

AGENDA
JEFFERSON COUNTY COMMISSION
THURSDAY, MAY 13, 2010
9:30 A.M.

Old Charles Town Library Meeting Room
200 E. Washington Street, Charles Town, WV

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

APPROVAL OF PURCHASE ORDERS

APPROVAL OF ACCOUNTS PAYABLE

PUBLIC COMMENT

COUNTY ADMINISTRATOR REPORTS

COUNTY COMMISSION REPORTS

PRESENTATIONS:

1. 10:00 a.m. Roger Goodwin, Chief County Engineer
- Request for Approval of a Bond Release - Discussion/Action
2. 10:05 a.m. Mark Schiavone, Director of Capital Planning and Management
- Budget Revision - Discussion/Action
3. 10:15 a.m. Jennifer S. Maghan - County Clerk's Report
4. 10:30 a.m. Legal Update and Report - (Stephanie Grove)

NEW BUSINESS:

5. Legislative Issues
6. 11:00 a.m. Hearing - Estate of William T. Goff, Jr., Deceased
7. 11:30 a.m. Jennie Brockman - Shenandoah Professional Center Zoning Map Amendment

CORRESPONDENCE:

Grant project status list received from Sandy Slusher McDonald, Deputy County Administrator.

Letter of resignation from the NEREMS Board received from Rusty Morgan.

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

Correspondence received from the Association of Counties concerning NACo Steering Committee appointments.

Valley News received from the Potomac Valley Audubon Society.

Meeting minutes received from the Jefferson County Public Service District.

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

ELECTION ANNOUNCEMENTS:

April 26 - May 10: Last Minute Independent Expenditures Reported (3-8-2)

May 4 - 10 - Publish Official List of Candidates (optional) or Sample Ballot for Election Day (3-5-10 59-3-1 et. seq.)

May 4 - 10 - Instructional Program Make-up Session (3-1-46 3-4-13 3-4A-14)

May 4 - 11 - Request Emergency Medical Absentee Ballot (Until Noon on Election Day) (3-3-1 3-3-5c(d))

May 10 Deadline - Deadline for Accepting Hand-Delivered Absentee Ballot (3-3-5)

May 10 Deadline - Election Commissioners Receive Election Supplies (3-1-24 3-4-12 3-4A-13 3-5-14)

May 10 - Failure To Pick Up Supplies, Delivery By Special Messenger (3-1-25 3-4-12a 3-4-13a)

May 11 - **PRIMARY ELECTION DAY** Polls open 6:30 a.m. to 7:30 p.m. (3-1-31 3-5-1)

May 11 - Post Precinct Returns (3-5-15)

May 12 - Absentee Ballots without Postmark Accepted (3-3-5)

May 13 Deadline - Mail Precinct Returns to Secretary of State (3-5-15)

May 14 - Absentee Ballots Postmarked by Election Day Accepted (Before Canvass Convenes) (3-3-5 3-5-17)

May 14 - Canvass of Election Returns (3-5-17 3-6-9 3-6-10)

ANNOUNCEMENTS:

Notice of Public Hearing regarding Property Safety Ordinance Amendments on Thursday, May 20th, 2010 at 10:30 a.m.

Notice received of the 2nd International Swine Flu Conference on August 18-20, 2010 in Washington, DC.

RECESS

At all times the County Commission reserves the right to rearrange agenda times because of time constraints and to accommodate the Commission schedule or the public.

Minutes
Jefferson County Commission
Thursday, May 6, 2010

A meeting of the Jefferson County Commission was held on Thursday, May 6, 2010 at the Old Charles Town Library meeting room located at 200 E. Washington Street, Charles Town, WV 25414. The meeting was attended by Lyn Widmyer, President, Commissioners Patsy Noland, Frances Morgan and Jim Surkamp, Tim Boyde, County Administrator and Nichelle Hosby and Debbie Stellato, Administrative Assistants. Commissioner Dale Manuel was not present at opening.

The Meeting was called to order at 9:30 a. m. by Commissioner Widmyer.

1. PLEDGE OF ALLEGIANCE
2. MOTION BY MS. MORGAN to approve the Minutes of the Regular Session held on Thursday, April 29, 2010 at the Old Charles Town Library meeting room as presented. Motion seconded by Ms. Widmyer and unanimously approved.
3. MOTION BY MS. MORGAN to approve Purchase Orders in the amount of \$50,828.13 for purchase numbers: 47116, 48121, 48123, 48134, 48367, 48400, 47114, 47115, 48224, 48370, 48312, 48399, 48401, 47959, 47796. Motion seconded by Ms. Widmyer and unanimously approved.
4. MOTION BY MS. NOLAND to approve the accounts payable in the amount of \$57,175.93. Motion seconded by Ms. Morgan and unanimously approved.
5. UNDER PUBLIC COMMENT, Nichelle Hosby introduced Debbie Stellato as the temporary Administrative Assistant.
6. TIM BOYDE reported that an Executive Session is needed with Greg Bailey, Attorney to discuss a pending legal matter concerning the County Clerk.

Mr. Boyde reported that an Executive Session is needed with Stephanie Grove to discuss a pending legal matter concerning the City of Charles Town and Impact Fees.

Mr. Boyde reported that Commissioner Manuel would be late due to a previous obligation.

Mr. Boyde reported on the department head meeting he attended.

7. MS MORGAN REPORTED on the Workforce Investment Board.
8. MR. SURKAMP REMINDED everyone that he would be giving a speech tonight concerning Martin DeLaney.
9. MS. WIDMYER REPORTED on the Public Service District meeting she attended.

Ms. Widmyer reported on the Volunteer Participation Mock Disaster Drill she attended.

Ms. Widmyer reported on the Potomac Street Revitalization Project in Harpers Ferry she attended.

Commissioner Manuel arrived at 9:52

10. MR. MANUEL REPORTED on the Development Authority meeting he attended.

Mr. Manuel reported on the Jefferson County Council on Aging meeting he attended.

Mr. Manuel reported on the Middleway Pig Roast he attended.
11. MS. NOLAND REPORTED that the Court continued proceedings pertaining to the County Clerk's lawsuit until next month.
12. DANIEL LUTZ, JR. REQUESTED use of the County meeting room to conduct casting calls for the upcoming Heritage Days Play.

Motion was made by Ms. Noland to approve the use by Daniel Lutz, Jr. of the County meeting room to conduct casting calls for the Heritage Days Play. Motion seconded by Mr. Manuel and unanimously approved.

Mr. Surkamp stated for the record that he will not support the use of the "N" word in the play.
13. GREG BAILEY, ATTORNEY reported that he needed to have an Executive Session.

Motion was made by Mr. Manuel to enter into an Executive Session for the purpose of discussing pending litigation concerning the County Clerk's lawsuit. Motion seconded by Ms. Morgan and unanimously approved at 10:10 a. m.

The Commission took a ten minute break at 10:35 a. m.
The Commission reconvened at 10:42 a. m.

Motion by Ms. Morgan to come out of Executive Session and enter into Regular Session. Motion seconded by Mr. Manuel and unanimously approved.

14. JENNIFER MAGHAN REPORTED on the dates of early voting and setting the time for Canvass on Friday, May 14, 2010.

The Commission agreed to meet at 9:30 a.m. on Friday, May 14, 2010 and to reconvene at 1:00 on Monday, May 17, 2010 to complete the Canvass.

Ms. Maghan reported that voter turnout has been low.

15. MS. WIDMYER REPORTED that she had received a letter from Kanawha County seeking support for House Bill 4177, the Fallen Miners' Fund.

By unanimous consent, the Commission agreed to send a letter of support to the Governor for House Bill 4177.

16. MOTION BY MR. MANUEL to take off the table the motion to reappoint three members to the HOME Consortium Council. Motion seconded by Ms. Noland and unanimously approved.

Motion by Mr. Manuel to reappoint Katie See, Terry Marcus and Dale Manuel to the HOME Consortium Council. Motion seconded by Ms. Noland and unanimously approved.

17. MOTION BY MR. MANUEL to approve the Resolutions to enter into contractual agreement for the administration of grant funds for the Animal Welfare Society – Spay/Neuter Program and the Freedom's Run Event for Health and Heritage. Motion seconded by Ms. Morgan and unanimously approved.

18. MOTION BY MS. MORGAN to approve the Resolutions to enter into contractual agreement for administration of grants for the Star Lodge/Locke House and the Jefferson County Black History Preservation Society and to authorize the president to affix her signature upon the appropriate documents. Motion seconded by Mr. Manuel and unanimously approved.

19. MARK SHIELDS REQUESTED that the Commission approve the proposal that septic tank pumping and drain field inspections be done every five years.

By unanimous consent the Commission decided to refer this matter to legal counsel for review.

20. ROGER GOODWIN REPORTED on the Property Safety Ordinance Amendments, Section 3.1 Meeting.

Fred Blackmer was present and gave comments.

Unanimous consent to hold a public hearing in two weeks during the May 20, 2010 Commission Meeting to discuss meeting times for the Property Safety Ordinance Enforcement Agency.

21. ROGER GOODWIN AND MASON CARTER PRESENTED a power point presentation on Property Safety Ordinance Compliance.
22. STEPHANIE GROVE DISTRIBUTED her "To Do" list.
23. MOTION BY MS. MORGAN to enter into Executive Session to discuss pending litigation concerning the City of Charles Town versus the County Commission. Motion seconded by Mr. Manuel and unanimously approved.
24. MOTION BY MS. MORGAN to adjourn from Executive Session. Motion seconded by Mr. Manuel and unanimously approved.

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

LYN WIDMYER, COMMISSION PRESIDENT

<p>Commission Office Use Only</p> <p>Date on Agenda:</p> <p>Appt Time or New Business:</p>
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AGENDA REQUEST FORM

Name: Roger Goodwin

Department or Entity: Department of Engineering

Estimation of amount of time needed for appointment: 5 minutes

Date Requested – 1st Choice: May 13, 2010

Date Requested – 2nd Choice: _____

If a specific date is needed, please provide reason for specific date:

Subject: Bond reduction and/or release.

Please provide the County Commission with a description of your request or presentation, including any background information: Complete release of the Construction Bond security for Uniwest Construction, Inc./Uniwest Group, LLC - Jefferson Crossing II Subdivision, Lots 1A-1E & Car Wash Site Plan for Lot 2 (File #07-29) – Letter of Credit with Cardinal Bank in Mclean, Virginia.

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve): I authorize a complete release of the remaining \$581,371.00 construction bond amount for Uniwest Construction, Inc./Uniwest Group, LLC - Jefferson Crossing II Subdivision, Lots 1A-1E & Car Wash Site Plan for Lot 2 (File #07-29).

Attachments: Bond Release Letter
Bond Reduction or Release Request Report



THE COUNTY COMMISSION OF JEFFERSON COUNTY

P.O. Box 250
124 East Washington Street
Charles Town, WV 25414

Phone: 304-728-3284

www.jeffersoncountywv.org

Fax: 304-725-7916



May 13, 2010

Ms. Linda S. Gordon, Vice President
Cardinal Bank
8270 Greensboro Drive
Suite 500
McLean, Virginia 22102

RE: Irrevocable Letter of Credit #9042408 dated July 11, 2008, Construction Bond Surety for Uniwest Construction, Inc. /Uniwest Group, LLC – Jefferson Crossing II Subdivision, Lots 1A-1E & Car Wash Site Plan for Lot 2 (File #07-29).

Dear Ms. Gordon:

The Jefferson County Commission authorizes a complete release of the remaining \$581,371.00 construction bond for Uniwest Construction, Inc./Uniwest Group, LLC – Jefferson Crossing II Subdivision, Lots 1A-1E & Car Wash Site Plan for Lot 2 (File #07-29). This project is located on the east side of Flowing Springs Road (Route 17) just south of its intersection with 5th Avenue. The work appears to be 100% complete.

In summary, you are hereby authorized to fully release the remaining amount of the above referenced Irrevocable Letter of Credit, originally issued in the amount of \$581,371.00. Please contact the Engineering Department at (304)-728-3257 if you have any questions.

Sincerely,

Lyn Widmyer, President
Jefferson County Commission

LW: rfb

cc: Mr. David L. King, Vice President
Uniwest Construction, LLC
8191 Strawberry Lane
Suite 3
Falls Church, VA 22042
Department of Engineering

JEFFERSON COUNTY, WEST VIRGINIA
Engineering Department
116 East Washington Street, P.O. Box 716
Charles Town, West Virginia 25414

Phone: 304-728-3257
Fax: 304-728-3953

Email: engineering@jeffersoncountywv.org

BOND REDUCTION or RELEASE REQUEST - REPORT

Date Received: 4/6/2010

JCPC File No 07-29

Consultant/Engineer/Firm Name: Uniwest Group, LLC

Mailing Address: 8191 Strawberry Lane Suite 3

City: Falls Church State: VA Zip: 22042-

Contact Person: David King Phone: (703) 698-4040

Project/Subdivision Name Jefferson Crossing II

Section/Phase: Lot 1A-1E & Lot 2 (Car Wash)

Review Comments:

The Bond **Release** request is **Approved**

Add items/revise as shown per our comments on your attached bond release/reduction form & resubmit reduction/release request to our office for review and approval.

Some site work has progressed beyond the required "milestone" site inspections that are to be performed by our office. As a result, you will need to schedule the inspections with our Land Development Inspector, and/or provide the certifications noted on the attached "Third-Party Certifications" checklist. Please collect all the required third-party certifications and submit them all at one time along with a copy of this report and the checklist.

Bonding Policy & Unit Cost Figures attached for your use.

Comments:

Recommends bond release in the amount of \$581,371.00.

