

AGENDA
JEFFERSON COUNTY COMMISSION
THURSDAY, JULY 7, 2011
9:30 A.M.

County Commission Meeting Room
located at the Old Charles Town Library
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

PRESENTATIONS:

1. 9:45 a.m. Senator Herb Snyder
- Presentation of \$10,000.00 grant to Jefferson County Emergency Services Agency

2. 10:00 a.m. Laura Rattenni, Circuit Clerk
- Request to approve the re-hire of Melinda Maye, effective July 5, 2011, to work in the Circuit Clerk's Office temporarily part-time at the rate of \$13.00 per hour with no benefits - Discussion/Action

UNFINISHED BUSINESS:

3. 10:15 a.m. Mark Schiavone, Director Capital Planning and Management
- Request to approve FY 2012 Impact Fee Fundable Projects List.
Discussion/Action

4. 10:30 a.m. Decision - FY2012 Non-Profit's Budget Requests - Discussion/Action

NEW BUSINESS:

5. Approval of Contract and Resolution for the Victims of Crime Act (VOCA) Grant in the amount of \$59,381.00 and to authorize the President of the Commission to affix her signature to the appropriate documents - Discussion/Action

6. Decision regarding Policy Neutral Zoning Ordinance Amendments - Discussion/Action

WRITTEN DEPARTMENT HEAD REPORTS:

- Jefferson County Parks & Recreation

COUNTY ADMINISTRATOR REPORTS

COUNTY COMMISSION REPORTS

ADJOURN

ANNOUNCEMENTS:

Notice of upcoming appointments and interviews on July 14, 2011:

- Summit Point Library Committee
- Jefferson County Parks and Recreation Commission
- Jefferson County Board of Health
- Jefferson County Property Safety Enforcement Agency
- Eastern Panhandle Regional Planning and Development Council
- Jefferson County Emergency Services Agency

CORRESPONDENCE:

Copy of letter received from Valley Equine Associates, P.L.L.C. to the West Virginia Department of Highways.

Notice of New York bus trip received from Carolyn Zdziera of Community Alternatives to Violence.

Copy of letter received from Roger Goodwin to the City of Charles Town, Attention Katie See, City Planner.

Copy of fax received from WVACO regarding PEIA coverage.

Weekly settlement reports for the Charles Town Races received from the West Virginia Lottery, week ending June 18, 2011.

Weekly settlement reports for the Charles Town Races received from the West Virginia Lottery, week ending June 25, 2011.

Received flyer from Harpers Ferry National Park for July 2011.

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.

Commission Office Use Only	
Date on Agenda:	7/7/11
Appt Time or New Business:	9:45am

AGENDA REQUEST FORM

Name: Senator Herb Snyder

Department or Entity: U.S. Senate

Estimation of amount of time needed for appointment: 10 - 15 minutes

Date Requested – 1st Choice: 07-07-11

Date Requested – 2nd Choice: _____

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

Subject: **Grant for \$10,000.00**

Please provide the County Commission with a description of your request or presentation, including any background information: **Present a \$10,000.00 grant to the Jefferson County Emergency Services Agency.**

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve):

Attachments:

Commission Office Use Only

Date on Agenda: 7/7/11

Appt Time or New Business: 10:00 am

AGENDA REQUEST FORM

Name: Laura Rattenni

Department or Entity: Jefferson County Circuit Clerk

Estimation of amount of time needed for appointment: 10 minutes

Date Requested – 1st Choice: 07-07-11

Date Requested – 2nd Choice: _____

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

Subject: **Approve re-hire of Melinda Maye**

Please provide the County Commission with a description of your request or presentation, including any background information: **Approve re-hire of Melinda Maye, effective July 5, 2011, to work temporarily in the Circuit Clerk’s Office on a part-time basis of 20 hrs. per week at \$13,00 per hour with no benefits. Money for salary is in Circuit Clerk budget.**

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve): **Move to approve re-hire of Melinda Maye, effective July 5, 2011, to work temporarily in the Circuit Clerk’s Office on a part-time basis of 20 hrs. per week at \$13,00 per hour with no benefits.**

Attachments: **Letter from Laura Rattenni, Circuit Clerk.**



State of West Virginia
Clerk of Jefferson County Circuit Court

Laura E. Rattenni, Clerk
P.O. Box 1234
Charles Town, WV 25414

304-728-3398 (FAX)

304-728-3231 (PHONE)

TO: County Commission

FROM: Laura E. Rattenni, Clerk

DATE: June 30, 2011

RE: Re-Hire of Melinda Maye

Effective July 5, 2011, Melinda Maye will resume working for the Circuit Clerks office on a temporary, part-time basis of 20 hours per week at the rate of \$13.00 per hour, with no benefits. The money has already been approved within my 2011/2012 budget for the part-time/extra help line item.

Melinda was previously approved, for hire, by the county commission last year as a temporary, full-time employee within my office. She was an exceptional employee and I find I can utilize her experience and skills once again.

Commission Office Use Only

Date on Agenda: ~~6/30/11~~ 7/7/11

Appt Time or New Business: unfinished business

AGENDA REQUEST FORM

Name: F. Mark Schiavone

Department or Entity: DCPM

Estimation of amount of time needed for appointment: 5 min

Date Requested – 1st Choice: 30 June 2011

Date Requested – 2nd Choice: 7 July 2011

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

Subject: Approval of the FY 2012 Impact Fee Fundable Projects List

Please provide the County Commission with a description of your request or presentation, including any background information: These projects were identified as being fundable by Impact Fees in the CY 2010 Annual Report on Impact Fees. In addition, the JCESA subsequently narrowed the list of potential projects down to 3 specific projects. These lists must be approved prior to the official release of impact fees to fund any specific project.

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve): Move to approve the FY 2012 list of impact fee fundable projects.

Attachments: (1) Memo from DCPM including projects for Schools, Law Enforcement, and Parks & Recreation (2) Memo from JCESA with a list of fee fundable projects.

JEFFERSON COUNTY, WEST VIRGINIA
Department of Capital Planning and Management
 114 East Washington Street
 Charles Town, West Virginia 25414

F. Mark Schiavone
 Director
 Impact Fee Coordinator

Phone: (304) 728-3331
Fax: (304) 724-2178
 mschiavone@jeffersoncountywv.org

MEMORANDUM

TO: County Commission
 FROM: F. Mark Schiavone *ms*
 DATE: Thursday, June 23, 2011

Impact Fee Fundable Projects for Fiscal Year 2012

The following projects have been listed on the 2010 Annual Report on Impact Fees and were identified by the Impact Fee Coordinator as being eligible for funding in whole or in part using Impact Fee monies. Note that in some categories the amount approved exceeds the available funds. This in no way commits the County Commission to provide additional monies beyond those maintained in the appropriate impact fee long-term holding accounts. In these cases it is up to the requesting entity to request funds only for projects for which sufficient funds exist, thus not all projects listed will be funded by impact fees in FY 2012.

These projects have been identified by the Impact Fee Coordinator as being eligible for impact fee funding because: (1) they represent items currently in a capital inventory – e.g. they do not represent improvements in the existing level of service, and (2) each project has been justified by the requesting entity as being necessary, either in whole or in part, because of new growth.

Table 1. BOE Fee Fundable Projects

Line	Project	Current Request	Funding Potential	Category
1	Blue Ridge Primary	500,000	500,000	Construction
2	Harpers Ferry Middle Addition	1,500,000	1,500,000	Construction
3	New Bus and Food Service Facility	4,500,000	4,500,000	Construction
5	County-wide Expansion of School Facilities	1,000,000	1,000,000	Construction
Totals		7,500,000	7,500,000	

Table 2. Law Enforcement Fee Fundable Projects

Line	Project	Current Request	Funding Potential	Category
1	Purchase of Police Cruisers x (18) /1	150,000	70,000	Acquisition of Major Equipment
2	Weapons training qualifications range	10,000	10,000	Acquisition of Major Equipment
4	Mobile Data Terminal for police vehicle - communications	19,800	19,800	Acquisition of Major Equipment
Totals		179,800	99,800	

Note 1: Request is for 18 cruisers with 3 acquired in FY 2012. There are insufficient funds to purchase more than 2 cruisers.

Table 3. Park & Recreation Fee Fundable Projects

Line	Project	Current Request	Funding Potential	Category
4	Moulton Park Improvements	45,000	45,000	Renovation
12	Hite Road Park /1	250,000	237,000	Construction
	Totals	295,000	282,000	

Note 1. Request exceeds funds anticipated by beginning of FY 2012.

Table 4. Jefferson County Fire and EMS Projects

(see attached memorandum from the Jefferson County Emergency Services Agency)

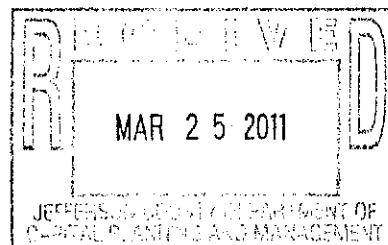


JEFFERSON COUNTY EMERGENCY SERVICES AGENCY

419 Sixteenth Avenue
Ranson, WV 25438
E-mail – jeffcoamb@citlink.net
Telephone – 304-728-3287
Fax – 304-728-6221

March 24, 2011

Mr. Mark Schiavone
Impact Fee Coordinator
Jefferson County Commission
Post Office Box 250
Charles Town, WV 25414



Re: JCESA Approved Impact Fee Funding Requests

Dear Mr. Schiavone:

The JCESA Impact Fee Committee met on March 11, 2011 to review requests for impact fee funding and to make recommendations to the JCESA Board with respect to those requests. The Committee's report is attached. The Committee's recommendations were unanimously adopted by the Board at its March 15, 2011 regular meeting.

We respectfully request that you present these recommendations to the County Commission for their approval. I can be reached at (304) 839-1262 should you have any questions, or you can contact President Pete Kelley at (304) 725-8683.

Sincerely,

Paul Rosa
Secretary

cc: JCESA President Pete Kelley



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419 Sixteenth Avenue
Ranson, WV 25438
E-mail – jeffcoamb@citlink.net
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Fax – 304-728-6221

March 11, 2011

Impact Fee Committee Report

The Impact Fee Committee convened pursuant to notice at 7:00 p.m. on March 11, 2011 at the JCESA Operations Center. Committee members Paul Rosa and Mike Mood were present, and Chairman Todd Wilt participated by telephone. Paul Rosa presided at the request of Chairman Wilt.

Copies of the list of “fee fundable” projects and the evaluation criteria were provided to those in attendance. The Committee then proceeded to evaluate each request according to the criteria and to make recommendations with respect to each such request.

The request by the Jefferson County Fire & Rescue Association for \$65,000 to fund a site plan for a training center was held in abeyance pending a legal opinion as to whether they were an entity eligible to receive impact fee funding. President Pete Kelley will be requesting the opinion from the county Prosecuting Attorney’s office.

The Committee reviewed the remaining requests and unanimously agreed to make the following conditional funding recommendations:

- Citizens and Shepherdstown fire companies both requested emergency backup generators with cost estimates ranging between \$55,000 and \$100,000. Last minute bid estimates presented at the meeting were received that ranged from \$53,000 to \$89,000. In light of the fact that it was recently learned that under county purchasing guidelines capital purchases over \$15,000 require legal advertisement and competitive bidding, an exact award amount is not being specified at this time, but both generator requests are recommended for funding because they contribute to the strategic objective of having all stations in the county on emergency backup power. Instead, county capital projects manager Kirk Davis will be asked to work with the two fire companies to develop specifications for backup power that will power the entire complex plus a minimum 10% growth factor. He will then develop the specifications for the legal advertisements and evaluate the bids and make recommendations to JCESA as to whether the two projects should be bid separately or together and advise us as to which bids should be selected.
- Friendship Fire Company and JCESA had both requested Autopulse units with requests ranging from \$30,000 to \$50,000 per unit. Based on written estimates

It's About Saving Lives...



JEFFERSON COUNTY EMERGENCY SERVICES AGENCY

419 Sixteenth Avenue
Ranson, WV 25438
E-mail – jeffcoamb@citlink.net
Telephone – 304-728-3287
Fax – 304-728-6221

received by the Committee from Zoll, the actual cost is approximately \$11,000 and, with accessories, about \$15,000-\$16,000 per unit. The Committee recommends funding one unit for Friendship and one unit for JCESA, subject to price negotiation between Director Pittinger and the West Virginia Zoll representative.

- The Committee had previously made a \$100,000 earmark for Middleway VFD for their new building provided they obtained adequate funding to complete the project. The Committee agreed to extend this commitment into the next fiscal year on the same terms and conditions. Mike Mood abstained to avoid any appearance of conflict of interest.

The Committee also made the observation that multiple requests are being received for similar items such as thermal imagers, cascade units for air cylinders, etc. with widely varying specifications and pricing. The Committee believes that we should move toward standardization of such items in order to advance the objectives of the Five Year Plan. Thus, as we move toward paid Firefighter/EMS service, employees can move from station to station and know how to operate standardized equipment.

There being no further business, the meeting adjourned at 7:40 p.m.

Respectfully submitted,

Todd Wilt
Chairman

FY2012 NON-PROFIT BUDGET REQUEST

DMS ID	Date Received	Entity Name	Requested Amount	Amount
5916	22-Dec-10	Potomac Headwaters RC&D, Inc.	\$1,200.00	\$1,200.00
5922	24-Jan-11	Meals on Wheels	\$10,000.00	\$5,000.00
5947	3-Feb-11	Kiwanas	\$1,500.00	\$1,500.00
5965	14-Feb-11	NAACP	\$2,500.00	\$2,500.00
5970	15-Feb-11	RTCA	\$5,000.00	\$2,500.00
5973	14-Feb-11	PANHANDLE CONSERVATION DISTRICT	\$10,000.00	\$4,000.00
5978	16-Feb-11	BOYS AND GIRLS CLUB	\$10,000.00	\$5,000.00
6003	14-Feb-11	COMMUNITY ALTERNATIVES TO VIOLENCE	\$5,000.00	\$5,000.00
6004	15-Feb-11	BIRHTRIGHT	\$4,000.00	
6005	15-Feb-11	SHEPHERDSTOWN DAY CARE	\$30,000.00	\$10,000.00
6006	15-Feb-11	UNITED WAY OF THE EASTERN PANHANDLE	\$35,000.00	
6007	15-Feb-11	COMMUNITY MINISTRIES	\$3,000.00	\$3,000.00
6008	23-Feb-11	BOY SCOUTS OF AMERICA	\$5,000.00	
6009	7-Feb-11	FRIENDS IN ACTION	\$5,000.00	
6010	14-Feb-11	CRAFT WORKERS AT COOL SPRINGS	\$5,000.00	
6020	25-Feb-11	DUFFIELDS STATION, INC	\$4,500.00	
6021	14-Feb-11	HOSPICE OF THE PANHANDLE	\$40,000.00	\$10,000.00
6022	7-Feb-11	ANIMAL WELFARE SOCIETY	\$15,000.00	\$15,000.00
6023	8-Feb-11	FREE CLINIC	\$18,000.00	\$15,000.00
6025	15-Feb-11	SHEPHERDSTOWN CARE GIVERS	\$15,000.00	\$15,000.00
6027	15-Feb-11	CONTEMPORARY AMERICAN THEATER FESTIVAL, INC	\$15,000.00	
6029	15-Feb-11	SAFE HAVEN CHILD ADVOCACY CENTER	\$5,000.00	\$5,000.00
6030	228/11	FOR THE LOVE OF CHILDREN OUTDOOR EDUCATION CENTER	\$5,000.00	\$3,000.00
6031	15-Feb-11	SAINT ANDREWS MOUNTAIN COMMUNITY CENTER	\$2,500.00	\$2,500.00
6032	15-Feb-11	CASA OF THE EASTERN PANHANDLE, INC.	\$4,000.00	\$1,000.00
6069	24-Feb-11	SHEPHERDSTOWN MEN'S CLUB	\$4,000.00	\$1,000.00
6090	31-Mar-11	SHEPHERDSTOWN 250	\$15,000.00	\$3,500.00
TOTAL AMOUNTS			\$275,200.00	\$110,700.00

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<p>Commission Office Use Only</p> <p>Date on Agenda: <u>7-7-11</u></p> <p>Appt Time or <u>New Business:</u></p>

AGENDA REQUEST FORM

Name: Sandy McDonald

Department or Entity: County Administrator

Estimation of amount of time needed for appointment: _____

Date Requested – 1st Choice: July 7, 2011

Date Requested – 2nd Choice: _____

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

Subject: Approval of Contact and Resolution

Please provide the County Commission with a description of your request or presentation, including any background information: **Award of a Victims of Crime Act (VOCA) grant in the amount of \$59,381**

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve): **Move to approve the Contract and Resolution for the Victims of Crime Act (VOCA) grant in the amount of \$59,381 and to authorize the President of the Commission to affix her signature to the appropriate documents**

Attachments:

PRESENTATIONS continued:

5. Stephanie Grove, Assistant Prosecuting Attorney, Legal Update – Shenandoah Professional Center, LLC rezoning request.

Regarding the Shenandoah Professional Center, LLC's rezoning request, Ms. Grove stated that it was her legal opinion from research and review of previous documentation that the Shenandoah Professional Center, LLC had previously withdrawn their rezoning request and it was removed from the Commission's Agenda. Ms. Grove stated that Shenandoah Professional Center, LLC would need to submit a new application to the Planning & Zoning Department and begin the process again.

