

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

NOTICE OF REGULAR SESSION

The County Commission of Marshall County, West Virginia convened this day pursuant to the following call: Robert A Miller, President; Stanley C. Stewart, Commissioner; Scott G. Varner, Commissioner; Jan Pest, County Clerk; Betsy Frohnapfel, County Administrator; and Jeanne Shook, Deputy Clerk.

The County Commission of Marshall County, West Virginia will meet in Regular Session at the Courthouse thereof, on Tuesday, September 15, 2015 at 9:00 A.M. for the following purposes, that is to say:

To Audit Claims  
To Act upon Rebates  
To consider any other matters which  
may properly come before the Commission

Called by the President of the Commission with the concurrence of the other two members.

S/Robert A. Miller, President

Posted at the front door of the Courthouse on the 10th day of September, 2015.

S/Jan Pest, County Clerk

**MINUTES** –

On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the minutes of the Regular Session held September 1, 2015. Motion carried.

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

**COMMISSIONER COMMENTS** –

COMMISSIONER VARNER is continuing work on the stream issue at the fairgrounds. Hopefully work will begin within the next couple of weeks.

COMMISSIONER VARNER addressed several constituent concerns around the County.

COMMISSIONER VARNER attended the Elizabethtown Festival this weekend, as well as the AFL-CIO Steak Fry at St. Jude.

COMMISSIONER STEWART spoke with several people regarding the Certainteed highway situation below Moundsville.

COMMISSIONER STEWART attended the City of Cameron Event Center dedication, September 9, 2015.

COMMISSIONER MILLER attended a Planning Commission meeting last Wednesday, and the Elizabethtown Festival, Sunday.

COMMISSIONER MILLER spoke yesterday in Charleston about the SB 495 – SJR 6 local powers legislation.

COMMISSIONER MILLER traveled to Columbus, September 3, to be a part of the announcement with PTT Global Chemical, to do exploratory work for the Dilles Bottom Cracker Plant.

**GRAND VUE PARK UPDATES** – Craig White, General Manager, appeared before the Commission with updates and upcoming events at Grand Vue Park. Saturday is a Pawpawpalooza Event, with a Pawpaw Yoga hike at the Amphitheater @ noon and music beginning at 6:00 pm – Brown Bear’s Revival, 7:30 pm – Mr. Fancy Pants, and 9:00 pm – The Pussyfooters. The Fall Festival is 10/10/15, 10:00 am – 5:00 pm.

**ANNUAL HANDS ON AG DAY** – Gary Shreve, Marshall County resident, reminded the Commission about the Annual Hands on AG Day, at the Marshall County Fairgrounds, September 17th & 18th, 2015.

**CORRESPONDENCE** –

West Virginia Association of Counties (WVACo) – NACo Deferred Compensation program administered by Nationwide Retirement Solutions (NRS).

Helping Heroes – Softball Tourney, September 26 @ 12<sup>th</sup> Street Moundsville.

DHHR complaint – (Commission has no authority over.)

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

**2014 DELINQUENT TAX LIST** – Lisa Lemasters, Tax Deputy Clerk, submitted the 2014 Delinquent Real Estate Tax List to the Commission for publication approval. There is also an additional tax ticket to be added to the list.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the 2014 Delinquent Real Estate Tax List for publication, including an additional tax ticket to be added to the list. Motion carried.

**HEAVY DUTY WRECKER SERVICE POLICY** – Betsy Frohnapfel, County Administrator, submitted a Heavy Duty Wrecker Service Policy to the Commission for approval.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission tabled any action to allow time for further review. Motion carried.

**WV ASSOCIATION OF RETIRED SCHOOL EMPLOYEES (WVARSE) AND  
MARSHALL COUNTY ASSOCIATION OF RETIRED SCHOOL EMPLOYEES**

**(MCARSE) PROCLAMATION** – Christine McDonald, President, (MCARSE), submitted a Proclamation for approval declaring the week of September 21-25, 2015 as WV Association of Retired School Employees (WVARSE) and Marshall County Association of Retired School Employees (MCARSE) week.