**LAND DEVELOPMENT INSPECTION
APPROVED FOR:**

BOND RELEASE \$ 0.00

BY: Norma J. Kuroski **DATE** 4-29-10
INSPECTOR

Original Bond Amount: \$581,371.00

Current Bond Amount: \$581,371.00

Cost of Work Remaining: \$0.00

+ Contingency Amount: \$0.00

Approved for Revised Bond Amount: \$0.00

Reviewed By: Norma J. Kuroski

Title: Land Development Inspector

Signature: Norma J. Kuroski

Date: 4/29/2010

#7

<p>Commission Office Use Only</p> <p>Date on Agenda:</p> <p>Appt Time or New Business:</p>
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AGENDA REQUEST FORM

Name: Jennie Brockman

Department or Entity: Planning & Zoning

Estimation of amount of time needed for appointment: 45 min.

Date Requested – 1st Choice: April 29th

Date Requested – 2nd Choice: May 6 10:00 AM

If a specific date is needed, please provide reason for specific date: **Lyn Widmyer requested this rezoning request be presented at the April 29th County Commission meeting.**

Subject: **The Shenandoah Professional Center zoning map amendment.**

Please provide the County Commission with a description of your request or presentation, including any background information: **First, we would like to discuss the applicant's presentation and the public testimony given at the April 15th rezoning hearing. Second, we are requesting a vote based on staff report, applicants presentation and public input.**

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve): **The Jefferson County Planning Commission recommended denial of the requested rezoning from Residential Growth to Residential-Light Industrial-Commercial for the property identified in the Jefferson County Tax Map as Parcels 37 and 37.2, as shown on Tax Map 9. A vote is now required of the County Commission regarding this request.**

Attachments: **A memo from Jennie Brockman**

JEFFERSON COUNTY, WEST VIRGINIA
Department of Planning & Zoning
116 East Washington Street, 2nd Floor
P.O. Box 338
Charles Town, West Virginia 25414

Email: planningdepartment@jeffersoncountywv.org
zoning@jeffersoncountywv.org

Phone: (304) 728-3228
Fax: (304) 728-8126

MEMO

TO: County Commission Members
FROM: Jennifer M. Brockman, AICP, Director, Planning and Zoning
DATE: April 29, 2010
RE: Follow Up Comments on Shenandoah Professional Center, LLC Zone Change Request

The Jefferson County Commission held a Public Hearing regarding the Shenandoah Professional Center, LLC's request to change the zoning of their property, located on the northeast corner of 340 and Bakerton Road, from Residential Growth to Residential-Light Industrial-Commercial on Thursday April 15, 2010. After the applicant's presentation and public testimony was taken, the County Commission requested that staff respond to the following four questions:

1. Where does the current water and sewer end?

The closest water and sewer line is owned by Jefferson Utilities and is located diagonally across 340, about 200 feet from the southernmost corner of the property. The water and sewer lines are approximately 10 feet from each other, with the sewer line in closest proximity to the property.

2. What are the traffic concerns related to a change in zoning at this location?

The WV Department of Transportation was able to provide the daily trip counts for an area along 340 just west of the point of intersection with Bakerton Road. Their 2008 Average Daily Trip Count record shows approximately 29,400 daily trips.

It is difficult to predict the implication of the proposed zone change because of the diversity of uses permitted in the requested Residential-Light Industrial-Commercial zoning district. The existing zoning district allows development ranging from single family detached dwelling units at a density of 10,000 square feet per dwelling unit; duplexes, townhomes, multi-family dwellings at 2,000 square feet per dwelling units, mobile home parks, churches, schools, nursing homes, etc. The proposed zoning district allows all of the aforementioned residential uses as well as light industrial and a wide range of commercial activities. Both of these zones allow a range of intensities that would impact the traffic generated. The actual trip generation data and its impact on the transportation system is considered as a part of the site plan or subdivision review process and any road improvements are required at that time.

It should be noted that the Hagerstown Eastern Panhandle Metropolitan Planning Organization (HEPMPO) has a Draft Long Range Multimodal Transportation Plan under public review and comment at this time. This draft document indicates that US 340 between

Harpers Ferry and Charles Town is considered a "deficient" highway based on the Level of Service (LOS) under the "Existing plus Committed" analysis evaluating the road under 2035 conditions. It also states that US 340 in Harpers Ferry is "one of the most significant areas of both existing and projected future traffic congestion".

3. What can a site plan control?

There are a number of layout and design criteria that are taken into consideration when a site plan is developed and reviewed, including critical natural features on the site, the adequacy of the utilities and road network, relationship of the parking to the proposed buildings, landscaping, and signage. The site plan cannot restrict or control the land use of a property. In Jefferson County, a site plan cannot control building elevations, materials, colors or other building design elements.

4. Clarify the role of analyzing change in the vicinity of a zone change request.

WV Code 8A-7-9 discusses the process for deciding upon a zoning map amendment request that is initiated by petition of at least 50 percent of the landowners. Section (c) of this code provision states:

"If the petition to amend the zoning ordinance is from owners of fifty percent or more of the real property in the area, then before amending the zoning ordinance, the governing body with the advice of the planning commission, must find that the amendment consistent with the adopted comprehensive plan."

This is the first criteria that must be considered by the County Commission. The County Commission can make a finding that the request is not consistent with the Comprehensive Plan and can deny the request. If the County Commission finds that the request is not consistent with the Comprehensive Plan and wants to further consider the request, Section (c) provides the following:

"If the amendment is inconsistent, then the governing body with the advice of the Planning Commission must find that there have been major changes of an economic, physical or social nature within the area involved which were not anticipated when the comprehensive plan was adopted and those changes have substantially altered the basic characteristics of the area."

There are a number of things to consider in this provision. There is no clear definition of "the area" in the WV Code and that determination could affect which stretch of US 340 is being examined. Secondly, the changes need to have been not anticipated when the Comprehensive Plan was adopted. If the changes that have occurred were all consistent with the Comprehensive Plan, they were all anticipated, and this criterion does not apply. Lastly, if unanticipated changes did occur, those changes must be found to have "substantially altered" the basic characteristics of the area.

These four items were the points for which the County Commission requested clarification from staff. As noted in the previous staff report, the Planning Commission has forwarded this zone change request to the County Commission with a recommendation of denial. A zone change request is a change to the locally adopted zoning ordinance. As such this decision can only be made by the governing body.

MEMORANDUM

To: County Commission

From: Sandy Slusher McDonald, Deputy County Administrator

Date: May 3, 2010

Subject: List of Grant Projects - Status

Please find attached a status list of grant projects that have been received from the West Virginia Development Office being administered through the Jefferson County Commission office.

If you have any questions, please let me know.

cc: Tim Boyde, County Administrator
Kirk Davis, Capital Projects Manager

West Virginia Development Office
Community Participation Grants and Local Economic Development Grants

Grant Entity	Grant Amount	Grant Number	Grant Status
Animal Welfare Society	\$5,000	10LEDA0149	Application filed
Freedom Runs	\$2,000	10LEDA0514	Application filed
Independent Fire Company	\$3,500	10LEDA0583	Waiting for application
Jefferson County Convention and Visitor's Bureau	\$2,500	10LEDA0150	Waiting for application
Jefferson Memorial Park	\$6,500		Application filed
National Humane Society/Briggs Adoption	\$10,000	10LEDA0148	Waiting for application
Eastern Panhandle Inter-County Soccer	\$2,000	10LEDA0492	Waiting for application
Substance Abuse Coalition	\$2,000	10LEDA0505	Waiting for application
FOCUS	\$6,500	10LEDA059	Waiting for application
Blue Ridge Mountain Library	\$3,000	10LEDA0381	Waiting for application
Locke House	\$500	10LEDA0802	Waiting for application
Webb House/Blessing House	\$5,000	10LEDA0589	Waiting for application
Fisherman's Hall	\$4,500	10LEDA0352	Waiting for application

Star Lodge	\$2,000	10LEDA0801	Waiting for application
Eastern Panhandle Transportation Authority	\$50,000	09LEDA	Pending approval
Star Lodge - Locke House	\$14,000	09CPGP0020	Approved
Good Shepherd Interfaith Volunteer Caregivers	\$5,000	09LEDA0026	Pending approval
Webb/Blessing House	\$10,000	09LEDA0231	Approved
Black History - Webb/Blessing House	\$2,000	09LEDA0227	Approved
Star Lodge/Locke House	\$2,000	09LEDA0229	Approved
FOCUS	\$1,500	09LEDA0225	Waiting for application
Elmwood Cemetery	\$1,000	09LEDA0223	Approved
African American Community Assoc. - Fisherman's Hall	\$2,000	09LEDA0222	Approved
Fisherman's Hall	\$30,000	09LEDA0224	Completed - December 2009
Washington High School	\$59,000	09LEDA0230	Waiting for application
Morgan's Grove Park	\$2,000	09LEDA0228	Approved
Friends of Shepherdstown	\$2,000	08CPGP0067	Waiting for application
Fisherman's Hall	\$2,000	08CPGP0064	Completed - March 2010
Good Shepherd Interfaith Volunteer Caregivers	\$5,000	08LEDA0147	Completed - 6/30/09

Blue Ridge Community Club	\$2,000	08CPGP0065	Active
Fisherman's Hall	\$50,000	08LEDA0145	Completed - December 2009
Washington High School	\$50,000	08LEDA0148	Waiting for application
Fisherman's Hall	\$5,000	07LEDA0147	Waiting for contract
Parks and Recreation	\$10,000	07LEDA0145	Completed - November 2009
Sheriff's Dept.	\$10,000	07LEDA0143	Waiting for application
Locke House/Star Lodge	\$5,000	07LEDA0148	Completed - October 2009
South Jefferson Public Library	\$25,000	07LEDA0146	Completed - July 2009
Good Shepherd Interfaith Caregivers	\$5,000	07LEDA0140	Active

Resignation of board position

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 Reply All

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From: rusty2002@frontiernet.net [Add to Address Book](#)
To: Info@jeffersoncountywv.org
CC: chorn@wvemsns.net
Date: Monday, May 03, 2010 10:39:27 AM
Subject: Resignation of board position

Dear members of NEREMS,

I have decided to resign my position on your board.

I have not been able to follow through with my commitment to your organization since I have retired from the political world. Because of scheduling problems I have missed to many meetings and am not able to represent the Jefferson Co. Commission in an effective manor.

I have great respect for the work you do.

Please accept my best regards, and my continued support within the community.

NORTH EASTERN REGIONAL EMS, INC.

Rusty Morgan
P.O. Box 130
Rippon, WV 25441
725-6670
2 years 10/31/2010

Rolfe "Pete" Kelley
P.O. Box 1257
Shepherdstown, WV 25443
h: 876-3409
2 years 10/31/2011



S. Laura

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION

Division of Highways

1900 Kanawha Boulevard East • Building Five • Room 110
Charleston, West Virginia 25305-0430 • (304) 558-3505

RECEIVED

Joe Manchin III
Governor

MAY - 3 2010

April 28, 2010

Jefferson County Commission

To Whom It May Concern:

The Statewide Transportation Improvement Program (STIP) is a financially constrained document required to show planned Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) expenditures for federal fiscal years 2010-2015. One of the requirements to funding any projects with FHWA or FTA funds is that each proposed project undergo a public "review and comment period". Therefore, additions or deletions to the STIP and certain changes to projects currently in the STIP must meet this requirement before federal funds can be obtained. Accordingly, I am again requesting your assistance in making available (to anyone who wishes to review them) the attached listing of proposed amendments to the approved 2010-2015 STIP.

All written comments are to be received no later than May 9, 2010, and should be addressed to:

Mr. Robert L. Pennington, Director
Program Planning and Administration Division
West Virginia Division of Highways
Building 5, Room A-816
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305-0430

Should you need additional information, please call (304) 558-3113. Thank you for your assistance in this matter; your efforts are indeed appreciated.

Very truly yours,

for Robert L. Pennington, Director
Program Planning and Administration Division

RLP:Cb

Attachment

- cc: Mr. Tony Tarone, Federal Transit Administration – w/ attachment
- Mr. Jeff Blanton, Federal Highway Administration – w/ attachment
- Mr. Kevin Burgess, Federal Highway Administration – w/ attachment
- Ms. Susan O'Connell, Division of Public Transit – w/ attachment

STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) FFY 2010-2015
PROGRAM AMENDMENT FOR 2010

