

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 13, 2006, beginning at 9:30 o'clock a.m.

PRESENT: Dale Manuel, President Pro Tem;
James Surkamp; A.M.S. (Rusty) Morgan, III;
Jane M. Tabb; Commissioners

Commissioner Corliss was absent due to medical conditions.

In re: PLEDGE OF ALLEGIANCE

Commissioner Tabb conducted the Pledge of Allegiance.

In re: DISPENSE WITH READING OF MINUTES

Motion by Morgan, second by Tabb to dispense with the reading of the Minutes for the meeting held on Thursday, June 29, 2006, and to approve the Minutes as prepared. Motion carried.

In re: APPROVAL OF PURCHASE ORDERS

Motion by Morgan, second by Tabb to delay action on the Purchase Orders for the Week of July 10, 2006, totaling \$146,516.10.

In re: APPOINTMENT TO THE JEFFERSON COUNTY AMBULANCE AUTHORITY

No action was taken on this agenda item.

In re: APPOINTMENT OF ALTERNATE MEMBER TO THE BOARD OF ZONING APPEALS

No action was taken on this agenda item.

In re: LEGISLATIVE ISSUES

The Commission discussed Legislative issues.

In re: PARTIAL BOND RELEASE - AMERICAN ACREAGE, LLC

Motion by Morgan, second by Tabb to approve the partial bond release in the amount of \$95,000 for American Acreage, LLC. Motion carried.

In re: PLANNING COMMISSION ACTIVITY REPORT

Sherry Kelly, Zoning and Engineering appeared before the Commission and gave the Planning Commission Activity Report.

In re: SUBDIVISION AND ZONING ORDINANCE STEERING COMMITTEE

After discussion, motion by Morgan, second by Tabb to change the name of the Subdivision and Zoning Ordinance Steering Committee to be called the Subdivision and Zoning Ordinance Focus Committee. Motion carried.

In re: PUBLIC COMMENT

Kenneth Page informed the Commission that he omitted a name on the copy of the Petition he submitted to the County Commission.

Chief Buracker commented on the Old Business item regarding a letter to Harpers Ferry Chief Buracker citing his erroneous accusation of county vendor.

Commissioner Manuel informed the audience that Commissioner Corliss was absent for the meeting due to heart surgery and that he is recovering well and that the Commission wished him their best.

In re: KENDIG KEAST UPDATE/ORDINANCE REWRITE DISCUSSION

The Commission discussed the meeting with Kendig Keast on July 11 and July 12, 2006. Motion by Surkamp to approve a Unified Development Ordinance. The motion failed due to a lack of a second.

Motion by Surkamp, second by Tabb to post the Annotated Outline of the Subdivision and Zoning Ordinances with corrections from Kendig Keast on the Jefferson County website. Motion carried.

In re: MIKE CASSELL - ZONING DEFINITION AMENDMENT PROPOSAL - PROSPECT HALL CLUB

Mike Cassell, Attorney for Prospect Hall appeared before the Commission to discuss a proposed definition amendment for Prospect Hall. After discussion, motion by Surkamp, second by Morgan to refer this definition amendment to the Planning Commission to allow the Planning Commission to determine if the amendment is in conformity with the Comprehensive Plan. Motion carried.

In re: DARRELL PENWELL - REVIEW OF JEFFERSON COUNTY COMMISSION ROLES AND RESPONSIBILITIES UNDER NATIONAL RESPONSE PLAN BY OES DIRECTOR

Darrell Penwell, Director of Emergency Management appeared before the Commission to discuss the Jefferson County Commission roles and responsibilities under National Response Plan by OES Director. The Commission reviewed the Draft Jefferson County Emergency Operating Procedures for County Commissioners.

In re: SELECTION OF POINT OF CONTACT OR OTHER REPRESENTATIVES TO FURTHER DISCUSS THE FORMATION OF A CHARLES TOWN - JEFFERSON COUNTY JOINT PLANNING COMMISSION WITH CHARLES TOWN REPRESENTATIVE

The Commission agreed to place this matter on next week's agenda.

In re: SELECT COUNTY COMMISSION MEMBERS TO JOINT CHARLES TOWN, RANSON, JEFFERSON COUNTY JOINT PLANNING COMMISSION

The Commission agreed to place this matter on next week's agenda.

