

CHARLESTON CITY COUNCIL

Regular Meeting

February 6, 2023

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 2-6-2023

PROCLAMATIONS

1. 2-6-2023

COMMUNICATIONS

1. 2-6-2023 Appointments
2. Extension of Interim City Manager

REPORTS OF STANDING COMMITTEES

PLANNING, STREETS AND TRAFFIC

1. Bill No. 7982 - Amending the Zoning Ordinance by rezoning from an R-4 district to a C-10 district, those certain parcels of land on Bigley Avenue.

FINANCE

1. Resolution No. 759-23 – Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to purchase field force protective equipment for Charleston Police Department Patrol officers.
2. Resolution No. 760-23 – Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security for funds to purchase a hot water dive system and wetsuits for Charleston Police’s Dive Team.
3. Resolution No. 761-23 - Authorizing the Mayor or City Manager to purchase two 2023 Chevrolet Tahoe PPV for the Fire Department from Klick-Lewis, Inc. as part of the fleet rotation replacement schedule.
4. Resolution No. 762-23 - Authorizing the Mayor or City Manager to enter into contract with Premier Power and Pyrotechnics for fireworks displays for the City’s 2023 Live on the Levee Concert Series and the 2023 4th of July Celebration.
5. Resolution No. 763-23 - Authorizing the Mayor or City Manager to purchase a Kubota backhoe for the Parks and Recreation Department from State Equipment, Inc. as part of the fleet rotation replacement schedule.
6. Resolution No. 764-23 - Authorizing the Mayor or City Manager to purchase two 2023 Ford F-250 pickup trucks for the Refuse Department from National Auto Fleet Group as part of the fleet rotation replacement schedule.
7. Resolution No. 765-23 - Authorizing the Mayor or City Manager to purchase a Kubota skid steer for the Street Department from State Equipment, Inc. as part of the fleet rotation replacement schedule.
8. Resolution No. 766-23 - Authorizing the Mayor or City Manager to purchase six self-contained breathing apparatus for the Fire Department from Atlantic Emergency Solutions.
9. Resolution No. 767-23 - Authorizing approval of Amendment No. 5 of the FY 2022-2023 General Fund Budget.

REPORTS OF OFFICERS

1. 2-6-2023

NEW BILLS

1. 2-6-2023

UNFINISHED BUSINESS AND/OR MISCELLANEOUS BUSINESS

REMARKS BY MEMBERS

ROLL CALL

ADJOURNMENT

THE NEXT REGULAR MEETING OF COUNCIL WILL BE FEBRUARY 21, 2023 AT 7:00 PM.

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

RECEIVED

JAN 30 2023



AFFIDAVIT OFFICE OF CITY CLERK
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,
Kimberly A. Board

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

That this affiant resides at: 605 Huffman Drive Elkview, WV 25071

Telephone Number: 304-545-3205

and that on the 15th day of December, 2021/2022 at approximately 8:15 am/pm
in the City of Charleston, West Virginia, he/she sustained

A dislocated and Broken right Shoulder

Nature Of Injury And/Or Damage

As A Result Of:

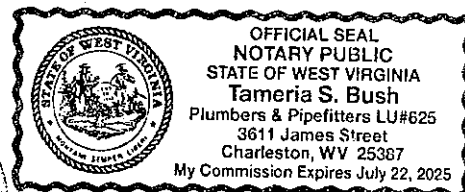
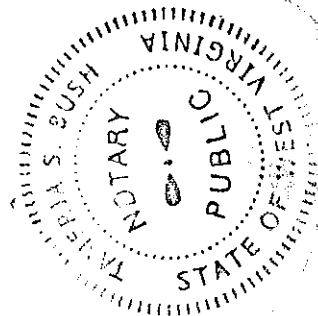
At approximately 8:15 pm on December 15, 2022, I was returning to my car with my family
after the Christmas Parade and at 812 Quarrier Street stepped in an indentation in the sidewalk,
tripped, fell and dislocated my right shoulder and broke a bone in my right shoulder.

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

Kimberly A. Board
Signature of Claimant

Taken, subscribed and sworn to before me this 27 day of January, 2022.
My commission expires 7/22/2025

Tamera S. Bush
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, _____
Susan K. Churchill _____, Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: _1548 Virginia Street East, Charleston, WV_25311

Telephone Number: _304-345-7996_ or 304-915-5915 _____

and that circa _22nd_ day of _December_, 2022 at approximately
8:00 am/pm in the City of Charleston, West Virginia, my car sustained

a massive jolt from slamming into a pothole which was located as one turns off of MacCorkle and left onto Ferry Street to approach the South Side Bridge. The physical area there was very dark and the hole could not be seen at that time. (note: The hole has since been filled.) The tire pressure warning light came on right after the jolt. Due to the holidays I delayed checking on it and then checked and filled the tire which was approximately 7 lbs. down. With sustained driving over several days, the light did not go off so as directed I took the car to Ball Toyota for a systems check. Although the sensor could have failed on its own, the fact that the light came on right after the big jolt and would not go off with the corrected tire pressure and adequate driving of the car supports that the sensor was damaged as a result of the jolt itself.

Nature Of Injury And/Or Damage

As A Result Of: _this incident the rear sensor will need to be replaced and the replacement cost will be \$234.00. Ball Toyota has provided you and me with the appropriate paperwork for your response._

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

Signature of Claimant

Susan K. Churchill

RECEIVED

JAN 17 2023

OFFICE OF CITY CLERK



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,

Michael Forman, Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 1405 Alexandria Place

Telephone Number: 304-344-0664 (H) 304-633-5243 (C)

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

Raw Sewage from a manhole in my yard clogged & backed up into my basement

Nature Of Injury And/Or Damage

As A Result Of:

this raw sewage flood, the following items were destroyed / for need replacement:
602.58 sq' of flooring. 602.58 sq' of baseboard (\$5,522.19). Two (2) 20'x2'8" Stair Runners (\$800-86)
Four (4) Jacuzzi Spa Filters (\$180). 1 Shark DooClean Vacuum (\$430). One (1) 3-piece bath matset (\$35)
One (1) Entertainment Center (\$200). 1 48x30x24" Bookcase (\$632). Four (4) oversized Beach Towels (\$5)

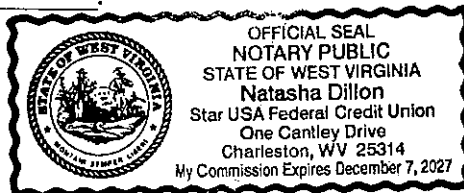
As a result of which accident the Claimant, Michael Forman, does hereby
make claim against the City of Charleston, West Virginia, for damages incurred and to be incurred by
him/her in the future.

[Signature]

Signature of Claimant

Taken, subscribed and sworn to before me this 18th day of Jan, 2023.
My commission expires Dec. 7, 2027

Natasha Dillon
Notary Public



RECEIVED

JAN 18 2023

OFFICE OF CITY CLERK



AFFIDAVIT City of Charleston



STATE OF

COUNTY OF

The Mayor, Recorder, and/or Municipal Attorney of the City of Charleston, West Virginia, with notice that this day appeared before the undersigned authority, Roger Lee McDaniel, Claimant, who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 905 Mission Drive, Parkersburg, WV 26101

Telephone Number: (304)991-8612

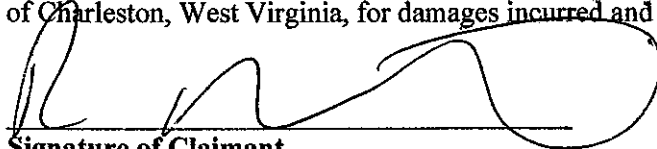
and that on the 22 day of January, 2023 at approximately 3:15 pm in the City of Charleston, West Virginia, he sustained

Severe back and neck strain

Nature Of Injury And/Or Damage

As A Result Of: Stepping into a missing section of the sidewalk causing him to slip and fall. ^{Fall} ~~the~~ ^{there was} missing section of sidewalk is located in between the Charleston Civic Center and the Mall, I was in this location as I was waiting to get in for Winter Jam. There were several witnesses who saw this happen.

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

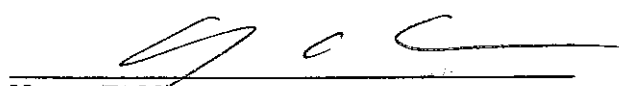

Signature of Claimant

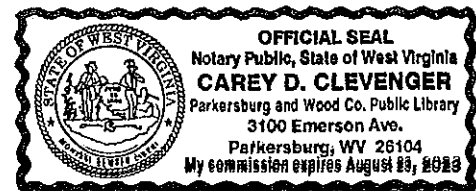
State of WV County of Wood
Taken, subscribed and sworn to before me this 27 day of January, 2023.
My commission expires 8-17-2023

RECEIVED

JAN 30 2023

OFFICE OF CITY CLERK


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,

Andrew Trail, Claimant,
who, after being first by me duly sworn, deposes and says:

That this affiant resides at: 77 Hunting Hills Dr. Charleston WV
Telephone Number: 304-553-5933

and that on the 23rd day of December, 2021/2022 at approximately early afternoon am/pm
in the City of Charleston, West Virginia, he/she sustained

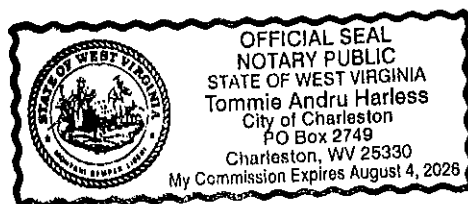
I was heading west on Piedmont Rd Behind Capital
when a salt truck heading east passed me and slinging
salt on street. The salt pelted my car windshield and
stripped my windshield.
Nature Of Injury And/Or Damage
As A Result Of:
My windshield is cracked (small spot) and
needs repair. The city should be responsible
for this damage and pay for this repair

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

Andrew Trail
Signature of Claimant

Taken, subscribed and sworn to before me this 12 day of January, 2022.
My commission expires August 4, 2026.

