

MARSHALL COUNTY COMMISSION  
JANUARY 13, 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; Betsy Frohnafel, County Administrator; Melanie Madden, Chief Deputy Clerk, and Jeanne Shook, Deputy Clerk. Absent: Jan Pest, County Clerk

The County Commission of Marshall County, West Virginia will meet in Regular Session at the Courthouse thereof, on Tuesday, January 13, 2015 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/Robert A. Miller, President

Posted at the front door of the Courthouse on the 8th day of January, 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 January 6, 2015. Motion carried.

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**COMMISSIONER COMMENTS –**

COMMISSIONER VARNER attended a very informative meeting, Thursday evening, with three Legislators from Marshall County, and many other local municipal councils. COMMISSIONER VARNER talked with several County office holders about their offices and functions and hopes to schedule meetings with others that directly involve County government.

COMMISSIONER STEWART also attended the Legislative meeting Thursday, where it addressed some of the upcoming Legislative Session. It looks like there will be a full agenda.

COMMISSIONER MILLER was unable to attend the Legislative meeting, Thursday, due to illness.

COMMISSIONER MILLER attended a legislative town hall meeting Tuesday evening, at St. Francis, which was very informative.

**GOVERNOR ARCH A. MOORE, JR. RESOLUTION** – Due to special circumstances, the passing of former Governor Arch A. Moore, Jr., Betsy Frohnafel, County Administrator, submitted a Resolution in Recognition and Profound Appreciation of Distinguished Service by The Honorable Arch A. Moore, Jr., for approval.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission accepted and adopted the following Resolution:

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MARSHALL COUNTY COMMISSION

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

BETSY WILSON FROINAPFEL, ADMINISTRATOR  
JAN PEST, COUNTY CLERK

In Recognition & Profound Appreciation  
of Distinguished Service by  
The Honorable Arch A. Moore, Jr.

Duly Passed on Tuesday, January 13, 2015

WHEREAS, Governor Arch A. Moore, Jr. was always mindful of the interests of the people of West Virginia and Marshall County and worked tirelessly to advance our State and our County;

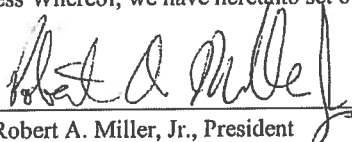
WHEREAS, Governor Arch Moore continually provided outstanding leadership to our State and our County whether it be on the basketball court, as a Combat Sergeant, at West Virginia University, in the State Legislature, US Congress or the Governor's Office;

WHEREAS, Governor Moore faithfully and with honor, integrity and great distinction served the great State of West Virginia and Marshall County throughout his lifetime;

NOW, THEREFORE, BE IT RESOLVED, that the members of the Marshall County Commission, meeting in regular session this 13th day of January 2015, in Marshall County, West Virginia, express their individual and collective gratitude and respect for Governor Arch A. Moore, Jr.;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this resolution be forwarded to Senator Shelley Moore Capito in order for it to be shared with his family.

In Witness Whereof, we have hereunto set our hand this 13<sup>th</sup> Day of January 2015.

By:   
Robert A. Miller, Jr., President

  
Stanley C. Stewart, Commissioner

  
Scott G. Varner, Commissioner

P.O. DRAWER B - MOUNDSVILLE, WV 26041

REGULAR SESSIONS FIRST TUESDAY - JANUARY-APRIL-JULY-OCTOBER TELEPHONE - 846-0462 FAX 843-1074

**CARMEN PRATI-MILLER, AEP - APPALACHIAN POWER** – Carmen Prati-Miller, Manager External Affairs, AEP, appeared before the Commission. Carmen stated AEP is working on a mobile outage alert system to be used on mobile devices. It will become available to customers in the near future.

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Mary Jo Guida, Regional Representative for Senator Joe Manchin attended the meeting to observe.

