

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 AUGUST 8, 2024.

A REGULAR MEETING OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, WAS HELD ON AUGUST 8, 2024, BEGINNING AT 5:00pm

THE FOLLOWING MEMBER WAS PRESENT:

**LANCE WHEELER, COMMISSION PRESIDENT
BEN SALANGO, COMMISSIONER
MARC SLOTNICK, COMMISSIONER**

08/08/24	2024-425	Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department
08/08/24	2024-426	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 2024-2025 budget revision
08/08/24	2024-427	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund
08/08/24	2024-428	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund
08/08/24	2024-429	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund
08/08/24	2024-430	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for Special Funds
08/08/24	2024-431	New Employee: Brook-Lyn Gunnoe, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee; \$30,000.00 per year, replacing Gina Newhouse, effective August 12, 2024
08/08/24	2024-432	New Employee: Keith D. Witters, Drug Court Case Manager, Kanawha County Day Report Center, full-time employee, \$39,998.40 per year, replacing Jedidiah Lyle, effective August 16, 2024
08/08/24	2024-433	New Employee: Grace R. Peterson, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$35,000.00 per year, replacing Elizabeth Gwinn, effective August 9,

2024

08/08/24	2024-434	New Employee: Caroline E. Miller, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$32,000.00 per year, replacing Ryan Dill, effective August 19, 2024
08/08/24	2024-435	Change in Status: Jenna Armstrong
08/08/24	2024-436	Change in Status: Houston Fleck
08/08/24	2024-437	Change in Status: Olivia Hindman
08/08/24	2024-438	Change in Status: Adrienne Kastan
08/08/24	2024-439	Change in Status: Kyria Jones
08/08/24	2024-440	Change in Status: Anthony Whitlock
08/08/24	2024-441	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
08/08/24	2024-442	Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$645.90)
08/08/24	2024-443	Order approving the Equitable Sharing Agreement and Certification
08/08/24	2024-444	Order authorizing the Clerk of the County Commission to issue check payable to Olivia Hindman, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (<i>County Commission Contributions</i>)
08/08/24	2024-445	Order authorizing the Clerk of the County Commission to issue check payable to Houston Fleck, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (<i>County Commission Contributions</i>)
08/08/24	2024-446	Order authorizing the Clerk of the County Commission to issue check payable to Rachel Elkins, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (<i>County Commission Contributions</i>)
08/08/24	2024-447	Order authorizing the Clerk of the County Commission to issue check payable to Zachariah Krason, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (<i>County Commission Contributions</i>)
08/08/24	2024-448	Order authorizing the Clerk of the County Commission to issue check payable to Michael Hindman, in the amount of Three

Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-449 Order authorizing the Clerk of the County Commission to issue check payable to Katie Goble, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-450 Order authorizing the Clerk of the County Commission to issue check payable to Anthony Whitlock, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-451 Order authorizing the Clerk of the County Commission to issue check payable to Andrew Ballard, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-452 Order authorizing the Clerk of the County Commission to issue check payable to Kyria Jones, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-453 Order authorizing the Clerk of the County Commission to issue check payable to Kacie Womack, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-454 Order authorizing the Clerk of the County Commission to issue check payable to Chloe Womack, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-455 Order authorizing the Clerk of the County Commission to issue check payable to Linsey Hackney, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-456 Order authorizing the Clerk of the County Commission to issue check payable to James Armstrong, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00
(County Commission Contributions)

08/08/24 2024-457 Order authorizing the Clerk of the County Commission to issue

		check payable to Gavin Burdette, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 <i>(County Commission Contributions)</i>
08/08/24	2024-458	Order authorizing the Clerk of the County Commission to issue check payable to Dawson Lunsford, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 <i>(County Commission Contributions)</i>
08/08/24	2024-459	Order authorizing the Clerk of the County Commission to issue check payable to Kelan Swan, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 <i>(County Commission Contributions)</i>
08/08/24	2024-460	Order authorizing the Clerk of the County Commission to issue check payable to Weslee Woodson, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 <i>(County Commission Contributions)</i>
8/08/24	2024-461	Order authorizing the Clerk of the County Commission to issue check payable to Max Hall, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 <i>(County Commission Contributions)</i>
08/08/24	2024-462	Order authorizing the President of the Kanawha County Commission to sign the submission of Grant for FY 2025 Highway Safety Project through the Governor's Highway Safety Program Grants
08/08/24	2024-463	Authorization for the President of the Kanawha County Commission to Sign an Agreement between the Kanawha County Commission and the South Charleston Community Center
08/08/24	2024-464	Authorization for the President of the Kanawha County Commission to Sign a Lease Agreement between the Kanawha County Commission and Leaf Capital Funding, LLC for the Circuit Clerk's Copiers
08/08/24	2024-465	Order appointing the members of the Kanawha County Public Safety Grant Committee
08/08/24	2024-466	Order Appointing of Betty Ireland to the Kanawha County Building Commission (term to expire June 30, 2029)
08/08/24	2024-467	Order Reappointing Brenda Thomas to the Kanawha County Building Commission (term to expire June 30, 2025)
08/08/24	2024-468	Order approving revised Alcohol, Drug, and Substance Abuse