Ms. Patricia Sanderson of the Shenandoah Professional Center, LLC inquired as to whether or not she would be allowed to speak on behalf of the Center's request for rezoning. The Commissioners were in agreement that the item had not been properly placed on the Agenda for discussion and, therefore, could not be discussed at this meeting. Ms. Noland again advised that Shenandoah Professional Center, LLC should contact the Planning & Zoning Department and commence the process to request a rezoning.

Ms. Grove offered an update on pending Jefferson County legal matters.

Mr. Boyde added that he had spoken to the Berkeley County Commission and the Berkeley County Administrator regarding the possibility of an exchange of attorneys between Berkeley and Jefferson County when needed and Berkeley County was amenable to the exchange.

6. Debra Young, Victim Assistance Program – request to approve and execute VOCA Grant.

Ms. Young updated the Commission on the goals and work of the Victims' Assistance Program and requested that the Commission approve and execute the VOCA Grant. She stated that this year a new signature page has been added. CCR or Central Contractor Registration requires a confirmation that the Program is current and the registration is updated. At present she has not been able to locate this CCR but will search until it is found.

Motion by Mr. Manuel to endorse the VOCA Grant and Resolution and to authorize the Commission President to execute same. Ms. Morgan seconded the motion subject to the required CCR being located and included in the Grant package and the motion was unanimously approved

NEW BUSINESS continued

10. Request to Approve the Community Participation Grant Program for the Jefferson County Sheriff's Department in the Amount of \$23,000.

Details of the Grant were presented by Mr. Boyde. Mr. Boyde explained that the Grant is a "pass through" and Mr. Boyde recommended that the Commission approve and execute the Grant.

Motion by Ms. Widmyer to approve the Community Participation Grant and Resolution in the amount of \$23,000. Motion seconded by Mr. Manuel subject to the 10% in matching funds being deducted from the Sheriff's Department budget. The motion was unanimously approved.

COPY

GRANT CONTRACT AGREEMENT

BETWEEN

DIVISION OF JUSTICE AND COMMUNITY SERVICES

AND

Jefferson County Commission

10-VA-042

This **AGREEMENT**, entered into this June 13th, 2011, by the Director of the Division of Justice and Community Services, hereinafter referred to as "DJCS", and the Jefferson County Commission, hereinafter referred to as "Grantee."

WHEREAS, DJCS is the recipient of a (VOCA) Victims of Crime Act Program Grant from the United States Department of Justice, and

WHEREAS, the Grantee is an eligible applicant who is desirous of receiving funds for **the salaries of two full-time Victim Advocates in the Jefferson County Prosecuting Attorney's Office to provide direct services to crime victims in Jefferson County.**

NOW, THEREFORE, the parties hereto mutually agree as follows:

1. The Grantee agrees to comply with all applicable federal and state laws and rules, regulations and policies promulgated thereunder.
2. DJCS agrees to assist the Grantee to perform such tasks and functions as set forth in the application which is attached hereto and made part hereof, hereinafter referred to as Attachment A.
3. The Grantee shall do, perform, and carry out in a satisfactory and proper manner as determined by DJCS all duties, tasks and functions necessary to implement the application which is hereto attached as Attachment A.
4. The Grantee will commence its duties under the Agreement on **July 1, 2011**, and shall continue those services/activities **June 30, 2012**. The terms of this Agreement may only be extended or modified by the mutual written agreement of the parties hereto.

5. In consideration of the services rendered by the Grantee, the sum of up to \$59,381.00 shall be obligated by DJCS and said amount shall be deemed to be the maximum compensation to be received for this Agreement unless a written modification is entered into between the parties amending this Agreement.
6. It is the understanding of all parties to this Agreement that DJCS by joining in the Agreement does not pledge, or promise to pledge, the credit of the State of West Virginia, nor does it promise to pay all of the compensation hereunder from monies of the Treasury of the State of West Virginia.
7. To be eligible for any and all payments of the grant amount, the Grantee shall submit a Request for Funds once per month to DJCS. Upon receipt of said request, DJCS shall review the same for reasonableness and appropriateness; and if approved, will cause a warrant to be requested on that sum considered reasonable and appropriate. It is expressly understood that the total compensation shall not exceed the amount set forth in Paragraph Five hereinbefore cited and said compensation will be expended only as outlined in the budget sections of Attachment A, unless written approval of modification of the budget is signed by the parties hereto. Grantee shall submit a fiscal report detailing expenditures to DJCS by the twentieth (20th) day of each month.
8. Grantee hereby represents that it possesses the legal authority to contract for this Agreement and that attached hereto and made a part hereof as Attachment B is a certified copy of the resolution, motion or similar action which was clearly adopted or passed by the Grantee's governing body; and further, that it has directed and authorized an official representative to act in connection with this Agreement. If the Grantee is a State agency, the completed application signed by the agency head is sufficient.
9. Grantee agrees to abide by the grant conditions, terms, assurances and certifications which are a part of Attachment A and such other special terms and conditions that DJCS has set forth in Attachment C which is incorporated herein and made part hereof, if said Special Conditions are appropriate to this Agreement.
10. If, through any cause, the Grantee shall fail to fulfill in a necessary and proper manner, obligations under this Agreement, the DJCS may withhold payments to the Grantee upon notice in writing, suspend, or cancel this Agreement and Attachments. The notice of withholding payments, suspension, or cancellation should set forth the DJCS reasons for taking said action.
11. DJCS and Grantee may from time to time require changes in the scope of services performed hereunder. Grantee agrees to submit a written request for modification prior to changing any budget line item. All such changes, including any increase or decrease in the amount of compensation hereunder or work to be performed, which are mutually agreed upon between the parties shall be in writing.
12. If for any reason funds received by DJCS are suspended or terminated, in whole or in part, funding for this Agreement shall cease.

13. Grantee shall within the time period prescribed by grant conditions upon the termination of the Agreement, submit to DJCS a final report on forms provided by DJCS. Said reports shall reflect actual costs incurred during the terms of this Agreement.
14. The parties hereto agree that notice shall be given by personal service or served when mailed certified U.S. Mail, postage prepaid, return receipt requested to the following addresses:
 - a. Division of Justice and Community Services
1204 Kanawha Boulevard, East
Charleston, West Virginia 25301
 - b. **Grantee Mailing Address:**

Jefferson County Commission
Post Office Box 250
Charles Town, West Virginia 25414
15. The Grantee shall hold and save DJCS and its officers, agents and employees harmless from liability of any nature, including cost and expense, for or on account of any suits or damages of any character whatsoever resulting from injuries or damages sustained by any persons or property resulting in whole or in part from the negligent performance or omission of any employee, agent or representative of the Grantee.

IN WITNESS WHEREOF, the parties hereto attach their signatures representing that each is acting with full authority.

The Honorable Patsy Noland
President
Jefferson County Commission

J. Norbert Federspiel, Director
Division of Justice and Community Services

RESOLUTION

The **Commission** of **Jefferson County** met on _____ (date)
with a quorum present and passed the following resolution.

Be it resolved that the **Commission** hereby authorizes **Patsy Noland, President**
of **Jefferson County Commission** to act on its behalf to enter into a contractual
agreement with the Division of Justice and Community Services to receive and
administer grant funds pursuant to provisions of the Victims of Crime Act (VOCA) grant
program.

Signed: _____
County Clerk

**Assurance/Certification of Compliance With
Regulations
Office for Civil Rights, Office of Justice Programs
U.S. Department of Justice Funds**

For Subgrants Awarded Through the WV Division of Justice and Community Services (DJCS)

Federal Grant Program Name: Victims of Crime Act Grant
Subgrantee Name: Jefferson County Commission
Authorized Official's Name: Patricia Noland
Subgrant Number: 10-UA-042

Assurance

As authorized official, I assure and certify, by my signature below, that I have read and am fully cognizant of our duties and responsibilities under this assurance and certification.

This entity will comply with the following statutes and regulations as mandated by law:

Section 3789d(c) of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; Title VI of the Civil Rights Act of 1964, as amended, and Department of Justice Regulation 28 C.F.R. Part 42, Subparts C, D, E; Section 504 of the Rehabilitation Act of 1973, as amended, and Department of Justice Regulation 28 C.F.R. Part 42, Subpart G; Title II of the Americans With Disabilities Act and Department of Justice Regulation 28 C.F.R. Part 35; Title IX of the Education Amendments of 1972 and Department of Justice Regulation 28 C.F.R. Part 54; and The Age Discrimination Act of 1975.

This entity will send all adverse findings of discrimination within the last three years to the Office for Civil Rights to the following address:

Office for Civil Rights
Office of Justice Programs
810 7th Street, NW
Washington, DC 20531

Equal Employment Opportunity Plan Certification

Check only one certification that applies to the subgrantee during the project period outlined in the application.

Certification "A" - No EEOP Required

This entity falls under one or more of the following categories (Check all that apply).

- is an educational, medical or non-profit institution or an Indian Tribe
- has less than 50 employees
- was awarded through this subgrant from DJCS less than \$25,000

Certification "B" - Subgrantee Must Maintain EEOP On File

This entity, as a for-profit entity or a state or local government having 50 or more employees, was awarded, through this subgrant from DJCS, more than \$25,000, but less than \$500,000. Also, this entity has not been awarded more than \$1 million cumulatively from all programs administered by the U.S. Department of Justice over an 18-month period that includes this subgrant period. **An EEOP has been developed and signed into effect and disseminated to all employees, and it is on file for review or audit by officials of the Division of Justice and Community Services or the Office for Civil Rights, Office of Justice Programs.**

Certification "C" - Subgrantee Must Submit EEOP To Office for Civil Rights

This entity, as a for-profit entity or a state or local government having 50 or more employees, was awarded, through this subgrant from DJCS, more than \$500,000, or has been awarded more than \$1 million cumulatively from all programs administered by the U.S. Department of Justice over an 18 month period that includes this subgrant period. **Therefore, the funded entity will submit, within 45 days of the award, an EEOP or an EEOP Short Form (attached), that will include a section specifically analyzing the subgrantee to the following address:**

Office for Civil Rights
Office of Justice Programs
810 7th Street, NW
Washington, DC 20531

As the Authorized Official for the above subgrantee, I certify, by my signature below, that I have read and am fully cognizant of our duties and responsibilities under this assurance and certification.

Typed Name: Patricia Noland Title: President Date: _____

Authorized Official's Signature: _____



U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE REQUIREMENTS

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510—

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a

public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620—

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about—

(1) The dangers of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for Department of Justice funding. States and State agencies may elect to use OJP Form 4061/7.

Check if the State has elected to complete OJP Form 4061/7.

**DRUG-FREE WORKPLACE
(GRANTEES WHO ARE INDIVIDUALS)**

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620—

A. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address: Jefferson County Commission
P.O. Box 250 Charles Town WV 25414

10-VA-042 Victims of Crime Act 55-6000333

2. Application Number and/or Project Name

3. Grantee IRS/Vendor Number

Patricia Noland President

4. Typed Name and Title of Authorized Representative

5. Signature

6. Date

Division of
**CRIMINAL
JUSTICE
SERVICES**
Department of Military Affairs
& Public Safety

June 15, 2011

The Honorable Patsy Noland
President
Jefferson County Commission
Post Office Box 250
Charles Town, West Virginia 25414

**Re: Victims of Crime Act (VOCA)
Approved Funding – \$59,381.00
Project Number: 10-VA-042**

Dear Commissioner Noland:

Congratulations on your recent award for a Victims of Crime Act (VOCA) Grant Award. Enclosed you will find:

- Contract Agreement;
- Certification Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements; and
- Resolution signed by **Board Secretary or County Clerk**;
- EEOC Certification
- Supplementary Special conditions (if applicable)

To formalize your acceptance of this grant award, please sign the contract, certification and affect a resolution and return the **original signature by the Authorized Official** to this office by **July 22, 2011**.

Also, you are required to resubmit budget pages to correspond with the award you received. You may allocate the funds as you wish with the exception of the following limitations:

RECEIVED

JUN 21 2011

Minimum \$500 in Travel/Training Category

- No fund allocation in either the Space or Other Categories
- Fund allocation in Personnel/Contractual Category must be consistent with *purpose statement* on page 1 on the attached contract
- Salaries, Benefits, Taxes must be broken down by each item in the Budget and Budget Justification including percentage of total

Jefferson County Commission



salary, full or part-time status, hourly rate (if applicable) and who is in the funded position

- Please note there is a committee-sanctioned CAP on Retirement at 12%
- Must resubmit revised budget justification to match award

If there were positions that were not funded under this grant, a revision of the goals and objectives of the grant may be required. This only applies if the unfunded positions were built in to the overall scope of the grant via the goals and objectives. **Please note that revised budgets, budget justifications and goals and objectives (if applicable) are due back to DJCS no later than Thursday, June 30, 2011. Failure to submit revised budgets and budget justifications will result in a generalized budget created and implemented by the State VOCA Administrator.**

Additional information regarding the administrative procedures that govern this grant program will be sent directly to your designated Project Director in the near future. In the interim, should you have questions concerning the contract or other enclosures, please contact me at (304) 558-8814, extension 53334, or via email at Nicholas.W.Leftwich@wv.gov. I look forward to working with you on this project and feel confident that our efforts will prove tremendously beneficial to the State of West Virginia.

Sincerely yours,



Nicholas W. Leftwich
Justice Programs Specialist

NWL/lmh

c: Mr. Ralph Lorenzetti (*all attachments*)
Grant File (*all attachments*)

Enclosures

6

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

AGENDA REQUEST FORM

Name: Sandy Slusher McDonald, Deputy County Administrator

Department or Entity: County Commission

Estimation of amount of time needed for appointment: _____

Date Requested – 1st Choice: July 7, 2011

Date Requested – 2nd Choice: _____

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

Subject: **Decision - Policy Neutral Zoning Ordinance Amendments**

Please provide the County Commission with a description of your request or presentation, including any background information: **A public hearing was held on June 9th regarding the Draft Policy-Neutral Zoning Ordinance Amendments**

Recommended motion (Please type out the wording of the motion that you would like the Commission to approve):

Attachments:

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: Jefferson County Commission
FROM: Steve Barney, Zoning Administrator
DATE: June 30, 2011
RE: Proposed Soil Classification Changes in Draft Policy-Neutral Zoning Ordinance Amendments

On June 16, 2011, the County Commission conducted a public hearing on the draft Policy-Neutral Zoning Ordinance Amendments. At the meeting, the County Commission requested additional information regarding the significance of updating the 1973 soil classifications in the ordinance to the new categories provided by the USDA. Specifically, the Commission was interested in the potential impact on LESA points for Conditional Use Permit applications. LESA point scores determine whether or not a CUP application may proceed a Compatibility Assessment Meeting, and subsequently to the Board of Zoning Appeals.

Soils constitute 25% of overall LESA score. The remaining 75% of the score is made up of "amenity" factors, such as proximity to adjacent development, parks, schools, highway problem areas identified in the 2004 Comprehensive Plan, and emergency services. A score of 60 points or fewer advances the application. A score of greater than 60 points renders the application invalid.

To determine if there were significant differences between the scores produced by the 1973 soil classifications and the 2011 USDA updates, staff reassessed the point scores that would have accrued to two previous Conditional Use Permit applications: Aspen Green and Paynes Ford. Both applications were for residential subdivisions with density higher than what the Zoning Ordinance would ordinance allow, and both applications were ultimately approved. The two developments are currently in the review process.

The reassessment of the two developments yielded the following results:

Development	Soil Score – 1973 Soils	Soil Score – 2011 Soils	Difference
Aspen Green	21.67	21.4	0.27 points lower
Paynes Ford	10.58	16.2	5.6 points higher

More detailed results of the soils reassessment are attached. The difference in scores is not significant for Aspen Green, and is more significant for Paynes Ford. However, it should be

noted that an applicant or other interested party may appeal LESA point scores to the Board of Zoning Appeals for reconsideration. Planning and Zoning Department staff has determined that the update in soil classifications could be used as the basis for such an appeal. Please let me know if you need additional information.

