

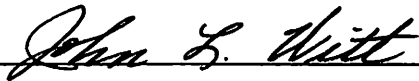
FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
JANUARY 2, 1990  
COURTHOUSE  
FAYETTEVILLE, WV  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 2nd day of January, 1990 to appoint election officials for Special Election to be held on February 10, 1990.

After reviewing list presented from the Democrat and Republican Executive Committees, Commissioner Gene Carte made motion to approve lists as presented. All approved.

President Witt informed of letter from Fayette County Zoning Officer Gary Harding recommending that Fred Waugh and Roy Young be reappointed to the Board of Zoning Appeals.

The meeting was adjourned. The next scheduled meeting is January 3, 1990.

  
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FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
JANUARY 3, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 3rd day of January, 1990.

The Commission organized for the year 1990. John L. Witt was unanimously elected President of said Commission for the year and John H. Lopez was elected Purchasing Agent and Debbie Berry designated Assistant Purchasing Agent for the year. The Commission ordered that a regular session of the Commission be held on the first Wednesday after the first Monday of each month; the 15th of each month unless such date should be on a Saturday, Sunday or legal holiday, then said Commission meeting will be held on the next preceeding work day; and the last wednesday of each month during the calendar year of 1990, and that the Clerk of the Commission issue calls for Special Sessions as deemed necessary, or whenever directed by the Commission of this County.

Letters were signed to the Honorable W. Robert Abbot, Don Stark, H. N. Casto, Jr., President, and Nichols Construction Company regarding a scheduled meeting to be held at 11:00 A.M. on Wednesday, January 31, 1990, to discuss the heating, ventilating, and air conditioning system (HVAC) in the Courthouse Annex.

The Commissioners signed order reappointing Alfred Gannon to the White Oak Public Service District to serve for a period of 6 years, said term to expire on January 1, 1996.

The Commissioners signed orders reappointing Fred Waugh and Roy Young to the Board of Zoning Appeals for three year terms, said terms to expire on December 31, 1992.

President Witt signed necessary form for cancellation of bond for Bobby Gene Blake.

Fayette County Dog Pound Report was received and reviewed for month of December, 1989.

Fayette County Sheriff's Department Overtime Summary for work period from November 27 to December 25, 1989 was received, reviewed and approved.

Administrator Charlotte Holly questioned the Commission about Payroll meeting for January 15, 1990. With this being legal holiday the meeting will be held on January 12, 1990.

The Commissioners informed that they would not hold luncheon for officials for month of January.

Administrator Charlotte Holly questioned the Commission regarding monthly contributions for Humane Society. The Dog Tax Fund is in the red at present. The Commissioners gave permission to issue monthly contribution of \$2,250.00 from the General Fund. This is to be reimbursed when funds are available.

Attorney Carl Harris appeared before the Commission representing T. E. Myles for Committee Appointment for Arnetta Parker. Barbara Evans, the petitioner was questioned. Commissioner Lopez made motion for the appointment of Barbara Evans Committee for Arnetta Parker. Commission Carte seconded. Vote was unanimous for this appointment. Bond was set in the amount of \$1,500.00.

Carl Harris also represented T. E. Myles with Committee Appointment for Jesse Hudson. David K. Hobes, petitioner, was questioned and approved by motion of Commission Gene Carte. Motion was seconded by Commissioner Lopez and unanimously approved. Bond was set in the amount of \$9,000.00.

Administrator Charlotte Holly questioned the Commission concerning voting precinct for Edmond. The Commissioners requested that she contact parties previously at the meeting to pursue if church used for Community center would be sufficient.

She also questioned if Precinct #10 which was moved at the last election should be moved or go back to Oak Hill Catholic Center. The Commissioners informed that they felt it should stay at the Catholic Center unless it would not be available.

1989 maintenance report for vehicles assigned to Assessor, Courthouse Maintenance, Dog Pound, Fayette County Park, Fire Department and Sheriff's Department was received and reviewed.

The Commissioners discussed vacancy on the Region 4 Health Advisory Council created by the resignation of William H. Atkins.

Administrator Charlotte Holly informed that Charles Kuebler was interested in this appointment. She informed she had contacted State Office concerning Mr. Kuebler being administrator at Plateau Medical Center and was informed that other regions have made appointments for persons working in the same field and could be considered for this appointment.

Commissioner Witt questioned this due to a letter he had received. He felt that a conflict may exist but felt Mr. Kuebler would make an excellent appointment.

Commissioner Lopez and Commissioner Carte felt that with this information there should be no problem with this appointment. They felt if the State felt there is a problem they would notify. An order was signed naming Mr. Kuebler as a consumer member of the Region 4 Health Advisory Council.

The Commissioners met with Evelyn O'Dell with the Retired Senior Volunteer Program and volunteers Genivene Harvey, Edith Price, Florence Carte, Gladys Mink and Marian McQuade.

Ms. O'Dell requested money for fiscal year 1990. She informed she was \$9,000.00 short. Nichols county had agreed to fund \$3,000.00. Ms. O'Dell was to meet with Greenbrier County next week to request funds.

The Commissioners informed they would consider this request and requested Ms. O'Dell to inform them regarding Greenbrier County being able to assist. President Witt informed they would try to have an answer by 31st of January.

The Commissioners discussed Family Law Master using Commission chambers for hearings. The Commissioners instructed a letter be sent to Supreme Court of Appeals requesting their office to contract to pay the Fayette County Commission the sum of \$225.00 per month as rent for premises to be effective July 1, 1989.

The Commissioners reviewed prepared order from Attorney Paul Blake regarding the estate of Winnie J. King. Commissioner Carte informed this order would be signed on January 12, 1990.

The Commissioners discussed the amendment and re-enactment of Article XIV, Section 1409, Sign and Billboards, Subsection 5, Industrial District, of the Zoning Ordinance relating to the size and placement of billboards in industrial districts located in Fayette County.

Attorney Erwin Conrad, Penny Kilany, Leroy and Sadie Handyside were also present.

The County Commission was informed that the Planning Commission's recommendation was to leave the size of the signs at 200 square feet but to reduce the distance between signs to 800 feet. After a brief discussion a motion was made by John Lopez that they deny the Planning Commission's recommendation and leave the distance and size as it is. Motion was seconded by John Witt and passed by a vote of 2 to 1 with Commissioner Carte voting to uphold the Planning Commission's recommendation.

President Witt questioned logo signs.

Penny Kilany and Attorney Conrad informed this did not look very promising.

President Witt suggested they work with the chamber of commerce and Keep America Beautiful to see if this would help in getting state to assist.

The Commissioners met with March Tucker with SEMS, Inc. and Steve Cruikshanks regarding match funding for replacement ambulance.

President Witt informed they would refer this to Steve Cruikshank for recommendation.

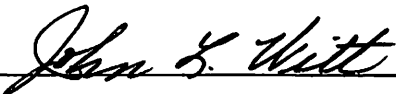
Mr. Cruikshank informed that Danese had 1981 Ford ambulance with 126,000 miles therefore, he would recommend that they be priority in Fayette County. Valley ambulance had not made a request.

President Witt informed that the Commission would go with Mr. Cruikshank's recommendation to recommend that Danese Volunteer Fire Department and Rescue Squad, Inc. be priority in Fayette County by the EMSOR Board for match funding for a replacement ambulance.

The Commissioners met with Attorney Phil Tissue with Committee Appointment for Calvin L. Reeves.

Petitioner Marvin G. Reeves was questioned. Attorney Wayne Inge was approved guardian et litem and recommended that Mr. Marvin G. Reeves be appointed. Commissioner Carte made motion to approve of this appointment. Commissioner Lopez seconded. Vote was unanimous. Bond was set in the amount of \$500.00. Mr. Tissue was to present order for the Commissioners to sign.

The meeting was adjourned. The next scheduled meeting is January 12, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JANUARY 12, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez

The Fayette County Commission met in regular session on this 12th day of January, 1990.

The Commissioners reviewed letter Donald Stark had brought over regarding heating and cooling system from Lawrence Perry and Associates. The Commissioners discussed that this would be discussed with parties scheduled to be at the January 31st meeting.

Fred Jesser appeared before the Commission with order to set hearing for annexation for the town of Fayetteville. This hearing is scheduled for February 7, at 10:30 A.M.

Payroll and bills were approved.

The Commissioners signed order approving the final settlement in the case of Estate of Winnie J. King, deceased, Fred E. Burleson, executor.

The Monthly sales tax report for Fayette County Park was signed.

Administrator Charlotte Holly explained to the Commission that 2 polling places (Minden School and Cannelton Special School) are in the process of being sold. Ray Carson had informed that even if the buidlings were sold they could probably still be used for voting. The Commission would need to pay janitor fees. Ms. Holly also informed that Edmond Community Center has been confirmed to use as polling place and precinct #10 has been moved back to the Catholic Center.

Ms. Holly informed that the Public Defender had requested a sign showing directions to his office. The Commissioners informed as long as this did not interfere with mowing they had no objections.

The quarterly report for Fayette County Park was signed.

Draw down request for Northern Fayette County Water study was approved and signed.

Administrator Charlotte Holly reported that someone had tried to break in Steve Cruikshank's office and a door had been kicked out at the Danese Detachment. She reported that the maintenance crew had repaired these problems.

The Commissioners informed that they had decided to appoint Region 4 to do administration of grant for White Oak Public Service District.

The Commissioners informed that when Deepwater Public Service District is approved for grant from Governor's office they would consider giving administration to Charlotte.

Assessor Tom Aiello appeared at the Commission meeting to inform of letter he received from Bob Hoffman.

Mr. Aiello explained that with a law suit pending there could a change in Class I collections for Banks. He explained that there were two options. These figures could be put on as going to collect or omitted.

The Commission informed they felt they should be omitted.

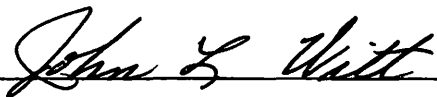
Exonerations of real and personal property taxes as presented from the Assessor's office were approved.

A letter was written and signed to Allstate Remodeling & Roofing, Inc. requesting that they perform the necessary repair work to the roof in the Circuit Clerk's office under the terms of warranty and to assume responsibility for interior damage.

The Commission reviewed letter from West Virginia Association of Counties concerning Property Tax Study Commission regarding different funding for Assessor's office dealing with property reappraisal.

President Witt informed that with the Upper Kanawha Valley Economic Development Corporation releasing the Fayette County Commission from the financial commitment made for the establishment of a business incubator in Montgomery, the Commission would like to commit these funds for site preparation of new prison pending approval of the governor for the prison to be located in Montgomery. \$20,000 was amount committed pending this approval.

The meeting was adjourned. The next scheduled meeting is January 30, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
JANUARY 30, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 30th day of January, 1990.

Payroll for 2nd half of January was approved.

The Commissioners signed order substituting certain securities pledged on behalf of Fayette County National Bank, which orders the release of said securities provided that securities will be substituted simultaneously and that Fayette County funds deposited with said banking institution will not be unsecured.

The meeting was adjourned. The next scheduled meeting is January 31, 1990.

  
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FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
JANUARY 31, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.  
John H. Lopez

The Fayette County Commission met in regular session on this 31st day of January, 1990.

Joe Laughery with the Department of Natural Resources appeared before the Commission with details of cleanup of illegal dumps in the area.

The Commissioners thanked Mr. Laughery for doing outstanding job with this program.

Jack Gannon appeared before the Commission. Mr. Gannon explained that the Commission needed to set camping fees for Fayette County Park. The Commissioners informed they would discuss this before making a decision.

Mr. Gannon also requested a new pump at cost of \$720.00, chlorinator at cost of \$1,400.00, a soda ash feeder at cost of \$500.00, a drinking water tester at cost of \$400.00 and 60 gallon of paint at cost of \$25.00 a gallon for the pool at Fayette County Park. The Commissioners approved.

The Commissioners met with Attorney Phil Tissue with Committee Appointment for Anna Brooks.

Petitioner Naomi Woods was questioned.

Wayne Inge was approved guardian et litem and recommended appointment of Mrs. Brooks.

Commissioner Carte made motion to approve of appointment. Commissioner Lopez seconded. All approved. Bond was set in the amount of \$500.00.

The Commissioners met with Attorney Fred Jesser and Attorney Carl Harris with Committee appointment for John Thomas Gilbert, Sr. Attorney Jesser was representing Petitioner Carol Jean Ackison. Attorney Harris was representing Mrs. John Thomas Gilbert who contested this appointment and asked for a continuance. The Commissioners did listen to Carolyn Cavendish; a witness for Attorney Jesser but then unanimously granted a continuance for February 15, 1990, at 9:30 a.m.

The Commissioners reviewed bids for improvements to the lighting in the Fayette County Jail.

Bids received were from Bayliss & Ramey, Inc. (\$16,400.00) and Lowe Brothers Electric Co., Inc. (\$13,495.00).

Commissioner John Lopez made motion to approve bid from Lowe Brothers if they met all specifications. Commissioner Carte seconded. All approved.

The Commissioners met with Attorney Scot Stanton with Committee Appointment for Alta Bell.

Petitioner David Bell was questioned.

Carl Harris was approved guardian ad litem and recommended appointment.

Gene Bell, the father of David Bell was previously appointed Committee for Ms. Bell but had died without leaving a will stating who was to take care of this matter.

Gaye Lane from Ansted Health Care Center was also questioned.

Commissioner Gene Carte made motion to approve of the appointment of David Bell as Committee for Alta Bell. Commissioner Lopez seconded. All approved. Bond was set in the amount of \$5,000.00.

Attorney Scot Stanton informed an order would be prepared to release old bond.

The Commissioners met with Attorney Jack Thompson. Mr. Thompson explained that he was appearing at this meeting as a resident of Fayette County and on behalf of concerned citizens to request the Commission to write a letter of protest against the issuance of a strip mining permit for Cotton Hill area to George Dials; Commissioner of the Department of Energy.

President Witt informed that it was unanimous decision of the Commission to issue a letter of protest to Mr. Dials.

The Commissioners met with Gary Harding with request for change in land classification for Z-336-90-1: Request of Melvin T. Evans, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on .26 acre, Meadow Fork, located on Route 18/2, Sanger Road, Plateau District. Mr. Harding explained that the Planning Commission approved this change 9 - 0. Commissioner John Lopez made motion to uphold the planning Commission's decision. Commissioner Carte seconded. Vote was 3 - 0.

Mr. Harding explained that the second hearing of Z-337-90-1: Request of Jack L. Clark, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-2, Heavy Industrial District, for the purpose of operating a salvage yard on

7.7 acres, Gauley River located on Saturday Road, New Haven District was tabled to allow the members to review the site.

President Witt informed he would like to express appreciation to Governor, Mayor Keenan and members of the Upper Kanawha Valley Economic Development Authority, and all parties involved regarding the decision to locate the prison in Fayette County.

The Commissioners met with Attorney T. E. Myles with Committee appointment for Milton Thomas.

Petitioner Romona Coles was questioned.

Mr. Myles informed that Erwin Conrad was guardian ad litem and recommended appointment.

Commissioner Gene Carte made motion to approve of this appointment. Commissioner Lopez seconded. Vote was unanimous. Bond was set in the amount of \$500.00.

Monthly report for Dog Warden was received and reviewed.

Fayette County Sheriff's Department Overtime Summary for work period from December 28, 1989 to January 29, 1990, was received, reviewed and approved.

Administrator Charlotte Holly informed that Deborah O. Cleaveland, Secretary to Director, Environmental Protection and Emergency Response, had come by her office to inform that Beards Fork section (3.2 miles) of railroad was to be discontinued. The railtrack is to be left.

The Commissioners signed letters to all elected officials and department heads requesting information regarding budgets for fiscal year 1990 - 91.

Letters were also signed to Prosecuting Attorney Charles Vickers and Sheriff Laird concerning audits for fiscal years 1987, 1988, and 1989.

Letters were also signed to all agencies who had received funds to submit an audit to the Commission to comply with a directive from the West Virginia Department of Tax and Revenue.

The Commissioners reviewed letter dated May 2, 1986, from Public Employees Retirement System regarding option to exclude employee contributions from taxable income. The Commission informed they would not take this option.

A letter was received and reviewed from Governor's Office of Community and Industrial Development regarding "Proposed Small Cities Block Grant Program Design Statement" for fiscal year 1990.

A letter was signed to Marriott Hotel authorizing John L. Witt, Gene Carte, Jr., Charlotte Holly, William R. Laird IV, Thomas Aiello, and Herbert Mann to have their sleeping rooms, meals, room guarantees, and parking fees charged to the Fayette County Commission while they are attending the annual meeting of the West Virginia Association of Counties in Charleston on February 11 - 13, 1990.

The Commissioners approved renewal permit to operate a swimming pool at Fayette County Park.

Order was signed in regard to Huddleston Last Will and Testament.

Order was signed ordering that a petition be filed and that James C. Blankenship, III, be appointed guardian ad litem in case of Committee for Fannie Ragland. Hearing is set for February 7, 1990, at 10:00 a.m.

Fayette County Fire Levy Fire Protection Agreement was signed for Loup Creek Volunteer Department.

A letter was signed to State Treasurer Thomas E. Loehr formally requesting a refund in the amount of \$750.61 for the cumulative amount overpaid by the Fayette County Magistrate Court Fund to the state treasury for the period of June 1, 1979, through June 30, 1989.

Minutes of a meeting of the Salem Gatewood Public Service District held on December 11, 1989, were received and reviewed.

The Commissioners approved renewal of Fair Labor Standards Handbook at cost of \$179.00

The Commissioners received letter from Jean Skaggs and Beverly Cameron from Hico Charge Church Camp concerning camping at Fayette County Park. Fees have not been decided.

The Commissioners reviewed request for Mountain Transit Authority for operating assistance for 1991. This was tabled until budget meeting.

President John Witt and Commissioner Gene Carte will attend the NACo 1990 Legislative Conference on March 17 - 20, 1990, in Washington, D.C.

The Commissioners met with Cecil Nichols, Larry Canterbury, Nate Casto, Larry Perry, Judge Abbot and Dee Lively to discuss what should be done to solve heating and cooling problems at the Courthouse Annex.

Christy Workman, Irene Long and Anne Berry also appeared at meeting concerning the heating and cooling problems at the Annex.

Anne Berry also commented about problem with doors not closing when weather is cold and problems with the sidewalk cracking.

After much discussion concerning the problems, Cecil Nichols agreed to look at the drawings and specifications to check if air ducts were omitted that would cause the problems on the first floor.

Mr. Casto agreed to check into problems that were occurring on the 2nd and 3rd floor.

Kelvin Holiday appeared before the Commission with request for camping for Camp Kismet. August 6 - 11, 1990 was approved and confirmed by Jack Gannon.

Saturday, May 19, 1990, was approved for Mini Camp.

The Commissioners set the schedule for Board of Equalization Hearings for month of February. They also informed election supplies would be given out on February 7 & 8, 1990. The Canvass for the Special Election will be on February 16, 1990.

Administrator Charlotte Holly informed the Commission of request from Betty White for a rug shampooer for the Annex.

The Commission informed that the shampooer used here at the Courthouse could be taken over there and left.

Ms. Holly also informed of receiving 3 estimates to have Steve Cruikshank's vehicle repaired.

The Commissioners informed they would like to speak to Mr. Cruikshanks first.

The Commissioners informed they would delay the decision for fund request for RSVP.

Sheriff Laird appeared at meeting to inform of promotions going on to promote the upcoming Levy Elections.

President Witt informed he would talk to Judge Abbot concerning his request for a new chair for the Court Reporter.

Administrator Charlotte Holly informed the Commission that the roof was falling in at the Danese Detachment. The Commissioners discussed that they did not own this building. No decision was made regarding repairs.

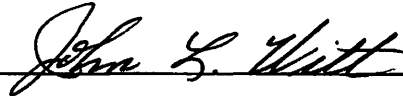
The Commissioners gave Ms. Holly permission to have Personal Computer upgraded with memory.

The meeting was adjourend. The next scheduled meeting is February 1, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
FEBRUARY 1, 1990  
SPECIAL SESSION  
BOARD OF EQUALIZATION & REVIEW  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 1st day of February, 1990, as Board of Equalization and Review of Assessments. With no one appearing, the meeting was adjourned. The next scheduled meeting is February 6, 1990 at 9:30 A.M.

  
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FAYETTE COUNTY COMMISSION MEETING  
FEBRUARY 6, 1990  
SPECIAL SESSION  
BOARD OF EQUALIZATION AND REVIEW OF PROPERTY ASSESSMENTS  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez

The Fayette County Commission met as Board of Equalization and Review of Property Assessments. There were no scheduled appointments.

The Commissioners signed letter to Mr. George Dials with the Department of Energy protesting the issuance of a permit for G & L Coal Company to auger and strip mine 155 acres of Cotton Hill Mountain near Gauley Bridge.


Mr. Guy Baker appeared before the Commission with concerns of strip mining in the Laurel Creek area. Mr. Baker requested a letter from the Commission addressed to whoever could stop this or at least make the parties involved follow laws.

President Witt informed Mr. Baker the Commission would support the citizens but asked for documentation from Mr. Baker of his complaints. President Witt informed the Commission would be glad to write the Governor and the Department of Energy after they receive this information.

Allen Workman appeared before the Commission with concerns for money in budget to purchase new uniforms for the new Correctional Officers. Administrator Charlotte Holly explained that funds for new uniforms for the new Officers should be taken from office supplies.

The meeting was adjourned.

The next scheduled meeting is February 7, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION AND BOARD OF EQUALIZATION & REVIEW  
FEBRUARY 7, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in session on this 7th day of February, 1990.

Gary Holcomb and Ed Boyd appeared before the Commission to request funds to secure ambulance for Danese Volunteer Fire Department and Rescue Squad. Mr. Holcomb explained that they had some funds but could use whatever the Commission could fund.

President Witt explained that they would need to look at budget figures before giving commitment and would get back with them with a decision.

President Witt read letter from Governor informing that Highway Safety grant proposal for H.A.R.P has been approved for \$6,840.00.

The Commissioners met with Frank Woodson, Charles Kuebler, and Walter Williams regarding final approval for bond refinancing for Plateau Medical Center.

Prosecuting Attorney Charles Vickers was present at meeting and informed he felt this was consistent with past process and saw no reason not to approve.

Commissioner Carte offered motion to approve. Commissioner Lopez seconded the motion. All approved. The resolution was signed for authorization, sale and issuance of \$9,200,000 Commercial Development Revenue Refunding Bonds (MPC, Inc. Project) Series 1990, of the County Commission of Fayette County to provide funds to finance the refunding and redemption of the outstanding amount of the \$9,790,000 First Mortgage Medical Facilities Revenue Bonds (Plateau Medical Center, LTD.), Series 1981, of the County Commission of Fayette County heretofore issued to finance land and the existing Oak Hill Hospital building and equipment and tangible property in connection therewith, together with all associated structures, facilities and equipment and certain furniture, equipment, machinery and other similar items, constituting a commercial or industrial project; providing for the execution and delivery of an underwriting agreement, loan agreement, indenture of trust, escrow agreement and official statement and other matters relating to the terms and security



of such bonds; and providing for certain other matters in connection therewith.

The Commissioners met with Attorney Steve Vickers with Committee Appointment for Fannie Ragland.

Petitioner Robert E. Moose was questioned. Attorney Jamie Blankenship was approved guardian ad litem and recommended the appointment of Mr. Moose.

Commissioner Carte made motion to approve. Commissioner Lopez seconded. All approved. Bond was set in the amount of \$20,000.00.

Attorney Blankenship approached the Commission with request to file an objection to the final settlement of Olive Wymer. Mr. Blankenship was representing Judy Trimble.

Commissioner Carte made motion to refer this to the fiduciary Commissioner. Commissioner Lopez seconded. All approved. Mr. Blankenship was to prepare order.

The Commissioners met with Attorney Fred Jesser and several town officials, attorneys and concerned citizens (list attached) regarding annexation request for Town of Fayetteville.

Attorney Jesser presented documents showing legal advertisement for separate resolutions. (1 for annexation from U.S. Route 19 south to Appalachian Drive and 1 for annexation north to Ames Heights Road). Mr Jesser also presented copies of West Virginia Statute explaining that the Commission's authority. Mr. Jesser also explained that they only seek to annex property of Department of Highways.

The Commissioners heard comments from mayors, town officials, attorneys, adjoining property owners and concerned citizens for and against this annexation.

After much discussion President Witt informed that the Commission would hold a meeting with both town officials and another public hearing before announcing a decision on this matter. He explained that both towns needed to work together.

The Commissioners also excepted petitions against the annexation from Jobill Campbell and Charles Tombs.

The Commissioners met with Jack Gannon. Mr. Gannon presented a map showing area at Park that was to be stripmined. The Commissioners agreed this should be looked into.

The Commissioners discussed increase in P.E.I.A. premium.

The Commissioners also approved the purchase of chestnut trees for Park.

Administrator Charlotte Holly informed that there were not enough funds in Dog Tax Fund to make monthly contribution to Humane Society. The Commissioners gave permission to issue from General Fund but to be reimbursed when funds were available.

Ms. Holly also questioned the Commission regarding Health Department Building being added to County Insurance.

The Commissioners informed to pass this on to Jim Lively Insurance for coverage.

Ms. Holly also informed that after reviewing information she felt the work being done at Courthouse would not apply for Historical Landmark grant funds but she would still pursue information for possibly funds for doors.

Personal and Real Estate Exonerations were approved as presented from Assessor's office and approved from Prosecutor's office.

Belinda Morton appeared before the Commission. She is to appear on the 15th to file order regarding the estate of Cecil Jamison.

The Commissioners signed order as presented from Zoning Officer for hearing held on January 31st, 1990.

The Commissioners received audit reports from FMRS, White Oak Public Service District and Fayette County Public Library.

A letter was received from New Haven Public Service District regarding audit. At present the New haven PSD will soon be changed to North Fayette PSD and they do not at present have bank accounts, customers or money in cash or securities of any kind.

A letter was signed to to Commissioner Ronald Gregory with Department of Corrections submitting invoices for the per diem costs due to the Fayette County Commission for housing inmates.

The meeting was adjourned. The next scheduled meeting is February 13, 1990.

John L. Witt

Annexation Hearing

2/7/90

For

Against

	For	Against
Barbara Holman		X
Leslie A. Dunford		
Kenny and Margie Sygrett	X +	
Beth S. Mulligan	X	
Robert S. Mulligan	X	
Paula Sygrett	X	X
Johill Campbell		X
Tommy Oxley		
Mr. [unclear]	X	
Mr. [unclear]	X	
Keith Spang	X	
Ralph [unclear]	X	
Mike [unclear]	X	
Sharon Crickshank	X	
Robert [unclear]	X	
Robert Woodard	X	
David [unclear]	X	
Clay [unclear]	X	
Paul Mc [unclear]	X	
Frank [unclear]	X	
Judith Taylor		X
Frances Settle		X
James Lively Jr.		X
MIKE LIVELY		X
Houtm [unclear]		X
Nancy Hodge		X
Fowell Hodge		X
Julian Settle		X
Mary Campbell		X
Virginia [unclear]		X
Frank R. [unclear]		X
Leslie Bryant		X
James E. Odell		X



For

against

Mary Louise Ballard

H. W. Baileys

Charles K. Fomp

Mayse Larrick

Pat Hamelton

Ralph Young

Tom Vellie

X

X

X

FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
BOARD OF EQUALIZATION  
FEBRUARY 13th, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez

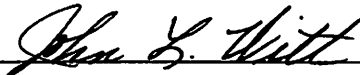
The Commissioners met in Special Session on this 13th day of February, 1990.

There were no scheduled appointments for Board of Equalization and Review of Property Assessments.

The Commissioners met with representative from Steptoe and Johnson to sign final documents for refinancing Plateau Medical Center bonds.

The Commissioners discussed that the contested hearing for John Gilbert should be rescheduled being as Mr. Witt will not be at the Meeting on February 15th, 1990.

The meeting was adjourned. The next scheduled meeting is February 15, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
FEBRUARY 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of February, 1990.

Payroll was presented and approved.

Audit Report for Kananwha Falls Public Service District for years 1986 through 1988 were received and reviewed.

Audit Report for Montgomery Solid Waste Authority for year 1987 was received and reviewed.

Audit Report for Tech Foundation for year 1987 was received and reviewed.

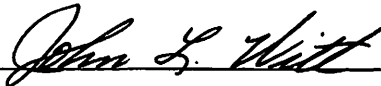
A letter was received and reviewed from John J. Hunt, Executive Director of the 4-C Economic Development Authority informing the request for financial statements was referred to Paul Flanagan, President, and Helen Mock-Hedrick, Secretary/Treasurer, of the 4-C Economic Development Authority Board of Directors for action.

The Maintenance Report for vehicle repair at Fayette County Park was received and reviewed.

Minutes of the Salem-Gatewood Public Service District meeting of January 10, 1990, was received and reviewed.

Commissioner John Lopez presented key to Election room to Gene Carte to use if he was unable to appear for Canvass which will be held tomorrow at 9:00 A.M.

The meeting was adjourned. The next scheduled meeting is set for February 16th, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
FEBRUARY 16th, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 16th day of February, 1990.

The Commission held Canvass for Special Levy Election which was held February 10, 1990. Results were declared as follows:

For Law Enforcement Levies - 2,804

Against Law Enforcement Levies - 718

For Libraries Levies - 2,878

Against Libraries Levies - 613

For Fire Protection Levies - 2,979

Against Fire Protection Levies - 532

Election results will be certified on Wednesday, February 22, 1990, at 11:00 A.M.

The Commissioners signed letter to All Members of the West Virginia Legislature endorsing bill to increase the compensation of elected county officials and approve of the compensation proposed for each Class II County office.

President Witt signed letter to Eva H. Wills concerning absentee voting.

A letter was prepared and signed to Governor's office of Community and Industrial Development regarding draw down number 6 for the Northern Fayette County Regional Water System Study.

The Commissioners met with Attorney Fred Jesser, Robert Reishman and Irene Long from the Assessor's office when meeting as Board of Equalization of Property Assessment.

