

**COMMISSION MEETING**

**THURSDAY, JUNE 14, 2012**

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

**ABSENT:**            **RHONDA VANOOTEGHEM, PURCHASING ASSISTANT**

**APPROVE:**

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

Robert L. Bailey, Commissioner, **moved to approve purchase orders #12-42242 through#12-42652 and pay jackets.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, **moved to approve the minutes from the April 26, 2012, regular Commission meeting; May 1, 2012, special Commission meeting; May 8, 2012, special Commission meeting; May 15, 2012, special Commission meeting; May 10, 2012, regular Commission meeting; May 24, 2012, regular Commission meeting; erroneous assessments, land consolidations, split tickets and probate documentation.**

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

## **CITIZENS TO SPEAK**

John Brumley, Friends of the Shelter, appeared before the Commission to thank them for their efforts with the Cabell Wayne Animal Shelter. Mr. Brumley explained that Friends of the Shelter would be doing a fundraiser to help provide Kuranda beds for the dogs at the shelter.

**#129**

**LETTER, ADELL CHANDLER, CIRCUIT CLERK**

**RE: INTEREST BEARING ACCOUNT- \$3,640.82**

**WEST VIRGINIA CODE § 59-1-37**

Anne Yon, Commissioner, **moved to approve accepting the letter from Adell Chandler regarding the interest bearing account.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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#130

**MOTION FOR HEARING, ESTATE OF LEOLA BELLOMY**

**RE: REQUEST FOR APPOINTMENT DE BONIS NON**

**LETTER OF ADMINISTRATION**

Delma C. Rice, Executrix of the Estate, stated that her brother, Timothy Bellomy, was requesting access into a safety deposit box that had belonged jointly to her and her deceased mother, Leola Bellomy. Ms. Rice stated that the safety deposit box in question was not an asset of the estate. Ms. Rice stated that the box had always been in both her and her mother, Leola Bellomy's names jointly.

William Watson, County Attorney, stated that since the box was not an asset of the deceased's estate, no one else should be allowed access into the box. Mr. Watson stated that he would recommend that the petition be denied.

Robert L. Bailey, Commissioner, **moved to deny the petition.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#131

**NOTICE OF AWARD OF BID AND NOTICE TO PROCEED,**

**CABELL COUNTY            COMMISSION**

**RE: 4-H CAMP ROOF**

Chris Tatum, County Manager, stated that two bids had been received for the 4-H Camp roof project. Mr. Tatum said that after reviewing both bids, and based on prior work experience, as well as the extended warranty provided, it was his recommendation that BiLLT Rite Construction, Inc. be awarded the bid at \$99,000.00. Mr. Tatum stated that the bid bond check

had been received and all documentation was in order. Mr. Tatum stated that the paint finish was guaranteed for 40 years and the metal had a 30 year warranty.

Anne Yon, Commissioner, **moved to approve awarding the bid to BiLLT Rite Construction, Inc.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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**#132**

**DISCUSSION/ACTION**

**RE: CCEMS UPDATED POLICIES AND PROCEDURES**

Gordon Merry, Director CCEMS, stated that the updated policies and procedures were done at the request of Wells Fargo. Mr. Merry stated that these updates were done approximately every two years.

Mr. Merry said that he would like to take the opportunity to thank Pete Meadows and the maintenance staff for being so helpful with the placement of benches at Gallagher School, and also with setting up tents at Central City. Mr. Merry said that the maintenance staff went above and beyond with their efforts.

Robert L. Bailey, Commissioner, **moved to approve CCEMS' updated Policies and Procedures.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#133**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: EMPLOYMENT**

**GLEN ALLEN FOSTER, FULL-TIME MECHANIC/**

**MAINTENANCE WORKER**

Anne Yon, Commissioner, **moved to approve the employment of Glen Allen Foster as a full-time mechanic/maintenance worker, effective June 18, 2012, at a rate of pay of \$16.1538 per hour.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#134**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF THE ADOPTION OF A  
RESOLUTION TO ALLOCATE HOTEL  
OCCUPANCY**

**TAX FUNDS TO THE AMERICAN LEGION  
DEPARTMENT OF WEST VIRGINIA**

Chris Tatum, County Manager, stated that the funds would be used by the American Legion to aid with the cost of the 94<sup>th</sup> Annual State Convention.

Robert L. Bailey, Commissioner, **moved to approve allocating \$2,500.00 from the Hotel Occupancy Tax Fund to the American Legion, Department of West Virginia.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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**#135**

**RESOLUTION, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF THE ADOPTION OF A  
RESOLUTION TO ALLOCATE SENIOR CITIZENS  
PROJECTS AND PROGRAMS EXCESS LEVY TAX**

## FUNDS TO SALT ROCK SENIOR CENTER- VAN

Nancy Cartmill, President, stated that the Salt Rock Senior Center was requesting \$15,000.00 to assist in the purchase of a new van. President Cartmill stated that it had been the policy in the past to award only \$10,000.00 for vans.

Chris Tatum, County Manager, informed the Commission that the Salt Rock Senior Center had already raised \$11,000.00 for the van.