Att: Test Case #1 – Aspen Green
Test Case #2 – Paynes Ford

Test Case #1 - Aspen Green

USDA Natural Resources Conservation Service
 Web Soil Survey

Contact Us | Download Sot's Data | Archived Soil Surveys | Soil Survey Status | Glossary | Preferences | Logout | Help

Area of Interest (AOI) | Soil Map | Soil Data Explorer | Shopping Cart (Free)

Printable Version | Add to Shopping Cart

Search

Map Unit Legend

Legend

Soil Map

Scale 1:100,000

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
JK	Funkstown silt loam	16.9	16.4%
PmB	Poplimento silt loam, 3 to 8 percent slopes	54.6	53.0%
PmC	Poplimento silt loam, 8 to 15 percent slopes	30.6	29.7%
RpC	Ryder-Poplimento complex, 8 to 15 percent slopes	0.8	0.8%
UwC	Urban land-Hagerstown complex, 0 to 15 percent slopes	0.0	0.0%
Totals for Area of Interest		102.9	100.0%

Scoring difference – 0.27 lower (of possible 25 points)

6. Soil and Drainage characteristics are as follows:

a. Six soil types on site are:

Map Symbol	Soil Series	Ag Value	Relative Value	Area	Sum
DgC	Duffields	4	81	19.72	1597.32
DgB	Duffields	2	94	51.13	4806.22
Ho	Huntington	1	100	15.39	1539.00
DgC3	Duffields	5	68	22.17	1507.56
FBC3	Frankstown	5	68	2.06	140.08
FBC	Frankstown	3	20	0.23	4.60
				<u>110.70</u>	<u>9394.78</u>

Weighted Relative Value = 86.67
 $X 25 = 2166.75$ divided by 100 =
 Allowable Number of Assessment Points = **21.67**

Attachments include:
 a. Copy of soil map with property boundary as Exhibit F.
 b. Copy of Soil Survey with above soils encircled as Exhibit G.
 c. Also note scaled soil lines shown on the sketch plan as red.

Soil Type Map	Ag Soil Group	Soil Type Area (AC)	Percent of Total Site	Soil Group Relative Value	Soil Type Area Relative Value
Fk	Funketown silt loam	16.90	16.40%	100.00	1690.00
PmB	Poplimate silt loam, 3 to 8 percent slopes	54.60	53.00%	87.00	4750.20
PmC	Poplimate silt loam, 8 to 15 percent slopes	30.60	29.70%	76.00	2325.60
Rpc	Ryder- Poplimate complex, 8 to 15 percent slopes	0.80	0.80%	76.00	60.80
UmC	Urban land- Hagerstown complex, 0 to 15 percent slopes	0.00	0.00%	0.00	0.00
SUM		102.9	99.90%	8826.60	8826.60
Total Property Area (AC)		102.9		102.90	102.90
Divide By Total Property Area (AC)				85.78	85.78
Weighted Relative Value				21.4	21.4
Multiply 25% of LESEA Points				21.4	21.4
Soil Assessment Points				21.4	21.4
TOTAL				21.4	21.4

Multiply 25% of LESEA Points	x 25
Soil Assessment Points	21.4
TOTAL	21.4

Test Case #2 -- Paynes Ford

USDA Natural Resources Conservation Service

Contact Us | Download Soils Data | Archived Soil Surveys | Soil Survey Status | Glossary | Preferences | Logout | Help

Web Soil Survey

Area of Interest (AOI) | Soil Map | Soil Data Explorer | Shopping Cart (Free)

Printable Version | Add to Shopping Cart

Search

Map Unit Legend

Jefferson County, West Virginia (WV037)

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
CBD	Carbo-Rock outcrop complex, 15 to 25 percent slopes	6.8	4.9%
CmB	Clearbrook silt loam, 0 to 8 percent slopes	0.0	0.0%
CrB	Clearbrook-Berks channery silt loams, 3 to 8 percent slopes	2.4	1.7%
OaC	Oaklet silt loam, 8 to 15 percent slopes	20.8	15.1%
OKC	Oaklet silty clay loam, 8 to 15 percent slopes, very rocky	1.1	0.8%
WbC	Welkert-Berks channery silt loame, 8 to 15	1.5	1.1%

Legend

Soil Map

Scale: 1:100,000

0 1461

Scoring difference – 5.6 higher (of possible 25 points)

LAND EVALUATION SITE ASSESSMENT FORM
LAND EVALUATION

Soil Type	Ag Group	Relative Volume	% of Total Land	Point
A1C	8	31	48.6	32.976
OKB	4	81	33.6	23.7
H6C	4	81	22.1	15.6
UeD3	10	0	16.4	11.6
UeF	10	0	13.6	9.6
H1A3	10	0	7.7	5.4
UeC3	9	4	11	.8
H9C	6	61	.6	.4

Subtotal			42.31
TOTAL		X .25	10.58

Soil Type Map	Ag Soil Group	Soil Type Area (AC)	Percent of Total Site	Agricultural Group	Soil Group Relative Value	Soil Type Area X Relative Value
Cbd	Carto-Rock outcrop	0.00	0.00%	6	53.00	360.40
Cmb	Cleatbrook silt loam	2.40	1.70%	6	53.00	127.20
CIB	Cleatbrook-Berks channery silt loams	20.80	15.10%	4	76.00	1580.80
OaC	Oaklet silt loam	1.10	0.80%	4	76.00	83.60
OKC	Oaklet silty clay loam	1.50	1.10%	6	53.00	79.50
WbC	Welkerl-Berks channery silt loams	11.20	8.10%	6	53.00	593.60
WbD	Welkerl-Berks channery silt loams	13.90	10.10%	9	0.00	0.00
WKF	loams	31.60	22.80%	4	76.00	2401.60
WbB	Berks very Cleatbrook	48.90	35.40%	4	76.00	3716.40
WbC	Cleatbrook		0.00%			0.00
			0.00%			0.00
			0.00%			0.00
			0.00%			0.00
		SUM	SUM		SUM	SUM
	Total Property Area (AC)	138.20	100.00%			8943.10
	Divide By Total Property Area (AC)					138.20
	Weighted Relative Value					64.71
	Multiply 25% of LEA Points					X .25
	Soil Assessment Points					16.2
	TOTAL					16.2

Total Property Relative Value	8943.10
Divide By Total Property Area (AC)	138.20
Weighted Relative Value	64.71
Multiply 25% of LEA Points	X .25
Soil Assessment Points	16.2
TOTAL	16.2

NOTICE OF PUBLIC HEARING

COUNTY COMMISSION OF JEFFERSON COUNTY

Policy Neutral Zoning Ordinance Amendments

The County Commission of Jefferson County will hold a Public Hearing on Thursday, June 9, 2011, at 7:00 p.m. in the County Commission meeting room located at the Old Charles Town Library Meeting Room on the ground floor, 200 East Washington Street, Charles Town, WV 25414.

The purpose of the hearing is for public input for the Draft Policy-Neutral Zoning Ordinance Amendments. There will be an overview of the amendments from 7:00 p.m. to 7:30 p.m. and the Public Hearing to receive public comment would begin at 7:30 p.m. The Commission will not take action on the proposed amendments during the public hearing. A decision will be made at a later date.

Anyone wishing to provide written or oral comment may do so at this meeting or send comment to info@jeffersoncountywv.org.

The Draft Policy Neutral Zoning Ordinance Amendments are available at the following website:

[http://www.jeffersoncountywv.org/uploads/forms/WORKING%20Zoning%20Ordinance%20Amendments%205-3-11%20\(2\).pdf](http://www.jeffersoncountywv.org/uploads/forms/WORKING%20Zoning%20Ordinance%20Amendments%205-3-11%20(2).pdf)

By Order of The County
Commission of Jefferson County
Patricia A. Noland, President

SPECIAL SESSION:

State of West Virginia, County of Jefferson, to-wit:

At a Special Session of the County Commission of said County and State continued and held at the Old Charles Town Library Ground Floor meeting room thereof on Thursday, June 9, 2011, beginning at 7:00 o'clock p.m.

PRESENT: Commissioners: Dale Manuel, Lyn Widmyer and Walt Pellish.

Commissioners Patsy Noland and Frances Morgan were absent due to prior obligations.

In re: PUBLIC HEARING - Policy Neutral Zoning Ordinance Amendments

Commissioner Manuel opened the Public Hearing for Policy Neutral Zoning Ordinance Amendments.

Steve Barney, Zoning Administrator, gave a brief presentation via PowerPoint.
Jennifer Brockman, Director of Planning and Zoning was present and gave comment.

Verbal comments were provided by the following individuals:

Joseph Hoffman
Ed Burns

The Commission agreed to receive written comment concerning the Policy Neutral Zoning Ordinance Amendments until Thursday, June 23, 2011.

A discussion and possible decision for this topic will be held on Thursday, June 30, 2011 during the regular scheduled Commission meeting.

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

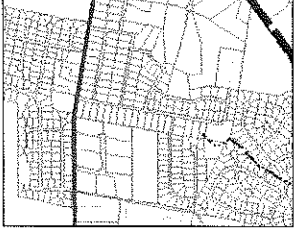
PATRICIA NOLAND, COMMISSION PRESIDENT

Draft Policy Neutral Zoning Ordinance
Amendments

Jefferson County Commission
June 9, 2011

- Policy Neutral Zoning Ordinance
Amendments**
- Purpose of changes:
 - Update the Ordinance for consistency with current regulations;
 - Enhance the clarity of the text; and
 - Improve the organization of the document

- Process to Date**
- Meetings to discuss the proposed changes took place on:
- November 9, 2010 (Planning Commission)
 - January 18, 2011 (Planning Commission)
 - March 8, 2011 (Planning Commission)
 - April 12, 2011 (Planning Commission public hearing)
 - May 12, 2011 (County Commission)

- Policy Neutral Zoning Ordinance
Amendments**
- No significant changes to:
 - Development requirements
 - Zoning entitlements
 - Review process
- 

Articles With No Significant Amendments

ARTICLE 1: PURPOSE, JURISDICTION, APPLICATION, INTERPRETATION AND SEVERABILITY

ARTICLE 4A: HOME OCCUPATIONS AND COTTAGE INDUSTRIES
(separate amendment process underway)

ARTICLE 4B: WIRELESS TELECOMMUNICATIONS FACILITIES
(separate amendment process complete)

ARTICLE 9: EXCEPTIONS

ARTICLE 10: PROVISIONS FOR SIGNS

ARTICLE 11: OFF-STREET PARKING STANDARDS

ARTICLE 12: MAP AND TEXT AMENDMENTS
(separate amendment process underway)

Article 2: Definitions (p. 9)

- New definitions (terms currently in ordinance but undefined)
- Revised definitions
- New terms

Article 3: Administration and Enforcement (p. 41)

Section 3.2 – Zoning Administrator

- Text added for consistency with SB 595, West Virginia Code §8A-5-12, re: Validity periods

Section 3.4 – Boards and Commissions

- New section
 - Board of Zoning Appeals
 - County Commission
 - Planning Commission

Article 4: General Provisions (p. 40)

Sections 4.9, 4.10, 4.11, 4.12

- Edited for consistency with Subdivision and Land Development Regulations

Section 4.12 - Outdoor Lighting

- Outdoor Lighting deleted (redundant with Sub Regs); new 4.12 (Design Standards for Multi-Family) relocated from 5.5

Various sections

- Detailed use requirements relocated to Article 8 (Jails and Prisons, Fireworks, Model Homes)

**Article 8: Appeal Process
Supplemental Use Regulations (p. 118)**

Previous Sections 8.1 – 8.4

- Appeals Process moved to section 3.4

New Sections 8.1 – 8.13

- Relocation of detailed use standards from other sections of ordinance

Appendices (p. 139)

New Appendices:

- Appendix A: Residential Site Development Standards Table
- Appendix B: Non-Residential Site Development Standards Table
- Appendix C: Principal Permitted Uses Table
- All appendices “for reference purposes only”

Next Steps

- County Commission public hearing (tonight)
- County Commission vote on adoption of amendments

Questions?

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: Jefferson County Commission
FROM: Steve Barney, Zoning Administrator
DATE: May 4, 2011
RE: Draft Policy-Neutral Zoning Ordinance Amendments

Overview

The Planning and Zoning Departments are proposing a number of minor, policy-neutral text changes to the Jefferson County Zoning and Land Development Ordinance (July 7, 1988, as amended). The purpose of the changes is to update the Ordinance for consistency with current Subdivision Regulations, enhance the clarity of the text and improve the organization of the document.

The Planning Commission reviewed the draft amendments during several recent meetings, conducted a public hearing on April 12, 2011, and voted to recommend the draft amendments attached to the County Commission.

Proposed Changes

Changes proposed are intended to be "policy-neutral" in nature. As such, no significant changes are proposed for zoning or density entitlements, development requirements, or review processes.

The types of changes proposed include:

- Correction of typographical errors
Includes spelling, grammar, and similar errors.
- Organizational changes
Includes the relocation of certain sections within the Ordinance, such as sections related to the Board of Zoning Appeals and detailed use standards.
- Elimination of redundant or obsolete text
Includes amendments to site plan standards that are redundant with the adopted Subdivision and Land Development Regulations.
- Amendment of omissions
Includes the addition of sections that describe the roles of the Planning Commission and the County Commission, the process for a variance application, preschools as a permitted use and definitions for terms that are currently undefined.

- Inclusion of adopted policy
Includes adopted policies, such as process for minor zoning map changes.
- Correction of references to the adopted Subdivision and Land Development Regulations
Includes revised citations that refer to the current regulations.
- Amendments for consistency with the West Virginia state code
Includes addition of text for consistency with Senate Bill 595 regarding vesting periods for approved plans and a definition of Urban Growth Boundaries.

Please refer to the full text of the draft amendments attached for details of all the proposed changes.

Next Steps

Staff requests that the County Commission allow time for a workshop to provide an overview of the policy-neutral amendments to the County Commission at your May 12, 2011 meeting. Further staff requests that the County Commission schedule a public hearing for the proposed amendments in June. As the next US 340 Public Meeting is scheduled for Thursday June 16, 2011, it is requested that the County Commission schedule this item for a Public Hearing on Thursday, June 9, 2011 at 7 pm. It is recommended that the Commission state that there will be an overview of the amendments from 7 pm to 7:30 pm and that the Public Hearing to receive public comment would begin at 7:30pm. It is anticipated that the County Commission would not take action on the proposed amendments during the public hearing, and would schedule a future date for a vote on the adoption of the amendments.

Please let me know if you have any questions.

JCPRC DIRECTOR'S REPORT

May 18, 2011

I. **Parks/Facilities Report:**

1. The bridge leading to the trail at Bolivar Nature Park is currently closed to vehicular traffic. Mr. Corbin is looking into options to repair it.
2. The fast-pitch field lights at Leetown Park have been repaired and the field is open for games and practices as of last week.
3. Our maintenance department is working on repairs to Leetown Park Restroom Facility.
4. Moulton Park is closed this week to camping due the archeological survey that is being conducted. The study was completed yesterday and I should have a letter from Dr Hulse that I can submit SHPO by Friday. No artifacts were found. We will re-open the park tomorrow to camping.
5. Our maintenance department is beginning to catch up on mowing and is beginning to work on other maintenance projects in the parks.
6. Merry-Go-Rounds at Mount Mission Park, Sam Michael's Park, and Morgan's Grove Park have been removed.
7. The Arts & Craft Festival was held at Sam Michaels Park on June 10-12th.
8. We have received quotes and will be installing tile in the preschool and activity room over the next few weeks.
9. Ballfield Mix was donated by Charles Town Races and has been added to the fields at Leetown and Mount Mission Park.

II. **Equipment Report:**

Our moonbounce has a hole in it. It has been patched, but we are not sure how long it will hold so we will be looking into replacing it.

III. **Personnel Update/New Hires:**

Katherine Mangold
Samantha McDonald
Casey Pritt

IV. **Leave Request:**

Jennifer Myers is requesting to use 4 hours of vacation time on Friday, June 17th and 16 hours of vacation time on July 7 and 8th. Lauren, Joyce, and Melissa will be here to cover and I will be available if they need me.

Our dance classes held a dance recital on June 8th in the Gymnasium. It was well attended with over 60 friends and family.

Our Senior Picnic was held on Thursday, June 2 from 11-1. Chick-Fil-A provided drinks and Willow Tree Manor is provided desert. We had 63 seniors come out to enjoy lunch and received positive feedback from those in attendance.

Our Youth Fishing Derby was held on Saturday, June 11th from 8-10 a.m. at the Izaak Walton Club in Leetown. Jefferson Security Bank donated \$250 to purchase prizes and we received donations from club members and valley guns as well. We had 102 children in attendance.

We are doing news release, flyers, emails, etc. on a daily basis to help boost registration.

Programs scheduled for next week include CSI, Hip Hop Camp, Archery, Play Camps, Summer Days, Shining Stars Dance, Gymnastics Camps, Girls Basketball League, Drawing and Sketching Soccer Camp, Drama Camp, Cross County Conditioning Camp, Animal Adventures, Brickbuilding Lego Camp and Survivor. Numbers are low, but we are expecting them to improve by Monday.

VII. **Other**

I attended the Department Head Meeting on June 1st.

I spoke to Todd Fagan in the GIS Office and he willing to help and import street data into our ActiveNet software program to begin charging the \$5 non-resident fee that was approved. We will need to purchase a \$1500 ad-on from ActiveNet, but after speaking with Todd and customer service, this will be the easiest and most effective way to incorporate the charge. The GIS department is not able to assist with this until July so we would like to ask for an extension until September to incorporate all of the fees. We will start charging it for all park rentals as of July 1.

