

**COMMISSION MEETING
THURSDAY, JUNE 27, 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 meeting of the Cabell County Commission to order at 10:00 a.m.

Chris Tatum, County Manager, stated three emergency items would need to be added to the agenda.

APPROVE:

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 #13-50545 through #13-51100 and pay jackets.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Anne Yon, Commissioner, **moved to approve the minutes from the May 23, 2013, regular Commission meeting, the June 13, 2013, regular Commission meeting, 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, not to exceed \$100,000.00, from the Cabell County Medical Insurance Fund.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

CITIZENS TO SPEAK

Nancy Cartmill, President, stated she would like to take this opportunity to introduce the new Director of HADCO, Gary S. Walton.

Gary S. Walton, Director of HADCO, stated he was looking forward to the challenges and opportunities that came along with his new position. Mr. Walton stated he was anticipating visits from several companies which had shown interest in doing business in the Huntington area.

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CITIZENS TO SPEAK

Judy Rule, Director of the Cabell County Public Library, stated she had appeared before the Commission to provide updates on the library and to answer questions anyone might have. Ms. Rule stated she planned to put the new library, which would be located at Cox Landing, out to bid this summer. Ms. Rule stated she hoped to be ready to accept an offer by September. Ms. Rule also said she would like to make everyone aware the library now offered music downloads and E books to Cabell County Library cardholders. Ms. Rule also added the library would be launching their new website during the month of July and encouraged everyone to visit the site.

Larry Bowen, Commander of American Legion Post 177, stated the post would be hosting a motorcycle rally which would support the West Virginia Alzheimer's Association. Mr. Bowen explained he had been informed the American Legion would need to obtain a resolution from the Commission in order to hold the rally outdoors.

Chris Tatum, County Manager, stated an extension of boundaries letter was needed in order to hold the event. Mr. Tatum stated one could be prepared for Mr. Bowen after the meeting.

Shelby Ball, Cabell County resident, appeared before the Commission to express his disappointment in the Cabell Wayne Animal Shelter. Mr. Ball stated he had contacted the shelter about seven stray dogs which were running loose on property adjacent to his own. Mr. Ball stated the dogs were starving and becoming more aggressive with time. Mr. Ball explained when animal control officers arrived they did not have proper equipment to catch the dogs. Mr. Ball stated he felt the Commission should help him get the assistance he needed, since it was not provided by the animal shelter.

Nancy Cartmill, President, stated the Commission did not have the ability to intervene in this situation. President Cartmill stated Mr. Ball could contact the Director of the Cabell Wayne Animal Shelter, Jim Cumm. President Cartmill also explained Mr. Ball could address his concerns in front of the Board of Directors during their monthly meeting.

Commissioner Bailey also encouraged Mr. Ball to attend the next board meeting which would be held on the third Thursday in July.

“AWARD BID” – CABELL COUNTY PROSECUTING ATTORNEY’S OFFICE CASE MANAGEMENT SYSTEM”

Peggy Brown, Cabell County Assistant Prosecuting Attorney, appeared before the Commission to award the bid for the Cabell County Prosecuting Attorney’s Office Case Management System. Ms. Brown stated two bids had been received and after careful review it was their recommendation to award the bid to Karpel Solutions. Ms. Brown explained Karpel Solutions had also been the recommendation of the county’s IT department.

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Anne Yon, Commissioner, **moved to approve awarding the bid for the Cabell County Prosecuting Attorney's Office Case Management System to Karpel Solutions.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#142 APPEARING, VICKI COLLINS

**RE: ESTATE OF JACK LEE COLLINS
MOTION TO SET A HEARING FOR THE REMOVAL OF
JACK JASON COLLINS AS A PERSONAL
REPRESENTATIVE**

Bill Mundy, Counsel to Jack Jason Collins, explained the Estate of Jack Lee Collins had been involved in a lawsuit which caused it to remain open for an extended period of time. Mr. Mundy stated there were numerous people involved in the proceedings. Mr. Mundy explained several involved had reached a settlement, but one was still in litigation.

William Watson, County Attorney, stated since the case was still in litigation it was his recommendation the motion be denied.

