

COMMISSION MEETING

THURSDAY, MAY 24, 2012

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

Nancy Cartmill, President, called the regular meeting of the Cabell County Commission to order at 10:00 a.m.

Chris Tatum, County Manager, asked that item #119 be moved to the front of the agenda and that the Commission open as the Board of Canvassers to approve the election results.

Nancy Cartmill, President, adjourned the meeting of the Cabell Commission at 10:01 a.m., until completion of the Board of Canvassers meeting.

Nancy Cartmill, President, opened the meeting of the Board of Canvassers at 10:01 a.m.

#119 CERTIFICATION OF 2012 PRIMARY ELECTION RESULTS

Nancy Cartmill, President, stated that the Canvass of the 2012 Primary Election was complete. Commissioner Cartmill stated that the manual count results were within the parameters that were

allowed by law. Commissioner Cartmill stated that the results were ready for the Commission to certify.

Anne Yon, Commissioner, **moved to approve certifying the election results.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, President, adjourned the meeting of the Board of Canvassers at 10:05a.m.

Nancy Cartmill, President, called the regular meeting of the Cabell County Commission back to order at 10:05 a.m.

APPROVE:

Anne Yon, Commissioner, **moved to approve the agenda as presented.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve purchase orders #12-41854 through #12-42241 and pay jackets.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve erroneous assessments, land consolidations, split tickets, and probate documentation.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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Robert L. Bailey, Commissioner, **moved to approve handwritten checks to Mountain State Blue Cross and Blue Shield Company and Fort Dearborn Medical Life not to exceed \$100,000.00.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**“OPEN BIDS” TO PROVIDE FOR THE CONSTRUCTION OF A NEW
CIRCUIT COURT AT THE CABELL COUNTY
COURTHOUSE**

Chris Tatum, County Manager, stated that two bids were received for the construction of a new Circuit Court.

LOMBARDI DEVELOPMENT	FOLLANSBEE, WV	\$1,175,000.00
E.P. LEECH AND SONS	HUNTINGTON, WV	\$1,727,000.00

Chris Tatum, County Manager, stated to the Commission that he would like the opportunity to take these bids under advisement.

Anne Yon, Commissioner, **moved to approve taking the bids under advisement.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#116 LETTER, OTTIE ADKINS, ASSESSOR

**RE: CERTIFICATION OF LAND BOOKS
CERTIFICATION OF REAL ESTATE AND PERSONAL
PROPERTY**

Robert L. Bailey, Commissioner, **moved to approve certification of the land books for real estate and personal property.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#117

LETTER, THOMAS W. MCCOMAS, SHERIFF

**RE: APPROVAL/ACCEPTANCE OF 2011 DELINQUENT
TAX LIST**

Anne Yon, Commissioner, **moved to approve and accept the 2011 Delinquent Tax List.**
Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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#118

RESOLUTION, CABELL COUNTY COMMISSION

**RE: 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)**

#120

**LETTER, ELLEN S. CAPPALANTI, ESQUIRE, JACKSON,
KELLY**

RE: ADVANTAGE VALLEY PARTNERS, LLC

Chris Tatum, County Manager, stated that the Commission had initially contributed a sum of \$15,000.00 to Advantage Valley Partners, LLC. Mr. Tatum stated that Advantage Valley Partners, LLC were now dissolving and that the remaining \$21,404.27 held by the company was to be distributed to each of the initial contributors. Mr. Tatum stated that it was requested that each County's Development Authority designate a Management Committee designee, to execute a signed copy of the agreement in lieu of meeting, and once the signed agreement was received, the company would then be liquidated. Mr. Tatum asked that the Commission appoint him to sign on behalf of the County.

Robert L. Bailey, Commissioner, **moved to approve authorizing Chris Tatum, County Manager, to sign the agreement with Advantage Valley Partners, LLC on behalf of the County Commission.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#121

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

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT
PROGRAM**

UNITED WAY- SUBSTANCE ABUSE PREVENTION

PROJECT NUMBER: 12LEDA0295 - \$2,500.00

Chris Tatum, County Manager, stated that the funds from this grant would be used by the United Way of the River Cities for their substance abuse prevention project.

Anne Yon, Commissioner, **moved to approve the grant application, in the amount of \$2,500.00, to the United Way.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

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#122

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

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT
PROGRAM**

**MUSEUM OF ART- CONSTRUCTION, RENOVATION,
EQUIPMENT, LIBRARY**

PROJECT NUMBER: 12-LEDA0278- \$8,000.00

Chris Tatum, County Manager, stated that the funds from the grant would be used by the Huntington Museum of Art to replace two servers, upgrade a workstation, and purchase six Apple Ipads.

