

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 20th day of October, 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: None

MINUTES:

Commissioner Kesling moved to approve the minutes from the special meeting that was held on September 28, 2022, as submitted. All yes – Motion passed unanimously

Commissioner Kesling moved to approve the minutes from the regular meeting that was held on October 5, 2022, as submitted. All yes – Motion passed unanimously

REPORTS:

North Central Community Corrections Director, Erin Golden appeared before the Commission. She said there are currently 86 participants on the program and the program has saved the County \$428,942.50 in regional jail bills, so far this fiscal year. (See attached copy)

Randolph County Clerk, Brenda Wiseman reported on the General Election. She said there will be a public test of the voting equipment tomorrow October 21<sup>st</sup> at 10:00 a.m. in the lobby of the courthouse. She said the public is invited to attend. She said early voting will begin on October 26<sup>th</sup> and run thru November 5<sup>th</sup> and it will be held at the Wees Annex and the Russell Memorial Public Library in Mill Creek. She said no campaign material is allowed on courthouse property during Early Voting and at the Mill Creek site it is the 100 foot no electioneering rule. She said on election days the polls will be open from 6:30 a.m. to 7:30 p.m. and the polling locations are all the same as was used in the primary election. She said on Election Night the results will be read in the Courtroom and the canvass will be held on November 14<sup>th</sup> here in the meeting room beginning at 9 a.m.

CORRESPONDENCE: None

ANNOUNCEMENTS:

Commissioner See announced that the next regular meeting will be held on Thursday November 3, 2022 at 1:30 p.m.

ITEMS FOR DISCUSSION/ACTION:

CONSIDER SIGNING PROCLAMATION FOR FIRST RESPONDERS APPRECIATION DAY (See attached copy)

Commissioner See read the proclamation out loud. This proclamation declares October 28, 2022 as First Responders Appreciation Day in Randolph County. There were several first responders in attendance at the meeting. Sheriff Elbon said he appreciates the Commissions support of the Sheriff's Office.

Commissioner Siler moved to approve the Proclamation, as presented. All yes – Motion passed unanimously

RECOGNITION AND RETIREMENT OF K-9 HACKER

Randolph County Sheriff's Deputy Tyler Knotts and K-9 Hacker, appeared before the Commission. Deputy Knotts thanked the Commission for everything they have done for Hacker. He said it has been a difficult couple of months. He said it was very scary when he noticed Hacker was having a problem walking. He took him to a local vet that said it could possibly be a spinal injury and referred him to a vet in Pittsburgh. He said that vet did testing and said it was not something that would require surgery but it would make a permanent change in his back gate. The vet advised to not have Hacker do police work anymore as another injury could cause permanent damage. Deputy Knotts said although Hacker had a short career he did a great job. He helped other agencies when needed and located several pounds of drugs. He said Hacker has been an asset to the Sheriff's Department and to his family. He said this injury won't affect Hackers life and he will keep him at his home. Deputy Knotts said they have gotten another dog, K-9 Twix, and he is still in training. He said they will pro-rate the cost of the new dog and the Sheriff's Office is applying for a grant for the cost of K-9 Twix. Commissioner Siler said he has 25 years of experience working with police dogs and they are put up in front of an officer to protect the officer and they would rather a dog get hurt instead of an officer. Sheriff Elbon said he is thoroughly impressed with the Commission. He said they supported them through all of this and said to get Hacker help when they found out he was injured. Commissioner See read the letter of recognition out loud. Commissioner Kesling moved to approve the retirement of K-9 Hacker from the Randolph County Sheriff's Department. All yes – Motion passed unanimously