COUNTY	FFY	DISTRICT	GROUP	FUNDING OBLIGATION DATE	FUND TYPE	PHASE	ROUTE	PROJECT NAME	TYPE OF WORK	STATE PROJ. NUMBER	FEDERAL PROJECT NUMBER	TOTAL PHASE COST	FEDERAL DOLLAR COST	FEDERAL COST CHANGE
PROJECT COMMENTS														
BOONE	2010	0	0	4/28/2010	NHS	CON	US119	ANCHOR RD - TURTLETOWN RD	RESURF(1.5"), GDRL, DR	S303 119 00634 00	NH0119179D	\$2,292,024	\$1,833,619	
AMD 4 - ADD NEW PROJECT (Project was in Reserve)														
BRAXTON	2010	0	0	4/28/2010	NHS	CON	US019	LONGS DRIVE - TESLA	RESURF HMA (1.5"), GDRL, STRIPING	S304 19 00287 00	NH0019354D	\$2,522,800	\$2,018,200	
AMD 4 - ADD NEW PROJECT (Project converted from ARRA II)														
FAYETTE	2010	9	0	4/28/2010	NHS	CON	US019	HICO RD	RESURF(1.5")	S310 19 208000	NH0019327D	\$2,628,560	\$2,102,848	\$0
AMD 4 - DISTRICT REQUESTED PROJECT BE PLACED IN RESERVE STATUS; ADJ 2 - REVISED DATE														
FAYETTE	2010	9	0	4/28/2010	NHS	CON	US019	SCARBO-WV 612	RESURF(1.5")	S310 19 48500	NH0019329D	\$1,135,060	\$908,048	\$0
AMD 4 - DISTRICT REQUESTED PROJECT BE PLACED IN RESERVE STATUS; ADJ 2 - REVISED DATE														
HARDY	2010	0	0	4/28/2010	HSIP	ENG	US220	US 220 @ FISHER ROAD SIGNAL	INST TRAF SIG, CONST LT TN LN	U316 220 ?????	HSIP020?????	\$20,000	\$18,000	
AMD 4 - ADD NEW PROJECT														
HARDY	2011	0	0	12/28/2010	HSIP	CON	US220	US 220 @ FISHER ROAD SIGNAL	INST TRAF SIG, CONST LT TN LN	U316 220 ?????	HSIP020?????	\$450,000	\$405,000	
AMD 4 - ADD NEW PROJECT														
KANAWHA	2010	1	0	4/28/2010	RR	CON	CO07901	DRY BRANCH ROAD	INSTALL FLASHERS	U320 79 1 00200	STPG0791090D	\$125,000	\$125,000	\$0
AMD 4 - CANCELLED; RR WILL NOT RESPOND														
KANAWHA	2010	1	0	8/28/2010	EB	CON	1064	I-64 KANAWHA RIVER BRIDGE	OVERLAY	U320 64 04973 11	EB0642141	\$14,700,000	\$13,230,000	\$3,330,000
AMD 4 - COST INCREASE														
NICHOLAS	2010	0	0	4/28/2010	NHS	CON	US019	ARBUCKLE - FAIRVIEW HEIGHTS	RESURF	S334 19 01156 00	NH0019259D	\$1,868,000	\$1,510,400	
AMD 4 - ADD NEW PROJECT														
PRESTON	2010	4	0	7/28/2010	BR	CON	WW026	JESSOP CUT OVERPASS BR	COMPLETE BR REPLACEMENT	S339 26 94200	BR0026012D	\$1,451,520	\$1,161,216	\$0
AMD 4-CHANGED SCOPE (REPL SUPER TO CMPLTE REPL)														
RALEIGH	2010	0	0	4/28/2010	STP	CON	WW003	COAL RIVER RD	RESURF	S341 3 02760 00	STP0003226D	\$645,000	\$516,000	
AMD 4 - CHANGE ending TERMINI 0.87 miles E CR 3/27 ADJ 1 - OTHER FED PAVING ALLOCATION DEFINED; Ready														
ROANE	2010	0	0	6/28/2010	IM	CON	1079	BIG SANDY CK BR N&S	C&P	S344 79 02941 00	IMD79?????	\$1,201,269	\$1,081,142	
AMD 4 - ADD NEW PROJECT														
SUMMERS	2010	0	0	5/28/2010	IM	CON	1064	GREEN SULPHUR SPGS RD	CORR, SLIDE, REPL PIPE	S345 64 14630 00	IMC0644179D	\$485,000	\$436,500	
AMD 4 - ADD NEW PROJECT														

STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) FFY 2010-2015
PROGRAM AMENDMENT FOR 2010

COUNTY	FFY	GROUP	TRICT	FUNDING OBLIGATION DATE	FUND TYPE	PHASE	ROUTE	PROJECT NAME	TYPE OF WORK	STATE PROJ. NUMBER	FEDERAL PROJECT NUMBER	TOTAL PHASE COST	FEDERAL DOLLAR COST	FEDERAL COST CHANGE
PROJECT COMMENTS														
STATEWIDE	2010	0		4/28/2010	HSIP	ENG	NA999	SKID TESTING AND EVALUATION	SELECT SITES & PERFORM SKID TESTS	T699 SKID 04 00	HSIP2010032D	\$250,000	\$200,000	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		4/28/2010	STP	ENG	NA999	DISADV BUS SUPP SERVICES	DBE SUPPORTIVE SERVICES	T699 DBE 10 00	STP2010030D	\$384,218	\$384,218	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		5/28/2010	STP	ENG	NA999	OUT SUPPORT SERVICES	OUT SUPPORTIVE SERVICES	T699 OUT 10 00	STP2010033D	\$53,094	\$53,094	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		5/28/2010	STP	ENG	NA999	SUMMER 2010 TRANS INSTITU	SALARY, SUPPLIES, TRAVEL, INDIRECT COST	T699 SUMME 10 00	SSSS2010035D	\$53,094	\$53,094	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		5/28/2010	ARRA	CON	NA999	KAN VLY COMM & TECH CLGE	HWY CONST TRAIN; EMP CONSELING, SUP SVC	T699 OJTSS 4 00	ERP2009234D	\$198,353	\$198,353	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		5/28/2010	ARRA	CON	NA999	WEST VIRGINIA WOMEN WORK	TRAIN WOMEN IN HWY CONST	T699 OJTSS 5 00	ERP2009236D	\$292,000	\$292,000	
AMD 4 - ADD NEW PROJECT														
STATEWIDE	2010	0		6/28/2010	EARMARK	CON	NA999	WV ASSOC OF SCENIC BYWAYS	DEV TRAINING & PLANNING ACTVS FOR WWSB	T699 WVASB 1 00	SBWVS6903D	\$131,156	\$104,923	
AMD 4 - ADD NEW PROJECT														

Section 5311 New Stimulus Money Project

Transit Projects

Section 5311 Projects for Next Round of Stimulus Money

FTA Section 5311 Formula Funds:

1.	Operating Assistance for Section 5311 Transit Systems	\$ 700,000.00
2.	Purchase Replacement and Expansion Vehicles	\$3,500,000.00
3.	Preventive Maintenance	\$1,000,000.00
	Systems receiving funds: Bluefield Area Transit, Buckwheat Express, Central WV Transit Authority Country Roads Transit Fairmont-Marion County Transit, Here & There Transit, Little Kanawha Bus, Mountain Transit Authority Potomac Valley Transit Authority, Tri River Transit and Wayne Express.	
4.	Purchase Various Vehicle Tires	\$ 125,000.00
	Systems receiving funds: Bluefield Area Transit, Buckwheat Express, Central WV Transit Authority Country Roads Transit Fairmont-Marion County Transit, Here & There Transit, Little Kanawha Bus, Mountain Transit Authority Potomac Valley Transit Authority, Tri River Transit and Wayne Express.	
5.	Purchase Various Shop Tools	\$ 125,000.00
6.	Miscellaneous Equipment	\$ 200,000.00
7.	5311f Operating Assistance	\$ 70,000.00
8.	Bike Racks	\$ 50,000.00
	TOTAL	\$5,770,000.00

The funding of these projects is dependent upon the amount of funds received under the transit portion of the next round of stimulus money.



2211 Washington Street East
Charleston, WV 25311-2118
Phone: (304) 346.0591
Fax: (304) 346.0592

FAX

Patricia L. Hamilton
Executive Director

TO: ALL COUNTY OFFICIALS IN NACo MEMBER COUNTIES
FROM: WEST VIRGINIA ASSOCIATION OF COUNTIES
RE: NACo STEERING COMMITTEE APPOINTMENTS
DATE: APRIL 29, 2010

Do you want a voice in creating the national legislative policies of the National Association of Counties? Then consider filling out a NACo nomination form to be appointed to one of their eleven steering committees, **(Agriculture and Rural Affairs; Community and Economic Development; Environment, Energy and Land Use; Finance and Intergovernmental Affairs; Health; Human Services and Education; Justice and Public Safety; Labor and Employment; Public Lands; Telecommunications and Technology; and Transportation).**

The nomination process for membership on NACo policy steering committees is underway. As a NACo steering committee member, you are responsible for debating and creating national policies and priorities affecting counties and serve as NACo's front line in their grassroots efforts. Committees meet at the NACo legislative and annual conferences and one other time during the year. You will be responsible for your own travel.

You may receive a form by calling the WV Association of Counties office at 304-346-0591 or email us at wvaco@wvaco.org. Please be as thorough as possible in completing the nomination and grassroots forms and send it to us by **June 11, 2010**. The nominations are processed in our office and will be forwarded to NACo by June 30, 2010 for approval by the incoming NACo President after the NACo Annual Conference in July. NACo will announce your appointment in September 2010.

VALLEY VIEWS

Potomac
Valley
Audubon
Society

Volume 28, Issue 8

May 2010

Annual Appeal Raised a Record \$29,856

Our latest annual fundraising appeal, which began December 1 and concluded March 31, raised a total of \$29,856.

This is \$1,335, or 4.7 percent, more than we raised over the 2008-2009 winter and represents a new record high.

The number of donors hit a new high, too: 160 families and individuals contributed, up from 149 the year before.

The average contribution to this year's appeal was \$184.30, which is a very high figure for small organizations like ours.

The return from this year's appeal was a great outcome given the continuing concerns about the economy throughout the appeal period, and it will help us weather this difficult time. It's gratifying to know we have such a loyal base of support in the community.

A full list of all those who contributed is included in this newsletter as a special section.

Thanks again to all of you who have been so generous to PVAS. We appreciate your help, and you can count on us to put your contributions to good use!

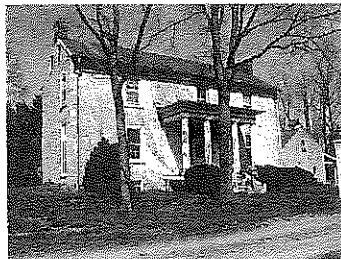
Don't Miss June Reception at Ripon Lodge Farm!

Rusty and Cricket Morgan have graciously agreed to host a fundraising reception for PVAS at their beautiful home, historic Ripon Lodge in southern Jefferson County, the evening of Saturday, June 5.

The event is open to PVAS members and friends, and all proceeds will be used to support PVAS's education programs for children.

The Morgans are one of Jefferson County's oldest families and Ripon Lodge is a significant County architectural landmark.

The house was built in the



See June Reception, Page 2

Annual Meeting to be Held June 11

This year's PVAS annual meeting will be held the evening of Friday, June 11, at the Yankauer Nature Preserve.

The evening will begin at 6:30 p.m. with a potluck supper.

The annual business meeting will follow; the main item of business will be the election of board members and recognition of volunteers.

Election of Board Members

There are thirteen board positions called for in the PVAS bylaws. Four of the positions are officers with the remainder serving as at-large members. Election of board members is staggered so that approximately one-third of the seats are up for election each year. The term of office for all board members is three years with a maximum of two consecutive terms; however, a person that serves two consecutive terms and is elected as an officer may extend their board membership/officer position by one additional term by unanimous decision of the board.

This year five board seats are up for election by the membership. Four of the board positions are up for election due to regular expiration of terms and one seat is to fill a position vacated by the resignation of a board member prior to expiration of term. Four seats are at-large positions and one is for the position of Secretary.

Of additional note, the officer position of vice president is being vacated due to expiration of term limit. The board does not currently have a candidate from among its ranks to fill this position.

Slate of Candidates

Mina Goodrich, Secretary (re-election)

Mina retired in 1999 after a long career in health care with the Department of Veteran's Affairs, both in Martinsburg and Washington, D.C. A native of Shepherdstown, she has been a member of PVAS since its early days. She previously served as Secretary from 2001 to 2004. Mina has also been active on the boards of the Friends of the Shepherdstown Library, the Jefferson County

See Annual Meeting, Page 4

Potomac Valley Audubon Society is people dedicated to preserving, restoring, and enjoying the natural world through education and action.

President's Perch

Hello everyone:

May is usually a busy time for PVAS, and this year is no exception. For example:

- Our "Watershed Education Initiative," which teaches fourth graders about the importance of protecting water resources, will soon wrap up its seventh successful year in area schools.
- We're gearing up now for our eighth year of summer day camp at our Yankauer Nature Preserve in Berkeley County. Camp sessions start there on May 26.
- We're also looking forward to offering day camp sessions at CraftWorks in southern Jefferson County for the first time. These sessions will start later on, in June.
- For adults, we're offering a wide range of field trips this month: from a Harpers Ferry geology trip to birding trips in Jefferson and Berkeley counties to a trip to a high-altitude swamp in Garrett County MD.
- We're also sponsoring a Birdathon. To be held the weekend of May 8-9, this event is being named in honor of Ruth Ann Dean.
- On May 22, we're once again sponsoring an Eastern Panhandle Green Homes Tour. Like last year's tour, this one will showcase a variety of homes that demonstrate different kinds of "green" building technologies.
- Special projects on tap include finishing cleanup of the winter-storm tree damage at the Yankauer preserve and replacing the floor of the preserve's pavilion.

Thanks to the staff, interns, Board members and volunteers who have been pitching in to help make these things happen.

Thanks, too, to the many families and individuals who also help make things happen by contributing to our annual appeal. The nearly \$30,000 that you contributed this time was an exceptional result in the current economic climate, and it will go a long way in helping us to sustain our programming. We're grateful for your support!

—Peter Smith

June Reception (continued from page 1)

1830s by William F. Turner, who served in the Virginia House of Delegates in the 1840s.

The property remained in the Turner family until 1916, when it passed to L.M. Long, a prominent County resident.

The Morgans are only the third family to own the property, having purchased it from the Long family in the early 1970s.

Rusty and Cricket maintain it as a working farm.

The house is built of stone in an uncommon T-shape and includes eight rooms that are twenty feet square; nine fireplaces; and an elegant, half-spiral curved staircase in the center hall.

Situated at the crest of a low hill it commands a panoramic view of rolling pastures and the Blue Ridge.

The nearby town of Rippon was named after the house; tradition

has it that the name of the town was given an extra "p" to avoid confusion with Ripon, Wisconsin.

The house and its grounds were designated a Jefferson County Historic Landmark in 1977 and are listed on the National Register of Historic Places.

The reception will be held from 4:00-7:00 p.m. If weather permits it will be held mostly outside, on the lawn. If not, it will be held in the house. In any case, those who attend will have an opportunity to tour the house's downstairs rooms.

Wine and hors d'oeuvres will be served, and musical entertainment will provide background.

Dress will be casual.

Tickets to the event will be required, and space will be limited.

Basic tickets are \$45 per person. Those who pay \$150 for two people will be recognized as Donors, those who pay \$200 for two will be recognized as Patrons, and those who pay \$250 or more for two will be recognized as Supporters.

Ticket costs will be tax deductible.

To reserve tickets, please call 304-676-3397 or e-mail PVAS-mail@aol.com and provide your name, address, and phone number.

Thanks to Race for the Birds Sponsors!

