



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, April 3, 2023

at 7:00 P.M.

Council Chambers – City Hall – Charleston, West Virginia

OFFICIAL RECORD

Amy Shuler Goodwin
Mayor

Miles C. Cary II
City Clerk

CALL TO ORDER*

The Council met at 7:00 P.M., for the first meeting in the month of April on the 3rd day, in the year 2023, and was called to order by the Honorable Mayor, Amy Shuler Goodwin. The invocation was delivered by Councilmember Overstreet, and the Pledge of Allegiance was led by Councilmember Rubio. The Honorable Clerk, Miles C. Cary II, called the roll of members and it was found that there were present at the time:

**ANNIE
CEPERLEY
FERRELL**

**KERNS
MOORE
PHARR
SALANGO**

**BURKA
COOK
GIANOLA
JENKINS
KING
OVERSTREET
ROBINSON
SNODGRASS
TAYLOR**

**BURTON
FAEGRE
HAAS
JONES
MINARDI
PEPPER
RUBIO
SOLOMON
MAYOR GOODWIN**

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

Hoover and Steelhammer's absences were 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. Nicole Christian – represented Charleston Area Alliance
2. Csilla Droppová – represented Charleston’s Sister City, Banská Bystrica, Slovakia.

CLAIMS

1. A claim of Gloria Calloway, Charleston, WV;
alleges damage to vehicle.
2. A claim of Robert D. Moore, Charleston, WV;
alleges damage to vehicle.
3. A claim of Mary Stewart, Charleston, WV;
alleges damage to property.

PROCLAMATIONS

None

COMMUNICATIONS

None

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. 784-23 be adopted.

Resolution No. 784-23 - Authorizing the Mayor or City Manager to purchase a total of two 2023 Ram 1500 Classic Quad Cab Express pickup trucks, one for the Refuse Department and one for the Parks and Recreation Department, from National Auto Fleet Group, for a unit cost of \$41,394.62 each and the total amount of \$82,789.24 pursuant to a competitively sourced multi-state contract. These will replace Refuse unit 138 and Parks and Recreation unit 305 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 \$82,789.24 for the purchase of two 2023 Ram 1500 Classic Quad Cab Express pickup trucks for the Refuse Department and Parks and Recreation Department, pursuant to a competitively sourced multi state contract.

Councilmember Jenkins added the resolution is for the regular replacement of two vehicles.

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. 784-23 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. 785-23 be adopted.

Resolution No. 785-23 - Authorizing the Mayor or City Manager to execute a change order with Ozark Materials, LLC in the amount of \$35,060.30 for the renewal of the City's Traffic Marking Paint purchase, approved in Res. No. 591-22, changing the quantity purchased and unit price from last year's contract for an average price increase of \$1.6352 per gallon, and where the original contract was determined through a competitive bidding process and included an optional two year renewal.

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

That the Mayor or City Manager is authorized to execute a change order with Ozark Materials, LLC in the amount of \$35,060.30 for renewal of the City's Traffic Marking Paint contract, where the original purchase was determined through a competitive bidding process.

Councilmember Jenkins added that the contract had a renewal clause, but because of the increase in prices, the City decided to rebid. They did not receive a better price than the renewal.

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. 785-23 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. 786-23 be adopted.

Resolution No. 786-23 - Authorizing the Mayor or City Manager to enter into an Agreement for LED Street Lights with Appalachian Power Company.

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

That the Council for the City of Charleston authorizes the Mayor or City Manager to enter into an Agreement for LED Street Lights with Appalachian Power Company that contains, among others, the following provisions: (1) that Appalachian Power will update all of the approximately 5,900 street lights that it owns within the City of Charleston to LED street lights as part of a project to help Appalachian Power determine the cost to install, operate, and maintain LED streetlighting and to demonstrate the benefits of such LED street lighting; (2) that all of the LED street lights will be installed with full cutoff lights of no more than 4,000 Kelvin to prevent light pollution in the sky; (3) that no installation fees or other assessments beyond the monthly fees will be charged to the City for the upgraded street lights; (4) that the City's monthly fees associated with the approximately 5,900 street lights under the Agreement will be no more than 4.8% more than what the City currently pays for HPS street lights; and (5) that if Appalachian Power's Schedule S.L. rate for LED street lights lowers to within 4.8% of agreed rate or falls below the agreed rate, then the City will pay the Schedule S.L. rate. The City Council's authorization is subject to the final review and approval of the Agreement by the City Attorney.