Policy

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| 08/08/24 | 2024-469 | Amending and Readopting "Kanawha County Safe Roads Ordinance B" effective August 16, 2024 |
| 08/08/24 | 2024-470 | Order authorizing the President of the Kanawha County Commission to sign the Project Management Services Agreement between the Kanawha County Commission and Skanska USA Building Inc. |
| 08/08/24 | 2024-471 | Order authorizing the President to sign Change Order #1 for Pray Construction for the Shawnee Welcome Center Project - \$0 Modification |
| 08/08/24 | 2024-472 | 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 08/08/24 Commission Meeting:

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| 08/08/24 | 2024-473 | Order authorizing the Clerk of the County Commission to issue check payable to Jenna Armstrong, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (<i>County Commission Contributions</i>) |
| 08/08/24 | 2024-474 | Order authorizing the President to sign Agreement with BPI, Inc "Contractor" for the Elk River Trailhead – Clendenin for and in consideration of the payments and agreements as listed on Agreement |
| 08/08/24 | 2024-475 | New Employee: Shannon M. Thomas, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee, \$30,000 per year, replacing Jacob Bullard, effective August 16, 2024 |

Purchase Order and Supplemental Check: Dell Marketing LP in the amount of \$8,097.12 for 3 mobile precision 3591 \$2,481.55 ea; and 3 Dell Thunderbolt 4 dock-WD22TBA \$217.49 ea for Sheriff's Law Enforcement

Purchase Order and Supplemental Check: Axon Enterprise Inc. in the amount of \$30,000.00 for 1 each Axon Standards – implementation service for Sheriff's Law Enforcement

Purchase Order and Supplemental Check: Axon Enterprise Inc. in the amount of \$7,452.00 for 1 each Axon Investigate - Upgrade to Pro Access 60 months for Sheriff's Law Enforcement

Supplemental Checks: T-Mobile in the amount of \$90,000.00 for recurring cell phone monthly charges for Law Enforcement

ELSAG in the amount of \$8,325.00 for M6-3 Cam and F4-6 Cam I.E-58 LPR Grant for Law Enforcement

Budget Revisions approved/processed at 08/08/24 Commission Meeting:

Fiscal Year 2024-2025 General Fund Line item Revision

Minutes approved/processed at the 08/08/24 Commission Meeting:

Approval of the Minutes of the Regular Commission Meeting on July 11, 2024

Approval of the Minutes of the Special Commission Meeting on July 25, 2024

Fiduciary orders approved/processed at 08/08/24 Commission Meeting:

Dismissal Order (Estate of Mary Ann Sigmon)

Objections & Exceptions

Order Admitting Will to Probate in Solemn Form (Estate of Donald R. Lilly)

Order Declaring Re-Opened Estate Closed (Estate of Barbara Ann Butler)

Order Declaring Re-Opened Estate Closed (Estate of Carol Lee Fry)

Order Declaring Re-Opened Estate Closed (Estate of Fenner Gaylord Hart, Jr.)

Order Declaring Re-Opened Estate Closed (Estate of Stella L. Kersey)

Order Declaring Re-Opened Estate Closed (Estate of James Alex Marrs)

Order Declaring Re-Opened Estate Closed (Estate of Sharon Rose Belcher Miller)

Order Declaring Re-Opened Estate Closed (Estate of Rickey Dale Totten)

Order Referring to a Fiduciary Commissioner (Estate of Carolyn Marie Cannon)

Recommendation & Order (Estate of Matthew Stephen Campbell)

Recommendation & Order (Estate of Victor Robert Wilford)

Ratification of document processed on July 24, 2024:

Resolution Honoring Byron Rowsey

Ratification of document processed on July 25, 2024:

Order authorizing the President of the Kanawha County Commission to sign the AIA Document B101-2017 with Silling Associates, Inc., for the Carper Complex project

Order authorizing the President of the Kanawha County Commission to sign the FY 2020 Homeland Security Grant Program Award for bomb suits for the Kanawha County Sheriff Department

Purchase Order pending budget revision and contract: Camel Technologies, in the amount of \$35,000.00 for Internet, fiber connections, etc and operations during construction and initial set up of project once completed at Shawnee Sports Complex

Fiscal Year 2024-2025 Building Demo Fund Line Item Budget Revision

Ratification of documents processed on July 26, 2024:

Purchase Order and Emergency Check: First Choice Services, Inc., in the amount of \$15,000.00 for the July 29-31, 2024 Second Annual WV CIT Summit

Ratification of documents processed on July 29, 2024:

Payroll

Ratification of documents processed on August 2, 2024:

US Bank in the total amount of \$8,782.66

5:00 P.M. CALL TO ORDER

**Pledge of Allegiance
Commission President Lance Wheeler**

MINUTES

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

Approval of the Minutes of the Regular Commission Meeting on July 11, 2024

Approval of the Minutes of the Special Commission Meeting on July 25, 2024

RESOLUTION/PROCLAMATION

NEW EMPLOYEES

Circuit Clerk

Commissioner Salango moved to approve Brook-Lyn Gunnoe, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee; \$30,000.00 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Commissioner Wheeler asked the record to show that Shannon Thomas was listed on the bench notes and introduced and hired by the Commission.

