

MARSHALL COUNTY COMMISSION
OCTOBER 22, 2013

NOTICE OF SPECIAL SESSION

The County Commission of Marshall County, West Virginia convened this day pursuant to the following call: Donald K. Mason, President; Brian L. Schambach and Robert Miller, Jr., Commissioners; Melanie Madden, Chief Deputy Clerk; Betsy Frohnafel, 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, October 22, 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 17th, day of October, 2013.

s/Jan Pest, County Clerk

MINUTES – On motion of Commissioner Miller, seconded by Commissioner Schambach, the Commission approved the minutes of the Special Session held October 8, 2013.

COMMISSIONER COMMENTS –

COMMISSIONER MILLER stated it has been a quiet couple of weeks.

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COMMISSIONER MILLER went to the Haunted House at the former West Virginia Penitentiary aka prison, with friends Saturday night. The event was great and he was pleasantly surprised.

COMMISSIONER SCHAMBACH did not attend the Haunted House at the prison but sent some kids to enjoy the event.

COMMISSIONER SCHAMBACH told everyone not to forget that tomorrow is Jan Pest's Birthday.

COMMISSIONER MASON chaired the Marshall County Health Board meeting last Friday. This week Thursday is the BELOMAR Regional Counsel meeting at Stratford Springs at noon and later that evening is the Marshall County Chamber of Commerce Business After Hours and Main Street Bank will be hosting the event.

GRAND VUE PARK UPDATES – Craig White, General Manager of Grand Vue Park, appeared before the Commission. Craig stated Saturday was the Kim Ludwig Memorial 5k Race to Benefit the Marshall County Animal Rescue Shelter. The Benefit raised \$375 to the Animal Rescue Shelter and Craig will be presenting the check to them today. The remainder of the year the Zip line rides will cost only \$10. Craig informed the Commission that Grand Vue Park will be having a Fall Festival Saturday, Oct. 26, 10:00 am – 5:00pm. Entertainment will be provided by New Age Adenas, Marcus & James, and Matt Smith. Also attending will be Plein Painters, Wheeling Healing Arts Studio, Whitetail Unlimited, Moundsville Martial Arts, Storytelling by Judi Tarowsky, "Fall Color" Photo Safari, the Shire of Ballachlagan –Medieval Re-Enactors, Arts and Sciences Displays, Zip line Rides, Dueling Mechanical Bulls, Free Ice Skating and Face Painting.

The Blue Bird Cabin and the Hummingbird Cabin will be finished remodeling by Friday. Grand Vue Park will be having a Thanksgiving Day community dinner. The Wheeling Nailers are having a Putt-Putt Scramble October 27, for ages 16 and under.

ANNUAL FINANCIAL REPORT – Melanie Madden, Chief Deputy Clerk, submitted copies to each Commissioner per Jan Pest, County Clerk, of the Annual Financial Report for the Fiscal Year Ended June 30, 2013.

AMERICAN LEGION- CAMERON – Bill Harris, Commander of the Cameron American Legion, appeared before the Commission with an update on the restoration of the NAPA building in Cameron. Mr. Harris stated the kitchen needs to be equipped as

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soon as possible. The cost for the kitchen will be \$35,000. The Commission previously toured the facility and the issue will remain tabled for further review.

CORRESPONDENCE –

Jenny Coyne, Regional Rep. from Treasurers office – information on the Smart 529 savings program

WVU Extension Service Staff & Marshall County CEOS – thank you, breast cancer awareness day/month

Marshall County Sewerage District, John Blair - Board Meeting Minutes for October, 2013

Mike Muccheck – Thank you for balloons, magazines, & prayers during his recent hospital stay & surgery

Carmen Prati-Miller, Manager Community Affairs, Appalachian Power – location for public information meeting – Nov. 23, 2013 at 6:30 pm, Zion Evangelical Lutheran Church, Wheeling

Comcast, Mark Depretis – channel changes, channel number 138, Revolt Channel
Main Street Bank – invite to Business After Hours, Thursday, Oct. 24, 5pm-7pm

Central Window Cleaning Co – As of Jan 1, 2014 No longer in business, closing

CCAWV – Vivian Parsons – RJA meeting & RJA Board just adopted per diem for FY 2014 holding steady at \$48.25

MARSHALL COUNTY CHAMBER OF COMMERCE – David W. Knuth, Executive Director, Marshall County Chamber of Commerce, submitted a letter requesting the Commission be a sponsor of the 2013 Annual Marshall County Christmas Parade. A gold sponsor requires a donation of \$1500. The Christmas parade will be held November 23, at 2:00 pm.

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

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

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EXONERATIONS – On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the following 18 erroneous assessments previously approved by the Prosecuting Attorney and Assessor:

Mary Rogerson	\$ 2.64
Jeanette Lilley	3.30
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Consol Pennsylvania Coal Co	2.64
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William O'Toole III	29.12
Carol Divelbiss	29.12
Laura Barrows	20.22
RBS Lynk	185.66
RBS Lynk	191.08
Charles P Hess	174.38
Eric S Cunningham	43.68
Rebecca Beltran	104.40
Drew E Meeker	439.52
Toyota Motor Credit Corp	218.02
Edward E Waryck	20.08
Thomas L Stanley Sr	46.86
Elizabeth Black	727.18

FIDUCIARY COMMISSIONER'S REPORT - The Commission received letters from J.K. Chase IV, Fiduciary Commissioner, concerning the Estate of Charles M. Hammers and the Estate of George Charles Ickler. Mr. Chase included the first and final accountings in regards to claims and recommendations, as well as proposed Orders.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission accepted the recommendations of J.K. Chase IV, Fiduciary Commissioner, in the Estate of Charles M. Hammers, and the Estate of George Charles Ickler, and approved the proposed Orders. Motion Carried.

FIDUCIARY REQUEST - The Commission received a letter from Jacob M. Robinson, Esq., on behalf of Mary June Derbenwick and Carol Lee Strobe, heirs, concerning the Estate of Mary E. Feist. Mr. Robinson respectfully requests to expedite the approval of their Affidavit and Waiver of Final Settlement filed on Oct. 7, 2013, prior to the next quarterly meeting.

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On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission approved the request to expedite approval of the Affidavit and Waiver of Final Settlement in the Estate of Mary E. Feist. Motion carried.

MARY & RUSSELL YOST – Mary and Russell Yost were scheduled on the agenda at 10:00 am to speak about the entrance and exit of the Industrial Park in McMechen. Mary and Russell Yost did not appear.

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

<u>GENERAL COUNTY FUND</u>	\$ 85,612.37
<u>COAL SEVERANCE FUND</u>	612,978.53
<u>E- 911 FUND</u>	6,020.10
<u>MAGISTRATE FUND</u>	68.09
<u>HOME CONFINEMENT FUND</u>	956.70

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