

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, December 4, 2008, beginning at 9:30 o'clock a.m.

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

In re: PLEDGE OF ALLEGIANCE

Commissioner R. Morgan conducted the Pledge of Allegiance.

In re: DISPENSE WITH READING OF MINUTES

Motion by Manuel, second by Corliss to dispense with the reading of the Minutes for the meeting held on Thursday, November 20, 2008, and to approve the Minutes as amended. Motion carried.

In re: APPROVAL OF PURCHASE ORDERS

Motion by R. Morgan, second by Manuel to approve the following Purchase Orders for the Week of December 4, 2008, totaling \$34,609.73: 42446, 45912, 45913, 46207, 46385, 45986, 45993, 45994, 46253, 46254, 46255, 42443, 45609, 45548, 46072, 46314, 46345, 46347, 46349, 46426, 46427, 46434, 46166, 46167, 46168, 46169, 46348, 46351, and 46352. Motion carried.

In re: APPROVAL OF ACCOUNTS PAYABLE

Motion by Corliss, second by R. Morgan to approve the list of the Accounts Payable dated November 26, 2008, as presented by the County Clerk and reviewed by the County Commission. Motion carried.

Motion by Corliss, second by Manuel to approve the list of the Accounts Payable dated December 4, 2008, as presented by the County Clerk and reviewed by the County Commission. Motion carried.

| CK# | Dept | VENDOR | PO# | PO Amt | Amt wo PO | Ck Amt |
|--------|---------|--------------------------|-------|------------|--------------|--------------|
| 057426 | 413 | ALLEGHENY POWER | | \$0.00 | \$157.51 | \$157.51 |
| 057426 | 424 | ALLEGHENY POWER | | \$0.00 | \$1,054.37 | \$1,054.37 |
| 057426 | 425 | ALLEGHENY POWER | | \$0.00 | \$8,037.09 | \$8,037.09 |
| 057427 | 405 | ACCURATE SYSTEMS INC | 46230 | \$243.75 | \$0.00 | \$243.75 |
| 057428 | 712 | AT&T/KY | | \$0.00 | \$11.43 | \$11.43 |
| 057429 | 425 | ABH SERVICES, INC. | | \$0.00 | \$9,070.00 | \$9,070.00 |
| 057430 | 412 | BARDANE PUBLIC HEALTH CT | | \$0.00 | \$383.00 | \$383.00 |
| 057430 | 431 | BARDANE PUBLIC HEALTH CT | | \$0.00 | \$308.33 | \$308.33 |
| 057431 | 425 | B-K OFFICE SUPPLY INC | 46333 | \$1,240.00 | \$0.00 | \$1,240.00 |
| 057432 | 404 | ELAINE BENNETT,DODDRIDGE | 44547 | \$35.00 | \$0.00 | \$35.00 |
| 057433 | 424 | *CREAMERS AUTO SERVICE | 46336 | \$113.03 | \$0.00 | \$113.03 |
| 057433 | 700 | *CREAMERS AUTO SERVICE | 46336 | \$34.95 | \$0.00 | \$34.95 |
| 057434 | 424 | CHARLES TOWN WATER DEPT | | \$0.00 | \$125.82 | \$125.82 |
| 057434 | 425 | CHARLES TOWN WATER DEPT | | \$0.00 | \$830.76 | \$830.76 |
| 057435 | 405 | CIVIC RESEARCH INSTITUTE | 46228 | \$359.90 | \$0.00 | \$359.90 |
| 057436 | 425 | OLD CHARLES TOWN LIBRARY | | \$0.00 | \$1,500.00 | \$1,500.00 |
| 057437 | 425 | DAYCON | 46332 | \$376.67 | \$0.00 | \$376.67 |
| 057438 | 712 | NANCY DOPSON | | \$0.00 | \$35.82 | \$35.82 |
| 057439 | 413 | ESS ELECTION SYSTEMS & | 45576 | \$3,900.00 | \$0.00 | \$3,900.00 |
| 057440 | 401 | EASTERN PANHANDLE | | \$0.00 | \$5,000.00 | \$5,000.00 |
| 057441 | 700 | EMERGENCY EQUIP LIGHTING | 46165 | \$1,077.00 | \$0.00 | \$1,077.00 |
| 057442 | 425 | FIRE SAFETY EQUIP | 46334 | \$1,415.00 | \$0.00 | \$1,415.00 |
| 057443 | 424 | FRONTIER COMMUNICATIONS | | \$0.00 | \$1,044.55 | \$1,044.55 |
| 057444 | 412 | FRONTIER | | \$0.00 | \$35.00 | \$35.00 |
| 057444 | 424 | FRONTIER | | \$0.00 | \$35.00 | \$35.00 |
| 057445 | 700 | GALLS INCORPORATED | 46164 | \$683.34 | \$0.00 | \$683.34 |
| 057446 | PAYROLL | GUARDIAN | | \$0.00 | \$1,597.95 | \$1,597.95 |
| 057446 | PAYROLL | GUARDIAN | | \$0.00 | \$6,354.72 | \$6,354.72 |
| 057446 | PAYROLL | GUARDIAN | | \$0.00 | \$127,623.25 | \$127,623.25 |
| 057446 | PAYROLL | GUARDIAN | | \$0.00 | \$-0.22 | \$-0.22 |
| 057447 | 405 | STEPHANIE GROVE | | \$0.00 | \$309.00 | \$309.00 |
| 057448 | 413 | HOWARD HARDER | | \$0.00 | \$16.00 | \$16.00 |
| 057449 | 413 | MARY E. HARDER | | \$0.00 | \$16.00 | \$16.00 |
| 057450 | 439 | IKON OFFICE SOLUTIONS | 46429 | \$1,015.65 | \$0.00 | \$1,015.65 |
| 057450 | 401 | IKON OFFICE SOLUTIONS | | \$0.00 | \$272.25 | \$272.25 |
| 057451 | 404 | JEFFERSON PUBLISH CO INC | 44545 | \$4,489.83 | \$0.00 | \$4,489.83 |

