

**MARSHALL COUNTY COMMISSION  
DECEMBER 11, 2012**

The Commission convened this day pursuant to the following call: Donald K. Mason and Brian L. Schambach, Commissioners; Jan Pest, County Clerk; Betsy Frohnafel, County Administrator. Winnie Turner, Chief Deputy of the County Clerk's Office.

Absent: Jason E. Padlow, President.

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, December 11, 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 6<sup>th</sup> day of December, 2012.

s/ Jan Pest, County Clerk

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

**COMMISSIONER COMMENTS:**

COMMISSIONER SCHAMBACH stated last Tuesday afternoon Commissioners Schambach and Mason, along with County Clerk Jan Pest and staff, retrieved supplies from the supply bags necessary for the December 15, 2012 Election.

Thursday, Commissioner Schambach attended the Business-After-Hours and Tree Auction at the Mound Museum. Over \$10,000 was raised and the event was well attended.

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Commissioner Schambach attended the Courthouse employee Christmas luncheon yesterday and enjoyed great food.

Commissioner Schambach stated his disappointment in the Mike Myer editorial in yesterday's paper. Commissioner Schambach supports County Clerk Jan Pest and her staff, and stated they have always been very professional during the election process.

COMMISSIONER MASON was also very disappointed in the article in last evening's paper. The MOU is to improve procedural processing. Commissioner Mason also supports County Clerk Jan Pest and her staff.

Commissioner Mason has been very busy attending meetings including the monthly Task Force Committee meeting last Tuesday; the Project Best Breakfast Wednesday morning; and the County Commission Legislative round table meeting held in New Martinsville.

Commissioner Mason also attended the Christmas luncheon yesterday and enjoyed music by the John Marshall Choir.

Upcoming meetings: the Planning Commission will meet here Wednesday evening at 7:30; and the Health Department meeting will be held Friday morning at 7:30.

**MARSHALL COUNTY TOURISM COMMITTEE – REQUEST** – The Commission discussed a previously tabled request from the Marshall County Tourism Committee. Jason Turner, Co-Chair, requesting continued support from the Commission. The Committee is comprised of nine attractions and five shops on Historic Jefferson Avenue.

The 2011/2012 program for the Committee included aggressive marketing, unique programs and continued partnerships. The plan for 2012/13 year is just as aggressive.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved a contribution in the amount of \$10,000 for the Marshall County Tourism Committee. Motion carried.

**LORDS PANTRY – REQUEST** – The Commission addressed a previously tabled request from Lori Kettlewell of the Lords Pantry. Ms. Kettlewell stated the Lords Pantry was founded by the Mount Olivet United Methodist Church and turned over to her.

The request was received earlier this year, and at that time Ms. Kettlewell stated they were serving 65-73 returning families each month. On an average, she spends roughly \$300 a month for food items. Ms. Kettlewell was looking into adding new items for personal hygiene and cleaning essentials. The Lords Pantry involves about 19 volunteers.

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On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved a contribution for the Lords Pantry in the amount of \$1,000. Motion carried.

**PIPE TRADES APPRENTICE CONTEST – REQUEST** – The Commission received a letter from Roy J. Estep, Training coordinator, stating plans are underway for the 16<sup>th</sup> Annual WV State Pipe Trades Apprenticeship Contest. This year's contest is being held in Local Union 83's jurisdiction in Wheeling on April 16-18, 2012. Mr. Estep requested a sponsorship from the Commission.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission tabled action on the request. Motion carried.

**BISHOP BANNER SPONSORSHIP** – The Commission received a request to renew their Banner Sponsorship. Betsy Frohnapfel, County Administrator, explained the cost would be \$200 to continue with the existing banner.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved the request to re-new their Banner Sponsorship with Bishop Donahue High School in the amount of \$200. Motion carried.

**COOPERSTOWN TEAMS – CONTRIBUTIONS** – The Commission received requests from two baseball teams traveling to Cooperstown in 2013, both teams containing Marshall County residents.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved a contribution in the amount of \$200 for each team, the Ohio Valley Shockers 2013 and The Ohio Valley Titans. Motion carried.

**AMBULANCE FUND** – The Commission received a request from the Limestone Regional Emergency Service Inc., for funding through the Commission for the purchase of an ambulance. Betsy Frohnapfel, County Administrator, explained Limestone has already purchase the ambulance, and there have been no other requests for the funds this year.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved the \$10,000 ambulance allotment for Limestone Regional Emergency Service Inc. Motion carried.

**JOHN MARSHALL HIGH SCHOOL – REQUEST** – The Commission received a letter from Amanda Gouldsberry with John Marshall High School's Family, Career and Community Leaders of America, requesting financial assistance to get a youth motivational speaker to Marshall County.