Robert L. Bailey, Commissioner, stated that since the County had no June distributions and had \$90,000.00 available in the Senior Levy, he felt the Salt Rock Senior Center should be given the \$15,000.00 requested.

Nancy Cartmill, President, said that since the Commission had always given \$10,000.00 toward the purchase of vans, she felt that only \$10,000.00 should be awarded to the Salt Rock Senior Center, as well.

Robert L. Bailey, Commissioner, **moved to approve allocating \$15,000.00 to the Salt Rock Senior Center from the Senior Citizens Excess Levy Tax.** The motion died due to lack of a second.

Anne Yon, Commissioner, **moved to approve allocating \$10,000.00 to the Salt Rock Senior Center, from the Senior Citizens Excess Levy Tax.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

**RE: PROSECUTING ATTORNEYS' OFFICE- VICTIM  
ASSISTANCE GRANT**

**GRANT ID #: 12LEDA0022- \$6,500.00**

Connie Gray, Grant Coordinator, stated the funds would be used for the continued salaries of three victim advocates for a Victim/Witness Program at the Cabell County Prosecuting Attorney's Office.

Anne Yon, Commissioner, **moved to approve the grant contract in the amount of \$6,500.00, to the Prosecuting Attorneys' Office.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

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**#137**

**LETTER, RESOLUTION AND GRANT APPLICATION**

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

**CABELL COUNTY COMMISSION- GREEN ACRES**

**REGIONAL CENTER**

**PROJECT NUMBER: 12LEDA0294- \$6,500.00**

Connie Gray, Grant Coordinator, stated the funds would be used by the Green Acres Foundation, to purchase lawn equipment, vehicles, supplies, and advertising.



Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$6,500.00, to Green Acres Regional Center.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

**#138**

**LETTER, RESOLUTION AND GRANT CONTRACT**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM TRI-STATE YOUTH ORCHESTRA-  
VARIOUS PROJECTS**

**PROJECT NUMBER: 12LEDA0294- \$1,000.00**

Connie Gray, Grant Coordinator, explained the funds would be used by the Tri-State Youth Orchestra, to purchase percussion instruments, instrument repair, and new music needed for their repertoire.

Anne Yon, Commissioner, **moved to approve the grant contract in the amount of \$1,000.00, to the Tri-State Youth Orchestra.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (E)**

**#139**

**LETTER, RESOLUTION AND GRANT APPLICATION**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM ARTS RESOURCES FOR THE TRI-STATE/  
HUNTINGTON DEVELOPMENT CORP**

**PROJECT NUMBER: 12LEDA0031- \$2,5000.00**

Connie Gray, Grant Coordinator, explained the funds would be used by Arts Resources for the Tri-State, to purchase one set of stage legs, stage light gels, gobo accessories and stage light bulbs.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$2,500.00, for Arts Resources for the Tri-State.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (F)**

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**#140 LETTER, RESOLUTION AND GRANT APPLICATION**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM ARTS RESOURCES FOR THE TRI-STATE/**

**HUNTINGTON DEVELOPMENT CORP**

**PROJECT NUMBER: 12LEDA0025- \$2,500.00**

Connie Gray, Grant Coordinator, explained the funds would be used by Arts Resources for the Tri-State, to purchase one set of stage legs and a scrim.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$2,500.00, for Arts Resources for the Tri-State.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (G)**

**#141 LETTER, RESOLUTION AND GRANT APPLICATION**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM PUBLISHERS PLACE, INC. – WV  
FIREFIGHTERS CALENDAR**

**PROJECT NUMBER: 12LEDA0286- \$2,000.00**

Connie Gray, Grant Coordinator, explained the funds would be used by Publishers Place, Inc., to print the 2012 Spirit of West Virginia Calendar. The proceeds from the sales of the calendar would benefit volunteer fire departments in Lavalette, Ona, and Alum Creek.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$2,000.00, to the Publishers Place, Inc.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (H)**

**#142**

**LETTER, RESOLUTION AND GRANT APPLICATION**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM**

**LITTLE VICTORIES RESCUE HOSPITAL HVAC**

**PROJECT NUMBER: 12LEDA0025- \$2,500.00**

Connie Gray, Grant Coordinator, explained the funds would be used by Little Victories Animal Rescue, to assist with the completion of an animal hospital, which would include purchasing a HVAC system.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$2,500.00, to Little Victories Animal Rescue.** Robert L. Bailey, Commissioner, seconded the vote and the vote was unanimous. **Exhibit (I)**

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**#143 LETTER, RESOLUTION AND GRANT APPLICATION**

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

**TRI-STATE LITERACY COUNCIL- TUTORING  
PROGRAM, MATERIALS**

**PROJECT NUMBER: 12LEDA0025- \$1,000.00**

Connie Gray, Grant Coordinator, explained the funds would be used by the Tri-State Literacy Council, to purchase educational materials and supplies relevant to their organizations tutoring program.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$1,000.00, for the Tri-State Literacy Council.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (J)**