[Signature]
Notary Public



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JAN 12 2023

OFFICE OF CITY CLERK

**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

WHEREAS: Black History Month is an annual celebration which recognizes and celebrates the monumental contributions of Black Americans throughout our nation's history; and

WHEREAS: The history of the celebration dates back to 1915 when the "Father of Black History Month" Dr. Carter G. Woodson founded the organization now known as the Association for the Study of African American Life and History; and

WHEREAS: Dr. Woodson's scholarly writings, while serving as an Academic Dean at West Virginia State University, advocated for the National Black History Month; and

WHEREAS: Since 1976, every U.S. president has officially designated the month of February Black History Month and called upon Americans to celebrate the observance; and

WHEREAS: Black History Month fosters cultural awareness and understanding, encourages education about the contributions of Black Americans, and provides greater visibility to the people and organizations helping to create change; and

WHEREAS: The contributions of Black Americans have been vital to the growth and development of the City of Charleston.

NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby recognize February 2023 as

Black History Month

In Charleston, West Virginia and urge all citizens to recognize and celebrate the contributions of Black Americans in the Greater Charleston Area.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 6th day of February 2023.



A blue ink signature of Amy Shuler Goodwin, written in a cursive style.

Amy Shuler Goodwin, Mayor



TO: MILES CARY
CITY CLERK

FROM: AMY SHULER GOODWIN
MAYOR

RE: CHARLESTON CONVENTION AND VISITORS BUREAU

DATE: FEBRUARY 6, 2023

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

Greg Bolles – term expiration date 2-1-2025
Chuck Hamsher – term expiration date 2-1-2025
Dale Jordan - term expiration date 2-1-2025
Jennifer Susman - term expiration date 2-1-2025

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

Andy Shea – term expiration date 2-1-2025

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

ASG/mls

RECEIVED
FEB 03 2023
OFFICE OF CITY CLERK

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: PUBLIC ARTS COMMISSION

DATE: FEBRUARY 6, 2023

I recommend Newman Jackson be appointed to the Public Arts Commission. He is filling a vacant seat. Mr. Jackson's term will expire February 7, 2025.

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

ASG/mls



TO: MILES CARY
CITY CLERK

FROM: AMY SHULER GOODWIN
MAYOR

RE: MUNICIPAL BEAUTIFICATION COMMISSION

DATE: FEBRUARY 6, 2023

I recommend Lisa Dobbins be appointed to the Municipal Beautification Commission. She is filling a vacant seat. Ms. Dobbins term will expire February 7, 2025.

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

ASG/mls

RECEIVED
FEB 03 2023
OFFICE OF CITY CLERK

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 VALLEY REGIONAL TRANSPORTATION AUTHORITY

DATE: FEBRUARY 6, 2023

I recommend the following individual be reappointed to Kanawha Valley Regional Transportation Authority:

Tom Tolliver – Term expiration date 12-31-2025

I recommend the following individuals be appointed to the Kanawha Valley Regional Transportation Authority:

Bobbie Spry – Term expiration date 12-31-2024

Heidi Bonnett Adams – Term expiration date 12-31-2025

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

ASG/mls

RECEIVED

FEB 03 2023

OFFICE OF CITY CLERK



**TO: MILES CARY
CITY CLERK**

**FROM: AMY SHULER GOODWIN
MAYOR**

RE: BOARD OF ZONING APPEALS

DATE: FEBRUARY 6, 2023

A handwritten signature in blue ink, appearing to be "ASG", is written over the "FROM" line of the memo.

I recommend the following individual be reappointed to Board of Zoning Appeals:

Mary Anne Crickard – Term expiration date 1-1-2025
Mary Jo Neenan - Term expiration date 1-1-2025

I recommend the following individuals be appointed to the Board of Zoning Appeals:

Harper Gardner – Term expiration date 1-1-2026
Richard Switzer – Term expiration date 1-1-2025

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

ASG/mls

RECEIVED
FEB 03 2023
OFFICE OF CITY CLERK



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

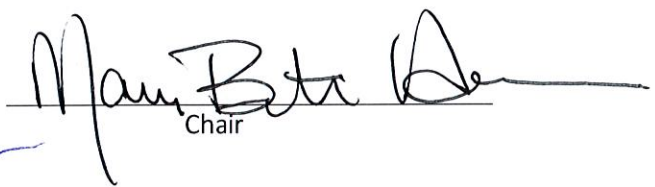
To: Miles Carey, City Clerk
From: Council's Committee on Planning, Streets and Traffic
Date: January 23, 2023
Subject: Bill No. 7982

The Committee on Planning, Streets and Traffic has had under consideration bill no. 7982 attached hereto and an made a part thereof.

The Committee finds:

1. The rezoning is consistent with the future land use map in that it allows for an organic expansion of the preestablished Industrial zone;
2. The rezoning allows for further transision of the Bigley Ave corridor to become commercial; and
3. The rezoning avoids spot rezoning by maintaining a clearly defined border between the commercial expansion along Bigley Ave and the remainder of the 1800 block of Bigley.

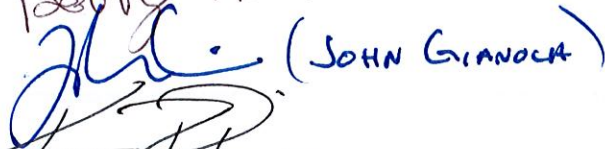
and reports the same to Council with the recommendation that the bill do pass.


Chair


Rebecca C. Cepaley


Pamela L. Kurha


Bobby Hays


(JOHN GRANOCK)


Jennifer Pham - (onphone)

Bill No. 7982

Introduced in Council

Passed by Council

December 19, 2022

Introduced by

Referred to

Beth Kerns

**Municipal Planning
Commission
Planning, Streets, and Traffic**

Bill No. 7982 - Amending the Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, and the map made a part thereof, by rezoning from an R-4 district to a C-10 district, those certain parcel of land identified as follows:

a) 1801 Bigley Avenue (also 320 Aletha Street), Charleston, West Virginia (Charleston West, M30, P25)

b) 1804 ODell Avenue, Charleston, West Virginia (Charleston West, M30, P26)

c) 1803 Bigley Avenue, Charleston, West Virginia (Charleston West, M30, P27)

d) 1804 ODell Avenue, Charleston, West Virginia (Charleston West, M30, P28)

e) 1805 Bigley Avenue, Charleston, West Virginia (Charleston, West, M30, P29)

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

1. The Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, is hereby amended by rezoning from an R-4 district to a C-10 district the whole of the following described parcels of land:

a) Parcel No. 25 as shown on Charleston West Tax Map No. 30. Subject parcel commonly known as "LT A BK 14 UPPER GLEN ELK" (1801 Bigley Avenue and 320 Aletha Street), Charleston, West Virginia. Said tax map is of record in the Planning Office.

b) Parcel No. 26 as shown on Charleston West Tax Map No. 30. Subject parcel commonly known as "PT LT B BK 14 33 X 64 UPPER GLENN ADN O DELL AVE" (1804 ODell Avenue), Charleston, West Virginia. Said tax map is of record in the Planning Office.

34 c) Parcel No. 27 as shown on Charleston West Tax Map No. 30.
35 Subject parcel commonly known as "PT LT B BK14 33.3 X 61
36 UPPER GLEN ADN BIGLEY AVE 1803" (1803 Bigley Avenue),
37 Charleston, West Virginia. Said tax map is of record in the
38 Planning Office.

39
40 d) Parcel No. 28 as shown on Charleston West Tax Map No. 30.
41 Subject parcel commonly known as "PT LTS B-C BK 14 33 X 64
42 UPPER GLEN ADD O DELL AVE" (1804 ODeIl Avenue),
43 Charleston, West Virginia. Said tax map is of record in the
44 Planning Office.