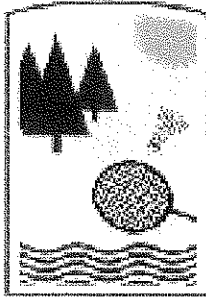
WVCORP recommends that the JCPRC does not sponsor the Irish Bowling and put them under our insurance.

The County Commission has requested that the JCPRC provide information on what projects/line items that a potential overflow of \$25,000 in the Hotel/Motel income will be used for. They have requested this info. by Friday.

The Martinsburg Journal and Spirit of Jefferson has been providing coverage of our events and upcoming activities over the past few weeks. Events featured include Youth Fishing Derby, JCPRC 100 Mile Walk, Inclusion Camp, Senior Picnic, Tiny Tot Dance and Dinosaur Dig.

The Department of Homeland Security will be coming to our Day Camps this summer to offer a program for the children enrolled.

We received a \$500 donation from American Public University to use to purchase shirts for our Summer Girls Basketball League.



AGENDA
Jefferson County Parks & Recreation Commission
June 15, 2011
7:00 p.m.
Jefferson County Community Center

- I. Call to Order
- II. Roll Call
- III. Public Comment
- IV. Approval of Minutes
 - May Regular Meeting
- V. Treasurer's Report
- VI. Director's Report
- VII. Standing Committee Reports
 - Executive
 - Finance
 - Audit
 - Land Acquisition
 - Facilities
 - Grants & Fundraising
- VIII. Old Business
 - Status of Barr Complaint
 - Update on Leetown Park lights and facilities requirements
 - Mission and Goals Statement Update
 - Status of Community Impact Grant requests for Hite Road Improvements
 - Discussion of "Miracle of Lights" program
 - Update on Hite Road Park Concept Plan submittal

Jefferson County Parks & Recreation Commission Budget vs. Actuals: FY2011a (Jul 2010 - Jun 2011) - FY11 P&L

July 2010 - June 2011

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
Income				
4110 Hotel/Motel Tax	228,935.08	228,935.00	0.08	100.00003%
4120 County Commission - Direct All.	128,256.00	128,256.00	0.00	100.00%
4220 FACILITY USE	58,369.44	46,983.00	11,386.44	124.23523%
4222 Jefferson Cty. Community Center				
4223 JCCC Fees	286.00		286.00	
4224 JCCC-Memberships	1,015.14		1,015.14	
4225 JCCC-Rentals	14,467.83		14,467.83	
Total 4222 Jefferson Cty. Community Center	15,768.97	0.00	15,768.97	0.00
4700 Shepherdstown Men's Club	4,000.00	4,000.00	0.00	100.00%
Total 4220 FACILITY USE	78,138.41	50,983.00	27,155.41	153.26366%
4300 Programs	78,453.80	252,341.00	-173,887.20	31.09039%
4301 Swimming	17,384.79		17,384.79	
4302 Gymnastics	18,748.01		18,748.01	
4303 Junior Golf	474.36		474.36	
4305 Summer Play Camps	35,021.87		35,021.87	
4306 Cheerleading Camp	1,210.50		1,210.50	
4307 Basketball Camp	6,145.40		6,145.40	
4308 Sports Express Camp	6,070.78		6,070.78	
4309 Baseball Camp	531.60		531.60	
4311 Soccer Camp	13,411.62		13,411.62	
4317 Dance Classes	8,180.14		8,180.14	
4318 Indoor Playground	5,422.95		5,422.95	
4320 Play & Learn Preschool	56,313.85	66,696.00	-10,382.15	84.43362%
4321 Preschool Activities	368.51		368.51	
4323 Arts and Crafts	2,201.31		2,201.31	
4324 Karate	1,503.41		1,503.41	
4325 Camps	10,280.17		10,280.17	
4330 Tennis	70.00		70.00	
4332 Volleyball	90.00		90.00	
4337 Animal Adventures	143.14		143.14	
4340 Preschool Programs	65.00		65.00	
4343 CSI	320.73		320.73	
4347 MG Day Camp	340.00		340.00	
4348 SM Day Camp	1,320.00		1,320.00	
4349 WD Day Camp	420.00		420.00	
4350 Adult Programs	104.00		104.00	
4352 River Rider Camps	127.75		127.75	
5061 Refund	-1,699.00		-1,699.00	
Total 4300 Programs	263,024.69	319,037.00	-56,012.31	82.44332%
4310 Special Events	1.94		1.94	

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
4316 Easter Egg Hunt	1,118.35	1,000.00	118.35	111.835%
4319 Lunch with Santa	1,115.89	1,000.00	115.89	111.589%
4326 Halloween Happenings	2,133.18	1,500.00	633.18	142.212%
Total 4310 Special Events	4,369.36	3,500.00	869.36	124.83886%
4400 Concession	6,959.88	15,000.00	-8,040.12	46.3992%
4430 Vending Machines	3,018.05		3,018.05	
Total 4400 Concession	9,977.93	15,000.00	-5,022.07	66.51953%
4510 Donations	750.00		750.00	
4550 Grant Work	-3.29		-3.29	
4600 Interest	1,129.91	1,000.00	129.91	112.991%
4610 Correction/Credit from bank	20.00		20.00	
4900 Miscellaneous Income	1,170.51		1,170.51	
4920 Fringe Benefits Income	11,616.00		11,616.00	
Total Income	\$727,384.60	\$746,711.00	\$ -19,326.40	97.4118%
Cost of Goods Sold				
5000 COGS - Cost Of Goods Sold	12,502.22	13,000.00	-497.78	96.17092%
Total Cost of Goods Sold	\$12,502.22	\$13,000.00	\$ -497.78	96.17092%
Gross Profit	\$714,882.38	\$733,711.00	\$ -18,828.62	97.43378%
Expenses				
5010 Concessions	745.88		745.88	
5025 FACILITY/OFFICE				
5050 Office Expense	2,270.80	14,000.00	-11,729.20	16.22%
5051 Internet Service	29.85		29.85	
5110 Postage	22.38		22.38	
5120 Office Supplies	3,140.09		3,140.09	
5130 Office Equipment	10,268.30		10,268.30	
5131 Copier/Maintenance	2,049.92	5,000.00	-2,950.08	40.9984%
5132 Direct TV	782.89	575.00	207.89	136.15478%
5190 Miscellaneous	314.23		314.23	
Total 5050 Office Expense	18,878.46	19,575.00	-696.54	96.44169%
5060 Bad Checks/Bank Fees	26.00	500.00	-474.00	5.20%
5065 Telephone		3,500.00	-3,500.00	
5052 Cellular Phone Service	3,142.96		3,142.96	
Total 5065 Telephone	3,142.96	3,500.00	-357.04	89.79886%
5140 Audit Fees		9,000.00	-9,000.00	
5150 Dues	145.00		145.00	
5170 Continuing Education	295.00	500.00	-205.00	59.00%
5180 Bookkeeping	10,722.16	10,700.00	22.16	100.2071%
5200 Staff Compensation	2,957.65		2,957.65	
5221 Office Manager		27,040.00	-27,040.00	
22212 Medicare		392.00	-392.00	
52211 Social Security	928.37	1,676.00	-747.63	55.392%
52213 State Unemployment		324.00	-324.00	
52214 Workman's Comp		242.00	-242.00	

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
52215 PEIA		5,796.00	-5,796.00	
52216 Retirement		1,082.00	-1,082.00	
52217 Fringe Benefits		480.00	-480.00	
Total 5221 Office Manager	928.37	37,032.00	-36,103.63	2.50694%
5510 Programs - Staff - Seas.	62,347.16	95,390.00	-33,042.84	65.36027%
5511 Swimming	393.75		393.75	
5512 Gymnastics	8,090.18		8,090.18	
5514 Dance	2,487.09		2,487.09	
Staff Compensation	6,099.92		6,099.92	
Total 5510 Programs - Staff - Seas.	79,418.10	95,390.00	-15,971.90	83.25621%
Total 5200 Staff Compensation	83,304.12	132,422.00	-49,117.88	62.90807%
5210 Salary - Director	11,504.75	61,675.00	-50,170.25	18.65383%
52101 Social Security		3,824.00	-3,824.00	
52102 Medicare		894.00	-894.00	
52103 State Unemployment		803.00	-803.00	
52104 Workman's Compensation		450.00	-450.00	
52105 PEIA		5,796.00	-5,796.00	
52106 Public Employee's Retirement		2,600.00	-2,600.00	
52107 Fringe Benefits		480.00	-480.00	
Total 5210 Salary - Director	11,504.75	76,522.00	-65,017.25	15.03457%
5211 Office Hourly	44,019.46	4,000.00	40,019.46	1,100.4865%
5212 Office Overtime	381.55		381.55	
5213 Secretary	6,326.00	16,640.00	-10,314.00	38.01683%
5214 Social Security		1,032.00	-1,032.00	
5218 Medicare		242.00	-242.00	
Total 5211 Office Hourly	50,727.01	21,914.00	28,813.01	231.4822%
5215 Salary - Asst Director	39,766.08	41,495.00	-1,728.92	95.83343%
52151 Social Security	2,227.71	2,573.00	-345.29	86.58026%
52152 Medicare		602.00	-602.00	
52153 State Unemployment		540.00	-540.00	
52154 Workman's Compensation		303.00	-303.00	
52155 PEIA		5,796.00	-5,796.00	
52156 Public Employee Retirement		1,660.00	-1,660.00	
52157 Fringe Benefits		480.00	-480.00	
Total 5215 Salary - Asst Director	41,993.79	53,449.00	-11,455.21	78.56796%
5408 Community Center/Supples	2,406.43	3,000.00	-593.57	80.21433%
5409 Brochure Printing	6,157.91	8,500.00	-2,342.09	72.446%
Total 5408 Community Center/Supples	8,564.34	11,500.00	-2,935.66	74.47252%
5410 Facilities - Supplies	1,678.48	18,000.00	-16,321.52	9.32489%
5508 Community Center Payroll	21,081.76	21,000.00	81.76	100.38933%
Total 5025 FACILITY/OFFICE	252,063.83	378,582.00	-126,518.17	66.58104%
5199 PRE SCHOOL				
5217 Preschool Director	26,812.50	29,250.00	-2,437.50	91.66667%
52171 Social Security	1,650.52	1,814.00	-163.48	90.98787%

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
52172 Medicare		424.00	-424.00	
52173 State Unemployment		600.00	-600.00	
52174 Workman's Compensation		214.00	-214.00	
52175 PEIA		5,796.00	-5,796.00	
52176 Public Employee's Retirement Fund		1,316.00	-1,316.00	
52177 Fringe Benefits		480.00	-480.00	
Total 5217 Preschool Director	28,463.02	39,894.00	-11,430.98	71.34662%
5518 Pre School Teachers Aides	4,231.90	16,800.00	-12,568.10	25.18988%
55191 Substitute Pay		400.00	-400.00	
5523 Pre School Supplies	1,238.15	1,500.00	-261.85	82.54333%
5911 Advertisements		300.00	-300.00	
5913 Graduation	346.92	500.00	-153.08	69.384%
5914 Mileage	37.23	75.00	-37.77	49.64%
5915 Training/Food Handlers	20.00	30.00	-10.00	66.66667%
5916 Copying Supplies		1,200.00	-1,200.00	
5917 Gymnastics	538.75	460.00	78.75	117.11957%
PreSchool Play N Learn	9,247.86		9,247.86	
Total 5199 PRE SCHOOL	44,123.83	61,159.00	-17,035.17	72.14609%
5230 Payroll Expenses	15,701.25		15,701.25	
5231 Social Security	6,123.49	15,569.00	-9,445.51	39.3313%
5232 Medicare	1,432.11	3,640.00	-2,207.89	39.34368%
5234 State Unemployment Tax	1,411.86	1,946.00	-534.14	72.5519%
5236 PEIA	12,700.10		12,700.10	
5237 Public Employees Retirement	17,200.38		17,200.38	
5238 Fringe Benefits	1,324.02		1,324.02	
Taxes	20.52		20.52	
Total 5230 Payroll Expenses	55,913.73	21,155.00	34,758.73	264.30503%
5301 MAINTENANCE				
5220 Salary - Park Manager	19,124.15	29,250.00	-10,125.85	65.38171%
52201 Social Security	1,260.71	1,814.00	-553.29	69.4989%
52202 Medicare		424.00	-424.00	
52203 State Unemployment		600.00	-600.00	
52204 Workman's Compensation		214.00	-214.00	
52205 PEIA		5,796.00	-5,796.00	
52206 Public Employee's Retirement		1,316.00	-1,316.00	
52207 Fringe Benefits		480.00	-480.00	
Total 5220 Salary - Park Manager	20,384.86	39,894.00	-19,509.14	51.09756%
5225 Salary - Seasonal Maintenance	63,155.66	60,329.00	2,826.66	104.68541%
5300 Equipment Maintenance				
5310 Equipment/Vehicle Maintenance	2,521.05	3,000.00	-478.95	84.035%
5320 Equipment/Mower Maintenance	3,769.63	6,000.00	-2,230.37	62.82717%
Total 5300 Equipment Maintenance	6,290.68	9,000.00	-2,709.32	69.89644%
Salary - Maint. Supervisor	2,870.84		2,870.84	
Social Security	279.90		279.90	

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
Total Salary - Maint. Supervisor	3,150.74	0.00	3,150.74	0.00
Total 5301 MAINTENANCE	92,981.94	109,223.00	-16,241.06	85.13037%
5401 FACILITY/PARK MAINTENANCE	2,670.67		2,670.67	
5420 Trash Receptacles	6,748.12	12,000.00	-5,251.88	56.23433%
5430 Sani-pots	1,992.00	2,000.00	-8.00	99.60%
5470 Field Preparation	577.05	1,500.00	-922.95	38.47%
5485 Park Maintenance	7,486.41	12,000.00	-4,513.59	62.38675%
5440 Maintenance Supplies	8,933.12	11,000.00	-2,066.88	81.21018%
5480 Facilities - Cons. Materials	1,035.96		1,035.96	
5490 Facilities - Misc.	398.90		398.90	
Total 5485 Park Maintenance	17,854.39	23,000.00	-5,145.61	77.62778%
5495 Water Testing	220.00	700.00	-480.00	31.42857%
5710 Fuel	1,480.04	5,331.00	-3,850.96	27.7629%
Total 5401 FACILITY/PARK MAINTENANCE	31,542.27	44,531.00	-12,988.73	70.83216%
5520 Programs - Supplies	5,935.50	24,561.00	-18,625.50	24.16636%
5521 Gymnastics	97.15		97.15	
5554 Teen Dances	3,720.41		3,720.41	
Total 5520 Programs - Supplies	9,753.06	24,561.00	-14,807.94	39.70954%
5530 Programs - Facility Rent	575.00		575.00	
5550 Special Event	570.10		570.10	
5553 Easter Egg Hunt	1,678.49	1,000.00	678.49	167.849%
5555 Halloween Happening	1,028.32	1,500.00	-471.68	68.55467%
5557 Lunch with Santa	1,160.56	1,000.00	160.56	116.056%
5559 Youth Fishing Derby	117.64		117.64	
Total 5550 Special Event	4,555.11	3,500.00	1,055.11	130.146%
5605 Electric	14,437.50	42,000.00	-27,562.50	34.375%
5610 Leetown Park #1	61.04		61.04	
5620 Leetown Park #2	438.23		438.23	
5630 Leetown Park #3	541.42		541.42	
5635 Morgans Grove Concession	547.17		547.17	
5636 Morgans Grove Quonset Hut	271.16		271.16	
5640 Mount Mission	5.00		5.00	
5645 Mount Mission Pavilion	10.35		10.35	
5650 South Jefferson	79.08		79.08	
5660 Sam Michaels Pavilion	343.65		343.65	
5665 Sam Michaels Maintenance	592.65		592.65	
5675 Community Center	24,072.83		24,072.83	
5685 Bolivar	101.60		101.60	
5695 Parking Lot Lights	4,743.80		4,743.80	
Total 5605 Electric	46,245.48	42,000.00	4,245.48	110.10829%
5699 OTHER				
5531 Swimming (Shepherd University)	10,160.00	11,500.00	-1,340.00	88.34783%
5540 Transportation (Jefferson County Schools)	1,717.23	8,000.00	-6,282.77	21.46538%
5700 Water	1,795.44	2,500.00	-704.56	71.8176%