**#144 LETTER, RESOLUTION AND GRANT APPLICATION**

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

**SWINEFEST SOLUTIONS- OPERATING COSTS FOR  
EVENT**

**PROJECT NUMBER: 12LEDA0289 - \$3,000.00**

Connie Gray, Grant Coordinator, explained the funds would be used by Swinefest Solutions to provide basic festival services including supplies, water station, water hoses, office supplies, batteries, extension cords, piping, banners, advertising expenses, brochures, printing, posters, etc.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$3,000.00, for Swinefest Solutions.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (K)**

**#145**

**LETTER, RESOLUTION AND GRANT APPLICATION**

**RE: FY 2012 COMMUNITY PARTICIPATION GRANT**

**PROGRAM**

**SWINEFEST**

**PROJECT NUMBER: 12LEDA0021 - \$2,000.00**

Connie Gray, Grant Coordinator, explained that the funds would be used by Swinefest Solutions, to provide basic festival services including supplies, water station, water hoses, office supplies, batteries, extension cords, piping, banners, advertising expenses, brochures, printing, posters, etc.

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Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$2,000.00, for Swinefest.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (L)**

**#146 MEMORANDUM, CABELL COUNTY COMMISSION**

**RE: ESTABLISHMENT OF ACCOUNTS**

Anne Yon, Commissioner, **moved to approve the establishment of accounts for the 2012 Hazard Mitigation Grant Program.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#147 CONTRACT OF LEASE BETWEEN CABELL COUNTY  
COMMISSION AND JERRY AND LINDA HODGE FOR  
1259 GEORGE AVENUE, MILTON, WV 25541**

Robert L. Bailey, Commissioner, **moved to approve the lease contract between the Cabell County Commission and Jerry and Linda Hodge, regarding FEMA property.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#148 SPECIAL BUDGET REVISION, CCERC #7, FY 2011-2012**

Anne Yon, Commissioner, **moved to approve the Special Budget Revision, CCERC #7, FY 2011-2012.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#149 SPECIAL BUDGET REVISION, CCEMS #5, FY 2011-2012**



## COUNTY DEPUTY SHERIFF'S ASSOCIATION

Lt. Bob McQuaid, President of the Cabell County Deputy Sheriff's Association, appeared before the Commission to request a pay increase for all Cabell County Deputies. Lt. McQuaid expressed his appreciation for the recent pay increase of \$500 per year to all employees, but explained that Cabell County Deputies were still receiving less compensation than Huntington City Police Officers. Lt. McQuaid said that an increase of an additional \$500 per year per officer would be greatly appreciated.

Nancy Cartmill, President, explained that this issue was something that the Commission would have to review. President Cartmill explained that other departments had requested salary increases as well, so a decision could not be made at this time.

**#153**

### **RIBFEST- MATCHING ADVERTISING PARTNERSHIP PROGRAM**

**RE: \$500.00 MATCHING CONTRIBUTION TO THE PROJECT**

Nancy Cartmill, President, **moved to approve contributing \$500.00 to the Matching Advertising Partnership Program, from the Hotel Motel Fund.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#154**

### **LETTER AND RESOLUTION – C/WLEPC**

**RE: NOMINATION OF PAT SIMMONS AS A MEMBER OF  
C/WLEPC**



Anne Yon, Commissioner, **moved to approve the nomination of Pat Simmons as a member of C/WLEPC.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (O)**

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## **GOOD AND WELFARE CABELL COUNTY**

Chris Tatum, County Manager, stated that the award of bid for Circuit Courtroom #4 had been a topic of discussion for some time. Mr. Tatum stated that the bids received were all around \$1,000,000.00, which was more than what the Commission had anticipated. Mr. Tatum said that Tom Potts of Silling and Associates was present to address the Commission and explain the cost of the bids received.

Mr. Potts stated that Silling and Associates were confident that the value of the base bid for the new courtroom and completion of the Assessor's Office was worth the roughly \$1,000,000.00 estimated. Mr. Potts stated that the Courtroom was not overdesigned, but that the cost snowballed due to the addition of a rooftop HVAC unit, which brought along with it many additional unexpected costs.

Chris Tatum, County Manager, stated that there was a cash flow issue due to the rising cost of the jail bill. Mr. Tatum also stated that at this time he felt that the County was simply not ready to award this project. Nancy Cartmill, President, stated that she would like to thank Silling and Associates for all the work that they had done.

Jerry Beckett, CCEMS, stated that he and Gordon Merry, Director CCEMS, had been working together to try and seal gaps in the Emergency Preparedness plan. Mr. Beckett said that the New Baptist Church and also the Mormon Church in Pea Ridge had been of great assistance to Mr. Merry and himself in these efforts. Mr. Beckett said that training for both churches congregations would begin in the coming weeks.

Bill Blankenship, owner BiLLT Rite Construction, wanted to assure the Commission that his company would perform quality work with safety being of the utmost importance. Mr. Blankenship thanked the Commission for the vote of confidence in awarding BiLLTrite Construction the bid for the 4-H Camp roof project.

Nancy Cartmill, President, adjourned the meeting of the Cabell County Commission at 11:18 a.m., until the next scheduled Commission Meeting on June 28, 2012 at 10:00 a.m.

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**PRESIDENT, COUNTY COMMISSION**

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