

**COMMISSION MEETING
THURSDAY, FEBRUARY 28, 2013**

PRESENT: **NANCY CARTMILL, PRESIDENT
ROBERT L. BAILEY, COMMISSIONER
ANNE YON, COMMISSIONER
WILLIAM WATSON, COUNTY ATTORNEY
CHRIS TATUM, COUNTY MANAGER
RHONDA MONTANEZ, 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, stated there were two issues which would need to be discussed in executive session. Mr. Tatum stated an item for the executive session would need to be added to the end of the agenda.

APPROVE:

Anne Yon, Commissioner, **moved to approve amending the agenda to include item #054.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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

Robert L. Bailey, Commissioner, **moved to approve purchase orders #13-48005 through 13-48311 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.

Robert L. Bailey, Commissioner, **moved to approve handwritten checks to Highmark West Virginia and Fort Dearborn Life Insurance Company, not to exceed \$100,000.00, from the Cabell County Medical Insurance Fund.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#043

APPEARING, MICHAEL S. BAILEY, ESQUIRE

**RE: NOTICE OF HEARING FOR THE REMOVAL OF CAROLYN
SUE MULLINS, EXECUTRIX OF THE ESTATE OF
CHARLOTTE RATCLIFF**

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Michael S. Bailey, Counsel for Linda Holton, stated he was pleased to inform the Commission the parties involved had reached a mutual agreement. Mr. Bailey explained there were four terms to which he and Paul Prunty, Counsel to Charlotte Ratcliff, had agreed upon. Mr. Bailey stated the first was for Ms. Ratcliff to provide an interim inventory of the estate, the second to provide an interim accounting, the third to freeze the assets of the estate, and the final to provide Ms. Holton access to the estate to confirm the inventory given was correct. Mr. Bailey, stated if the Commission agreed, he felt this estate should then be turned over to a Fiduciary Commissioner.

Paul Prunty, Counsel for Charlotte Ratcliff, stated both he and his client were in full agreement to the plan presented to the Commission.

William Watson, County Attorney, stated it was his recommendation to refer this estate to a Fiduciary Commissioner, once all agreed upon terms had been fulfilled.

Robert L. Bailey, Commissioner, **moved to refer the matter to a Fiduciary Commissioner.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#044 LETTER, IRV JOHNSON, ASSESSOR

**RE: ADDITIONAL COMPENSATION- ASSESSOR- MONTH OF
JANUARY 2013- DOG TAGS**

Chris Tatum, County Manager, explained this was a salary supplement for the collection of dog tags for the month of January 2013.

Anne Yon, Commissioner, **moved to approve the additional compensation for the assessor for collection of dog tags.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#045 RESOLUTIONS, CABELL COUNTY COMMISSION

**RE: EMPLOYMENT
TINA JORDAN - FULL TIME EMT TRANSPORT
COORDINATOR
JOHN WILLIAM ROBINSON JR. - FULL TIME EMT**

Robert L. Bailey, Commissioner, **moved to approve the employments of Tina Jordan as a full time EMT Transport, effective March 1, 2013, at a rate of pay of \$13.1817 per hour, and John William Robinson, Jr. as a full time EMT, effective March 1, 2013, at a rate of pay of \$8.2021 per hour.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

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**#046 LETTER, RESOLUTION- CABELL COUNTY COMMISSION
RE: BOARD OF EQUALIZATION AND REVIEW- APPROVAL
OF PROPERTY VALUES AND MINUTES**

Anne Yon, Commissioner, **moved to approve the Board of Equalization and Reviews property values and minutes.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (A)**

**#047 LETTER, RESOLUTION- CABELL COUNTY COMMISSION
RE: FY 2013 COMMUNITY PARTICIPATION GRANT
PROGRAM APPLICATION
ONA ATHLETIC ASSOCIATION
PROJECT NUMBER: 12LEDA0031- \$3,000.00**

Tim Keaton, Grant Coordinator, explained the funds would be used by the Ona Athletic Association to refurbish/replace the roofs on the dugouts and to replace the fencing of the softball field for security reasons.

