

# Morgan County Commission

## Meeting Minutes

### July 8, 2010

Members Present: Thomas Swaim, Brenda Hutchinson and Stacy Dugan

The meeting was opened by Debra Kesecker, County Clerk at 3:35 p.m.

#### ADMINISTRATION ITEMS:

On a Stacy Dugan/Thomas Swaim motion, the County Commission approved the meeting minutes from the July 1, 2010 County Commission meeting. This motion carried.

#### Courthouse Open House

The Commissioners discussed an open house ceremony for the courthouse. Commissioner Swaim stated that he was not in favor of having the open house until the Sheriff's Department was moved in the courthouse. Commissioners Dugan and Hutchinson agreed with the original plan of having the open house ceremony in September. Commissioner Dugan agreed to work on the refreshments and plans for the ceremony. A definite date in September will be set at a later time.

#### Conference Call with Tom Potts, Architect regarding mechanical problems with the courthouse

The County Commission held a conference call with Tom Potts, Architect for Silling Associates, Inc. Mr. Potts explained that the mechanical systems in the courthouse are not functioning correctly. Mr. Potts explained that the air conditioning unit for the 2nd and 3rd floor is not working correctly. Mr. Potts stated that 2 of the 3 pumps are not working and someone will come to check the problem on Tuesday, July 13, 2010. The Commission discussed their options and on a unanimous vote decided to go forward with the moving plan in the courthouse.

#### Poll Workers Salary Increase

Debra Kesecker, County Clerk, approached the County Commission to discuss the possibility of a salary increase for the poll workers. Ms. Kesecker stated that currently the poll workers are paid \$25.00 for training and \$90.00 for working on election day. Ms. Kesecker requested that the Commission consider raising the salary for poll workers to \$35.00 for the training and \$120.00 for working on election day. The Commission approved the request for the salary increase for poll workers.

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#### AGENDA ITEMS:

##### Jody McClintock- Administrator's Report

Ms. McClintock approached the Commission and stated that if the move into the courthouse remains on schedule, the County Commission meeting on August 5, 2010 will be in the courthouse in the County Commission Meeting Room.

## Sheriff Vince Shambaugh- Promotions, Budget Review

### - Security Issues

### - Courthouse furniture

### Promotions, Budget Review

Sheriff Vince Shambaugh and Chief Deputy Tony Link approached the Commission to discuss the budget review, security issues and courthouse furniture. Sheriff Shambaugh reviewed the list of questions presented by Commissioner Hutchinson and the Sheriff presented written answers to the Commission. Sheriff Shambaugh stated that at least 2 additional bailiffs will be needed for the security of the courthouse. The Sheriff requested an additional \$1200.00 to cover promotions within his department. The Commission requested that he take this amount out of his overtime budget. Sheriff Shambaugh agreed.

### Security Issues

Sheriff Shambaugh and Chief Deputy Tony Link approached the Commission to discuss the security issues with the new courthouse. Chief Deputy Link explained that there will be a metal monitoring screening system in the area in front of the elevator and stairs for all individuals to pass through before proceeding into the courthouse offices. Sheriff Shambaugh stated that all personal items retrieved will be kept in a locked secure place. Chief Deputy Link stated that no cell phones will be allowed on the second or third floors. Chief Deputy Link stated that employees will have proxy cards to enter the building and offices. There was discussion about whether employees will be screened as they enter the building and which entrance they will use, the front or back entrance. Sheriff Shambaugh stated that the original plan was for the employees to use the back entrance and not be screened. Cindy Largent-Hill, a citizen stated that a building cannot be completely secure unless everyone is screened, including employees. Sheriff Shambaugh stated that he would be willing to screen the employees as well. Sammy Swaim, a citizen, stated that it is ridiculous for security to be on the first floor. Mr. Swaim stated that we live in Morgan County, not Washington, D.C. Steve Hutchinson, a citizen, asked if there is a background check on the county employees. Mr. Hutchinson stated that the Commission should revisit the issue and take another vote. Commissioner Hutchinson stated that she voted against having security on the first floor and she has not changed her mind. Commissioner Hutchinson stated that it is up to her fellow Commissioners to recend their votes. Commissioners Dugan and Swaim stated that they will not change their votes. Commissioner Hutchinson requested that the Sheriff present a written security plan for the first floor to the Commission. Chief Deputy Link said he would have it to the Commission by Monday, July 12, 2010.

### Courthouse Furniture

Sheriff Shambaugh approached the Commission and stated that the renovations needed for the Sheriff's Department to move into the Magistrate Building will cost \$8500.00 instead of \$12,000.00. Sheriff Shambaugh stated that the Sheriff's Department will need desks and chairs. Danielle Hofe, Probation Officer, approached the Commission and explained that the Probation Office will be giving furniture to the Sheriff's Department.

Ms. Hofe stated that the Probation Office can purchase furniture from the Supreme Court at a huge discounted price. Commissioner Hutchinson asked Ms. Hofe to present a memorandum with the price list for the furniture that will need to be purchased and follow up with the Commission. Ms. Hofe agreed and will follow up with the Commission at the July 15, 2010 County Commission meeting.