Property in question was Terry Avenue Apartments and Maple Court Apartments in Oak Hill of Fayette County.

Mr. Jesser explained that they were not requesting relief for Terry Avenue Apartments. He wanted to only use this as a comparison.

Taxes on Maple Court Apartments were \$11,200. Taxes on Terry Avenue Apartments were \$5,300. This difference was questioned.

Irene Long presented Mr. Reishman with form to fill out certain information needed by the Assessor's office to use income approach.

She informed that after she received this information, she would present the information to the Commission to review before making a decision concerning the application for review of property assessment.

President Witt read letter from Department of Energy Commission regarding decision to deny stip-mining permit for Cotton-Hill.

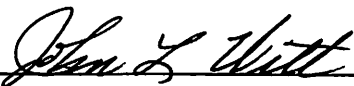
A letter from Governor's Office of Community and Industrial Development was reviewed regarding release of FY 1990 Small Cities Block Grant Assistance for White Oak PSD. This was to be forwarded to Tim Oxley at Region 4.

The Commissioners approved quotation from Sherwin Williams for 15 mini blinds at price of \$993.71.

The Commissioners signed construction contract with Lowe Brothers Electric Co., Inc. for lighting improvements at the Fayette County Jail.

The Commissioners signed order removing Sarah Jane Jamison as the administratrix of the estate of Cecil Jamison and that she file an accounting of the estate during the term of her administration.

The meeting was adjourned. The next scheduled meeting is February 21, 1990.

  
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FAYETTE COUNTY COMMISSION  
SPECIAL SESSION  
FEBRUARY 21, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 21st day of February, 1990 to certify results of the Special Election held on February 10, 1990.

Results certified were as follows:

Purpose Number 1--Law Enforcement Salaries and Benefits

For the Law Enforcement Levies--2,804

Against the Law Enforcement Levies--718

Purpose Number 2--Libraries

For the Libraries Levies--2,878

Against the Libraries Levies--613

Purpose Number 3--Fire Protection Services and Equipment

For the Fire Protection Levies--2,979

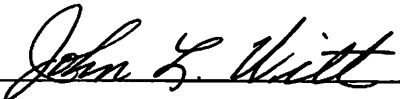
Against Fire Protection Levies--532

Letters were prepared and signed to Ken Hechler; Secretary of State, Charles O. Lorensen; Secretary of State Department Tax and Revenue, and Glen B. Gainer, Jr.; State Auditor, enclosing Board of Canvassers' certificates of these results.

Administrator Charlotte Holly informed the Commissioners of receiving grant funds for Northern Fayette County Water Study. Vouchers that were prepared for these funds were presented and approved.

Administrator Charlotte Holly informed the Commission the Dog Tax fund was low and there were invoices that needed to be paid. The Commissioners informed they would like to speak to Billy Blake about the invoices before paying.

The meeting was adjourned. The next scheduled meeting is February 22, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
FEBRUARY 22, 1990  
BOARD OF EQUALIZATION AND REVIEW  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA 25840  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 22nd day of February, 1990.

The Commissioners met with Assessor Tom Aiello and Rick Coles concerning application for review of property assessment of Mr. Coles.

Mr. Coles informed that he felt assessment was unfair when comparing his house to others comparable.

The Commissioners compared houses Mr. Coles referred to.

Assessor Tom Aiello informed his office would review again to make sure figures were correct.

The Commissioners informed they will review again when the Assessor has checked all information.

David Akers who was scheduled to appear had requested to reserve right to appear before the end of February if he does not agree with information the Assessor's office is working on.

Administrator Charlotte Holly presented invoice from Plateau Printing for file cabinet for Judge Summerfield's office. Cost being \$246.69. The Commissioners approved payment of this invoice.

Ms. Holly also informed the Commissioners of speaking to the Engineers for the Northern Fayette County Water Study. A Public Meeting concerning the matter will be scheduled for March 5th or 6th at Midland Trail High School at 7:00 P.M.

President Witt informed of letter from Ann Skaggs regarding trash along Route 60. Mr. Witt informed he would contact the group working along that part of county to see if joint efforts could be made in cleaning this up.

President Witt read letter from Bob Clement regarding support for MTA.

The Commissioners approved quote from Dayton Legal Blank for purchase of book shelves for law library at annex.

Contract was signed regarding Vision Care Insurance.

The meeting was adjourned. The next scheduled meeting is February 27th, 1990.

John L. Witt

FAYETTE COUNTY COMMISSION MEETING  
FEBRUARY 27, 1990  
SPECIAL SESSION  
BOARD OF EQUALIZATION AND REVIEW  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John H. Lopez  
Gene Carte, Jr.

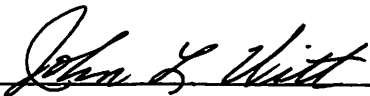
The Fayette County Commission met in Special Session on this 27th day of February, 1990.

The Commissioners met with Frank Thomas with Mr. Thomas contesting assessment of three airplanes. Mr. Thomas expressed he felt the airplanes should be assessed like cars.

Assessor Thomas Aiello was present at the meeting and informed he used Air Craft Blue Book in placing value on the airplanes.

After much discussion regarding the Fayette Airport, the Commissioners informed they would review all information and would get back with Mr. Thomas with a decision.

The meeting was adjourned. The next scheduled meeting is February 28, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION AND BOARD OF EQUALIZATION & REVIEW  
FEBRUARY 28, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 28th day of February, 1990.

Dog Warden Billy Blake appeared at meeting regarding invoices for articles he had purchased. The Commissioners had questioned the purchase of 3 sets of chains for his vehicle and other supplies. Mr. Blake explained that 1 pair of the chains were stolen. Mr. Blake was instructed to go through Jim Gannon at Fayette County Park when purchasing vehicle supplies.

The Commissioners instructed the invoices that were being held could be paid out of the General Fund because there was not enough money in the Dog Tax Fund. This would be reimbursed when funds available.

Attorney Carl Harris appeared before the Commission representing T. E. Myles for Committee Appointment for Theda Radford.

Erwin Conrad was approved guardian et litem and had filed his report.

Petitioner Edward Radford was questioned.

Commissioner John Lopez made motion to approve of appointment of Edward Radford for Theda Radford. Commissioner Carte seconded the motion. Vote was unanimous. Bond was set in the amount of \$500.00.

Commissioner Carte informed that order previously filed for estate of Cecil Jamison would be set aside. Information would be referred to T. E. Myles for further proceedings.

The Commissioners held continued contested hearing for John Gilbert.

Attorney Fred Jesser and Attorney Carl Harris were present.

Carol Jean Akison, Mary Gilbert, Ms. Profit, and Reverend E. Miller were questioned by both attorneys.

Three affidavits had been mailed to the Commissioners. The Commissioners informed that one of the affidavits would be set aside but they would use the other two as evidence.

The Commissioners informed they would take all information under advisement and would try to have a decision by the March 7, 1990 meeting.

The Commissioners met with Erwin Conrad with Committee Appointment for Carl Treadway. T. E. Myles was approved guardian et litem and had filed report.

Petitioner Ruby I. Treadway was questioned.

Commissioner John H. Lopez made motion to approve of appointment. Commissioner Carte seconded. Vote was unanimous. Bond was set in the amount of \$10,000.00.

Carl Gainer with Mountain Transit Authority appeared before the Commission regarding funding of \$10,000.00 for fiscal year 1990 - 1991. The Commissioners informed that they would be working on the budget within the next few weeks and they would review this request then.

Jerry Lacy appeared before the Commission regarding Sheriff being appointed Administrator of the estate of Robert E. Ford. Mr. Ford was killed in auto accident in 1989 in Fayette County. Mr. Lacy was representing person involved in the accident who has law suit against the estate of Mr. Ford.

Sheriff Laird appeared at the meeting. Sheriff Laird explained he wanted to make sure all other steps have been pursued before taking these type of appointments. After reviewing Code Book pertaining to the matter it was decided that the Sheriff would take this appointment only to accept service on suit. State Farm Insurance would represent the estate. Mr. Lacy explained he would do final settlement and would forward all information to the Sheriff.

Anna Morton appeared before the Commission regarding junk yard on Berry Street in Oak Hill area. Ms. Morton explained that she lived in city limits of Oak Hill but Berry Street; which adjoins her property is outside city limits. Ms. Morton explained that she had approached City Manager Tom Oxley with this problem and was told to contact the County Commission.

The Commissioners reviewed the information with Ms. Morton and requested her to talk with Zoning Officer Gary Harding to see if he may be able to help.

The Commissioners met with Clyde Dowdy with Missions of the Master while meeting as Board of Equalization and Review of Property Assessments.

Mr. Dowdy felt that the appraisers who reviewed the building did not look at the entire building.

Assessor Tom Aiello explained that he would have an appraiser from his office review this building again.

When discussing this further, the Commissioners questioned Mr. Dowdy's application being as the building is owned by the State. He would need to go through the State Auditor's office to redeem.

The Commissioners discussed the hearing held this month.

The Commissioners signed order certifying that they have examined each and every item and valuation fixed by the assessor and have made such corrections and fixed such valuations, and that the record show the complete valuations and assessments of the land of Fayette County for the year 1990.

The Commissioners informed they would go with what the Assessor's office has on assessments of Rick Coles and Frank Thomas. Assessor Tom Aiello explained that there was a difference in some information that Fred Jesser had presented regarding Maple Court Apartments and Terry Avenue Apartments.

Administrator Charlotte Holly explained that a Public Hearing has been scheduled for Northern Fayette County Water Study at Midland Trail High School for March 6, 1990, at 7:00 p.m. President Witt signed application for facility use for Midland Trail High School for this hearing with the Board of Education.

A letter was prepared and signed to the Governor's Office of Community and Industrial Development regarding Proposed Small Cities Block Grant Program Design Statement for fiscal year 1990.

A letter was prepared and signed to New River Day Care Association pertaining to funding for their program. The Commission informed that due to the County's drastic loss of revenue over the past few years, they are unable to contribute.

A letter was prepared and signed to Oak Hill City Manager Tom Oxley concerning audited financial statements for Oak Hill Volunteer Fire Department.

The Commissioners signed order appointing Alan Brinegar to replace Joseph Idleman; who has resigned to the Salem Gatewood Public Service District.

President Witt letter to Governor's Office of Community and Industrial Development regarding expenditures for the completion of the Winona Water System Improvement Grant.

A letter was prepared and signed to Region 4 Planning & Development Council with priority list for up-coming projects. Listed were

1. Northern Fayette County Regional Water System - construction of a new system.
2. Fayette Industrial Park - site development.
3. Beckwith Public Service District - construction of a new system.

The Commissioners signed order reappointing Sterley C. Flanagan, Jr. as Commissioner for the Danese Public Service District.

President Witt read letter from Fred A. Jesser, III, informing of the withdrawal of Fayetteville's application for annexation of U.S. Route 19, North and South of Town of Fayetteville.

The Fayette County Dog Warden's report for the month of February, 1990, was received and reviewed.

President Witt read letter from Ann Z. Skaggs of Ansted regarding trash in yards and old dilapidated buildings along Rt. 60. President Witt informed he had contacted the group working in that area regarding this.

The Commissioners received and reviewed letter from W. Robert Abbot regarding request for a \$200.00 a month raise for the two civilian bailiffs. The Commissioners informed they would review this during budget session.

The Commissioners reviewed letter prepared by Assistant Prosecutor James B. Billings to Lavada Williamson inquiring as to whether the Jail Improvement Funds can be used in part to fund Correctional Officers.

President Witt informed of letter from Juanita V. Woddards regarding hearing on October 5, 1989 concerning a request to have Committee Appointment for Ernest Rose. The Commissioners informed they would contact Lynn Pollard to discuss this matter.

President Witt read letter from Bob Clement regarding funding for MTA.

The Commissioners reviewed letter from Deepwater Public Service District showing they had requested audited financial reports from Howard Cloke III, CPA.



Deputies overtime for time period of January 28, 1990 to February 25, 1990 was received, reviewed and approved.

President Witt signed letter to the Ritz-Carlton authorizing Gene Carte, Jr. to have his sleeping room, meals, room guarantees, parking fees, room deposit, and telephone charges billed to the Fayette County Commission while he is attending the NAcO 1990 Legislative conference in Washington, D.C., on March 16 - 20, 1990.

A letter was prepared and signed to Ames Public Service District returning annual reports and requesting audited financial statements.

The Commissioners received and reviewed Fire Levy Audit Report for Gauley Bridge Volunteer Fire Department for period of July 1, 1986 - June 30, 1989.

Letters were received and reviewed from Donald Stark Architects, Inc., pertaining to heating and cooling system at the Courthouse Annex.

Administrator Charlotte Holly informed the Commission she had received a telephone call from Nate Casto questioning if the adjustments they had made was solving the problems at the annex. Ms. Holly informed that Dee Lively informed that there had not been any problems until this Monday when the temperatures dropped. The Commissioners felt this should be expected.

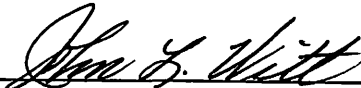
Ms. Holly informed of receiving information concerning the Governor's Summer Youth Program. Letters were sent to Mr. South of the Beard's Fork area and Dr. David for the Page group regarding this matter.

Ms. Holly informed that Steve Cruikshank had informed her that Grant from Emergency Services would probably be approved. She felt he would bring this information by when he received it.

President Witt informed the montly lunch meeting for elected officials would be at Mountail Laurel Restaurant (former Shad's).

The sales tax report for Fayette County Park was reviewed and signed.

The meeting was adjourned. The next scheduled meeting is March 7, 1990.

  
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FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
MARCH 7, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 7th day of March, 1990.

Lee Massey, representing the Fayette County Solid Waste Authority appeared before the Commission to request opinion of the Commission regarding matters of the Solid Waste Authority.

Mr. Massey explained Solid Waste Management Plan in which Fayette County would join Raleigh County. Fayette County would pay 40 percent of expenses and Raleigh would pay 60 percent. Pentree Engineering firm was working on this plan.

The Commissioners felt this was sensible.

Mr. Massey also questioned the Commissions' opinion regarding deadline for accepted closure plan by the DNR. After reviewing bids from different Engineering firms, Esmer Associates was lowest bid. Questions were being asked if this would be a conflict of interest being as Don Phillip, who is chairman of the Solid Waste Authority, worked for Esmer Associates.

The Commissioners informed they felt he should discuss this the the Prosecuting Attorney.

Administrator Charlotte Holly informed that the Solid Waste Management Board had informed they felt this would be a conflict.

The Commissioners informed they felt he should make sure there would be no legal problems with this before they made this decision.

The Commissioners signed letter to Thomas Flying Service, Inc. Rick Coles, and Clyde Dowdy with Missions of the Masters informing that after reviewing applications for review of property assessments has found that the valuation of property in question will not be changed.

A letter was prepared for Mr. Fred Jesser, who represents Fayette Partners informing that the valuation of the Terry Avenue Apartments was not changed, but the valuation of the Maple Court Apartments was reduced a total amount of \$108,644 (from \$321,237). Since the assessed property valuations derived from the replacement cost approach seemed to be the most true and equitable, the values were based on this method.

Exoneration of real and personal property taxes as presented from the Assessor's office and approved by the Prosecutor's office were reviewed and signed.

Administrator Charlotte Holly questioned the Commission regarding bill for Beckley Newspaper for the inmates at the Jail. The Commissioners approved to pay invoice.

The Commissioners discussed letter Jim Billings had written to State Tax Department concerning funding of Correctional Officers from the Jail Improvement Fund. The Commissioners informed they would discuss this further with Mr. Billings concerning Order from the Judge and other matters.

Administrator Charlotte Holly informed of balance of \$221.33 remaining in Dog Tax Fund. The Commissioners gave permission to pay monthly contributions to Humane Society from the General Fund.

T. E. Myles appeared before the Commissioners regarding estate of Cecil Jamison. Files were reviewed and Mr. Myles agreed to check into further.

The Commissioners discussed commitment of \$20,000 to the Upper Kanawha Valley Economic Development Authority for site preparation of new prison. Commissioner Carte informed he was not in favor of funding. With Commissioner Lopez and President Witt approving, the Commissioners discussed checking to see if this could be taken from the Jail Improvement Fund. The Commissioners informed that these funds would come from the Coal Severance Fund if not allowed from Jail Improvement. If taken from Coal Severance, the check would be written on the 13th of March when funds would be available.

A letter was written and signed to Bonnie Kirk of One Valley Bank granting permission to pay lost coupon in the amount of \$850.00 registered in the name of First National Bank, Morgantown, West Virginia.

Letters were signed to all elected officials and department heads requesting each to schedule an appointment on March 15, 1990, to discuss budget request for the fiscal year beginning July 1, 1990.

Monthly Maintenance Report for vehicle repair at Fayette County Park was received and reviewed.

The Commissioners signed forms for Governor's Summer Youth Program. The Commissioners entered request for 40 positions: 10 positions for Beards Fork, 10 positions for Page and 20 positions for Mountain Resources.

Administrator Charlotte Holly presented certification of valuations as presented from Assessor Thomas Aiello. Ms. Holly informed that she felt there should be an increase in allowance for exonerations and voided tickets from 5 percent to 7 percent. The Commissioners agreed with this.

The Commissioners agreed space down stairs could be used for Magistrate Court Auditor.

Administrator Charlotte Holly informed the Commissioners of lady falling on Courthouse steps. She informed she felt the lady just lost balance and did not feel that it was due to anything wrong with steps or railings.

The Commissioners informed they would meet on March 12, 1990 to discuss budgets and set March 26, 1990 for Public Budget Hearing.

The Commissioners discussed the contested Committee Appointment of John Gilbert. President Witt informed he felt the Commission should deny the request of Carol Jean Akison to be appointed Committee for Mr. Gilbert. He felt there was not enough evidence to show that Mary Gilbert was not capable of taking care of Mr. Gilbert. Commissioner Lopez agreed with President Witt. Commissioner Carte informed he would approve of appointment of Ms. Akison based on report of guardian et litem. Ms. Akison would be denied this appointment being as Commissioners vote was 2 to 1 to deny.

The Commissioners discussed using employees from Fayette County Park for one more month to allow time to finish Courthouse work on main floor. All approved.

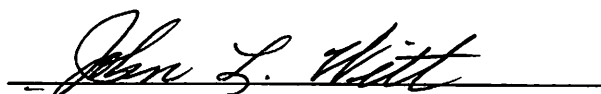
The Commissioners discussed changing polling place back to the Lookout Fire Station instead of Edmond Community Center. All approved.

The Commissioners briefly discussed Smithers voting place. Commissioner Lopez agreed to talk to Delores Baker regarding this matter before making a decision.

The Commissioners received and reviewed letter and petitions from concerned citizens regarding support of MTA.

The Commissioners received and reviewed audit reports for fiscal years 1987, 1988 and 1989 for Deepwater Public Service District.

The meeting was adjourned. The next scheduled meeting is March 12, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
MARCH 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA 25840  
MEMEBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of March, 1990.

Payroll and outstanding bills were approved.

Administrator Charlotte Holly informed the Commission of a request from Dana Davis of the WVEA to have rally on Courthouse steps on Saturday.

The Commissioners informed they had no objections to this.

The Commissioners discussed \$20,000.00 check to be written to the Upper Kanawha Valley Economic Development Corporation for site preparation of new Prison to be located in Dixie area. The Commissioners informed that check would be written from the Building & Improvement Fund. President Witt informed he would pick up letter from the Upper Kanawha Economic Development Authority requesting these funds when he took them the check.

The Commissioners signed letter to the Department of Tax and Revenue of the State Tax Department regarding response to a letter dated February 23, 1990, and received by your office from James B. Billings, Assistant Prosecuting Attorney of Fayette County, submitting information regarding a transfer of funds from the Jail Improvement Fund.

The Commissioners met with Sheriff Bill Laird, Judge Zane Summerfield, Assessor Thomas Aiello, Prosecuting Attorney Charles Vickers, and Circuit Clerk Herb Mann regarding budget requests for fiscal year 1990 - 91.

The Commissioners heard request and informed they would review and consider all requests. President Witt informed they may get back with the officials if they had any questions before finalizing the budget.

President Witt informed of request for pipe and bug spray from Jack Gannon for Fayette County Park. Purchase of the bug spray was approved. President Witt informed they would hold decision on purchasing pipe.

Exonerations of real and personal property taxes as presented from the Assessor's office and approved by the Prosecutor's office was approved.


The Commissioners received and reviewed letter from Katy Baldwin supporting MTA.

The Commissioners received and reviewed letter from Federal Emergency Management Agency regarding Fayette County's Flood Plain Ordinance.

The Commissioners received and reviewed Audit Reports from City of Oak Hill for years 1987, 1988 and 1989.

The Commissioners reviewed letter from H. B. Wyche, Jr. of Norfolk & Western Railway Company concerning railroad discontinuance of 3.2 miles between Beards Fork Jct. and Beards Fork, WV.

The meeting was adjourned. The next scheduled meeting is March 26, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
MARCH 26, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 26th day of March, 1990.

The Commissioners reviewed Budget for fiscal year 1990 - 1991. With no one appearing for questions or comments at this Public Hearing for this budget, Commissioner Gene Carte made motion to approve budget as presented. Commissioner John H. Lopez seconded this motion. Motion passed 3 - 1.

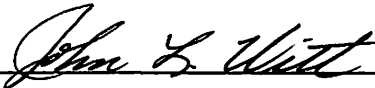
The Commissioners received and reviewed letters from West Virginia Department of Highways concerning traffic situation along US 19 between Greentown and Pea Ridge Road in Oak Hill.

The Commissioners also reviewed letter from Governor's Office of Community and Industrial Development regarding Fiscal year 1990 Small Cities Block Grant program. Deadline has been extended for submission of applications to May 18, 1990.

A letter was reviewed from Governor's Office of Community and Industrial Development regarding White Oak Public Service District Sewer Project.

A letter was also reviewed from Ira Toles and Dora Taylor supporting MTA.

The meeting was adjourned. The next scheduled meeting is March 28, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSSION  
MARCH 28, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 28th day of March, 1990.

The Commissioners met with Steve Cruikshank and David Neal regarding 911 system for Fayette County.

David Neal explained that the 911 system is currently in effect in Putnam County and they are currently charging each customer .50¢ per month. He explained that they are applying for rate increase of approximately \$1.00 per month.

Mr. Neal also explained program in which he is working with the Postal Service in setting up. He explained Ordinance in which the County could set up in having all property assigned an official address. This would benefit law enforcement. There would be no cost to name and number but street signs could be a cost to the County.

Commissioner Carte expressed he felt that telephone companies should provide this service at no cost to the public.

After much discussion concerning this matter the Commissioners informed they would review further before signing a letter of intent. They would have response at the next Commission meeting scheduled for April 4, 1990. President Witt also informed that a public hearing has tentatively been scheduled for April 26, 1990, concerning this matter subject to Mr. Cruikshank having all information together.

Jack Clark appeared before the Commission regarding a request for change in land classification from R-R, Agricultural and Rural Residence District, to I-2, Heavy Industrial District, for the purpose of operating a salvage yard on 7.7 acres, Gauley River located on Saturday Road, New Haven District, which had been denied.

After hearing information concerning this matter, Commissioner Gene Carte made motion to send this back to the Planning Commission for reconsideration. Commission John Lopez seconded. Motion passed 3 - 0. This will be considered at the next Planning Commission meeting.



The Commissioners met with Gary Harding, Howard O. Campbell, and several concerned citizens from the Lansing, Ames Heights area regarding request of change in land classifications by Mr. Campbell and Steve Campbell.

Z-338-90-2: Request of Steve Campbell, Contract Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-1, Neighborhood Business District, on 4.10 acres, Lansing, old Camp Rho Site, located on Route 82, New Haven District.

Zoning Officer Gary Harding reported that the Planning Commission voted 8 - 0 to deny this request.

Howard O. Campbell speaking on behalf of Steve Campbell informed of plans for this property and informed he was not pleased with Planning and Zoning meetings. He explained he only wanted to provide camping and parking for tourist who visit National Park area.

The citizens appearing at the meeting questioned why they were not informed of his plans prior to the hearings. They also questioned water and sewer service and possible traffic problems which might occur.

After further discussion, Commissioner Carte made motion to send this back to the Planning Commission for reconsideration. Commissioner Lopez seconded. Motion passed 3 - 0.

Z-330-90-1: Request of Howard O. Campbell, Owner and Contract Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2 General Business District, on 4 parcels totaling 4.48 acres, Pine Springs, located on Ames Heights Road at Corridor "L", New Haven District.

Gary Harding reported that the Planning Commission voted 8 - 0 to approve this request but was contacted the next day and was informed by Hobart Booth that 6 members of the Planning Commission decided to defer this request until they view the site.

The Commissioners informed Mr. Campbell that they generally go by the decision of the Planning Commission.

Mr. Campbell explained he felt this is not legal and informed he did not want to wait another month for a decision.

After much discussion Commissioner John Lopez made motion to send this back to the Planning Commission for reconsideration and input from citizens in the area. Commissioner Carte seconded. Motion passed 3 - 0.

The matter will be brought before the Planning and Zoning Commission on April 23, 1990, at 3:00 P.M.

Mr. Campbell insisted that he be allowed time at the meeting and insisted that the people review the area in question.

The Commissioners received, reviewed and signed petition for authorization to bill for and accept payment for services of George L. Vickers, Fiduciary Commissioner for Estate of Fanny Wiseman Allen, deceased in the amount of \$590.00, which is in excess of the normal fee for Fiduciary services in an estate, due to the complexity of the estate and time spent to bring the estate to a final settlement.

Payroll and outstanding bills were approved.

The Commissioners set Special Meeting for April 3, 1990, at 9:30 A.M. to appoint election officials for May 8, 1990 Primary Election.

Administrator Charlotte Holly informed that May 3, 1990, has been scheduled for Know Your County Government Day.

Ms. Holly presented list of properties from Jim Lively Insurance for the Commissioners to review for changes or additions.

The Commissioners discussed the Fayette County Health Department Building being covered by insurance. The Commissioners felt Health Department should pick up cost but being as it was owned by the County if they did not pay the Commission would have to.

The Commissioners signed Contract and Agreement with Fayette County Board of Health agreeing to pay sum of \$5,000 on or before June 30, 1991.

✓ The Commissioners discussed request of MTA for funding. The Commissioners informed they would support 2 members to the Board at a cost of \$1,000.

The Commissioners discussed agreement with Green Thumb program in which they had agreed to put employee Bill Wysong on part-time basis for 6 months effective April 16, 1990. The Commissioners requested Ms. Holly to inquire about benefits before setting wages to be paid.

The Commissioners also discussed picking up Harold Smith full time later in the year if two other employees retire from Fayette County Park.

Administrator Charlotte Holly informed the Commission of request from Irene Long regarding the order of documents for students working on Main Street Program for town of Fayetteville. If the County Commission would order they could get at cost of .4¢ a piece instead of \$1.00 a document. The Commissioners approved.

The Commissioners received and reviewed letter from Governor's Office of Community and Industrial Development regarding final closeout of FY 1983 Small Cities Block Grant for Gauley River Public Service District Water System.

The Commissioners signed letter to Allstate Remodeling & Roofing, Inc. regarding roofing system installed November, 1987. The Commission requested immediate repair work for leaks in the Circuit Clerk's Office.

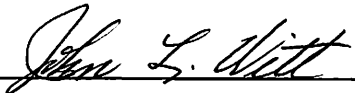
The Commissioners signed letter to Prosecuting Attorney Charles Vickers regarding complaint filed by Fayette Partners Limited Partnership in the Circuit Court of Fayette County, (Civil Action No. 90-C-244). The Commission requested Mr. Vickers file an answer on behalf of all defendants named in complaint.

The Commissioners signed paper work for drawdown number 7 for Northern Fayette County Regional Water System Study.

A letter was signed to Elk River Town Center Inn authorizing Thomas E. Aiello to have expenses charged to the Fayette County Commission while he is attending the West Virginia Assessor's Association meeting April 8 - 10, 1990.

The Commissioners approved requisition from WVU Cooperative Extension Service for continuation of on-site Service Contract for Zenith computer, monitor and hard drive.

The meeting was adjourned. The next scheduled meeting is April 3rd, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
APRIL 3, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 3rd day of April, 1990.

The Commissioners received list of the Democrat and Republican workers from the Democrat and Republican Executive Committees they desire to have appointed for holding the Primary Election in said county on the 8th day of May, 1990. The Commissioners approved lists.

The meeting was adjourned. The next scheduled meeting is April 4, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
APRIL 4, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.  
John H. Lopez

The Fayette County Commission met in regular session on this 4th day of April, 1990.

The Commissioners met with Steve Cruikshank, David Neal, Post Master Ed Heintzman and John McComas regarding future program of 911 for Fayette County.

Steve explained the benefits 911 would provide for Fayette County.

Mr. Heintzman explained that the Postal Service was interested in getting all areas addressed and requested commitment from the Commission. They proposed to establish numbers every 25 feet. All roads would be marked off and given numbers. Mr. Heintzman requested a letter authorizing the postal service to proceed with this program and explained there should be no obligation or financial cost to the Commission.

Commission President John Witt informed that a Public Hearing would be set for April 26, 1990, at 7:30 P.M. in the Court Room for public comment and suggestions.

Mr. McComas explained that at present Fayette County is second in line for this program and they shouldn't wait if they wish to pursue.

David Neal explained there could possibly be matching grant funds for office space for 911 system.

Commissioner Gene Carte informed he felt the Commission should give Post Master Ed Heintzman the go ahead to authorize numbering system in Fayette County. President John Witt and Commissioner John Lopez agreed.

President Witt and Commissioner Lopez signed letter to Buddy Reynolds, Account Executive with C & P Telephone Company advising that the County of Fayette intends to investigate the advantages and/or disadvantages to the citizens of Fayette County regarding the installation of an Enhanced 911 Service (E911) for county-wide emergency calling. The letter also places the County of Fayette under no obligations or contracts.

Attorney Doug Mooney appeared before the Commission with Committee Appointment for Hazel Sparks. Petitioner Delores Yost was questioned.