	Total			
	Actual	Budget	\$ Over Budget	% of Budget
Total 5699 OTHER	13,672.67	22,000.00	-8,327.33	62.1485%
5909 PUBLIC INFORMATION	443.88		443.88	
5910 Newspaper Ads	4,357.49	6,400.00	-2,042.51	68.08578%
Total 5909 PUBLIC INFORMATION	4,801.37	6,400.00	-1,598.63	75.02141%
5920 INSURANCE				
5235 Workers Compensation Insurance	7,457.75	8,600.00	-1,142.25	86.71802%
5921 BRIM	14,392.00	12,000.00	2,392.00	119.93333%
Total 5920 INSURANCE	21,849.75	20,600.00	1,249.75	106.06675%
7000 Program Expense				
7009 Golf	297.00		297.00	
Total 7000 Program Expense	297.00	0.00	297.00	0.00
Staff Compensation	466.41		466.41	
Programs - Staff - Seas.	75.00		75.00	
Total Staff Compensation	541.41	0.00	541.41	0.00
Total Expenses	\$579,662.33	\$733,711.00	\$ -154,048.67	79.00418%
Net Operating Income	\$135,220.05	\$0.00	\$135,220.05	0.00%
Net Income	\$135,220.05	\$0.00	\$135,220.05	0.00%

Wednesday, Jun 15, 2011 10:55:19 AM PDT GMT-7 - Cash Basis

10:00 AM
7/14/11

The following Agencies, Boards, Committee or Commission will be on the Jefferson County Commission Agenda for Interviews and Appointments for vacant positions on July 14, 2011:

Summit Point Library Committee – One - 5 year term ending June 30, 2016

Jefferson County Parks and Recreation Commission –Three -3 year terms ending June 30, 2011 and an unexpired term ending June 30, 2012

Jefferson County Board of Health – One –5 year term ending June 30, 2016

Jefferson County Property Safety Enforcement Agency –One -1 ½ year term ending December 31, 2012

Eastern Panhandle Regional Planning and Development Council – One – 1 year term ending June 30, 2012

Jefferson County Emergency Services Agency – One – Unexpired term ending November 2, 2013

VALLEY EQUINE ASSOCIATES, P.L.L.C.
515 EAST FIFTH AVENUE
RANSON, WEST VIRGINIA 25438
304-725-1471
888-216-4787
FAX 304-728-7578

KEITH B. BERKELEY, DVM
Diplomate, American Board of Veterinary
Practitioners, Certified in Equine Practice

FRANCIS W. DANIEL, III, DVM
JULIETTE L. BROWN, DVM
DANIEL T. MEAGHER, DVM, MS
Diplomate, American College
of Veterinary Surgeons
JILL C. EYLES, DVM

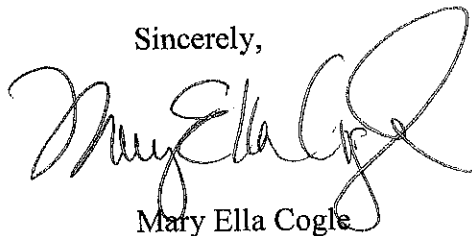
Anthony G. Halkias, Director
Legal Division, WV Dept. of Transportation/DOH
Building 5, Room 517
1900 Kanawha Blvd., East
Charleston, WV 25305

Via U.S. Mail and Email

Dear Mr. Halkias:

Please find the enclosed letter for your consideration. We are hopeful that you will see the increasing need for this safety feature for our roads. We have also sent copies of this letter to the Jefferson County Commission, the Berkeley County Council, Larry D. Kump; District 52 Delegate, Jonathon Miller; District 53 Delegate, Walter E. Duke; District 54 Delegate, John Overington; District 55 Delegate, Eric Householder; District 56 Delegate, John Doyle; District 57 Delegate, and Tiffany Elizabeth Lawrence; District 58 Delegate, so they are aware of our request.

Sincerely,



Mary Ella Cogle

RECEIVED

JUN 27 2011

Jefferson County Commission

VALLEY EQUINE ASSOCIATES, P.L.L.C.
515 EAST FIFTH AVENUE
RANSON, WEST VIRGINIA 25438
304-725-1471
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Diplomate, American College
of Veterinary Surgeons
JILL C. EYLES, DVM

Anthony G. Halkias, Director
Legal Division, WV Dept. of Transportation/DOH
Building 5, Room 517
1900 Kanawha Blvd., East
Charleston, WV 25305

Via U.S. Mail and Email

Dear Mr. Halkias:

I, along with co-workers, would like to request that center line rumble strips be installed in Jefferson and Berkeley Counties on Route 51. Over the years there have been numerous head on collisions due to drowsy or distracted drivers resulting in serious, life changing injuries and in some cases death. I am sure that you are aware of the statistics, or can get that information. One of our employees and very dear friend was in such an accident on July 3, 2010 due to a drowsy or distracted driver. He spent 11 ½ months either in a hospital or rehabilitation facility. He recently was able to go home, but still needs 24 hour care and physical therapy. We feel that accidents like his and many others could have been prevented had the driver been alerted when he/she started to cross the center line. A study done by the National Cooperative Highway Research Program (Synthesis 339) in 2005 found the following:

According to an Insurance Institute of Highway Safety (IIHS) study, in the United States, **crashes on rural roads account for 60% of all fatal crashes.** Approximately **90% of these fatal crashes occur on two-lane roads.** Vehicles crossing the centerline of two-lane roads and either sideswiping or striking opposing vehicles head on account for 20% of all fatal crashes on these two-lane roads and **result in approximately 4,500 annual fatalities.** CLRS primarily address the problem of drowsy or inattentive drivers on two-lane, two way highways drifting left out of their lane and striking an oncoming vehicle. The most compelling evidence supporting CLRS use is the reduced number of crashes and lives saved. A report by the state by **Delaware calculated an impressive benefit-cost ratio of 110 to 1,** albeit one based on a single 2.9-mi section and brief before and after periods. Several **other states reported significant reductions in overall crashes and/or fatal crashes.** A few states reported that the data showed no significant decrease in crashes after the installation of CLRS. Most before-and-after studies are based on very few years of data. The most reliable evidence of the value of CLRS is a recent study conducted by the IIHS. In this study the researchers collected and analyzed all data in the United States that they considered reliable and, using the Empirical Bayes method and data from 7 states with 210 mi of CLRS, concluded that **overall motor vehicle crashes at sites treated with CLRS were reduced by 14%.** In addition, it was **estimated that injury crashes were reduced by 15%, frontal and opposing-direction sideswipe crashes were reduced by 21%, and front and opposing-direction sideswipe crashes involving injuries were reduced by 25%.** When the crashes were disaggregated into nighttime and daytime crashes, the percent reduction at night was greater than during the day—19% versus 9%—however, the difference was not statistically significant at the 5% level ($p = 0.096$). Data on fatalities were insufficient to draw any conclusions.

greater than during the day—19% versus 9%—however, the difference was not statistically significant at the 5% level ($p = 0.096$). Data on fatalities were insufficient to draw any conclusions.

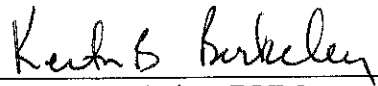
I also found the following at safety.fhwa.dot.gov/roadway_dept/policy_guide/t504035.cfm and more data on centerline rumble strips at http://www.nevadadot.com/Traveler_Info/Safety/Centerline_Rumble_Strips.aspx

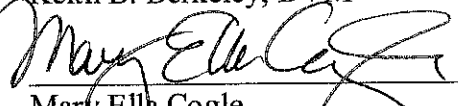
Under the Federal Highway Administration – Roadway Shoulder Rumble Strips T5040.35 #9 (f.) states:

Some states have installed milled centerline rumble strips on two-lane roads having a history of head-on and opposite-direction sideswipe crashes. Most of these installations have consisted of transverse grooves extending across the double yellow centerline and the space between them. Initial evaluation efforts have shown reductions in the types of crashes that centerline rumble strips address. The Insurance Institute for Highway Safety (IIHS) has recently proposed a long-term evaluation of the overall effectiveness of this treatment and is seeking candidate sites nationwide. Transportation agencies interested in participating in this study are encouraged to contact Mr. Richard Retting at rretting@iihs.org or at 703-247-1582 for details.

We want to thank you for your time and ask that you take this request into consideration. Lives are at stake. We eagerly await your reply.

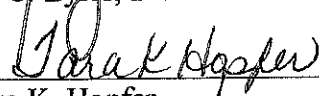
Sincerely,

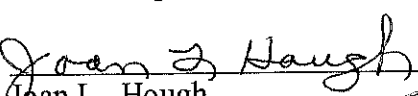

Keith B. Berkeley, DVM


Mary Ella Cogle



Alexandro R. Dias



Jill C. Eyles, DVM



Tara K. Hopfer

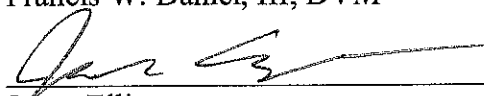

Joan L. Hough



Daniel T. Meagher, DVM, MS

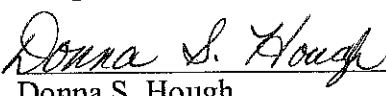

Mary M. Wharton

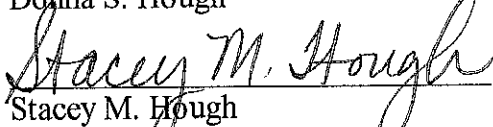

Juliette L. Brown, DVM

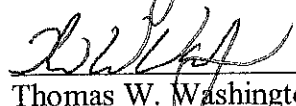

Francis W. Daniel, III, DVM


Jason Elliott


Margaret B. Henderson

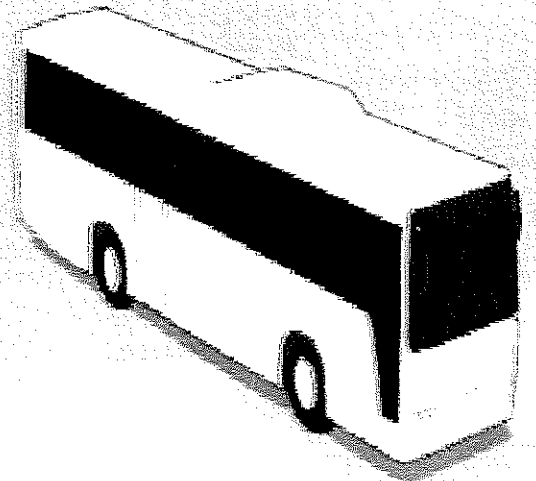

Donna S. Hough


Stacey M. Hough


Thomas W. Washington

Nichelle Hosby

From: Carolyn Zdziera [czzdziera@msn.com]
Sent: Monday, June 27, 2011 12:56 PM
To: mrhosby@comcast.net; m rider1531@live.com; mruth@region8.org;
mschiavone@jeffersoncountywv.org; msilcox@jeffersonsecuritybank.com;
nanstevens@wvhdf.com; natassia4321@yahoo.com; news@morganmessenger.com;
newsroom@nbc25.com; nhosby@jeffersoncountywv.org
Subject: SAVE THE DATE-CAV BUS TRIP 8/27/11



Community Alternatives to
Violence is hosting an end of
summer trip to NYC!!

Date: Saturday August 27th
2011

Pick up: 5:00 am

Return: 11:30 pm

Tickets: \$70.00 per person

*must purchase tickets by Friday
August 06, 2011

We'll drop you off on 8th
avenue and the rest of the
day is up to you.

You have 8 hours in the city
from the time we arrive.

New York City offers a
wealth of fun possibilities!

Pick up will be at 5:00 am in CAV parking lot. We recommend arriving 15 minutes early.

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

June 24, 2011

City of Charles Town
101 East Washington Street
Charles Town, WV 25414

COPY

Attn: Ms. Katie See, City Planner

Re: Windmill Crossing Subdivision – Revised Stormwater Management Plan
(JCPC File No. 03-01)

Dear Ms. See:

This letter is in response to the Windmill Crossing Subdivision/Tractor Supply Store site plan and stormwater management report submission I received from W.H. Gordon Associates, Inc. on June 22, 2011, for review and approval of revisions to the stormwater management plan (Basin B). The submission was processed by our office as a "redline revision" to the preliminary plat plan approved by the Jefferson County Planning Commission in 2003.

The comments and issues I raised during my meeting with Jason Gerheart, P.E., on June 14th and during my meeting with Christen Ringstaff on June 21st, both of W.H. Gordon Associates, Inc., appear to be satisfactorily addressed. The storm water management plan appears to meet the requirements of the Jefferson County storm water management regulations.

However, there remain several issues of concern, as follows:

1. Jefferson County still needs a construction cost estimate from the developer's engineer for the cost of reconstructing the Stormwater Management Basin B prior to officially approving the redline revision submission. The construction bond is the way to ensure that the developer meets all their obligations under an approved plan. There is no construction bonding currently in place for this basin since it was released when the original basin was constructed.
2. Jefferson County will require inspections by our staff and as-built plans and certifications from the developer's engineer-of-record (W.H. Gordon

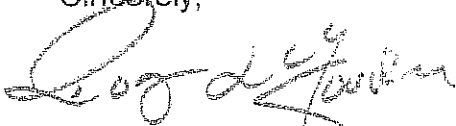
Associates, Inc.) demonstrating that the stormwater management facilities are constructed in accordance with the approved plans and specifications. The developer bears the cost for the as-built plans and certifications. Once it is demonstrated that the stormwater management facilities are constructed in accordance with the plans and specifications, the developer is eligible for release of the construction bond covering this work.

3. That there is a way to assure that the additional downstream conveyance system required under the Jefferson County Planning Commission file no. 03-01 is constructed by the developer and in a timely manner. The plan for the downstream conveyance system was approved February 2, 2007 and the developer has had more than four years to complete the work, yet none of the system is installed. Therefore, I support the recommendation made by Elizabeth Adamowicz, P.E., of Chester Engineers, of requiring the installation of this system as condition of approval and issuance of the permit for the Tractor Supply Store site plan. In addition, I also request the requirement that it be constructed prior to issuance of the "Certificate of Use & Occupancy" by the City of Charles Town for the Tractor Supply Store, so as to ensure that it gets installed in a timely manner.

Otherwise, another alternative is for the City of Charles Town to require that the developer post additional construction bonding with Jefferson County (in accordance with Jefferson County's bonding policy) in the amount of the construction cost of the downstream conveyance system. This alternative would separate this issue from the Tractor Supply Store project. However, Jefferson County will need the support of the City of Charles Town in getting the developer do this.

If you wish to meet to discuss my comments and concerns, please feel free to contact me at 304-728-3257.

Sincerely,



Roger L. Goodwin, P.E.
Chief County Engineer

C: Mr. Joe Cosentini, Acting City Manager, City of Charles Town
Mr. Cricky Shultz, Developer
Jefferson County Commission
Tim Boyde, County Administrator
Rebecca Burns, Bonding Administrator
Norma Kuroski, Land Development Inspector



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

Patricia L. Hamill
 Executive Director

FAX

To: ALL COUNTY OFFICIALS

5 pages

Hello County Officials,

There has been recent press regarding changes for retirees with regard to PEIA coverage. These changes affect both those who participate in PEIA and those who do not. There are two major changes:

(1) In 2008, the law was changed that ties PEIA and PERS (or any retirement plan under the state's Consolidated Public Retirement Board - CPRB). Currently, the language says an employee is eligible to elect for PEIA coverage upon retirement if their employer is a participant in PEIA and CPRB. The language used to say PEIA or CPRB. Following that code change, a 10-year lookback was put into place. For counties that do not participate in PEIA, if employees have been in a CPRB plan for 10 years or more, they are eligible for PEIA coverage upon retirement. Important: Note that the 10 year lookback refers to 10 or more years in a state retirement system, not PEIA.

The attachment with this email is PEIA's various scenarios regarding retirement options for the non-state entities. I would advise your county's benefits coordinator to become familiar with these and to advise employees who are considering retirement to check their health care coverage status prior to making any decision.

It is important to note that the non-PEIA counties can create and implement their own retirement coverage for their employees if they wish.

(2) The PEIA Finance Board adopted the following policy in 2010: "Anyone hired from July 1, 2010 is not eligible for subsidized PEIA benefits upon retirement. This decision was made to curtail the OPEB liability. Those new employees in PEIA counties are eligible to participate in PEIA at its true cost. PEIA for those hired before that date is subsidized to the tune of about 60%."

All of this was covered in my "OPEB 101" series last year but the awareness of the changes seems to be just now surfacing as employees in non-PEIA counties are getting ready to retire and learning that they are not eligible for coverage or people are considering running for a different county office and wondering if they will be a "new hire."

Also, please make sure your employee manuals or interviews do not mislead new hires (since July 1, 2010) by referring to subsidized or low-cost PEIA coverage upon retirement. Non-PEIA counties in particular need to inform employees hired after July 1, 1998 (less than 10 years in CPRB) about the eligibility issue and refer them to the attached scenarios or advise them to contact PEIA.

All of this applies to elected officials as well. If you or your employees have questions, I recommend calling Joe Estep or Jason Haught at PEIA.

Thank you and Happy Summer!
 Patti

6/24/2011

West Virginia Retiree Health Benefit Trust Participation (Retiree Trust). The Retiree Trust is intended to address the Other Post Employment Benefit (OPEB) liability of employers with current or future retirees participating in the PEIA health plans. State law mandates that all employers with employees who are eligible or who will become eligible to participate in PEIA as retirees, are MANDATORY participants in the Retiree Trust. (W.Va. Code §§5-16d-1 et seq.)