In re: MUNICIPAL PLANNING AUTHORITY

The Commission agreed to place this matter on next week's agenda.

In re: SHERIFF ED BOOBER

Sheriff Boober appeared before the Commission to request approval of the following: George W. Bradshaw, IV and Joseph P. Windle as Deputy Sheriffs and Deborah Ann Ring as an Administrative Assistant.

Motion by Surkamp, second by Tabb to approve the employment of George W. Bradshaw, IV and Joseph P. Windle as Deputy Sheriffs. Motion carried.

Motion by Tabb, second by Morgan to approve the employment of Deborah Ann Ring as an Administrative Assistant for the Sheriff's Department. Motion carried.

The Commission and the Sheriff discussed the request for an additional Deputy Sheriff. After discussion, the Commission agreed to have the Sheriff come back to the Commission with the figures needed to hire an additional Deputy Sheriff.

In re: LETTER TO THE DIVISION OF HIGHWAYS TO REMOVE CONFUSING STOP SIGN AT FLOWING SPRINGS ROAD AND 230 TO CHARLES TOWN

Motion by Surkamp, second by Morgan to send a letter to the Division of Highways regarding the confusing stop sign at Flowing Springs Road and 230 to Charles Town. Motion carried.

In re: MICHELLE DAWSON - MOUNTAIN WATER SYSTEM FAIR WATER RATE COMMITTEE - PETITION PURSUANT TO THE COMMUNITY IMPROVEMENT ACT, WV CODE 16-13B

Michelle Dawson appeared before the Commission to discuss the Mountain Water System Fair Water Rate. After discussion, motion by Manuel, second by Tabb that the County Commission authorize an RFP be written to facilitate a study to determine the necessity and economic feasibility of creating an assessment district and constructing and improving a project for the Mountain water systems named in the petition pursuant to the Community Improvement Act, WV Code 16-13B. Motion carried

Motion by Surkamp, second by Morgan to create a committee to draft a RFP for Engineering Services and to include but not limited, 2 members of the Mountain Water System, the County Engineer and a representative from Jefferson Utilities. Motion carried.

In re: SMITH & NADENBOUSCH - WEST VIRGINIA WORKERS COMPENSATION INSURANCE - AGENT OF RECORD LETTER

Motion by Tabb, second by Morgan that Smith-Nadenbousch Insurance, Inc. is our Agent of Record for the purpose of placing its Workers Compensation Coverage through Mutual Insurance Company in the State of West Virginia and to authorize the President Pro Tem of the Commission to affix his signature to the document. Motion carried.

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

No action was taken on this agenda item.

In re: JENNIFER S. MAGHAN - COUNTY CLERK'S REPORT

Jennifer S. Maghan appeared before the Commission to report on the General Election - Dates and Timeline and request for maintenance assistance.

Motion by Morgan, second by Manuel to approve the employment of Sheila Testerman to the Index and Recording Department for the County Clerk's office. Motion carried.

Ms. Maghan requested that reallocation of \$10,000 for Probate Software already approved on May 4, 2006 be added to this year's budget. Motion by Morgan, second by Tabb to approve a budget revision in the amount of \$10,000 for Probate Software for this year's budget. Motion carried.

In re: APPROVAL OF PURCHASE ORDERS

Motion by Morgan, second by Tabb to approve the following Purchase Orders for the Week of July 10, 2006, totaling \$146,516.10X: 42581, 42824, 42749, 42750, 42753, 42888, 42889, 42890, 42898, 42899, 42952, 42953, 42931, 42949, 42817, 42818, 42760, 42766, 42722, 42724, 42408, 42763, 42814, 42815, 42819, 42235, 42593, 42594, 42554, 42555, 42559, 42560, 42561, 42777, 42778, 42779, 42780, 42782, 42783, 42784, 42786 and 42252. Motion carried.

In re: QUARTERLY FIDUCIARY REVIEW

The time of the Commission was taken up this day with examination of sundry fiduciary accounts. Motion by Tabb, second by Morgan to accept all fiduciary accounts presented. Motion carried.

The Commission took a break at 11:15 a.m. The Commission returned at 11:20 a.m.

In re: APPOINTMENT TO THE JEFFERSON COUNTY BOARD OF HEALTH

No action was taken on this agenda item.