This newsletter is going to the printer before this year's Race for the Birds is held on April 24, so look for results from the race in our next (June) newsletter.

But we do want to give special thanks here to the many businesses and organizations that have sponsored this year's race.

This year, we have two "Platinum" Level sponsors, who each contributed more than \$1,000. One is Hoxton Financial, Inc., the Shepherdstown wealth management firm. The other is the "Friends of Mark Benedict," a group of individuals who sponsor the race each year to honor the memory of Dr. Mark A. Benedict, a local conservation scientist who passed away in 2006.

The other race sponsors are as follows:

Gold Level (\$500 or more): Freedom's Run, Hau Ink, Jefferson Security Bank, PowerBar, Roach Energy, Shepherdstown Chronicle, Two Rivers Treads, USFWS National Conservation Training Center.

Silver Level (\$250 or more): Caribbean Islands Travel Service; Chick-fil-A, Martinsburg; Go Green Gals; Potomac Portables Restrooms; Progressive Printing.

Bronze Level (\$100 or more): Bavarian Inn; Bonnymead Farm Nursery; Briarwood Dental Center; CraftWorks; Dr. Paul Davis, DDS; Dickinson & Wait Craft Gallery; Edward Jones Investments,



Shepherdstown; John T. Gibson, DDS; Joseph Brookreson, DDS; Grapes and Grains Gourmet; Greentree Realty; Hypnocoffee.com; Jefferson Chiropractic Center, Inc.; Lynne Wiseman@era.com, realtor; McAteer & Associates, PLLC; Nesquik; Drs. Donald and Erica Patthoff; Potomac-Mecklenburg Garden Club; The Press-Room; Professional SportsCare & Rehab; Pedal and Paddle; Ray P. Vanderhook, DDS, MS; Ryan T. McCarthy, MD; Shepherdstown Coffee and Candlery; Shepherdstown Opera House; Shepherdstown Sweet Shop; Stone Soup Bistro; Windflower Garden Club.

As always, we appreciate the strong community support for this event. You can express your appreciation as well by giving these businesses and organizations a "thank you" of your own the next time you see them.

Green Homes Tour, May 22

The 2010 Eastern Panhandle Green Homes Tour is scheduled for Saturday, May 22. Sponsored by PVAS, the tour is a self-guided, open house-style event that will allow participants to visit area homes showcasing environmental building approaches and technologies.

Proceeds from the tour support PVAS's educational programs for children.

In 2009, this event drew over 300 people and raised nearly \$2000 for PVAS.

This year's Green Homes Tour will feature seven green homes in Jefferson, Berkeley and Morgan Counties that demonstrate a range of environmentally considerate approaches to residential building.



McKemie House with Turbine

Participants will get to see strawbale, Structural Insulated Panel and cordwood construction; renewable energy technologies, including solar electric, wind and solar hot water systems; composting toilets and graywater wetland treatment designs; high efficiency wood-burning heaters and in-floor radiant heat systems; and a host of other green building materials and design considerations.

Several of the homes are still under construction, offering a rare glimpse inside the process of green building.

Green Homes Tour brochures will be available for \$15 at several locations around the Panhandle (see below). Brochures will provide an overview of the green homes along with directions to

each, and serve as a ticket to the event, admitting one carload of people to all homes.

Brochure holders may visit any or all of the homes in any order they wish between 10:00 a.m. and 4:00 p.m.

Tour brochures will be available starting Monday, May 3rd at the following locations:

- DISH American Bistro, 213 W. Washington Street, Charles Town
- Four Seasons Books, 116 W. German Street, Shepherdstown
- Sir Speedy Printing, 1351 Edwin Miller Blvd, Martinsburg (in Courthouse Square by the Post Office)
- The Nature Niche, 50 Washington Street, Berkeley Springs

The Green Homes Tour is being held in partnership with the Building for a Greener Future Conference taking place Friday, May 21st at the National Conservation Training Center.

The conference, which is being organized by the Potomac Headwaters Resource Conservation & Development Council, is aimed at providing local builders and homeowners with practical insights into the opportunities and possibilities for adopting green building practices.

Conference workshops will include sessions on green building approaches, renewable energy systems and incentives, geothermal technology, indoor air quality considerations; alternative wastewater treatment options, and living roofs among others. Exhibitors of green building products and services will also be in attendance.

For more information about the Green Homes Tour, contact Jeff Feldman at 304-274-0509 or GreenPathConsulting@gmail.com.

For more information about or to register for the Building for a Greener Future conference, contact Olga Adams at 304-267-8953, ext 5, or phrcd.6003@verizon.net.

Family Egg Hunt a Hit

The annual Egg Hunt at Yankauer was booked solid again this year with 36 youngsters and their families searching the Cedar Loop for eggs painted to look like wild bird eggs. While waiting for their turn at the egg hunt, children listened to a story called *The Odd Egg*. They also tried walking like a penguin carrying an egg on its feet while keeping the egg from touching the ground, and rotated through other stations where they discovered how large some eggs are, why eggs are shaped the way they are, and why wild bird eggs are colored the way they are. After enjoying the hunt for naturally colored eggs, children were given a sugar cookie to decorate with icing the color of natural eggs: robins egg-blue, tans, and crème colors. They even made some eggs speckled with edible decorations.



Many thanks to the volunteers who made this fun family event possible: Diana Mullis (who made the sugar cookies and frosting), Debbie and Jackson Crouse, Sarah Fedorchak, and Paula Donahoe.

Ruth Ann Dean Memorial Birdathon

PVAS will hold a "Birdathon" the weekend of May 8-9.



The event is being named in honor of Ruth Ann Dean, who was a founding member and ardent lifelong supporter of PVAS, a Board member in the early years, and an avid birdwatcher.

The Birdathon is a fun event. Teams will compete to identify the highest numbers of bird species they find in Jefferson, Berkeley, Morgan and Washington counties and on the Potomac River bordering those counties within any 24-consecutive-hour-period during the weekend of May 8-9.

Besides the fun, we hope valuable data can be obtained on the species present during this period and be compared with data obtained in subsequent-year Birdathons.

Participants can choose to form their own teams, decide their team names and select their own leaders. If you don't have a team, we will help you find one.

Another option is to participate individually in a "Big Sit," in which individuals choose a 17-foot diameter circle or their porch and identify all the birds they see from that area within a 24-consecutive-hour-period.

Prizes will be given to teams for the most species counted, the most uncommon species, the most species identified by a youth team or team consisting of new birders, and the best team name. A "Sitting Duck" prize will also be given for the winner of the Big Sit. The winners in all categories will be announced in Valley Views, the PVAS newsletter.

There is no entrance fee and registration is easy. Teams must consist of 2-5 participants (unless a person registers for the Big Sit). All you have to do is get together with friends and form a team. Or you could make this a family event and enter as a family team. Identify your team members, choose a leader, select a team name and decide whether your team will be competing in one of the special categories, such as youth or new birder teams.

Teams and individual "Big Sit" participants should notify Sandy Sagalkin, the Birdathon coordinator, at 301-432-6847 or monsansagalkin@myactv.net, telling how they plan to participate.

The deadline for registration is May 1. Teams and "Big Sit" participants will be sent a species list, simple rules for the competition, and any other instructions needed for the event.

Please join us for this fun event!

Annual Meeting (continued from page 1)

Animal Welfare Society and the Shepherdstown Men's Club. She also volunteers regularly at the Shepherdstown Library. She has a Bachelor's degree in Social Work from Shepherd University and an M.B.A. from Frostburg State University in Maryland.

Leigh Jenkins, At-large (re-election)

Leigh has lived fulltime in Morgan County, WV since 1989, after moving there from the Washington, D.C. area. She was raised in El Paso, Texas where she was an active member of the Trans-Pecos Audubon Society. She worked as an Environmental Specialist for Gifford-Hill and Company, a cement corporation, in Texas before moving to the Washington, D.C. area. She presently teaches Advanced Placement Biology and Advanced Placement Environmental Science, as well as Advanced Biology, at Berkeley Springs High School in Berkeley Springs, West Virginia. She is a member of the Morgan County Master Gardeners and is currently enrolled in the Potomac Valley Master Naturalist Program. She holds a Bachelor of Science in Sociology from Texas A & M University and a Master of Arts in Sociology from the University of Texas at El Paso. She returned to Shepherd College in 1994 to receive her teaching certification in Biology and is currently a candidate for a Master of Arts degree in Science Education/Curriculum and Instruction at Shepherd University.

Jesse Morgan, At-large

Jesse Morgan lives and raises his family in Charles Town. He grew up in Jefferson County and has strong ties to the community, especially southern Jefferson County. He holds a Master of Science in Geology degree from West Virginia University (1996) and a Bachelor of Arts in Environmental Science degree from Boston University (1993). He and his wife are entrepreneurs in environmental services. As Director of Field Operations, Jesse oversees all drilling and other environmental field projects for A-Zone Environmental Services, LLC.

Kathy Stolzenburg, At-large

Kathy is an animal/nature lover since early childhood. She graduated from George Mason University (Fairfax, Virginia) in 1986 with a degree in psychology. Her professional career includes: time as a realtor and co-owner of the boutique firm, Eastern Panhandle Realty; event planner for two non-profits; and almost a decade in non-profit fundraising working for The Nature Conservancy (TNC). Her association with the TNC began in 1997 as the Legacy Club Manager, cultivating donors who had named the Conservancy in their wills, and ended in 2005 as the Associate Director of Donor Stewardship. She served on the board of Association of Donor Relations Professionals (ADRP) and was a presenter at their inaugural conference. While living in Northern Virginia she was a volunteer, licensed wildlife rehabilitator. She currently lives in Shepherdstown, West Virginia, with her husband (a natural history author), mother/business partner, and a variety of pets.

Jane Vanderhook, At-large

Jane is a returning member of the PVAS board and served two terms as a past Treasurer. She is retired from a career as a Computer

VALLEY VIEWS

Systems Software Designer. She is an active community volunteer and has served on the boards of Jefferson County Youth Soccer League, Country Day School, and her homeowners' association. She has served as the AYSO National Director for Youth and Women Referee Development. She holds a degree in Experimental Psychology. She is a recent grandmother and assists her daughter with child care duties. She spends as much time as possible in the capacity of doting grandmother.

Regular Program

Following the election, we will recognize outstanding PVAS volunteers.

All PVAS members are invited to attend, and children will be welcome.

For the potluck supper, please bring a dish to share. Those whose last names begin with the letters A-H are asked to bring vegetables or fruit; I-L, a dessert; M-R, a protein dish; and S-Z, a starch dish. All are asked to bring their own dishes, flatware, and the like; so we can be environmentally conscientious. PVAS will provide water and lemonade.

For more information, contact Kristin Alexander at 304-676-3397 or pvasmail@aol.com

Yankauer Pavilion Floor to be Replaced

The winter was hard on the Yankauer Preserve. The cedar trees took the brunt of the damage, and thanks to many hours of volunteer labor, the trails are finally clear of all tree branches and trunks. The damage is still quite evident, however.

The damage to the pavilion floor was also severe. The snow melting onto the earthen floor and then melting and refreezing caused the south side of the pavilion floor to crumble to pieces. The earthen floor was placed entirely by volunteers over two days in November, 2004. The floor has served us well, though it did not hold up as well as we'd hoped under the challenge of 30+ campers every day in the summer and benches being rolled on top of it daily. But this winter was the final blow.

Thankfully, the Job Corps has a crew of youth learning how to work with concrete, and they have generously agreed to volunteer their services with spreading and finishing the floor. Member and neighbor Ted Wachter has volunteered to break apart the existing floor with an electric jackhammer he owns, and will use his truck to move the existing material out of the way to make room for the new concrete to come in. (The old material will be used to make the grade of the north edge of the parking lot more gentle, and may be used to build up part of the accessible trail this fall.) A free (or reduced cost) source of concrete is still being sought at this time.

All of this must happen before summer camp. The first full week of May we will tear out the existing floor, the second week we'll be pouring and spreading the new concrete floor, and the following week we'll be staining and sealing the floor... just in time for the first session of camp. So please bare with us as we deal with the inconvenience of maintenance, and come and visit the new floor this summer. In the meantime, we'll let you know how it goes.

Audubon Discovery Camp has Some Openings Available

While most of the popular camps sessions are full, a few sessions are still available.

"Earth Artists" has some slots available still at both Yankauer and CraftWorks. The week will emphasize natural and recycled crafts, but there will still be plenty of time for hikes, games and nature exploration.

The short week of "Dirt" the week of July 4th also has availability. This 4-day week has a corresponding lower fee of \$100/camper and is bound to be tons of filthy fun looking for salamanders, worms, moles, sow bugs and other "dirty" critters.

The other sessions that still have room available are for our youngest campers. "Out of the Nest" May 26-28, 9-11:30, is for three year olds and a favorite adult and is a great way to introduce your little one to the preserve and to other nature-loving kids. "Just for Fledglings" June 1-4 from 9-11:30 is for four and five year olds and is a great way for a child/adult team to spend a summer morning. Short hikes, games, guided activities, and crafts will capture kids attention and imagination.

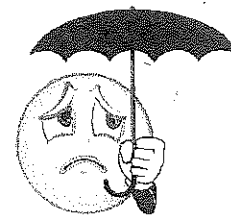
Please help us spread the word that some sessions do still have space! Families can register on-line at our website, www.potomacaudubon.org. There is a downloadable brochure on the website as well. Ellen Murphy can answer questions at pvasprograms@comcast.net or 304-676-8739.

Watershed Field Trips Brave Sun and Storm!

This spring's watershed field trips have been held in the rain, the sun, the wind, and in fog, but at least there's been no snow! We've taken students to the Potomac River, the Cacapon River, Back Creek, and Tuscarora Creek and found exciting adventures at every site including macroinvertebrates like crayfish and hellgrammites! Each visit also includes riverbank assessments to evaluate erosion issues or other impacts, a filtration activity, and water quality testing such as dissolved oxygen, pH and temperature.

