

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 JULY 11, 2024.

A REGULAR MEETING OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, WAS HELD ON JULY 11, 2024, BEGINNING AT 5:00pm

THE FOLLOWING MEMBER WAS PRESENT:

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

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| 07/11/24 | 2024-349 | New Employee: Vickie Martin, part-time employee, Kanawha County Commission, \$15.00 per hour, effective July 16, 2024 |
| 07/11/24 | 2024-350 | Order Confirming and Approving Purchase Orders in Excess of \$4,999.99 to be issued by the Kanawha County Commission Purchasing Department |
| 07/11/24 | 2024-351 | 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 2024-2025 budget revision) |
| 07/11/24 | 2024-352 | Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for the General Fund |
| 07/11/24 | 2024-353 | Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission for Special Funds |
| 07/11/24 | 2024-354 | Order Confirming and Approving Orders entered by the Clerk of county Commission of Kanawha County, West Virginia |
| 07/11/24 | 2024-355 | New Employee: Kalieb Turner, Deputy Clerk, Kanawha County Clerk's office, full-time employee, \$30,000.00 per year, replacing Garland Underwood, effective July 22, 2024 |
| 07/11/24 | 2024-356 | New Employee: Norma Jean Lilly, Kanawha County Deputy Sheriff, Kanawha County Sheriff's Law Enforcement, full-time employee, \$49,004.80 per year, replacing Zachary Bess, effective August 5, 2024 |
| 07/11/24 | 2024-357 | New Employee: Megan E. Kay, Seasonal Summer Intern, Kanawha County Sheriff's Law Enforcement, seasonal/temporary employee, \$15.00 per hour, effective July 12, 2024 |
| 07/11/24 | 2024-358 | New Employee: Clara W. Price, Prosecuting Attorney's Office, full-time employee, \$32,000 per year, replacing Bailie Smith, |

effective July 15, 2024

07/11/24	2024-359	Change in Status: Kenneth R. Bannon from Assistant Prosecuting Attorney to Chief of Staff (Senior Assistant Prosecuting Attorney), Prosecuting Attorney's Office, full-time employee, effective July 12, 2024
07/11/24	2024-360	Change in Status: Chelsea R. Kincaid from Victim Advocate to Executive Assistant, Prosecuting Attorney's Office, full-time employee, effective July 12, 2024
07/11/24	2024-361	Change in Status: Chelsey Gibson, from Legal Assistant to Victim Advocate, full-time employee, \$41,685 per year, effective July 12, 2024
07/11/24	2024-362	Change in Status: Jami S Huffman from Legal Assistant to Administrative Assistant, Prosecuting Attorney's Office, full-time employee, effective July 12, 2024
07/11/24	2024-363	Change in Status: Brent E. Borchers, from Sworn Member to Process Server, Kanawha County Sheriff's Legal Process, full-time employee, \$36,587.20 per year, replacing Michael Matthews, effective August 1, 2024
07/11/24	2024-364	Order ratifying the signature of the President of the Kanawha County Commission on the contract with McNeil Fence Company for Shawnee Sport Complex
07/11/24	2024-365	Demolition Order: In the matter of the property owned by Loudin & Martin Rentals, LLC (Tax Map 26 Parcel 37, Loudon District)
07/11/24	2024-366	Demolition Order: In the matter of the property owned by Cheryl Ann Price Hastings, Gary Lee Hastings, Teresa Rene Petry Hastings and David Michael Hastings, devisees under the Last Will and Testament of Mildred Ann Hastings, secured by Champion Mortgage Company and Secretary of Housing and Urban Development (Tax Map 38D Parcel 134, Cabin Creek District)
07/11/24	2024-367	Demolition Order: In the matter of the property owned by Joey A. Slater and Sheila L. Slater (Tax Map 4 Parcel 132, Cabin Creek District)
07/11/24	2024-368	Demolition Order: In the matter of the property owned by John Selbe Sr. (Tax Map 36A Parcel 47, Cabin Creek District)
07/11/24	2024-369	Demolition Order: In the matter of the property owned by Fred W. Hammon (Tax Map 22N Parcel 116 and 118, Union District)
07/11/24	2024-370	Demolition Order: In the matter of the property owned by Jonathan D. Ertl (Tax Map 27A Parcel 82, Malden District)

07/11/24	2024-371	Demolition Order: In the matter of the property owned by Joah Adkins and Diana Adkins (Tax Map 3R Parcel 109, Jefferson District)
07/11/24	2024-372	Demolition Order: In the matter of the property owned by Gary Strickland (Tax Map 9H Parcel 61, Malden District)
07/11/24	2024-373	Demolition Order: In the matter of the property owned by Jason S. Wiley and Autumn N. Wiley (Tax Map 60 A Parcel 77, Cabin Creek District)
07/11/24	2024-374	Demolition Order: In the matter of the property owned by Michael M. Ford (Tax Map 19A Parcel 40, Malden District)
07/11/24	2024-375	Demolition Order: In the matter of the property owned by Eldon Ray Moore (Tax Map 9H Parcel 6, Malden District)
07/11/24	2024-376	Demolition Order: In the matter of the property owned by Joseph E. Weekley and Kathleen N. Weekley (Tax Map 17F Parcel 12, Malden District)
07/11/24	2024-377	Order ratifying the signature of the President of the Kanawha County Commission on the Grant Agreement between the West Virginia Commission on Drunk Driving Prevention and the Kanawha County Commission
07/11/24	2024-378	Order Acknowledging the Appointment of Fred Chandler, Business Manager at Charleston Building & Construction Trades Council, to the Region III Workforce Development Board of Kanawha County replacing Carl Olian (term to expire June 18, 2027)
07/11/24	2024-379	Order Acknowledging the Appointment of Cynthia Phillips, Educator, Kanawha County Board of Education, to the Region III Workforce Development Board of Kanawha County replacing Brett Matthews (term to expire June 18, 2027)
07/11/24	2024-380	Amending and Readopting "Kanawha County Safe Roads Ordinance B" effective August 1, 2024
07/11/24	2024-381	Order granting Cebridge Acquisition, LLC's ("Altice") Application/Proposal for Renewal of a Cable Franchise for Kanawha County
07/11/24	2024-382	Order authorizing the president of the Kanawha County Commission to sign Cable Television Franchise in Kanawha County, West Virginia, with Cebridge Acquisition ("Altice") (d/b/a Optimum), subject to the approval of the final agreement by the County Attorney
07/11/24	2024-383	Order authorizing the President of the Kanawha County Commission to sign the Verification of Verified Petition and the Joint Development Agreement to be filed with the WV PSC for the

		Olcott Water Project, subject to the approval of the final documents by the County Attorney
07/11/24	2024-384	Order authorizing the President of the Kanawha County Commission to sign Website Development Contract with Infinity Marketing Solutions, LLC d/b/a Vandalia Digital, subject to the approval of the final document by the County Attorney
07/11/24	2024-385	Order Authorizing the Clerk of the County Commission to issue a check from the Capital Fund (#090-901.00-4-59.01), in the amount of Five Hundred Seventy Dollars (570.00), to the Parks & Rec Fund (#013) for reimbursement of payment processing error (see attached documents)
07/11/24	2024-386	2024-2025 County Depositories - Designation
07/11/24	2024-387	Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$5,351.32)
07/11/24	2024-388	Order Authorizing the Clerk of the County Commission to issue, on a recurring basis before the fifth day of each month beginning July, 2024, a check representing the County's distribution from levy collections, in the amount of Two Hundred Eighty Three Thousand Eight Hundred Twenty Two Dollars (\$283,822), for the period July, 2024 through June, 2025, to the Kanawha County Public Library. Payments shall be made from the General County Fund #001-916.00-5-68.00
07/11/24	2024-389	Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-67.01), in the amount of Three Hundred Sixty-Two Thousand One Hundred Ninety-Three Dollars (\$362,193), to the Capital Fund (#090) representing contribution toward the Mobile Command Center Project
07/11/24	2024-390	Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-67.01), in the amount of One Million Three Hundred Fifty-Eight Thousand Dollars (\$1,358,000), to the Capital Fund (#090) representing contribution toward the Shawnee Welcome Center Project
07/11/24	2024-391	Order ratifying the signature of the President of the Kanawha County Commission on the revised "Repairs/Replacements Proposal" with Mechlenburg Roofing Inc.
07/11/24	2024-392	Order ratifying the signature of the President of the Kanawha County Commission on the Atlantic Emergency Solutions Purchase Agreement
07/11/24	2024-393	Order authorizing the President of the Kanawha County Commission to execute a grant agreement and documents related thereto for the 25-CC-08 Community Corrections Grant

07/11/24	2024-394	Order ratifying the execution by the Kanawha County Commission of the Oath and Certificates for the 2024 Real Estate and Personal Property Tax Books
07/11/24	2024-395	The Revision of the Levy Estimate (Budget) for the County of Kanawha – F.Y. 2024-2025 Coal Severance Fund Budget Revision #1
07/11/24	2024-396	Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission of West Virginia (supplemental)
07/11/24	2024-397	Town of Clendenin Annexation pursuant to W.Va. Code §8-6-4

Documents not on the agenda but approved/processed at the 07/11/24 Commission Meeting:

07/11/24	2024-398	Order Authorizing the President of the County Commission to sign Letter of Credit Payment Request-Federal Emergency Management Agency Hazard Grant Program 4517-WV-0008. Request payment to pay invoice for accounts 009-442.60-500-2-30.00 (FEMA NOI Contr. Services), in the amount of \$3520.00
07/11/24	2024-399	Order authoring the President of the Kanawha County Commission to execute the 24-BIPP-08 BIPP Grant Contract and additional grant documents