Robert L. Watson, County Attorney, **moved to deny the motion to set a hearing for the removal of Jack Jason Collins as a personal representative in the estate of Jack Lee Collins.** Nancy Cartmill, President, seconded the motion and the vote was unanimous.

#143 ORDER, ESTATE OF CHARLOTTE RATCLIFF

RE: EXECUTION OF ORDER

William Watson, County Attorney, stated the order had been prepared by Attorneys Michael S. Bailey and Paul J. Prunty. Mr. Watson explained the parties involved had reached an agreement to refer the Estate to a Fiduciary Commissioner. Mr. Watson explained if the Commission wished to approve the item they would need to select a Fiduciary Commissioner and then sign the order.

Anne Yon, Commissioner, **moved to approve execution of the order and to appoint Matthew Woelfel as Fiduciary Commissioner.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#144 LETTER, VILLAGE OF BARBOURSVILLE, PAUL TURMAN –
MAYOR**

**RE: ANNEXATION APPLICATION
8.135 ACRES KNOWN AS SADLER FIELD**

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William Watson, County Attorney, stated he had reviewed the application submitted by Mayor Paul Turman, and it appeared to meet all the threshold requirements. Mr. Watson stated the next step for the Commission would be to order the publication of the notice and to also have the notice posted in five conspicuous places throughout the area.

Robert L. Bailey, Commissioner, **moved to accept the annexation application and order the publication of the notice be made.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#145 MEMORANDUM OF UNDERSTANDING- CITY OF
HUNTINGTON AND CABELL COUNTY**

**RE: FY 2012 BYRNE JUSTICE ASSISTANCE GRAN T PROGRAM
AWARD AMOUNT- \$16,362.00**

Robert L. Bailey, Commissioner, **moved to approve the Memorandum of Understanding between the City of Huntington and Cabell County.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

#146 LETTER, MIKE DAVIS, CCERC

RE: APPROVAL, FY 2013-14- OPERATIONAL BUDGET

Anne Yon, Commissioner, **moved to approve the CCERC FY 2013-2014 Operational Budget.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (A)**

#147 CCEMS- 2013-2014 BUDGET REQUEST

**RE: APPROVAL OF CCEMS OPERATING BUDGET FY 2013-
2014, AND APPROVAL OF CIVIL DEFENSE BUDGET
REQUEST FY 2013-2014**

Anne Yon, Commissioner, **moved to approve the CCEMS FY 2013-2014 Operational Budget and the Civil Defense FY 2013-2014 Budget.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

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#148 LETTER, CABELL COUNTY COMMISSION

RE: WV CODE §7-7-7

Anne Yon, Commissioner, **moved to approve the Cabell County Commission §7-7-7 payroll letters, pursuant to WV Code for departments controlled by the Cabell County Commission.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#149 CABELL COUNTY EMERGENCY SERVICES

RE: WV CODE §7-7-7

Anne Yon, Commissioner, **moved to approve the Cabell County Emergency Services §7-7-7 payroll letter, pursuant to WV Code.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#150 LETTER, MIKE DAVIS, DIRECTOR, CCERC

RE: WV CODE §7-7-7

Anne Yon, Commissioner, **moved to approve the Cabell County Emergency Response Center §7-7-7 payroll letter, pursuant to WV Code.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#151 RESOLUTIONS, CABELL COUNTY COMMISSION

RE: EMPLOYMENTS

**BRYCE SCOTT MCKEE- PER DIEM PARAMEDIC
AMANDA LEIGH SMITH- PER DIEM EMT
TABITHA DAWN PEREZ- PER DIEM EMT
CORINA LYNN SMITH- PER DIEM EMT
RANDI MICHELLE TAWNEY- PER DIEM EMT
JENNIFER JO LUSHER- PER DIEM EMT
CRAIG NELSON ADKINS- PER DIEM EMT
VALERY MICHELLE WHITNEY- FULL TIME PARAMEDIC**

