



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, April 1, 2024

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 1st day, in the year 2024, 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 Burton. City Clerk, Miles C. Cary II, called the roll of members and it was found that there were present at the time:

**ANNIE
CEPERLEY
FERRELL
HOOVER
KERNS
MOORE
PHARR
SALANGO
STEELHAMMER**

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

**BURTON
FAEGRE
HAAS
JONES
MINARDI
PEPPER

MAYOR GOODWIN**

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

All 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. Dawn M. Ashworth – Spoke about an issue on Garrison Avenue.

CLAIMS

1. A claim of Joseph Gooch, Charleston, WV;
alleges damage to vehicle.
2. A claim of Herb McCormick, Charleston, WV;
alleges damage to vehicle.

PROCLAMATIONS

1.

EXECUTIVE DEPARTMENT CITY OF CHARLESTON PROCLAMATION

WHEREAS: Parkinson's disease is a neurodegenerative disorder and according to the National Parkinson's Foundation, approximately 60,000 Americans are diagnosed with Parkinson's each year and an estimated one million people in the United States are affected by this disease; and

WHEREAS: Over time, this slowly progressing condition causes tremors, gait and balance issues, limb stiffness or rigidity, and slow muscle movement. While each person responds differently to the disease, complications often become serious; and

WHEREAS: Research by many national campaigns such as the Michael J. Fox Foundation, the Parkinson's Foundation, the Davis Phinney Foundation, and others work closely with federal, state, and local efforts like Foxtrot West Virginia and the WV Parkinson's Support Network to identify causes of Parkinson's in an effort to one day prevent Parkinson's disease; and

WHEREAS: More research, increased education and awareness, in addition to community support services are needed to find better treatments and a cure, as well as maintain dignity for those living with the disease today.

NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby recognize April 2024 as

National Parkinson's Awareness Month

In Charleston, West Virginia, and encourage all citizens to participate in local events that support further research bringing those affected by Parkinson's one step closer to a cure.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 1st day of April 2024.

A handwritten signature in blue ink, appearing to read 'Amy Shuler Goodwin', written over a horizontal line.

Amy Shuler Goodwin, Mayor

COMMUNICATIONS

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: SELECT ADVISORY COMMITTEE ON THE MUNICIPAL
AUDITORIUM**

DATE: MARCH 22, 2024



As the Municipal Auditorium is under the purview of Charleston City Council and the Charleston Coliseum & Convention Center Board, I am forming a Select Advisory Committee on the Municipal Auditorium. The Advisory Committee will consist of three members of Charleston City Council and three members of the Charleston Coliseum and Convention Center Board.

The charge of the committee will be to review the final Assessment report from ZMM, gather information on the operations and functions of the Municipal Auditorium and provide recommendations for next steps to Charleston City Council and the Charleston Coliseum & Convention Center Board. The Advisory Committee will have no authority to make final decisions on the future of the Municipal Auditorium.

All meetings will be governed by Open Meetings Laws.

The following individuals are appointed to serve on the Advisory Committee:

Sam Minardi – Co-Chair – City Council Member – Chair of Facilities Committee
Carrie Fenwick – Co-Chair – Charleston Coliseum & Convention Center Board Chair

Caitlin Cook – City Council Member – Vice Chair of Facilities Committee
John Gianola – City Council Member – Member of Facilities Committee
Bernie Layne – Charleston Coliseum & Convention Center Board Member
Andrew Jordan – Charleston Coliseum & Convention Center Board Member

ASG/mls

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. 944-24 be adopted.

Resolution No. 944-24 - Authorizing the Mayor or City Manager to purchase three new 2025 International AV607 SBA dump trucks for Street Department from National Auto Fleet Group for the total amount of \$563,772.00 pursuant to a competitively sourced multi-state contract. These were approved in fiscal year 2024 budget and will replace Street Department dump trucks 43, 45 and 47.

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

That the Mayor or City Manager to purchase three new 2025 International AV607 SBA dump trucks for Street Department from National Auto Fleet Group for the total amount of \$563,772.00 pursuant to a competitively sourced multi-state contract.

Councilmember Jenkins added that the dump trucks were regularly scheduled replacements.

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. 944-24 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. 945-24 be adopted.

Resolution No. 945-24 - Authorizing the Mayor or City Manager to purchase a new woodchipper for Spring Hill Cemetery from Vermeer of Heartland, for the amount of \$50,793,57 pursuant to a competitively sourced multi-state contract and was approved in the fiscal year 2024 budget.

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

That the Mayor or City Manager to purchase a new woodchipper for Spring Hill Cemetery from Vermeer of Heartland, for the amount of \$50,793,57 pursuant to a competitively sourced multi-state contract.

Councilmember Jenkins added that the woodchipper is a regularly scheduled replacement.

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. 945-24 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. 946-24 be adopted.

Resolution No. 946-24 - Authorizing the Mayor or City Manager to enter into a one-year contract with Bob's Dump Truck Service, with the option of up to two additional years, in the amount of \$3.48 per square foot for demolition services, where the price was determined 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 enter into a one-year contract with Bob's Dump Truck Service, with the option of up to two additional years, in the amount of \$3.48 per square foot for demolition services, where the price was determined as the result of a competitive bidding process.

Councilmember Jenkins added that the lowest bidder was selected.

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. 946-24 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. 947-24 be adopted.

Resolution No. 947-24 - Authorizing the Mayor or City Manager to enter into a one-year contract with Pinnacle Consultants, LLC, with the option of up to two additional years, to perform asbestos inspection and testing services at the pricing set forth in Exhibit A, where the prices were the result of a competitive bid 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 one-year contract with Pinnacle Consultants, LLC, with the option of up to two additional years, to perform asbestos inspection and testing services at the pricing set forth in Exhibit A, where the prices were the result of a competitive bid process.

