

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, APRIL 4, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Jean Aliff, Glenda Sloan and Betty Wriston of Scarbro, W. Va., representing group of protesters against the proposed golf course in Oak Hill, appeared before the Commission requesting them to seriously consider this proposal before funding this type of project since, in their opinion, it is not in the best interest of education in the school system. This group was protesting local money as well as federal and state monies being spent on the golf course.

Mr. Dial Rollins, Fayetteville, W. Va., also appeared before the Commission protesting the proposed golf course. He, too, requested the Commission to seriously consider this project before funding since it is not, in his opinion, related to education.

Mr. Vickers advised the group that Mr. Matt Edwards, Superintendent of Fayette County Schools, had an appointment to meet with the Commission at 1:30 p.m., this date concerning the proposed golf course and they would be welcome to attend this meeting if they so desired. The group stated they would very

much like to attend.

Jane Hughes, Librarian, came before the Commission stating the sign had been made for Fayetteville Library, however, they were not pleased with the sign, therefore did not want to put it up. She requested permission from the Commission to include the cost of making another sign in the renovation specifications for the Fayetteville Library. The Commission granted her this permission.

Mr. Raymond Tissue, Mayor, City of Mount Hope, appeared before the Commission as spokesman for City of Mount Hope and also representing three residents of Delaware Street, Mount Hope requesting funds in conjunction with money that has been appropriated for dredging of creek at Kilsyth. These residents stated the stream will flood the Delaware section if the Kilsyth dredging is done and they would like some financial assistance. Mayor Tissue informed the Commission the City of Mount Hope has no means for funding this project, therefore the request for funds from the Commission in helping solve this problem.

Mr. Lively suggested they wait and see what develops from the dredging of the creek and then if assistance is needed, the Commission will investigate the situation. This they agreed to do.

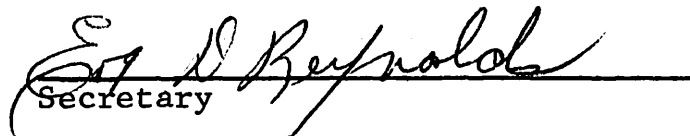
Mr. Matt Edwards, Superintendent of Fayette County Schools, appeared before the Commission requesting the Commission to match a \$350,000 grant from the Bureau of Outdoor Recreation for

construction of a golf course on the grounds of Oak Hill High School. After hearing Mr. Edwards' presentation the Commission Members opened the meeting to comments from proponents and opponents of the golf course asking each speaker to address the golf course situation only as it concerns the Commission's funding of the grant.

Mr. Vickers encouraged anyone desiring to make his or her comments known to the Commission do so as soon as possible.

Mr. Edwards requested the Commission to make a decision on the matter so that members of the Fayette County Board of Education can make a decision on whether or not to accept the grant at a meeting scheduled at the Board of Education Office on April 17th. Mr. Vickers said a decision will be made available to the Board by April 17th.

There being no further business the Commission adjourned.


Secretary

SPECIAL COUNTY COMMISSION MEETING
THURSDAY, APRIL 12, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in special session this date was called to order by the President, Charles M. Vickers.

Mr. Erwin Conrad, Attorney, Fayetteville, Mr. Charles Wendell, Oak Hill and Mr. James E. DeViese appeared before the Commission requesting signing of documents for final closing and completion of the Industrial Development Bond. These documents were signed and completed by the Commission with no financial obligation on part of Commission.

Mr. Vickers stated the purpose of this meeting was held for the Fayette County Commission to receive oral or written statements or comments regarding the budget of Federal Revenue Sharing for fiscal year 1979-80.

Jean Aliff, Glenda Sloan, Betty Wriston and group of protesters against the proposed golf course in Oak Hill came before the Commission. Mrs. Aliff stated her group was here for the purpose of presenting the signed petitions they had against proposed golf course. Since they have not received back all their petitions they requested permission to submit them to the Commission when they were received. The Commission granted them this permission. After much discussion Dr. Stallard made

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motion seconded by Mr. Lively to accept the budget as advertised. Motion carried. The Board of Education will be notified their request for \$50,000 has been denied.

The Commission approved payroll for pay period April 1, through April 15, 1979.

Herb Mann, Circuit Clerk, appeared before the Commission requesting storage safe to store pistols, drugs, etc., (used for evidence in Court). He has no safe or other locked facility in his office for this purpose. The Commission advised him to consider what would be the best method of storage and report back to them and they would grant request.

An order was entered this date appointing Mr. Lee Kelly as a new Commissioner of the Armstrong Public Service District to serve in the place of Mr. Donald Barnett, whose resignation has been heretofore tendered and accepted, to be effective as of April 1, 1979.

There being no further business the Commission adjourned.


Secretary


SPECIAL COUNTY COMMISSION MEETING
TUESDAY, APRIL 17, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in special session this date was called to order by the President, Charles M. Vickers.

Order was approved and signed for laid levies for Fayette County for fiscal year 1979-80.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, APRIL 25, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Debbie Fisher, Teacher, Pratt, appeared before the Commission on behalf of Jane Robertson, who could not be present, concerning funding for the Sugar Creek Camp. She reported they had contacted Mr. Jack Gannon, Superintendent at the Fayette County Park, and he informed them the price would be \$30.00 per camper or a minimum of \$2500.00. She stated they would have approximately 50 campers and 15 volunteer staff persons at the camp which would make a total of \$1500.00, therefore they could not afford the \$2500.00. She also reported they were trying to obtain funds in various ways but at this time are not sure if this will be successful. She requested the Commission consider waivering the fees of campers and also staff persons and if not staff than the price of campers. Since she did not know for sure what funds they could come up with, the Commission advised her to get in touch with the Board of Education and also FMRS and see what help she could obtain from them and report back to the Commission on June 6, 1979 at which time they will consider

her request. She agreed to comply with their request.

Theodore Dues, Attorney, Fayetteville, W. Va., appeared before the Commission and ask leave to file petition of Clara B. Leftwich, concerning committee appointment for Maud Barksdale, an incompetent. After due consideration Wayne D. Inge, Attorney, Fayetteville, W. Va., was appointed guardian ad litem for said Maud Barksdale. Hearing on this matter will be held on May 9, 1979 at 10:00 A.M.

Gary Harding, Zoning Commissioner, came before the Commission concerning request of James Michael King, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District to I-1, Light Industrial District on Lot 84, Wolf Creek Gardens, Plateau District. After a general discussion a motion was made by James E. Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Commission also received request of Billy F. Aliff, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District to I-1, Light Industrial District on Lots 4 and 5, Nicholas Tolstick Estate, Summerlee, Plateau District. The Commission was informed that this request had been tabled at the request of the applicant.

As an additional item a request was presented to the County Commission to remove a condition from Z-111-73-1 which was granted on December 27, 1973, to permit a motel only on 4.14

acres located on Corridor "L" near the New River Gorge Bridge. After a general discussion a motion was made by Mr. James E. Lively that this be advertised to revert back to the L-C classification. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Robert Arthur, Fayette County 4-H Club Agent, Fayetteville, W. Va., appeared before the Commission requesting funds in the amount of \$200.00 be included in his budget for Arts and Crafts. The Commission informed him this had been done.

Mr. Fred Eubanks, Outdoor Recreation Planner for the National Parks Service, came before the Commission outlining their plans for the development of the New River Gorge. He said the service expects to have a full crew in the area investigating the various aspects of use for the river by October. He stated it would take 3 years to complete the so-called master plan. Civic groups, citizens groups and county government will be contacted to help formulate the master plan. Land use will be handled three ways around the river. The NPS will purchase outright some land, including mineral rights. Other land will be obtained by scenic easement. He also stated they are going to request the State not to license any more whitewater outfitters to run New River. They will report back with an update in the future.

There being no further business the Commission adjourned.


Secretary

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Court House Annex
Fayetteville, W. Va.

ts

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 23rd day of April, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendment (changes in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 25th day of April, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendment (change in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendments may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-178-79-1: Request of James Michael King, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to I-1, Light Industrial District, on Lot 84, Wolf Creek Gardens, Hinkle Road at Corridor "L", Plateau District.

Z-159-78-1 (deferred): Request of Billy F. Aliff, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District on Lots 4 and 5, Nicholas Tolstick Estate, W. Va. Route 38, Summerlee Road across from Ohio Brass plant, Plateau District.

Gary E. Harding
Zoning Officer

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MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, APRIL 25, 1979:

Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner.

The following case was presented to the County Commission
for disposition:

Z-178-79-1: Request of James Michael King, Owner, for a change in
land classification from RR-1, Agricultural and Rural Residence
District, to I-1, Light Industrial District, on Lot 84, Wolf
Creek Gardens, Hinkle Road at Corridor "L", Plateau District.

Mr. Mike King was present and there was no opposition. The
County Commission was informed by the Zoning Officer that the
Planning Commission did at their meeting of April 23rd, 1979,
recommend that this request be granted to B-2 instead of the I-1
as requested with the conditions that the portion to be deeded to
Wender and Martin be used only as access to the property that had
been rezoned by Z-167 and that the remainder of the property be
used for retail uses. After a general discussion a motion was
made by Mr. Lively that this be approved as recommended. Motion
was seconded by Dr. Stallard and passed by a vote of 3 - 0.

The County Commission was informed that Z-159-78-1 had been
tabled at the request of the applicant.

As an additional item a request was presented to the County
Commission to remove a condition from Z-111-73-1 which was granted
on December 27, 1973, to permit a motel only on 4.14 acres located
on Corridor "L" near the New River Gorge Bridge. After a general
discussion a motion was made by Mr. Lively that this be advertised
to revert back to the L-C classification. Motion was seconded by
Dr. Stallard and passed by a vote of 3 - 0.

THE FAYETTE COUNTY COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER

SPECIAL COUNTY COMMISSION MEETING
TUESDAY, AUGUST 7, 1979 - 11:30 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in special session this date was called to order by the President, Charles M. Vickers.

Mr. Mike Diefenbach from E. F. Hutton, New York and Mr. Daniel Larcamp from Jackson, Kelly, Holt and O'Farrell, Charleston, appeared before the Commission concerning the adoption and signing of Resolution appointing Trustee Banks for Fayette, Nicholas and Raleigh Counties Home Mortgage Bond issuance and signing of Final Resolution authorizing the issuance of Single Family Residence Mortgage Revenue Bonds.

After much discussion the Commission decided to table the adoption and signing of the Resolution until their next meeting on Wednesday, August 8th at which time Mr. Diefenbach will meet again with the Commission and review the resolution.

An order was entered this date stating the report of "A Study of Family Incomes Relative to Housing Costs In Connection With The Proposed Fayette County, West Virginia Single Family Residence Mortgage Revenue Bond Program", by Don R. Richardson Associates, Inc., dated May 25, 1979, and a letter from the Southern West Virginia Home Builders in support of said report be filed as part of the record of proceedings of this Commission

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relative to the Raleigh, Fayette, Nicholas Counties Single
Family Residence Mortgage Revenue Bond Issue.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, AUGUST 8, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. Fred Jesser, Attorney, representing Town of Gauley Bridge appeared before the Commission presenting Resolution from the Town Council requesting Charles Keenan be appointed a Commissioner on the Board of the Kanawha Falls Public Service District. After some discussion the Commission decided no action would be taken on the appointment at this time.

Mr. George Campbell and Charles Flanagan, representing Danese Public Service District, came before the Commission requesting funding for their Public Service District. They need repairs on their equipment and since they do not have surplus funds for this, requested the Commission for the needed funding. Mr. Vickers advised Mr. Campbell and Mr. Flanagan the Commission would take this under advisement and notify them of their decision.

Mr. Mike Diefenbach from E. F. Hutton, New York, Mr. Daniel Larcamp from Jackson, Kelly, Holt and O'Farrell, Charleston and

Paul Blake, Assistant Prosecuting Attorney, came before the Commission concerning the adoption and signing of Resolution appointing Trustee Banks for Fayette, Nicholas and Raleigh Counties Home Mortgage Bond issuance and signing of Final Resolution authorizing the issuance of Single Family Residence Mortgage Revenue Bonds. Motion was made by Mr. Lively, seconded by Dr. Stallard and unanimously approved that the final resolution of Home Mortgage Home Issuance and approval of Kanawha Valley Bank as Trustee be signed.

Mr. Raymond Tissue, Mayor, City of Mount Hope and delegation of residents from Delaware Street in the municipality of Mount Hope, appeared before the Commission requesting funding to relieve their water problem of flooding on their street. They stated since the dredging of the creek at Kilsyth this has made their situation worse and study had been made and it would take approximately \$30,000 to take care of the problem. After some discussion Mr. Vickers advised them they would meet with the Mayor and some of the residents and explore some possibilities.

