

REGULAR TERM:

State of West Virginia, County of Jefferson, to-wit:

At a Regular Term of the County Commission of said County and State continued and held at the Courthouse thereof on Thursday, July 1, 2004, beginning at 10:00 o'clock a.m.

PRESENT: Al Hooper, President;
James G. Knode; Greg Corliss;
Rusty Morgan; Jane M. Tabb; Commissioners

In re: PLEDGE OF ALLEGIANCE

Commissioner Hooper conducted the Pledge of Allegiance.

In re: DISPENSE WITH READING OF MINUTES

Motion by Corliss, second by Morgan to accept the amendments to the Public Hearing Minutes held on June 9, 2004. Motion carried.

Motion by Knode, second by Tabb to dispense with the reading of the Minutes for the meeting held on Thursday, June 24, 2004, and to approve the Minutes as amended. Motion carried.

In re: APPROVAL OF PURCHASE ORDERS

Motion by Knode, second by Morgan to approve the following Purchase Orders for the Week of June 28, 2004, totaling \$5,570.92: 40208, 40286, 40346, 40648, 40349, 40352, 40353, 40354, 40256, and 40199. Motion carried.

In re: JEFFERSON COUNTY LEASH LAW ORDINANCE

The Commission discussed the proposed Jefferson County Leash Law Ordinance. The Commission agreed to discuss the matter further in their work session.

In re: DEPARTMENT OF PLANNING, ZONING AND ENGINEERING ACTIVITY REPORT

Paul Raco appeared before the Commission give the weekly activity report for the Department of Planning, Zoning and Engineering.

In re: MARK SCHIAVONE - IMPACT FEE AMENDMENTS CONTINUED FROM 6/24/04

Mark Schiavone, Impact Fee Coordinator, appeared before the Commission to continue the discussion on the proposed Impact Fee Procedures Ordinance Amendments. After discussion, the Commission agreed to review the proposed amendments and to put the matter on the agenda next week for action.

In re: APPOINTMENT TO THE FARMLAND PROTECTION BOARD

The Commission agreed to table the appointment to the Farmland Protection Board for another week.

In re: APPOINTMENT TO REGION 9 - EASTERN PANHANDLE REGIONAL PLANNING AND DEVELOPMENT COUNCIL

After discussion, the Commission agreed to advertise for the appointment to Region 9 Eastern Panhandle Regional Planning and Development Council.

In re: APPOINTMENT TO THE SOLID WASTE AUTHORITY

Motion by Morgan, second by Tabb to reappoint Carl Wiley to the Solid Waste Authority for a 4-year term ending June 30, 2008. Motion carried.

In re: JANE PETERS - DEVELOPMENT AUTHORITY - TRANSFER OF PROPERTY

Jane Peter, Executive Director of the Development Authority, appeared before the Commission to request that the Commission approve the transfer of 22 acres in the Burr Industrial Park to the Jefferson County Development Authority. The Commission broke from this matter in order to conduct other time appointed business. The Commission returned to this matter at 11:45 a.m. After discussion, motion by Tabb to transfer the 22 acres to the Jefferson County Development Authority as requested. After discussion,

Commissioner Tabb withdrew the motion. The Commission agreed to review the request for property transfer and put the matter back on the agenda next week.

In re: SMALL CITIES BLOCK GRANT PUBLIC HEARING - HOME REHABILITATION HUD LOAN/GRANT PROGRAM APPLICATION

The Commission conducted a Public Hearing to obtain views and comments of residents concerning the proposed application for a Home Rehabilitation Loan/Grant Program from HUD. Cheryl Moyer and Karen Hoff, from Telamon, appeared before the Commission to explain the program. Public comment was made from Renny Smith, Paul Burke, and Jane Bowers. After discussion, motion by Hooper, second by Morgan to approve the grant application for the Home Rehabilitation Loan/Grant Program from HUD as presented by Telamon. Motion carried.

In re: STEPHEN NARDI - RECREATIONAL DESIGN CORPORATION - BUSINESS PROPOSAL FOR LOCATION OF SPORTS AND LEISURE PROJECTS

Stephen Nardi, from the Recreation Design Corporation, appeared before the Commission to discuss his business proposal for locating one of his sports and leisure projects in Jefferson County. The Commission took no action on the matter.