45
46 e) Parcel No. 29 as shown on Charleston West Tax Map No. 30.
47 Subject parcel commonly known as "PT LTS B-C BK 14 GLEN ELK
48 BIGLEY AVE 1805" (1805 Bigley Avenue), Charleston, West
49 Virginia. Said tax map is of record in the Planning Office.
50

51
52 2. The Zoning Map, attached to and made a part of said Zoning
53 Ordinance, is hereby amended in accordance with Article 27 of this
54 ordinance.
55

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

**PETITION TO REZONE FROM R-4 TO C-10
THE LAND AT
1801 BIGLEY AVENUE
320 ALETHA STREET
1804 ODELL AVENUE
1803 BIGLEY AVENUE
1805 BIGLEY AVENUE**

CHARLESTON, WEST VIRGINIA

TO THE MAYOR AND COUNCIL OF THE CITY OF CHARLESTON, WEST VIRGINIA:

I

Petitioner is the contract/purchaser of the property situate at 1801 Bigley Avenue, 320 Aletha Street, 1804 Odell Avenue, 1803 Bigley Avenue and, 1805 Bigley Avenue, Charleston, Kanawha County, West Virginia (collectively "the property").

II

Petitioner proposes to remove the blighted structures on the property and develop additional fenced storage for Sunbelt Rentals currently located at 1717 Bigley Avenue.

III

Petitioner wishes to have the property rezoned from an R-4 use to a C-10 use, said property described as follows: All of Parcel Nos. 25, 26, 27, 28 and, 29 as shown upon Charleston West Tax Map No. 30. Said property being commonly known as 1801 Bigley Avenue, 320 Aletha Street, 1804 Odell Avenue, 1803 Bigley Avenue and, 1805 Bigley Avenue, Charleston, West Virginia. The above-mentioned tax map is as of record in the Charleston Planning Department.

IV

The property is located between Bigley Avenue and I-64, across Aletha Street from Sunbelt Rentals. The entire area between Bigley Avenue and I-64 has experienced a gradual and steady decline in residential population over the years, being replaced by businesses which benefit from interstate exposure and accessibility. The development of the property for Sunbelt Rentals would be a continuation of this natural transition. Further, the development of the property would enhance the ability of Sunbelt Rentals to generate additional B & O tax revenue for the City while also eliminating non-productive and blighted structures. Sunbelt Rentals is a low-impact, neighbor-friendly, commercial business perfectly suited for this location.

V

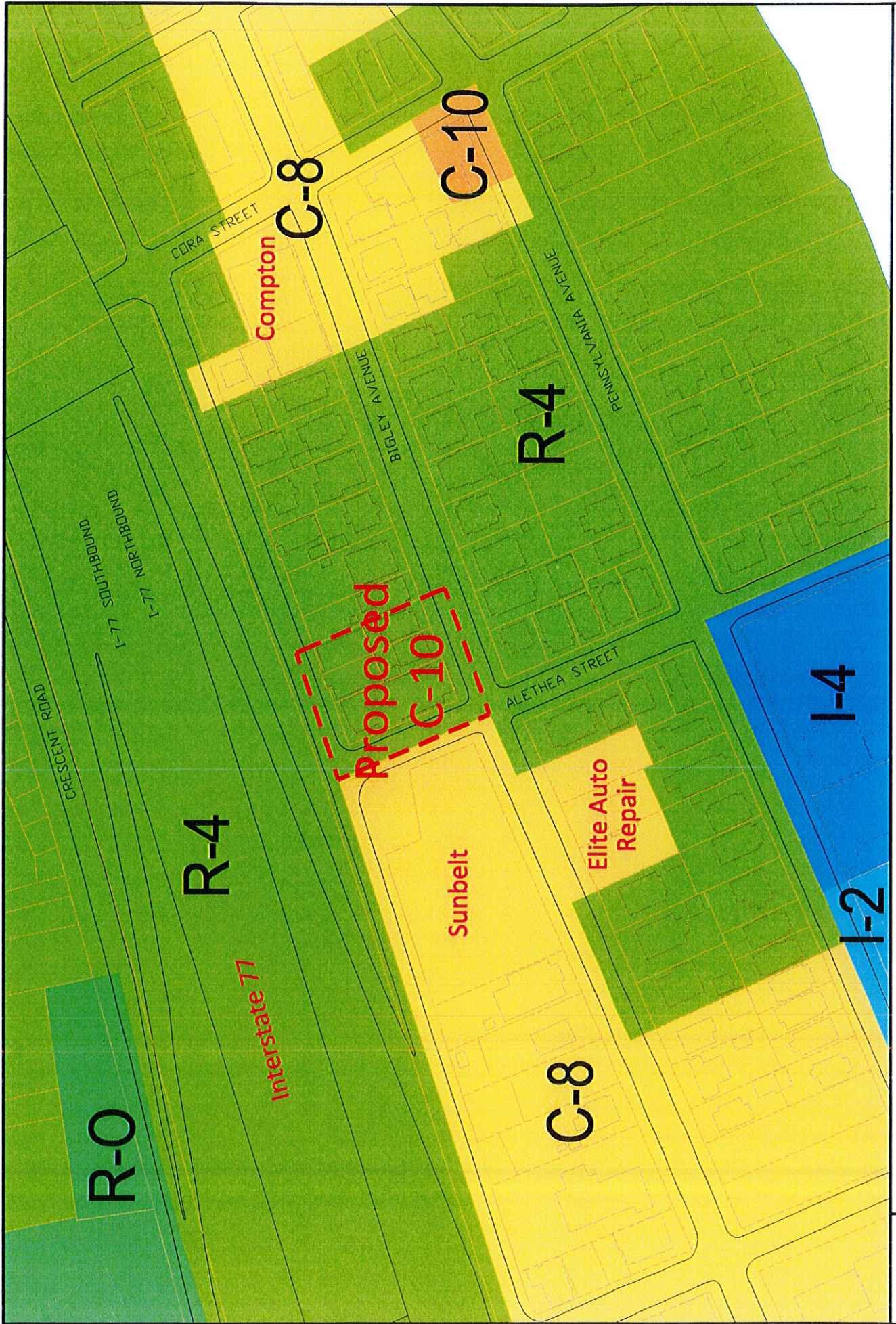
Attached hereto is a Bill to accomplish the requested rezoning, a list of property owners who own property within 250 feet of the subject property, a map of the subject property, and a \$125.00 filing fee.

Respectfully submitted this _____ day of
December, 2022.

By: _____
George M. Smith, Attorney

On Behalf of,
O.V. Smith & Sons of Big Chimney, Inc.
4510 Pennsylvania Avenue
Charleston, WV 25302

Phone: (304) 965 3481



STAFF
EXHIBIT

REZONING FROM R-4 TO R-0

Resolution No. 759-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 759-23 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$90,000 and administer any funds awarded. These funds will be utilized to purchase field force protective equipment for Charleston Police Department Patrol officers.

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 \$90,000 and administer any funds awarded. These funds will be utilized to purchase field force protective equipment for Charleston Police Department Patrol officers.

Resolution No. 760-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 760-23 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Homeland Security in the amount of \$24,500 and administer any funds awarded. These funds will be utilized to purchase a hot water dive system and wetsuits for Charleston Police's Dive Team.

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 \$24,500 and administer any funds awarded. These funds will be utilized to purchase a hot water dive system and wetsuits for Charleston Police's Dive Team.

Resolution No. 761-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 761-23 - Authorizing the Mayor or City Manager to purchase two 2023 Chevrolet Tahoe PPV for the Fire Department from Klick-Lewis, Inc., for a unit cost of \$46,456.00 each and the total amount of \$92,912.00. This is a direct purchase authorized under section 2-486 of the Municipal Code due to supply chain issues in the automotive market and the absence of a state contract for these vehicles. These will replace units 408 and 450 as part of the fleet rotation schedule.

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 Klick-Lewis, Inc. in the amount of \$92,912 for the purchase of two 2023 Chevrolet Tahoe PPV for the Fire Department.

MODEL & FACTORY OPTIONS	MSRP
CK10706 TAHOE 4WD POLICE VEHICLE	49250.00
AMF REMOTE KEYLESS ENTRY FLT PKG	75.00
BCV AUTO DOOR LOCK DISABLE	50.00
L84 ENGINE, 5.3L ECOTEC3 V8	N/C
MHU TRANSMISSION, 10-SPEED AUTO	N/C
NE1 50-STATE EMISSIONS	N/C
VQ2 FLT-FLEET ORDERINGASSISTANCE	0.00
6C7 RED & WHITE FRONT AUXILIARY	170.00
DOME LAMP	
6J3 WIRING, GRILLE LAMPS/SPEAKERS	92.00
6J4 WIRING, HORN/SIRENS CIRCUIT	55.00
6N5 REAR WINDOW SWITCH INOPERATIVE	57.00
6N6 REAR DOOR LOCK INOPERATIVE	62.00

TOTAL	51606.00
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REC'D OCT 28 2022

pushed to accounting

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Resolution No. 762-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

1 Resolution No. 762-23 - Authorizing the Mayor or City Manager to enter into contract with
2 Premier Power and Pyrotechnics in the total amount of \$35,000 for fireworks displays for the
3 City's 2023 Live on the Levee Concert Series and the 2023 4th of July Celebration.

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

6
7 That the Mayor or City Manager is authorized to enter into a contract with Premier Power and
8 Pyrotechnics in the amount of \$35,000 for fireworks displays for the City's 2023 Live on the
9 Levee Concert Series and the 2023 4th of July Celebration.