Steve Cruikshank, Mike Rutledge and Ronnie Wolford, representing the Fayette County Firemens Association came before the Commission at which time check in the amount of \$1,590.00 was presented by the Commission to Ronnie Wolford, Chief, Loup Creek Volunteer Fire Department for the purchase of Mobile Radio

Units for their fire department. Mr. Cruikshank, Mr. Rutledge and Mr. Wolford expressed their appreciation for the Commission's support.

Mrs. Vivian Wyile, Oak Hill, representing Nutrition Program for Fayette County appeared before the Commission concerning the Multi-County Nutrition Program consisting of Fayette, Greenbrier, Pocahontas and Webster Counties, requesting the Commission appoint one person to serve on the Board. The Commission agreed to grant this request.

The Fayette County Commission unanimously agreed to implement the Federal Manpower Training Program for Fayette County and temporarily hire David Meade as Director until the federal grant is received.


Order was entered this date stating that all regular and special meetings of the Fayette County Commission shall be posted at least three days prior to the convening of any regular or special called meeting and that said notice shall state the place, date, time and reason for such meetings.

Also the following orders were entered:

Order reappointing Mr. Donald R. Kincaid of Gauley Bridge as Commissioner of Kanawha Falls Public Service District Board as of September 1, 1979 to serve for and during a period of six years, said term to expire September 1, 1985.

AUG 8 1979

Order accepting resignation of Mr. Albert Williams,
effective as of August 1, 1979, as Commissioner of the Armstrong
Public Service District and appointing Mr. Archie Truman to fill
the unexpired term of Mr. Albert Williams, said term expiring
April 1, 1985.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, AUGUST 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by James E. Lively.

The Commission approved the payroll for pay period August 1, 1979 through August 15, 1979.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, AUGUST 29, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. Erwin Conrad, Attorney, appeared before the Commission presenting petition of Howard E. Hill and Margueritte Hill, his wife, for abandoning and vacating portion of 4th Street, Wolf Creek Gardens Subdivision. Commission accepted petition and hearing was set for 9:00 A.M., on Wednesday, September 26, 1979.

Mr. Larry Andrews, Attorney from Charleston, appeared before the Commission representing Mr. Raymond Larzo (a friend of the late James H. Truslow) who desired to resign as Administrator of the Estate of James H. Truslow. Mr. Andrews stated that due to harassment and animosity from Mr. Truslow's relatives it was impossible for Mr. Larzo to continue as administrator. Mr. Tom Myles, Attorney, also appeared before the Commission on behalf of the Truslow relatives and stated that since no appraisal had been filed within the time limit they did not feel like the resignation should be accepted. Mr. Walter Wilson, Prosecuting Attorney, and also Commissioner of Accounts for the estate of

James H. Truslow was present and stated on May 20th Mr. Larzo filed with him partial listing of assets and list of checks paid, however no appraisal had been filed. After much discussion Mr. Vickers advised Mr. Larzo the Commission could not accept his resignation as administrator until all requirements had been met. When the appraisal has been filed with Walter Wilson, Commissioner of Accounts, the County Commission will then consider the acceptance of his resignation.

Mr. John Amick, Attorney, Charleston, came before the Commission concerning committee appointment for Armick Malay. Mr. Paul Blake, Attorney, was also to appear at this time concerning the appointment however due to other commitment could not be present at this time. Mr. Vickers advised Mr. Amick the Commission objected to hearing this matter at this time and requested they reschedule the hearing. This was agreeable by all concerned.

Mr. Brentz Thompson, Attorney, appeared before the Commission requesting Pauline T. Thompson be appointed guardian of Lewis Douglas Thompson and Frances D. Thompson, children of the estate of Steven Thompson. There is only real estate involved. There being no objection it was agreed by all concerned to approve the appointment of Pauline Thompson as guardian of the children.

Gary Harding, Zoning Commissioner, came before the Commission with the request of Charles E. Dummitt, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence

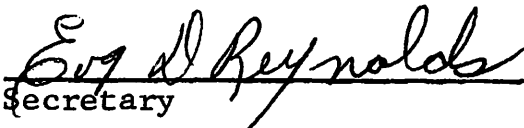
AUG 29 1979

District, to I-1, Light Industrial District, on part of 69.61 acres, near Court House, W. Va. Route 8, Laurel Creek Road at Corridor "L", New Haven District. After a general discussion a motion was made by James Lively that this request be approved as recommended by the Planning Commission. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Mr. Jim Williams, Soil Conservation and Clifford Burdette, Department of Natural Resources, appeared before the Commission with the proposal they would be responsible for the clearing of Glen Jean Creek and requested the Commission write letters to the Department of Highways in regard to cleaning the culvers crossing the highway and also write letter to Chessie System in regard to cleaning the railroad culvert. These people had previously agreed they would do this. The Commission advised Mr. Williams and Mr. Burdette they would grant their request and write the letters.

Mr. Gary Lilly, representing Gatewood-Salem Public Service District, came before the Commission requesting they consider payment in the amount of \$4620.00 for repairing pump. This amount to be part of previous commitment in the amount of \$15,000 the Commission had granted. This requested was granted by the Commission.

There being no further business the Commission adjourned.


Secretary

AUG 29 1979

MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD-ON
WEDNESDAY, AUGUST 29th, 1979.

Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

The following case was presented to the County Commission for disposition:

Z-144-77-1: Request of Charles E. Dummitt, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to I-1, Light Industrial District, on part of 69.61 acres, near Court House, W. Va. Route 8, Laurel Creek Road at Corridor "L", New Haven District.

No one was present to represent the developers and the County Commission was informed that Mr. Tom Hicks and Ed White were to be there. The Zoning Officer informed the Commission that the Planning Commission did at their meeting of August 27th, 1979, recommend that a motel be approved on a 4.573 acre site as requested by the applicant. The applicant had submitted a letter from the Town of Fayetteville stating that they would provide water and sewerage for the project. After a general discussion a motion was made by Jim Lively that this request be approved as recommended by the Planning Commission. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

THE FAYETTE COUNTY COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, DECEMBER 5, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Judge J. Zane Summerfield and Harry Marshall, Probation Officer for Fayette County, came before the Commission requesting permission for use of the main hall and court room in the Court House and also for use of the big county truck located at the Park to pick up toys at Oak Hill. They explained the Salvation Army donates check to IGA Food Store for them to purchase food for the baskets. The Oak Hill Middle School students have been repairing used toys which will be picked up by the truck and delivered to the Court House. All this will be given to the needy applicants on December 24, 1979. Since this has been done for several years the Commission granted their request.

Resolution was entered this date to appropriate matching funds for the replacement and/or repair of the roof of the Fayette County Court House. Said funds shall be appropriated from the Coal Severance Tax Fund and shall be in sufficient quantity to match any grant funding received and accepted through the National Historic Preservation Act of 1966 in order that the proposed project can be effectively completed.

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There being no further business the Commission adjourned.


Secretary

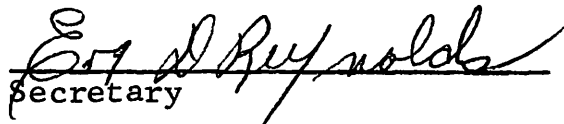
REGULAR COUNTY COMMISSION MEETING
FRIDAY, DECEMBER 14, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period December 1, 1979 through December 15, 1979.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, DECEMBER 26, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

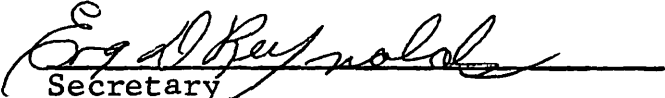
The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

John Redman, County Preparedness Director, appeared before the Commission to explain a school on handling of hazardous materials in transportation, said school to be taught by personnel from the Governor's Office of Emergency Services. This school will be held at the Macedonia Baptist Church, located on the Garten Road, on January 23rd through January 26th, if at least 25 persons are interested. The course is 20 hours long and Mr. Redman stated he will contact various groups that may be interested to explain course requirements to their members.

The Commission approved payroll for December 15th through December 30th. Also bills were approved for payment.

An order was entered this date to transfer a sum in the amount of \$50,392.29 from the General School Fund to the Jail Improvement Fund of Fayette County and ordered that the Clerk of said County Commission take what action necessary in order to perfect this order.

There being no further business Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, FEBRUARY 7, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Carol Everett, representing Oakville School, Harlem Heights, appeared before the Commission reporting back to inform the Commission that after talking with Mr. Jack Gannon, Superintendent, Fayette County Park, they had reached an agreement for the July Summer Day Camp for retarded children. This was agreeable with the Commission, however, Mr. Vickers advised her to write a letter of her agreed schedule to Mr. Gannon in order that it may be on file. This she agreed to do.

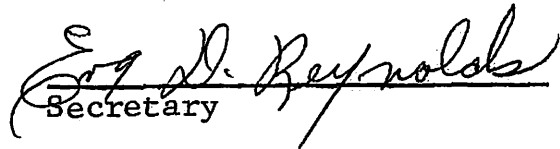
Dwight Harshbarger, Executive Director, FMRS, along with Guy Hensley and Norma Janney, also with FMRS, came before the Commission presenting information on their program, services, etc., and also left copy of their budget requesting continuation of funds of \$35,000 for the next fiscal year. The Commission advised him this would be considered at the time the county budget is planned.

An order was entered this date appointing Carrol Miller of Gauley Bridge, West Virginia, to fill the vacancy of the Fayette

FEB 7 1979

County Planning Commission created by the resignation of Bob
Johnson.

There being no further business the Commission adjourned.


Secretary

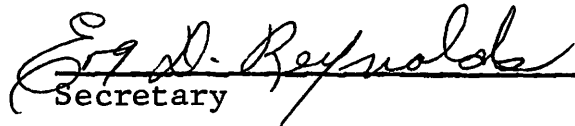
REGULAR COUNTY COMMISSION MEETING
THURSDAY, FEBRUARY 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period February 1 through February 15, 1979.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, FEBRUARY 28, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Paul Blake, Assistant Prosecuting Attorney, appeared before the Commission and presented a bill of approximately \$350.00 for stenographic services in connection with a Civil Service Commission hearing involving Deputy, Norman E. Lilly. Mr. Vickers suggested he send the bill to Jack Thompson, President of the Deputies Civil Service Commission since there was no reason that he could see for it being presented to the County Commission.

Proposed hearing for the Federal Revenue Sharing Funds was held as advertised at 9:30 A.M., on February 28, 1979, to receive written and oral comments from the public regarding usage of Revenue Sharing Funds in Fayette County for fiscal year 1980. No one from the public was present or attended and no written or oral comments received.

Bob Arthur, County Extension 4-H Club Agent, appeared before the Commission and submitted a fiscal report for Fayette County 4-H Club work. On behalf of the Fayette County 4-H Leaders

Association, 4-H All Stars and County Extension Staff he presented the Commission with a plaque in appreciation of their support of the 4-H programs and services rendered.

Scott McNeil, Director of Mountain Transit Authority, appeared before the Commission requesting \$17,824 from the County Commission to cover part of the Authority's estimated cost for the 1979-80 fiscal year. He also stated money is being requested from other county governments and municipalities within Region 4 Planning and Development Council. Mr. McNeil said the appropriation amounts to thirty-four cents (34¢) per person from the County with an additional eighteen cents (18¢) for each person living within an incorporated area. Since Fayette is by far the most populated county in Region 4 it bears most of the cost of MTA. He encouraged the Commission to fund the systems noting that it would already be established if a major gasoline shortage would cripple the nation. After discussion the Commission advised Mr. McNeil they would take the matter under consideration.

Pearl Moss, Catherine Boyd and other residents of Kilsyth, West Virginia, reported back to the Commission with estimates on the cost of dredging Dunloup Creek. The lowest estimate was \$150,000 and Mr. Lively advised the group the Commission could not commit more than \$15,000. The group then decided to try and get an appointment with Governor Rockefeller to see if possibly some assistance would be available from the State for this project.

Gordon Billheimer, President of the Fayette County Library Board, along with Judy Gonzalez, Librarian, Mrs. Elizabeth Lewis and Mr. Louis Rahall, members of the Library Board, came before the Commission and presented their projected budget for the 1979-80 fiscal year. They are requesting \$20,000 an increase in its annual allocation from \$20,000 to \$40,000. He pointed out they have used almost all money saved over the period of 20 years to pay for the construction of their new headquarters building in Oak Hill. Also the opening of a new branch Library in Mount Hope is expected in the summer. The Board of Education donated them the lot for the Mount Hope Branch. Mr. Billheimer told the Commission a request had been made by Mayor Charles Keenan for a library branch at Gauley Bridge, however the library system would not be able to afford the maintenance of this branch library at this time. Maybe sometime in the future. Mr. Vickers ask about the Board of Education's contribution to the library system feeling the Board should be asked to contribute more money since they receive a greater share of the county tax dollar. Mr. Billheimer stated the Board has been asked to contribute \$30,000 this year which would pay the cost of operating the County Book Mobile. The Commission advised him they would take the request under consideration.