CONSIDER PROPOSAL TO RELOCATE PROSECUTING ATTORNEY'S OFFICE

Randolph County Prosecuting Attorney, Michael Parker, appeared before the Commission. He said for the last 2-3 years he has noted during budget time that he is out of space in his office. He said he has people sharing offices and spaces that were not supposed to be offices being used as offices. He said the new space being discussed would definitely be a significant improvement. He said it is a good opportunity for the County. Commissioner Siler said they definitely need more room. Commissioner Kesling said the building being discussed is the Jory and Smith Law Office located at #1 Randolph Avenue which is right beside the Magistrates Building. There is also a parking lot across the street that goes with it. He said they are looking at a grant to purchase the building. Mr. Parker said he appreciates them looking into it. Commissioner Siler moved to proceed with purchase of #1 Randolph Avenue to house the Prosecuting Attorney's Office. All yes – Motion passed unanimously

CONSIDER SIGNING PROCLAMATION FOR UNITED WAY DAY (See attached copy)

Commissioner See read the proclamation out loud. This proclamation declares Thursday November 1, 2022 United Way Day in Randolph County. Commissioner Kesling moved to approve the proclamation, as presented. All yes – Motion passed unanimously

CONSIDER APPROVAL OF FUNDING REQUEST FROM UNITED WAY (See attached copy)

Commissioner Kesling moved to approve the funding request from Tygart Valley United Way in the amount of \$1,000.00 and that is to be taken out of courthouse contractual funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF FUNDING REQUEST FROM THE TOWN OF HARMAN

Roger Roy appeared before the Commission representing the Town of Harman. He said they are having problems with their water system and other things and don't have money to pay the bills. Commissioner Kesling said they have to come to the Commission for help and discussed the letter that was sent with all the issues they are having. He said they are asking for \$85,046.13. Commissioner Siler moved to approve the funding request from the Town of Harman in the amount of \$85,046.13 and that is to be taken out of courthouse contractual funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF PAYMENT FOR POOL/SPLASH PAD PROJECT

Commissioner Kesling said at the last monthly meeting Danhill Construction submitted a bill for \$450,976.14. He said they have done a lot of work such as the deck of the pool, aluminum gutters and some of the splash pad fixtures. He said weather has caused some issues and now the date they want to open the pool is April 28<sup>th</sup>. Commissioner Kesling moved to approve the payment to DanHill Construction in the amount of \$450,976.14 and that is to be taken out of community development funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF CHANGE ORDERS FROM POOL/SPLASH PAD PROJECT (See attached copy)

Commissioner Kesling said there are 7 change orders that need to be done regarding the pool/splash pad project. He said the bathhouse needs a new door and they are going to go with a roll up door. He said it needs a new back door also. He said they need a pool surge shut off valve installed and some electrical upgrades done. The total amount of these change orders are \$21,893.09. Commissioner Kesling moved to approve the 7 change orders as submitted and that is to be paid out of community development funds. All yes – Motion passed unanimously

CONSIDER APPROVAL OF ADA CHANGES FOR BATHHOUSE

Commissioner Kesling said there are some ADA changes needed for the bathhouse at the pool. He said 199 people can be at the pool but the current bathhouse doesn't accommodate for that. He said they need all new fixtures and hand dryers. He said this will cost an additional \$124,000.00. He said they are

looking for grant money to pay for it. Commissioner Kesling moved to approve the ADA changes to the bathhouse at the pool but it is not to exceed \$124,000.00. All yes – Motion passed unanimously

#### CONSIDER APPROVAL OF WV LOCAL GOVERNMENT ELECTION RELEASE FORM REGARDING OPIOID LITIGATION

Commissioner Kesling said this is ongoing litigation we are involved in and this is some paperwork that needs to be done for the settlement with Jansen. Commissioner Kesling moved to approve the paperwork for the settlement with Jansen. All Yes – Motion passed unanimously

#### FINAL SETTLEMENTS/ANNUAL ACCOUNTINGS:

Commissioner Siler moved to approve the (6) Final Settlements, as submitted.

