

Morgan County Commission

Meeting Minutes

January 28, 2010

Members Present: Thomas Swaim, Brenda Hutchinson and Stacy Dugan

The meeting was opened by Debra Kesecker, County Clerk 9:33 a.m.

ADMINISTRATION ITEMS:

Meeting Minutes

On a Stacy Dugan/Thomas Swaim motion, the County Commission approved the minutes from the January 21, 2010 meeting with proposed language changes. This motion carried.

County Administrator Job Description

The County Commission made an amendment to the job description for the County Administrator. The County Administrator will oversee the Animal Control Officer. The amendment is included in the job description. The County Commission previously made a motion to approve the County Administrator job description at the January 14, 2010.

Animal Control Officer Job Description

The County Commission made an amendment to the Animal Control Officer Job Description. The Animal Control Officer will report to the County Administrator. The Commission approved the amendment. On a Stacy Dugan/Thomas Swaim motion, the County Commission approves the Animal Control Officer's job description with the amendment and language changes. This motion carried.

Insurance Quotes

Commissioner Swaim requested that the County Administrator obtain a quote on the property and liability insurance premiums from the West Virginia Risk Pool Insurance Company, and a quote on the health insurance premium from Mountain State Blue Cross Blue Shield Insurance Company. Commissioner Swaim requested the quotes before the annual budget meeting held on March 5, 2010.

Re-appointment to Civil Service Commission Board

On a Thomas Swaim/Stacy Dugan motion, the County Commission hereby re-appoints Joe D. Michael to the Civil Service Commission. The appointment is effective immediately and will expire October 31, 2013. This motion carried.

Morgan County Canine Restraint and Outdoor Enclosure Ordinance

The County Commission signed the enacted page for the Morgan County Canine Restraint and Outdoor Enclosure Ordinance.

AGENDA ITEMS:

Isaac Bohrer- Interview for re-appointment for Public Service District Board

Isaac Bohrer approached the Commission for an interview to be re-appointed to the Public Service District Board. Commissioner Hutchinson asked Mr. Bohrer if he is still interested in serving on the board. Mr. Bohrer stated that he is. Commissioner Dugan asked Mr. Bohrer

if he will have trouble attending meetings. Mr. Bohrer explained that he has not missed one meeting since he was appointed on the board.

Commissioner Dugan discussed with Mr. Bohrer the possibility of having the meeting minutes posted on the website and explained that she has not received any meeting minutes since her request at their October 2009 meeting. Andy Jurick, chairman of the board approached the Commission and explained that Rodney Hovermale, manager of the Warm Springs Public Service District, had emailed the meeting minutes to Maxie Maggio on her last day of employment at the County Commission office to be posted on the website. Mr. Bohrer stated that he will ask Mr. Hovermale to email them again. Andrew Jurick requested that the Commission consider re-appointing Issac Bohrer to the Public Service District Board. Commissioner Dugan asked Mr. Jurick if he could explain the billing rate increase and stated that she has been getting several questions and complaints from the public. Commissioner Dugan asked if the rate increase was advertised. Mr. Jurick explained that the rate increase was advertised in the Morgan Messenger for 2 weeks and that there was a public hearing. Commissioner Hutchinson asked where the ads for the rate increase were placed in the Morgan Messenger. Mr. Jurick responded that they were in the "public notice" section of the paper. Commissioner Hutchinson stated that it would be difficult for the average citizen to see such a posting and suggested placing notices on the county website. Mr. Jurick explained that the rate increase was approved in October and will take effect on the February bills. Paul Zorich, board member of the Public Service District board approached the Commission and explained that Mr. Bohrer has a background in working for a large utility company. Mr. Zorich explained that all three of them serve on the board voluntarily and although they are entitled to compensation for attending meetings, they do not accept the compensation. Mr. Zorich requested that the Commission reappoint Mr. Bohrer to the board. Commissioner Swaim stated that he is impressed that they could get \$1500.00/ year compensation but they refuse the money and continue to volunteer their time. Commissioner Hutchinson thanked the board members and Mr. Bohrer and stated that they were very informative. The Commission has more interviews to perform before they make a decision.

Decision on applicants to interview for Building Commission Board

The County Commission reviewed the volunteer applications for the Building Commission Board. The Commission chose Gary Nelson, Barbara Tutor and Pat Logsdon to be interviewed for the Building Commission Board. The Commission Secretary will set up the interviews.

Aaron Robertson- Community Calendar

Aaron Robertson, County Webmaster, presented a policy for the community calendar for the Commission to review and sign. Mr. Robertson explained that the calendar is to get the community involved on the county website. Mr. Robertson explained that the community can advertise events in Morgan County on the website at no cost. On a Stacy Dugan/Thomas Swaim motion, the County Commission accepts the community calendar policy to go into effect immediately. This motion carried. The community calendar and policy will be posted on the County Commission website.