In re: DISCUSSION OF REQUEST FOR EXCLUSIVE FRANCHISE FOR DISTRIBUTION OF LIQUEFIED PETROLEUM OF ARTIFICIAL GAS IN JEFFERSON COUNTY

Motion by Tabb, second by Morgan to send correspondence to Thompson Gas to advise them that the Jefferson County Commission is not interested at this time in granting an exclusive franchise agreement for any agencies. Motion carried.

In re: LETTER TO HARPERS FERRY CHIEF BURACKER CITING HIS ERRONEOUS ACCUSATION OF COUNTY VENDOR

Commissioner Surkamp withdrew this agenda item.

In re: LETTER TO ETHICS COMMISSION ON THREE ISSUES

Commissioner Surkamp withdrew this agenda item.

In re: PARKS AND RECREATION COMMISSION INTERVIEWS

Ethelmary Elliott, George Nichols, Paul Marshall, Don Briggs, Ed Johnson, Richard Barron and Sylvia Ellsworth appeared before the Commission for the Parks and Recreation Commission Interviews.

In re: APPOINTMENT TO THE PARKS AND RECREATION COMMISSION

Nomination by Commissioner Surkamp to appoint Don Briggs, Richard Barron, Paul Marshall and Sylvia Ellsworth. Nomination by Commissioner Tabb to appoint George Nichols, Ethelmary Elliott, and Toni Milbourne. Nomination by Commissioner Manuel to appoint Ed Johnson.

	Tabb	Manuel	Morgan	Surkamp
Don Briggs				✓
Richard Barron		✓	✓	✓
Paul Marshall				✓
Sylvia Ellsworth	✓			✓
George Nichols	✓	✓	✓	
Ethelmary Elliott	✓		✓	
Toni Milbourne	✓	✓	✓	
Ed Johnson		✓		

	Tabb	Manuel	Morgan	Surkamp
Sylvia Ellsworth	✓			✓
Ethelmary Elliott		✓	✓	

	Tabb	Manuel	Morgan	Surkamp
Sylvia Ellsworth				✓
Ethelmary Elliott	✓	✓	✓	

George Nichols, Toni Milbourne, and Ethelmary Elliott were reappointed to the Jefferson County Parks and Recreation Commission for a three year term ending June 30, 2009.

Richard Barron was appointed to the Jefferson County Parks and Recreation Commission for a three year term ending June 30, 2009.

In re: PROSECUTING ATTORNEY MICHAEL THOMPSON - PERSONNEL/RESOURCE ALLOCATION

Mike Thompson, Prosecuting Attorney appeared before the Commission to request the Commission allocate funds to hire an additional Civil Assistant Prosecuting Attorney due to an increase in litigation in the Civil Department.

After discussion, motion by Surkamp, second by Morgan to hire a new Civil Assistant Prosecuting Attorney. Motion carried.

In re: COAL SEVERANCE BUDGET REVISION

Motion by Tabb, second by Morgan to approve the Coal Severance Budget Revision as presented. Motion carried.

RESOLUTION

At a regular session of the Jefferson County Commission, held on the 13th day of July, 2006, the following Order was made and entered:

SUBJECT: The revision of the Levy Estimate (Budget) for the County of Jefferson. The following resolution was offered.

RESOLVED: That subject to approval of the State Auditor as ex officio chief inspector of public offices, the Jefferson County Commission does hereby direct that the budget be revised prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists, as shown on coal severance fund budget revision number 1, a copy of which is entered as part of this record.

The adoption of the foregoing Resolution having been moved by Tabb, and duly seconded by Morgan, the vote was as follows:

Jane M. Tabb	<u>YES</u>
James Surkamp	<u>YES</u>
Greg Corliss	<u>ABSENT</u>
Rusty Morgan	<u>YES</u>
Dale Manuel	<u>YES</u>

Whereupon, Commissioner Manuel declared said Resolution duly adopted, and it is therefore ADJUDGED and ORDERED that said Resolution be, and the same is, hereby adopted as so stated above, and Dale Manuel, President Pro Tem of the Jefferson County Commission, is authorized to affix his signature to the attached "Request for Revision to Approved Budget" to be sent to the State Auditor for approval.

/s/
Dale Manuel, President Pro Tem
Jefferson County Commission

In re: APPROVAL OF EMPLOYMENT - MAINTENANCE DEPARTMENT MAINTENANCE MECHANIC - FARRON MCGRAW

Motion by Morgan, second by Tabb to approve the employment of Farron McGraw as a Maintenance Mechanic for the Maintenance Department. Motion carried.

