

**COMMISSION MEETING**

**THURSDAY, JULY 7, 2011**

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

Chris Tatum, County Manager, informed the Commission that two items needed to be added to the agenda. Mr. Tatum stated that the first item dealt with bonds for E-911 and the second item would be awarding the bid for ambulances for CCEMS.

**APPROVE:**

Robert L. Bailey, Commissioner, **moved to approve amending the agenda to include two items regarding bonds for E-911 and awarding the bid for ambulances for CCEMS and to approve the agenda as amended.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve purchase orders #12-34616 through #12-34717 and pay jackets.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve 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 Highmark West Virginia and Fort Dearborn Medical Life, 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.

**#208**

**LETTER, KAREN COLE, COUNTY CLERK**

**RE: COAL SEVERANCE FUND CARRYOVER FY 2010-2011**

Robert L. Bailey, Commissioner, **moved to approve the 2010-2011 Coal Severance Fund Carryover, from the County Clerk, for \$94,214.00.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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**#209**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF THE RELEASE AND  
SUBSTITUTION OF COLLATERAL BONDS BY  
FIRST SENTRY BANK**

Robert L. Bailey, Commissioner, **moved to approve the release and substitution of collateral bonds by First Sentry Bank.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (A)**

**#210 APPEARING, BERNARD T. NIBERT, II, ESQUIRE**

**RE: PETITION TO RELEASE CLAIMS FILED AGAINST THE  
ESTATE OF THOMAS W. ANGLE, JR.**

Bernard Nibert, Attorney for the Estate of Thomas Angle, Jr., appeared before the Commission to request the Estate of Thomas Angle be closed. Mr. Nibert informed the Commission that said estate was insolvent and did not have the funds to pay any claims that were filed against the estate.

William Watson, County Attorney, stated he had reviewed the request and found everything to be in order and would recommend the Commission order the estate closed.

Anne Yon, Commissioner, **moved to approve the request to release the claims against the Estate of Thomas W. Angle, Jr.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#211 AGREEMENT BETWEEN CABELL COUNTY COMMISSION,  
DAVID R. TYSON, ESQUIRE, SHERIFF OF CABELL**

**COUNTY AND ASSESSOR OF CABELL COUNTY**

**RE: LEGAL REPRESENTATION FOR TAX COLLECTION**

Robert L. Bailey, Commissioner, **moved to go into Executive Session to discuss Mr. Tyson's contract.** Motion died for lack of second.

Commissioner Bailey stated that he was concerned about several issues regarding the contract with Mr. Tyson. Commissioner Bailey further stated that he had not seen a report and he did not think Mr. Tyson was filing bankruptcies.

Nancy Cartmill, President, stated she had received reports on Mr. Tyson's progress in dealing with the tax collections.

Anne Yon, Commissioner, **moved to table this item until more information was received.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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**#212**

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

**RE: FY 2011 COMMUNITY PARTICIPATION GRANT  
PROGRAM TRI-STATE LITERACY COUNCIL**

**PROJECT #11LEDA0019 - \$2,000.00**

Connie Gray, Administrator of Grants, Planning and Permits, stated the funds from this grant would be used to purchase educational material and supplies.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$2,000.00, for the Tri-State Literacy Council.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

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

**RE: FY 2011 COMMUNITY PARTICIPATION GRANT  
PROGRAM CABELL COUNTY FAIR BOARD/SPECIAL  
LAMBS EXHIBIT PROJECT #11LEDA0015 - \$5,000.00**

Mrs. Gray informed the Commission that the funds from this grant would be used for the construction of an exhibition building for exhibiting lambs and goats at the County Fair.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$5,000.00, for the Cabell County Fair Board Project.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

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

**RE: FY 2011 COMMUNITY PARTICIPATION GRANT  
PROGRAM CABELL COUNTY FAIR BOARD/SPECIAL**

**LAMBS EXHIBIT PROJECT #11LEDA0398 - \$1,000.00**

Mrs. Gray stated the funds from this grant would be used to purchase pens to house the lambs.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$1,000.00, for the Cabell County Fair Board.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

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

**RE: GRANT ID #11-VA-014/CABELL COUNTY**

**PROSECUTING ATTORNEY - \$69,883.00**

Mrs. Gray explained that the funds from this grant would be used to provide salaries for three full time Victim's Advocates and other materials for the program.

Robert L. Bailey, Commissioner, **moved to approve the grant contract, in the amount of \$69,883.00, for the Prosecuting Attorney's Office.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (E)**

**#216**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: RECLASSIFICATION – CCEMS**

Robert L. Bailey, Commissioner, **moved to approve the reclassification of Wayne R. Handley as a full time EMT, with CCEMS, retroactive to June 10, 2011, with a rate of pay of \$12.4606 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#217**

**LETTER, STEVE CARSON, DIRECTOR, DATA PROCESSING**

**RE: EMPLOYMENT**

Robert L. Bailey, Commissioner, **moved to approve the employment of Eric Burgess as a full time employee in Data Processing, effective July 1, 2011.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#218**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF APPROVING ALLOCATIONS FOR  
FISCAL YEAR 2011-2012 FROM HOTEL OCCUPANCY  
TAX FUNDS FOR QUALIFYING PROGRAMS AND  
REQUESTS**

Anne Yon, Commissioner, **moved to approve the allocations for fiscal year 2011-2012 from the Hotel Occupancy Tax Funds.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (F)**

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**#219**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF APPROVING ALLOCATIONS  
FOR FISCAL YEAR 2011-2012 FROM THE SENIOR  
CITIZENS PROJECTS AND PROGRAMS EXCESS  
LEVY TAX FUNDS FOR QUALIFYING PROGRAMS  
AND REQUESTS**

Anne Yon, Commissioner, **moved to approve the allocations for fiscal year 2011-2012 from the Senior Citizens Excess Levy Tax Funds.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (G)**

**#220**

**APPROVE FY 2011-2012 BUDGET REQUEST FOR CIVIL**





Huntington Banks	3.75%
Chase Bank	3.71%
United Banks	4.55%
City National	4.99%

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

Nancy Cartmill, President, adjourned the Cabell County Commission meeting at 10:50 a.m., until the next regular scheduled meeting on Thursday, July 21, 2011, at 10:00 a.m.

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**PRESIDENT, COUNTY COMMISSION**

**KSC:ar**