

MINUTES OF A REGULAR SESSION OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, HELD IN THE COMMISSION COURTROOM, LOCATED IN CHARLESTON, WEST VIRGINIA THEREOF ON APRIL 18TH, 2023.

A REGULAR MEETING OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, WAS HELD ON APRIL 18TH, 2023, BEGINNING AT 8:00am

THE FOLLOWING MEMBER WAS PRESENT:

W. KENT CARPER, PRESIDENT
BEN SALANGO, COMMISSIONER
LANCE WHEELER, COMMISSIONER

04/18/2023	2023-177	Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department
04/18/2023	2023-178	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund
04/18/2023	2023-179	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for Special Funds
04/18/2023	2023-180	New Employee: Austin Nolan, Maintenance, Kanawha County Commission Maintenance Department, full-time employee, \$35,000.00 per year, replacing Todd Harrison, effective April 19th, 2023
04/18/2023	2023-181	New Employee: Kevin M. Jones, Seasonal Summer IT Externship, Kanawha County Sheriff's Tax Office, part-time employee, \$12.00 per hour, effective April 19th, 2023
04/18/2023	2023-182	New Employee: Frank Edward Mullins, Jr., Personal Property, Kanawha County Assessor's office, full-time employee, \$28,000.00 per year, replacing Leah Blake, effective May 1st, 2023
04/18/2023	2023-183	New Employee: Kathryn White, Summer Intern, Kanawha County Prosecuting Attorney's office, part-time employee, \$12.00 per hour, effective April 17th, 2023
04/18/2023	2023-184	Change In Status: William Jared Joseph Knowles, Real Estate, Kanawha County Assessor's office, from part-time to full-time employee, \$28,000.00 per year, replacing Linda McClure, effective May 1st, 2023
04/18/2023	2023-185	Order Confirming and Approving Orders Entered by the

Clerk of County Commission of Kanawha County, West Virginia

04/18/2023	2023-186	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
04/18/2023	2023-187	Demolition Order: In the matter of the property owned by WTH Properties, LLC (Tax Map 2 Parcel 27, Handley District)
04/18/2023	2023-188	Demolition Order: In the matter of the property owned by VIST LLC (Tax Map 2 Parcel 93, Handley District)
04/18/2023	2023-189	Demolition Order: In the matter of the property owned by Erica Perkins (Tax Map 3A Parcel 195.1, Jefferson District)
04/18/2023	2023-190	Demolition Order: In the matter of the property owned by LandQuest, LLC and Sandra Coleman-Miller (Tax Map 39A Parcel 65, Cabin Creek District)
04/18/2023	2023-191	Demolition Order: In the matter of the property owned by H2 Holdings, LLC (Tax Map 26a Parcel 23, Loudon District)
04/18/2023	2023-192	Demolition Order: In the matter of the property owned by Lin Tech International, LLC or Lin Tech LLC (Tax Map 29G parcel 62, Union District)
04/18/2023	2023-193	Demolition Order: In the matter of the property owned by NAI LLC (Thomas F. Johns and Robert L. Johns, members), secured by Thomas F. Johns and Marilyn D. Johns, and Robert L. Johns and Patricia Johns (Tax Map 45A Parcel 1, Cabin Creek District)
04/18/2023	2023-194	Order approving Agreement with ZMM Architects Engineers regarding Pickleball Courts and annual maintenance for five years
04/18/2023	2023-195	Order authorizing the President of the Kanawha County Commission to Execute an Agreement for Professional Services with GAI Consultants, Inc. for the Strawberry Road Landslide Remediation project
04/18/2023	2023-196	Order authorizing the President of the Kanawha County Commission to Execute an Agreement for Administrative Services with B-C-K-P Regional Intergovernmental Council for Headwaters of the Elk River - Watershed Flood Prevention Plan
04/18/2023	2023-197	Order Appointing Andy Richardson to the Region III Workforce Investment Board of Kanawha County (term to

**SPECIAL MEETING AGENDA
of April 18, 2023
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expire 04/18/26) and Replacing Current Board Member (Bylaws Article VI(D)(2)(b))