Budget Revisions approved/processed at 07/11/24 Commission Meeting:

- Fiscal Year 2024-2025 Capital Sports Center Fund Line Item Budget Revision
- Fiscal Year 2024-2025 Capital Fund Line Item Budget Revision
- Fiscal Year 2024-2025 County Managers Fund
- Fiscal Year 2024-2025 Special Health Fund Line Item Budget Revision
- Fiscal Year 2024-2025 Coal Severance Fund Budget Revision #1
- Fiscal Year 2024-2025 General Fund Line Item Revision
- Fiscal Year 2024-2025 ARPA 2021 Fund Line Item Budget Revision

Minutes approved/processed at the 07/11/24 Commission Meeting:

Approval of the Minutes of the Regular Commission Meeting on June 13, 2024

Fiduciary orders approved/processed at 07/11/24 Commission Meeting:

- Objections and Exceptions
- 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 June 13, 2024:

Payroll

Order appointing Mike Moles, At-Large Member for Agriculture, to the Kanawha County Enforcement Agency

Ratification of documents processed on June 17, 2024:

Emergency check: Wheeling Island Hotel Casino Racetrack, in the amount of \$774.00 for lodging for Rhonda Cavender to attend training

Ratification of documents processed on June 18, 2024:

New Employee: Sophia M. Perna, Temporary Intern, Kanawha County Sheriff's Tax Office, \$15.00 per hour, effective June 21, 2024

Change in Status: Zachary Bess, from Sworn Member to Communications Specialist, Sheriff's Law Enforcement, full-time employee, \$35,692.80 per year, replacing Wendy Carte, effective June 21, 2024

Ratification of documents processed on June 21, 2024:

Resolution Honoring the Life of Montgomery Fire Chief Benny Filiaggi

F.Y. 2023-2024 Capital Fund Line item Budget Revision

Ratification of documents processed on June 24, 2024:

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

Emergency Check: US Bank p-card payment in the amount of \$1,290.75

Ratification of documents processed on June 25, 2024:

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

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

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission of West Virginia (supplemental)

Emergency Check: WV Department of Transportation in the amount of \$30,632.44 for DOT-DOH VEN# 4605-1 Match-Elk River Trailhead- Clendenin

Emergency Checks to U.S. Bank in the total amount of \$29,860.53 for P-card payments

Ratification of documents processed on June 27, 2024:

Resolution Honoring FamilyCare WV

Payroll

Ratification of documents processed on July 2, 2024:

New Employee: Jason Williams, Shawnee Part-Time, Shawnee Sports Complex, part-time employee, \$12.00 per hour, effective June 15, 2024

Emergency Check: Software Systems Inc in the amount of \$67,200.88 for process, print, mail

Emergency Check: US Postal Service in the amount of \$17,864.26 for postage for the Assessor's office for personal property mailing

Emergency Check: The Health Plan in the amount of \$302,400.00 for HAS account funding

Emergency Check: Dury Inn & Hotel in the amount of \$5,160.00 for Sheriff's office conference

Emergency Check: Special Health Fund in the amount of \$800,000.00 for health care costs

Emergency Check: Software Systems Inc \$96,777.11 for Sheriff's postage for tax statements

Emergency Check: US Postal Service in the amount of \$5,048.60 for Assessor's business personal property and individual personal property postage

Emergency Check: Delta Dental in the amount of \$8,176.87 for dental insurance premium

Emergency Check: PEIA in the amount of \$374,040.78 for premiums

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 June 13, 2024

RESOLUTION/PROCLAMATION

NEW EMPLOYEES

County Clerk

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

Kalieb Turner, Deputy Clerk, Kanawha County Clerk's office, full-time employee, \$30,000.00 per year, replacing Garland Underwood, effective July 22, 2024

The Honorable Vera J. McCormick, County Clerk

Sheriff

Commissioner Salango moved to approve Norma Jean Lilly, Kanawha County Deputy Sheriff, Kanawha County Sheriff's Law Enforcement, full-time employee, \$49,004.80 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Norma Jean Lilly, Kanawha County Deputy Sheriff, Kanawha County Sheriff's Law Enforcement, full-time employee, \$49,004.80 per year, replacing Zachary Bess, effective August 5, 2024

The Honorable Mike Rutherford, Sheriff

Commissioner Salango moved to approve Megan E. Kay, Seasonal Summer Intern, Kanawha County Sheriff's Law Enforcement, seasonal/temporary employee, \$15.00 per hour as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Megan E. Kay, Seasonal Summer Intern, Kanawha County Sheriff's Law Enforcement, seasonal/temporary employee, \$15.00 per hour, effective July 12, 2024

The Honorable Mike Rutherford, Sheriff

Prosecuting Attorney

Commissioner Salango moved to approve Clara W. Price, Legal Assistant for the Prosecuting Attorney's Office, full-time employee, \$32,000 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Clara W. Price, Legal Assistant for the Prosecuting Attorney's Office, full-time employee, \$32,000 per year, replacing Bailie Smith, effective July 15, 2024

The Honorable Debra L. Rusnak, Prosecutor

CHANGE OF EMPLOYMENT STATUS

Prosecuting Attorney

Commissioner Salango moved to approve Chelsea R. Kincaid, from Victim Advocate to Executive Assistant, Prosecuting Attorney's Office, full-time employee, \$50,000 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Chelsea R. Kincaid, from Victim Advocate to Executive Assistant, Prosecuting Attorney's Office, full-time employee, \$50,000 per year, effective July 12, 2024

The Honorable Debra L. Rusnak, Prosecutor

Commissioner Salango moved to approve Chelsey Gibson, from Legal Assistant to Victim Advocate, Prosecuting Attorney's office, full-time employee, \$41,685 per year. Commissioner Slotnick seconded. Motion carried.

Chelsey Gibson, from Legal Assistant to Victim Advocate, Prosecuting Attorney's office, full-time employee, \$41,685 per year, effective July 12, 2024

The Honorable Debra L. Rusnak, Prosecutor

Sheriff

Commissioner Salango moved to approve Brent E. Borchers, from Sworn Member to Process Server, Kanawha County Sheriff's Legal Process, full-time employee, \$36,587.20 per year as listed on the agenda. Commissioner Slotnick seconded. Motion carried.

Brent E. Borchers, from Sworn Member to Process Server, Kanawha County Sheriff's Legal Process, full-time employee, \$36,587.20 per year, replacing Michael Matthews, effective August 1, 2024

The Honorable Mike Rutherford, Sheriff

AGENDA ITEMS

5:00 P.M.

Discussion regarding funding request from Nitro Food Pantry in the amount of \$5,000.00 for the installation of a generator system to secure their frozen food stock in the event of power failures. Total cost of project \$21,640

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Delegate Shamblin informed the Commission that this is a joint venture and Bill Fortune, a volunteer for many years, is here with him. It is an all-volunteer organization, and it is staffed by local churches. Mr. Fortune came to Delegate Shamblin a couple of months ago and said they needed a generator to protect the food in case of a power outage. The City of Nitro is giving \$2,500, Delegate Shamblin acquired \$1,500, Delegate Hall gave \$1,000 and Senator Glenn Jefferies donated \$11,640. The total cost of the generator is \$21,640. Commissioner Wheeler asked how many freezers they currently have. Mr. Fortune said two walk-in freezers and a couple of small freezers and it's about a couple thousand dollars' worth of food.

Commissioner Salango asked if the generators would cover anything besides the freezer Mr. Fortune said the refrigerators and freezer. Commissioner Slotnick asked how many people the pantry feeds. Mr. Fortune said over 300 families and they also participate in the backpack program with the schools. Delegate Shamblin said that the pantry feeds over 5,000 in a year.

Commissioner Salango moved to approve the \$21,640 with money coming from Table Games. Commissioner Slotnick seconded. Motion carried.

Discussion regarding the designation of a limited portion of public roads accessible by ATVs in association with the development of the new Trial System at Meadowood Park to be named the Tornado Single Trax Trail System

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

**Jeff Lusk, Executive Director, Hatfield McCoy Regional
Recreation Authority**

Jeff Lusk with Hatfield & McCoy informed the Commission that the Commission funded us to build the track in Meadowood Park. Part of that system is we are requesting some sections of limited use on highways so the bikes can get fuel and food. We think this is necessary for the park to be successful, so people don't have to use a trailer to get gas. We hired our full-time employee for Meadowood Park and there will be a soft opening in August. If there are any issues, we will make changes and then have a formal grand opening. Commissioner Wheeler stated that they are not talking

MINUTES

Meeting of July 11, 2024

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about Rt 60 just the small roads that are across the street and the Little Coal River Group office. Jennifer Herrald said that it is .8 of a mile. Jeff Lusk said that they will have this at all of our trails, it is very limited use just to facilitate our riders. Commissioner Wheeler said riders still have to follow the rules of the roads, wear helmets, and follow speed limits and the County Attorney viewed this and is ok with it. Jennifer Herrald said yes it just adds one designated area and the Sheriff's Office is aware.

Commissioner Salango moved to approve the designation of a limited portion of public roads accessible by ATVs. Commissioner Slotnick seconded. Motion carried.

Discussion regarding funding request from the Town of Belle in the amount of \$6,000.00 for the Belle Town Festival and Car Show scheduled for September 27 and 28, 2024

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

Mayor Fletcher informed the Commission that when he became Mayor six years ago the fair had gone away, and this was something he wanted to start again. The Town's request has gone up from the request over the past few years due to the rise in cost. Commissioner Salango moved to approve the \$6,000 contribution for the Town of Belle Town Festival. Commissioner Slotnick seconded. Motion carried.

