

KANAWHA COUNTY COMMISSION

Agenda

Thursday, March 21, 2024

5:00 P.M. CALL TO ORDER

Pledge of Allegiance
Commission President Lance Wheeler

Moment of Silence and Recognition

MINUTES

Approval of the Minutes of the Regular Commission Meeting on
March 7, 2024

RESOLUTION/PROCLAMATION

NEW EMPLOYEES

Sheriff

Lora L. Nida, Tax Clerk, Kanawha County Sheriff's Tax Office, full-time employee, \$27,081.60 per year, replacing Brook Peyatte, effective March 22, 2024

The Honorable Mike Rutherford, Sheriff

CHANGE OF EMPLOYMENT STATUS

Sheriff

Daniel J. Waller, Process Server, from Home Confinement to Sheriff's Legal Process, full-time employee, \$36,587.20 per year, replacing Todd White, effective April 1, 2024

The Honorable Mike Rutherford Sheriff

AGENDA ITEMS

5:00 P.M.

Public Announcement from Jim Accurso with SBA, Office of Disaster Recovery and Resilience, reminding of the deadline of April 1, 2024, for applying for Disaster Loans regarding the August 28-30, 2023, flooding event and all matters relating there to

Commission President Lance Wheeler

Ben Salango, Commissioner

W. Kent Carper, Commissioner

Public Discussion regarding usage of Kanawha County Opioid Settlement Funds

Commission President Lance Wheeler

Ben Salango, Commissioner

W. Kent Carper, Commissioner

Jennifer Herrald, County Manager

Melissa Smith, Deputy County Manager

Chris Settles, Deputy County Attorney

Megan Bsharah, Public Information Officer

Discussion regarding Union Public Service District's decision to reject the proposal by West Virginia American Water to purchase the system

Commissioner Kent Carper

Commission President Lance Wheeler

Ben Salango, Commissioner

Chris Settles, Deputy County Attorney

Discussion on lease request from Local2U for space on Kanawha County Radio Towers. Local2U, a new broadband internet service provider, is seeking space on Kanawha County Radio Towers with the intention of extending internet access to nearby residents and improving the connectivity at Shawnee Sports Complex

Commission President Lance Wheeler

Troy Snyder, Chief Executive Officer

Lance Ware, Chief Technology Officer

Discussion regarding funding request from Charleston Northeast Little League in an amount of \$15,000 for a new mower
 Ben Salango, Commissioner
 Commission President Lance Wheeler
 W. Kent Carper, Commissioner
 Dean George, Vice President, Charleston Northeast Little League

Discussion regarding funding request from Charleston Regatta, Inc., in the amount of \$100,000
 Commission President Lance Wheeler
 Ben Salango, Commissioner
 W. Kent Carper, Commissioner
 Andy Richardson, President, Charleston Regatta, Inc.

Discussion of Funding Request in the amount of \$75,000 for the Gravity Adventure Park located in Clendenin
 Commission President Lance Wheeler
 Jake Smith, Executive Director, Gravitate to WV LLC

Discussion regarding ARP Funding
 Commissioner W. Kent Carper
 Jennifer Herrald, County Manager
 Melissa Smith, Deputy County Manager
 Kellie Baker-Harding, Grant Coordinator/Project Manager

Discussion regarding the 2024 Legislative Wrap-Up
 Commission President Lance Wheeler
 Commissioner Kent Carper
 Commissioner Ben Salango
 Melissa Smith, Deputy County Manager

Kanawha County Commission meetings through May 2024
 Commission President Lance Wheeler
 Commissioner Ben Salango
 Commissioner W. Kent Carper

DATE	TIME
Thursday, April 4, 2024	5:00 p.m.
Tuesday, April 16, 2024	8:30 a.m.*
Tuesday, May 7, 2024	5:00 p.m.
Monday, May 20, 2024	12:00 p.m.

*The 2024-2025 Kanawha Co. Levy Rate will be set at this meeting

Discussion regarding Election and important dates
Commission President Lance Wheeler

DATE	TIME	EVENT/LOCATION
Wednesday, April 24, 2024	9:00 a.m.	Public Test, Early Voting, Voter's Registration Office
Wednesday, May 1, 2024 through Saturday, May 11, 2024	Mon. - Fri. 8:00am-5:00pm; & Sat. 9:00am-5:00pm	Early Voting for Primary Election
Tuesday, May 7, 2024	3:00 p.m.	Public Test, Christopher Street and Voter's Registration Office
Monday, May 13, 2024	7:00 a.m. – 4:00 p.m.	Voting Supplies, Voter's Registration Office
Tuesday, May 14, 2024	6:30 a.m. to 7:30 p.m.	Primary Election Day
Monday, May 20, 2024	7:00 a.m.	Canvass, Voter's Registration Office

