

STATE OF WEST VIRGINIA
 RANDOLPH COUNTY COMMISSION SS:

At a regular session of the County Commission in and for the aforesaid County and State, at the James F. Cain Court House Annex, on the 23rd day of July, 2018 at 1:30 P.M.

Present: Michael Taylor, President of the Randolph County Commission and Chris See and Mark Scott, Commissioners thereof.

Meeting called to order by Commissioner Taylor

PUBLIC COMMENT: None

MINUTES:

Commissioner See moved to approve the minutes of the July 5, 2018 regular meeting, as submitted.

All yes -- Motion passed unanimously

REPORTS:

Sheriff Brady reported that Deputy Brian Roy had graduated the academy and starts working today. This makes 13 full time deputies. Sheriff Brady said his deputies will be going to 12 hour shifts and it will start the last 2 days of July. He said he also still has two part time deputies.

CORRESPONDENCE: None

ANNOUNCEMENTS:

Commissioner Taylor announced that the second meeting in August, which will be on August 16, 2018, is being changed from 1:30 p.m. to 10:00 a.m.

ITEMS FOR DISCUSSION/ACTION:

CONSIDER REQUEST FOR FUNDING ASSISTANCE FOR PLAYGROUND EQUIPMENT AT MIDLAND ELEMENTARY SCHOOL

(See attached letter)

Todd Price and others from Midland Elementary School appeared before the Commission. Commissioner Taylor said this group appeared before the Commission about a month ago requesting funding and the Commission said they would take it under consideration. He asked Mr. Price if he had anything more to add. Mr. Price said they are only at 45-50% of what they actually need to complete the project.

Commissioner Scott moved to approve \$3,000.00 to be taken out of Hotel/Motel tax for the playground equipment at Midland Elementary School.

Discussion followed

Commissioner Scott moved to amend his motion that the \$3,000.00 be taken out of courthouse contractual instead of Hotel/Motel tax.

All yes -- Motion passed unanimously

RATIFY LETTER APPROVING ONE DAY BEER PERMIT FOR LEADING CREEK VOLUNTEER FIRE DEPARTMENT FOR EVENT HELD ON JULY 14, 2018

Commissioner Taylor said the Leading Creek Volunteer Fire Department contacted the Commission regarding a beer permit letter for a gun bash. They didn't contact the Commission in time to do it at a Commission meeting and the letter had to be sent to Charleston. Commissioner Taylor said they Commission went ahead and prepared the letter for them. Commissioner See moved to ratify the letter approving a one day beer permit for the Leading Creek Volunteer Fire Department on July 14, 2018.

All yes – Motion passed unanimously

CONSIDER FUNDING REQUEST FOR BEVERLY FIREMAN'S FESTIVAL

(See letter attached)

Robert Howell from the Beverly Volunteer Fire Department appeared before the Commission. He said they are requesting some help with funding for the Beverly Fireman's Festival. He went over the events schedule. Commissioner Scott moved to approve a contribution of \$2,500.00 from Hotel/Motel Tax funds to the Beverly Volunteer Fireman's Festival.

All yes – Motion passed unanimously

CONSIDER REQUEST FROM PROSECUTING ATTORNEY FOR A NON-PAID INTERN POSITION

Jayne Rawl appeared before the Commission. She said Mr. Parker could not attend the meeting because he is in circuit court. She said she works under the VOCA Grant and part of the grant requirements is that they have an unpaid volunteer to work 100 hours with her. She said she had someone approach her about this position. She is a senior at Fairmont State and her name is Michelle Arbogast and she is majoring in forensics. There has already been a background check done and everything came back fine. Ms. Rawl said they would like her to begin on August 14, 2018.

Commissioner Scott moved to approve Michelle Arbogast as an unpaid intern in the Prosecuting Attorney's Office to work a minimum of 100 hours and to begin working on August 14, 2018.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF HOMELAND SECURITY GRANT FOR RANDOLPH COUNTY EMS

Kurt Gainer from Randolph County EMS appeared before the Commission. He said he was proud to announce that the Randolph County EMS received a grant through West Virginia Homeland Security in the amount of \$23,000.00 with a matching amount of \$2,300.00. This grant will be used to replace six laptop computers that will be used in the ambulances. He said he believes the County will be a pass thru agency on the grant. Commissioner See moved to approve the grant application to the division of homeland security emergency management on behalf of the Randolph County Emergency Squad in the amount of \$23,000.00.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF HIRE FOR RANDOLPH COUNTY SHERIFF'S OFFICE
(See letter attached)

Sheriff Mark Brady appeared before the Commission. He said he would like to request approval to hire Daniel P. O'Brien as a Court Security Officer. He is currently employed as a correctional officer and has successfully completed his background investigation. Sheriff Brady would like Mr. O'Brien to begin working on August 6, 2018 with a starting salary of \$22,500 with full benefits and he will be placed on a 90 day probationary period.

