



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

CITY OF CHARLESTON, WEST VIRGINIA

Regular Meeting – Monday, June 17, 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 second meeting in the month of June on the 17th 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 Cook. City Clerk, Miles C. Cary II, called the roll of members and it was found that there were present at the time:

ANNIE	COOK	BURTON
CEPERLEY	GIANOLA	FAEGRE
FERRELL		HAAS
HOOVER		JONES
KERNS	KING	
MOORE	OVERSTREET	PEPPER
PHARR	ROBINSON	RUBIO
	SNODGRASS	SOLOMON
STEELHAMMER	TAYLOR	MAYOR GOODWIN

With twenty-three 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. Andre Nazario – CTA Funding.
2. Tara Raymo – Read a passage from the Bible.

CLAIMS

1. A claim of Richard D. Adams, Charleston, WV;
alleges damage to property.
2. A claim of William S. Sayre, Charleston, WV;
alleges damage to property.

PROCLAMATIONS

1.

**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

- WHEREAS:** President Abraham Lincoln issued the Emancipation Proclamation on January 1, 1863; and
- WHEREAS:** On June 19, 1865, Major General Gordon Granger arrived in Texas, delivering General Order No. 3 which informed all Texans that, by a Proclamation from the Executive of the United States, all slaves were free; and
- WHEREAS:** Juneteenth – which stems from June and Nineteenth – was first celebrated in 1866 and is the oldest recognized African American-celebrated observance; and
- WHEREAS:** Juneteenth was recognized as a federal holiday in 2021 and is still new to many Americans; and
- WHEREAS:** By commemorating Juneteenth – a crucial milestone in our nation’s history – we are reminded of the ongoing struggle for racial equality; and
- WHEREAS:** The City of Charleston is committed to honoring and advancing Juneteenth through events, educational initiatives, and advocacy—promoting a society free from racial inequality; and

NOW THEREFORE, I, Amy Shuler Goodwin, Mayor of the City of Charleston, do hereby recognize June 19, 2024, as

JUNETEENTH

In Charleston, West Virginia and encourage all citizens to come together, listening across differences, so that we can take meaningful steps toward building a more just and inclusive community for all.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 17th day of June 2024.



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

Amy Shuler Goodwin, Mayor

2.

**EXECUTIVE DEPARTMENT
CITY OF CHARLESTON
PROCLAMATION**

WHEREAS: During Pride Month we celebrate the extraordinary courage and contributions of the LGBTQ+ community and reflect on the decades of hard work and progress toward equity for all, and

WHEREAS: Nearly 55 years ago, members of the LGBTQ+ community – led by transgender women of color—protested the violence and marginalization they faced, fueling a worldwide civil rights movement; and

WHEREAS: During this time of celebration, we must also acknowledge the challenges still being faced by the LGBTQ+ community – including the adversity faced by transgender youth and their families; and

WHEREAS: Together, we – LGBTQ+ community members and allies – can create spaces where everyone is welcome, advocate for equity and equality, and ensure diverse lived experiences are encouraged and celebrated; and

WHEREAS: All people in our community—regardless of sexual orientation, gender expression, or gender identity—should be supported, protected, and empowered by their peers, educators, and community leaders; and

WHEREAS: The City of Charleston reaffirms its commitment to being a welcoming and inclusive community for all and stands with our LGBTQ+ community members; and

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

Pride Month

In Charleston, West Virginia, and encourages all citizens to celebrate our LGBTQ+ community members and their contributions to our City, State, and Nation.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the Executive Department to be affixed this 17th day of June 2024.

A handwritten signature in blue ink, reading "Amy Shuler Goodwin".

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: CHARLESTON COLISEUM AND CONVENTION CENTER BOARD

DATE: JUNE 17, 2024

I recommend Bard Marple, Carrie Fenwick and Bernie Layne be reappointed to the Charleston Coliseum and Convention Center Board. Mr. Marple's term will expire on June 22, 2027. Ms. Fenwick and Mr. Layne's term will expire on June 22, 2028.

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

ASG/mls

Councilmember Ceperley motioned to approve the appointment. Councilmember Hoover seconded. With those being present having voted unanimously in the affirmative, the Mayor declared the appointment as approved.

Amy Shuler Goodwin
Office of the Mayor
City of Charleston



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

**TO: MILES CARY
CITY CLERK**

**FROM: AMY SHULER GOODWIN
MAYOR**

RE: CHARLESTON-KANAWHA HOUSING AUTHORITY

DATE: JUNE 17, 2024

I recommend Alice Fossett be appointed to the Charleston-Kanawha Housing Authority. Her term will expire December 1, 2027.

