

MARSHALL COUNTY COMMISSION  
OCTOBER 14, 2014

NOTICE OF SPECIAL SESSION

The County Commission of Marshall County, West Virginia convened this day pursuant to the following call: Donald K. Mason, President; Brian L. Schambach, Commissioner; Bob Miller, 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 Special Session at the Courthouse thereof, on Tuesday, October 14, 2014 at 9:30 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/Donald K. Mason, President

Posted at the front door of the Courthouse on the 9<sup>th</sup> day of October, 2014.

s/Jan Pest, County Clerk

**MINUTES** – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the minutes of the Regular Session held October 7, 2014. Motion carried.

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**COMMISSIONER COMMENTS –**

COMMISSIONER MILLER attended the biweekly meeting with the architects and contractors working on the Public Safety Building last Tuesday.

COMMISSIONER MILLER went to the GOP Dinner at the Moundsville Country Club Saturday.

COMMISSIONER MILLER attended the Wild & West Cross Country Event in Cameron last Saturday and registered runners. COMMISSIONER MILLER thanked David Evans for organizing the event.

COMMISSIONER SCHAMBACH attended the John Marshall football game where they presented him with a check for \$353.85 which was donated to the Lee Ann Foundation. The Foundation has a total of \$72,100 which has been donated from throughout the Ohio Valley for Breast Cancer.

COMMISSIONER SCHAMBACH could not attend the GOP Dinner due to bad artichoke dip.

COMMISSIONER MASON attended the OVRTA meeting last Wednesday at Wheeling Island.

COMMISSIONER MASON attended the Fall Festival at Grand Vue Park Saturday. The weather was beautiful and the event was impressive.

COMMISSIONER MASON stated Joe Delong, Executive Director of the Regional Jail Authority, will be meeting with officials from six counties to discuss how to hold down costs of Regional Jails. The meeting will be held at 11:00 am on Thursday, at the Northern Regional Jail.

COMMISSIONER MASON stated there will be a “Meet the Candidates” event on Thursday evening at the McMechen Volunteer Fire Department.

COMMISSIONER MASON stated this is the last day to register to vote for the General Election and urged all to get registered, get informed, and get out to vote.

**UPTOWN MOUNDVILLE ACTIVITIES COMMITTEE (UMAC) – Philip Remke**

appeared before the Commission requesting a \$2000 contribution to rent an ice skating rink for Christmas on the Avenue. Phil stated the Uptown Moundsville Activities Committee (UMAC) is planning its 4<sup>th</sup> year of Christmas fun on the Historic Central Business District, Jefferson Avenue, Saturday, November 29 from 10:00 am – 6:00 pm. The UMAC is a team of 28 dedicated merchants doing what they can to rejuvenate the business district to what it once was. This year they have brought thousands of people into Marshall County with such events as A Day with Heroes and a Fall Festival on the Avenue.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission tabled the request to allow time for further review. Motion carried.

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**CORRESPONDENCE** –

Marshall County PSD #4 – Minutes of last meeting

Claudia Callahan – Chosen for American Dance Team Competition and International Competition in Spain, asking for donation

**FINANCIAL STATEMENT FY 2014** – Jan Pest, County Clerk, presented each Commissioner with a copy of the Financial Statement completed June 30, 2014. The original is filed in the County Clerk's office if anyone wishes to see it or needs a copy.

**DISTRIBUTION OF OIL & GAS SEVERANCE TAX** – Jan Pest, County Clerk, informed the Commission that the Oil & Gas Severance Tax distribution for January, 2013 through June, 2014, was deposited on October 6, 2014, in the amount of \$1,054,034.57.

**AIR QUALITY PERMIT NOTICE** – Jan Pest, County Clerk, appeared before the Commission with an email she received from Steven R. Pursley, PE, of the WVDEP, Division of Air Quality, regarding Moundsville Power LLC. The Secretary of the WV Department of Environmental Protection provided a copy of the Class I legal advertisement that ran in the Moundsville Daily Echo, Thursday, October 9 in regards to the Air Quality Permit Notice, Notice of Intent to Approve. Jan provided copies to the Commission.