Non-State employers may opt out of the Retiree Trust ONLY upon a written Certification, under oath, to PEIA that the employer has no employees who are eligible or who will become eligible to participate in the PEIA health plan as retirees. The employer must also agree to defend and hold PEIA harmless from any and all claims by employees of the employer requesting PEIA coverage. PEIA will provide forms for non-State employers wishing to opt out of the Retiree Trust. PEIA will use the following policies in determining whether to accept an employer's opt out request.

WV OPEB Plan Participation Scenario and Policy Document

Table 1 is a list of various scenarios concerning participation in the WV Other Post Employment Benefit (OPEB) Plan. All scenarios assume participation with PEIA.

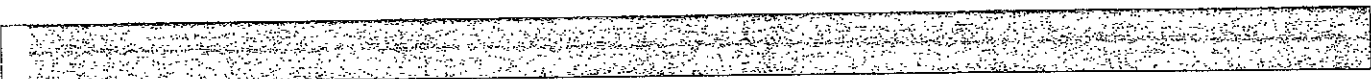
Any employer that opts out of the WV OPEB plan, but remains on PEIA, must still contribute to the Trust at the minimum annual required payment (MARF) level. When opting out of the WV OPEB plan the employer is opting out of retiree eligibility and the billing of the remaining Annual Required Contribution (ARC).

If the employer opts out of PEIA, they may still be required to pay the non-participating premiums for their retirees still participating in PEIA but they will no longer be considered a participating employer in the WV OPEB plan if they sign the Opt Out Hold Harmless Agreement. It will be the responsibility of the employer to determine their OPEB expense and liability, if any.

Retired Employees. Active employees who retire are eligible for PEIA health and life benefits, provided they meet the minimum eligibility requirements of the applicable state retirement system and if their last employer immediately prior to retirement is a participating employer under the Consolidated Public Retirement Board and, as of July 1, 2008 forward, is a participating employer with PEIA. Active Employees who as of July 1, 2008 have ten years or more of credited service in the CPRB and whose employer at the time of their retirement does participate with CPRB, but does not participate with PEIA will be eligible for PEIA retiree coverage; provided: they otherwise meet all criteria under this heading and their employer agrees, in writing, upon a form prescribed by PEIA, that the employer will pay to PEIA the non-participating retiree premium on behalf of the retiree or retirees. Active employees who are members of the Teacher's Defined Contribution Retirement plan must be either: fifty-five years of age and have twelve or more years of credited service; or be at least sixty years of age with five years of service; and their last employer immediately prior to retirement must be a participating employer under that, or the CPRB system to qualify to continue PEIA insurance benefits upon retirement. Employees who participate in non-State retirement systems but which are CPRB system affiliated, contracted, or approved (such as TIAA-CREF and similar plans), or are approved, in writing, by the PEIA Director must, in the case of education employees, meet the minimum eligibility requirements of the State Teacher's Retirement System, and in all other cases meet the minimum eligibility requirements of the Public Employees Retirement System to be eligible for PEIA as a retiree. Eligible retirees not participating with PEIA immediately before their retirement or retirees who enroll with PEIA after the expiration of the calendar month of their retirement and the following two (2) calendar months may be subject to pre-existing condition limitations when they enroll.

	CPRB Participating Employer	Retirees in PEIA Currently	Retirees in PEIA in past
Wishes to Opt Out			
Scenario 1	Yes	Yes	Yes
Scenario 2	No	Yes	Yes
Scenario 3	No	No	Yes
Scenario 4	No	No	No
Scenario 5	Yes	No	No
Wishes to Participate in WV OPEB Plan			
Scenario 6	No	No	No
Scenario 7	No	No	Yes
Scenario 8	No	Yes	Yes
Scenario 9	No	Yes	No
No Action from Employer			
Scenario 10	No	No	No
Scenario 11	No	No	Yes
Scenario 12	No	Yes	Yes
Scenario 13	No	Yes	No
Suggested Policies for Scenarios			
Wishes to Opt Out			
Scenario 1	Reject opt out request. Employer is both PEIA and CPRB.		
Scenario 2	-Reject current opt out request based on current retirees. -Employer will be grandfathered in as an OPEB employer due to past/present participation. -Employer may be able to re-apply for opt-out upon 5 years of no retiree participation in PEIA.		
Scenario 3	-Reject opt out request, employer will be grandfathered in as an OPEB employer due to past participation. - <u>Exception: Approve opt out request if employer signs hold harmless agreement and the past participation is now past 5 years from last retiree's enrollment in PEIA.</u> -If opt out approved, employer will not be permitted to re-enter WV OPEB.		
Scenario 4	-Approve opt out request and cease billing remaining ARC with signed hold harmless agreement. -Employer will not be permitted to re-enter WV OPEB.		
Scenario 5	Reject opt out request. Employer is both PEIA and CPRB.		

4



Wishes to Participate in WV OPEB Plan	
Scenario 6	Approve, if Director approves retirement plan.
Scenario 7	Approved
Scenario 8	Approved
Scenario 9	Approved
No Action from Employer	
Scenario 10	Advise of new law effective July 1, 2008, and request decision to apply for approval of retirement plan. Failure to respond will result in notification of removal from WV OPEB Plan eligibility.
Scenario 11	Advise they have been grandfathered due to past participation and may request to opt out if they are beyond the 5 year period.
Scenario 12	Advise they have been grandfathered due to past and present participation and may request to opt out if they are beyond the 5 year period.
Scenario 13	Advise they have been grandfathered due to present participation and may request to opt out if they are beyond the 5 year period.

(All terms are as defined in W.Va. Code §5-16d-1 et seq)

5

WEST VIRGINIA LOTTERY

First Benchmark
Charles Town
County / City Split
Fiscal Year 2011

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 35.08%	SHEPHERDS TOWN 14.29%
3 days ending: 7/1/10- 7/3/10	\$ 115,402.58	\$ 115,402.58	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Week ending:								
07/10/10	\$ 205,731.64	\$ 205,731.64	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/17/10	\$ 161,386.76	\$ 161,386.76	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/24/10	\$ 160,368.28	\$ 160,368.28	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/31/10	\$ 157,802.08	\$ 157,802.08	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
08/07/10	\$ 161,617.82	\$ 136,494.98	\$ 25,122.84	\$ 3,120.27	\$ 8,682.45	\$ 916.98	\$ 8,813.09	\$ 3,590.05
08/14/10	\$ 156,753.36	\$ 78,376.68	\$ 78,376.68	\$ 9,734.38	\$ 27,086.98	\$ 2,860.75	\$ 27,494.54	\$ 11,200.03
08/21/10	\$ 152,398.04	\$ 76,199.02	\$ 76,199.02	\$ 9,463.92	\$ 26,334.38	\$ 2,781.26	\$ 26,730.62	\$ 10,888.84
08/28/10	\$ 144,920.06	\$ 72,460.03	\$ 72,460.03	\$ 8,999.54	\$ 25,042.19	\$ 2,844.79	\$ 25,418.97	\$ 10,354.54
09/04/10	\$ 152,725.68	\$ 76,362.84	\$ 76,362.84	\$ 9,484.26	\$ 26,391.00	\$ 2,787.24	\$ 26,788.09	\$ 10,912.25
09/11/10	\$ 165,938.72	\$ 82,969.36	\$ 82,969.36	\$ 10,304.79	\$ 28,674.21	\$ 3,028.39	\$ 29,105.65	\$ 11,856.32
09/18/10	\$ 135,277.56	\$ 67,638.78	\$ 67,638.78	\$ 8,400.74	\$ 23,375.96	\$ 2,468.82	\$ 23,727.68	\$ 9,665.58
09/25/10	\$ 140,870.12	\$ 70,435.06	\$ 70,435.06	\$ 8,748.03	\$ 24,342.36	\$ 2,570.88	\$ 24,708.62	\$ 10,065.17
10/02/10	\$ 142,027.72	\$ 71,013.86	\$ 71,013.86	\$ 8,819.92	\$ 24,542.39	\$ 2,592.01	\$ 24,911.66	\$ 10,147.88
10/09/10	\$ 138,623.00	\$ 69,311.50	\$ 69,311.50	\$ 8,608.49	\$ 23,954.06	\$ 2,529.87	\$ 24,314.47	\$ 9,904.61
10/16/10	\$ 150,469.24	\$ 75,234.62	\$ 75,234.62	\$ 9,344.14	\$ 26,001.08	\$ 2,746.06	\$ 26,392.31	\$ 10,751.03
10/23/10	\$ 140,581.60	\$ 70,290.80	\$ 70,290.80	\$ 8,730.12	\$ 24,292.50	\$ 2,565.61	\$ 24,658.01	\$ 10,044.56
10/30/10	\$ 131,230.08	\$ 65,615.04	\$ 65,615.04	\$ 8,149.39	\$ 22,676.56	\$ 2,394.95	\$ 23,017.75	\$ 9,376.39
11/06/10	\$ 122,675.24	\$ 61,337.62	\$ 61,337.62	\$ 7,618.13	\$ 21,198.28	\$ 2,238.82	\$ 21,517.24	\$ 8,765.15
11/13/10	\$ 129,190.56	\$ 64,595.28	\$ 64,595.28	\$ 8,022.73	\$ 22,324.13	\$ 2,357.73	\$ 22,660.32	\$ 9,203.67
11/20/10	\$ 112,020.16	\$ 56,010.08	\$ 56,010.08	\$ 6,958.45	\$ 19,357.08	\$ 2,044.37	\$ 19,648.04	\$ 8,030.84
11/27/10	\$ 142,341.80	\$ 71,170.90	\$ 71,170.90	\$ 8,839.43	\$ 24,596.66	\$ 2,597.74	\$ 24,966.75	\$ 10,170.32
12/04/10	\$ 106,430.16	\$ 53,215.08	\$ 53,215.08	\$ 6,609.31	\$ 18,391.13	\$ 1,942.35	\$ 18,667.85	\$ 7,604.44
12/11/10	\$ 93,888.00	\$ 46,944.00	\$ 46,944.00	\$ 5,830.44	\$ 16,223.85	\$ 1,713.46	\$ 16,467.95	\$ 6,708.30
12/18/10	\$ 84,153.52	\$ 42,076.76	\$ 42,076.76	\$ 5,225.93	\$ 14,541.73	\$ 1,535.80	\$ 14,760.53	\$ 6,012.77
12/25/10	\$ 100,900.56	\$ 50,450.28	\$ 50,450.28	\$ 6,265.92	\$ 17,435.62	\$ 1,841.44	\$ 17,697.96	\$ 7,209.35
01/01/11	\$ 170,304.24	\$ 85,152.12	\$ 85,152.12	\$ 10,575.89	\$ 29,428.57	\$ 3,108.06	\$ 29,871.36	\$ 12,168.24
01/08/11	\$ 108,602.80	\$ 54,301.30	\$ 54,301.30	\$ 6,744.22	\$ 18,766.53	\$ 1,982.00	\$ 19,048.89	\$ 7,759.66
01/15/11	\$ 108,011.80	\$ 54,005.90	\$ 54,005.90	\$ 6,707.53	\$ 18,664.44	\$ 1,971.22	\$ 18,945.27	\$ 7,717.44
01/22/11	\$ 121,849.48	\$ 60,924.74	\$ 60,924.74	\$ 7,566.85	\$ 21,055.59	\$ 2,223.75	\$ 21,372.40	\$ 8,706.15
01/29/11	\$ 96,073.88	\$ 48,036.94	\$ 48,036.94	\$ 5,966.19	\$ 16,601.57	\$ 1,753.35	\$ 16,851.35	\$ 6,864.48
02/05/11	\$ 121,554.88	\$ 60,777.44	\$ 60,777.44	\$ 7,548.56	\$ 21,004.68	\$ 2,218.38	\$ 21,320.72	\$ 8,685.09
02/12/11	\$ 134,943.68	\$ 67,471.84	\$ 67,471.84	\$ 8,380.00	\$ 23,318.27	\$ 2,462.72	\$ 23,669.12	\$ 9,641.73
02/19/11	\$ 144,037.08	\$ 72,018.54	\$ 72,018.54	\$ 8,944.70	\$ 24,889.61	\$ 2,628.68	\$ 25,264.10	\$ 10,291.45
02/26/11	\$ 151,088.04	\$ 75,544.02	\$ 75,544.02	\$ 9,382.57	\$ 26,108.01	\$ 2,757.36	\$ 26,500.84	\$ 10,795.24
03/05/11	\$ 149,070.68	\$ 74,535.34	\$ 74,535.34	\$ 9,257.29	\$ 25,759.41	\$ 2,720.54	\$ 26,147.00	\$ 10,651.10
03/12/11	\$ 133,958.96	\$ 66,979.48	\$ 66,979.48	\$ 8,318.85	\$ 23,148.11	\$ 2,444.75	\$ 23,496.40	\$ 9,571.37
03/19/11	\$ 146,226.52	\$ 73,113.26	\$ 73,113.26	\$ 9,080.67	\$ 25,267.94	\$ 2,668.64	\$ 25,648.13	\$ 10,447.88
03/26/11	\$ 136,981.60	\$ 68,490.80	\$ 68,490.80	\$ 8,506.56	\$ 23,670.42	\$ 2,499.91	\$ 24,026.57	\$ 9,787.34
04/02/11	\$ 141,693.16	\$ 70,846.58	\$ 70,846.58	\$ 8,799.15	\$ 24,484.58	\$ 2,585.90	\$ 24,852.97	\$ 10,123.98
04/09/11	\$ 134,153.56	\$ 67,076.78	\$ 67,076.78	\$ 8,330.94	\$ 23,181.74	\$ 2,448.30	\$ 23,530.53	\$ 9,585.27
04/16/11	\$ 129,397.12	\$ 64,698.56	\$ 64,698.56	\$ 8,035.56	\$ 22,359.82	\$ 2,361.51	\$ 22,696.25	\$ 9,245.42
04/23/11	\$ 135,348.28	\$ 67,674.14	\$ 67,674.14	\$ 8,405.13	\$ 23,388.18	\$ 2,470.11	\$ 23,740.09	\$ 9,670.63
04/30/11	\$ 133,615.00	\$ 66,807.50	\$ 66,807.50	\$ 8,297.49	\$ 23,088.67	\$ 2,438.48	\$ 23,436.07	\$ 9,546.79
05/07/11	\$ 132,759.48	\$ 66,379.74	\$ 66,379.74	\$ 8,244.36	\$ 22,940.84	\$ 2,422.87	\$ 23,286.01	\$ 9,485.66
05/14/11	\$ 133,399.52	\$ 66,699.76	\$ 66,699.76	\$ 8,284.11	\$ 23,051.44	\$ 2,434.54	\$ 23,398.27	\$ 9,531.40
05/21/11	\$ 126,420.88	\$ 63,210.44	\$ 63,210.44	\$ 7,850.74	\$ 21,845.53	\$ 2,307.18	\$ 22,174.22	\$ 9,032.77
05/28/11	\$ 129,448.12	\$ 64,724.06	\$ 64,724.06	\$ 8,038.73	\$ 22,368.64	\$ 2,362.43	\$ 22,705.19	\$ 9,249.07
06/04/11	\$ 149,904.68	\$ 74,952.34	\$ 74,952.34	\$ 9,309.08	\$ 25,903.53	\$ 2,735.76	\$ 26,293.28	\$ 10,710.69
06/11/11	\$ 124,406.24	\$ 62,203.12	\$ 62,203.12	\$ 7,725.63	\$ 21,497.40	\$ 2,270.41	\$ 21,820.85	\$ 8,888.83
06/18/11	\$ 122,401.52	\$ 61,200.76	\$ 61,200.76	\$ 7,601.13	\$ 21,150.98	\$ 2,233.83	\$ 21,469.23	\$ 8,745.59
Subtotal	\$ 6,921,375.34	\$ 3,916,719.41	\$ 3,004,655.93	\$ 373,178.26	\$ 1,038,409.10	\$ 109,670.00	\$ 1,054,033.21	\$ 429,365.36

Benchmark Goal @ 2% \$ 912,063.48

remainder until 1% / 1% Split \$ -

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

Week Ending Date	Week Ending June 18, 2011
To be Deposited on:	June 27, 2011
Amount Played	72,159,342.09
Amount Won	64,842,881.13
Amount Promo	233,039.00
MWAP Contribution	<u>0.00</u>
Adjusted Gross Terminal Revenue	<u>7,083,421.96</u>
Administrative Costs @ 4%	0.00
Excess Lottery Fund @ 4%	<u>283,336.89</u>
Net Terminal Revenue	<u>6,800,085.07</u>
Surcharge @ 10%	680,008.51
State Share Excess @ 58%	394,404.94
Track Share of Capital Reinvestment @ 42%	285,603.57
<i>Track Share of Capital Reinvestment @ 42% - 96%</i>	\$ 274,179.43
<i>Track Share of Capital Reinvestment @ 42% - 4%</i>	\$ 11,424.14
Adjusted Net Terminal Revenue	<u>6,120,076.56</u>
Racetrack @ 46.50% / 42%	2,570,432.16
Lottery Fund @ 30% / 0%	0.00
Excess Lottery Fund @ 0% / 41%	2,509,231.42
Race Track Purses @ 7% / 14% / 8%	489,606.12
Workers' Compensation Debt Reduction @ 7%	0.00
Employee Pension Fund @ 1% / .5%	30,600.38
Greyhound Development @ .75%	45,900.57
Thoroughbred Development @ .75%	45,900.57
Racing Commission @ 1%	61,200.76
County/Municipality @ 2%	122,401.52
3% Funds:	
Tourism Promotion Fund @ 1.375%	84,151.05
Development Office Promotion Fund @ .375%	22,950.29
Research Challenge Fund @ .5%	30,600.38
Capitol Renovation and Improvement Fund @ .6875%	42,075.53
2004 Capitol Complex Parking Garage Fund @ .0625%	3,825.05
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>61,200.76</u>
	<u>6,120,076.56</u>

