

**MARSHALL COUNTY COMMISSION  
JULY 30, 2013**

**NOTICE OF SPECIAL SESSION**

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

The County Commission of Marshall County, West Virginia will meet in Special Session at the Courthouse thereof, on Tuesday, August 13, 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 8<sup>TH</sup> day of August, 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 July 23<sup>rd</sup>, 2013. Commissioner Mason abstained as he was not present for that meeting. Motion carried.

**DEL. DAVE EVANS** Del Evans appeared before the Commission to inform them that he has spoken with the Transportation Committee about the increased truck traffic on Jefferson & Seventh Sts, Moundsville. While he realized that the County Commission has no control over the traffic, he urges everyone in attendance to attend the

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Governor's Blue Ribbon Commission meeting on roads beginning at 4 p.m. at Oglebay Park. The Commissioners were in agreement about the increase in traffic.

**COMMISSIONER COMMENTS –**

COMMISSIONER MILLER, COMMISSIONER MASON attended the Ribbon cutting ceremony at the Marshall County Fair. The ceremony was held indoors due to inclement weather.

COMMISSIONER MILLER, COMMISSIONER MASON also attended the Belmont County meeting last Thursday at the Belmont County Courthouse. After 35 years of service, this was the last meeting for Bill Phipps to preside over before his retirement. Scott Hicks will take over as director.

COMMISSIONER MILLER, COMMISSIONER SHAMBACH commented on the recent Fox News story regarding the closing of the Kammer-Mitchell Plant in Marshall County. COMMISSIONER SHAMBACH further commented that the EPA is forcing many companies out of business. COMMISSIONER SHAMBACH, fellow Commissioners and Betsy Frohnapfel, County Administration recently met with Silling Associates to negotiate the fees for architectural/engineering services for the public safety building.

A moment of silence was held for the passing of George P Mitchell, considered to be the father/ inventor of the fracking process.

There will be an open house held on Thursday from 6-8 for the Marshall County Day Care.

**GRAND VUE PARK** – Craig White, General Manager of Grand Vue Park, appeared before the commission and updated them on the new skating facilities at the Park. He noted that there were 15 skaters in attendance on Sunday. A local hockey team plans on using this facility for drills, and 24 Bethany College Students will be attending a 14 day program for a team building course. Wheeling Jesuit University and West Liberty University Volley Ball Teams will also be using the Park for team building exercises. Upcoming events at the Park are as follows:

New Age Adenas will be performing at the Park on Aug 1.

The movie "The Avengers" will be playing at the Park amphitheatre on Aug 8<sup>th</sup> at dusk.

Appalachian Outreach will host a car show at the Park on Aug 4.

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**PUBLIC HEARING 2<sup>ND</sup> READING OF PROPOSED HOTEL OCCUPANCY TAX**

After two required publications and two public hearings, on motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission voted to approve the Occupancy Tax which is set to begin Sept 1, 2013. A question was proposed from Craig White regarding when the tax should begin, as he has several bookings already paid in full. The process will be clarified by the Prosecuting Attorney's office.

**911** – Director Larry Newell appeared before the Commission to present a contract for AIS Network equipment, from Motorola. This equipment is a digital recording system to be used in the 911 center. The total cost for the equipment and service would be \$86,993. This would be paid for out of 911 fees. After some discussion, on motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission voted to approve the purchase. Motion carried.

**APPALACHIAN OUT REACH PROGRAM** – Rose Hart, Director, came before the Commissioners to request funding in the amount of \$10,000 for the purchase of a new truck for the organization. After some discussion, on motion of Commissioner Schambach, seconded by Commissioner Miller, the commission voted to table the request. Motion carried.

**WVCORP** – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the contract for the West Virginia Counties Group Self Insurance Risk Pool. Motion carried.

**MARSHALL COUNTY DAYCARE** On motion of Commissioner Schambach, seconded by Commissioner Miller the request for funding from the daycare was moved from the tabled file, as it had been approved for funding on July 16, 2013. Motion carried.

**CORRESPONDENCE** –

**UMAC** - a letter requesting financial support from the Uptown Moundsville Activities Committee to be used toward the Ohio Valley Cost of Freedom Homeland Heroes Tribute was tabled on motion of Commissioner Schambach, seconded by Commissioner Miller. Motion carried.

**SENATOR MIKE GREEN** – letter of support for Commissioners during upcoming County Commissioners' Association meeting.

**COMCAST** – letter regarding service change.

**CITY OF BENWOOD** – Mayor Edward Kuca thanking Commission for contribution toward the City Building Restoration project.

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Rep. David B. McKinley, - copy of letter Rep. Mckinley sent to Paul A. Mattox, Jr, P.E. Secretary of Transportation/Commissioner of Highways regarding road conditions in Marshall County.

Marshall County Sewerage District. A copy of MCSD Board Meeting highlights for the Month of July 2013.

**EXONERATIONS** – On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the following 13 erroneous assessments previously approved by the Prosecuting Attorney and Assessor. Motion carried.

Harvey I & Nellie W. Smith	\$ 29.86
James & Karen Antill	85.44
Walter R. Yates	74.14
Jackie Scogins	303.94
Randall S. Spelling	111.98
Harold B & Connie Crow	17.52
Brian J Tubaugh & Karen Renee Lyons	719.40
Donna M McClellan	101.90
Harvey L & Nellie V Smith	28.32
Carolyn L & Gene F Howard	99.38
David A & Janet M Scott	48.12
Jerome Starkey & Renee Clayton	261.60
Travis A. & Nicole H. Emch	506.24

**APPORTIONMENT OF JOINTLY OWNED VEHICLES** – On Motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the notice of apportionment of jointly owned motor vehicles. Motion carried

Brenda Hager	\$130.41
Allen E Hager III	\$275.66
Jason Kocher	\$348.34
Ashley Sinclair	\$171.44
Kenneth R Brannan	\$345.14
Bricie Brannan	\$421.24

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

<u>GENERAL COUNTY FUND</u>	\$26,717.86
<u>COAL SEVERANCE FUND</u>	4,224.00
<u>E-911 FUND</u>	\$50,308.00

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

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PRESIDENT