On motion of Commissioner Stewart, seconded by Commissioner Varner, The Commission approved and accepted the Proclamation as follows:

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

**Proclamation for  
West Virginia Association of Retired School Employees (WVARSE)  
and  
Marshall County Association of Retired School Employees  
(MCARSE)**

Whereas, the West Virginia Association of Retired School Employees (WVARSE) was founded in 1957 as an autonomous, self-governing volunteer membership organization including and promoting the interest of all school retirees;

Whereas, WVARSE represents more than 28,000 retirees and is the only organization that represents all retired school employees;

Whereas, WVARSE is divided into six regions with active units in fifty-two of the fifty-five counties;

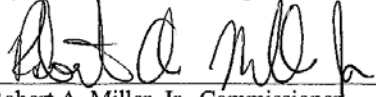
Whereas, members of WVARSE contributed more than one million volunteer hours to the state of West Virginia in the year 2014;

Earl Ray Tomblin, Governor of the State of West Virginia, hereby proclaimed the last week in September, 2015 as "West Virginia Association of Retired School Employees Week" and "Marshall County Association of Retired School Employees Week".

The Marshall County Association of Retired School Employees is very active in our county, meeting regularly, and contributing to various local organizations such as the Marshall County Animal Shelter, the Salvation Army food drive, Helinski Shelter, Moundview and Cameron Assisted Living Facilities, Marshall County Back to School Fun Fair and the YWCA Domestic Abuse Shelter.

Therefore, we, the Marshall County Commission hereby declare the week of September 21-25, 2015 as West Virginia Association of Retired School Employees (WVARSE) and Marshall County Association of Retired School Employees (MCARSE).

Signed this 15<sup>th</sup> Day of September, 2015.

  
Robert A. Miller, Jr., Commissioner

  
Stanley C. Stewart, Commissioner

  
Scott G. Varner, Commissioners

**LARRY NEWELL, E- 911 STATUS LETTER** – Larry Newell, E-911 Director, submitted an E-911 Status letter for approval. This letter, requested by the State, verifies that the Marshall County Communications E-911 and the Marshall County Sheriff's Office are two separate entities within Marshall County that serves the citizens of Marshall County.

On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the E-911 Status letter, and the President was authorized to sign the same. Motion carried.

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

**EXONERATIONS** – On Motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the following 48 erroneous assessments previously approved by the Prosecuting Attorney and Assessor:

Continental Laundry	\$ 161.30
Banc of America Leasing	627.12
Ronald Whipkey	41.78
Echo Taylor	171.04
John Roberts	286.22
John Harler	406.56
Rodney Fonner	3.74
Stanley D Miller	16.86
Roy Clark Jr	470.66
K A Contracting	192.04
Body Shop	100.00
David Franklin	49.00
Nicholas Parrish	23.18
Nicholas Parrish	20.28
Timothy O Ray	198.00
Vikki's Crystal Classics	147.90
Vikki's Crystal Classics	151.60
Ida B Rutan	241.52
Gary Morris	41.20
Sherrie Morris Clary	41.20
Lori Morris	41.20
Lori Morris	52.42
James Wayt	3.74
James Zadai	3.86
James Zadai	3.74
Peggy Olnick	669.04
Denise Wayne	3.74
Austin Woods III	4.08
Austin Woods III	8.96
Martha K Hill	3.74
Voncile Baughman	3.74
Phyllis Holt	3.74
Jacqueline Loria	3.74
John Malatinsky	3.74
Paul Malatinsky	3.74
Lloyd L Earnest	3.74
David Durig	140.36

MARSHALL COUNTY COMMISSION  
SEPTEMBER 15, 2015

Thomas John Fox	3.74
Lloyd C Arnold	150.40
Lloyd C Arnold	124.82
Harry K Hyde	5.00
Mary Louise Siburt Est	3.74
Porter A Lyon	5.42
Garry Morris	52.42
Mary V Pethtel	3.74
John Toth Sr	252.78
John Toth Sr	250.16
Karen Stern	305.82

**FIDUCIARY MATTERS** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved and accepted all Fiduciary Settlements received by Jan Pest, County Clerk, for the month of August, 2015. Motion carried.

**EXECUTIVE SESSION** – On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission went into an executive session with Jan Pest, County Clerk, on a personnel matter. Commission reconvened.

**CLAIMS AUDITED** – The Commission, this day, approved the following claims

<u>GENERAL COUNTY FUND</u>	\$ 392,798.94
<u>COAL SEVERANCE FUND</u>	8,500.00
<u>911 EMERGENCY COMMISSION</u>	8,189.96
<u>MAGISTRATE COURT FUND</u>	101.10
<u>HOME CONFINEMENT FUND</u>	339.40

**ADJOURNMENT** – There being no further business to come before the Commission, on motion of Commissioner Varner, seconded by Commissioner Stewart, the meeting was adjourned.

---

PRESIDENT