

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 21st day of April, 2022 at 1:30 p.m.

Present: Randolph County Commission President, Chris See and Commissioners, David Kesling and Chris Siler

Meeting called to order by Commissioner See

PUBLIC COMMENT:

Robert (Bob) Jones appeared before the Commission. He said he had two FOIA requests to turn in. The first was regarding the Unsafe Building and Land Enforcement Agency. He said he was wondering if that committee has changed any, and if it hasn't who is the certified licensed Engineer? He also asked who checks the properties for Asbestos and when a building is demolished who takes care of that Asbestos? He said the second FOIA request is asking the exact total cost of the new 911 Center. He said there is still not a place on the County website for FOIA requests and he thinks it should be put on there. He said he used the one that the City of Elkins had on their website.

MINUTES:

Commissioner Kesling moved to approve the minutes from the regular meeting that was held on April 7, 2022, as submitted. All yes – Motion passed unanimously

Commissioner Kesling moved to approve the minutes from the special meeting that was held on April 19, 2022, as submitted. All yes – Motion passed unanimously

REPORTS:

Randolph County Assessor, Phyllis Yokum reported to the Commission that her office will be closed on and off next week for mandatory training online. She said they will be closed all day on Monday April 25th, they will close on Thursday April 28th at 1:00 p.m., and they will be closed all day on Friday April 29th. She said the other days the front office will be open but with less staff so there may be a wait. She said the following week they will be back open on a regular schedule.

Brenda Wiseman, County Clerk reported on the upcoming dates for the election. She said tomorrow in the courthouse lobby at 11:00 a.m. she will be conducting a public test of the new voting equipment. She said this is something that is done before every election to show the public how the machines work and for people to ask any questions. She said on election night we will be back in the courtroom to read the results and pass out copies. She said we won't have to do it outside like we had to during the pandemic. She said early voting will begin on April 27th and run through May 7th. It will be held in two locations which is the Wees Annex and the Russell Memorial Public Library. She went over the days and times early voting will be open.

CORRESPONDENCE: None

ANNOUNCEMENTS:

Commissioner See announced that the next regular meeting will be held on May 5, 2022 at 1:30 p.m.

ITEMS FOR DISCUSSION/ ACTION:

INFORMATIONAL PRESENTATION AND FUNDING REQUEST FROM LEGION BASEBALL (See copy attached)

Phil Wilson, Elkins Baseball Association President, appeared before the Commission. He said he was there to request funds for the upcoming American Legion Baseball season. He said they are adding an additional team this year which is a Junior American Legion team. He said they will be holding the West

Virginia Junior Legion State Tournament here in Elkins and 8-12 teams from around the State will be participating. He said the Senior American Legion Team has teams from all around coming in to Elkins for games as well. He said the whole month of July there will be lots of games. He said they are requesting \$9,000.00 in funding for the season for both teams. He said they have no player fees. Commissioner Kesling said by bringing those teams to Elkins it brings a lot of people in to stay at our hotels and eat at our restaurants etc. Commissioner Siler moved to approve the funding request in the amount of \$9,000.00 for the Elkins Baseball Association, and that is to be taken out of Hotel/Motel Tax funds. All yes – Motion passed unanimously

INFORMATIONAL PRESENTATION AND FUNDING REQUEST FROM DAVIS AND ELKINS COLLEGE

Scott Goddard and President Chris Wood from Davis and Elkins College appeared before the Commission. They showed a power point presentation. President Wood said the college and the City of Elkins and Randolph County have been inextricably linked for 118 years. He said the funding request they are asking for is not for the College, but for the community. He said it is for a new Amphitheatre for the Forest Festival events and the Fourth of July events and other events. He said the one there now is in bad condition and he was a bit embarrassed by it during the last Forest Festival coronation ceremony. He said the estimate they have is for \$300,000.00. He said a sponsor has already given more than 50% and the City of Elkins gave them almost \$50,000.00 in ARP funds. He said they are close to the finish line and are requesting \$50,000.00 from the County Commission. Commissioner Siler thanked them for coming. No action was taken at this time.