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

January 12, 2023

City of Charleston WV
c/o Jamie Bowles
501 Virginia Street East
Charleston, WV 25301

In Response to your solicitation for EOIs for the city's fireworks displays,

Thank you for the opportunity to provide proposals for your fireworks displays. Although I have been involved in the production of such displays since 2004, I'm not accustomed to producing such formal proposals and honestly, paperwork is not my strong suite. I will give it my best effort though and I hope that I'm able to meet your requirements.

As stated above, I've been involved with professional fireworks displays since I turned 18 in 2004 when I started assisting in local shows with Custom Pyrotechnics, which is no longer in business. In April of 2007 at the age of 21 and with several displays done as an assistant, I took a display operator's course at the Buffalo Fire Department. A deputy West Virginia State Fire Marshal was present at the class and administered the test for the West Virginia display operator's license. I easily passed the test and received my license. Shortly after, I began looking into ATF licensing and building a magazine for storing fireworks. In early 2008 I completed my first magazine, applied for and received my ATF license and WV business license and began my business. My first client was Kanawha County Fair, which is no longer running. Since then, I've performed displays for a variety of clients and events around West Virginia to include the Cabell County Fair, City of Milton, Kanawha Valley Motorsports Park, Chris Kline, Cabell Midland High



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

School, Rivers Edge Campground, Canaan Valley Resort, and the Charleston Dirty Birds for Casabella Pyrotechnics. Most of these shows have been similar to yours in being made up of primarily display shells ranging in size from 2.5"-10" with a few multi-shot cakes for lower level effects. The displays for the Dirty Birds have been made up entirely of multi-shot cakes rather than shells because of the limitations placed on me by the close proximity of the crowds to the discharge point.

My assistants all hold the required pyrotechnician in training card from the state fire marshal's office. At this time its difficult to know exactly which ones will be available to assist with these displays. They all have regular full-time jobs and with 5-9 months between now and the listed displays, it's impossible to be certain of each individual's availability. I am certain that I will have adequate competent staffing to safely and effectively execute the displays.

My proposals for each level of display you requested based on the time of the display are attached in order of time from shortest to longest. Each time level will occupy its own page and include, as requested, a break down of costs and descriptions of the sizes and types of shells to be used. The shell effects descriptions may not be all inclusive but will be representative of those typically used in my displays and expected to be available at time of product purchase. My certificate of insurance and reference letters are also included as instructed. Thank you again for your kind consideration. I look forward to working with you.

Sincerely,

Jason Clagg
Premium Powder & Pyrotechnics



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

Display proposal #1 7 Minutes

Will consist of a total of 400 display shells ranging from 3" to 5" in diameter. 3" shells will be 60 salutes and 60 color shells. The 168 4" shells and 112 5" shells will be all color. Color shells will include but not be limited to the following effects:

Assorted Colored Peonies, Dahlias, Chrysanthemums, Crossettes, Go-Getters,
Willows, Strobes, & Palm Trees
Brocade Crowns
Nishiki Kamuros
Stained Glass
Crackling
Smiley Face Patterns
Heart Shape Patterns
Ring Patterns

Show will open with a flight of several 4" and 5" shells fired simultaneously, then immediately give way to 4" and 5" shells being fired at a steady pace of 1-5 shells at a time with no dead space. At least one shell will either be lifting or bursting at all times. At Approximately 5 minutes into the show the pace will be increased noticeably to give a short false finale, followed by a decrease in pace back to 1-5 shells at a time. The finale will commence when all the 4" and 5" shells allocated to the main body of the display are expended. It will consist of approximately 40 seconds of all 3 sizes of shells being rapidly fired together and will include chains of 3" salute shells along with 3", 4", and 5" color shells.

Cost Breakdown

Product (display shells)	\$4000.00
Supplies	\$ 500.00
Insurance	\$1,000.00
Services	\$4,200.00
Incidentals	\$ 210.00
Permit	\$ 90.00
Total	\$10,000.00



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

Display proposal #2 10 Minutes

Will consist of a total of 472 display shells ranging from 3" to 5" in diameter. 3" shells will be 60 salutes and 60 color shells. The 204 4" shells and 148 5" shells will be all color. Color shells will include but not be limited to the following effects:

Assorted Colored Peonies, Dahlias, Chrysanthemums, Crossettes, Go-Getters,
Willows, Strobes, & Palm Trees
Brocade Crowns
Nishiki Kamuros
Stained Glass
Crackling
Smiley Face Patterns
Heart Shape Patterns
Ring Patterns

Show will open with a flight of several 4" and 5" shells fired simultaneously, then immediately give way to 4" and 5" shells being fired at a steady pace of 1-5 shells at a time with no dead space. At least one shell will either be lifting or bursting at all times. At Approximately 7 minutes into the show the pace will be increased noticeably to give a short false finale, followed by a decrease in pace back to 1-5 shells at a time. The finale will commence when all the 4" and 5" shells allocated to the main body of the display are expended. It will consist of approximately 40 seconds of all 3 sizes of shells being rapidly fired together and will include chains of 3" salute shells along with 3", 4", and 5" color shells.

Cost Breakdown

Product (display shells)	\$5000.00
Supplies	\$ 500.00
Insurance	\$1,000.00
Services	\$6,100.00
Incidentals	\$ 310.00
Permit	\$ 90.00
Total	\$13,000.00



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

Display proposal #3 15 Minutes

Will consist of a total of 836 display shells ranging from 3" to 5" in diameter. 3" shells will be 120 salutes and 192 color shells. The 300 4" shells and 224 5" shells will be all color. Color shells will include but not be limited to the following effects:

Assorted Colored Peonies, Dahlias, Chrysanthemums, Crossettes, Go-Getters,
Willows, Strobes, & Palm Trees
Brocade Crowns
Nishiki Kamuros
Stained Glass
Crackling
Smiley Face Patterns
Heart Shape Patterns
Ring Patterns

Show will open with a flight of several 3", 4", and 5" shells fired simultaneously, then immediately give way to 3", 4", and 5" shells being fired at a steady pace of 1-5 shells at a time with no dead space. At least one shell will either be lifting or bursting at all times. At Approximately 12 minutes into the show the pace will be increased noticeably to give a short false finale, followed by a decrease in pace back to 1-5 shells at a time. The finale will commence when all the 3" 4" and 5" shells allocated to the main body of the display are expended. It will consist of approximately 1 minute 20 seconds of all 3 sizes of shells being rapidly fired together and will include chains of 3" salute shells along with 3", 4", and 5" color shells.

Cost Breakdown

Product (display shells)	\$8000.00
Supplies	\$ 500.00
Insurance	\$1,000.00
Services	\$12,100.00
Incidentals	\$ 310.00
Permit	\$ 90.00
Total	\$22,000.00



***29 L Fork Barker Ridge Rd., Ona, WV 25545 ***

(304)-208-5508 * pyrogunner@yahoo.com

www.premiumpowderandpyro.com

Display proposal #4 22 Minutes

Will consist of a total of display 1278 shells ranging from 3" to 5" in diameter. 3" shells will be 120 salutes and 324 color shells. 4" shells will be 30 salutes and 402 color and 352 5" shells will be all color. Color shells will include but not be limited to the following effects:

Assorted Colored Peonies, Dahlias, Chrysanthemums, Crossettes, Go-Getters,
Willows, Strobes, & Palm Trees
Brocade Crowns
Nishiki Kamuros
Stained Glass
Crackling
Smiley Face Patterns
Heart Shape Patterns
Ring Patterns

Show will open with a flight of several 3", 4", and 5" shells fired simultaneously, then immediately give way to 3", 4", and 5" shells being fired at a steady pace of 1-5 shells at a time with no dead space. At least one shell will either be lifting or bursting at all times. At Approximately 15 minutes into the show the pace will be increased noticeably to give a short false finale, followed by a decrease in pace back to 1-5 shells at a time. The finale will commence when all the 3" 4" and 5" shells allocated to the main body of the display are expended. It will consist of approximately 2 minutes of all 3 sizes of shells being rapidly fired together and will include chains of 3" and 4" salute shells along with 3", 4", and 5" color shells.

Cost Breakdown

Product (display shells)	\$12,000.00
Supplies	\$ 750.00
Insurance	\$1,000.00
Services	\$18,150.00
Incidentals	\$ 510.00
Permit	\$ 90.00
Total	\$32,500.00



RIVERS EDGE
CAMPGROUND

P.O. Box 966 Barboursville, WV 25504
Riversedgencamp2015@gmail.com
304-544-2919

1/9/23

To Whom It May Concern:

We have been using Premium Powder and Pyrotechnics for the past three years at our campground in Ashton, WV.. They have been very professional, cleaned up as promised, and delivered a spectacular show every year. Their show is night and day compared to previous companies we used.

Highly recommended. You can call the number above with any questions.

Thank you,

Ben Hardman

Ben Hardman
Owner
Hardman Brothers Properties, LLC.



To whomever it may concern:

This is the third year that we have used Premium Powder & Pyrotechnics here at Canaan Valley Resort State Park for our New Years Eve Fireworks. Jason and his crew does a very professional and entertaining job displaying our fireworks. The crew is great to work with and we have been very satisfied with their product and performance.

