

**COMMISSION MEETING**

**WEDNESDAY, NOVEMBER 24, 2010**

**PRESENT:**            **W. SCOTT BIAS, PRESIDENT**  
**ROBERT L. BAILEY, COMMISSIONER**  
**NANCY CARTMILL, COMMISSIONER**  
**WILLIAM WATSON, COUNTY ATTORNEY**  
**STEPHEN ZOELLER, COUNTY MANAGER**  
**CHRIS TATUM, ASSISTANT COUNTY MANAGER**  
**RHONDA MONTANEZ, PURCHASING ASSISTANT**

W. Scott Bias, 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.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, Commissioner, **moved to approve purchase orders #11-28571 through #11-28972 and pay jackets.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve the minutes from the October 28, 2010 regular Commission meeting, erroneous assessments, land consolidations, split tickets and probate documentation.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, 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**

Steve Williams, Huntington Councilman, appeared before the Commission to invite the Commission or their representatives to a meeting on Tuesday, November 30, 2010 at 6:30 p.m., to discuss the synthetic marijuana problem.

**#368**

**PRESENTATION: T.W. MCCOMAS, SHERIFF**

**RE: DELINQUENT LIST OF SALES, SUSPENSIONS AND  
REDEMPTIONS, 2009 REAL ESTATE TAXES**

Robert L. Bailey, Commissioner, **moved to approve the delinquent list of sales, suspensions and redemptions for the 2009 Real Estate Taxes.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

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**#369**

**APPEARING: KAREN COLE, COUNTY CLERK**



Robert L. Bailey, Commissioner, **moved to table this item regarding the Estate of Barbara Anne Gibson.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

**#372**

**APPEARING: RANDALL L. TRAUTWEIN, ATTORNEY**

**RE: ESTATE OF WILBURN H. BIAS**

**MOTION: APPOINTMENT OF THE SHERIFF TO  
ADMINISTER THE ESTATE**

William Watson, County Attorney, stated this was filed on behalf of First Sentry Bank due to the fact no one had come forth to be appointed as Executor or Administrator of said estate, therefore, he would recommend that the Commission appoint the Sheriff as Administer of the Estate.

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Nancy Cartmill, Commissioner, **moved to approve the Appointment of the Sheriff as the Administer of the Estate of Wilburn H. Bias.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#373**

**RESOLUTIONS, CABELL-HUNTINGTON HOSPITAL  
BOARD APPOINTMENTS**



**RE: COURTHOUSE FACILITIES GRANT APPLICATION**

**FY 2011**

Nancy Cartmill, Commissioner, **moved to approve the Courthouse Facilities Grant Application, in the amount of \$80,000.00, for a fire alarm system for the Courthouse.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**Exhibit (C)**

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**#377**

**DISCUSSION/ACTION – CONTRIBUTION**

**CABELL COUNTY SOLID WASTE AUTHORITY**

**FOR RECYCLING PROGRAM**

Stephen Zoeller, County Manager, informed the Commission that the Solid Waste Authority had applied for a grant, in the amount of \$20,000.00, for the purchase of recycling bins to be placed around the county. Mr. Zoeller stated that the Solid Waste Authority did not get the grant but had decided to set aside \$10,000.00 and to request \$5,000.00 from the County Commission and the City of Huntington to purchase the recycling bins for a pilot program.

Nancy Cartmill, Commissioner, **moved to approve the allocation of funds to the Solid Waste Authority, in the amount of \$5,000.00, for the purchase of recycling bins for the county.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#378**

**DISCUSSION/ACTION – REGARDING “GRANDFATHERED”  
STATUS OF COUNTY HEALTH INSURANCE COVERAGE  
AS REQUIRED BY FEDERAL LAW (PATIENT PROTECTION  
AND AFFORDABILITY ACT)**

Nancy Cartmill, Commissioner, **move to table this item until more information became available.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#379**

**LEASE AGREEMENT – BETWEEN CABELL COUNTY EMS/  
CABELL COUNTY COMMISSION AND NEW CINGULAR  
WIRELESS PCS, LLC, A DELAWARE LIMITED COMPANY**

William Watson, County Attorney, stated this item concerned the Salt Rock Tower site and he had reviewed the documentation and would recommend the Commission approve.