Brook-Lyn Gunnoe, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee; \$30,000.00 per year, replacing Gina Newhouse, effective August 12, 2024

The Honorable Cathy S. Gatson, Circuit Clerk

Day Report Center

Commissioner Salango moved to approve Keith D. Witters, Drug Court Case Manager, Kanawha County Day Report Center, full-time employee, \$39,998.40 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Keith D. Witters, Drug Court Case Manager, Kanawha County Day Report Center, full-time employee, \$39,998.40 per year, replacing Jedidiah Lyle, effective August 16, 2024

The Honorable Mike Rutherford, Sheriff

Prosecuting Attorney

Commissioner Salango moved to approve Grace R. Peterson, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$35,000.00 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Grace R. Peterson, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$35,000.00 per year, replacing Elizabeth Gwinn, effective August 9, 2024

The Honorable Debra L. Rusnak, Prosecuting Attorney

Commissioner Salango moved to approve Caroline E. Miller, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$32,000.00 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Caroline E. Miller, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$32,000.00 per year, replacing Ryan Dill, effective August 19, 2024

The Honorable Debra L. Rusnak, Prosecuting Attorney

CHANGE OF EMPLOYMENT STATUS

AGENDA ITEMS

5:00 P.M.

Discussion regarding selection of Owners Rep/Clerk of the Works for Judicial Building Renovation Project

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

MINUTES

Meeting of August 8, 2024

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Jennifer Herral, County Manager
Jason Pack, Skanska

Jennifer Herral informed the Commission that there was a staff committee that reviewed this proposal and upon reviewing Skanska was selected. Jason Pack with Skanska is here to speak with the Commission. Skanska will oversee the project day to day, making sure each day the project is being completed properly and working with the contractor and any staff that may have questions. Skanska will constantly be keeping the Commission updated on the project and keeping it on track. Commissioner Salango asked if Mr. Pack would make himself available to the Judges and Magistrates if they had questions. Mr. Pack said yes, he would. Mr. Pack said that Skanska has vast experience and he himself has over 13 years of experience. Commissioner Wheeler stated that the Commission is hiring this position to make sure this project is done timely and does not hinder any of the daily operations in the annex.

Commissioner Salango moved to approve the hiring of Skanska to oversee the Judicial Annex renovations. Commissioner Slotnick seconded. Motion carried.

Discussion regarding timeline of the Judicial Building renovations
Commission President Lance Wheeler
Commissioner Ben Salango
Commissioner Marc J. Slotnick
Jody S. Driggs, Silling Architects

Jody Driggs informed the Commission that they have one graphic to show the timeline. The judicial center is complex, and it will remain active and operational during construction. This project will be done in phases. Silling has started a timeline to advise the contractor. Mr. Driggs stated they will invite Skanska to review their timelines as well to make sure they are reasonable. They are planning to put this out to bid in August and work will begin in October. Day Court must remain operational, so it is in phase 3 of construction and takes it out to July 2026. Commissioner Salango asked if this is a realistic timeline. Jody Driggs said yes, and they believe it is a bit aggressive. Commissioner Salango asked when in August will the drawings be finished. Jody Driggs said around mid-August. Commissioner Salango asked if he thought a contractor would be able to start in October with the bid being awarded in September. Jason Pack stated that he believed this timeline is doable, it is aggressive but can be done. Commissioner Wheeler said that there is a lot of phase one is for the new judge's chamber and it will not be finished until July 2025. How will it fit in with the Judge starting in Jan 2025? Jody Driggs stated they are focusing on the new judge's chambers completed first and then his courtroom. Commissioner Wheeler asked if all of the Judges had reviewed this plan. Jody Driggs said yes just today they had the final approval with the Judges, and they have been signed off on. Commissioner Wheeler asked Chris McClung if this was correct. Chris McClung stated yes that is correct, some tweaks needed to be done. Judge Douglas stated that Family Court Judges were not invited to this meeting. Chris McClung stated

that there weren't any changes that affected Family Court. Judge Douglas said there were changes in the parking garage and Family Court Judge's private entrance. Jody Driggs stated that they have the secured elevator coming down to Family Court. Judge Douglas said that the private corridor had been deleted. Commissioner Wheeler asked Silling to have one final meeting with all the Judges, including Chris McClung and the Commission would like a letter from Chris stating that all the Judges attended and approved the design. Commissioner Wheeler added that Judge Douglas needs to understand there will be some limitations to what can be done. Commissioner Slotnick said he is assuming the Magistrates have all agreed. Chris McClung stated yes. Commissioner Wheeler asked them to please schedule that meeting and provide the Commission with the approval letter. Jennifer Herral said that the Supreme Court has asked the Chief Judge and Chief Magistrate to sign off on the final drawing so we can move forward.