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|--------|---------|--------------------------|-------|-------------|-------------|-------------|
| 057452 | GRANT | JC BLACK HISTORY | | \$0.00 | \$4,500.00 | \$4,500.00 |
| 057453 | 412 | JUDITH A MATLICK | | \$0.00 | \$535.06 | \$535.06 |
| 057454 | 712 | PRIORITY DISPATCH | 45964 | \$295.00 | \$0.00 | \$295.00 |
| 057455 | 700 | MCKINNEY'S AUTO REPAIR | 46337 | \$564.48 | \$0.00 | \$564.48 |
| 057456 | 402 | PIFER OFFICE SUPPLY, INC | 46202 | \$155.71 | \$0.00 | \$155.71 |
| 057456 | 402 | PIFER OFFICE SUPPLY, INC | 46208 | \$52.94 | \$0.00 | \$52.94 |
| 057456 | 403 | PIFER OFFICE SUPPLY, INC | 46148 | \$292.19 | \$0.00 | \$292.19 |
| 057456 | 403 | PIFER OFFICE SUPPLY, INC | 46154 | \$169.58 | \$0.00 | \$169.58 |
| 057457 | 425 | LANDMARK ELEVATOR INC. | 45740 | \$240.00 | \$0.00 | \$240.00 |
| 057458 | 424 | ROACH OIL COMPANY | | \$0.00 | \$728.16 | \$728.16 |
| 057458 | 425 | ROACH OIL COMPANY | | \$0.00 | \$776.54 | \$776.54 |
| 057459 | 413 | RAI GROUP 43, LLC | | \$0.00 | \$1,650.00 | \$1,650.00 |
| 057460 | 425 | RCS SECURITY | 46335 | \$7,205.00 | \$0.00 | \$7,205.00 |
| 057461 | 402 | RECORD MANAGEMENT SOLUT | 45872 | \$35.00 | \$0.00 | \$35.00 |
| 057462 | PAYROLL | RETIREE HLTH BENEFIT TRS | | \$0.00 | \$8,265.00 | \$8,265.00 |
| 057463 | 424 | SMITH-NADENBOUSCH INS./C | | \$0.00 | \$375.00 | \$375.00 |
| 057464 | 402 | SOFTWARE SYSTEMS, INC | 46203 | \$245.00 | \$0.00 | \$245.00 |
| 057464 | 401 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$2,471.71 | \$2,471.71 |
| 057464 | 402 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$536.00 | \$536.00 |
| 057464 | 403 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$406.00 | \$406.00 |
| 057464 | 404 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$2,726.48 | \$2,726.48 |
| 057464 | 428 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$546.00 | \$546.00 |
| 057464 | 433 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$61.00 | \$61.00 |
| 057464 | 700 | SOFTWARE SYSTEMS, INC | | \$0.00 | \$1,421.70 | \$1,421.70 |
| 057465 | 405 | SPECIALTY BUS SUPPLIES | 46233 | \$380.38 | \$0.00 | \$380.38 |
| 057465 | 978 | SPECIALTY BUS SUPPLIES | 46233 | \$4,627.76 | \$0.00 | \$4,627.76 |
| 057466 | 408 | STATE TAX DEPARTMENT | | \$0.00 | \$17,845.25 | \$17,845.25 |
| 057467 | 704 | ST/WV REGIONAL JAIL & | 46299 | \$285.18 | \$0.00 | \$285.18 |
| 057468 | 401 | STAPLES CREDIT PLAN | | \$0.00 | \$339.86 | \$339.86 |
| 057468 | 402 | STAPLES CREDIT PLAN | | \$0.00 | \$99.98 | \$99.98 |
