

FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
September 12, 2014  
COURTHOUSE

FAYETTEVILLE, WV 25840

MEMBERS Present: Denise A. Scalph, Matthew Wender, John H. Lopez  
Others attending: Donald Carte, C. George Kenney, Maureen Clemons,  
Mike Pauley, Darrell Tomas

The Fayette County Commission met for a regular meeting on this  
12<sup>th</sup> day of September, 2014.

President Scalph called the meeting to order at 9:04 a.m.

Eddie Young, Assessor appeared before the Commission to present a  
refund and exonerations for personal and real property. Mr. Young  
presented one refund for William E. Comer, Sr. \$979.34. Commissioner  
Wender offered a motion to approve the refund and Commissioner Lopez  
seconded. Unanimous decision.

Mr. Young presented exonerations for personal property for Three  
JS DBA Coffee Club \$505.54; Linda J. Puckett \$571.70; John D. & Sheila  
L. Leshar \$410.28; Carol Thompson \$180.78; Carol Thompson \$151.42;  
Daniel Ray & Deloris Lyons \$46.10; Angela Patterson \$314.82; Crystal  
Ball \$174.48; Mickey S. & Melinda S. Burdette \$468.52; Steve Bird  
\$430.44; Steven M. & Teresa D. Bird \$201.94. Commissioner Lopez  
offered a motion to approve exonerations and Commissioner Wender  
seconded. Unanimous decision.

Mr. Young presented exonerations for real property for Johnny R.  
Jane Keith \$129.90; David K. & Sandra Scarborough Jr. \$166.02; John P.  
Casto \$316.56; Gregory L. & Janna L. Fetz \$132.98; Richard E. Eads  
Etux \$311.28. Commissioner Wender offered a motion to approve  
exonerations and Commissioner Lopez seconded. Unanimous decision.

Commissioner Lopez offered a motion to approve vouchers and invoices. Approved checks for invoices to be released September 12<sup>th</sup> and approved 1<sup>st</sup> half payroll checks to be released September 15<sup>th</sup>. Commissioner Wender seconded. Unanimous decision.

Mike Bone appeared to give a review of Camp Kismet. He said that 90 kids attended and that camp went well. Mr. Bone presented the Commission with cards and photos.

Maureen Clemons appeared regarding her dilapidated property in Boomer. Ms. Clemons said the property is being taken care of. She turned the property over to SALS.

A Public Hearing was held regarding Early Voting sites for the General Election. Commissioner Wender motioned to approve three Early Voting sites: The Fayette County Memorial Building, Danese Community Center and Montgomery City Hall. Commissioner Lopez seconded. Unanimous decision.

Commissioner Wender motioned to approve the employment of Early Voting poll workers. Commissioner Lopez seconded. Unanimous decision.

Attorneys Lynn Pollard and Erwin Conrad appeared to discuss the estate of Mark Pino. The attorneys requested to first speak privately with Larry Harrah, Assistant Prosecuting Attorney.

Stephanie Sears, Staff Accountant, presented the delinquent property tax list from the Sheriff.

Ms. Sears presented a Financial Statement for approval and for President Scalph to sign. Commissioner Wender made a motion to authorize President Scalph to sign the statement. Commissioner Lopez

seconded. Commissioner Lopez offered a motion to approve vouchers and invoices. Approved checks for invoices to be released August 8<sup>th</sup> and approved 1<sup>st</sup> half payroll checks to be released August 15<sup>th</sup>.

Commissioner Wender seconded. Unanimous decision.

Ms. Sears presented a letter from Angela M. Henson, Executive Director of Region 1 Workforce Investment Board recommending the appointment of Kelly Jo Drey to the Region 1 Workforce Investment Board. Commissioner Wender motioned to approve the recommendation. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a letter to Ray Crook, President of the Layland Miner's Memorial with a Governor's Community Participation Grant application to be considered for funding in the amount of \$2,500.00 for the Commission to sign. Commissioner Wender motioned to sign the letter. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a letter for the Commission to sign to the Supreme Court of Appeals requesting reimbursement for rent for the Family Law Judge for the months of August and September, 2014. Commissioner Wender motioned to sign the letter. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a proposal from Cincinnati Floors to screen the existing wood gymnasium floor then tack the area to remove all dust and grit at a quote of \$2,985.00 from Okey Skidmore for discussion and approval. The Commission tabled this till the next meeting so that the original contract can be reviewed.

The Commission decided a Special Meeting will need to be added on October 17, 2014 at 9:00 a.m. to conduct an Election Test of equipment for Early Voting.

