

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, March 19, 2009, beginning at 9:30 o'clock a.m.

PRESENT: Dale Manuel, President;
James Surkamp; Frances B. Morgan;
Patricia A. Noland; Lyn Widmyer; Commissioners

In re: PLEDGE OF ALLEGIANCE
Commissioner Widmyer conducted the Pledge of Allegiance.

In re: DISPENSE WITH READING OF MINUTES
Motion by Morgan, second by Surkamp to dispense with the reading of the Minutes for the meeting held on Thursday, March 12, 2009, and to approve the Minutes as prepared. Motion carried.

In re: APPROVAL OF PURCHASE ORDERS
Motion by Noland, second by Morgan to approve the following Purchase Orders for the Week of March 19, 2009, totaling \$26,711.61: 46754, 46394, 46581, 46269, 46588, 46729, 46731, 46732, 46733, 46820, 46821, 46822, 46824, 46828, 46829, 46830, 46409, 46412, 46639, 46645, 46646, 46647, 46648, 46649, 46650, 46825, 46826, and 46827. Motion carried.

In re: APPROVAL OF ACCOUNTS PAYABLE
Motion by Widmyer, second by Noland to approve the list of Accounts Payable dated March 19, 2009, 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
058207	425	COMCAST		\$0.00	\$55.94	\$55.94
058208	424	AT&T/NJ		\$0.00	\$0.27	\$0.27
058209	700	AUTOZONE		\$0.00	\$11.89	\$11.89
058210	ALLOC	AHA/ART&HUMANITIES A		\$0.00	\$2,997.88	\$2,997.88
058211	424	BRIGGS WELD & RAD REPAIR	46534	\$1,550.00	\$0.00	\$1,550.00
058212	712	KIMBERLY D BURKE		\$0.00	\$210.00	\$210.00
058213	PAYROLL	BUREAU FOR CHILD SUPPORT		\$0.00	\$72.00	\$72.00
058214	712	B-K OFFICE SUPPLY INC	46586	\$335.00	\$0.00	\$335.00
058215	424	BOLAND SERVICES	46365	\$166.00	\$0.00	\$166.00
058215	425	BOLAND SERVICES	45163	\$385.00	\$0.00	\$385.00
058215	425	BOLAND SERVICES	46365	\$427.00	\$0.00	\$427.00

