

COMMISSION MEETING

THURSDAY, SEPTEMBER 29, 2011

PRESENT: **ROBERT L. BAILEY, PRESIDENT PRO-TEM**
ANNE YON, COMMISSIONER
WILLIAM WATSON, COUNTY ATTORNEY
CHRIS TATUM, COUNTY MANAGER
RHONDA VANOOTEGHEM, PURCHASING ASSISTANT

ABSENT: **NANCY CARTMILL, PRESIDENT**

Robert L. Bailey, President Pro-Tem, called the regular meeting of the Cabell County Commission to order at 10:00 a.m.

APPROVE:

Chris Tatum, County Manager, informed the Commission that two items needed to be added to the agenda. Mr. Tatum stated that one item was in regards to the Nell Reeves Moore Estate and the other item would be the maintenance agreement for the voting equipment.

Anne Yon, Commissioner, **moved to approve adding two items to the agenda regarding the Nell Reeves Moore Estate and the maintenance agreement for the voting equipment.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve the agenda as amended.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve purchase orders #12-36536 through #12-36854 and pay jackets.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve the minutes from the regular Commission meetings of August 18, 2011, September 1, 2011 and September 15, 2011, erroneous assessments, land consolidations, split tickets and probate documentation.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve handwritten checks to Highmark West Virginia and Fort Dearborn Medical Life, not to exceed \$100,000.00, from the Cabell County Medical Insurance Fund.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

“OPEN PROPOSALS FOR ARCHITECTURAL/ENGINEERING SERVICES FOR 4TH CIRCUIT COURTROOM”

Chris Tatum, County Manager, informed the Commissioner that two bids were received for this project. Mr. Tatum stated the first bid was from Chapman Technical Group and the second bid was from Silling Architects and Planners. Mr. Tatum went on to say that he would arrange interviews for the two firms.

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Anne Yon, Commissioner, **moved to take this matter under advisement.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

CITIZENS REGISTERED TO SPEAK

Vicky and Jim Jordan, East Campbell Drive, appeared before the Commission to discuss their property taxes. Mrs. Jordan stated that the property they owned had previously been owned by her father-in-law and was under homestead exemption. Mrs. Jordan went on to say her father-in-law passed away five years ago and now they had been informed that they owe back taxes, plus interest, from where they had received homestead exemption for the properties for which they were not entitled to receive.

William Watson, County Attorney, stated they should speak with the Assessor regarding this matter.

Robert L. Bailey, President Pro-Tem, stated they could come to the Board of Equalization in January to discuss this matter.

#311 LETTER, T.W. MCCOMAS, SHERIFF

**RE: DELINQUENT REAL ESTATE LISTING,
SEPTEMBER 1, 2011**

Robert L. Bailey, President Pro-Tem, **moved to accept the 2010 Delinquent Real Estate Listing, effective September 1, 2011.** Anne Yon, Commissioner, **seconded the motion and the vote was unanimous.**

#312 LETTER, T.W. MCCOMAS, SHERIFF

RE: EMPLOYMENT – HOME CONFINEMENT

Anne Yon, Commissioner, **moved to approve the employment of David W. Trader as a permanent part time Alternative Sentencing Officer, for Home Confinement, effective**

October 1, 2011, with a rate of pay of \$12.65 per hour. Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

#313

LETTER, CABELL COUNTY COMMISSION

RE: TIF PROPERTIES

Chris Tatum, County Manager, stated that the three properties were now non-taxable properties, therefore, a notice would need to be sent to the State Tax Department.

Anne Yon, Commissioner, **moved to approve a letter to the State Tax Department regarding the TIF properties as non-taxable.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

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#314

PROCLAMATION, CABELL COUNTY COMMISSION

RE: IN THE MATTER OF DECLARING SEPTEMBER, 2011,

AS “HUNGER ACTION MONTH”

Anne Yon, Commissioner, **moved to approve the proclamation declaring September, 2011 as “Hunger Action Month.”** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (A)**

#315

**APPLICATION FOR WV DIVISION OF HOMELAND
SECURITY AND EMERGENCY MANAGEMENT 2011
“EMERGENCY PROGRAM GRANT (EMPG) SUB-GRANT
APPLICATION**

Connie Gray, Administrator for Grants, Planning and Permits, informed the Commission that this grant would provide a salary for the Planner and equipment for CCEMS.

