COMMISSION MEETING  
THURSDAY, MAY 23, 2013

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

ABSENT:  ANNE YON, COMMISSIONER

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

APPROVE:

Robert L. Bailey, Commissioner, moved to approve the agenda as presented. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, moved to approve purchase orders #13-49849 through #13-50244 and pay jackets. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, moved to approve the minutes from the May 9, 2013, Regular Commission meeting, erroneous assessments, land consolidations, split tickets, and probate documentation. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, moved to approve handwritten checks to Highmark West Virginia and Fort Dearborn, not to exceed $100,000.00, from the Cabell County Medical Insurance Fund. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

CITIZENS TO SPEAK

Charles Carol, Cabell County resident, appeared before the Commission to request assistance in providing fire hydrants to the residents living in Clark Estates. Mr. Carol explained West Virginia American Water was currently installing water lines in the area and informed him now would be the best time to install the hydrants. Mr. Carol stated the road which allowed access to the homes for the Ohio River Fire Department had collapsed. Mr. Carol explained the homes in this area were now being serviced by the Barboursville Fire Department, which in turn had caused a much longer response time. Mr. Carol stated an additional problem brought about by the lack of hydrants was in an increase in the rate the residents were paying for homeowners insurance. Mr. Carol stated if the Commission could provide some assistance the homeowners would try to contribute as much as they possibly could.
Nancy Cartmill, President, explained in the past the Commission had shared a portion of the cost of installing hydrants with the homeowners. President Cartmill said the Commission would have to look into the budget to see what funds were available, and also check with the water company to see what the estimated cost of the project would be.

Chris Tatum, County Manager, stated he would contact the project manager to see what the costs would be and inform the Commission as soon as he received the figures.

#116 APPEARING, ANNA M. PRICE, ESQUIRE

RE: ESTATE OF HOLLIS G. KUHN- “ORDER OF VOLUNTARY DISMISSAL”

William Watson, County Attorney, explained the parties involved in this case had reached an agreement. Mr. Watson stated based upon this agreement it was his recommendation to approve execution of the order of voluntary dismissal.

Robert L. Bailey, Commissioner, moved to approve the order of voluntary dismissal in the Estate of Hollis G. Kuhn. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

#117 APPEARING, MARGARET KENNEDY, CITIZEN

RE: MOTION FOR A HEARING FOR THE REMOVAL OF LINDA POST- PERSONAL REPRESENTATIVE IN THE ESTATE OF NELL M. BAUMGARDNER

William Watson, County Attorney, explained issues regarding this estate were scheduled to be heard by Judge Hustead the following day. Mr. Watson stated given Judge Hustead’s role in the case, it was his recommendation to hold the motion in abeyance until more information was received from the Circuit Court.

Robert L. Bailey, Commissioner, moved to approve holding the motion in abeyance until the Commission received information from the Circuit Court. Nancy Cartmill, President, seconded the motion and the vote was unanimous.
Robert L. Bailey, Commissioner, moved to approve the employment of Captain Alan Rohrig as Chief Deputy in the Assessor’s Office, effective May 24, 2013; Corie Costanza as a full time clerk in the Assessor’s Office, effective May 24, 2013; Sarah Euskolitz as a full time clerk in the Assessor’s Office, effective May 28, 2013; and Andie Davis as a part time clerk in the Assessor’s Office, effective June 5, 2013. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

Chris Tatum, County Manager, explained the two additional names added to the list were due to check payments returned due to insufficient funds.

Robert L. Bailey, Commissioner, moved to approve the addition of two names to the 2012 delinquent tax list. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

Robert L. Bailey, Commissioner, moved to approve the reclassification of Virginia Dowdy as a full time EMT, effective May 24, 2013, at a rate of pay of $8.2012 per hour. Nancy Cartmill, President, seconded the motion and the vote was unanimous.
#121

RESOLUTION, CABELL COUNTY COMMISSION

RE: APPROVING HOME INVESTMENT PARTNERSHIP PROGRAM GRANT ALLOCATION FY 2013-2014

Robert L. Bailey, Commissioner, moved to approve the Home Investment Partnership Program Grant Allocation FY 2013-2014. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (A)

#122

RESOLUTION, CABELL COUNTY COMMISSION

RE: SUPPORT FOR A GRANT REQUEST BY THE HUNTINGTON AREA DEVELOPMENT COUNCIL (HADCO) TO THE WEST VIRGINIA DEVELOPMENT OFFICE FOR INDUSTRIAL ACCESS ROAD FUNDS