William White Kelly

George Allen Lewis

Betty Jean Reed

Donald Edward Riffle

Samuel Kump Roberts

Virginia Lee Smith

All yes – Motion passed unanimously

#### BUDGET REVISIONS: (See copies attached)

Commissioner Kesling moved to approve an In-House budget revision for the Sheriff's Office in the amount of \$469.68 to increase task force equipment. All yes – Motion passed unanimously

Commissioner Kesling moved to approve an In-House budget revision for the Sheriff's Office in the amount of \$176.01 to increase task force contract services. All yes – Motion passed unanimously

Commissioner Kesling moved to approve an In-House budget revision for the Sheriff's Office in the amount of \$300.00 to increase the home confinement refund line. All yes – Motion passed unanimously

Commissioner Kesling moved to approve a State budget revision for the Sheriff's Office in the amount of \$1,100.00 to increase the drug awareness (HOFNOD) budget line. Commissioner Kesling voted yes, Commissioner Siler voted yes, Commissioner See voted yes - Motion passed

#### DIVISION OF PROPERTY/ERRONEOUS ASSESSMENTS:

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

DISTRESSED PROPERTIES: None

FIRE FEE ADJUSTMENTS: None

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: \_\_\_\_\_

North Central Community Corrections

Randolph County Office

20- October-2022

	2017-2018*	2018-2019*	2019-2020*	2020-2021*	2021-2022*	2022-2023
Total Number of Offenders	287	310	308	349	267	86
Full Participants	82	78	56	44	14	8
Condition of bond	124	149	172	202	115	21
Services	25	14	27	47	10	5
Parole Offenders	16	28	15	25	3	8
Check ins and ds	15	15	11	1	1	1
Probation	20	26	28	12	4	4
Completed Program	75	88	86	120	103	30
Terminated from Program	108	123	99	102	81	22
Reentered Program from	34	25	25	15	17	6
Offenders in Rehab	7	3	10	4	6	9
Community Service Hours	2,876	3,330	1,030	3,920	1,113	403
Employment Hours	39,592	27,500	26,540	16,720	18,560	4,520
BIPPS Obtained	8 of 10	8-14	9-17	10-20	8-10	0-2
Drug Screens Administered	2,521	2,001	2,697	2,296	2,170	713
Positives	290	261	394	495	448	57
Negatives	2,231	1,740	2,303	1,801	1,722	656
Community Services Saving	\$25,165.00	\$29,137.50	\$9,012.50	\$34,300.00	\$9,738.75	\$3,526.25
Fees Collected	\$18,319.59	\$31,113.80	\$36,553.00	\$21,955.00	\$25,484.00	\$13,187.00
Amount Saved **	\$1,932,557.25	\$1,889,331.25	\$1,921,839.25	\$1,931,001.75	\$1,640,849.75	\$428,942.50
Total Amount Save the County	<u>\$1,957,722.25</u>	<u>\$1,918,468.75</u>	<u>\$1,930,851.75</u>	<u>\$1,965,301.75</u>	<u>\$1,650,588.50</u>	<u>\$432,468.75</u>

\*Totals for Fiscal Years 2015-2016, 2016-2017, 2017-2018, 2018-2019, 2019-2020, 2020-2021, 2021-2022 are based on end of the year totals. Totals for Fiscal Year 2022-2023 of the offenders are based on current active offenders on the program.

\*\*Total amount saved based on Regional Jail fees of \$48.25 per day to house an inmate.

# Randolph County Commission



## Commissioners

David L. Kesling

Chris See

Christopher Siler

## PROCLAMATION

The Randolph County Commission recognizes and thanks all Randolph County First Responders for their tireless and dedicated service that they perform every day, to keep the county safe.

We wish to express our profound appreciation and our commitment to continue to make sure that first responders receive the resources necessary to perform your duties.

The Randolph County Commission hereby declares October 28, 2022 as First Responders Appreciation Day in Randolph County.

Sincerely,

Handwritten signature of Christopher See in blue ink, written over a horizontal line.

Christopher See, President

Handwritten signature of David Kesling in blue ink, written over a horizontal line.

David Kesling, Commissioner

Handwritten signature of Christopher Siler in blue ink, written over a horizontal line.

