

KANAWHA COUNTY COMMISSION
Amended Agenda
Thursday, February 16, 2023

5:00 P.M. CALL TO ORDER

Pledge of Allegiance
Commissioner Lance Wheeler

Moment of Silence and Recognition

MINUTES

Approval of the Minutes of the Regular Commission Meeting on
February 2, 2023

Approval of the Minutes of the Special Commission Meeting on
February 7, 2023

Approval of the Minutes of the Special Commission Meeting on
February 9, 2023

Approval of the Minutes of the Special Commission Meeting on
February 14, 2023

RESOLUTION/PROCLAMATION

Resolution Joining Collaboration and Partnership (CAP) Initiative
with Monongalia County

NEW EMPLOYEES

Shawnee Sports Complex

Richard Ray, Maintenance Supervisor, Shawnee Sports Complex, full-time employee (non-except), salary to be set by the Commission, replacing Quentin Davis, effective February 16, 2023
Jennifer Herrald, County Manager

Andrew Stone, Maintenance Staff Member, Shawnee Sports Complex (non-exempt), salary to be set by the Commission, creating a new position, effective February 16, 2023
Jennifer Herrald, County Manager

AGENDA ITEMS

5:00 P.M.

Presentation for Deputy of the Year
The Honorable Mike Rutherford, Sheriff

Discussion and update from Northeast Little League to include presentation to Kanawha County Commission
Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler
Dean George

Discussion and update on matters related to Paint Creek spill
Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler

Discussion regarding funding request from Dunbar Primary School in the amount of \$8,394.16 for swing sets and basketball hoop that were damaged by a storm. Total Project \$15,695.59
Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler

Discussion regarding funding request for 2023 Charleston Sternwheel Regatta in the amount of \$100,0000 to help boost attendance, increase revenue and economic impact, and take the necessary steps to ensure the long-term sustainability of the Regatta

Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler

Discussion regarding sirens for Rand and Malden in the amount of \$63,197.37

Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler

Discussion regarding WorkForce West Virginia letter dated February 13, 2023, indicating a debt of \$42,562.39 owed to WorkForce West Virginia by the WorkForce Development Board of Kanawha County

Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler
Angie Johnson, Grants Manager, WorkForce West Virginia
Julie Norman, Executive Director, WorkForce Development Board of Kanawha County
Brett Matthews, Board President, WorkForce Development Board of Kanawha County
Aaron Alexander, Board Member, WorkForce Development Board of Kanawha County

Discussion regarding 2023-2024 Budget to include but not be limited to budget presentations from:

- The Honorable Sallie Robinson, Assessor
 - The Honorable Cathy Gatson, Circuit Clerk
 - The Honorable Vera McCormick, County Clerk
 - The Honorable Charles Miller, Prosecutor
 - The Honorable Michael Rutherford, Sheriff
- Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler
Kim Fleck, Director of Finance
Jennifer Herrald, County Manager

Discussion regarding any and all matters related to the Fiscal Year 2023-2024 Budget, to include outside agencies' budget requests received from:

- Kanawha-Charleston Humane Association
- Kanawha Valley Senior Services
- WVU Extension Service
- Prestera
- Camp Virgil Tate
- Kanawha County Parks & Recreation
- Charleston Area Alliance
- Kanawha-Charleston Health Department

Commission President Kent Carper
 Commissioner Ben Salango
 Commissioner Lance Wheeler
 Kim Fleck, Director of Finance
 Jennifer Herrald, County Manager

Discussion regarding 2023 Legislative Agenda

Commissioner Kent Carper
 Commissioner Ben Salango
 Commissioner Lance Wheeler
 Jennifer Herrald, County Manager

Kanawha County Commission meetings through April, 2023

Commission President Kent Carper
 Commissioner Ben Salango
 Commissioner Lance Wheeler

DATE	TIME
Tuesday, February 21, 2023	8:30 a.m.≈ •
Thursday, March 9, 2023	5:00 p.m.Δ
Thursday, March 23, 2023	5:00 p.m.Δ
Tuesday, April 4, 2023	5:00 p.m.Δ
Tuesday, April 18, 2023	5:00 p.m.Δ*