**GRAND VUE PARK UPDATES** – Craig White, General Manager, stated he is working on a new master plan and foundation group for the Park. Thursday, Jan. 15, 2015, is a kickoff meeting from 11-1p.m., the Commission is invited to attend. A Soap Box Derby meeting will be held this evening to discuss the upcoming Derby in Glen Dale, June 2015. Grand Vue Park will be announcing a new Executive Director soon. Work is being done on the Deluxe Cabins which will add two extra beds to each of the three units. Craig stated he would like to meet with the Commission, when available, for a discussion.

**EXONERATIONS** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the following 11 erroneous assessments previously approved by the Prosecuting Attorney and Assessor:

Robert F Kohler Jr	\$ 74.42
DVD Play Inc	585.72
DVD Play Inc	552.92
James Chaplin	17.16
Martha Segó	17.16
Ralph Chaplin	17.16
Martha J Segó	51.72
Ralph Chaplin	51.72
Phyllis Bogzevitz	17.16
Phyllis Bogzevitz	51.72
Barbara O'Brien	17.16

**TABLED FILES** – On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission voted to reject a request for a donation, submitted by Sheila A. Cottrell, Cameron City Clerk, regarding the Cameron Events Center. The original date of the request was November 25, 2013. Motion carried.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission voted to reject a Resolution of support by Moundsville Power, LLC., based on the fact that the previous Commission in 2014 has already shown support of Moundsville Power, LLC., and is continuing to work on the project. Motion carried.

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Note: Two files are to remain in the Tabled File, McMechen Volunteer Fire Department and The Creation of Marshall County by Joseph Parriott. (a Portrait of John Parriott to hang in the Courthouse.)

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission directed Betsy Frohnafel, County Administrator, to review policies and guidelines in different counties which pertain to this particular kind of recognition. Motion carried.

**DEPOSITORY BOND AUTHORIZATION** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission authorized Jan Pest, County Clerk, as in past practice, to continue her signature authority for future release of pledged securities. Motion carried.

Melanie Madden, Chief Deputy, on behalf of Jan Pest, County Clerk, distributed a current Statement of Expenditures, Encumbrances, & Appropriations (EEA's) to each Commissioner to help with the upcoming Budget Sessions.

**WIRE TRANSFER OF FUNDS** – On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission authorized a wire transfer of \$330,000 from the Regional Economic Development Partnership for its participation in the CertainTeed PILOT program to the Building Fund Account that has been setup for the construction/renovation for the Public Safety Annex. Motion carried.

**POLICE INTERCEPTOR VEHICLE BIDS** – After proper advertising, the Commission received two bids for four 2015 or newer Police Interceptor or Police Package four-door police cruisers. Whiteside of St. Clairsville, Ohio, formally stated it is not submitting a bid. The bids were as follows:

Glen Dale Motor Company, 1502 Wheeling Ave. Glen Dale, WV \$31,299 per vehicle.  
Ohio Valley Ford-Mercury, 20 Jefferson Ave. Ext. Moundsville, WV \$28,155 per vehicle.  
Betsy Frohnafel, County Administrator, gave the bids to Sheriff, Kevin Cecil, for review.

**POLICE INTERCEPTOR VEHICLE AWARD** – Kevin Cecil, Marshall County Sheriff, appeared before the Commission after reviewing the Police Interceptor Vehicle Bids. All bids met the specifications. Sheriff Cecil recommended the 2015 Ford Sedan Police Interceptor bid of \$28,155 per vehicle from Ohio Valley Ford-Mercury.

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On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission rejected the bid of \$31,299 each from Glen Dale Motor Company and accepted the bid of \$28,155 each for a 2015 Ford Sedan Police Interceptor AWD from Ohio Valley Ford-Mercury for four new vehicles. Motion carried.

**MARSHALL COUNTY ACQUISITION / DEMOLITION PROJECT BIDS** – The Commission received two bids for asbestos abatement and or demolition of three structures and related outbuildings. The bids were as follows:

Edgco, Inc., from Lansing, Ohio, \$35,600.

Raze International, Inc., from Shadyside, Ohio, \$29,000.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission tabled any action on the bids to allow time for Mike Mucke, OEM Assistant Director, to review. Motion carried.

