

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 Jefferson County Courthouse thereof on Thursday, March 13, 2008 beginning at 9:30 o'clock a.m.

PRESENT: Frances B. Morgan; Commission President;
A.M.S. (Rusty) Morgan, III; James Surkamp;
Gregory A. Corliss; Dale Manuel; Commissioners

IN RE: PLEDGE OF ALLEGIANCE
Commissioner Manuel conducted the Pledge of Allegiance

IN RE: APPROVAL OF MINUTES

Motion by Manuel, second by R. Morgan to dispense with the reading of the Minutes for the Board of Review and Equalization meeting held on Tuesday, February 5, 2008 and to approve the Minutes as presented. Motion carried.

Motion by Manuel, second by R. Morgan to dispense with the reading of the Minutes for the Board of Review and Equalization meeting held on Tuesday, February 12, 2008 and to approve the Minutes as presented. Motion carried.

Motion by Manuel, second by R. Morgan to dispense with the reading of the Minutes for the Board of Review and Equalization meeting held on Thursday, February 14, 2008 and to approve the Minutes as presented. Motion carried.

Motion by Manuel, second by R. Morgan to dispense with the reading of the Minutes for the Board of Review and Equalization meeting held on Friday, February 15, 2008 and to approve the Minutes as presented. Motion carried.

Motion by Manuel, second by R. Morgan to dispense with the reading of the Minutes for the Board of Review and Equalization meeting held on Wednesday, February 20, 2008 and to approve the Minutes as presented. Motion carried.

Motion by Corliss, second by Manuel to dispense with the reading of the Minutes for the meeting held on Thursday, March 6, 2008 and to approve the Minutes as amended. Motion carried.

IN RE: APPROVAL OF PURCHASE ORDERS

Motion by R. Morgan, second by Corliss to approve the following Purchase Orders for the week of March 13, 2008 totaling \$116,732.21: 45089, 45088, 45087, 44424, 44425, 44901, 45043, 45382, 45383, 45387, 45303, 45411, 44879, 45291, 45415, 45151, 45407, 45408, 45410 and 45146. Motion carried.

IN RE: APPROVAL OF ACCOUNTS PAYABLE

Motion by Surkamp, second by R. Morgan to approve the list of Accounts Payable totaling \$229,152.06 dated March 13, 2008 as presented by the County Clerk and reviewed by the County Commission. Motion carried.

Ck#	Dept	Vendor	PO#	PO Amt	Amt w/o PO	Ck Amt
055025	700	ALGERS AUTO RECYCLING	45404	\$90.00	\$0.00	\$90.00
055026	716	AMERICAN RED CROSS	45083	\$90.00	\$0.00	\$90.00
055027	712	ALERT-ALL CORPORATION	45079	\$803.00	\$0.00	\$803.00
055028	424	USA MOBILITY WIRELESS,IN		\$0.00	\$181.63	\$181.63
055028	700	USA MOBILITY WIRELESS,IN		\$0.00	\$363.93	\$363.93