I would recommend Premium Powder and Pyrotechnics for any event that you are thinking of having.

Sincerely, Dave

David N. Vance
Recreation Manager
Canaan Valley Resort
230 Main Lodge Rd
Davis, WV 26260
Direct Phone : 304-866-2215
Cell: 304-940-6845
vanced@canaanresort.com
www.canaanresort.com

Resolution No. 763-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 763-23 - Authorizing the Mayor or City Manager to purchase a Kubota backhoe for the Parks and Recreation Department from State Equipment, Inc., for the total amount of \$58,972.75 pursuant to a competitively sourced multi-state contract. This will replace units 319 and 323 as part of the fleet rotation schedule.

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 State Equipment, Inc. in the amount of \$58,972.75 for the purchase of a Kubota backhoe for the Parks and Recreation Department pursuant to a competitively sourced multi state contract.



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: 1-24-23

To: CITY MANAGER,

2022-2023 Budget Cycle
This is going to replace
Park and Rec 323 and 319

I request permission to purchase the following materials and/or supplies: Sourcwell

Contract Kubota L47TLB-LB Backhoe

Purchase justification: This will be replacing 323 and 319.

If approved, the total purchase price will be: \$58,972.75

(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.)

↑
Sourcwell
Contract

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

- | | | |
|----|-------|-----------------------|
| 1. | _____ | Price Quote: \$ _____ |
| 2. | _____ | Price Quote: \$ _____ |
| 3. | _____ | Price Quote: \$ _____ |
| 4. | _____ | Price Quote: \$ _____ |
| 5. | _____ | Price Quote: \$ _____ |

The apparent low-bid vendor *meeting specifications* is: State Equipment

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:

Sourcewell contract

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: Ken Orly Department: Equipment Maintenance

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

Funds Approval: _____ Date: _____
Authorized Financial Officer

Account Number: _____

City Manager Approval: _____ Date: _____

-- Standard Features --

-- Custom Options --



Loader / Landscaper Series L47TLB-LB

*** EQUIPMENT IN STANDARD MACHINE ***

DIESEL ENGINE

Model # V2403-CR-E4
 Tier 4 Final Certified
 4 Cyl., 148.5 cu. in.
 47.1 HP Gross (SAE J1995)
 44.7 HP Net (SAE J1349)
 33.0 PTO HP
 @ 2700 Eng. rpm
 Direct Injection
 Charging Output 45 Amps
 12 V - 80 Amp Hour Battery
 Dual Element Air Cleaner w/ cyclone
 Pre-cleaner

HYDRAULICS

Open Center - Gear Type
 Total Pump Capacity 25.0 gpm
 Includes Power Steering
 Front / Rear Remotes 11.8 gpm
 BH Boom Swing Pump 6.6 gpm
 Cat I 3-Point Hitch (Linkage Opt.)
 24" Behind 2756 lbs.
 @ Lift Points 3860 lbs.
 Position Control

FRONT AXLE

Bevel Gear, 4WD
 Hydrostatic Power Steering
 Cast Iron - Heavy Duty
 Tread Spacing, Nonadjustable

DRIVE TRAIN

HST Plus
 3 Ranges
 Low-Medium-High
 Maximum Travel Speed 14.1 mph
 Rear Differential Lock
 Mechanical, Multiple Wet Disc
 Brakes
 4 Wheel Drive

DIMENSIONS

Transport Length 234"
 Width 71.2"
 Height to ROPS top 95.1"
 Wheelbase 72.5"
 Ground Clearance 14.4"

POWER TAKE OFF

Hydraulic Independent Rear PTO
 Running 540 rpm @ 2590 Eng. RPM
 SAE - 1-3/8, 6 splines

SAFETY EQUIPMENT

Four Post ROPS / FOPS
 Deluxe Seat w/retractable Seat Belt
 Safety Start Switches
 Electric Key Shut-Off
 Parking Brake
 SMV Sign

SELECTED TIRES

ALR9192 & ALR9195
 FRONT - 27x10.50-15 R4 Titan Trac Loader
 REAR - 15-19.5 R4 Titan Trac Loader TLB

FLUID CAPACITY

Fuel Tank 17.7 gal.
 Crankcase 8.7 qts.
 Engine Coolant 8.7 qts.
 Transmission and
 Hydraulics 12.2 gal.
 Front Axle Case 7.4 qts.

LIGHTING

2 Halogen Headlight / Work Lights
 2 Halogen Rear Work Lights
 2 Tail Lights / Turn Signals

INSTRUMENTS

IntelliPanel™
 Lighted Communications Symbols
 Digital Display with Tachometer,
 Travel Speed, PTO Speed,
 Warnings, Maintenance Alerts,
 On-board Diagnostics

REAR AXLE

Heavy Duty Axle w/ Differential Lock
 Helical gear final drives
 Multiple Wet Disc Brakes

STANDARD EQUIPMENT

Four 55 W Halogen Work Lights
 Electronic HST Transmission
 Backhoe Crawling Mode
 Full Flat Floor
 Cast Steel Brake Pedal
 Walk-through Step
 Seat with Arm Rests
 Seat Pivots In Place
 Backup Alarm
 Horn
 Slanted Hood & Loader Arms
 2 Lever Style Quick Coupler
 Hydraulic Self-Leveling Loader
 Braceless Loader Frame
 Protected Hydraulic Hoses &
 Pipes
 Bucket Level Indicator
 Boom Lock
 Arch Type Backhoe Boom
 Independent Boom Swing Pump
 Protected Hydraulic Hoses &
 Pipes
 Thumb Bracket
 Improved Inching Performance
 High Quality Hydraulic Cylinders

L47TLB-LB Base Price: \$60,610.00

(1) HYDRAULIC THUMB KIT (FOR Q.A. COUPLER CE EXCAVATOR STYLE) K7545A-HYDRAULIC THUMB KIT (FOR Q.A. COUPLER CE EXCAVATOR STYLE)	\$3,839.00
(1) 18" QUICK ATTACH TRENCHING BUCKET K7874A-18" QUICK ATTACH TRENCHING BUCKET	\$1,600.00
(1) BOLT ON CUTTING EDGE FOR 72" BUCKET TL1748A-BOLT ON CUTTING EDGE FOR 72" BUCKET	\$286.00
(1) FRONT OR REAR WORK LIGHTS KIT L8045-FRONT OR REAR WORK LIGHTS KIT	\$193.00
(1) Q.A. COUPLER / BT1400(V) /BT1000B(V) K7543A-Q.A. COUPLER / BT1400(V) /BT1000B(V)	\$1,571.00
(2) RUBBER SHOE L9467-RUBBER SHOE	\$314.00
(1) 72" QC HEAVY DUTY ROUND BACK BUCKET TL1765A-72" QC HEAVY DUTY ROUND BACK BUCKET	\$1,348.00
(1) FRONT LOADER W/3RD FUNCTION VALVE TL1300V-FRONT LOADER W/3RD FUNCTION VALVE	inc.
(1) BACKHOE W/AUX HYD VALVE BT1000BV-BACKHOE W/AUX HYD VALVE	inc.

Configured Price: **\$69,761.00**

Sourcewell Discount: **(\$15,347.42)**

SUBTOTAL: **\$54,413.58**

2Yr L47TLB-LB Extended Warranty (No Limit) **\$1,650.00**

2Yr BACKHOE W/AUX HYD VALVE Extended
Warranty **\$650.00**

Factory Assembly: **\$530.00**

Dealer Assembly: **\$366.67**

Freight Cost: **\$962.50**

PD1: **\$400.00**

Total Unit Price: **\$58,972.75**

Quantity Ordered: **1**

Final Sales Price: **\$58,972.75**

**Purchase Order Must Reflect
the Final Sales Price**

To order, place your Purchase Order directly with the quoting
dealer



Resolution No. 764-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 764-23 - Authorizing the Mayor or City Manager to purchase two 2023 Ford F-250 pickup trucks for the Refuse Department from National Auto Fleet Group, for a unit cost of \$49,661.80 each and the total amount of \$99,232.60 pursuant to a competitively sourced multi-state contract. These will replace units 134 and 135 as part of the fleet rotation schedule.

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 National Auto Fleet Group in the amount of \$99,232.60 for the purchase of two 2023 Ford F-250 pickup trucks for the Refuse Department pursuant to a competitively sourced multi state contract. Resolution No. 725-22, adopted October 3, 2022, is rescinded.



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: 1-24-23

2022-2023 Budget Cycle
Replace Rebov trucks 134, 135

To: CITY MANAGER,

I request permission to purchase the following materials and/or supplies: Sourcwell

Contract 2 2023 Ford Super Duty F-250 SRW 4WD
Supercab

Purchase justification: _____

If approved, the total purchase price will be: \$99,323.60

(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.)