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

ASG/mls

Councilmember Ceperley motioned to approve the appointment. Councilmember Hoover seconded. With those being present having voted unanimously in the affirmative, the Mayor declared the appointment as approved.

Amy Shuler Goodwin
Office of the Mayor
City of Charleston



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

**TO: MILES CARY
CITY CLERK**

**FROM: AMY SHULER GOODWIN
MAYOR**

RE: CHARLESTON CONVENTION & VISITORS BUREAU

DATE: JUNE 17, 2024

I recommend Harry Bell, Michelle Storage and Georgette George be reappointed to the Charleston Convention & Visitors Bureau Board. All three terms will expire on February 17, 2027.

In addition, I recommend Jack Hoblitzell and Evan Osbourne be appointed to the Charleston Convention & Visitors Bureau Board. Both terms will expire February, 17 2027.

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

ASG/mls

Councilmember Ceperley motioned to approve the appointment. Councilmember Hoover seconded. With those being present having voted unanimously in the affirmative, the Mayor declared the appointment as approved.

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: HISTORIC LANDMARKS COMMISSION

DATE: JUNE 17, 2024

I recommend Billy Peyton be reappointed to the Historic Landmarks Commission. His term will expire on September 1, 2026.

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

ASG/mls

PUBLIC HEARINGS

1. After duly being published as required, the Mayor declared the floor open for a Public Hearing for Resolution No. 968-24 - Authorizing the City Manager to enter into a Lease Amendment with Shaner Charleston LLC extending the ground lease of approximately 34,989.21 square feet adjacent to 100 Civic Center. No person from the public spoke in reference to the Public Hearing. The Mayor declared the Public Hearing CLOSED.

Councilmember Ceperley motioned to approve the appointment. Councilmember Hoover seconded. With those being present having voted unanimously in the affirmative, the Mayor declared the appointment as approved.

REPORTS OF COMMITTEES

COMMITTEE ON FINANCE

Councilmember Burton, Vice 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. 976-24 be adopted.

Resolution No. 976-24 - Authorizing the Mayor or City Manager to submit an application to the WV Division of Administrative Services under the Victims of Crime Act grant program for the Charleston Police Crime Victims Specialist in the amount of \$29,500 and administer any funds awarded. This grant will provide partial salary reimbursement, travel/training and bus vouchers for crime victims. There is a required 30% match on this grant that will be met through salary costs not reimbursed through the grant.

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 Administrative Services under the Victims of Crime Act grant program for the Charleston Police Crime Victims Specialist in the amount of \$29,500 and administer any funds awarded. This grant will provide partial salary reimbursement, travel/training and bus vouchers for crime victims. There is a required 30% match on this grant that will be met through salary costs not reimbursed through the grant.

Councilmember Burton added that the application is to help fund the Police Crime Victims Specialist. The City satisfies the 40% required match by paying the unfunded portion of the salary.

Councilmember Burton 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. 976-24 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. 977-24 be adopted.

Resolution No. 977-24 - Authorizing the Mayor to sign and submit to the U.S Department of Housing and Urban Development the Annual Action Plan for Program Year 2024 (FY 2024 to 2025), Year 5 of the Consolidated Plan and all required certifications and agreements, including Sub-recipient project contracts relating to the Annual Action Plan.

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

That the Mayor is hereby authorized and directed to sign and submit to the U. S. Department of Housing and Urban Development the Annual Action Plan for Program Year 2024 (FY 2024 to 2025), Year 5 of the Consolidated Plan and all required certifications and agreements, including Sub-recipient project contracts relating to the Annual Action Plan.

Councilmember Burton added that this is for the fifth year of the five-year consolidated plan that was approved in 2019. The proposed plan meets or exceeds HUD's standards.

Councilmember Burton 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. 977-24 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. 978-24 be adopted.

Resolution No. 978-24 - Whereas, the City of Charleston is a member of—and is fiscal agent for—the Metropolitan Drug Enforcement Network Team (“MDENT”);

Whereas, the City of Charleston Police Department also operates a Special Enforcement Unit (“SEU”), which utilizes unmarked vehicles in its operation;

Whereas, from time to time, MDENT and SEU must quickly purchase vehicles to further its public safety mission, which necessarily requires covert movements and operations;

Whereas, current vehicle shortages and manufacturing delays has made it difficult for MDENT and SEU to timely acquire vehicles;

Whereas, when vehicles are ready to be purchased on dealer lots, the vehicles are often sold before MDENT or SEU can obtain City Council purchasing approval;

Whereas, the Chief of the Charleston Police Department has requested that the Administration find a way to lessen the burden of acquiring vehicles for MDENT and SEU;

Whereas, City Council approved similar resolutions for the previous two fiscal years;