04/18/2023	2023-198	Order approving the 2023-2024 Levy Rate of 14.30 cents per \$100.00 of valuation
04/18/2023	2023-199	Order approving the 2023-2024 Excess Levy Rate of 6.09 cents per \$100.00 of valuation
04/18/2023	2023-200	Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-68.00), in the amount of Fifty Thousand Dollars (\$50,000), to the General Fund (#001), as match for mini grants associated with the Benedum- Valley Project
04/18/2023	2023-201	The Revision of the Levy Estimate (Budget) for the County of Kanawha – F. Y. 2022-2023 General Fund Budget Revision #11
04/18/2023	2023-203	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission of West Virginia (supplemental)

Documents not on the agenda but approved/processed at the 04/19/23 Commission Meeting:

04/18/2023	2023-202	Order authorizing the Clerk of the Kanawha County Commission to submit a Grant Application for the 2023 HAVA Security Sub-Grant
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Budget Revisions approved/processed at 04/18/23 Commission Meeting:

Fiscal Year 2022-2023 General Fund Line Item Revision

Fiscal Year 2022-2023 General Fund Budget Revision #11

Fiscal Year 2022-2023 Parks & Recreation Fund

Minutes approved/processed at the 04/18/23 Commission Meeting:

Approval of the Minutes of the Regular Commission Meeting on April 4th, 2023

Fiduciary orders processed at 04/18/23 Commission Meeting:

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

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

Ratification of documents processed on April 4th, 2023:

Purchase Order and Emergency Check: Trio Support Services, WVSU, in the amount of \$6,000.00 for contribution for remainder of year and summer semester for students to receive food items, personal care items and academic supplies

Ratification of documents processed on April 5th, 2023:

Emergency Check: Rodney Loftis & Son in the amount of \$14,686.00 for demolition DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Emergency Check: Astar Abatement, Inc. in the amount of \$2,600.40 for asbestos abatement DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Emergency Check: Pinnacle Consultants LLC in the amount of \$450.00 for asbestos inspection DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Ratification of documents processed on April 10th, 2023:

Emergency Check: Charleston Catholic High School in the amount of \$2,000.00 for GPA Prom Alive Program

Emergency Check: Cross Lanes Christian School in the amount of \$2,000.00 for GPA Prom Alive Program

Ratification of documents processed on April 12th, 2023:

Regular payroll

8:00 A.M. CALL TO ORDER

Pledge of Allegiance
Commissioner Lance Wheeler

Moment of Silence and Recognition

MINUTES

Commissioner Salango moved to approve the minutes listed on the agenda.
Commissioner Wheeler seconded. Motion carried.

Approval of the Minutes of the Regular Commission Meeting on April 4th, 2023

RESOLUTION/PROCLAMATION

NEW EMPLOYEES

Assessor

Commissioner Salango moved to approve Frank Edward Mullins, Jr., Personal Property, Kanawha County Assessor's office, full-time employee, \$28,000.00 per year as listed on the agenda. Commissioner Wheeler seconded. Motion carried.

**Frank Edward Mullins, Jr., Personal Property, Kanawha County Assessor's office, full-time employee, \$28,000.00 per year, replacing Leah Blake, effective May 1st, 2023
The Honorable Sallie Robinson, Assessor**

Commission

Commissioner Salango moved to approve Austin Nolan, Maintenance, Kanawha County Commission Maintenance Department, full-time employee, salary to be \$35,000. Commissioner Wheeler seconded. Motion carried.

**Austin Nolan, Maintenance, Kanawha County Commission Maintenance Department, full-time employee, salary to be set by the Commission, replacing Todd Harrison, effective April 19th, 2023
Jennifer Herrald, County Manager**

CHANGE OF EMPLOYMENT STATUS

AGENDA ITEMS

8:00 A.M.

Discussion regarding the Fiscal Year 2023-2024 Budget and Public Hearing to receive objections pursuant to W.Va. Code § 11-8-10a to include discussion regarding the 2022-2023 Kanawha County Levy Rate at a proposed rate of 14.30 cents per \$100.00 of valuation. Said levy to be set by the Kanawha County Commission upon receipt of public comment and/or objections, if any

**Commission President Kent Carper
Commissioner Ben Salango
Commissioner Lance Wheeler
Kim Fleck, Director of Finance**

Julianne Bowyer informed the Commission that the rate is staying the same 14.30 cents per \$100.00 of valuation. Commissioner Carper asked if this was properly advertised. Marc Slotnick stated yes it was. Commissioner Carper asked if there was anyone present or in the hallway wishing to protest. There were none. Commissioner Carper moved to approve the Kanawha County Levy Rate. Commissioner Salango seconded. Motion carried.

