

MARSHALL COUNTY COMMISSION
JULY 26, 2011

The Commission convened this day pursuant to the following call: Donald K. Mason, Acting President, and Brian L. Schambach, Commissioner; Jan Pest, County Clerk; and Winnie Reilly, Deputy Clerk of the County Clerk's Office. Absent: Jason E. Padlow, Commissioner.

At a Special Session of the Commission of Marshall County, West Virginia, held at 9:30 A.M., the Notice of the time and purpose of this Special Session had been posted at the front door of the courthouse for more than two days before the commencement of the Special Session, it is ordered that said Notice together with the certification of the Clerk of the time when it was posted, be entered of record, which is done accordingly in words and figures as follows:

NOTICE OF SPECIAL SESSION

The County Commission of Marshall County, West Virginia will meet in Special Session at the Courthouse thereof, on Tuesday, July 26, 2011, 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/Jason E. Padlow, President

Posted at the front door of the Courthouse on the 21st day of July, 2011.

s/Jan Pest, County Clerk

ACTING PRESIDENT – On motion of Commissioner Schambach, seconded by Commissioner Mason, Commissioner Mason will serve as Acting President in the absence of Commissioner Padlow. Motion carried.

COMMISSIONER COMMENTS:

COMMISSIONER SCHAMBACH attended the ribbon cutting at the Marshall County Fair last evening, which was held right after the rain storm. Commissioner Schambach wished the Fair Board a good, successful week, and will attend the auction held Friday evening.

Commissioner Schambach met with Judge Hummel this morning concerning regional jail costs and possible alternatives. This is going to be a long process, but

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Judge Hummel had a few new ideas. The Commission will continue with their efforts to reduce the County costs.

COMMISSIONER MASON has had a busy week starting with last Wednesday, attending the State Marcellus Shale Task Force meeting held at Wheeling Park. Acting Governor Tomblin was held up in Pittsburgh due to fog, but Don Rigby of R.E.D. Partnership gave a nice presentation and discussed the cracker facility coming to the Northern Panhandle. Commissioner Mason felt the meeting was scheduled due to the Resolution signed by the 6 County Commissions in the Northern Panhandle.

Wednesday evening, Commissioner Mason returned to Wheeling for the OVRTA meeting.

Thursday, Commissioner Mason attended the free concert at Grand Vue Park, and encouraged people to take advantage of the many programs offered at the facilities located there.

Last evening Commissioner Mason also attended the ribbon cutting ceremony at the Fair; as Beth Bertram, Fair Board, stated, they either have rain or heat for the event, and last evening they had both.

Marshall County will be hosting the Bel-O-Mar Regional Council meeting at the Moundsville Country Club Thursday at noon; and there will be a Business-After-Hours at Grand Vue Park Thursday from 5-7, hosted by Chesapeake.

CORRESPONDENCE:

COMCAST – internet essentials

SEWERAGE DISTRICT – Board highlights 7/2011

JOHN MARSHALL FIELD RENOVATION COMMITTEE – The Commission received a letter from Tom Gilbert, Chairman of the John Marshall Field Renovation Committee, thanking them for their support in the purchase of the new scoreboard. The Commission's current two-year contract will expire June 30, and Mr. Gilbert included information for on different types of contributions for Commission consideration.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission tabled action on the matter to allow time for review. Motion carried.

2011 GENERAL ELECTION – EMERGENCY ABSENTEE BALLOT

COMMISSIONERS – Jan Pest, County Clerk, submitted a request for one team of Emergency Absentee Ballot Commissioners for the upcoming General Election. Mrs. Pest explained Ballot Commissioners will not be needed since the proofing will be done by the Secretary of State's Office.

Further, Mrs. Pest stated Mrs. Hinerman and Mrs. Jefferson have been Emergency Absentee Ballot Commissioners for the past several elections.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved the appointment of Winnie Hinerman and Cathy Jefferson as

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Special Emergency Absentee Ballot Commissioners for the 2011 General Election.
Motion carried.

RT 2/I 68 AUTHORITY – UPDATE – Fred Brunner, Rt. 2/I 68 Authority, attended the meeting last night in Wetzel County and briefed the Commission on updates. Wetzel County Commissioner Don Mason spoke to the group and they agreed to write a Resolution supporting the Task Force.

The narrows project is 80% completed, but still will not be finished until August 2012. Four designs were received after the bidding process for Route 2 near Bayer and PPG. The State will now bid for a consultant to choose the best plan.

OMNIBUS ANIMAL CONTROL ORDINANCE – PUBLIC HEARING – FIRST

READING – The Commission scheduled the second reading of the proposed Omnibus Animal Control Ordinance for today at 10:00 o'clock A.M. However, two discrepancies were discovered. Chief Deputy Kevin Cecil spoke concerning the issues.

The required or assigned hearing in the Ordinance states it will be held in a 'reasonable amount of time'. The neglect statute states a '5-day request for hearing to be scheduled in 10 days'.

A bond also needs to be added and placed on the owner to help offset costs of caring for the animal until the time of hearing.

Commissioner Mason stated a discussion was held with the Prosecuting Attorney earlier and he is working on the revisions; and will research the bond.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission tabled action on the proposed Omnibus Animal Control Ordinance at this time. Motion carried.

CITY OF CAMERON – THANK-YOU – Cameron Mayor Mark Frazier appeared before the Commission to extend thanks from the City of Cameron. Mayor Frazier stated he just completed his first year in office, and the goal was to send a new spirit around town with the 4th of July celebration.

Mayor Frazier thanked the Commission for their contribution for the celebration and presented them with a plaque. Due to contributions, the City of Cameron was able to hold a successful celebration and are moving forward, looking toward the future.

Mayor Frazier also extended thanks for help during the recent flash flooding in the City. OEM Director Tom Hart and Deputy Director Mike Mucke were very professional and knowledgeable in their efforts to assist the citizens of Cameron. Supplies and information on the clean-up were made available before the water started receding.

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

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

<u>GENERAL COUNTY FUND</u>	20,063.19
<u>COAL SEVERANCE FUND</u>	38,560.55
<u>E-911 FUND</u>	3,258.36
<u>DOG FUND</u>	682.06
<u>MAGISTRATE COURT FUND</u>	88.37
<u>AIRPORT AUTHORITY</u>	5,006.58

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

PRESIDENT