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Anne Yon, Commissioner, moved to approve the employment of Bryce Scott McKee as a per diem paramedic, effective July 1, 2013, at a rate of pay of \$12.0744 per hour; Amanda Leigh Smith as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Tabitha Dawn Perez as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Corina Lynn Smith as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Randi Michelle Tawney as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Jennifer Jo Lusher as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Craig Nelson Adkins as a per diem EMT, effective July 1, 2013, at a rate of pay of \$8.9643 per hour; Valery Michelle Whitney as a full time paramedic, effective July 1, 2013, at a rate of pay of \$12.2244 per hour. Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#152 RESOLUTION, CABELL COUNTY COMMISSION

**RE: ESTABLISHMENT OF REGULAR MEETING DAYS- JULY 1,
2013 THROUGH DECEMBER 31, 2013**

Robert L. Bailey, Commissioner, moved to approve the establishment of regular meeting days for July 1, 2013 through December 31, 2013. Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

#153 TRANSFER- WHITE EXPEDITION TO CULLODEN VFD

Anne Yon, Commissioner, moved to approve the transfer of a white Expedition from the Cabell County Sheriff's Department to the Culloden Volunteer Fire Department. Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#154 LETTER, CABELL COUNTY DEPUTY SHERIFF'S
ASSOCIATION**

**RE: REQUEST FOR PAY INCREASES FOR ALL DEPUTIES OF
THE CABELL COUNTY SHERIFF'S DEPARTMENT**

Robert L. Bailey, Commissioner, moved to approve a \$1,000.00 pay increase for all Cabell County Sheriff's Department Deputies. The motion died due to lack of a second.

#155 WELLS FARGO INSURANCE SERVICES- DEB JOHNSON

RE: WORKERS COMPENSATION RENEWAL PROPOSAL

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Deb Johnson, Wells Fargo, explained the policy and informed the Commission she recommended a change be made in the return to work policy. Ms. Johnson stated it was her recommendation for the return to work program be made available only to those injured on the job.

Anne Yon, Commissioner, **moved to approve adopting the renewal and changing the return to work program effective July 1, 2013.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

#156 RESOLUTION, COUNTY BUDGET REVISION #16

Anne Yon, Commissioner, **moved to approve County Budget Revision #16.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

#157 RESOLUTIONS, CABELL COUNTY COMMISSION

**RE: AMENDING THE CABELL COUNTY PLANNING
COMMISSION
TO SEVEN MEMBERS; AND, MAKING APPOINTMENTS
AND RE-APPOINTMENTS**

RE-APPOINTMENTS:

BOB BAILEY

TIM MILNE- OR BUD DANIELS- REPRESENTING LABOR

CHARLES R. CROW- REPRESENTING INDUSTRY

APPOINTMENTS:

CHERYL BROWN- 2 YR. TERM

TONY MARTIN- 2 YR. TERM- REPRESENTING BUSINESS

KIM COOPER- 1 YR. TERM- REPRESENTING FARMING

CONNIE GRAY- 1 YR. TERM

Robert L. Bailey, Commissioner, **moved to approve amending the Cabell County Planning Commission to seven members; the reappointments of Bob Bailey, Tim Milne, and Charles R. Crow; and the appointments of Cheryl, Tony Martin, Kim Cooper, and Connie Gray.** The motion died due to lack of a second.

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**#160 PURCHASE ORDERS #13-51101 THROUGH #13-51169 AND
PAY JACKETS**

Anne Yon, Commissioner, **moved to approve purchase orders #13-51101 through #13-51169 and pay jackets.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

PLACE ON RECORD

Anne Yon, Commissioner, **moved to approve placing on record the minutes from the Pea Ridge Public Service District regular meeting of April 8, 2013, special meeting of April 28, 2013, and regular meeting of May 13, 2013; minutes from the Salt Rock Public Service District regular meeting of May 7, 2013; the annual operating budget for the Salt Rock Public Service District, FY ending June 30, 2014; audit report for the Cabell County Public Library, FY ending June 30, 2012; Bank of New York Mellon various accounts May 31, 2013.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, President, adjourned the regular meeting of the Cabell County Commission at 11:30 a.m, until the next regular schedule meeting on Thursday, July 11, 2013.

PRESIDENT, COUNTY COMMISSION

KSC: ksf