Christopher Siler, Commissioner

# Randolph County Commission



## Commissioners

David L. Kesling

Chris See

Christopher Siler

United Way Day 2022

Randolph County, West Virginia

County Commission Proclamation

WHEREAS, Randolph County wishes each of its citizens a thriving and sustainable life, and

WHEREAS, it takes every part of the community – individuals, businesses, and organizations – to make things happen, create change, and advance the common good to support a quality life for everyone, and

WHEREAS, the Tygart Valley United Way mobilizes the power of individuals and communities through the building blocks of education, health, and financial stability, and

WHEREAS, last year, local citizens generously contributed more than \$620,000 to the Tygart Valley United Way, thereby investing in stronger communities, and

WHEREAS, 32 regional nonprofit partners put those dollars to use throughout 46 programs to provide food, shelter, healthcare, emergency assistance, and more, and

WHEREAS, crucial services were provided to 30,661 members of our community last year, and

WHEREAS, our community is a better place when more people live with hope and opportunity.

THEREFORE, we the County Commissioners of Randolph County, West Virginia do hereby proclaim Thursday, November 1, 2022, **UNITED WAY DAY** throughout Randolph County and encourage all businesses and community members to support their local Tygart Valley United Way through time, talent, and treasure this season.

Witnessed this 20<sup>th</sup> day of October, 2022.



*Christopher Lee*

\_\_\_\_\_  
President, County Commission

\_\_\_\_\_

\_\_\_\_\_

*[Signature]*

\_\_\_\_\_  
Secretary, County Commission

\_\_\_\_\_

\_\_\_\_\_



Tygart Valley United Way

September 6, 2022

Sheriff of Randolph County  
4 Randolph Avenue, Suite 100  
Elkins, WV 26241

*\$1000.  
C.C.*

Dear Friends:

We are excited to begin our 2023 community campaign. Tygart Valley United Way identifies the big-picture problems in our community and brings people together to solve them. We use a collective impact approach to address these problems, because we understand nobody can do it alone.

We align our efforts and partnerships – from business and nonprofit agencies to government institutions and schools – around data-focused goals. And, we bring our partners to the table to work towards a common goal: **a brighter future for everyone in the Tygart Valley.**

Your support is critical to achieving our goal of **\$625,000**. The funding supports **46** programs at **32** health and human service agencies across our five counties.

Last year, your generous corporate gift of **\$1,000.00** made a tremendous impact and we hope you will consider donating again at that level or above.

We've included a pledge form and return envelope for your convenience.

This work is more important than ever and **it starts with you!**

Sincerely,

Brett J. White  
Chief Executive Officer

Main Office 221 Washington Street, Fairmont, WV 26554 · Phone: (304) 366-4550  
Regional Office 10 11th Street, Suite D, Elkins, WV 26241 · Phone: (304) 636-0516

**LIVE UNITED**

[tvunitedway.org](http://tvunitedway.org)



5088 Washington Street, West  
Cross Lanes, West Virginia 25313

(304) 776-7473 Phone  
(304) 776-6426 Fax

**RANDOLPH COUNTY POOL AND SPLASHPAD PROJECT**  
Randolph County Commission, Elkins, West Virginia

Change Order Listing

Thursday, October 6, 2022

Change Orders:

1. Coil Door	Cost (Add): \$8,092.27
2. Man Door	Cost (Add): \$4,765.40
3. Alum. Hatch	Cost (Deduct): -\$2,609.81
4. PVC Manifold	Cost (Deduct): -\$2,039.64
5. Pool Surge Tank Valve	Cost (Add): \$2,530.94
6. Welding Pool Plates	Cost (Add): \$2,169.83
7. Electric Upgrades to Bath House	Cost (Add): <u>\$8,984.10</u>
<b>Total</b>	<b>\$21,893.09</b>

I have reviewed the change orders listed above, and recommend they be approved by the Randolph County Commission.