Anne Yon, Commissioner, **moved to approve the application to the Division of Homeland Security and Emergency Management for a grant.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

#316

RESOLUTIONS, CABELL COUNTY COMMISSION

RE: EMPLOYMENTS AND RECLASSIFICATIONS

Anne Yon, Commissioner, **moved to approve the employment of Ashley Nicole Corder as a full time billing clerk, effective October 17, 2011, with a rate of pay of \$13.0496 per hour and Shelly Ruth Cox as a per diem EMT, effective September 30, 2011, with a rate of pay of \$8.1997 per hour; the reclassifications of Donna Renee Frye as a full time Paramedic, effective September 30, 2011, with a rate of pay of \$11.1098 per hour, Zachary Robert Shaw as a temporary full time Paramedic, effective September 30, 2011, with a rate of pay of \$11.1098 per hour, Joshua Cottrell as a Paramedic, effective October 7, 2011, with a rate of pay of \$11.1098 and David McClure as a per diem Paramedic, effective October 12, 2011, with a rate of pay of \$11.5598.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

#317

**LETTER, RESOLUTION AND GRANT APPLICATION,
CABELL COUNTY COMMISSION**

RE: PROJECT SAFE NEIGHBORHOODS - \$37,313.00

Connie Gray, Administrator of Grants, Planning and Permits, stated that this grant would provide for a Gun and Anti-Gang Prosecutor.

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Anne Yon, Commissioner, **moved to approve the grant application, in the amount of \$37,313.00, for Project Safe Neighborhoods.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (B)**

#318

LETTER, RESOLUTION AND GRANT CONTRACT,

CABELL COUNTY COMMISSION

RE: FY 2011 COMMUNITY PARTICIPATION GRANT

PROGRAM CHILIFEST/TABLES, TENTS AND

EQUIPMENT PROJECT #11LEDA0367 - \$1,500.00

Anne Yon, Commissioner, **moved to approve the grant contract, in the amount of \$1,500.00, for Chilifest.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (C)**

#319

**LETTER, RESOLUTION AND GRANT CONTRACT,
CABELL COUNTY COMMISSION**

**RE: FY 2011 COMMUNITY PARTICIPATION GRANT
PROGRAM CHILIFEST/TABLES, TENTS AND
EQUIPMENT PROJECT #11LEDA0013 - \$5,000.00**

Anne Yon, Commissioner, **moved to approve the grant contract, in the amount of \$5,000.00, for Chilifest.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (D)**

#320

**LETTER, RESOLUTION AND GRANT CONTRACT,
CABELL COUNTY COMMISSION**

**RE: FY 2011 COMMUNITY PARTICIPATION GRANT
PROGRAM LITTLE VICTORIES ANIMAL HOSPITAL
PROJECT #11LEDA0021 - \$8,000.00**

Anne Yon, Commissioner, **moved to approve the grant contract, in the amount of \$8,000.00, for Little Victories Animal Hospital.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (E)**

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**#321 LETTER, RESOLUTION AND GRANT CONTRACT,
CABELL COUNTY COMMISSION**

RE: FY 2011 DRUG TASK FORCE GRANT #10-JAG-33

\$86,000.00

Anne Yon, Commissioner, **moved to approve the grant contract, in the amount of \$86,000.00, to be used to pay the salaries of two deputies and one Prosecuting Attorney for the Drug Task Force.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (F)**