| 057468 | 424 | STAPLES CREDIT PLAN | | \$0.00 | \$146.27 | \$146.27 |
| 057468 | 439 | STAPLES CREDIT PLAN | | \$0.00 | \$237.69 | \$237.69 |
| 057468 | 700 | STAPLES CREDIT PLAN | | \$0.00 | \$1,041.81 | \$1,041.81 |
| 057468 | 711 | STAPLES CREDIT PLAN | | \$0.00 | \$94.02 | \$94.02 |
| 057468 | 712 | STAPLES CREDIT PLAN | | \$0.00 | \$428.72 | \$428.72 |
| 057468 | 716 | STAPLES CREDIT PLAN | | \$0.00 | \$264.13 | \$264.13 |
| 057469 | 424 | SPRINT PCS | | \$0.00 | \$90.96 | \$90.96 |
| 057469 | GRANT | SPRINT PCS | | \$0.00 | \$142.49 | \$142.49 |
| 057469 | 712 | SPRINT PCS | | \$0.00 | \$1,089.76 | \$1,089.76 |
| 057470 | 975 | SUMMIT COMMUNITY BANK | | \$0.00 | \$2,441.41 | \$2,441.41 |
| 057471 | PAYROLL | TIME INSURANCE CO | | \$0.00 | \$166.36 | \$166.36 |
| 057472 | 424 | US POSTAL SERVICE | | \$0.00 | \$20,000.00 | \$20,000.00 |
| 057473 | 712 | VALLEY TWO-WAY, INC | 45510 | \$10,960.00 | \$0.00 | \$10,960.00 |
| 057474 | 700 | WAHL BUSINESS SOLUTIONS | 46163 | \$890.00 | \$0.00 | \$890.00 |
| 057475 | 405 | WEST PAYMENT CENTER | 46231 | \$1,138.88 | \$0.00 | \$1,138.88 |
| 057476 | 425 | WM OF WEST VIRGINIA, INC | | \$0.00 | \$668.52 | \$668.52 |
| 057476 | 716 | WM OF WEST VIRGINIA, INC | | \$0.00 | \$95.33 | \$95.33 |
| 057477 | 716 | WALMART BUSINESS | | \$0.00 | \$66.90 | \$66.90 |
| 057478 | 443 | PAMELA HOLSTEIN-WALLACE | | \$0.00 | \$6,250.00 | \$6,250.00 |
| 057479 | 700 | WHELEN ENGINEERING CO | 46161 | \$120.00 | \$0.00 | \$120.00 |
| 057480 | 412 | CRAIG W YOHN | | \$0.00 | \$384.58 | \$384.58 |
| 057481 | 413 | BRIAN OLDEN | | \$0.00 | \$16.00 | \$16.00 |
| 057482 | 413 | ANDREW OLDEN | | \$0.00 | \$16.00 | \$16.00 |
| 057483 | 413 | BETTY EYRE | | \$0.00 | \$16.00 | \$16.00 |
| 057484 | 413 | SCOTT FRAZIER | | \$0.00 | \$16.00 | \$16.00 |
| 057485 | 413 | ROCKY GRIM | | \$0.00 | \$16.00 | \$16.00 |
| 057486 | 413 | TREY FIELDS | | \$0.00 | \$80.00 | \$80.00 |
| 057487 | 413 | CRYSTAL WELLMAN | | \$0.00 | \$16.00 | \$16.00 |
| 057488 | 413 | KAYLA MYERS | | \$0.00 | \$16.00 | \$16.00 |
| 057489 | 413 | REBECCA HERBERT | | \$0.00 | \$16.00 | \$16.00 |
| 057490 | 413 | TRICIA WORDEN | | \$0.00 | \$16.00 | \$16.00 |
| 057491 | 413 | DAVID TESTERMAN | | \$0.00 | \$16.00 | \$16.00 |
| 057492 | 413 | ROSE FRAZIER | | \$0.00 | \$16.00 | \$16.00 |
| 057493 | 413 | SEAN KELLY | | \$0.00 | \$16.00 | \$16.00 |
| 057494 | 413 | ANDREW WORDEN | | \$0.00 | \$16.00 | \$16.00 |
| 057495 | 413 | ROBERT SHORES | | \$0.00 | \$16.00 | \$16.00 |

