

**Morgan County Commission Meeting
June 6, 2018**

Members present:

Commissioner Joel Tuttle, President
Commissioner Bob Ford
Commissioner Ken Reed

Also present: Kristy Farris Somers, Commission Secretary

Public present: See attached sign in sheet

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

Administration Items

Approval of meeting minutes for May 9th, 15th, 16th, and June 1, 2018

Commissioner Ford made a motion to approve the meeting minutes as amended for May 9th, 15th, 16th, and June 1, 2018. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Assessor's Exonerations

Clerical Error- Commissioner Reed made a motion to approve the exonerations due to clerical error for Samuel Smith and Thomas Freeland. President Tuttle voted yea, Commissioner Ford voted yea and Commissioner Reed voted yea. Motion carried.

Taxpayer Error- Commissioner Ford made a motion to approve the exonerations for Tamora Rae Marggraf- Mountain Springs Acupuncture. President Tuttle voted nay, Commissioner Ford voted nay, and Commissioner Reed voted nay. Motion denied.

Appointment to the Morgan county 911 Advisory Board- Mel Harmon

Commissioner Reed made a motion to re-appoint Mel Harmon to the Morgan County 911 Advisory Board to represent the Morgan County Fire Companies. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried. This appointment is effective immediately and will expire April 24, 2021.

Contract Renewal with WV Net- Assessor's Office and Cannon Wadsworth of GST

The County Commission reviewed a handout of information explaining network/internet circuit conversion options. This will provide the required connectivity to the WV State Network and provide internet access for the Assessor's office. Commissioner Ford made a motion to choose Frontier Communications to provide the internet service with a 60 month contract at \$525.00 a month. President Tuttle voted yea, Commissioner Ford voted yea and Commissioner Reed voted yea. Motion carried.

Agreement for the Chamber of Commerce to use the parking lot /sidewalks for the Apple Butter Festival

Commissioner Ford made a motion to approve the agreement for the Chamber of Commerce to use the parking lot located on the north side of the Courthouse, the parking lot across the street from the Courthouse located east of BB&T Bank and north of St. Vincent de Paul Church and the sidewalk areas along Washington Street and Fairfax Street for the Apple Butter Festival to be held on Saturday and Sunday, October 6 and 7, 2018. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Agenda Items

Estate of Nathan Lewis Dudash

Rita Duckwall mother and Administrator of the estate approached the Commission and explained that everything has been rectified with the estate.

Recognition of Community Corrections Team for their contributions to Morgan County Parks and Recreation

Aaron Close, representing Morgan County Parks and Recreation and the Morgan County Board of Education approached the Commission to give thanks and appreciation to Randy Stotler and the Morgan County Community Service for their hard work at the Alex Rickli Memorial Soccer Complex. Mr. Close presented a certificate of appreciation to Mr. Stotler.

Sheriff K.C. Bohrer- Crime Solvers update, Request for budget increase for Chief Deputy and Certified Officer hire and Request for funds for out of state extradition

Sheriff K.C. Bohrer approached the Morgan County Commission to request a salary increase of \$1823.24 for Chief Deputy Johnnie Walters. Commissioner Reed made a motion to approve the salary increase for Chief Deputy Walters in the amount of \$1823.24 to come out of the carry over fund. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Sheriff Bohrer also made a request to the County Commission for a salary increase for Deputy Tony Link in the amount of \$2500.00. Commissioner Ford made a motion to approve the salary increase for Deputy Link in the amount of \$ 2500.00 to come out of carryover. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Sheriff Bohrer discussed the DUI Patrol Fund Grant in the amount of \$4980 but the grant does not cover the retirement portion that is \$ 979. The Commissioners advised Sheriff Bohrer to follow up with them regarding this at a later date.

Sheriff Bohrer and the County Commission also discussed the possibility of providing Community Service Officer, Randy Stotler a uniform and needed safety

equipment. Commissioner Tuttle requested that Sheriff Bohrer check on the cost and follow up with the Commission.

Out of State Extradition

Sheriff Bohrer explained to the Commission attention that a prisoner needs to be extradited back to Morgan County from Idaho. The State Marshall's Office can do this at the cost of \$2166.00 Commissioner Ford made a motion to approve the funds request of \$2166.00 to extradite the prisoner back to Morgan County. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea Motion carried. The funds will come out of the Gas Budget.

Vietnam Veterans Memorial Funds request- Tari Hampe/ Chuck Hampe

Chuck Hampe approached the Morgan County Commission to explain and present a funds request in the amount of \$10,000 to build a monument for the Vietnam Veterans in Morgan County to honor and preserve their legacy. Commissioner Ford made a motion to approve \$5,000 out of the hotel/motel tax fund for this current fiscal year. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried. President Tuttle explained that the Commission can revisit the request for an additional \$5,000 to come out of next years hotel/motel tax fund at the next Commission meeting when they review the hotel/motel fund allocations.

Senior Life Services funds request – Carl Cowgill

Carl Cowgill and Brenda Hutchinson approached the Morgan County Commission to present a funds request to fix the air conditioning and heating system at the Senior Life Services building. Commissioner Ford made a motion to approve the funds request in the amount of \$30,000 to fix the air conditioning coming out of the Contributions to Other Government Entities Account #401-567. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Opening of RFP'S for Broadband Project Team Planning Grant- Stefanie Allemong

Stefanie Allemong, Grants Administrator approached the Morgan County Commission to open the request for proposals for the Broadband Project Team Grant. The RFP's are as follows:

1. Design 9, Blacksburg, VA- \$24,700
2. Thompson & Litton, Wise, VA- \$67,500

Commissioner Ford made a motion to have Commissioner Reed join the Broadband Project team. President Tuttle voted yea, Commissioner Ford voted yea and Commissioner Reed voted yea. Motion carried. Stefanie Allemong and Commissioner Ford will review and score the RFP's and follow up with the Commission.