058215	425	BOLAND SERVICES	46812	\$210.00	\$0.00	\$210.00
058216	PAYROLL	BUREAU F/CHILD SUPPORT		\$0.00	\$49.85	\$49.85
058217	PAYROLL	BUREAU F/CHILD SPRT ENF		\$0.00	\$212.31	\$212.31
058218	PAYROLL	VA DEPT OF TAXATION		\$0.00	\$299.94	\$299.94
058219	401	CO COMMISSIONERS ASSOC		\$0.00	\$195.00	\$195.00
058220	440	*CREAMERS AUTO SERVICE	46815	\$39.31	\$0.00	\$39.31
058220	712	*CREAMERS AUTO SERVICE	46815	\$194.78	\$0.00	\$194.78
058221	712	LYNN CARROLL		\$0.00	\$210.00	\$210.00
058222	712	CDW-GOVERNMENT INC	46261	\$108.77	\$0.00	\$108.77
058223	PAYROLL	CHILD SUPPORT ENFORCE AG		\$0.00	\$27.69	\$27.69
058224	700	CARS/COMPLETE AUTO REPAI	46817	\$255.74	\$0.00	\$255.74
058225	403	COAST TO COAST COMPUTER	46500	\$457.25	\$0.00	\$457.25
058226	405	LAUREN CROWTHER		\$0.00	\$57.50	\$57.50
058226	405	LAUREN CROWTHER		\$0.00	\$94.17	\$94.17
058227	425	DAYCON	46819	\$347.93	\$0.00	\$347.93
058228	401	D I JACOBS CONSULTING		\$0.00	\$1,500.00	\$1,500.00
058229	PAYROLL	EQUITABLE THE EQUIVEST		\$0.00	\$15.00	\$15.00
058230	712	EMERGENCY EQUIP,LIGHTING	46267	\$2,805.00	\$0.00	\$2,805.00
058230	712	EMERGENCY EQUIP,LIGHTING	46268	\$170.00	\$0.00	\$170.00
058231	401	FEDEX		\$0.00	\$22.04	\$22.04
058231	433	FEDEX		\$0.00	\$22.17	\$22.17
058231	700	FEDEX		\$0.00	\$94.24	\$94.24
058232	415	GENERAL COUNTY FUND-J FE		\$0.00	\$13,264.68	\$13,264.68
058233	425	GRAINGER, INC	46811	\$309.64	\$0.00	\$309.64
058234	PAYROLL	NG		\$0.00	\$635.00	\$635.00
058235	700	N & OUT AUTO SERVICE	46814	\$3,500.00	\$0.00	\$3,500.00
058236	413	JEFF CO PUBLIC SER DEPT		\$0.00	\$27.83	\$27.83
058236	425	JEFF CO PUBLIC SER DEPT		\$0.00	\$54.91	\$54.91
058237	715	JEFFERSON CO EMERGENCY		\$0.00	\$350,000.00	\$350,000.00
058238	424	JEFFERSON PUBLISH CO INC	46818	\$216.00	\$0.00	\$216.00
058239	406	THE JOURNAL	46704	\$747.50	\$0.00	\$747.50
058239	412	THE JOURNAL	45018	\$148.20	\$0.00	\$148.20
058239	439	THE JOURNAL	46431	\$597.20	\$0.00	\$597.20
058240	413	JEFFERSON UTILITIES INC		\$0.00	\$20.12	\$20.12
058240	425	JEFFERSON UTILITIES INC		\$0.00	\$261.61	\$261.61
058241	PAYROLL	JEFFERSON SECURITY BANK		\$0.00	\$4,849.00	\$4,849.00
058242	GRANT	JC BLACK HISTORY		\$0.00	\$2,000.00	\$2,000.00
058243	712	LANGUAGE LINE SERVICES		\$0.00	\$197.02	\$197.02
058244	712	PRIORITY DISPATCH	46603	\$429.00	\$0.00	\$429.00
058245	712	MORGAN TROPHIES AWARDS	46262	\$280.00	\$0.00	\$280.00
058246	PAYROLL	COMPTROLLER OF MARYLAND		\$0.00	\$559.72	\$559.72
058247	425	HOME DEPOT CREDIT SERVIC		\$0.00	\$696.93	\$696.93
058248	700	MCKINNEY'S AUTO REPAIR	46816	\$41.70	\$0.00	\$41.70
058249	PAYROLL	MD Child Support Account		\$0.00	\$140.00	\$140.00
058250	PAYROLL	MD CHILD SUPPORT ACCOUNT		\$0.00	\$18.46	\$18.46
058251	PAYROLL	NATIONWIDE RETIREMENT		\$0.00	\$735.21	\$735.21
058252	ALLOC	JEFF CO PARKS &		\$0.00	\$14,953.47	\$14,953.47
058253	712	LAURA POPE		\$0.00	\$210.00	\$210.00
058254	425	RCS SECURITY	46813	\$610.00	\$0.00	\$610.00

