIN: Snodgrass

ABSENT: Pepper

With members present recorded thereon as voting in the majority as affirmative, the Mayor declared Resolution No. 621-22 as adopted.

General Fund FY 2021-2022 Budget Amendment No. 7 - March 21, 2022

Account No.	Department	Account Description	Amount
001 410 00 000 1 106	City Council	PERS	9,167
001 699 00 000 5 598	Contingency	Contingency	(9,167)

To increase the Council budget for PERS to allow for the purchase of retroactive service credit for a nonparticipating councilmember who has recently elected to participate in PERS.

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

6. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 622-22 be adopted.

Resolution No. 622-22 - Approving the Official Municipal Budget Document for the Fiscal Year 2022-2023, as proposed and included as Exhibit A hereto, inclusive of the Municipal Levy Rates Estimate for Current Expenses and Excess Levy purposes.

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

That the Official Municipal Budget Document for the Fiscal Year 2021-2023, as proposed and included as Exhibit A hereto, inclusive of the Municipal Levy Rates Estimate for Current Expenses and Excess Levy purposes is approved.

Councilmember Jenkins added that the resolution is for the approval of the upcoming FY 2022-2023 (aka 2023) General Fund Budget that will begin on July 1, 2022. The \$108 million budget is balanced, maintains all critical City services and operations, provides a 7% cost of living increase base pay raise to all City employees, maintains the same employee benefits and offerings, and provides for over \$6 million in vehicle and equipment purchases. It also keeps the paving budget at \$3 million.

Councilmember Knauff motioned to amend Resolution No. 622-22, hereafter known as the HERO Amendment (Helping Employees Rise and Overcome). Councilmember Snodgrass seconded.

OFFERED BY: Adam Knauff and Shannon Snodgrass

The following amendment to Res. No. 622-22 Municipal Budget FY 2023 is proposed:

That the budget be amended as listed on the attached list of accounts and reconciling all subtotals and totals throughout the budget accordingly to provide a \$10,000 salary increase for uniformed employees and a \$5,000 salary increase to other non-uniform full-time employees. The additional costs of the salary increase shall be paid by increasing the assumed beginning fund balance by \$3,000,000 and transferring an additional \$1,067,063 from the Municipal Stabilization Fund.

Councilmember Knauff thanked the Finance Director, Andy Wood, for helping him prepare the amendment. He added that the fund balance would go from \$4 million to \$7 million. Historically, the fund balance line has averaged over \$8 million for the past four years. The Municipal Stabilization amount would change from \$3.6 million to \$4.7 million roughly. The Fund Balance is the estimated revenue surplus developing during the current fiscal year from City tax and fee collection, minus the costs and any other additional incoming monies. Councilmember Knauff added that only two lines of the budget are to be adjusted. He added that the amendment is sustainable, and would not consider it to be one-time money. The \$4M increase is only 3.7% of

the current budget, and certainly the City can prioritize 3.7% of the next budgets for police, fire and other employees.

Councilmember Robinson requested that the City Manager, Jonathan Storage, address the HERO amendment. Storage replied that the State has recently required that cities include the Fund Balance. The Administration believes that the \$4million starting balance is on the higher end of estimates to make sure the City does not over-extend itself at the end of the fiscal year. The COVID-19 aid skews those numbers aide, and they do not expect a \$7 million surplus at the end of the year. The amendment also requires a withdrawal of just over \$1 million from the Municipal Stabilization Fund (Rainy Day Fund). The Administration does not believe that the HERO amendment is sustainable in the long-term. With no increases to City fees, the Rainy-Day Fund would be depleted by 2027.

Councilmember Snodgrass added that they have been trying to increase the pay of first responders to where they should be. The 7% recommended pay increase mostly impacts employees making over \$72,000, as they would be the only ones to see the full capped amount of \$5,000. The raise for a CLD Driver would be \$.88 versus \$2.40 with the HERO amendment. The lowest paid Refuse worker would receive \$.79 versus \$2.40 with the HERO amendment. Councilmember Snodgrass added that the City is down twenty-six firefighters. The proposed HERO \$10,000 increase to first responders would be an average of \$4.80 increase. The Police Department has been short 18-20 people since 2018. The minimal raises given have not had a significant impact on recruitment. The State has given a \$20,000 increase, and most City Officers choose to go to the County when there is a vacancy due to better pay and benefits. Councilmember Snodgrass added that the HERO amendment is doable, balances the budget and is important.

Councilmember Brown added that the biggest raise he got from the City during his twenty-one years was \$.31, and \$.85 during the current Administration. He was concerned that City would not be able to sustain the raises as proposed in the HERO amendment. He has advocated for the State model of raises that give \$50/year after so many years.

Councilmember Cook added that she was sure every Councilmember would want to give the raises proposed in the HERO amendment to every employee. She is concerned with the sustainability of the amendment, and will respect the opinion of the City Manager. She asked for Councilmember Jenkin's opinion. Councilmember Jenkins replied that he did not believe the HERO amendment to be unreasonable, although it makes very optimistic assumptions. However, he does believe it to be too risky, adding that it would be better to address raises every year.