- Δ Regularly Scheduled Commission Meeting
- ≈ Board of Review and Equalization Meeting
- Board of Review and Equalization– Adjourn Sine Die
- * The 2023-2024 Kanawha Co. Levy Rate will be set at this meeting

PUBLIC HEARING

AGENDA SETTING

PUBLIC COMMENT

COUNTY MANAGER'S REPORT

DIRECTOR OF FINANCE'S REPORT

COUNTY ATTORNEY'S REPORT

STAFF REPORTS

NEW BUSINESS

FIDUCIARY

Order Confirming and Ratifying Supervisor's Report of Claims and Settlement Reports

Order Confirming and Ratifying Supervisor's Report of Claims and Settlement Reports

Order Declaring Re-Opened Estate Closed (Estate of Larry Allen Boggess)

Order Declaring Re-Opened Estate Closed (Estate of Woodson C. Haynes)

Order Granting Petition to Probate Will of John Barrett Lawman in Solemn Form

Order Referring to a Fiduciary Commissioner (Estate of Franklin Alva Pierson)

Recommended Order (Estate of Charles Edward Ferrell)

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
WV State University Police	WVSU Police Dept.	\$15,856.88	Reimbursement for MDT's, cruiser equipment & laser per Public Safety Grant Letter of Intent
Rodney Loftis & Son	Kanawha Co. Planning & Community Dev.	\$56,772.00	Demolition of structure located at 6208 MacCorkle Avenue
Dunbar Police Department	Dunbar Police Dept.	\$22,719.95	match on Livescan Fingerprint System
UKV Strategic Initiative Council	Kanawha Co. Commission	\$200,000.00	EDA grant match for the Town of Smithers & City of Montgomery per letter of intent
Town of Clendenin	Clendenin Police Dept.	\$26,200.00	Reimbursement of 50% police vehicle match, two tasers and two breathalyzers per Public Safety Grant Letter of Intent
Dell Marketing LP/Dell USA	Marmet Police Dept.	\$7,665.48	Four (4) Dell Latitude 5430 Rugged Laptops for cruisers per Public Safety Grant letter of Intent
Town of Pratt	Pratt Police Department	\$18,804.00	50% vehicle match per Public Safety Grant Letter of Intent
City of Charleston Police Department	Charleston Police Department	\$19,056.64	Reimbursement for Covert Camera and UAS Drone per Public Safety Grant Letter of Intent
WV Public Safety Expo	WV Public Safety Expo	\$30,000.00	2023 Public Safety Grant Committee Award
Metro Emergency Operations Center of Kanawha County (Commissioner Carper is on this board)	Sheriff's Law Enforcement Div.	\$9,548.10	Monthly radio tower space rent for 10/1/22 through 9/30/23

Brown, Edwards & Company, LLP	Kanawha Co. Planning & Community Dev.	\$8,400.00	CPA services for June 30, 2022 year end for RDA
Nitro Police Department	Nitro Police Department	\$6,546.00	Reimbursement for the purchase of drones per Public Safety Grant Letter of Intent
Rocky Fork Enterprizes	Sheriff's Law Enforcement Div.	\$20,000.00	Vehicle maintenance per KCSO contract
Cedar Grove Police Department	Cedar Grove Police Dept.	\$11,719.00	Partial reimbursement for 2023 Can-Am Defender XT HD9 per Public Safety Grant Letter of Intent
Rodney Loftis & Son	Kanawha Co. Commission	\$9,272.00	Demolition of structure located at BowelsHollow Road
ZDS Design/Consulting Services	Kanawha Co. Commission	\$38,367.50	Engineering services for Judicial Building AHU Replacement
ZMM Architects & Engineers Inc.	Kanawha Co. Commission	\$8,183.93	Shawnee Welcome Center 2023
Appalachian Offroad MC	Yeager Airport Police	\$25,824.00	One (1) 2023 Can-Am Commander Max XT side-by-side vehicle quote dated 9/13/22 per Public Safety Grant letter of intent and Yeager Airport Purchasing Policy
Ken Ellis Memorial Park	Kanawha Co. Commission	\$5,000.00	LEDA Grant for installation for merry-go-round, slide & ADA compliance walkway
Kanawha Valley Senior Services	Kanawha Co. Commission	\$12,778.00	Cost share for van
ALS Group USA, Corporation	Yeager Airport	\$10,000.00	Paint Creek Spill Method Development No Testing

Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department (*contingent upon approval and posting of a pending Fiscal Year 2022-2023 budget revision*):

Vendor	Department	Amount	Comments/Description
Discount Communications	Yeager Airport Fire Dept.	\$10,000.00	7 Kenwood Radios per Public Safety Grant Letter of Intent

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 February 16, 2023*)

The Honorable Vera J. McCormick, Clerk of County the Commission

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 February 16, 2023*)

The Honorable Vera J. McCormick, Clerk of the County Commission

Order Confirming and Approving Orders entered by the Clerk of County Commission of Kanawha County, West Virginia

The Honorable Vera J. McCormick, Clerk of the County Commission

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

Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$34,115.54)

Order Authorizing the President of the Kanawha County Commission to sign the “Independent Contractor Agreement Camp Virgil Tate” between Charlotte Riestenberg and the Kanawha County Commission

Order ratifying the Kanawha County Commission President's signature on the West Virginia Emergency Management Division Request for Public Assistance FEMA PA form

New Employee: Richard Ray, Maintenance Supervisor, Shawnee Sports Complex, full-time employee (non-except), salary to be set by the Commission, replacing Quentin Davis, effective February 16, 2023

New Employee: Andrew Stone, Maintenance Staff Member, Shawnee Sports Complex (non-exempt), salary to be set by the Commission, creating a new position, effective February 16, 2023

Change of Status – Katie Arthur

Change of Status – Samantha Carney

Change of Status – Chad Lewis

Change of Status – Logan Gaddy

Order authorizing the President of the Kanawha County Commission to sign Master Software License, Services, and Support Agreement With Harris Systems USA, Inc.

Demolition Order: In the matter of the property owned by Marshall James Short, Jr. and Constance Marie Short (Tax Map 6 Parcel 200, Clendenin District)

Marc Slotnick, County Attorney

Demolition Order: In the matter of the property owned by Clifford W Crum Jr and Nancy G Armstrong Crum (Tax Map 5 Parcel 125, Chesapeake District)

Marc Slotnick, County Attorney

Demolition Order: In the matter of the property owned by Jane Ann Fields and Elizabeth Ann Fields Wilson (Tax Map 2 Parcel 109, Chesapeake District)

Marc Slotnick, County Attorney

Demolition Order: In the matter of the property owned by Glennis Fields and Rachel Fields (Tax Map 17F Parcel 77, Malden District)

Marc Slotnick, County Attorney

Demolition Order: In the matter of the property owned by Charleston Economic & Community Development Corporation (Tax Map 6 Parcel 183, Clendenin District)

Marc Slotnick, County Attorney

Demolition Order: In the matter of the property owned by Rolando Valentin and Anne Bonilla Arenas (Tax Map 3 Parcel 111, Chesapeake District)

Marc Slotnick, County Attorney

Order Authorizing the President of the Kanawha County Commission to execute the "Section 147(f) Approval and Written Agreement" between the Kanawha County Commission and The Lakewood Volunteer Fire Department, Inc.