058255	405	HASSAN RASHEED		\$0.00	\$10.00	\$10.00
058255	405	HASSAN RASHEED		\$0.00	\$123.20	\$123.20
058255	405	HASSAN RASHEED		\$0.00	\$75.00	\$75.00
058256	424	SMITH-NADENBOUSCH INS./C		\$0.00	\$200.00	\$200.00
058257	404	SOFTWARE SYSTEMS, INC	46655	\$1,384.98	\$0.00	\$1,384.98
058257	979	SOFTWARE SYSTEMS, INC	46655	\$1,000.00	\$0.00	\$1,000.00
058258	PAYROLL	STATE DPT O/TAX & REVENU		\$0.00	\$22,893.00	\$22,893.00
058258	PAYROLL	STATE DPT O/TAX & REVENU		\$0.00	\$25.38	\$25.38
058259	704	ST/WV REGIONAL JAIL &	46772	\$84,033.04	\$0.00	\$84,033.04
058260	PAYROLL	SHERIFF OF JEFFERSON CO		\$0.00	\$33,409.68	\$33,409.68
058260	PAYROLL	SHERIFF OF JEFFERSON CO		\$0.00	\$46.50	\$46.50
058260	PAYROLL	SHERIFF OF JEFFERSON CO		\$0.00	\$7,813.60	\$7,813.60
058260	PAYROLL	SHERIFF OF JEFFERSON CO		\$0.00	\$10.88	\$10.88
058261	PAYROLL	SHERIFF OF JEFFERSON CO		\$0.00	\$25,692.92	\$25,692.92
058262	PAYROLL	WV DEPUTY SHRF RETIREMEN		\$0.00	\$7,495.41	\$7,495.41
058263	PAYROLL	WV DEPUTY SHRF RETIREMEN		\$0.00	\$9,259.09	\$9,259.09
058264	712	SEN COMMUNICATIONS	46590	\$75.00	\$0.00	\$75.00
058265	424	SPRINT		\$0.00	\$90.82	\$90.82
058265	GRANT	SPRINT		\$0.00	\$110.23	\$110.23
058265	712	SPRINT		\$0.00	\$1,386.64	\$1,386.64
058266	712	BROOKE SHIPE		\$0.00	\$369.60	\$369.60
058267	PAYROLL	TREASURER OF VIRGINIA		\$0.00	\$161.51	\$161.51
058268	PAYROLL	US DEPT OF EDUCATION		\$0.00	\$135.86	\$135.86
058269	425	VALLEY HARDWARE COMPANY	46529	\$112.98	\$0.00	\$112.98
058270	712	VALLEY TWO-WAY, INC	45501	\$3,007.95	\$0.00	\$3,007.95
058270	712	VALLEY TWO-WAY, INC	45502	\$2,350.95	\$0.00	\$2,350.95
058270	712	VALLEY TWO-WAY, INC	45503	\$3,607.00	\$0.00	\$3,607.00
058270	712	VALLEY TWO-WAY, INC	45504	\$4,015.95	\$0.00	\$4,015.95
058270	712	VALLEY TWO-WAY, INC	45505	\$2,451.00	\$0.00	\$2,451.00
058270	712	VALLEY TWO-WAY, INC	45506	\$1,291.00	\$0.00	\$1,291.00
058270	712	VALLEY TWO-WAY, INC	45507	\$1,849.30	\$0.00	\$1,849.30
058270	712	VALLEY TWO-WAY, INC	45512	\$740.00	\$0.00	\$740.00
058270	712	VALLEY TWO-WAY, INC	45523	\$1,955.00	\$0.00	\$1,955.00
058270	712	VALLEY TWO-WAY, INC	46266	\$2,105.00	\$0.00	\$2,105.00
058270	712	VALLEY TWO-WAY, INC	46587	\$1,253.00	\$0.00	\$1,253.00
058271	ALLOC	JEFFERSON CO CONVENTION		\$0.00	\$17,951.35	\$17,951.35
058272	415	WV STATE AUDITOR**		\$0.00	\$13,870.00	\$13,870.00
058273	440	WV CODE OFFICIALS ASSOC	46417	\$160.00	\$0.00	\$160.00
058273	440	WV CODE OFFICIALS ASSOC	46418	\$150.00	\$0.00	\$150.00
058274	401	WALMART BUSINESS		\$0.00	\$30.00	\$30.00
058274	716	WALMART BUSINESS		\$0.00	\$29.58	\$29.58
058275	PAYROLL	WV CPRB/LOAN DIVISION		\$0.00	\$166.50	\$166.50
058276	PAYROLL	WV CPRB/LOAN DIVISION		\$0.00	\$133.20	\$133.20
TOTALS				\$125,873.17	\$536,261.80	\$662,134.97
DEPT		NAME		DEPT AMTS		
401/COM		CO. COMMISSION		\$1,747.04		
402/CCLK		CO. CLERK				
403/CIR CLK		CIRCUIT CLERK		\$457.25		
404/TAX		TAX OFFICE		\$1,384.98		