The FCCLA attended the National Leadership Convention in Florida where Laymon Hicks was the presenter. He makes the connection with students that

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teachers and parents strive to because he speaks their language. The cost for JM's FCCLA Chapter to get Mr. Hicks to Marshall County would be \$2,000. Ms. Gouldsberry requested financial assistance from the Commission.

On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission tabled action on the request at this time. Motion carried.

**FUTURE FUND – RESOLUTION** – On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission adopted the following Resolution, read by Commissioner Schambach:

**RESOLUTION  
To support the creation of a mineral Future Fund  
Which ensures West Virginia will always benefit  
From its rich & abundant natural resources**

**Whereas**, West Virginia stands at a crossroads between the mistakes of the past in the coal economy and the opportunities of the future with the Marcellus Shale gas economy; and

**Whereas**, the direction the state takes depends on our ability to transform a depleting natural resource into a source of sustainable wealth and prosperity for all of West Virginia citizens; and

**Whereas**, West Virginia faces a natural gas boom similar to that of coal in the last century; and

**Whereas**, the experience of the last 100 years has taught us that shared prosperity and natural resource extraction don't necessarily go hand in hand; and

**Whereas**, without a plan of action, we are likely to continue to experience a lack of economic diversity, cycles of boom and bust, and poor economic outcomes; and

**Whereas**, rather than repeat the past, we propose to move forward by creating a Future Fund for West Virginia as several other mineral producing states have done, including Wyoming, New Mexico, Alaska, Montana and North Dakota; and

**Whereas**, the Future Fund will be created from a portion of natural resource severance taxes and will turn a one-time source of revenue into a permanent source of sustainable wealth for our future; and

**Whereas**, the principal of the Future Fund shall be inviolate (untouchable) and be prudently invested; and

**Whereas**, the Future Fund should provide an ongoing stream of revenue to help meet the challenges of the future as we build a more prosperous and secure economy.

**THEREFOR BE IT RESOLVED** that the Marshall County Commission supports the Future Fund and asks that our local representatives to the state legislature do the same. Be it further resolved, that a copy of the resolution is forwarded on to the Governor's Office, Senate President and the Speaker of the House.

In Witness Whereof, we have hereunto set our hand this 11<sup>th</sup> Day of December 2012.

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**EXONERATIONS** – On motion of Commissioner Schambach, seconded by Commissioner Mason, the Commission approved the following 23 erroneous assessments previously approved by the Prosecuting Attorney and Assessor:

St. Myers, Michael & Carla J.	\$ 25.54
Ralbusky, Scott E. & Carla J.	204.64
Franklin, Belinda K.	122.90
Kennedy, Billy Joe	827.26
Tucker, Kenneth D. & Sharon D.	363.22
Rice, Mary Ann	2.88
Ebbert, Frederick & Theresa Ritz	2.78
Ebbert, Frederick	2.76
Ebbert, Frederick & Theresa Ritz	2.76
Carpenter, Martha C – Life	22.54
Jobes, Michael	237.56
Jobes, Michael	231.46
Jobes, Michael	238.36
Tucker, Kenneth D. & Sharon D.	370.98
Tucker, Kenneth D. & Sharon D.	369.74
Tucker, Kenneth D. & Sharon D.	141.42
Kennedy, Billy Joe	21.96
Bonar, Joanne	54.38
Whitlatch, Daniel H. & Virginia	83.06
Freshwater, James H.	32.68
Bunch, Gregory E. & Bonnie S.	190.30
Ralbusky, Scott E. & Carla J.	170.94
Niebergall, Kevin R.	3.34

**ZITKO TERRACE – ADDRESSING COMPLAINT** – Several Zitko Terrace residents appeared before the Commission with a complaint on the 911 addressing for Zitko Terrace. The proposed 911 addressing would change the road name, as well as house numbers, for an area comprising of 20 residences, with covenants and restrictions prohibiting additional homes or land division.

On motion of Commissioner Mason, seconded by Commissioner Schambach, the Commission tabled action on the matter until December 18, 2012, at 10:30 A.M. Motion carried.

**CORRESPONDENCE:**

**UNITED WAY** – meeting to dispense monies for emergency food and shelter, Wed. December 19 @ 9:30 AM, Human Resource Center, Wheeling

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

<u>GENERAL COUNTY FUND</u>	27,035.63
<u>COAL SEVERANCE FUND</u>	10,000.00
<u>E-911 FUND</u>	2,438.11
<u>HOME CONFINEMENT FUND</u>	929.20
<u>MAGISTRATE COURT FUND</u>	90.04

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

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PRESIDENT