

KANAWHA COUNTY COMMISSION AGENDA

Thursday, August 4, 2016

5:00 P.M. CALL TO ORDER

Pledge of Allegiance
Commissioner Kent Carper

Moment of Silence and Recognition

MINUTES

Approval of the Minutes of the Regular Commission meeting on July 21, 2016

RESOLUTION/PROCLAMATION

NEW EMPLOYEES

Commission

Stephanie Petruso, Receptionist, Kanawha County Commission, salary to be determined by the Commission, effective August 8, 2016, replacing Kelsey Harrah
Jennifer Sayre, County Manager

CHANGE OF EMPLOYMENT STATUS

Assessor

Charles Cruickshank, Personal Property, from part-time to full-time employee, \$25,000.00 per year, replacing Danny Allen, effective August 5, 2016

The Honorable Sallie Robinson, Assessor

AGENDA ITEMS

5:00 P.M.

Discussion and update regarding the recent Flood event which began on June 22, 2016, to include any and all necessary actions related to the flood response

Commission President Kent Carper
Commissioner Henry C. Shores
Commissioner Dave Hardy
Representative from FEMA
Representative from National Guard
Representative from WV Department of Homeland Security and
Emergency Management

Update and discussion regarding voting precincts for the 2016 general election, to include discussion regarding any precincts that may need changed or modified. Vote to be taken following August 10th 5:00pm public hearing before the County Commission

Commission President Kent Carper
Commissioner Henry C. Shores
Commissioner Dave Hardy

Discussion and Update on Infrastructure Surcharge Case filed by West Virginia American Water Company

Commission President Kent Carper
Andrew Gunnoe, Deputy County Manager

Discussion regarding the distribution of the Dog Fund licensing collections to the Kanawha-Charleston Humane Association in the amount of \$40,000.00

Commission President Kent Carper

Discussion regarding receipt of \$287,083.99, the final closeout FEMA payment for the EMASS failure, to include distributions to Metro 911 (\$98,759.69), Ambulance Authority (\$1,942.05) and Humane Association (\$5,393.12)

Commission President Kent Carper

Discussion regarding allocating \$50,000 for Trace Fork Soccer Fields

Commission President Kent Carper
Commissioner Henry C. Shores
Commissioner Dave Hardy

Kanawha County Commission meetings through September, 2016
Commission President Kent Carper
Commissioner Henry C. Shores
Commissioner Dave Hardy

DATE	TIME
Wednesday, August 10, 2016	5:00 p.m.*
Thursday, August 18, 2016	5:00 p.m.
Thursday, September 8, 2016	5:00 p.m.
Thursday, September 22, 2016	5:00 p.m.

* Special Meeting

5:00 P.M.

PUBLIC HEARING

Public Hearing regarding exoneration for Coal River Energy, LLC. Said erroneous assessment having been previously approved, will be considered for the purpose of rescinding said approval and reinstating the tax owed therein, where adequate proof was not provided that the business was idle prior to July 1, 2014

Commission President Kent Carper
Andrew Gunnoe, Deputy County Manager
Marc Slotnick, County Attorney

PUBLIC COMMENT

COUNTY MANAGER'S REPORT

DIRECTOR OF FINANCE'S REPORT

COUNTY ATTORNEY'S REPORT

STAFF REPORTS

NEW BUSINESS

FIDUCIARY

Objections and Exceptions

Order Declaring Re-Opened Estate Closed (Estate of Imogene D. Arnett)

Order Declaring Re-Opened Estate Closed (Estate of Frederick L. Boggs aka Frederick Boggs)

Order Declaring Re-Opened Estate Closed (Estate of Doris A. Debord aka Doris Ann Debord)

Order Declaring Re-Opened Estate Closed (Estate of James F. Lewis)

Order Declaring Re-Opened Estate Closed (Estate of Harold Loudin)

Order Declaring Re-Opened Estate Closed (Estate of James L. Mobley aka James LeRoy Mobley)

Order Declaring Re-Opened Estate Closed (Estate of Cluther J. Ray)

PURCHASE ORDERS

Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department:

Vendor	Department	Amount	Comments/Description
ThyssenKrupp Elevator Corp.	Maintenance Annex	\$6,814.60	Monthly elevator maintenance for the Judicial Building
Kanawha Putnam Emergency Planning Commission	Emergency Services	\$6,000.00	Annual membership fee
Applied Emergency Management Service	Kanawha Co. Commission	\$6,166.50	Contract for assistance with FEMA flood reimbursement for flood event of June 22, 2016
Rodney Loftis & Son	Kanawha Co. Commission	\$25,410.00	Clendenin WV flood cleanup – flood event of June 22, 2016
Syscon Imaging Systems	Kanawha Co. Commission	\$12,600.00	1-year software maintenance for Commission \$12,240; 1-year software maintenance for Magistrate Court
NewTech Systems Inc.	Maintenance Annex	\$5,209.00	Replace PTZ security camera with 2 megapixel PTZ camera per quote #NSIQ17790
Kanawha-Charleston Humane Association	Kanawha Charleston Humane Assoc.	\$40,000.00	Dog fund contribution

Astrophysical (Ratify PO signed 7/28/16)	Judicial Bldg Security	\$49,490.00	one x-ray inspection system XIS-6545DV 180KV \$44,240; one 1.0 M entry roller table \$850; one 1.5M exit roller table \$1,000.00; screener assist (SA) \$1,000; freight \$900; installation and training \$1,500; 1 year warranty included parts, labor & technician travel
Software Systems, Inc.	Sheriff's Tax Office	\$34,672.27	Processing of 192,838 tax statements per bides received 5/2/16 for processing, printing and mailing tax statements
K&N Contracting, Inc.	Kanawha Co. Commission	\$108,254.95	Flood debris cleanup for flood event of June 22, 2016
Kanawha-Charleston Humane Association	Kanawha Co. Commission	\$5,393.12	FEMA reimbursement for the failure of a mechanically stabilized earth retention structure at Yeager Airport
Metro Emergency Operations Center of Kanawha Co.	Kanawha Co. Commission	\$98,759.69	FEMA reimbursement for the failure of a mechanically stabilized earth retention structure at Yeager Airport
Cleanway Septic Tank Service LLC	Kanawha Co. Commission	\$9,745.00	Rental of portable toilets and washing stations during flood event of June 22, 2016

Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department (*contingent upon the approval and posting of a pending fiscal year 2016-2017 budget revision*):

Vendor	Department	Amount	Comments/Description
City Construction Company, Inc.	Kanawha Co. Commission	\$33,713.00	Replace 13 windows and 3 pairs of doors in the courthouse per bids received 5/31/16
Rodney Loftis & Son	Kanawha Co. Commission	\$179,657.88	Flood debris cleanup for flood event of 6/22/16
Metro Emergency Operations Center of Kanawha County		\$62,000.00	Public Safety Grant Reimbursement for Swiftreach, text to 911 and addressing expenses – public safety grant

General Fund		\$144,582.00	Transfer from Public Safety Fund to General Fund to cover cost of special deputies
Stephens Auto Center	Law Enforcement	\$30,149.00	(One 2017 Ford Police Interceptor Utility / Metallic Gray w/ following deduction for spot lamp removal, rear door handle locks inoperable and Power window Delete -\$360; Add following options: Police Interior upgrade Package, Front Headlamp Lighting Solution, Tail Lamp Lighting Solution, 18" Aluminum Wheels, Daytime Running Lamps, Pre-Wiring for Siren/Speaker, Remappable Steering Wheel Switches, BLIS \$2935 for Law Enforcement 090-401-4-50.02)
K & N Contracting	Kanawha Co Commission	\$486,989.64	Flood debris cleanup for flood event of 6/22/16

ORDERS

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund (*documentation available for inspection at the County Clerk's Office as well as the Kanawha County Commission meeting of August 4, 2016*)

The Honorable Vera J. McCormick, County Clerk

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for Special Funds (*documentation available for inspection at the County Clerk's Office as well as the Kanawha County Commission meeting of August 4, 2016*)

The Honorable Vera J. McCormick, County Clerk

New Employee: Stephanie Petruso, Receptionist, Kanawha County Commission, salary to be determined by the Commission, effective August 8, replacing Kelsey Harrah

Jennifer Sayre, County Manager

Change in Status: New Employee: Charles Cruickshank, Personal Property, from part-time to full-time employee, \$25,000.00 per year, replacing Danny Allen, effective August 5, 2016

