

Morgan County Commission
Meeting Minutes
October 21, 2010

Members Present: Thomas Swaim, Brenda Hutchinson and Stacy Dugan

The meeting was opened by Cathy Payne, Chief Deputy County Clerk at 9:30 a.m.

ADMINISTRATION ITEMS:

On a Stacy Dugan/Thomas Swaim motion, the County Commission approved the meeting minutes from the October 14, 2010 County Commission meeting. This motion carried.

Carol York, Grants Assistant- West Virginia County Records Management and Preservation Grant Program 2011-2012

Carol York, Grants Assistant, approached the Commission and presented a handout of the West Virginia County Records Management and Preservation Grant Program 2011-2012. Ms. York explained that the records management grant will provide shelving for the Circuit Clerk, Assessor and the County Clerk's office. Ms. York stated that she has provided a priority list for the offices. The Commission reviewed the handout and approved the priority list.

Carol York, Grants Assistant- WV Department of Transportation Recreational Trails program resolution

Carol York, Grants Assistant, approached the Commission and presented a resolution for the WV Department of Transportation Recreational Trails. Ms. York explained that the resolution is in support of applying for funding under the WVDOT Recreational Trails program and the Morgan County Parks and Recreation would like to file an intent-to-apply application for construction of a recreational trail at the Route 522 Ball Fields Recreational Area. Commissioner Hutchinson stated that at the Parks and Recreation meeting the previous night, there was a motion passed to go forward with the plan. On a Thomas Swaim/Stacy Dugan motion, the County Commission authorizes Brenda J. Hutchinson, President of the Morgan County Commission, to act on its behalf as the official representative for the Commission in the administration of the West Virginia Department of Transportation Recreational Trails program. This motion carried.

Parks and Recreation Update

Commissioner Hutchinson gave an update to the Commission regarding the Parks and Recreation Board. Commissioner Hutchinson stated that the remediation plan is still in effect for the soccer field, and they have one more treatment left to perform.

Commissioner Hutchinson stated that the grass is growing well, and the property still needs going over with a metal detector.

Public Service District Board

Commissioner Hutchinson stated that the Commission has received an application from Mike Jenkins regarding the Warm Springs Public Service District. Commissioner Swaim stated that they also received one from Ike Bohrer and stated that he would like to be re-appointed to the board. Commissioner Dugan stated that she knows of one more individual that is interested, but they have not turned in an application yet. The Commission agreed to perform interviews for the vacant seat on the board.

Legislative Summit Meeting

Commissioner Hutchinson stated that the date for the Legislative Summit meeting held at the Woods Resort has been moved to November 30, 2010. At the previous Commission meeting, Commissioner Hutchinson asked that each Commissioner submit topics for discussion. Commissioner Hutchinson discussed the topics she was hoping to discuss at the meeting. Commissioner Dugan stated that she is still working on her list of topics. Commissioner Swaim stated that Commissioner Hutchinson covered the topics he was going to present.

Zoning Ordinance

Commissioner Swaim presented WV code 8A-7- Election on a zoning ordinance and read aloud the code stating that the zoning ordinance is adopted if it is approved by a majority of the voters and is effective on the date the results of an election are declared. Commissioner Swaim states that the zoning ordinance is flawed since it states the ordinance will go into effect in six months. Commissioner Swaim stated that according to WV code, the ordinance will go into effect immediately if it gets the majority of the votes. Commissioner Swaim stated that the county will need to hire a zoning consultant and stated that the money is not in the budget. Commissioner Hutchinson stated that she does not think a zoning consultant will need to be hired immediately and stated that an amendment can possibly be done for the effective date of the ordinance. Commissioner Swaim stated that this has been checked with Charleston, WV; and if the code states it will go into effect immediately, it has to go into effect immediately. Commissioner Hutchinson stated that she is going to check into this and consult with an attorney. Commissioner Hutchinson stated that Alma Gorse, County Planner, had been asked and she felt that she could handle any additional responsibilities if the ordinance is passed.