In re: COUNCIL OF GOVERNMENTS

The Commission agreed to place this matter on next week's agenda.

In re: INVITATION RECEIVED FROM THE CHARLES TOWN RACES TO ATTEND A PRESENTATION CONCERNING PAST, CURRENT AND FUTURE PROJECTS - THURSDAY, JULY 20, 2006

The Commission agreed that they would not be attending the presentation concerning Past, Current and Future Projects since they had previously attended that presentation.

In re: REQUEST TO WAIVE FEE FOR BURR INDUSTRIAL PARK - PHASE II

Motion by Tabb, second by Surkamp to waive the required fees for the Burr Industrial Park - Phase II. Motion carried.

In re: REQUEST MEMO FROM ECONOMIC DEVELOPMENT AUTHORITY EXPLAINING WHY 1,200 JOBS OF 4 COMPANIES WILL BE LOST THIS YEAR IN JEFFERSON COUNTY

Commissioner Surkamp withdrew this item from the agenda.

Jane Peters, Executive Director of the Economic Development Authority was present and commented on the jobs being lost in Jefferson County as well as the jobs that have been created this year.

In re: GROVE & DALL'OLIO - JAIL RENOVATION/RESTORATION - AMENDMENT TO CONTRACT

Motion by Morgan, second by Tabb to approve the Amendment to the Contract with Grove & Dall'olio Architects - section 11.2.1 for the Design Development and Construction Documents Phase. Motion carried.

In re: WALTER WASHINGTON - SERVICE ON CITIZENS ADVISORY COMMITTEE ON SUBDIVISION ORDINANCE

Upon receipt of resignation of Walter Washington on the Citizens Advisory Committee on Subdivision Ordinance, motion by Morgan, second by Tabb to appoint John Allen to the Citizens Advisory Committee on Subdivision Ordinances. Motion carried.

In re: REAP LITTER CONTROL GRANT AGREEMENT

Motion by Morgan, second by Tabb to approve the REAP Litter Control Grant Agreement. Motion carried.

In re: HISTORIC PRESERVATION GRANT ACCEPTANCE - COUNTY JAIL

Motion by Manuel, second by Tabb to approve the Historic Preservation Grant in the amount of \$41,915.00 for the County Jail. Motion carried.

In re: QUESTION OF CONFLICT OF INTEREST REGARDING PLANNING COMMISSION PRESIDENT

Motion by Manuel, second by Tabb to direct our legal staff to investigate the allegations of a possible conflict of interest involving the planning commission President brought before this body by the Jefferson County Citizens for Economic Preservation via a June 29th presentation and the Development Authority via a letter addressed to the Commission, further, to request that our counsel advise us of any corrective action we need to implement if a conflict does indeed exist.

Motion by Morgan to postpone the decision for 1 week. Motion failed due to the lack of a second.

Original motion by Manuel, second by Tabb to direct our legal staff to investigate the allegations of a possible conflict of interest involving the planning commission President brought before this body by the Jefferson County Citizens for Economic Preservation via a June 29th presentation and the Development Authority via a letter addressed to the Commission, further, to request that our counsel advise us of any corrective action we need to implement if a conflict does indeed exist. Motion failed by a 2-2 vote.

In re: INVITE CHAMBER OF COMMERCE BOARD TO MEET WITH LANE KENDIG

The Commission agreed to invite the Chamber of Commerce Board to meet with Lane Kendig at their next visit.

In re: CORRECT ROAD SIGNS "BOWERS" TO "BOWER ROAD" AND "LEISURE WAY" IN LEISURE ACRES

The Commission took no action on this agenda item at this time. The matter was referred to Jeff Polczynski, Addressing Director.

In re: STATUS OF 84,000 ALLOCATED IN FY 2005-2006 FOR TV CHANNEL THAT WASN'T SPENT AND STATUS OF WEB CAM PROJECT

The County Administrator explained that the \$84,000 that was allocated for FY 2005-2006 was reallocated for the Green Infrastructure Study (\$53,000) and that the remaining balance that carried over June 30, 2006 was in the General Fund.

The County Administrator also informed the Commission that the web cam project was in progress and that it was being tested and that it could be viewed internally and would be available on our website in the near future.

