

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 6th day of August, 2020 at 1:30 p.m.

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

Meeting called to order by Commissioner Kesling

PUBLIC COMMENT:

Phil Hudok appeared before the Commission. He said he is looking for the truth. He gave handouts to the Commissioners. He said the CDC reported on May 20, 2020 that they did not find face masks to be effective in stopping the Corona virus. He said the report stated that face masks might be able to slow it down. He said he has been doing investigations into vaccines since the 1970's. He said he had a video on youtube but it was taken off. He said he has been to the Commission meeting several times but nothing ever gets put in the newspaper. He said he will be putting this on Channell 3 tonight. He said we are in a mess and this is the biggest hoax he has ever seen. He said no one is reporting how many people die from the flu.

Van Broughton, Mayor of the City of Elkins, appeared before the Commission. He said he was there because he saw on the agenda the discussion of a pool and splash pad. He wanted to give a shout out to the Commission and Peggy Ross for putting this package together. He also thanked the Elks Club and Stanley Teets, who was present. Mr. Broughton said he is very happy and this is something he has wanted for a long time. He said we all need family time together. He wanted to personally come and thank the Commission for doing this and he will volunteer to help in any way he can.

MINUTES:

Commissioner Scott moved to approve the minutes from the regular meeting that was held on July 16, 2020, as submitted.

All yes -- Motion passed unanimously

REPORTS:

(See copy attached)

Erin Golden, Director of North Central Community Corrections appeared before the Commission. She gave a report for last fiscal year. She said last year the total number of participants on the program was 306 and the program saved the County \$1,921,839.25 in regional jail bills. She said for this fiscal year the total number of participants is currently 125 and the program has saved the County \$203,373.75 in regional jail bills so far this year.

CORRESPONDENCE: None

ANNOUNCEMENTS:

Commissioner Kesling announced that the next regular meeting will be held on August 20, 2020 at 1:30 p.m.

ITEMS FOR DISCUSSION/ACTION:

OPEN BIDS FOR JAILHOUSE ROOF REPAIR

Commissioner Kesling opened the one bid that was received for the Jailhouse Roof Repair. The bid was from Forbes Copperworks out of Lewisburg, WV. The total amount of the bid was \$150,390.00. Commissioner See said these are the same people that did the Courthouse roof. Commissioner Scott said they were very happy with them. Commissioner Kesling said the County received a grant in the amount of \$100,000.00 for this project so the County would only have to pay the \$50,390.00. Commissioner Scott said this is the 3<sup>rd</sup> year in a row the Commission received the maximum grant award for the roof repairs. Commissioner Scott moved to approve the bid for repair and replacement of the Jailhouse roof to Forbes Copperworks from Lewisburg, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF COMMUNITY CORRECTIONS GRANT

(See copy attached)

Erin Golden, Director of North Central Community Corrections, appeared before the Commission. She said the Governor of West Virginia has awarded the Community Corrections grant again this year in the amount of \$100,000.00. She said this grant requires a cash match of \$42,857.14 from the County. She said the cash match monies will be used to pay salaries of the staff. She said she will request that \$10,724.00 be taken out of 072 funds and put back into general county funds. She also told the Commission that one of her staff gave her two week's notice so she will be looking for a replacement for her. Commissioner Scott moved to approve the signature of the County Clerk on the resolution that authorizes the President of the County Commission to act on their behalf with the Department of Homeland Security, Justice and Community Services Division.

All yes – Motion passed unanimously

SECOND READING OF RANDOLPH COUNTY DOG/CAT ORDINANCE

(See copy attached)

Commissioner Scott said when they went back and reviewed the Ordinance they found a couple of typos that they fixed and they added that the Dog Warden has the power to site people. Commissioner Kesling said they had a couple of people call about it. Commissioner Scott said they sent a copy to one person that had questions about it. Commissioner See moved to approve the 2<sup>nd</sup> reading of the Randolph County Dog/Cat Ordinance with the corrections made.