**BUDGET REVISIONS** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved an in-house budget revision for Department #412-211 to Department #412-341, in the amount of \$1,000, and an in-house budget revision for Department # 700-2-21 to Department #700-2-14, in the amount of \$4000. Motion carried.

**GOVERNOR'S COMMUNITY PARTICIPATION GRANT PROGRAM** – Betsy Frohnepfel, County Administrator, submitted Governor Tomblin's Community Participation Grant applications for Appalachian Outreach, in the amount of \$1,500, Marshall County Historical Society, in the amount of \$2,000, Marshall County PSD #1, in the amount of \$22,500, Marshall County Historical Society, in the amount of \$2,000, and Veterans of Foreign Wars, in the amount of \$2,500 for approval.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the grant applications for Appalachian Outreach, two for Marshall County Historical Society, Marshall County PSD #1, Veterans of Foreign Wars, and the President was authorized to sign the same. Motion carried.

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

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Note: Commissioner Miller stated Mayor Gregg Wolfe, City of McMechen, was on the agenda for 10:30 a.m. and did not show up so we will move forward.

**EXECUTIVE SESSION – CHRIS KESSLER** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission went into an executive session with Assessor Chris Kessler on a personnel matter. Commission reconvened.

**EXECUTIVE SESSION – LARRY NEWELL** – On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission went into an executive session with E-911 Director Larry Newell on a personnel matter. Commission reconvened.

**EXECUTIVE SESSION – JEFF CRAMER** – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission went into an executive session with Prosecuting Attorney Jeff Cramer on a personnel matter. Commission reconvened.

On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the position and hiring of a felony drug case Assistant Prosecutor in the Marshall County Prosecuting Attorney's Office. The position will be paid through the current year and will be budgeted for the next fiscal year.

**MARSHALL COUNTY ACQUISITION / DEMOLITION PROJECT BID AWARD** – Mike Muccheck, OEM Assistant Director, appeared before the Commission after reviewing the Marshall County Acquisition / Demolition project bids. All bids met the specifications. Mike recommended the bid from Raze International Inc., from Shadyside, Ohio, in the amount of \$29,000.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission rejected the bid from Edgco, Inc., in the amount of \$35,600, and accepted the bid from Raze International Inc., in the amount of \$29,000, for asbestos abatement and demolition of three structures and related outbuildings. Motion carried.

**CORRESPONDENCE -**

**Fostoria Glass Museum, Ralph & Cassie Clark** – Thank you for donation toward the museum parking lot.

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**FIRST TIME HOMEBUYER LOAN RELEASE OF DEED OF TRUST** – Kylee Rogerson, Home Program Administrator, sent a letter to the Commission as notice that Christopher Thomas has fulfilled his obligation for the First Time Homebuyer Program.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the release and the Commission President was authorized to sign the same. Motion carried.

**FIRST TIME HOMEBUYER LOAN RELEASE OF DEED OF TRUST** – Kylee Rogerson, Home Program Administrator, sent a letter to the Commission as notice that Ashley Truex has fulfilled her obligation for the First Time Homebuyer Program.

On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission approved the release and the Commission President was authorized to sign the same. Motion carried.

**REGULAR SESSIONS CANCELLED** – On motion of Commissioner Stewart, seconded by Commissioner Varner, the Commission cancelled meetings for January 20, as previously practiced, the day after a holiday, Martin Luther King Jr. Day, January 27, the Commission will be in Charleston at the County Commissioner's Association meeting, and February 10, the Commission will be in Charleston at the West Virginia Association of Counties meeting.

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

<u>GENERAL COUNTY FUND</u>	\$ 34,236.56
<u>COAL SEVERANCE FUND</u>	51,773.50
<u>E-911 FUND</u>	7701.05
<u>HOME CONFINEMENT</u>	916.91
<u>MAGISTRATE COURT FUND</u>	52.45
<u>GENERAL SCHOOL FUND</u>	99,044.53

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

