

**MARSHALL COUNTY COMMISSION
MARCH 25, 2014**

NOTICE OF SPECIAL SESSION

The County Commission of Marshall County, West Virginia convened this day pursuant to the following call: Donald K. Mason, President; Bob Miller, Commissioner; Jan Pest, County Clerk; Betsy Frohnapfel, County Administrator; and Melanie Madden, Chief Deputy Clerk.

The County Commission of Marshall County, West Virginia will meet in Special Session at the Courthouse thereof, on Tuesday, March 25, 2014 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 20th day of March, 2014.

s/Jan Pest, County Clerk

MINUTES – Upon motion of Commissioner Miller, seconded by Commissioner Mason, the Commission approved the minutes of the Special Session held March 18, 2014. Motion carried.

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COMMISSIONER COMMENTS –

COMMISSIONER MASON welcomed Commissioner Miller back after his recent illness. COMMISSIONER MASON noted Commissioner Schambach is absent, from the Commission, due to an accident.

COMMISSIONER MILLER sends his best wishes to Commissioner Schambach after his accident.

COMMISSIONER MILLER passed on Commissioner Schambach's regrets for not being able to be present for the laying of the budget because he was looking forward to it.

COMMISSIONER MILLER stated he was glad industry was stepping up and he commended Murray Energy for suing the EPA due to its harsh regulations towards the coal industry.

COMMISSIONER MASON noted he attended the Red Partnership Board meeting last Thursday.

COMMISSIONER MASON noted that Business After Hours will be held on Thursday, March 27, 2014 at the Grand Vue Park Banquet Hall. The event is sponsored by Bayer.

COMMISSIONER MASON noted the budget is complete.

COMMISSIONER MASON noted the Household Hazardous Waste Cleanup will be held on Saturday, April 26, 2014, from 9:00 a.m. – 12:00 p.m. This is great because all you do is drive up and hand off all the waste. You don't even have to get out of your car.

AEP UPDATE – Carmen Prati-Miller, representing American Electric Power, appeared before the Commission to update it on the big transmission project regarding the replacement of transmission poles. The right of way work is almost completed and the project is moving according to schedule. Ms. Prati-Miller also informed the Commission of the forestry project approved by the West Virginia Public Service Commission for a 4-year cycle of tree trimming for AEP. It will take AEP approximately 6 years to get where it needs to be in order to begin the 4-year plan. Ms. Prati-Miller also noted the merger with Wheeling Power and Appalachian Power will not take place as hoped. The Virginia Commission negated the plan. Therefore, an operational merger with Appalachian Power has already taken place, but no official merger will happen.

GRAND VUE PARK UPDATE – Craig White, Manager of Grand Vue Park, appeared before the Commission to inform it of the opening of the Zipline and the Golf Shop on April 5, 2014.

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CORRESPONDENCE –

Fundraiser for Homeless Veterans to be held on May 25, 2014 from 5:00 p.m. – 9:00 p.m. at WesBanco Arena to support Helping Heroes, Inc.

Hazards Conference – Tucker All-Hazards Conference Training in Canaan (TACTICs) to be held April 25, 26 & 27, 2014. No one from Marshall County will be attending this seminar.

EXONERATIONS – On motion of Commissioner Miller, seconded by Commissioner Mason, the Commission approved the following 7 erroneous assessments previously approved by the Prosecuting Attorney and Assessor:

Shianne K. McGill Arrojo	114.38
Shianne K. McGill Arrojo	143.92
William P. Bunting	39.64
David L. & Lori M. Yoders	55,80
Charles W. Beatty	31.94
Mark A. Hewey	191.66
Robert J. Johns	190.20

GRANT AWARD – Upon motion of Commissioner Miller, seconded by Commissioner Mason, the Commission authorized the President to sign and accept the grant award from the U.S. Department of Transportation in the amount of \$120,000.00, for the Marshall County Airport Authority. This grant is for the construction of a hangar building and will assist the airport to be as self-sustaining as possible by generating revenue.

IT MINDSHARE – Upon motion of Commissioner Miller, seconded by Commissioner Mason, the Commission authorized the President to enter into a Professional Services Agreement with IT Mindshare to do a general assessment of computer systems within the Courthouse, for a fee of \$1500.00.

ACQUISITION/DEMOLITION PROJECT - Upon motion of Commissioner Miller, seconded by Commissioner Mason, the Commission authorized the County Clerk issue checks for the acquisition of properties through the Marshall County Acquisition/Demolition Project Hazard Mitigation Grant Program (HMGP) FEMA – DR – 4061 – WV – 001. Two of the properties are located in Moundsville and one property is located in Benwood. Funding, in the amount of \$106,500.00, has been reimbursed by FEMA with the remainder to be reimbursed in the near future.