Discussion regarding funding request from Institute/West Dunbar/Pinewood Sub Area Planning Committee in the amount of \$20,000.00 for funding for streetlights

**Commission President Lance Wheeler
Commissioner Ben Salango
Commissioner Marc J. Slotnick
Jennifer Herrald, County Manager**

Jennifer Herrald informed the Commission that the group contacted the Commission for this request and the Commission has helped in the past with this. It could come from the Community Contribution fund.

Commissioner Salango moved to approve the \$20,000 with the money coming from the Community Contribution line. Commissioner Slotnick seconded. Motion carried.

Discussion regarding request by the Town of Clendenin to annex The Elk River Railroad, Inc., property, particularly land where in the rail trail presently is situated

**Commission President Lance Wheeler
Commissioner Ben Salango
Commissioner Marc J. Slotnick
The Honorable Kay Summers, Mayor, Town of Clendenin**

Matt Davis informed the Commission that they represent the Elk River Railroad. For six months his client has worked with the Town of Clendenin to make the annexation

take effect, which involves seven tracts outside the town. Both parties want it to happen. The Town had readings on May 14 & 20th and he is asking the Commission to approve the order. Commissioner Wheeler said that this is just ministerial as long as the Town and all parties agree.

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

Discussion regarding the Judicial Building Renovation Project and Expenses incurred to date

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Jennifer Herrald informed the Commission that she has been working with Silling and everything is moving on time. The project is going out to bid in August and construction starts in October. Jennifer Herrald said that the Commission needs to move funds to cover expenses and she suggested the Financial Stabilization line \$700,000. Commissioner Salango asked what the estimated time frame for completion is. Jennifer Herrald said that the Judges' chambers on January 1, 2025, and Magistrate area Feb/March for phase 1. Once the Commission has the owner rep on board it will assist in moving this along.

Commissioner Salango moved to approve moving the \$700,000 from the Financial Stabilization line. Commissioner Slotnick seconded. Motion carried.

Discussion regarding Kanawha County Fall Clean-Up Dates

-September 2, 2024 - So. Charleston (Moses Parking Lot)

-September 7, 2024 – Elkview/Clendenin (old Hoover High School site)

-October 5, 2024 - Cabin Creek (AEP lot behind Go Mart)

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Dave Workman, Planning Director

Jennifer Herrald informed the Commission that there is an error on the agenda, it should be September 21st at South Charleston, not the 2nd.

Commissioner Wheeler moved to approve the dates for the fall cleanup. Commissioner Salango seconded. Motion carried.

Discussion and update regarding the Opioid Settlement Funds

Commission President Lance Wheeler

Commissioner Ben Salango

Commissioner Marc J. Slotnick

Jennifer Herrald informed the Commission has received the funds for this year and \$1.6M available. Sixteen applications have been received and they are being reviewed when they come in. Commissioner Wheeler stated that the Commission wants to make sure we are being transparent, and this process takes time, and this is one-time money.

Everything needs to be vetted. Commissioner Slotnick stated that it is a small amount of money, and applicants need to know we have limited funds. Commissioner Slotnick stated that his suggestion is application due by July 31st so this does not drag out. Commissioner Slotnick moved to make the deadline for opioid applications July 31, 2024. Commissioner Salango seconded. Motion carried.

Commissioner Wheeler would like the Commissioners to look over the applications with staff and see if there are any they wish to place on an upcoming agenda.

Public Comment

Joe Degan works with WVU Medicine Thomas Hospital stated he thought there was \$2.9M. Commissioner Wheeler stated that due to the MOU the Commission can use 50% for Loss of Revenue and the Commission hasn't moved that money over. Mr. Degan stated that a lot of people think there was more money and not all of that is being used for the applications.

The Kanawha County Commission recessed at 5:48pm until the 6:00pm Public Hearing.

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

DATE	TIME
Thursday, August 8, 2024	5:00 p.m.
Thursday, August 22, 2024	5:00 p.m.
Thursday, September 5, 2024	5:00 p.m.
Thursday, September 19, 2024	5:00 p.m.

6:00 P.M. PUBLIC HEARING

Public Hearing to discuss demolition of 5151 Crystal Dr Cross Lanes, WV 25313, Tax District: Union, Tax Map: 23B, Parcel:41

5:58pm

Ken Bannan with the Prosecuting Attorney's office is here to represent the Enforcement agency. Petitioner Nick Milam informed the Commission that he received a letter, and he called Mr. O'Neal to see what he had to do to get into compliance and he laughed at me. Mr. O'Neal gave him another number to contact a lady and he never got a hold of her. Mr. Milam states he was in negotiations to sell the property and he stopped when they wanted to tear it down. Commissioner Wheeler asked how long it had been since the County first contacted him. Carl O'Neal Code enforcement officer stated that they first contacted the owner in December of 2023 and before that, someone else contacted them on October 10, 2019. The final notice was sent out on January 5th. (see attached). The letter states what the findings were and

was sent by certified mail. Mr. Bannon stated that there is a document sent on Feb 9, 2024, stating it was unsafe, unsanitary, and dangerous to the public. Mr. O'Neal stated that is correct. Mr. Bannan asked was a notice of hearing was served after the request for a hearing. Mr. O'Neal stated yes, there are photos from 2019 showing the condition of the property after it burned. Nick Milam stated that he never received anything in 2019. Commissioner Salango asked if the home did catch fire in 2019. Nick Milam stated yes. Commissioner Salango asked what Mr. Milam has done to fix it since 2019. Mr. Milam stated nothing. Carl O'Neal stated when he starts a case, he starts it over, so all the work is done by him, and he knows what has occurred. The home is destroyed, with debris falling from the ceiling, and holes in the ceiling. Commissioner Slotnick asked if the house was secure at all. Nick Milam states that he tries, and they get back into it. Commissioner Salango asked how close the neighbors were. Nick Milam said 150 yards. Commissioner Slotnick stated that the home did not look like it could be rehabilitated and asked if the home was determined a total loss in 2019. Nick Milam asked Commissioner Slotnick if he was a contractor and yes insurance said that the home was a total loss. Commissioner Slotnick asked if he received insurance money for the home. Mr. Milam said yes, but he loaned the money to a family member and never got the money back. Commissioner Wheeler asked Mr. Milam what he wanted the Commission to do at this point. If this were to catch on fire again with all this vegetation around it would be very dangerous to the neighbors. Mr. Milam said he wants more time to get it into compliance. Commissioner Salango stated since he had five years, the Commission would do 30 days. Mr. Milam said he needed three months. Mr. Bannon asked if the home lender informed Mr. O'Neal that the property loan was paid off with funding from the insurance. Mr. O'Neal said yes, they did. Mr. Bannon asked if the finding from the Enforcement code was that nothing could be done to this property. Mr. O'Neal said yes. Commissioner Salango stated the Commission could continue this hearing until September 19 and you can show us you have acted; we can decide then or you have an actual contract to sell the property. Commissioner Slotnick stated if Mr. Milam gets a contract, he wants a plan from the purchaser on how the property will be rehabilitated. Mr. Bannon stated that the Enforcement agency will remain the same whether who purchases the property. Commissioner Wheeler stated that is correct, this is still on the demolition list. Commissioner Salango moved to continue until September 19th, 2025. Commissioner Slotnick seconded. Motion carried.

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.

Objections and Exceptions

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 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
Tri-State Roofing & Sheet Metal	W. Kent Carper Justice & Public Safety Complex	\$29,080.00	Additional materials for roof repairs due to storm damage
WV Department of Transportation (ratify PO signed 6/24/24	Kanawha Co. Commission	\$30,632.44	DOT-DOH VEN#4605-1 match – Elk River Trailhead – Clendenin
Infinity Marketing Solutions, LLC	Kanawha Co. Comm Data Processing	\$28,950.00	Create new Kanawha County Commission website to include monthly update and management of website. Long term project
Metro Emergency Operations Center	Emergency Services	\$9,834.54	Emergency services
The Thrasher Group, Inc.	Kanawha Co. Commission	\$48,875.00	Brownfield Inv. #1033154 6/18/24
John P. Slappe Painting Contractor	W. Kent Carper Justice & Public Safety Complex	\$7,125.00	Patch, prime and painting services: “B” Building \$5,550 Invoice #2024 – 15;

			Courthouse 3 rd floor \$600 Invoice #2024-16; 2 nd floor courthouse 4450 Invoice #2024-17; judicial building 4 th floor \$525 Invoice #2024-18
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Pitney Bowes Global Financial Services	Sheriff's Tax Office	\$8,079.24	Equipment lease for folder/inserter and mail machine
Astar Abatement, Inc.	Kanawha Co. Planning & Community Dev.	\$21,648.00	Asbestos abatement services
ServPro	Kanawha Co. Commission	\$5,729.07	Reconstruction due to water damage at Camp Virgil Tate
TK Elevator	Maintenance	\$7,386.00	Annual elevator safety tests
Drury Inn & Hotel (ratify PO signed 7/1/24)	Sheriff Law Enforcement Div.	\$5,160.00	Lodging for one officer to attend Hazardous Device School 7/7/24 to 8/16/24
US Postal Service (ratify PO signed 7/1/24)	Assessor's office	\$5,048.60	Postage for business personal property mailing
Software Systems Inc. (ratify PO signed 7/1/24)	Sheriff's Tax Office	\$96,777.11	Postage for tax statements
The Health Plan (ratify PO signed 7/1/24)	Kanawha Co. Commission	\$302,400.00	HAS Account Funding for FY ending 6/30/25
Software Systems Inc. (Ratify PO signed 7/1/24)	Sheriff's Tax Office	\$67,200.88	Processing, printing and mailing tax statements
BG Hamrick, LLC	Shawnee Sports Complex	\$5,000.00	Website services
Software Computer Group	Circuit Clerk	\$7,457.97	Annual maintenance & support for Circuit Court management system and annual juror notification calling system & support
Leaf	Circuit Clerk	\$10,885.56	Copier lease for 3 Ricoh IM 7000 copiers
Town of East Bank	Kanawha Co. Commission	\$75,000.00	Sewer Project
Rocky Fork Enterprizes	Sheriff's Law Enforcement Div.	\$100,000.00	Vehicle maintenance contract for KCSO
ODP Business	Sheriff's Law	\$20,000.00	Office supplies, equipment

