

STATE OF WEST VIRGINIA

RANDOLPH COUNTY COMMISSION SS:

At a regular session of the Randolph County Commission in and for the aforesaid County and State, at the James F. Cain Court House Annex, on the 5th day of May, 2016 at 1:30 p.m.

PRESENT: Michael Taylor, President of the Randolph County Commission and Joyce Johns and Chris See, Commissioners thereof.

Meeting called to order by Commissioner Taylor

PUBLIC COMMENT:

Phil Hudok appeared before the Commission. He said he has a first amendment petition for timely action to be taken by the acting Randolph County Commissioners addressing the violation in Randolph County West Virginia of Article 6 Section 47 of the West Virginia Constitution. He said Article 6 Section 47 states that no charter or incorporation shall be granted to any church or religious denomination, provisions may be made by general laws for securing the title to church property and for the sale and transfer thereof so that it shall be held, used or transferred for the purposes of such church or religious denomination. He said this secures churches from undue government influence. He said in reality churches are to be nontaxable, they are not to be seized as properties or corporate creations, and they are to render unto God only. He said a few years ago he spoke with Attorney General Patrick Morrisey about this violation. There were three meetings held but nothing has been done. He said this rule of law is being violated and he takes that very seriously and so should they. Commissioner Taylor said they will take his request under consideration.

MINUTES:

Commissioner Johns moved to approve the minutes from the special meeting that was held on April 19, 2016 to lay the levy rate, as submitted.

All yes – Motion passed unanimously

Commissioner Johns moved to approve the minutes from the regular meeting that was held on April 21, 2016, as submitted.

All yes – Motion passed unanimously

REPORTS:

Erin Golden, Director of North Central Community Corrections, appeared before the Commission. She said there are currently 94 on the program. This program has saved the County \$1,355,776.25 in regional jail bills so far this fiscal year. She said she believes they will surpass the amount saved last year. She said June 1st and June 2nd will be the grant presentation in Charleston. She said the Community Corrections board meeting will be held on May 12th.

Commissioner Taylor and Deputy Clerk Karla Mahanes reported that the last day of early voting will be May 7, 2016 and Primary Election Day will be May 10, 2016 and the polls open at 6:30 a.m. and close at 7:30 p.m.

CORRESPONDENCE: None

ANNOUNCEMENTS:

Commissioner Taylor announced that the next County Commission meeting will be held Thursday May 19, 2016 at 1:30 pm

ITEMS FOR DISCUSSION/ACTION

CONSIDER FUNDING REQUEST FROM THE CHAMBER OF COMMERCE FOR MOUNTAIN STATE STREET MACHINES AND FIRE WORK DISPLAY DURING THE 4TH OF JULY EVENTS HELD IN DOWNTOWN ELKINS (See letter attached)

Chelsey Jones, Executive Director of the Elkins-Randolph County Chamber of Commerce, appeared before the Commission. She said she was there on behalf of Mountain State Street Machines which is one of their largest draws in Randolph County bringing over 500 show cars to the area with their families and friends. This year the auto extravaganza will be taking place July 1-3 downtown. She said she is here today to ask for funding in the amount of \$5,000.00 towards their fireworks display. They are working very hard to have something new and different. It will be moved to D & E College so people can sit on the lawn and watch the fireworks. Commissioner Johns moved to donate \$5,000.00 to the Elkins-Randolph County Chamber of Commerce for their 4th of July extravaganza, and it is to be taken out of Hotel/Motel Tax.

All yes – Motion passed unanimously

CONSIDER FUNDING REQUEST FROM THE CITY OF MILL CREEK FOR HAMIL PARK PROJECT

Mill Creek Mayor, Bill Brock appeared before the Commission. He said they have been working on their community building in Mill Creek for about five years now and they have received a grant from the state of \$20,000.00. They have received \$16,550.00 in donations and they have taken \$73,620.00 out of their budgeted money, which was budgeted for that project, which brings it to a total of \$110,170.00 that they have spent so far. He said they are near to getting it done but need some more funding to be able to finish it. He said the exterior is pretty much complete but they need to complete the inside of it. Commissioner Johns moved to approve the funding request from the City of Mill Creek for the Hamil Park Project in the amount of \$10,000.00, and that is to be taken out of Hotel/Motel Tax.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF RE-APPOINTMENT TO THE RUSSELL MEMORIAL LIBRARY BOARD

Commissioner See moved to re-appoint Rachel Rader to the Russell Memorial Library Board of Trustees for a five term beginning on July 1, 2016 and ending on June 30, 2021.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF OLD TIMERS REUNION REQUEST OF NO OBJECTION TO THE ISSUANCE OF A BEER PERMIT LICENSE DURING THEIR EVENT TO BE HELD SEPTEMBER 1-5, 2016

Commissioner Taylor said this is a yearly request we receive and we are not aware of any problems.