Councilmember Campbell spoke in favor of the HERO amendment. He added that the HERO raises would likely decrease the amount of overtime pay that the City would have to pay.

Councilmember Knauff added that General Fund balance still averages to \$5.3 million, removing

the highest and lowest year. He did not anticipate that the government would stop sending money to municipalities, and that the economy would continue and grow in such a way as to make the raises sustainable. He did not agree that the Stabilization Fund would be gone by 2027. Councilmember Knauff stated that there was no reason to prioritize Community Grants over Police, Fire and other employees.

Councilmember Brown asked how the HERO amendment would affect retirements. Storage answered that compensation to retirements systems increase as salaries increase. If the Police vote to adopt the Social Security System, that will be another unaccounted-for contribution.

Councilmember Jenkins added that if the HERO amendment does not increase the number of Officers, then overtime pay will increase that much more. He added that the City will soon be losing B&O taxes from auto dealerships (\$500,000 over two years) and the possible removal of the levy on personal taxes (\$3.5 million).

Councilmember Knauff added that the HERO amendment compensates for the increase in insurance and retirement.

Councilmember Faegre confirmed that the total increased amount of the HERO amendment is a \$4 million increase (3.7% of the budget).

Councilmember Steele added that they could not assume that the government will continue to give money to municipalities. She did not think that Police overtime would be going away any time soon.

A roll call was taken:

YEAS: Campbell, Faegre, Jones, Knauff, McKinney, Persinger, Snodgrass

NAYS: Adams, Bays, Brown, Burton, Ceperley, Cook, Haas, Hoover, Jenkins, King, Minardi, Moore, Overstreet, Pharr, Reishman, Robinson, Sheets, Steele, Mayor Goodwin

ABSENT: Pepper

With members present recorded thereon as voting in the majority in the negative, with seven (7) Yeas and nineteen (19) Nays, the Mayor declared the HERO amendment to Resolution No. 622-22 as not adopted.

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

YEAS: Adams, Bays, Brown, Burton, Campbell, Ceperley, Cook, Faegre, Haas, Hoover, Jenkins, Jones, King, Minardi, Moore, Overstreet, Persinger, Pharr, Reishman, Robinson, Sheets, Steele, Mayor Goodwin

NAYS: Knauff, McKinney, Snodgrass

ABSENT: Pepper

With members present recorded thereon as voting in the majority in the affirmative, with twenty-three (23) and three (3) Nays, the Mayor declared Resolution No. 622-22 as adopted.

7. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 623-22 be adopted.

Resolution No. 623-22 - Authorizing the Mayor or City Manager to enter into a Memorandum of Understanding, attached hereto as Exhibit A, between the State of West Virginia, the City of Charleston and other West Virginia municipalities and counties relating to the distribution of proceeds from any settlement of ongoing litigation regarding opioids.

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 Memorandum of Understanding between the State of West Virginia, the City of Charleston and other West Virginia municipalities and counties relating to the distribution of proceeds from any settlement of ongoing litigation regarding opioids.

Councilmember Jenkins added that it is anticipated that several billion dollars will come from litigation or settlements from various sources regarding the distribution of opioids. The MOU is modeled from a two-year vetted allocation that was designed for the Perdue bankruptcy proceedings. It sets up an allocation for when these funds are received to be spread over several years to be used for programs described in the MOU. It also encourages collaboration with local entities.

Councilmember Jenkins moved to approve the resolution. Councilmember Ceperley seconded the motion. With members present recorded thereon as voting unanimously in the affirmative, the Mayor declared Resolution No. 623-22 adopted.

REPORTS OF OFFICERS

1. Report of the City of Charleston Payroll Variance Analysis; January 2022.
2. Report of the City of Charleston Payroll Variance Analysis; February 2022.
3. Municipal Court Report to City Council Month Ending February 2022.
4. City Treasurer's Report to City Council Month Ending February 2022.

NEW BILLS

None

MISCELLANEOUS/UNFINISHED BUSINESS

None

REMARKS BY MEMBERS

1. Councilmember Ceperley stated that the Race to End Racism will be on April 24, 2022.
2. Councilmember Knauff stated that the first Team Up to Clean Up will April 2, 2022.
3. Councilmember Snodgrass stated that United Talen has relocated their headquarters to South Charleston. She added that, as mentioned during the previous Insurance Committee meetings, WV Corp has an association/partnership with the WV Municipal League.
4. Councilmember Adams stated that the Charleston Land Reuse Agency will meet on March 22, 2022.
5. Councilmember Faegre stated that March 21, 2022 is National Down Syndrome Awareness Day.

ADJOURNMENT

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

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

NAYS:

ABSENT: Pepper

At 8:43 p.m., by a motion from Councilmember Ceperley, Council adjourned until Monday, April 4, 2022, 7:00 p.m., in Council Chambers at City Hall.

Amy Shuler Goodwin, Honorable Mayor

Miles C. Cary II, City Clerk