

**MARSHALL COUNTY COMMISSION
JUNE 11, 2013**

NOTICE OF SPECIAL SESSION

The Commission convened this day pursuant to the following call: Donald K. Mason, President; Brian Schambach and Robert Miller, Jr., Commissioners; Betsy Frohnapfel, County Administrator; and Jeanne Shook, Deputy Clerk.

Absent: Jan Pest, County Clerk

The County Commission of Marshall County, West Virginia will meet in Special Session at the Courthouse thereof, on Tuesday, June 11, 2013, 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/Donald K. Mason, President

Posted at the front door of the Courthouse on the 6TH day of June, 2013.

s/Jan Pest, County Clerk

MINUTES – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the minutes of the Special Session held June 4, 2013. Motion carried.

COMMISSIONER COMMENTS -

COMMISSIONER MILLER, COMMISSIONER SCHAMBACH and COMMISSIONER MASON attended the Energy Task Force Meeting last week.

COMMISSIONER MILLER congratulated Cooper Blair, the nine year old from Glen Dale, who recently competed at the Endeavor Games in Oklahoma and won four gold medals.

COMMISSIONER SCHAMBACH talked to Chevron about drilling for Utica Shale.

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COMMISSIONER SCHAMBACH stated the Commission has a meeting today at the Marshall County Senior Center and a tour of the Marshall County Daycare Center.

COMMISSIONER SCHAMBACH thanked Fred Brunner for his hard work and dedication to the Marshall County Chamber of Commerce and the Annual Golf Tournament.

COMMISSIONER MASON also congratulated Cooper Blair for his accomplishments. COMMISSIONER MASON talked with Amy Dobkins of Chesapeake Energy about their efforts assisting people of the Oklahoma disaster.

COMMISSIONER MASON attended the free concert at Grand Vue Park Thursday, and listened to the band Bridges. COMMISSIONER MASON also attended the annual car show in Moundsville.

E-911 ROAD NAMING – Larry D. Newell, E-911 Director, submitted three requests for road names. Fawn Drive, which starts at Brian Drive and travels to a dead end, Open Range Drive, which starts at Bear Ridge Lane and travels to a dead end, and Mystic Valley Lane, which starts at Limestone Hill Lane and travels to a dead end.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the road names. Motion carried.

PUBLIC DEFENDER CORPORATION – David L. Zehnder, Chief Public Defender, submitted a letter to the Commission requesting the reappointment of Mary Rose to the Board of Directors of the Public Defender Corporation for the Second Judicial Circuit. Ms. Rose would be reappointed for another three-year term that would expire on June 30, 2016.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the reappointment of Mary Rose to the Board of Directors for another three-year term. Motion carried.

CORRESPONDENCE –
MARSHALL COUNTY PSD #4 WATER BOARD RESIGNATION – Mark Fitzsimmons

MARSHALL COUNTY PSD #4 WATER BOARD RESIGNATION – On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission will send a letter to Mark Fitzsimmons, Marshall County PSD #4 retiring Board member, thanking him for his dedication and years of service.

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MCMECHEN RECREATION COMMITTEE – Tara Patterson of the McMechen Recreation Committee appeared before the Commission to request funds to purchase equipment and a movie license allowing them to show films in McMechen at the River View Park. Mayor Mike Gracik also appeared to support this cause.

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

STRAND PRESERVATION PROJECT – Tiffany Turner, Strand Theatre Board of Directors Vice President, and Bonnie Anderson appeared before the Commission to request funds to continue the mission of building the arts in Marshall County and the surrounding area. The Strand Preservation Society recently has been awarded a \$75,000 gift from the legislature, a one time “free” donation to be used for renovations at the facility. Ms. Turner is asking the Commission for \$7500, (10% of the awarded grant mentioned), to continue this mission.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved a donation of \$7500 to the Strand Preservation Project. Motion carried.

MARSHALL COUNTY ANIMAL SHELTER – Betsy Frohnapfel, County Administrator, submitted two proposals for painting the Marshall County Animal Shelter. Both proposals met the specifications. The proposals were as follows: Karras Painting L.L.C. - \$12,900 and Professional Home Care, L.L.C. - \$7963.28.