INFORMATIONAL PRESENTATION FROM ERNIE GEORGE REGARDING DATAMAX CONTRACT

Commissioner Kesling moved to table this item. All yes – Motion passed unanimously

CONSIDER APPROVAL OF FUNDING REQUEST FROM DRY FORK RECREATION CENTER (See copy attached)

Rex Vance, President of Dry Fork Recreation Center, Inc. appeared before the Commission. He said they are requesting funding, from the ARP funds, for a much needed building on the site of the Dry Fork Recreation Center. He said this building will be used as a community building, exercise and fitness facility and a disaster relief building for their area. He said so far they have raised \$100,000.00 towards the cost of the building but the total cost is going to be around \$320,000.00. Commissioner Kesling said he thinks it is great that the community has been able to raise \$100,000.00. He said this is something the Commission has been working on and thinking about for a while. Commissioner Kesling moved to approve the funding request from the Dry Fork Recreation Center in the amount of \$250,000.00 and that is to be taken out of the ARP funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF ANNEXATION REQUEST FROM THE CITY OF ELKINS

Jerry Marco, Mayor of Elkins and Jerry Roberts, City Attorney and Robbie Morris from the Randolph County Development Authority appeared before the Commission. Mr. Morris spoke to the Commission. He said the Development Authority purchased a 74 Acre piece of property that was part of the former Odd Fellows property. He said 60 acres of that will be developable and approximately 2/3 of it is already in the City limits. He said they want to make it into an industrial park and would like to have it all in the City so that the zoning and code regulations would be the same for all of it. He said they are the only owners of the property so there is no one else involved. He said the City of Elkins had held the public hearings, as required, and has agreed to this. Commissioner Siler moved to approve the annexation request from the City of Elkins, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF PROMOTION FROM DRC ASSISTANT TO DRC OFFICER (See copy attached)

Erin Golden, Director of North Central Community Corrections, appeared before the Commission. She said the Community Corrections board met last Thursday and during that meeting she requested that Bryan Asbury be moved to the position of full time DRC Officer. The board approved this change and now she is asking for the County Commission to approve it also. This position will take effect on April 18, 2022 at the wage of \$12.02 per hour with full benefits. He will remain on his 90 day probation period from his original start date. The funds for this position will be taken out of the 072 budget.

Commissioner Kesling moved to approve the request to change Bryan Asbury from a DRC Assistant to a DRC Officer, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF RAISES FOR COMMUNITY CORRECTIONS EMPLOYEES BEGINNING JULY 1 (See copy attached)

Erin Golden, Director of North Central Community Corrections, appeared before the Commission. She said she brought before the Community Corrections board a request for a change in salaries for her office. She said the board approved the request that she submitted and now she needs the County Commission to approve it as well. This request is to increase the DRC Officer's salary to \$14.42 per hour and to increase the salary of Erin Golden to \$60,000.00 per year. These increases would take effect July 1, 2022, if approved. Commissioner Kesling moved to approve the same thing that the Community Corrections board approved for salaries and all funding is to be used from the grant and cash match that the County gives them. All yes – Motion passed unanimously

CONSIDER APPROVAL OF TOWER FUNDING REQUEST FROM E911 CENTER

Robert Phillips appeared before the Commission on behalf of the E911 Center. He said they have been having issues with radio communications in different parts of the County. He said in Pickens and Valley Head radio communication is not good at all. He said they would like to install an 80 foot tower at the 911 Center. They already have approval from the FAA to put it there. Sheriff Rob Elbon said it would definitely benefit his department because radio communication from the burnt bridge up the valley is very bad. Commissioner Siler moved to approve the funding request from the E911 Center for an 80 foot tower in the amount of \$120,843.59 and that is to be taken out of the ARP funds. All yes – Motion passed unanimously

FIRST READING OF INCREASED COUNTY 911 FEES

Robert Phillips from the 911 Center spoke and said the 911 fees have not been raised in 20 years. He said they have checked with other counties around us and theirs are higher. He said they are proposing to raise it 50 cents for residential and increase it to \$6.50 for business lines. He said that will make us competitive with other counties. Commissioner Siler said this is much needed to keep the center running efficiently. Commissioner Kesling moved to approve the first reading of the increase in 911 fees, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF REQUEST FOR USE OF THE COURTHOUSE LAWN AND PARKING LOT DURING THE MOUNTAIN STATE FOREST FESTIVAL

Commissioner Kesling said this is something that is done every year when the Forest Festival takes place and the Commission is fine with it. Commissioner Kesling moved to approve the request from the Mountain State Forest Festival, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF REQUEST FOR USE OF THE WEES ANNEX SIDEWALK DURING THE MOUNTAIN STATE FOREST FESTIVAL

Commissioner Kesling said the IOOF Lodge is requesting to use the sidewalk in front of the Wees Annex during the parade. He said the Commission is fine with that and they have used it before. Commissioner Kesling moved to approve the request from the IOOF Lodge to use the sidewalk in front of the Wees Annex during the grand feature parade. All yes – Motion passed unanimously

CONSIDER APPROVAL OF ABCA ZONING LETTER FOR HAMPTON INN

Commissioner Kesling said the Hampton Inn needs a letter from the Commission saying they are located outside of the city municipality and there are no zoning regulations. He said the County Clerk has prepared a letter to send that states that. Commissioner Kesling moved to approve sending a letter regarding zoning for the Hampton Inn as requested. All yes – Motion passed unanimously

CONSIDER RECOMMENDATION FROM FIDUCIARY COMMISSIONER ON THE ESTATE OF DAVID MICHAEL PAYNE, SR.

