

COMMISSION MEETING

THURSDAY, JANUARY 20, 2011

PRESENT: **NANCY CARTMILL, PRESIDENT**
ROBERT L. BAILEY, COMMISSIONER
ANNE YON, COMMISSIONER
WILLIAM WATSON, COUNTY ATTORNEY
CHRIS TATUM, INTERIM COUNTY MANAGER
RHONDA MONTANEEZ, PURCHASING ASSISTANT

Nancy Cartmill, President, called the regular meeting of the Cabell County Commission to order at 10:00 a.m.

APPROVE:

Robert L. Bailey, Commissioner, **moved to approve the agenda as presented.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve purchase orders #11-29859 through #11-30232 and pay jackets.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve correcting the date of the minutes from December 24, 2010 to December 21, 2010 on the agenda.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve the agenda as amended regarding the date of the minutes.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve the minutes from the December 21, 2010 regular Commission meeting, erroneous assessments, land consolidations, split tickets and probate documentation.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve handwritten checks to Mountain State Blue Cross and Blue Shield Company, not to exceed \$100,000.00, from the Cabell County Medical Insurance Fund.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

CITIZENS REGISTERED TO SPEAK

Ray Browning, county resident, asked if items on the agenda could be approved in an Executive Session and not in open court.

William Watson, County Attorney, stated no action on an item could be made in an Executive Session, all decisions had to be made in public.

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Mr. Browning asked Commissioner Yon how she could make a decision at the previous meeting, regarding the County Manager when she had not been a Commissioner long enough to make such a decision.

Anne Yon, Commissioner, stated that her only decision was to accept a letter of resignation from the County Manager.

#005 **LETTER, CHRISTOPHER CHILES,
PROSECUTING ATTORNEY**

RE: EMPLOYMENT – PROSECUTING ATTORNEY

Robert L. Bailey, Commissioner, **moved to approve the employment of Angela Godby as a full time legal secretary in the Prosecuting Attorney’s office, effective January 16, 2011 with a rate of pay of \$26,000.00 per year.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#006 **LETTERS, KAREN S. COLE, COUNTY CLERK**

RE: EMPLOYMENT – COUNTY CLERK

Robert L. Bailey, Commissioner, **moved to approve the employment of Stacy Louise Eves, effective January 24, 2011 and Kerri Suzanne Sowards, effective January 21, 2011 as full time clerks in the County Clerk’s office, with a rate of pay of \$20,000.00 per year.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#007 **LETTER, THOMAS W. MCCOMAS, SHERIFF**

RE: EMPLOYMENT – HOME CONFINEMENT

Nancy Cartmill, President, **moved to approve the employment of Danne Vance as a temporary part time Home Confinement Officer, effective January 21, 2011, with a rate of pay of \$12.65 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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#008

APPEARING, SCOTT E. MCCLURE, ESQUIRE

**RE: APPLICATION OF THE CITY OF HUNTINGTON,
A MUNICIPAL CORPORATION, FOR APPROVAL
AND IMPLEMENTATION OF ANNEXATION WITHOUT
ELECTION OF CERTAIN REAL PROPERTY OWNED**

**BY JERRY MEAD, DAVID L. HELMER AND SUSAN
HELMER AND DAVID A. DENNING, II AND KRISTIE L.
DENNING, HAROLD E. BUNN AND SENECA WOODS
COMPANY, LOCATED IN GUYANDOTTE DISTRICT,
WITHIN THE COUNTY OF CABELL, STATE OF
WEST VIRGINIA AND CONTAINING 5.472 ACRES,
MORE OR LESS**

Scott McClure, Huntington City Attorney, stated this was an annexation without an election, the annexation only involved six residents and there were existing boundary lines.

William Watson, County Attorney, stated he had reviewed the documentation and it did meet the conditions allowed and he would recommend the Commission approve.

Anne Yon, Commissioner, **moved to approve the application for annexation by the City of Huntington, regarding property located in the Guyandotte District containing 5.472 acres.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#009

RESOLUTION, CABELL COUNTY COMMISSION

RE: RECLASSIFICATION- CCEMS

Robert L. Bailey, Commissioner, **moved to approve the reclassification of Toni L. Matt as a full time Paramedic with CCEMS, effective January 7, 2011, with a rate of pay of \$10.4049 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#010

LETTER, A. GORDON MERRY, DIRECTOR, CCEMS

RE: TRANSFER TERRY DAVIS FROM COUNTY

COMMISSION PAYROLL LINE TO CCEMS PAYROLL

LINE

Robert L. Bailey, Commissioner, **moved to approve the transfer of Terry Davis from the County Commission payroll line to the CCEMS payroll.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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#011

RESOLUTION, CABELL COUNTY COMMISSION

RE: RECLASSIFICATION – E-911

Robert L. Bailey, Commissioner, **moved to approve reclassifications of Theodore R. Grant and Tasha M. Newton as full time temporary Telecommunicators, effective February 1, 2011, with a rate of pay of \$11.11 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#012

RESOLUTION, CABELL COUNTY COMMISSION

RE: EMPLOYMENT – COURTHOUSE SECURITY

Robert L. Bailey, Commissioner, **moved to approve the employment of Brent Bias as a part time Courthouse Security Marshall, effective January 21, 2011, with a rate of pay of \$11.35 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#013

LETTER, CABELL COUNTY COMMISSION

RE: APPROVAL OF MOUNTAIN STATE BLUE CROSS

BLUE SHIELD HEALTH INSURANCE CONTRACT

Anne Yon, Commissioner, **moved to approve the renewal of the Mountain State Blue Cross/Blue Shield Health Insurance Contract, effective February 1, 2011.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#014

RESOLUTION, CABELL COUNTY COMMISSION

RE: IN THE MATTER OF AN ADVERTISEMENT FOR

BIDS TO PROVIDE FOR THE PURCHASE AND

INSTALLATION OF SECURITY EQUIPMENT FOR

THE CABELL COUNTY COURTHOUSE

Connie Gray, Administrator for Grants, Planning and Permits, explained that the funds would be used to purchase security cameras around the Courthouse.