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 (Estate of Shirley J. Cielensky)

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 Mary Jane Staats Moore aka Mary Jane Moore)

Order Admitting Will to Probate by Solemn Form (Estate of Ruby Largen Pauley)

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
Encova Insurance (revised PO)	Kanawha Co. Commission	\$55,124.00	Workers comp audit premium for FY2022-23. Increase PO \$3,757 3/21/24 for premium installment due 3/25/24 (cancelled balance on PO S240019 and increased an additional \$84)
Iron Mountain Inc.	Sheriff's Tax Office	\$9,075.00	Document storage services for Sheriff's Tax Office
Multi-Cultural Festival of WV Inc.	Kanawha Co. Commission	\$25,000.00	Contribution for 2024 Festival Diamond Level Sponsor ½ from General Commission Contributions
Multi-Cultural Festival of WV Inc.	Kanawha Co. Commission	\$25,000.00	Contribution for 2024 Festival Diamond Level Sponsor ½ from Table Games
Paint Creek Water Shed	Kanawha Co. Commission	\$5,000.00	Contribution for Take a Kid Fishing Day 3/18/24
American Red Cross Central WV Chapter	Kanawha Co. Commission	\$25,000.00	Contribution for Sound the Alarm Campaign 2024
Rodney Loftis & Son	Kanawha Co. Planning & Community Dev.	\$38,456.50	Demolition services
Bailey & Wyant PLLC	Sheriff's Tax Office	\$20,058.76	Legal services for Sheriff's Fiduciary
Leadsonline.com	Sheriff's Law Enforcement Div.	\$5,245.00	CellHawk Subscription – Tier 3 – Unlimited Storage Service package – renewal contract dates: 5/1/24-4/30/25

Rocky Fork Enterprizes LLC	Sheriff's Legal Process	\$18,759.00	Vehicle maintenance contract; crime scene vehicle, legal process, warrants
The Thrasher Group Inc.	Kanawha Co. Commission	\$40,225.00	Brownsfield Project
Public Safety UAS	St. Albans Police Dept.	\$10,294.00	One Drone for St. Albans PD \$8,999; Four Autel EVO Max battery \$319 each; one Auto EVO Max Props (1 pair) \$19; per Public Safety Grant Letter of Intent
Kanawha County 40H Foundation	Camp Virgil Tate	\$7,273.41	Reimbursement for Feb. 2024 utilities: Mountaineer Gas \$1,216.84; AEP \$5,213.70; and WVAWC \$842.87
BCM Electronic Services Inc.	Nitro Police Department	\$32,900.00	20 handheld radios microphones, batteries, chargers and licensing for Nitro PD per Public Safety Grant Letter of Intent
Charleston Area Alliance – CADCO	Kanawha Co. Commission	\$5,259.97	Invoice #3 November 2023 Trail Towns ARC \$3,514.16; and Invoice #120623 November 2023 Trail Town Contract - Benedum \$1,745.81
Hissam Forman Donovan Ritchie PLLC	Kanawha Co. Commission	\$9,061.00	Pain Creek Account 0157-6 Invoice #3243 \$7,094; Paint Creek Account 0157-6 invoice #3561 Capitol Flea Market Account 157-7 Invoice #3242 \$230
Giannini Construction & Excavating	Town of Glasgow	\$20,000.00	Replace sidewalk & install channel drain at Glasgow City Hall per bids received 1/4/24
Travelers	Kanawha Co. Commission	\$15,292.27	Insurance deductibles
Camel Technologies, LLC	Maintenance Annex	\$18,493.00	Network switch and UPS equipment upgrades for the Judicial building addition to replacement server project

EL Robinson Engineering Company	Kanawha Co. Commission	\$6,705.00	Engineering services for Elk River/Clendenin Trailhead project
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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 2023-2024 budget revision):

Vendor	Department	Amount	Comments/Description
ESI Acquisition, Inc.	Kanawha Co. Commission	\$32,847.70	WEBEOC Professional Subscription 6/24-5/25
Stephens Auto	Sheriff's Law Enforcement Div.	\$6,957.97	Maintenance and repair of KCSO vehicle
Iron Mountain	Circuit Clerk	\$30,000.00	File storage and service fees

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 March 21, 2024*)

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 March 21, 2024*)

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

New Employee: Lora L. Nida, Tax Clerk, Kanawha County Sheriff's Tax Office, full-time employee, \$27,081.60 per year, replacing Brook Peyatte, effective March 22, 2024

Change in Status: Daniel J. Waller, Process Server, from Home Confinement to Sheriff's Legal Process, full-time employee, \$36,587.20 per year, replacing Todd White, effective April 1, 2024

Election Officials – List of Poll Workers for the Primary Election – May 14, 2024

**Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$43,0581.04)
Marc Slotnick, County Attorney**

New Employee: Rachel Elkins, Seasonal Employee/Intern, Kanawha County Commission, part-time employee, \$12.00 per hour, effective June 4, 2024

Order reappointing Jack Rossi to UKAN (term to expire 3/22/25)

Order reappointing Kyle Mork to UKAN (term to expire 3/22/25)

Order reappointing Dickinson Gould to UKAN (term to expire 3/22/25)

Order reappointing Harry Miller to the Kanawha County Emergency Ambulance Employee Health and Wellness Clinic Board (term to expire 4/11/26)

Order reappointing Johnny Rutherford to the Kanawha County Emergency Ambulance Employee Health and Wellness Clinic Board (term to expire 4/11/26)

Demolition Order: In the matter of the property owned by Aleesha Gray and John D Henderson Jr – COD 2023-0656

Demolition Order: In the matter of the property owned by Dwayne Vaughn

Demolition Order: In the matter of the property owned by Michael Leroy Smith

Order appointing Gail Pitchford to the Kanawha County Emergency Ambulance Employee Health and Wellness Clinic Board replacing Larry Herald (term to expire 4/11/26)

**The Revision of the Levy Estimate (Budget) for the County of Kanawha – F.Y. 2023-2024 Coal Severance Fund Revision #2
Kim Fleck, Director of Finance**

1. Fiscal Year 2023-2024 Parks & Recreation Fund

EXPENDITURE:

013-901.00-1-03.02	Pars & Recreation - Salaries Part time	(25,000)
013-901.00-2-15.00	Parks & Recreation - M & R Building	(5,000)
013-901.00-2-16.00	Parks & Recreation - M & R Equipment	(3,000)
013-901.00-3-41.01	Parks & Recreation - Equipment Nondepreciable	(5,000)
013-901.00-3-41.00	Parks & Recreation - Supplies & Materials	38,000

2. Fiscal Year 2023-2024 Emergency Response Fund Line Item Revision

REVENUE:

021-000.00-299-0-00.00	EMERGENCY RESPONSE - Fund Balance	69,571
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EXPENDITURE:

021-401.00-3-41.00	EMERGENCY RESPONSE - SUPPLIES & MATERIALS	69,571
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3. Fiscal Year 2023-2024 Journal Voucher Entry

REVENUES:

001-000.00-332-01.00	Circuit Clerk Earnings- Mult- Defendant fee	15,000
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EXPENDITURES:

001-403.00-2-19.00	Building /Equipment Rent	(15,000)
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4. Fiscal Year 2023-2024 Coal Severance Fund Budget Revision #2

EXPENDITURES:

002-439.00-5-68.00	COAL SEV - DEVELOPING PROJECTS	(73,000)
002-708.00-1-08.01	COAL SEV - SPEC DEPUTY, OVERTIME	64,000
002-708.00-1-06.00	COAL SEV - SPEC DEPUTY, RETIREMENT	9,000

5. Fiscal Year 2023-2024 General Fund Line Item Budget Revision

REVENUES:

001-401.00-2-14.00	CO COMM - TRAVEL	7,500
001-401.00-5-68.00	CO COMM - TRANSFERS TO OTHER FUNDS	(7,500)

CHECK REGISTERS: SUPPLEMENTALS/EMERGENCY:

Encova Insurance in the amount of \$55,124.00 for workers comp audit premium FY 2022-23

Multi-Cultural Festival of WV Inc., in the amount of \$25,000.00 for contribution for 2024 Festival Diamond Level Sponsor

Multi-Cultural Festival of WV Inc., in the amount of \$25,000.00 for contribution for 2024 Festival Diamond Level Sponsor

Paint Creek Water Shed in the amount of \$5,000.00 for contribution for Take a Kid Fishing Day 3/18/24

American Red Cross Central WV Chapter in the amount of \$25,000.00 for contribution for Sound the Alarm Campaign 2024

Kanawha County 4-H Foundation in the amount of \$7,273.41 for reimbursement for Feb. 2024 utilities

Travelers in the amount of \$15,292.27 for insurance deductibles

EL Robinson Engineering Co., in the amount of \$6,705.00 for engineering services for Elk River/Clendenin Trailhead Project

Ratification of documents processed on March 7, 2024:

Purchase Order Herbert Hoover High School in the amount of \$5,000.00 for contribution toward competition expenses

Emergency Check: Herbert Hoover High School in the amount of \$5,000.00 for contribution toward competition expenses

Ratification of documents processed on March 8, 2024:

New Employee: Kristi McCormick, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee, \$28,000.00 per year, replacing Jody Johnson, effective March 11, 2024

Proclamation Honoring Len Rogers

Ratification of documents processed on March 13, 2024:

Emergency checks to referees for the 2024 East Coast College Showcase in the total amount of 23,930.00

Regular payroll