Solutions, LLC	Enforcement Div.		and paper
Great American Financial Services	Sheriff's Law Enforcement Div.	\$8,400.00	Copier leases for KCSO
Leadsonline.com	Sheriff's Law Enforcement Div.	\$10,867.00	Leadsonline PowerPlus Investigation System Service package – renewal
Advantage Technologies	Sheriff's Law Enforcement Div.	\$39,000.00	Renewal of existing IT resources
Praetorian Group	Sheriff's Law Enforcement Div.	\$6,618.15	PoliceOne Academy online training subscription for KCSO
Leaf	County Clerk	\$12,115.32	Copier lease, document fee & personal property taxes
Catalis Courts & Land Records, LLC	Assessor's Office	\$6,120.00	17 OMMC for Assessor P-Search software maintenance
Galls, LLC	Sheriff's Law Enforcement Div.	\$15,000.00	Body armor and miscellaneous accessories & supplies
Galls, LLC	Sheriff's LE	\$5,000.00	Miscellaneous items & services for the KCSO
Town of Belle	Kanawha Co. Commission	\$6,000.00	Sponsorship for festival & car show September 2024
Encova Insurance	Kanawha Co. Commission	\$220,441.00	Workers Compensation Insurance premium for FY 2024-25 policy
Regional Intergovernmental Council	Kanawha Co. Commission	\$28,434.00	Contribution for membership in the BCKP RIC for FY 24-25
Home Confinement Fund	Kanawha Co. Commission	\$289,680.00	FY 24-25 annual contribution to be paid in monthly installments of \$24,140
Allone Health South, LLC	Kanawha Co. Commission	\$8,000.00	Employee Assistance Program
Kanawha Co. Parks & Recreation	Kanawha Co. Commission	\$50,000.00	Contribution for the operation of Pioneer Park FY 24-25
Kanawha Co. Parks & Recreation	Kanawha Co. Commission	\$1,638,231.00	Contribution for FY 24-25 to be paid in monthly installments
USI Insurance Service, LLC	Kanawha Co. Commission	\$65,335.38	County Cyber Security and Metro Cyber Security
WV Regional Jail & Correctional Facility	Kanawha Co. Commission	\$4,300,000.00	Jail bills for FY 24-25
State Tax	Kanawha Co.	\$237,000.00	Charges for State Computer

Department	Commission		System FY 24-25
Prestera Center	Kanawha Co. Commission	\$71,600.00	PI Services & involuntary emergency medical commitments
Charleston Area Alliance - CADCO	Kanawha Co. Commission	\$100,000.00	Contribution for FY 24-25 to be paid quarterly
Assured Partners of WV, LLC	Kanawha Co. Commission	\$90,000.00	Consulting fee FY 24-25
Commercial Technology Group	Kanawha Co. Commission	\$6,337.44	Time Clock TLM Monthly usage \$3,757.68. Annual maintenance \$2,579.76
Kanawha Valley Senior Services LLC	Kanawha Co. Commission	\$80,000.00	Annual contribution FY 24-25
Kanawha-Charleston Health Dept.	Kanawha Co. Commission	\$200,000.00	Contribution FY 24-25 to be paid in 4 quarterly installments
Frontier	Kanawha Co. Commission	\$20,000.00	Software & hardware maintenance agreement for FY 24-25 for the Mitel telephone system
Kanawha County Emergency Ambulance Authority	Kanawha Co. Commission	\$279,000.00	Clinic charges FY 24-25
Catalis Courts & Land Records, LLC	Kanawha Co. Commission	\$12,600.00	Software maintenance for the Commission \$12,240; software maintenance for Magistrate Court \$360
WV Association of Counties	Kanawha Co. Commission	\$6,500.00	Annual dues 7/1/24-6/30/25
Systematic Copiers	Circuit Clerk	\$7,051.00	Maintenance for copiers and fax machines located in the Circuit Clerk's office
Iron Mountain, Inc.	Circuit Clerk	\$10,000.00	File storage
US Postal Service (ratify PO signed 7/1/24)	Assessor's Office	\$17,864.26	Postage for Midwest Direct mailing of individual personal property mailing
US Bank	Kanawha Co. Commission	\$16,416.00	Lexis Nexis monthly on-line subscription July 2024-June 2025
Network Innovation Solutions	Kanawha Co. Commission Data Processing	\$67,934.15	Software renewal for IT Dept.
Dell Financial Services, LLC	Kanawha Co. Commission	\$127,807.65	Dell yearly payment for server upgrades

	Data Processing		
Microsoft Corp	Kanawha Co. Commission Data Processing	\$59,040.00	Renewal of Exchange online

Pinnacle Technical Solutions	Kanawha Co. Commission Data Processing	\$6,863.40	12 Data Center Colo (full rack)
Appalachian Tire Products	Sheriff's Law Enforcement Div.	\$50,000.00	Assorted tires & services for the KCSO LE Division
Placer Labs, Inc.	Kanawha Co. Commission	\$36,735.00	Platform Access location-based services & analytics 6/14/24-6/13/25
Batteries Plus	Emergency Services	\$5,000.00	Batteries & miscellaneous supplies & services
Kanawha Putnam Emergency Planning Commission	Emergency Services	\$6,000.00	KPEPC Membership contribution
Pepsi	Shawnee Sports Complex	\$13,236.06	Pepsi products for the concession stand
Software Systems Inc.	Sheriff's Tax	\$12,000.00	Renewal of annual/monthly maintenance & miscellaneous supplies
Pitney Bowes Global Financial Service	Sheriff's Tax	\$16,160.00	Equipment lease for folder/insertor & mail machine
Komax Business Systems	Sheriff's Tax	\$11,682.00	Monthly lease/rental for BizHub digital press
HD Media Company	Sheriff's Tax	\$60,000.00	Legal publications & advertisements
B.I. Inc.	Home Confinement	\$90,000.00	Maintenance, repair of GPS monitoring equipment
TK Elevator	Maintenance	\$14,400.00	Monthly elevator maintenance for courthouse, judicial building & parking, Building A&B 900 Christopher Street-Day Report Center
Great American Financial Services	Sheriff's Law Enforcement Div.	\$8,500.00	Copier lease and expenses for the Sheriff's Department
Bitco Software LLC	Kanawha Co. Planning & Community Dev.	\$15,000.00	Annual cost of Planning Permitting System

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 2024-2025 budget revision)

Vendor	Department	Amount	Comments/Description
Greater Sissonville Development Council	Kanawha Co. Commission	\$50,000.00	Transfer of NGK Funds for Community Projects

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 July 11, 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 July 11, 2024*)

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

New Employee: Kalieb Turner, Deputy Clerk, Kanawha County Clerk's office, full-time employee, \$30,000.00 per year, replacing Garland Underwood, effective July 22, 2024

New Employee: Norma Jean Lilly, Kanawha County Deputy Sheriff, Kanawha County Sheriff's Law Enforcement, full-time employee, \$49,004.80 per year, replacing Zachary Bess, effective August 5, 2024

New Employee: Megan E. Kay, Seasonal Summer Intern, Kanawha County Sheriff's Law Enforcement, seasonal/temporary employee, \$15.00 per hour, effective July 12, 2024

New Employee: Clara W. Price, Prosecuting Attorney's Office, full-time employee, \$32,000 per year, replacing Bailie Smith, effective July 15, 2024

Change in Status: Kenneth R. Bannon from Assistant Prosecuting Attorney to Chief of Staff (Senior Assistant Prosecuting Attorney), Prosecuting Attorney's Office, full-time employee, effective July 12, 2024

Change in Status: Chelsea R. Kincaid from Victim Advocate to Executive Assistant, Prosecuting Attorney's Office, full-time employee, effective July 12, 2024

Change in Status: Chelsey Gibson, from Legal Assistant to Victim Advocate, full-time employee, \$41,685 per year, effective July 12, 2024

Change in Status: Jami S Huffman from Legal Assistant to Administrative Assistant, Prosecuting Attorney's Office, full-time employee, effective July 12, 2024

Change in Status: Brent E. Borchers, from Sworn Member to Process Server, Kanawha County Sheriff's Legal Process, full-time employee, \$36,587.20 per year, replacing Michael Matthews, effective August 1, 2024

Order ratifying the signature of the President of the Kanawha County Commission on the contract with McNeil Fence Company for Shawnee Sport Complex

Demolition Order: In the matter of the property owned by Loudin & Martin Rentals, LLC (Tax Map 26 Parcel 37, Loudon District)

Demolition Order: In the matter of the property owned by Cheryl Ann Price Hastings, Gary Lee Hastings, Teresa Rene Petry Hastings and David Michael Hastings, devisees under the Last Will and Testament of Mildred Ann Hastings, secured by Champion Mortgage Company and Secretary of Housing and Urban Development (Tax Map 38D Parcel 134, Cabin Creek District)