Pam Carte, Grant Coordinator

Order authorizing the County Commission to submit a Grant Application for FY2024 WV Community Corrections Grant Program. (Day Report)

Pam Carte, Grant Coordinator

1. Fiscal Year 2022-2023 Parks & Recreation Fund

REVENUE:

013-388-0-00.00 Parks & Recreation Fund - Transfers from other funds 100,000

EXPENDITURE:

013-901.00-1-08.01	Parks & Recreation Fund – Overtime	6,000
013-901.00-1-04.00	Parks & Recreation Fund – FICA	460
013-901.00-1-06.00	Parks & Recreation Fund – Retirement	540
013-901.00-3-41.00	Parks & Recreation - Supplies & Materials	46,500
013-901.00-3-41.01	Parks & Recreation – Equipment	1,500
013-901.00-3-41.02	Parks & Recreation - Concession Supplies	45,000

LETTER OF INTENT

Kanawha Valley Senior Services in the amount of \$12,778.00 for grant award

CHECK REGISTERS: SUPPLEMENTALS/EMERGENCY:

Dunbar Police Department in the amount of \$22,719.95 for 50% match on Livescan Fingerprint System, six mini shields, sixteen first aid kits and six Halligan tools per Public Safety Letter of Intent

City of Charleston Police Department in the amount of \$19,056.64 for reimbursement for Covert Camera and UAS Drone per Public Safety Grant Letter of Intent

Ken Ellis Memorial Park in the amount of \$5,000.00 for LEDA Grant for installation of merry-go-round, slide & ADA compliant walkway

Kanawha Valley Senior Services Inc. in the amount of \$12,778.00 for cost share for van

Ratification of documents processed on January 19, 2023:

Order authorizing the submission of an application to the Commission on Drunk Driving Prevention (CDDP) through the West Virginia State Police, of up to \$15,000. From February 23, 2023 through May 26, 2023

Ratification of documents processed on January 31, 2023:

Purchase Order and Emergency Check: Herbert Hoover High School in the amount of \$200,000.00 for contribution for new school

Ratification of documents processed on February 7, 2023:

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for Special Funds

Ratification of documents processed on February 8, 2023:

Resolution Honoring William Shatner

Emergency Check: Kris Thomas in the amount of \$245 for MSC referee payment

Emergency Check: Elijah Davis in the amount of \$240 for MSC referee payment

Ratification of documents processed on February 9, 2023:

Order authorizing the President of the Kanawha County Commission to execute a Grant from the Commission on Drunk Driving Prevention (CDDP) through the West Virginia State Police, totaling not more than \$15,000 for Grant period of February 23, 2023 through May 26, 2023

Order Authorizing the President of the Kanawha County Commission to sign Contract Modification #1 for the Shawnee Entrance Building Expansion with ZMM

- **AND BOLD DENOTES CHANGE TO THE AGENDA** (Example, typographical error, addition, change and/or omission from the first version of Agenda)



Scott A. Adkins, Acting Commissioner

February 13, 2023

W. Kent Carper, Commissioner
Kanawha County Commission
Post Office Box 3627
Charleston, West Virginia 25336

RE: Demand for Reimbursement of Sub-Grant Funds

Dear Mr. Carper:

The purpose of this letter is to collect a debt due and owing to WorkForce West Virginia (Workforce). WorkForce released an Enhanced Desk Monitoring Review report on November 16, 2022 citing three (3) findings for disallowed costs.

- Finding #9, Unreasonable Bonus \$29,718.99
- Finding #14, Relocation Costs \$4,843.40
- Finding #15, Sign on Bonus \$8,000

Unless notice is received within thirty (30) days from your receipt of this letter that you dispute the validity of this debt, or any portion thereof, this debt will be assumed valid. If you dispute the debt, upon written request within thirty (30) days from your receipt of this letter, verification of the debt will be mailed to you.

This letter is an attempt to collect a debt, and any information obtained will be used for that purpose. If civil litigation becomes necessary and WorkForce prevails, R3 may be liable for the initial debt, court costs, and interest from the date that the debt was due until paid. Please contact Angela Johnson at angela.johnson@wv.gov to make payment arrangements.

Sincerely,

Scott A. Adkins
Acting Commissioner

c: Julie Norman, Workforce Development Board of Kanawha County Executive Director
Brett Matthews, Workforce Development Board of Kanawha County Chair

1900 Kanawha Blvd. East * Building 3 Suite 300 * Charleston, WV 25305

An agency of the Department of Commerce
An equal opportunity employer/program. Auxiliary aids and services are available upon request to individuals with disabilities.

www.workforcewv.org

AmericanJobCenter