Commissioner Scott moved to approve the hiring of Daniel P. O'Brien as a Court Security Officer for the Randolph County Sheriff's Office, as submitted.

All yes – Motion passed unanimously

CONSIDER RE-APPOINTMENT OF A BOARD OF DIRECTORS MEMBER TO THE
MIDLAND PUBLIC SERVICE DISTRICT BOARD

(See attached letter)

Commissioner Taylor said the Commission received a letter from the Midland Public Service District asking that Elaine H. Valentine be re-appointed to the board.

Commissioner See moved to approve the re-appointment of Elaine H. Valentine to the Midland Public Service District Board of Directors for a six year term beginning on July 1, 2018 and ending on June 30, 2024.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF TAMCO FRONTIER SHIELD

Commissioner Taylor said the Commission is in the process of working on their lease agreement with Frontier on the phone system. TAMCO is the agency that they are dealing with and they want to offer the Commission a 36 month term but the Commission can only execute an agreement up to one year. Commissioner Taylor said this is not due until August 15, 2018 so the Commission would like to review it further and bring it back up at the next meeting. Commissioner Scott moved to table the request from TAMCO Frontier Shield until the next meeting.

All yes – Motion passed unanimously

INFORMATIONAL PRESENTATION FROM BOARD MEMBERS OF
HUTTONSVILLE PSD

Gary Morgan and Willy Saucerman appeared before the Commission. Mr. Saucerman said he would like to give some history and explain a couple problems they are facing. He said back in the early 2000's they replaced the sewer lines up the valley. He said when they did that they left the cellar drains and other drains in Valley Bend, Dailey and East Dailey hooked to the sewer. He said they are waste water sewer company not a storm water sewer company. This causes huge problems when we get these rain events because other than just having sewage, now they have sewage and fresh water coming into the plant. He said there are roughly 200 customers that this happens with. He said the sewer plant was originally designed for Huttonsville and Mill Creek but at some point in time when the Valley Water Company could not handle it any longer they asked for Huttonsville PSD to take over and at that point in time they started taking the sewage from Dailey, East Dailey and Valley Bend into a sewage system that was designed for

Mill Creek and Huttonsville. They set the perimeters for the quality of the material being in our sewer system as such and they allowed for the increased material coming in and they felt that their plant could handle the increased sewage coming in. He said but because of the drain lines in Valley Bend, Dailey and East Dailey when it rains it creates a huge amount of water coming into the sewage plant. It needs to stay in the plant for about 25 days retention and they add bugs to eat the sewage. He said when you get these huge rain events a lot more water comes into the plant and then the water and sewage only stays in there for about 7 or 8 days and washes all the bugs away and they have to keep adding more bugs which costs \$800.00 every time. He said that basically the plant is too small to handle all the water coming in from Valley Bend, Dailey and East Dailey. He said the DEP gave them perimeters that they have to comply with to put good water back into the Tygart Valley River. He said they are out of compliance in some areas and they were fined a few years ago for it. He said they told them it had to be fixed, but he said keep in mind that it is the fresh water coming in from Valley Bend, Dailey and East Dailey that is causing this problem, not the sewage. He said they have come up with a plan to fix the mess. He said there is a process and it is called bio domes. It is about a two to three million dollar project. He said himself and Gary Morgan went and had a meeting with the DEP to let them know what they were planning on doing and they have a huge opportunity to borrow some money really cheap. He said at the last PSD meeting they had to choose an engineer to do the project. They chose Ghosh Engineering and went to their office and had a meeting with them and they seemed to think that there is an easier way to do this to get rid of the fresh water. He said this way would cost a maximum of \$300,000.00. He said they don't know for sure that this will fix it but the fact that it is washing out their bugs every big rain it is worth it. He said they have talked to the DEP and they said if the county has some skin in the game it's a little easier for them to secure the funding they may need for those bio domes. He said the DEP said they do not fund the other way because they don't want to be responsible for the lines going from their sewer system to someone's house. He said they were there to let the Commission know that they are in the process of doing one of two things or both things. He said the easiest way would be to spend the \$300,000.00 and get that storm water out of their sewer system and see if their system would work or not. Discussion followed. Commissioner Taylor said we need some technical advice and some advice from the Prosecuting Attorney. He said the Commission will try to reach out to some other Commissioners and the DEP and some other engineers. Commissioner Taylor asked Huttonsville PSD to prepare a written synopsis of what was presented today so they can research it further.