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|---------------|-----|----------------|--|--------------------|---------------------|---------------------|
| 057496 | 413 | WENDY DODSON | | \$0.00 | \$16.00 | \$16.00 |
| 057497 | 413 | PATRICK SHEETZ | | \$0.00 | \$16.00 | \$16.00 |
| 057498 | 413 | EMMA COOK | | \$0.00 | \$16.00 | \$16.00 |
| 057499 | 413 | ADAM HERBERT | | \$0.00 | \$16.00 | \$16.00 |
| 057500 | 413 | SUSAN KENNISON | | \$0.00 | \$16.00 | \$16.00 |
| Totals | | | | \$42,641.22 | \$241,094.32 | \$283,735.54 |

In re: LEGISLATIVE ISSUES

The Commission discussed the MARC train issue.

In re: BONDING

Rebecca Burns, from the County Engineering office appeared before the Commission to present bonding. Motion by R. Morgan, second by Manuel to approve the partial release of a letter of credit in the amount of \$126,751 for RAI Group 43B, LLC, with the County to retain \$44,177. Motion carried.

Motion by Manuel, second by R. Morgan to approve the partial release of a letter of credit in the amount of \$78,543 for Home Hill Corporation, with the County to retain \$163,905. Motion carried.

In re: ACTIVITY REPORT

Kirk Davis, Interim Director of Planning and Zoning, appeared before the Commission for the Planning Commission Activity Report. Mr. Davis reported on the following:

Mr. Davis presented the Commission with a proposal in the amount of \$3,000 for a grand opening celebration for the Sheriff's Office and the 911 Center. After discussion, motion by Surkamp, second by F. Morgan to approve the proposal in the amount of \$3,000 for the grand opening celebration for the Sheriff's Office and the 911 Center.

Motion by F. Morgan, second by Manuel to amend the motion to reduce the amount of the proposal for the grand opening celebration to not exceed \$1,200. Motion passed by a 3-2 vote. Commissioners Corliss and Surkamp voted no.

Motion by Manuel to postpone the vote on this motion until later in the day. Motion failed due to a lack of a second.

Motion by Surkamp, second by F. Morgan to call the question. Motion failed by a 2-3 vote. Commissioners Manuel, Corliss and R. Morgan voted no.

Motion by Corliss, second by R. Morgan to amend the motion to reduce the amount on the proposal for the grand opening celebration to not exceed \$500. Motion failed by a 2-3 vote. Commissioners Manuel, F. Morgan and Surkamp voted no.

The Commission then voted on the amended motion to approve the proposal in the amount of \$1,200 for the grand opening celebration for the Sheriff's Office and the 911 Center. Motion passed by a 3-2 vote. Commissioners R. Morgan and Corliss voted no.

Mr. Davis reported on the Geo-Technical study that was conducted in the County's parking lot. Dave Wiegand, from Specialized Engineers, was present and commented on the study. After discussion, motion by Corliss, second by F. Morgan to authorize Mr. Davis to contact the architects and get an estimate on how soon they can come back to the Commission with a proposal. Motion passed by a 3-2 vote. Commissioners Manuel and Surkamp voted no.

The Commission discussed the empty office space at the St. Margaret's Building. Motion by R. Morgan, second by Corliss to allocate the empty office space at the St. Margaret's Building to the Magistrates. After discussion, the motion was withdrawn. The Commission directed Mr. Davis to contact all of the Circuit Judges concerning office space.

In re: PUBLIC COMMENT

Ed Burns commented on MARC train and the 911Center/Sheriff's office grand opening.

In re: PETE KELLY - JEFFERSON COUNTY AMBULANCE AUTHORITY PRESIDENT - BUILDING UPDATE

Pete Kelly, President of the Jefferson County Ambulance Authority, appeared before the Commission to give an update on the status of the proposed Ambulance Authority building and funding. No action was taken on this matter.

