

**MARSHALL COUNTY COMMISSION
JULY 23, 2013**

NOTICE OF SPECIAL SESSION

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

The County Commission of Marshall County, West Virginia will meet in Special Session at the Courthouse thereof, on Tuesday, July 30, 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 25TH day of July, 2013.

s/Jan Pest, County Clerk

ACTING PRESIDENT – On motion of Commissioner Miller, seconded by Commissioner Schambach, Commissioner Brian Schambach was appointed acting President in the absence of Commission President Donald K. Mason. Motion carried.

MINUTES – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the minutes of the Special Session held July 16th, 2013. Motion carried.

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COMMISSIONER COMMENTS – COMMISSIONER MILLER and COMMISSIONER SCHAMBACH both attended the opening of the Grand Vue Park Ice Rink Saturday morning.

COMMISSIONER MILLER visited the McMechen City Council meeting last Thursday night.

COMMISSIONER MILLER commented the World Bank is trying to block loans to third world countries to build coal fired plants that we may send coal to one day. Economically this is not good and COMMISSIONER MILLER hopes the World Bank reverses this decision.

COMMISSIONER SCHAMBACH stopped by the Sleep Inn and talked to some of the employees who stated the Inn is at full capacity. The gas industry makes up only 10-15% capacity.

COMMISSIONER SCHAMBACH took a ride and looked at some of the streams and debris that caused flooding issues in Maxwell Acres. COMMISSIONER SCHAMBACH believes our planning commission needs to keep on top of any new developments and make sure contractors are doing what they need to do from beginning to end.

COMMISSIONER SCHAMBACH talked to Mike Ferns of A&B Auto and he is looking to do some more things in Marshall County.

GRAND VUE PARK – Craig White, General Manager of Grand Vue Park, appeared before the Commission. Friday from 1:00pm – 4:00pm and 5:00pm – 8:00 pm the Ice Skating Rink will be open. Today training and maintenance will continue on the Zipline. The movie, Wreck It Ralph, will be playing Thursday night.

CORRESPONDENCE –

Moundsville – Marshall Co. Public Library – Thank you for Living Monuments book

Garen L. Blake Family – Thank you for flowers

YOUTH SERVICES SYSTEM INC. – Marc Abraham appeared before the Commission representing Youth Services System, Inc. requesting a donation. Celebrate Youth 2013 is a free event to promote healthy behaviors, skills, and attitudes, to connect parents and youth with helpful community resources, and to encourage them to plan for the future.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved a donation in the amount of \$1500. Motion carried.

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WILLIAMS ENERGY – Scott Carney, Williams Energy Community Relations Representative, appeared before the Commission with an update on various issues. Williams spoke with residents from Oak Grove and an automated telephone system will now notify them of pending blasting activities. Williams is checking into enhanced cell phone service. Williams truck traffic is prohibited to travel up Fork Ridge Road from Moundsville and there is now a 1-800 number any one can call to report reckless activity. Williams is working with several residents to help clean up properties after the recent flooding. Williams has contributed almost \$300,000 to charitable organizations in Wetzel and Marshall County. They are very grateful to the community.

HERE GLOBAL B.V. DATA USE TERMS AGREEMENT – Betsy Frohnapfel, County Administrator, submitted a copy of the agreement between HERE Global B.V. Data and Marshall County which states they shall not use or distribute any portion of the Marshall County WV's data that contains property valuations or personally identifiable information.

On motion of Commissioner Miller, seconded by Commissioner Schambach the Commission approved the HERE Global B.V. Data agreement. Motion carried.

COUNTY BUDGET REVISION #1 – Jan Pest, County Clerk, submitted Budget Revisions for approval. A General County carry over in the amount of \$2,121,799 and Coal Severance in the amount of \$1,477,060.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the budget revisions in the amount of \$2,121,799 and the amount of \$1,477,060 and the President was authorized to sign the same. Motion carried.

RFQ'S FOR COURTHOUSE LANDSCAPE PROJECT – Betsy Frohnapfel, County Administrator, returned the Request for Qualifications from three firms for landscaping at the Marshall County Courthouse. The RFQ's are as follows:

Silling Associates Inc. of Charleston

Hays Landscape Architecture Studio, LTD. of St. Clairsville

Thrasher Landscape Architecture Services of Clarksburg

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

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POLICE INTERCEPTOR VEHICLE BIDS – After proper advertising, the Commission received two bids for three 2014 Police Interceptor or Police Package four-door police cruisers. The bids were as follows:

Doan Ford Inc.	2014 Ford Sedan Police Interceptor Base AWD	\$33,845.00
Ohio Valley Ford	2014 Ford Sedan Police Interceptor Base AWD	\$27,604.00
Whiteside Chevrolet Inc.	No Bid / Proposal Response	

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

POLICE INTERCEPTOR VEHICLE AWARD – Kevin Cecil, Marshall County Sheriff, appeared before the Commission after reviewing the Police Interceptor Vehicle Bids. All bids met the specifications. Kevin Cecil, Sheriff, recommended the 2014 Ford Sedan Police Interceptor bid from Ohio Valley Ford.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission rejected the other bid from Doan Ford Inc. The Commission accepted the bid of \$27,604 for a 2014 Ford Sedan Police Interceptor from Ohio Valley Ford for three new vehicles. Motion carried.

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

JOE PARRIOTT FLOODING ISSUES – Joe Parriott appeared before the Commission with concerns about the flooding that occurred three weeks ago. Mr. Parriott believes the debris in the creeks caused a big problem and the gas industry is responsible. Mr. Parriott stated he spoke to Williams Energy but was not satisfied with the answers he received. Williams Energy also appeared before the Commission. Scott Carney, Community Relations Representative, Allan R. Berenbrok, Civil Engineer, and Nick Hansen, Supervisor of Operations for the Oak Grove site. Williams believes the problem occurred when three inches of rain fell in a matter of two hours. Allan Berenbrok presented maps of the area which show measures in place that prevent flooding from occurring. Howard Coffield, Building & Grounds Supervisor spoke to the Commission on this issue and is contacting the Soil Conservation Office in Morgantown to start the process of cleaning out the gravel bar in Middle Grave Creek caused by the one hundred year storm three weeks ago. All parties agreed they will solve the problem and keep each other informed.

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DRUG TASK FORCE – Kevin Cecil, Marshall County Sheriff, appeared before the Commission to request a transfer of name for the Frontier bill. Kevin requests the name be transferred from the Marshall County Commission to the Marshall County Drug Task Force.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the name change on the Frontier bill from the Marshall County Commission to the Marshall County Drug Task Force. Motion carried.

MARSHALL COUNTY SHERIFF’S DEPT. – NEW EMPLOYEE – Kevin Cecil, Marshall County Sheriff, requested approval from the Commission to employ Kile Dailey in the Marshall County Sheriff’s Department. Mr. Dailey will start August 19, 2013.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission authorized Kevin Cecil, Marshall County Sheriff, to hire Kile Dailey effective August 19, 2013. Motion carried.

TAX OFFICE BUDGET – Amy Carmichael, Chief Tax Deputy submitted a letter requesting an increase of \$4795 in the Tax Office budget for the Fiscal Year 2014. The money will be used for the new Planet Press Watch software upgrade.

On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the budget increase in the amount of \$4795. Motion carried.

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

<u>GENERAL COUNTY FUND</u>	\$ 45,885.18
<u>COAL SEVERANCE FUND</u>	17.26
<u>E-911 FUND</u>	18.23

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

PRESIDENT