

AGENDA/Minutes
LINCOLN COUNTY COMMISSION
August 20, 2015 at 6:00 p.m.

The Lincoln County Commission, Regular Session on August 20, 2015, 6:00 p.m. in room 108 of the Lincoln County Courthouse

PLEDGE OF ALLEGIANCE

I. CALL TO ORDER

The meeting was called to Order by: KK Matthews, President

<u>MEMBERS</u>	<u>PRESENT</u>
Direl Baker, County Clerk	<u> X </u>
Kerry Matthews, President	<u> X </u>
Charles Vance, Commissioner	<u> X </u>
Phoebe Harless, Commissioner	<u> X </u>

II. APPROVAL OF MINUTES

Motion By: **Charles Vance** Second By: **Phoebe Harless**

To approve the minutes of the regular session of the Lincoln County Commission Meeting that was held on July 9, 2015, at 6:00 p.m.

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

III. PUBLIC COMMENT

Gary Johngrass regarding property

David Callison – brought in a petition signed by the residents of Frank Moore Rd., Griffithsville. They are requesting their road be fixed and paved. Mary is to check with 911 to see if they have renamed the road.

Ted Slone - needs some help with his bridge that washed out during the last flood. He has spoken to people at the DOH and they say Fema will be helping him. Mary is to get his information to Rick Helton.

Jimmy Gillenwater – brought in a petition signed by the residents of Former Gillenwater Hollow now Heritage Road requesting water. Approximately 23 residents would benefit from this. Mary is to ask Lincoln PSD to do a cost estimate on pipe with the length of line needed. Also, see if LPSD can say what they estimate the cost of this project would be.

Ric MacDowell – Update on Greenwaste water project the project started with \$657,888 and is down to \$18,804.00 should be finished in September.

Camp Lake View Free Wednesday update. Next Commission meeting the Commissioners will hand out awards for groups that provided food for the free Wednesdays. On next agenda the needs to advertise for up to 3 opening on the Farmland Protection Board.

IV. DISCUSSION OF CONCERN/POSSIBLE ACTION

Mike Webb Region 2 request for SCBG Draw request for both Big Harts Phase 1 and Frances Creek water projects.

Motion By: **Charles Vance** Second By: **Phoebe Harless**

To approve the Draw Down Request #17 in the amount of \$67,201.98 for the Big Harts Water Project and give KK Matthews, president authorization to sign the documents

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Charles Vance** Second By: **Phoebe Harless**

To approve the Draw Down Request #11 in the amount of \$271,388.05 for the Frances Creek Waterline Extension Project and give KK Matthews, president authorization to sign the documents

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Rick Helton- Proposal for the Commercial Building Permit Fee – proposes a Commercial Rate at \$5.00 per thousand

KK Matthews, President made a motion to approve the new commercial building permit rate increase.

The Motion died for lack of a second.

Jim Oldaker Alum Creek Fire Department - the Alum Creek Fire Department has submitted training expense receipts totaling \$64,595.52 they have \$48,289.90 left in the training money.

Motion By: **KK Matthews** Second By: **Phoebe Harless**

To approve the Alum Creek Fire Department's request of \$48,289.90 from their surplus levy training funds zeroing out line item 001-713-221-201

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Financial Statement and Sheriff's Settlement

Motion By: **Charles Vance** Second By: **KK Matthews**

To approve the hiring of Mary Ann Claytor, Claytor Enterprises, LLC to prepare the financial statement pending her being bonded

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Public Service Commission's Final Order dismissing Case 15-0618-PWD-PC

Motion By: **Charles Vance** Second By: **Phoebe Harless**

To table the Public Service Commission's Final Order dismissing Case 15-0618-PWD-PC until the next meeting when Ron Flora, Esquire will provide resolution and order

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

V. UNFINISHED BUSINESS/POSSIBLE ACTION

Ken Farley, Sheriff – Request for 1 part-time employee for security at both Government Day locations total of \$9,378.00. Commissioner Matthews said he spoke with Ken Farley about this and Ken said he could manage without this employee.