In re: BARBARA MILLER - EMERGENCY MANAGEMENT INAUGURAL PREPAREDNESS

Barbara Miller, Director of Emergency Management and Homeland Security, appeared before the Commission to report on emergency preparedness for the Inauguration. After discussion, the Commission agreed to have Mrs. Miller prepare a letter to send to the State requesting MRE's and water.

In re: KERYN NEWMAN - PATH REQUEST FOR COUNTY COMMISSION TO HOST PUBLIC HEARING

Keryn Newman appeared before the Commission to request that the Commission sponsor a citizens informational open house meeting at Washington High School on PATH. After discussion, motion by Manuel, second by Surkamp to conduct a public hearing on the PATH project for citizens to comment on the record and

to advertise for the public hearing in the usual manner and to also invite Governor Manchin to the public hearing. Motion by Surkamp, second by Corliss to amend the motion to send the notice to those residents who are directly affected by PATH. Motion to amend failed by a 2-3 vote. Commissioners F. Morgan, Manuel and R. Morgan voted no. The Commission then voted on the original motion . Motion carried.

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

Jennifer S. Maghan, County Clerk, appeared before the Commission for the County Clerk's Report. Ms. Maghan presented the Commission with a 2nd original for signatures of the certification of votes cast.

In re: PATRICIA A. NOLAND - REQUEST FOR LETTER OF SUPPORT FOR APPOINTMENT TO THE COURTHOUSE FACILITIES IMPROVEMENT AUTHORITY

After discussion and comments from Patricia A. Noland, motion by Manuel, second by Surkamp to approve a letter of support for the appointment of Patricia A. Noland to the Courthouse Facilities Improvement Authority. Motion carried.

In re: COURTHOUSE FACILITIES IMPROVEMENT AUTHORITY - APPROVAL OF FUNDING ASSISTANCE

The Commission discussed the approval of grant funds from the Courthouse Facilities Improvement Authority in the amount of \$80,000 for HVAC improvements to the Courthouse. After discussion, motion by Manuel, second by R. Morgan to accept the grant from the Courthouse Facilities Improvement Authority and authorize the President's signature on the grant contract. Motion carried.

In re: CONSIDER CITIZEN MEMBERSHIP ON BUDGET TRANSITION OVERSIGHT COMMITTEE

Motion by F. Morgan, second by Corliss to approve the appointment of Marty Freeman to the Budget Committee. Motion by Manuel to amend the motion to advertise for two citizen members for the Budget Committee. Motion failed due to a lack of a second. Commissioner F. Morgan withdrew the original motion. Motion by Surkamp, second by Corliss to appoint Marty Freeman to the Budget Committee in a non-voting consultant capacity. Motion passed by a 4-1 vote. Commissioner Manuel voted no.

In re: LEGAL UPDATE AND REPORT

James Casimiro, Assistant Prosecuting Attorney, appeared before the Commission for the legal update and report.

Motion by Surkamp, second by Corliss to enter into Executive Session to discuss litigation as provided by Peters vs. Wood County. Motion carried.

Motion by Surkamp, second by Corliss to return to Regular Session. Motion carried.

The Commission recessed until 1:30 p.m.

In re: APPOINTMENTS OF ALTERNATE MEMBERS TO THE BOARD OF ZONING APPEALS

No action was taken on this agenda item.

In re: APPOINTMENTS TO THE JEFFERSON COUNTY AMBULANCE AUTHORITY

No action was taken on this agenda item.

In re: REQUEST COMMITMENT OF MATCHING FUNDS FOR WV FARMERS MARKET GRANT PROGRAM

The Commission agreed to have Kellie Boles come in next week in order to receive more information on this agenda item.

In re: PLAN REGARDING OPTIMIZATION OF FIRE AND EMS RESOURCES

No action was taken on this agenda item.

In re: NON DISCLOSURE POLICY: WHICH VENDORS EMPLOYEES AND COUNTY EMPLOYEES HAVE ADMIN PRIVILEGES PER REQUEST OF THE COMMISSION FOR REPORT RECEIVED SEPT 25, TO PROVIDE BY 5 PM FRIDAY. BEGIN NON-DISCLOSURE FORM FILL-OUT

The Commission agreed to direct the County Administrator to request a copy of Software System's Non-Disclosure Agreement.