Commissioner Salango moved to allow the President to sign off on the final drawings after signed by the Chief Judges and Chief Magistrate. Commissioner Slotnick seconded. Motion carried.

Discussion regarding the Central WV Regional Convention and Visitors Bureau certification status and update on hiring an Executive Director

Commissioner President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Andrew Gunnoe

Andrew Gunnoe informed the Commission one of his responsibilities at the Airport is that he is on the CVB board, and the board recently hired Carrie Smith as the Executive Director. Carrie Smith stated that she recently moved back to WV and is excited to get started with this position. Commissioner Wheeler stated that he is looking forward to working with Ms. Smith and making our CVB as successful as Charleston CVB. Ms. Smith stated she has 28 years in corporate retail in Cleveland, Columbus, and Nashville. Ms. Smith stated that she appreciates this opportunity to maximize WV and to work closely with the other CVB's to get tourists to come to WV. Andrew Gunnoe stated that under the state code, the CVB has to be credited and they applied for it last year, and it was denied because they did not have a full-time director. The Board is starting over and the window to apply is open now and they have 90 days. Commissioner Wheeler asked why the CVB needs to have this credited body. Andrew Gunnoe said to receive hotel motel proceeds we have to have this accreditation. The money can be spent on marketing and to support tourism and recreation in the county. Commissioner Wheeler said that money could go to several projects throughout the county, places like Shawnee, the Hatfield and McCoy trails, and Gravity Trails. Once you get the accreditation, the Commission will get the hotel-motel tax sent to the CVB.

Discussion and update from First Choice Services regarding the July 29-31, 2024 Second Annual WV CIT Summit

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

The Honorable Hollis Lewis, Delegate

Delegate Lewis informed the Commission that the summit was last week it is a community-based program that brings together first responders to facilitate training and bringing the community together. There were 33 counties that attended to learn more about CIT. There were 200 guests throughout the states, 12 vendors and they had two cities and three counties that wanted to start CIT. Commissioner Wheeler said that the Commission heard from agencies that did participate and said it was a great opportunity. Commissioner Wheeler added that he did ask for \$15,000 for this event and you asked for \$15,000 and the Commission provided that funding from the Public Safety Grant Fund. The Director of First Choice Services said that the sponsorship the Commission provided was greatly appreciated. They find once they get people through training they get an immediate response. This program gets people treatment and keeps them out of jail. First Choice Services is already in the planning phases for 2025 and plans to keep this in Charleston. They linked the CVB to the conference app so attendees could see all the things to do in the city.

Discussion regarding the Elkview Revitalization District TIF letter from ATB Real Estate Holding Company requesting the project funds not be transferred to redemption account or debt service account

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Ryan White, Esq.

Ryan White informed the Commission that the trustee, WesBanco sent a letter about a month ago stating there is a provision asking for direction on whether to transfer the project funds and the TIF funds to the redemption account, which would redeem all the bonds. The bondholder sent a letter to the Commission asking them to waive that direct so they can draw down on the project and complete the project. The developer ran into several issues, and one is the stop light which they think they got the State to fund. Commissioner Salango confirmed that this would be a shopping area. Ryan White said yes, a retail building. Commissioner Wheeler confirmed that the Commission is being asked to waive this provision so the project can be completed. Commissioner Slotnick said this project has taken a while, and he recommended a timeline of four years. Commissioner Slotnick moved to approve the letter adding additional language placing a four-year timeline. Commissioner Salango seconded. Motion carried.

Discussion regarding funding request from the Town of Handley in the amount of \$50,000.00 to remove and replace the Upper Drive Culvert