County Clerk, Brenda Wiseman presented the recommendation from Fiduciary Commissioner, Jennifer Morgan, on the estate of David Michael Payne, Sr. Clerk Wiseman said a dispute between the heirs arose and the Fiduciary Commissioner was appointed to hold a hearing. The Fiduciary Commissioner had held that hearing and this is her recommendation of what should be done. This is for personal property that the decedent owned at the time of his death such as guns and a safe. Clerk Wiseman said one of the heirs had contacted her after the ruling and was not happy about it but as the Fiduciary Commissioner states if they are not satisfied with the ruling they have to pursue it in Circuit Court. Commissioner Siler moved to approve the recommendation of the Fiduciary Commissioner on the estate of David Michael Payne, Sr., as submitted. All yes – Motion passed unanimously

CONSIDER PAYMENT OF NOVEMBER INVOICE TO RCHA

Commissioner Kesling moved to approve the payment of the November Invoice for the CDBG Grant in the amount of \$9,861.34 to the Randolph County Housing Authority. All yes – Motion passed unanimously

CONSIDER APPROVAL OF QUOTE FROM CASTO TECHNICAL

Commissioner Siler said this is for the ceiling heaters in the gun evidence room at the drug task force office. This is where they store the guns and ammo and other items that are seized until further investigation. He said those need to be kept dry and in good working condition, so there needs to be heat in the room. Commissioner Siler moved to approve the quote from Casto Technical in the amount of \$2,558.57 and that is to be paid out of other building maintenance funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF FINAL PAYMENT TO WOLF CREEK CONTRACTING FOR SIDEWALK PROJECT

Commissioner Kesling said this is for the sidewalk project that was done around the courthouse but it is not the final payment because there is still some trees to be planted and sidewalk to be finished. Commissioner Kesling moved to approve the January invoice from Wolf Creek Contracting which is \$70,351.62 to be taken from courthouse facilities improvement. All yes – Motion passed unanimously

Commissioner Kesling moved to approve the March invoice from Wolf Creek Contracting which is \$3,082.16 to be taken from courthouse facilities improvement. All yes – Motion passed unanimously

CONSIDER RATIFICATION OF COMMISSION PRESIDENT'S SIGNATURE ON LETTER OF SUPPORT FOR NORTON-HARDING-JIMTOWN PSD

Commissioner Kesling said this is a letter of support for Norton-Harding-Jimtown PSD's water treatment project. Commissioner Kesling moved to approve the ratification of Chris See's signature on the letter of support. All yes – Motion passed unanimously

CONSIDER APPROVAL OF LOCAL GOVERNMENT ELECTION AND RELEASE FORM REGARDING OPIOID LITIGATION

Commissioner Kesling said that Patrick Morrissey reached an agreement with Johnson and Johnson for a 99 million dollar settlement for the Opioid Litigation. He said now each Commission in the State that is involved has to sign this release form giving Mr. Morrissey the approval to finalize everything. Commissioner Kesling moved to approve the signing of the release form and send it back as requested. All yes – Motion passed unanimously

CONSIDER APPROVAL OF CONTRACT FOR LITTER CONTROL GRANT PROJECT

Commissioner Kesling said this is a contract between the County Commission and Tygarts Valley Sanitation. He said they will collect the trash from the 10 trash cans that have been placed around the County for 16 weeks at a cost of \$4,800.00. He said some of those trash cans are overflowing and they have no one to empty them. Commissioner Siler moved to approve the contract with Tygarts Valley Sanitation, as submitted. All yes – Motion passed unanimously

CONSIDER APPROVAL OF INSURANCE PROPOSAL FROM WV CORP FOR FY 2022-2023

Commissioner Kesling said this is for the Counties liability and workers compensation insurance and it went down a little bit from last year. He said the total is \$177,215.00 and that has already been budgeted for. Commissioner Kesling moved to approve the insurance proposal from WV Corp., as submitted. All yes – Motion passed unanimously

FINAL SETTLEMENTS/ANNUAL ACCOUNTINGS:

Commissioner Siler moved to approve the final settlements/annual accountings on the following (8) estates, as submitted.