055028	712	USA MOBILITY WIRELESS,IN		\$0.00	\$394.21	\$394.21
055029	716	ALPHA TECH PET	45199	\$235.19	\$0.00	\$235.19
055030	406	BERKELEY PRINTING/DESIGN	44421	\$4,360.00	\$0.00	\$4,360.00
055031	425	B-K OFFICE SUPPLY INC	45191	\$1,289.35	\$0.00	\$1,289.35
055032	424	BOLAND SERVICES	45112	\$166.00	\$0.00	\$166.00
055032	425	BOLAND SERVICES	43758	\$385.00	\$0.00	\$385.00
055032	425	BOLAND SERVICES	45112	\$427.00	\$0.00	\$427.00
055033	716	BLUE RIDGE VETERINARY	45086	\$518.47	\$0.00	\$518.47
055034	700	COUNTRY ROADS TIRE	45405	\$815.96	\$0.00	\$815.96
055035	700	CREAMERS WRECKER SVC	45403	\$69.50	\$0.00	\$69.50
055036	401	LOUIS R CRADDOCK & ASSOC		\$0.00	\$231.98	\$231.98
055037	425	CARROLL CONTRACTING	45197	\$500.82	\$0.00	\$500.82
055038	401	CITY OF MARTINSBURG		\$0.00	\$26,537.00	\$26,537.00
055039	976	DELL MARKETING LP	45205	\$7,424.00	\$0.00	\$7,424.00
055040	425	DAYCON	45195	\$471.61	\$0.00	\$471.61
055041	424	NANCY DOPSON		\$0.00	\$16.40	\$16.40
055041	712	NANCY DOPSON		\$0.00	\$5.71	\$5.71
055042	422	KIRK DAVIS		\$0.00	\$265.11	\$265.11
055043	424	J.C.EHRLICH		\$0.00	\$29.00	\$29.00
055043	425	J.C.EHRLICH		\$0.00	\$332.00	\$332.00
055044	412	FRONTIER		\$0.00	\$419.19	\$419.19
055044	415	FRONTIER		\$0.00	\$330.67	\$330.67
055044	424	FRONTIER		\$0.00	\$12,618.99	\$12,618.99
055044	712	FRONTIER		\$0.00	\$3,906.13	\$3,906.13
055045	413	FIFTH THIRD BANK	45049	\$21.70	\$0.00	\$21.70
055045	430	FIFTH THIRD BANK	45295	\$66.89	\$0.00	\$66.89
055045	401	FIFTH THIRD BANK		\$0.00	\$169.00	\$169.00
055045	401	FIFTH THIRD BANK		\$0.00	\$237.76	\$237.76
055045	401	FIFTH THIRD BANK		\$0.00	\$777.00	\$777.00
055045	402	FIFTH THIRD BANK		\$0.00	\$211.03	\$211.03
055045	402	FIFTH THIRD BANK		\$0.00	\$29.95	\$29.95
055045	402	FIFTH THIRD BANK		\$0.00	\$118.95	\$118.95
055045	433	FIFTH THIRD BANK		\$0.00	\$250.00	\$250.00
055045	439	FIFTH THIRD BANK		\$0.00	\$77.07	\$77.07
055045	700	FIFTH THIRD BANK		\$0.00	\$19.46	\$19.46
055045	700	FIFTH THIRD BANK		\$0.00	\$250.00	\$250.00
055045	700	FIFTH THIRD BANK		\$0.00	\$85.50	\$85.50
055045	711	FIFTH THIRD BANK		\$0.00	\$570.26	\$570.26
055045	711	FIFTH THIRD BANK		\$0.00	\$61.40	\$61.40
055045	711	FIFTH THIRD BANK		\$0.00	\$295.73	\$295.73
055045	712	FIFTH THIRD BANK		\$0.00	\$1,017.00	\$1,017.00
055045	712	FIFTH THIRD BANK		\$0.00	\$34.96	\$34.96
055045	712	FIFTH THIRD BANK		\$0.00	\$440.00	\$440.00