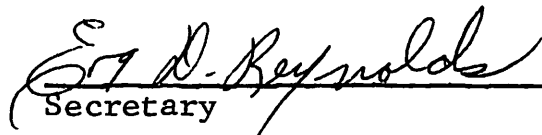
An order was entered this date reappointing the following persons to the Fayette County Commission on Human Rights for a

FEB 28 1979

three year term. Inez Kirkwood, Arthur Wilborne, A. W. Orndorff and E. C. Amick.

There were no assessment complaints from citizens of Fayette County to come before the Board of Review and Equalization during the month of February.

There being no further business the Commission adjourned.


Secretary

SPECIAL COUNTY COMMISSION MEETING
TUESDAY, JANUARY 2, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

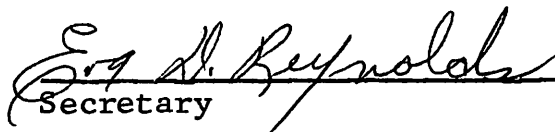
The Commission meeting in special session this date was called to order by the President, Charles M. Vickers.

Purpose of meeting was reorganization of the County Commission for the year 1979 and also appointment of new County Clerk. Judge J. Zane Summerfield gave the oath of office to newly reelected Commissioner, Charles M. Vickers.

An order was entered this date and thereupon Charles M. Vickers was elected President of said Commission for the year 1979 and James E. Lively was elected Purchasing Agent.

The resignation of Irene K. Johnson, County Clerk, was tendered to be effective as of January 1, 1979. The Commission accepted said resignation and thereupon appointed Howard E. Janney of Oak Hill, W. Va., as County Clerk to fill the unexpired term of Irene K. Johnson. Mr. Janney was then given the oath of office by Judge J. Zane Summerfield.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, JANUARY 3, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

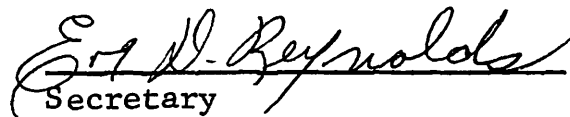
Pat Hamilton, Attorney, Oak Hill, W. Va., appeared before the Commission to determine if they would be interested in County Residential Mortgage Revenue Bonds in the amount of twenty-five million dollars for the people in Fayette County who are in need of homes and if interested to tentatively set a date to meet with a representative from Hutton of New York, representatives from all banks and Federal Loan Associations in Fayette County. The Commission advised him they were interested in the bonds and set the date of Monday, January 15, 1979 at 10:00 A.M., to meet the above representatives, at which time a more detailed explanation of the bonds will be given.

John W. Hatcher, Jr., Fayetteville, W. Va., was appointed as a member of the Board of Directors of the Fayette, Monroe, Raleigh, Summers (FMRS) Mental Health Council, Inc., for a term of three years, said term to commence January 1, 1979 to December 31, 1981.

JAN 3 1979

An order was entered this date reappointing Norville Ellison, Mt. Hope, W. Va., to serve on the Fayette County Planning Commission for a period of three years, said term to expire December 20, 1981.

There being no further business the Commission adjourned.


Secretary

9

REGULAR COUNTY COMMISSION MEETING
MONDAY, JANUARY 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

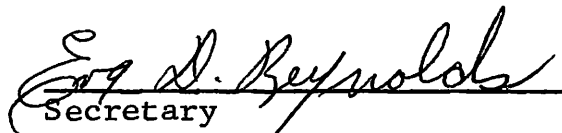
The Commission approved the payroll for pay period January 1 through January 15, 1979.

Upon the motion of Commissioner, James E. Lively, seconded by C. W. Stallard and after due discussion, it was the unanimous decision of the County Commission to adopt the order of Issuance of Industrial Development Bonds - James E. Deviese & Son, copy of which is hereto attached.

The Commission also adopted a resolution with respect to issuance of Single Family Mortgage Revenue Bonds for Fayette County, said resolution to take effect immediately.

The County Commission finding it necessary to so act does hereby resolve to appropriate a sum in the amount of \$89,121.11 for the amortization of the contractual agreement with the Computer Election Systems, Inc., said appropriation to be obtained from the Fayette County Revenue Sharing Trust Fund Account.

There being no further business the Commission adjourned.


Secretary

JAN 15 1979

REGULAR SESSION OF THE COUNTY COMMISSION OF
FAYETTE COUNTY, WEST VIRGINIA,

HELD January, 15, 1979.

-0-

The County Commission of Fayette County, West Virginia, met in
Regular Session this 15th day of January, 1979, at
10 a..m., at the courthouse.

-0-

PRESENT: Charles M. Vickers President
James E. Lively Commissioner
C. W. Stallard Commissioner
Howard E. Janney County Clerk

-0-

The following is an excerpt from the minutes of said meeting:

Upon the motion of Commissioner Lively, seconded
by Commissioner Stallard, and after due discussion, it was
the unanimous decision of the County Commission to adopt the following
order:

IN THE COUNTY COMMISSION OF FAYETTE COUNTY, WEST VIRGINIA

RE: ISSUANCE OF INDUSTRIAL DEVELOPMENT BONDS -
JAMES E. DEVIESE & SON

12/4/78

JAN 15 1979

ORDER

WHEREAS, The County Commission of Fayette County, a political subdivision and public corporation of the State of West Virginia, proposes to acquire an existing 10,000 square foot metal building and its site in the County and related facilities (the "Facilities") for leasing to James E. DeViese & Son and subleasing to Fayette Hydraulics & Mine Supply Company (herein collectively called the "Company") in _____ District of said County; and

WHEREAS, THE Company will conduct a business at such property, now leased to the Company by the present owner, consisting of sale, rebuilding and repair of heavy coal mining equipment, and the Company has stated that it cannot make plans to expand its operations at such building and combined other of its operations now conducted at a different location with operations at such building without assurance that it may protect its location and have the right, eventually, to purchase such property; and

WHEREAS, the estimated aggregate cost of the Facilities is \$165,000, such cost to be financed by the issuance of Industrial Development Bond of The County Commission of Fayette County under and pursuant to the "Industrial Development Bond Act" of the State of West Virginia (Code, Chapter 13, Article 2C, herein called the "Act") without cost, expense of financial liability or obligation of the County Commission; and

WHEREAS, the County Commission has found and determined that the Facilities will benefit the happiness, right of gainful employment, general welfare and economy of the County and are necessary and appropriate in the public interest of the County and the citizens and residents of the County and should promote or help to retain business in the County

JAN 15 1979

with the resulting economic benefits to the County and its citizens and residents and the proposed financing and acquisition are a public purpose of the County; and

WHEREAS, it is intended that this Resolution shall constitute a "bond resolution or some other similar official action" toward the issuance of bonds within the meaning of Section 1.103-8(a)(5) of the Income Tax Regulations prescribed by the United States Treasury Department; and

WHEREAS, said Bonds shall be payable solely from the lease rentals and other revenues to be derived from the leasing or sale of the Facilities under and pursuant to one or more Lease Agreements to be entered into between The County Commission of Fayette County, as Lessor, and the Company, as Lessee; and

WHEREAS, it is now necessary to provide for the preparation of a Trust Indenture and a Lease Agreement and other documents with respect to the issuance of sale of said Bonds;

NOW, THEREFORE, BE IT RESOLVED by The County Commission of Fayette County, West Virginia, as follows:

1. There is hereby authorized to be issued and the County Commission hereby determines to issue, pursuant to the Act, its Industrial Development Bonds (the "Bonds"), if so requested by the Company, in an aggregate principal amount not to exceed \$165,000, and to expend the proceeds to finance the cost of the Facilities, including all costs incurred by the County Commission in connection with the issuance of the Bonds, such Bonds to be secured by and payable from the revenues to be derived by the County Commission under the terms of a Lease Agreement to be entered into

JAN 15 1979

between the County Commission and the Company and secured by an agreement by the Company to guarantee payment of the Bonds and the interest thereon.

2. The Bonds shall bear such dates, mature at such time or times, bear interest at such rate or rates and contain such other terms and provisions as shall be determined by subsequent action of the County Commission and approved by the Company.

3. The Facilities shall be acquired by purchase by the County Commission and leased to the Company pursuant to a Lease Agreement, the terms of which shall be mutually agreed upon by the Company and the County Commission and which shall provide that the Company will be obligated to make payments sufficient to pay the principal of and interest on the Bonds as and when the same shall become due and payable, and the charges of the Trustee under the Trust Indenture and the fees and charges of the Paying Agent on the Bonds.

4. Such rulings, approvals, consents, certificates of compliance, opinions of counsel and other instruments and proceedings satisfactory to the Company and to the County Commission as to such matters with respect to the Bonds and the tax exemption of interest thereon, the Facilities, the Trust Indenture, the Lease Agreement and other necessary documents as shall be specified by the Company and the County Commission shall have been obtained and shall be in full force and effect at the time of the issuance of the Bonds.

5. This Resolution is an affirmative official action of the County Commission toward the issuance of the Bonds as contemplated herein in accordance with the purposes of the laws of West Virginia and

JAN 15 1979

the United States Treasury Regulations Section 1.103-8(a)(5), and it is understood that the Company will rely upon this Resolution in acquiring for the County Commission and obtaining temporary financing for the facilities.

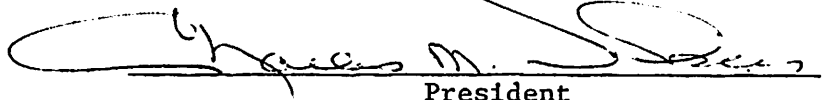
6. The firm of Steptoe & Johnson , Attorneys, Clarksburg, West Virginia, is hereby appointed bond counsel in connection with the issuance and sale of such Bonds, and said firm is hereby authorized and directed to act in such capacity in the preparation of a Trust Indenture, a Lease Agreement and a Guaranty Agreement and other documents necessary for the authorization, issuance and sale of said Bonds, subject to submission of all such documents to the Prosecuting Attorney as attorney to the County Commission, such firm to be paid for its services only from the proceeds of sale of the Bonds or by the Company.

7. The County Commission shall not have any expense, financial liability or financial obligation of any kind in connection with such Bond issue.

8. This Resolution shall become effective immediately.

9. The President of the County Commission is authorized to certify copies of this Resolution as required and the Clerk of the County Commission is authorized to affix the official seal of the County Commission to such certifications and to attest the same.

ENTER: _____



President

The County Commission of Fayette County

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, JANUARY 31, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

David Richmond, Department of Rehabilitation, appeared before the Commission requesting they write to each of our legislators a letter of endorsement proposing to make and develop George Washington Carver Camp at Clifftop available to the handicapped for summer camp activities. They advised Mr. Richmond they would be glad to write the letter.

Rodney Whitt, State Auditor, presently doing audit for County Clerk's Office and Sheriff's Office, appeared before the Commission requesting permission to inspect county pay checks and have county employees come to the auditor's office to pick up their February 15th pay check. Mr. Vickers advised him this would be too disruptive to county procedure since some employees live out of the Fayetteville vicinity and have their checks mailed, however they did give him permission to inspect the checks. Mr. Whitt said he would talk with his supervisor and report back to the Commission.

Gary Harding, Zoning Commissioner, appeared before the Commission concerning request of Atlas Homes, Owner, by

Clyde Treadway for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2 General Business District, on 1 acre, White Oak, County Route 19/3, Whipple Road, off Corridor "L", Plateau District. Mr. Harding informed the Commission that a petition had been submitted in opposition to this request signed by 76 of the property owners and that the Planning Commission at their meeting of January 29, 1979, did by a vote of 9 - 0 recommend that this request be denied. After a general discussion a motion was made by Janes E. Lively that they take the recommendation of the Planning Commission and deny this request. Motion was seconded by Charles M. Vickers and passed by a vote of 2 - 0.

Mr. Richard Bragg, Administrative Assistant for the County Commission, presented to the Commission letter from Mountain Transit Authority requesting funds from the Commission. There was no definite decision regarding the funds made at this time by the Commission.

Charles Clonch, Attorney, appeared before the Commission concerning Committee appointment for Herbert Bragg, who is presently confined in Pine Lodge Nursing Home, Beckley. Mr. Erwin Conrad, Attorney, also appeared having been appointed guardian ad litem for Herbert Bragg. After hearing testimony from Geneva McGuire, Meadow Bridge, Glenna Walker, Rainelle and Geraldine Diggs, Columbus, Ohio, daughters of Mr. Bragg, it was

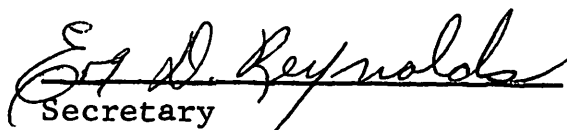
JAN 31 1979

agreed by all concerned to have Geneva McGuire appointed as committee for her father, Herbert Bragg.