Commissioner Carte questioned there not being a guardian et litem report. Mr. Mooney informed this would be filed.

Commissioner Carte made motion to approve pending report of guardian et litem. Bond will be set in the amount of \$10,000. All approved.

The Commissioners met with Jerry Flowers and Wayne Vickers from Mountain State Insurance. Mr. Flowers explained they felt they had an agreement with the Commission two years ago that they would be reappointed Agent of Record this year and informed they needed to know because of forms and reports that need to be filled out.

The Commissioners informed they would discuss this further and let them know by the April 13th meeting.

The Commissioners announced later that they would advertise for Agent of Record.

Commissioner John Lopez informed he had been approached concerning changes in polling places for Valley District. Precinct Number 47 would be changed from Montgomery Middle School to City Hall. Precinct Number 28 from Valley Elementary to Smithers Recreation Hall. Precinct Number 26 Cannelton Special School from the Union Hall at Cannelton. County Clerk and all Commissioners Approved.

Commissioners Lopez also requested the Commission to support Kanawha Falls Public Service District in supplying water to new prison. He explained that this Public Service District had 8 inch water lines within 4 miles of the prison.

President Witt explained that Billy Burke with the Jail Authority should be notified of the availability of Kanawha Falls Public Service District and the Prison Authority should be check with concerning requirements.

The Commissioners received and reviewed letter from Zoning Officer Gary Harding regarding confusion due to A. W. Orndorff resigning from the Fayette County Planning Commission and then asking to stay on the Commission. Shirley Love had been appointed to serve the balance of this unexpired term. Mr. Harding requested Mr. Love be left on the Planning Commission to serve the balance of the unexpired term to which he was appointed and that Mr. Orndorff be appointed to an additional term. The Commissioners approved.

The Commissioners approved and signed letter to Zol Maggied, Fleet Manager with Bert Wolfe Ford certifying that it is the intent of the Fayette County Commission to purchase (4) police cruisers through the 1990 State Bid contract with their agency during Fiscal year 1990-91.

The Commissioners signed letter to County Clerk Howard Janney informing that effective April 16, 1990, the Fayette County Commission will hire Billy J. Wysong as a temporary, part-time janitor at a rate of \$4.50 per hour.

The Commissioners signed order for a matching grant in the amount of \$10,000 for the purchase of an ambulance for Danese Volunteer Fire Department and Rescue Squad, Inc.

President Witt and Commissioner John Lopez signed letter to Ted Philyaw, Administrative Director with the State of West Virginia Supreme Court of Appeals regarding their request for the payment of rent for the hearing room used by the Family Law Master advising that office space was made available to the Family Law Master Clinton Gallaher. The Commissioners informed they would be forced to withdraw its permission for use of their office as a hearing room for the Family Law Master if an agreement cannot be reached for the payment of rent for said space.

Letters were signed to Mayor Ted McClanahan, Mayor Charles Keenan, Mayor James F. Murdock, Mayor E. G. Larrick, Mayor Inez Kirkwood, Mayor Floyd Bonifacio, Mayor James F. Higgins, Jr., Mayor Bobby Zickefoose, Mayor Ellen M. Bullock and Mayor Charles Moore with information by the Governor's Office of Community and Industrial Development of the availability of funds for the FY90 West Virginia Homeless Shelters Program.

President Witt signed blanket exemption certificate for Sunoco for federal excise tax.

The Commissioners signed letter to the National Association of Counties informing of the unanimous decision of the members of the County Commission to withdraw their membership in the National Association of Counties effective January 1, 1991.

A letter was also signed to the West Virginia Association of Counties informing of decision to withdraw membership in the West Virginia Association of Counties effective as of July 1, 1990.

A letter was signed to Ms. Mendez with Huddleston, Bolen, Beatty Porter & Copen regarding a petition to appoint committee for convict for defendant, Sonja Fladger. The letter informed that absent there being a showing of an estate in Fayette County, the Commission is without jurisdiction to appoint a Committee in this matter. The West Virginia Code does not grant jurisdiction to appoint due to residency alone.

The Commissioners reviewed final draw down for 1984 Community Partnership Grant project for Winona Water System Improvement.

A letter was reviewed from Governor's Office regarding applications from the fiscal year 1990 Land and Water Conservation Fund program.

President Witt informed that this should be considered next year for Fayette County Park.

The Commissioners also informed they would meet with Jack Gannon on Friday, April 13, 1990 Meeting to discuss fees and rates for Swimming and Camping at Fayette County Park.

Administrator Charlotte Holly informed that there were not enough funds in the Dog Tax Fund to pay monthly contributions to the Fayette Humane Society. The Commissioners informed to take this from the General County fund. This will be reimbursed when funds are available.

A letter was signed to Carl E. Gainer, Jr., Manager of Mountain Transit Authority advising that \$1,000 had been appropriated for Fiscal Year 1990 - 91 to allow Fayette County to retain two voting members on the Authority.

A letter was also written to Bob Clement regarding this appropriation to Mountain Transit Authority.

The Fayette County Dog Warden's Report for March, 1990 was reviewed.

The monthly maintenance report for vehicles repaired at Fayette County Park was reviewed.

The Commissioners discussed request for waiver for rental and insurance fees by Phil Samples. President Witt questioned responsibility of the Commission in paying the liability insurance on the Memorial Building for school activities. He informed the Commission needed to review this matter further.



The Commissioners discussed appointed members of the Memorial Building Advisory. With Mr. Bob Kelly not being active on this board, President Witt informed that Mayor Johnson would replace.

President Witt informed that the Commission unanimously opposed the abandonment of railroad in Beards Fork area.

President Witt requested to check the number of elected officials who may be able to attend the luncheon for elected officials on Friday, April 13, 1990 before sending out letters.

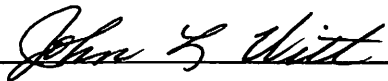
Administrator Charlotte Holly informed the Commission that Joetta Huddleston informed her that Freda Cincinnati would be off the remainder of the week due to allergic reaction to stripper the maintenance crew was using. Her doctor had requested she stay home for this period.

Commissioner Lopez suggested the maintenance crew work on Saturday and possibly Sunday to finish up this work. This would enable them to keep doors open and finish work without interruption.

Dee Lively was called to the meeting and informed of this suggestion which would be on a volunteer basis. Mr. Lively informed he would check to see who would want to work.

President Witt informed of reading material in the newspaper concerning cable franchise. He requested permission to request someone from cable company come to future meeting to discuss this. All approved.

The meeting was adjourned. The next scheduled meeting is April 13th, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
APRIL 17, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 17th day of April, 1990.

President Witt presented letter from G. Lee Massey, Administrative Assistant to the Health Officer of the Fayette County Health Department recommending reappointment for John Frazier's term as a member of the Board of Health. Commissioners approved of reappointment. Term to expire June 30, 1990.

Commissioner Gene Carte, Jr. made motion to approve Resolution resolving that the Fayette County Commission pledges its continued participation as a member of the Region 4 Planning and Development Council Economic Development District, and supports the Council's requests for Planning Assistance for Economic Development Districts. President Witt seconded. All approved.

Administrator Charlotte Holly informed she had questioned Prosecuting Attorney Charles Vickers regarding Commercial Development Revenue Refunding Bonds. The Commission questioned the \$10.00 in cash which was received for certain Agreement and Lease dated as of February 1, 1981, by and between the County Commission of Fayette County and Plateau Medical Center, Ltd. Mr. Vickers had informed he did not see a problem with this.

Commissioner Gene Carte informed he had been questioned about purchasing mini-blinds for Voter's Registration office. President Witt informed this would be approved.

Administrator Charlotte Holly informed that the Sheriff had requested purchasing new carpet in road office. The Sheriff informed he could replace the carpet for \$200 to \$300 dollars. Gayle Koone would do labor at no cost. This was approved.

The Commissioners informed they would check voting machines and equipment on May 1, 1990.

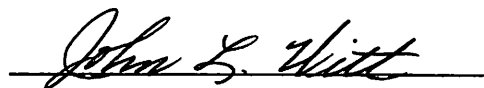
County Administrator Charlotte Holly informed she had several complaints regarding the changing of precinct 67 from Edmond Community Building to Nuttall Community Building. President Witt informed they should be informed that the County Commission was just going by the law that the precincts should be consolidated and if they could not understand then they could appear at the Commission meeting with complaints.

Zoning Officer Gary Harding appeared at the meeting and informed that Howard Campbell had approached him concerning a use permit for property in Lansing area. Mr. Harding informed that there was still a vacancy on the Board of Zoning Appeals. President Witt informed he would talk to Commissioner Lopez regarding appointing someone to fill this vacancy.

Ms. Holly also reported that the Commission had received a letter approving the budget for fiscal year 1990-91.

President Witt signed the Budget Agreement for the WVU Extension Office Budget.

The meeting was adjourned. The next scheduled meeting is April 25th, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
APRIL 13, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Regular Session on this 13th day of April, 1990.

Administrator Charlotte Holly presented the Commission a check for \$69.79 from Harold Blake of Blake's Distributing for 15% of \$465.29 profit which he made from selling concessions at Fayette County Park.

The Commissioners received and approved draw down #8 for Northern Fayette County Regional Water Study grant.

Ms. Holly also presented letter from Thomas E. Holder, Manager, Planning Unit of the State Community Development Division. The letter stated there were no articles of noncompliance for Northern Fayette Study Grant.

A letter was signed addressed to Stafford Consultants, Incorporated agreeing to extend the deadline for the submission of the final report for the Northern Fayette County Regional Water System Study as follows:

April 16, 1990 -- Submit 6 copies of draft report to County Administrator for distribution;

April 25, 1990 -- Present Final Report to Fayette County Commission for acceptance.

A letter was approved and signed to Bonnie Kirk, Corporate Trust Bond Clerk of One Valley Bank approving request to pay lost coupons dated 8/1/96, 2/1/97, and 8/1/97 detached from bond #117 and lost coupon dated 8/1/96 detached from bond #1181 in the amount of \$350.00 each registered in the name of Bearer.

A letter was approved and signed to Ms. Noretta R. McGhee, Secretary of Interstate Commerce Commission submitting objections to discontinuance of operations between Beards Fork Junction and Beards Fork.

An order was signed ordering expenditures for the Special Election for the Renewal of Existing Additional County Levy held on the 10th day of February, 1990, that have been paid from the General Fund in the amount of \$37,561.59 be transferred from the Fayette County Excess Levy Election Expense Fund to the Fayette County General Fund for reimbursement.

A letter was approved and signed by Commissioners stating Fayette County has budgeted \$5,000.00 for the fiscal year July 1, 1990 - June 30, 1991 for local mental health services through the Fayette-Monroe-Raleigh-Summers Mental Health Council, Inc. to Mr. Richard J. Lindroth, Fiscal Officer for Division of Continuum of Care of the Office of Behavioral Health Services of the West Virginia Department of Health and Human Resources.

The Commissioners approved and signed application for a permit to operate Fayette County Jail for Fayette County Health Department.

The Commissioners signed order appointing A. W. Orndorff to serve as a member of the Fayette County Planning Commission, said term to expire August 3rd, 1992.

The Commissioners signed order stating the sum of \$50,000.00 for the fiscal year 1989-90 be transferred from the Magistrate Court Fund to Fayette County General Fund.

The Commissioners signed Proclamation ordering April, 1990, as Fair Housing Month in Fayette County.

Administrator Charlotte Holly informed the Commission of being contacted by Evelyn Hanshew concerning available office space for West Virginia League on Human Needs.

Administrator Charlotte Holly informed the Commission that a copy of a summons and complaint filed in Civil Action No. 5:89-1457 in the United States District Court, Southern District of West Virginia, by Michael Pritchard, Jr., against Fayette County, Fayette County Sheriff's Department, and Sheriff's Deputy C. E. Martin, et al had been forwarded to Jim Lively Insurance to be processed on behalf of all persons and/or entities covered by policy.

Ms. Holly also informed the Commission that an answer had been filed in the Circuit Court of Fayette County pertaining to Civil Action No. 90-C-244, Fayette Partners, a West Virginia Limited Partnership, vs. The Fayette County Commission.

The Commissions informed they would hold Special Session on Tuesday, April 17, 1990, at 9:30 A.M. to lay levy for fiscal year 1990-91.

Administrator Charlotte Holly also informed the Commission of a county wide meeting for all host agency supervisors and enrollees of the Green Thumb Program on Monday, April 23, 1990, at 2:00 P.M. at the Fayette County Committee on Aging.

The Fayette County Commission reviewed certified polling places for Primary Election to be held Tuesday, May 8, 1990.

The Commissioners met with Jack Gannon, Superintendent at Fayette County Park to discuss swimming and camping rates for this summer.

Mr. Gannon presented costs for materials needed for pool and what current rates are for shelter. Dates that the pool was opened and closed last year were discussed. Costs for season passes were discussed. Jack informed the Commission he would rather use his own men when doing cleaning and repair work for camping area. Mr. Witt informed that some of the groups could not afford to camp if fees could not be reduced a little. After much discussion the Commissions informed they would set these rates at the next Commission Meeting.

The Commissioners discussed trying to put current part-time employee Harlod Smith on full time. Jack Gannon informed he would check to see if Harold Smith was still interested.

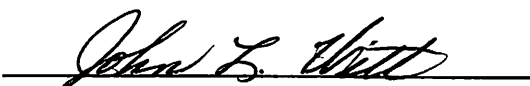
The Commissioners met with Don Phillips and Lee Massey of the Fayette County Solid Waste Authority.

Mr. Massey informed they had received a letter they had been waiting on from the Department of Natural Resources. The members had approved Esmer & Associates to proceed with closure permit. Mr. Massey informed they wanted the Commission to be aware of what was going on. Mr. Massey informed they would see what effect the application for permit would have before proceeding further at the landfill.

The Commissioners approved waiver of rental fee for Oak Hill Civitans for dance during the Sports Festival for the Memorial Building. Date 8/25/90.

The Commissioners signed letters to Jan Care Ambulance Service, General Ambulance Service, Valley Emergency Medical Services, and Danese Rescue Squad notifying that the Fayette County Commission is not the responsible party for the payment of invoices for normal maintenance, repair, or supplies for county-owned ambulances which they operate. The Commission requested the Ambulance Services do not request vendors to invoice the Fayette County Commission for expenditures in order to avoid the payment of sales tax.

The meeting was adjourned. The next scheduled meeting is April 17, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
APRIL 25, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Regular Session on this 25th day of April, 1990.

The Commissioners met with Attorney John W. Hatcher, Jr. with Committee Appointment for Joseph Benton Syner. Petitioner Areta Syner was questioned. James Blankenship was approved guardian et litem and recommended the appointment of Areta Syner. After questioning Commissioner Carte made motion to approve of appointment. Commissioner John Lopez seconded. Vote was 3 - 0. Bond was set in the amount of \$5,000.00.

Commissioner Carte authorized employees to feed wildlife on Courthouse lawn and authorized Bob Ford to build a squirrel feeder.

Attorney Donald Biszhoff appeared before the County Commission with Committee Appointment for Faye V. Winebrenner. Petitioner Judith A Grose was questioned. D. Clinton Gallaher was approved guardian et litem and recommended the appointment of Ms. Grose. After questioning Commissioner Lopez made motion to approve of the appointment. Commissioner Carte seconded the motion. Motion passed 3 - 0. Bond was set in the amount of \$5,000.00.

The Commissioners met with Frank Collins with request to be removed from administration of estate of Francis Ramsey. After reviewing information the Commissioners informed they could not remove Mr. Collins until he has a replacement to fill the appointment. Mr. Collins informed he would serve until he can find a replacement and informed he will hire an attorney to take care of matters with the estate.

The Commissioners received and opened bids for obtaining an insurance agent to assume the responsibility of Agent of Record for the Commission's participation thru the State of West Virginia Board of Risk and Insurance Management Program. Bids received were from Mountain State Insurance, Jim Lively Insurance & Real Estate and Mount Hope Insurance Agency. The Commissioners informed they would review and have a decision by the May 9, 1990 Commission Meeting.

The Commissioners met with Ray Tilly with Stafford Consultants with Final Report of the Northern Fayette County Regional Water System Study.

Howard Campbell, Lee Massey, Allen R. Whitt and Inez Kirkwood were also present.

Mr. Tilly presented the report. After hearing the report the Commissioners commended Mr. Tilly and Stafford Consultants and informed they would proceed with next steps to this plan. Further action will be made May 30, 1990.

Mr. Tilly questioned if there should be another public meeting to inform of final report and cost. The Commissioners informed they felt this was needed and informed that Administrator Charlotte Holly would take care of scheduling this meeting at Midland Trail High School.

Howard Campbell also commended the Engineering Report.

Lee Massey also informed he was in favor of proposal number 1 and felt that Stafford Consultants did an outstanding job.

Administrator Charlotte Holly informed she had presented comments from other Public Service Districts and persons involved to Mr. Tilly concerning the final plan.

The Commissioners met with Zoning Officer Gary Harding and Jack L. Clark, Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-2, Heavy Industrial District, for the purpose of operating a salvage yard on 7.7 acres, Gauley River located on Saturday Road, New Haven District.

Mr. Clark was present and there was no opposition. The Zoning Officer informed the Commission that the Planning Commission did by a vote of 8 to 3 recommend that this request be approved. John Lopez made motion that this be approved as recommended. Motion was seconded by Gene Carte and passed by a vote of 3 - 0.

The Commissioners met with Howard Campbell and several concerned citizens (copy attached) with request of Howard O. Campbell, Owner and Contract Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on 4 parcels totaling 4.48 acres, Pine Springs, located on Ames Heights Road at Corridor "L", New Haven District.

The Zoning Officer informed the County Commission that the Planning Commission did recommend that this request be approved as Planned Development with the conditions that Mr. Campbell bring in a contract showing that he did have an option on purchasing the property in question, that he could use the existing brick dwelling located on the site for office and retail shops, and that he submit plans for the site for office and retail shops, and that he submit plans for the development of the rest of the property for approval before any other operation on this site is started.



After much discussion and one deferral to later in the meeting Gene Carte made a motion that this be approved as recommended by the Planning Commission, stating and clarifying that the existing brick dwelling on the site could be used commercially for office space and shops at this time. Motion was seconded by Mr. Lopez and passed by a vote of 3 - 0.

The Request of Steve Campbell, Contract Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-1, Neighborhood Business District on 4.10 acres, Lansing, Old Camp Chi Rho Site, located on Route 82, New Haven District.

The Zoning Officer informed the County Commission that the Planning Commission did by a vote of 11 to 0 recommend that this request be denied. After much discussion a motion was made by Mr. Campbell that he be allowed to withdraw this request. After discussion the Commission allowed Mr. Campbell to withdraw his request.

The Commissioners met with Paul Clay with request for Co-Committee appointment for Russie Skaggs. Inez Foster and Mary Lynn Gibb were present with this request. T. E. Myles was approved guardian et litem. After questioning Commissioner Lopez made motion to approve of appointment. Commissioner Carte seconded. Vote was 3 - 0. Bond was set in the amount of \$5,000.00.

Howard Janney presented list of alternate election workers to replace those Election Officials appointed by order on April 3, 1990, who decline to serve, and the Commission having inspected said list and ascertained that the appointees are qualified to perform such duties, doth hereby approve said list.

The Commissioners also signed a Resolution Adopting a Citizen Complaint Procedure for the County of Fayette Small Cities Community Development Block Grant Program.

The Commissioners signed order reappointing John Frazier to the Fayette County Board of Health. Term to expire June 30, 1995.

President Witt signed Blanket Federal Excise Tax Exemption certificate for Chevron U.S.A. Inc.

The Commissioners approved purchase of 6 filing cabinets for the Circuit Clerk's office.

The Commissioners also approved purchase of 3 chairs and paint for road office and jail.

Title of ambulance for Danese Rescue Squad was received from Department of Motor Vehicles.

The Commissioners received and reviewed letter from Marjorie W. Johnson of CNA Insurance Companies acknowledging receipt of the law suit of Michael Pritchard Jr. The defense of this matter has been referred to Jeffery Wakefield ESQ. with the Law Firm of Kay Casto and Chaney.

The Commissioners also received order from Mental Hygiene Commissioner John S. Holy regarding State of West Virginia v. Roger D. Walters. Cost for examination of Mr. Walters was ordered to be paid by Fayette County. The Court found that the Respondent (Roger D. Walters) is an indigent and a resident of Fayette County.

The Commissioners received and reviewed membership certificate from the upper Kanawha Valley Economic Development Corporation.

A Memorandum from James M. Albert, Executive Director of the Governor's Office of Community and Industrial Development was received and reviewed regarding Mandatory In-Service Training for law enforcement. A copy was forwarded to Sheriff Laird.

The Commissioners met with Jim Edwards of the Deepwater Public Service District and Wayne Hypes of Goshien Engineering with request for consideration of grant for sewer project for Deepwater Public Service District. Mr. Hypes explained how the district could borrow some of the money but needed \$80,000.00 from the Commission. Mr. Hypes informed they requested \$40,000.00 from this fiscal year and \$40,000.00 from fiscal year 1991-92.

Commissioner Carte explained that the budget was already sent in for this fiscal year. The Commissioners informed they would look at and check other ways for funding and would set up another meeting to discuss further.

The Commissioners met with Jack Gannon to discuss pool rates at Fayette County Park.

After reviewing cost for other pools in the area the Commissioners informed the rates for this year would be daily: Weekdays - \$1.50 children, \$2.50 Adults, and on Weekends - \$2.00 children, \$3.00 Adults. Season passes would be \$50.00 for first member and \$5.00 for each additional family member. President Witt did not approve of rates.

Mr. Gannon also requested to hire 2 people part time. This was approved. The Commissioners also approved purchase of concrete step ladder for cabin #1.

Payroll and outstanding bills were approved.

Administrator Charlotte Holly reminded the Commission that Friday, May 4, 1990 was Know Your County Government Day. Mr. Witt informed he would be present.

Ms. Holly also informed the Commission that May 3, 1990, at 2:00 P.M. had been scheduled for the Board of Equalization Hearing of Fayette Partners in the Circuit Court. President Witt and Commissioner Carte would attend. Assessor Tom Aiello would be requested to attend.

Ms. Holly informed the Commission that she had contacted Sherwin Williams regarding blinds for Voters Registration Office. The person she was to talk to was on vacation and she questioned if the Commission would like to go ahead and replace the other old blinds while they were putting them in Voters Registration Office. The Court Room was questioned. President Witt informed he would look at first to see if needed.

The Commissioners unanimously approved safety hangers for paintings to be hung in the Courthouse by the Historical Landmark Commission.

Ms. Holly informed the Commission that Kelvin Holiday had invited them to the picnic at Fayetteville Town Park this weekend.

The meeting was adjourned. The next scheduled meeting is May 9th, 1990.

John L. Witt

# 4/25/90 Zoning Hearing

Todd Hilt  
Jeff Hucks  
William F. Hucks  
James Workman

Mr. E. W. Wain

Mike Lester

Benny Lynn

Glen Ewing

Josephine Miller

Areda Syner

Heraldine Workman

Neca Johnson

Othelia Dempsey Tilletta

Roberta Barton

Mary Brown

Richard Brown

Jack Hilt

Nancy Hodge

Frances Legg

Lee R. Tobias  
Jowell & Hodge

Waterbury  
Hunt

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
MAY 9, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in Regular Session on this 9th day of May, 1990.

Virginia Price, Mrs. William E. Hinte, Mrs. Onita D. Douglas, Mrs. Frank Melesky, Mrs. Bill Bernath, Leon B. Jarosz, Jr., Nellie Pauley, Myles W. Johnson, Gretna C. Johnson, Mr. & Mrs. Roy Withrow and Rose Gillespie appeared before the Commission regarding assistance with clean-up in Scarbro and dredging of creek.

The citizens informed of appearing before the Commission last year for assistance.

Ms. Price informed that the Governor's Office informed her to appear back before the Commission for assistance.

After much discussion and comments from citizens attending President Witt informed the group that the Commission would be willing to assist any way possible but it would also take the group to continue fighting for clean-up efforts in the community.

President Witt also informed that the Group may consider Governor's Summer Youth Program next year for help with their efforts.

Fred Jesser and Prosecuting Attorney Charles Vickers appeared before the Commission regarding Civil Action No. 90-C-244, Fayette Partners v. The Fayette County Commission. Discussions were held concerning information that is to be forwarded to Judge J. Zane Summerfield. Those present agreed on what information was to be sent. The Commission agreed to forward this information to the Judge. Mr. Vickers questioned if he should attend the hearing based on what evidence there was. He agreed to keep the Commission informed.

The Commissioners discussed Insurance Agent to assume the responsibility of Agent of Record for the Commission's participation thru the State of West Virginia Board of Risk and Insurance Management Program.

After discussing this matter the Commissioners informed they approved Jim Lively Insurance as Agent of Record based on experienced staff for handling claims and helpfulness in completing application.

President Witt informed he recommend that Harold Smith be hired full time for work at Fayette County Park. Commissioner Carte approved. Vote was unanimous. Salary to be equivalent to \$5.00 an hour.

The Commissioners discussed camping fees at Fayette County Park. Fee would be the same as last year.

The Commissioners informed they would establish a policy for camping at the Park at the Commission meeting on the 15th.

The Commissioners discussed letter from Assessor Thomas Aiello and Sheriff William R. Laird concerning modification to publication list of unpaid taxes for 1989. The Commissioners issued a letter to them informing they approved request to make deletions in accordance with the West Virginia Code and other applicable regulations from the unpaid publication list in instances in which taxes are found to be paid on supplemental tax tickets for the property.

Requests for individual exonerations should be submitted, as necessary, to the Commission for approval.

Administrator Charlotte Holly presented responses regarding 911 in Fayette County.

Ms. Holly also presented invoice from Fayette County Board of Education for custodial fees for special election on February 10, 1990 in the amount of \$1,495.13. This was approved.

Ms. Holly reported that there was not enough funds in Dog Tax Fund to pay monthly contribution to the Humane Society. The Commissioners agreed this to be paid from General County Fund.

Ms. Holly presented copy of summons filed Civil Action No. 89-C-950.

The Fayette County Dog Warden Report for month of April, 1990 was received and reviewed.

The monthly maintenance report for vehicle repairs from Fayette County Park was received and reviewed.

Administrator Charlotte Holly presented estimate of \$347.89 for repairs to cruiser. The Commissioners requested a report on this accident before approving repairs.

President Witt informed he was going to report incidents of deputies turning air filters over. These damages were to be charged to individuals if this did not stop.

The Commissioners signed Agreement with Appalachian Power Company for service at Courthouse.

Ms. Holly informed the Canvass for Primary Election would start at 8:30 A.M. on Friday May 11, 1990.

The Commissioners approved use of Courthouse steps for 4th annual Law Enforcement Memorial Service at noon on May 15, 1990.

The Commissioners received request for waiver of rental fee for gospel singing at Fayette County Memorial Building on June 23, 1990. There would be no waiver of fee for this event. Request was from F.O.P. Lodge 118.

The Commissioners discussed the Coke Machine and Pepsi Machines at the Courthouse Annex. The Commissioners felt that one of the Pepsi machines should be moved. President Witt agreed to talk to Magistrate Lopez regarding this matter.

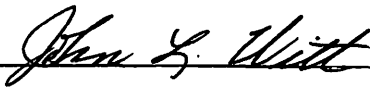
The Commissioners informed they would wait a while before moving one of the Coke machines at the Courthouse.

The Commissioners signed Resolution regarding Postal Service to propose corrective addresses and new street names for the unincorporated areas of the county for the Commission's approval.

The Commissioners received letter from James L. Lunsford regarding Precinct No. 27 and 28 in Valley District.

Letters were signed to Howard E. Janney, Herbert A. Mann, William R. Laird IV, Charles M. Vickers, Thomas E. Aiello, Mary Lou Schmidt, W. Robert Abbot, Wallace R. Bennett & William R. Laird IV approving funds for each office for fiscal year 1990-91.

The meeting was adjourned. The next scheduled meeting is May 15, 1990.

  
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3/9/90

Scarboro Clean-Up

Mrs. Wm. Alexander Doris RT1 Bx815 Scarbro W.V.  
Mrs. Micam E. Hinte Box 264, Scarbro, WV  
Mrs. Oneta A. Douglass RT1 Box 723A Scarbro WV.  
Mrs. Frank Melesky Rt. 1, Box 440 Scarbro, W. Va  
Mrs. Bill Bernath Rt1 Box 712 Scarbro, WV  
Leon B. Gorosy Jr PO Box 189 Scarbro, WVa 25917-0189  
Virginia Puce  
Nellie Paulay  
Myles W. Johnson  
Betina C. Johnson  
Mr. & Mrs. Roy Withrow  
Rose Gillespie



FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION

MAY 11, 1990

COURTHOUSE

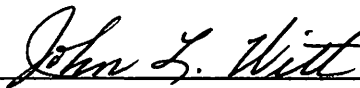
FAYETTEVILLE, WEST VIRGINIA

MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 11th day of May, 1990 to conduct Canvass for Primary Election held May 8, 1990.

The Commission declared the results of the Election and certification will be at 1:15 A.M. on Tuesday, May 15, 1990.

The meeting was adjourned. The next scheduled meeting is May 15, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
MAY 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of May, 1990.

The Commissioners approved issuing letter to D. Clinton Gallaher, Family Law Master, withdrawing permission, effective immediately, for the use of the County Commission office in the Court House as a hearing room for the Family Law Master.

The Commissioners signed letter to County Clerk Howard Janney informing that effective May 1, 1990, Harold L. Smith is to be employed on a full time basis as a park maintenance employee at the Fayette County park at an annual salary of \$10,400.00 plus fringe benefits.

Administrator Charlotte Holly also requested permission to hire part-time worker for County Commission Office beginning June 1 thru August, 1990. The Commissioners approved hiring Jackie Hickman part-time at a rate of \$35.00 a day.

The Commissioners signed letters to William R. Laird, Sheriff, Howard E. Janney, County Clerk, Herbert A. Mann, Circuit Clerk, Thomas Aiello, Assessor, and Charles M. Vickers, Prosecuting Attorney requesting the filing of annual report in accordance with §7-7-17 of the Code of West Virginia. Copies of Report and section of Code were attached.