055045	712	FIFTH THIRD BANK		\$0.00	\$169.42	\$169.42
055046	415	GENERAL COUNTY FUND-J FE		\$0.00	\$32,578.50	\$32,578.50
055047	716	GOWER'S FEED, INC	44975	\$24.99	\$0.00	\$24.99
055048	425	GRAINGER, INC	45200	\$100.85	\$0.00	\$100.85
055049	403	GREENLINE DATA INC.	44899	\$967.30	\$0.00	\$967.30
055050	425	MYRON GREGORY		\$0.00	\$12.56	\$12.56
055051	716	HILLSIDE VETERINARY HOSP	45149	\$450.60	\$0.00	\$450.60
055052	430	IMPACT DISPLAYS	45300	\$527.00	\$0.00	\$527.00
055053	716	INWOOD ANIMAL CENTER	45150	\$377.46	\$0.00	\$377.46
055054	402	JEFFERSON PUBLISH CO INC	45381	\$205.47	\$0.00	\$205.47
055054	406	JEFFERSON PUBLISH CO INC		\$0.00	\$43.20	\$43.20
055055	425	JEFFERSON COUNTY SOLID	45192	\$89.27	\$0.00	\$89.27
055056	700	JEFF MEMORIAL HOSPITAL	45238	\$306.88	\$0.00	\$306.88
055057	700	JEFFERSON URGENT CARE LL	45236	\$300.00	\$0.00	\$300.00
055058	413	JEFFERSON UTILITIES INC		\$0.00	\$18.00	\$18.00
055059	712	PRIORITY DISPATCH	45062	\$195.00	\$0.00	\$195.00
055060	433	MSAG DATA CONSULTANTS		\$0.00	\$390.00	\$390.00
055061	424	MCDANIEL HARDWOOD	45194	\$121.00	\$0.00	\$121.00
055062	700	MCKINNEY'S AUTO REPAIR	45402	\$237.36	\$0.00	\$237.36
055063	424	VERIZON BUSINESS		\$0.00	\$1,104.35	\$1,104.35
055064	425	NORVAC LOCK TECH	45196	\$1,226.50	\$0.00	\$1,226.50
055065	403	PIFER OFFICE SUPPLY, INC	44900	\$90.96	\$0.00	\$90.96
055065	404	PIFER OFFICE SUPPLY, INC	44520	\$69.89	\$0.00	\$69.89
055066	425	ROACH OIL COMPANY		\$0.00	\$1,111.03	\$1,111.03
055067	425	RCS SECURITY	45193	\$3,480.00	\$0.00	\$3,480.00
055068	401	ROBERT R. RODECKER		\$0.00	\$43.75	\$43.75
055069	404	SHERIFF OF JEFFERSON CO	44521	\$81.50	\$0.00	\$81.50
055070	401	SOFTWARE SYSTEMS, INC		\$0.00	\$4,250.16	\$4,250.16
055070	402	SOFTWARE SYSTEMS, INC		\$0.00	\$1,491.50	\$1,491.50
055070	403	SOFTWARE SYSTEMS, INC		\$0.00	\$4,616.36	\$4,616.36
055070	404	SOFTWARE SYSTEMS, INC		\$0.00	\$843.00	\$843.00
055070	433	SOFTWARE SYSTEMS, INC		\$0.00	\$61.00	\$61.00
055070	440	SOFTWARE SYSTEMS, INC		\$0.00	\$923.42	\$923.42
055071	712	SEN COMMUNICATIONS	45076	\$239.30	\$0.00	\$239.30
055072	700	DANA SAFETY SUPPLY	45239	\$380.00	\$0.00	\$380.00
055073	433	SHANNON-BAUM SIGNS		\$0.00	\$1,400.95	\$1,400.95
055074	401	BRANDON C.H. SIMS		\$0.00	\$350.72	\$350.72
055075	425	SHEN VALLEY WATER		\$0.00	\$522.07	\$522.07
055076	425	SHENANDOAH AC/HEATING	45406	\$505.75	\$0.00	\$505.75
055077	GRANT	SPACESAVER SYSTEMS, INC	44485	\$36,388.00	\$0.00	\$36,388.00
055077	976	SPACESAVER SYSTEMS, INC	44485	\$53,093.00	\$0.00	\$53,093.00
055078	975	SUMMIT COMMUNITY BANK		\$0.00	\$5,126.96	\$5,126.96
055079	700	THOMASSEN FORD MERCURY	45401	\$223.60	\$0.00	\$223.60

055080	425	TRI COUNTY RENTAL INC	45198	\$123.29	\$0.00	\$123.29
055081	425	HAGEMEYER	45148	\$2,542.63	\$0.00	\$2,542.63
055082	700	SHANNON R. TRAVIS	45237	\$116.00	\$0.00	\$116.00
055083	402	UNITED SYSTEMS SOFTWARE		\$0.00	\$184.00	\$184.00
055083	403	UNITED SYSTEMS SOFTWARE		\$0.00	\$157.00	\$157.00
055084	716	VALLEY TWO-WAY, INC	45084	\$271.80	\$0.00	\$271.80
055085	405	WEST PAYMENT CENTER	45254	\$1,547.40	\$0.00	\$1,547.40
055086	425	WILLIAMS MOTOR PARTS, IN	45147	\$26.99	\$0.00	\$26.99
055087	700	WEST VIRGINIA UNIFORM-52	45240	\$68.00	\$0.00	\$68.00
055087	700	WEST VIRGINIA UNIFORM-52	45305	\$277.85	\$0.00	\$277.85
055088	401	WVNET		\$0.00	\$16.67	\$16.67
055089	402	XEROX COPORATION	44270	\$304.03	\$0.00	\$304.03
055089	402	XEROX COPORATION	44467	\$223.15	\$0.00	\$223.15
055089	402	XEROX COPORATION	45048	\$343.11	\$0.00	\$343.11
055090	413	REVA MICKEY		\$0.00	\$100.00	\$100.00
055091	413	GARY DUNGAN		\$0.00	\$100.00	\$100.00
TOTAL				\$123,260.42	\$105,891.64	\$229,152.06

