

MARSHALL COUNTY COMMISSION
JULY 17, 2012

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

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 17, 2012, 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 12th day of July, 2012.

s/ Jan Pest, County Clerk

COMMISSIONER COMMENTS:

COMMISSIONER MASON thanked everyone for their thoughts and prayers, and cards after his knee replacement surgery. He also thanked Commissioners Padlow and Schambach for covering for him during his recuperating period.

Commissioner Mason did attend the soft opening of the Zip Line at Grand Vue Park, and stated over the first seven days the Zip Line brought in \$6,600. Just another exciting thing happening at Grand Vue Park.

COMMISSIONER PADLOW welcomed Commissioner Mason back and stated he was surprised to see Commissioner Mason at the Zip Line opening.

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Commissioner Padlow stated the Commission has a meeting this morning with Luttamus Communications at 11 A.M.; and the ATV Ad Hoc Committee will meet at 2:30 today.

Last Tuesday, after the Commission meeting, Commissioners Padlow and Schambach, along with Chief Deputy Kevin Cecil, met with PPG Industries Engineer Scott Pleskonko to tour the site where PPG is requesting the abandonment streets.

The occupied homes do not appear close to the area to be used for the railroad spur; and the streets are "paper streets". The Commission will respond to the Petition for Abandonment at 10:30 this morning.

The Friends of the Park event held Sunday at Grand Vue Park was very successful. Approximately 500 people attended and it is nice to see activity at the Park.

Commissioner Padlow discussed the major water issues at PSD#3 over the weekend. He thanked Tom Hart, Bob Games, Bill Dove of Moundsville, and John Hart for their help in the matter. No notifications were sent out concerning the water shut-off, but those issues will be discussed at the next PSD#3 Board meeting.

COUNTY CLERK – ELECTION CENTER CONFERENCE – On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission authorized and approved attendance at the Election Center Conference for County Clerk Jan Pest and Chief Deputy Winnie Reilly. Motion carried.

WORKFORCE INVESTMENT BOARD – APPOINTMENTS – The Commission received a request from Rosemary Guida, Northern Panhandle Workforce Investment Board, to re-appointment, and appoint, members of the Board of Directors.

Ms. Guida stated Rick Barry, TeleTech, has decided not to serve another term; but Diane Harto, Senior Manager of Human Resources at TeleTech, would like to take his place.

Also, Joe Donahue, Susan Reilly and Robert Kinnick would like to serve another term on the Board, and need to be re-appointed.

On motion of Commissioner Mason, seconded by commissioner Padlow, the Commission approved the re-appointment of Joe Donahue, Susan Reilly and Robert Kinnick to the NPWIB Board of Directors; and the new appointment of Diane Harto to the Board. The Commission also authorized a letter the NPWIB Board of the appointments; and letters to the Board members thanking them for their service. Motion carried.

CORRESPONDENCE:

MCMECHEN RECREATION COMM – Steak Fry Sept 15

GOVERNOR TOMBLIN – thank-you for dedication after storm

MARSHALL COUNTY FAIR – Ribbon cutting July 23 @ 5:15 PM

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EXONERATIONS – On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission approved the following 10 erroneous assessments previously approved by the Assessor and Prosecuting Attorney:

Edge, William F Jr & Barbara Ann etal	212.80
Whipkey, Theresa	77.80
Johnson, William M & Patricia	13.38
McCabe, Lance & Patricia	2.74
Fish, George & Sharon D	51.44
Carpenter, Russell D	40.14
Taylor, Danny J	33.52
Briggs, Andrew D & Maxine E	72.02
Carpenter, Russell D	40.50
Johnson, William M & Patricia	14.70

NOTICE OF APPORTIONMENT OF JOINTLY OWNED MOTOR VEHICLES – On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission approved a Notice of Apportionment of Jointly Owned Motor Vehicles for Patricia Ann and Earl David Sampson, and Jill L. and Thomas M. Kulavik. Motion carried.

CAMERON – REQUEST – The Commission received a request from Julie A. Beresford, Mayor of Cameron, in response to a letter from the Commission extending to all municipalities a grant of \$3,000 toward a project in the City. Mayor Beresford informed the Commission of a historical site on the National Registry in Cameron, the community pool.

A projected cost of \$350,000 for restoration has been received by the City, and Mayor Beresford requested financial assistance for this project.

On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission approved a \$3,000 grant to the City of Cameron. Motion carried.

E-911 ROAD NAME – The Commission received a letter from E-911 Director Larry Newell requesting approval of the road name of Horseshoe Drive. The road is in the Moundsville Postal District off of Frontage Drive.

On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission accepted the recommendation of Mr. Newell and approved the road name of Horseshoe Drive. Motion carried.

JOHNSON CONTROL INC – REIMBURSEMENT – Betsy Frohnapfel, County Administrator, informed the Commission that an over-payment of \$20,000 was discovered at Johnson Control, Inc. Mrs. Frohnapfel requested taking the reimbursement as a credit.

On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission approved the request and the Commission President was authorized to sign the necessary reimbursement form. Motion carried.

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

PPG INDUSTRIES – PETITION TO ABANDON STREETS AND ALLEYS – The Commission proceeded to address the Petition to Abandon Streets and Alleys in the Kent Addition, filed by PPG Industries. Commissioner Padlow asked if anyone wished to speak to the matter. Mike Kelly, Council for PPG Industries, declined; area resident William Cody thanked the Commission for addressing the concerns of local citizens on this issue.

Commissioner Padlow stated questions raised by local citizens at the public hearing on the Petition, were answered by Dominion at the continued public hearing. Also, Commissioners Padlow and Schambach toured the property in the Kent Addition.

On motion of Commissioner Mason, seconded by Commissioner Padlow, in regards to the Petition of PPG Industries for Abandonment of Streets and Alleys in the Kent Addition of Marshall County; the Commission approved the proposed Order granting the abandonment of said streets and alleys. Motion carried.

AUTHORIZATION OF TRANSFER OF FUNDS – On motion of Commissioner Mason, seconded by Commissioner Padlow, the Commission President and County Clerk were authorized to sign a transfer of \$2 million from General County Miscellaneous Fund to General County Fund. Motion carried.

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

<u>GENERAL COUNTY FUND</u>	48,611.41
<u>COAL SEVERANCE FUND</u>	45,686.67
<u>MAGISTRATE COURT FUND</u>	90.24
<u>E-911 FUND</u>	1,187.22
<u>HOME CONFINEMENT FUND</u>	1,161.95

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

PRESIDENT