405/PA	PROS ATTY	\$359.87
406/ASSR	ASSESSORS	\$747.50
408/GOV	ST.COMPNET CHG BO GOV UNIT	
412/AG	AG AGT	\$148.20
413/ELE	ELECTION	\$47.95
415/MAG CT	MAGISTRATE COURT	
415/	GENERAL SCHOOL/CO TRANSFER	\$27,134.68
422/CP&M	CAPITAL PLANNING & MNGMNT	
424/CTHS	COURT HOUSE	\$2,223.09
425/OB	OTHER BUILDING	\$3,471.94
428/DATAP	DATA PROCESSING	
430/HLS	HOMELAND SEC	
431/ECON DEV	ECON DEV	
433/GIS	GIS/ADDRESSING	\$22.17
439/PZ	PLANNING ZONING	\$597.20
440/ENG.	DEPT OF ENGINEERING	\$349.31
451/ZONING	ZONING DEPT	
700/SHRF	SHERIFF DEPT	\$3,903.57
701/SHRF	SHERIFF DEPT	
704/WV JAIL	ST/WV REGIONAL JAIL	\$84,033.04
711/OES	EMERG SVC	
712/911	911 COMMUNICATION	\$31,606.96
716/A/C	ANIMAL CONTROL	\$29.58
801/MTL HLTH	MENTAL HEALTH TRANS TO ENTITIE	
808GOV UNIT	SWA CONTRIB OTHER GOV UNIT	
975/CAP OTL	CO. CLERK / CAPITAL OUTLAY	
976/CAP/CIR	CIRCUIT CLERK/CAPITAL OUTLAY	
978/CAP/PA	PROS ATTY/CAPITAL OUTLAY	
979/CAP/TAX	TAX OFFICE/CAPITAL OUTLAY	\$1,000.00
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	\$385,902.70
GRANTS	GRANTS	\$2,110.23
PAYROLL	PAYROLL	\$114,857.71
TOTALS		\$662,134.97

In re: EXONERATIONS

Upon recommendation from the Assessor, motion by Morgan, second by Noland to approve the following exoneration due to erroneous assessment. Motion carried.

Name	District	Type	Amount	Ticket #
Lisa Snyder	Middleway	Personal	\$172.44	313112

Upon recommendation from the Assessor, motion by Morgan, second by Manuel to approve the following exoneration due to erroneous assessment. Motion carried.

Name	District	Type	Amount	Ticket #
Mark Suave	Charles Town	Real Estate	\$283.76	6043

In re: **PUBLIC COMMENT**

Lee Snyder commented on New Business Number 8 concerning making a motion to instruct the Public Service District to withdraw its application to the Infrastructure Council for the project to extend water lines to the mountain.

In re: **BONDING**

Roger Goodwin, Chief County Engineer, appeared before the Commission for bonding.

Motion by Morgan, second by Widmyer to approve the partial release of a letter of credit in the amount of \$77,077 for Ryan's Glen Subdivision with the County to retain \$53,768. Motion carried.

Motion by Widmyer, second by Manuel to approve the complete release of an escrow agreement in the amount of \$2,910 for C&A Enterprises Corporation - Images Club. Motion passed by a 4-1 vote. Commissioner Morgan voted no.

Motion by Morgan, second by Noland to approve the complete release of a letter of credit in the amount of \$185,062.81 for Giant Food Stores, LLC - Martin's Expansion. Motion carried.

Motion by Noland, second by Manuel to approve the complete release of a letter of credit for IHOP in the amount of \$274,743. Motion carried.

BOND EXTENSION FOR CAVE QUARTER ESTATES

Russell Roper appeared before the Commission to request an extension on the construction bond for Cave Quarter Estates. After discussion, motion by Noland, second by Morgan to extend the construction bond for Cave Quarter Estates for 18 months. Motion carried.