Also appearing before the Commission were Pearl Moss and Catherine Boyd, with four other residents of Kilsyth, W. Va., requesting help from the Commission in having the creek at Kilsyth dredged to help solve their high water problem. The Commission advised them to get detailed estimates from contractors on cost of dredging the creek as soon as possible and when they had done this, report back to the Commission and they would be willing to give some help.

The Commission adopted a resolution to commit a sum in the amount of \$15,000.00 to be added to the 1978-79 budget of the Fayette County Library Board for the specific purpose of constructing a book depository building of the Oak Hill branch of the Fayette County Public Library.

There being no further business the Commission adjourned.


Secretary

JAN 31 1979

MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, JANUARY 31, 1979.

Present were: Charles M. Vickers, President
James E. Lively, Commissioner

The following case was presented to the County Commission
for disposition:

Z-177-79-1: Request of Atlas Homes, Owner, by Clyde Treadway, for
a change in land classification from RR-1, Agricultural and
Rural Residence District, to B-2, General Business District,
on 1 acre, White Oak, County Route 19/3, Whipple Road, off
Corridor "L", Plateau District.

Mr. Clyde Treadway was present and there were two people
present in opposition. The County Commission was informed by
the Zoning Officer that a 60' x 150' building to be used for a
roller rink was proposed on the site. They were informed also
that the Planning Commission at their meeting of January 29th,
1979, by a vote of 9 - 0 recommend that this request be denied
because 8 property owners had been present in opposition to
this request and submitted a petition bearing 76 signatures
opposed to this area be rezoned to commercial. After a general
discussion a motion was made by Jim Lively that they take the
recommendation of the Planning Commission and deny this request.
Motion was seconded by Charles Vickers and passed by a vote of
2 - 0.

THE FAYETTE COUNTY COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER

JAN 31 1979

FAYETTE COUNTY COMMISSION

On this the 31st day of January, 1979, the County Commission of Fayette County meeting in a regularly called session does hereby resolve to commit a sum in the amount of \$15,000.00 to be added to the budget of the Fayette County Library Board for the specific purpose of constructing a book depository building at the Oak Hill branch of the Fayette County Public Library.

PRESIDENT

COMMISSIONER

COMMISSIONER

REGULAR COUNTY COMMISSION MEETING
TUESDAY, JULY 3, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date (Wednesday, July 4th being holiday) was called to order by the President, Charles M. Vickers.

Charles Wendell, Oak Hill, appeared before the Commission requesting the Commission approve and sign an Inducement Resolution for a \$175,000 revenue bond to be used by Jeffrey Mining Machinery Division of Dresser Industries, Inc., for construction of a building in Fayette Plateau Industrial Park. Mr. Wendell, who is a partner in C & W Associates with Eddie Callahan, an Oak Hill businessman, who will construct the building and lease it to Jeffrey Mining, said he has been working for over three years to get the firm to locate in the Industrial Park instead of choosing a site in the Beckley area. After much discussion the Commission approved and signed the Inducement Resolution.

Mr. Vallandingham, representing GCC, parent company of Pepsi Cola Bottling Company, came before the Commission presenting resolution for Industrial Bonds in the amount of \$400,000 to

be used to construct a building in the Fayette Plateau Industrial Park as a distribution center for this area of W. Va. The Commission requested more information on the project than could be presented at this time and suggested Mr. Vallandingham get the information and meet with the Commission at their next meeting to further explain the company's construction plans.

Mr. Travis Harrington, Attorney, Fayetteville, representing Gauley Bridge Town Council, appeared before the Commission requesting appointment of a person from the Town of Gauley Bridge to serve as a member on the Kanawha Public Service District. He stated the town council is upset that the public service district has been so slow in the development of water and sewage systems for the area. After discussion Mr. Harrington informed the Commission he will serve notice on the Public Service Commissioners that he will appear before this Commission on Wednesday, July 25th, 1979 requesting an additional Commissioner for the municipality of Gauley Bridge be appointed to the district.

Resolution was entered this date to commit and appropriate any and all funds necessary from the anti-recession fund in order to meet the following expenses for FY 1979-80.

Employer Contribution to	F.I.C.A.
Employer Contribution to	Hospitalization and Insurance
Employer Contribution to	Unemployment Compensation
Employer Contribution to	W.Va. Public Employees Retirement System.

JUL 3 1979

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
FRIDAY, JULY 13, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

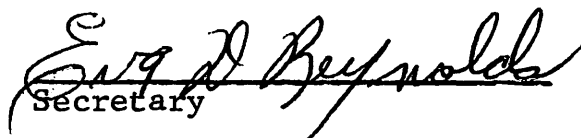
The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period July 1, 1979 through July 15, 1979.

The Commission approved and signed the Inducement Resolution for GCC Beverages, Inc., for issuance of Industrial Bonds to be used for construction of a building for the warehousing and distribution of beverages in Fayette County, said building to be located in Fayette Plateau Industrial Park in Oak Hill.

An order was entered this date reappointing Mr. A. W. Orndorff and Mr. Carroll Miller to serve on the Fayette County Planning Commission for a period of three years.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, JULY 25, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. Pat Hamilton, Attorney, appeared before the Commission and presented order for annexation of Old Scarbro Road into City of Oak Hill. This annexation being requested by the residents of the area and there being no objection, Commission accepted and signed order for annexation.

Gary Harding, Zoning Commissioner, came before the Commission concerning request of Frank K. Thomas, Owner, by Charles L. Garvin, Jr., Attorney, for a change in land classification from R-1, Residence District, to B-2, General Business District, on Lots 78, 79, and 80, Wolf Creek Gardens, Hinkle Road off Corridor "L", Plateau District. After a general discussion a motion was made by James E. Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

The Commission entered Resolution this date to appropriate a sum in the amount of \$10,000 to Mountain Transit Authority for the operation of a public transportation in Fayette County. Said funds to be appropriated from general revenue fund.

JUL 25 1979

An order was entered this date reappointing the following persons as members of the Fayette County Soldiers and Sailors Memorial Board for a term of four years, said term expiring August 7, 1983: Claude B. Bess, Fayetteville - H. H. Willis, Ansted - Claude Crawford, Lookout - John Finley, Danese - William J. Carter, Prince - Jack Miles, Falls View - Dr. Carl Lee Kennedy, Montgomery.

Also Commission agreed to sponsor (beginning August 1, 1979) a junk car removal program in Fayette County. There will be no cost to anyone desiring to have a junk car removed from their property. Anyone desiring to have such a vehicle removed should phone the Fayette County Court House and give the information.

Mr. Richard Bragg, Administrator and Jesse Bane, Maintenance Superintendent, appeared before the Commission concerning the following repairs needing to be done to the Court House:

1. All down spouts and horizontal standpipes in need of replacement.
2. Replace gutter system and roof.

Commission requested them to get estimates from firms who do this type of work and report back to them.

There being no further business the Commission adjourned.


Secretary

JUL 25 1979

MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, JULY 25th, 1979.

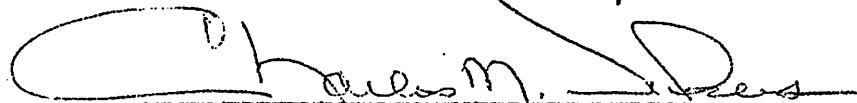
Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

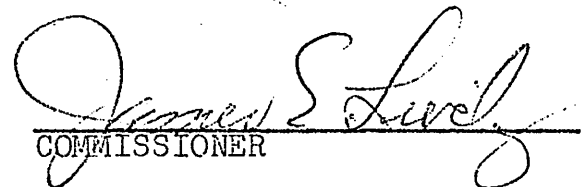
The following case was presented to the County Commission
for disposition:


Z-183-79-2: Request of Frank K. Thomas, Owner, by Charles L.
Garvin, Jr., Attorney, for a change in land classification
from R-1, Residence District, to B-2, General Business
District, on Lots 78, 79, and 80, Wolf Creek Gardens, Hinkle
Road off Corridor "L", Plateau District.

The Fayette County Commission was informed by the Zoning
Officer that this request was recommended unanimously by the
Planning Commission. Mr. Garvin was present to represent the
applicant and there was no opposition. After a discussion a
motion was made by James Lively that this be approved as
recommended. Motion was seconded by Dr. Stallard and passed
by a vote of 3 -0.

THE FAYETTE COUNTY COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER

JUL 25 1979

Court House Annex
Fayetteville, W. Va.

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 23rd day of July, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendments (changes in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 25th day of July, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendments (changes in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendments may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-183-79-2: Request of Frank K. Thomas, Owner, by Charles L. Garvin, Jr., Attorney, for a change in land classification from R-1, Residence District, to B-2, General Business District, on Lots 78, 79, and 80, Wolf Creek Gardens, Hinkle Road off Corridor "L", Plateau District.

Gary E. Harding
Zoning Officer

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, JUNE 6, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Robert Moss and Edward Boyd, Kilsyth, appeared before the Commission stating they were pleased with the work being done on dredging Kilsyth Creek, however they are still having some problems and requested the Commission withhold check to be paid to Contractor until the job was completely satisfactory with the committee. The Commission advised them it was their understanding payment would not be issued until project was satisfactory to the residents of Kilsyth, therefore check would not be issued at this time.

Dial Rollins, Fayetteville, along with Jean Aliff and Betty Wriston, Scarbro, appeared before the Commission again requesting the funding on the proposed golf course be given grave and serious consideration by the Commission.

Debbie Fisher, Pratt and Sandy Strunk, Glen Ferris, came before the Commission reporting back on their progress for obtaining funds for the Sugar Creek Camp and presented some figures concerning the camp. As of this date they are not sure the exact amount they can raise and requested the Commission

grant funding for entire camp of approximately 50 campers. The Commission advised them they would take this under consideration and advise them by letter by June 15th of their decision.

A letter of proposal concerning the proposed golf course was received by the County Commission from the Fayette County Board of Education requesting a county recreation committee be appointed by the County Commission and also a request for \$175,000 to match a proposed federal grant of \$350,000. Mr. Vickers made motion to reject letter of proposal for funding for golf course, seconded by Dr. Stallard. Mr. Lively voted in favor of the proposal.

Kenneth Fox and Edward Lang from Kincaid, along with Dr. Philip E. LaMoreaux, President of P. E. LaMoreaux & Associates, a consulting hydrologist firm, appeared before the Commission regarding work done on Page-Kincaid Public Service District water project. Dr. LaMoreaux, while showing some film taken in the Page area, stated it was difficult to locate a high producing well because of the soil in the area, however the Johnson Well, with some renovation, would be a suitable source of water supply since that is their present water supply.

Gary Harding, Zoning Commissioner, came before the Commission concerning the following requests:

Request of Adena Development, Owner, for a change in land

classification from RR-1, Agricultural and Rural Residence District, to R-3, Residence District, on Lots 1 thru 29, Adena Village, Route 61, Mt. Carbon, Calley District. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

On the County Commission's Own Motion, for a change in land classification from RR-1, Agricultural and Rural Residence District, to L-C, Land Conservation District, on 4.14 acres, located near Corridor "L" at New River Gorge Bridge, New Haven District. After a general discussion a motion was made by Mr. Lively that this be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Request of James E. and Barbara J. O'Dell, Owners, for a change in land classification, from R-1, Residence District, to B-2, General Business District, on surface 3 acres, near Court House, Route 82, Fayette Station Road off Corridor "L", New Haven District. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Request of James and Joann Rakes, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on Lot 162, Sun Hollow, Plateau District. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

JUN 6 1979

Request of Charles E. Dummitt, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to I-1, Light Industrial District, on part of 69.61 acres, near Court House, W. Va. Route 8, Laurel Creek Road at Corridor "L", New Haven District. The Planning Commission did recommend this but Mr. Dummitt was not present. Since Mr. Dummitt was not present it was decided no action would be taken on this request.

There being no further business the Commission adjourned.


Secretary

JUN 6 1979

Court House Annex
Fayetteville, W. Va.

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 4th day of June, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendments (changes in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 6th day of June, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendments (changes in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendments may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-179-79-1: Request of Adena Development, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to R-3, Residence District, on Lots 1 thru 29, Adena Village, Route 61, Mt. Carbon, Valley District.

Z-180-79-2: On the County Commission's Own Motion, for a change in land classification from RR-1, Agricultural and Rural Residence District, to L-C, Land Conservation District, on 4.14 acres, located near Corridor "L" at New River Gorge Bridge, New Haven District.

Z-181-79-1: Request of James E. and Barbara J. O'Dell, Owners, for a change in land classification, from R-1, Residence District, to B-2, General Business District, on surface 3 acres, near Court House, Route 82, Fayette Station Road off Corridor "L", New Haven District.

