

MARSHALL COUNTY COMMISSION  
JUNE 9, 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, June 9, 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 4th day of June, 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 June 2, 2015, and the minutes of the Emergency Session held June 5, 2015. Motion carried.

MARSHALL COUNTY COMMISSION  
JUNE 9, 2015

**COMMISSIONER COMMENTS –**

COMMISSIONER VARNER attended various community functions throughout the week and weekend including the Appalachian Outreach Fundraiser which was held Sunday at St. Jude.

COMMISSIONER VARNER worked with Howard Coffield on a stream issue that should be resolved soon.

COMMISSIONER STEWART attended the Washington Lands Community Watch Association meeting and reviewed the agenda.

COMMISSIONER STEWART participated in the Education Committee meeting of the Chamber of Commerce, Wednesday.

COMMISSIONER MILLER attended the Energy Task Force meeting at Grand Vue Park last Tuesday.

COMMISSIONER MILLER stated the Commission had an Emergency meeting, Friday, to appoint a temporary acting Prosecuting Attorney. Hopefully after reviewing applications, the Commission will appoint a new Prosecuting Attorney on June 23, 2015.

**MARSHALL COUNTY ANIMAL RESCUE LEAGUE** - John Yanen appeared with questions about the Animal Rescue League contract. Betsy Frohnapfel, County Administrator, stated a new contract is being prepared and a meeting will be held June 22, 2015. Roberta Underdonk also appeared inquiring about when the last audit was done for the Animal Shelter. Betsy Frohnapfel stated an audit is due by October 31, 2015.

**CARL BOSO, BOSO & SON TOWING** – Carl Boso, owner of Boso & Son Towing, appeared before the Commission. Mr. Boso had questions regarding towing policies in Marshall County. Larry Newell, E-911 Director, stated a rotation list is used when a towing company cannot be reached. West Virginia State Code 24-6-12 outlines procedures that the Marshall County Communications 911 Center must use when dispatching a wrecker. Commissioner Miller stated the policy will be reviewed.

**CORRESPONDENCE –**

Family Service, Upper Ohio Valley – Invitation to 44<sup>th</sup> Annual Senior Citizens' Picnic at Wheeling Park, June 18 @ 9:00 a.m.

State of WV, Glen B. Gainer III – Marshall County Notice of Auction of Delinquent and Nonentered Lands, & list of properties that will be offered for sale on July 15, 2015.

**PREVIOUSLY TABLED RESOLUTION TO SUPPORT USE OF LOCAL**

**CONTRACTORS** – Fuzz LaRue, Business Agent for Affiliated Construction Trades previously submitted a Resolution to the Commission for approval. After review, on motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission adopted the Resolution and the Commission was authorized to sign the same. The Resolution is as follows:

**MARSHALL COUNTY COMMISSION  
RESOLUTION  
TO SUPPORT THE UTILIZATION OF LOCAL CONTRACTORS AND  
WORKERS IN THE CONSTRUCTION OF PIPELINES, DRILLING,  
PROCESSING AND RELATED FACILITIES  
ASSOCIATED WITH MARCELLUS / UTICA SHALE**

**WHEREAS**, Marcellus/Utica Shale natural gas is one of the largest natural resource finds in the world and Marshall County workers, citizens and businesses should benefit from the natural resources of their county and their state; and

**WHEREAS**, the drilling, transporting and processing of gas from Marcellus/Utica Shale will require the investment of billions of dollars in construction projects in the region and will generate thousands of jobs; and

**WHEREAS**, employment opportunities created from Marcellus/Utica Shale construction activities would benefit our community most if local workers and businesses are involved; and

**WHEREAS**, the Marshall County Commission finds the current unemployment rates in this county and in the state reflect the loss of many good-paying manufacturing and related construction jobs in recent years; and

**WHEREAS**, the Marshall County Commission finds that the employment of residents from the local area for the drilling, transporting and processing of the gas from Marcellus/Utica Shale could have a very positive impact on our rate of unemployment and raise the standard of living in Marshall County;

**THEREFORE BE IT RESOLVED**, the Marshall County Commission supports the employment of fully trained local workers and contractors to the maximum extent possible for the construction and operation of facilities utilized in the drilling, transporting and processing of Marcellus/Utica Shale gas; and

**APPROVED**

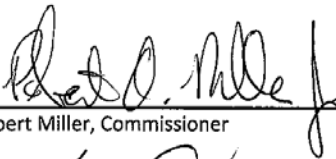
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BY COUNTY COMMISSION  
MARSHALL COUNTY, WV

*Tabled  
BM  
7/5-19-2015*

MARSHALL COUNTY COMMISSION  
JUNE 9, 2015

**BE IT FURTHER RESOLVED**, the Marshall County Commission requests that companies engaged in the above mentioned activities notify the Commission should a lack of qualified contractors or workers exist and give us the opportunity to assist in providing a skilled labor force to the fullest extent possible.

  
Robert Miller, Commissioner

6-9-15  
By my hand this Date:

  
Scott Varner, Commissioner

6-9-15  
By my hand this Date:

  
Stanley Stewart, Commissioner

6-9-15  
By my hand this Date:

**NORTHERN PANHANDLE WORKFORCE DEVELOPMENT BOARD, INC. - BOARD**

**RE-APPOINTMENT** – The Commission received a letter from Rosemary Guida, Executive Director of the Northern Panhandle Workforce Development Board, Inc. Enclosed was a nomination from the Marshall County Chamber of Commerce to re-appoint Mr. Joe Donahue, from Main Street Bank, to the NPWDB, Inc. Board of Directors for a new four year term beginning July 1, 2015.