In re: **ACTIVITY REPORT**

Kirk Davis, Acting Director of Planning and Zoning, appeared before the Commission for the weekly activity report.

Mr. Davis updated the Commission on the Planning Director selection.

Mr. Davis reported on the architects meeting for the proposed judicial center.

Mr. Davis discussed a letter received from the Probation Department. The Commission agreed to have Mr. Davis contact the Supreme Court concerning furniture for the Probation Department.

Mr. Davis discussed his request for reclassifications in his department.

Mr. Davis reported on the Courthouse HVAC bids.

In re; JOHN MAXEY - FUNDING REQUEST FOR SAINT ANDREW'S MOUNTAIN COMMUNITY CENTER PROJECT, INC.

John Maxey appeared before the Commission to request funding for the Saint Andrew's Mountain Community Center Project, Inc. in the amount of \$2,500. Comments were also given by Reverend Melanie McCarley and Michael Donahue. After discussion, motion by Manuel, second by Surkamp to place this funding request in consideration out of the 2.5% fund. Motion carried.

The Commission took a break at 10:25 a.m.

The Commission reconvened at 10:35 a.m.

In re: LEGISLATIVE ISSUES

The Commission discussed the following legislative issues:

- MARC Train resolution
- Reimbursements by regional jail inmates for medical services
- Early voting locations
- Smoking areas
- Annexation
- Convention and Visitor's Bureau

In re: MOUNTAINTOP REMOVAL COAL MINING - REQUEST RESOLUTION IN OPPOSITION

The Commission discussed approving a resolution in opposition to mountaintop removal coal mining. The Commission agreed to bring the resolution back in the afternoon for a vote.

In re: ZONING AND SUBDIVISION ORDINANCE AMENDMENTS DISCUSSION

The Commission agreed to set the public hearing date to discuss the public vote on the Zoning and Subdivision Ordinance Amendments to April 21, 2009, at 7:00 p.m.

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

No action was taken on this agenda item.

In re: APPROVAL OF MANNINGS ORDER

Motion by Widmyer, second by Morgan to approve the Mannings Order as presented. Motion carried.

ENTER ORDER HERE

In re: APPROVAL OF POSITION DESCRIPTIONS, CLASSIFICATION PLAN AND COMPENSATION SALARY SCHEDULES

No action was taken on this agenda item.

In re: DISCUSSION, REPORT OF FEDERAL STIMULUS FUNDS TO BE AVAILABLE TO JEFFERSON COUNTY

The Commission discussed the status of Federal Stimulus Funds available to Jefferson County.

In re: APPROVAL OF AGREEMENT WITH THE DIVISION OF HIGHWAYS FOR THE INSTALLATION OF TWO DYNAMIC MESSAGE SIGNS

Motion by Widmyer, second by Noland to approve the agreement with the Division of Highways for the installation of two dynamic message signs. Motion carried.

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

Jennifer S. Maghan, County Clerk, appeared before the Commission for the weekly County Clerk's report. Ms. Maghan reported that the public records search feature was back online.

In re: PATH UPDATE

The Commission discussed the status of the PATH file. The Commission agreed to send the PATH file to both federal and local legislators.

In re: SET DATE, TIME AND AGENDA FOR COUNCIL OF GOVERNMENTS MEETING

After discussion, motion by Noland, second by Widmyer to cancel the Council of Governments Meeting for March due to budget scheduling. Motion carried.

In re: LEGAL UPDATE AND REPORT

James Casimiro, Assistant Prosecuting Attorney, reported on the water rate case.

In re: APPROVAL OF EMPLOYMENT - KIMBERLY D. HAMILTON - DEPUTY CLERK FOR WORTHLESS CHECKS

Motion by Manuel, second by Noland to approve the employment of Kimberly D. Hamilton as a Deputy Clerk for Worthless Checks. Motion carried.

