

WEST VIRGINIA:

At a regular meeting of the Raleigh County Commission held on the 7th day of June, 2022 in the Commission Courtroom thereof:

CALL TO ORDER

President Dave Tolliver called the meeting to Order.

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ROLL CALL

Present: David Tolliver, President - Absent
Linda K. Epling, Commissioner
Greg Duckworth, Acting President
Carl Roop, County Attorney
Jay Quesenberry, County Administrator
Billy Michael, Assistant County Administrator

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INVOCATION AND PLEDGE OF ALLEGIANCE

Meeting was opened with the invocation by Pastor Kelly Bowman of Legacy Church, and the recitation of the Pledge of Allegiance.

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DELEGATE CHRISTOPHER TONEY

Delegate Christopher Toney presented the Commission with a \$5000.00 check for Big Coal River Little League.
(SEE EXHIBIT A)

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NEW BUSINESS

EXONERATIONS

Commissioner Epling made a motion to approve 1 exoneration, 0 cancellations and 0 refunds for personal property; and 1 exoneration, 0 cancellations and 0 letters of correction for real property as presented today. Motion was seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT B)

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BUDGET REVISIONS

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision of the County Commission in the amount of \$2,000.00. Motion carried. (SEE EXHIBIT C)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision of the County Clerk in the amount of \$11,500.00. Motion carried. (SEE EXHIBIT D)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision of the County Clerk for Elections in the amount of \$26,000.00. Motion carried. (SEE EXHIBIT E)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Courthouse in the amount of \$59,000.00. Motion carried. (SEE EXHIBIT F)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Other Buildings in the amount of \$102,000.00. Motion carried. (SEE EXHIBIT G)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Data Processing in the amount of \$5,500.00. Motion carried. (SEE EXHIBIT H)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Law Enforcement in the amount of \$25,000.00. Motion carried. (SEE EXHIBIT I)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Sheriff's Service of Process in the amount of \$400.00. Motion carried. (SEE EXHIBIT J)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for the Fire Coordinator in the amount of \$100.00. Motion carried. (SEE EXHIBIT K)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Central Garage in the amount of \$15,000.00. Motion carried. (SEE EXHIBIT L)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the General County Fund Budget Revision for Litter Control in the amount of \$500.00. Motion carried. (SEE EXHIBIT M)

A motion was made by Commissioner Epling and seconded by Commissioner Duckworth to approve the Budget Revision of the Levy for Courthouse in the amount of \$130,000.00. Motion carried. (SEE EXHIBIT N)

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PROCLAMATION RECOGNIZING THE 2021 SHADY SPRING HIGH SCHOOL GIRLS VOLLEYBALL TEAM RUNNERS UP IN THE WEST VIRGINIA STATE AA TOURNAMENT

County Administrator Jay Quesenberry and the Raleigh County Commission honored the 2021 Shady Spring High School Girls Volleyball Team, Runners-up in the West Virginia State AA Tournament. (SEE EXHIBIT O)

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REQUEST COMMENTS, QUESTIONS, OR CONCERNS FROM VOTING AT NEW PRECINCTS DUE TO REDISTRICTING

None

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RALEIGH SOLAR PROJECT; DECOMMISSIONING AGREEMENT

A motion was made by Commissioner Epling to table this item of business. Seconded by Commissioner Duckworth and motion carried.

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APPROVAL OF CLEAR FORK RAILS TO TRAILS DEED TRANSFER FROM THE RALEIGH COUNTY COMMISSION TO RALEIGH COUNTY PARKS AND RECREATION

A motion was made by Commissioner Epling to approve the Clear Fork Rails to Trails Deed transfer from the Raleigh County Commission to the Raleigh County Parks and Recreation. Seconded by Commissioner Duckworth and motion carried.
(SEE BOOK 5076 PAGE 6945)

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HEARING ON MABSCOTT ANNEXATION

Acting President Duckworth declared the hearing on the Mabscott annexation open. Mayor Houck was in attendance and Attorney Ken Sayre joined per phone conference. County Attorney Carl Roop stated the proper notifications have been made. There being no one present to object, the hearing was declared closed.

Commissioner Epling moved to approve the annexation by the Town of Mabscott of a 0.196 acre tract in Town District. Commissioner Duckworth seconded the motion and motion carried. Attorney Sayre will send the Order to County Attorney Carl Roop.

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REQUEST FOR COMMENTS, QUESTIONS, OR CONCERNS ON SECTION 504 PROTECTING PERSONS WITH DISABILITIES

There were no comments (SEE EXHIBIT P)

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APPROVAL OF PAY INCREASE FOR ELECTED OFFICIALS

A motion was made by Commissioner Epling to approve a pay increase for elected officials pursuant to SB172. The motion was seconded by Commissioner Duckworth and motion carried.

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APPROVAL OF PURCHASE OF KARDEX MACHINE FOR VOTER REGISTRATION FROM ALLEGHENY SYSTEMS FOR \$39,953.75

Commissioner Epling moved to approve the purchase of a Kardex machine for Voter Registration from Allegheny Systems in the amount of \$39,953.75. Seconded by Commissioner Duckworth and motion carried.

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REPORT FROM LISA STRADER FROM SOUTHERN WV CONVENTION AND VISITOR'S BUREAU

Lisa Strader, representative for Southern WV Convention and Visitor's Bureau, updated the Commission on their activities during 2021 and the 2022 marketing plan. She stated the nine-county region's Travel Spending decreased 18% during 2021, which was half the national average due to the pandemic.

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APPROVAL OF ISP FOR RALEIGH COUNTY MEMORIAL AIRPORT BROADBAND PROJECT

One proposal was received from Gigabeam Networks LLC.