The Commission recessed at 12:30 p.m.
The Commission reconvened at 1:45 p.m.

In re: APPOINTMENT TO THE BOARD OF HEALTH

Motion by Corliss, second by Tabb to appoint Katrina Johnson to the Board of Health for a 5-year term ending June 30, 2009. Motion carried.

In re: APPOINTMENT TO THE HARPERS FERRY/BOLIVAR PUBLIC SERVICE DISTRICT

Motion by Tabb, second by Knode to reappoint Mayor James A. Addy to the Harpers Ferry/Bolivar Public Service District for a 6-year term ending June 30, 2010. Motion carried.

In re: APPOINTMENT TO THE PARKS AND RECREATION COMMISSION

Motion by Knode, second by Tabb to reappoint Michael McDonald and Thomas Diehl to the Parks and Recreation Commission for 3-year terms ending June 30, 2007 and to leave the other 2 vacancies on the Parks and Recreation Commission open for future appointment. Motion carried.

In re: APPOINTMENT TO THE JEFFERSON COUNTY AMBULANCE AUTHORITY

The Commission received no applications for the appointment to the Ambulance Authority and agreed to keep the matter on the agenda for next week.

In re: FIRE COMPANY CONTRACTS

Motion by Tabb, second by Corliss to approve the Fire Company Contracts for Fiscal Year 2005 in the amount of \$7,500 for each of the five fire companies. Motion carried.

In re: ESTATE OF LAWRENCE A. JACOBS - WILL IN SOLEMN FORM CONTINUED

The Commission took up a previously continued hearing for the petition for Probate of Will in Solemn Form for the Estate of Lawrence A. Jacobs, deceased. John C. Skinner, Jr., counsel for the Respondent, was present. Upon request from David A. Camilletti, Counsel for the Petitioner, and having no objections from John C. Skinner, Jr., motion by Morgan, Second by Tabb to continue the Hearing for the petition for Probate of Will in Solemn Form for the Estate of Lawrence A. Jacobs, deceased for at least 60 days. Motion carried.

Terry Courtright informed the Commission of a Solid Waste Authority Board Meeting on July 8, 2004, at 7:00 p.m. with Waste Management and updated the Commission on the Transfer Station.

The County Administrator informed the Commission of a Planning Commission appointment next week.

The County Administrator informed the Commission of correspondence received

from the Fire and Rescue Association concerning the VLT allocation.

Commissioner Tabb reported on Air Quality.

Commissioner Tabb reported on a meeting concerning financing farmland protection.

Commissioner Hooper reported on a Water Advisory Committee meeting.

Commissioner Corliss reported on a meeting to discuss implementation of Impact Fees for Fire and Rescue.

The Commission received the following information:

Reminder Courthouse is closed Monday, July 5, 2004 for Independence Day.

Appointment to be made to the Planning Commission on July 8, 2004.

Correspondence received from the Property Safety Enforcement Agency concerning the Pulse property.

Correspondence received from the Fire and Rescue Association concerning Fiscal Year 2005 VLT Funds Disbursement.

Correspondence received from Region 9 concerning Fiscal Year 2005 Local Assessment Invoice.

Correspondence received from the West Virginia Development Office concerning Fall 2004 Small Cities Block Grant Training.

Correspondence received from the State Auditor concerning Senate Bill 148.

Correspondence received from the West Virginia Development Office concerning Synthetic Fuel Non-Producing Counties Fund Fiscal Year 2004 Allocation and Uses.

Correspondence received from Sheriff Boober concerning Boober v. Imation v. Spectratech.

Letter of Resignation received from Richard F. Hadley, Jr. as a member of the South Jefferson Public Library Board.

Correspondence received from the Office of the State Auditor concerning the Levy Estimate for Fiscal Year 2005.

Correspondence received from the West Virginia Office of Emergency Services concerning the approval of the Law Enforcement, Emergency Operations Center and Citizens Corp. grant funding.

Notice received from the Chief Planner of a Subdivision Work Session on Friday, July 2, 2004.

Weekly settlement for the Charles Town Races received from the West Virginia Lottery.

Community Bulletin received from the Harpers Ferry National Historical Park.

West Virginia Ethics Reporter received.

Oath of Office received from Glenn E. Maye.

Upon rising, the Commission recessed until Thursday morning next beginning at 10:00 o'clock a.m.

PRESIDENT