CONSIDER FUNDING REQUEST FROM TYGART VALLEY YOUTH FOOTBALL AND CHEERLEADING LEAGUE

(See letter attached)

James George, League President appeared before the Commission. He said he was there to request funding for a new hitting sled. He said they have used an old one for about 30 years but it has fell apart and they had to haul it to the junk yard. He said the price to purchase a new one is \$2,705.00. They serve ages from 5-12 years old and they usually have 80-100 participants per year. They hold fundraisers but try to keep it to a minimum.

Commissioner Taylor said they checked it out and it appears that the Tygart Valley Youth Football and Cheerleading League did not get their \$500.00 that was budgeted for them last year. He said the Commission could roll over the \$500.00 from last year and add the \$500.00 from this year and add \$350.00 to that to total the \$1,350.00 that they are requesting. Commissioner Scott moved to approve a contribution to Tygart Valley Youth Football and Cheerleading League in the amount of \$850.00 and that is to be taken out of Hotel/Motel tax.

All yes – Motion passed unanimously

CONSIDER PAID ADMINISTRATIVE LEAVE FOR DONNA HADDIX AS REQUESTED FROM HER LAWYER

Commissioner See moved to go into executive session regarding a personnel matter.

All yes – Motion passed unanimously

2:45 p.m. – Commissioner Taylor said no action was taken in executive session.

Commissioner See moved to approve the recommendation of the County’s attorney and request from Donna Haddix’s lawyer to be placed on administrative leave with pay from July 12, 2018 to August 1, 2018 due to a personnel matter. Commissioner Scott said due to the fact that he may be implicated if there is any action taken he wishes to recuse himself from the vote.

Commissioner Taylor voted yes

Commissioner See voted yes

Motion passed

DISCUSS GRIEVANCE WITH RANDOLPH COUNTY ASSESSOR’S EMPLOYEES. MAY RESULT IN GOING INTO EXECUTIVE SESSION

Commissioner Scott moved to go into executive session due to a personnel matter.

3:45 p.m. – Commissioner Taylor said let the record reflect we have come out of executive session and no formal action was taken. The assessor was asked to prepare written findings of her meeting with the two individuals that filed the grievances and prepare that and submit it to the Commission in writing for their consideration.

FINAL SETTLEMENTS:

Commissioner Scott moved to approve the twelve final settlements/annual accountings as submitted on the following estates:

- Joan Mace Burke
- Phyllis Elaine Daniels
- Barbara Jan Giles
- Delmas John Johnson
- Freda M. Kiess
- Lucy M. Palmisano
- Charles Richard Siler
- Lola Beryl Smith
- Jeffrey Dean Summerfield
- Sandra Kay Summerfield
- Howard Parker Webley
- John Frederick Weese

All yes – Motion passed unanimously

BUDGET REVISIONS: (See attached copies)

Commissioner Scott moved to approve the one state budget revision, as submitted.

Commissioner Scott voted yes

Commissioner Taylor voted yes

Commissioner See voted yes

Motion passed unanimously

Commissioner Scott moved to approve the two in house budget revisions, as submitted.

All yes – Motion passed unanimously

DIVISION OF PROPERTY /ERRONEOUS ASSESSMENTS:

Commissioner Scott moved to approve the Division of Property/ Erroneous Assessments, as submitted.

All yes - Motion passed unanimously

FIRE FEE EXONERATIONS:

Commissioner Scott moved to approve the fire fee exonerations, as submitted.

All yes – Motion passed unanimously

PAYMENT OF BILLS:

Commissioner Scott moved to pay the bills, as submitted.