In re: EXECUTIVE SESSION - PERSONAL MATTERS

Motion by Morgan, second by Tabb to enter into Executive Session to discuss personnel matters with Jennifer Maghan, County Clerk under WV Code 6-9A-4. Motion carried.

Motion by Morgan, second by Tabb to return to Regular Session. Motion carried.

No action was taken.

In re: SHERIFF ED BOOBER - COUNTY ACCOUNTS

Sheriff Boober, Teresa Hendricks, Deputy Tax Clerk and Jennifer S. Maghan, County Clerk appeared before the Commission to discuss county accounts. Ms. Hendricks informed the Commission that the payroll account at this time is \$6,406.34 short. The Sheriff and Ms. Hendricks reported on numerous mistakes from the Finance Department which makes it difficult or almost impossible to reconcile bank statements. Jennifer S. Maghan, County Clerk reported that the mistakes had been corrected and Ms. Maghan told the Commission that Sheriff Boober was not working with her as a partner and that she has confidence in her staff.

After further discussion, motion by Morgan, second by Tabb to transfer \$6,406.34 from the General Account to fix the problem with the shortage in the Payroll account. Motion carried.

Amended motion by Morgan, second by Tabb to direct the County Administrator to contact Cox Hollida and to ask them if they can find the shortage of \$6,406.34 from the Payroll Account and to have Cox Hollida prepare Rules of Operations for the Accounting System along with Policy and Procedures. Motion carried.

In re: DETERMINE AVAILABLE SCHOOL IMPACT FEE FUNDING FOR SECOND HIGH SCHOOL

Mark Schiavone, Impact Fee Coordinator appeared before the Commission to discuss the School Impact Fee funding for the second high school.

After discussion, motion by Morgan, second by Tabb to rescind the former amount and to make the new amount of \$3,328,000.00. Motion carried. For the record, Mr. Schiavone informed the Commission that he would prepare the Resolution with the new changes.

In re: EXECUTIVE SESSION - PERSONAL MATTERS

Motion by Morgan, second by Tabb to enter into Executive Session to discuss personnel matters with Mark Schiavone, Impact Fee Coordinator under WV Code 6-9A-4. Motion carried.

Motion by Morgan, second by Tabb to return to Regular Session. Motion carried.

No action was taken.

In re: KENDIG KEAST UPDATES

The Commission discussed the changes and updates for the Subdivision and Zoning Ordinance rewrite. Commissioner Tabb commented on a list she was reading from and the Commission agreed on the changes to be presented next week.

In re: PUBLIC COMMENT

Fred Blackmer commented on the Kendig Keast changes and asked the Commission if they would be on the agenda next week?

Leslie D. Smith, County Administrator reported on the Subdivision and Zoning Focus Committee meetings. After discussion, the Commission directed the County Administrator to send a letter to the Focus Committee and advise them to prepare an agenda and take notes of the meetings. The County Administrator would provide a copy of the CD from the meetings for the Focus Committee if needed. The County Administrator will draft a mission statement for the Focus Committee.

In re: COUNTY COMMISSION WORKSHOP - COMMUNICATIONS/SHERIFF BUILDING PROGRAM

The County Commission workshop scheduled for 1:30 p.m. was postponed.

The Commission received the following information:

Correspondence received from Morgan Grove Road Homeowner's Association regarding Tollhouse Woods traffic and safety issues on Morgan Grove Road.

Correspondence received from the following regarding Tollhouse Woods Subdivision: Charlene Carter, Ruth Hoxton, Mary Ann Hammann, Dr. & Mrs. Gerald E. Zimmerman, Beth & Howard Haney, Bill & Nancy Perry, Barbara Humes, Susan Diane Trady, Paul Trady, Hunter Barrat, Sylvia Bailey Shurbutt, T.R. Shurbutt, Arlene Robinson, James Holland and John Amos

Correspondence received from Amy Amos regarding Final Plat for Tollhouse Woods.

Correspondence received from Lyn Widmyer regarding concerns about process and public notices and involvement of the Subdivision and Zoning Ordinance Steering Committee Meetings.

Steering Committee Meeting Summary for June 27, 2006 received from Lyn Widmyer.

Meeting notes regarding Steering Committee on the update of Zoning and Subdivision Regulations received from Mac Birch.

Correspondence received from Roger Goodwin, Chief County Engineer regarding action on Property Safety Complaint - Case No. 01-018.