Harold Lee Cosner

Frances Ann Dagnon

Terry Lee Grimes

Donald Earl McBee

Lonis Franklin Shifflett

Lois Jean Skidmore

Dianah Lee Taylor

Edgar George Watring

All yes – Motion passed unanimously

BUDGET REVISIONS: (See attached copies)

Commissioner Kesling moved to approve an In House budget revision in the amount of \$817.00 for the K-9 training expenses. All yes – Motion passed unanimously

Commissioner Kesling moved to approve a State budget revision in the amount of \$350.00 for the distressed properties. Commissioner Kesling voted yes – Commissioner See voted yes-Commissioner Siler voted yes. Motion passed

Commissioner Kesling moved to approve a State budget revision in the amount of \$165,000.00 to increase courthouse facilities improvement lines. Commissioner Kesling voted yes-Commissioner See voted yes- Commissioner Siler voted yes. Motion passed

DIVISION OF PROPERTY/ERRONEOUS ASSESSMENTS:

Commissioner Siler moved to approve the divisions of property/ erroneous assessments, as submitted. All yes – Motion passed unanimously

DISTRESSED PROPERTIES: None

FIRE FEE ADJUSTMENTS:

Commissioner Kesling moved to approve the seventeen (17) fire fee adjustments, as submitted. All yes – Motion passed unanimously

PAYMENT OF BILLS:

Commissioner Kesling moved to pay the bills, as submitted. All yes – Motion passed unanimously

ADJOURN THE MEETING:

Commissioner Kesling moved to adjourn the meeting. All yes – Motion passed unanimously

Attest: _____

Elkins Baseball



\$9000 X
Hotel / motel

Dear Randolph County Commissioners:

Elkins Baseball Association (a non-profit organization) is requesting funds in the amount of \$9,000.00 for the upcoming American Legion Baseball season.

We are adding an additional team this year, a Junior American Legion team. This gives some of our younger teens an opportunity to continue to play baseball throughout the summer. We have accepted the bid to host the West Virginia Junior Legion State Tournament here in Elkins. Approximately 8 – 12 teams from around the state will be participating.

Our Senior American Legion team has teams from Parkersburg, Wheeling, Garrett County, MD, Charleston, Moundsville, etc. coming to town for games/ weekends as well.

Thank you for your consideration on our request.

Thanks,

Phil Wilson
Elkins Baseball Association – President
American Legion Elkins Post 29 Baseball – Manager

1221 South Henry Avenue
Elkins, WV 26241



304-614-0280
A Non-Profit Association
pwilson44.pw@gmail.com



Dry Fork Recreation Center, Inc.

P.O. Box 1
Harman, WV 26270

January 12, 2022

Randolph County Commission
4 Randolph Ave.
Elkins, WV 26241

*\$250K
ARP FUNDING*

RE: construction of building

Honorable Randolph County Commission,

On behalf of the Harman community and the Dry Fork Recreation Center, Inc. Board of Directors, we are respectfully requesting funding from the Covid money for construction of a building on the site of the Dry Fork Recreation Center.

Mark Scott, previous county commissioner, had discussed earlier the funding for our building. We have raised \$100,000 for use in the construction of the building. We are requesting \$250,000, or more, if possible, to go towards the construction of the building. It will be used for a community building, exercise and fitness facility and a disaster relief for our area.

We have spent a lot of time calling building suppliers, contractors and building owners to get the best facility for our area and the best price. As you are already aware, prices on materials have increased significantly due to Covid and supply and demand of materials. With the costs of materials currently, \$350,000 will most likely get the building up, but will not complete the inside of the building. Our Board of Directors plan to work diligently to raise the money for completion of the inside. We have attached some quotes for the building. We would like to have a 90 x 120 building to adequately hold what we want to provide to our community.

We sincerely appreciate your time and consideration of our request. If you have any questions, please feel free to contact us.

Sincerely,

Rex Vance
Rex Vance
President

Phyllis Yokum
Phyllis Yokum
Secretary

PHILLIP VANDEVENTER MEMORIAL PARK
"Making a better world for our children"

North Central Community Corrections

Randolph County Office
5 Randolph Ave. Suite 2
Elkins, WV 26241



Phone: 304-636-5276
Fax: 304-636-7576

Erin N. Golden
Executive Director

Kimberly Collins
DRC Officer

Bryan Asbury
Assistant

Rayna Smith
DRC Officer

April 21, 2022

Randolph County Commission
4 Randolph Ave.
Courthouse Annex
Elkins WV, 26241

Dear Commissioners,

This letter is a request for approval by the Randolph County Commission to move Bryan Asbury in the position of full time DRC Officer for North Central Community Corrections. The North Central Community Corrections approved the change in position at the April 14, 2022 meeting. With this request to start on April 18, 2022 at the wage of \$12.02 an hour (\$25,000.00 a year) with full benefits. Will remain on his 90-day probation period from his start date. This position will be taken out of the budget in 072. Please Contact our office with any question or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Erin N. Golden".