Dave Michael / Peggy Oakes- Issues concerning the Addressing Department

Peggy Oakes, 911 Addressing Administrator, approached the Commission and presented a list of addressing department concerns. Commissioner Swaim stated that the Commission created a chain of command chart; and according to the chart, Dave Michael is the immediate supervisor for the 911 Addressing Department, and Bill Clark is Mr. Michael's immediate supervisor. Commissioner Swaim stated that he does not understand why the Commission is involved. Commissioner Hutchinson responded that the current County

Administrator, Bill Clark, has to be out of the office quite often due to his duties as Economic Development Director. Commissioner Hutchinson explained that when the new County Administrator starts in February, problems will go to her, if the problems cannot be resolved, then it will be handed to the County Commission. Ms. Oakes then explained that a month ago, Commissioner Hutchinson asked her how the addressing was going, and Ms. Oakes stated there were a few bumps. 911 Addressing Department Supervisor, Dave Michael, approached the Commission and explained that he just received the list of concerns a few minutes ago. Mr. Michael explained that he does not feel he has supervisory authority and this list could have been taken to the County Administrator. Commissioner Dugan stated that Mr. Michael does have supervisory authority over the 911 addressing department. Mr. Michael explained the need to have two people involved in the addressing department. Mr. Michael also explained the need for new addressing equipment in the Jeep and estimated the cost to be \$500.00. Commissioner Hutchinson explained that Commissioner Hutchinson requested that Ms. Oakes get with Mr. Michael to discuss the questions on the list. Mr. Michael agreed and stated that in the future, all technical issues get discussed with him and all other issues be discussed with the County Administrator. Ms. Oakes stated that she wanted to clarify things to keep things running smoothly in the office.

Bill Clark- Recovery Bonds pre-certification application

Economic Development Authority Director, Bill Clark, approached the Commission and presented a preliminary certification for recovery zone economic development bonds. Mr. Clark explained that the pre-certification application for the bonds is due no later than January 31, 2010. Mr. Clark explained that the allocation is 1.8 million to 2.3 million and could possibly be used for a Morgan County Senior Center/ Health Department facility to be constructed on the property adjoining the new War Memorial Hospital. The Commission reviewed the pre-certification application and Commission President, Brenda Hutchinson, signed the application.

Dawn White- Interview for Public Service District Board

Dawn White approached the Commission for an interview for the Public Service District Board. Commissioner Dugan asked Ms. White why she is interested in sitting on the board. Ms. White explained that she had represented the Solid Waste Authority in Jefferson County. Ms. White explained the two law suit cases that were brought against the Public Service District Board and that the Public Service District Board lost both cases. Ms. White explained that she has looked at the board meeting minutes, and the minutes are in beautiful order and kept well; but the documented resolutions are not carried out. Ms. White stated that the manager, Rodney Hovermale does not listen to the board; and it is an inadequately functioning entity. Ms. White stated that during the Floyd Beddow lawsuit case, a statement was made in court that the chairman of the board was living with the mother of the manager from the Warm Springs Public Service District. Commissioner Dugan asked Ms. White if she can attend meetings. Ms. White stated she does not have a problem attending the meetings. Commissioner Swaim told Ms. White that he was curious about why she is interested in sitting on the board when she does not vote in this county. Ms. White explained that she cannot vote because she is not a citizen. She has been in this country for a very long time. Ms. White stated that she had been employed in Washington, DC for a large bank. Ms. White explained that she applied for the Public Service District board because there are problems that need dealt with; and if the Commission cannot find someone else, she is willing to serve on the board. Andrew Jurick, representing the Public Service District Board, approached the Commission and explained that the Beddow case was a billing matter that got out of hand during the 522 line extension. Mr. Jurick explained that in court, Mr. Beddow made the comment that Mr. Jurick was manager, Rodney Hovermale's future father-in-law. Mr. Jurick stated that this comment was

absolutely not true. He lives across the road from Mr. Hovermale's mother, and they are just friends. Commissioner Dugan asked Mr. Jurick how much money has been spent on legal fees. Mr. Jurick stated he was not sure of a specific amount. Commissioner Hutchinson requested that the Public Service District Board present the amount spent on legal fees to the Commission as soon as possible. Commissioner Dugan asked which bank the board uses, and Mr. Jurick stated it was CNB Bank. Commissioner Dugan asked if having a member of the bank on the board is a conflict of interest. Mr. Jurick explained that at the time Tom Rokisky served on the board in 2004, he would recuse himself with any issues involving the bank. Ms. White suggested to the Commission that the Public Service District Board should bid their legal fees out. Commissioner Hutchinson asked if the Public Service District Board had bid their legal fees out and Mr. Jurick stated they had not because he did not believe that any legal fees were over the \$15,000 ceiling that would require putting the legal fees out to bid. Commissioner Hutchinson stated that she thought that the legal fees for the sewer extension on Fairview Drive must have exceeded that limit. Mr. Jurick said the legal work for the Fairview Project was broken into several projects. Commissioner Hutchinson thanked Ms. White for coming in and again asked that the Public Service District board provide the amount of their legal fees to the Commission. Commissioner Hutchinson also explained that the Commission has more individuals to be interviewed before a decision can be made.

Inclement Weather Policy for Courthouse Complex

The County Commission received a letter from Circuit Court Judge Yoder, stating his thoughts on explaining the closing the courthouse due to inclement weather or in an emergency. The Commission reviewed the letter and decided to create a liberal leave policy. The Commission will vote on the liberal leave policy at the next County Commission meeting on February 4, 2010.

Adjournment

On a Stacy Dugan/Thomas Swaim motion, the County Commission adjourned the meeting at 12:20 p.m. This motion carried.

Gross Payroll

\$76,600.53