Whereas, the Administration recommends that the City Council grant direct purchasing authority to the Mayor or City Manager pursuant to Municipal Code Section 2-486 so vehicles may be acquired in expedited fashion without the need for individual authorizing resolutions;

Whereas, the Mayor or City Manager will ensure that sufficient funds are available within applicable MDENT or SEU accounts prior to purchasing any vehicles; and

Whereas, the Mayor or City Manager will ensure that the purchase of any vehicles adheres to competitive contracting principles to ensure lowest reasonable price is secured;

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

That the Mayor or City Manager is authorized to directly purchase various vehicles for the Metropolitan Drug Enforcement Network Team (“MDENT”) and/or the Special Enforcement Unit (“SEU”) without first obtaining an authorizing resolution from the City Council; provided that any vehicle may not exceed the purchase price of \$45,000, and multiple written quotes for identical or substantially similar vehicles must be obtained prior to purchase. The City Manager is directed to create a separate purchasing file related to vehicle purchases made under the authority granted by this resolution and is further directed to file a report with the City Clerk

regarding all purchases made under this authority at the second Council meeting of each June.

Councilmember Burton added that the resolution increases the previous approval price to \$45,000, and removed the expiration date of the resolution.

Councilmember Burton 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. 978-24 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. 979-24 be adopted.

Resolution No. 979-24 - Authorizing the Mayor or City Manager to enter into a contract with artist Jonathan Cox to design, fabricate, transport, and install an original piece of art at City Center at Slack Plaza, where the total amount of the Contract will be \$50,000.00, and where \$14,000.00 of this amount is a donation to the City from the Briar Hills Garden Club, and where the procurement was the result of a Public Art committee selection process of multiple applications and proposals.

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 artist Jonathan Cox to design, fabricate, transport, and install an original piece of art at City Center at Slack Plaza, where the total amount of the Contract will be \$50,000.00, and where \$14,000.00 of this amount is a donation to the City from the Briar Hills Garden Club, and where the procurement was the result of a Public Art committee selection process of multiple applications and proposals.

Councilmember Burton added that the art piece will be installed in the center of the living wall at City Center Plaza. The submissions were reviewed by a committee. Part of the price will be paid for by a donation from the Briar Hills Garden Club.

Councilmember Burton 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. 979-24 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. 980-24 be adopted.

Resolution No. 980-24 - Authorizing the Mayor or City Manager to enter into a Memorandum of Understanding (MOU) with other participating agencies comprising the Metro Drug Enforcement Network Team (MDENT), consistent with Attachment A hereto, that assists the Charleston area offices of the Drug Enforcement Administration, the Federal Bureau of Investigation and the Bureau of Alcohol, Tobacco, Firearms and Explosives to achieve maximum cooperation in combined law enforcement efforts to address drug and related violent crime offenses in Charleston and surrounding communities. The MOU is in effect for a one-year period starting July 1, 2024, and ending June 30, 2025.

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

That the Mayor or City Manager is authorized to enter into a Memorandum of Understanding (MOU) with other participating agencies comprising the Metro Drug Enforcement Network Team (MDENT), consistent with Attachment A hereto, that assists the Charleston area offices of the Drug Enforcement Administration, the Federal Bureau of Investigation and the Bureau of Alcohol, Tobacco, Firearms and Explosives to achieve maximum cooperation in combined law enforcement efforts to address drug and related violent crime offenses in Charleston and surrounding communities. The MOU is in effect for a one-year period starting July 1, 2024, and ending June 30, 2025.

Councilmember Burton added that the resolution is for the annual renewal between the participating MDENT agencies.

Councilmember Burton 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. 980-24 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. 981-24 be adopted.

Resolution No. 981-24 - Authorizing the City Treasurer to transfer \$500,000 from the Opioid Settlement Fund (Fund 027) to the CARE Office Fund (Fund 097) to be used for continued operation of the CARE Office's Quick Response Team (QRT) and Mental Health Coordinator due to the expiration of federal grants associated with each program.

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

That the City Treasurer is hereby authorized to transfer \$500,000 from the Opioid Settlement Fund (Fund 027) to the CARE Office Fund (Fund 097) to be used for continued operation of the CARE Office's Quick Response Team (QRT) and Mental Health Coordinator due to the expiration of federal grants associated with each program.

Councilmember Burton added that the resolution would authorize the transfer of funds from the Opioid Settlement Fund to the CARE Office for continued operation of the Quick Response Team. There are plans to apply for additional grants.

Councilmember Snodgrass asked about the hours of operation of the CARE Team. CARE Director Taryn Wherry replied that the positions in the resolution are mostly Monday-Friday, 9-5. The Office does have additional evening and outreach staff.