Councilmember Jenkins added that structures scheduled to be demolished must be inspected for asbestos.

Councilmember Snodgrass asked if it would be better to have two contracts to speed up the demolition process. City Attorney, Kevin Baker, replied that because it is a low bid process, the next lowest bidder couldn't be used in that way. They have discussed the possibility of the process of asking the second lowest bidder to match the lowest rate. He added that the delay is usually due to the legal process.

Councilmember Jenkins added that the budget for demolition has increased over the past six years. He did not think a second company would help in this case as the City was quickly spending the funds assigned for this purpose. He did agree that the houses should be demolished as quickly as possible.

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. 947-24 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. 948-24 be adopted.

Resolution No. 948-24 - Authorizing the Mayor or City Manager to enter into a one-year contract with Astar Abatement, Inc., with the option of up to two additional years, in the amount of \$2.44 per square foot for asbestos removal where the price was determined 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 enter into a one-year contract with Astar Abatement, Inc., with the option of up to two additional years, in the amount of \$2.44 per square foot for asbestos removal where the price was determined as the result of a competitive bidding process.

Councilmember Jenkins added that the resolution was for the removal of any asbestos found in structures that are to be demolished.

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. 948-24 adopted.

6. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 949-24 be adopted.

Resolution No. 949-24 - Authorizing the Mayor or City Manager to enter into a contract with V.M.B Buildings and Grounds, LLC in the amount of \$280,000.00 for mowing and grounds maintenance within a 100-acre area of the Spring Hill Cemetery Park, where the contract requires the vendor to perform bi-weekly mowing from April 15, 2024, to October 31, 2024, and to perform leaf collection from November 1, 2024, to December 15, 2024. The contract price was determined through 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 V.M.B Buildings and Grounds, LLC in the amount of \$280,000.00 for mowing and grounds maintenance within a 100-acre area of the Spring Hill Cemetery Park, where the contract requires the vendor to perform bi-weekly mowing from April 15, 2024, to October 31, 2024, and to perform leaf collection from November 1, 2024, to December 15, 2024. The contract price was determined through a competitive bidding process.

Councilmember Jenkins added that due to the size of the area, an outside source is needed to perform the work during the summer.

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. 949-24 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. 950-24 be adopted.

Resolution No. 950-24 - Authorizing the Mayor or City Manager to enter into a contract with McClanahan Construction Company, LLC, in the amount of \$990,000 to perform concrete street repair construction services, where the contract price was determined pursuant to a competitive bidding process.

Now Therefore, 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 McClanahan Construction Company, LLC, in the amount of \$990,000 to perform concrete street repair construction services, where the contract price was determined pursuant to a competitive bidding process.

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. 950-24 adopted.

8. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 951-24 be adopted.

Resolution No. 951-24 - Authorizing the Mayor or City Manager to enter into a contract with WQ Watters for cleaning and painting services of the Haddad Riverfront Park Canopy in the amount of \$84,354.00 where the price was determined pursuant to 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 WQ Watters for cleaning and painting services of the Haddad Riverfront Park Canopy in the amount of \$84,354.00 where the price was determined pursuant to a competitive bidding process.

Councilmember Jenkins added that the maintenance will get the Haddad Riverfront Park ready for this summer's activities.

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. 951-24 adopted.

REPORTS OF OFFICERS

None

NEW BILLS

Introduced by Councilmember Joseph Jenkins

April 1, 2024:

Bill No. 8029 – A Bill and Order relating to the laying of levies on real, personal and public utility property within the City of Charleston for the fiscal year beginning the first day of July, 2024.

Refer to Finance Committee

Introduced by Councilmember Mary Beth Hoover

April 1, 2024:

Bill No. 8021 – A Bill adopting a revision of the comprehensive plan and downtown redevelopment plan for the City of Charleston.

Refer to Municipal Planning Commission and Planning, Streets and Traffic Committee

Introduced by Councilmembers Emmett Pepper and Shawn Taylor

April 1, 2024:

Bill No. 8030 – A BILL to amend the Municipal relating to updating requirements and penalties associated with bicycle riders and motorized vehicles

Refer to Ordinance and Rules Committee

Introduced by Councilmembers Mary Beth Hoover and Chad Robinson

April 1, 2024:

Bill No. 8031 – A BILL to amend the Municipal Code relating to updating the regulation of Private Outdoor Designated Areas to be consistent with state code changes and creating the East End PODA.

Refer to Ordinance and Rules Committee

MISCELLANEOUS/UNFINISHED BUSINESS

None

REMARKS BY MEMBERS

1. Mayor Goodwin stated that the old fountain behind City Hall will be replaced with a sculpture donated by the McKee family to honor Martha McKee. The Special Levy Council meeting will be April 16, 2024 at 5:30 pm, to be followed by Diversity Equity and Inclusion training.
2. Councilmember Snodgrass suggested that abandoned cars etc. be removed from the path before the bike race, adding that hopefully the State would clean up Greenbrier Street as well.
3. Councilmember Pharr stated that the investment of bringing OVG to the Coliseum and Convention Center has paid off.
4. Councilmember Overstreet stated that there is a speeding problem on Wertz Avenue.

ADJOURNMENT

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

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

NAYS:

ABSENT: Rubio, Solomon

At 7:40 p.m., by a motion from Councilmember Ceperley, Council adjourned until Monday, April 15, 2024, 7:00 p.m., in Council Chambers at City Hall.

Amy Shuler Goodwin, Honorable Mayor

Miles C. Cary II, City Clerk