In re: APPROVAL OF EMPLOYMENT - VANDA R. HOSBY, RACHEL E. SILVIOUS, AND JASON L. MICKEY - ASSESSOR'S OFFICE

Motion by Noland, second by Manuel to approve the employment of Vanda R. Hosby, Rachel E. Silvius, and Jason L. Mickey in the Assessor's office. The Commission agreed to hold over this motion in order to speak with the Assessor.

In re: WHS BASEBALL TEAM - REQUEST FOR COUNTY COMMISSION TO PURCHASE DISPLAY SIGN

After discussion, motion by Widmyer, second by Morgan to deny the request from the Washington High Baseball team to purchase a display sign. Motion carried.

In re: APPROVAL OF EMPLOYMENT - VANDA R. HOSBY, RACHEL E. SILVIOUS, AND JASON L. MICKEY - ASSESSOR'S OFFICE - CONTINUED

After discussion with the Assessor Angela Banks, the Commission voted on the motion to approve the employment of Vanda R. Hosby, Rachel E. Silvious, and Jason L. Mickey. Motion carried.

In re: WATER ADVISORY COMMITTEE APPOINTMENT

The Commission discussed adopting a policy to prohibit appointing citizens to multiple boards. The Commission agreed to take a more comprehensive approach concerning policies for appointments and agreed to hold the matter over for two weeks. The Commission also agreed to hold the Water Advisory Committee appointment over.

In re: APPROVAL OF EMPLOYMENT - HEATHER MARIE HUNGERFORD - CIRCUIT CLERK'S OFFICE

After discussion with Circuit Clerk Laura Rattenni, motion by Morgan, second by Noland to approve the employment of Heather M. Hungerford in the Circuit Clerk's office. Motion carried.

In re: ELIZABETH GUTHRIE - CENSUS BUREAU PARTNERSHIP SPECIALIST - CURRENT CENSUS OPERATIONS

Elizabeth Guthrie, Census Bureau Partnership Specialist, appeared before the Commission to update the Commission on the 2010 Census. After discussion, motion by Widmyer, second by Noland to implement a Complete Count Committee as recommended by Ms. Guthrie. Motion carried.

In re: APPROVAL OF RESOLUTION - SUPPORT FOR HEALTH CARE REFORM IN WEST VIRGINIA

Motion by Widmyer, second by Noland to approve the following Resolution in Support for Health Care Reform in West Virginia.

RESOLUTION

Resolution of Support for Health Care Reform in West Virginia

Whereas the opportunity to have access to health care is a basic need that all West Virginians share and it is the foundation for future generations.

Whereas we believe that West Virginia's crisis of health care affordability can be solved. Significant and lasting improvement in the physical and financial health of the people of our state, our families, businesses and communities can be achieved if West Virginia enacts state health care reform legislation.

Whereas all West Virginians should have access to affordable health care, including prescription drugs and these costs should not burden future generations and all West Virginians must have access to high quality health care and coverage, without discrimination or exclusions based on

income, medical condition, employment status, gender, age, geography or other factors.

Whereas wellness and prevention efforts, including changes in personal behavior such as diet and exercise, should be top priorities.

Whereas health care coverage must be comprehensive and continuous, assuring that the medical and behavioral care needs of all West Virginians are met throughout all stages of life from birth to death.

Whereas comprehensive health care and coverage must be affordable to all purchasers: individuals, families, businesses and government.

Whereas the financing of West Virginia's health care must be a responsibility shared on a sustainable basis by individuals, businesses and government and the rising costs of West Virginia health care and coverage must be effectively contained.

Whereas the quality of health care must be continuously improved and health care reform in West Virginia shall not undermine existing levels or quality of coverage or care for anyone.

Whereas individuals, businesses, health care providers, non-profit organizations and businesses and numerous individuals have committed to be champions for Health Care Reform and to call Governor Manchin and the West Virginia Legislature to work together across party lines to provide action and answers on this issue.

Whereas more than 58 local, state and national organizations and businesses and numerous individuals have committed to be champions for Health Care Reform and to call Governor Manchin and the West Virginia Legislature to work together across party lines to provide action and answers on this issue.