Dept	Name	Dept Amt
401/COM	CO. COMMISSION	\$32,614.04
402/CCLK	CO. CLERK	\$3,111.19
403/CIR CLK	CIRCUIT CLERK	\$5,831.62
404/TAX	TAX OFFICE	\$994.39
405/PA	PROS ATTY	\$1,547.40
406/ASSR	ASSESSORS	\$4,403.20
408/GOV	ST.COMPNET CHG BO GOV UNIT	
412/AG	AG AGT	\$419.19
413/ELE	ELECTION	\$239.70
415/MAG CT	MAGISTRATE COURT	\$330.67
415/	GENERAL SCHOOL/CO TRANSFER	\$32,578.50
422/IMPACT	IMPACT FEE OPERATIONAL DEPT	\$265.11
424/CTHS	COURT HOUSE	\$14,237.37
425/OB	OTHER BUILDING	\$13,146.72
428/DATAP	DATA PROCESSING	
430/HLS	HOMELAND SEC	\$593.89
431/ECON DEV	ECON DEV	
433/GIS	GIS/ADDRESSING	\$2,101.95
439/PZ	PLANNING ZONING	\$77.07
440/ENG.	DEPT OF ENGINEERING	\$923.42
451/ZONING	ZONING DEPT	
700/SHRF	SHERIFF DEPT	\$3,604.04
701/SHRF	SHERIFF DEPT	
704/WV JAIL	ST/WV REGIONAL JAIL	

711/OES	EMERG SVC	\$927.39
712/911	911 COMMUNICATION	\$7,204.73
716/A/C	ANIMAL CONTROL	\$1,968.51
801/MTL HLTH	MENTAL HEALTH TRANS	
808GOV UNIT	SWA CONTRIB OTHER GOV UNIT	
975/CAP OTL	CO. CLERK / CAPITAL OUTLAY	\$5,126.96
976/CAP/CIR	CIRCUIT CLERK/CAPITAL OUTLAY	\$60,517.00
978/CAP/PA	PROS ATTY/CAPITAL OUTLAY	
979/CAP/TAX	TAX OFFICE/CAPITAL OUTLAY	
980/CAP/SRF	SHERIFF DEPT/CAPITAL OUTLAY	
983/CLK ELEC	CO CLERK ELECTION/CAP OUTLAY	
986/CAP/COMM	CO. COMMISSION/CAPITAL OUTLAY	
988/CAP/OB	OTHER BUILDING/CAPITAL OUTLAY	
989/CAP/AGT	AG AGT/CAPITAL OUTLAY	
992/CAP/911	911 COMMUNICATION/CAP OUTLAY	
ALLOC	ALLOCATIONS	
GRANTS	GRANTS	\$36,388.00
PAYROLL	PAYROLL	
TOTALS		\$229,152.06

IN RE: LEGISLATIVE ISSUES

Commissioner Manuel reported on the status of Senate Bill 224.

IN RE: TASK A COMMISSIONER TO CALL GOVERNOR'S OFFICE CALLING ATTENTION TO THE COMPLIANCE DIFFICULTIES OF HB4511 AND EARLIER REQUEST BY THE JEFFERSON COUNTY COMMISSION FOR A VETO OF THIS LEGISLATION

Commissioner Corliss reported on the status of House Bill 4511 and requested a Commissioner be designated to consult with the Governor's office regarding compliance.

Motion by Corliss to designate Commissioner Surkamp as point of contact to call the Governor's office to discuss House Bill 4511. Motion died due to lack of a second.

Motion by Surkamp to designate Commissioner Manuel as point of contact to call the Governor's office to discuss House Bill 4511. Motion died due to lack of a second.

The Commission agreed to table this matter until further in today's session.

IN RE: BONDING AND ACTIVITY REPORT

There was no bonding and activity report.

IN RE: ZONING AND SUBDIVISION ORDINANCE AMENDMENT DISCUSSION

Tony Redman, Director of Planning and Zoning appeared before the Commission to provide the Commission with a Zoning and Subdivision Ordinance Amendment update.

Mr. Redman provided the Commission with copies of the letter he sent to individuals that requested changes in the ordinance and zoning map.

IN RE: PUBLIC COMMENT

Patsy Noland, Circuit Clerk appeared before the Commission to express her concerns with the County Commission's decision regarding webcam procedures and policies during County budget deliberations.

Gregory Lance appeared before the Commission to express his concerns with the County

Commission's decision regarding webcam procedures and policies during County budget deliberations.