Discussion regarding West Virginia Opioid Settlement. Discussion will include Kanawha County Transparency and Responsible use of these funds as we did with the ARP program funds

Commission President Kent Carper

Jennifer Herralld informed the Commission that Beth Thompson had prepared a brief PowerPoint to show the information she had researched. Commissioner Carper stated that the Commission had no complaints about how we always spent ARP money in public. This money is going to be done the exact same way. Commissioner Carper moved to set this plan in place using the same attorney and accountant as with ARP. Commissioner Salango seconded. Motion carried. Commissioner Carper stated that the Commission did great with our ARP program, and this will work with the opioid funding.

Discussion regarding Project GPA (Graduation, Prom, Alive) to include increasing amount of overtime funds for Law Enforcement agencies from \$30,000 to \$50,000 and increasing allocations to 10 High Schools from \$2,000 to \$2,500 for Graduation and Prom Events. This will include presentation of checks to Charleston Catholic High School and Cross Lanes Christian School for Graduation and Prom Events

Commission President Kent Carper

Jennifer Herralld stated Cross Lanes Christian School representative Mary Cumberlidge. Commissioner Wheeler stated that the Commission had done this program for 17 years, and this is the first time this school has been a part of the program, and it was Commissioner Carper's idea to add the two private schools. Commissioner Carper stated that Kanawha County had seen tragedies in the past, and this funding goes to help keep those from happening. Commissioner Carper asked Mrs. Hoyer with Charleston Catholic how many seniors they have this year. Mrs. Hoyer stated 60 seniors. We hold a project graduation and will put this money towards that. The school has an event at the Y and purchases prizes to give out during the event. Commissioner Carper stated the budget is \$30,000 for law enforcement, and he asked staff to look over the numbers. Julianne Bowyer stated that the staff looked at and on July 1st, it will increase to \$50,000 from the Public Safety Grant. Commissioner Carper stated he would like to send a letter to the Public Safety Grant Committee asking for the increase to \$50,000. Commissioner Carper said he would also like to increase the schools to \$2,500, which would come from Public Safety Grant.

Kanawha County Commission meetings through July, 2023

Commission President Kent Carper

Commissioner Ben Salango

Commissioner Lance Wheeler

DATE	TIME
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Thursday, May 4th, 2023	5:00 p.m.
Tuesday, May 16th, 2023	5:00 p.m.
Thursday, June 22nd, 2023	5:00 p.m.
Thursday, July 6th, 2023	5:00 p.m.
Thursday, July 20th, 2023	5:00 p.m.

PUBLIC HEARING

AGENDA SETTING

PUBLIC COMMENT

COUNTY MANAGER'S REPORT

DIRECTOR OF FINANCE'S REPORT

COUNTY ATTORNEY'S REPORT

STAFF REPORTS

NEW BUSINESS

FIDUCIARY

Commissioner Salango moved to approve the Fiduciary orders listed on the agenda. Commissioner Wheeler seconded. Motion carried.

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

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

PURCHASE ORDERS

Commissioner Salango moved to approve the Purchase Orders listed on the agenda. Commissioner Wheeler seconded. Motion carried.

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
Pitney Bowes Global	Sheriff's Tax	\$32,820.00	Lease for folder/inserters and

Financial Services (Revised PO)	Office		mail machine. Increase PO \$500 4/18/23 for the final lease payment of the fiscal year
TH-St. Francis Hospital (Revised PO)	Kanawha Co. Commission	\$17,325.00	Revised PO to increase PO for additional Mammograms \$1,225.00
Rodney Loftis & Son (ratify PO signed 4/5/23)	Kanawha Co. Planning & Community Dev.	\$14,686.00	Demolition DR 4359-WV-0011 24 Cloverleaf Circle, Malden