THEREFORE BE IT RESOLVED that the County of Jefferson supports the West Virginia Campaign for a Healthy future and health care reform legislation in 2009 and we urge our state elected officials to do the same.

Dated: 19th day of March 2009

/s/
Dale Manuel, President
Jefferson County Commission

Attest: /s/

Jennifer S. Maghan, County Clerk

In re: SCHEDULE A PUBLIC MEETING ON NEXT YEAR'S BUDGET
Motion by Manuel, second by Morgan to schedule a public meeting on the Fiscal Year 2010 budget for March 25, 2009, at 1:30 p.m. Motion carried.

In re: DISCUSSION AND POSSIBLE DECISION FOR RESTRUCTURING COUNTY COMMISSION DEPARTMENTS FOR COST SAVINGS AND ACCOUNTABILITY OF EMPLOYEES; AND REQUEST THAT DEPARTMENT HEADS PROVIDE INPUT ON THESE SUGGESTIONS INCLUDING WHETHER SPACE IS AVAILABLE WITHIN THE RECOMMENDED DEPARTMENTS TO ACCOMMODATE THE SUGGESTED CHANGES

- 1. Move the acting planning director to the Engineering Department where he may have already moved or plans to move, transferring his salary from the Capital Planning Department to Engineering with oversight by our County Engineer;**
- 2. Move the IT Specialist along with his salary to the Maintenance Department where he will be more widely used and receive adequate training to become better utilized by departments with oversight by our Maintenance Director for a cost savings to the county.**
- 3. Place responsibility of the Impact Fee Office with the Department of Engineering with oversight provided by the County Engineer. Moving the salaries of the Impact Fee Coordinator and his secretary under the Engineering Department.**

Commissioner Noland withdrew this agenda item. The Commission agreed to discuss these matters during the work session scheduled for April 9, 2009.

In re: DISCUSSION OF THE RESPONSIBILITIES OF COUNTY EMPLOYEES RELATED TO REQUESTS FOR ADDITIONAL SERVICES REQUESTED BY MEMBERS OF COUNTY COMMISSION BOARDS AND AUTHORITIES ALONG WITH THE RECOMMENDATION THAT THE COMMISSION HIRE AN ADDITIONAL STAFF PERSON IN THE COUNTY COMMISSION OFFICE TO BE ADDED TO THE 2010 FY TO HELP WITH THE ADDED DUTIES THAT THESE BOARDS AND COMMISSION REQUIRE

The Commission agreed to discuss this matter at the April 9, 2009 work session and during budget deliberations.

In re: CLARIFICATION OF THE RESPONSIBILITIES OF COUNTY COMMISSION EMPLOYEES AND STAFF TO INDIVIDUAL COMMISSIONERS

The Commission discussed clarifying the responsibilities of County Commission employees to individual Commissioners.

The Commission recessed for lunch at 12:30 p.m.

The Commission reconvened at 1:30 p.m.

In re: LETTER TO SPIRIT OF JEFFERSON ASKING CORRECTION OF SERIOUS HEADLINE ERROR "3 MILLION DOLLAR BUDGET OVERRUN" BUDGET REQUEST EXCEED CURRENT APPROVED FY09 BUDGET BY THAT AMOUNT

Motion by Surkamp, second by Morgan to send a letter to the Spirit of Jefferson asking for a headline correction on the headline that read "3 Million Dollar Budget Overrun." Motion by Manuel, second by Noland to table the motion. Motion passed by a 3-

2 vote. Commissioners Morgan and Surkamp voted no.

In re: COMMUNITY PARTNERSHIP GRANTS STATUS

Commissioner Morgan inquired into the status of grants through Community Partnership. The County Administrator provided the Commission with the status.