VIDEO LOTTERY REPORT
FY 2009

Table Game Revenues
FY 2011

FY 2009			FY 2010			FY 2011		
Date	Amount		Date	Amount		Date	Amount	
7/5/2008 *	169,912.56		7/4/2009 *	128,262.42		7/3/2010	115,402.58	
7/12/2008	176,592.38		7/11/2009	168,815.08		7/10/2010	205,731.64	
7/19/2008	160,344.08		7/18/2009	160,652.98		7/17/2010	161,386.76	
7/26/2008	162,982.74		7/25/2009	158,869.08		7/24/2010	160,368.28	
8/2/2008	178,171.04		8/1/2009	174,493.08		7/31/2010	157,802.08	
8/9/2008	123,538.04		8/8/2009	138,408.80		8/7/2010	136,494.98	
8/16/2008	82,482.89		8/15/2009	81,222.14		8/14/2010	78,376.68	
8/23/2008	76,426.18		8/22/2009	76,260.31		8/21/2010	76,199.02	
8/30/2008	89,459.86		8/29/2009	80,472.92		8/28/2010	72,460.03	154,185.68
9/6/2008	91,644.46		9/5/2009	80,798.15		9/4/2010	76,362.84	
9/13/2008	79,729.93		9/12/2009	86,286.92		9/11/2010	82,969.36	
9/20/2008	71,269.36		9/19/2009	70,010.15		9/18/2010	67,638.78	
9/27/2008	79,735.73		9/26/2009	69,316.87		9/25/2010	70,435.06	94,247.84
10/4/2008	75,186.22		10/3/2009	72,286.04		10/2/2010	71,013.86	
10/11/2008	77,139.04		10/10/2009	69,650.63		10/9/2010	69,311.50	
10/18/2008	80,668.26		10/17/2009	73,560.21		10/16/2010	75,234.62	
10/25/2008	64,379.44		10/24/2009	67,581.66		10/23/2010	70,290.80	
11/1/2008	68,352.42		10/31/2009	64,528.30		10/30/2010	65,615.04	105,903.60
11/8/2008	70,823.02		11/7/2009	63,741.59		11/6/2010	61,337.62	
11/15/2008	65,565.50		11/14/2009	65,959.64		11/13/2010	64,595.28	
11/22/2008	63,883.80		11/21/2009	59,547.05		11/20/2010	56,010.08	
11/29/2008	69,850.12		11/28/2009	72,399.98		11/27/2010	71,170.90	108,717.67
12/6/2008	55,696.68		12/5/2009	51,006.51		12/4/2010	53,215.08	118,721.11
12/13/2008	60,178.04		12/12/2009	52,460.58		12/11/2010	46,944.00	
12/20/2008	52,189.19		12/19/2009	32,834.39		12/18/2010	42,076.76	
12/27/2008	72,205.91		12/26/2009	53,406.34		12/25/2010	50,450.28	
1/3/2009	96,504.65		1/2/2010	92,980.40		1/1/2011	85,152.12	
1/10/2009	53,286.62		1/9/2010	55,020.46		1/8/2011	54,301.30	

1/17/2009	56,068.87	1/16/2010	60,551.28	1/15/2011	54,005.90	
1/24/2009	71,474.63	1/23/2010	69,943.53	1/22/2011	60,924.74	
1/31/2009	61,089.80	1/30/2010	48,527.75	1/29/2011	48,036.94	January, 2011 106,189.21
2/7/2009	83,539.63	2/6/2010	37,155.14	2/5/2011	60,777.44	
2/14/2009	76,054.44	2/13/2010	44,334.00	2/12/2011	67,471.84	
2/21/2009	91,838.41	2/20/2010	76,946.12	2/19/2011	72,018.54	
2/28/2009	80,806.88	2/27/2010	72,024.40	2/26/2011	75,544.02	February, 2011 105,776.45
3/7/2009	48,837.13	3/6/2010	76,936.85	3/5/2011	74,535.34	
3/14/2009	96,025.39	3/13/2010	71,007.37	3/12/2011	66,979.48	
3/21/2009	79,002.82	3/20/2010	74,335.38	3/19/2011	73,113.26	
3/28/2009	79,250.83	3/27/2010	69,941.88	3/26/2011	68,490.80	March, 2011 120,927.10
4/4/2009	75,968.30	4/3/2010	70,636.28	4/2/2011	70,846.58	
4/11/2009	75,964.94	4/10/2010	69,692.79	4/9/2011	67,076.78	
4/18/2009	80,598.22	4/17/2010	69,335.92	4/16/2011	64,698.56	
4/25/2009	75,571.46	4/24/2010	68,714.11	4/23/2011	67,674.14	
5/2/2009	73,957.05	5/1/2010	68,799.06	4/30/2011	66,807.50	April, 2011 130,654.61
5/9/2009	76,697.22	5/8/2010	67,403.54	5/7/2011	66,379.74	
5/16/2009	71,925.70	5/15/2010	70,186.32	5/14/2011	66,699.76	
5/23/2009	81,395.43	5/22/2010	64,695.71	5/21/2011	63,210.44	
5/30/2009	82,161.55	5/29/2010	67,157.40	5/28/2011	64,724.06	May, 2011 130,492.02
6/6/2009	74,895.74	6/5/2010	77,371.80	6/4/2011	74,952.34	
6/13/2009	67,327.23	6/12/2010	66,106.29	6/11/2011	62,203.12	
6/20/2009	75,500.53	6/19/2010	64,888.48	6/18/2011	61,200.76	
6/27/2009	67,354.10	6/26/2010	63,950.29			
6/30/2009 ***	32,059.58	6/30/2010	29,667.19			
TOTALS 4403564.04			4041141.56	3916719.41	1175815.29	

WEST VIRGINIA LOTTERY
First Benchmark
Charles Town
County / City Split
Fiscal Year 2011

Charles Town
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 35.08%	SHEPHERDS TOWN 14.29%
3 days ending: 7/1/10- 7/3/10	\$ 115,402.58	\$ 115,402.58	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Week ending:								
07/10/10	\$ 205,731.64	\$ 205,731.64	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/17/10	\$ 161,386.76	\$ 161,386.76	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/24/10	\$ 160,368.28	\$ 160,368.28	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
07/31/10	\$ 157,802.08	\$ 157,802.08	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
08/07/10	\$ 161,617.82	\$ 136,494.98	\$ 25,122.84	\$ 3,120.27	\$ 8,682.45	\$ 916.98	\$ 8,813.09	\$ 3,590.05
08/14/10	\$ 156,753.36	\$ 78,376.68	\$ 78,376.68	\$ 9,734.38	\$ 27,086.98	\$ 2,860.75	\$ 27,494.54	\$ 11,200.03
08/21/10	\$ 152,398.04	\$ 76,199.02	\$ 76,199.02	\$ 9,463.92	\$ 26,334.38	\$ 2,781.26	\$ 26,730.62	\$ 10,888.84
08/28/10	\$ 144,920.06	\$ 72,460.03	\$ 72,460.03	\$ 8,999.54	\$ 25,042.19	\$ 2,844.79	\$ 25,418.97	\$ 10,354.54
09/04/10	\$ 152,725.68	\$ 76,362.84	\$ 76,362.84	\$ 9,484.26	\$ 26,391.00	\$ 2,787.24	\$ 26,788.09	\$ 10,912.25
09/11/10	\$ 165,938.72	\$ 82,969.36	\$ 82,969.36	\$ 10,304.79	\$ 28,674.21	\$ 3,028.39	\$ 29,105.65	\$ 11,858.32
09/18/10	\$ 135,277.56	\$ 67,638.78	\$ 67,638.78	\$ 8,400.74	\$ 23,375.96	\$ 2,468.82	\$ 23,727.68	\$ 9,665.58
09/25/10	\$ 140,870.12	\$ 70,435.06	\$ 70,435.06	\$ 8,748.03	\$ 24,342.36	\$ 2,570.88	\$ 24,708.62	\$ 10,065.17
10/02/10	\$ 142,027.72	\$ 71,013.86	\$ 71,013.86	\$ 8,819.92	\$ 24,542.39	\$ 2,592.01	\$ 24,911.66	\$ 10,147.88
10/09/10	\$ 138,623.00	\$ 69,311.50	\$ 69,311.50	\$ 8,608.49	\$ 23,954.06	\$ 2,529.87	\$ 24,314.47	\$ 9,904.61
10/16/10	\$ 150,469.24	\$ 75,234.62	\$ 75,234.62	\$ 9,344.14	\$ 26,001.08	\$ 2,746.06	\$ 26,392.31	\$ 10,751.03
10/23/10	\$ 140,581.60	\$ 70,290.80	\$ 70,290.80	\$ 8,730.12	\$ 24,292.50	\$ 2,565.61	\$ 24,658.01	\$ 10,044.56
10/30/10	\$ 131,230.08	\$ 65,615.04	\$ 65,615.04	\$ 8,149.39	\$ 22,676.56	\$ 2,394.95	\$ 23,017.75	\$ 9,376.39
11/06/10	\$ 122,675.24	\$ 61,337.62	\$ 61,337.62	\$ 7,618.13	\$ 21,198.28	\$ 2,238.82	\$ 21,517.24	\$ 8,765.15
11/13/10	\$ 129,190.56	\$ 64,595.28	\$ 64,595.28	\$ 8,022.73	\$ 22,324.13	\$ 2,357.73	\$ 22,660.02	\$ 9,230.67
11/20/10	\$ 112,020.16	\$ 56,010.08	\$ 56,010.08	\$ 6,956.45	\$ 19,357.08	\$ 2,047.37	\$ 19,648.34	\$ 8,003.84
11/27/10	\$ 142,341.80	\$ 71,170.90	\$ 71,170.90	\$ 8,839.43	\$ 24,596.66	\$ 2,597.74	\$ 24,966.75	\$ 10,170.32
12/04/10	\$ 106,430.16	\$ 53,215.08	\$ 53,215.08	\$ 6,609.31	\$ 18,391.13	\$ 1,942.35	\$ 18,667.85	\$ 7,604.44
12/11/10	\$ 93,888.00	\$ 46,944.00	\$ 46,944.00	\$ 5,830.44	\$ 16,223.85	\$ 1,713.46	\$ 16,467.95	\$ 6,708.30
12/18/10	\$ 84,153.52	\$ 42,076.76	\$ 42,076.76	\$ 5,225.93	\$ 14,541.73	\$ 1,535.80	\$ 14,760.53	\$ 6,012.77
12/25/10	\$ 100,900.56	\$ 50,450.28	\$ 50,450.28	\$ 6,265.92	\$ 17,435.62	\$ 1,841.44	\$ 17,697.96	\$ 7,209.35
01/01/11	\$ 170,304.24	\$ 85,152.12	\$ 85,152.12	\$ 10,575.89	\$ 29,428.57	\$ 3,108.06	\$ 29,871.36	\$ 12,168.24
01/08/11	\$ 108,602.60	\$ 54,301.30	\$ 54,301.30	\$ 6,744.22	\$ 18,766.53	\$ 1,982.00	\$ 19,048.89	\$ 7,759.66
01/15/11	\$ 108,011.80	\$ 54,005.90	\$ 54,005.90	\$ 6,707.53	\$ 18,664.44	\$ 1,971.22	\$ 18,945.27	\$ 7,717.44
01/22/11	\$ 121,849.48	\$ 60,924.74	\$ 60,924.74	\$ 7,566.85	\$ 21,055.59	\$ 2,223.75	\$ 21,372.40	\$ 8,706.15
01/29/11	\$ 96,073.88	\$ 48,036.94	\$ 48,036.94	\$ 5,966.19	\$ 16,601.57	\$ 1,753.35	\$ 16,851.35	\$ 6,864.48
02/05/11	\$ 121,554.88	\$ 60,777.44	\$ 60,777.44	\$ 7,548.56	\$ 21,004.68	\$ 2,218.38	\$ 21,320.72	\$ 8,685.09
02/12/11	\$ 134,943.68	\$ 67,471.84	\$ 67,471.84	\$ 8,380.00	\$ 23,318.27	\$ 2,462.72	\$ 23,669.12	\$ 9,641.73
02/19/11	\$ 144,037.08	\$ 72,018.54	\$ 72,018.54	\$ 8,944.70	\$ 24,889.61	\$ 2,628.68	\$ 25,264.10	\$ 10,291.45
02/26/11	\$ 151,088.04	\$ 75,544.02	\$ 75,544.02	\$ 9,382.57	\$ 26,108.01	\$ 2,757.36	\$ 26,500.84	\$ 10,795.24
03/05/11	\$ 149,070.68	\$ 74,535.34	\$ 74,535.34	\$ 9,257.29	\$ 25,759.41	\$ 2,720.54	\$ 26,147.00	\$ 10,651.10
03/12/11	\$ 133,958.96	\$ 66,979.48	\$ 66,979.48	\$ 8,318.85	\$ 23,148.11	\$ 2,444.75	\$ 23,496.40	\$ 9,571.37
03/19/11	\$ 146,226.52	\$ 73,113.26	\$ 73,113.26	\$ 9,080.67	\$ 25,267.94	\$ 2,668.64	\$ 25,648.13	\$ 10,447.88
03/26/11	\$ 136,981.60	\$ 68,490.80	\$ 68,490.80	\$ 8,506.56	\$ 23,670.42	\$ 2,499.91	\$ 24,026.57	\$ 9,787.34
04/02/11	\$ 141,693.16	\$ 70,846.58	\$ 70,846.58	\$ 8,799.15	\$ 24,484.58	\$ 2,585.90	\$ 24,852.97	\$ 10,123.98
04/09/11	\$ 134,153.56	\$ 67,076.78	\$ 67,076.78	\$ 8,330.94	\$ 23,181.74	\$ 2,448.30	\$ 23,530.53	\$ 9,585.27
04/16/11	\$ 129,397.12	\$ 64,698.56	\$ 64,698.56	\$ 8,035.56	\$ 22,359.82	\$ 2,361.51	\$ 22,696.25	\$ 9,245.42
04/23/11	\$ 135,348.28	\$ 67,674.14	\$ 67,674.14	\$ 8,405.13	\$ 23,388.18	\$ 2,470.11	\$ 23,740.09	\$ 9,670.63
04/30/11	\$ 133,615.00	\$ 66,807.50	\$ 66,807.50	\$ 8,297.49	\$ 23,088.67	\$ 2,438.48	\$ 23,438.07	\$ 9,546.79
05/07/11	\$ 132,759.48	\$ 66,379.74	\$ 66,379.74	\$ 8,244.36	\$ 22,940.84	\$ 2,422.87	\$ 23,286.01	\$ 9,485.66
05/14/11	\$ 133,399.52	\$ 66,699.76	\$ 66,699.76	\$ 8,284.11	\$ 23,051.44	\$ 2,434.54	\$ 23,398.27	\$ 9,531.40
05/21/11	\$ 126,420.88	\$ 63,210.44	\$ 63,210.44	\$ 7,850.74	\$ 21,845.53	\$ 2,307.18	\$ 22,174.22	\$ 9,032.77
05/28/11	\$ 129,448.12	\$ 64,724.06	\$ 64,724.06	\$ 8,038.73	\$ 22,368.64	\$ 2,362.43	\$ 22,705.19	\$ 9,249.07
06/04/11	\$ 149,904.68	\$ 74,952.34	\$ 74,952.34	\$ 9,309.08	\$ 25,903.53	\$ 2,735.76	\$ 26,293.28	\$ 10,710.69
06/11/11	\$ 124,406.24	\$ 62,203.12	\$ 62,203.12	\$ 7,725.83	\$ 21,497.40	\$ 2,270.41	\$ 21,820.85	\$ 8,888.63
06/18/11	\$ 122,401.52	\$ 61,200.76	\$ 61,200.76	\$ 7,601.13	\$ 21,150.98	\$ 2,233.83	\$ 21,469.23	\$ 8,745.59
06/25/11	\$ 130,940.88	\$ 65,470.44	\$ 65,470.44	\$ 8,131.43	\$ 22,626.58	\$ 2,389.67	\$ 22,967.03	\$ 9,355.73
Subtotal	\$ 7,052,316.22	\$ 3,982,189.85	\$ 3,070,126.37	\$ 381,309.69	\$ 1,061,035.68	\$ 112,059.67	\$ 1,077,000.24	\$ 438,721.09