Sourcwell
Contract

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

- | | | |
|----|-------|-----------------------|
| 1. | _____ | Price Quote: \$ _____ |
| 2. | _____ | Price Quote: \$ _____ |
| 3. | _____ | Price Quote: \$ _____ |
| 4. | _____ | Price Quote: \$ _____ |
| 5. | _____ | Price Quote: \$ _____ |

The apparent low-bid vendor *meeting specifications* is: National Auto Fleet Group

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:

Sourcewell Contract

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: Ren Onyiah Department: Equipment Maintenance

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

Funds Approval: _____ Date: _____
Authorized Financial Officer

Account Number: _____

City Manager Approval: _____ Date: _____



National Auto Fleet Group

A Division of Chevrolet of Watsonville
490 Auto Center Drive, Watsonville, CA 95076
(855) 289-6572 • (831) 480-8497 Fax
Fleet@NationalAutoFleetGroup.com

1/10/2023

Quote ID: 33901

Order Cut Off Date: TBA

Kevin Oxley
City of Charleston WV
Equipment Maintenance

PO Box 2749

Charleston, West Virginia, 25330

Dear Kevin Oxley,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration.

Two (2) New/Unused (2023 Ford Super Duty F-250 SRW (X2B) XL 4WD SuperCab 6.75' Box 148" WB,) and delivered to your specified location, each for

PO# 000276459

	One Unit (MSRP)	One Unit	Total % Savings	Extended Unit's (2)	Total Savings
Contract Price	\$50,890.00	\$49,661.80	2.413 %	\$99,323.60	\$2,456.40
Tax (0.0000 %)		\$0.00		\$0.00	
Tire fee		\$0.00		\$0.00	
Total		\$49,661.80		\$99,323.60	

- per the attached specifications. Price includes 2 additional key(s).

This vehicle(s) is available under the **Sourcewell Contract 091521-NAF**. Please reference this Contract number on all purchase orders to National Auto Fleet Group. Payment terms are Net 20 days after receipt of vehicle.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,

Jesse Cooper
Account Manager
Email: Fleet@NationalAutoFleetGroup.com
Office: (855) 289-6572
Fax: (831) 480-8497



GMC

The Delivery address is
1100B Pennsylvania Avenue
Charleston, WV, 25302

Vehicle Configuration Options

ENGINE	
Code	Description
99A	Engine: 6.8L 2V DEVCT NA PFI V8 Gas, (STD)
TRANSMISSION	
Code	Description
44F	Transmission: TorqShift-G 10-Speed Automatic, (STD)
WHEELS	
Code	Description
64A	Wheels: 17" Argent Painted Steel, (STD)
TIRES	
Code	Description
TD8	Tires: LT245/75Rx17E BSW A/S, (STD)
PRIMARY PAINT	
Code	Description
Z1	Oxford White
SEAT TYPE	
Code	Description
AS	Medium Dark Slate, HD Vinyl 40/20/40 Split Bench Seat, -Inc: center armrest, cupholder, storage and driver's side manual lumbar
AXLE RATIO	
Code	Description
X37	3.73 Axle Ratio, (STD)
OPTION PACKAGE	
Code	Description
600A	Order Code 600A

2023 Fleet/Non-Retail Ford Super Duty F-250 SRW XL 4WD SuperCab 6.75' Box 148" WB

WINDOW STICKER

2023 Ford Super Duty F-250 SRW XL 4WD SuperCab 6.75' Box 148" WB		
CODE	MODEL	MSRP
X2B	2023 Ford Super Duty F-250 SRW XL 4WD SuperCab 6.75' Box 148" WB	\$49,095.00
OPTIONS		
99A	Engine: 6.8L 2V DEVCT NA PFI V8 Gas, (STD)	\$0.00
44F	Transmission: TorqShift-G 10-Speed Automatic, (STD)	\$0.00
64A	Wheels: 17" Argent Painted Steel, (STD)	\$0.00
TD8	Tires: LT245/75Rx17E BSW A/S, (STD)	\$0.00
Z1	Oxford White	\$0.00
AS	Medium Dark Slate, HD Vinyl 40/20/40 Split Bench Seat, -inc: center armrest, cupholder, storage and driver's side manual lumbar	\$0.00
X37	3.73 Axle Ratio, (STD)	\$0.00
600A	Order Code 600A	\$0.00
Please note selected options override standard equipment		
SUBTOTAL		\$49,095.00
Advert/ Adjustments		\$0.00
Manufacturer Destination Charge		\$1,795.00
TOTAL PRICE		\$50,890.00
Est City: N/A MPG		
Est Highway: N/A MPG		
Est Highway Cruising Range: N/A mi		

Any performance-related calculations are offered solely as guidelines. Actual unit performance will depend on your operating conditions.

Notes

Standard Equipment

MECHANICAL

Engine: 6.8L 2V DEVCT NA PFI V8 Gas (STD)
Transmission: TorqShift-G 10-Speed Automatic -inc: SelectShift and selectable drive modes: normal, eco, slippery roads, tow/haul and off-road (STD)
3.73 Axle Ratio (STD)

EXTERIOR

Wheels: 17" Argent Painted Steel -inc: painted hub covers/center ornaments (STD)
Tires: LT245/75R17E BSW A/S -inc: Spare may not be the same as road tire (STD)

ADDITIONAL EQUIPMENT

50-State Emissions System
Transmission w/Oil Cooler
Electronic Transfer Case
Part-Time Four-Wheel Drive
78-Amp/Hr 750CCA Maintenance-Free Battery w/Run Down Protection
160 Amp Alternator
Class V Towing Equipment -inc: Hitch, Brake Controller and Trailer Sway Control
Trailer Wiring Harness
3550# Maximum Payload
GVWR: 10,000 lb Payload Package
HD Shock Absorbers
Front Anti-Roll Bar
Firm Suspension
Hydraulic Power-Assist Steering
34 Gal. Fuel Tank
Single Stainless Steel Exhaust
Auto Locking Hubs
Front Suspension w/Coil Springs
Solid Axle Rear Suspension w/Leaf Springs
4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control
Regular Box Style
Steel Spare Wheel
Spare Tire Stored Underbody w/Crankdown
Clearcoat Paint
Black Front Bumper w/Black Rub Strip/Fascia Accent and 2 Tow Hooks
Black Rear Step Bumper
Black Side Windows Trim and Black Front Windshield Trim
Black Door Handles
Black Power Heated Side Mirrors w/Convex Spotter, Manual Folding and Turn Signal Indicator
Manual Extendable Trailer Style Mirrors
Fixed Rear Window
Light Tinted Glass
Variable Intermittent Wipers
Aluminum Panels
Black Grille
Tailgate Rear Cargo Access
Reverse Opening Rear Doors

Tailgate/Rear Door Lock Included w/Power Door Locks
Boxside Steps
Autolamp Auto On/Off Aero-Composite Halogen Daytime Running Lights Preference Setting Headlamps w/Delay-Off
Cargo Lamp w/High Mount Stop Light
Perimeter/Approach Lights
Radio w/Seek-Scan, Clock and Speed Compensated Volume Control
Radio: AM/FM Stereo w/MP3 Player -inc: 4 speakers
Fixed Antenna
SYNC 4 -inc: 8" LCD capacitive touchscreen w/swipe capability, wireless phone connection, cloud connected, AppLink w/app catalog, 911 Assist, Apple CarPlay and Android Auto compatibility and digital owner's manual
2 LCD Monitors In The Front
4-Way Driver Seat -inc: Manual Recline and Fore/Aft Movement
4-Way Passenger Seat -inc: Manual Recline and Fore/Aft Movement
60-40 Folding Split-Bench Front Facing Fold-Up Cushion Rear Seat
Manual Tilt/Telescoping Steering Column
Gauges -inc: Speedometer, Odometer, Oil Pressure, Engine Coolant Temp, Tachometer, Transmission Fluid Temp, Engine Hour Meter, Trip Odometer and Trip Computer
Power Rear Windows
FordPass Connect 5G Mobile Hotspot Internet Access
Rear Cupholder
Remote Keyless Entry w/Integrated Key Transmitter, Illuminated Entry and Panic Button
Cruise Control w/Steering Wheel Controls
Manual Air Conditioning
HVAC -inc: Underseat Ducts
Illuminated Locking Glove Box
Interior Trim -inc: Chrome Interior Accents
Full Cloth Headliner
Urethane Gear Shifter Material
HD Vinyl 40/20/40 Split Bench Seat -inc: center armrest, cupholder, storage and driver's side manual lumbar
Day-Night Rearview Mirror
Passenger Visor Vanity Mirror
Full Overhead Console w/Storage and 2 12V DC Power Outlets
Front Map Lights
Fade-To-Off Interior Lighting
Full Vinyl/Rubber Floor Covering
Pickup Cargo Box Lights
Smart Device Remote Engine Start
Instrument Panel Covered Bin and Dashboard Storage
Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down
Delayed Accessory Power
Power Door Locks
Systems Monitor
Trip Computer
Outside Temp Gauge
Digital/Analog Appearance
Seats w/Vinyl Back Material
Manual Adjustable Front Head Restraints and Manual Adjustable Rear Head Restraints
Securilock Anti-Theft Ignition (pats) Immobilizer
2 12V DC Power Outlets
Air Filtration
AdvanceTrac w/Roll Stability Control Electronic Stability Control (ESC) And Roll Stability Control (RSC)

ABS And Driveline Traction Control
Side Impact Beams
Dual Stage Driver And Passenger Seat-Mounted Side Airbags
Tire Specific Low Tire Pressure Warning
Dual Stage Driver And Passenger Front Airbags w/Passenger Off Switch
Safety Canopy System Curtain 1st And 2nd Row Airbags
Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point and Height Adjusters
Back-Up Camera

Resolution No. 765-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

Resolution No. 765-23 - Authorizing the Mayor or City Manager to purchase a Kubota skid steer for the Street Department from State Equipment, Inc., for the total amount of \$75,925.82 pursuant to a competitively sourced multi-state contract. This will replace unit 80 as part of the fleet rotation schedule.