Robert L. Bailey, Commissioner, **moved to approve the advertisement for bids for installation of security equipment for the Courthouse.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (A)**

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#015

LETTER, RESOLUTION, AND GRANT CONTRACT

RE: FY 2010 COMMUNITY PARTICIPATION GRANT

PROGRAM SWINEFEST/EQUIPMENT PROMOTION

AND STAGING PROJECT #10LEDA0029 - \$4,000.00

Mrs. Gray stated the funds from this grant would be used to purchase supplies for Swinefest.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$4,000.00, for Swinefest.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

#016

LETTER, RESOLUTION AND GRANT CONTRACT

RE: FY 2010 COMMUNITY PARTICIPATION GRANT
PROGRAM ARTS RESOURCES FOR THE TRI-STATE
PROJECT #10LEDA0349 - \$3,500.00

Mrs. Gray informed the Commission the funds from this grant would be to purchase equipment for the use in the production of shows.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$3,500.00, for Arts Resources for the Tri-State.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

#017 LETTER, RESOLUTION AND GRANT CONTRACT

RE: WV COURTHOUSE FACILITIES IMPROVEMENT
AUTHORITY FUNDS CABELL COUNTY COURTHOUSE
FIRE ALARM SYSTEM
PROJECT #06-0108-012100 - \$80,000.00

Anne Yon, Commissioner, **moved to approve the grant contract, in the amount of \$80,000.00, for purchase and installation of a fire alarm system for the Courthouse.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Exhibit (D)

#018 VOLUNTARY PARTICIPATION AGREEMENT

**RE: CABELL COUNTY COMMISSION AND LONNIE AND
LYNNE M. STANLEY – 6 ADA COURT, CULLODEN**

Connie Gray, Administrator of Grants, Planning and Permits, stated that this property was not in the flood plain, however, the property had flooded. Mrs. Gray went on to say the owners had signed an agreement regarding the property.

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Anne Yon, Commissioner, **moved to approve the participation agreement between Lonnie and Lynne M. Stanley, 6 Ada Court, Culloden and the Cabell County Commission.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#019 LETTER, S.J. VINCENT, PRESIDENT, DEPUTY SHERIFF'S
ASSOCIATION**

**RE: REQUEST SALARY ADJUSTMENT FOR DEPUTY
SHERIFF'S FOR FY 2010/2011**

Mike Adkins, Deputy Sheriff, appeared before the Commission requesting a salary adjustment for the Cabell County Deputy Sheriff's in the next fiscal year.

Nancy Cartmill, President, stated that when the Commission begins working on the 2011/2012 budget, they would take a look at salary increases.

Robert L. Bailey, Commissioner, stated he wanted the record to show he would like a \$1,000.00 salary increase for all employees.

#020 RESOLUTION, GENERAL FUND, COUNTY BUDGET
REVISION #7, FY 2010/2011

Robert L. Bailey, Commissioner, **moved to approve General Fund County Budget Revision #7.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Exhibit (E)

#021 EXECUTIVE SESSION REGARDING LEGAL MATTERS
LITIGATION/PERSONNEL

Robert L. Bailey, Commissioner, **moved to go into Executive Session.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

The Commission recessed the meeting at 10:25 a.m.

The Commission came back into regular session at 11:28 a.m., with no action taken

Robert L. Bailey, Commissioner, **moved to have William Watson, County Attorney, continue the litigation, regarding the Deputy Sheriff's Civil Service law suit, for a resolution.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to appoint Chris Tatum as County Manager immediately and to advertise for an Assistant County Manager with bookkeeping or CPA experience.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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PLACE ON RECORD

Robert L. Bailey, Commissioner, **moved to approve placing on record the minutes from the Pea Ridge Public Service District, Regular Meeting, November 8, 2010; Salt Rock Water Public Service District, Regular Meeting, November 9, 2010 and December 14, 2010 and OTHER DOCUMENTATION TO BE RECORDED Cabell County Public Library, Independent Auditor's Report and Related Financial Statements for the years ended June 30, 2009 and June 30, 2010 and the Bank of New York Mellon, Various Trust Accounts, December 31, 2010.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, requested the record show he sent letters to the Honorable Joe Manchin, Honorable Jay Rockefeller, Honorable Nick Rahall and the Honorable Shelley Moore Capito requesting them to notify the Commission office when they were in Cabell County so that the Commission could notify the Sheriff in order to provide them with a Deputy Sheriff.

Nancy Cartmill, President, adjourned the regular Commission meeting at 11:50 a.m., until the next scheduled meeting on Thursday, February 3, 2011, at 10:00 a.m.

PRESIDENT, COUNTY COMMISSION

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