

**COMMISSION MEETING
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CITIZENS REGISTERED TO SPEAK

Charles Masters, Huntington resident, stated he had recently obtained his LLC status and was interested in reopening the Courthouse Grill.

Nancy Cartmill, President, stated that venture had been tried previously, but had failed. President Cartmill stated since then the space had been converted into a juvenile courtroom.

Mr. Masters stated he had also had a lifelong interest in horses and would like to explore the possibility of holding horse shows at St. Clouds Commons. Mr. Masters explained this would be a great source of commerce for the county.

Mr. Masters went on to explain how Jesse James had robbed two banks in the Huntington area and how he would like to hold a staging of the event. Mr. Masters explained due to being in a high traffic area, the event would have to be held somewhere other than the original location of the robberies. Mr. Masters stated he had spoken with the individuals who ran Central City and stated they had shown interest in holding the event.

Mark Buchanan, Director of the Solid Waste Authority, appeared before the Commission to offer thanks for the continued support of the county. Mr. Buchanan stated there were currently eight drop off facilities in the county and they were hoping to add more locations. Mr. Buchanan stated he would also like to announce the Solid Waste Authority would be holding an electronics recycling event on November 18, 2013, from 8 a.m. to 4 p.m. at the East End Kroger location.

Steve Stewart, Appalachian Power, stated he would like to explain the energy efficiency program offered by AEP to all customers. Mr. Stewart stated the program was free to the public and he would like to see as many people as possible take advantage of this opportunity. Mr. Stewart stated the program offered tips and other information to help patrons lower their energy bills.

Nancy Cartmill, President, stated she would like to commend Mr. Stewart and all of Appalachian Power for the excellent job they did in keeping the public informed during outtages.

#255

MOTION AND PETITION TO SCHEDULE HEARING

RE: ESTATE OF MARSHALL E. HOOD

William Watson, County Attorney, stated it was his recommendation to appoint the Sheriff as Administrator, and instruct him to refer the matter to a Fiduciary Commissioner.

Robert L. Bailey, Commissioner, **moved to approve appointing the Sheriff as Administrator of the Estate and to refer the matter to a Fiduciary Commissioner.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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#258

APPEARING, CASEY BAKER, ESQUIRE

RE: AGREED ORDER, ESTATE OF PHYLLIS C. HESSON

William Watson, County Attorney, stated this was an agreed order and it would be his recommendation to allow it to be entered.

Robert L. Bailey, Commissioner, **moved to approve the agreed order for the Estate of Phyllis C. Hesson.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#259

**APPEARING, W. MERTON PRUNTY/ PAUL J. PRUNTY,
ESQUIRES**

**RE: PETITION FOR PROBATE OF LOST WILL AND
TESTAMENT OF ELIZABETH MANN**

Paul Prunty, Esquire, Counsel for Chelcie and Coralie Adkins, appeared before the Commission explaining the last will and testament of Elizabeth Mann could not be located. Mr. Prunty explained the petitioners were requesting the Commission allow a conformed copy to be probated.

Chelsie Adkins, brother-in-law of the late Elizabeth Mann, stated Ms. Mann had given him a copy of the will she had executed in 2000. Mr. Adkins stated all of Ms. Mann's siblings, other than his wife, were deceased and she had no children of her own.

William Watson, County Attorney, asked Mr. Adkins if he could recall Ms. Mann ever indicating she wanted to destroy the will.

Mr. Adkins stated Ms. Mann had never indicated she had any desire or intent to destroy the will.

Mr. Watson stated the primary objective was always to grant the wishes of the testatrix. Mr. Watson stated he felt there was no substantial evidence to indicate Ms. Mann had destroyed the will intentionally. Mr. Watson said it would be his recommendation to accept the conformed will and allow it to be probated.

Robert L. Bailey, Commissioner, **moved to approve probating the conformed will of Elizabeth Mann.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#260

RESOLUTION, CABELL COUNTY COMMISSION

**RE: ISSUANCE OF REVENUE BONDS/ FOSTER
FOUNDATION/ INDUCEMENT RESOLUTION**

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#266 LETTER, IRV JOHNSON, ASSESSOR OF CABELL COUNTY

**RE: ADDITIONAL COMPENSATION- DOG/GOAT TAGS-
OCTOBER, 2013- \$398.40**

Robert L. Bailey, Commissioner, **moved to approve additional compensation for collection of dog and goat tax for Irv Johnson, Cabell County Assessor.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#267 RESOLUTION, CABELL COUNTY COMMISSION

**RE: EMPLOYMENT:
MICHAEL SHAWN MARCUM- FULL TIME
PARAMEDIC**

Anne Yon, Commissioner, **moved to approve the employment of Michael Shawn Marcum as a full time paramedic, effective November 15, 2013, at a rate of pay of \$12.2244 per hour.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#268 SPECIAL FUNDS BUDGET REVISION- CCERC- FY
2013/2014**

Robert L. Bailey, Commissioner, **moved to approve Special Funds Budget Revision #1 CCERC FY 2013/2014.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

#269 LETTERS/BINDER, T.W. MCCOMAS, SHERIFF

**RE: DELINQUENT LIST OF SALES, SUSPENSIONS AND
REDEMPTIONS
2012 DELINQUENT REAL ESTATE TAXES**

Anne Yon, Commissioner, **moved to approve the letter/binder provided by T.W. McComas, Sheriff listing 2012 delinquent real estate taxes.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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#270 EXECUTIVE SESSION

RE: LITIGATION

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

The Commission went in to executive session at 10:53 a.m.

Nancy Cartmill, President, reconvened the meeting of the Cabell County Commission at 11:28 a.m., with no action taken.

#271 LETTER, CABELL COUNTY COMMISSION

RE: TAX SALE CERTIFICATES

Chris Tatum, County Manager, stated there were a few citizens who had purchased property at the tax sale and were unable to find their sale certificates. Mr. Tatum stated in order for those individuals to receive a copy of the sale certificates the tax office required a signed letter from the County Commission. Mr. Tatum stated approval of this item would authorize President Cartmill to sign the letter.

Robert L. Bailey, Commissioner, **moved to approve the letter regarding tax sale certificates to be signed by President Cartmill.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#272 CONTRACT, CABELL COUNTY COMMISSION

**RE: WEST VIRGINIA AMERICAN WATER DUMMY
HOLLOW EXTENSION PROJECT**

Chris Tatum, County Manager, explained he had expected to receive the contracts before the Commission meeting, but they had still not arrived. Mr. Tatum stated he was requesting approval of President's signature on the documents upon arrival, and then send them to West Virginia American Water.

Anne Yon, Commissioner, **moved to approve the contracts to West Virginia American Water, regarding the Dummy Hollow extension project to be signed by President Cartmill.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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PLACE ON RECORD

Robert L. Bailey, Commissioner, **moved to place on record minutes from the September 10, 2013, Salt Rock Water Public Service District, regular meeting; September 16, 2013, Pea Ridge Public Service District, regular meeting; Other Documentation to be Recorded: Cabell-Huntington clinical monthly report and combined narrative, September 2013.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, President, adjourned the meeting of the Cabell County Commission at 11:45 a.m., until the next regular schedule meeting on November 26, 2013.

PRESIDENT, COUNTY COMMISSION

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