Commissioner Epling moved to accept the proposal from Gigabeam Networks LLC for the RFP for an ISP partner for the Airport/Industrial Park Broadband Expansion Project. Seconded by Commissioner Duckworth and motion carried.

(SEE EXHIBIT Q)

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REPORT FROM CHRIS DAVIS ON OPIOID SETTLEMENT

Commissioner Duckworth stated a Special Session will be held on Tuesday, June 14, 2022 at 9:00 a.m. to discuss and approve the Memorandum of Understanding and Resolution regarding the Opioid Settlement.

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RHODELL PROPERTY TRANSFER TO THE RHODELL VOLUNTEER FIRE DEPARTMENT

As recommended by County Attorney Carl Roop, a motion was made by Commissioner Epling to approve the transfer of the property in Rhodell (SUR 5.88 ACS TR STONECOAL JUNCTION) to the Rhodell Volunteer Fire Department. Seconded by Commissioner Duckworth and motion carried. (SEE BOOK PAGE)

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APPROVAL OF GLEN MORGAN AGREEMENT ON PROPERTY IMPROVEMENT WITH BECKLEY-RALEIGH COUNTY CHAMBER OF COMMERCE

Upon the recommendation of County Attorney Carl Roop, Commissioner Epling moved to approve the Agreement with the Division of Highways and this Commission regarding the property improvement project of the I-64 bridge over Beaver Creek. Seconded by Commissioner Duckworth and motion carried. (SEE EXHIBIT R)

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APPROVAL OF 2022 TAX YEAR REAL ESTATE AND PERSONAL PROPERTY OATH PAGES

A motion was made by Commissioner Epling to approve the 2022 Tax Year Real Estate and Personal Property Oath Pages. Seconded by Commissioner Duckworth and motion carried.

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PUBLIC HERARING ON REZONE: CUSTOM HOLDING INC. (R1 TO B1)

As recommended by the Planning and Zoning Board, Commissioner Epling moved to approve the Order on the Petition of Custom Holdings, Inc., to rezone the .54 Acres in Midway from Rural/Residential to Commercial. Seconded by Commissioner Duckworth and motion carried. (SEE EXHIBIT S)

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APPROVAL OF STREET NAMES AT LAKE STEPHENS – DAM DRIVE, OVERLOOK AVENUE; RECREATION ROAD; FISHERMANS LANE; LODGING LANE; S'MORES STREET; CAMPFIRE R OAD; CABIN ROAD; AND EVENT CIRCLE

Upon the recommendation of the 911 Center, a motion was made by Commissioner Epling to approve the following Street names at Lake Stephens:

- Dam Drive
- Overlook Avenue
- Recreation Road
- Fisherman's Lane
- Lodging Lane
- S'mores Street
- Campfire Road
- Cabin Road
- Event Circle

Seconded by Commissioner Duckworth and motion carried. (SEE EXHIBIT T)

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APPROVAL OF WHITE OAK AML PILOT DRAWDOWN #5 IN THE AMOUNT OF \$20,451.59

A motion was made by Commissioner Epling to approve the White Oak Water Project AML Pilot Program Grant Drawdown #5 in the amount of \$20, 451.50. Seconded by Commissioner Duckworth and motion carried. (SEE EXHIBIT U)

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APPROVAL OF NORTH BECKLEY PSD: PINEYVIEW / BATOFF MOUNTAIN SEWER EXTENSION PROJECT WV DEP AMLER GRANT APPLICATION

A motion was made by Commissioner Epling to approve the North Beckley PSD Piney View / Batoff Mountain Sewer Extension Project WV DEP Amler Grant Application. Seconded by Commissioner Duckworth and motion carried.

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APPROVAL OF DUI GRANT FOR SHERIFF'S DEPARTMENT FOR \$5000

Commissioner Epling moved to approve the \$5,000.00 DUI Grant for the Sheriff's Department for Drunk Driving Prevention. The motion was seconded by Commissioner Duckworth and motion carried.

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OLD BUSINESS

A moment of silence was taken to honor Thomas Baker, Nicholas County Deputy Sheriff that was killed in the line of duty. Mr. Baker had previously worked for the Raleigh County Sheriff's Department.

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PUBLIC PARTICIPATION

None

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APPROVAL OF MINUTES

A motion was made by Commissioner Duckworth to approve the April 19, 2022 Regular Session minutes of this Commission. Seconded by Commissioner Epling and motion carried unanimously.

A motion was made by Commissioner Duckworth to approve the May 3, 2022 Regular Session minutes of this Commission. Seconded by Commissioner Epling and motion carried unanimously.

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VACATION ORDERS

Commissioner Epling moved to approve the Vacation Orders from May 17, 2022 to June 6, 2022, inclusive. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT V)

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FINAL ACCOUNTINGS AND WAIVERS OF FINAL SETTLEMENT

The Objections and Exceptions of the Fiduciary Supervisor were presented to the Commission. (SEE EXHIBIT W)

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APPOINTMENTS

A motion was made by Commissioner Epling to approve the reappointment of Greg Duckworth to the Beckley-Raleigh County Convention and Visitor's Bureau. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT X)

A motion was made by Commissioner Epling to approve the reappointment of Molly Williams to the Beckley-Raleigh County Convention and Visitor's Bureau. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT Y)

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ADJOURNMENT

A motion was made by Commissioner Epling to adjourn until the next Commission Meeting on June 21, 2022 at 10:00 a.m. Seconded by Commissioner Duckworth and motion carried unanimously.

s/ _____
Greg Duckworth
Acting President

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