

MARSHALL COUNTY COMMISSION
OCTOBER 18, 2016

NOTICE OF REGULAR SESSION

The County Commission of Marshall County, West Virginia convened this day pursuant to the following call: Stanley C. Stewart, President; Scott G. Varner, Commissioner; Jan Pest, County Clerk; Betsy Frohnafel, County Administrator; and Jeanne Shook, Deputy Clerk.

Absent: Robert A. Miller

The County Commission of Marshall County, West Virginia will meet in Regular Session at the Courthouse thereof, on Tuesday, October 18, 2016 at 9:00 AM 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/Stanley C. Stewart, President

Posted at the front door of the Courthouse on the 13th day of October, 2016.

S/Jan Pest, County Clerk

MINUTES –

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the minutes of the Special Quarterly Session held October 4, 2016, and the Board of Assessment Appeals Hearing held October 6, 2016. Motion carried.

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COMMISSIONER COMMENTS –

COMMISSIONER VARNER attended the Chamber of Commerce Annual Dinner, an OVRTA Board meeting, dealt with constituent concerns and had meetings with constituents on various issues.

COMMISSIONER STEWART attended the Moundsville Lions Club 75th Anniversary Celebration, October 4, participated in the Chamber of Commerce Annual Dinner recognition, October 6, attended the monthly Marshall County Senior Center Board meeting, October 11, and dealt with constituent concerns.

CORRESPONDENCE –

Kevin Cecil, Sheriff Marshall County – Monthly Financial Statement for September, 2016.

Bishop Donahue High School – Thank you for support of the Banner Project.

Salvation Army – Please help the needy in Marshall County.

Belomar Regional Council – Meeting, Thursday, October 20, 2016 at noon @ Wheeling Country Club.

West Virginia Association of Counties – New Partnership to offer voluntary benefits with Colonial Life.

American Education Week – Marshall County Schools - Invitation, Thursday, November 10 @ noon.

GREATER MOUNDSVILLE CONVENTION & VISITORS BUREAU – Jesse Mestrovic, Executive Director of the Greater Moundsville Convention & Visitors Bureau, submitted a letter to the Commission. Mr. Mestrovic requested a contribution of \$15,000 for 2-3 trade shows, including meals, lodging, etc., to market our area.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission tabled the request to allow time for further review. Motion carried.

DISTRIBUTION OF COAL-BED METHANE SEVERANCE TAX – Jan Pest, County Clerk, appeared before the Commission. Jan stated the Coal-bed Methane Severance Tax numbers are in for fiscal year 2016, in the amount of \$28,307.04.

DISTRIBUTION OF COAL SEVERANCE TAX – Jan Pest, County Clerk, appeared before the Commission. Jan stated the coal severance numbers are in for July 31, 2015 through June 30, 2016. The 75% amount is \$914,925.05, and the 25% amount is \$24,571.30.

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EXONERATIONS – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved the following 7 erroneous assessments previously approved by the Prosecuting Attorney and Assessor.

Daniel Brooks	\$ 120.76
Natural Gas Services Group	1,158.80
Brenda Rush	318.74
Don Stout	129.88
Ransel Lancaster	87.18
Neil Newman	116.64
Siltstone Resources LLC	23.82

FIDUCIARY MATTERS – On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved and accepted all Fiduciary Settlements received by Jan Pest, County Clerk, for the month of October, 2016. Motion carried.

E-911 ROAD NAME – Larry D. Newell, E-911 Director, submitted a request for a road name. The road is in the Moundsville Postal District. Axe and Anvil Lane starts at South Highland Avenue and travels into the county till it dead ends.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission accepted and approved the road name Axe and Anvil Lane. Motion carried.

A CHARITABLE LIFE, HEALTH SOLUTIONS – John Talkington, Area Manager, appeared before the Commission. A Charitable Life, Health Solutions offers a proactive health management plan. Mr. Talkington stated the plan begins with a confidential Health Risk Assessment which provides a snapshot into the current health and lifestyle of each employee and identifies major risk factors that may be of concern. The Proactive Health Management Plan is a one of a kind benefit plan designed to help an employer's bottom line while providing necessary Proactive Health Management and ACA compliance for employees.