Every year, we depend on volunteers to help make the field trips a reality. Many, many thanks to: Frank Rogers, Nan Johnson, Joy Pardue, Vicki Blazer, Dom Coscia, Kris O'Brien, Jim Jenkins, Kelly Smith, and Kristin Alexander. The watershed instructors who have also volunteered extra time on field trips other than those for their own schools are Marybeth Grove, Krystal Kennedy, Melanie Snyder, Kate Lehman, Brooke Parker, and Debbie Crouse.

In early May, students will be planting erosion control gardens at their schools using native plants purchased with grant funds from the Division of Environmental Protection. Thanks to a partnership with Shepherd University, the plants were transplanted and are currently thriving in a greenhouse there awaiting their new homes. Along with the purchased native plants, the students will plant Virginia Wild Rye that they have been growing in their classrooms through the spring. The resulting erosion control gardens will help prevent stream sedimentation and clean stormwater runoff from schoolyards and parking lots for years to come.



2009 PVAS Annual Appeal Donors

(December 1, 2009-March 31, 2010)

Advocates (\$1,000 and up)

John and Jenny Allen, Shepherdstown
 Neal and Alice Barkus, Shepherdstown
 Mina Goodrich, Shepherdstown
 Mona L. Hayford, Inwood
 Jean Neely, Shepherdstown (in memory of Elizabeth
 Neely)
 Bob and Linda Reynolds, Shepherdstown
 Peter and Vicki Smith, Shepherdstown
 Gary and Diane Sylvester, Martinsburg
 Jane and Ray Vanderhook, Shepherdstown

Supporters (\$500-\$999)

Rich Parker and Joette Borzik, Shenandoah Junction
 Susan and Joe Brookreson, Martinsburg
 James E. Horner, Berkeley Springs (in memory of Martha
 Horner)
 Rob and Mary Logan Hoxton, Shepherdstown
 Skylar Benedict and Georgia Jeppesen, Martinsburg
 Wayne Braunstein and Dannie Wall, Kearneysville
 Henry K. Willard II, Shepherdstown

Patrons (\$250-499)

Duane and Marianne Alexander, Ellicott City, MD
 William and Vicki Bonifant, Martinsburg (in honor of
 Susan & Joe Brookreson, Jane & Ray Vanderhook,
 Gretchen & Craig Meadows)
 Sara Denby, Annandale, VA (in memory of Ruth M. Tom-
 suden)
 David and Mary Sue Eldridge, Shepherdstown
 Jon Pike and Diana Gaviria, Martinsburg
 Elliot and Nancy Kirschbaum, Shepherdstown
 Norberta Schoene and Bill Lands, Berkeley Springs
 Lolly and Tom Martin, Shepherdstown
 Alexander and Pam Miller, Shepherdstown
 Joy and Larry Pardue, Shepherdstown

Sponsors (\$100 to \$249)

Jeff Feldman and Kristin Alexander, Martinsburg
 Roland and Barbara Bergman, Shepherdstown
 Sharon Bias, Charles Town (in memory of Bill Hartgroves,
 neighbor)
 Laurie Smelter and Dr. Alan R. Biggs, Shepherdstown (in
 memory of Edgar H. "Hal" Biggs)

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 Dan and Margaret Cogswell, Shepherdstown
 W. Joseph Coleman Jr., Round Hill, VA
 Marika and Barry Cutler, Bethesda, MD (in honor of Luke
 Turner Cutler)
 Al Davis, Falling Waters (in memory of Albert E. Davis, Sr.)
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 Fluharty and Betty Lilly)
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 Karen Stoyko Fuegi, Gerrardstown (in memory of Doris
 and Michael Stoyko)
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 Chuck Dunkerly and Fiona Harrison, Charles Town
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VALLEY VIEWS

Volume 28, Issue 8

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Richard K. Zimmerman, Martinsburg

Thanks to all of you for your generous support of PVAS!

Note: If any of the information above is inaccurate or incomplete, please let us know so we can correct our records!

May PVAS Program at NCTC Will Focus on Green Homes

PVAS will sponsor a presentation about "green" homes the evening of Wednesday, May 12, at the National Conservation Training Center outside Shepherdstown.

The program will be held at 7:00 p.m. in Room 151 of the Center's Instructional West Building.

Admission is free and anyone is welcome to attend.

The speaker will be local green building expert Jeff Feldman. He will preview our upcoming May 22 Eastern Panhandle Green Homes Tour (see separate article elsewhere in this newsletter) and discuss green home technologies generally.

Feldman has been professionally involved in environmental and human development work for over 20 years. He is a speaker, trainer, coach, and author on a broad range of environmental, leadership and organizational topics. He founded Eagle's View Enterprises, a leadership development and team building training firm, in 1993 after serving five years on the faculty at Penn State University.

He has recently launched a new venture, GreenPath Consulting, through which he offers green building consulting and green home audit services to those with an interest in being more environmentally-minded in new construction and remodels as well as in exploring ways to live more lightly on the planet in their existing homes.

He is married to PVAS executive director Kristin Alexander.

Three Local Area Birding Trips Set for May

In addition to the long-distance field trips we're offering during May, we're also offering local area birding trips in Berkeley and Jefferson counties.

As usual, these trips will be free and anyone with an interest is welcome to participate.

The first of these trips is a Saturday, May 1 trip to Sleepy Creek and Stauffer's Marsh in Berkeley County. This will offer opportunities to see great-crested flycatchers, several warbler species, vireos, and scarlet tanagers.

Participants will meet at 8:00 a.m. at the small general store/gas station on Tuscarora Pike (County Route 18) near County Route 7 in Shanghai.

The trip will be mostly by car with some walking.

The second trip is a Wednesday, May 12 trip to the Shannondale Wildlife Management Area and Shannondale Lake in Jefferson County. Bald eagles, red-tailed and red-shouldered hawks may be encountered, along with various warblers, turkeys, and thrushes.

Participants will meet at 8:00 a.m. in the parking lot in front of the Martin's Supermarket in the Jefferson Crossroads shopping Center off Route 340 just east of Charles Town.

The trip will involve about 2 miles of walking along a moderately kept trail.

The third trip is a Saturday, May 22 birding trip at the National Conservation Training Center.

Here, participants will bird the various habitats on the Center's 538-acre campus, including several wooded trails, meadows, edge areas and hedgerows. They will make a stop to observe the bald eagle nest on the property and have opportunities to observe various warblers, vireos, thrushes, scarlet tanagers and other species of birds.

Participants should check in at the Security Gate inside NCTC and meet at 8 a.m. in the reception area of the main building at NCTC. Security will tell you where to park.

Because of the security requirements at NCTC, this trip will require pre-registration at least 5 days beforehand (by May 17). To pre-register, contact Sandy Sagalkin at monsansagalkin@myactv.net or 301-432-6847.

For this trip in particular, bug repellent is highly recommended to ward off ticks.

For more information about any of these trips, contact Sandy Sagalkin at the email address or phone number shown above.

Harpers Ferry Geology Walk

PVAS will sponsor a geological walking tour of the Harpers Ferry National Historical Park on Sunday, May 2.

The tour will be led by park Ranger David Fox and focus on the geological features found in the park and surrounding mountains.

Participants will meet at 2:00 p.m. in the Lower Town on Shenandoah Street across from the Bookshop. We're advised to park at the Visitors Center parking lot on Route 340 and take the shuttle into the town.

There is no fee for the walking tour and anyone with an interest is welcome to participate. However, the Park Service will charge a fee of \$6 per vehicle at the Visitors Center parking lot entrance.

The walking tour will last about one hour.

The park's geology is of great interest. It stretches back to about 360 million years ago, when the Appalachian mountains rose and the rocks that predominate today were formed.

Different rock types can be easily seen—not only in natural formations around the park but in the structures, walkways and roads of the old town.



In general, shale predominates on the eastern side of the park while limestone predominates on the west side. The sides of the hills above the town showcase the Paleozoic and Precambrian rock units of the Blue Ridge.

For more information contact Peter Smith at 304-876-1139 or pvsmith@frontiernet.net.

May 15 Geology/Birding Trip Will Start in Berkeley Springs

PVAS is sponsoring a geology and birding field trip to western Maryland and Mineral County, WV, on Saturday, May 15.

The trip is free and anyone with an interest is welcome to participate.

The trip leader will be geologist and birding expert Dr. Dennis Coskren.

The geological features to be observed and discussed will include folded Appalachian ridges and valleys; rocks that are 450-300 million years old; an ancient river channel; ancient mud cracks; fossil shells; and limestone, sandstone, and conglomerate formations.

The birding will include a stop at Sideling Hill to attempt to see ravens that are nesting in the area.

Participants will meet at 8:00 a.m. in the parking lot of the Berkeley Springs Food Lion store. They will carpool from there and visit sites near Hancock and Cumberland in MD and Keyser in WV. The trip will last until noon or so.

For more information contact Peter Smith at 304-876-1139 or pvsmith@frontiernet.net.

Don't Miss Late May Trip to Finzel Swamp

PVAS will sponsor a special field trip to the Finzel Swamp preserve in Garrett County, MD on Saturday, May 29.

Finzel Swamp is often referred to as a window into ice ages past. It is located in a high-altitude "frost pocket" where the surrounding hills capture an unusual amount of moisture and cold air to create a landscape more reminiscent of Canada than Maryland.

The leader of our trip there will be Frostburg State University Biology Professor Frank Ammer, who is an expert on the preserve. This will be a rare opportunity to visit this unique property with such a knowledgeable guide.

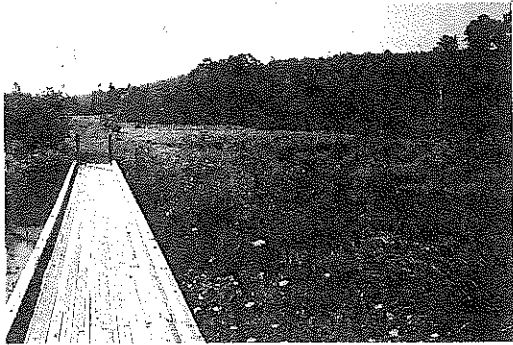
The trip is free and anyone with an interest is welcome to participate.

Participants will meet at the Swamp parking lot at 9:00 a.m.

For directions, go to the Nature Conservancy website at www.nature.org and type "finzel" in the search box.

The elevation of the preserve is 2,700 feet. Its 326 acres contain a shrub swamp, other plant communities, and the headwaters to the Savage River. It is home to a wide range of plants, birds, and mammals.

Among its flora, the preserve's stands of tamarack (larch) trees, wild calla, and Canadian burnet in the United States are among the



most southernmost in the U.S. Red spruce, small cranberry, cotton grass, and bog fern can also be found here.

The preserve offers good opportunities for sighting a number of bird species near the southern edge of their geographical range. These include the Alder Flycatcher and Nashville Warbler, both listed as In Need of Conservation; and two other rare species, Northern Saw-whet Owl and Northern Waterthrush. Several State-rare species have bred here periodically, including the Sedge Wren, Henslow's Sparrow, Sora, Purple Finch, and the Golden-winged Warbler. Other bird species that can be found on the property include the American Bittern, Rail, Rose-breasted Grosbeak, Woodcock, Cedar Waxwing, Scarlet Tanager, Wild Turkey, and the Whip-poor-will.

For more information contact Peter Smith at 304-876-1139 or pvsmith@frontiernet.net.

Canaan Valley Birding Festival

The Fourth Annual Southern Boreal Birding Festival will be held June 4-6 at the Canaan Valley Resort in Davis, WV.

Canaan Valley and its surroundings provide ideal habitat for many species of birds normally found further north. Some birds to be seen are the Blackburnian Warbler, Henslow's Sparrow, Alder Flycatcher and Bobolink to name a few.

Last year's festival included sightings of Brewster's Warbler, a rare hybrid of Blue-Winged and Golden-Winged Warblers.

Festival activities include daily walks, workshops and guest speakers.

Fees for the weekend range from \$50 without lodging to \$217 per person with lodging.

Event sponsors include the U.S. Fish and Wildlife Service and the West Virginia Master Naturalist Program.

For full details, see the festival website at www.canaanresort.com/bird-festival.

Look for PVAS Booth at May 8 Boonsboro Green Fest

The town of Boonsboro, Maryland, will hold its Second Annual Boonsboro Green Fest on Saturday, May 8. The festival will be held rain or shine in Shafer Park, which is right next to the downtown, from 10:00 a.m. to 5:00 p.m. Admission will be free.

Hosted by the Boonsboro Recycling Task Force, the festival is aimed at promoting conservation efforts and recycling and will feature a wide variety of vendors and exhibitors. Items offered for sale will include local organic farm products, heirloom plants, hand crafted soaps and personal care products and even rainwater collection systems.

Exhibitors will include firms that specialize in such areas as renewable energy systems and sustainable, low-impact landscape design, as well as PVAS and other conservation-minded organizations.

There will also be special children's activities and food concessions.

See the festival website at www.boonsborogreenfest.com for full details.

PVAS Sponsoring June 4 Cacapon State Park Program on Dolly Sods Munitions

PVAS will sponsor a special program at Cacapon State Park the evening of Friday, June 4.

The topic will be "Staying safe in the Dolly Sods Wilderness Area—What the public needs to know about unexploded World War II munitions there." The speaker will be Nick McHenry, an Environmental Engineer with the Environmental and Remediation Section of the U.S. Army Corps of Engineers in Huntington, WV.

The program will be held in the Daniel Morgan Room of the park's Lodge starting at 7:00 p.m.

Admission will be free and anyone with an interest is welcome to attend.

During World War II, the area now known as the Dolly Sods Wilderness area was extensively used by the U.S. Army for artillery practice.



Although the Corps of Engineers made a concerted effort in the 1990s to dispose of unexploded shells in the most widely used areas of Dolly Sods, an unknown number of such shells remain and are continually being discovered by hikers.

McHenry is well versed in this subject because he has been the Technical Coordinator for the Corps' West Virginia Maneuver Area Formerly Used Defense Site (FUDS) Project for the past four years.