Demolition Order: In the matter of the property owned by Joey A. Slater and Sheila L. Slater (Tax Map 4 Parcel 132, Cabin Creek District)

Demolition Order: In the matter of the property owned by John Selbe Sr. (Tax Map 36A Parcel 47, Cabin Creek District)

Demolition Order: In the matter of the property owned by Fred W. Hammon (Tax Map 22N Parcel 116 and 118, Union District)

Demolition Order: In the matter of the property owned by Jonathan D. Ertl (Tax Map 27A Parcel 82, Malden District)

Demolition Order: In the matter of the property owned by Joah Adkins and Diana Adkins (Tax Map 3R Parcel 109, Jefferson District)

Demolition Order: In the matter of the property owned by Gary Strickland (Tax Map 9H Parcel 61, Malden District)

Demolition Order: In the matter of the property owned by Jason S. Wiley and Autumn N. Wiley (Tax Map 60 A Parcel 77, Cabin Creek District)

Demolition Order: In the matter of the property owned by Michael M. Ford (Tax Map 19A Parcel 40, Malden District)

Demolition Order: In the matter of the property owned by Eldon Ray Moore (Tax Map 9H Parcel 6, Malden District)

Demolition Order: In the matter of the property owned by Joseph E. Weekley and Kathleen N. Weekley (Tax Map 17F Parcel 12, Malden District)

Order ratifying the signature of the President of the Kanawha County Commission on the Grant Agreement between the West Virginia Commission on Drunk Driving Prevention and the Kanawha County Commission

Kellie Baker-Harding, Grant Coordinator

Order Acknowledging the Appointment of Fred Chandler, Business Manager at Charleston Building & Construction Trades Council, to

the Region III Workforce Development Board of Kanawha County replacing Carl Olian (term to expire June 18, 2027)

Order Acknowledging the Appointment of Cynthia Phillips, Educator, Kanawha County Board of Education, to the Region III Workforce Development Board of Kanawha County replacing Brett Matthews (term to expire June 18, 2027)

Order authorizing the President of the Kanawha County Commission signature on the schedule of payments for JCS

Order Amending and Readopting "Kanawha County Safe Roads Ordinance B" effective August 1, 2024

Order granting Cebridge Acquisition, LLC's ("Altice") Application/Proposal for Renewal of a Cable Franchise for Kanawha County

Order authoring the president of the Kanawha County Commission to sign Cable Television Franchise in Kanawha County, West Virginia, with Cebridge Acquisition ("Altice") (d/b/a Optimum), subject to the approval of the final agreement by the County Attorney

Order authorizing the President of the Kanawha County Commission to sign the Verification of Verified Petition and the Joint Development Agreement to be filed with the WV PSC for the Olcott Water Project, subject to the approval of the final documents by the County Attorney

Order authorizing the President of the Kanawha County Commission to sign Website Development Contract with Infinity Marketing Solutions, LLC d/b/a Vandalia Digital, subject to the approval of the final document by the County Attorney

Order Authorizing the Clerk of the County Commission to issue a check from the Capital Fund (#090-901.00-4-59.01), in the amount of Five Hundred Seventy Dollars (570.00), to the Parks & Rec Fund (#013) for reimbursement of payment processing error (see attached documents)

2024-2025 County Depositories - Designation

Approval of the Erroneous Assessments Submitted by the Kanawha County Assessor (decrease \$5,351.32)

Order Authorizing the Clerk of the County Commission to issue, on a recurring basis before the fifth day of each month beginning July, 2024, a check representing the County's distribution from levy collections, in the amount of Two Hundred Eighty Three Thousand Eight Hundred Twenty Two Dollars (\$283,822), for the period July, 2024 through June, 2025, to the Kanawha County Public Library. Payments shall be made from the General County Fund #001-916.00-5-68.00

Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-67.01), in the amount of Three Hundred Sixty-Two Thousand One Hundred Ninety-Three Dollars (\$362,193), to the Capital Fund (#090) representing contribution toward the Mobile Command Center Project

Order Authorizing the Clerk of the County Commission to issue a check from the County Manager Fund (#019-401.00-5-67.01), in the amount of One Million Three Hundred Fifty-Eight Thousand Dollars (\$1,358,000), to the Capital Fund (#090) representing contribution toward the Shawnee Welcome Center Project

Order ratifying the signature of the President of the Kanawha County Commission on the revised "Repairs/Replacements Proposal" with Mechlenburg Roofing Inc.

Order ratifying the signature of the President of the Kanawha County Commission on the Atlantic Emergency Solutions Purchase Agreement

Order authorizing the President of the Kanawha County Commission to execute a grant agreement and documents related thereto for the 25-CC-08 Community Corrections Grant

Order ratifying the execution by the Kanawha County Commission of the Oath and Certificates for the 2024 Real Estate and Personal Property Tax Books

The Revision of the Levy Estimate (Budget) for the County of Kanawha – F.Y. 2024-2025 Coal Severance Fund Budget Revision #1

1. Fiscal Year 2024-2025 Capital Sports Center Fund Line Item Budget Revision

REVENUES:

036-000.299-0-00.00 Capital Sports Center - Fund Balance 948,991

EXPENDITURES:

036-401.00-2-30.00 Capital Sports Center - Contracted Services 948,991

2. Fiscal Year 2024-2025 Capital Fund Line Item Budget Revision

REVENUES:

090-299-0-00.00 Capital Fund - Fund Balance 1,210,366

090-388-0-00.00 Capital Fund - Transfers from other funds 1,720,193

090-322-0-00.00 Capital Fund - Federal Grant 4,240,000

EXPENDITURES:

090-711.01-4-59.00 Capital Fund - Em Ser; Fire truck 534,166

090-711.01-4-59.01 Capital Fund - Emm Ser; Mobile Comm Center 1,082,193

090-901.01-4-59.00 Capital Fund - Shawnee; Welcome Center 5,554,200

3. Fiscal Year 2024-2025 County Managers Fund

REVENUE:

019-000.00-366-0-00.00 Co Manager's Fund - Misc Revenue 210,000

EXPENDITURE:

019-401.00-5-68.01 Co Manager's Fund - Contribution; Siss Dev Co. 210,000

4. Fiscal Year 2024-2025 Special Health Fund Line Item Budget Revision

REVENUE:

372-000.00-299-00.00 Special Health – Fund Balance 464,440

EXPENDITURES:

372-423.01-1-.05.01 Special Health – PEIA Ins. Premiums 464,440

5. Fiscal Year 2024-2025 Coal Severance Fund Budget Revision #1

REVENUES:

002-298-0-00.00 Coal Severance Assigned Fund Balance 630,062

EXPENDITURES:

002-439.00-5-68.00 Coal Sev – Developing Projects 630,062

6. Fiscal Year 2024-2025 General Fund Line Item Revision

EXPENDITURES:

001-403.00-2-18.00	Circuit Clerk - Postage	(30,000)
001-403.00-2-19.00	Circuit Clerk – Building/Equipment Rental	30,000

7. Fiscal Year 2024-2025 ARPA 2021 Fund Line Item Budget Revision

REVENUES:

207-000.00-382-00.00	ARPA 2021- Refunds & Reimb	15,027
207-000.00-324-00.00	ARPA 2021- Federal Grant	(195,448)

EXPENDITURES:

207-401.00-5-68.00	ARPA 2021- Contributions	(130,242)
207-401.01-5-68.14	ARPA 2021-Public Health Prevention	(4,731)
207-401.02-5-68.22	ARPA 2021- NEI Health Communities	(20,448)
207-401.05-5-68.18	ARPA 2021 - INFRA. Water, Sewer, Other	(175,000)
207-401.08-5-68.11	ARPA 2021 - ER Relief Nat Disaster	150,000

CHECK REGISTERS: SUPPLEMENTALS/EMERGENCY:

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

ServePro in the amount of \$5,729.07 for reconstruction due to water damage at Camp Virgil Tate

Town of East Bank in the amount of \$75,000.00 for sewer project

Town of Belle in the amount of \$6,000.00 for sponsorship for festival and car show September 2024

Encova in the amount of \$55,010.00 for Workers Comp Insurance

Pepsi-Cola in the amount of \$13,236.06 for Pepsi products for Shawnee concession stand

TK Elevator in the amount of \$1,149.82 for elevators' maintenance

Ratification of documents processed on June 13, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 13, 2024. Commissioner Slotnick seconded. Motion carried.

Payroll

Order appointing Mike Moles, At-Large Member for Agriculture, to the Kanawha County Enforcement Agency

Ratification of documents processed on June 17, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 17, 2024. Commissioner Slotnick seconded. Motion carried.

Emergency check: Wheeling Island Hotel Casino Racetrack, in the amount of \$774.00 for lodging for Rhonda Cavender to attend training

Ratification of documents processed on June 18, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 18, 2024. Commissioner Slotnick seconded. Motion carried.

New Employee: Sophia M. Perna, Temporary Intern, Kanawha County Sheriff's Tax Office, \$15.00 per hour, effective June 21, 2024

Change in Status: Zachary Bess, from Sworn Member to Communications Specialist, Sheriff's Law Enforcement, full-time employee, \$35,692.80 per year, replacing Wendy Carte, effective June 21, 2024

Ratification of documents processed on June 21, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 21, 2024. Commissioner Slotnick seconded. Motion carried.