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

The Honorable Essie Ford, Mayor of Handley

Mayor Ford informed the Commission that the Town needs some funding to repair the culvert. The Governor has already offered \$25,000 if the Town can get the remainder. The Town received three bids, the lowest is \$70,000 and the \$78,000 bid the Town has worked with before and knows their work is reliable. Commissioner Salango asked how much the Town is putting in. Mayor Ford said \$25,000. Commissioner Wheeler asked who owns the property. Mayor Ford said that CW helped them research and it came down to a company in Colorado. The road was given to the Town of Handley in 1980, and they cannot find a record of who put the culvert bridge in. Commissioner Salango asked Chris Settles what could be done if the Town was more comfortable with the second bid. Chris Settles stated that it depends on the Town's purchasing guidelines. Commissioner Wheeler said sometimes the lowest bid doesn't match your scope. Commissioner Wheeler asked why this needs to be fixed. Mayor Ford said four homes cannot get ER services to their homes and residents cannot drive to their homes. Commissioner Salango asked why the agenda stated \$50,000. Mayor Ford said this was before they knew the Governor was giving funding and that the Town could use ARP funds. David Workman informed the Commission that the Floodplain Manager spoke with Quercus and if they came in and cleaned up all the debris and the bridge is rebuilt, who is responsible for the bridge. Commissioner Wheeler said that the Town needs their cooperation on this because it is private land and he believes we can work with Quercus to get this price down. The company does not want responsibility for it. Commissioner Salango asked if Quercus would sign over the property to the Town. Commissioner Slotnick said if they sign it over to the Town then they are out of it and it belongs to the Town and it becomes the Town's burden to maintain it. Commissioner Wheeler said he is in favor of helping the town build the bridge if Quercus signs the bridge over to the Town, after the company cleans up the debris. Commissioner Salango suggested a motion contingent that the company sign it over to the Town after they clean it up because if the Commission does not have skin in the game the Governor may not provide funding. Commissioner Salango moved to approve a Letter of Intent of \$28,000 with money coming from Coal Severance after Quercus cleans up the debris & signs the bridge over to the Town. Commissioner Slotnick seconded. Motion carried.

Discussion and update regarding the Tyler Mountain Volunteer Fire Department

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Barry Holstein, Board Member

Barry Holstein informed the Commission that about a month ago he was appointed and two weeks ago today he found out the rest of the board and Chief resigned. Mr. Holstein stated he wished to provide an update on what has been going on since then. The bylaws do not allow Mr. Holstein to rebuild the board, there will have to be an election and until then it is just him as a sole board member. Commissioner Wheeler asked if he was paying the bills. Mr. Holstein said yes and there is enough capital to continue operations. Mr. Holstein stated he had meetings with the CPA and got an updated financial statement. Commissioner Salango asked how the election work with one board member. Mr. Holstein said it is community-based; each year the VFD issues a membership due letter and if you pay, they become members of the corporation and they vote on the board. Letters of interest in being a board member are being sent on August 15th we will take nominations of the board. September 19th the appointments will be made. Mr. Holstein stated he is allowed to appoint three people to count the votes. Commissioner Salango stated he wished to thank Mr. Holstein for standing up for the community and remaining on the board as the only member. Mr. Holstein said that the bylaws allowed him to appoint the assistant Chief as the acting Chief. Our first priority is to make sure our firefighters are safe and active in the community. The membership dues letters have not been sent out, but they will be sent out tomorrow. Mr. Holstein said prior to his time on the board, as the Commission knows ten firefighters resigned and out of those ten, seven of them he met with two weeks ago and they returned. We have 21 members with 17 being certified. The Fire Marshall did an evaluation on the VFD and as of this week, they have responded to all remarks. Commissioner Wheeler asked how many years of experience in fire service did Mr. Holstein have. Mr. Holstein stated 14 days. Commissioner Wheeler asked CW Sigman if they are making their calls. CW said yes sir, when those seven came back and responded to a fire they saved a huge building that night. Commissioner Wheeler asked CW if he and his staff could be there to help with the votes the night of the election. CW said yes sir.

Discussion regarding setting the date and time for Trick-or-Treat

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Commissioner Wheeler moved to approve Trick or Treat to e held on Thursday, October 31st from 6pm-8pm in the unincorporated areas of Kanawha County. Commissioner Slotnick seconded. Motion carried.

Discussion regarding American Rescue Plan Funds to include but not be limited to Proposed Use of American Rescue Plan Funds as follows:

Name	Request
KC-138 Shawnee Sports Complex	Requesting \$253,075. To enhance the front of the park with a new playground area for our local community and our families that travel into the area for sporting events.

Commission President Lance Wheeler
 Commissioner Ben Salango
 Commissioner Marc J. Slotnick

Jennifer Herralld stated this is for Shawnee for a new playground for the front part of the complex. The community has been working with the Commission to make this request and it is eligible for ARP funding. Commissioner Salango said this is long overdue and we had intended to raise money through the foundation. After the shooting nearby Commissioner Salango said he walked the neighborhood, and someone wore him out about the playground. Commissioner Salango said he is glad to take care of this and make the motion.

Commissioner Salango moved to approve the KC-138 ARP application for the playground equipment at the Shawnee Sports Complex. Commissioner Slotnick seconded. Motion carried.