The Commissioners signed letters to First Empire Federal Bank, Fayette County National Bank, Merchants & Miners National Bank, Mount Hope Banking Center, One Valley Bank, Montgomery National Bank, Merchants National Bank & Gauley National Bank and National Bank of Ansted as proposing to designate as depositories of public monies for fiscal year 1990-91. A copy of order was attached.

The Commissioners signed order reappointing Jack Holt as a Board Member of the Fayette County Solid Waste Authority. Term to expire June 30, 1994.

A letter was signed to Jim Lively Associates, Inc. informing that the Fayette County Commission has selected their agency, effective July 1, 1990, to serve as Agent of Record at a commission rate of four percent for the Commission's participation thru the State of West Virginia Board of Risk and Insurance Program.

Letters were also signed to Mount Hope Insurance, Mountain State Insurance Agency, Inc. and Board of Risk and Insurance Management Program informing of this decision.

The Commissioners discussed the request of Fraternal Order of Police Lodge No. 118 for waiver of rental fee for Memorial Building on June 23, 1990. The Commissioners informed they still had some questions they would like answered before approving.

The Commissioners received and reviewed the proposals for Bond Counsel and Accounting Services for the White Oak PSD Sewer Improvement contracts and unanimously approved the award of contracts to Jeffrey S. Framster, C.P.A. for Accounting Services and Steptoe & Johnson, Attorneys at Law for Bond Counsel Services. A bid was also received from Jackson & Kelly, Attorneys at Law for Bond Counsel. Steptoe & Johnson was lowest bid.

Administrator Charlotte Holly informed the Commission of being contacted by Virginia Price regarding names of owners of building in Scarbro that needed attention for clean-up. The Commissioners requested these be turned over to Fayette County Health Department for assistance.

A letter was received and reviewed from Charles O. Lorensen, Secretary Department of Tax and Revenue regarding comparison of the assessed values with the final appraised values and the statutorily required ratio of assessed to appraised totals by class. The comparison indicated that Fayette County has attained the required level of assessment.

Minutes of Salem Gatewood Public Service District meeting held on April 10, 1990, were received and reviewed.

The Commissioners informed they would discuss matter of objection filed on estate of Ray Wendall Kincaid at the next Commission meeting.

Exoneration of Real and Personal Property taxes was received, reviewed and approved as presented by the Assessor's office and approved by the Prosecutor's office.


The Commissioners informed that the Commission meeting for July would be held on July 11th and July 25, 1990.

Administrator Charlotte Holly informed that Harry Whittington, the Green Thumb employee would begin work Monday at the Fayette County Landfill. Ms. Richardson had informed she would look for replacement.

Certification for Primary Election was held at 1:15 P.M.

The members discussed the Bulletin Board in Court House. Old notices should be removed.

The meeting was adjourned. The next scheduled meeting is May 30, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
MAY 30, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.  
John H. Lopez

The Fayette County Commission met in regular session on this 30th day of May, 1990.

Payroll, outstanding bills and election workers payroll was approved.

Sheriff Laird appeared before the Commission to report actions taken by the tax office to seek unpaid delinquent taxes from businesses.

President Witt informed he felt this was a good effort and informed the Commission would cooperate with the Sheriff to help with this matter.

Attorney Scot Stanton, June Hutchinson, Bernard Fisher, and Sheriff Laird appeared before the Commission concerning Committee Appointment for Delzie Fisher. Carl Harris was guardian et litem and filed report.

Ms. Hutchinson from Ansted Health Care Center was questioned.

Mr. Bernard Fisher, son of Ms. Delzie Fisher was questioned and informed with health conditions and his line of work he would be unable to take on this appointment. He reported he had no objections to the appointment of Sheriff Laird.

With the Commission having questions concerning other family members being aware of this it was decided to continue this at a later meeting. Hearing was rescheduled for July 11, 1990 at 9:30 A.M.

Ray Tilly from Stafford Consultants appeared before the Commission regarding acceptance of Northern Fayette County Regional Water System Study. Mr. Tilly presented copy of final report to review. There was question concerning a letter from Ansted and legal notices that were to be included in the report. Mr. Tilly will add these documents and forward final copies at a later date.

The Commissioners discussed Agreement in which Town of Ansted and New Haven Public Service District should have to support this plan. President Witt informed Mayor Kirkwood and Frank Hill from New Haven Public Service District would be requested to attend meeting on June 15, 1990 to sign Agreement.

Mr. Tilly also presented draft copies of letters for the Commission to review concerning Abandoned Mine Lands and Reclamation Sections dealing with the Plan and other letters concerning comments received concerning the draft plan.

Commissioner Gene Carte made motion to approve acceptance of the Final Report of the Northern Fayette County Regional Water System Study as prepared by Stafford Consultants, Incorporated, and endorses Alternative No. 1 as contained in Report for providing water service to the study area. Commission Lopez seconded. The Commissioners signed Resolution.

County Administrator Charlotte Holly informed the Commission of request from U.S. Post Office for 2 sets of Fayette County Maps. Cost would be \$1.00 per map with there being 900 maps. Steve Cruikshanks appeared at the meeting and informed he would check with Raleigh County to see if they were required to spend this amount of money for maps.

The Commissioners received and reviewed overtime summary for Sheriff's Department for work period from April 23, 1990 to May 27, 1990. This was approved.

List of exonerated or cancelled personal property tickets as presented by Assessor's Office and approved by Prosecuting Attorney were received and approved.

Russell Deering from Gauley River Public Service District and Mike Giannini appeared before the Commission to request change in boundary of Public Service District to provide water service to West Virginia State Penitentiary at Mount Olive and Dixie area.

The Commissioners discussed time limits and involvement of West Virginia Water Company.

After much discussion Commissioner Gene Carte made motion to approve setting public hearing for this request for boundary change. Commissioner Lopez seconded. All approved. Hearing was set for June 27, 1990 at 10:00 A.M.

The Commissioners met with Attorney Paul Blake, Attorney Jerome Novibilsky, Dale Kincaid and Martha Kincaid concerning the final settlement of the estate of Ray W. Kincaid.

President Witt informed Jack Gannon had requested 50 more tons of gravel to complete projects at the Park. This was approved.

The Commissioners also approved the purchase of portable phone.

Administrator Charlotte Holly informed that Camp Washington Carver had requested 2 Port-A-Pots for use while camping at the Park. This was approved.

The Commissioners discussed camping rules and regulations at Fayette County Park. The Commissioners informed they would discuss this issue again at the next Commission meeting.

Letters were signed to Bonnie Kirk of One Valley Bank concerning the approval to pay lost coupons.

The Commissioners approved quote of \$390.00 from Sherwin Williams to install mini blinds in Voter's Registration Office.

Copies of annual reports were received from County Clerk Office, Prosecutor's Office, and Circuit Clerk's Office.

The Commissioners received and reviewed letter from Sheriff Laird regarding possible injury claim of James L. Thompson who was in the Fayette County Jail.

The Commissioners also reviewed letter from Governor's Office of Community and Industrial Development regarding Mandatory In-Service Training for law enforcement officers.

The Commissioners certified land books as presented by Assessor Tom Aiello.

Tom Aiello requested the purchase of 3 new typewriters and 3 new calculators. Commissioner Lopez requested having prices for these articles by the next Commission meeting.

Prosecuting Attorney Charles Vickers appeared at the Commission meeting to discuss Cable Franchise. Mr. Vickers explained he was not sure about the collection of 5% from County and City.

After further discussion President Witt requested to contact someone from the Cable companies to appear at the next Commission meeting to explain this matter.

Business License for Fayette County Park was signed.

Gary Harding appeared at the Commission meeting concerning request for Zoning Change Request Z-340 of Mountain Cove Land Company. Mr. Harding informed Mr. Richard Flint requested this be referred back to Planning Commission. Commissioner Carte made motion to send this back to Planning Commission. Commissioner Lopez seconded. All approved.

Attorney Paul Blake representing Martha Kincaid informed he felt the accounting was in proper form and should be settled.

Mr. Novibilsky representing Dale Kincaid informed that heirs had questions regarding insurance coverage, credit union account and ownership of mineral interest. The heirs felt this information was being denied to them.

Paul Blake informed the would give this information to the attorney.

After much discussion Commissioner Carte made motion to approve final accounting of the estate of Ray W. Kincaid. Motion passed 3 - 0.

Garland Burke and Susan Westfall appeared before the Commission regarding request of Fraternal Order of Police Lodge #118 for waiver of rental fee of Memorial Building on June 23, 1990 for Gospel Sing.

The Commissioners informed they had questions regarding proceeds of funds raised from this fund raiser.

Mr. Burke explained that funds went to operation of lodge, drug hot line, donation to Oak Hill Fire Department, etc.

President Witt explained the Commission had no problem with this waiver if it was going for a good cause. In the past they had received information that funds were to be used to hire attorney to fight the Fayette County Commission.

Mr. Burke explained he felt this may have been through the Deputy Sheriff's Association not the Fraternal Order of Police and felt this act was not professional.


After further discussion the Commissioners informed they approved of waiver of rental fee for this event.

President Witt announced that Fayette County was to receive 18 positions for the Governor's Summer Youth Program. There had been a request for three projects. One at Beards Fork, Page and project for Howard Campbell in gorge area.

The Commissioners signed letter to Elelman Construction concerning the closing of Montgomery landfill.

The Commissioners signed letters to Forest Burchett and Bob Hill of Ashland Exploration Company thanking them for the donation of 50 tons of gravel for Fayette County Park.

The meeting was adjourned. The next scheduled meeting is June 6, 6, 1990.



FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JUNE 6, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in Regular Session on this 6th day of June, 1990.

Commissioner Carte made recommendation that the Commission place plaques of elected officials from beginning of Fayette County Government up to present in Court House. President Witt suggested all information be obtained before this decision. Commissioner Carte authorized Administrator Charlotte Holly to work with Circuit Clerk Herb Mann in obtaining information.

Letters were reviewed and signed to George W. Jordan, Director at Camp Washington Carver, Bob Arthur, 4-H Extension Agent, Mossy Community Pentacostal Church, West Virginia Institute of Technology, Camp Kismet and Hico United Methodist Church pertaining to camping & swimming regulations at Fayette County Park.

The Fayette County Park is scheduled to open June 9, 1990. Hours are Monday thru Thursday - 11:00 A.M. to 6:00 P.M., Friday - 11:00 A.M. to 7:00 P.M., Saturday - 11:00 A.M. to 6:00 P.M. and Sunday - 1:00 P.M. to 6:00 P.M.

The Commissioners received and reviewed letters from State of West Virginia Board of Risk and Insurance Management regarding loss prevention survey by Schirmer Engineering Corporation for Memorial Building, Courthouse and Jail. The Fee Agreement that will be used by the Board of Risk and Insurance Management for the payment of fees to agents who have provided services to the Board, and entities insured in the Public Entitites program were signed naming Jim Lively Insurance, Inc. as Agent of Record.

The Annual Maintenance Contracts for Software Systems, Incorporated for 1990-91 fiscal year were approved.

President Witt requested the waiver of shelter rental fee for annual picnic of the Committee on Aging at Fayette County Park. This was approved.



Administrator Charlotte Holly reported that the Dog Tax Fund did not have enough funds to pay the monthly contributions to the Fayette County Humane Society. The Commissioners authorized this to be taken from the General Fund.

A letter was signed to Jim Lively Insurance regarding an accident on October 14, 1989 which involved a County-Owned vehicle driven by Stephen M. Cruikshank. The information is to be forwarded to carrier for processing.

The Commissioners discussed the request of the Postal Service for geological maps. Twenty to Thirty maps at a cost of \$2.00 to \$3.00 was discussed. Steve Cruikshank informed they were trying to obtain these at a minimal cost.

Administrator Charlotte Holly questioned the Commissioners concerning Agreement with Ansted and New Haven Public Service District pertaining to the Northern Fayette County Regional Water System study. President Witt requested to have Inez Kirkwood and Frank Hill at the last meeting of this month to discuss this further.

The Commissioners reviewed letter from Ann Berry, Chief Office Deputy of the Sheriff's Tax Office regarding error in Election Expense and Law Enforcement Salaries Fund. The Commissioners authorized to issue check from Election Expense Fund to correct this error.

The Commissioners approved letter to Oglebay Park Lodge to authorize Jim Billings to have his expenses charged to the Fayette County Commission while he is attending the West Virginia Prosecuting Attorney's Association at their facility on June 21 - 24, 1990.

The Commissioners discussed Cable Law which is to come into effect 6/8/90. President Witt requested to acquire more information on this.

The Commissioners received and reviewed copy of letter to Billy Wysong from the Green Thumb Program congratulating him for obtaining a job with the Fayette County Commission after working under the Green Thumb Program.

The Commissioners received and reviewed letter from the Raleigh Junk Company regarding Montgomery Landfill closure.

The Commissioners received and reviewed letter from the Governor's Office of Community and Industrial Development pertaining to applications for the Industrial Development pertaining to applications for the Industrial Access Road Program.

President Witt signed application for emergency vehicle permit for Valley Emergency Medical Services.

Vouchers presented for payment were reviewed and approved.

The Fayette County Commissioners received and reviewed audit report for Boomer Volunteer Fire Department.

The Commissioners approved reimbursement of custodial fees to the Fayette County Board of Education for workers for Primary Election.

A copy of letter addressed to West Virginia Board of Accountancy from Leland O'Neal, C.P.A. was received and reviewed.

The Commissioners met with Attorney Carl Harris & Attorney Fred Jesser regarding petition of David Ervin to revoke the Committee Appointment of Joseph Brown for Polly Foster.

David Ervin and Joseph M. Brown were questioned regarding this appointment. Mr. Ervin informed he had questions and complaints regarding Deeds. He felt property was conveyed to people without consideration of Ms. Foster maybe needing funds for her care.

Evidence was presented for the Commissioners to review.

After much discussion concerning this matter, Commissioner Carte offered motion that he found no reason to remove Mr. Brown as Committee for Polly Foster but did request to have bond increased to \$100,000 when the accounting was filed. Commissioner Lopez seconded this motion. Motion passed 3 - 0.

Exonerations of real and personal property taxes were approved and signed as presented by the Assessor's Office and approved by the Prosecutor's Office.

Shanda Hicks and Bill and Lola Cally appeared before the Commission with request for assistance with sewer project in the Bellwood area. Ms. Hicks reported that the system could serve 48 to 50 families. President Witt suggested they contact Region 4 to check on availability of funds related to this type of project.

Budget Revisions for end of fiscal year were reviewed and approved.

Administrator Charlotte Holly reported that Tom Oxley had requested the County convey Harlem Heights Park Property to the City of Oak Hill. President Witt requested that he draw up a proposal for the Commission to review before a decision would be made.

The Commissioners discussed the Governor's Summer Youth Program. Fayette County had received 18 positions for this program.

The Commissioners informed that Beards Fork, Page Kincaid and Howard Campbell had applied for workers. If property Howard Campbell had requested was private property the workers would be split between Page Kincaid and Beards Fork.

President Witt informed he recommend Kathryn South as a Supervisor for Beards Fork. This was approved.

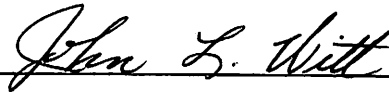
Administrator Charlotte informed the Commission that the maintenance crew had been requested several times to change flags at Fayetteville Floral. The Commissioners informed this was not a responsibility of the maintenance crew.

The Commissioners reviewed annual report for Sheriff's Department.

The Fayette County Dog Warden Report for May, 1990 was received and reviewed.

The Monthly Maintenance Report for vehicle maintenance at Fayette County Park was received and reviewed.

The meeting was adjourned. The next scheduled meeting is June 15, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JUNE 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of June, 1990.

Payroll and outstanding bills were approved.

Exonerations of real and personal property taxes as presented from the Assessor's office and approved by the Prosecuting Attorney were reviewed and approved.

Jack Gannon appeared before the Commission concerning the cleaning of the kitchen at Fayette County Park. Mr. Gannon explained he felt it the understanding that the 4-H group was to clean the kitchen. Mr. Gannon contacted Bob Arthur, 4-H Extension Agent, who informed they would take care of the matter. The first camp for this year is scheduled to start Monday. Hico Methodist Church was to take care of general cabin clean up today.

The Commissioners and Mr. Gannon discussed clean up of some articles stored at the Park. Administrator Charlotte Holly suggested conducting another auction after July when there may be cruisers up for sale.

Assessor Tom Aiello appeared before the Commission. Assessor Aiello requested reimbursement of fee of \$36.00 for computer training for Harvey Young and Tom Lilly. This was approved.

Assessor Aiello also presented invoices for membership fees to The International Association of Assessing Officers at a cost of \$95.00. This was approved.

The Commissioners also approved invoice for computer list of businesses registered in Fayette County to the West Virginia Department of Tax and Revenue in the amount of \$100.00.

Assessor Tom Aiello informed the Commission of the need to establish a uniform Personnel Policy in dealing with sick leave and other matters. The Commissioners agreed but informed conflicts always appear when trying to enforce. The Commissioners agreed to look into further by checking to see how other counties deal with certain matters such as substance abuse.

Administrator Charlotte Holly informed that typewriters were repaired in Assessor's office and calculators have been ordered as per request of Assessor Tom Aiello.

Administrator Charlotte Holly presented request for copier for WVU Extension Office. Cost to be \$300.00 with an annual service contract of \$375.00 per year. This was approved.

Minutes of Salem Gatewood Public Service District meeting held on May 10, 1990 were received and reviewed.

The Commissioners received and reviewed letter from Alma O'Neal regarding need for public transportation in area.

The meeting was adjourned. The next scheduled meeting is June 27, 1990.

John L. Witt

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JUNE 27, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 27th day of June, 1990.

The Commissioners met with Attorney Phil Tissue with Committee Appointment for Myrtle Burgess.

Ernie Skaggs was approved guardian et litem.

Petitioner Jo Ann Myers was questioned.

Ernie Skaggs reported he felt Ms. Burgess did need Committee Appointment and recommended appointment of Ms. Myers.

Commissioner Lopez made motion to approve of appointment of Ms. Myers. Commissioner Carte seconded the motion. All approved. Minimal bond was approved.

James Nutter appeared before the Commission with complaints about traffic on road to landfill. The Commissioners suggested Mr. Nutter talk to the Sheriff concerning this matter.

The Commissioners met with Willie Smith, P.E. Pentree Inc., Mike Giannini, Manager of Kanawha Falls Public Service District, Russell G. Deering, Chairman of Gauley River Public Service District, Ben Faulkner, Pentree, Inc., Louise Grimmett, Gauley River Public Service District, Carolyn Drake, Dixie resident, James Drake, Dixie resident, W. D. Smith, Region 4, and Gordon Billheimer, attorney for Kanawha Falls and Gauley River Public Service District with Public Hearing regarding boundary enlargement for Gauley River Public Service District.

The Commissioners discussed deadlines and time period involved.

W. D. Smith from Region 4 explained of meeting held on Monday in Charleston regarding the 3 entities involved to supply water to new prison. Mr. Smith explained he was present to request the Commission to delay decision on the boundary adjustment until July 10, 1990, in order for members present at meeting Monday to review proposals of each entity.

Mike Giannini explained that a meeting was held Monday to discuss water to the prison. Commissioners from Kanawha Falls & the Engineers informed they felt the best route and method would be through Gauley River Public Service District. This would guarantee no rate increase for Kanawha Falls PSD for a ten year period.

After much discussion concerning persons involved with this decision, and with no one appearing who opposed the proposed boundary change, Commissioner John H. Lopez made motion for the approval of the boundary change pursuant to the previously filed petition, and Commissioner Gene Carte, Jr., seconded this motion. Vote was unanimous. Commissioners signed order duly adopting on motion and vote that the boundaries be enlarged as per attached order.

Administrator Charlotte Holly explained that this was not the final step. The Public Service Commission would now need to hold hearing concerning this matter and would then make a decision.

Exonerations of real and personal property taxes as presented from the Assessor's office and approved by the Prosecutor's Office was reviewed and signed.

Administrator Charlotte Holly informed the Commissioners of receiving responses from banks in the County who wish to be named as depositories. Responses were received from One Valley, First Empire Federal National Bank, Montgomery National, Merchants and Miners National Bank, Fayette County National Bank and Bank of Mount Hope. An order was signed naming each as depository.

The Commissioners met with Gary Harding with request for change in land classifications:

Z-341-90-1: Request of Ronald L. Walton, Owner and Contract Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2, General Business District, on Lots 37 and 39, Section 1, Collins Whipple Subdivision, located on Route 15, Whipple, Plateau District.

The County Commission was informed by the Zoning Officer that the Planning Commission did by a vote of 7 - 0 recommend that this request be changed to B-1, Neighborhood Commercial instead of to B-2 as requested. A motion was made by John Lopez that they take the Planning Commission's recommendation. Motion was seconded by John Witt and passed by a vote of 2 - 0.

Z-340-90-1: Request of Mountain Cove Land Company, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on part of 266.6 acres, surface Turnpike, located on Route 60, across from Shirley's Motel, Hico, New Haven District.

The applicant was present and the Zoning Officer informed the County Commission that the Planning Commission did by a vote of 7 - 0 recommend that 45 acres of this site be rezoned to I-1 as shown on the map presented, and that the approximately 4 acres left in the island between Route 60 and old Route 60 be rezoned to P-D and that a 50 foot buffer zone be left across the frontage along Route 60 be left as rural residential. After a brief discussion a motion was made by John Lopez that they accept the Planning Commission's recommendation. Motion passed by a vote of 2 - 0.

Z-342-90-1: This request was withdrawn.

The Fayette County Commissioners signed order reappointing Iola M. Jones to the Fayette County Library Board of Directors. Term to expire June 30, 1995.

The Commissioners also signed order reappointing William Jayne of Oak Hill as a representative of the Fayette County Civil Service Commission. Term to expire June 30, 1995.

Administrator Charlotte Holly informed that Agreement for Governor's Summer Youth Program was signed. Workers had started Monday. Commissioner Lopez and President Witt approved Allen Good to be supervisor for Page-Kincaid group of workers.

The Commissioners met with Ansted Mayor Inez Kirkwood, Ray Tilly from Stafford Consultants, and Kenneth Hayes, chairman of New Haven Public Service District. Agreement of Intent (attached) was approved and signed by President John L. Witt, Mayor Inez Kirkwood and Kenneth Hayes. Commissioner Carte authorized the signing of this Agreement. Commissioner Lopez seconded. Vote was unanimous to approve and proceed with project.

Sheriff Laird appeared before the Commission to seek authorization to apply for DUI grant. The County Commission would be responsible for benefits for grant funds. This was approved.

The Commissioners signed letters to the Public Service Commission and Ken Hechler, Secretary of State listing current Public Service Districts and Board Members.

The Commissioners signed order transferring \$140,000.00 from the Fayette County Building Improvement Fund to the General Fund.

The Commissioners signed letter to Elmer D. Franklin concerning property in Scarbro area which needs cleaned up. Under the West Virginia State Law there is a provision stating that person would have 60 days to clean up property, and if it is not done the Commission would take care of and the bill will be sent to owner.

The Commissioners also signed letter to Department of Natural Resources approving and issuing Certificate of Site Approval for the Montgomery Landfill.

The Commissioners also signed letters of invitation to Mr. Rodney Collins, Mr. Michael J. Pauley, Fayette County Bar Association, Mr. Billy Horrocks and Mr. James E. Lively, Sr. inviting them to the Open House on Friday, July 6, 1990, at 1:00 P.M.

President Witt also informed of receiving letter from North Fayette Family Health Center in favor of 911 Emergency Control.



Administrator Charlotte Holly informed of request from Kathy Ramsey for new door to Public Defender's Office. This was approved.

Administrator Charlotte Holly informed that In-Service Training for County Commissioners would be August 19 - 22, at Holiday Inn in Huntington. Commissioners approved expenses for Commissioner Carte and Administrator Charlotte Holly to attend.

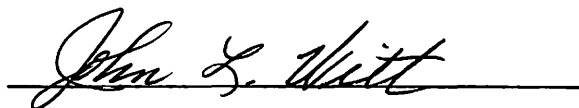
The Commissioners signed letter to Harley O. Staggers, Jr., concerning complaint from Lowell and Virginia Kincaid of unhealthy conditions of their water as a result of nearby blasting. A copy was also sent to Joe Kennedy of the National Park Service.

Letters were also sent to Judge W. Robert Abbot, Judge J. Zane Summerfield, John W. Hatcher, Jr., Paul Blake, Jr., J. D. Brackenrich, Dale Clonch, Robert K. Holliday, Herbert Mann, Charles Vickers, William R. Laird, Tom Aiello, Leon Spencer, John C. Lopez, Tom Monk, Larry Dotson, Howard Janney & Mike Parsons inviting them to dedication ceremony on July 6, 1990.

A letter was received and reviewed from Assessor Tom Aiello regarding annual sick leave of Timothy B. Neely.

The Commissioners also signed Budget Statement for fiscal year 1990-91.

The meeting was adjourned. The next scheduled meeting is July 11, 1990.

A handwritten signature in cursive script, reading "John L. Witt", is written over a horizontal line.

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JULY 11, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 11th day of July, 1990.

The Commissioners met with Attorney Scot Stanton with continued Committee Appointment for Delzie Fisher.

Mr. Stanton reported of receiving information from children of Ms. Fisher and was informed they did not wish to serve as Committee for Ms. Fisher.

After further discussion Commissioner Carte made motion to approve of Sheriff of Fayette County to serve this appointment. Decision was unanimous to approve of this appointment.

The Commissioners met with Fayetteville Mayor Jim Murdock. Mayor Murdock requested that Gary Harding handle zoning enforcement for the Town of Fayetteville due to the resignation of Red Honaker. Commissioner Gene Carte made motion to approve. Decision was unanimous. Salary would be \$900.00 yearly.

The Commissioners reviewed letter from Fayette County Surveyor, Leon Spencer regarding contractual services for drafting of Fayette County tax maps. Assessor Tom Aiello was present at meeting and informed that if work is needed he will contact Mr. Spencer for bid at a later date.

Administrator Charlotte Holly presented invoice of expenses for Humane Society for month of June. The Commissioners approved payment of \$1,500.00 from Coal Severance. The remaining \$750.00 will be issued when Dog Tax collections become available.

The Commissioners met with attorney Paul Clay with Committee Appointment for Raymond Wriston. Mr. Clay presented request of petitioners for Bettie Wriston and Conrad Wriston to be named Co-Committee for Raymond Wriston. T. E. Myles was approved guardian et litem and filed report. After questioning, Commissioner Gene Carte made motion to approve of this appointment. Decision was unanimous to approve of this appointment. Bond was set in the amount of \$500.00.

The Commissioners reviewed and signed monthly sales tax report for Fayette County Park.

The Commissioners approved and issued check for contribution to the Fayette County Historical Landmark Commission in the amount of \$835.00.

Registration for annual Region 4 picnic was approved to be held on July 18, 1990. President Witt and Administrator Charlotte Holly are to attend.

Administrator Charlotte Holly requested permission to attend 2 seminars on Tuesday and Friday of next week dealing with Government Liability and Workmen's Compensation. The Commissioners approved.

The Commissioners reviewed and signed letter to One Valley Bank approving to pay lost coupons dated 8/1/89 detached for bonds #68/69 in the Amount of \$306.25 each registered in the name of Bearer.

The Commissioners signed letter to Raleigh County Housing Authority supporting the Housing Authority's application for certificates.

Administrator Charlotte Holly reported of receiving letter from Montgomery National Bank requesting order to release securities. Ms. Holly reported she had talked with the Prosecutor concerning this. The Prosecutor had reported he did not feel this was necessary. Securities in question were voided July 1, 1990. Ms. Holly reported she had not been able to talk with the President at Montgomery Bank. The Commissioners approved and signed order just in case it was needed.

The Commissioners met with Maria Bolinger with Naturegreen Nursery with proposal for landscaping at Court House and Court House Annex.

After reviewing proposals the Commissioners discussed Courthouse Annex proposal. The Commissioners requested Ms. Bolinger to work up figure of cost for top soil and informed after they reviewed this they would consider.

The Commissioners met with Louise Grimmitt, A. W. Orndorff, Elizabeth Deering, Russell Deering, Dean Kincaid, O. T. Sizemore, Mayor Charles Keenan, Wendel Tanner, W. D. Smith, Willie Smith, and Lyle Blackwell regarding proposals of Mr. Keenan of plans for supplying water to prison.

Mayor Keenan informed of plan to Merge Kanawha Falls and Gauley River Public Service Districts. He explained he felt this would be fastest method for supplying water to prison.

Attorney for Gauley River Public Service District Wendel Tanner explained that merger of the districts would take a long time and felt this would not be best idea.

Mayor Keenan also presented plan in which Kanawha Falls would supply water and use Gauley River lines and use master meter to supply water to business customers.

After much discussion Commission President John Witt informed he felt a meeting should be scheduled to have input from all Commissioners of both Public Service Districts and citizens from the area.

The Commissioners set a meeting for July 25, 1990, at 1:00 P.M. to discuss this matter further.

The Commissioners discussed County Commissioner's Association dues. This was deferred until next meeting.

Budget Revisions for Coal Severance Fund were approved and signed.

Administrator Charlotte Holly presented letter addressed to Commissioner Carte regarding Workers' Compensation hearing of Fred Sizemore.

The Maintenance Report for vehicle repair at Fayette County Park was reviewed.

The Fayette County Dog Warden report for month of June, 1990 was reviewed.

Administrator Charlotte Holly reported that Dee Lively had reported that the door to Public Defender's office was replaced last year. The Commissioners informed they would look into this.

The Commissioners received and reviewed letter from Governor's Office of Community and Industrial Development regarding Extension of State/Local Agreement FY 1988 Small Cities Block Grant Northern Fayette County Regional Water System Study.

The Commissioners also reviewed letter from Governor's Office of Community and Industrial Development regarding Extension of State/Local Agreement FY 1985 Small Cities Block Grant Page-Kincaid- Beards Fork Sewer.