**PROCLAMATION – DOMESTIC VIOLENCE AWARENESS MONTH** – Ashley Taylor, Domestic Violence Advocate through the YWCA Family Violence Prevention Program who also does the Outreach Program in Marshall County, and Corporal John Pelley, Domestic Violence Officer of the Marshall County Sheriff's Department, appeared before the Commission. Ashley presented a Resolution recognizing Domestic Violence Awareness Month. Betsy Frohnafel also requested permission to put up purple lights around the banisters in front of the Courthouse for the Candlelight Vigil on October 20.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved and adopted the following Resolution read by Commissioner Mason as follows, and permission was given to put up purple lights on the banisters in front of the Courthouse for the Candlelight Vigil.

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**MARSHALL COUNTY COMMISSION**

DONALD K. MASON, PRESIDENT  
BRIAN L. SCHAMBACH  
ROBERT A. MILLER

BETSY WILSON FROHNAPFEL, ADMINISTRATOR  
JAN PEST, COUNTY CLERK

Resolution Recognizing  
Domestic Violence Awareness Month

**Whereas**, one in every four women will experience domestic violence in her lifetime; and

**Whereas**, over 2/3 of women murdered in West Virginia are killed by a family member or someone who lives in the household; and

**Whereas**, 85% of domestic violence victims are women and historically, females have been most often victimized by someone they knew; and

**Whereas**, approximately 37% of women seeking injury-related treatment in hospital emergency rooms were there because of injuries inflicted by a current or former spouse/partner; and

**Whereas**, children witnessing violence between one's parents or caretakers is the strongest risk factor of transmitting violent behavior from one generation to the next; and

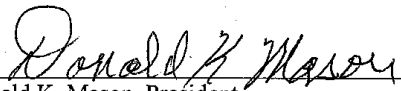
**Whereas**, 30% to 60% of perpetrators of intimate partner violence also abuse children in the household; and

**Whereas**, the damage caused by domestic violence is not limited by gender, age, ethnicity or sexual orientation; and

**Whereas**, public awareness has the potential to increase the identification and reporting of abuse by the public, professionals, and victims themselves, and can act as a catalyst to promote issues-based education and long term prevention.

**Therefore Be It Resolved** that the Marshall County Commission hereby observes October as Domestic Violence Awareness Month.

Approved this 14<sup>th</sup> day of October 2014.

  
Donald K. Mason, President

  
Brian L. Schambach, Commissioner

 7/10-14-14  
Robert A. Miller, Commissioner

REGULAR SESSIONS FIRST TUESDAY - JANUARY-APRIL-JULY-OCTOBER TELEPHONE - 845-0482 FAX 843-1074

Betsy Frohnafel, County Administrator, stated Marshall County has received the STOP Grant and been in a partnership with the YWCA for the last 16 years and Corporal John Pelley has helped make this program a success. Unfortunately, Corp. Pelley will be leaving to take a position as Midnight Shift Sergeant. Betsy thanked him for all the work he has done. Commissioner Mason also thanked Corp. Pelley for his service over the years and wished him good luck in his new position.

**RECESS** – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission took a short recess. Commission reconvened.

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**2014 GENERAL ELECTION – PUBLIC TEST** – The Commission, along with Ballot Commissioners, Cathy Jefferson and Terry McDiffit, were present for the public test of the iVotronics and tabulating equipment to be used for the General Election to be held November 4, 2014. Denise Doyle of the County Clerk’s Office assisted with the iVotronic machines. Seal #961279 was broken on the Early Voting machine, and Seal #5157606 on the single precinct machine. Seal #0011182 was broken on the PEB bag which contained the PEB’s used in the test. Jan Pest, County Clerk explained the testing process to the Commission.

WJMH Media students Kyle Patrick and Corey Knollinger from John Marshall High School were present to observe the testing process.

After closing the machines the ballot summaries were compared with the test and verified. The ERM (counting software) was tested using the PEB from Precinct #1 and the flash card from the Early Voting machine. The results were compared with the iVotronic results and showed that the ERM was working properly and the votes from both medias merged successfully.

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

<u>GENERAL COUNTY FUND</u>	\$ 10,848.47
<u>COAL SEVERANCE FUND</u>	30,000.00

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

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PRESIDENT