Z-182-79-1: Request of James and Joann Rakes, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on Lot 162, Sun Hollow, Plateau District.

Gary E. Harding
Zoning Officer

Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

The following cases were presented to the County Commission for disposition:

Z-179-79-1: Request of Adena Development, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to R-3, Residence District, on Lots 1 thru 29, Adena Village, Route 61, Mt. Carbon, Valley District.

The County Commission was informed that this was additional property purchased adjacent to the existing Adena Village and that the owners were requesting R-3 in keeping with the rest of the project. The Zoning Officer informed the Commission that the Planning Commission did at their meeting recommend that this request be approved. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Z-180-79-1: On the County Commission's Own Motion, for a change in land classification from RR-1, Agricultural and Rural Residence District, to L-C, Land Conservation District, on 4.14 acres, located near Corridor "L" at New River Gorge Bridge, New Haven District.

This was the request heard last month and sent back to the Planning Commission for a recommendation to change back to its original classification. The Commission was informed that the Planning Commission did recommend that this property be put back into the L-C classification. After a general discussion a motion was made by Mr. Lively that this be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Z-181-79-1: Request of James E. and Barbara J. O'Dell, Owners, for a change in land classification, from R-1, Residence District, to B-2, General Business District, on surface 3 acres, near Court House, Route 82, Fayette Station Road off Corridor "L", New Haven District.

This was a request to erect a building of approximately 2000 square feet for commercial purposes specializing in arts and crafts. The County Commission was informed that the Planning Commission did recommend that this be approved P-D and that the building as shown be approved. When Mr. O'Dell is ready to proceed with the smaller buildings he was proposing he would have to submit plans to the Commission for approval. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Z-182-79-1: Request of James and Joann Rakes, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on Lot 162, Sun Hollow, Plateau District.

This is a request brought about by the State Highway Dept. requesting Mr. Rakes to find a new location away from his present location on the Mossy Road. The new location is located on the old slate dump approximately 1 mile up Sun Hollow. After a general discussion a motion was made by Mr. Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

JUN 6 1979

Z-144-77-1: Request of Charles E. Dummitt, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to I-1, Light Industrial District, on part of 69.61 acres, near Court House, W. Va. Route 8, Laurel Creek Road at Corridor "L", New Haven District.

The Commission was informed that this was a request by Chad Dummitt to locate a 40 x 70 building for a private club on a lot 150 foot by 450 foot adjacent to Murdock's industrial site on Laurel Creek Road. The Planning Commission did recommend this but Mr. Dummitt was not present. Since Mr. Dummitt was not present it was decided no action would be taken on this request.

THE FAYETTE COUNTY COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER

REGULAR COUNTY COMMISSION MEETING
FRIDAY, JUNE 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.


MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. R. L. Strickland appeared before the Commission and made proposal for the accumulation throughout the county of junked cars. He also requested the Commission's help in advertising and publicizing project and assistance in finding three sites as collection points. The Commission advised him they would look for three sites and get in touch with him for final answer as to desirability of project.

The Commission made the decision to waive all fee charges except the \$2,500.00 minimum charge for those persons participating in the Sugar Creek Camp for retarded children. Debbie Fisher, Pratt, will be notified by letter of their decision.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, JUNE 27, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Tom Myles, Attorney, appeared before the Commission requesting Mr. Harry Painter of Oak Hill, W. Va., be appointed Committee for his sister, Polly Painter. It was brought out in his sworn testimony that Polly Painter is incompetent, is unable to manage her own affairs or funds and now makes her home with Mr. Painter. There being no objection it was agreed by all concerned to have Mr. Painter appointed committee for Polly Painter.

Mr. John Witt, Fayetteville, Dr. D. C. Newell, Oak Hill, Mr. Dewey Collins, Oak Hill and Mr. Harry Kline, Oak Hill, representing the Plateau Amateur Radio Association, came before the Commission requesting funds in the amount of \$4,500.00 to replace their old radio system located on Summerlee Mountain, which is 29 years old and therefore needs replacing. He stated their people are the first on the scene where there is no power or radio available through communication with each other and people throughout the county in the event of an emergency

in the county. He explained they offer much better communication facilities than citizens band radio noting the ham radios can operate at much higher power and also they are required to provide this service in order to get license. This would be a one shot deal and the association would not be back again next year. After much discussion the Commission agreed to grant their request.

Hewitt Grasty, Clarence Diggs and Rev. Brown, representing the Development Committee of Harlem Heights, appeared before the Commission with a progress report on their HUD Community Block Grant since the County Commission agreed to sponsor this grant to enable them to get fire plugs, street lights and fix streets in their area. They have had one public meeting and must have two more public meetings, then the grant application will be sent in. Mr. Bragg, Administrator, stated the grant will most likely be approved.

James Blankenship, Attorney, Oak Hill, appeared before the Commission requesting abandonment of Hobert Booth Alley, Edgewood Avenue, Oak Hill. There being no objections an order was entered and signed by the Commission that portion of Edgewood Avenue be and the same is hereby closed.

Mr..Pat Hamilton, Attorney, Oak Hill, came before the Commission and presented order of petition for annexation of old Scarbro Road into City of Oak Hill, this being done at the request of residents of the area. Petition was accepted and

JUN 27 1979

signed by the Commission and date of hearing set for July 25, 1979 at 10:00 A.M.

Mr. Gene Wright, representative of Telecom Telephone System, appeared before the Commission regarding new telephone system for Court House. He stated his system would save the county money on a monthly basis. The Commission thanked him for his information and stated they would discuss the matter and get in touch with him.

An order was entered reappointing Elizabeth Lewis of Oak Hill to another term on the Fayette County Library Board.

Also an order was entered reappointing Robert Stephens of Charlton Heights for another term on the Fayette County Board of Health.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, MARCH 7, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. Jim Rubin, Administrative Assistant, Appalachian Regional Hospital, Beckley, West Virginia, appeared before the Commission requesting funds for Appalachian Regional Hospital since they treat any mental health patient whether they can pay or not. They work with FMRS and treat their mental health patients including alcoholics and drug addicts. After much discussion Mr. Vickers advised Mr. Rubin that he should meet with FMRS and get together since the County Commission should not be funding both the hospital and FMRS. Mr. Rubin advised the Commission he would like for them to consider funds for their programs in their annual budget. Mr. Vickers advised him the matter would be taken under consideration.

Mr. Patrick Stanley, Manager Prudential Insurance Company, came before the Commission requesting permission and participation for county employees taking life and disability insurance from their company. Mr. Lively informed him he must have 50% participation and the County Commission would have no participation in the premium. Also the insurance representative must contact

employees in their off time and not while at work. The Commission granted permission for the deduction on payroll.

Merrill Miller, resident of Falls View, appeared before the Commission concerning entrance to his property and informed the Commission he had an established private driveway and the State Road Commission had signs put up, however, his neighbor keeps moving the signs. He requested the Commission write letter to State Road Commission asking help in keeping signs posted for his private driveway. The Commission agreed to do so.

Hewitt Grasty, Rev. Sims, Rev. Frank Robinson and Mr. Diggs, representing the Development Committee of Harlem Heights, came before the Commission with Rev. Frank Robinson requesting endorsement of HUD Grant from Region 4, Summersville, in order that they may be able to get fire plugs, lights, streets and housing for the unincorporated area of Harlem Heights. After some discussion, Mr. Vickers advised them to get the grant worked up and bring back to Commission for approval and they would be glad to endorse the grant.

Mike Rutledge, Steve Cruikshank and group representing Fayette County Fireman's Association, appeared before the Commission presenting their budget for the up coming year and asking it be increased \$15,000 due to the cost of inflation. They would like to purchase new equipment such as foam which is \$10.00 per gallon to be ready in case tanker is on fire. Also would like to have a new computer fire reporting system. All

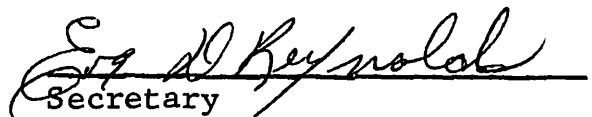
agreed things were working well within the association. Mr. Lively raised the question about what Gauley Bridge will do about their Fire Department since they are now incorporated. Mr. Steve Cruikshank, Fayetteville, reported he had contacted the fire chief and was told the people of Gauley Bridge were asked what they thought the top priority should be now and the majority reported first priority should be fire department. Mr. Rutledge reported the Gauley Bridge Fire Department had not as of this date contacted the association.

Pearl Moss and Catherine Boyd from Kilsyth, reported back to the Commission with a tentative estimate of \$21,000 for dredging creek at Kilsyth. They also advised Commission Mike Cobb, State Road Supervisor, Oak Hill, looked at situation and said the State Road Commission could dig and haul away concrete under culvert for free. The Commission advised Mrs. Moss to bring in statement itemizing work to be done and be sure the people doing work were bonded. This they agreed to do.

Mr. John W. Hatcher, Attorney, Fayetteville, came before the Commission and presented Mr. Richard Rowe, Attorney from Charleston, W. Va., who in turn introduced Mr. John Chester, Assistant Vice-President of Loeb Rhoades, Hornblower and Company, who presented information to the County Commission and representatives from the Fayette County Banks and Fayetteville Federal Savings & Loan on low interest, tax exempt bonds for family housing in Fayette County. Money would not be available

until June so he advised the Commission move ahead rapidly. Before his firm could make a feasibility study they have to have a definite commitment from the County Commission due to expenses involved. Mr. Vickers brought up the question as to what the lending institutions would want since this would be a major concern for them. Mr. C. R. Hill, Jr., representing Merchants & Miners Bank of Oak Hill, suggested there be a meeting with the banks and get their ideas. He also stated the proposal introduced by Mr. Chester is more beneficial to the bankers in the County than the one introduced by E. F. Hutton. The County Commission took the matter under consideration. A letter of intent has already been signed with the E. F. Hutton Company allowing it to make a preliminary economic survey of the county to see if a bond issue would be feasible. If the Commission signs the so called resolution of inducement with Chester's Company it binds itself to deal with Loeb Rhoades, Hornblower and Company if the independent companies investigate the county's economic stability find that a bond issue would be feasible. The matter was taken under consideration.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
THURSDAY, MARCH 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period March 1, 1979 through March 15, 1979.

Mr. Richard Bragg, Administrative Assistant, informed the Commission he had received a telephone call from Mr. Steve Levy, a representative of E. F. Hutton, Inc., a New York Stockbroker, that an economic survey of the County by Don Richardson and Associates of Charleston, W. Va., is presently underway and Mr. Levy is of the opinion the economic conditions of the area will support issuance of bonds. Members of the County Commission are to go to Washington, D. C., on April 19-20 at Hutton's expenses to discuss the bond issue. Funds from the sale of the bonds will be put back into local communities for banks to lend at approximately nine percent interest, substantially below today's prime interest rate. The County Commission lends only its name and tax exempt status to the bonds. All other responsibilities are borne by E. F. Hutton, Inc.

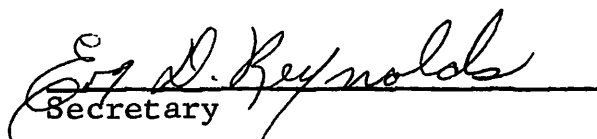
Mr. John David, Commissioner of the Page-Kincaid Public

MAR 15 1979

Service District, received Commission approval to engage hydrologists to complete surveys necessary for that district to continue with its project for a water treatment system.

The Commission also agreed to spend \$20,000 on a creek dredging project at Kilsyth provided the contractor engaged to do the work does it to the satisfaction of a citizens committee in the area and the County Commission.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, MARCH 28, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

James Nutter, Cunard, appeared before the Commission complaining about the dust from road in front of his house leading to landfill. He requested the Commission to contact the coal strippers to see what they could do about this situation since they were the cause of the dust. The Commission advised Mr. Nutter they would write letter to coal strippers.

Edith Kennedy, Mary Vento and group of interested citizens from Glen Jean came before the Commission to check on progress being made on Glen Jean Watershed Project. The group was interested in whether or not the \$200,000 Grant had been approved, and if not then they were requesting from the Commission some sort of help to keep the water from their homes, preferably dredging of the creek. The Commission advised them \$390,000 was included in the state budget to be passed on in special session of the legislature the week of April 1-6th. If the amount in the budget was approved the watershed project could be completed. The group was also advised to contact their legislators requesting their support of the amount in the budget. Mrs. Vento raised the

question the County Commission had not kept their promise in funding the project whereas Mr. Lively informed her they had done everything they could and had promised they would do. They had no control over the federal or state monies. After much discussion it was agreed by all concerned to wait and see if the funding will be approved by the legislature. If it failed the Commission agreed to set up meeting with this Kilsyth group to consider funding on their part for dredging of the creek.