**Approval of the Erroneous Assessments submitted by the Kanawha County Assessor (decrease \$11,948.52)
Marc Slotnick, County Attorney**

**Applications for Apportionment of Personal Property Taxes Pursuant to Final Divorce Orders in Accordance with Chapter 11, Article 5, Section 14, of the Code of West Virginia
Marc Slotnick, County Attorney**

Publication of the Notice of Order – Polling Location Emergency Change: Precinct 420 from Herbert Hoover High School, to Bridge Elementary, 5120 Elk River Road, North, Elkview, WV 25071

Publication of the Notice of Order – Polling Location Emergency Change: Precincts 419, 419, and 441 from Clendenin Elementary School to First Baptist Church, 500 Virginia Street, Clendenin, WV 25045

The Revision of the Levy Estimate (Budget) for the County of Kanawha – F.Y. 2016 -2017 General Fund Budget Revision #2

Order rescinding order numbered 2016-196 dated May 5, 2016, solely related to the Coal River Energy LLC (value of \$3,083,102)

Order appointing Karen Haddad to the Kanawha County Parks and Recreation Commission, filling the unexpired term of Anna Dailey (term to expire February 10, 2018)

**Order Authorizing the President of the Kanawha County Commission to sign a Grant Agreement between the Kanawha County Commission and the West Virginia Department of Military Affairs and Public Safety.
Carrie Hill, Legislative Liaison/Grant Coordinator**

**Order authorizing the President of the Kanawha County Commission to sign a Contract Agreement, Certifications, and Special Conditions and Assurances for the Court Security Grant Program, for \$28,050
Carrie Hill, Legislative Liaison/Grant Coordinator**

1. Fiscal Year 2016-2017 Capital Fund Line Item Budget Revision

REVENUES:

090-366-0-00.00	CAPITAL EQUIP - MISC REVENUE	64,241
090-299-0-00.00	CAPITAL EQUIP - FUND BALANCE	147,572

EXPENDITURES:

090-401.00-4-57.01	CAPITAL EQUIP - CO COMM CAPITAL BLDGS	64,241
090-401.00-4-50.02	CAPITAL EQUIP - VEHICLES	42,003
090-401.00-4-50.00	CAPITAL EQUIP - COURHOUSE BUILDINGS	81,713

2. Fiscal Year 2016-2017 Public Safety Grant Fund Line Item Budget Revision

REVENUES:

029-299-0-00.00	Public Safety - Fund Balance	496
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EXPENDITURES:

029-711.00-5-68.00	Public Safety- Contributions other Entity	(500,000)
029-711.01-5-68.00	Public Safety- Dedicated to KCSO	500,000
029-711.00-5-68.67	Public Safety - Oper Grad Prom Alive	496

3. Fiscal Year 2016-2017 General Fund Budget Revision #2

REVENUE:

001-388-0-00.00	CO COMM - TRANSFERS FROM OTHER FUNDS	144,582
001-322-0-20.00	FEDERAL GRANTS- DOMESTIC VIOLENCE VAWA	19,222
001-322-0-21.00	FEDERAL GRANTS - HOMELAND SECURITY	15,000

EXPENDITURE:

001-708.00-1-03.11	SHERIFF SPECIAL DEPUTY - SALARIES	86,778
001-708.00-1-04.00	SHERIFF SPECIAL DEPUTY - FICA	6,639
001-708.00-1-06.00	SHERIFF SPECIAL DEPUTY - RETIREMENT	10,413
001-708.00-1-05-01	SHERIFF SPEICAL DEPUTY - HEALTH INS	32,880
001-708.00-1-05.02	SHERIFF SPECIAL DEPUTY - DENTAL INS	1,872
001-708-00-1-08.02	SHERIFF SPECIAL DEPUTY - OVERTIME	6,000
001-442.20-1-09.00	FED GRANTS - DOM VIOLENCE BAILIFF TEMPORARY	17,856
001-442.20-1-04.00	FED GRANTS - DOMESTIC VIOLENCE BALIFF-FICA	1,366
001-973.14-4-59.00	FED GRANTS - HOMELAND SECURITY, CAPITAL	15,000