Commissioner Johns moved to approve the signing of the letter of no objection to the issuance of a beer permit license for the Old Timers Reunion to be held September 1-5, 2016.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF RESOLUTION OF SUPPORT FOR BROADBAND PROJECT WITH THE RANDOLPH COUNTY DEVELOPMENT AUTHORITY

Commissioner Taylor said this was discussed at the Randolph County Development Authority meeting last night and what they are doing is the Randolph County Development Authority in connection with Barbour County, Randolph County, Lewis County, Upshur County, Tucker County are all working on a grant. He read the Resolution out loud. They are going to form an LLC named the Central WV Development Association, LLC and then they will apply for a grant to expand broadband service to areas in all the counties involved.

Commissioner See moved to approve the signing of Resolution #05-2016 for Randolph Counties support of the dual development entity of the broadband project.

All yes – Motion passed unanimously

CONSIDER APPROVAL AND RELEASE OF JOINT LETTER BETWEEN UPSHUR COUNTY AND RANDOLPH COUNTY COMMISSION REGARDING ROBERT GRANDUSKY COMPLAINT

Commissioner Taylor said this item is a lengthy letter that was already read at the Upshur County Commission meeting earlier. He said he did not want to read the whole thing out loud but would touch on some of the main points. He said this is in regards to a complaint that was filed by Robert Grandusky of the Ellamore area. He said a little over a year ago the Office of Emergency Management in Randolph County and Upshur County conducted a very intensive inquiry and this is a result of that. He said on April 17, 2015 the Upshur County 911 Center received an emergency call from the residence of Robert Grandusky located on the Randolph County side of Ellamore. As a result of the response provided to the call Mr. Grandusky has asked both the Randolph County Commission and the Upshur County Commission to review their dispatch procedures, further he asked that both Commissions enter into a mutual aid agreement that would allow for the dual dispatch of Coalton Fire Department and the Ellamore Fire Department to respond to emergency medical calls in the Ellamore area. He said there are some limitations imposed upon the fire departments as to how much emergency medical support that a fireman can do. Commissioner See moved to approve the signing of the results of the inquiry and press release relative to the complaint filed by Mr. Robert Grandusky, as submitted.

All yes – Motion passed unanimously

CONSIDER APPROVAL OF THE RECOMMENDATION OF SPECIAL FIDUCIARY COMMISSIONER ON THE ESTATES OF CLAUDE VERNON LOWTHER AND THELMA LOUISE LOWTHER

Deputy Clerk, Karla Mahanes provided a copy of the recommendation of Heather Weese, Special Fiduciary Commissioner to the Commission. She explained that some of the heirs of this estate had filed objections and asked for the personal representatives to be removed. She said that Heather Weese held a hearing on April 8, 2016 and denied their request for removal of the personal representatives.

Commissioner Johns moved to table the request of the approval of the recommendation of special fiduciary commissioner on the above estates until the next meeting that will be held May 19, 2016.

All yes – Motion passed unanimously

FINAL SETTLEMENTS/ANNUAL ACCOUNTINGS

Commissioner Johns moved to approve the eight final settlements, as submitted.

Lily Gladys Morgan

Frances M. Girard

Tina Marie Shaffer

Francis Wayne Kesling

Rodney Joseph Shaffer

Brenda Kay Carr

Freddie Allen Rose, Sr.

Juanita Mae Cool

All yes – Motion passed unanimously

BUDGET REVISIONS (See copies attached)

Commissioner Johns moved to approve the two budget revisions, as submitted.

All yes – Motion passed unanimously

DIVISION OF PROPERTY/ERRONEOUS ASSESSMENTS

Commissioner Johns moved to approve the erroneous assessments, as submitted.

All yes – Motion passed unanimously

PAYMENT OF BILLS

Commissioner Johns moved to pay the bills, as submitted.

All yes – Motion passed unanimously

ADJOURN THE MEETING

Commissioner Johns moved to adjourn the meeting.

All yes – Motion passed unanimously

Attest: _____