The Commissioners reviewed letter from West Virginia Board of Accountancy regarding complaint filed by Leland O'Neal regarding Piper/Wills & Associates.

The Commissioners informed they would discuss Fire Levy Proposal on July 25, 1990.

The meeting was adjourned. The next scheduled meeting is July 25, 1990.



Nina Jones  
Thomas C. Smith  
Luella Smith  
Helma Baldus  
Virginia Neff  
Edith Dempsey  
Marie Lively  
Charles Tombs

Oak Hill  
Oak Hill  
Minden  
Fayetteville  
Oak Hill

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
JULY 25, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 25th day of July, 1990.

The Commissioners met with Herb Mann and Howard Janney. Mr. Mann submitted quotes for election supplies from Casto and Harris and Dayton Legal Blank. The Commissioners approved purchase of supplies from Casto and Harris because they had lowest cost.

The Commissioners met with Joe Laughery with the Department of Natural Resources. Mr. Laughery gave update of litter control in Fayette County. President Witt expressed gratitude to Mr. Laughery for job that he is doing in enforcing litter clean up in the area. Discussions were held concerning clean up in the Beards Fork area and Regional Landfill.

The Commissioners met with Steve Cruikshank concerning Fayette County Fire Levy Proposal. The Commissioners reviewed proposals and felt the formula used was fair. Commissioner Gene Carte made motion to accept the proposal as presented from the Fayette County Firemen's Association. Commissioner John Lopez seconded the motion. Motion passed unanimously. Administrator Charlotte Holly suggested that the Prosecutor and Attorney General review Fayette County Fire levy Fire Protection Agreements. The Commissioners agreed with this and informed they would approve if approval was given from the Prosecutor and Attorney General.

The Commissioners also approved salary increase for Steve Cruikshank to \$22,990 after reviewing the recommendation of the Fayette County Firemen's Association.

Administrator Charlotte Holly also informed the Commission of being contacted by Phyllis Cox of the Meadow Bridge area regarding the need to have a creek dredged. Ms. Holly explained she had forwarded this to Steve Cruikshank to see if assistance is available.

The Commissioners met with Gary Harding with the following Zoning request:

Z-343-90-1: Request of Gwennia A. Mathey, Owner, for a change in land classification from RR-1, Agricultural and Rural Residence District, to B-2, General Business District, on .25 acre, White Oak, located on Route 21/20, Scarbro Road (formerly known as Mike's Den) Plateau District.

The County Commission was informed by the Zoning Officer that this building had been used as both a private club and beer joint from 1970 thru 1986 but had been vacant for the last four years. The Commission was also informed that a petition with 210 signatures total had been submitted in opposition and that the Planning Commission by a vote of 9 to 1 did recommend that this request be denied.

Kevin Burgess spoke representing Mrs. Matheny and requested the County Commission to either grant the request to B-2 because the best use of the property was commercial or refer the request back to the Planning Commission for further consideration. Joe Dooley acting as spokesman for a group opposed this request. After much discussion a motion was made by Commissioner Gene Carte that this request be denied as recommended by the Planning Commission. Motion was seconded by John Lopez and passed by a vote of 3 to 0.

Harriett Miller, Blanche Murphy, Jackie Creed, Ella Cantley, Annie Smith, Kathy Ofner, Robert Creed, Jr., Patty Creed Kersler, Tana Dickinson, Sheri L. Dooley, Terri Hayner, Mattie Massie, Jennings Kent Ellison & Tonya Gray were also present for this Zoning Hearing.

Mr. Witt announced that meeting previously scheduled for 1:30 P.M. with Kanawha Falls Public Service District and Gauley River Public Service District had been canceled. Both parties have decided that Kanawha Falls will provide sewage service and Gauley River Public Service District will provide water line pending approval of the Public Service Commission to supply these utilities to the new prison.

President Witt informed of letter from Camco Heating & Air Conditioning concerning the problem with the boiler for the main Courthouse.

Administrator Charlotte Holly informed that Dee Lively was checking for parts to have these problems corrected.

Exonerations of Real and Personal Property taxes as presented from the Assessor's Office and approved by the Prosecutor's office were reviewed and approved.

President Witt reviewed letter from Philip J. Tissue regarding vacancy on the Correctional Officers Civil Service Commission due to resignation of Nancy S. Skaggs. D. Clinton Gallaher, IV had been appointed to fill this vacancy by the Bar Association.

Audit Report for Armstrong Public Service District for fiscal years ending June 30, 1987, 1988, and 1989 were received and reviewed.

Administrator Charlotte Holly questioned the Commission concerning appointments to the New River Bridge Day Commission. President Witt informed he would like to talk to the Chamber of Commerce before making these appointments.

The Commissioners signed orders reappointing Jack Holt and Robert Honaker to the Fayette County Planning Commission. Terms to expire August 3, 1993.

Commissioner Lopez informed that Judson Wallace had informed he would be retiring and would be willing to serve on certain Boards. Commissioner Lopez requested to keep this in mind when looking for appointments.

Commissioner John Lopez offered motion to appoint John Eads to the Board of Zoning Appeals. Commissioner Carte seconded. Vote was unanimous.

Appropriation of \$250.00 to Mountain RC&D was reviewed and approved.

Payroll and outstanding bills were approved.

Budget Revision to the 1990 - 1991 General County Fund was approved.

Administrator Charlotte Holly informed the Commission that Allen Workmen had requested 3 new blinds for windows in road office. This was approved.

President Witt announced that after reviewing unsafe conditions of cruisers that 2 additional cruisers have been ordered through the 1990 State Bid contract with Bert Wolfe Ford. Allotment for next year will decrease due to this purchase.

A letter was approved and signed to the State of West Virginia Employment and Training Division of the Governor's Summer Youth Program concerning the Lansing Project. Due to the inability to obtain a supervisor, equipment, etc., the workers did not commence until July 2, 1990. The letter was to confirm oral agreement to extend the project time until August 10, 1990.

The Commissioners met with Mary Louise Ballard, Ernest L. Ellison, Jr., Grace E. Ellison, Robert Christian, Dora Christian, Jeff Proctor and Thelma Allport concerning the need for voting place in Lansing area.

Ms. Ballard explained the citizens in this area were older people and did not want to travel 9 miles to vote.

Commission President John Witt explained that he was working with different places in that area to arrange for a voting place. Jeff Proctor with Class VI had indicated they may be able to assist. President Witt informed they would try to work this out.



The Commissioners announced that landscape work for Courthouse Annex was approved as proposed by Naturegreen Nursery. Proposal was under \$5,000.00.

Administrator Charlotte Holly informed that seminars that she attended last week were very beneficial. The employment law was discussed at the seminar on Friday which informed that officials were not to be named in law suits.

Steve Zoeller with the County Commissioners' Association appeared before the Commission. Mr. Zoeller did inform the Commissioners that he shared secretary and office space with the Association of Counties.

Discussions were held concerning Jail Improvement Fund being used for other things than capital improvements. The Commissioners also discussed landfills, other counties who do not belong to either Association of Counties or the County Commission's Association.

The Commissioners approved 1990-91 annual dues in the amount of \$1,632.00 to the County Commissioners' Association of West Virginia.

Refund checks were also approved to Dorena Williams, George Jordan, Bob Arthur, Beverly Cameron and Mossey Community Church for either camping fees or shelter rental at Fayette County Park.

The Commissioners signed order prepared by Attorney Scot Stanton for hearing held July 11, 1990 regarding Committee Appointment for Delcie Fisher, Incompetent.

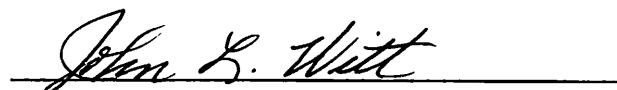
Administrator Charlotte Holly informed the Commissioners that Freda Cincinnati requested to take leave of absence due to health problems with her husband. The Commissioners informed they did not have a problem with this and informed Charlotte to work with Freda with this.

President Witt informed that they did not want to except telephone calls at Commission meetings.

Commissioner Carte requested to have a letter written to the Governor Caperton expressing the Commissions' approval to have Gauley River Public Service District and Kanawha Falls Public Service District supply utilities of sewage and water to the new Prison.

The Commissioners also reviewed letter from the Rev. Robert Padgett concerning water problem at Ramsey.

The meeting was adjourned. The next scheduled meeting is August 8, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
AUGUST 8, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 8th day of August, 1990.

The members met with Tom Oxley, City Manager from the City of Oak Hill. Mr. Oxley explained that the City of Oak Hill would like the County Commission to convey 2 parcels of property in the Harlem Heights area which the Commission owns to the City of Oak Hill. The property was developed by the County Commission in 1988 by a federal grant from the Community Development Office.

County Administrator Charlotte Holly informed that she had spoken to the Community Development office and was informed that the County could convey this property but mentioned that deed would have to have wording that property would be maintained for recreational usage. It was also questioned if this property was in corporate limits.

Commissioner Gene Carte made motion to convey this property. Commissioner Lopez seconded. Vote was unanimous.

Mr. Oxley informed he would begin legal work for the city and Administrator Charlotte Holly informed she would start process with Community Development Office.

President Witt presented list of recommendations for New River Gorge Bridge Day Commission. Recommended were Jim Thomas from the Department of Highways, Tim Velie from the Town of Fayetteville, Dale Payne from Department of Public Safety, Cindy Witlock from the Fayette County Chamber of Commerce, and Sheriff Bill Laird of Fayette County.

Commissioner Carte offered recommendation to appoint President Witt as representative for the County Commission.

Commissioner Carte offered motion to approve of these recommendations. Commissioner Lopez seconded. All approved.

President Witt informed of Private Company request to purchase old ambulance of Danese Volunteer Rescue Squad.

Administrator Charlotte Holly informed that if the Commission would decide to sell it would have to be through auction.

After discussion, Commissioner Carte offered motion to have auction to sell and if there were any other articles that the Commission did not need or use to sell at this auction also.

The Commissioners signed letter to Prosecuting Attorney Charles Vickers requesting review and approval of agreement between the Commission and the County Fire Departments / Municipalities to properly distribute funds from excess levy. A letter was also sent to Department of Tax and Revenue.

Attorney Belinda Morton appeared before the Commission to reschedule appointment. Ms. Morton rescheduled appointment for 10:00 on August 29, 1990.

President Witt informed of receiving notice from Regional Health Advisory Council regarding the need of appointment for the Council. Mr. Witt informed he had contacted a few people concerning the appointment but had not heard back from them.

Elsie Shott appeared before the Commission concerning request to be appointed committee for Clara Stafford. The Commissioners had approved Winston O'Neal for this appointment. Ms. Shott explained she felt her sister was able to be removed from Health Center. The Commissioners agreed to contact Mr. O'Neal to check if doctor would release Ms. Stafford from Health Center.

Attorney Jamie Blankenship appeared before the Commission concerning request to have Sheriff appointed Committee for Phillip Ward. Mr. Ward is in Penitentiary. Commissioner Carte offered motion to approve of appointment. Vote was unanimous.

Jim Edwards and Paul Ghosh appeared before the Commission with request for funding Deepwater sewer project.

Mr. Ghosh explained 2 request of (1) grant \$80,000.00 to help continue design process, and (2) help make HUD grant request.

Mr. Ghosh explained that the Commission could fund \$40,000.00 this fiscal year and \$40,000.00 in the next fiscal year.

The Commissioners discussed commitment already made to the Northern Fayette County Regional Water System. They also discussed that if another Public Service District was ready to go to construction they may receive funds.

The Commissioners informed they would contact Region 4 to discuss this further.

The Commissioners discussed voting precinct #57. The Commissioners had discussed possibly changing this voting precinct to Class IV building. After reviewing distance voters would need to walk this did not seem to be suitable place or central voting place for all voters.

With there not being enough time to remap and go through legal procedures the Commissioners decided it would be best to stay at Lookout Fire Station.

County Clerk Howard Janney who was attending the meeting also recommended that they stay at the Lookout Fire Station.

The Commissioners agreed to continue to look for new place.

Administrator Charlotte Holly suggested contacting National Park Service when they complete work in the area to check if they may have space for voting.

President Witt informed of letter from Ann Skaggs of the Ansted area reporting properties in the area that need cleaned up.

The Commissioners met with Danny Varney, Steve Cruikshank, and David Neal.

Danny Varney, with the Postal Service presented maps for Commissions' approval. Maps completed were of Scarbro and Fayetteville area.

Mr. Varney explained that if the Commission would want to change any of the names assigned they would need to notify. The maps would require a letter of approval.

Mr. Varney agreed to post notices of maps in areas where these maps were repaired.

The Commissioners agreed to have decision on or before the August 29th meeting.

Steve Cruikshank reported that they are currently seeking bids from different vendors for equipment for 911 system for Fayette County.

The Commissioners approved exonerations of real and personal property taxes as presented from Assesor's office and approved by the Prosecutor's Office.

The Commissioners approved Xerox Order Agreement for Xerox equipment at the Courthouse.

The Commissioners reviewed letter from Department of Commerce, Labor and Environmental Resources with report of potential hazardous waste sites within Fayette County.

The Commissioners reviewed letter from Paul O. Clay, Jr. with request for the Commission to sign order for the re-opening of the estate of Ross C. Girimont.

The Commissioners informed they felt Michael L. Girimont would need to requalify and post bond.

The Commissioners reviewed audit report of Town of Fayetteville.

The Commissioners reviewed audit report from Mount Hope Volunteer Fire Department.

A letter was received from Pax Mayor, Charles G. Moore regarding request for assistance with cost of operating public sanitary sewer system and sewage treatment facility.

Fayette County Dog Warden reports for month of July were received and reviewed.

The Commissioners discussed request of Adrian Goff to help with purchase of new ambulance for General Ambulance. The Commissioners informed they were not able to assist due to lack of funds.

Administrator Charlotte Holly informed that request for the Assessor's Commission of Dog Tax funds had been submitted. Ms. Holly informed that there was only approximately 950.00 dollars remaining in the Dog Tax Fund. The Commissioners approved to pay the Commission to the Assessor from the Dog Tax Fund and pay monthly contributions from the Coal Severance Fund. Assessor's Commission was \$972.90. Monthly contributions for Humane Society to be paid from the Coal Severance Fund was \$2,250.00.

Administrator Charlotte Holly informed of letter from Public Service Commission regarding petition for approval to enlarge boundaries of the Gauley River Public Service District. Ms. Holly reported that the Administrative Law Judge Division shall render a decision in this matter on or before January 25, 1990.

Administrator Charlotte Holly reported of receiving letter from Governor's Office of Community and Industrial Development regarding report on the county's 1988 Partnership Grant to support its sexual abuse, incest, and neglect team (project "Saint"). A letter was also reviewed concerning FY 90 Victim Assistance Funding.

The Commissioners reviewed letter from Public Service Commission addressed to Allen R. Whitt concerning Mandatory Training Seminars for Public Service District Commissioners.

A letter was received and reviewed from Governor Caperton regarding funding for White Oak Public Service District. \$155,160 in SCBG funds will be deferred and considered for funding from the fiscal year 1991 program.

Administrator Charlotte Holly reported of letter from State Department of Tax and Revenue regarding audit fee increase from \$35.00 per hour to \$38.00 per hour for fully trained auditors and \$21.00 per hour to \$24.00 per hour for trainees.

The Commissioners signed order appointing John Eads to the Fayette County Board of Zoning Appeals due to the expired term of Bob Jarrell. Term to expire January 1, 1993.

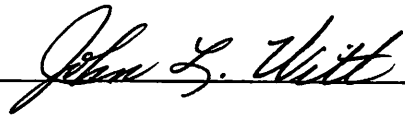
The Commissioners signed letter to Fayette County Surveyor Leon Spencer regarding tax map update. If needed the Assessor will contact Mr. Spencer for a bid for this work.

The Commissioners reviewed proposal from Naturegreen Nursery for complete landscape including seeding, topsoil and dressing of triangle area in front of Annex Building. Commissioner Gene Carte made motion to approve of proposal. Commissioner Lopez seconded. Vote was unanimous. Cost to be \$4,924.70.

Letters were prepared and signed to Howard Janney, County Clerk and Freda Cincinnati regarding unpaid personal leave of absence effective on August 7, 1990.

The Commissioners reviewed letter from Charles R. Wilfong regarding United States Supreme Court decision allowing the desecration of the United States flag.

The meeting was adjourned. The next meeting is August 15, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
AUGUST 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS PRESENT: John L. Witt  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of August, 1990.

The Commissioners met with Sheriff Bill Laird. Sheriff Laird presented quote from Safetronics for updating alarm system in the jail.

Commissioner Carte suggested that the Sheriff ban smoking in the jail. The Sheriff agreed to research this further.

Commissioner Carte made motion to approve purchase of equipment. President Witt approved. This is to come from Jail Improvement Fund and to be under a price of \$5,000.

Sheriff Laird also informed the Commission of cost occurring from inmate being in hospital at Plateau Medical Center.

The Sheriff also presented grant application for the Commissioners to sign for enforcement efforts to deal with DUI and Revoked Operator's License. This was approved and signed.

The Sheriff also requested to purchase uniforms for inmates. The Sheriff presented uniforms which he had received a quote from store in Smithers. Cost per pair of pants was \$6.00. The Sheriff explained that he planned to have inmates wear T-shirts with the letter "P" showing on pants and shirts.

Commissioner Carte offered motion to approve. President Witt also approved.

The Sheriff also informed of needing two TV's for jail.

Commissioner Carte informed he felt TV's should be purchased locally and suggested Collins TV in Oak Hill. He explained he felt service would be better for maintenance on TV's. This was approved.

The Commissioners signed orders confirming recommendation of the Bar Association for Clint Gallaher to serve as a member of the Fayette County Correctional Officers' Civil Service Commission.

An order was also approved and signed for Ann Covington to be appointed to fill the unexpired term of Athal Burgan as a Correctional Officer Association member of this Commission.

The Commissioners received and reviewed annual report of all monies collected by the Circuit Clerk's Office from July 1, 1989 to June 30, 1990.

The Commissioners signed order appointing William R. Laird, John L. Witt, Jim Thomas, Dale Payne, Cindy Whitlock and Tim Velie to the Fayette County New River Gorge Bridge Day Commission. President Witt suggested Charlotte take over his appointment. Administrator Charlotte Holly informed she felt it might be better if someone who has worked on activities of Bridge Day take this appointment. No decision was made. President Witt informed he would check into this further and requested Ms. Holly to attend one of the meetings with him.

The Commissioners signed letters to West Virginia State Agency for Surplus Property informing that Danese Volunteer Fire Department and Rescue Squad, Inc. and Smithers Fire Departments are duly incorporated, non-profit corporations within Fayette County.

Exonerations of real and personal property as presented from the Assessor's Office and approved by the Prosecutor's Office were reviewed and approved.

Agreements of Original Transfer of Artwork for paintings in the Courthouse were reviewed and approved.

Minutes of meeting held on July 10, 1990 of the Salem-Gatewood Public Service District were received and reviewed.

The meeting was adjourned. The next scheduled meeting is August 29, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING

AUGUST 29, 1990

COURTHOUSE

FAYETTEVILLE, WEST VIRGINIA

MEMBERS PRESENT: John L. Witt, President  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 29th day of August, 1990.

Administrator Charlotte Holly questioned the Commission regarding Public Employees Insurance Agency and Public Employees Retirement System decision in special session of legislature. President Witt requested to defer for time being.

Administrator Charlotte Holly presented letter from Thomas B. Bell from Historic Landmark Commission regarding expiration terms of members on the Historic Landmark Commission, Christine Beckelheimer, Thomas Bell, Pat Wendell and Daniel Wright. After reviewing information the Commissioners approved of re-appointment to each member. Terms to expire June 30, 1993.

The Commissioners also reviewed letter from Phil Tissue regarding appointment of Lynn B. Pollard as a member of the Correctional Officers' Civil Service Commission. The Commissioners signed order confirming this appointment as a Bar Association member of the Fayette County Correctional Officers Civil Service Commission effective February 9, 1987. Said term to expire February 9, 1993. This order not having been presented on February 9, 1987 is entered nunc pro tunc.

Exonerations of real and personal property taxes as presented from the Assessor's Office and approved by the Prosecutor's Office were reviewed and approved.

The Commissioners signed order re-appointing Commissioner Gene Carte, Jr. to the Regional Jail and Prison Authority as representative of the Fayette County Commission.

The Commissioners signed letter to Sheriff William R. Laird, IV regarding the use of the parking lot between the Courthouse and Jail by unauthorized vehicles. The Commissioners requested the Sheriff's assistance in enforcing the restriction of this parking area as designated for elected officials and Fayette County Sheriff's Deputies only. A Notice was sent to all elected officials and department heads regarding this matter.

An order was signed regarding the rate of reimbursement set by the Commissioner of Finance and Administration for mileage allowance for state employees. Reimbursement was increased to twenty-three cents (23¢) per mile.

The Commissioners reviewed letter from Patrick M. Barbera of Raleigh County National Bank regarding the security on the debt of C & W Associates September 25, 1985 Industrial Revenue Bond. The Commissioners signed necessary forms pertaining to this.

The Commissioners also signed letter to Howard E. Janney, County Clerk informing effective September 4, 1990, Jacqueline C. Hickman will be employed on a full-time basis as a secretary for the Fayette County Commission at an annual salary \$11,700.00 plus fringe benefits.

The Commissioners also approved quote from National TV and Appliance for 2 TV's for jail. Cost was \$229.00 each.

The Commissioners signed annual financial statement for fiscal year ending June 30, 1990.

Payroll and outstanding bills were approved.

Attorney Clint Gallaher appeared before the Commission concerning committee appointment for Macie Mable Plumley. Petitioner Roy Plumley and daughter were questioned. Jamie Blankenship, guardian et litem appeared at meeting and informed of speaking with Ms. Plumley and felt it would be in the best of interest to appoint Mr. Plumley.

John Lopez made motion to approve appointment. Commissioner Gene Carte seconded. Bond was set in the amount of \$500.00.

The Commissioners signed Petitions for consolidation of real estate for assessment purposes as presented from Assessor's Office.

Administrator Charlotte Holly informed of request from Smithers Fire Department for the Commission to act as Administering Agency for Community Partnership Grant Program. President Witt informed he felt this should be Town instead of Fayette County Commission.

The Commissioners reviewed copy of letter from Sheriff William R. Laird, IV to Safetronic advising of the acceptance of proposal to upgrade the fire alarm system in the Fayette County Jail at cost of \$4,950.00.

Administrator Charlotte Holly reported of receiving Preliminary Report from Census Bureau. Preliminary population was 47,786. President Witt informed he would like to request media to address this in newspaper that if there were any residence who were not counted to please notify Census Bureau.

Monthly Maintenance Vehicle Report for July, 1990 was presented and reviewed.

The Commissioners met with Gary Harding and Tom Louisos concerning request of Mr. Louisos for Land Classification (Z-345-901). The request

was changed from RR-Agricultural and rural residence district, to L-1 Light Industrial District on 53.913 acres. Davis land located off Hinkle Road at Corridor "L" near Thousand Oaks Subdivision, New Haven District. Gary Harding reported that at Planning Commission Monday the members voted 9-0 to recommend this be changed. After meeting the members discussed further and the chairman informed it should be sent back for further study.

Tom Louisos informed that there was no one there to protest this and felt it should be decided today. After discussion Commissioner Gene Carte made motion to send this back to Planning Commission for study. Commissioner John Lopez seconded the motion. Vote was unanimous to send back to Planning Commission.

The Commissioners also heard request Z-344-90-2. Request of Southern States Oak Hill Coop., Inc. for land classification change of 2 acres from RR to L-1. Southern States planned to store propane tank on property.

Melvin Dove who was spokesman for citizens protesting the change (list attached) felt that this was hazardous.

Kyle Wilson who spoke on behalf of Southern States Oak Hill Coop., Inc. informed they had been looking for property in area for this bulk propane storage tank.

Gary Harding informed that at Planning Commission meeting Monday, the members voted 9-0 to deny this request. There were approximately 50 people in attendance who protested this change.

Commissioner John Lopez offered motion to uphold Planning Commission's decision and deny this request. Commissioner Gene Carte seconded. Vote was unanimous.

The Commissioners met with Attorney Belinda Morton with request to have sheriff appointed Committee for William Short. Ms. Morton explained Mr. Short did not have any known relatives who could serve.

The Sheriff who was present expressed that he felt if there were any known relatives they should serve and also questioned if there would be any handling of funds. Ms. Morton explained that this would be for medical care only.

Commissioner Gene Carte made motion to approve. Commissioner Lopez seconded. Vote was unanimous.

The Commissioners met with Pax Mayor Charles Moore and George Tice, Engineer for Town of Pax.

President Witt presented letter dated July 26, 1990, in which Mayor Moore requested that the Commission consider assisting the Town of Pax.

to meet the annual costs of operating their public sanitary sewer systems and sewage treatment facility.

President Witt informed that he felt they should request assistance from Governor. They may be able to fund through Governor's contingency fund. Commissioner Carte suggested they write delegates and senators to request assistance.

The Commissioners signed order reinstating Michael L. Girimont as Administrator of the Estate of Ross C. Girimont.

The Commissioners also approved requisition request of WVU Extension Office for supplies.

The Commissioners signed Agreement for renewal of Service Agreement for Judicial Annex heating and cooling system. Cost to be \$780.00 each quarter.

Administrator Charlotte Holly also informed the Commission of accident that Steve Cruikshank was in on August 25, 1990. The State Fire Marshall hit his car. The Commissioner requested to make sure the Fire Marshall submitted this claim.

Administrator Charlotte Holly informed the Commission that Jim Gannon had reported that red maintenance truck would probably not pass inspection

The Commissioners instructed Administrator Holly to prepare specification to request bids from all county dealers. Mrs. Holly also reported the Dog Warden Truck had 100,000 miles on it. No decision was made.

The Commissioners discussed letter from Charles R. Wilfong concerning Supreme Court decision allowing the desecration of our flag. No action was taken.

The Commissioners received and reviewed information from American Probation Equipment services.

The Commissioners also received and reviewed audit report from Pax Volunteer Fire Department for fiscal years ending June 30, 1987, 1988, and 1989.

The Commissioners also reviewed audit report from Danese Volunteer Fire Department.

The Commissioners discussed Jail Improvement Funds. Commissioners John Lopez suggested a letter be written to State Tax Department requesting to use these funds to assist the Public Service districts in the area who need funding.

The meeting was adjourned. The next meeting is September 5, 1990.



8/29/90 attachment

Zoning hearing

Mr. & Mrs. E. H. Dove

Protest 2-344-90-2

Box 481 Oak Hill W.V.

Betty & John Plaska - P.O. Box 307 Oak Hill, W.Va.

Larry & Radium Handlyde P.O. Box 105 Lockyell, W.V.

Barbara Bell Rt. 1, Box 38 Oak Hill W.Va.

Pamela Rhodes P.O. Box -14 Summerset W.V.

Jason Rhodes P.O. Box -14 Summerset W.V.

F.W. Bell II Rt. 1 Box 38 Oak Hill W.Va.

Melvin Dove Rt. 1 Box 46 B Oak Hill, W.Va.

Pamela Dove Rt. 1 Box 46 B Oak Hill, W.V.

Brand Dove Rt. 1 Box 46 B Oak Hill, W.V.

Kenneth Elder Rt. 1 Box 29 H OAK HILL

Karon Elder Rt. 1 Box 29 H Oak Hill

Andy Elder Rt. 1 Box 29 H OAK HILL

Thomas Elder,

Laura Keaton 26 Halstead Road Oak Hill W.V.

Carlos Keaton

Stella Pauls Rte #1 Box 47 -

Julian Chesnut Rt. 1 Box 344 Oak Hill

Ind Gardner Box 43 A Summerset RD

Marcellus Rhodes, Jr.

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
SEPTEMBER 5, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

Members Present: John L. Witt  
John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 5th day of September, 1990.

The Commissions discussed the selling of voters registration record list. County Clerk Howard Janney informed that in the past they have sold diskettes at (1¢) one cent per name.

The Commissioners discussed openings on Planning and Zoning Commission and Solid Waste Authority. Timmy Richardson of Oak Hill area was recommended to serve on the Planning and Zoning Commission to replace Milt Dotterweich.

President Witt informed he would like to wait until September 26 to fill this vacancy. He would like to speak to Mr. Richardson to discuss his thoughts on Planning and Zoning before making a decision.

Commissioner Carte suggested Mr. Witt speak with Mr. Richardson before September 14th and let them know his feelings. After further discussion it was decided to wait until September 26 meeting to make this appointment.

Administrator Charlotte Holly presented letter from auditor in which the Commissioners needed to approve and confirm the terms to conduct audit of Fayette County for year ending June 30, 1990. The Commissioners signed and approved. They also signed letter to Prosecuting Attorney requesting that he provide the State Tax Department with information concerning any pending litigations, claims or assessments against Fayette County at June 30, 1990. President John Witt, Commissioner John H. Lopez, and Commissioner Gene Carte signed conflict of interest questionnaires in connection with this audit.

Exonerations of real and personal property taxes as presented from Assessor's Office and approved by Prosecutor's Office were approved and signed.

The Dog Warden report for month of August was received and reviewed.

The Commissioners reviewed quote for trimming Courthouse trees from Junior Sparks at cost of \$400.00. This was approved. A release was prepared for Mr. Sparks to sign.

The Commissioners signed order reappointing Robert Alan Brinegar to the Salem-Gatewood Public Service District. Term to expire September 1, 1996.



Letters were prepared and signed to Deepwater Public Service District, Page-Kincaid Public Service District and Town of Pax regarding request for funding.

The Commissioners informed each group that they are attempting to obtain approval from State Tax Department to transfer unencumbered monies in the Jail Improvement Fund to General County Fund. If they are allowed the Commissioners informed they would consider request.

Administrator Charlotte Holly questioned the Commission concerning monthly contributions to the Fayette Humane Society.

The Commissioners approved this to be paid from Coal Severance Fund being there was not sufficient funds in Dog Tax Fund.

The Commissioners approved purchase of 2 lawn mowers from Fayette Awning at cost of \$277.99 each.