Resolution Honoring the Life of Montgomery Fire Chief Benny Filiaggi

F.Y. 2023-2024 Capital Fund Line item Budget Revision

Ratification of documents processed on June 24, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 24, 2024. 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

Emergency Check: US Bank p-card payment in the amount of \$1,290.75

Ratification of documents processed on June 25, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 25, 2024. 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

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

Order Confirming and Approving Cash Disbursements to be made by the Clerk of the Kanawha County Commission of West Virginia (supplemental)

Emergency Check: WV Department of Transportation in the amount of \$30,632.44 for DOT-DOH VEN# 4605-1 Match-Elk River Trailhead-Clendenin

Emergency Checks to U.S. Bank in the total amount of \$29,860.53 for P-card payments

Ratification of documents processed on June 27, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on June 27, 2024. Commissioner Slotnick seconded. Motion carried.

Resolution Honoring FamilyCare WV

Payroll

Ratification of documents processed on July 2, 2024:

Commissioner Salango moved to approve the Ratification of documents processed on July 2, 2024. Commissioner Slotnick seconded. Motion carried.

New Employee: Jason Williams, Shawnee Part-Time, Shawnee Sports Complex, part-time employee, \$12.00 per hour, effective June 15, 2024

Emergency Check: Software Systems Inc in the amount of \$67,200.88 for process, print, mail

Emergency Check: US Postal Service in the amount of \$17,864.26 for postage for the Assessor's office for personal property mailing

Emergency Check: The Health Plan in the amount of \$302,400.00 for HAS account funding

Emergency Check: Dury Inn & Hotel in the amount of \$5,160.00 for Sheriff's office conference

Emergency Check: Special Health Fund in the amount of \$800,000.00 for health care costs

Emergency Check: Software Systems Inc \$96,777.11 for Sheriff's postage for tax statements

Emergency Check: US Postal Service in the amount of \$5,048.60 for Assessor's business personal property and individual personal property postage

Emergency Check: Delta Dental in the amount of \$8,176.87 for dental insurance premium

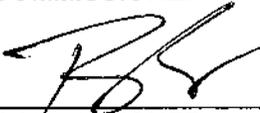
Emergency Check: PEIA in the amount of \$374,040.78 for premiums

THE KANAWHA COUNTY REGULAR COMMISSION MEETING OF JULY 11TH,
2024, ADJOURNED AT 6:14pm UNTIL THE 25TH DAY OF AUGUST, 2024.

THE FOREGOING MINUTES ARE APPROVED ON THIS 8TH DAY OF AUGUST
2024.



COMMISSIONER



COMMISSIONER



COMMISSIONER



COUNTY ATTORNEY



Kanawha County

407 Virginia Street East
Charleston, WV 25301
Phone (304) 357-0570 Fax (304) 357-0572



FIRST NOTICE

Thursday, December 14, 2023

NICHOLAS G W & AMBER D MILEM
47 EARLEY LN
CHARLESTON, WV 25312

Dear NICHOLAS G W & AMBER D MILEM,

You have been identified as the property owner of the property located at 5151 CRYSTAL DR, CHARLESTON, Tax District: Union, Tax Map: 23B, Parcel: 41.

The identified property is a nuisance and a possible health hazard. The continued existence of the abandoned structure, trash and debris violates State Law. Under the Kanawha County Public Nuisance and Property Maintenance Ordinance, as the property owner you are required to bring the property into compliance. At this time, you are invited to do so before any legal action taken.

The County Commission has options for property owners to receive assistance in the removal of abandoned structures, trash and debris. Owners have the option to sign a Consent Agreement or complete the process for the Demolition Grant Program.

Failure to comply will result in the County Commission removing the structure, trash and debris by legal process. You will be responsible for all the expenses incurred by this removal process including, but not limited to, contractor fees, legal fees, court costs and civil penalties that may be imposed.

To prevent these additional expenses, please contact this office within ten (10) days from the date of this letter and/or advise this office in writing of your plans to have this matter corrected.

If you have any questions or require assistance in this matter please contact the Planning and Community Development Office at (304) 357-0570.

Sincerely,

Carl O'Neal
Litter Control Officer
Case # COD2023-0422

7022 1670 0001 1474 9940

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®	
OFFICIAL USE	
Certified Mail Fee	\$ _____
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____
Postmark Here	
NICHOLAS G W & AMBER D MILEM	
47 EARLEY LN	
CHARLESTON, WV 25312	
COD2023-0422	
PS Form 3800, April 2015 PSN 7530-02-000-9001 See Reverse for Instructions	



Kanawha County

407 Virginia Street East
Charleston, WV 25301
Phone (304) 357-0570 Fax (304) 357-0572



FINAL NOTICE

Friday, January 5, 2024

NICHOLAS G W & AMBER D MILEM
47 EARLEY LN
CHARLESTON, WV 25312

Dear NICHOLAS G W & AMBER D MILEM,

You have been identified as the property owner of the property located at 5151 CRYSTAL DR, CHARLESTON, Tax District: Union, Tax Map: 23B, Parcel: 41.

The identified property is a nuisance and a possible health hazard, under the Kanawha County Public Nuisance Ordinance. The continued existence of the any of the following abandoned motor vehicles, trash and debris on this property also violates State Law.

Our records indicated that previous notification was sent to you by certified mail advising you this property was in violation of the Kanawha County Public Nuisance Ordinance. However, since you have not contacted our office with your plans for this property, the Kanawha County Planning and Development office will proceed with the legal process on or after 01/15/2024, to bring this property into compliance.

You will be responsible for all the expenses incurred by this removal process including, but not limited to, contractor fees, legal fees, court costs and any civil penalties that may be imposed. A lien will be placed on the property for the expenses incurred.

If you have any questions or require assistance in this matter please contact the Planning and Community Development Office at (304) 357-0570.

Sincerely,

Carl O'Neal
Litter Control Officer
Case # COD2023-0422

7022 1670 0001 1475 0199

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com ™	
OFFICIAL USE	
Certified Mail Fee	\$ _____
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____
Postmark Here	
NICHOLAS G W & AMBER D MILEM	
47 EARLEY LN	
CHARLESTON, WV 25312	
COD2023-0422	
PS Form 3800, April 2013 PSN 7530-02-000-9047 See Reverse for Instructions	



Kanawha County

407 Virginia Street East
Charleston, WV 25301
Phone (304) 357-0570 Fax (304) 357-0572

In The County Commission of Kanawha County

Kanawha County Enforcement Agency, Com
Vs
NICHOLAS G W & AMBER D MILEM
47 EARLEY LN
CHARLESTON, WV 25312

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<input type="checkbox"/> Adult Signature Required	\$ _____
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NICHOLAS G W & AMB
47 EARLEY LN
CHARLESTON, WV 25312
COD2023-0422

PS Form 3800, April 2015 PSN 7530-02-000-9007

7022 1670 0001 1475 0632



In response to complaints, the Kanawha County Enforcement Agency began an investigation of the property located at 5151 CRYSTAL DR, CHARLESTON, Tax District: Union, Tax Map: 23B, Parcel: 41 within Kanawha County.

As a result, the Agency made the following findings:

The abandoned structure located on the above referenced property constitutes a public safety and health hazard to the entire community and is in violation of **WV Code 7-1-3 (ff)**.

[Y] Unsafe/unsanitary structures, [Y] Unsafe/unsanitary refuse or debris, [N] Toxic spill and dangerous or detrimental to the public safety and/or welfare in violation of **WV Code 7-1-3 (ff)**.

To bring this property into compliance with State Law, the owner must complete the Agency Recommendations:

Demolition and removal of abandoned and/or unsafe structure, any and/or trash and debris.

Furthermore, the Kanawha County Enforcement Agency has directed the county employee from this agency to initiate this petition before the Kanawha County Commission and seek appropriate remedies unless the owner of the property files with the County Clerk a written request for a hearing within 10 days of the receipt of this complaint, an order will be issued by the County Commission implementing the recommendation of the Enforcement Agency.

David Workman, Planning Director
Case # COD2023-0422

02/09/2024

Date

I Nicholas G W Milem want to
appeal the motion against my
property 5151 crystal Dr cross lanes WV 25313

Nicholas G W Milem 6/18/24

304 6427413

uometwo@Icloud.com

28 Deerhaven lane
crosslanes WV 25313

STATE'S EXHIBIT

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Nicholas G.W. Milem
 28 Deerhaven Lane
 Cross Lanes, WV 25313
 COD2023-0422

PS Form 3800, January 2023 PSN 7530-02-000-9000

June 26, 2024

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED
VIA EMAIL uometwo@icloud.com

Nicholas G.W. Milem
28 Deerhaven Lane
Cross Lanes, WV 25313

Re: Court Hearing Date Regarding Demolition of
5151 Crystal Dr Cross Lanes, WV 25313
District: Union, Tax Map: 23B, Parcel: 41

Dear Mr. Milem:

Please be advised that a hearing will be held before the Kanawha County Commission regarding the demolition of 5151 Crystal Dr Cross Lanes, WV 25313, Tax District: Union, Tax Map: 23B, Parcel:41 and has been scheduled for **Thursday July 11, 2024, at 6:00 p.m.** The hearing will take place in the Kanawha County Courthouse, 409 Virginia Street, East, Charleston, WV 25301, in the Commission Courtroom located on the first floor. Please contact me to confirm your attendance. Please also be advised that your failure to appear may result in the demolition order issued on May 30, 2024, moving forward.

If you have any questions, please do not hesitate to contact me at (304) 357-0570.