Josh Brumfield, Assessor - Request for funding a part-time position for Government Day
\$10,000.00

KK Matthews, President made a motion to approve the \$10,000.00 request for Josh Brumfield,
Assessor

The Motion died for lack of a second.

Motion By: **Charles Vance** Second By: **Phoebe Harless**

To table the Assessor's request for funding a part-time position for Government Day
\$10,000.00

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Donation to the Branchland Library

Motion By: **KK Matthews** Second By: **Charles Vance**

To approve a matching donation up to \$10,000.00 for the Branchland Library

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

VI. NEW BUSINESS

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the bills as submitted for payment

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the Appointments, Wills and Settlements as submitted by Dirl Baker, County
Clerk

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the Wills done in vacation of the Lincoln County Commission as submitted by Dirl
Baker, Clerk

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

M Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the Exoneration Orders as submitted by Josh Brumfield, Assessor

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve to accept Rick Helton's resignation letter from the Harts Community Center Board

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the Governor's Community Participation Grant in the amount of \$14,250.00 to
assist the Lincoln County Fairs and Festivals with upgrades and give KK Matthews, President
authorization to sign the contract

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve to remove Joseph Stevens as county Fiduciary Commissioner
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To appoint Michelle Tackett as Fiduciary Commissioner
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve Gregory Shumate to the Hatfield/McCoy Trail Board
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve the Resolution of Lincoln County approving the Change of Control of the Cable
 Television Franchise
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve to re-open the Estate of Dianna L. Adkins by executrix Kelli Adkins without a bond
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve the Resolution reorganizing the Hatfield/McCoy Regional Recreation Authority
 pursuant to the recently passed Senate Bill 508
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve to appoint Michelle Tackett as Fiduciary Commissioner over the Estate of Vivian I.
 Arbin
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve to pay for 2 members of the Solid Waste Authority to attend the 2015 Educational
 Conference on Litter Control & Solid Waste Management at a cost of \$852.24
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve the letter to the WV State Surplus Property Program for Hamlin Volunteer Fire
 Department and give KK Matthews, President authorization to sign the letter
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**
 To approve the Notice of Vacancy for 2 Detective positions with the Lincoln County Sheriff's
 Department
 Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

Motion By: **Phoebe Harless** Second By: **Charles Vance**

To approve the amendment to the regulations, policy and operation procedures of the Lincoln County Sheriff's department's rank structure and promotions for Deputy Sheriff's

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**

VII. OPEN DISCUSSION

Charles Vance – He wanted to make sure with the commitments to water projects that we have live documents. That we monitor these year to year and make sure they either request money again the next fiscal year or they use the money within the fiscal year of the request. After the fiscal year they request in we can't promise the money down the road. We need to continue to find money for self-help projects. Next agenda he would like the Commission to contact the Attorney General's Office and check into price gouging at the gas station on Rt. 10 area. The gasoline prices are .50 more on the gallon than anywhere else in the county.

Phoebe Harless – The turkey Shoot is scheduled for September 12, 2015. She would like to send a letter to Parks and Recreation and thank them for their help. On the next agenda she would like to place the McCorkle Community Center vacancies again. We didn't receive any applications last time we advertised for the vacancies. Also, she would like on the next agenda to approve to start working on the Courthouse Facilities Grant. The application is due in October.

KK Matthews – Cell Tower in Yawkey should be ready to start work soon. He appreciates everyone that assisted during the flood in the Yawkey area.

VIII. ADJOURNMENT

Motion By: **KK Matthews**

Second By: **Charles Vance**

To adjourn this session of the Lincoln County Commission at the time of 7:34 p.m., until

September 3, 2015 at 6:00 p.m.

Vote: Harless **Yes** Vance **Yes** Matthews **Yes**