

MARSHALL COUNTY COMMISSION
NOVEMBER 29, 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; Robert A. Miller, Commissioner; Scott G. Varner, Commissioner; Jan Pest, County Clerk; Betsy Frohnafel, County Administrator; and Jeanne Shook, Deputy Clerk.

The County Commission of Marshall County, West Virginia will meet in Regular Session at the Courthouse thereof, on Tuesday, November 29, 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 23rd day of November, 2016.

S/Jan Pest, County Clerk

MINUTES –

On motion of Commissioner Miller, seconded by Commissioner Varner, the Commission approved the minutes of the Regular Session held November 15, 2016, and the Board of Canvassers held November 14 & 17, 2016. Motion carried.

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COMMISSIONER COMMENTS –

COMMISSION PRESIDENT, STANLEY C. STEWART, as well as COMMISSIONER VARNER and COMMISSIONER MILLER, extended condolences for the family of Rick Vargo, Assistant General Manager at Grand Vue Park, who passed away Saturday, November 26, 2016.

COMMISSIONER VARNER and COMMISSIONER MILLER dealt with constituent concerns.

COMMISSIONER STEWART attended a Northern Panhandle Workforce Development Board meeting, November 16, a student reading at McNinch Elementary School, November 17, and participated with the Moundsville Christmas Parade, November 19, 2016.

CORRESPONDENCE –

Marshall County Sewerage District – Minutes for the Month of November, 2016.

Marshall County Public Service District #4 – Minutes from Wednesday, Oct. 12, 2016.

Sheriff Kevin Cecil – Monthly Financial Statement for month of October, 2016.

REMOTE CONTROLLED SYSTEM FOR SHERIFF 'S OFFICE – Sheriff Kevin Cecil submitted a request for a remote controlled system for the MCPSB 8th St. entry gate which would allow the operation of remote openers to the Marshall County Sheriff's Office.

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

MARSHALL COUNTY SEWERAGE DISTRICT BOARD REAPPOINTMENT – John Blair, Board Chairman of the Marshall County Sewerage District, submitted a letter to the Commission recommending Michael C. Wade be reappointed to a full six year term on the MCSD Board, ending 12/2022.

On motion of Commissioner Miller, seconded by Commissioner Varner, the Commission reappointed Michael C. Wade to a full six year term on the MCSD Board. Motion carried.

NOTICE OF APPORTIONMENT OF JOINTLY OWNED MOTOR VEHICLES – On motion of Commissioner Varner, seconded by Commissioner Miller, the Commission approved the following Notice of Apportionment of Jointly Owned Motor Vehicles for Melissa Bosworth. Motion carried.

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

E-911 ROAD NAMES – Larry D. Newell, E-911 Director, submitted a request for two road names. Kubota Drive is in the Wheeling Postal District, starts at Sand Hill Road, and travels to a dead end. Wade Landing Lane is in the Proctor Postal District, starts at Energy Road and travels to a dead end.

On motion of Commissioner Varner, seconded by Commissioner Miller, the Commission accepted and approved the road names, Kubota Drive, and Wade Landing Lane. Motion carried.

PREVIOUSLY TABLED - GREATER MOUNDVILLE CONVENTION & VISITORS

BUREAU – On motion of Commissioner Miller, seconded by Commissioner Varner, the Commission approved a previous request from Jesse Mestrovic, Executive Director of the Greater Moundville Convention & Visitors Bureau, in the amount of \$15,000, to be taken from the Hotel/Motel Tax Fund account. Motion carried.

CHRISTMAS CARING TREE – On motion of Commissioner Varner, seconded by Commissioner Miller, the Commission approved a prior request made by Kathy Shreve, for a contribution, in the amount of \$2,000, for the Christmas Caring Tree. Motion carried.

2015 DELINQUENT TAX SALE DISPOSITION – Lisa Lemasters, Tax Deputy, submitted the 2015 Real Estate Tax Sale Disposition to the Commission for publication approval.

On motion of Commissioner Varner, seconded by Commissioner Miller, the Commission approved the 2015 Real Estate Tax Sale Disposition for publication. Motion carried.

CHEVRON DONATION OF SPILL RESPONSE TRAILER – Tom Hart, OEM Director, appeared before the Commission. Chevron is donating a Spill Response Trailer to Marshall County, it would become the property of Marshall County requiring it to be placed on County insurance & have County plates. Any costs of maintenance and or service of the trailer would fall under the OEM budget. Limestone has offered to house

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the one being donated for our region. A shelter is recommended to be constructed at Limestone VFD.

On motion of Commissioner Varner, seconded by Commissioner Miller, the Commission accepted the donation of the trailer and approved moving forward on constructing a shelter for the trailer at Limestone VFD. Motion carried.

PETITION FOR APPOINTMENT OF COMMITTEE BY BOWLES RICE – Kimberly Croyle and Taylor Frankovitch of Bowles Rice, appeared before the Commission. David E. Hinerman, Jr., and William Andrew Chipps, are currently incarcerated and have a share in mineral rights. In order for TH Exploration, LLC to move forward, the Commission needs to appoint a Committee (attorney) to oversee the estates of William Andrew Chipps, and David E. Hinerman, Jr. Prosecutor Rhonda Wade has reviewed the Petition and recommends appointing Mr. Michael Baum, Attorney.

On motion of Commissioner Miller, seconded by Commissioner Varner, upon the recommendation of Prosecuting Attorney, Rhonda Wade, the Commission appointed Mr. Michael Baum, Attorney, to oversee the estates of William Andrew Chipps and David E. Hinerman, Jr., and the bond was waived. Motion carried.

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

<u>GENERAL COUNTY FUND</u>	\$ 150,054.01
<u>E-911 EMERGENCY COMMISSION</u>	1,025.57
<u>COAL SEVERANCE FUND</u>	487.66
<u>HOME CONFINEMENT FUND</u>	3,086.82

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

PRESIDENT