Dee Lively appeared at meeting and questioned the Commissioners regarding sheet rock for Visitor Center they are working on at the Fayette County Jail. The Commissioners instructed Dee to confirm this with State Fire Marshall.

The Commissioners signed letters to Carolyn Paul, Patton Oil Company, Earl Perry, Lisslie Carte, Jr., Nelson Eastman, Jack Clark, John Bragg, Olivia Stone, LaRose Motors, Michael Falbo and John Costa regarding property which needed cleaning up. Ann Skaggs had informed the Commission that these properties needed cleaned up.

Administrator Charlotte Holly reported that she had talked to Attorney T. E. Myles regarding Estate of Cecil Jamison. Mr. Myles had informed he was trying to contact Sarah Jamison to get accounting of estate.

Administrator Charlotte Holly reported to the Commission that Public Hearing concerning expanding boundaries of the Gauley River Public Service District on Monday October 1, 1990 at 11:00 A.M. in the Council Chambers, City Building, Gauley Bridge, West Virginia.

The Commissioners received and reviewed financial statement for year ending June 30, 1990 for Salem-Gatewood Public Service District.

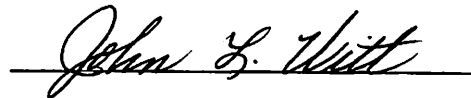
Administrator Charlotte Holly informed of Public Hearing set for Wednesday, September 12, 1990 at 7:00 P.M. in Main Courtroom of Raleigh County Courthouse for West Virginia Regional Jail and Correctional Facility Authority on proposed use of property located in the Shady Spring District of Raleigh County as the location of a three hundred (300) bed Regional Jail.

The Commissioners reviewed letter from U.S. Postal Service concerning new Post Office in Ansted. The Commissioners informed they needed explanation of Plan.

A letter was addressed and signed to David Arnold concerning appreciation for offering to use facilities as a polling place for Precinct 67 (Lookout/Lansing/Edmond/Winona). The accessibility of the building to older and/or handicapped was restricted due to walking conditions from parking area, therefore the Commission felt they could not use this facility.

Administrator Charlotte Holly reported of receiving letter from AT&T regarding long distance service. Ms. Holly is to contact AT&T to get more information.

The meeting was adjourned. The next scheduled meeting is September 14th, 1990.

A handwritten signature in cursive script, reading "John L. Witt", is written over a horizontal line.



FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
SEPTEMBER 14, 1990  
COURTHOUSE  
FAYETTEVILLE, WV  
MEMBERS Present: John H. Lopez  
Gene Carte, Jr.

The Fayette County Commission met in regular session on this 14th day of September, 1990.

Assessor Tom Aiello appeared before the Commission to discuss computerized mapping for his office. Mr. Aiello scheduled an appointment for 11:00 a.m. on September 26th for presentation of all information and cost.

Administrator Charlotte Holly presented request from Fayette County Deputy Sheriff's Association for waiver of rental of the Fayette County Memorial Building to have Country and Western Show on September 23rd, 1990 at 3:00 p.m. and 7:00 p.m. This was approved.

Administrator Charlotte Holly informed that it was again time for jury selection and requested permission to purchase Department of Motor Vehicle list at cost of approximately \$250.00. This was approved.

Administrator Charlotte Holly informed the Commissioners of setting Special Meeting on October 2nd to appoint Election Workers for General Election in November.

The Commissioners received and reviewed letter from W. T. McClanahan, Mayor of Meadow Bridge for funds to upgrade and extend water department.

The Commissioners discussed different requests for funding from Public Service Districts and setting up meeting with Tim Oxley at Region 4 to discuss this further. The Commissioners discussed sending letters to Governor and State Tax Department to check about transferring funds from Jail Improvement Fund to help assist these Agencies.

Administrator Charlotte Holly reported of previous Auditor's Report of monies due to Fayette County Commission from General School for reimbursement for housing of prisoners that should be due to County Commission.

The Commissioners asked that a letter be written with request to receive this money to use for funding these projects.

Exonerations of real and personal property taxes was presented from Assessor's Office and approved by Prosecutor's Office were reviewed and approved.

Administrator Charlotte Holly reported that Junior Sparks is to remove tree and remove dead wood out of trees this Saturday at cost of \$350.00.

The Commissioners received and reviewed notice of ribbon cutting ceremony followed by an open house which will be held at old FMRS building on Monday, September 17th at 12:00 noon for Democratic Headquarters.

The Commissioners received and reviewed bills from Ernest Skaggs requesting to hold out final accounting on Estate of Edmond H. Duncan, deceased. The Commissioners agreed to hold out and do not close estate.

The Commissioners received and reviewed audit reports for 1988, 1989, and 1990 for Ansted Certified Fire Department.

The Commissioners received and reviewed request from Sheriff Laird for three signs on the exterior walls on the south, west and east sides of the jail to read: ABSOLUTELY NO TALKING WITH INMATES. This was approved.

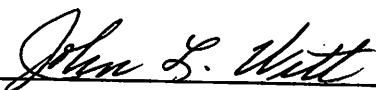
A check to Fayette County Public Libraries was approved from Library Levy collections for August

The Commissioners received and reviewed final order from Judge J. Zane Summerfield regarding purported last will and testament and Estate of Clifford H. Huddleston.

Administrator Charlotte Holly also informed of talking to Sheriff regarding Committee Appointment for Colleen Mongeni, resident of Clay who was in nursing home in Fayette County. The Commissioners instructed this be sent back to Clay County.

The Commissioners received and reviewed letter from Governor's Office of Community and Industrial Development regarding grant funds for Gauley River Public Service District to provide water to proposed state penitentiary site at Mount Olive.

The meeting was adjourned. The next scheduled meeting is September 26th, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
SEPTEMBER 26, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

Members Present: John L. Witt, Gene Carte, Jr.  
John H. Lopez

The Fayette County Commission met in regular session on this 26th day of September, 1990.

Attorney Jamie Blankenship appeared before the Commission concerning Estate of John Monday. Attorney Blankenship requested the Commission appoint Fiduciary Commissioner regarding this estate. Commissioner Gene Carte made motion to appoint T. E. Myles Commissioner. John Lopez seconded. All approved.

Sheriff Bill Laird appeared before the Commission with concern of area for Visitors Center. He also informed he planned to possibly use current visitor space for Commissary. He informed he had appointed a two person Committee to study this in other counties.

Sheriff Laird also requested the purchase of two Walkie-Talkies to use when transporting inmates to Law Library and exercise area. The Commissioners approved.

The Sheriff also informed of Drug Free Fayette Group forming a Task Force in freeing Fayette County of drugs.

President Witt informed the Sheriff that the Commission had sent letter to Theron Cruise supporting all efforts of this group.

The Sheriff also informed the Commissioners that he was going to work up application for 100% funding for Speed Reduction Grant.

The Commissioners met with Denny and Marie Large concerning 4-wheelers and destroying of property in East End Oak Hill on State Avenue. Ms. Large reported this is County road that they had taken care of.

The Sheriff was present at meeting and informed the Sheriff's Department does have enforcement responsibilities in this area and he will look in to.

Commissioner Gene Carte also reported of receiving call from a Carol Stone regarding problem with neighbor in Minden area. Commissioner Carte requested that Gary Harding look into this.

President Witt reported of receiving letter from Arbuckle Public Service District requesting reappointment of Andrew Wooten as Commissioner. The Commissioners signed order reappointing Mr. Wooten for a term of sixty years, said term to expire September 1, 1996.

The Commissioners also signed order appointing Timothy Richardson to replace Jack Holt on the Fayette County Planning Commission. Term to expire August 3, 1993.

The Commissioners also signed order appointing Jack Wood to serve as a member of the Fayette County Planning Commission, said term to expire August 3, 1993.

The Commissioners also signed order appointing George Bragg to replace Jack Holt on The Fayette County Solid Waste Authority.

The Commissioners met with Gary Harding with the following zoning changes request:

Z-346-90-1: Request of James Spade and Elden Critchley, Owners, for a change in land classification from R-R, Agricultural and Rural Residence District, to B-2, General Business District, on .76 acre, Glade Creek, located on Route 41, Landisburg, New Haven District.

Z-347-90-1: Request of SS Auto Salvage, Owners, by Samuel Smith, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-2, Heavy Industrial District, on 7.55 acres located on Route 15/3, Lick Fork, Valley District.

Z-345-90-1: Request of Tom's Convenient Food Mart Inc., Owner, for a change in land classification from R-R, Agricultural and Rural Residence District, to I-1, Light Industrial District, on 53.913 acres, Davis Lands, located off Hinkle Road at Corridor "L", near Thousand Oaks Sub-division, New Haven District.

President John Witt suggested the Commission get with the Planning Commission to discuss future planning for Fayette County.

Fred Fergerson and Larry White appeared at meeting with concerns about Zoning Hearing of Mr. Louisos but was informed this was withdrawn.

President Witt announced that the Commission would meet in Special Session on Tuesday, October 2, 1990 to appoint Election Workers for General Election in November.

The Commissioners also approved resolution authorizing Steve Cruikshank to enter into an Agreement with West Virginia Office of Emergency Service for Emergency Management Assistance (EMA) Program for fiscal year October 1, 1990 - September 30, 1991.

The Commissioners signed letter to West Virginia Army National Guard approving request to designate the Fayette County Park as an alternate assembly area for the 193 Engineer Company in the event of mobilization of the West Virginia Army National Guard.

John Lopez reported of being questioned regarding old ambulance at Danese. The members discussed previous decision where they felt they should have public auction to dispose of ambulance or title to non-profit Agency. The members discussed this later in the meeting with Steve Cruikshank to check to see what plans

they have for the ambulance. Mr. Cruikshank also reported that Valley Ambulance had a ambulance they were not using.

The Commissioners discussed having a public auction but requested Mr. Cruikshank to see what plans are for these ambulances.

County Clerk Howard Janney appeared at Commission meeting to request permission for Linda Johnson and Tom Woodrum to attend election school in Charleston at cost of \$50.00. This was approved.

The Commissioners also discussed required biennial check-up of Voters list. The Commissioners informed this would not be necessary because being as it was done in May of this year.

Tom Aiello appeared at meeting to reschedule appointment for presentation of computerized mapping for Assessor's office. Mr. Aiello explained he did not have all the information needed and would make another appointment when he received all information needed.

The monthly maintenance report for vehicle repair was received and reviewed from Jim Gannon at Fayette County Park.

The Commissioners received and reviewed Special Assessment request by the West Virginia Association of Counties for its legal defense (FUND) of pension trust funds of County employees in Public Employees Retirement System. No action was taken.

A letter was also approved and signed to Governor Caperton regarding request of Town of Pax for financial assistance. The Commission urged approval from Governor's Office for grant in the amount of \$42,000 from Governor's Community Partnership funds to meet the annual operating and debt service costs of the sewage treatment system of Pax.

Audit Report of Danese Public Service District for fiscal year ending June 30, 1990 was also received and reviewed.

The Commissioners also received and reviewed Community Rating System under the National Flood Insurance Program.

The Commissioners met with Steve Cruikshank.

President Witt requested update on 9-1-1.

Mr. Cruikshank explained he is scheduled to meet with Motorola on October 9, 1990 to receive cost of equipment.

The Commissioners discussed charges for 9-1-1.

Commissioner Lopez questioned if other places currently on 9-1-1 System were charged in advance.

Steve explained that customers will be charged when contract is signed. Customers could be on line in one (1) year after that.

President Witt expressed that he felt they needed to move as quickly as possible but would like to keep cost at \$1.00 per customer.

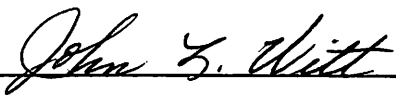
Steve informed he would keep the Commission up to date on 9-1-1 Program.

The Commissioners reviewed request for paint from Dee Lively.

President Witt explained he would like to talk to Dee before approving.

Commissioner Gene Carte also reported of request of Bob Holliday to name street after Hilton (Fitzie) Fitzpatrick. No action were taken.

The meeting was adjourned. The next scheduled meeting is October 2nd, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
OCTOBER 2, 1990  
COURTHOUSE  
FAYETTEVILLE, WV 25840

Members Present: John L. Witt  
John H. Lopez

The Fayette County Commission met in Special Session on this 2nd day of October, 1990.

The Fayette County Commission approved list of Election Officials, Democrat and Republican, they desire to have appointed for holding the General Election on November 6, 1990.

The Commission also reviewed request from Teresa Carter of America's Missing and Abused Children for waiver of rental fee of Memorial Building on November 11, 1990 at 2:00 p.m. The Commissioners tentatively approved but requested a letter of details.

The Commissioners discussed Harold Smith, employee who quit at Fayette County Park.

President Witt informed he was leaving this up to Charlotte and Jack Gannon to settle.

The meeting was adjourned. The next scheduled meeting is October 3, 1990.

John L. Witt

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
OCTOBER 3, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

Members Present: John L. Witt, John H. Lopez

The Fayette County Commission met in regular session on this 3rd day of October, 1990.

The Commissioners met with Tom Oxley and Jim Lively, Jr.

Mr. Lively explained of plan to work with group and business in area to proclaim October 5, 1990 as Food Pantry Friday. Mr. Lively requested the Commission to sign Proclamation confirming this to assist food pantries in Fayetteville, Oak Hill, Mount Hope areas.

The Commissioners signed Proclamation.

The Commissioners met with Attorney Paul M. Blake, Jr. and Attorney Mike Anderson concerning Incompetency hearing for Jesse A. Jones. Attorney Paul Blake was representing Elza Simon, a sister of Mrs. Jones who filed petition to be appointed Committee for Jesse A. Jones.

Attorney Mike Anderson was representing Nila Berry, daughter of Mrs. Jones who was issued power of attorney for Mrs. Jones in 1983.

June Hutchinson from Ansted Health Care Center, Elza Simon, sister, Nila Berry, daughter and Vera Brown, sister were questioned.

The Commissioners discussed matter and questioned the legal procedures involved if appointing Committee over someone with Power of Attorney. The Commissioners informed they would take this matter under advisement and get clarification from Prosecutor on legal issues concerning this Power of Attorney.

The Commissioner met with John David and Jay Kincaid from Page-Kincaid Public Service District. Mr. David explained they were there to request any assistance the Commission could give in helping with funding for the Public Service District to keep cost low for service.

President Witt explained that they were viewing options to obtain funds from Jail Improvement Fund. President Witt explained they should be able to give an answer by the end of this month. Mr. David also presented a Petition to reduce debt and interest payment to the Farmers Home Administration.



Mr. David questioned the Commission concerning assistance with obtaining Flood Plan Map for Page-Kincaid Public Improvement Group. Administrator Charlotte Holly suggested Mr. David talk with Zoning Officer Gary E. Harding regarding this.

Elsie Shott appeared at meeting concerning request for copy of letter regarding Committee Appointment for Clara Stafford. President Witt informed Ms. Shott in the future any complaints or concerns against this appointment she would need to have attorney.

The Commissioners approved waiver of rental fee for Memorial Building on November 11, 1990 for benefit for America's Abuse and Missing Children.

Prosecuting Attorney Charles Vickers appeared at Commission meeting. The Commissioners questioned Mr. Vickers concerning the Incompetency hearing of Jesse Jones. Mr. Vickers explained he would review this.

Fayette County Dog Warden Report for month of September was received and reviewed.

The monthly Maintenance Report for Vehicle Repair at Fayette County Park were received and reviewed.

The Commissioners received and reviewed request for funding for Town of Meadow Bridge.

The Commissioners reviewed letter from Mr. & Mrs. Jack Clark concerning cleaning up of properties in Lookout area. They explained they were in process of cleaning up property.

Administrator Charlotte Holly explained that the gentlemen from AT&T informed he would not need to come in to the meeting to explain long distance plan for County governments. All was needed was for the Commissioners to sign Agreement.

Administrator Charlotte Holly and Mr. John Witt discussed this and informed they would still like details of this program.

President Witt also informed of receiving letter from James R. Grate of Governor's Highway Safety Program acknowledging receipt of the request of County Commission for \$30,000 in Highway Safety Funds.

A letter was also received from Warren T. Huxley, Mayor, West Virginia Army National Guard, 111th Engineer Group concerning letter from Mount Hope Mayor Bonifacio requesting assistance for work on Dunloop Creek. They could not assist due to type of work involved.

The Commissioners informed they would approve Special Assessment request by the West Virginia Association of Counties for its legal defense fund of Pension Trust Funds of County employees in Public Employees Retirement System.

The Commissioners also reviewed Procurement Standards dealing with Small Cities Community Development Block Grants.

The Commissioners also reviewed financial statement for year ending June 30, 1990 from White Oak Public Service District.

The Commissioners reviewed report from Memorial Building Committee.

The meeting was adjourned. The next scheduled meeting is scheduled for October 15, 1990.

John L. Witt

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
OCTOBER 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

Members Present: John L. Witt, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of October, 1990.

Payroll and outstanding bills were approved.

Administrator Charlotte Holly informed the Commission that Freda Cincinnati had to take additional days off and she did not have vacation or sick days left. Jackie Hickman had to take 2 days off for being sick and she did not have any sick days or vacation being as she had just started September 1. Judy Hess had already prepared payroll for this period so Ms. Holly suggested this be taken off next pay period. The Commissioners approved this.

Administrator Charlotte Holly informed the Commission that when Billy Wysong was hired 6 months ago it was on temporary arrangement for this time period. The Commissioners informed they would keep him on part-time basis with no benefits.

The Commissioners instructed Administrator Charlotte Holly to review and prepare necessary order regarding final settlements of William R. Laird, IV.

The Commissioners reviewed final Financial Statements from William R. Laird, IV.

In Estate of Bessie Fitzwater the Commissioners informed Fred Jesser should be revoked as Fiduciary Commissioner due to error. Mr. Jesser is not a Fiduciary Commissioner. The County Clerk's office will prepare order and enter nunc pro tunc with settlement.

In Estate of Clara Molden, T. E. Myles is to be revoked as Fiduciary Commissioner due to insufficient funds in estate to cover services. The County Clerk's office will prepare order to enter nunc pro tunc with settlement.

In Estate of Lester Minear, T. E. Myles is to be revoked as Fiduciary Commissioner due to insufficient funds in estate to cover services. The Commissioners informed County Clerk's office is to prepare order to enter nunc pro tunc with settlement.

In Estate of Bessie Bourne, T. E. Myles is to be revoked as Fiduciary Commissioner due to insufficient funds in estate to cover services. The County Clerk's office will prepare order to enter nunc pro tunc with settlement.

The Commissioners approved 4-Motorola PIO Portable One Channel one watt at cost of \$996.00.

Administrator Charlotte Holly informed the Commissioners that the Polling Places for the General Election was prepared. The Commissioners reviewed list and approved.

Administrator Charlotte Holly informed that County Clerk had notified that test for election tabulator would be on October 30, 1990. The Commissioners informed that they would change there meeting date to this date instead of the 31st.

The Commissioners discussed having auction for old cruisers and other articles not needed at Courthouse. The Commissioners informed they would wait until list was prepared for all articles needing to be sold.

The Commissioners also reviewed and approved check for 4 new cruisers from Bert Wolfe Ford.

Administrator Charlotte Holly reported of talking with Bill Queen with AT&T concerning long distance service for local governments. The Commissioners approved Network Services Commitment Form for 36 months. Administrator Charlotte Holly explained of \$12.00 monthly charge. Ms. Holly also explained she felt this would be lower watts line service and faster service than US Sprint.

The Commissioners also approved request from One Valley Bank to replace lost Certificate Number R-15017 dated September 1, 1910 in the amount of \$5,000.00 registered in name of Martin Eglow.

The Commissioners also reviewed and signed 1990 Green Thumb In Kind Survey.

The Commissioners also reviewed State Fire Marshal's Office report for County Jail.

The Commissioners also reviewed letter from Paul Losick regarding Bond #519.

The Commissioners reviewed information from Public Service Commission concerning required visits by Commission Staff to obtain data for merger or centralization of Public Service Districts.

Administrator Charlotte Holly informed of speaking with Tom Oxley concerning survey needed for property in Harlem Heights area. A letter from Community Development Office had requested this be done to close out project. Mr. Oxley had informed they would be willing to share expenses for survey. The Commission requested a letter be written to Mr. Oxley explaining they should pay expenses for survey.

The Commissioners discussed trees on Courthouse property possibly being destroyed by spray of Applachian Power. The Commissioners agreed to look into further.

Commissioner Gene Carte also questioned about landscape at Courthouse Annex.

Administrator Charlotte Holly informed she would look into this and get prices for sugar maple and pin oak trees.

The Commissioners reviewed entitlement received from the National Park Services for payment in lieu of taxes.

The Commissioners reviewed proposal from William R. Wooten concerning re-financing of 1979 Mortgage Revenue Bonds.

The Commissioners approved for John Witt to sign upon agreement of Raleigh and Nicholas Counties and upon agreement of terms.

The Commissioners also approved Administrator Charlotte Holly to attend upcoming Workmen's Compensation Seminar and Occupational Stress Seminar.

The Commissioners reviewed minutes of Salem-Gatewood Public Service District meeting held on September 10, 1990.

Exonerations of real and personal property taxes was presented from Assessor's Office and approved by Prosecutor's Office were reviewed and approved.

The meeting was adjourned. The next scheduled meeting is scheduled for October 30, 1990.

John L. Witt

IN THE COUNTY COMMISSION OF FAYETTE COUNTY, WEST VIRGINIA

RE: COMMITTEE APPOINTMENT FOR  
WILLIE SHORT

This cause came on to be heard on this 29th day of August, 1990, upon the verified petition of William Laird, IV, appearing in person and by Belinda S. Morton, his attorney; upon a copy of the petition herein and notice of hearing thereon duly served upon Willie Short and upon all of the nearest kin of Willie Short; the said Willie Short did not appear in person.

It appearing to the Commission that proper notice to the said Willie Short and a finding that there is no nearest next of kin; that there were tendered and filed certain affidavits of Dr. Manual Villanueva, to the effect that the said Willie Short is incapable of caring for his physical well-being or to manage his business affairs and that the said Willie Short is incompetent, and that his appearance at this hearing would be detrimental to his health and well-being.

The Commission, having heard the testimony of the petitioner, William D. Laird, IV, and having reviewed the physician's statement, above-mentioned, and upon consideration of all of which, it is the ORDER and JUDGMENT of the Commission that the said Willie Short is unable to care for his physical well-being or to manage his business affairs and is, therefore, incompetent.

It is ORDERED that William D. Laird, IV be and he is hereby appointed to serve as Committee for the said Willie Short, an incompetent person, and said Committee shall have full and complete authority to manage Willie Short's business, legal and

financial affairs, and to see to his personal and physical needs and care, and to consent to the administration of medications and otherwise oversee the physical and medical care of the said Willie Short. Said appointment shall become effective immediately.

WHEREUPON, said committee appointment is in full force and effect.

  
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PRESIDENT

  
\_\_\_\_\_  
MEMBER

  
\_\_\_\_\_  
MEMBER

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
OCTOBER 30, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

MEMBERS Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 30th day of October, 1990.

The Commissioners met with County Clerk Howard E. Janney to test Election Equipment.

The Commissioners met with Attorney Andy Keenan regarding Petition to close an abandoned street near Oak Hill, Plateau District of Randy Prince and Jean Prince. The Commissioners received petition and informed hearing would be November 28 at 9:30 a.m.

Commissioner John Lopez questioned why certain articles that Billy Blake had requested had not been purchased.

President Witt informed he wanted to talk with Billy Blake concerning a trap he had requested. Later in meeting Billy Blake appeared at meeting and was questioned concerning trap. Mr. Blake explained that the other traps that was purchased had been torn up by dogs. The Commissioners approved purchase of new trap.

Billy also questioned the Commissioners concerning hiring someone to help him.

President Witt explained there was no money in budget for this and instructed Billy to work with Animal Shelter.

The Commission opened bids for new truck for Maintenance Department. Bids were received from Deligne Sales and Service (Bid \$15,800.00, snow blade \$1,800.00, bed liner \$217.00). Brown Chevrolet (\$15,984.00, snow blade \$1,969.00, bed liner \$189.00). King Coal Chevrolet (Bid \$16,755.00, snow blade \$2,195.00, bed liner \$150.00).

The Commissioners approved bid from Deligne Sales and Services assuming they meet specifications. This to include snow blade and bed liner.

The Commission approved exonerations and refunds of real and personal property taxes as submitted from Assessor's Office and approved by Prosecuting Attorney.

Administrator Charlotte Holly reported of hearing from Mike Falbo regarding cleaning up of property. Mr. Falbo reported he had taken care of clean up of property. Ms. Holly informed the property would be checked out if there was any problems the Commission would get back with him.

Administrator Charlotte Holly reported that Christy Workman had requested the Commission purchase (2) trash cans to allow disposal of aluminum cans for recycling



for Boy Scout Troop in Oak Hill. This was approved.

The Commissioners received and reviewed letter from Mountain Transit Authority thanking for commitment of \$1,000.00 for Mountain Transit Authority fiscal year 1990-1991. President Witt informed he would like to appoint Bob Clemons to the Mountain Transit Authority Board if he could serve. Commissioner Gene Carte seconded. All approved.

The Commissioners received and reviewed letter from Sheriff regarding over-time.

The Commissioners opened bids for group Health/Life Insurance Plan. Bids were received from Vosler and Edwards Insurance Agency, Jim Lively Insurance, and McDonough-Caperton. Matt Edwards, Cleon Vosler, Jim Lively, Jr. and Charles Johnson were present. Each gave brief statistics on minimum and maximum coverage.

The Commissioners informed each would be reviewed and set a time on November 15 for each agent to come back in to discuss further.

Steve Cruikshank appeared before the Commission to have Resolution signed for Fayette County Office Emergency Services.

The Commission approved as submitted and would take under advisement allocation plan.

The Commissioners discussed ambulance that was not being used. The Commissioners had discussed auctioning this ambulance off.

Commissioner Lopez requested a letter be drafted to Vally and Danese Ambulance informing that funds from auction would go to these departments.

President Witt questioned if this had ever been voted on.

Administrator Charlotte Holly suggested the Commissioner wait to see if they can dispose of this ambulance being as it was purchased with State Funds. She was waiting to hear from Marshal Tucker concerning this.

The Commissioners discussed cruisers that had high mileage were not being used. The Commission discussed allowing only Towns to bid on.

Kathy Bird, Tom Bird and Patty Dickerson appeared before the Commission concerning what steps would be taken to acquire water in Beckwith area.

The Commissioners informed of inactive Beckwith Public Service District. Guy Baker is only member still listed with the Public Service District.

President Witt informed that there was talk in the past of Town of Fayetteville supplying water. He instructed that the Public Service District would need to get in order and apply for funds.

The Commissioners discussed vacancies on the Beckwith Public Services District Board.

Commissioner Gene Carte made motion to appoint Kathy Bird to the Board. John Lopez seconded. Vote unanimous.

Commissioner John Lopez offered motion to appoint Patty Dickerson. Commissioner Gene Carte seconded. Vote was unanimous.

President Witt suggested they appear before Town of Fayetteville to check if Fayetteville would extend lines or sell water to the Beckwith area.

Commissioner Gene Carte informed of discussion with Anna Lou Holt concerning fence Jack Holt had that was original fence of Courthouse. Mr. Holt had discussed giving this to County to use at Courthouse.

Commissioner Gene Carte requested the maintenance crew make arrangement to pick-up fence and take to Fayette County Park where Mr. Gannon would sand blast and prepare to use at Courthouse.

President Witt requested a letter of thanks and acceptance be drafted to the Holt family.

The Commissioners met with Jack Gannon concerning re-roofing #4 and #6 cabins. The Commissioner received 2 quotes. Eddie Bowyer \$2,030.00 and Richard Myles \$1,820.00.

The Commissioner approved work to be done by Richard Myles pending good weather conditions.

The Commissioners met with Sheriff Bill Laird concerning necessary Form and Resolution to be signed for DUI Enforcement Program.

President Witt and Commissioners signed necessary Form and Resolution.

Sheriff Bill Laird reported receiving \$927.80 check from Chamber of Commerce for donation for work done by Sheriff's Department during stunt taping at New River Gorge Bridge. Sheriff Laird reported he had discussed having this earmarked for Law Enforcement.

The Commissioners discussed cruisers with Sheriff.

Sheriff Bill Laird suggested waiting until new cruiser arrive before disposing of old cruiser.

He informed he would keep best of lot for Law Enforcement. He informed Municipalities had requested old cruisers.

Sheriff Laird also requested permission to get quotes for inmate handbook. This was approved.

Administrator Charlotte Holly informed of letter from Attorney Belinda Morton requesting name of insurance company for possible injury claims of inmate James L. Thompson. The Commissioners approved to release this information.

The Commissioners signed order for alternate election workers for upcoming General Election.

Fire Levy Agreement was approved for Oak Hill Fire Department, Loup Creek Volunteer Fire Department, Gauley River Volunteer Fire Department, Town of

Fayetteville, Smithers Fire Department, Mount Hope Fire Department, Meadow Bridge Volunteer Fire Department, Gauley Bridge Volunteer Fire Department, Danese Volunteer Fire Department, Ansted Certified Fire Department, and Armstrong Creek Fire Department.

The Commissioners informed that canvass for General Election would be November 13, 1990 at 8:30 a.m.

The Commissioners signed letter to serve as certification that the Page-Kincaid Public Service District is a duly created Public Service District supplying water and sewage disposal service in the County of Fayette.

The Commissioners signed order reappointing Esther Webb and Earl Davis to the Mossy Public Service District.

Maintenance Agreement Form for 621S Harris copier for Road Office, agreement with AT&T for long distance service were approved and signed.

A letter was received and reviewed from Shirley McGraw concerning process of street naming in Meadow Bridge.

A letter was received and reviewed from Upper Kanawha Valley Economic Development Corporation regarding efforts in obtaining Mount Olive as site for new state prison.

The Commissioners reviewed letter from Governor's Office of Community and Industrial Development concerning pre-application workshop for West Virginia Homeless Shelters Program on November 14 in Beckley. Administrator Charlotte Holly is to attend.