Advantage Technology, LLC	Sheriff's Law Enforcement Div.	\$35,501.76	Half of total cost to replace server with Metro 911
Clendenin Elementary School	Kanawha Co. Commission	\$5,000.00	Contribution for airfare, lodging and food for Robotics Team to travel to Dallas to compete in the Worlds
City of South Charleston	Kanawha Co. Planning & Community Dev.	\$6,000.00	Participation in 2023 Spring County Cleanups
Applied Emergency Management Services	Kanawha Co. Commission	\$6,616.25	Consultation Services: DR4605; DR4273 and DR4517
Town of Belle	Kanawha Co. Commission	\$15,000.00	Belle Kayak Launch and Parking Oct 2022
City of Montgomery	Parents Auxiliary, Inc.	\$25,000.00	Fishing Pier requested contribution October 2022
Town of Glasgow	Kanawha Co. Commission	\$15,000.00	Glasgow Extension and Improvement of Boat Launch Oct 2022
Town of Chesapeake	Kanawha Co. Commission	\$20,000.00	Chesapeake Handicap Upgrades for Facilities Oct 2022
ESI Acquisition, Inc.	Kanawha Co. Commission	\$31,283.52	WEBEOC Professional subscription

ORDERS

Commissioner Salango moved to approve the Orders listed on the agenda. Commissioner Wheeler seconded. Motion carried.

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 April 18th, 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 April 18th, 2023*)

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

New Employee: Austin Nolan, Maintenance, Kanawha County Commission Maintenance Department, full-time employee, salary to be set by the Commission, replacing Todd Harrison, effective April 19th, 2023

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Change In Status: William Jared Joseph Knowles, Real Estate, Kanawha County Assessor's office, from part-time to full-time employee, \$28,000.00 per year, replacing Linda McClure, effective May 1st, 2023

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

Demolition Order: In the matter of the property owned by WTH Properties, LLC (Tax Map 2 Parcel 27, Handley District)

Demolition Order: In the matter of the property owned by VIST LLC (Tax Map 2 Parcel 93, Handley District)

Demolition Order: In the matter of the property owned by Erica Perkins (Tax Map 3A Parcel 195.1, Jefferson District)

Demolition Order: In the matter of the property owned by LandQuest, LLC and Sandra Coleman-Miller (Tax Map 39A Parcel 65, Cabin Creek District)

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Demolition Order: In the matter of the property owned by Lin Tech International, LLC or Lin Tech LLC (Tax Map 29G parcel 62, Union District)

Demolition Order: In the matter of the property owned by NAJ LLC (Thomas F. Johns and Robert L. Johns, members), secured by Thomas F. Johns and Marilyn D. Johns, and Robert L. Johns and Patricia Johns (Tax Map 45A Parcel 1, Cabin Creek District)

Order approving Agreement with ZMM Architects Engineers regarding Pickleball Courts and annual maintenance for five years

Order authorizing the President of the Kanawha County Commission to Execute an Agreement for Professional Services with GAI Consultants, Inc. for the Strawberry Road Landslide Remediation project

Order authorizing the President of the Kanawha County Commission to Execute an Agreement for Administrative Services with B-C-K-P Regional Intergovernmental Council for Headwaters of the Elk River - Watershed Flood Prevention Plan

Order Appointing Andy Richardson to the Region III Workforce Investment Board of Kanawha County (term to expire 04/18/26) and Replacing Current Board Member (Bylaws Article VI(D)(2)(b))

Order approving the 2023-2024 Levy Rate of 14.30 cents per \$100.00 of valuation

Kim Fleck, Director of Finance

Order approving the 2023-2024 Excess Levy Rate of 6.09 cents per \$100.00 of valuation

Kim Fleck, Director of Finance

Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-68.00), in the amount of Fifty Thousand Dollars (\$50,000), to the General Fund (#001), as match for mini grants associated with the Benedum-Valley Project

Kim Fleck, Director of Finance

The Revision of the Levy Estimate (Budget) for the County of Kanawha – F. Y. 2022-2023 General Fund Budget Revision #11

Kim Fleck, Director of Finance

1. **Fiscal Year 2022-2023 General Fund Line Item Revision**

EXPENDITURES:

001-403.00-1-03.01	Circuit Clerk - Fulltime	(16,543)
001-403.00-1-09.00	Circuit Clerk - Temporary Salaries	16,543
001-404.00-1-03.01	Sheriff Tax - Fulltime	(40,000)
001-404.00-1-08.01	Sheriff Tax - Overtime	20,000
001-404.00-2-23.00	Sheriff Tax - Professional Services	10,000
001-404.00-3-41.00	Sheriff Tax - Supplies & Materials	10,000
001-412.00-2-14.00	WVU Ext - Travel	(550)
001-412.00-2-19.00	WVU Ext - Equipment Rental	(1,000)
001-412.00-2-16.00	WVU Ext - M & R Equipment	(500)
001-412.00-2-30.00	WVU Ext - Contracted Services	2,050
001-711.00-3-45.00	Emergency Services - Uniforms	(1,000)
001-711.00-2-21.00	Emergency Services - Training	2,000
001-711.00-2-16.00	Emergency Services - M & R Equipment	1,000
001-711.00-2-17.00	Emergency Services - M & R Auto	1,000
001-711.00-3-43.00	Emergency Services - Gas/Oil/Tires	1,000
001-902.00-2-30.00	Camp Virgil Tate - Contracted Services	8,375
001-902.00-3-43.00	Camp Virgil Tate - Gas/Oil/Tires	(721)
001-902.00-2-13.00	Camp Virgil Tate - Utilities	9,096

2. **Fiscal Year 2022-2023 General Fund Budget Revision #11**

REVENUES:

001-388-0-00.00 Co Comm - Transfers from other funds 249,104

EXPENDITURES:

001-444.34-2-30.00 Other Grant - Benedum- Valley Project Cont. Svcs 50,000
001-809.00-5-68.00 Developing Projects - contributions 199,104

3. **Fiscal Year 2022-2023 Parks & Recreation Fund**

REVENUE:

013-388-0-00.00 Parks & Recreation Fund - Transfers from other funds 300,000

EXPENDITURE:

013-901.00-1-03.01 Parks & Recreation Fund - Fulltime 10,945
013-901.00-1-04.00 Parks & Recreation Fund - FICA 795
013-901.00-1-06.00 Parks & Recreation Fund - Retirement 150
013-901.00-1-05.01 Parks & Recreation Health Insurance 5,788
013-901.00-1-05.02 Parks & Recreation - Dental 128
013-901.00-2-13.00 Parks & Recreation - Utilities 60,000
013-901.00-2-30.00 Parks & Recreation - Contracted Services 22,194
013-901.00-3-41.00 Parks & Recreation - Supplies & Materials 200,000

CHECK REGISTERS: SUPPLEMENTALS/EMERGENCY:

Commissioner Salango moved to approve the Check Registers listed on the agenda. Commissioner Wheeler seconded. Motion carried.

TH-St. Francis Hospital in the amount of \$17,325.00 for mammograms

Clendenin Elementary School in the amount of \$5,000.00 for contribution for airfare, lodging and food for Robotics Team to travel to Dallas to compete in the Worlds

Ratification of documents processed on April 4th, 2023:

Commissioner Salango moved to approve the Ratification of documents processed on April 4th, 2023. Commissioner Wheeler seconded. Motion carried.

Purchase Order and Emergency Check: Trio Support Services, WVSU, in the amount of \$6,000.00 for contribution for remainder of

year and summer semester for students to receive food items, personal care items and academic supplies

Ratification of documents processed on April 5th, 2023:

Commissioner Salango moved to approve the Ratification of documents processed on April 5th, 2023. Commissioner Wheeler seconded. Motion carried.

Emergency Check: Rodney Loftis & Son in the amount of \$14,686.00 for demolition DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Emergency Check: Astar Abatement, Inc. in the amount of \$2,600.40 for asbestos abatement DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Emergency Check: Pinnacle Consultants LLC in the amount of \$450.00 for asbestos inspection DR 4359-WV-0011 24 Cloverleaf Circle Malden, 3 day turn around

Ratification of documents processed on April 10th, 2023:

Commissioner Salango moved to approve the Ratification of documents processed on April 10th, 2023. Commissioner Wheeler seconded. Motion carried.

Emergency Check: Charleston Catholic High School in the amount of \$2,000.00 for GPA Prom Alive Program

Emergency Check: Cross Lanes Christian School in the amount of \$2,000.00 for GPA Prom Alive Program

Ratification of documents processed on April 12th, 2023:

Commissioner Salango moved to approve the Ratification of documents processed on April 12th, 2023. Commissioner Wheeler seconded. Motion carried.

Regular payroll

THE KANAWHA COUNTY REGULAR COMMISSION MEETING OF
APRIL 18th, 2023, ADJOURNED AT 8:20am UNTIL THE 4th DAY OF
MAY 2023.

THE FOREGOING MINUTES ARE APPROVED THIS 4TH DAY OF MAY
2023.



COMMISSION-PRESIDENT



COMMISSIONER



COMMISSIONER


COUNTY ATTORNEY