Discussion was held to change the September 26, 2014 Commission meeting so that President Scalph may attend the Building Preservation Training Conference in Huntington. President Scalph motioned to move the meeting from September 26<sup>th</sup> to September 24<sup>th</sup>. Commissioner Wender seconded. Unanimous decision.

Ms. Sears presented orders giving credit on future taxes for Kenneth K. Kruger \$1,832.51 and Steven White \$1,581.51 for the Commission to sign due to errors made in the Assessor's office. Commissioner Wender motioned to allow future credit for Mr. Kruger and Mr. White. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented an order giving a refund for Beverly Dean-Bowles \$560.88 due to an error in the Assessor's office. Commissioner Wender motioned to approve the refund. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a memorandum of understanding for James J. Bennett, 911 Coordinator for the Commissioners to sign. Commissioner Wender motioned to accept and sign the agreement. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a drawdown for the West Virginia Division of Energy Local Energy Efficiency Grant Program Grant for President Scalph to sign. Commissioner Wender motioned to authorize President Scalph to sign to drawdown. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a drawdown for Community Corrections for the month of August 2014 for President Scalph to sign. Commissioner Lopez motioned to authorize President Scalph to sign the drawdown. Commissioner Wender seconded. Unanimous decision.

Ms. Sears then presented the 911 budget. The budget was discussed and then tabled for approval.

At 10:41 a.m. Commissioner Lopez made a motion to go into an executive session with legal counsel. Commissioner Wender seconded. Unanimous decision.

The Commission reconvened at 10:52 a.m. to revisit the estate of Mark Pino. The Commission was to consider the report of claims by Fiduciary Blankenship. The Commission cannot receive evidence. Commissioner Wender motioned to approve fiduciary back to James Blankenship for additional findings. Report will be made available in 30 days. Commissioner Lopez seconded. Unanimous decision.

Darrell Thomas appeared before the Commission in opposition of the annexation of Minden. The Commission explained that the issue had not been brought before them; therefore they could not take any action.

Theresa White, Interim Emergency Management Director, presented a disaster plan proposal. Everbridge has the most features for \$13,000.00 per year. The Commission suggested trying to get municipalities and utilities to also sign the contract and asked that Ms. White and James Bennett see if they can get partners.

Kevin White, 911 Addressing, went to a tower site but could not get through due to the road being washed out. The Department of

Highways can scrape the roads until a long term fix can be estimated. Ms. White will send a letter to the state to see if they will fix the road.

Ms. Sears then presented the Commission with a title search on the Belinda Morton property, 106 E. Maple Avenue, for approval. Commissioner Wender motioned to hire an attorney for the title search. James Blankenship will provide title insurance. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a letter from the Department of Highways concerning Bridgewalk. Commissioner Wender motioned to send a letter to the Department of Highways stating that we cannot participate. Commissioner Lopez seconded. Unanimous decision.

Ms. Sears presented a joint funding request for Thurmond Gage. This was tabled until the September 24<sup>th</sup> meeting.

Ms. Sears presented orders to Combine or Divide and Segregate Land for President Scalph to sign. Commissioner Wender motioned to sign the orders. Commissioner Lopez seconded. Unanimous decision.

The Commissioners held a discussion about the walkway dedication for Richard Treadway. This will take place on October 10<sup>th</sup> at noon and will be placed on the agenda for that day.

The Commissioners asked that Tom Rist, Attorney, attend the October 10<sup>th</sup> meeting to discuss the DEP challenge to the Danny Webb permit.

The Commission discussed bids for the Fayette County Pool. Debbie Berry, County Administrator, will prepare bids for the pool.

The Commissioner asked that new outdoor lighting be put a future

agenda.

The Commissioners inquired about the rotation list for the county's wrecker service. They would like to know if Hutch's is still on the list.

The Commission discussed the Page-Kincaid dedication event on September 16<sup>th</sup>. It was decided that Kelly Jo Drey, Resource Coordinator, would attend the event.

Ms. Sears stated to the Commission that the budget had been finalized.

The Commission agreed to visit Community Corrections on September 24<sup>th</sup> at 8:30 a.m.

The IWJW Wrestling event approved to be held at the Fayette County Memorial Building was canceled due to lack of funding.

The Commission discussed getting new quotes for a door for the Building Safety Department.

Magistrate Sam Parsons has requested new tile. Ms. Berry will ask Lee's Carpet for a quote.

The Commission called an executive session for a personnel issue at 12:59 p.m.

The meeting was adjourned at 1:10 p.m.