Nancy Cartmill, Commissioner, **moved to approve the lease agreement between Cabell County EMS/Cabell County Commission and New Cingular Wireless regarding the Salt Rock Tower.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#380**

**LETTER, RESOLUTION, C.A. ADAMS, DIRECTOR  
COURTHOUSE MARSHALLS**

**EMPLOYMENT**

Robert L. Bailey, Commissioner, **moved to approve the employment of Brent Bias as a Courthouse Marshall.** Motion died for lack of a second.

Nancy Cartmill, Commissioner, stated that since Brent Bias was a family member of President Bias, she believed this could be a problem and that ethics were not being followed in the employment of Mr. Bias.

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W. Scott Bias, President, stated that Brent Bias's employment would not be until after January 1, 2011 and he would be out of office at that time, therefore, he did not believe it to be a problem.

Robert L. Bailey, Commissioner, **moved to table this item until the Commission received an opinion from the Ethics Commission.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

**#381**

**DISCUSSION/ACTION**

**RE: NAMING OF MILTON EMS STATION**

Robert L. Bailey, Commissioner, **moved to approve naming the Milton Ambulance Station the Dick Bias Station.**

Nancy Cartmill, Commissioner, stated that the Commission had received a prior recommendation from the Milton Volunteer Fire Department, the Mayor and Council of Milton recommending the station be named for a volunteer firefighter. Commissioner Cartmill recommended that the station be called the Milton EMS Station and that a plaque and picture in honor of both individuals be placed inside the EMS station.



President Bias stated he had a letter from the Mayor and Council of Milton stating the station should be named after Dick Bias and he had recommended that Gordon Merry purchase plaques for both men to be placed in the building. W. Scott Bias, President, seconded the motion by Commissioner Bailey and the vote was as follows:

<b>W. Scott Bias, President</b>	<b><u>aye</u></b>
<b>Robert L. Bailey, Commissioner</b>	<b><u>aye</u></b>
<b>Nancy Cartmill, Commissioner</b>	<b><u>nay</u></b>

**#382**

**DISCUSSION/ACTION**

**RE: PURCHASE TURKEYS FOR EMPLOYEES  
AND FUNDING**

Robert L. Bailey, Commissioner, **moved to approve the purchase and funding of turkeys for the employees.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

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**PALCE ON RECORD**

Robert L. Bailey, Commissioner, **moved to approve placing on record the minutes from the Pea Ridge PSD, Regular Board Meeting, October 11, 2010; Salt Rock Sewer PSD, Regular Meetings, April 13 and April 27, 2010; Salt Rock PSD, Emergency Meeting, May 14, 2010; Salt Rock PSD, Regular Meeting, May 25, 2010; Salt Rock PSD, Regular Meetings, June 8 and June 22, 2010; Salt Rock Sewer PSD, Emergency Meeting, June 24, 2010; Salt Rock Sewer PSD, Regular Meetings, July 6 and July 27, 2010; Salt Rock Sewer PSD, Regular Meetings, August 10 and August 24, 2010; Salt Rock Sewer PSD, Regular Meetings, September 14 and September 28, 2010; Cabell County Regional Plant Operating Committee minutes of April 15, 2010, May 20, 2010, June 17, 2010, July 15, 2010, August 19, 2010 and September 16, 2010; Salt Rock Water PSD, Regular Meeting, October 12, 2010 and OTHER DOCUMENTATION TO BE RECORDED Cabell-Huntington Health Department-Clinic Monthly Report of July, August and September, 2010; Salt Rock Sewer PSD, Audit Report Financial Statement FY 2009/2008 and the Bank New York, Various Account Information, October 2010.** Nancy Cartmill, Commissioner, seconded the motion and the vote was unanimous.

W. Scott Bias, President, adjourned the regular meeting of the Cabell County Commission at 10:46 a.m., until the next scheduled meeting on Thursday, December 9, 2010, at 10:00 a.m.

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**PRESIDENT, COUNTY COMMISSION**

**KSC:ar**