Mickey Brock appeared before the Commission to express concerns with the goals and objectives of the Mountain Water Task Force Committee with consideration to health issues with the Mountain Water System being overlooked.

Ed Burns appeared before the Commission to express his concerns with the County Commission's decision regarding webcam procedures and policies during County budget deliberations.

Fred Blackmer appeared before the Commission to express his concerns with the County Commission's decision regarding webcam procedures and policies during County budget deliberations. Mr. Blackmer also expressed concerns with the recent decision regarding property tax increases.

John Maxey appeared before the Commission to express his concerns with the Commission open government procedures and public fairness with regard to the Zoning and Subdivision ordinance rewrite process.

IN RE: RONDA LEHMAN - MOUNTAIN WATER TASK FORCE - ZONING REDLINE PROPOSAL

Ronda Lehman appeared before the Commission as Co-Chair on behalf of the Mountain Water Task Force. Ms. Lehman reported on and presented the Commission with recommendations from the Mountain Water Task Force detailing their initial impressions of the Subdivision and Zoning Ordinance rewrite.

With consideration to all the subdivisions on the mountain, Ms. Lehman recommended the Commission consider conducting individual public hearings for residents in subdivisions on the Mountain.

IN RE: APPOINTMENTS TO THE WATER ADVISORY COMMITTEE

No action was taken on this agenda item.

IN RE: DECISION TO APPROVE OF DISAPPROVE MODIFICATIONS TO EACH OF THE FOLLOWING ORDINANCES FOR THE PURPOSE OF ADOPTING NEWLY CALCULATED IMPACT FEE SCHEDULES: 2005-1 LAW ENFORCEMENT IMPACT FEE, 2005-2 PARKS & RECREATION IMPACT FEE, AND 2005-3 FIRE AND EMERGENCY MEDICAL SERVICES IMPACT FEE

The Commission reported on inflation adjustments previously determined by Mark Schiavone, Impact Fee Coordinator.

Mark Schiavone, Impact Fee Coordinator appeared before the Commission to report on the proposed adjustments to the Impact Fee Ordinances.

Motion by Corliss, second by R. Morgan to approve the newly calculated Impact Fee schedules to the 2005-1 Law Enforcement Impact Fee as presented. Motion carried.

Motion by Corliss, second by R. Morgan to approve the newly calculated Impact Fee schedules to the 2005-3 Fire and Emergency Medical Services Impact Fee as presented. Motion carried.

Motion by R. Morgan, second by Manuel to approve the newly calculated Impact Fee schedules to the 2005-2 Parks and Recreation Impact Fee as presented. Motion carried.

IN RE: FY 2009 IMPACT FEE FUNDABLE PROJECTS - SCHOOLS, LAW ENFORCEMENT, AND PARKS AND RECREATION

Mark Schiavone, Impact Fee Coordinator appeared before the Commission to report on Fiscal Year 2009 Impact Fee Fundable Projects. Mr. Schiavone provided specifications of expenditures for all proposed projects.

IN RE: APPOINTMENTS OF ALTERNATE MEMBERS TO THE BOARD OF ZONING APPEALS

As a previous member of the Board of Zoning Appeals, Commissioner F. Morgan reported on the

goals and objectives of the Board of Zoning Appeals and the responsibilities of alternate members.
No action was taken on this agenda item.

IN RE: APPROVAL OF COURT BAILIFF - TRIP/TRANSPORT DEPUTY - ROBERT JOSEPH JAMES

Motion by Manuel, second by R. Morgan to approve the employment of Robert Joseph James as Court bailiff and trip/transport deputy. Motion carried.

IN RE: APPROVAL OF EMPLOYMENT - MICHAEL B. KRABEL – APPRAISER

Motion by Corliss, second by R. Morgan to approve the employment of Michael B. Krabel as appraiser. Motion carried.

IN RE: POSSIBLE DATES FOR MEETING WITH SCHOOL BOARD - WEDNESDAY, APRIL 23, 2008, WEDNESDAY, APRIL 30, 2008, AND WEDNESDAY, MAY 7, 2008, AT 9:30 A.M.

The Commission agreed by consensus to schedule the meeting with the School Board on Wednesday, May 7, 2008 at 9:30 a.m. The Commission authorized Leslie D. Smith, County Administrator to notify the School Board of the meeting date.