Discussion of County Commission Job Opening and Interim plans (Possible Executive Session)

Commissioner Ford made a motion to go into Executive Session. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Commissioner Reed made a motion to come out of Executive Session. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Commissioner Ford made a motion to appoint Stefanie Allemong as temporary Interim County Administrator until further notice. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.

Consent Agenda

Commissioner Reed made a motion to approve the Consent Agenda. President Tuttle voted yea, Commissioner Ford voted yea and Commissioner Reed voted yea. Motion carried.

Recess

President Tuttle made a motion to recess the meeting. President Tuttle voted yea, Commissioner Ford voted yea, and Commissioner Reed voted yea. Motion carried.



Morgan County Commission
77 Fairfax Street, Room 101
Berkeley Springs, WV 25411
304-258-8540

- COMMISSIONERS-

Joel Tuttle
134 Ridgewood Trail
Berkeley Springs
WV 25411
304-258-7958

Robert Ford
9 Barbecue Drive
Berkeley Springs
WV 25411
304-258-4178


Ken Reed
4253 Martinsburg Rd
Berkeley Springs
WV 25411
304-258-8540


June 6
April 24, 2018


COURT ORDER


The Morgan County Commission hereby appoints **Joseph M. Harmon**, representing Morgan County Fire Companies, to the MORGAN COUNTY 911 ADVISORY BOARD to serve a three year term.

This appointment is effective immediately and will expire April 24, 2021


Joel Tuttle, President
Morgan County Commission


Robert L. Ford
Morgan County Commission


Ken Reed
Morgan County Commission

ATTEST: 
Kimberly Nickles
Clerk of the County Commission

AGREEMENT FOR PARKING LOTS/SIDEWALK AREA USE

THIS AGREEMENT made this day between the Berkeley Springs-Morgan County Chamber of Commerce, 127 Fairfax Street, Berkeley Springs, West Virginia 25411, and the Morgan County Commission, 77 Fairfax Street, Berkeley Springs, West Virginia 25411.

The Morgan County Commission is the owner/lessee of the parking lot located on the north side of the Courthouse, the parking lot across the street from the Courthouse located east of BB&T Bank and north of St. Vincent de Paul Church, and the sidewalk areas along Washington Street and Fairfax Streets. The Berkeley Springs-Morgan County Chamber of Commerce desires to use the parking lots and sidewalks during the Apple Butter Festival to be held on Saturday and Sunday, October 6 and 7, 2018.

1. The Berkeley Springs-Morgan County Chamber of Commerce accepts and agrees to use the parking lots and sidewalk areas "as is."
2. The Berkeley Springs-Morgan County Chamber of Commerce will not be required to maintain the parking lots/sidewalks or make improvements at their expense.
3. This agreement is made upon the express condition that the Morgan County Commission shall be free from all liability and any claims for damages and/or lawsuits for or by reason of any injury or injuries to any person or property of any kind whatsoever from any cause or causes whatsoever, while in or upon the parking lot or sidewalk areas during the event.
4. The Berkeley Springs-Morgan County Chamber of Commerce agrees it will protect, indemnify, and hold harmless the Morgan County Commission from all injuries, liabilities, costs, losses, expenses, suits, claims, and damages however occurring during the event.
5. Notwithstanding the foregoing, neither the Berkeley Springs-Morgan County Chamber of Commerce nor the Morgan County Commission waives its sovereign immunity by entering into this parking lot/sidewalk use agreement and each fully retains all immunities and defenses provided by law with regard to any action based upon this agreement.

Dated this 6th day of June, 2018

Berkeley Springs-Morgan County
Chamber of Commerce

Morgan County Commission


Lori B. Hansroth, Executive Director


Joel Tuttle, President

Morgan County Commission

MEETING SIGN-IN SHEET

DATE: June 6, 2018

Sheet: Of:

NO.	NAME	REPRESENTING	PHONE #	E-MAIL ADDRESS
1	ANDREW BURK	SLSMC	—	—
2	Joe T. Baker	SLSMC		
3	Lori Tiley	self		
4	Thomas Tiley	self		
5	Jon Mecher	BS Bike & Skate park		
6	Mark Peacemaker	BS Bike & Skate park	304-546-4647	Mark Peacemaker@kcr@gmail.com
7	Cannon Wadsworth	GOT	304-657-8014	Cannon@GOT.COM
8	Kate Shumley	Morgan Messengers		
9	Rick Landers	BS BIKE & SKATE		
10	Rhea Duckwall	ADMIN/NATHAN DUCKWALL	304-358-6472	
11	Hevon Cruz	Park & Rec		
12	Randy W. Stotter	Comm Service	304-671-3112	RStotter@morgancounty.wv.gov
13	K.C. Borker	SHERIFF		
14	Carl O Cowgill	SLSMC	304-947-7103	cowgillc@continuum.net
15	Chuck Hampe	MCVVMF	304-258-1722	—
16	Linda Hampe	MCVVMF	11	—
17	B. L. Co. G.			
18	Tom Martin	Self	304-258-6401	tom.martin.wv@gmail.com
19	Jessie Strader	Journal		
20	Brenda Nutch	SLSMC		
21	Dick Myers	MHSOM		
22	A. MacLeod	SELF		
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