Discussion regarding Opioid Settlement Funds to include but not be limited to the Proposed Use of Opioid Settlement Funds as follows:

Name	Request
OSF-1 Rea of Hope	Requesting \$118,860.87. Seeks funding for the salary of our Program Director as well as an office enclosure in an existing building to create a centralized location for programming, case management, and peer recovery support services coordination.
OSF-4 Kanawha Valley Fellowship Home	Requesting \$100,000. Adding 5 more sober living beds, from 30 to 35, by remodeling an existing property, purchasing a new van (provide transportation for residents to appointments and meetings and replacing the 29-year-old HVAC units at our flagship property at 1121 Virginia Street East

Commission President Lance Wheeler
 Commissioner Ben Salango

Commissioner Marc J. Slotnick

Jennifer Herrald stated that the Commission received 44 applications and Leslie, Chris, and herself have reviewed some.

OSF -1 Rea of Hope

Chris Settles stated this organization serves women and their minor children. They have pledged an additional \$5,000 for the project. They want to fund a Program Director and update space for the Director. The construction is \$65,000 and the salary is around \$54,000. Haley Walker, Executive Director of Rea of Hope stated she has worked there for 15 years, and this is her third year as Executive Director. Their residents work full-time and have daily chores and weekly life skill classes. Phase 2 provides apartments where they can live with their children full-time. Since opening in 2005 55% admit to opioids being their drug of choice. They own all six of their properties outright and have no debt. Currently, the Program Director's salary has been paid through DOJ and that funding is now set to end in September 2024. The current office space is a closet in the basement, it is very small. Commissioner Salango asked if awarded this money, it is only for one year, what will you do after. Haley Walker stated they will look for other funding sources like the United Way, and other sources they can access. Commissioner Salango stated that the one thing he did not want to do was fund salaries because it gave a false sense of financial security. Haley Walker stated that if for some reason they could not find funding they would sustain the salary. Jennifer Herrald said that when they reviewed the application it was the staff's recommendation to not fund the salary but to fund the office space. Commissioner Salango stated there is no doubt Rae of Hope does great work. Commissioner Slotnick asked how many beds are in the facility. Haley Walker said 14 in phase one, 21 in phase 2. Commissioner Slotnick asked if they had repeat clients. Haley Walker said yes but less than 20, we are in the business of a second chance. Commissioner Wheeler said outside of the salaries, if we were not to fund the salary what would the space be used for. Haley Walker said they would still use the money for the office space and try to find funding for her salary. The DHHR funds two salaries and they would do some rearranging with funding. Haley Walker informed the Commission that even if the Commission does not provide the salary funding, she will not be losing her job, they will still need her office space. Haley Walker added they would never not have this staff member. All of their employees are Rae of Hope graduates.

Commissioner Salango moved to approve the \$65,000 for the office remodel. Commissioner Slotnick seconded. Motion carried.

OPSF-4 Kanawha Valley Fellowship

Chris Settles stated since 1967 the KVF has been in operation, their estimates came in less than what they expected, and they are seeking \$87,000. The Executive Director, Dick Daugherty stated they started out as a halfway house which morphed into what it is today. They have 30 beds for men currently and

they own this building. The house is not set up efficiently and this is their phase 2 aftercare program. The vehicle they currently have they use to take men to doctor appointments, court, AA meetings, and grocery stores. It's a 2011 model and still in pretty good condition but they need one more vehicle. The 3rd request is for the HVAC which was installed in 2005, and they constantly work on them. They have an annual fundraiser and receive contributions from board members and businesses. Mr. Daugherty stated that opioid addiction is getting worse in WV and they need more beds. Commissioner Slotnick asked what the Commission would actually be contributing to. Chris Settles stated that the HVAC was \$42,000 for the original building and our outside council does not approve funding it. Jennifer Herrald said that everything else does which is \$137,000. Commissioner Wheeler asked staff to send that back to the outside council because the Commissioners do not see how that does not qualify. They cannot have their certification without A/C. Commissioner Salango moved to approve the \$87,000 as Letter of Intent. Commissioner Slotnick seconded. Motion carried.

**Kanawha County Commission meetings through November 2024
Commission President Lance Wheeler
Commissioner Ben Salango
Commissioner Marc J. Slotnick**

DATE	TIME
Thursday, August 22, 2024	5:00 p.m.
Thursday, September 5, 2024	5:00 p.m.
Thursday, September 19, 2024	5:00 p.m.
Tuesday, October 1, 2024	4:00 p.m.
Wednesday, October 16, 2024	5:00 p.m.
Tuesday, November 12, 2024	Noon.