4. Fiscal Year 2016-2017 Coal Severance Line Item Revision

EXPENDITURES:

002-708.00-1-05.01	COAL SEV - SPECIAL DEPUTY HOSPITAL	(32,880)
002-708.00-1-05.02	COAL SEV - SPECIAL DEPUTY DENTAL	(1,872)
002-708.00-1-08.01	COAL SEV - SPECIAL DEPUTY OVERTIME	(6,000)
002-708.00-4-59.00	COAL SEV - SPECIAL DEPUTY EQUIPMENT	40,752

5. Fiscal Year 2016-2017 Emergency Response Fund Line Item Budget Revision

Revenues:

021-366-0-00.00	Emergency Response – Refunds & Reimb	544,749
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Expenditures:

021-401-00-3-41.00	Emergency Resp – Supplies	544,749
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LETTER OF INTENT - AMENDED

Town of Cedar Grove, in the amount not to exceed \$36,000.00, from the Emergency Response Fund, for contribution to repair pump station

CHECK REGISTERS/SUPPLEMENTALS (Order Confirming and Approving Disbursements to be made by the Clerk of the County Commission of Kanawha County)

Software Systems, Inc., for the Sheriff's Tax Office, in the amount of \$34,672.27, for processing of 192, 838 tax statements per bids received 5/2/16 for processing, printing and mailing tax statements

K&N Contracting, Inc., for the Kanawha County Commission, in the amount of \$108,254.95, for flood debris cleanup for flood event of June 22, 2016

Metro Emergency Operations Center of Kanawha Co., for the Kanawha Co. Commission, in the amount of \$98,759.69, FEMA reimbursement for the failure of a mechanically stabilized earth retention structure at Yeager Airport

Kanawha Co. Emergency Ambulance, for the Kanawha County Commission, in the amount of \$1,942.05, FEMA reimbursement for the failure of a mechanically stabilized earth retention structure at Yeager Airport

Kanawha-Charleston Humane Association, for the Kanawha Co. Commission, in the amount of \$5,393.12, FEMA reimbursement for the failure of a mechanically stabilized earth retention structure at Yeager Airport

Tyler Trucking Co., LLC, for Kanawha Co. Commission, in the amount of \$4,285.50, for trucking services to haul debris and parking lot repairs during flood event of June 22, 2016

Cleanway Septic Tank Service LLC, for the Kanawha Co. Commission, in the amount of \$9,745.00 for rental of portable toilets and washing stations during flood event of June 22, 2016m

Ratification of emergency checks processed off the bench on July 19, 2016:

United Bank P-card payment in the total amount of \$343,598.46

Ratification of documents not on the agenda but processed at the July 21, 2016, Commission Meeting:

Order for acceptance of the Kanawha County Sheriff's Settlement report for the period ending June 30, 2016

Purchase Order: U.S. Postal Service, for microfilm dept., in the amount of \$664.94, for additional postage for Assessor's business mailing (see Order No. 2016-326)

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha Commission of Kanawha County (supplemental) (U.S. Postal Service)

Emergency check: Rodney Lofits, for the Kanawha Co. Commission, in the amount of \$152,170.00, flood cleanup Clendenin, WV for flood event of 6/22/16

Emergency check: Tyler Trucking Co, LLC, (Kanawha Co. Commission) in the amount of \$204,084.00 for trucking services – hauling debris to landfill 6/27/16-7/2/16 flood event of 5/22/16

Emergency check: K&N Contracting (Kanawha Co. Commission) in the amount of \$146,093.44 for flood debris cleanup – flood event of 6/22/16

Emergency check: Larch Oil & Gas (Kanawha Co. Commission) in the amount of \$46,519.00, for flood debris cleanup – flood event of 6/22/16

F.Y. 2016-17 Fiduciary Fund Line Item Budget Revision

Ratification of Budget Revision processed off the bench on July 29, 2016:

FY 2016-17 Emergency Response Fund Line Item Budget Revision

Revenues:

021-299-0-00.00	Emergency Response – Fund Balance	75,349
021-366-0-00.00	Emergency Response – Refunds & Reimb	287,084

Expenditures:

021-401-00-3-41.00	Emergency Resp – Supplies	362,433
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