Thank you,


Audrey Kirksey
Administrative Assistant

:lmk

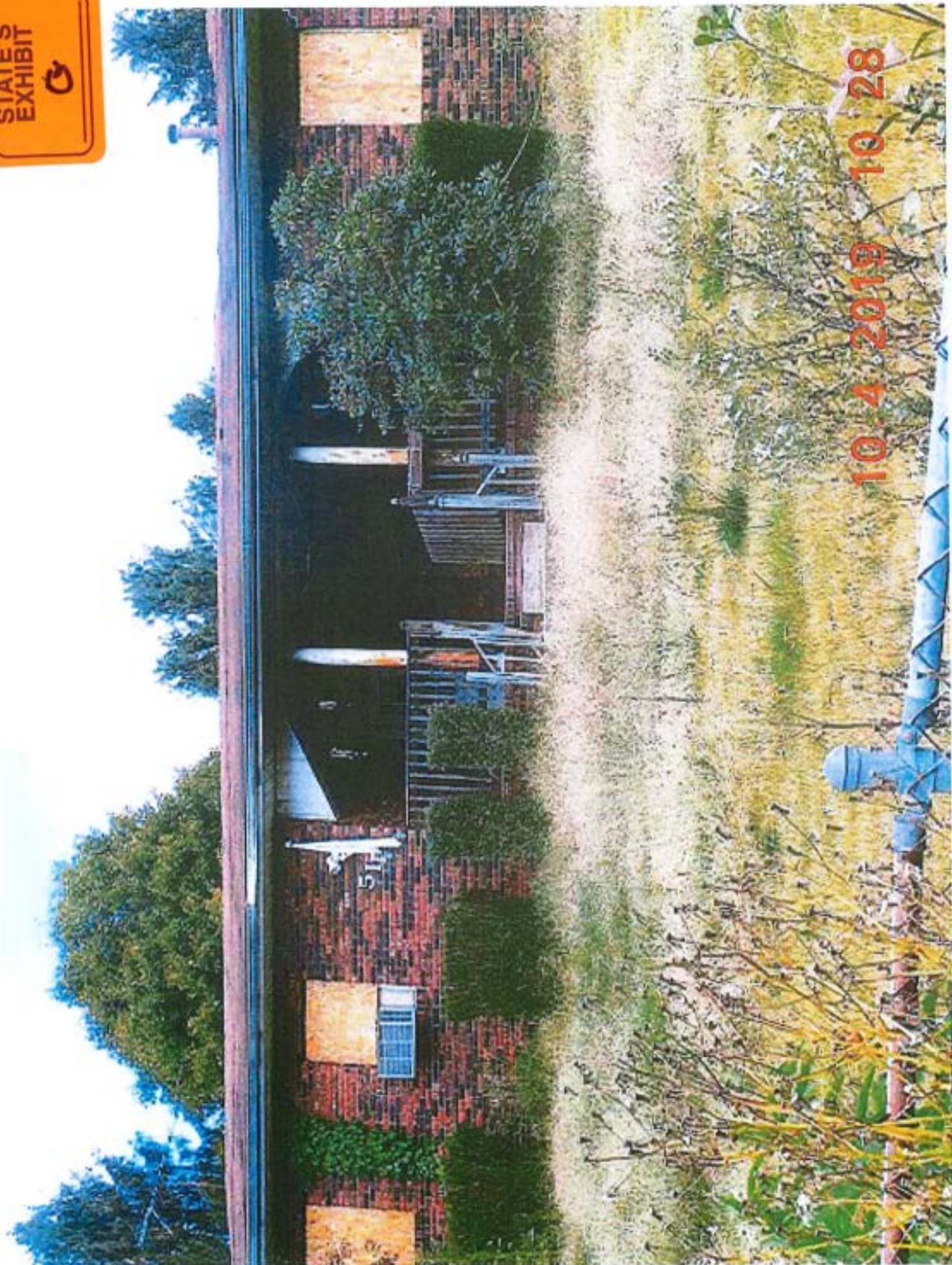
cc: David Workman Planning Director
Christopher M. Settles Acting County Attorney