Robert L. Bailey, Commissioner, moved to approve supporting the grant request by the Huntington Area Development Council to the West Virginia Development Office for Industrial Access Road Funds. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (B)

#123

LETTER, RESOLUTION AND GRANT CONTRACT, CABELL COUNTY COMMISSION

RE: FY 2013 COMMUNITY PARTICIPATION GRANT CONTRACT
HUNTINGTON AREA HABITAT FOR HUMANITY, INC.
PROJECT NUMBER: 13LEDA0021- $10,000.00

Tim Keaton, Grant Coordinator, explained the funds would be used by Habitat for Humanity, Inc., to purchase building materials necessary to complete the construction of homes for low income families.

Robert L. Bailey, Commissioner, moved to approve the grant contract in the amount of $10,000.00 for the Huntington Area Habitat for Humanity. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (C)
LETTER, RESOLUTION AND GRANT CONTRACT, CABELL COUNTY COMMISSION

RE: FY 2013 COMMUNITY PARTICIPATION GRANT CONTRACT
WV PUMPKIN FESTIVAL
PROJECT NUMBER: 13LEDA0018- $10,000.00

Tim Keaton, Grant Coordinator, explained the funds would be used by the West Virginia Pumpkin Festival for improvements to the entertainment building.

Robert L. Bailey, Commissioner, moved to approve the grant contract in the amount of $10,000.00 for the West Virginia Pumpkin Festival. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (D)

LETTER, RESOLUTION AND GRANT CONTRACT, CABELL COUNTY COMMISSION

RE: FY 2013 COMMUNITY PARTICIPATION GRANT CONTRACT
ART RESOURCES FOR THE TRI-STATE
PROJECT NUMBER: 13LEDA0019- $8,000.00

Tim Keaton, Grant Coordinator, explained the funds would be used by Arts Resources for the Tri-State to purchase a traverse curtain and one set of stage legs. Mr. Keaton stated the remaining monies would be used for various upgrades and repairs.

Robert L. Bailey, Commissioner, moved to approve the grant contract in the amount of $8,000.00 for Arts Resources for the Tri-State. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (E)

LETTER, RESOLUTION AND GRANT CONTRACT, CABELL COUNTY COMMISSION

RE: FY 2013 COMMUNITY PARTICIPATION GRANT CONTRACT
GREEN ACRES FOUNDATION
PROJECT NUMBER: 13LEDA0029- $10,000.00

Tim Keaton, Grant Coordinator, explained the funds would be used by the Green Acres Foundation to assist with lawn care, landscaping, and agricultural programs.
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Robert L. Bailey, Commissioner, moved to approve the grant contract in the amount of $10,000.00 for the Green Acres Foundation. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (F)

#127 RESOLUTION, CABELL COUNTY COMMISSION

RE: APPOINTMENTS-CABELL/WAYNE LOCAL EMERGENCY PLANNING COMMITTEE (C/WLEPC) MEMBERS
CARL EASTHAM DARREN DEMATTIE

Robert L. Bailey, Commissioner, moved to approve the appointments of Carl Eastham and Darren DeMattie to the Cabell/Wayne Local Emergency Planning Committee. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (G)

#128 RESOLUTION, CABELL COUNTY COMMISSION- COUNTY BUDGET REVISION #14

Robert L. Bailey, Commissioner, moved to approve County Budget Revision #14. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (H)

#129 RESOLUTION, CABELL COUNTY COMMISSION- STATE BUDGET REVISION #14

Robert L. Bailey, Commissioner, moved to approve State Budget Revision #14. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (I)

#130 SPECIAL FUNDS BUDGET REVISION

Robert L. Bailey, Commissioner, moved to approve Special Budget Revision #1. Nancy Cartmill, President, seconded the motion and the vote was unanimous. Exhibit (J)

#131 REPORT- DANIEL T. YON, ATTORNEY

RE: REFERRAL OF ESTATES TO A NEW FIDUCIARY COMMISSIONER

Nancy Cartmill, President, moved to approve transferring the estates previously assigned to Daniel T. Yon to Fiduciary Commissioner, Steve Flesher. Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.
Robert L. Bailey, Commissioner, moved to approve going into Executive Session to discuss a personnel issue. Nancy Cartmill, President, seconded the motion and the vote was unanimous.

The Commission recessed the meeting at 10:45 a.m.

The session reconvened at 10:50 a.m, with no action taken.

**PLACE ON RECORD**