He has also worked on various other FUDS and environmental remediation projects since beginning his career with the Corps in 2003.

He is a 2002 graduate of the Civil Engineering program at West Virginia University's Institute of Technology in Montgomery, West Virginia.

Governor Manchin Signs Landfill Ban into Law

On March 24, 2010, Governor Manchin signed Senate Bill 398 into law. The bill amended WV Code §22-15A-22 to prohibit the disposal of certain electronic devices, such as computers, monitors, and

television sets in a solid waste landfill in West Virginia. The landfill ban is effective January 1, 2011. It was introduced and championed by Senator Karen Facemyer (Jackson County) and enjoyed broad support in both the House of Delegates and the State Senate.

This bill is expected to work in conjunction with established local recycling programs and the new "Covered Electronic Devices Takeback Grant Program". The goal of the CED Grant Program is to establish a registration process to determine if manufacturers has adopted or implemented a takeback/recycling program for their products that is free to the public and to award recycling grants to counties and municipalities for recycling or other programs that divert covered electronic devices from the waste stream. CED grants are limited to a maximum amount of \$40,000.

To learn more about SB 398, visit the WV Legislative Services website at <http://www.legis.state.wv.us/>

A Public Service Announcement from the Berkeley County Solid Waste Authority

Berkeley Springs High Gets Green Grant

On the first day of the 2010 school year, students in the Advanced Placement Environmental Science class at Berkeley Springs High School were given a clipboard, a pencil, and the following assignment: research and design the renovation of an existing underutilized greenhouse on the high school campus. Seven 3-person teams were allowed creativity in their design. The only requirements were that the design should include some type of alternative energy application, and that the greenhouse project would be designed to sustain itself over time. Students were then required to find a funding source, establish their project's needs, determine the requirements of the grant, and write a proposal. Innovative ideas from each team were combined into one comprehensive design.

Opportunity came when Morgan County Board of Education received information on a service-learning grant funded through the State Farm Youth Advisory Board. The State Farm Youth Advisory Board, <http://www.statefarmyab.com>, is a group of young people that administer a unique grant program empowering others to take an active role in their education through service-learning. Among the project areas funded, the greenhouse renovation fit perfectly into the category of environmental responsibility. A grant proposal was submitted and State Farm awarded \$41,763.00 to create a sustainable learning laboratory.

The grant covers construction costs including: a solar hot water system to support a root zone heating system; a photovoltaic panel to help generate electricity for ventilation fans and lighting; a back-up propane heater and tank; and a computerized monitoring system to track temperature, lighting, and humidity. Students will also have the opportunity to attend the 2010 Agriculture in the Classroom Conference in Baltimore, Maryland. Student interns will maintain the greenhouse during the summer months when school is not in session.

The greenhouse renovation crosses disciplines in botany, agriculture, health, nutrition, economics, and consumer science. In addition to the basic science instruction, students will be incorporating 21st century learning and technology skills, critical thinking, problem solving, collaboration, and entrepreneurial and environmental

literacy. This project will allow students to become leaders in modeling a viable, sustainable program that will demonstrate youth empowerment in the community.

Hummingbirds Arriving

Revised and reprinted from June 2009

Waiting for the hummingbirds is a spring ritual for birders and many outdoors enthusiasts in general. It's always a thrill as spring arrives to make your first sighting. The truth is, however, that the hummingbirds arrive well before many of us become aware of their presence. Based on the PVAS service area, ruby throated hummingbirds should have started showing up here around April 15.

There are a proliferation of articles and Web information available on hummingbirds. Anyone interested in learning good practices for feeding and observing these fascinating creatures can find it with some ease. In addition, there are several organizations that promote and act as advocates for this information. Of note is Operation RubyThroat: The Hummingbird Project, www.rubythroat.org.

The Hummingbird Project Web site recommends putting up feeders as early as mid March. This tidbit and a number of other hints are contained in the Miscellaneous Notes section on the Hummingbird Feeding Hints page, www.rubythroat.org/FeedingHintsMain.htm. For instance, we shouldn't feel bad about missing a week of feeding because, "Ruby-throated Hummingbirds know other food sources for at least a mile in all directions. It's egocentric to think the hummingbirds can't survive without you." Also, "There is evidence that hummingbirds seldom hit windows if the feeders are as close to the glass as possible," and "Don't worry if Ruby-throated Hummingbirds spend a lot of time drinking artificial nectar; they also visit flowers for natural nectar and also catch small insects."

Calendar of Upcoming Events: (details at www.potomacaudubon.org)

- May TBA: Master Naturalist Workshop—Wildfires
- May 1: Birding trip to Sleepy Creek and Stauffer's Marsh
- May 2: Geology walking tour at Harpers Ferry
- May 3-21: Pavilion at Yankauer closed for construction
- May 8-9: Ruth Ann Dean Memorial Birdathon.
- May 8: Second Annual Boonsboro Green Fest
- May 12: Birding trip to the Shannondale Wildlife Management Area
- May 12: PVAS program Green Homes Tour
- May 15: Geology and birding field trip
- May 22: Eastern Panhandle Green Homes Tour
- May 22: Birding trip at NCTC
- May 26: Camp begins at Yankauer
- May 28: Potomac Valley Nature Photographers
- May 29: Field trip to Finzel Swamp in Garrett County MD
- June 4: PVAS program at Cacapon State Park. Staying Safe at Dolly Sods
- June 5: Master Naturalist Workshop—Project Wild.
- June 5: Master Naturalist Workshop—Ferns
- June 25: Potomac Valley Nature Photographers
- June 26: Field trip to the Ice Mountain preserve

JOIN PVAS TODAY!

We now offer two kinds of memberships:

1. PVAS Local Membership

Here's what you get:

- Access to a wide variety of PVAS programs and events for adults and children.
- Discounts for selected chapter activities, like children's summer camps.
- A subscription to PVAS's newsletter and e-mail alerts about events and programs of special interest.
- ALL your dues stay here to support local PVAS efforts!

To become a local member: Enclose a check for \$20 (\$15 for seniors and students). Please make check out to "PVAS." This fee covers membership for everyone in your household for one year.

2. Dual Membership with National Audubon

You get all the benefits of PVAS membership plus membership in the National Audubon Society, which includes a subscription to *Audubon* magazine. If you select this option, almost all of your dues will go to National Audubon. To obtain a dual membership, enclose a check for \$20 if you are joining NAS for the first time or \$35 to renew an existing NAS membership (\$15 in either case for seniors and students). Make check out to "National Audubon Society."

Membership Form

Name: _____
 Address: _____
 City: _____ State: _____ Zip code: _____
 Phone (optional): _____
 E-mail: (optional): _____

Membership Type (check one):

PVAS Local Membership
 (For PVAS local membership, check the box following if you do NOT want PVAS to share your contact information with National Audubon:)

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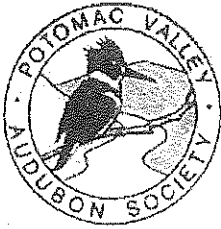
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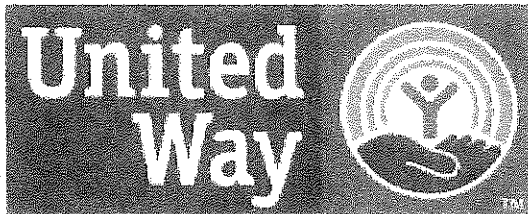
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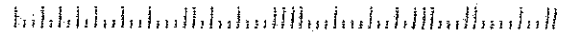
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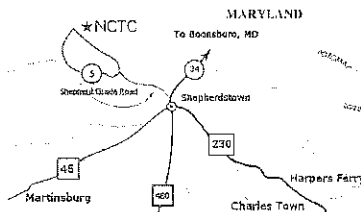
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May 2010

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The Potomac Valley Audubon Society meets at 7:00 p.m. on the second Wednesday of each month, September through April, at the US Fish and Wildlife Service National Conservation Training Center (NCTC), Shepherdstown, WV, in the Instructional West Building. Programs are free and open to the public. For additional information about PVAS or its programs and activities, please call any of the board members listed her or see <http://www.potomacaudubon.org>. PVAS serves the Eastern Panhandle of West Virginia and neighboring Washington County, Maryland.

PVAS BOARD

The PVAS Board meets every other month on the first Wednesday of the month (Sept.-June). Meeting location will be announced prior to meetings. These meetings are open to all PVAS members.

PVAS Officers and Board Members

- President: Peter Smith 304 876-1139 psmith@frontiernet.net
- Vice President: Nancy Kirschbaum nancyk500@comcast.net
- Secretary: Mina Goodrich larymina@peoplepc.com
- Treasurer: Lex Miller pamandlex@frontiernet.net
- Board Development: Wayne Braunstein 304 728-7181 wbraun@frontiernet.net
- Board Members-at-Large: Don Briggs ldonaldbriggs@gmail.com
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- Carolyn Thomas webethomas@aol.com
- Open

Ex Officio Board Members

- Diana Mullis 304 267-3482 dianamullis@aol.com

Emeritus Board Members

- Jean Neely jeaneely@comcast.net

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- Web Master: Kathy Bilton kathy@fred.net
- PVAS Wildlife Rescue Coord: Diana Mullis 304-267-3482

Jefferson County Public Service District

RECEIVED

Jefferson County Public Service District
Regular Board Meeting
April 6, 2010

MAY - 5 2010

Jefferson County Commission

The monthly meeting of the Jefferson County Public Service District was held at 7:00PM on Tuesday, April 6, 2010 in the meeting room at the Districts office in Kearneysville. Those in attendance included: Chairman, Joe Hankins; Secretary, Jim Cummins; Treasurer, Peter Appignani; General Manager, Susanne Lawton; Administrative Assistant, Ashley Wilt; Pentree Engineer, Zane Summerfield; District Legal Counsel, Jim Kelsh, and Commission Liaison to the Public Service District, Commissioner Lyn Widmyer.

Chairman Hankins called the meeting to order at 7:06PM.

Public Comments

None.

OLD BUSINESS

Review Minutes of March 1, 2010 Regular Board Meeting

The minutes of the March 1, 2010 regular Board meeting were approved as presented.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to accept the March 1, 2010 minutes as presented. Unanimously approved.

Review Minutes of March 22, 2010 Special Board Meeting

Since the March 22nd meeting took place in Executive Session, the Board gave a brief overview of the issue discussed at that meeting before voting on whether to approve these minutes. Due to a misplaced decimal point in Charles Town's water billing software, Uniwest was overcharged for water and sewer for 20 months. As a result, the District sewer bill to Uniwest was \$97,499.43 too much. The District was also overcharged by Charles Town for the same number of gallons to be treated at the Charles Town Wastewater Treatment Plant, resulting in an overpayment by the District to Charles Town in the amount of \$31,349.50. Charles Town has reimbursed the District for this amount. The District's Board and Uniwest approved a payment agreement where the \$31,349.50 the District received from Charles Town would immediately be paid to Uniwest and the balance due to Uniwest of \$66,149.93 would be paid to them over the next 20 months.

The minutes of the March 22, 2010 special Board meeting were approved as presented.

Action: Motion made by Mr. Appignani and seconded by Mr. Cummins to accept the March 22, 2010 minutes as presented. Unanimously approved.

Consider Revised Project Related Rule 42

Mr. Kelsh informed the Board of a similar case at the Public Service Commission (PSC) relating to the submission of Rule 42 Exhibits, upon which the final order was placed last Friday. The PSC is now requiring the Rule 42 to perfectly comply with their new rules/standards or it will be sent back. Chuck Young from Cox Hollida Price prepared the draft Rule 42 prior to this case which has made the rules more stringent. If approved by the Board, Mr. Young will need to revise the document according to the new standards, but the rates will remain similar. This revised Rule 42 is based upon the District meeting its debt service requirements entirely from volumetric rate revenue therefore proposing slightly higher rates than in previous Rule 42s the board has reviewed. Rates have also increased in this Rule 42 due to the Berkeley County Capital Improvement Fee (CIF) case which may prevent the issuance of any bonds in the state where the repayment method is the use of CIF's. Mr. Young presented the revised 42 Exhibit to the Board and gave examples of what the District's rates would be with or without using CIF's. The District's rates could increase to \$19.80 per 1000 gallons, but since the District is a bulk rate customer of Charles Town and they have filed for an increase, the rates could increase more to cover Charles Town's increase. Mr. Hankins suggested filing a dual Rule 42 Exhibit, one using CIF's and one without. Mr. Appignani suggested applying for more grants to help cover some of the costs instead of the rate payers either from the Infrastructure Council or State Revolving Fund (SRF). Mr. Summerfield informed him that the Infrastructure Council forwarded the application to the SRF due to the rates shown on the application not supporting grants because of the

median household income of the County, so the SRF will now decide on grants and loans the District can acquire.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to approve and file the Rule 42 Exhibit showing \$19.80 as the proposed rate with the understanding that Chuck Young will redraft the document to meet the Public Service Commission's new format requirements and also make an express request for grant consideration. Unanimously approved.

Update on Joint Applications to West Virginia Infrastructure and Jobs Development Council (IJDC) with Jefferson Utilities Incorporated for Mountain Water Project

Mr. Kelsh updated the Board. At the IJDC Funding Committee Work Session on March 30th the application was referred to the funding committee, but at the funding committee meeting on April 2nd the application was recommended to be returned. The project was listed as a project to be returned to the applicant on the Infrastructure Council's April 7th meeting agenda. The District is now waiting for comments from the IJDC.

Public comments received by:

Kay Moore, Keyes Ferry Acres resident

Jacqueline Milliron, Breckenridge resident

Commission Lyn Widmyer (read a letter from the County Commission regarding Small Cities Block Grant)

John Maxey, Harpers Ferry resident

Mr. Cummins stated one of the constraints the District faces is the limited known facts for water sources it has at this time. There are a number of potential sources, but no facts yet to back them up. He was also surprised the PSC staff recommendation did not note any public opposition to the Valley Water source, which he thinks needs to be corrected. Mr. Appignani stated that all of the options should have been included in the application. The Board would like to see all comments before taking any further action.

