

MARSHALL COUNTY COMMISSION
DECEMBER 10, 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; Betsy Frohnafel, County Administrator; Melanie Madden, Chief Deputy Clerk; 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, December 10, 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 5th day of December, 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 December 3, 2013.

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COMMISSIONER COMMENTS –

COMMISSIONER MILLER, Jan Pest, County Clerk, Betsy Frohnapfel, County Administrator, Sheriff Kevin Cecil, and Chief Deputy Bill Helms attended the Project Best Breakfast Wednesday morning at Oglebay Park.

COMMISSIONER MILLER attended an event in the courtroom with Senator Joe Manchin. Many different parties were represented and it was a very nice event.

COMMISSIONER MILLER traveled to Morgantown yesterday for an Energy summit sponsored by Congressman Mckinley, in cooperation with WVU. They had a nice discussion about the environment and the EPA.

COMMISSIONER SCHAMBACH attended the Energy Task Force meeting Tuesday at Grand Vue Park which went very well. A different format with more interaction was discussed.

COMMISSIONER SCHAMBACH purchased a Christmas tree from the Chamber of Commerce Tree Auction. The tree was decorated by Rosebuds in Moundsville.

COMMISSIONER SCHAMBACH last night met with John Marshall Boosters who wanted some information on the different gas exploration companies. The JM Boosters inquired about who to talk to about possibly getting donations for renovation projects.

COMMISSIONER SCHAMBACH stated it was a very informative meeting.

COMMISSIONER MASON missed the Project Best Breakfast and the meeting with Senator Joe Manchin because his granddaughter came home from Children's Hospital. She is doing much better and the family is home in North Carolina.

COMMISSIONER MASON stated this Friday will be the Marshall County Health Board Meeting at 7:30 am.

COMMISSIONER MASON thinks we all need to remember December 7, Pearl Harbor and the start of WWII. It is a day in history we all need to teach our children and never forget.

COMMISSIONER MASON also mentioned we are celebrating the life of Nelson Mandela. He was a rare person, in deed, and a real champion for freedom and hope.

AEP UPDATE- Carmen Prati-Miller, Manager External Affairs AEP, appeared before the Commission. Carmen stated Charles Patton, President and Chief Operating Officer, spoke to Wheeling Rotary and Moundsville Rotary last week about the issues we are facing with coal. American Electric Power is merging with Appalachian Power, although it is not official but should be soon. Carmen stated the Mitchell Power Plant will survive but the Kammer Power Plant will not due to EPA regulations.

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GRAND VUE PARK UPDATES – Craig White, General Manager of Grand Vue Park, appeared before the Commission. Craig stated there has been a break in the recent case of the poachers at Grand Vue Park. Three possible names have been given to law enforcement. Hopefully these individuals will be caught and prosecuted. Santa Claus will be at the Park Thursday from 6:00pm – 8:00pm and everyone is invited.

WASHINTON LANDS COMMUNITY WATCH – Christopher Williams, Community Watch Leader, submitted a letter to the Commission. This program was started with the help of Sheriff Kevin Cecil and Detective Zack Allman. Washington Lands also has a Community Association (WLCA) which pays for street lights in neighborhoods. WLCA is asking the Commission to help sponsor the lighting program. The Commission will put this letter in the Community Development Fund for future disbursement.

GOVERNOR'S COMMUNITY PARTICIPATION GRANT – Betsy Frohnapfel, County Administrator, submitted a letter to the Commission. Congratulations on Governor Tomblin's Community Participation Grant award in the amount of \$6,000 to the Marshall County Commission to assist the Marshall County Historical Society with the Cockayne Curriculum Development project. On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission authorized the President to sign the same. Motion carried.

CITY OF CAMERON PARADE – The Commission received a letter from Sheila A. Cottrell, City Clerk, requesting a donation to help with expenses incurred for the Cameron Christmas Parade on December 7, 2013.

On motion of Commissioner Miller, Seconded by Commissioner Schambach, the Commission approved a donation in the amount of \$500.00. Motion carried.

E-911 ROAD NAMING – Larry D. Newell, E-911 Director, submitted two requests for road names. Whipkey Well Lane, in the Cameron Postal District which starts at Waynesburg Pike Road (next to Bane Lane) and travels to a dead end and Les Lane in the Cameron Postal District which starts at Dry Ridge Road and travels to a dead end.

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

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CORRESPONDENCE –

Marshall County Public Service District # 2 – audit ending June 30, 2013

FIDUCIARY MATTER – ESTATE OF EULA MORRIS- PETITION TO REMOVE

REPRESENTATIVE

- The Commission received a Petition from Mona Marguerite Howard to remove Lamara K. Schultz as fiduciary of the estate of Eula Naomi Morris. Rhonda L. Wade, Fiduciary Commissioner for the Estate submitted documentation that stated for the second time a request has been made to remove Mrs. Schultz. Rhonda Wade stated she did meet with Mrs. Schultz and discussed several issues, including the fact that not all heirs were listed on the Appraisal and Rhonda tried to explain that she is the Fiduciary Commissioner for the Estate not the Attorney for the estate. Rhonda concurs that the time limits have not been met and the estate does need to be closed. After much discussion Lamara K. Schultz asked to be removed as Fiduciary of the Estate.

On motion of Commissioner Schambach, seconded by Commissioner Miller, the Commission accepted the voluntary resignation of Lamara K. Schultz as Administratrix of the Estate of Eula Naomi Morris and is to turn over all records to the new Fiduciary. Motion carried.

WORKFORCE INVESTMENT BOARD UPDATE – Christine Smith, Workforce

Investment Board Member, presented the Year-to-Date Rapid Response Report for the period July 1, 2013 – November 30, 2013, the Youth Program Report for July 1, 2013 – November 30, 2013, and the Individual Training Account (ITA) Program Activity as of November 30, 2013.

E-911 ADDRESS ISSUE – Betty Hissom appeared before the Commission with an issue she is having with her address. Mrs. Hissom presented pictures to the Commission in regards to her driveway. Mrs. Hissom stated she is having problems with credit bureau reports as well as her mail she receives from the post office, Fed X and UPS. Larry Newell, E-911 Director also appeared to inform the Commission he can change the address but he cannot guarantee the time frame in which the data bases are changed.

On motion of Commissioner Schambach, seconded by Commissioner Miller, Mrs. Hissom's address will be changed to 801 Cedar Rocks Road, Wheeling, WV. Motion carried.

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

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

<u>GENERAL COUNTY FUND</u>	\$186,537.76
<u>COAL SEVERENCE FUND</u>	38,618.19
<u>E- 911 FUND</u>	689.77
<u>HOME CONFINEMENT</u>	450.50

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