IN RE: RESOLUTION AND AGREEMENT - COMMUNITY PARTICIPATION GRANT PROGRAM - LOCKE HOUSE

Motion by Manuel, second by R. Morgan to approve and authorize the President to affix her signature upon the Resolution and agreement for the Community Participation Grant Program for the preservation and rehabilitation of the Locke House. Motion carried.

RESOLUTION

The Jefferson County Commission met on the 13th day of March 2008 with a quorum present and passed the following Resolution:

Be it Resolved that the County Commission of Jefferson County, West Virginia, hereby authorizes Frances B. Morgan, President of the Jefferson County Commission, to act on its behalf to enter into a contractual agreement with the West Virginia Development Office to receive and administer grant funds pursuant to provisions of the Community Participation Program. The funds from this project will be used for the preservation and rehabilitation of the Locke House.

March 13, 2008
Dated

/s/Frances B. Morgan, President
Frances B. Morgan, President

IN RE: BUDGET WORKSHOP

The Commission agreed to conduct a budget workshop at 1:30 p.m.

IN RE: COUNTY ADMINISTRATOR REPORTS

Leslie D. Smith, County Administrator reported on the correspondence received from Governor Manchin concerning correspondence received from the Commission.

Ms. Smith reported on the County Commission schedule and Public Hearings scheduled.

Ms. Smith reported on the status of the Classification and Compensation Study and provided the Commission with the recent draft from Mr. Don Jacobs. Ms. Smith reported on Mr. Jacob's request for a meeting on March 20, 2008 to discuss the Classification and Compensation study report.

Motion by Corliss, second by Manuel to distribute copies of Mr. Jacob's draft classification and compensation study report to Department Heads and Elected Officials for their review and input.

Commissioner Manuel withdrew his second upon the consent of the Commission to authorize Leslie D. Smith, County Administrator to distribute copies of the classification and compensation study to Department Heads and Elected officials for their review and input.

The Commission agreed to schedule a meeting with Mr. Jacobs to discuss the draft Compensation and Classification Study for Wednesday, March 19 and/or Thursday, March 20, 2008 to include elected officials at their expense.

IN RE: JENNIFER S. MAGHAN - COUNTY CLERK'S REPORT

- **FIDUCIARY MATTERS**
- **MOTION TO APPOINT CURATOR**
- **TRIPLE SEAL FOR THE ESTATE OF SUTPHIN**

Karen Olden, Fiduciary Clerk appeared before the Commission for approval of Triple Seals for the Sutphin and Faber Estates.

Motion by Manuel, second by Corliss to approve the President's signature on a triple seal for the last will and testament of Wendell Jack Sutphin and the triple seal for the last will and testament of Jean Haynes Faber. Motion carried.

Ms. Olden withdrew the agenda item "motion to appoint Curator".

Jennifer S. Maghan, County Clerk appeared before the Commission for the County Clerk's weekly report and to submit a bond renewal of \$20 million from BCT Bank for approval, Ms. Maghan reported on Prosecuting Attorney, Mike Thompsons review and approval of the bond.

Motion by Manuel, second by R. Morgan to approve and authorize the President's signature upon the \$20 million bond renewal from BCT bank as presented by the County Clerk. Motion carried.

Ms. Maghan reported on the press release announcing that Jefferson County registered voter, Ms. Frances Banks will be inducted into the WV Voter Hall of Fame by the WV Secretary of State on Thursday, March 20, 2008 at 1:30 p.m.

Ms. Maghan reported on the Elections team training scheduled March 15, 2008 and invited the Commission to participate.

IN RE: COUNTY COMMISSION REPORTS

Commissioner Surkamp reported on the Planning Commission meeting he attended.

IN RE: STEPHANIE GROVE - LEGAL UPDATE AND REPORT

Stephanie Grove, Assistant Prosecuting Attorney appeared before the Commission for the legal update and report.

Ms. Grove reported on the Assistant Prosecuting Attorney's Civil Division to do list and discussed priorities and objectives in completing tasks designated by the County Commission.

Ms. Grove reported on the Supreme Court denial order in the case of County Commission vs. Ranson for Impact Fee Collection.

Ms. Grove reported on the Supreme Court arguments in the Faraway Farms case and requested the Commission enter into Executive Session to discuss this matter further. Commissioner Surkamp requested Tony Redman, Director of Planning and Zoning be present during Executive Session.