Action: No action taken by the Board.

Consider Proposals from Engineering Firms for Inspection Services (first step in 5G process; choose who to interview)

This item was discussed in Executive Session.

Action: No action taken by the Board.

Update on WV Funding Stakeholder Group Workshop

The group met in February and assigned several members of the group to develop white papers on various concepts including a flush tax, a toilet paper tax, a license plate fee, excess lottery revenue, a fertilizer tax, and dedicated money from the Department of Environmental Protection (DEP) State Revolving Fund (SRF) program. Mr. Kelsh was assigned the task of preparing the fertilizer tax paper, Joe Hankins and Andy Blake, Ranson Attorney, were assigned the toilet paper tax paper, and John Tuggle and Mr. Kelsh were assigned the funds from DEP SRF paper. The papers were submitted to DEP for review and they will finalize their recommendations and forward to the Legislature by April 30th. Mr. Cummins commended Mr. Hankins and Mr. Blake on the toilet paper tax they developed. Ms. Widmyer agreed with Mr. Cummins and thought all the papers were great. Mr. Appignani questioned if there were any discussions on stormwater funding. Mr. Hankins stated that stormwater funding was not included in the discussions of the group at this time.

Action: No action taken by the Board.

Discussion and Consideration of the Purchase of Nutrient Offsets to Meet WV NPDES Permitting Requirements for Flowing Springs Project

Last month the Board directed staff to pursue a contract with Red Barn for nutrient offset credits to help fulfill the requirements of the NPDES Permit for the Flowing Springs plant. Mr. Kelsh sent the draft agreement to Red Barn, but hasn't received any comments back. The District is unsure of DEP's thoughts on this type of agreement, but the Board felt this was a reasonable strategy and critical for the NPDES permit application. Mr. Hankins informed the Board that there has been interest in the local community and the agriculture community, but they are not ready at this time for negotiations.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to accept and approve the agreement with Red Barn, as submission for the Department of Environmental Protection NPDES permit application to indicate how the

District plans move forward with the nutrient offset issue. Unanimously approved.

NEW BUSINESS

Discussion of any expenses over budget

Mr. Hankins stated the Brickstreet Mutual expense under the Administrative and General Insurance line item will be putting the District over budget this month and for the fiscal year. The Board also acknowledged the Bad Debt line item is over budget for the year, but the District will not be approving any immediate expenses this evening for that item.

Action: Motion made by Mr. Appignani and seconded by Mr. Cummins to approve the over budget expenses for Brickstreet Mutual totaling \$3,804.40 and acknowledge this payment will put the District over budget for the Administrative and General Insurance line item.

Disbursements

Action: Motion made by Mr. Appignani and seconded by Mr. Cummins to approve disbursements for the Public Service District expenses in the amount of \$155,320.81, which includes the above approved expenses for Brickstreet Mutual. Unanimously approved.

Action: Motion made by Mr. Appignani and seconded by Mr. Cummins to approve disbursements for Cavaland water expenses in the amount of \$1,431.76 and Glen Haven water expenses in the amount of \$1,754.35. Unanimously approved.

Approve Transfer of \$2,685.71 from Sewer Security Deposit Account into Sewer Operating for Security

Deposit Refunds

Action: Motion made by Mr. Appignani and seconded by Mr. Cummins to approve the transfer of \$2,685.71 from Sewer Security Deposit Account into Sewer Operating Account for Security Deposit Refunds. Unanimously approved.

Update on Water Reuse Project from Jerry Wolfe, Chester Engineers

Jerry Wolfe from Chester Engineers updated the Board on the progress being made regarding the water reuse study for the Flowing Springs wastewater treatment plant. The water reuse study will address alternatives for using the treated effluent discharges. The District received a \$60,000 source water protection grant from the Bureau of Public Health to fund the study. Mr. Wolfe informed the Board that Chester Engineering has completed 90 % of the study, just needing to finish the sources of funding section. Ms. Widmyer, along with the Board thought it would be worth looking into to expand the use of the effluent to a nearby nature site or plant site. Mr. Wolfe gave a copy of the draft study to the Board members for their review.

Action: No action taken by the Board.

Consider Berkeley County PSD Courtesy Request to Allow Berkeley County to Provide Water Service to Hospice of the Panhandle

The Berkeley County Public Service Water District and Sewer District contacted the Jefferson County PSD (PSD) to request a release to serve the proposed Hospice of the Panhandle on Route 9. This new facility will be located on 2 parcels of land next to the Jefferson-Berkeley County line. The access road to the property is located in Berkeley County, but the facility will be located in Jefferson County. The architect for the project, Mr. Robert Eckels, was present in the audience to inform the Board of the boundary situation. The Berkeley County water and sewer districts requested from the Jefferson County PSD to serve the proposed facility since they have infrastructure in the area and the Jefferson County PSD does not. The Board agreed with this request and will send a letter to the Berkeley County water and sewer districts confirming this.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to direct staff to send a courtesy letter back to the Berkeley County water and sewer

districts confirming the Jefferson County PSD has no infrastructure in the area and release the parcels for them to serve. Unanimously approved.

Consider Berkeley County PSSD Courtesy Request to Allow Berkeley County to Provide Sewer Service to Hospice of the Panhandle

This item was discussed above.

Action: No action taken by the Board.

Discussion of Affordable Housing with Cambridge LLC

Mike Cassell, Attorney representing Cambridge LLC, gave a presentation to the Board requesting that Cambridge be permitted to pay the Capital Improvement Fee for numerous lots, but delay getting the building permit beyond the 10 business day policy. Mr. Cassell informed the Board that Cambridge was the only development in the County to offer new affordable manufactured homes. He stated the homes sell anywhere from \$30,000-\$80,000, but are required to pay the extra fees of a \$13,500 impact fee and a \$1,127 Capital Improvement Fee (CIF) which could soon go up to \$5,500. The District currently has an agreement with Cambridge that is set to expire in June requiring them to pay Charles Town's CIF, which is at the Public Service Commission to increase to \$5,500. After June 30th they will be subject to pay the District's current CIF of \$7,500. The District's current policy states that when a developer pays the CIF, they have 10 business days to apply for a building permit. Cambridge felt the added increased costs having to be paid around the same time would affect their ability to see the new units. The Cambridge developers requested that they be permitted to pay the current CIF of \$1,127 for up to 27 lots that are ready to be developed, but delay getting the building permits and paying the impact fees to the County until they actually have the units sold. Mr. Hankins pointed out that if the County wanted to follow through on their desire to support low income housing that they may wish to consider a fund to pay these fees for the few affordable homes that are constructed each year. After much discussion, Mr. Kelsh stated he cannot advise the Board on any actions until he reviews all the associated agreements.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to direct staff and Mr. Kelsh to review all the options for Cambridge and review PSC regulations with a sense of urgency due to an order on the Charles Town CIF case. Unanimously approved.

Consider Intervention in Berkeley County Capital Improvement Fee Case

This item was discussed in Executive Session.

Action: No action taken by the Board.

To Consider and Act Upon on the Proposed Bond Resolution for the Issuance of the SEWER REFUNDING REVENUE BONDS, 2010 SERIES A in the Aggregate Principal Amount of Not More Than \$1,975,000, Together with Other Funds of the District, for the Purposes of Currently Refunding the Sewer Refunding Revenue Bonds, Series 1998 A, Fund a Debt Service Reserve Fund and Paying the Costs of Issuance Thereof (the "Bonds")

Mr. Kelsh informed the Board of the updated version of the Bond Resolution document that he received prior to the Board meeting. He stated most of the changes were technical details and he recommends the Board approve the resolution. Jim Kelsh informed the Board that the Public Service Commission has issued no orders or memos relating to the bond refinance.

Action: Motion made by Mr. Cummins and seconded by Mr. Appignani to adopt the resolution as read into the record:

RESOLUTION OF THE JEFFERSON COUNTY PUBLIC SERVICE DISTRICT AUTHORIZING THE ISSUANCE OF THE SEWER REFUNDING REVENUE BONDS, 2010 SERIES A IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT MORE THAN \$1,975,000, FOR THE PURPOSES OF CURRENTLY REFUNDING, TOGETHER WITH OTHER FUNDS OF THE DISTRICT, THE SEWER REFUNDING REVENUE BONDS, SERIES 1998A AND PAYING THE COSTS OF ISSUANCE THEREOF; AUTHORIZING THE REFUNDING OF SUCH BONDS; PROVIDING AS TO THE TERMS AND PROVISIONS OF THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, A

CONTINUING DISCLOSURE AGREEMENT AND OTHER DOCUMENTS; AUTHORIZING AND APPROVING THE SALE AND DELIVERY OF SUCH BONDS; DESIGNATING A TRUSTEE AND PAYING AGENT; PROVIDING FOR THE RIGHTS AND REMEDIES OF AND SECURITY FOR THE REGISTERED OWNERS OF SUCH BONDS; AND ADOPTING OTHER PROVISIONS WITH RESPECT THERETO.

Unanimously approved.

To Consider and Act Upon Any Measures Related to the Bonds

Action: **Motion made by Mr. Cummins and seconded by Mr. Appignani to direct staff and to act upon any measures related to the Bonds and direct Counsel to review changes made to the Bond Resolution. Unanimously approved.**

Consideration of Memorandum of Understanding with the City of Ranson

Last month Mr. Kelsh stated the City of Ranson has expressed interest in working with the District on the Flowing Springs project and to draft a Memorandum of Understanding (MOU) as the first step. The Board reviewed and approved the drafted MOU. Mr. Kelsh will forward the agreement to Ranson for approval.

Action: **Motion made my Mr. Appignani and seconded by Mr. Cummins to approve the Memorandum of Understanding between the District and the City of Ranson. Unanimously approved.**

Discuss Status of S.1816 & H.R.3852: To Amend the Federal Water Pollution Control Act to Improve and Reauthorize the Chesapeake Bay Program

Last month the Board had approved drafting letters of support to West Virginia Senators and Congresspersons for Senate Bill 1816. The Board would like to postpone sending the drafted letters until concerns are addressed. Mr. Hankins is attending a meeting on April 13th at Senator Cardin's office with representatives of the National Association of Clean Water Agencies, of which the District is a member.

Action: **No action taken by the Board.**

Consider Approval of Generator Contract Renewal from AR&E

The past 2 years, the District has approved Apparatus Repair & Engineering, Inc. (AR&E) for an annual preventative program for generator maintenance for each of the pump stations. The contract is up for renewal the Board felt it is worth renewing.

Action: **Motion made by Mr. Cummins and seconded by Mr. Appignani to renew the contract with Apparatus Repair & Engineering, Inc. for generator maintenance with an annual cost of \$9,849.00. Unanimously approved.**

Discuss Agenda Topics and Schedule for Work-Session Meetings

Last month Mr. Hankins made the suggestion for the Board to consider holding regular Board Work Sessions supplement to the monthly Board meetings and to work with staff to draft a work session schedule and possible topics to discuss for this months meeting. The Board will have the first work session on Friday, May 21st from 8:00AM – 12:00PM at the District office. Ms. Lawton will send out a draft agenda to the Board before the meeting for posting.

Action: **No action taken by the Board.**

General Manager's Report

Ms. Lawton updated the Board on activities since last month's meeting.

- Easement Acquisition for Flowing Springs wastewater treatment plant – Ms. Lawton updated the Board on a meeting she had with Mr. Summerfield, Mr. Kelsh, Ms. Wilt, and Mr. Crawford. They are continuing to gather easements for the project.

Action: **No action taken by the Board.**

Correspondence

None discussed.

Public Comments

None.

- Action:** Motion made by Mr. Hankins and seconded by Mr. Cummins to convene in executive session for the purpose of discussing litigation and contract negotiations. Unanimously approved.
- Action:** Motion made by Mr. Appignani and seconded by Mr. Cummins to return to public session. Unanimously approved.
- Action:** Motion made by Mr. Cummins and seconded by Mr. Appignani to direct the General Manager to request a proposal from Chuck Young to provide assistance and testimony to Jim Kelsh relating to the Charles Town Certificate and Municipal Appeal Case. Unanimously approved.
- Action:** Motion made by Mr. Appignani and seconded by Mr. Cummins to file an Amicus Brief in the Berkeley County capital improvement fee case. Unanimously approved.
- Action:** Motion made by Mr. Cummins and seconded by Mr. Appignani to interview Alpha Associates, Chester Engineering, and Specialized Engineering for water and sewer inspection services. Unanimously approved.


The Board formed a committee of Ms. Lawton, Mr. Castaldo (Operations Manager), and Mr. Appignani to complete the interviews.

- Action:** Motion made by Mr. Cummins and seconded by Mr. Appignani to adjourn. Unanimously approved.

There being no further business at this time, the meeting was adjourned at 11:30PM

The next regular meeting is scheduled for May 3, 2010 at 7:00pm at 340 Edmond Road, Suite A at the Districts office in Kearneysville.