On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the re-appointment of Mr. Joe Donahue, to serve another four year term, beginning July 1, 2015. Motion carried.

**MARSHALL COUNTY ACTIVITIES DEVELOPMENT AUTHORITY – BOARD RE-APPOINTMENT**

– The Commission received a letter from Howard Coffield, Secretary for the Marshall County Activities Development Authority, requesting the re-appointment of Mae Crow to the Marshall County Activities Development Authority Board to represent the CEOS.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the re-appointment of Mae Crow, to represent the CEOS, to the Marshall County Activities Development Authority Board. Motion carried.

**E-911 ROAD NAMING** – Larry D. Newell, E-911 Director, submitted a request for a road name. The road is in the Proctor Postal District. Sims Run Lane starts at Energy Road and travels to a dead end.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission accepted and approved the road name of Sims Run Lane. Motion carried.

**GENERAL COUNTY BUDGET REVISION #7** – Jan Pest, County Clerk, submitted General County Budget Revision #7 for Commission approval. Jan explained the revisions are needed to cover expenditures throughout the budget, in the amount of \$1,011,255.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the General County Budget Revision #7 in the amount of \$1,011,255 and the Commission President was authorized to sign the same. Motion carried. The revisions are as follows:

**MARSHALL COUNTY COMMISSION**  
**JUNE 9, 2015**

LGSD BR (Rev. 2011)

Ora Ash, Director  
 West Virginia State Auditor's Office  
 200 West Main Street  
 Clarksburg, WV 26302  
 Phone: 627-2415 ext. 5114  
 Fax: 627-2417

**REQUEST FOR REVISION TO APPROVED BUDGET**

Subject to approval of the state auditor, the governing body requests that the budget be revised prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists. (§ 11-8-26a)

CONTROL NUMBER

2015  
 FY  
 1  
 FUND  
 7  
 REV. NO.  
 1 of 1  
 PG. OF NO.

COPY

MARSHALL  
 GOVERNMENT ENTITY

Person To Contact Regarding  
 Budget Revision: **JAN PEST**  
 Phone: **304 845 1220**  
 Fax: **304 845 5891**

P O BOX 459  
 STREET OR PO BOX

COUNTY  
 Government Type

MOUNDSVILLE 26041  
 CITY ZIP CODE

**REVENUES: (net each acct.)**

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
306	Gas & Oil Severance Tax	250,000	510,000		760,000
311	Payment in-Lieu of Taxes	7,200	457,602		464,802
322	Federal Grants	50,000	36,300		86,300
325	Federal Payment in Lieu of Taxes		355		355
347	Special Patrol/Security Systems	44,689	6,998		51,687
	#N/A				

**NET INCREASE/(DECREASE) Revenues (ALL PAGES)**

1,011,255

COUNTIES-TRANSFERS TO THE GENERAL FUND FROM OTHER FUNDS MUST HAVE PRIOR APPROVAL OF AUDITOR'S OFFICE

**EXPENDITURES: (net each account category)**

(WV CODE 7-1-9)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
401	County Commission	2,315,686	355		2,316,041
431	Economic Development	550,000	457,602		1,007,602
442	Federal Grants	50,000	36,300		86,300
708	Police Special Duty	41,716	6,998		48,714
988	Other Buildings	4,000,000	510,000		4,510,000
	#N/A				
	#N/A				
	#N/A				
	#N/A				
	#N/A				
	#N/A				
	#N/A				

**NET INCREASE/(DECREASE) Expenditures**

1,011,255

APPROVED BY THE STATE AUDITOR

BY: **Director, Local Government Services Division** Date

AUTHORIZED SIGNATURE OF ENTITY

06/09/2015  
 APPROVAL DATE

**IN-HOUSE BUDGET REVISIONS** – The Commission approved an in-house budget revision for Department #407-2-23 to Department #407-2-17, in the amount of \$3,175, and Department #407-3-43 to Department #407-3-43.02, in the amount of \$2000 for end of fiscal year adjustments.

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**BUDGET REVISION** – The Commission approved an in-house budget revision for Department #404-2-23 to Department #404-2-20, in the amount of \$5,000 for the Delinquent List publication.

**BUDGET REVISIONS** – The Commission approved in-house budget revisions for Department #425-2-13 to Department #425-2-11.02, in the amount of \$50. Department #425-2-13 to Department #425-2-13.02 in the amount of \$9,100. Department #425-2-23 to Department #425-2-15 in the amount of \$2,300. Department #425-2-23 to Department #425-2-31 in the amount of \$50.

The Commission approved in-house budget revisions for Department #401-2-23 to Department #401-2-16, in the amount of \$1,000 to cover the cost of equipment maintenance over run. Department #424-2-23 to Department #424-2-31, in the amount of \$500, to cover the cost of courthouse Municipal Safety Fee. Department #401-2-23 to Department #401-2-30, in the amount of \$4,700, to cover cost over run in Commission Contracted Services.

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

<u>GENERAL COUNTY FUND</u>	\$ 27,676.72
<u>COAL SEVERANCE FUND</u>	30,743.94
<u>E-911 FUND</u>	4,439.44
<u>HOME CONFINEMENT FUND</u>	42.55
<u>DOG FUND</u>	1,423.77
<u>MAGISTRATE FUND</u>	141.45

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

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PRESIDENT