AGENDA ITEMS:

Bob Margraff, Coolfont Community Enhancement District- re-appointment of Ann Harkins to Board of Directors

Bob Margraff and Ann Harkins, representing the Coolfont Community Enhancement District, approached the Commission and requested the re-appointment of Ann Harkins to

the Coolfont Enhancement District Board of Directors. On a Stacy Dugan/Thomas Swaim motion, the County Commission hereby appoints Ann Harkins to the Coolfont Community Enhancement District Board of Directors. This appointment is effective immediately and will expire September 9, 2014. This motion carried.

Alana Hartman, WV DEP- update on WV Watershed Implementation plan for the Chesapeake Bay

Alana Hartman, representing the WV Department of Environmental Protection approached the Commission to give an update on the WV Watershed Implementation plan for the Chesapeake Bay. Ms. Hartman stated that the U.S. Environmental Protection Agency has released the draft Chesapeake Bay Total Maximum Daily Load that will compel sweeping actions to restore the Chesapeake Bay, and its vast network of streams, creeks and rivers. Ms. Hartman presented the EPA Evaluation plan summary to the Commission. Ms. Hartman reviewed the summary plan with the Commission. The Commission thanked Ms. Hartman for her time and update.

John Sine- West Virginia State Treasurer's Dept.- WV Retirement 457 Plan update & discussion

Steve Wright, representing the West Virginia State Treasurer's Dept., approached the County Commission regarding the WV Retirement 457 plan. Mr. Wright stated to the Commission that Berkeley County, WV has joined the WV Retirement 457 Plan. The Commission stated that the county offers a similar plan to its employees through ING. Mr. Wright stated that the employees could switch over to the 457 plan. Mr. Wright agreed to meet with the county employees to explain the plan. Commissioner Swaim stated that before making a decision, he would like to talk to the employees already enrolled and get their opinions on switching to the 457 plan. Commissioner Hutchinson stated that she wondered how many employees knew about the current plan available with ING. The Commission agreed to consult with the employees about the current plan and find out how they feel about switching. The Commission asked Jody McClintock, County Administrator, to speak to Vernon Brinegar, representative for Blue Cross Blue Shield, in regard to informing the employees of the ING program. There are currently 19 employees enrolled, and Commissioner Hutchinson wondered how many employees were even aware of the program. Mr. Wright agreed to submit a plan of fees for the 457 plan to the Commission. The Commission thanked Mr. Wright for his time.

Alma Gorse, County Planner- Floodplain reviews for Town of Bath

Alma Gorse, County Planner, approached the County Commission to give an update on the floodplain reviews for the Town of Bath. Ms. Gorse explained that she has been approached by the Town of Bath to perform the floodplain applications for the Town of Bath. Ms. Gorse stated that she already performs the floodplain applications for the Town of Paw Paw. Ms. Gorse stated that she does not have a problem with doing the floodplain applications, but the Town of Bath will need to have a floodplain ordinance

and an Intergovernmental Agreement. Ms. Gorse presented a template intergovernmental agreement to the Commission. Ms. Gorse stated that she has spoken to the Planning Commission regarding the Town of Bath applications, and the Planning Commission has agreed to use the county's floodplain ordinance. Ms. Gorse stated that the Town of Bath wants to adopt their own floodplain ordinance. Ms. Gorse stated that she would like the Town of Bath's ordinance to have the same floodplain language as the county's ordinance. Ms. Gorse stated that she is attending a meeting with the Town of Bath on November 9, 2010 to discuss the recommendations with the Town Council and Mayor. Ms. Gorse stated that this is in the preliminary stages, and she just wanted to keep the Commission informed. The Commission thanked Ms. Gorse for the update.

Executive Session- Personnel Issue

On a Stacy Dugan/Thomas Swaim motion, the County Commission went into Executive Session at 11:10 a.m. to discuss a personnel issue. This motion carried.

On a Stacy Dugan/Thomas Swaim motion, the County Commission came out of Executive Session at 12:00 p.m. This motion carried.

On a Stacy Dugan/Thomas Swaim motion, the County Commission agreed to change Carol York's job title to Grant Administrator and to increase her salary to \$25,750.00 per year. This motion carried.

Adjournment

On a Stacy Dugan/Thomas Swaim motion, the County Commission adjourned the meeting at 12:06 p.m. This motion carried.

Payroll This Period: \$81,528.55