In re: REPORT SHOWING WHERE ALL OUR MONIES ARE INVESTED: WITH DOCUMENTS ATTESTING THAT ALL FUNDS ARE FULLY COLLATERALIZED. SEEK ADVISEMENT FROM COUNTY ADMINISTRATOR, COUNTY CLERK, COUNTY SHERIFF, PA FOR FIRST DECEMBER MEETING

The County Administrator reported that all information on this agenda item was provided at last week's meeting. No action was taken on this matter.

In re: REQUEST BY SHERIFF TO INCREASE FY 2009 CIP APPROVED FUNDING FOR ACQUISITION OF POLICE CRUISERS

After discussion and comments from Mark Schiavone, motion by Manuel, second by R. Morgan to increase the FY2009 CIP approved funding by impact fees from \$80,000 to \$86,762.40 for the Sheriff's office. Motion

carried

In re: MOTION THAT EVERY JEFFERSON COUNTY GOVERNMENT EMPLOYEE BE GIVEN A \$250 CHRISTMAS BONUS

Motion by Manuel, second by F. Morgan to provide every Jefferson County employee with a \$250 Christmas bonus. Motion failed by a 1-4 vote. Commissioners F. Morgan, Corliss, R. Morgan and Surkamp voted no.

Motion by F. Morgan, second by Manuel to provide every Jefferson County employee with a \$125 Christmas bonus.

Motion by Corliss, second by Manuel to postpone this matter until next week. Motion passed by a 4-1 vote. Commissioner Surkamp voted no.

In re: COUNTY ADMINISTRATOR REPORTS

The County Administrator reported on the following:

- The Jefferson County Public Service District will now be holding their meetings at their new offices in Bardane.
- The search committee meeting scheduled for tomorrow at 1:00 has been postponed due to illnesses.
- Don Jacobs will meet with the Commission next week.
- The County Administrator reported on the possibility of County Commissioners' Association and Association of Counties meetings being held in Jefferson County.
- Reminder of legislative meeting on Wednesday, December 10, 2008 at Cacapon State Park.
- The County Administrator requested consent from the Commission for Animal Control to participate in the Christmas Parade. The Commission agreed to participation by Animal Control.
- The County Administrator provided the Commission with copies of the expenditure and revenue reports.

In re: COUNTY COMMISSION REPORTS

Commissioner F. Morgan reported on a work session with the Jefferson County Public Service District and the Planning Commission.

Commissioner F. Morgan reported on a Jefferson County Public Service District meeting.

Commissioner R. Morgan reported on an affordable housing meeting.

Commissioner Corliss reported on a Region 9 meeting.

The Commission agreed to reschedule the Planning & Zoning Director search committee meeting until next Thursday at 2:00 p.m.

The Commission received the following information:

Appointments to be made to the Emergency Services Agency Board on January 8, 2009.

Reminder of County Commissioners' Association Regional Legislative Meeting on Wednesday, December 10, 2008, at 3:00 p.m. at Cacapon State Park.

Acceptance of bond for Notting Hill Subdivision in the amount of \$599,059.

Correspondence received from Comcast concerning new payment center hours.

Information received concerning the mileage rate for 2009.

Correspondence received from Senator John D. Rockefeller IV concerning the river gauge in Millville.

Correspondence received from the Elks Run Study Group concerning Stonecrest.

Correspondence received from Jefferson Utilities concerning EPA limits of disinfection byproducts.

Correspondence received from the Historic Landmarks Commission concerning a proposed cell tower.

Correspondence received from Shelley Moore Capito concerning MARC train services.

Correspondence received from the City of Martinsburg concerning MARC train services.

Correspondence received from the Development Authority concerning MARC train services.

Correspondence received from Governor Joe Manchin concerning MARC train services.

Information received from Allegheny Energy concerning PATH.

Correspondence received from Toni Witzemann concerning PATH.

Correspondence received from NACo concerning the Payment in Lieu of Taxes program.

2008 election results received from the Association of Counties.

Fire department survey received from the Association of Counties.

Notice received from Loudoun County of a Comprehensive Plan public hearing on December 18, 2008.

Stage Whispers newsletter received from the Old Opera House.

E-911 fees received from Level 3 Communications, IDT Corporation, AT&T Communications, 8x8, Inc., and ACN Communications Services.

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

Impact Fee Status Report received for November 2008

Memorandums received from the Department of Capital Planning and Management concerning transfers of funds.

Correspondence received from AIG concerning insurance coverage as it relates to the claim filed by Arcadia Building Company et al.

Correspondence received from Safe Haven Child Advocacy Center.

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

Frances B. Morgan, Commission President