All yes - Motion passed unanimously

ADJOURN THE MEETING:

Commissioner See moved to adjourn the meeting.

All yes - Motion passed unanimously

ATTEST: 



Midland Elementary School

Teena C. Wallace, Principal

150 Kennedy Drive, Elkins, WV 26241 (304) 636-9186 (Phone) (304) 636-9187 (Fax)

#3000
Counthouse
Cont.

June 22, 2018

Randolph County Commission
4 Randolph Avenue
Elkins, WV 26241

Dear County Commissioners:

In January 2015, we embarked on a very exciting and ambitious project and that was to replace the old, unsafe and outdated playground equipment at Midland Elementary. This would be a very expensive project and we began using a four-pronged approach to reach our goal within a three year period. First, donations—these donations came from individuals and businesses. Second, fundraising—during the past three years we have had many fundraising events with the proceeds going to support our efforts. Third, Grant Writing—we have applied for numerous grants and have obtained a few small ones. Fourth, Utilization of Our Partners in Education—we have worked cooperatively with our Partners in Education to utilize resources they have to help us accomplish our project.

At the end of the 2016-2017 school year, we had raised approximately \$20,000. At that time we began work on our playground area. After consulting with Swecker Engineering, it was determined that before playground equipment could be purchased, the area would need a complete drainage system installed with excavating the entire area to create a crown in order for this large area to be drained properly. Excavation began last July that included a track area around the entire perimeter of the playground. The area held so much water that before the excavation and drainage our students were very limited as to the times that students could play there because of water and poor drainage. We are thankful and very excited that this project was completed in October 2017.

Because of the extensive work that took place last summer, our funds were now depleted and we still did not have playground equipment for our students to play on. We are still trying to obtain funding to purchase playground equipment. As you may know, playground equipment is very, very expensive. To complete the area with sufficient playground equipment; the costs would be well over \$50,000.00. We are hoping to purchase at least swings and one large piece of equipment so that our students can have something to enjoy when they come back in August.

This equipment not only benefits our students but the Midland Community as well. There would be many children from the Midland Community using the equipment and enjoying it on weekends and evenings and also through the summer months. We are asking for your help and assistance in helping us purchase this much-needed equipment. We appreciate all you do for our county and community and would be most appreciative if you could provide us with some financial assistance. After all, the youth in our community are our future and we need to give them opportunities for the best education and physical fitness that we can provide!

With Kindest Regards,

Teena C. Wallace, Principal
Midland Elementary School

Beverly Volunteer Fire Department

P.O. Box 135
Beverly, WV 26253
Phone- (304) 636-5032
Fax- (304) 637-5032

Randolph County Commission:

The Officers and Members of the Beverly Volunteer Fire Department are requesting a donation to help offset the cost of our upcoming Firemen's festival. The dates of the Festival this year will be July 21st thru July 28th, 2018. We have several events scheduled and all are free to the public. We are planning a Parade, Craft Show, Cake Walk, Pet Show, Water Battle, Cook Off Competition, Live Entertainment, Car Show, Kids Zone, Fireworks Show and new this year... Farmers Market, Pipeline Education and a demonstration with Health Net.

Sincerely,



Andy Burns, Asst. Fire Chief
Robbie Howell, Beverly Week Coordinator



Office of the
SHERIFF OF RANDOLPH COUNTY

Law Enforcement
32 Randolph Avenue
Suite 201
Elkins, WV 26241



Tax Office
4 Randolph Avenue
Suite 100
Elkins, WV 26241

Web: rcsowv.org
Phone: (304) 636-2111
Fax (304) 630-0467

Web: wvpropertytaxes.com
Phone: (304) 636-2100
Fax (304) 636-2093

Mark T. Brady, Sheriff

07-23-2018

Randolph County Commission

New Hire Court Security Officer

I would respectfully request the Commission's hiring of Daniel P. O'Brien for the Randolph County Sheriff's Office. Mr. O'Brien has successfully completed his background investigation conducted by the Randolph County Sheriff's Office. Mr. O'Brien is a graduate of the WV Corrections Academy and is currently employed as a corrections officer at DOC. The effective date of hire will be August 6th 2018 at the annual rate of pay of 22,500 with full benefits. He will have a 90 probationary period.