Benchmark Goal @ 2% \$ 912,063.48

Remainder until 1% / 1% Split \$ -

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

Week Ending Date	Week Ending June 25, 2011
To be Deposited on:	July 1, 2011
Amount Played	76,215,016.23
Amount Won	68,356,842.74
Amount Promo	280,577.00
MWAP Contribution	<u>0.00</u>
Adjusted Gross Terminal Revenue	<u>7,577,596.49</u>
Administrative Costs @ 4%	0.00
Excess Lottery Fund @ 4%	<u>303,103.86</u>
Net Terminal Revenue	<u>7,274,492.63</u>
Surcharge @ 10%	727,449.27
State Share Excess @ 58%	421,920.58
Track Share of Capital Reinvestment @ 42%	305,528.69
<i>Track Share of Capital Reinvestment @ 42% - 96%</i>	\$ 293,307.54
<i>Track Share of Capital Reinvestment @ 42% - 4%</i>	\$ 12,221.15
Adjusted Net Terminal Revenue	<u>6,547,043.36</u>
Racetrack @ 46.50% / 42%	2,749,758.21
Lottery Fund @ 30% / 0%	0.00
Excess Lottery Fund @ 0% / 41%	2,684,287.74
Race Track Purses @ 7% / 14% / 8%	523,763.47
Workers' Compensation Debt Reduction @ 7%	0.00
Employee Pension Fund @ 1% / .5%	32,735.22
Greyhound Development @ .75%	49,102.83
Thoroughbred Development @ .75%	49,102.83
Racing Commission @ 1%	65,470.44
County/Municipality @ 2%	130,940.88
3% Funds:	
Tourism Promotion Fund @ 1.375%	90,021.85
Development Office Promotion Fund @ .375%	24,551.41
Research Challenge Fund @ .5%	32,735.22
Capitol Renovation and Improvement Fund @ .6875%	45,010.92
2004 Capitol Complex Parking Garage Fund @ .0625%	4,091.90
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>65,470.44</u>
	<u>6,547,043.36</u>

1/17/2009	56,068.87	1/16/2010	60,551.28	1/15/2011	54,005.90	
1/24/2009	71,474.63	1/23/2010	69,943.53	1/22/2011	60,924.74	
1/31/2009	61,089.80	1/30/2010	48,527.75	1/29/2011	48,036.94	January, 2011 106,189.21
2/7/2009	83,539.63	2/6/2010	37,155.14	2/5/2011	60,777.44	
2/14/2009	76,054.44	2/13/2010	44,334.00	2/12/2011	67,471.84	
2/21/2009	91,838.41	2/20/2010	76,946.12	2/19/2011	72,018.54	
2/28/2009	80,806.88	2/27/2010	72,024.40	2/26/2011	75,544.02	February, 2011 105,776.45
3/7/2009	48,837.13	3/6/2010	76,936.85	3/5/2011	74,535.34	
3/14/2009	96,025.39	3/13/2010	71,007.37	3/12/2011	66,979.48	
3/21/2009	79,002.82	3/20/2010	74,335.38	3/19/2011	73,113.26	
3/28/2009	79,250.83	3/27/2010	69,941.88	3/26/2011	68,490.80	March, 2011 120,927.10
4/4/2009	75,968.30	4/3/2010	70,636.28	4/2/2011	70,846.58	
4/11/2009	75,964.94	4/10/2010	69,692.79	4/9/2011	67,076.78	
4/18/2009	80,598.22	4/17/2010	69,335.92	4/16/2011	64,698.56	
4/25/2009	75,571.46	4/24/2010	68,714.11	4/23/2011	67,674.14	
5/2/2009	73,957.05	5/1/2010	68,799.06	4/30/2011	66,807.50	April, 2011 130,654.61
5/9/2009	76,697.22	5/8/2010	67,403.54	5/7/2011	66,379.74	
5/16/2009	71,925.70	5/15/2010	70,186.32	5/14/2011	66,699.76	
5/23/2009	81,395.43	5/22/2010	64,695.71	5/21/2011	63,210.44	
5/30/2009	82,161.55	5/29/2010	67,157.40	5/28/2011	64,724.06	May, 2011 130,492.02
6/6/2009	74,895.74	6/5/2010	77,371.80	6/4/2011	74,952.34	
6/13/2009	67,327.23	6/12/2010	66,106.29	6/11/2011	62,203.12	
6/20/2009	75,500.53	6/19/2010	64,888.48	6/18/2011	61,200.76	
6/27/2009	67,354.10	6/26/2010	63,950.29	6/25/2011	65,470.44	
6/30/2009 ***	32,059.58	6/30/2010	29,667.19			
TOTALS	4403564.04		4041141.56		3982189.85	1175815.29

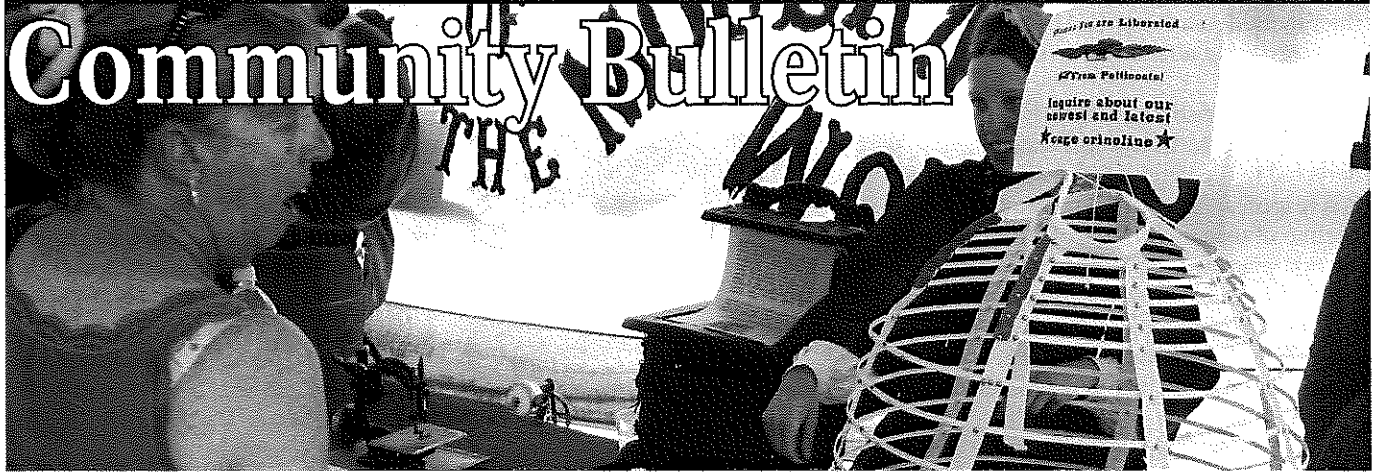
VIDEO LOTTERY REPORT
FY 2009

Table Game Revenues
FY 2011

FY 2009			FY 2010			FY 2011		
Date	Amount		Date	Amount		Date	Amount	
7/5/2008 *	169,912.56		7/4/2009 *	128,262.42		7/3/2010	115,402.58	
7/12/2008	176,592.38		7/11/2009	168,815.08		7/10/2010	205,731.64	
7/19/2008	160,344.08		7/18/2009	160,652.98		7/17/2010	161,386.76	
7/26/2008	162,982.74		7/25/2009	158,869.08		7/24/2010	160,368.28	
8/2/2008	178,171.04		8/1/2009	174,493.08		7/31/2010	157,802.08	
8/9/2008	123,538.04		8/8/2009	138,408.80		8/7/2010	136,494.98	
8/16/2008	82,482.89		8/15/2009	81,222.14		8/14/2010	78,376.68	
8/23/2008	76,426.18		8/22/2009	76,260.31		8/21/2010	76,199.02	
8/30/2008	89,459.86		8/29/2009	80,472.92		8/28/2010	72,460.03	154,185.68
9/6/2008	91,644.46		9/5/2009	80,798.15		9/4/2010	76,362.84	
9/13/2008	79,729.93		9/12/2009	86,286.92		9/11/2010	82,969.36	
9/20/2008	71,269.36		9/19/2009	70,010.15		9/18/2010	67,638.78	
9/27/2008	79,735.73		9/26/2009	69,316.87		9/25/2010	70,435.06	94,247.84
10/4/2008	75,186.22		10/3/2009	72,286.04		10/2/2010	71,013.86	
10/11/2008	77,139.04		10/10/2009	69,650.63		10/9/2010	69,311.50	
10/18/2008	80,668.26		10/17/2009	73,560.21		10/16/2010	75,234.62	
10/25/2008	64,379.44		10/24/2009	67,581.66		10/23/2010	70,290.80	
11/1/2008	68,352.42		10/31/2009	64,528.30		10/30/2010	65,615.04	105,903.60
11/8/2008	70,823.02		11/7/2009	63,741.59		11/6/2010	61,337.62	
11/15/2008	65,565.50		11/14/2009	65,959.64		11/13/2010	64,595.28	
11/22/2008	63,883.80		11/21/2009	59,547.05		11/20/2010	56,010.08	
11/29/2008	69,850.12		11/28/2009	72,399.98		11/27/2010	71,170.90	108,717.67
12/6/2008	55,696.68		12/5/2009	51,006.51		12/4/2010	53,215.08	118,721.11
12/13/2008	60,178.04		12/12/2009	52,460.58		12/11/2010	46,944.00	
12/20/2008	52,189.19		12/19/2009	32,834.39		12/18/2010	42,076.76	
12/27/2008	72,205.91		12/26/2009	53,406.34		12/25/2010	50,450.28	
1/3/2009	96,504.65		1/2/2010	92,980.40		1/1/2011	85,152.12	
1/10/2009	53,286.62		1/9/2010	55,020.46		1/8/2011	54,301.30	



Community Bulletin



Wonders of the Modern World 1860

On Saturday, July 2nd, Harpers Ferry National Historical Park invites visitors to experience “Wonders of the Modern World 1860”. Tantalizing technology and modern marvels never before seen by the Americans at mid-century! Witness the gizmos and gadgets which enticed Americans and observe the technologies which carried the nation through the Civil War and beyond, laying the groundwork for modern society in the process. This special event showcases a Harpers Ferry of the past--an 1860 town decked out in patriotic finery to celebrate Independence Day,

July 4, 1860. Americans celebrated the nation’s birthday with picnics, band concerts, and patriotic speeches honoring the founding fathers and the glorious republic. Americans looked back to reflect upon nearly a century of progress on the American experiment. Looking ahead, Americans also wondered whether the country would still be one united nation for next year’s celebration or if civil war would tear that nation apart. John Brown’s Raid and execution, as well as the coming Presidential election, stirred fervor and pushed questions about the nation’s future to the forefront.

Volunteers and staff in historic costume will help set the mid-century

scene. Visitors are invited to witness the latest and greatest technology of the 19th century in the Wonders of the Modern World exhibition. Families can enjoy special ranger-guided walking tours throughout the day and sit down to enjoy Patriotism, Pride, and a Slice of Early America, an 1860’s hometown band concert with the Wildcat Regiment Band of the 105th Pennsylvania Volunteer Infantry.

Programming Schedule:

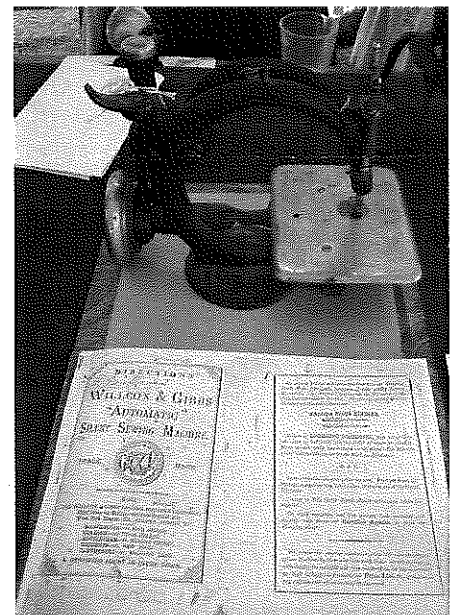
11-4 pm “Wonders of the Modern World 1860!” Tantalizing Technology & Modern Marvels: Never Before Seen By the American Public! Witness the gizmos and gadgets which enticed Americans at mid-century and observe the technologies which would carry the nation through the Civil War and beyond, laying the groundwork for modern society in the process. (on the park green, across from the Bookshop)

2 pm “Celebrating the Glorious 4th: Trouble is Brewing at our local Taverns!” Attend a 19th century style Harpers Ferry Total Abstinence Society Play. (Hamilton Street Tent)

3 pm “Reacting to the Raid: Gathering the Militia” Watch the militia in defense of their state and homes following the October 1859 attempt

of Abolitionist John Brown to free the town’s slaves. A Historic Weapons Firing Demonstration. (Guided tour begins on the park green, across from the Bookshop)

1 & 4 pm “Patriotism, Pride, and A Slice of Early America” Discover your July 4th roots with an 1860 hometown band concert featuring the Wildcat Regimental Band, the brass band of the 105th Penn. Volunteers. (Hamilton Street Tent)



What Are Those Purple Boxes?

What are those purple boxes hanging in some park trees? They are traps for the Emerald Ash Borer (EAB), an invasive beetle that attack Ash trees.

The Emerald Ash Borer is native to China and eastern Asia and was first detected in the United States in 2002. It is responsible for the death and decline of tens of millions of Ash trees. Several years ago the borer was identified in Virginia near Wolf Trap and the area was quarantined. Currently, it is felt that the beetles are held in check. However, they can take years to detect.

Why the color purple? The Emerald Ash Borer really can't tell the color difference, but through research and use of different color and types of traps the color purple gave the best results. Located inside the trap are two types of lures that smell like an Ash tree in stress. The traps also contain a sticky substance that catches the bugs. By checking the traps for ensnared Ash Borers park personnel are able to monitor the presence of the beetle.



A purple trap designed to detect the Emerald Ash Borer within the park.

This is the park's third year monitoring for Emerald Ash Borers. So far none have been detected in the park. If the beetles were detected, measures would be taken, such as removal of the infected trees, in order to eliminate these exotic pests and prevent the species further spread.


Many states including Maryland, Virginia and West Virginia have placed quarantines and preventive measures to ensure that firewood containing the Emerald Ash Borer does not cross state lines and cause a wider infestation. Because the beetles lay their eggs in the Ash tree bark and the larvae tunnel under the bark to feed and grow throughout the fall, it is possible that cut wood might actually contain larvae.

Ices & Creamed Ice

Join foodways expert Carol Anderson on July 3 from 11 a.m. to 4 p.m. as she revisits the specialized world of local confectionery Frederick Roder's summer time treats. At mid century ices were growing in popularity, especially with the invention of the ice cream maker. Frederick Roeder would have used ice cream as a special treat to bring customers to his shop in the heat of summer.

Roeder was a German immigrant who arrived in Harpers Ferry, Virginia to begin a new life with his wife and 7 children. They all lived and worked in the confectionery.

Ice cream, ices, and custards formed the basis of cold refreshing treats that appealed to one and all. Even our founding fathers, such as Presidents Washington and Jefferson, took pride in providing their guests with many varieties of these treats. In 1790, George Washington spent \$200.00 on ice cream to entertain his guests. Thomas Jefferson's estate left detailed directions for making ice cream. His home contained a large ice house so plentiful with ice that when one of his home's outside wings caught fire, he ordered ice from his ice house to help extinguish the flames!



National Park Service
U.S. Department of the Interior

The history of Harpers Ferry has few parallels in the American drama. It is more than one event, one date, or one individual. It is multi-layered, involving a diverse number of people and events, decisions and actions that influenced the course of our nation's history. Visit Harpers Ferry and step into history.

Harpers Ferry National Historical Park
P.O. Box 65
Harpers Ferry, West Virginia 25425

Visitor Center
304-535-6029

Harpers Ferry Historical Association Bookshop
304-525-6881

Harpers Ferry/NHP Home Page
www.nps.gov/hafe/

The National Park Service cares for the special places saved by the American people so that all may experience our heritage.

Upcoming Events

July 9 – Military Band Concert:
“Country Current” U.S. Navy Band
Time: 6:00 p.m.
Location: Camp Hill, Mather Training Center grounds
Enjoy the music of one of our country's premier military bands.

July 16-17 – “Under Fire: The Battle of Harpers Ferry”
Time: 11:00 AM – 4:00 PM
Location: Bolivar Heights Battlefield.
Artillery firing demonstrations at 1,2,3 p.m.

July 23 - “Slavery, the Abolitionist Movement and Reflections of Jefferson”
Time: 1:00 PM & 3:00 PM
Location: Lower Town
An insightful dramatic presentation on the issue of slavery featuring Bill Barker as Thomas Jefferson.