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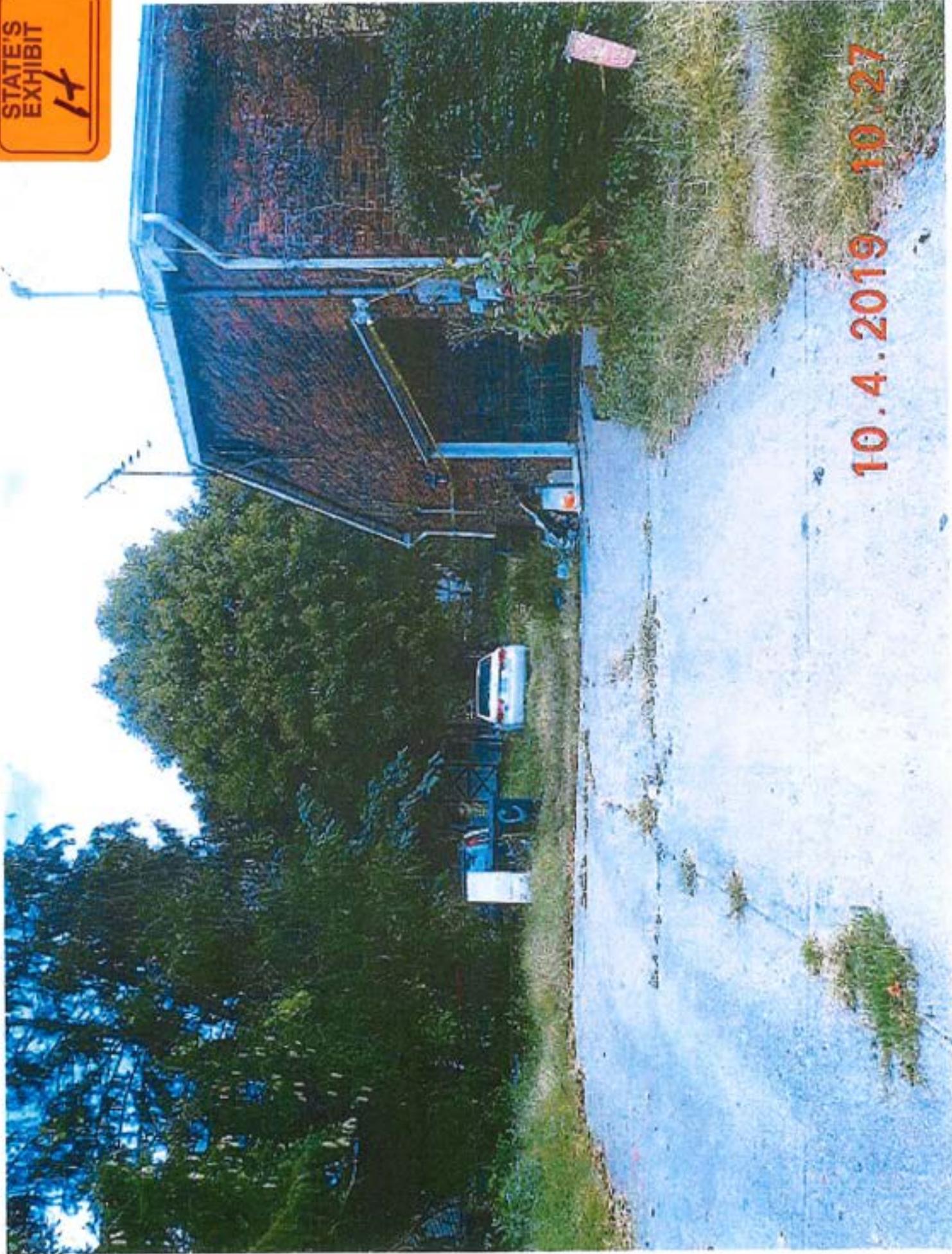
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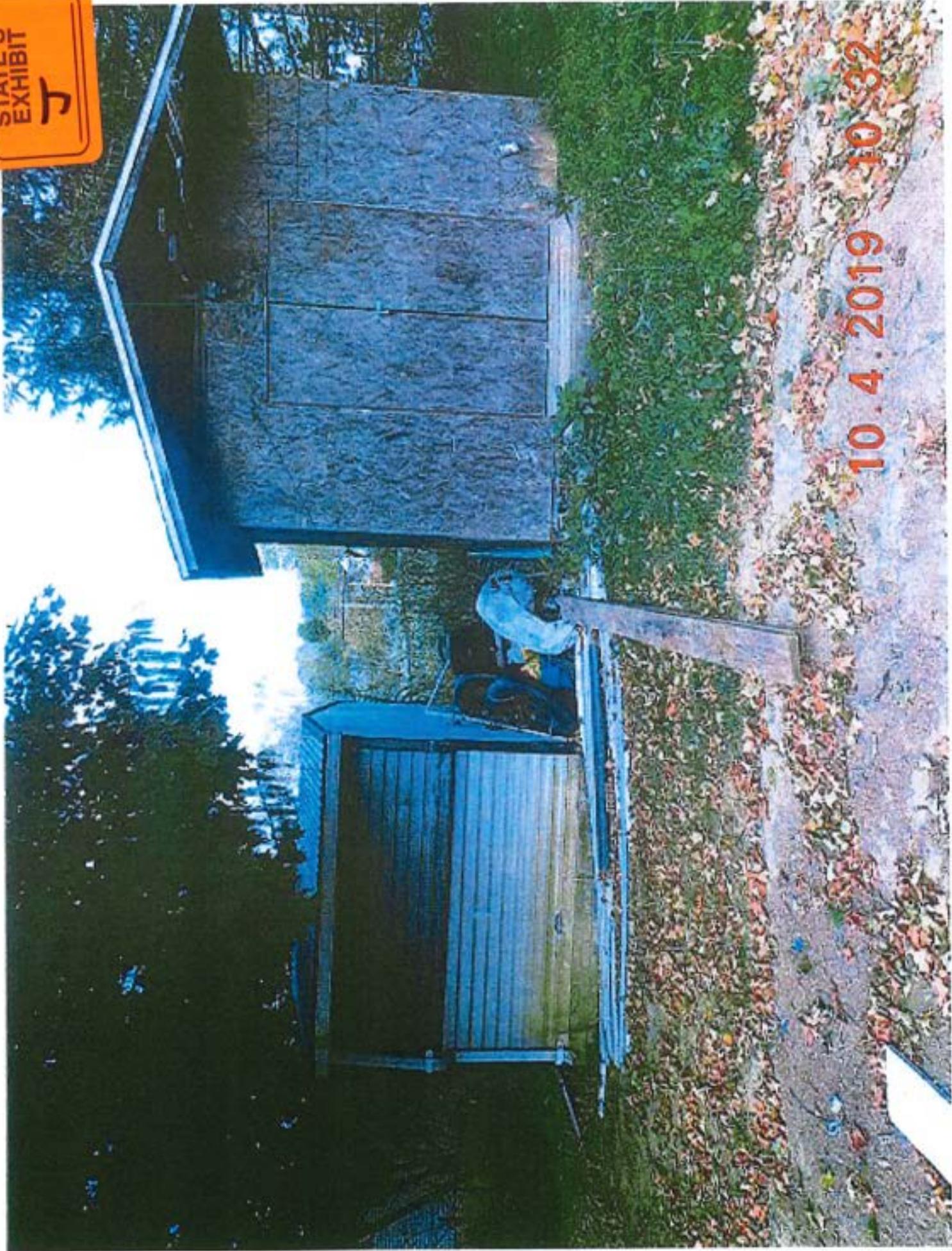
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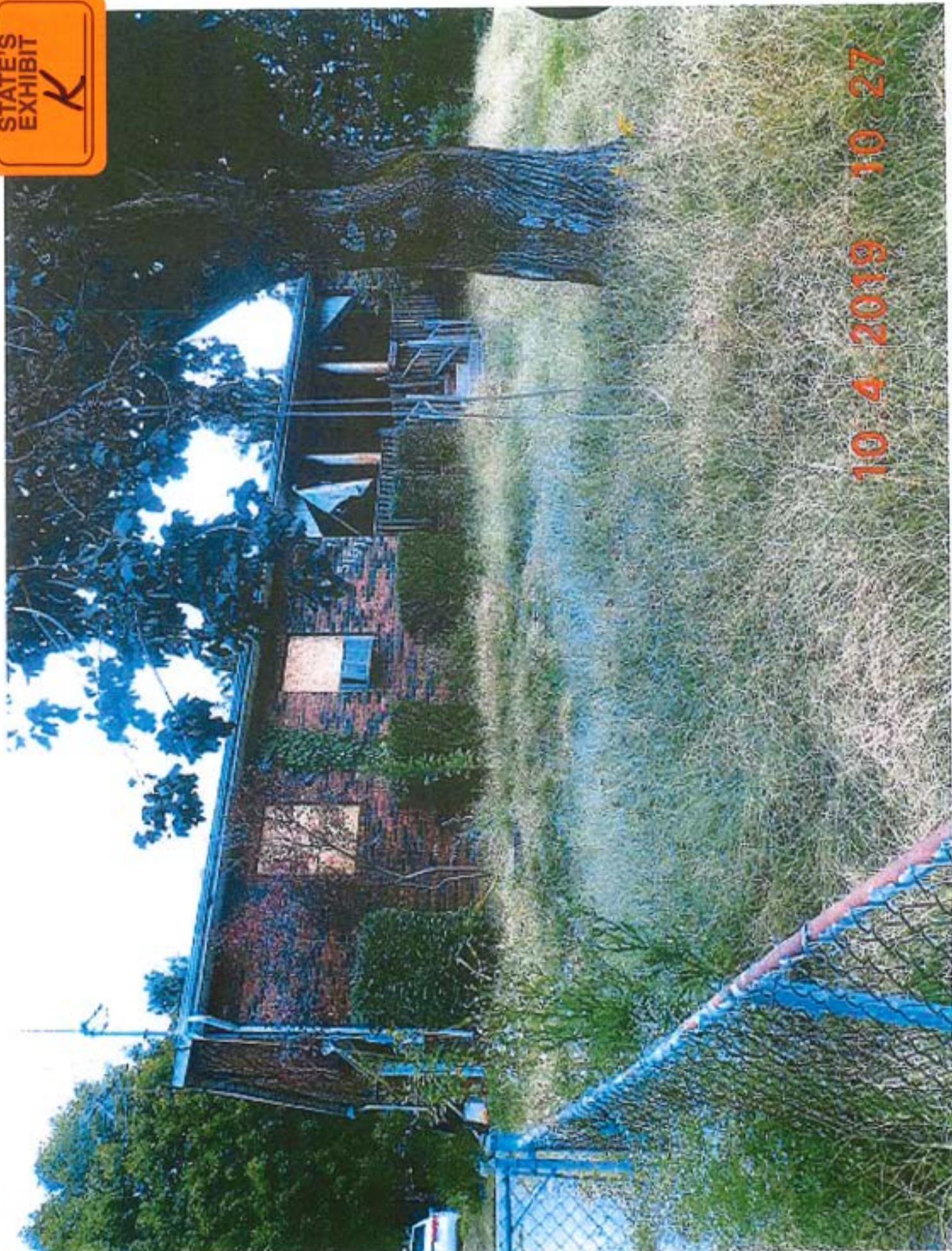
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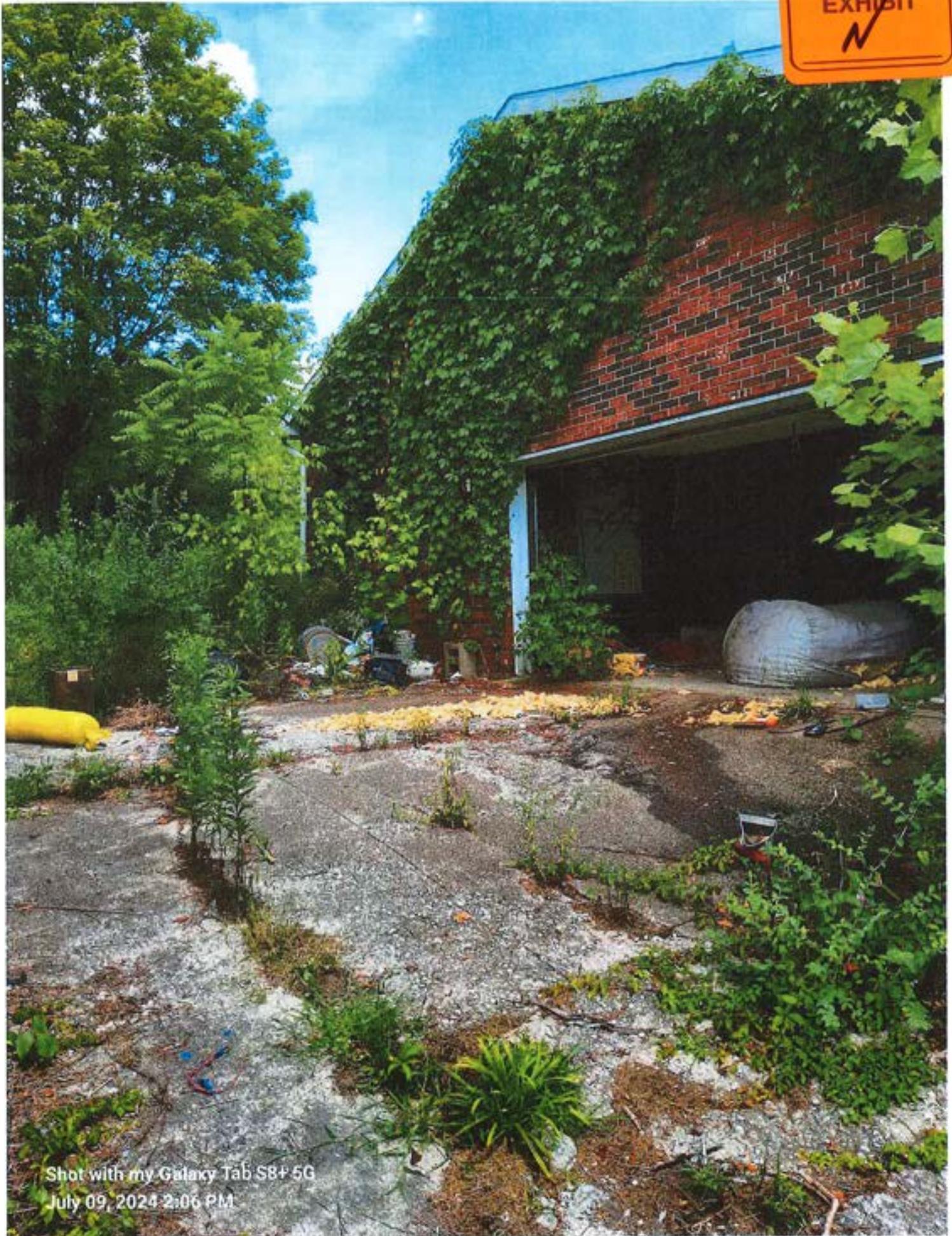
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