BID AWARD – JURY ROOM & 2ND FLOOR BATHROOM – Betsy Frohnepfel, County Administrator, previously submitted bids received for renovations to the Jury room and 2nd floor bathroom. The bids were tabled to allow time for further review by Silling & Associates. The bids are as follows:

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Colaianne Construction, Inc. 2141 State Route 150 Dillonvale Oh 43917 Base \$55,730
Lombardi Development Co. 649 Virginia Ave Follansbee WV 26037 Base \$48,800
Grae-Con Construction, Inc. 880 Kingsdale Rd Steubenville Oh 43952 Base \$78,750
After reviewing, Silling & Associates recommended accepting the bid from Lombardi Development Company, in the amount of \$48,800.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission approved and accepted the bid from Lombardi Development Co., in the amount of \$48,800 and rejected the bids from Colaianne Construction, Inc. and Grae-Con Construction, Inc. Motion carried.

OHIO VALLEY JOBS ALLIANCE – Jim Thomas, President, Ohio Valley Jobs Alliance, and Bruce Whipkey, appeared before the Commission. Mr. Thomas opposes the 30 year tax break given to Moundsville Power, LLC. Mr. Thomas had questions and concerns about Moundsville Power, LLC and the Kammer Plant and stated he is trying to keep jobs in Marshall County. Mr. Whipkey stated he hates to see local coal miners put out of business. Mr. Whipkey is also worried about air quality and stated air pollution permits for Moundsville Power are being held up by the Ohio Valley Jobs Alliance.

PERSONNEL – HIRING CUSTODIAL POSITION – Betsy Frohnapfel, County Administrator, appeared before the Commission requesting approval to hire Terry Black for the position of Marshall County Courthouse custodian. Mrs. Black will begin her employment October 31, 2016.

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission authorized Betsy Frohnapfel to hire Terry Black as a custodian to begin October 31, 2016. Motion carried.

Note: John Toth was on the Agenda to discuss 911 service and royalties received by the Department of Highways, but did not appear before the Commission.

NATIONAL PHYSICAL THERAPY MONTH PROCLAMATION – Carrie Abraham, Associate Professor at Wheeling Jesuit, Chrissy Grubler, and Chris Mercer appeared before the Commission with a Proclamation for National Physical Therapy Month. (October, 2016.)

On motion of Commissioner Varner, seconded by Commissioner Stewart, the Commission adopted the following Proclamation, as read by Mrs. Abraham:

Proclamation

For the month of October National Physical Therapy Month

State of West Virginia
Marshall County

Proclamation by the County Commission

WHEREAS, Marshall County, WV encourages options for an active and healthy lifestyle; and

WHEREAS, the West Virginia Physical Therapy Association speaks for the best interest of the public in recommending physical therapy by a licensed physical therapist/physical therapist assistant to achieve health and physical fitness; and

WHEREAS, through a national effort, the West Virginia Physical Therapy Association and community members are encouraged to join together to raise awareness of the importance of preventive health during the month of October 2016; and

WHEREAS, this effort will bring awareness to our community, and around the country, of healthier and more active lifestyles;

NOW, THEREFORE, We, the Marshall County Commission, by virtue of the authority vested in us, do hereby proclaim October 2016 as National Physical Therapy Month in Marshall County, WV and in doing so urge all citizens to join in a national effort to raise health and fitness awareness.

Given under our hand this 27th day of September, 2016 at the meeting of the Marshall County Commission held in Moundsville, West Virginia.


Stanley C. Stewart, President

Robert A. Miller, Jr., Commissioner


Scott G. Varner, Commissioners

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

<u>GENERAL COUNTY FUND</u>	\$ 202,381.51
<u>E-911 EMERGENCY COMMISSION</u>	2,960.05
<u>COAL SEVERANCE FUND</u>	45,267.88
<u>HOME CONFINEMENT FUND</u>	471.05
<u>MAGISTRATE COURT FUND</u>	38.50
<u>DOG FUND</u>	1,000.00

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ADJOURNMENT – There being no further business to come before the Commission, on motion of Commissioner Varner, seconded by Commissioner Stewart, the meeting was adjourned.

PRESIDENT