

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014**

**PRESENT:**                    **NANCY CARTMILL, PRESIDENT  
ROBERT L. BAILEY, COMMISSIONER  
ANNE YON, COMMISSIONER  
WILLIAM WATSON, COUNTY ATTORNEY  
CHRIS TATUM, COUNTY MANAGER**

**ABSENT:**                    **RHONDA MONTANEZ, PURCHASING ASSISTANT**

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

**APPROVE:**

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

Robert L. Bailey, Commissioner, **moved to approve purchase orders #14-55259 through #14-55538 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.

**CITIZENS TO SPEAK**

Irv Johnson, Cabell County Assessor, appeared before the Commission to announce his office had recently been approved for grant funding. Mr. Johnson stated he would also like to extend his gratitude to Tim Keaton, Grant Coordinator, for all of his assistance during the grant writing process. Mr. Johnson stated the funds would be used to help begin the process of setting up a system for residents to file their annual returns online.

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014  
PAGE TWO**

Scott Bias, Cabell County Magistrate, stated he would like to register a complaint about Comcast Cable Company. Mr. Bias explained Comcast subscribers had recently been required to obtain an adapter from the company which plugged into the back of the cable boxes. Mr. Bias explained the adapters were used to prevent the devices from picking up HD channels which were not included with the normal package. Mr. Bias stated the adapter would be provided for 12 months at no charge, but after the 12 month period the adapters would be billed at a rate of \$2 each. Mr. Bias said he has experienced multiple problems with both the cable boxes in his office and at his residence. Mr. Bias stated he felt if Comcast wanted their subscribers to have the adapters, they should be provided at no cost. Mr. Bias said he felt the Commission should contact the Attorney General's Consumer Protection department about both the faulty equipment provided by Comcast, and also the additional fees charged to the consumers for the adapters.

**#306**

**APPEARING, DARRELL L. LEGG**

**RE: MOTION FOR HEARING, ESTATE OF CAROL ANN  
HOLLAND**

Darrell L. Legg, son of the late Carol Ann Holland, appeared before the Commission requesting a conformed copy of his mother's will be allowed to be probated. Mr. Legg stated before her death, his mother had moved from her original residence in Lawrence County, Ohio, to Riverview Manor in Huntington, West Virginia. Mr. Legg stated it was his belief the will had become misplaced or lost during this move. Mr. Legg stated his mother had never expressed any desire to modify or destroy her original will.

William Watson, County Attorney, stated it was his recommendation to allow a conformed copy of the Will of Carol Ann Holland to be probated.

Robert L. Bailey, Commissioner, **moved to approve allowing a conformed copy of the Will of Carol Ann Holland to be probated.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#307**

**LETTER, RESOLUTION AND CHANGE OF SCOPE  
FORM, CABELL COUNTY COMMISSION**

**RE: FY 2013 COMMUNITY PARTICIPATION GRANT  
PROGRAM  
ONA LITTLE LEAGUE  
PROJECT NUMBER: 13LEDA0318- \$3,000.00**

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014  
PAGE THREE**

Tim Keaton, Grant Coordinator, explained the original scope of the project had been to refurbish/replace roofs on the dugouts, and to replace fencing of the softball field for security reasons. Mr. Keaton, explained the new scope would be to build a picnic shelter and build an access road which would allow American Electric Power to add lighting to the field.

Anne Yon, Commissioner, **moved to approve the change of scope form for the Ona Little League.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (A)**

**#308**

**LETTER, RESOLUTION AND CHANGE OF SCOPE/  
ACTIVITY**

**RE: FY 2013 COMMUNITY PARTICIPATION GRANT  
PROGRAM  
GREEN ACRES REGIONAL CENTER  
PROJECT NUMBER: 13LEDA0305- \$4,000.00**

Tim Keaton, Grant Coordinator, explained the original scope of the grant had been to purchase a dual axle trailer for the agricultural program. Mr. Keaton stated the new scope would be to advertise statewide for the bottle water company to help increase revenue, which would in turn provide more jobs to individuals with disabilities.

Robert L. Bailey, Commissioner, **moved to approve the change of scope/activity form for Green Acres Regional Center.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (B)**

**#309**

**CONTRACT OF LEASE- 5 YEAR, CABELL COUNTY  
COMMISSION AND JERRY HODGE**

**RE: CABELL COUNTY- DISTRICT 03, MAP 20C, PARCEL  
007-0001  
DISTRICT 03, MAP 20, PARCEL  
0005-0002**

Tim Keaton, Grant Coordinator, explained both of the leased parcels were mitigated properties. Mr. Keaton stated he had spoken with Mr. Hodge and had explained to him what purpose the properties could and also could not be used.