Administrator Charlotte Holly informed the Commission of letter received from Secretary of State regarding handicapped access and other barriers which discourage those with disabilities from registering and voting.

Ms. Holly also reported of having copy of transcript of hearing held October 11, 1990 to enlarge boundaries of the Gauley River Public Service District.

A letter was signed to office of Behavioral Health Services concerning funds. Fayette County spent for fiscal year 1989-90 actual expenditures through Fayette-Monroe-Raleigh-Summers Mental Health Council, Inc.

A letter was also signed to Appalachian Power Company concerning trees surrounding Fayette County Courthouse.

A letter was reviewed from City of Montgomery concerning landfill.

Audit Reports were received from Nuttall Volunteer Fire Department and Loup Creek Volunteer Fire Department for fiscal year ending June, 1987, 1988 and 1989.

A copy of Governor's Community Partnership Program grant application from Armstrong Public Service District was received and reviewed.

A letter was received from Jacqueline Clark concerning property in Lookout and Hico.

The Commissioners received and reviewed request from Town of Meadow Bridge for \$15,750.00. The Commissioners informed there were no funds available at this time.

The Commissioners informed that David P. Cleek had been retained by CNA Insurance to defend the interest of Fayette County in Civil Action filed on October 15, 1990 by Jamec C. Blankenship, III on behalf of Don and Dora Deskins.

Administrator Charlotte Holly reported of invoice from Erisco for claim experience request. Invoice was for \$50.00.

The Commissioners informed they did not feel they should pay for this being as they were not told in advanced of fee.

Administrator Charlotte Holly reported of being informed that Precinct 4 would need janitor to have heat turned on. The Commission instructed to call and have a janitor work.

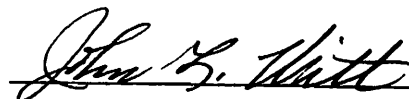
The Commissioners met with Gary Harding concerning Gary Harding taking care of Zoning Enforcement for Town of Fayetteville.

The Commissioner felt Mr. Harding could decide if he wanted to do this on his free time and accept compensation from Town of Fayetteville.

Mr. Harding informed he would decide and get back with the Fayette County Commission.

Commissioner Lopez informed of request from Page/Ingram Branch area for permission to enter creek bed for necessary work needed. This was approved.

The meeting was adjourned. The next scheduled meeting is November 7th, 1990.

  
John B. Witt

FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
NOVEMBER 7, 1990  
COURTHOUSE  
FAYETTEVILLE, WV

MEMBERS Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 7th day November, 1990.

The Commissioners met with Attorney Paul M. Blake, Jr. with Committee Appointment for Ralph White. Petitioners Larry and Phylis White were questioned.

Teresa Daniels was approved guardian et litem and recommended the appointment.

Commissioner John Lopez made motion to approve appointment. Commissioner Gene Carte seconded the motion. Vote was unanimous to approve. Bond was set in the amount of \$500.00

The Commissioners met with Attorney Paul Blake with Committee Appointment for Jack N. Miles. Petitioner Nancy Miles Curry was questioned. Nancy Skaggs was approved guardian et litem and informed she felt it was in the best interest to approve Ms. Curry to this appointment. Commissioner John Lopez made motion to approve of appointment. Commissioner Carte seconded the motion. Vote was unanimous to approve. Bond was set in the amount of \$5,000.00.

The Commissioners discussed Public Employees Insurance Agency and questioned if employees were aware of what monthly premiums cost. The Commissioners felt a letter should be drafted explaining what fringe benefits costs.

The Commissioners met with Assessor Tom Aiello. Mr. Aiello explained

he was in process of submitting proposal to State Tax Commissioner for Reappraisal. He explained that as soon as he has this prepared he will present copy to the Commission. He explained that State Tax Commissioner is the only one who approves.

Assessor Aiello also requested permission to hire Gloria Bozo effective December 1, 1990. Mr. Aiello explained qualifications of Ms. Bozo and felt she would benefit the Assessor's Office. The Commissioners voted unanimously to approve. Salary to be \$1,545.00 monthly with benefits.

The Commissioners met with Steve Cruikshank with request to approve remaining surplus of funds from Fire Levy. The Commissioner approved with directions to follow guidelines as in past.

Mr. Cruikshank also informed he was waiting for proposal from Motorola on 911.

Administrator Charlotte Holly informed the Commission that vehicle that was approved for Delignes did not meet specifications.

Ms. Holly explained she had spoken to Jack Gannon regarding snow plow for vehicle and he had suggested purchasing auxilliary battery. Brown Chevrolet had this included with their bid of \$17,933.00.

The Commissioners approved to purchase from Brown's being as they did meet specifications.

Administrator Charlotte Holly informed of receiving list of vehicles that are out of service from Jack Gannon.

Ms. Holly also informed that Mr. Gannon had requested used tire changer and compressor. The Commissioners informed they would like to discuss this with Mr. Gannon first.

Ms. Holly also reported of receiving check from Insurance Company where State Fire Marshal hit vehicle of Steve Cruikshank.

Ms. Holly reported of letter from Laura Piper concerning audit of Gauley Bridge Fire Department. A revised accountant's report was issued.

The Commissioners informed they would not hold a meeting the last of December.

Ms. Holly informed Visitor Center should be ready for use. The Sheriff informed he was pleased with work. The Sheriff had also requested a clock. The Commissioner questioned if there could be one available at Courthouse and if not to purchase one.

Commissioner Carte informed of request from Josie and Nancy at Switchboard for shelf.

Administrator Charlotte Holly informed of request for insulated door for Public Defender office. The Commissioner instructed to try weather stripping to keep out cold air.

The Commissioner signed order re-appointing Ann B. Covington to Fayette County Housing Authority.

Orders were signed appointing Patty Dickinson and Kathy Bird to the Beckwith Public Service District.

An order was signed to substitute certain securities pledged on behalf of Fayette County National Bank and release said securities provided that securities will be substituted simultaneously and that Fayette County funds deposited will not be unsecured.

The Commissioners also signed replacement workers list used for November 6, 1990 Election.

The Commissioners signed Fire Levy Protection Agreement for Nuttall Volunteer Fire Department.

A letter was signed to Fred M. Cooley, MD of WV Department of Health and Human Resources regarding intent to dispose 1981 Ford ambulance.

Danese Rescue Squad and Valley Emergency Medical Services were also notified of this.

A letter was approved and signed to Anna Lou Holt regarding donation to County of the original Courthouse fence.

The meeting was adjourned. Next meeting will be November 13, 1990.

John L. Witt



FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
NOVEMBER 13, 1990  
COURTHOUSE  
FAYETTEVILLE, WV

MEMBERS Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 13th day of November, 1990 to conduct canvass for General Election held on November 6, 1990.

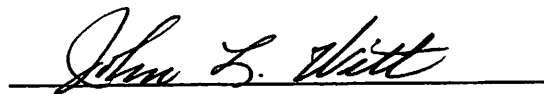
Administrator Charlotte Holly informed that instructions from Secretary of State informed ballots that were not signed or signed by only 1 poll official should be counted. The Commissioners approved to count these ballots.

Canvass was conducted and results were declared. Certification will be held November 15, 1990.

One hundred fifty-nine (159) ballots were found in Precinct No. 9 that were not counted Election night. The Commissioners informed these would be counted.

The Commissioners signed order for Attorney Paul Blake appointing Elza Jane Simon committee for Jessie A. Jones.

The meeting was adjourned. The next scheduled meeting is November 15, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
REGULAR SESSION  
NOVEMBER 15, 1990  
COURTHOUSE  
FAYETTEVILLE, WV

MEMBERS Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 15th day of November, 1990.

Payroll and outstanding bills were approved.

The Commissioners met with Matt Edwards with Vosler Insurance, Tom with Allied Benefits.

Discussions were held pertaining to Proposal of Allied Benefits not being presented by date bids were due.

Administrator Charlotte Holly explained that she could speak with the State Tax Department to get an opinion on this but felt this is under Professional Services and felt they could review.

Mr. explained the self funded program explaining premiums and deductibles, optional insurance and programs through this company.

The Commissioners informed all would be taken into consideration and informed Fayette County Commission would probably make a decision at the November 28th meeting.

The Commissioners met with Jim Lively and Jim Lively, Jr. concerning Proposal of Jim Lively Insurance.

Jim Lively, Sr. presented proposal. Again, coverage, premiums, deductibles, optional insurance and reasons to leave Public Employees Insurance Agency were discussed.

Again the Commissioners informed they would review and get back with Mr. Lively.

The Commissioners met with Charles Johnson and Dave Cook to discuss proposal submitted from McDonough Caperton.

Both McDonough Caperton and Jim Lively Insurance had underwriters by Great West Life.

Proposal and all information concerning benefits, coverage and options were discussed.

The Commissioners again informed all would be considered and a decision could be made by November 28 meeting.

The Commissioners met with Joyce Seletyn, Delores Thacker and Esther Webb regarding a request for emergency funds for Mossey Public Service District.

The group informed that Farmers Home Administration required them to have money in reserve and felt they would not be able to use funds from CD that is to mature in February, 1991.

President Witt explained he felt there should be emergency funds to assist with this from Governor's Office and informed that Administrator Charlotte Holly could work with the group to acquire assistance for filing for grant to cover approximately \$12,000.00 in cost for replacing 2 pumps at District.

President Witt also explained the Commission would follow-up with a letter to the Governor supporting the request for assistance.

Sheriff Laird appeared before the Commission with request for permission to inquire for cost for new weigh machine for inmates at jail.

Mr. Laird felt he could probably purchase under \$1,500.00.

The Commissioners approved.

Dog Warden Report for month of October, 1990 was received and reviewed.

Monthly Maintenance Report for Vehicle Repair from Fayette County Park was received and reviewed.

A letter was written and signed to John H. Snyder, Director Chief Inspector and Supervisor of Public Offices pertaining to examination of the financial records for year ending June 30, 1990 audit.

Audit Report for year ending June 30, 1990 was received and reviewed from Gauley River Public Service District.

The Commissioners reviewed letter from Thomas Brown from Town of Meadow Bridge in regard to the extension of sewer lines.

The Commissioners informed they were unable to aid financially at this time.

The Commissioners also reviewed letter from Ann Berry, Chief Office Deputy at Tax Department concerning the need to issue a check from the Library Fund for \$2,809.70 as a deposit correction check. This amount had been deposited incorrectly. This should have been deposited to Fire Levy Fund.

A letter was received from Public Service Commission pertaining to Petition for approval to enlarge boundaries of Gauley River Public Service District.

The Commissioners approved invoice for \$4,924.70 to Naturegreen Nursery for Landscape work at Annex.

Administrator Charlotte Holly presented invoice for repair work to one of the new cruisers that hit a deer on US Route 60 near Lookout. Cruiser assigned to Lawrence R. Boley.

Administrator Charlotte Holly reported that Governor's office informed State employees would have the day after Thanksgiving off.

The Commissioners informed that the Courthouse would observe this also.

The Commissioners discussed problems with roof leaking at Prosecutor's office.

Alderson roofing had informed work that was done by Beckley Roofing was not done correctly. Alderson Roof is to submit a proposal.

The Commissioners requested to try to contact Beckley Roofing and inquire why work was not done right.

They also requested to have them check on leak in Fayette County Commission room.

The Commissioners discussed contacting State Tax Department to question about Jail Improvement Funds.

Administrator Charlotte Holly informed that Jim Billings had not given her any information concerning this.

President Witt requested a letter be written with to the State Tax Department with copy to Sheriff and Mr. Billings regarding this matter.

Administrator Charlotte Holly presented overtime list from Dee Lively.

Some maintenance workers requested overtime for working over and others requested to take comp time. This was approved.

Administrator Charlotte Holly questioned the Commission again concerning request of Jack Gannon for air compressor and tire changer.

Mr. Witt informed he would speak to Jack about comparative prices.

Administrator Charlotte Holly reported that truck for Maintenance had been ordered but she had been informed that bumper was optional at cost of \$112.00.

The Commissioners approved this. Truck was approved from Brown Chevrolet.

The Commissioners discussed complaints from Deepwater precinct concerning poling place. President Witt explained he would talk to people in that area to work out a differenc t place before the next election.

The Commissioners certified the results of November 6, General

Election.

Candidates

United States Senate: Jay Rockefeller, (7,727), John Yoder, (1,883)

US House of Representative: Harley O. Staggers, (6,150), Oliver Luck, (3,381), Jim Oxendale, (1)

Attorney General: Mario J. Palumbo, (7,927), James Blankenship, (1), Nancy Young, (1)

State Treasurer: Larrie Bailey, (6,495), Elvin F. Martin, (2,406), Sarah Blankenship, (1), Marie Prezioso, (2)

State Senate: J. D. Brackenrich, (6,295), Fred Sampson, (2,937), Fred Neudke, (1), Opal Anderson, (1)

House of Delegates: Paul M. Blake, Jr., (6,529), John W. Hatcher, Jr., (6,770), Tom Louisos, (6,837), Connie Taylor, (2,272), Fred Neudek, (1), Nancy Dorff, (1), Robert Toler, (1), Shad Dummitt, (1), Connie Taylor, (1), Steve Keblesh, (1), Kelly Bridge, (1), Clinton Gallaher, (2)

County Commission: John L. Witt, (7,726), Aubrey Riner, (1), Jack Manning, (1), Homer Oyler, (1), Mike Walbrown, (1), Allen R. Whitt, (2)

A Letter was also received from Sheriff Laird regarding completion of visitation facility and acknowledging and commending the quality of work done.

Minutes of Salem-Gatewood Public Service District meeting held October 10, 1990 was received and reviewed.

President Witt requested Administrator Charlotte Holly to call Steve Zoeller with West Virginia Association of Counties to see what other counties are doing with Insurance.

The Commissioners signed letter to Public Employees Insurance Agency informing that letter is to serve as official notice that effective December 31, 1990, it is the intent of the Fayette County Commission to withdraw from its participation in West Virginia Public Employees Insurance Agency.

The meeting was adjourned. Next meeting will be November 28, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
NOVEMBER 28, 1990  
REGULAR SESSION  
COURTHOUSE  
FAYETTEVILLE, WV

Members Present: John L. Witt, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 28th day of November, 1990.

The Commissioners received and reviewed Fire Levy Agreement for Pax Volunteer Fire Department and Montgomery Volunteer Fire Department.

The Commissioners received and reviewed letter from Governor explaining denial of funds for Pax and a letter was issued to Mayor of Pax regarding this.

The Commissioners signed letter to Jon H. Snyder, Director Chief Inspector for State Tax Department regarding transfer of funds from Jail Improvement Fund to General Fund.

Exonerations of real and personal property taxes as presented from Assessor's Office and approved by Prosecutor's Office was reviewed and approved.

The Commissioners signed forms to combine or divide and segregate land as presented from Assessor's Office.

The Commissioners signed letter to One Valley Bank approving authorization to pay lost coupon #171 DTD February 1, 1998 Coupon #34 at \$350.00.

The Commissioners received and reviewed letter from Allen Whitt, Commissioner at Danese Public Service District regarding notice of request for Engineering Proposal.

The Commissioners reviewed letter from Sheriff Laird concerning mistaken use of gasoline credit card. The Sheriff mistakenly used a Fayette County Commission credit card in purchasing \$11.50 in gasoline

on November 25, 1990. The Sheriff issued a personal check for \$11.50 as payment for gasoline.

The Commissioners approved and signed letter to Mr. Robert Corey with the State Board of Risk and Insurance Management concerning audit by State Tax Department. The Commissioners requested that they provide the State Tax Department with information concerning any pending litigation claims, or assessments against Fayette County as of June 30, 1990.

Administrator Charlotte Holly informed she had title ready for cruiser Town of Gauley Bridge is to purchase at cost of \$900.00. The Commissioners requested not to release title until fund received for vehicle.

The Commissioner approved request for Tax Payer Identification Number and Certification for One Valley Bank as trustee.

The Commissioners discussed appointment to Mountain Transit Authority Board.

Bob Clement had been recommended for this appointment.

Administrator Charlotte Holly is to write a letter to Mr. Clement regarding this matter.

The Commissioners approved and signed letter to Business Records Corporation regarding dissatisfaction with their service. The Commissioners also informed to hold paying invoice issued October 29, 1990 for repair work to tabulator (used for election.)

The Commissioners signed letter to Mr. Cecil "Butch" Giles regarding property that he owns near the White Water Inn that is in bad need of cleaning up, including the removal of all refuse and debris.

Administrator Charlotte Holly reported that Alderson Roofing had started repair of Prosecuting Attorney Office. They were to give estimate of repairs for Fayette County Commission room.

President Witt also requested trying to contact company who previously done roof repair work that was not done right.



The Commissioner signed letter to all employees, elected officials, and department heads with updates on Group Health Insurance and questionnaire.

Administrator Charlotte Holly also informed of questionnaire from Public Employees Insurance Agency.

She explained the different plan and suggested the Commission Primary Plan would be best.

The Commissioners met with Jim Edwards and Leon Newman from Deepwater Public Service District, Paul Gosh, Engineer for Deepwater Public Service District and W. D. Smith from Region IV Planning and Development Council.

W. D. Smith explained the need for funding for design work. The Public Service District needed \$80,000.00; \$40,000.00 from this fiscal year and \$40,000.00 from next fiscal year.

Paul Gosh explained the \$827,000 commitment from Environmental Protection Agency.

President Witt explained that the Commission had requested the release of Jail Improvement funds to assist with different needs in the county such as this.

W. D. Smith explained the uniqueness of the situation. This is last of Environmental Protection Agency funds for such projects which the district could lose if they do not get help. He explained that they could apply for HUD Grant next year.

Administrator Charlotte Holly explained that she had spoken to Tim Oxley and was informed that due to extension of project at White Oak they will not be considered for another year for HUD Grant.

She explained that the Commission and Region IV could protest this but did not know what result would be.

President Witt explained that the Commission will look at seriously but any commitment would depend on release of Jail Improvement Funds.

The Commissioners met with Attorney Nancy Skaggs with request for Committee Appointment for Ruth Thelma Halstead. Petitioner Patricia Hunsaker was questioned. Paul Blake was approved guardian et litem and recommended appointment. Commissioner Gene Carte made motion for appointment of Ms. Hunsaker. Vote was unanimous. Bond was set in the amount of \$5,000.00

The Commissioner met with W. D. Smith who was representing Tim Oxley on behalf of Committee on Aging. Mr. Smith explained the need to save the Senior Citizen building and presented proposal.

They proposed that the Fayette County Committee on Aging sell the Fayette County Senior Center to the Fayette County Building Commission. The Building Commission would in turn lease the building to the Regional Council. This would allow the Regional Council to continue to provide services for the elderly from this facility. Lease proceeds would amortize any indebtedness the Building Commission would incur for the purchase of the facility. He explained that they were approximately \$40,000 short on notes.

Administrator Charlotte Holly suggested this be forward to Prosecuting Attorney for recommendation. A letter was issued to Prosecutor regarding this.

President Witt explained they would try to have answer by December 5th meeting.

House of Delegates member John Hatcher appeared at meeting. President Witt presented Mr. Hatcher with a copy of letter that was issued to State Department of Tax and Revenue concerning release of Jail Improvement funds to assist with different needs in county. Delegate

Hatcher agreed to assist with this..

Administrator Charlotte Holly reported of receiving letter from Department of Tax and Revenue certifying that Thomas E. Aiello has complied with the Assessor's additional duties and is entitled to \$6,000 supplemental salary. This was approved.

Ms. Holly also presented Assessor's Certificate of compliance from Department of Agriculture which entitles him to \$2,420 Agricultural Supplement. This was also approved.

Sheriff Laird appeared before the Commission to discuss request for budget adjustment.

The Commissioners discussed his request to use donation from Chamber of Commerce for purchase of shoes for deputies.

The Commissioner issued a letter to Department of Tax and Revenue concerning the budget request.

The Commissioners approved and signed budget Revision Number 2 with this budget request along with adjust to WVU Extension office budget.

Sheriff Laird also presented certified delinquent list.

Sheriff Laird also requested the Commissioners proclaim week of December 9-15 as Drunk and Drugged Driving Awareness Week. This was approved.

Sheriff Laird also informed of Court ruling regarding cost per day of inmates. Per diem cost to be \$15.00 a day.

The Commissioners also reviewed letter from World Wildlife Fund. The Conservation Foundation in which they informed they were not able to provide funds for Proposal the Commission had submitted for Successful Committees Invocation Grants.

The Commissioner also issued letter to James F. Higgins, Jr., Mayor

of Montgomery informing the Commission could not assist financially with closure cost to Montgomery Landfill.

The Commissioner also reviewed letter from Patricia Perry, Project Assistant with Region 4 Planning and Development Council regarding White Oak Public Service District Sewer Improvements Project. The Commissioners approved and signed White Oak Public Service District Procedure for Processing Invoices.

The Commissioners received and reviewed letter from WV Cable Television Advisory Board concerning submittance of cable franchise for areas in county.

Administrator Charlotte Holly felt the Commission is to wait for submittance of the franchise.

The Commissioners discussed the meeting with Appalachian Power concerning trees on Courthouse lawn.

The Commissioners also reviewed letter from Governor Caperton approving \$28,869 for Highway Accident Reduction project and a meeting between the West Virginia General Federation of Women's Clubs, Fraternal Order of Police and Governor's Highway Safety Program.

The Commissioners received and reviewed Final Order regarding Petition for Approval to enlarge boundaries of the Gauley River Public Service District.

The Commissioners also reviewed letter from Assessor Tom Aiello informing that Tom Aiello, Wallace R. Bennett, Lelia I. Long, Timothy Neely and Harvey Young completed Basic Assessment Training, Level 1 which is required by all staff members who participate in re-appraisal program.

The Commissioners received and reviewed letter from Tex and Susie Hall complimenting work by Billy Bragg (Blake) Dog Warden.

The Commissioner received and reviewed Notice of Class Action Proceeding Docket No. C-16131-88 from Superior Court of New Jersey.

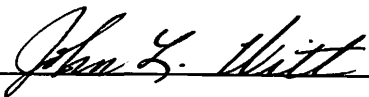
President Witt informed of request from Betty White for cleaning equipment for annex. President Witt requested to get in touch with Ms. White to check what type of equipment needed.

The Commissioner again discussed ambulance which certain Ambulance Service had requested to purchase.

Administrator Charlotte Holly questioned if the Commission would like her to draft a letter requesting in writing what each plans are for ambulance. This was approved.

Payroll and outstanding bills was approved.

The meeting was adjourned. The next meeting is scheduled for December 5, 1990.

  
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Fayette County Commission  
Regular Session  
December 5, 1990  
Courthouse  
Fayetteville, West Virginia

Members Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in regular session on this 5th day of December, 1990.

The Fayette County Commissioners met with Kelvin Holliday regarding request of Fayette County Volunteers for waiver of rental fee for Memorial Building on December 8, 1990 for Puppet Show.

The Commissioners unanimously approved this request.

Kelvin Holliday also informed the Commission that Congressman Staggers had informed he wanted the Commission to know he was 100 per cent behind the Committee on Aging Program.

The Commissioners discussed the proposal presented by W. D. Smith. The Prosecutor had not given a written answer to the Commission's request for approval or recommendation of the proposal. President Witt informed that Tim Oxley was checking with Attorney General's office regarding this.

The Commissioners met with Attorney Doug Mooney and Oak Hill City Manager Tom Oxley regarding Petitions for Annexation of 32-0215 acres, more or less off of Summerlee Road, near the city of Oak Hill.

President Witt questioned public notification. Attorney Mooney explained this did not have to be done due to the fact that people petitioned City of Oak Hill to be annexed.

Commissioner Gene Carte informed he gave Dog Warden Billy Blake authorization to obtain supplies (approximately \$16.00) from Dr. Swank.

The Commissioner reviewed letter from Guy O. Baker notifying of his resignation from Beckwith Public Service District. President Witt recommended Paul Gonzalez to this appointment. Vote was unanimous. An order was signed appointing Mr. Gonzalez to this appointment.

Tim Velie appeared before the Commission with proposal of purchasing scoreboards for Memorial Building.

Mr. Velie explained that 4 companies from area were willing to assist. He explained that the County and Board of Education would half the cost and then would be reimbursed with only a cost of approximately \$600.00.

President Witt questioned this due to the fact of costing county some money.

Commissioner Gene Carte informed he felt the Board should assume cost for new score boards.

Mr. Velie explained that he could probably work out something so Fayette County Commission would not have to pay a cost at all.

President Witt explained the Commission would check with the Board to get their opinion on this.

The Commissioners met with Barbara Painter with the Weatherization Program.

Ms. Painter explained the State office is looking for alternate sponsor because of the problems current sponsor (Committee on Aging) are facing.

She explained that funds come from Governor's office from a grant which will expire March 31, 1991.

Commissioner Gene Carte made motion for the Commission to be sponsor for program April 1, 1991. The Committee on Aging will be responsible for administration thru March 31, 1991.

The Commissioner signed draw down #1 request submitted by

Region 4 for White Oak Public Service District.

President Witt recommended Barbara Hickman to be appointed to the Fayette County Building Commission. Sonny Argento and Major Johnson were also recommended for reappointment to the Commission.

The Commissioners discussed Family Law Master space.

Commissioner Lopez informed he felt a space at Courthouse Annex should be assigned for Family Law Master and the Commission should collect rent.

Commissioner Carte informed that he had spoken to Mr. Keenan and he informed he did not want to have space in Courthouse.

Assistant Prosecuting Attorney Jim Billings appeared before the Commission with request for substitute Committee appointments for Rebecca Gill. The Sheriff was appointed Committee in 1988. Relatives were not found at this time. A sister (Margaret Lane Rhoades) has agreed to be Committee. The Sheriff would be released as Committee and do final accounting.

Commissioner Gene Carte made motion for appointment. Commissioner Lopez seconded. Vote was unanimous.

Administrator Charlotte Holly informed that the Governor had declared a half a day off for Christmas Eve. All Commissioners agreed the employees at the Courthouse would observe this also. A Notice was prepared and signed for each employee notifying of this.

Administrator Charlotte Holly informed the Commission of request from Steve Cruikshank to approve \$11,000.00 to each Fire Department from \$165,000.00 from 3rd Fire Levy funds. This was approved.

The Commissioners discussed Insurance.

Administrator Charlotte Holly informed she had received notice from Public Employees Insurance Agency that they will send estimate of unpaid claims.



The Commissioners informed they wanted a letter sent to Public Employees Insurance Agency immediately notifying that they plan to stay with PEIA for time being. They also requested that they get the estimate of unpaid claims as soon as possible. A letter was issued with this information.

The Commissioners also discussed Vision Care Insurance.

Administrator Charlotte Holly informed that she had received Notice from Vision Service Plan of rate increase in February.

President Witt informed he felt the Commission should possibly consider dropping this.

Commissioner Lopez informed that he felt the Commission should keep this for employees.

They informed they would discuss this further on the 14th.

The Commissioner also informed it was the unanimous decision to issue a letter to Department of Health informing they do not accept resignation of Mr. Lee Massey from the Fayette County Solid Waste Authority.

Commissioner John Lopez informed he authorized Administrator Charlotte Holly to use his signature stamp on letters from now on instead of writing absent when he is not available.

The Commissioner also approved Holidays for 1991. (Copy Attached)

The Commissioners received and reviewed letter from Bob Clement informing he must decline invitation to represent Fayette County on the Mountain Transit Authority Board.

The Commissioners received and signed forms to divide and segregate land as presented from Assessor's Office.

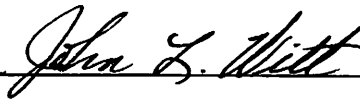
The Commissioners received and reviewed Fayette County Dog Warden Report for November and Report for Vehicle Repair from Jim Gannon at Fayette County Park.

Outstanding bills were approved.

A letter was issued to Gauley Bridge Volunteer Fire Department concerning Fire Levy Audit July, 1986-June 30, 1989.

An invoice was issued to Town of Gauley Bridge for payment of 1985 Dodge Diplomat.

The meeting was adjourned. The next meeting is scheduled for December 14, 1990.

  
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FAYETTE COUNTY COMMISSION  
REGULAR SESSION  
DECEMBER 14, 1990  
COURTHOUSE

FAYETTEVILLE, WEST VIRGINIA

MEMBERS Present: John L. Witt, Gene Carte, Jr., John H. Lopez

Payroll and outstanding bills were approved.

The Commissioners briefly discussed insurance.

Administrator Charlotte Holly reported that the Governor had declared Monday, December 24th and Tuesday, December 25th, 1990, to be official state holidays for Christmas and Monday, December 31, 1990 and Tuesday, January 1, 1991 to be official state holidays. The Commissioners approved to close the Courthouse on said dates.

The Commissioners met with County Clerk Howard Janney, Circuit Clerk Herbert Mann, Assessor Tom Aiello and Sheriff Bill Laird to discuss proposals Administrator Charlotte Holly had prepared concerning employee group health insurance.

Each proposal was discussed. It was decided that each employee would be sent a questionnaire with each proposal to review.

The Commissioner set a special meeting for Friday, December 21, 1990 at 9:30 to discuss this further.

The Commissioners also requested a letter be sent to carriers who had presented proposals of their intention to stay with Public Employees Insurance Agency.

The Commissioners signed orders reappointing Major E. Johnson and Angelo Argento to the Fayette County Building Commission and orders appointing Carl Harris, J. Walter Brown and Barbara Hickman to the Fayette County Building Commission.

The Commissioners reviewed request from Kanawha Falls Public Service District for \$21,000 for water tanks. This would be put with other request. The Commissioners informed they are still awaiting word to

see if Jail Improvement funds are going to be released.

A letter was also reviewed from Janet M. Childers concerning public water service for Nallen residents.

Administrator Charlotte Holly informed Judge Abbot had never picked drapes for his old office and behind bench at Courthouse Annex. Newly appointed Judge John Hatcher had inquired about this. The Commissioner approved to get quotes on these items.