Anne Yon, Commissioner, **moved to approve the grant application, in the amount of \$8,000.00, to the Huntington Museum of Art.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

#123

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

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT
PROGRAM**

ONA LITTLE LEAGUE

PROJECT NUMBER: 12LEDA0285- \$1,000.00

Chris Tatum, County Manager, stated that the funds from the grant would be used by the Ona Little League to make upgrades to the dugout roofs.

Anne Yon, Commissioner, **moved to approve the grant application, in the amount of \$1,000.00, to the Ona Little League.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

#124

RESOLUTION, CABELL COUNTY COMMISSION

RE: RECLASSIFICATION

JOSHUA COTTRELL, PER DIEM PARAMEDIC

Anne Yon, Commissioner, **moved to approve the reclassification of Joshua Cottrell as a per diem paramedic effective May 3, 2012, with a rate of pay of \$11.1098 per hour.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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#125

MEMORANDUM, TIFFANY STARK, BUDGET/FINANCIAL ANALYST

RE: DEPARTMENTAL PURCHASING “P” CARD

Chris Tatum, County Manager, stated that the agreement basically read that each individual using the Departmental “P” Card agreed to not defraud the County Commission.

Anne Yon, Commissioner, **moved to approve the cardholder agreement for the Departmental “P” Card.** Robert L. Bailey, seconded the motion and the vote was unanimous.

#126

**RESOLUTION, GENERAL FUND, COUNTY BUDGET
REVISION #15, FY 2011-2012**

Anne Yon, Commissioner, **moved to approve General Fund, County Budget Revision #15, FY 2011-2012.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (E)**

#127

**RESOLUTION, GENERAL FUND, STATE BUDGET
REVISION #11, FY 2011-2012**

Anne Yon, Commissioner, **moved to approve General Fund, State Budget Revision #11, FY 2011-2012.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (F)**

#128

DISCUSSION/ACTION:

RE: PERSONNEL MATTER

Anne Yon, Commissioner, **moved to approve going into executive session to discuss a personnel matter.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

The Commission went into executive session at 10:22 a.m.

Nancy Cartmill, President, reconvened the meeting at 11:00 a.m., with no action taken.

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Nancy Cartmill, President, **made a motion to approve giving Nick Ciccarello a thirty day notice that his contract would be terminated at the end of June, 2012.** Anne Yon, Commissioner seconded the motion, and the vote was as follows:

NANCY CARTMILL, PRESIDENT	<u>AYE</u>
ROBERT L. BAILEY, COMMISSIONER	<u>NAY</u>
ANNE YON, COMMISSIONER	<u>AYE</u>

Robert L. Bailey, Commissioner, stated for the record that he felt that this decision was the biggest joke that had ever been made in Cabell County. Commissioner Bailey stated that the County would now have no one in the field to oversee new construction and to make sure that building permits were acquired. Commissioner Bailey also said that the revenue in that department would fall as well. Commissioner Bailey stated that Nick Ciccarello had done an outstanding job for Cabell County, and he felt that it was a shame that the other Commissioners could not see the good job Mr. Ciccarello had done for the people of Cabell County.

Nancy Cartmill, President, directed Chris Tatum, County Manager, to make sure that someone was appointed to check on building permits throughout the county. Commissioner Bailey, stated that he wanted to be informed when someone was chosen to perform these duties.

PLACE ON RECORD

Anne Yon, Commissioner, **moved to place on record the minutes from the Culloden Public Service District, regular meeting, April 18, 2012; special meeting, April 4, 2012; Pea Ridge Public Service District, regular meeting, April 9, 2012; and Salt Rock Water Public Service District, regular meeting, April 10, 2012; Cabell-Huntington Health Department, Clinic Monthly Reports, January, February, and March 2012; Green Acres Regional Center Levy Report, January, February, March 2012; The Bank of New York Mellon, Various Trust Accounts, April 20, 2012.**

COMMISSIONER'S REPRESENTATION REPORTS

Chris Tatum, County Manager, stated that he had spoken with Yvonne Jones, Ebenezer Outreach, multiple times about the addition of an employee to their organization. Mr. Tatum, stated that he had explained to the Commission that there was no mechanism to allow them to allot money to the organization for that cause. Mr. Tatum stated that he had explained to Ms. Jones that the Commission would do a resolution supporting Ebenezer Outreach in their Healthy Initiative and write a letter of support. Mr. Tatum requested that the Commission direct him to give an official response to Ebenezer Outreach explaining why the Commission cannot allot money from the Hotel Motel or Senior Levy Tax Fund. The County Commission gave authority to Mr. Tatum to respond on their behalf.

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Nancy Cartmill, President, adjourned the meeting of the Cabell County Commission at 11:31 a.m., until the next scheduled meeting on Thursday, June 14, 2012.

PRESIDENT, COUNTY COMMISSION

KSC:ss