In re: COUNTY ADMINISTRATOR REPORTS

The County Administrator reported on the following:

- Court Security Grant**
- Information for holding a retreat**
- Correspondence received concerning Board of Review and Equalization**
- Correspondence received concerning PATH**

In re: COUNTY COMMISSION REPORTS

**Commissioner Noland reported on the Water Advisory Committee meeting.
Commissioner Widmyer reported on the Region 9 meeting.
Commissioner Manuel reported on a Fire and EMS meeting.
Commissioner Manuel reported on a Parks and Recreation meeting.
Commissioner Surkamp reported on an E-911 meeting
Commissioner Morgan reported on a Historic Landmarks Commission meeting and awards ceremony.**

In re: MOUNTAINTOP REMOVAL COAL MINING - REQUEST RESOLUTION IN OPPOSITION

Motion by Surkamp, second by Widmyer to approve the following Resolution in opposition to Mountaintop Removal Coal Mining. Motion carried.

RESOLUTION

WHEREAS, the County Commission of Jefferson County acknowledges the vital role that coal mining has played in maintaining West Virginia's economic vitality and;

WHEREAS, methods of coal extraction, other than the Mountain Top Removal method, provide abundant employment and;

WHEREAS, Mountaintop Removal is the most environmentally destructive form of energy production in existence and;

WHEREAS, since 1992 more than 1,200 miles of streams have been damaged and;

WHEREAS, two-thirds of West Virginia population opposes Mountaintop Removal and;

WHEREAS, 724 miles of stream have been completely buried between 1985-2001 and;

WHEREAS, 1.4 million acres or 2,200 square miles have been destroyed or are projected to be destroyed and;

WHEREAS, Mountaintop Removal is a one-use system which destroys future uses on the affected areas and;

WHEREAS, Mountaintop Removal negatively affects tourism, hunting, fishing, and other outdoor activity which are all growing industries in our state and;

WHEREAS, Mountaintop Removal negatively affects the tax base of the entire state by depopulation and preventing the development of other uses of the mountains and;

WHEREAS, Mountaintop Removal negatively affects Jefferson County and state tax revenues especially in the long-run and;

THEREFORE, BE IT RESOLVED, that the County Commission of Jefferson County resolves to go on record in opposition to Mountaintop Removal and urge its abolition as a practice in West Virginia and nationally.

/s/
Dale Manuel, President

/s/
Patricia A. Noland, Commissioner

/s/
Lyn Widmyer, Commissioner

/s/
James T. Surkamp, Commissioner

/s/
Frances B. Morgan, Commissioner

In re: COUNTY COMMISSION WORKSHOP - AGENDA STRUCTURE
The Commission agreed to reschedule this workshop for a later date.

In re: COUNTY COMMISSION WORKSHOP - BUDGET
The Commission conducted a workshop in order to work on the FY2010 budget.

The Commission received the following information:

Copy of Executive Order No. 05-09 received.

Animal Control Activity Report received for February 2009.

Correspondence received from Stephanie K. Laptosh concerning Board of Review and Equalization.

Copy of correspondence received from James V. Kelsh to the WV Environmental Protection Agency received concerning the Draft Intended Use Plan.

Correspondence received from the Council on Aging concerning their budget request.

Correspondence received from FEMA concerning the Community Assistance Visit.

Correspondence received from the Division of Highways concerning the Statewide Transportation Improvement Program.

Correspondence received from the City of Charles Town concerning PATH.

Correspondence received from the Dollar Energy Fund concerning the West Virginia Utility Assistance Program.

Correspondence received from Comcast concerning programming changes.

Information received concerning the 2010 REAP Recycling Grant.

Agreement Establishing the Region VII Workforce Investment Area Local Elected Officials Board.

Correspondence received from Sheriff Shirley concerning extraditions.

Legislative information received from the Association of Counties.

Legislative information received from the County Commissioners' Association.

Stage Whispers newsletter received from the Old Opera House.

Weekly settlement report received from the Charles Town Races.

Ethics Reporter for February 2009 received.

CORRESPONDENCE

Correspondence received from Gil N. Garcia concerning PATH.

Correspondence received from John Urciolo concerning a legislative proposal.

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

PRESIDENT