Administrator Charlotte Holly informed Leon Spencer had informed he would donate 2 old maps to county if the Commission would purchase frames. Cost would be \$85.00 for large frame and \$45.00 for small. This was approved.

The Commissioners reviewed letter from Richard R. Reed of Mount Carbon concerning dog problems in this area. Commissioner Lopez requested Mr. Reed be drafted a letter explaining the Commission planned to address Leash Law after the 1st of the year.

The Commissioners signed letter to Otis Elevator concerning invoice presented for work on elevator. The Commission felt this should be covered under maintenance contract.

The Commissioners received and reviewed Fire Levy Contract Agreement with Boomer Volunteer Fire Department.

Administrator Charlotte Holly reported she had talked with Maria at Naturegreen concerning problem with 1 mulch catching on fire. She was going to look into this.

The Commissioner also reviewed law suit filed by James L. Thompson inmate against William R. Laird, IV, Fayette County Sheriff and Fayette County Commission. This was forwarded to James E. Lively, Insurance Agent.

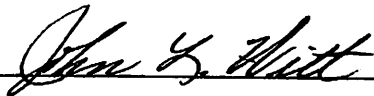
A letter was also reviewed from Sheriff Laird advising that Everette Steele, Jr. had reimbursed \$2,249.99 for all temporary total disability

payment that he had received from Worker's Compensation Fund.

The Commissioner also reviewed letter and document from Sheriff concerning Petition for appointment of administrator of estate of Bessie Bourne. It was discussed that after 30 days if no administrator had been appointed one or more creditors having a claim against the estate may be appointed by County Commission or Clerk.

The Commissioner also reviewed and approved revised Procedure for processing invoice for White Oak Public Service District.

The meeting was adjourned. The next meeting is scheduled for December 18, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
DECEMBER 18, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA  
MEMBERS Present: John L. Witt, Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 18th day of December, 1990 with Attorney William R. Wooton and Harvey S. Moore of Wheat First Securities. The Commissioners reviewed drafts of taxable bond documents in connection with Raleigh, Fayette and Nicholas Counties, West Virginia Collateralized Mortgage obligations series 1990A and Series 1990B.

The Commissioners approved Resolution which authorized the President and County Clerk to sign necessary documents.

Mr. Wooton explained pre-closing would be December 20, 1990. Actual closing would take place December 27, 1992. Proceeds would be available January 27 or January 28, 1991. County could realize \$115,320. Funds could be used for capital expenditures only. A small portion being available for others. Mr. Wooton explained he would be available for counsel for any questions they may have.

Commissioner Gene Carte made motion to adopt the following Resolutions. Mr. Witt approved.

THE COUNTY COMMISSION OF FAYETTE COUNTY  
BOND AUTHORIZING RESOLUTION AND ORDER

A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF NOT TO EXCEED \$18,000,000 AGGREGATE PRINCIPAL AMOUNT OF RALEIGH COUNTY, WEST VIRGINIA, FAYETTE COUNTY, WEST VIRGINIA AND NICHOLAS COUNTY, WEST VIRGINIA (THE "ISSUERS") MUNICIPAL REFUNDING COLLATERALIZED MORTGAGE OBLIGATIONS (MR. CMO<sub>R</sub>), SERIES 1990 A, IN ORDER TO REFUND AND DEFEASE THE OUTSTANDING SINGLE FAMILY RESIDENCE MORTGAGE REVENUE BONDS (MULTIPLE ORIGINATORS AND SERVICERS), 1979 SERIES A, OF THE ISSUERS; AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE. A SECOND SUPPLEMENTAL INDENTURE, AN ESCROW DEPOSIT AGREEMENT, AN AMENDING RIDER TO SINGLE FAMILY RESIDENCE FINANCING AGREEMENT, AN OFFICIAL STATEMENT, A DTC LETTER OF REPRESENTATIONS, A JOINT AGREEMENT, AND A BOND PURCHASE AGREEMENT; AUTHORIZING AND DIRECTING THE EXECUTION AND DELIVERY OF AND PROVIDING FOR THE PLEDGE OF SECURITY FOR SUCH OBLIGATIONS; PROVIDING FOR THE PRINCIPAL AMOUNTS, PROVISIONS FOR REDEMPTION AND PURCHASE AND MATURITY OF, AND RATES OF INTEREST ON EACH OF SUCH OBLIGATIONS; APPOINTING A TRUSTEE, REGISTRAR AND PAYING AGENT; REQUESTING THE TRUSTEE TO AUTHENTICATE SUCH BONDS; AUTHORIZING EXECUTION AND DELIVERY OF OTHER DOCUMENTS AND THE TAKING OF ALL OTHER ACTIONS RELATING TO SUCH FINANCING.

WHEREAS, Raleigh County, West Virginia, Fayette County, West Virginia and Nicholas County, West Virginia (the "Issuers") have theretofore issued their \$32,600,000 original aggregate principal amount Single Family Residence Mortgage Revenue Bonds (Multiple Originators and Servicers), 1979 Series A (the "1979 Bonds"), pursuant to West Virginia Code, Chapter 13, Article 2C (the "Act") and a Trust Indenture by and among the Issuers and Kanawha Valley Bank, N.A. (now One Valley Bank, National Association) as trustee (the "1979 Trustee"), dated as of August 1, 1979, as amended and supplemented by a First Supplemental Indenture dated as of October 1, 1986 (said Indenture, as so amended and supplemented herein called the "1979 Indenture") for the purpose of funding mortgage loans originated by certain lending institutions to finance residential housing for persons of low and moderate income in Raleigh County, West Virginia, Fayette County, West Virginia and Nicholas County, West Virginia;

WHEREAS, Morgan, Keegan & Company, Inc. and Wheat, First Securities, Inc. (collectively, the "Underwriters") have presented a proposal to the Issuers for the refinancing of the 1979 Bonds to achieve savings for the Issuers;

WHEREAS, the Underwriters have stated that if the 1979 Bonds are refinanced in accordance with such proposal (including the issuance, subsequent to the refunding of the 1979 Bonds, of certain tax-exempt obligations of the Issuers), a surplus of not less than \$600,000 will be available to the Issuers following issuance of such tax-exempt obligations, which may be used by the Issuers for governmental purposes;

WHEREAS, the Issuers are authorized by the Act to issue and sell their refunding bonds to refund and defease the 1979 Bonds in accordance with such proposal;

WHEREAS, in the opinion of the Issuers, the issuance of refunding bonds to effect such refinancing appears to be necessary and desirable and in the best interests of Raleigh County, Fayette County and Nicholas County and the residents thereof, and such refinancing is permitted by the Act and is not prohibited by the 1979 Indenture or any other document relating to the 1979 Bonds or otherwise;

WHEREAS, the Issuers propose to issue their not to exceed \$18,000,000 aggregate principal amount taxable Municipal Refunding Collateralized Mortgage Obligations (MR CMO<sub>R</sub>), Series 1990 A (the "Bonds") to provide funds to refinance the 1979 Bonds and to pay costs of issuance of the Bonds and related costs and for other purposes permitted by law;

WHEREAS, there have been presented to the Issuers certain forms of documents relating to the issuance of refunding bonds to accomplish such refinancing, including (i) a Second Supplemental Trust Indenture, dated as of December 1, 1990, by and among the Issuers and One Valley Bank, National Association, as trustee (the "Second Supplemental Indenture"), supplementing and amending the 1979 Indenture; (ii) a Trust Indenture, dated as of December 15, 1990, by and among the Issuers and One Valley Bank, National Association, as trustee, paying agent and registrar (the "Indenture"), pursuant to which the hereinafter described Bonds are proposed to be issued; (iii) an Escrow Deposit Agreement, dated as of December 15, 1990, by and among the Issuers and One Valley Bank, National Association, as escrow agent (the "Escrow Agreement") pursuant to which a portion of the proceeds of the Bonds will be deposited and invested in order to defease the 1979 Bonds; (iv) a Bond Purchase Agreement to be dated December 20, 1990, between the Underwriters and the Issuers (the "Bond Purchase Agreement"), pursuant to which the Bonds are proposed to be sold to the Underwriters; (v) an Official Statement of

the Issuers, to be dated December 20, 1990; (vi) an Amending Rider to Single Family Residence Financing Agreement, dated as of December 15, 1990, by and between the Issuers and the Participant named therein; (vii) a Letter of Representations by the Issuers to Depository Trust Company (the "DTC Letter") to be dated December 26, 1990 and (viii) a Joint Agreement among the Issuers, dated as of December 1, 1990 (the "Joint Agreement") (collectively, the "Bond Documents");

WHEREAS, in order to accomplish the sale of the Bonds and refinancing of the 1979 Bonds, the Issuers wish to authorize the execution and delivery by proper officers of the Issuers of the Bond Documents and other documents relating thereto; and

WHEREAS, the Issuers deem it essential and desirable that this resolution be adopted, that the Bond Documents be entered into by the Issuers, and that other matters relating to the sale of the bonds and refinancing of the 1979 bond be herein provided for;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF FAYETTE COUNTY, WEST VIRGINIA AS FOLLOWS:

Section 1. Authorization of Refinancing. This resolution is adopted and the proposed refinancing of the 1979 Bonds is hereby accepted and approved, subject to the receipt by the Issuers of assurances that they will receive the aggregate of not less than \$600,000 as a result of the defeasance of the 1979 Bonds and release of certain funds and accounts held in connection with the 1979 Bonds, net of all costs and expenses relating to such refinancing, but assuming issuance of certain tax-exempt obligations subsequent to issuance of the Bonds.

Section 2. Approval of Bond Documents. The Issuers do hereby approve and accept the Bond Documents, substantially in the forms submitted to this meeting. The Presidents, the Clerks and other officers of the Issuers shall execute, seal and attest as necessary and delivery the Bond Documents with such changes, insertions and omissions as may be approved by the Presidents. Execution of the Bond Documents by the Presidents shall be conclusive evidence of any approval required by this section. The performance of the obligations contained in the Bond Documents, on behalf of the Issuers, are hereby authorized, approved and directed.

Section 3. Approval of Issuance of Bonds. To accomplish the purpose of the Act, and to provide for refinancing of the 1979 Bonds and other purposes permitted by the Act, the issuance of the Bonds in the aggregate principal amount of not to exceed \$18,000,000 is authorized and directed. The Bonds shall be issued in three Classes, with the initial principal amounts (or principal payable as stated maturity) with interest or accretion rates, prices to the public and stated maturities as are set forth in Exhibit I to the Bond Purchase Agreement. The forms of the Bonds contained in the form of Indenture submitted to this meeting are hereby approved; the Presidents of the Issuers are hereby authorized and directed to execute and deliver, by manual or facsimile signature, and the Clerks of the Issuers are hereby authorized and directed to affix the corporate seals, or facsimiles thereof, of the Issuers to, and attest, by manual or facsimile signatures, the Bonds; and the Presidents are authorized and directed to deliver the Bonds to the Trustee for authentication under the Indenture herein authorized and, when the Bonds have been authenticated, to deliver the same or cause said Bonds to be delivered to the Underwriters pursuant to the Bond Purchase Agreement against receipt of the purchase price, plus any accrued interest due, and to apply the amount so received as provided in the Bond Documents.



Section 4. Terms of Bonds. The Bonds shall be dated, shall finally mature, and shall bear interest at the rates of interest set forth in Exhibit I to the Bond Purchase Agreement for the periods provided in the Indenture, payable as provided in the Indenture. The Bonds shall be in the denominations and in registered, full book-entry form carrying the exchangeability privileges, be payable in the medium of payment and at such places, be subject to mandatory and optional redemption prior to maturity and purchase and be entitled to the security all as provided in the Indenture. The Bonds shall be sold to the Underwriters pursuant to the terms of the Bond Purchase Agreement at the prices set forth therein, less Underwriters' discount of up to 1.25% of the principal amount thereof (principal amount at stated maturity in the case of the Zero Coupon Bonds), plus interest accrued to the date of delivery of the Bonds, if any. All of the provisions of the Indenture, when executed and delivered as authorized herein, shall be deemed to be part of this Resolution as fully and to the same extent as if incorporated herein and shall be in full force and effect from the date of execution thereof.

Section 5. Bonds to Constitute Limited Obligations. The Bonds shall be secured solely by the pledges effected by the Indenture. The Bonds, together with the interest thereon, are limited obligations of the Issuers, payable solely from the Trust Estate established under the Indenture, and the Bonds shall never constitute an indebtedness of the Issuers within the meaning of any constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the Issuers or a charge against their general credit or taxing power, nor shall the Bonds create any personal liability upon any official or member of the Issuers.

Section 6. Waiver of Statutory Mortgage Lien. The Issuers hereby specifically waive the application of the statutory mortgage lien created by Section 8 of the Act of the Bonds.

Section 7. Appointment of Trustee, Registrar, Paying Agent. The Issuers hereby appoint One Vally Bank, National Association, Charleston, West Virginia, as Trustee, Registrar and Paying Agent, all pursuant to the Indenture.

Section 8. Authentication of Bonds. The Trustee is hereby requested to authenticate the Bonds and to deliver them to or upon the order of the Presidents.

Section 9. Official Statement. The proposed form of the Official Statement presented to this meeting (a copy of which shall be filed with the records of the Issuers) is hereby deemed final within the meaning of Rule 15c2-12 under the Securities Exchange Act of 1934, and is approved insofar as it relates to the Issuers and the Bonds, with such changes, insertions, omissions and variations as the Officers executing the Official Statement shall approve, such approval to be conclusively evidenced by their execution of the Official Statement; and the delivery by the Underwriters to prospective purchasers of the Bonds of such Official Statement is hereby authorized and approved. The printing and distribution of any preliminary Official Statement by the Underwriters in connection with the placement of Bonds is hereby approved, ratified and confirmed.

Section 10. Bond Insurance. The Issuers anticipate receiving a commitment for issuance of a municipal bond insurance policy, insuring the Bonds, from AMBAC Indemnity Corporation. The Issuers hereby approve such policy and authorize the execution and delivery of such documents as shall be necessary to obtain such policy, and the payment of all premiums and other costs relating thereto.

Section 11. No Financial Interest. No member or officer of the Issuers have any financial interest or is pecuniarily interested, directly or indirectly, in the issuance of the Bonds, the refinancing of the 1979 Bonds, or any of the Bond Documents or other matters referred to herein.

Section 12. Incidental Action. The Presidents, Clerks and other officers, employees and members of the Issuers are hereby authorized and directed to execute and deliver such other documents, agreements, instruments and certificates and to take such other action as may be necessary or appropriate in order to effectuate the execution, delivery and/or receipt of the Bond Documents, the issuance and sale of the Bonds and the refunding and defeasance of the 1979 Bonds, and for carrying out the transactions contemplated therein, all in accordance with the Act and the foregoing Sections hereof.

Section 13. Repeal of Inconsistent Resolutions. This Resolution shall take effect immediately upon its adoption, and all prior resolutions or parts thereof inconsistent herewith are hereby repealed.

Section 14. Effective Time. This Resolution shall become effective immediately.

THE COUNTY COMMISSION OF FAYETTE COUNTY  
BOND AUTHORIZING RESOLUTION AND ORDER

A RESOLUTION AND ORDER AUTHORIZING AND DIRECTING THE ISSUANCE OF NOT TO EXCEED \$1,000,000 AGGREGATE PRINCIPAL AMOUNT OF RALEIGH COUNTY, WEST VIRGINIA, FAYETTE COUNTY, WEST VIRGINIA AND NICHOLAS COUNTY, WEST VIRGINIA (THE "ISSUERS") MUNICIPAL COLLATERALIZED MORTGAGE OBLIGATIONS, SERIES 1990 B, THE NET PROCEEDS OF WHICH WILL BE USED TO FINANCE CERTAIN FURNISHINGS AND EQUIPMENT FOR PUBLIC BUILDINGS OWNED BY THE ISSUERS; AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE, AN ASSIGNMENT OF REVENUES AND SECURITY INTEREST AGREEMENT, A TAX REGULATORY AGREEMENT, AN OFFICIAL STATEMENT, A DTC LETTER OF REPRESENTATIONS, AND A BOND PURCHASE AGREEMENT; THE JOINT AGREEMENT AUTHORIZING AND DIRECTING THE EXECUTION AND DELIVERY OF AND PROVIDING FOR THE PLEDGE OF SECURITY FOR SUCH OBLIGATIONS; PROVIDING FOR THE PRINCIPAL AMOUNTS, PROVISIONS FOR REDEMPTION AND PURCHASE AND MATURITY OF, AND RATE OF ACCRUAL ON, SUCH OBLIGATIONS; APPOINTING A TRUSTEE, REGISTRAR AND PAYING AGENT; REQUESTING THE TRUSTEE TO AUTHENTICATE SUCH BONDS; AUTHORIZING EXECUTION AND DELIVERY OF OTHER DOCUMENTS AND THE TAKING OF ALL OTHER ACTIONS RELATING TO SUCH FINANCING.

WHEREAS, Raleigh County, West Virginia, Fayette County, West Virginia and Nicholas County, West Virginia (the "Issuers") have heretofore issued their \$32,600,000 original aggregate principal amount Single Family Residence Mortgage Revenue Bonds (Multiple Originators and Servicers), 1979 Series A (the "1979 Bonds"), pursuant to West Virginia Code, Chapter 13, Article 2C and a Trust Indenture by and between the Issuer and Kanawha Valley Bank, N.A. (now One Valley Bank, National Association) as trustee (the "1979 Trustee"), dated as of August 1, 1979, as amended and supplemented by a First Supplemental Trust Indenture dated as of October 1, 1986 and a Second Supplemental Trust Indenture dated as of December 1, 1990 (said Indenture, as so amended and supplemented, herein called the "1979 Indenture") for the purpose of funding mortgage loans originated by certain lending institutions to finance residential housing for persons of low and

moderate income in Raleigh County, West Virginia, Fayette County, West Virginia and Nicholas County, West Virginia;

WHEREAS, the Issuers have refinanced the 1979 Bonds through issuance of its not to exceed \$18,000,000 aggregate principal amount Municipal Refunding Collateralized Mortgage Obligations (MR CMO), Series 1990 A, dated December 15, 1990 (the "Series 1990 A Bonds"), pursuant to a Trust Indenture (the "Series A Indenture"), dated as of December 15, 1990, by and among the Issuers and One Valley Bank, National Association, as trustee, registrar and paying agent;

WHEREAS, the Series A Indenture contemplated the subsequent issuance by the Issuer of certain tax-exempt bonds to be secured by an payable from certain revenues expected to be available pursuant to the Series A Indenture and not needed for payment of debt service on the Series 1990 A Bonds;

WHEREAS, the Issuers are authorized pursuant to West Virginia Code Chapter 7, Article 3 (the "Act") to jointly issue and sell their revenue bonds for the purpose of paying the cost of any real estate, public building or furnishing or equipment therefor;

WHEREAS, in the opinion of the Issuers, the issuance of revenue bonds for such purpose appears to be necessary and desirable and in the best interests of the Issuers and the residents thereof, and is permitted by the Act and is not prohibited by the 1979 Indenture, the Series 1990 A Bonds or otherwise;

WHEREAS, the Issuers propose to issue their not to exceed \$1,000,000 Aggregate Initial Principal Amount Municipal Collateralized Mortgage Obligation Bonds, Series 1990 B (the "Bonds") to provide funds for the aforesaid purposes and to pay costs of issuance of the Bonds and related costs for other purposes permitted by law;

WHEREAS, there have been presented to the Issuers certain documents relating to the issuance of revenue bonds to accomplish such purposes, including (i) a Trust Indenture, to be dated as of December 20, 1990, by and among the Issuers and One Valley Bank, National Association, as trustee paying agent and registrar (the "Indenture"), pursuant to which the hereinafter described Bonds are proposed to be jointly issued; (ii) an Assignment of Revenues and Security Interest Agreement, to be dated as of December 20, 1990, by and among the Issuers and One Valley Bank, National Association, as trustee, under the Indenture and One Valley Bank, National Association, as trustee under the Series A Indenture (the "Agreement"); (iii) a No Arbitrage and Tax Regulatory Agreement to be dated as of the date on which the Bonds are issued, by the Issuers and accepted and agreed to by One Valley Bank, National Association, as Trustee under the Indenture (the "Tax Regulatory Agreement"); (iv) a Bond Purchase Agreement, among the Underwriters and the Issuers (the "Bond Purchase Agreement"), pursuant to which the Bonds are proposed to be sold to the Underwriters; (v) an Official Statement of the Issuers; (vi) a Letter of Representations by the Issuer to Depository Trust Company (the "DTC Letter") to be dated on or before the date the Bonds are issued; and (vii) a Joint Agreement among the Issuers (the "Joint Agreement") to be dated December 19, 1990 (collectively, the "Bond Documents");

WHEREAS, in order to accomplish the sale of the Bonds, the Issuers wish to authorize the execution and delivery by proper officers of the Issuers of the Bond Documents and other documents relating thereto; and

WHEREAS, the Issuers deem it essential and desirable that this resolution and order be adopted, that the Bond Documents be entered into by the Issuers, and that other matters relating to the sale of the Bonds be herein provided for;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY COMMISSION OF FAYETTE COUNTY, WEST VIRGINIA AS FOLLOWS:

Section 1. Approval of Bond Documents. The Issuers do hereby approve and accept the Bond Documents, substantially in the forms submitted to this meeting. The Presidents, the Clerks and other officers of the Issuers shall execute, seal and attest as necessary and delivery the Bond Documents with such changes, insertions and omissions as may be approved by the Presidents. Execution of the Bond Documents by the Presidents shall be conclusive evidence of any approval required by this section. The performance of the obligations contained in the Bond Documents, on behalf of the Issuers, are hereby authorized, approved and directed.

Section 2. Approval of Issuance of Bonds. To accomplish the purpose of the Act, and to provide for certain projects permitted under the Act, and other purposes permitted by the Act, the issuance of the Bonds in the aggregate Initial Principal Amount of not to exceed \$1,000,000 is authorized and directed. The Bonds shall be issued in one Class, in the Initial Principal Amount (or principal payable as stated maturity) with interest or accretion rate, price to the public and stated maturity as are set forth in Exhibit I to the Bond Purchase Agreement. The forms of the Bonds contained in the form of Indenture submitted to this meeting are hereby approved; the Presidents of the Issuers are hereby authorized and directed to execute and deliver, by manual or facsimile signature, and the Clerks of the Issuers are hereby authorized and directed to affix the corporate seals, or facsimiles thereof, of the Issuers to, and attest, by manual or facsimile signatures, the Bonds; and the Presidents are authorized and directed to deliver the Bonds to the Trustee for authentication under the Indenture herein authorized and, when the bonds have been authenticated, to deliver the same or cause said Bonds to be delivered to the Underwriters pursuant to the Bond Purchase Agreement against receipt of the purchase price, plus any accrued interest due, and to apply the amount so received as provided in the Bond Documents.

Section 3. Terms of Bonds. The Bonds shall be dated, shall finally mature, and shall accrue interest at the Accrual Rate set forth in Exhibit I to the Bond Purchase Agreement for the periods provided in the Indenture, payable as provided in the Indenture. The Bonds shall be in the denominations and in registered, full book-entry form carrying the exchangeability privileges, be payable in the medium of payment and at such places, be subject to special and optional redemption prior to maturity and purchase and be entitled to the security all as provided in the Indenture. The Bonds shall be sold to the Underwriters pursuant to the terms of the Bond Purchase Agreement at the price set forth in the Bond Purchase Agreement, less Underwriters' discount not to exceed 1.25% of the Initial Principal Amount thereof, plus any increase in Accreted Value thereof from January 20, 1990, to the date of delivery of the Bonds, if any. All of the provisions of the Indenture, when executed and delivered as authorized herein, shall be deemed to be part of this Resolution and Order as fully and to the same extent as if incorporated herein and shall be in full force and effect from the date of execution thereof.

Section 4. Bonds to Constitute Limited Obligations. The Bonds shall be secured solely by the pledges effected by the Indenture. The Bonds, together with the accrual of interest thereon, are limited obligations of the Issuers, payable solely from the Trust Estate established under the Indenture and the Bonds shall never constitute an indebtedness of the Issuers within the meaning of any constitutional provisions or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the Issuers or a charge against their general credit or taxing power, nor shall the Bonds create any personal liability upon any official or member of the Issuers.

Section 5. Waiver of Statutory Mortgage Lien. The Issuers hereby specifically waive the application of the statutory mortgage lien created by Section 8 of the Act to the Bonds.

Section 6. Appointment of Trustee, Registrar, Paying Agent. The Issuers hereby appoint One Valley Bank, National Association, Charleston, West Virginia, as Trustee, Registrar and Paying Agent, all pursuant to the Indenture.

Section 7. Authentication of Bonds. The Trustee is hereby requested to authenticate the Bonds and to deliver them to or upon the order of the Presidents.

Section 8. Official Statement. The proposed form of the Official Statement presented to this meeting (a copy of which shall be filed with the records of the Issuers) is hereby deemed final within the meaning of Rule 15c2-12 under the Securities Exchange Act of 1934 as of May 24, 1990, and is approved insofar as it relates to the Issuers and the Bonds, with such changes, insertions, omissions and variations as the Officers executing the Official Statement shall approve, such approval to be conclusively evidenced by their prospective purchasers of the Bonds of such Official Statement is hereby authorized and approved. The printing and distribution of any preliminary Official Statement by the Underwriters in connection with the placement of the Bonds is hereby approved, ratified and confirmed.

Section 9. Bond Insurance. The Issuers anticipate receiving a commitment for issuance of a municipal bond insurance policy, insuring the Bonds, from AMBAC Indemnity Corporation. The Issuers hereby approve such policy and authorize the execution and delivery of such documents as shall be necessary to obtain such policy, and the payment of all premiums and other costs relating thereto.

Section 10. No Financial Interest. No member or officer of the Issuer has any financial interest or is pecuniarily interested, directly or indirectly, in the issuance of the Bonds, or any of the Bond Documents or other matters referred to herein.

Section 11. Incidental Action. The Presidents, Clerks and other officers, employees and members of the Issuers are hereby authorized and directed to execute and deliver such other documents, agreements, instruments and certificates and to take such other action as may be necessary or appropriate in order to effectuate the execution, delivery and/or receipt of the Bond Documents, the issuance and sale of the Bonds and for carrying out the transactions contemplated therein, all in accordance with the Act and the foregoing Sections hereof.

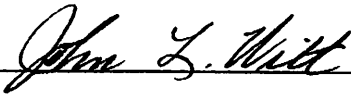
Section 12. Repeal of Inconsistent Resolutions and Orders. This Resolution and Order shall take effect immediately upon its adoption, and all prior resolutions and orders or parts thereof inconsistent herewith are hereby repealed.

Section 13. Effective Time. This Resolution and Order shall become effective immediately.

Adopted this 18th day of December, 1990.

Resolutions was signed and certified by Howard E. Janney, Clerk  
Fayette County Commission.

The meeting was adjourned. The next meeting is scheduled for  
December 21, 1990.

  
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FAYETTE COUNTY COMMISSION MEETING  
SPECIAL SESSION  
DECEMBER 21, 1990  
COURTHOUSE  
FAYETTEVILLE, WEST VIRGINIA

MEMBERS Present: John L. Witt, John H. Lopez, Gene Carte, Jr.

The Fayette County Commission met in Special Session on this 21st day of December, 1990.

The members reviewed Agreement between Fayette County Commission, the Fayette County Board of Education and the four (4) corporate sponsors, Merchant and Miners National Bank, Blackburn Ford, McDonald's and Holiday Inn for scoreboards for Memorial Building.

The Commissioners unanimously approved Agreement assuming they are not responsible for maintenance or repairs.

Administrator Charlotte Holly presented request from Magistrate Lopez, Magistrate Dotson, Magistrate Monk, and Magistrate Parsons for home telephone expense reimbursement. This was approved.

Administrator Charlotte Holly also presented voucher for Brown Chevrolet-Oldsmobile for payment of new vehicle for maintenance. This was approved. Amount being \$18,045.00

The Commissioners discussed shelf for telephone operator. This was put on list.

Administrator Charlotte Holly reported that Judge John Hatcher had requested 2 tables for Annex. She reported she was getting quotes. Price should be approximately \$300.00 each.

Lois Crites, Court Reporter, had also requested a new chair. Ms. Holly reported she was getting quotes comparable to the chair the Commission had purchased for Court Reporter Teresa Anderson.

Ms. Holly also presented voucher from Board of Education for custodial fees for General Election. This was approved.

The Commissioners discussed Employees Insurance Benefit premiums. County Clerk Howard Janney, Assessor Tom Aiello, were present. Prosecuting Attorney Charles Vickers briefly appeared at Meeting.

Much discussion was held concerning Survey taken and consideration if elected officials should have to pay portion of premium.

Commissioner Lopez questioned if employees were ever notified of benefits.

Administrator Charlotte Holly reported she was waiting until Insurance matter was settled.

The Commissioners decided that effective January 1, 1991 new employees would pay 50% of premium for Single and or Family Coverage.

Current employees effective February 1, 1991 would pay 40% (\$24.80) for Single and (\$44.40) Family. This included elected officials.

Commissioner Carte made motion to approve. Commissioner Lopez second. Vote unanimous.

Future increase would be addressed later.

The Commissioner signed Resolution authorizing the Commission to enter into a contractual agreement with the Governor's Office of Community and Industrial Development to receive and administer grant funds for Highway Accident Reduction/Speed Reduction Project and a meeting between the West Virginia General Federation of Women's Club, Fraternal Order of Police and the Governor's Highway Safety Program grant project.

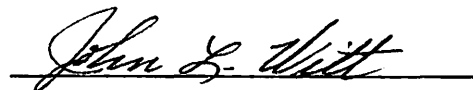
Carl Harris appeared at Meeting and informed he was resigning from Fayette County Building Commission effective immediately.

The Commissioners appointed William R. Skaggs to this Commission. The Commissioners also approved Herb Jones pending his approval.

Petitions for consolidation/division of real estate for assessment purposes as presented from Assessor's Office were approved.

A letter from Judge Robert Abbot was also reviewed concerning bailiff Ed Koone.

The meeting was adjourned. The next scheduled meeting is January 9, 1991.

  
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