Anne Yon, Commissioner, **moved to approve the five year lease contract between the Cabell County Commission and Jerry Hodge.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (C)**

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014  
PAGE FOUR**

**#310 MEMORANDUM TO KAREN COLE, CABELL COUNTY CLERK**

**RE: ESTABLISHMENT OF ACCOUNTS- 2014  
COMMUNITY PARTICIPATION GRANTS**

Robert L. Bailey, Commissioner, **moved to approve the establishment of accounts for 2014 Community Participation Grants.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#311 RESOLUTION, CABELL COUNTY COMMISSION**

**RE: RELEASE AND SUBSTITUTION OF COLLATERAL  
BONDS- CITY NATIONAL BANK**

Robert L. Bailey, Commissioner, **moved to approve the release and substitution of collateral bonds by City National Bank.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (D)**

**#312 LETTER, KAREN S. COLE, CABELL COUNTY CLERK**

**RE: APPOINTMENT OF DEMOCRATIC AND  
REPUBLICAN BALLOT COMMISSIONERS FOR  
2014/2015**

Karen Cole, County Clerk, appeared before the Commission to announce she had appointed Mary Anne Henry as the Democratic Ballot Commissioner and Lois Merritt as the Republican Ballot Commissioner. Ms. Cole explained the Ballot Commissioners would serve a two year term, effective immediately through December 31, 2015.

Robert L. Bailey, Commissioner, **moved to place on record the appointment of the Democratic and Republican Ballot Commissioners for 2014/2015.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

**#313 RESOLUTION, CABELL COUNTY COMMISSION**

**RE: EMPLOYMENT:  
CHARLES ANDREW MARSH- PER-DIEM  
PARAMEDIC  
ALEXANDER THOMAS LAFFERRE- FULL-TIME  
PARAMEDIC  
FRANKLIN WAYNE BRAGG- PER-DIEM EMT**

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014  
PAGE FIVE**

Anne Yon, Commissioner, **moved to approve the employment of Charles Andrew Marsh as a per diem paramedic, effective January 2, 2014, at a rate of pay of \$12.0744 per hour; Alexander Thomas Lafferre as a full time paramedic, effective January 24, 2014, at a rate of pay of \$12.0744 per hour; Franklin Wayne Bragg as a per diem EMT, effective January 24, 2014, at a rate of pay of \$8.643 per hour.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous.

**#314**

**RESOLUTIONS, CABELL COUNTY COMMISSION**

**RE: IN THE MATTER OF CHANGES TO VOTING  
PRECINCTS  
PRECINCTS 11A & 11B  
PRECINCTS 29 & 30  
PRECINCTS 41A & 41B**

Karen Cole, County Clerk, explained precincts 11A and 11B would be consolidated due to a low number of registered voters for both precincts. Ms. Cole explained the precinct would still be located in First Presbyterian Church on 5<sup>th</sup> Avenue in Huntington. Ms. Cole stated precincts 29 and 30 would be moved to the new Huntington Middle School due to the closure of Beverly Hills Middle School. Ms. Cole explained this change would be done on a temporary basis and was hopeful the precincts could return to their original location upon completion of the renovations at Beverly Hills. Ms. Cole explained the change of precincts 41A and 41B were due to the number of registered voters exceeding the 1,500 statutory limit. Ms. Cole stated by law, the precincts would be split alphabetically and had to be placed in the same location. Ms. Cole stated the only location available for use was the Cabell County 4-H Camp.

Robert L. Bailey, Commissioner, **moved to approve the changes to voting precincts.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (E)**

**#315**

**RESOLUTION, CABELL COUNTY COMMISSION-  
COUNTY BUDGET REVISION #9**

Anne Yon, Commissioner, **moved to approve County Budget Revision #9 FY 2013/2014.** Robert L. Bailey, Commissioner, seconded the motion and the vote was unanimous. **Exhibit (F)**

**COMMISSION MEETING  
THURSDAY, JANUARY 23, 2014  
PAGE SIX**

**PLACE ON RECORD**

Robert L. Bailey, Commissioner, **moved to approve placing on record minutes from the November 12, 2013, and December 9, 2013, Pea Ridge Public Service District regular board meetings; November 2013, Cabell-Huntington Health Department, regular board meeting, December 11, 2013; December 18, 2013, Culloden Public Service District, regular board meetings.** Anne Yon, Commissioner, seconded the motion and the vote was unanimous.

Nancy Cartmill, President, adjourned the meeting of the Cabell County Commission at 10:40 a.m., until the next regular schedule meeting.

---

**PRESIDENT, COUNTY COMMISSION**

**KSC:ksf**