Motion by R. Morgan, second by Manuel to enter into Executive Session with Stephanie Grove, Assistant Prosecuting Attorney to discuss Faraway Farms and Zoning and Subdivision Ordinance amendments. Motion carried.

Motion by R. Morgan, second by Manuel to return to Regular Session. Motion carried.

Motion by Manuel, second by R. Morgan to extend the period to receive public comment and recommendations for the Zoning and Subdivisions Ordinance amendments and redline revisions for an additional two months. Motion failed by a 1-4 vote; Commissioners R. Morgan, F. Morgan, Surkamp and Corliss voted no.

Commission members discussed awaiting approval of public comment and/or recommendations pending receipt of Mr. Redman's updated redline revisions. Tony Redman was present for comments.

IN RE: REQUEST FROM PLANNING COMMISSION RECOMMENDATION REGARDING LAND USE POLICIES IN CURRENT ZONING ORDINANCES, INCLUDING LESA, BUILDING DENSITIES AND RESTRICTIONS

Commissioner Surkamp withdrew this agenda item.

The Commission recessed at 12:10 p.m. The Commission reconvened at 1:30 in the Old Charles Town Library Meeting room.

IN RE: PRODECURAL MATTER – JEFFERSON COUNTY WEBCAM

With consideration to public input Commission members discussed their concerns with web cam procedures and policies.

After discussion the Commission agreed by consensus to release all previous web cam recordings on the Jefferson County website.

IN RE: TASK A COMMISSIONER TO CALL GOVERNOR'S OFFICE CALLING ATTENTION TO THE COMPLIANCE DIFFICULTIES OF HB4511 AND EARLIER REQUEST BY THE JEFFERSON COUNTY COMMISSION FOR A VETO OF THIS LEGISLATION

Commissioner Corliss agreed he would call the Governor's office concerning House Bill 4511 and report back to the Commission next week.

The Commission agreed by consensus to place this matter on next week's agenda for further discussion.

IN RE: BUDGET HEARINGS AND WORKSHOPS

The Commission conducted a budget hearing with Barbara Miller, Director of Homeland Security and Emergency Management.

The Commission met to conduct a budget workshop to discuss fiscal year 2009 budget requests.

The Commission received the following information:

Workshops on the proposed zoning ordinance and the proposed draft zoning map to be held on March 17, and March 24, 2008.

Notice of a public meeting on Tuesday, March 18, 2008, at 7:00 p.m. for public review and discussion on the proposed plans for the new Jefferson county Judicial Center/Courthouse Annex.

Notice of a public hearing for a proposed tax increase on Monday, March 24, 2008, at 7:00 p.m.

Memorandum received from Sheriff Boober concerning a Certificate of Deposit.

Correspondence received from Governor Manchin concerning correspondence received from the Commission.

Information received from Kellie Boles concerning a Forum for Rural Innovation on Friday, March 14, 2008.

Press Release received from the County Clerk announcing that Mrs. Frances Banks will be inducted into the West Virginia Voter Hall of Fame by the West Virginia Secretary of State on Thursday, March 20, 2008, at 1:30 p.m.

Mountain Community Water Study - Draft Report received.

Copy of correspondence sent to Roger Goodwin from Rosalind Welsh received.

Correspondence received from the Office of the State Auditor concerning property tax levy rates and taxes levied 2008-2009.

Correspondence received from FEMA concerning floodplain management.

Financial statements received from the Eastern Panhandle Transit Authority.

Memorandum received from Todd Fagan, GIS Specialist, concerning a follow up on staff recommendation for 2008 aerial photography.

Copy of HB 4511 received.

Legislative information received from the Association of Counties and the County Commissioners' Association.

Election information received from the Association of Counties.

Notice received from Loudoun County of a comprehensive plan amendment public hearing.

Meeting minutes received from the Jefferson County Public Service District.

Correspondence received from Todd Baldau requesting that he not be reappointed to the Planning Commission.

"West Virginia's Municipal Separate Storm Sewer System (MS4) National Pollutant Discharge Elimination System Permit Program" Report and Executive Summary received from the West Virginia Water Research Institute.

West Virginia's Potomac Basin Stormwater Needs Survey received.

Jefferson County Progress Meeting minutes received.

Harpers Ferry National Historical Park Community Bulletin received.

E-911 fees received from Citizens Communications.

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

Upon rising, the Commission recessed until Thursday afternoon beginning at 1:30 o'clock p.m.

FRANCES B. MORGAN, COMMISSION PRESIDENT