Respectfully Submitted,



Joseph A. Hankins
Chairman

Peter L. Appignani
Treasurer



**WEST VIRGINIA LOTTERY
WEEKLY SETTLEMENT FOR CHARLES TOWN**

Week Ending Date	Week Ending May 1, 2010 FY10 May 7, 2010
To be Deposited on:	
Amount Played	82,033,191.51
Amount Won	73,748,838.47
Amount Proms	279,229.00
MWAP Contribution	<u>41,270.06</u>
Adjusted Gross Terminal Revenue	<u>7,962,853.99</u>
Administrative Costs @ 4%	0.00
Excess Lottery Fund @ 4%	<u>318,514.16</u>
Net Terminal Revenue	<u>7,644,339.82</u>
Surcharge @ 10%	764,433.99
State Share Excess @ 58%	443,371.71
Track Share of Capital Reinvestment @ 42%	321,062.28
Track Share of Capital Reinvestment @ 42% - 36%	\$ 308,219.79
Track Share of Capital Reinvestment @ 42% - 4%	\$ 12,842.40
Adjusted Net Terminal Revenue	<u>6,879,905.83</u>
Racetrack @ 46.50% / 42%	2,889,560.45
Lottery Fund @ 30% / 0%	0.00
Excess Lottery Fund @ 0% / 41%	2,820,761.38
Race Track Purses @ 7% / 14% / 8%	550,392.47
Workers' Compensation Debt Reduction @ 7%	0.00
Employee Pension Fund @ 1% / .5%	34,399.53
Greyhound Development @ .75%	51,599.29
Thoroughbred Development @ .75%	51,599.29
Racing Commission @ 1%	68,799.06
County/Municipality @ 2%	137,598.12
3% Funds:	
Tourism Promotion Fund @ 1.375%	94,598.71
Development Office Promotion Fund @ .375%	25,799.85
Research Challenge Fund @ .5%	34,399.53
Capitol Renovation and Improvement Fund @ .6675%	47,299.35
2004 Capitol Complex Parking Garage Fund @ .0625%	4,299.94
1% Funds:	
State Capitol Complex Parking Garage @ 1%	0.00
Cultural Facilities and Capitol Resources @ .5%	0.00
Capitol Dome and Capitol Improvements @ .5% / 1%	<u>68,799.06</u>
	<u>6,879,905.83</u>

WEST VIRGINIA LOTTERY
First Benchmark
Charles Town
County / City Split
Fiscal Year 2009

Charles Town
1999 Net Terminal Revenue \$ 45,603,174
Benchmark Goal @ 2% \$ 912,063.48

DATE	2% OF ADJ. NET REVENUE	TO JEFFERSON COUNTY	TO FIVE CITIES	BOLIVAR 12.42%	CHARLES TOWN 34.56%	HARPERS FERRY 3.65%	RANSON 35.06%	SHEPHERDS TOWN 14.29%
4 days ending: 7/1/09- 7/4/09	\$ 126,262.42	\$ 128,262.42	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Week ending:								
07/11/09	\$ 168,815.08	\$ 168,815.08	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/18/09	\$ 160,652.98	\$ 160,652.98	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/25/09	\$ 158,869.08	\$ 158,869.08	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
08/01/09	\$ 174,493.08	\$ 174,493.08	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
08/08/09	\$ 155,846.74	\$ 138,408.60	\$ 17,437.94	\$ 2,165.79	\$ 6,026.55	\$ 636.48	\$ 6,117.24	\$ 2,491.88
08/15/09	\$ 162,444.28	\$ 81,222.14	\$ 81,222.14	\$ 10,087.79	\$ 28,070.37	\$ 2,964.61	\$ 28,492.73	\$ 11,608.64
08/22/09	\$ 192,520.62	\$ 76,260.31	\$ 76,260.31	\$ 9,471.53	\$ 26,355.58	\$ 2,783.50	\$ 26,762.12	\$ 10,897.60
08/29/09	\$ 190,945.84	\$ 80,472.92	\$ 80,472.92	\$ 9,994.74	\$ 27,811.44	\$ 2,937.26	\$ 26,229.80	\$ 11,499.58
09/05/09	\$ 161,596.30	\$ 80,798.15	\$ 80,798.15	\$ 10,036.13	\$ 27,923.84	\$ 2,949.13	\$ 28,343.89	\$ 11,546.06
09/12/09	\$ 172,573.84	\$ 86,286.92	\$ 86,286.92	\$ 10,716.84	\$ 29,820.76	\$ 3,149.47	\$ 30,269.45	\$ 12,330.40
09/19/09	\$ 140,020.30	\$ 70,010.15	\$ 70,010.15	\$ 8,895.26	\$ 24,195.51	\$ 2,555.37	\$ 24,559.56	\$ 10,004.45
09/26/09	\$ 138,633.74	\$ 69,318.87	\$ 69,318.87	\$ 8,809.16	\$ 23,955.91	\$ 2,530.07	\$ 24,316.35	\$ 9,905.38
10/03/09	\$ 144,572.08	\$ 72,286.04	\$ 72,286.04	\$ 8,977.93	\$ 24,982.06	\$ 2,639.44	\$ 25,357.93	\$ 10,329.68
10/10/09	\$ 139,301.26	\$ 69,650.63	\$ 69,650.63	\$ 8,650.61	\$ 24,071.25	\$ 2,542.25	\$ 24,433.44	\$ 9,853.08
10/17/09	\$ 147,120.42	\$ 73,560.21	\$ 73,560.21	\$ 9,136.18	\$ 25,422.41	\$ 2,684.95	\$ 25,804.92	\$ 10,511.75
10/24/09	\$ 135,163.32	\$ 67,581.66	\$ 67,581.66	\$ 8,393.64	\$ 23,356.22	\$ 2,466.73	\$ 23,707.65	\$ 9,657.42
10/31/09	\$ 129,056.80	\$ 64,528.30	\$ 64,528.30	\$ 8,014.41	\$ 22,300.98	\$ 2,355.28	\$ 22,636.54	\$ 9,221.09
11/07/09	\$ 127,483.16	\$ 63,741.59	\$ 63,741.59	\$ 7,916.71	\$ 22,029.09	\$ 2,326.57	\$ 22,360.55	\$ 8,108.67
11/14/09	\$ 131,919.28	\$ 65,959.64	\$ 65,959.64	\$ 6,192.19	\$ 22,795.65	\$ 2,407.53	\$ 23,136.64	\$ 9,425.63
11/21/09	\$ 119,094.10	\$ 59,547.05	\$ 59,547.05	\$ 7,395.74	\$ 20,579.46	\$ 2,173.47	\$ 20,869.11	\$ 8,509.27
11/28/09	\$ 144,789.98	\$ 72,399.98	\$ 72,399.98	\$ 8,992.08	\$ 25,021.43	\$ 2,642.60	\$ 25,397.91	\$ 10,345.96
12/05/09	\$ 102,013.02	\$ 51,008.51	\$ 51,008.51	\$ 6,335.01	\$ 17,627.65	\$ 1,861.74	\$ 17,893.08	\$ 7,288.83
12/12/09	\$ 104,921.16	\$ 52,480.58	\$ 52,480.58	\$ 6,515.60	\$ 18,130.38	\$ 1,914.81	\$ 18,403.17	\$ 7,496.62
12/19/09	\$ 65,668.78	\$ 32,834.39	\$ 32,834.39	\$ 4,078.03	\$ 11,347.57	\$ 1,198.48	\$ 11,518.30	\$ 4,892.03
12/26/09	\$ 106,812.68	\$ 53,408.34	\$ 53,408.34	\$ 6,833.07	\$ 18,457.23	\$ 1,949.33	\$ 18,734.94	\$ 7,631.77
01/02/10	\$ 185,960.80	\$ 92,980.40	\$ 92,980.40	\$ 11,548.17	\$ 32,134.03	\$ 3,393.78	\$ 32,617.52	\$ 13,286.90
01/09/10	\$ 110,040.92	\$ 55,020.46	\$ 55,020.46	\$ 6,833.54	\$ 19,015.07	\$ 2,008.25	\$ 19,301.18	\$ 7,862.42
01/16/10	\$ 121,102.56	\$ 60,551.28	\$ 60,551.28	\$ 7,520.47	\$ 20,926.52	\$ 2,210.12	\$ 21,241.39	\$ 8,652.78
01/23/10	\$ 139,887.06	\$ 69,943.53	\$ 69,943.53	\$ 8,686.99	\$ 24,172.48	\$ 2,552.94	\$ 24,536.19	\$ 9,994.93
01/30/10	\$ 97,055.50	\$ 46,527.75	\$ 46,527.75	\$ 6,027.15	\$ 16,771.18	\$ 1,771.26	\$ 17,023.53	\$ 6,934.62
02/06/10	\$ 74,310.28	\$ 37,155.14	\$ 37,155.14	\$ 4,614.67	\$ 12,840.82	\$ 1,355.16	\$ 13,034.02	\$ 5,309.47
02/13/10	\$ 88,660.00	\$ 44,334.00	\$ 44,334.00	\$ 5,506.28	\$ 15,321.83	\$ 1,618.19	\$ 15,552.37	\$ 6,335.33
02/20/10	\$ 153,892.24	\$ 76,946.12	\$ 76,946.12	\$ 9,558.71	\$ 26,592.58	\$ 2,808.53	\$ 26,992.70	\$ 10,995.60
02/27/10	\$ 144,048.80	\$ 72,024.40	\$ 72,024.40	\$ 8,945.43	\$ 24,891.83	\$ 2,628.89	\$ 25,266.16	\$ 10,292.29
03/06/10	\$ 153,873.70	\$ 76,936.85	\$ 76,936.85	\$ 9,555.56	\$ 26,589.37	\$ 2,808.20	\$ 26,989.44	\$ 10,894.28
03/13/10	\$ 142,014.74	\$ 71,007.37	\$ 71,007.37	\$ 8,819.12	\$ 24,540.15	\$ 2,591.77	\$ 24,909.38	\$ 10,146.95
03/20/10	\$ 148,670.76	\$ 74,335.38	\$ 74,335.38	\$ 9,232.45	\$ 25,690.31	\$ 2,713.24	\$ 26,076.85	\$ 10,622.53
03/27/10	\$ 139,883.76	\$ 69,941.88	\$ 69,941.88	\$ 8,686.78	\$ 24,171.81	\$ 2,552.88	\$ 24,535.62	\$ 9,994.69
04/03/10	\$ 141,272.56	\$ 70,636.28	\$ 70,636.28	\$ 8,773.03	\$ 24,411.80	\$ 2,578.22	\$ 24,779.21	\$ 10,093.92
04/10/10	\$ 139,385.58	\$ 69,692.79	\$ 69,692.79	\$ 8,655.84	\$ 24,085.83	\$ 2,543.79	\$ 24,448.23	\$ 9,959.10
04/17/10	\$ 136,671.84	\$ 69,335.92	\$ 69,335.92	\$ 8,611.52	\$ 23,862.50	\$ 2,530.76	\$ 24,323.04	\$ 9,908.10
04/24/10	\$ 137,428.22	\$ 68,714.11	\$ 68,714.11	\$ 8,534.29	\$ 23,747.60	\$ 2,508.06	\$ 24,104.91	\$ 9,819.25
05/01/10	\$ 137,598.12	\$ 68,799.06	\$ 68,799.06	\$ 8,544.64	\$ 23,776.95	\$ 2,511.17	\$ 24,134.71	\$ 9,831.39
Subtotal	\$ 6,027,365.58	\$ 3,468,714.54	\$ 2,557,651.04	\$ 317,680.28	\$ 883,924.19	\$ 93,354.26	\$ 697,223.87	\$ 365,468.34

Benchmark Goal @ 2% \$ 912,063.48

Remainder until 1% / 1% Split \$ -

P.O. Box 2067
Charleston, WV 25327



Phone: (304) 558-0500
Fax: (304) 558-3321
www.wvlottery.com

John C. Musgrave
Director

To: Controller

Location: Jefferson County Commission

Fax #: (304) 725-7916

Phone #: (304) 728-3284

From: Melissa White ext. 290

Comments:

VIDEO LOTTERY WEEKLY SETTLEMENT REPORT

**NOTICE OF PUBLIC HEARING
COUNTY COMMISSION OF JEFFERSON COUNTY
PROPERTY SAFETY ORDINANCE AMENDMENTS**

The County Commission of Jefferson County will hold a Public Hearing regarding Property Safety Ordinance Amendments. The hearing will be held on Thursday, May 20, 2010, at 10:30 a.m. in the Old Charles Town Library Meeting Room on the ground floor of the Library, 200 East Washington Street, Charles Town, WV 25414.

Anyone wishing to provide comment may do so at this meeting or by email at info@jeffersoncountywv.org

**By Order of The County
Commission of Jefferson County
Lyn Widmyer, President**

2nd International Swine Flu Conference

Conference: August 18-19, 2010 Workshops: August 20, 2010
Washington, DC

May 4, 2010

Dale Manuel
Commissioner
Jefferson County, West Virginia

Re: 2nd Int'l Swine Flu Conference

via fax 3047257916

Dear Dale Manuel.

We are pleased to inform you of the opportunity to attend the 2nd International Swine Flu Conference, August 18-19, 2010 in Washington, DC.

Swine flu is now formally a global H1N1 flu pandemic and has been reported in 214 countries and overseas territories worldwide. The World Health Organization has recently reported that over 17, 919 cases of pandemic influenza were fatal.

The 2nd International Swine Flu Conference will include leaders in public health, business, science, first response, and of nonprofit sectors who will focus on response to this first pandemic in the age of globalization and prepare for a potential second wave of H1N1 virus this fall. As the WHO expects an influenza pandemic to unfold in two or three successive waves.

Each day of the conference will offer papers on a wide range of topics including:

- Preparing Community Strategies
- Local Partnership and Participation
- Delivery of Vaccine and Antiviral Medication
- Emergency Response and Hospital/Healthcare Coordination
- Prevention Education Efforts and Risk Communication
- Command, Control and Management

Over 20 breakout sessions will be offered addressing a wide range of topics, including:

- Breakout 1. Mass Fatality Management Planning
- Breakout 2. Psychological Issues
- Breakout 3. Business Continuity Planning
- Breakout 4. Continuity of Operations (COOP) and Continuity of Government Planning
- Breakout 5. Emergency Management Services
- Breakout 6. Law Enforcement Agencies
- Breakout 7. First Responders: Fire Department
- Breakout 8. Hospital and Emergency Medical Services
- Breakout 9. Community-Based Planning
- Breakout 10. School/University Planning
- Breakout 11. Infectious Medical Waste And many more ...

We anticipate your participation to this first global flu epidemic in 41 years. Should you have any questions regarding this event, please do not hesitate to contact me at 202-536-5000 or via email at Virginia.Blanco@New-Fields.com.

Sincerely Yours,
Virginia Blanco, Project Manager
H1N1 Task Force

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