Loren Fox, Gary Lilly and Marvin Dangerfield from Gatewood, W. Va., came before the Commission representing the Salem-Gatewood Public Service District. Mr. Fox informed them they were in need of \$143,000 to complete construction and grant had been applied for. Mr. Fox requested the Commission to include in their budget for fiscal year 1979-80 funding in the amount of \$15,000 (10% of construction cost). This would help them in seeking money from Federal and State Agencies if the County Commission could give their support in this amount. The Commission advised they would give letter of commitment for budget for 1 year in the amount of \$15,000 contingent upon grant of \$143,000 being approved.

Mr. Charles Wendell, Oak Hill, representing James E. Deviese & Son, appeared before the Commission requesting approval and execution of a new revised Fayette County Industrial Development Bond Inducement. When this is done the bond issue will be ready for completion. After some discussion the Commission advised Mr. Wendell they would approve and execute the revised lease document.

MAR 28 1979

Approval of county budget for fiscal year 1979-80 was continued, pending public hearing as required by Federal Revenue Sharing Regulations.

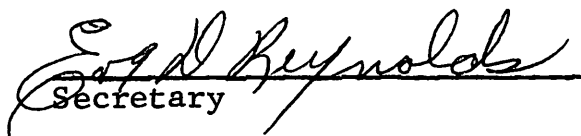
An order was entered this date reappointing Mr. Albert Williams, Powelton, W. Va., as a Commissioner of the Board of Commissioners of the Armstrong Public Service District for a 6 year term, said term to expire April 1, 1985.

Also order was entered this date changing the expiration dates of the following Commissioners of the Board of Armstrong Public Service District.

Mr. Donald Barnett's term changed from April 1, 1982 to expire on April 1, 1981.

Mr. Donald Taylor's term changed from April 1, 1982 to expire on April 1, 1983.

There being no further business the Commission adjourned.


Secretary

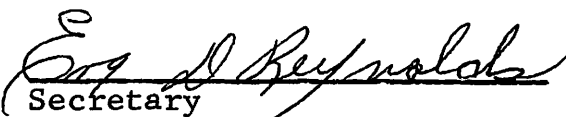
SPECIAL COUNTY COMMISSION MEETING
TUESDAY, MAY 8, 1979 - 11:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in special session this date was called to order by the President, Charles M. Vickers.

Mr. Mike Diefenbach, a representative of E. F. Hutton, appeared before the Commission for the purpose of proposing the Commission adopt and sign the second Resolution and Agreement of the bond issue for Raleigh, Fayette and Nicholas County. This resolution would authorize the underwriters to prepare and distribute official statements to market bonds and submit proposals to local lenders, for family units (Single Family Residences). Mr. Vickers made motion the Commission adopt and sign the resolution, seconded by Mr. Lively and motion carried.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, MAY 9, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Mr. Theodore Dues, Attorney, Fayetteville, W. Va., came before the Commission concerning committee appointment for Maud Barksdale, an incompetent, who was unable to attend this hearing. Also appearing was Wayne D. Inge, Attorney, Fayetteville, W. Va., having been heretofore appointed guardian ad litem for Maud Barksdale. After hearing testimony from Clara Leftwich, niece of Maud Barksdale, and Mr. Inge, it was agreed by all concerned to have Clara Leftwich appointed as Committee for Maud Barksdale.

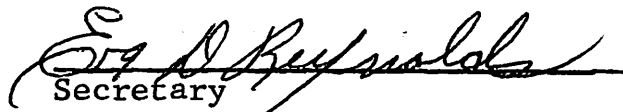
Rose Oxley from the Department of Welfare, representing Ruth Neva, who could not be present, appeared before the Commission requesting use of Shelter No. 2 at the Fayette County Park on August 10th and 24th for picnic for Day Care Children. Mr. Vickers advised her to get in touch with Mr. Gannon, Superintendent at the Park and if these dates were agreeable with him the Commission would continue the policy they had in the past.

MAY 9 1979

Mr. John Anderson, Director of W. Va. Office of Emergency Services and Mr. Jim Parrish, Defense Preparedness Agency, Olney, Maryland, appeared before the Commission to get acquainted and explain about Civil Defense Preparedness and what they can do for the county. Mr. Anderson stated there will be a restructuring on local level, small departments will be allocated in one agency and development of an emergency operation center will be provided to speed up emergency needs for the people in the county.

Ruth Vanhoy, Representative of Equitable Life Insurance, appeared before the Commission concerning their company offering more life insurance benefits to county employees. She stated this offer is done only one time a year and requires no physical examination. The Commission advised her she could contact the employees concerning this insurance however it must be done on their own time and not while at work and also she must have 50% participation.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
TUESDAY, MAY 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period May 1 through May 15, 1979.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
TUESDAY, MAY 29, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers
C. W. Stallard

The Commission meeting in regular session this date (Wednesday, May 30th being Holiday) was called to order by the President, Charles M. Vickers.

Mr. Bruce Webb from the Welfare Department, Fayetteville, appeared before the Commission requesting use of picnic shelter at the Fayette County Park for nursing home patients picnic. The Commission gave Mr. Webb their approval.

Mr. James Blankenship, Attorney, Oak Hill, came before the Commission with request to file petition for abandonment of Hobert Booth Alley, Edgewood Avenue, out of City of Oak Hill. The Commission approved and accepted petition and set date of hearing for June 27, 1979 at 10:00 A.M.

Mayor Raymond Tissue, Mt. Hope; Mayor John Witt, Jr., Fayetteville; Mayor W. A. Bragg, Ansted and Mayor Charles Keenan, Gauley Bridge, members of the Fayette County Municipal Association, appeared before the Commission requesting funding of a county wide 911 emergency telephone service. Vivian Thompson, representative of C. & P. Telephone Company, appeared with the mayors to explain the system and estimated the installation cost of the system would be approximately \$12,000.00 with a monthly service fee of \$1592.98.

MAY 29 1979

Mayor Tissue, President of the Association, stated the mayors would like the County Commission to finance the installation cost and maintenance costs should then be pro rated to the municipalities and the County Commission according to population. Mr. Vickers brought up the question as to where the system should be housed and since Fayetteville has such a system in service it was thought it might be better to keep such a system in Fayetteville Town Hall. Mayor Bragg expressed how difficult it is to get emergency help in his area and stressed the importance of this 911 system in getting help immediately. After much discussion the Commission advised the mayors they will get in touch with other counties who now have the system and will meet with the mayors at a later date.

There being no further business the Commission adjourned.


Secretary

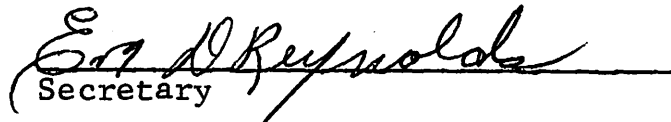
REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, NOVEMBER 7, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Tom Myles, Attorney, appeared before the Commission requesting Eva Evans, Meadow Bridge, W. Va., be appointed Committee for her mother, Estella Patton, who is now a patient in Greenbrier Manor Nursing Home. In sworn testimony it was brought out that Estella Patton is totally incompetent and not physically able to take care of herself. Since the other brothers and sisters of Eva Evans are in agreement to this appointment, Commission approved said appointment. Carl Patton posted bond in the amount of \$20,000 as surety.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
THURSDAY, NOVEMBER 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for pay period November 1, 1979 through November 15, 1979.

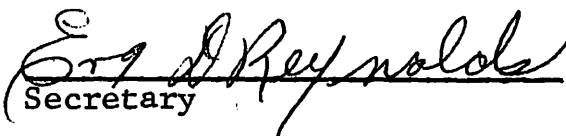
Order was entered this date accepting the resignation of Archie Truman as Commissioner of Armstrong Public Service District and appointing Rondel Hoover of Elkridge, W. Va., to fill the unexpired term of Archie Truman, said term expiring April 1, 1985.

Judge J. Zane Summerfield appeared before the Commission concerning the desperate need for more office space for the county magistrates. Judge Summerfield stated that since the Commission is required by law to furnish space for the magistrates, he has been informed by the State Tax Auditor's Office the efficiency of the magistrate clerk's office demands more office space. Also the roof is leaking in the Oak Hill office and needs repair. The Commission ask Judge Summerfield the possibility of using the Commission's empty offices in Danese and Summerfield said he would hesitate to locate a magistrate in Danese since there is not enough business in Danese to justify the magistrate.

NOV 15 1979

The Commission then discussed the possibility of renovating the basement in the Oak Hill office. Judge Summerfield stated the basement has a water leak and that sewer gas is a problem but if these problems could be corrected and with renovation to the basement it could be used. The Commission also considered moving the magistrate clerk to quarters in either Montgomery or in the Fayette County Memorial Building in Fayetteville, to which Judge Summerfield stated he would prefer not to have the magistrate clerk's office moved. The Commission advised Judge Summerfield they would take a look at the Oak Hill magistrates office before taking action in the matter.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, NOVEMBER 28, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Pat Hamilton, Attorney, representing the City of Oak Hill, presented to the Commission a petition, in behalf of the City of Oak Hill, that there be a minor boundary adjustment so as to include within the corporate limits of said city an additional area of 1.72 acres, situate on Country Club Road adjoining Country Club Estates. Commission approved said petition and final hearing on this petition was set for January 9, 1980 at 11:00 A.M.

Charles Wendell, representing C & W Associates, appeared before the Commission, along with Vince Collins, representing Steptoe & Johnson, Attorneys of Clarksburg. Also present were Eddie Callahan, Oak Hill; C. R. Hill, Jr., Oak Hill and Erwin Conrad, Attorney, Fayetteville. Mr. Collins presented to the Commission final papers to be approved and signed for industrial bond issue in the amount of \$175,000 to be used for construction of building in Fayette Plateau Industrial Park to be leased by the Commission to C & W Associates and they in turn to lease to

Jeffrey Mining Machinery Division in order that this property may be placed on the tax books. The trustee for this bond issue will be Raleigh County Bank of Beckley and Merchants and Miners National Bank of Oak Hill will be the lending institution. Mr. Vickers brought up the question if other banks in the county had been approached regarding this bond issue. Mr. Wendell stated no public advertising had been published, however he had personally contacted Mr. Pierson, Fayette County National Bank; Mr. Guy Dooley, Montgomery National Bank and Ansted National Bank and these banks indicated they were not interested since the development was not in their area. Mr. C. R. Hill, Jr., President of Merchants and Miners Bank in Oak Hill, stated that since their bank will be lending the money and are already committed, time is of the essence. Mr. Vickers stated that since Mr. Wilson, Prosecuting Attorney, had not received the papers until November 27, 1979, and had not had time to review them and could not be present at this time he was reluctant, as a Commissioner, to sign the papers without first having the approval of Mr. Wilson. After much discussion Mr. Lively made motion that, in light of the time and preparation involved in this matter, he approved signing of the bond issue and stipulated in future all final papers of any bond issue must be in the hands of the prosecuting attorney a full week before closing. This motion was seconded by Dr. Stallard. Mr. Vickers voted not in favor. The Commission was then presented the papers which were executed and finalized.

Mr. Gary Harding, Zoning Commission, came before the Commission with the request of John P. Wilkins, Jr., John P. Wilkins, Sr., and C. J. Epperly, contract owners, by James C. Blankenship, III, for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2, General Business District, on Lots 13, 34, and part of 14 and 33, Poteet Addition, Scarbro, Second Avenue at Corridor "L", Plateau District. After a general discussion a motion was made by Mr. Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Travis Harrington, Attorney, appeared before the Commission requesting Fred Jesser be appointed Committee for Kenneth Thomas Stover, who, according to medical reports presented to the Commission, is a chronic alcoholic. There is no real estate involved. Mr. Stover receives a monthly check in the amount of \$318.00 and it is his desire that Mr. Jesser be appointed his committee. There being no objection Commission approved said appointment.

An order was entered this date reappointing Delta W. Harrah of Fayetteville, as Commissioner of Wolf Creek Public Service District for a 6 year term, said term to expire November 1, 1985.

There being no further business the Commission adjourned.


Secretary

NOV 28 1979

Court House Annex
Fayetteville, WV

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 26th day of November, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendment (change in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 28th day of November, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendment (change in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendment may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-187-79-1: Request of John P. Wilkins, Jr.; John P. Wilkins, Sr., and C. J. Epperly, contract owners, by James C. Blankenship III, for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2, General Business District, on Lots 13, 34, and part of 14 and 33, Poteet Addition, Scarbro, Second Avenue at Corridor "L", Plateau District.

Gary E. Harding
Zoning Officer

NOV 28 1979

MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, NOVEMBER 28th, 1979.