Correspondence received from Sheriff Boober regarding County Finance Department and County Accounts.

Correspondence received from Gregory A. Burton, President and Chief Executive Officer of BrickStreet Mutual Insurance Company regarding Certificate of Insurance evidence of workers' compensation coverage.

Harpers Ferry National Historical Park Community Bulletin received.

Receipt of check to the Sheriff in the amount of \$228,015.17 which includes deposits made into the Department of Planning, Zoning and Engineering from January through March.

Correspondence received from Jennifer S. Maghan, County Clerk regarding reconciliation of payroll account for May 2006.

Correspondence received from Safe Haven Child Advocacy Center regarding support of the allocation received of the Jefferson County Commission.

Correspondence received from the Department of Health and Human Resources regarding LCS North Mountain Landfill.

Correspondence received from Curtis Sharp regarding new web site - keepjeffersonbeautiful.com.

Correspondence received from West Virginia Association of Counties regarding Collection of Personal Property Taxes from Businesses.

Correspondence received from the Public Service Commission regarding House Bill 3208 and Senate Bill 728 regarding wireless enhanced 911 fees and the enhanced 911 wireless tower assistance fund.

Correspondence received from the Public Service Commission regarding training program West Virginia Code § 16-13A-3.

Correspondence received from the Courthouse Facilities Improvement Authority regarding new location and contact information.

Various transfer of funds from Department of Impact Fees General Account.

West Virginia Ethics Reporter for June 2006 received.

Correspondence received from the Loudoun County, Virginia Department of Planning regarding public hearing on July 25, 2006 at 6:30 p.m.

Correspondence received from the Air Protection Division - U.S. Environmental Protection Agency regarding the June 2006 Semi-Annual Progress Report for the Ozone Early Action Plan (EAP) for the Eastern Panhandle Air Quality Task Force, the City of Martinsburg and the Counties of Berkeley and Jefferson in West Virginia.

Memorandum received from the Hagerstown/Eastern Panhandle Metropolitan Planning Organization - FY 2007 Unified Planning Work Program.

Correspondence received from the Charles Town Water Department regarding the Charles Town Water Department WV 3301905 did not meet monitoring requirements.

Invitation received from the Arts & Humanities Alliance of Jefferson County to attend a Garden Reception on July 21, 2006 from 5:00-8:00 p.m. at The Entler Hotel Garden in Shepherdstown, WV.

Invitation received from CASA of the Eastern Panhandle to attend the graduation of the newest Volunteer Advocates on July 17th, 2006 at 5:30 p.m. at the Berkeley County Courthouse.

Memorandum received from Jennifer S. Maghan, County Clerk regarding new fiscal year, time sheets and new hires.

Correspondence received from Ed Dunleavy regarding Draft Ordinance Critique of Jefferson County.

Impact Fee Status Report for June 2006 received.

Correspondence received from Michael Schwartz regarding the Jefferson County Green Infrastructure Assessment Progress for June.

Marsh Institute's Quad State Emergency Preparedness Program (QSEPP) check received in the amount of \$11,050.00 to reimburse Jefferson County for expenses associated with training.

Correspondence received from the County Commissioners' Association regarding a summary of the July 6th Tax Modernization Project Meeting.

Correspondence received from the West Virginia Association of Counties regarding new laws in effect.

Correspondence received from Jack McClung, Counsel for the WVACO.

Memorandum received from Roger Goodwin, Chief County Engineer - Filing of Property Safety Enforcement Agency Petition/Complaint - Case 06-001(A) Graham and Case 06-001 (B) Graham.

Correspondence received regarding two presentations for County Employees to provide understandable and useful information on the Public Employees Retirement System.

Weekly settlements received for the Charles Town Races and Slots from the West Virginia Lottery.

Copy of a newspaper article by Lyn Widmyer received concerning zoning and subdivision ordinance.

Notice received of a Public Open House for the Green Infrastructure Assessment on Thursday, July 20, 2006, from 7-9 p.m.

Correspondence received from the Division of Highways concerning the Grant Anticipation Revenue Vehicle document.

Correspondence received concerning the approval of the 2006 SERC Grant.

Upon rising, the Commission recessed until Thursday morning next beginning at 9:30 o'clock a.m.

DALE MANUAL, PRESIDENT PRO TEM