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LEPC - Tom Hart, OEM Director, appeared before the Commission to explain the separation of Marshall/Wetzel LEPC. On March 13, 2014 the Marshall/Wetzel LEPC voted to split and form separate entities. Mr. Hart submitted a resolution for the Commission's approval. Upon motion of Commission Miller, seconded by Commissioner Mason, the Commission agreed to adopt the following resolution:

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DONALD K. MASON, PRESIDENT
BRIAN L. SCHAMBACH
ROBERT A. MILLER

BETSY WILSON FROHNAPFEL, ADMINISTRATOR
JAN PEST, COUNTY CLERK

RESOLUTION

Whereas, Title III of the Superfund Amendments & Reauthorization Act (SARA Title III), the Emergency Planning & Community Right-to-Know Act (EPCRA) was enacted to help local communities protect public health, public safety & the environment;

Whereas, the State of West Virginia as required by the EPCRA to appoint a State Emergency Response Commission (WVSERC) that is required to set up Emergency Planning Districts named as Local Emergency Planning Committee (LEPC) for each district;

Whereas, Marshall County was a combined LEPC with Wetzel County where on the 13th day of March 2014, the membership of the Marshall-Wetzel LEPC voted unanimously to dissolve that organization for the creation of individual LEPC's in both Marshall & Wetzel Counties;

Whereas, the Marshall County Commission recognizes the dissolution of the Marshall-Wetzel LEPC and therefore, shall form an LEPC within the County of Marshall to include membership of local, regional & state entities, enact by-laws approved by the WVSERC and the development of comprehensive emergency response plans;

Now, Therefore, It Is Resolved and Ordered by the Marshall County Commission on the 25th day of March, 2014 the formation of the Marshall County Local Emergency Planning Committee to enact the requirements set forth by SARA Title III, EPCRA & the WVSERC;

This order shall remain in effect until such time it is dissolved by this Commission.

Signed:



Commission President

County Commission



County Commission

7/3-25-2014

P.O. DRAWER B - MOUNDSVILLE, WV 26041

REGULAR SESSIONS FIRST TUESDAY - JANUARY-APRIL-JULY-OCTOBER TELEPHONE - 845-0482 FAX 843-1074

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

BUDGET MESSAGE – Commissioner Mason read the following prepared budget message:

**BUDGET MESSAGE
FISCAL YEAR 2014 – 2015**

ON BEHALF OF THE MARSHALL COUNTY COMMISSION, I AM PLEASED TO PRESENT TODAY THE PROPOSED BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 THROUGH JUNE 30, 2015.

BEFORE PRESENTING THIS PROPOSED BUDGET, I WOULD LIKE TO THANK OUR COUNTY CLERK JAN PEST AND HER STAFF, BETSY FROHNAPFEL, OUR COUNTY ADMINISTRATOR AND MY FELLOW COMMISSIONERS FOR ALL THEIR WORK IN DEVELOPING THIS PROPOSED BUDGET.

ALSO, I WOULD LIKE TO THANK OUR OTHER ELECTED OFFICIALS, DEPARTMENT HEADS, AND REPRESENTATIVES OF OUR OUTSIDE AGENCIES FOR ALL THEIR INPUT.

WE PROJECT REVENUES FOR THE GENERAL COUNTY BUDGET TO BE \$13,665,444 AND REVENUES FOR THE COAL SEVERANCE BUDGET TO BE \$3,510,000. THE COMBINED BUDGETS TOTAL \$17,175,444. THIS REFLECTS AN INCREASE \$382,579 OVER THE PROJECTED BUDGET FOR THIS CURRENT YEAR.

WE ARE BLESSED WITH OUR GREAT NATURAL RESOURCES IN OUR COUNTY. COAL PRODUCTION HAS CONTINUED TO BE STRONG. THE OIL AND GAS INDUSTRY CONTINUES TO GROW WITH MAJOR CAPITAL INVESTMENTS THAT WILL HELP TO STABILIZE OUR TAX BASE FOR MANY YEARS.

FOR THE SIXTH TIME IN NINE YEARS, WE ARE ABLE TO REDUCE THE LEVY RATES. ALTHOUGH THIS YEAR'S LEVY REDUCTION IS MUCH SMALLER, WE BELIEVE WE WILL HAVE THE SECOND LOWEST RATE AMONG THE 55 COUNTIES. IN THE LAST FIVE YEARS WE HAVE BEEN ABLE TO REDUCE THE LEVY RATE BY 25.66%.

WE BELIEVE THIS BUDGET AGAIN SERVES THE NEEDS OF OUR ELECTED OFFICIALS SO THAT THEY MAY OPERATE THEIR OFFICES IN AN EFFICIENT MANNER. HOPEFULLY WE HAVE PROJECTED SUFFICIENTLY FOR POTENTIAL INCREASES IN THE COST OF INSURANCE, REGIONAL JAIL, AND FUEL FOR VEHICLES, ALL OF WHICH ARE MAJOR EXPENDITURES.

WE ARE ABLE TO ASSIST WITH WATER AND SEWER PROJECTS AND CAPITAL IMPROVEMENTS. IN ADDITION, WE ARE FORTUNATE TO BE ABLE TO CONTRIBUTE TO THE FUNDING OF MANY OUTSIDE AGENCIES THAT PROVIDE GREAT SERVICES TO OUR CITIZENS.