Councilmember Jones asked how long this money would fund those positions. Finance Director, Andy Wood replied that the funds would cover three positions within the Quick Response Team that were previously covered through grants. The annual cost for those salaries is \$143,000 and the Mental Health Coordinator is approximately \$84,000. The amount is anticipated to last through 2026. If alternative funding becomes available, these funds will be used for other approved spending. Councilmember Jones asked what would happen if the City did not have any more settlement money to spend. Mayor Goodwin added that it has been the Administration's priority to fund the CARE Team.

Councilmember Burton 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. 981-24 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. 982-24 be adopted.

Resolution No. 982-24 - Approving the renewal of that certain lease between the City of Charleston and the Religious Coalition for Community Renewal, Inc. ("RCCR"), dated July 22, 2014, relating to the use of the building and property located at 801 Smith Street, which provides affordable housing to low and moderate income residents through the operation of Smith Street Station, where the original lease permitted a renewal under the same terms and conditions with 90-day written notice from RCCR to the City and City Council approval.

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

That the renewal of that certain lease between the City of Charleston and the Religious Coalition for Community Renewal, Inc. ("RCCR"), dated July 22, 2014, relating to the use of the building and property located at 801 Smith Street, which provides affordable housing to low and moderate income residents through the operation of Smith Street Station, is approved.

Councilmember Burton added that the organization provides affordable housing to low and moderate income families. RCCR is developing a plan to be able to purchase the building by the end of the ten year lease.

Councilmember Burton 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. 982-24 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. 983-24 be adopted.

Resolution No. 983-24 - Authorizing the Mayor or City Manager to enter into a contract with Bear Contracting LLC., in the total amount not to exceed \$3,088,350 to perform asphalt street paving construction services, where 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 Bear Contracting LLC., in the total amount not to exceed \$3,088,350 to perform asphalt street paving construction services, where the contract price was determined through a competitive bidding process.

Councilmember Burton added that the resolution is for the annual paving contract.

Councilmember Burton 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. 983-24 adopted.

9. Your committee on Finance has had under consideration the following resolution, and reports the same to Council with the recommendation that Resolution No. 984-24 be adopted.

Resolution No. 984-24 - Authorizing the Mayor or City Manager to enter into a contract with Stryker Medical for a LifePak 15 v4 AED heart monitor and accessories for the use by the CARE 1 Crisis Intervention Team Unit pursuant to a competitively sourced contract.

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

That the Mayor or City Manager to enter into a contract with Stryker Medical for a LifePak 15 v4 AED heart monitor and accessories for the use by the CARE 1 Crisis Intervention Team Unit pursuant to a competitively sourced contract.

Councilmember Burton added that the resolution is for the purchase of a mobile heart monitor unit for use by the CARE Team.

Councilmember Burton 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. 984-24 adopted.

REPORTS OF OFFICERS

1. Report of the City of Charleston Payroll Variance Analysis; May 2024.
2. Municipal Court Report to City Council Month Ending May 2024.
3. City Treasurer's Report to City Council Month Ending May 2024.
4. Report from City Manager updating Resolution No. 825-23.

NEW BILLS

Introduced by Councilmember Becky Ceperley

June 17, 2024:

Bill No. 8036 – A BILL to amend the Municipal Code by removing provisions regarding surplus funds in order to be consistent with state law.

Refer to Finance Committee, Please

Introduced by Councilmember Chad Robinson

June 17, 2024:

Bill No. 8037 – A BILL to amend the Municipal Code relating to updating the City Center Private Outdoor Drinking Area to include two special event locations; updating the City Center PODA map; explicitly vesting the City Manager with the authority to adjust the active boundary of the Private Outdoor Drinking Area in order to account for special event locations; and requiring additional signage relating to the special event locations.

MISCELLANEOUS/UNFINISHED BUSINESS

None

REMARKS BY MEMBERS

1. Mayor Goodwin stated that cooling centers will be open during high temperatures. The Regatta is accepting volunteers. The Public Safety Center planning is moving forward.
2. Councilmember Moore stated that North Charleston is excited for the recent turfing of the fields.
3. Councilmember Pepper stated that the United States Department of Environmental Justice will be having a community meeting on July 16th at 5:30.
4. Councilmember Cook thanked the CARE Team for their work.
5. Councilmember Kerns asked for information about the cooling centers.
6. Councilmember Faegre thanked various departments for their quick and professional responses.

ADJOURNMENT

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

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

NAYS:

ABSENT: Burka, Jenkins, Minardi, Salango

At 7:47 p.m., by a motion from Councilmember Ceperley, Council adjourned until Monday, July 1, 2024, 7:00 p.m., in Council Chambers at City Hall.

Amy Shuler Goodwin, Honorable Mayor

Miles C. Cary II, City Clerk