All yes – Motion passed unanimously

RATIFY ENGAGEMENT OF BUSCH, ZURBUCH AND THOMPSON PLLC TO PREPARE LONG TERM LEASE WITH BENEVOLENT AND PROTECTIVE ORDER OF ELKS OF USA

Commissioner Scott said as a result of the pool and splash pad the Commission needs to draw up the paperwork for the property. He said they will work with Busch, Zurbuch and Thompson PLLC to do this. There will have to be a lease agreement, sales agreement, grant application etc. He said last year they started looking at property to put a splash pad. The Elks Club property was the best of both worlds. It will have a pool and splash pad and they already have a bath house there. Commissioner Kesling said they met with people last year at the 4-H about a splash pad there. He said he thinks this will benefit everyone in the County. Commissioner Scott moved to ratify engagement with Busch, Zurbuch and Thompson to prepare the long term lease and sales agreement with the Benevolent and Protective Order of Elks of USA.

All yes – Motion passed unanimously

CONSIDERATION OF APPROVAL OF DOCUMENTS TO ACQUIRE PROPERTY FOR POOL/SPLASH PAD

Commissioner Scott said the first thing that needs done is the survey and sales agreement to purchase the property from the Elks, therefore this item is not ready to be discussed. Commissioner Scott moved to table this item until a later meeting.

All yes – Motion passed unanimously

Commissioner Scott said Peggy Ross is working to apply for a grant for approximately \$500,000.00 through WV Land and Water Conservation. This grant requires a 50/50 match. Commissioner Kesling said the County money would be coming out of Coal Severance funds which is taxes collected from coal companies, not taxpayers. He said they will also be having fund raisers to help with the funding for the pool/splash pad.

CONSIDER APPROVAL OF CONTRACT WITH FRED HESS TO PREPARE FINANCIAL STATEMENT FOR YEAR ENDED JUNE 30, 2020

(See copy attached)

County Clerk, Brenda Wiseman appeared before the Commission. She said her office has been struggling to find someone to prepare the County's financial statement in a timely manner. She said Fred Hess was recommended by the Upshur County Clerk. She said that Mr. Hess does financial statements for 6 or 7 other counties in WV. Clerk Wiseman said Mr. Hess came to her office and met with herself and the bookkeeper. Commissioner See moved to approve the signing of the contract with Fred Hess to prepare the County's financial statement for the year ended June 30, 2020.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF APPLICATION TO WV SECRETARY OF STATE FOR A GRANT TO LEASE A SCANNER FOR GENERAL ELECTION

County Clerk, Brenda Wiseman appeared before the Commission. She said she would like to apply for a grant to lease a scanner to scan the absentee ballots for the General Election in November. She said in the Primary Election this was not an option and she had to hire extra people to work evenings and weekends to hand enter the ballots. She

said she does not want to purchase the scanner as this will be the only election it will be needed. She said the County is in the process of purchasing new election equipment for future elections. Commissioner Scott moved to approve the grant application to the WV Secretary of State's Office for the lease of a scanner for the General Election in November, 2020.

All yes – Motion passed unanimously

#### CONSIDER SEPERATING PURCHASING CARDS BY DEPARTMENT

County Clerk, Brenda Wiseman appeared before the Commission. She said her bookkeeping staff requested this. She said the reason for this is because when a certain department has a credit, that credit goes onto the main account and there is no way to divide that and put it back into that department's budget. She said each office will get their own statement to check and balance and then give it to the bookkeeper to be paid. Commissioner See moved to approve the separating of the purchasing cards by department, as requested.

All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF WHITMER ROAD REPAIRS

Commissioner Scott said there are some orphaned roads in Whitmer that are in bad need of repair. These roads are not maintained by the Department of Highways. He said the Commission repaired the road that goes into the water plant a while back. The road that needs repaired now goes into around 25 resident's homes. He said there are big pot holes in the road. He said the Commissioner received an estimate from Polino Enterprises in the amount of \$7,360.00 for the road repairs. Commissioner Scott moved to approve hiring Polino Enterprises to repair the road in Whitmer at a cost of \$7,360.00 and that is to be paid out of Coal Severance Funds.

All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF COMMISSION PRESIDENT'S SIGNATURE FOR OPIOID LITIGATION

Commissioner Scott said back in 2017 the Commission entered into a lawsuit against the opioid companies. He said one of those companies have now declared bankruptcy. He said because it is separate from the other litigation the Commission had to answer a questionnaire that goes to them. It has to be signed by the President of the Commission. Commissioner Scott moved to approve the signature of the Commission President on the opioid litigation questionnaire.

