

FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
FEBRUARY 20, 2015  
COURTHOUSE

FAYETTEVILLE, WV 25840

MEMBERS Present: Denise Scalph, Matthew Wender, John H. Lopez

The Fayette County Commission met for a regular meeting on this 20<sup>th</sup> day of February 2015.

President Scalph called the meeting to order at 9:11 a.m.

The Commission reconvened as the Board of Equalization and Review. There were two properties in question. The Assessor's office corrected Jay Enterprise's property. Doug McKenzie's property had no change. The Commission received a response from the state saying that they do not feel the assessment should change. Jay Enterprise's property had no change. Letters were signed for the two properties. Commissioner Wender motioned to adjourn as the Board of Equalization until 2016. Commissioner Lopez seconded. Unanimous decision.

Commissioner Lopez motioned to approve invoices and release checks today and approve 2<sup>nd</sup> half payroll for February to be released on February 27<sup>th</sup>. Commissioner Wender seconded. Unanimous decision.

Theresa White appeared to introduce the new Program Manager/Planner/Deputy Director, Kevin Walker, to start on March 1<sup>st</sup>, 2015. Commissioner Wender motioned to approve the recommendation of Theresa White that Kevin Walker be hired as Program Manager/Planner/Deputy Director based on the panel of interviewers, starting salary of \$26,000 and after 6 months increasing to \$29,000, upon approval and evaluation. Commissioner Lopez seconded. Unanimous decision.

Commissioner Wender congratulated our Office of Emergency Services, Fayette County Sheriff, Fire Departments, Ambulance Services and Fayette County Board of Education for their great work during the CSX train derailment disaster that occurred in Adena Village on Monday, February 16, 2015.

Commissioner Wender would also like to revisit the storage building for the 911 center.

The Commission certified the Special Levy Election held on February 7<sup>th</sup>, 2015. President Scalph motioned to certify the results. Commissioner Wender seconded. Unanimous decision.

Debbie Berry, County Administrator, presented bills that should be paid from the Dog Tax Fund in the amount of \$1,091.00. The Dog Tax Fund does not have enough to cover these bills. Commissioner Wender suggested scheduling two meetings with the new Humane Society president, Felicia McKenny, on March 4<sup>th</sup> after the last elected official. Commissioner Wender motioned to pay the bills for the Dog Tax Fund from General County. Commissioner Lopez seconded. Unanimous decision.

A bid opening was held for the Courthouse Roof Replacement, Phase II. There were two bids:

Tri State	\$182,883.00
Harris Brothers	\$197,250.00

Commissioner Wender motioned to have Dan Snead review and make a recommendation. Commissioner Lopez seconded. Unanimous decision.

Larry Harrah, Prosecuting Attorney, brought up an issue of his file back-up system.

Judicial Dialog quote was \$35,000.00 without the server - software only.

John Veltrey of Morgantown quoted \$33,069.00 with server, external hard drive and off site back up.

The Prosecuting Attorney's Office negotiated a better price of \$18,000.00. The Commission suggested splitting the payments between fiscal years.

Commissioner Wender motioned to pay \$10,000.00 out of the current fiscal year for the Prosecuting Attorney's system with the remaining \$8,000.00 to be paid out of next fiscal year's budget. Commissioner Lopez seconded. Unanimous decision.

Andrea Mender appeared to discuss the proposed Parks and Recreations Board. She described the differences between a Parks and Recreations Commission and a Parks and Recreation Board. The Parks and Recreation Commission would have sole responsibilities. The Board would still answer to the Fayette County Commission and whatever governing body is involved.

Greenbrier County has an Arts and Recreation Committee where the committee makes recommendations of who should get use of the hotel/motel tax by way of submitted grant applications.

The Commission is going to explore these options and asks Ms. Mender to contact other counties that have this Board regarding their lessons learned. Ms. Mender will report back with her recommendation of who should serve on the Board.

Ms. Berry will also pose these questions on the County Administrators listserve.

Ms. Mender will come back on April 8<sup>th</sup> at 9:30 a.m. to discuss the Parks and Recreation Board and emergency planning for the Fayette County Park.

Bill Lanham, Town of Fayetteville, appeared to discuss the town Clean-Up Days on April 24-25. The rate for disposal through Oak Hill Garbage is \$41.75 a ton.

An Electronics Pick Up Day will be held April 18<sup>th</sup> in the Lowe's parking lot.

The town is once again asking the Commission to partner on this event. Adam Hodges will contact all the municipalities to see if they have anyone available to participate.

Commissioner Wender motioned to authorize up to \$1,000.00 to partner with the Town of Fayetteville for the Clean-Up Day and Electronics Pick Up. Commissioner Lopez seconded. Unanimous decision.

Anthony Salvatore, Attorney, appeared to let the Commission know that he and three other law firms have filed a class action law suit against CSX regarding the recent train derailment and wanted to let the County know they have experts available today to answer any questions we might have. A time was arranged, however the lawyers declined to meet with the Commission.

Ray Tilley appeared to discuss the water extension to Avigen and to give an update about its progress. The original project did not include the Crickmore Road area. The Division of Abandoned Mine Lands did deem this road good, but in April 2014, the AML ceased all projects. They just recently received a letter to continue.

Commissioner Wender asked Mr. Tilley to write a letter to the Commission with a timeline for this project.

Jamie Blankenship appeared to reschedule for a later date regarding his application to close an unused street off of Gatewood Road.

Commissioner Wender motioned to enter into an executive session at 11:45 a.m. regarding a personnel matter. Commissioner Lopez seconded. Unanimous decision.

The executive session ended at 12:25 p.m.

The meeting was adjourned at 12:30 p.m.