**E.L. ROBINSON ENGINEERING CO.**

R. Todd Schoolcraft, PLA, ASLA, LEED@GA  
Project Manger

**Office of the  
SHERIFF OF RANDOLPH COUNTY**

**Law Enforcement**  
32 Randolph Avenue  
Suite 201  
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Web: rcsowv.org  
Phone: (304) 636-2111  
Fax (304) 630-0467



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

**Robert R. Elbon Jr., Sheriff**

10/13/2022

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

IN-HOUSE BUDGET REVISION

**Reason for Revision:** To increase the Fund 073 budget for newly acquired TF shares

**REVENUES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
073-368-97-5	TF Forfeiture for Randolph County		\$ 469.68		

TOTAL INCREASE/(DECREASE) REVENUE: \$ - \$ 469.68 \$ - \$ 469.68

**EXPENDITURES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
073-404-59-01	Task Force Equipment	\$ 1,779.00	\$ 469.68		\$ 2,248.68
073-404-4-59-01					

\$ 1,779.00 \$ 469.68 \$ - \$ 2,248.68

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$ 469.68

REVENUE CHANGE LESS EXPENDITURE CHANGE \$ -

Respectfully,

*[Signature]*  
Robert R. Elbon Jr.  
Sheriff/Treasurer

10-20-2022  
DK moved  
DK yes  
CSee yes  
Csiler yes

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**Robert R. Elbon Jr., Sheriff**

10/17/2022

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

**IN-HOUSE BUDGET REVISION**

Reason for Revision: Add TF Contract Services Line

**REVENUES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT

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

**EXPENDITURES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
075-404-2-33-00	Task Force Investigations	\$ 18,500.00		\$ 176.01	\$ 18,323.99
075-404-2-30-00	Task Force Contract Services	\$ -	\$ 176.01		\$ 176.01
		\$ 18,500.00	\$ 176.01	\$ 176.01	\$ 18,500.00

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$ -

REVENUE CHANGE LESS EXPENDITURE CHANGE \$ -

Respectfully,

Robert R. Elbon Jr.  
Sheriff/Treasurer

10-20-2022  
DK moved  
DK yes  
CSA yes  
CSiler yes

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**Robert R. Elbon Jr., Sheriff**

10/17/2022

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

IN-HOUSE BUDGET REVISION

**Reason for Revision:** To increase the home confinement refund line to accommodate requested refund

**REVENUES:**

		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				

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

**EXPENDITURES:**

		PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
ACCOUNT NUMBER	Account Name				
008-705-2-40-00	Home Confinement Refund	\$ -	\$ 300.00		\$ 300.00
008-705-2-30-00	Home Confinement Contract SVCS	\$ 12,000.00		\$ 300.00	\$ 11,700.00
		\$ 12,000.00	\$ 300.00	\$ 300.00	\$ 12,000.00

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$ -

REVENUE CHANGE LESS EXPENDITURE CHANGE \$ -

Respectfully,

Robert R. Elbon Jr.  
Sheriff/Treasurer

10-20-2022  
DK moved  
C see yes  
DK yes  
C skip yes

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**Robert R. Elbon Jr., Sheriff**

10/20/2022

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

**STATE BUDGET REVISION**

**Reason for Revision:** Increase Drug Awareness (HOFNOD) budget line by the amount received from Law Enforcement Partners for the Sheriff's Calendar (Receipt #75109, see attached)

**REVENUES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
001.366.900	Miscellaneous Revenue		\$ 1,100.00		

TOTAL INCREASE/(DECREASE) REVENUE: \$ - \$ 1,100.00 \$ - \$ 1,100.00

**EXPENDITURES:**

ACCOUNT NUMBER	Account Name	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
001-404-3-48-00	Drug Awareness (HOFNOD)	\$ 2,000.00	\$ 1,100.00		\$ 3,100.00
		\$ 2,000.00	\$ 1,100.00	\$ -	\$ 3,100.00

TOTAL INCREASE/(DECREASE) EXPENDITURES: \$ 1,100.00

REVENUE CHANGE LESS EXPENDITURE CHANGE \$ -

Respectfully,

Robert R. Elbon Jr.  
Sheriff/Treasurer

10-20-2022  
DK - moved  
DK - yes  
C see - yes  
C siler - yes