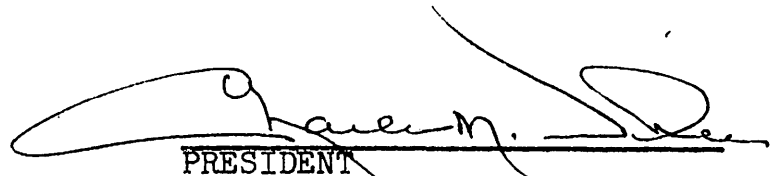
Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

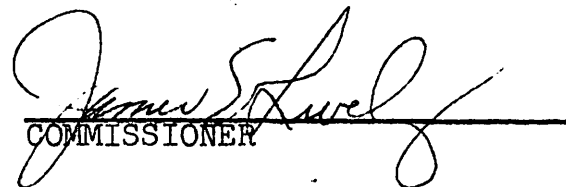
The following case was presented to the County Commission for its disposition:

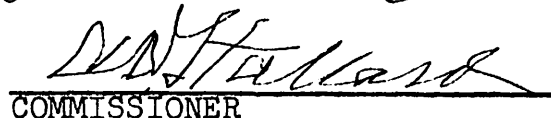
Z-187-79-1: Request of John P. Wilkins, Jr., John P. Wilkins, Sr., And C. J. Epperly, Contract Owners, by James C. Blankenship III, for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2, General Business District, on Lots 13, 34, and part of 14 and 33, Poteet Addition, Scarbro, Second Avenue at Corridor "L", Plateau District.

Mr. Blankenship was present to represent the applicants and there was no opposition. The County Commission was informed by the Zoning Officer that the Planning Commission at their meeting of November 26th, 1979, did recommend unanimously that this request be approved with the conditions that a 30' x 40' brick faced building to be used for refurbishing new and used cars only be permitted on the site with no junk or salvage storage. After a general discussion a motion was made by Jim Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

THE FAYETTE COUNTY COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, OCTOBER 3, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

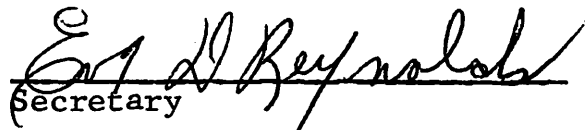
Mr. Kermit Pomeroy and group of six citizens from the Town of Meadow Bridge along with Karl Williams, Fayetteville, Soil Conservation Service, appeared before the Commission concerning the Meadow Creek Watershed Project. Mr. Pomeroy introduced Mr. Jim Clevenger, Morgantown, Soil Conservation Service who informed the Commission he would like to update the Commission on the project. He explained the project was shelved almost a year ago when President Jimmy Carter issued new guidelines for water projects and work had to be stopped on the project to finish some other projects which had a higher priority. The project has now come under SCS consideration and has been updated to meet the new guidelines. He stated all project planning work is essentially ready and they are now prepared to proceed with the project which calls for land conservation, the establishment of a 56 acre multipurpose dam to provide recreation, water sources and flood control for Meadow Bridge and surrounding area. He presented the Commission with a cost breakdown of water supply without recreation and

also cost with recreation included, copy of which is hereto attached. Mr. Pomeroy and the group stated they would very much like to have the recreation since it would be a start to expand recreational facilities in the area such as boating, fishing, picnic, area, playground, etc.

Mr. Vickers and the Commission advised the group they would continue cosponsorship of the Watershed Project and meet with the Mayor and Town Council of Meadow Bridge to determine what portion of the \$600,000 (over a 6 year period) would be appropriated by the Town of Meadow Bridge and how much cost the Commission would be expected to appropriate.

Jane Hughes, Oak Hill, Librarian, came before the Commission and presented invoice in the amount of \$95.00 for installation of railing on Fayetteville Library steps and requested Commission consider this invoice and issue payment. The Commission advised her they would accept invoice and let her know if payment will be issued by the Commission.

There being no further business the Commission adjourned.


Secretary

OCT 3 1979

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MEADOW CREEK WATERSHED
(FP, Recreation, & WS)

	Costs (\$)		
	SCS	Meadow Bridge	Total
<u>Water Supply</u>			
Construction at Dam	0	149,800	149,800
Engineering at Dam	0	12,000	12,000
Landrights	0	43,800	43,800
Relocation Payments	7,500	1,700	9,200
Construction of Water Supply	0	10,000	10,000
Engineering of Water Supply	0	700	700
Project Administration at Dam	0	12,300	12,300
Project Administration of Water Supply	0	200	200
Sub-total	7,500	230,500	238,000
<hr/>			
	SCS	Fayette Co. Comm.	Total
<u>Recreation</u>			
Construction at Dam	146,300	146,300	292,600
Engineering at Dam	23,400	0	23,400
Landrights	42,800	42,900	85,700
Relocation Payments	14,700	3,400	18,100
Construction of Facilities	58,000	58,100	116,100
Engineering of Facilities	4,000	4,100	8,100
Project Administration at Dam	29,800	800	30,600
Project Administration of Facilities	27,900	0	27,900
Sub-total	346,900	255,600	602,500
<hr/>			
	SCS	Southern SCD	Total
<u>Flood Prevention</u>			
Construction at Dam	68,000	0	68,000
Engineering at Dam	5,500	0	5,500
Landrights at Dam	0	19,900	19,900
Relocation Payments at Dam	3,400	800	4,200
Construction at Channel	2,163,800	0	2,163,800
Engineering at Channel	86,500	0	86,500
Landrights at Channel	0	101,900	101,900
Relocation Payments at Channel	27,000	6,200	33,200
Project Administration at Dam	24,800	900	25,700
Project Administration at Dam	280,400	900	281,300
Sub-total	2,659,400	130,600	2,790,000
<hr/>			
TOTAL PROJECT	3,013,800	616,700	3,630,500

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OCT 3 1979

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MEADOW CREEK WATERSHED

(FP and Water Supply)

	Costs (\$)		
	SCS	Meadow Bridge	Total
<u>Water Supply</u>			
Construction at Dam	0	265,600	265,600
Engineering at Dam	0	21,400	21,400
Landrights	0	68,000	68,000
Relocation Payments	15,000	3,200	18,200
Construction of Water Supply	0	10,000	10,000
Engineering of Water Supply	0	700	700
Project Administration of Dam	0	35,800	35,800
Project Administration of Water Supply	0	200	200
Sub-total	15,000	404,900	419,900
<u>Flood Prevention</u>	SCS	Southern SCD	Total
Construction at Dam	193,800	0	193,800
Engineering at Dam	15,500	0	15,500
Landrights at Dam	0	49,500	49,500
Relocation Payments at Dam	11,000	2,300	13,300
Construction at Channel	2,163,800	0	2,163,800
Engineering at Channel	86,500	0	86,500
Landrights at Channel	0	101,900	101,900
Relocation Payments at Channel	27,000	6,200	33,200
Project Administration at Dam	25,700	400	26,100
Project Administration at Channel	280,400	900	281,300
Sub-total	2,803,700	161,200	2,964,900
TOTAL PROJECT	2,818,700	566,100	3,384,800

SUMMARY OF WATER SUPPLY COSTS

	SCS	Meadow Bridge	Total
Water Supply Without Recreation	15,000	404,900	419,900
Water Supply With Recreation	- 7,500	- 230,500	- 238,000
Increases in Water Supply	7,500	174,400	181,900

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, OCTOBER 15, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

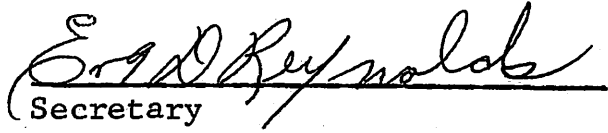
The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for the pay period October 1, 1979 through October 15, 1979.

Charles Wendell appeared before the Commission requesting the Commission approve and sign an Inducement Resolution for the issuance of Industrial Development Bonds for the purpose of acquiring and constructing an industrial project for leasing to C & W Associates, a partnership, and subleasing to Smith International Mining Tools Division, located at the Fayette Plateau Industrial Park in said County. The estimated cost of facilities is \$200,000 to be financed by issuance of Industrial Development Bonds with no cost, financial liability or obligation of the County Commission. The firm of Steptoe and Johnson, Attorneys, Clarksburg, W. Va., is hereby appointed Counsel in connection with issuance and sale of such bonds. After much discussion the Commission advised Mr. Wendell they would take the matter under advisement and inform him of their decision. Later in the meeting vote was taken on this Resolution with Commissioners Lively and Stllard voting yes and Vickers Voting against.

OCT 15 1979

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, October 31, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Tom Myles, Attorney, appeared before the Commission requesting Barbara E. Bachelder of Mount Hope, W. Va., be appointed Committee for her brother William L. Trent, who now lives with her and is incompetent and unable of taking care of his affairs. Mr. Trent being present and after sworn testimony it was agreed by all concerned to have Barbara Bachelder appointed Committee for her brother, William L. Trent, and bond was sent in the amount of \$20,000.00,

Clint Gallagher, Attorney, came before the Commission requesting Ed Travis be appointed Committee for his father, Estel L. Travis, who was also present. Mr. Gallagher had also been appointed guardian ad litem for Estel L. Travis. After sworn testimony it was agreed by all concerned to have Ed Travis appointed Committee for his father, Estel L. Travis, and bond was set in the amount of \$10,000.00.

Erwin Conrad, Attorney, along with several members of the Fayette County Bar Association, appeared before the Commission

and presented to them a list of repairs they feel should be done to the Court House. The first on their priority was for the Commission to check and determine what can be done about the water leaks that are damaging the walls inside the Court House. The Commission informed the members of the Bar they had tried every means available to get roofing contractors to replace the roof and gutters, however when the contractors look at the roof they are not interested. The Commission suggested if the Bar knew of any contractors or any qualified person they could get in touch with please let them know. Also the Bar Association requested a waiting area be provided for clients appearing before Judge Abbot. They suggested chairs be placed in the hallway. The Commission advised them they had looked into the matter and were advised against doing this. Since space is limited they had no other area for the clients to wait in. If, in the future, something can be arranged or if the Bar, at any time, has any suggestions the Commission will be glad to comply with this request.

Gary Harding, Zoning Commission, appeared before the Commission concerning the following requests:

Request of James R. Hayslett, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 3 acres Dogwood Ridge, Corridor "L" at Milroy Grose Road, New

Haven District. After a general discussion a motion was made by Mr. Lively that this be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Request of Raleigh Ready Mix and Asphalt, Inc., by W. H. Ruby, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 5.23 acres, New River Company Property at Carlisle near the old Oakwood Tipple site, Plateau District. After a general discussion a motion was made by Mr. Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Also the County Commission was then informed that the Planning Commission did unanimously recommend that Article IV, Section 1503, Subsection 5, Paragraph (c) of the Zoning Ordinance be amended to include the wording "Construction or operation shall be commenced within one year of date of issuance or the Use Permit approved for special exceptions becomes void". After a general discussion a motion was made by Mr. Lively that this change be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Paul Blake, Attorney, appeared before the Commission requesting Committee appointment for Armick Malay who is now a patient in Greenbrier Nursing Home and unable to take care of

his affairs. Since Mr. Malay was unable to attend this hearing he was represented by Attorney, Travis Harrington. Mayme M. Hiser, Daughter of Armick Malay suggested Carl L. Harris, Attorney, be appointed Committee for her father. John Amick, Attorney, representing Mrs. Malay, stated they objected to this appointment and recommended John W. Smith, Jr., Hilltop, W. Va., a long time friend of the Malay's be appointed Committee for Armick Malay. After sworn testimony and some discussion the Commission decided to appoint Carl L. Harris Committee for Armick Malay. Bond was set in the amount of \$18,000.00.

Paul Blake, Attorney, came before the Commission requesting Dorothy Entsminger be appointed Committee for her brother, Thaddus R. Coleman, who lives at Rt. 1, Fayetteville, W. Va. Travis Harrington, Attorney, was appointed guardian ad litem for Thaddus R. Coleman. In sworn testimony it was brought out that Mr. Coleman had been incompetent since birth. It was agreed by all concerned to have Dorothy Entsminger appointed Committee for her brother, Thaddus R. Coleman. Bond was set in the amount of \$10,000.00.

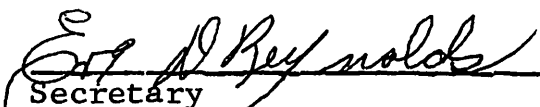
Richard Bragg, Administrator, presented to the Commission for approval and signing, the Inducement Resolution (which had been presented to the Commission by Charles Wendell on their October 15th meeting) for the issuance of Industrial Development Bonds for the purpose of acquiring and constructing an industrial

OCT 31 1979

project for leasing to C & W Associates, a partnership, and subleasing to Smith International Mining Tools Division, located at the Fayette Plateau Industrial Park in said County. The estimated cost of facilities is \$200,000 to be financed by issuance of Industrial Development Bonds with no cost, financial liability or obligation of the County Commission. Commissioners Lively and Stallard votes yes, Vickers voted against.