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 State Equipment, Inc. in the amount of \$75,925.82 for the purchase of a Kubota skid steer for the Street Department pursuant to a competitively sourced multi state contract.



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: 1-24-23

2022-2023 Budget cycle
Replace Street 750/80

To: CITY MANAGER,

I request permission to purchase the following materials and/or supplies: Sourcwell

Contract Kubota SVL97-2HFC skidsteer.

Purchase justification: I got 2 Sourcwell quote from case and Kubota. Kubota was cheaper.

If approved, the total purchase price will be: \$75,925.82

(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.)

↑
Sourcwell
Contract

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

- | | | |
|----|--|----------------------------------|
| 1. | <u>State Equipment</u>
<u>Kubota SVL97-2HFC</u> | Price Quote: <u>\$ 75,925.82</u> |
| 2. | _____ | Price Quote: \$ _____ |
| 3. | <u>State Equipment</u>
<u>Case TV450B</u> | Price Quote: <u>\$ 84,300.00</u> |
| 4. | _____ | Price Quote: \$ _____ |
| 5. | _____ | Price Quote: \$ _____ |

The apparent low-bid vendor *meeting specifications* is: State Equipment
Kubota SVL97-2HFC

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:

Source well contract,

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: Adam Gylef Department: Equipment Maintenance

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

Funds Approval: _____ Date: _____
Authorized Financial Officer

Account Number: _____

City Manager Approval: _____ Date: _____

-- Standard Features --

-- Custom Options --



Kubota

S Series

SVL97-2HFC

*** EQUIPMENT IN STANDARD MACHINE ***

FEATURES

Final Tier 4 Certified Kubota
 Diesel Engine
 Electronic Travel Torque
 Management System
 Vertical Lift Path Loader Frame
 Standard Front Quick Coupler,
 Float Standard
 Hydraulic Quick Coupler Option
 Loader Arm Self-Leveling
 Loader Boom Lock
 Open ROPS/FOPS
 Optional enclosed and
 pressurized cab with A/C
 High Back, Adjustable, Vinyl,
 Suspension Seat
 2" Retractable Seat Belt And 2-
 Piece Seat Bar
 23.1 gpm Auxiliary Hydraulics
 Standard, 40.0 gpm Option
 Case Drain Line
 Rigid Mounted Undercarriage, 5
 Lower Track Rollers
 High Grip Rubber Tracks, 17.7"
 Standard
 Two Speed Travel System
 Automatic Wet Disk Parking
 Brake
 Kubota 4 Hydraulic Pump Load
 Sensing System
 2 Variable Displacement
 Pumps
Rearview Camera
KubotaNOW Telematics
Lockable DEF Cap Guard
 Hydraulic Joystick Controls
 ISO Operating Pattern
 Dial Knob and Foot Throttle
 Controls
 Stall Guard Engine Controls
 Automatic Glow Plugs
 Key Switch Stop System
 Self Bleed Fuel System
 2 Front and 2 Rear Working
 Lights
 Hour Meter, Engine Temperatur,
 DEF, and Fuel Gauges and
 Warning Lights
 Lockable DEF Tank Cap
 Lockable Fuel Cap
 Radio Ready on Enclosed
 Cabs

BASIC UNITS

SVL97-2S, 17.7" Rubber Tracks,
 Open ROPS/FOPS Cab
 Quick Coupler

**OPERATIONAL
 DIMENSIONS**

Operating Weight*, SVL97-2s,
 17.7" Rubber Tracks, Open
 ROPS/FOPS Cab,
 Mechanical Quick Coupler 11,299
 lbs.
 Rated Operating Capacity (ROC)
 @ 35%
 of Tipping Load complies with ISO
 14397-1
 and SAE J 818) 3,200 lbs.
 Rated Operating Capacity (ROC)
 @ 50%
 of Tipping Load 4,572 lbs.
 Tipping Load 9,143 lbs.
 Auxiliary Hydraulics Flow 24 / 40.0
 gpm
 Travel Speed (Low / High) 5.0 / 7.3
 mph
 Reach @ Maximum Height 40.7"
 Height to Hinge Pin 128.6"
 Ground Pressure 4.5 psi.
 Traction Force 12,178 lbf.

* Includes operator's weight, 175
 lbs.

ENGINE

V3800-Tier 4 Kubota Final Tier 4
 Diesel Engine
 4 Cylinder, 4 Cycle, Turbo Charged
 96.0 Gross HP @ 2400 rpm

DIMENSIONS

Cab Height 83.4"
 Width (without attachment) 77.2"
 Length (without attachment) 123.5"
 Length of Track on Ground 65.6"

SVL97-2HFC Base Price: \$91,154.00

(1) SVL REAR VIEW CAMERA KIT	inc.
S6780-SVL REAR VIEW CAMERA KIT	
(1) SVL TELEMATICS HARNESS	inc.
S6702-SVL TELEMATICS HARNESS	
(1) KubotaNOW TELEMATICS MODEM	inc.
DCU6700-KubotaNOW TELEMATICS MODEM	
(1) REAR VIEW MIRROR KIT	\$24.00
S6641-REAR VIEW MIRROR KIT	
(1) 80" LPLF BKT W/BOCE/BOSC/SVL90	\$2,675.00
S6606-80" LPLF BKT W/BOCE/BOSC/SVL90	
(1) STROBE LIGHT KIT	\$239.00
S6676-STROBE LIGHT KIT	
(1) SVL LED LIGHT KIT	\$382.00
S6764-SVL LED LIGHT KIT	
(1) AIR RIDE SEAT SUSPENSION KIT	\$683.00
S6679-AIR RIDE SEAT SUSPENSION KIT	

Configured Price: \$95,157.00

Sourcewell Discount: (\$22,837.68)

SUBTOTAL: \$72,319.32

1Yr SVL97-2HFC Extended Warranty (3000 hrs.) \$1,600.00

Dealer Assembly: \$319.00

Freight Cost: \$887.50

PDI: \$400.00

radio and installation (non-Kubota) \$400.00

Total Unit Price: \$75,925.82

Quantity Ordered: 1

Final Sales Price: \$75,925.82

**Purchase Order Must Reflect
 the Final Sales Price**

**To order, place your Purchase Order directly with the quoting
 dealer**

*Some series of products are sold out for 2022. All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the delivering dealer. These charges will be billed separately. Prices for product quoted are good for 60 days from the date shown on the quote. All equipment as quoted is subject to availability.

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152,230,162

Kubota SV497-2HFC



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



Quote For:	Kevin Oxley
Company	City of Charleston
Address	
City/State/Zip	
Phone#	
Fax#	
Cell #	
E-Mail	

Quote Date:	1/6/2023
Valid Date:	1/31/2023
Prepared By:	Jcook

Quantity	Description	Price
1	New Case TV450B Compact Track Loader	\$127,346.00
	Cab, Heat, Ac, Radio, Rear View Camera , Creep Speed, High Flow Aux	
	Hydraulics, Air Ride Seat, Hydraulic Quick Coupler, 84" Bucket	
	Sourcewell Discount	(-\$33,109.96)
	Freight	\$1,138.00
	PDI	\$500.00
	Delivery	\$500.00
	Sub Total	\$96,374.04
	Special Discount	(-\$12,074.04)
	Sub Total	\$84,300.00
	Approx Freight	incl.
	Sales Tax	Exempt
	Total	\$84,300.00

Additional Information:

--	--	--	--	--

If you have any questions concerning this quote please contact:

Jimmy Cook

304-539-8475

jcook@stateequipment.com

Case TV450B



Resolution No. 766-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

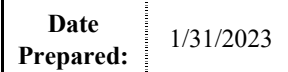
Joseph Jenkins

Finance

Resolution No. 766-23 - Authorizing the Mayor or City Manager to purchase six self-contained breathing apparatus for the Fire Department from Atlantic Emergency Solutions, for a discounted unit cost of \$7,882.02 each and the total amount of \$47,292.12 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 enter into a contract with Atlantic Emergency Solutions in the amount of \$47,292.12 for the purchase of six self-contained breathing apparatus for the Fire Department pursuant to a competitively sourced multi-state contract.



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Resolution No. 767-23

Introduced in Council:

Adopted by Council:

February 6, 2023

Introduced by:

Referred to:

Joseph Jenkins

Finance

1 Resolution No. 767-23 - Authorizing approval of Amendment No. 5 of the FY 2022-2023 General
2 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 2022-2023 General Fund Budget as indicated on the attached
7 list of accounts is approved.