All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF SALE OF EXCESS VEHICLES THROUGH ENTERPRISE LEASING

Commissioner Scott said the County Commission leased a few vehicles last year through Enterprise. He said Enterprise will sell vehicles for us that are not in service anymore. He said the Commission would have to pay a \$400.00 fee for the title work.

Commissioner Kesling said the Commission has already donated three vehicles to other agencies. Commissioner See moved to approve the sale of excess vehicles through Enterprise Leasing. All yes – Motion passed unanimously

CONSIDER APPROVAL OF REVISION OF NORTON-HARDING-JIMTOWN PSD BOARD APPOINTMENT

Commissioner Scott said it was originally approved as a five year term and it should have been a six year term. Commissioner Scott moved to approve the appointment of Brad Smith to the Norton-Harding-Jimtown PSD for a term of six year with the term beginning on July 1, 2020 and ending on June 30, 2025.

All yes -- Motion passed unanimously

CONSIDER RATIFYING SIGNATURE FOR COURT SECURITY GRANT

Court Security Officer, Jim Bibey appeared before the Commission. He said this grant will be to replace the automatic door locks on all the doors and to upgrade camera's and servers for the buildings and for storage upgrades. Commissioner Scott said this will be the third year in a row the Commission has applied for this grant. Peggy Ross said this is a no match grant and they are applying for \$330,000.00. She said she doesn't think the whole amount will be awarded. Commissioner Scott moved to ratify the signature on the Court Security Grant application.

All yes -- Motion passed unanimously

CONSIDER APPROVAL OF NEW HIRE FOR COURT SECURITY OFFICER

(See copy attached)

Court Security Officer, Jim Bibey appeared before the Commission. He said Sheriff Brady would like to request the hiring of Brandon Mahanes to replace Daniel O'Brien as a Court Security Officer. Mr. O'Brien went on to be a Deputy. Mr. Bibey said a background check was completed on Mr. Mahanes with good results. Sheriff Brady would like him to begin working on August 10, 2020 with a starting salary of \$23,900.00 and he will be placed on a 90 day probationary period. Mr. Bibey said this will bring them up to 4 full time and 2 part time Court Security Officers. He said they are also remodeling the jail for offices for them. Commissioner See moved to approve the hiring of Brandon Mahanes as a Court Security Officer with a starting date of August 10, 2020 and with a starting salary of \$23,900.00 and he will be placed on a 90 day probationary period.

All yes -- Motion passed unanimously

FINAL SETTLEMENTS:

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

Luther Wayne Cutright  
Mary Margaret Everhart  
Mary Joyce Howell  
Spike Howell  
Evelyn M. Jenkins  
Kathleen Sophia Lewis  
Otha Carl Pennington  
Daniel Joseph Poore  
Eddie Lee Purvis, Jr.  
Zane Dale Raines

Carlton Guy See  
Juanita Ellen Smith  
Michael J. Stennes  
Nolen Swecker  
Marguerite D. Taylor  
Virginia Agnes Yokum  
All yes -- Motion passed unanimously

**BUDGET REVISIONS:** (See copy attached)  
Commissioner Scott moved to approve a State Budget revision in the amount of \$1,000.00 for the Sheriff's Office. Commissioner Scott voted yes, Commissioner See voted yes, Commissioner Kesling voted yes -- Motion passed

**DIVISION OF PROPERTY /ERRONEOUS ASSESSMENTS:**  
Commissioner Scott moved to approve the Division of Property/ Erroneous Assessments, as submitted.  
All yes - Motion passed unanimously

**DISTRESSED PROPERTIES:**  
Commissioner Scott said the Commission has one request from the enforcement agency for a home in Glenmore. They have sent one letter already and now sending another letter. Commissioner Scott moved to approve the request, as submitted.  
All yes -- Motion passed unanimously

**FIRE FEE ADJUSTMENTS:**  
Commissioner See moved to approve the 2 fire fee adjustments, 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 Scott moved to adjourn the meeting.  
All yes -- Motion passed unanimously

ATTEST: \_\_\_\_\_