After reviewing the proposals, on motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission rejected the proposal from Karras Painting L.L.C., and accepted the proposal of \$7963.28 from Professional Home Care, L.L.C. Motion carried.

MARSHALL COUNTY SHERIFF’S DEPT. – NEW EMPLOYEE – Kevin Cecil, Marshall County Sheriff, requested approval from the Commission to employ Travis Morando in the Marshall County Sheriff’s Department. Mr. Morando will start June 18, 2013, filling a vacancy left by Deputy Ian McNally.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission authorized Kevin Cecil, Marshall County Sheriff to hire Travis Morando, effective June 18, 2013. The Commission tabled a request by Sheriff Cecil, to hire a clerk for the Marshall County Sheriff’s Department to allow time for review. Motion carried.

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IN-HOUSE BUDGET REVISIONS – On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved in-house budget revisions in the amount of \$2400 for Department 406, \$120 for Department 412, \$19,890 for Department 442, and \$27,595 for Department 443.

GENERAL COUNTY BUDGET REVISION # 6 – Jan Pest, County Clerk, submitted General County Budget Revisions for approval. On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved Rev. #323-Exp. #443 for \$11,000, Rev. #370-Exp. #443 for \$20,000, Rev. #347-Exp. #708 for \$6,722, Rev. #382 & #707 for \$12,607, and Exp. #401-Exp. #723 for \$7,122.

RESOLUTION/ REVISION OF THE LEVY ESTIMATE FOR COUNTY OF MARSHALL-

At a Special Session of the County Commission of Marshall County, WV, held on June 11, 2013, the following order was made and entered.

SUBJECT: The Revision of the Levy Estimate for the County of Marshall.

The following resolution was offered:

RESOLVED: That subject to approval of the State Auditor as ex officio Chief Inspector of public offices, the County Commission does hereby direct the budget be revised prior to the expenditure of obligation of funds for which no appropriation or insufficient appropriation currently exists, as shown on Budget Revision Number 6.

The adoption of the foregoing resolution having been moved by Commission Mason, and duly seconded by Commissioner Schambach, the vote thereon was as follows: Commissioner Mason voted yes, Commissioner Schambach voted yes, and Commissioner Miller voted yes.

WHEREUPON, the President declared said resolution duly adopted, and it is therefore ADJUDGED and ORDERED that the said resolution be, and the same is hereby adopted. The President of the County Commission is authorized to affix his signature as required and the request is to be forwarded to the State Auditor for approval.

WEST VIRGINIA LEGISLATURE INTERIM COMMITTEE MEETING – Betsy Frohnapfel, County Administrator, submitted a letter to the Commission from Frank O'Brien, Executive Director of the Wheeling/Ohio Co. Convention & Visitors Bureau. Mr. O'Brien is asking for a donation to ensure the legislative members get a real taste of the Northern Panhandle and visit as many places in Ohio and Marshall Counties as possible during the 150th Anniversary celebration of the creation of the state. The money is earmarked for transportation and refreshments at selected sub-committee meeting venues.

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On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved a donation in the amount of \$2500. Motion carried.

RFQ'S FOR PUBLIC SAFETY ANNEX PROJECT – Betsy Frohnafel, County Administrator, returned the Request for Qualifications from five Architectural / Engineering Services for a Marshall County Public Service Building. The RFQ's are as follows:

Alpha Associates, Inc. of Morgantown

Thrasher Engineering of Clarksburg

McKinley & Associates of Wheeling

Silling & Associates of Charleston

Matyskiela & Grant, Inc. of Wheeling

A Committee will meet with each firm individually on July 3, 2013.

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

<u>GENERAL COUNTY FUND</u>	\$ 67,815.69
<u>COAL SEVERANCE FUND</u>	933,617.93
<u>E-911 FUND</u>	2475.55
<u>DOG FUND</u>	533.15
<u>MAGISTRATE FUND</u>	51.91
<u>HOME CONFINEMENT</u>	5446.90

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

PRESIDENT