### Jim Hoyt- Security Issue regarding laptops in the courthouse

Jim Hoyt approached the Commission regarding laptops in the courthouse. Mr. Hoyt asked if laptops will be allowed in the courthouse. Chief Deputy Tony Link stated that laptops will be allowed on the first floor only. Mr. Link stated that laptops and cell phones will not be allowed on the second or third floors.

#### Dr. Pam Quarantillo- future of medical office building once new hospital is complete

Dr. Pam Quarantillo approached the Commission and explained that she and her husband have a medical practice and stated that they rent office space for their medical practice on the ground floor in the building next to the existing hospital. Dr. Quarantillo stated that the building is a county owned building and asked if they will be able to continue renting the office space once the new hospital is complete. Dr. Quarantillo stated that in the future if a new building is built for a health department/senior center, they would be willing to rent space in the building for their medical practice. The Commission agreed to continue renting space to the Quarantillos and stated that if a new health department/senior center building is built, the Quarantillos could rent available space for their medical practice. Dr. Quarantillo thanked the Commission for their time.

#### Ambulance Fee Board

Kevin Duckwall, representing the Morgan County Rescue Squad approached the Commission and presented a draft ordinance for a Morgan County Emergency Medical Services Board, Inc. Mr. Duckwall stated that the Morgan County Rescue Squad would like to create an ambulance board. Mr. Duckwall stated that the board will manage the special emergency ambulance service fees. Mr. Duckwall stated that Dr. Andrew Berens will be the medical director on the board. The Commission questioned the percentage stated in the document to cover the county's expense for administering the collection of the ambulance fee. Commissioner Hutchinson requested that the fee be increased from 5% to 10%. She asked Mr. Duckwall to take this request back to his Board for consideration.

#### Re-appointments of the Local Emergency Planning Commission members

On a Stacy Dugan/Thomas Swaim motion, the County Commission hereby re-appoints Alton Wolfe, Vernon Franklin, John Coleman and JJ Steiner to the Morgan County Local Emergency Planning Committee for a three year term. These appointments are effective immediately and will expire June 30, 2013. This motion carried.

#### Decision on cleaning equipment for courthouse

Jody McClintock, County Administrator, approached the Commission to discuss the cleaning equipment for the courthouse. Ms. McClintock presented a handout to the Commission. Ms. McClintock suggested the Commission purchase a floor scrubber, pull cart, vacuum and a trash can on wheels. The Commission discussed the items and agreed. On a unanimous vote, the County Commission agreed to purchase a floor scrubber, up-right vacuum, trash can on wheels and a pull cart.

#### Zoning Ordinance changes-possible scheduling of public hearing

Alma Gorse, County Planner, approached the Commission and presented a review of public comments and proposed changes to the Zoning Ordinance. Commissioner Hutchinson stated that the Commission is here to discuss changes to the ordinance. Ms. Gorse viewed the list of changes with the Commission. Please see attached.

After reviewing the changes, Commissioner Hutchinson asked for public comments or concerns regarding the ordinance changes. Phil Sturman, representing the Chamber of Commerce, approached the Commission and presented a written request suggesting zoning be delayed. Katy Fidler, representing Eastern Panhandle Homebuilders Association, approached the Commission and requested that the zoning ordinance get postponed. Eric Pritchard approached the Commission regarding the comprehensive plan. Mr. Pritchard stated that the comprehensive plan is not valid. After listening to public comments, the County Commission set a date for a public hearing to hear the proposed changes to the zoning ordinance. The date set for the public hearing is July 29, 2010 at 7:00 p.m. in the County Commission meeting room in the courthouse.

#### Bob Ford- Radio debate with County Commission on zoning

Bob Ford, representing PROMOTE, a property rights organization approached the Commission and invited them to do a radio debate sponsored and paid for by the PROMOTE Organization. Mr. Ford explained that the debate is on zoning. Mr. Ford stated that the citizens are being asked to vote on zoning so they should be educated on zoning and know what they are voting for. Mr. Ford stated that the debate will be aired on the local radio station, WCST. Commissioner Hutchinson stated that she can only speak for herself. She agrees that the citizens should be educated on zoning, she also believes that the County Commission should not debate the issue of zoning.

Commissioner Hutchinson stated that she would encourage a pro-zoning group to participate in the debate, but it is inappropriate for the County Commissioner to debate any organization in the County on any issue. Commissioner Swaim stated that he agrees that the people should be educated and they need to read the zoning ordinance before they vote. Commissioner Swaim stated that he also believes it is not the place of a County Commissioner to participate in a debate. Commissioner Swaim stated that you cannot debate without taking sides. Commissioner Dugan stated that she is willing to talk to people anytime concerning zoning. Commissioner Dugan stated that at one time, Mr. Ford was a County Commissioner and did not follow proper permit issues which resulted in a lawsuit, and now he wants a debate. Mr. Ford stated that Commissioner Dugan needs to read and study the whole case and she would learn that he was not in the wrong, and he won the lawsuit. Commissioner Dugan stated that she agrees it is not the place of a Commissioner to participate in the debate.

#### Adjournment

On a Stacy Dugan/Thomas Swaim motion, the County Commission adjourned the meeting at 8:20 p.m. This motion carried.