Anne Yon, Commissioner, **moved to approve the grant application in the amount of \$3,000.00 to the Ona Athletic Association.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

**#048 LETTER, RESOLUTION- CABELL COUNTY COMMISSION
RE: FY 2012 COMMUNITY PARTICIPATION GRANT
CONTRACT
ARTS RESOURCES FOR THE TRI-STATE- STAGE
EQUIPMENT
PROJECT NUMBER: 12LEDA0031- \$2,500.00**

Tim Keaton, Grant Coordinator, explained the funds would be used by the 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 contract in the amount of \$2,500.00 to the Arts Resources for the Tri-State.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

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**#049 LETTER, RESOLUTION- CABELL COUNTY COMMISSION
RE: FY 2012 COMMUNITY PARTICIPATION GRANT-
CONTRACT
LITTLE VICTORIES RESCUE HOSPITAL- HVAC UNIT
PROJECT NUMBER: 12LEDA0025- \$2,500.00**

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

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

**#050 LETTER, RESOLUTION- CABELL COUNTY COMMISSION
RE: FY 2013/2014- VICTIM ASSISTANCE GRANT APPLICATION
\$69,383.00**

Tim Keaton, Grant Coordinator, explained these funds would be used by the Cabell County Prosecuting Attorney's Office to provide for the salaries of three full-time victim advocates.

Anne Yon, Commissioner, **moved to approve the Victim Assistance Grant Application in the amount of \$69,383.00.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (E)**

**#051 RESOLUTION, CABELL COUNTY COMMISSION
RE: EMPLOYMENT
SAM STOWASSER- HOME CONFINEMENT DIRECTOR**

Anne Yon, Commissioner, **moved to approve the employment of Sam Stowasser as Home Confinement Director, effective March 1, 2013, at a rate of pay of \$42,000.00 annually.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#052 RESOLUTION, CABELL COUNTY COMMISSION
RE: APPOINTMENT
BERNARD MCGINNIS**

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Nancy Cartmill, President, **moved to approve the appointment of Bernard McGinnis to the Executive Committee Board of the KYOVA Interstate Planning Commission.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (F)**

**#053 RESOLUTION, CABELL COUNTY COMMISSION-
COUNTY BUDGET REVISION #10**

Robert L. Bailey, Commissioner, **moved to approve County Budget Revision #10.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (G)**

#054 EXECUTIVE SESSION

Anne Yon, Commissioner, **moved to go into executive session.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

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

Nancy Cartmill, President, reconvened the meeting at 10:30 a.m., with no action taken.

PLACE ON RECORD

Anne Yon, Commissioner, **moved to place on record the minutes from the Culloden Public Service District, regular meetings, December 19, 2012 and January 16, 2013, Culloden Public Service District , special meetings, January 2, 2013 and January 9, 2013, and the Salt Rock Water Public Service District, regular meeting, January 8, 2013.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

COMMISSIONER'S REPRESENTATION REPORTS

Nancy Cartmill, President, stated she, Commissioner Bailey and Chris Tatum had just attended the County Commissioner's Association meeting in Charleston. President Cartmill stated it was a very productive meeting. President Cartmill stated the programming was excellent and many individuals were present to discuss issues with the Commissioners.

Robert L. Bailey, Commissioner, stated he felt something needed to be done to make the stairways in the courthouse safer. Mr. Bailey stated he felt the stairs were very dangerous, citing multiple accidents, including one which happened several years ago that resulted in a broken leg. Mr. Bailey said he thought adding a railing to the center of the stairway would be a logical solution.

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Nancy Cartmill, President, stated since the building was listed on the register for historical buildings, the idea would have to be presented to the Historical Society before they moved forward with any modifications.

Chris Tatum, County Manager, stated the elevator company still had three and a half weeks remaining on their contract, but expected the work would be completed within two.

Nancy Cartmill, President, adjourned the regular meeting of the Cabell County Commission at 10:55 a.m., until the next regular scheduled meeting on March 14, 2013.

PRESIDENT, CABELL COUNTY COMMISSION

KSC:ksf