**Discussion regarding Election and important dates
Commission President Lance Wheeler**

DATE	TIME	EVENT/LOCATION
Wednesday, October 16, 2022	2:00 p.m.	Public Test, Christopher Street and Voter's Registration Office
Wednesday, October 23, 2024, through Saturday, November 2, 2024	Mon. - Fri. 8:00am-5:00pm; & Sat. 9:00am-5:00pm	Early Voting for General Election
Monday, November 4, 2024	7:00 a.m. – 4:00 p.m.	Voting Supplies, Voter's Registration Office

Tuesday, November 5, 2024	6:30 a.m. to 7:30 p.m.	General Election Day
Monday, November 12, 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

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

Dismissal Order (Estate of Mary Ann Sigmon)

Objections & Exceptions

Order Admitting Will to Probate in Solemn Form (Estate of Donald R. Lilly)

Order Declaring Re-Opened Estate Closed (Estate of Barbara Ann Butler)

Order Declaring Re-Opened Estate Closed (Estate of Carol Lee Fry)

Order Declaring Re-Opened Estate Closed (Estate of Fenner Gaylord Hart, Jr.)

Order Declaring Re-Opened Estate Closed (Estate of Stella L. Kersey)

Order Declaring Re-Opened Estate Closed (Estate of James Alex Marrs)

Order Declaring Re-Opened Estate Closed (Estate of Sharon Rose Belcher Miller)

Order Declaring Re-Opened Estate Closed (Estate of Rickey Dale Totten)

Order Referring to a Fiduciary Commissioner (Estate of Carolyn Marie Cannon)

Recommendation & Order (Estate of Matthew Stephen Campbell)

Recommendation & Order (Estate of Victor Robert Wilford)

PURCHASE ORDERS

Commissioner Salango moved to approve the Purchase Orders listed on the agenda. Commissioner Slotnick 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
First Choice Services, Inc. (ratify PO signed 7/26/24)	Kanawha Co. Commission	\$15,000.00	Sponsor 2024 Crisis Intervention Summit
Advantage Technology	Sheriff's Law Enforcement Div.	\$92,062.52	1 each Dell Unity – Unity XT 380 DPE 25x2.5 Dell FLD RCK LL -Unity XT 3U DPE 25x3.5 DAE FLD RCK LL – PowerEdge R660 Server. Sole Source.
Casto & Harris	County Clerk – Elections	\$73,273.37	Primary Election 2024 ballots, election kits, privacy sleeves
City of Charleston	County Clerk – Elections	\$5,019.32	Police department security service for the 2024 Primary Election
Ace Services	Shawnee Sports Complex	\$11,215.00	Porta johns, faucet handles and miscellaneous items

Commercial Technology Group	Kanawha Co. Commission	\$7,100.00	5 Synergy Facial Time Clocks @ \$1,385 each; maintenance \$175
Pinnacle Consultants	Kanawha Co. Planning & Community Dev.	\$5,960.00	Asbestos inspection services for demolition properties
Election Systems & Software	County Clerk – Elections	\$48,188.50	Invoice #s CD2085970 \$5,249.25 and CD2089283 \$42,939.215 – audio programming and test deck creation, sample ballot creation and layout charges
Iron Mountain	Circuit Clerk	\$30,000.00	File storage for Circuit Clerk's office

PURCHASE ORDERS

Commissioner Salango moved to approve the Purchase Orders listed on the agenda. Commissioner Slotnick 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, contingent upon the approval and posting of a pending fiscal year 2024-2025 budget revision:

Vendor	Department	Amount	Comments/Description
Gregg's Tree Service	Shawnee Sports Complex	\$21,000.00	Replaces PO S241774 for emergency tree removal from 4/2/24 storm
DC Elevator	Kanawha Co. Commission	\$220,000.00	Modernize courthouse elevator from the courthouse facilities improvement grant
T-Mobile	Sheriff's Law Enforcement	\$90,000.00	Recurring cell phone monthly charges
Charleston Area Alliance	Kanawha Co. Commission	\$5,217.39	December 2023 ARC & Benedum Grants
Charleston Area Alliance	Kanawha Co. Commission	\$17,732.57	April, May and June 2024 ARC and Benedum Grants
Pinnacle	Planning Dept.	\$6,160.00	Asbestos inspections for demolition properties
Astar Abatement	Planning Dept.	\$8,025.60	Asbestos abatement services for demolition properties
Rodney Loftis & Son	Planning Dept.	\$92,169.50	Demolition services for inspections for demolition

			properties
Safeware	Sheriff's Law Enforcement	\$8,218.64	Blasting camp protectors Homeland Security Grant
Elsag North America	Sheriff's Law Enforcement	\$8,325.00	M6-3 cam & F4-6 Cam 20- LE-58 LPR Grant
Electronic Systems & software, Inc.	County Clerk	\$183,940.00	Maintenance and license

ORDERS

Commissioner Salango moved to approve the Orders listed on the agenda. Commissioner Slotnick 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 August 8, 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 August 8, 2024*)

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

Order approving the nine previously designated early community voting locations for the General Election of November 5, 2024

New Employee: Brook-Lyn Gunnoe, Deputy Clerk, Kanawha County Circuit Clerk's office, full-time employee; \$30,000.00 per year, replacing Gina Newhouse, effective August 12, 2024