Councilmember Jenkins added that the resolution is for an agreement with Appalachian Power for a pilot program to replace 5,900+ lights with LED lighting. AEP will use this data to possibly reset their tariff.

Councilmember Pepper spoke in favor of the resolution, adding that they will be smart lights that will not be garishly bright.

Councilmember Ferrell asked if a priority would be given to higher crime areas. Mayor Goodwin replied that they had discussed starting in the quadrant that contained the West Side. Councilmember Ferrell asked if the brighter lights would cast bigger shadows. A representative from AEP replied that the level of brightness will be slightly lower than it is currently, but the color of the light will be higher. The footprint of the LED do not dim, which will not create more shadows.

Councilmember Minardi asked what was the City currently paying for the streetlights. City Attorney Kevin Baker replied that the City currently pays tariff rates that are with the PSC, which are higher than the rates proposed in the resolution and will allow AEP to create a new rate.

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. 786-23 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. 787-23 be adopted.

Resolution No. 787-23 - Authorizing the Mayor or City Manager to enter into a contract with Ed's Home and Commercial Improvement in the amount of \$44,800.00 to replace the EPDM roof system of the Little Theater at the Charleston Coliseum and Convention Center, where the contract price was determined following 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 enter into a contract with Ed's Home and Commercial Improvement in the amount of \$44,800.00 to replace the EPDM roof system of the Little Theater at the Charleston Coliseum and Convention Center.

Councilmember Jenkins added that the works needs to be done on the Little Theater at the Charleston Coliseum and Convention Center.

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. 787-23 adopted.

REPORTS OF OFFICERS

None

NEW BILLS

Introduced by Councilmembers Emmett Pepper and Jeanine Faegre

April 3, 2023:

Resolution No. 783-23 – A Resolution adopting the protection and preservation of the brick streets within Charleston, and that any portion disturbed for whatever reason be replaced in a manner consistent with the original construction of brick pavers.

Refer to Planning, Streets and Traffic Committee, Please

Introduced by Councilmember Joseph Jenkins

April 3, 2023:

Bill No. 7987 – A Bill and Order relating to the laying of levies on real, personal and public utility property within the City of Charleston including excess levies previously provided for in the Official Municipal Budget Document for the fiscal year beginning July 1, 2023.

Refer to Finance Committee, Please

MISCELLANEOUS/UNFINISHED BUSINESS

None

REMARKS BY MEMBERS

1. Mayor Goodwin stated that the Parks and Recreation Committee will meet on April 12th.
2. Councilmember Moore thanked Officer Bells for helping to change the tire of a stranded friend.
3. Councilmember Snodgrass thanked Matt Sutton and Mayor Goodwin for contributing to the American Legion Baseball Tournament in July.
4. Councilmember Pepper stated that the representative from Charleston's Sister City will be meeting with people on Thursday.
5. Councilmember Annie thanked all the City workers who helped clear the downed trees over the weekend.
6. Councilmember Faegre thanked the Firefighters and EMS who were called to her house and helped to save her life. She thanked Councilmember Pepper for his work to keep the brick streets repaired, many of which are in Ward 5. Councilmember Faegre confirmed that there were two Humane Officers, and added that should be another one for off hours.
7. Councilmember Robinson stated that the State construction on McCorkle is a debacle and an embarrassment. Small businesses have lost business because of it and will likely have to close.

8. Councilmember Solomon thanked the CFD and CARE team for responding to a neighbor in need. Councilmember Solomon thanked Councilmembers Rubio, Overstreet, Annie, Kerns and Hoover for taking the recent tour of the RCCR facilities.
9. Councilmember King stated that WVU and Marshall would be playing baseball on April 5th.

ADJOURNMENT

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

YEAS: Annie, Burka, Burton, Ceperley, Cook, Faegre, Ferrell, Gianola, Haas, Jenkins, Jones, Kerns, King, Minardi, Moore, Overstreet, Pepper, Pharr, Robinson, Rubio, Salango, Solomon, Snodgrass, Taylor, Mayor Goodwin

NAYS:

ABSENT: Hoover, Steelhammer

At 7:37 p.m., by a motion from Councilmember Ceperley, Council adjourned until Monday, April 17, 2023, 7:00 p.m., in Council Chambers at City Hall.

Amy Shuler Goodwin, Honorable Mayor

Miles C. Cary II, City Clerk