

**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.

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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 Husted the following day. Mr. Watson stated given Judge Husted'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.

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#118 LETTER, IRV JOHNSON, ASSESSOR

RE: EMPLOYMENT

**CAPTAIN ALAN ROHRIG- CHIEF DEPUTY
CORIE COSTANZA- FULL-TIME CLERK
SARAH EUSKOLITZ- FULL-TIME CLERK
ANDIE DAVIS- PART-TIME CLERK**

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.

#119 LETTER, T.W. MCCOMAS, SHERIFF

RE: ADDITION OF TWO (2) NAMES TO THE 2012 DELINQUENT LIST

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

#120 RESOLUTION, CABELL COUNTY COMMISSION

**RE: RE-CLASSIFICATION
VIRGINIA DOWDY- FULL-TIME EMT**

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.

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#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)**

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**#124 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)**

**#125 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)**

**#126 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.

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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

Robert L. Bailey, Commissioner, **moved to approve placing on record the minutes from the Culloden Public Service District Special Meeting, April 3, 2013, and Regular Meeting April 17, 2013; minutes from the Salt Rock Public Service District Regular Meeting, April 9, 2013; Cabell-Huntington Clinical Monthly Report and Combined Narrative February 2013; Cabell-Huntington Clinical Monthly Report and Combined Narrative March 2013; and the Bank of New York Mellon Various Accounts April 1, 2013 through April 30, 2013.** Nancy Cartmill, President, seconded the motion and the vote was unanimous.

PRESIDENT, COUNTY COMMISSION

KSC:ksf