New Employee: Keith D. Witters, Drug Court Case Manager, Kanawha County Day Report Center, full-time employee, \$39,998.40 per year, replacing Jedidiah Lyle, effective August 16, 2024

New Employee: Grace R. Peterson, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$35,000.00 per year, replacing Elizabeth Gwinn, effective August 9, 2024

New Employee: Caroline E. Miller, Legal Assistant, Kanawha County Prosecuting Attorney's office, full-time employee, \$32,000.00 per year, replacing Ryan Dill, effective August 19, 2024

Change in Status: Jenna Armstrong

Change in Status: Houston Fleck

Change in Status: Olivia Hindman

Change in Status: Adrienne Kastan

Change in Status: Kyria Jones

Change in Status: Anthony Whitlock

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

Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$645.90)

Order approving the Equitable Sharing Agreement and Certification

Order authorizing the Clerk of the County Commission to issue check payable to Olivia Hindman, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Houston Fleck, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Rachel Elkins, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Zachariah Krason, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Michael Hindman, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Katie Goble, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Anthony Whitlock, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Andrew Ballard, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Kyria Jones, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Kacie Womack, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Chloe Womack, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Linsey Hackney, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to James Armstrong, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Gavin Burdette, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Dawson Lunsford, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Kelan Swan, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Weslee Woodson, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the Clerk of the County Commission to issue check payable to Max Hall, in the amount of Three Hundred Dollars (\$300.00), representing Summer Intern Book Reimbursement Program from Line Item No. 001-401.00-5-68.00 (*County Commission Contributions*)

Order authorizing the President of the Kanawha County Commission to sign the submission of Grant for FY 2025 Highway Safety Project through the Governor's Highway Safety Program Grants

Authorization for the President of the Kanawha County Commission to Sign an Agreement between the Kanawha County Commission and the South Charleston Community Center

Authorization for the President of the Kanawha County Commission to Sign a Lease Agreement between the Kanawha County Commission and Leaf Capital Funding, LLC for the Circuit Clerk's Copiers

Order appointing the members of the Kanawha County Public Safety Grant Committee

Order Appointing of Betty Ireland to the Kanawha County Building Commission (term to expire June 30, 2029)

Order Reappointing Brenda Thomas to the Kanawha County Building Commission (term to expire June 30, 2025)

Order approving revised Alcohol, Drug, and Substance Abuse Policy

Order approving minor correction to the Kanawha County Safe Roads Ordinance B

Order authorizing the President of the Kanawha County Commission to sign the Project Management Services Agreement between the Kanawha County Commission and Skanska USA Building Inc.

Order authorizing the President to sign Change Order #1 for Pray Construction for the Shawnee Welcome Center Project - \$0 Modification

1. Fiscal Year 2024-2025 General Fund Line item Revision

EXPENDITURES:

001-401.00-3-41.00	Commission - Supplies	25,000
001-401.00-5-67.00	Commission - Transfer to other funds	(25,000)

CHECK REGISTERS: SUPPLEMENTALS/EMERGENCY:

Commissioner Salango moved to approve the Check Register listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Election Systems and Software, in the amount of \$183,940.00 for maintenance and license

Greg's Tree Service, in the amount of \$21,000.00 for emergency tree removal from 4/2/24 storm at Shawnee Sports Complex

Ratification of document processed on July 24, 2024:

Commissioner Salango moved to approve the Ratification of document processed on July 24, 2024. Commissioner Slotnick seconded. Motion carried.

Resolution Honoring Byron Rowsey

Ratification of document processed on July 25, 2024:

Order authorizing the President of the Kanawha County Commission to sign the AIA Document B101-2017 with Silling Associates, Inc., for the Carper Complex project

Order authorizing the President of the Kanawha County Commission to sign the FY 2020 Homeland Security Grant Program Award for bomb suits for the Kanawha County Sheriff Department

Purchase Order pending budget revision and contract: Camel Technologies, in the amount of \$35,000.00 for Internet, fiber connections, etc and operations during construction and initial set up of project once completed at Shawnee Sports Complex

Fiscal Year 2024-2025 Building Demo Fund Line Item Budget Revision

Ratification of documents processed on July 26, 2024:

Purchase Order and Emergency Check: First Choice Services, Inc.,
in the amount of \$15,000.00 for the July 29-31, 2024 Second Annual
WV CIT Summit

Ratification of documents processed on July 29, 2024:

Payroll

Ratification of documents processed on August 2, 2024:


US Bank in the total amount of \$8,782.66

THE KANAWHA COUNTY REGULAR COMMISSION MEETING OF AUGUST 8TH, 2024, ADJOURNED AT 6:44pm UNTIL THE 22ND DAY OF AUGUST, 2024.


THE FOREGOING MINUTES ARE APPROVED ON THIS 22ND DAY OF AUGUST 2024.



COMMISSIONER



COMMISSIONER



COMMISSIONER



COUNTY ATTORNEY