HIGHLIGHTS ARE AS FOLLOWS:

TAXES – WE ARE AGAIN ABLE TO REDUCE THE LEVY RATES OF THE COUNTY. CLASS I PROPERTIES WILL BE REDUCED FROM 10 CENTS PER \$100 OF VALUATION TO 9.85 CENTS. CLASS II WILL REDUCE FROM 20 CENTS TO 19.70 CENTS. CLASSES III AND IV WILL REDUCE FROM 40 CENTS TO 39.40 CENTS. THIS RESULTS IN A SAVINGS OF \$145,490 RETURNED TO THE TAXPAYERS OF MARSHALL COUNTY. BASED ON THE ASSESSOR'S

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CERTIFICATE OF VALUATION, THIS LEVY RATE WILL PROVIDE AD VALOREM TAX REVENUE OF \$9,553,956 TO THE GENERAL COUNTY BUDGET.

THE BALANCES OF GENERAL COUNTY REVENUES ARE FROM LICENSES, FEES, INTEREST, AND OIL AND GAS SEVERANCE FUNDS. COAL SEVERANCE FUNDS ARE IN A SEPARATE BUDGET, AND AS MENTIONED EARLIER ARE PROJECTED TO BE \$3,510,000.

SALARIES AND BENEFITS – THIS PROPOSED BUDGET INCLUDES FUNDS IN EACH ELECTED OFFICIALS BUDGET INTENDED TO GIVE FULL TIME EMPLOYEES A SALARY INCREASE OF \$1,500 FOR THE NEXT FISCAL YEAR. PART TIME EMPLOYEES WILL BE ADJUSTED ACCORDINGLY. WE WILL CONTINUE TO FUND A VERY ATTRACTIVE BENEFITS PACKAGE FOR OUR EMPLOYEES.

ALSO, THE STATE LEGISLATURE HAS APPROVED A BILL AUTHORIZING A RAISE IN SALARIES FOR ELECTED OFFICIALS, THE FIRST INCREASE IN EIGHT YEARS. GOVERNOR TOMBLIN HAS YET TO SIGN THE BILL, SO THE STATE AUDITOR'S OFFICE HAS ADVISED US TO PLACE THE FUNDS IN THE CONTINGENCY LINE. THE AMOUNT IS \$59,308 TOTAL WHICH INCLUDES FICA AND RETIREMENT

CAPITAL IMPROVEMENTS – WE HAVE ALLOCATED FUNDS FOR ADDITIONAL EQUIPMENT IN SOME DEPARTMENTS SO THAT ALL ELECTED OFFICIALS HAVE THE NEEDED EQUIPMENT TO PERFORM THEIR DUTIES. WE HAVE BUDGETED FUNDS FOR ANTICIPATED MAINTENANCE AND REPAIRS TO ALL COUNTY BUILDINGS.

OUTSIDE AGENCIES – I AM PLEASED TO AGAIN ANNOUNCE THAT WE ARE ABLE TO CONTINUE TO CONTRIBUTE FUNDS TO SUPPORT OUR MANY AGENCIES THAT SIGNIFICANTLY ADD TO THE QUALITY OF LIFE FOR OUR CITIZENS IN MARSHALL COUNTY.

THESE AGENCIES INCLUDE THE HEALTH DEPARTMENT, CITY/COUNTY LIBRARY, GRAND VUE PARK, SENIOR CITIZENS CENTER, VOLUNTEER FIRE DEPARTMENTS, ANIMAL SHELTER, 4 – H, AIRPORT AUTHORITY, EXTENSION SERVICE AND OTHERS.

WE CONTINUE OUR EFFORTS TO ASSIST IN EXTENDING NEW WATER LINES AND IMPROVING SEWER SYSTEMS TO THE RURAL AREAS OF OUR COUNTY.

WE ARE COMMITTING FUNDS TO ASSIST WITH PROJECTS THAT OUR PUBLIC SERVICE DISTRICTS AND SEWERAGE AUTHORITY ARE PURSUING.

ALL THESE AGENCIES ARE FUNDED FROM OUR COAL SEVERANCE FUNDS, AND OUR COMMITMENTS ARE ALWAYS DEPENDENT ON OUR CONTINUED RECEIPT OF THESE FUNDS DISTRIBUTED FROM THE STATE.

I WOULD LIKE TO THANK THE MANY VOLUNTEERS WHO HELP THESE AGENCIES FUNCTION. YOU ARE A GREAT ASSET TO OUR COUNTY.

IN SUMMARY, WE BELIEVE MARSHALL COUNTY IS IN A SOUND FINANCIAL POSITION. THIS COMMISSION CONTINUES TO BE COMMITTED TO GIVING THE CITIZENS OF OUR COUNTY THE BEST SERVICE POSSIBLE FOR THEIR TAX DOLLAR. WE THANK ALL THE ELECTED OFFICIALS AND THEIR EMPLOYEES FOR THEIR CONTINUED PROFESSIONAL AND FRIENDLY SERVICE TO OUR CITIZENS.

MARSHALL COUNTY IS A GREAT PLACE TO WORK AND RAISE OUR FAMILIES. BY WORKING TOGETHER WE CAN KEEP IT THAT WAY!

RESPECTFULLY SUBMITTED THIS 25TH DAY OF MARCH, 2014