An order was entered this date reappointing Edward N. Lang of Page as Commissioner of the Page-Kincaid Public Service District for a six year term, said term to expire October 1, 1985.

There being no further business the Commission adjourned.


Secretary

OCT 31 1979

Court House Annex
Fayetteville, W. Va.

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 29th day of October, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendments (change in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 31st day of October, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendments (change in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendments may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-185-79-1: Request of James R. Hayslett, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 3 acres, Dogwood Ridge, Corridor "L" at Milroy Grose Road, New Haven District.

Z-186-79-1: Request of Raleigh Ready Mix and Asphalt, Inc., by W. H. Ruby, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 5.23 acres, New River Company Property at Carlisle near the old Oakwood Tipple site, Plateau District.

Gary E. Harding
Zoning Officer

OCT 31 1979

Court House Annex
Fayetteville, W. Va.

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 29th day of October, 1979, at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the proposed amendment and re-enactment of Article XV, Section 1503, Subsection 5, Paragraph (c), of the Fayette County Zoning Ordinance.

ALSO, PLEASE TAKE NOTICE that on the 31st day of October, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the proposed amendment and re-enactment of Article XV, Section 1503, Subsection 5, Paragraph (c), of the Fayette County Zoning Ordinance.

A copy of the full text of the proposed amendment to the Zoning Ordinance may be examined in the Zoning Office, Court House Annex, Fayetteville, between the hours of 8:00 A.M. and 4:00 P.M., Monday through Friday.

Gary E. Harding
Zoning Officer

OCT 31 1979

PROPOSED AMENDMENT FOR OCTOBER 29th and 31st MEETINGS OF THE
FAYETTE COUNTY PLANNING COMMISSION AND FAYETTE COUNTY COMMISSION.

ARTICLE XV. ADMINISTRATION AND ENFORCEMENT

Section 1503. Board of Zoning Appeals.

Subsection 5. Powers and Duties.

Paragraph (c) Hear and decide special exceptions to the terms of
the ordinance upon which the board is required to
act under the ordinance.

add: Construction or operation shall be commenced within
one year of date of issuance or the Use Permit
approved for special exceptions becomes void.

MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, OCTOBER 31st, 1979.

Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

The following items were presented to the County Commission for its disposition:

Z-185-79-1: Request of James R. Hayslett, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 3 acres, Dogwood Ridge, Corridor "L" at Milroy Grose Road, New Haven District.

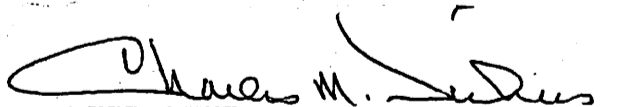
Mr. Hayslett was present and there was no opposition. The County Commission was informed by the Zoning Officer that Mr. Hayslett planned a metal building on the site back behind the existing Coast to Coast building and that the Planning Commission did by a vote of 8 - 0 recommend that this be approved with a 100 foot buffer strip along Corridor "L" and that pine trees be planted where the use could be seen from the Corridor. After a general discussion a motion was made by Jim Lively that this be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

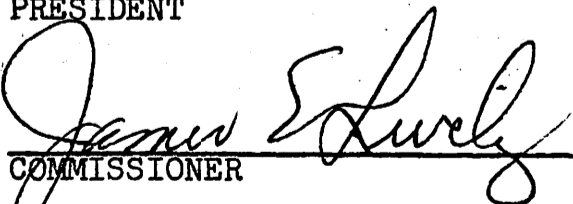
Z-186-79-1: Request of Raleigh Ready Mix and Asphalt, Inc., by W. H. Ruby, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 5.23 acres, New River Company Property at Carlisle near the old Oakwood Tipple site, Plateau District.

Mr. Ruby and Mr. John Lee were present to represent the applicant and there was no opposition. The County Commission was informed that a ready mix plant was proposed near the old Oakwood tipple site and just below the slate dump and that it had been in operation for some time by Jimmie Hall without the Zoning Office's knowledge. After a gneral discussion a motion was made by Jim Lively that this be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

The County Commission was then informed that the Planning Commission did unanimously recommend that Article XV, Section 1503, Subsection 5, Paragraph (c) of the Zoning Ordinance be amended to include the wording "Construction or operation shall be commenced within one year of date of issuance or the Use Permit approved for special exceptions becomes void." After a general discussion a motion was made by Jim Lively that this change be approved. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

THE FAYETTE COUNTY COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER

PROPOSED AMENDMENT FOR OCTOBER 29th and 31st MEETINGS OF THE
FAYETTE COUNTY PLANNING COMMISSION AND FAYETTE COUNTY COMMISSION.

ARTICLE XV. ADMINISTRATION AND ENFORCEMENT

Section 1503. Board of Zoning Appeals.

Subsection 5. Powers and Duties.

Paragraph (c) Hear and decide special exceptions to the terms of
the ordinance upon which the board is required to
act under the ordinance.

add: Construction or operation shall be commenced within
one year of date of issuance or the Use Permit
approved for special exceptions becomes void.

RECOMMENDATION: APPROVED

Chairman, Fayette County Planning
Commission

ACTION APPROVED

Charles M. Sides
President, Fayette County Commission

James E. Lively
Member

C. M. Stallard
Member

Oct. 31 1979
Date

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, SEPTEMBER 5, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

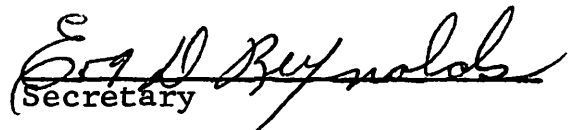
The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

No appointments were requested for this meeting.

Resolution was entered this date to appropriate a sum in the amount of \$4,620.00 to the Salem-Gatewood Public Service District for the purpose of renovating the water pumping system and further be it resolved that said appropriation shall be deducted from a commitment of \$15,000 made and entered into on March 29, 1979 for the purpose of matching grant funds for the renovation of the water treatment and delivery system.

Also order was entered finding that the list of checks, General County, issued, specified herein, having been properly issued and being outstanding prior to the 1st day of January, 1978, does hereby order that the Sheriff of Fayette County take what action is necessary and proper to cancel and account for said issued checks.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
FRIDAY, SEPTEMBER 14, 1979 - 10:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

The Commission approved the payroll for the pay period September 1, 1979 through September 15, 1979.

Resolution was entered this date by the Commission to appropriate a sum in the amount of \$15,000 to the Town of Mount Hope for the specific purpose of dredging and cleaning a portion of Dunloup Creek.

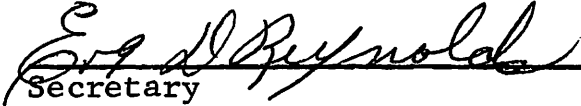
Resolution was entered to appropriate a sum in the amount of \$4,000 to the Danese Public Service District for the acquisition, installation and repair of filtering equipment for the water treatment facility owned and operated by said Public Service District.

Richard Bragg, Administrator, and Jack Gannin, Superintendent, Fayette County Park, appeared before the Commission to discuss plans for the construction of a new swimming pool and renovation of the old pool facilities at the park, which had previously been approved by the Commission. After some discussion Resolution

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was entered this date to file grant applications with the Governor's Office of Economic and Community Development for a Land and Water Conservation Fund Project and Community Partnership Project, and file a pre-application with the Appalachian Regional Commission and be it further resolved that said grant applications and pre-applications be filed for the purpose of requesting funding assistance for the construction of a new pool facility at the Fayette County Park.

There being no further business the Commission adjourned.


Secretary

REGULAR COUNTY COMMISSION MEETING
WEDNESDAY, SEPTEMBER 26, 1979 - 9:00 A.M.
COURT HOUSE
FAYETTEVILLE, W. VA.

MEMBERS PRESENT: Charles M. Vickers, President
James E. Lively
C. W. Stallard

The Commission meeting in regular session this date was called to order by the President, Charles M. Vickers.

Erwin Conrad, Attorney, representing Mr. and Mrs. Howard E. Hill, Rt. 1, Fayetteville, who were also present, appeared before the Commission requesting the Commission approve and sign order to close a portion of Wolf Creek Gardens Subdivision. There being no objections, order was approved and signed by the Commission.

Mrs. Madeline Walters, and group of three women from Cannelton, representing the Baptist Church, came before the Commission complaining about the renting of picnic shelters at the Fayette County Park. They objected to the present system the Commission now has in force in that they can be rented from one year to another by the same groups. Their Baptist Sunday School folk have tried to rent one but to no avail. After some discussion the Commission advised them would look into the matter.

Gary Harding, Zoning Commission, appeared before the Commission with the request of James and Jo Ann Hall, Owners,

for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 4 acres, off Route 21/18, Lochgelly Road, near Fayette Clinic, old Lochgelly tipple site, Plateau District. After a general discussion a motion was made by James Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

Fred Jesser, Attorney, came before the Commission along with his petitioners Carolyn Koch and also John W. Hatcher, Jr., Attorney, with his respondents Bobbie Canterbury and Louetta Koch and also Gene Carte, Jr., Attorney, Guardian Ad Litem in this matter. The parties announced to the Commission they had reached an agreement and settlement of this matter, whereby Gene Carte, Jr., of Smithers W. Va., be appointed Committee for said Bobbie Canterbury and set bond for him in the amount of \$10,000.00 and further that Walter S. Wilson be appointed Commissioner of Accounts. There being no objection the Commission granted this request and signed order.

Order was entered this date accepting resignation of Alfred W. Foster, Jr., as Commissioner of White Oak Public Service District and appointing Kenneth Dangerfield of Scarbro, W. Va., to fill the unexpired term of Alfred W. Foster, Jr., said term expiring January 1, 1982.

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Also order was entered this date creating a special fund entitled Jail Improvement Fund, said fund to be used to provide construction, renovation, or numerous improvements to a jail or correction facility serving Fayette County.

Resolution was entered this date that a sum in the amount of \$70,000 be appropriated from the Coal Severance Tax Fund and held for the specific purpose of construction of a new pool facility at the Fayette County Park. Due to internal funding capability the above action shall be contingent upon federal and state financial assistance.

There being no further business the Commission adjourned.


Secretary

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Court House Annex
Fayetteville, W. Va.

PUBLIC NOTICE

PLEASE TAKE NOTICE that on the 24th day of September, 1979 at a regular meeting of the Planning Commission of Fayette County, West Virginia, to be held at the Court House Annex, thereof, at 3:00 P.M., or as soon thereafter as the matter may be heard, the Planning Commission will hold a public hearing on the following amendment (change in land classification) to the Zoning Ordinance referred by the County Commission to the Planning Commission for its recommendation.

ALSO, PLEASE TAKE NOTICE that on the 26th day of September, 1979, at a regular meeting of the County Commission of Fayette County, West Virginia, to be held at the Court House thereof, at 10:30 A.M., or as soon thereafter as the matter may be heard, the County Commission will hold a public hearing on the following proposed amendment (change in land classification) to the Zoning Ordinance of Fayette County, West Virginia. Copies of the proposed amendment may be examined in the Zoning Office, Court House Annex, Fayetteville, West Virginia.

Z-184-79-1: Request of James and Jo Ann Hall, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 4 acres, off Route 21/18, Lochgelly Road, near Fayette Clinic, old Lochgelly tipple site, Plateau District.

Gary E. Harding
Zoning Officer

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MINUTES OF THE FAYETTE COUNTY COMMISSION AT A MEETING HELD ON
WEDNESDAY, SEPTEMBER 26th, 1979.

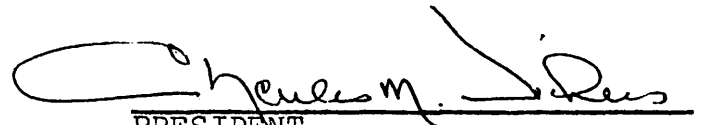
Present were: Charles M. Vickers, President
James E. Lively, Commissioner
Dr. C. W. Stallard, Commissioner

The following case was presented to the County Commission for disposition:

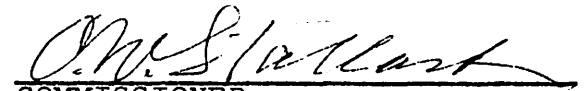
Z-184-79-1: Request of James and Jo Ann Hall, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on approximately 4 acres, off Route 21/18, Lochgelly Road, near Fayette Clinic, old Lochgelly tipple site, Plateau District.

James Hall and Todd Stone were present to represent the developers and there was no opposition. The County Commission was informed by the Zoning Officer that a 40' x 100' metal building was being proposed on the site for the manufacture of precast concrete manholes and that the Planning Commission at their meeting of September 24th, 1979, did by a 10 - 0 vote recommend that this be approved. After a general discussion a motion was made by James Lively that this request be approved as recommended. Motion was seconded by Dr. Stallard and passed by a vote of 3 - 0.

THE FAYETTE COUNTY COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER