

MARSHALL COUNTY COMMISSION  
NOVEMBER 29, 2011

The Commission convened this day pursuant to the following call: Jason E. Padlow, President; Donald K. Mason and Brian L. Schambach, Commissioners; Jan Pest, County Clerk; Betsy Frohnafel, County Administrator.

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, November 29, 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 23<sup>RD</sup> day of November, 2011.

s/Jan Pest, County Clerk

**MINUTES** – A correction to the minutes of November 15, 2011 was noted on page 402, paragraph 8, as follows: the power company was going to take 2 years to complete, so Caiman took on the project.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved the minutes of the Special Session held November 15, 2011, as corrected. Motion carried.

**COMMISSIONER COMMENTS:**

COMMISSIONER SCHAMBACH is planning on attending the Gastar's open house this evening from 5-7 PM at the Community Center. Gastar Vice-President Mike McCowen will also attend.

Residents of Rine's Ridge are pleased with the paving, according to Paul Rine.

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Commissioner Schambach helped deliver 90 meals to the Golden Towers on Thanksgiving Day from Grand Vue Park.

COMMISSIONER MASON traveled to Morgantown last Tuesday for a meeting of the County Commissioner's Association Marcellus Shale Committee. A representative from the State of Pennsylvania was there with some issues that are the same, and some were not. Every area is unique in those situations.

Saturday was the Annual Chamber of Commerce Christmas Parade, and what a great day. There were around 90 entries and a very big crowd to enjoy the event.

Commissioner Mason had a great holiday with about 40 family and friends. They rented the Maxwell Acres Community Building to celebrate and be thankful for all their blessings.

This Thursday will be Business-After-Hours at the Mound Museum with the annual Christmas Tree Auction.

COMMISSIONER PADLOW also stated this is a great time of year to realize how thankful we are; and thanked Kathy Shreve for her efforts with the Caring Tree. This is a great project that helps to put smiles on local children. Commissioner Padlow hopes everyone enjoys Happy Holidays with their families.

Last week was a big win for WVU beating Pitt, in what may be the last back yard brawl. Hopefully we will win this Thursday.

Congratulations to the Bishops on a great season. They came up short against East Hardy; which leaves Wheeling Central and Williamstown playing in the Super Six for the State Title. Commissioner Padlow wished Wheeling Central good luck!

Commissioner Mason took this opportunity to congratulate the Super Six Committee on a great job with the event on Wheeling Island. Several local businesses help with a great package that the Super Six Committee can submit to help keep the State Championships on Wheeling Island.

**CARING TREE** – Kathy Shreve appeared before the Commission requesting help with the Caring Trees in Marshall County. Three trees have been placed at Kroger, Young's and Good Times. Tags have been taken and gifts returned, but after checking the gifts are not as nice as before.

The contribution from the Commission helps to equal gifts between siblings and purchase for tags not taken. Mrs. Shreve told the Commission she is very nervous this year due to the economy.

On motion of Commissioner Mason, seconded by Commissioner Schambach, the Commission approved a contribution in the amount of \$1,500 for the Caring Tree. Motion carried. The Commission also thanked Kathy, Gary and Caroline for their work with the Caring Tree, a very deserving cause.

**LITTLE GRAVE CREEK WATERLINE EXTENSION – UPDATE** – Sean Orlofske, Glen Dale Water Department Superintendent, appeared before the Commission on behalf of

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all PSDs and Municipal Water Departments thanking the Commission for the purchase of the Leak Detector. Individually, the water departments could not afford the expensive equipment; and an effort to share purchasing the equipment was not successful. Due to the cost and sensitivity of the equipment, Mr. Orlofske is keeping possession, and is available at all times to assist anyone needing its use.

The Commission thanked Mr. Orlofske and the City of Glen Dale for housing and maintaining the unit. Commissioner Padlow extended thoughts on more projects of this nature, sharing expensive equipment.

The Commission also thanked Mr. Orlofske for his efforts on the Little Grave Creek Waterline Extension; a project that was 3-4 years in the making. Mr. Orlofske was with the project from the beginning and very instrumental in the progress of the project. Mr. Orlofske stated the project is 99.5% complete; however, there is a dispute over the right-of-way on the last five feet

Betsy Frohnapfel, County Administrator, placed a call to Paul Hicks, WV DOH, but has not heard back from him. On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission authorized sending a letter to the WV DOH requesting they identify the right-of-way at the end of the Little Grave Creek. Motion carried.

**CORRESPONDENCE:**

WESBANCO – Business-After-Hours, Thursday, December 1 at Mound Museum

2012 MINERS CELEBRATION – June 1, 2012

LEGAL SUPPORT STAFF – Christmas Luncheon December 13, 2011

COMCAST – Channel change

ZITO MEDIA – increase in charges

COCKAYNE NEWS & NOTES

GOLD, KHOUREY & TURAK – Christmas Tree Lighting December 1 4:30 – 6:00

WETZEL COUNTY EMERGENCY AMBULANCE – thank you

SEWERAGE DISTRICT – Board highlights Nov 2011

RT 2/I 68 AUTH – Nov 7 minutes

**FIDUCIARY MATTER – JOSEPH D. DONATO ESTATE** – The Commission received the Fiduciary Report from J. K. Chase, IV, in the Joseph D. Donato Estate. On motion of Commissioner Mason, seconded by Commissioner Schambach, the Commission accepted the recommendations of the Fiduciary Commissioner, and the Commission President was authorized to sign the proposed Order. Motion carried.

**EXECUTIVE SESSION** – On motion of Commissioner Mason, seconded by Commissioner Schambach, the Commission went into executive session on a legal matter. Commission reconvened.

**E-911 – ROAD NAMES** – Larry Newell, E-911 director, submitted three road names for Commission review. On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission accepted the recommendations of Mr. Newell

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and approved the following road names: H H Drive; Machine Shop Lane; and Pedlin Lane. Motion carried.

**HOLIDAY HOURS** – On motion of Commissioner Mason, seconded by Commissioner Schambach, the Commission approved closing the Courthouse all day on December 23, 2011: and closing the Courthouse ½ day on December 30, 2011. Motion carried.

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

<u>GENERAL COUNTY FUND</u>	18,099.68
<u>COAL SEVERANCE FUND</u>	12,317.26
<u>E-911 FUND</u>	10,129.43
<u>HOME CONFINEMENT FUND</u>	1,554.20
<u>MAGISTRATE COURT FUND</u>	48.93

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

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PRESIDENT