Respectfully,

Mark T. Brady, Sheriff

Midland Public Service District

P. O. Box 544
Elkins, WV 26241
Phone (304) 636-1431
Fax (304) 636-8941
midlandpsd@cebridge.net

ah

July 18, 2018

Commissioner Mike Taylor
Randolph County Commission
Randolph County Courthouse
Elkins, WV 26241

Dear Commissioner Taylor,

The 6 year term of service on the Board of Directors for the Midland Public Service District, currently filled by Elaine H. Valentine, expired on June 30, 2018

At the next meeting of the Randolph County Commission, please re-appoint Elaine H. Valentine to another 6 year term on the Board of Directors for the Midland Public Service District. This term will expire June 30, 2024

Thank you for your continued support of the Midland Public Service District.

Sincerely,



Ronald Vance
Manager
Midland Public Service District

cc: file





Tygart Valley Youth Football & Cheerleading League
PO Box 582
Mill Creek, WV 26280
304.642.8774

\$850
Counthouse
COT

May 21, 2017

Dear Randolph County Commissioners:

On behalf of Tygarts Valley Youth Football and Cheer League, we are writing to inform you that we have an ambitious goal as a league. We have the opportunity to purchase a brand new hitting sled that would benefit the development of our athletes. At the conclusion of last season, we were forced to haul our old one to the junkyard. After initial discussions with Riddell, our league can purchase a new sled for \$2,705.00. This sled will be instrumental in helping our coaches teach proper hitting, blocking, and tackling techniques. The unit has multiple hitting dummies attached, meaning 5 players can utilize the unit at one time. Without the purchase of a new unit, teaching proper technique would be difficult; and worse-case scenario, more athletes could be injured.

TVYFCL is a small program that services between 80-100 athletes ages 5-12 that play in the Mountaineer Youth Football League. We generally run one major fundraiser per year. Concession stand profits and generous donations from groups like you allow us to maintain our league. The opportunity to purchase new equipment is something we believe would greatly benefit our athletes, as we can dramatically improve their safety and opportunity to learn correct skills. Since we are one of the smallest programs in our conference, we believe that developing fundamentals will help us compete with larger teams. TVYFCL Board of Directors is asking for half of the value of the equipment, approximately \$1,350.00, as a donation from the Randolph County Commission.

We would like to thank you for allowing us the opportunity to ask for this funding. Please join us at the field at TVHS; we look forward to seeing you!

With Sincere Thanks,

League President, James George
League Vice President, Charles Bell
Commissioner, Chris Gilganast
Secretary, Stephanie Riddle
Treasurer, Samantha Moyer

APPROVED

JULY 23, 2018

RANDOLPH COUNTY COMMISSION:

THE JUNE 30, 2018 COAL SEVERANCE CASH BALANCE IS	\$ 107,305.00
THE APPROVED AMOUNT PER BUDGET WAS	\$ 10,000.00
FUND BALANCE NEEDS TO BE INCREASED BY	\$ 97,305.00

NEED STATE BUDGET REVISION TO:

INCREASE FUND BALANCE	002 299 102	\$ 97,305.00
INCREASE CAPITAL IMPROVEMENT	002 988 5 66 00	\$ 97,305.00

COUNTY CLERK'S OFFICE

7-23-18
 ms moved
 ms yes
 cs yes
 mt yes

IN-HOUSE Budget Revision

Number: 1

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	* APPROVED AMOUNT	DEBIT (DECREASE)	CREDIT (INCREASE)	REVISED AMOUNT
001 403 459 00	CIR CLERK EQUIPMENT	0.00		7,500.00	
001 403 568 00	CIR CLERK OTHER CONTRIB	7,500.00	7,500.00		

This budget revision is needed to correct error in original set FY 2018-19 budget

7-23-18
 Ms moved
 ms yes
 cs yes
 mt yes

ab

IN-HOUSE Budget Revision

Number: 2

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	* APPROVED AMOUNT	DEBIT (DECREASE)	CREDIT (INCREASE)	REVISED AMOUNT
001 716 56 00	DOG WARDEN CONTRIB	0.00		80,000.00	
001 716 566 01	HUMANE SOC CONTRIB	80,000.00	80,000.00		

This budget revision is needed to correct error in original set FY 2018-19 budget

7-23-18
MS moved
MS yes
CS yes
MT yes