Erin N. Golden
Executive Director
North Central Community Corrections

North Central Community Corrections

Randolph County Office
5 Randolph Ave. Suite 2
Elkins, WV 26241



Phone: 304-636-5276
Fax: 304-636-7576

Erin N. Golden
Executive Director

Kimberly Collins
DRC Officer

Bryan Asbury
Assistant

Rayna Smith
DRC Officer

April 21, 2022

Randolph County Commission
4 Randolph Ave.
Courthouse Annex
Elkins WV, 26241

Dear Commissioners,

This letter is a request for approval change in wages for the employees of the North Central Community Corrections that was approved by the North Central Community Corrections Board on April 14, 2022. The North Central Community Corrections Board approved on April 14, 2022 to move the wage of the DRC Officers' Kimberly Collins, Rayna Smith, and Bryan Asbury as of July 1, 2022 in the amount of \$30,000.00 (per hour is \$14.42) with full benefits. This will be the beginning pay for this position. The North-Central Community Corrections Board approved on April 14, 2022 to increase salary of Erin N. Golden to \$60,000.00 with full benefits starting at July 1, 2022. All funding for these wages will be covered between the Grant that is given to the North Central Community Corrections from the Governor with the support of the Randolph County Commission in their amount of the Cash Match for the Grant. The remaining funding needed for this will be taken from the North Central Community Corrections fund of 072. Please Contact our office with any question or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Erin N. Golden".

Erin N. Golden
Executive Director
North Central Community Corrections

Office of the
SHERIFF OF RANDOLPH COUNTY

Law Enforcement
32 Randolph Avenue
Suite 201
Elkins, WV 26241

Web: RandolphSheriff.wv.gov
Phone: (304) 636-2111
Fax (304) 630-0467



Tax Office
4 Randolph Avenue
Suite 100
Elkins, WV 26241

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

Robert R. Elbon Jr., Sheriff

4/18/2022

The Sheriff's Office respectfully requests the following budget revisions.

IN-HOUSE BUDGET REVISION

Reason for Revision: Make adjustments to accommodate training expenses

REVENUES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT

TOTAL INCREASE/(DECREASE) REVENUE: \$0.00 \$0.00 \$0.00 \$0.00

EXPENDITURES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
001-700-1-03-02	LE Training	\$8,815.00	\$360.00		\$9,175.00
001-700-1-08-00	LE K9 Handler Training	\$3,600.00	\$457.00		\$4,057.00
001-700-1-04-00	LE Contract Services	\$2,532.00		\$817.00	\$1,715.00
		\$14,947.00	\$817.00	\$817.00	\$14,947.00

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$0.00

REVENUE CHANGE LESS EXPENDITURE CHANGE \$0.00

Respectfully,

Robert R. Elbon Jr.
Sheriff/Treasurer

4-21-2022
DK-moved
DK-yes
Csee-yes
Csiler-yes

State BUDGET REVISION 4/21/22
Lien Payments

Reason for Revision:

REVENUES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED		INCREASE	DECREASE	REVISED AMOUNT
		AMOUNT	AMOUNT			
BA001-366-91-10	BLDG/LAND ORD (NG)			\$100		
CT001-366-91-10	BLDG/LAND ORD (NG)			\$100		
BV001-366-91-10	BLDG/LAND ORD (NG)			\$150.00		

EXPENDITURES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED		INCREASE	DECREASE	REVISED AMOUNT
		AMOUNT	AMOUNT			
001-424-2-30.04	Distressed Properties			\$350.00		

Total: \$350

*4-21-2022
DK - moved
DK - yes
C see - yes
C siler - yes*

State BUDGET REVISION 4/21/22

Courthouse Budget Lines Needing Revision

Reason for Revision:

REVENUES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT		INCREASE	DECREASE	REVISED AMOUNT	

EXPENDITURES:

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT		INCREASE	DECREASE	REVISED AMOUNT	
001-424-2-26.00	CTHSE INS, BONDS, COMP, UCC			\$15,000.00			
001-424-4-59	Courthouse Facility Improve			\$150,000.00			
001-698-5-66.00	Transfer to Other Funds				\$165,000.00		

Total: \$165,000

4-21-2022
 DK - moved
 DK - yes
 C see - yes
 CSiber - yes