**#322 LETTER, RESOLUTION AND GRANT APPLICATION
CABELL COUNTY COMMISSION**

RE: WV COURTHOUSE FACILITIES GRANT APPLICATION

BELL TOWER RESTORATION - \$120,000.00

Anne Yon, Commissioner, **moved to approve the grant application, in the amount of \$120,000.00, for the restoration of the Courthouse Bell Tower.** Robert L. Bailey, President Pro-Tem., seconded the motion and the vote was unanimous. **Exhibit (G)**

#323

RESOLUTION, CABELL COUNTY COMMISSION

**RE: IN THE MATTER OF ALLOCATING SENIOR CITIZEN
PROJECTS AND PROGRAMS EXCESS LEVY TAX
FUNDS TO VETERANS HONOR GUARD**

Anne Yon, Commissioner, **moved to approve the allocation of funds, in the amount of \$2,000.00, for the Veterans Honor Guard from the Senior Citizen Excess Levy Tax Funds.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (H)**

#324

**LETTER OF SUPPORT, CABELL HUNTINGTON
HEALTH DEPARTMENT**

Chris Tatum, county Manager, informed the Commission that Dr. Harry Tweel, Director of the Cabell-Huntington Health Department, requested a letter of support for the Vulnerable Needs Registry. Mr. Tatum stated that this was a secure database for emergency disaster planning.

Anne Yon, Commissioner, **moved to approve the letter of support to the Cabell-Huntington Health Department regarding the Vulnerable Needs Registry.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

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#325 SPECIAL FUNDS, BUDGET REVISION #3, FY 2011-2012

Anne Yon, Commissioner, **moved to approve Special Funds Budget Revision #3.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (I)**

**#326 RESOLUTION, GENERAL FUND, COUNTY BUDGET
REVISION #3, FY 2011-2012**

Anne Yon, Commissioner, **moved to approve General Fund County Budget Revision #3.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (J)**

**#327 RESOLUTION, GENERAL FUND, STATE BUDGET
REVISION #3, FY 2011-2012**

Anne Yon, Commissioner, **moved to approve General Fund State Budget Revision #3.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous. **Exhibit (K)**

#328 ESTATE OF NELL REEVES MOORE

RE: ORDER

William Watson, County Attorney, informed the Commission that this matter needed to be transferred to the Circuit Court and Sean Hammers needed to be released as the Fiduciary Commissioner.

Anne Yon, Commissioner, **moved to approve the order to transfer the Estate of Nell Reeves Moore to the Circuit Court and to release the Fiduciary Commissioner, Sean Hammers.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

#329

KAREN S. COLE, COUNTY CLERK

RE: VOTING EQUIPMENT MAINTENANCE CONTRACT

Karen Cole, County Clerk, informed the Commission that the maintenance agreement on the voting equipment would end September 30, 2011. Mrs. Cole stated she and County Manager, Chris Tatum, had discussed renewing the contract. Mrs. Cole went on to say that a two year contract would be \$50,000.00. Mrs. Cole informed the Commission that county employees usually repair the equipment. Mrs. Cole also stated that other counties were not renewing their contracts.

Anne Yon, Commissioner, **moved not to renew the maintenance contract on the voting equipment.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

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PLACE ON RECORD

Anne Yon, Commissioner, **moved to place on record the minutes from the Culloden Public Service District, Regular Meetings, June 15, 2011 and July 20, 2011; Culloden Public Service District, Special Meeting, June 2, 2011; Pea Ridge Public Service District, Regular Meetings, July 11, 2011 and August 8, 2011 and Salt Rock Water Public Service District, Regular Meetings, June 7, 2011 and August 16, 2011 and OTHER DOCUMENTATION TO BE RECORDED Bank of New York Mellon, Various Trust Accounts, August 31, 2011.** Robert L. Bailey, President Pro-Tem, seconded the motion and the vote was unanimous.

Robert L. Bailey, President Pro-Tem, adjourned the regular meeting of the Cabell County Commission until the next scheduled meeting on Thursday, October 13, 2011, at 10:00 a.m.

PRESIDENT, COUNTY COMMISSION

KSC:ar