8

General Fund FY 2022-2023 Budget Amendment No. 5 - February 6, 2023

Revenues and Fund Balances

Account No.	Department	Account Description	Current Amount	Increase/ (Decrease)	Amended Amount
					-
Net Increase/(Decrease) to Revenues				-	

Expenditures

Account No.	Department	Account Description	Current Amount	Increase/ (Decrease)	Amended Amount
001 750 00 000 3 359	Street Department	Snow Removal Materials	200,000	140,000	340,000
001 699 00 000 5 598	Contingency	Contingency	199,554	(140,000)	59,554
Net Increase/(Decrease) to Expenditures				-	

Description:

To allow for the purchase additional salt for snow and ice control on City streets.

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

**MUNICIPAL COURT
CITY OF CHARLESTON**

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

Matt Smith, Judge

Adam Campbell, Clerk

TO: Mayor Amy Shuler Goodwin
FROM: Adam Campbell, Clerk
DATE: Friday, February 3, 2023
RE: January 2023 Financial Information, Charleston Municipal Court

TOTAL CITATIONS FILED: 1,134

Criminal Violations: 151

Traffic Violations: 963

Parking: 0

Building Search Warrants: 20

RESTITUTION COLLECTED (paid to victims): \$580.00

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

FINANCIAL REPORT ATTACHED

cc: Matt Smith, Judge
Miles Cary, City Clerk
Ben Adams, 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
Andrew Workman, Mayor's Office

CHARLESTON MUNICIPAL COURT

Page: 1

Report For January 1, 2023 Thru January 31, 2023 FILEDST

Violations by Filed Date...

CRIMINAL	151	
TRAFFIC	963	
BUILDING SEARCH WARRANT	20	
Total Filed Violations		1,134

Completed Cases...

Paid Fine...

CRIMINAL	2	
TRAFFIC	173	
BUILDING SEARCH WARRANT	0	
Total Paid Fines		175

Before Judge...

CRIMINAL	0	
TRAFFIC	2	
BUILDING SEARCH WARRANT	0	
Total Before Judge		2
Total Completed		177

Other Completed...

DISMISS- OFFICER NOT WITH CITY

CRIMINAL	3	
TRAFFIC	2	
BUILDING SEARCH WARRANT	0	
Total		5

DISMISSED (BY COMPLAINANT)

CRIMINAL	2	
TRAFFIC	0	
BUILDING SEARCH WARRANT	0	
Total		2

DEFENDANT DECEASED

CRIMINAL	6	
TRAFFIC	2	
BUILDING SEARCH WARRANT	0	
Total		8

DISMISSED OFFICER FAIL TO PROS

CRIMINAL	8	
TRAFFIC	1	
BUILDING SEARCH WARRANT	0	
Total		9

DISMISSED(PRESENTED INSURANCE)

CHARLESTON MUNICIPAL COURT

Page: 2

Report For January 1, 2023 Thru January 31, 2023 FILEDST

CRIMINAL	0	
TRAFFIC	81	
BUILDING SEARCH WARRANT	0	
Total		81

DISMISSED (BY JUDGE'S ORDER)_

CRIMINAL	1	
TRAFFIC	3	
BUILDING SEARCH WARRANT	0	
Total		4

DISMISSED E-PROOF

CRIMINAL	0	
TRAFFIC	14	
BUILDING SEARCH WARRANT	0	
Total		14

DISMISSED (PRESENTED DL)

CRIMINAL	0	
TRAFFIC	6	
BUILDING SEARCH WARRANT	0	
Total		6

DISMISSED MISTAKEN IDENTITY

CRIMINAL	1	
TRAFFIC	0	
BUILDING SEARCH WARRANT	0	
Total		1

DISMISSED STORE CLOSED

CRIMINAL	1	
TRAFFIC	0	
BUILDING SEARCH WARRANT	0	
Total		1

DISMISSED OFF FAIL TO PROV VIN

CRIMINAL	0	
TRAFFIC	10	
BUILDING SEARCH WARRANT	0	
Total		10

DISMISSED (PROSECUTOR'S ORDER)

CRIMINAL	25	
TRAFFIC	75	
BUILDING SEARCH WARRANT	0	
Total		100

Dismissed at Officers Request

CRIMINAL	15	
TRAFFIC	41	
BUILDING SEARCH WARRANT	0	
Total		56

DISMISSED PRESENTED RECORDS

CHARLESTON MUNICIPAL COURT

Page: 3

Report For January 1, 2023 Thru January 31, 2023

FILEDST

CRIMINAL	0	
TRAFFIC	296	
BUILDING SEARCH WARRANT	0	
Total		296

DISMISSED AFTER PT DIVERSION

CRIMINAL	12	
TRAFFIC	30	
BUILDING SEARCH WARRANT	0	
Total		42

Dismissed Pursuant to Plea

CRIMINAL	77	
TRAFFIC	17	
BUILDING SEARCH WARRANT	0	
Total		94

DISMISSED VICTIM/WITNESS FTA

CRIMINAL	18	
TRAFFIC	0	
BUILDING SEARCH WARRANT	0	
Total		18

DISMISSED WITHOUT PREJUDICE

CRIMINAL	21	
TRAFFIC	8	
BUILDING SEARCH WARRANT	0	
Total		29

VOIDED DOCKET

CRIMINAL	4	
TRAFFIC	14	
BUILDING SEARCH WARRANT	0	
Total		18

Total Other Completed 794

Grand Total Completed 971

Net Difference Filed/Complete 163

Warrants...

Issued...

CRIMINAL	314	
TRAFFIC	30	
BUILDING SEARCH WARRANT	0	
Total Violations		344
Total Warrants Issued		344

Cleared...

CRIMINAL	2,628
TRAFFIC	7,834

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.

Bill No. 7983

Introduced in Council:

February 6, 2023

Introduced by:

Caitlin Cook and Jennifer Pharr

Adopted by Council:

Referred to:

Ordinance and Rules

Bill No. 7983 - A BILL to amend the Municipal Code of the City of Charleston, by adding thereto a new Article, designated Article IV of Chapter 58, consisting of Sections 58-61, 58-62, and 58-63, all relating to establishing a Health Equity Action Plan; creating a Health Equity Board; setting forth the makeup of the Board; and detailing the requirements of the Health Action Plan.

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

That the Municipal Code of the City of Charleston, as amended, is amended by adding thereto a new Article, designated article IV of Chapter 58, consisting of sections 58-61, 58-62, and 58-63, all to read as follows:

CHAPTER 58 – HEALTH AND SANITATION.

ARTICLE IV – HEALTH EQUITY ACTION PLAN.

Sec. 58-61. – Establishing a Health Equity Action Plan.

The City Council for the City of Charleston hereby requires the creation of a Health Equity Action Plan for the City of Charleston to serve as a community-driven tool for advancing health equity at the community level.

Sec. 58-62. – Creation of Board.

(a) The Health Equity Board is hereby established. The Board is composed of eleven (11) members as set forth herein. The Board is tasked with creating a Health Equity Action Plan by December 1, 2023, that meets the requirements set forth in Section 58-63 of this Code.

(b) the Health Equity Board is composed of the following members:

(1) The Executive Director of the Kanawha-Charleston Health Department, or his or her designee, who shall serve as the Chair of the Board;

(2) The Executive Director of West Virginia Health Right, or his or her designee;

(3) The Executive Director of the Partnership of African American Churches, or his or her designee;

(4) The Executive Director of Cabin Creek Health Systems, or his or her designee;

- 36 (5) The CEO of CAMC Health Systems, or his or her designee;
37 (6) The CEO of Thomas Health Systems, or his or her designee;
38 (7) The Executive Director of the West Virginia Chapter of the American Heart
39 Association, or his or her designee;
40 (8) The President/CEO of FamilyCare, or his or her designee;
41 (9) The Mayor of the City of Charleston, or his or her designee;
42 (10) One at-large member of the City Council of the City of Charleston, as
43 appointed by the Mayor of the City of Charleston; and
44 (11) One ward representatives of the City Council of the City of Charleston, as
45 appointed by the Mayor of the City of Charleston.
46 (c) Each member of the Board shall serve while on the Board concurrently with
47 the time in which they hold the relevant position set forth in subsection (b). Should any
48 member be removed from their position placing them on the Board, they shall be
49 removed from the Board simultaneously.

50
51 **Sec. 58-63. – Requirements of Health Equity Action Plan.**
52

- 53 (a) The Health Equity Action Plan required by this Article shall:
54 (1) Have a vision and a goal, approved by the Board;
55 (2) Outline strategies and tactics to accomplish health equity goals;
56 (3) Identify supports and resources needed to adopt equitable policies and
57 practices;
58 (4) Create annual deliverables of at least three health issue focus areas and
59 timeline for implementation with progress tracking measures;
60 (5) Create coalition of citywide advocates and organizations for outreach and
61 sustainability;
62 (6) Create City Council Public Health Committee.
63 (b) The timeline for action required by this Article shall be:
64 (1) Organize Board within one month from passage;
65 (2) Draft the Action Plan for Board approval within six months from passage;
66 (3) Implement the approved Action Plan within three months of approval; and
67 (4) Provide an annual review each year and report the annual review out to the
68 City Council by December 31, 2023, and each year thereafter.
69