WEST VIRGINIA:

At a regular meeting of the Raleigh County Commission held on the 23rd day of July, 2024 in the Commission Courtroom thereof:

CALL TO ORDER

President Duckworth called the meeting to Order.

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ROLL CALL

Present: Greg Duckworth, President
Linda K. Epling, Commissioner
Daniel Hall, Commissioner
Carl Roop, County Attorney - Absent
Jay Quesenberry, County Administrator
Billy Michael, Assistant County Administrator

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INVOCATION AND PLEDGE OF ALLEGIANCE

Meeting was opened with the invocation by Mike Worley, Pastor of Bradley Freewill Baptist Church, Bradley, and the recitation of the Pledge of Allegiance.

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EXONERATIONS

Commissioner Epling moved to approve 17 exonerations, 8 cancellations and 2 refunds for personal property; and 14 exonerations, 1 cancellation and 0 letters of correction for real property as presented today. Motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT A)

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BUDGET REVISIONS

A motion was made by Commissioner Epling to approve the Budget Revision of the Coal Severance Fund in the amount of $1,634,996.00. The motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT B)

A motion was made by Commissioner Epling to approve the General County Fund budget revision in the amount of $834,908.00. The motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT C)

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RECOGNITION OF DANIEL WEBSTER LEGG, US MARINE CORPS, FOR HIS SERVICE TO OUR NATION IN THE KOREAN WAR FROM MAY 1950 TO APRIL 1954

The Raleigh County Commission presented Daniel Legg, Korean War Veteran, a plaque for his honorable service from May 1950 to April 1954. Also, on behalf of Congresswoman Miller, Johnathan Hall presented Mr. Legg with an American Flag flown over the United States Capitol.

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CONSIDERATION TO REZONE .65 ACRES OF PROPERTY FROM R1 TO B1 AT 6928 HARPER RD, GLEN DANIEL

Billy Michael presented the Order on the Petition of Opportunity Knocks, Inc. to rezone 0.65 acres from (R1) Rural/Residential to (B1) Business/Commercial.

Stan Presley, Vice-President of Opportunity Knocks, Inc. informed the Commission on how a video lottery establishment works. Bob Toler stated he is in agreement with Stan Presley and supports the video lottery establishment. Steven Mullins and Randy Goodson, residents of Glen Daniel, voiced their opposition on the rezoning. Robert Dunlap, Attorney for Leland and Stephen Mullins, previously filed a letter of opposition with the Commission.

Upon the recommendation of the Planning and Zoning Commission, Commissioner Epling moved to approve the rezoning of the property owned by Roy Keith at 6928 Harper Road in Glen Daniel from R1 to B1for a video lottery establishment. The motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT D)

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CONSIDERATION OF DRAWDOWN #1 FOR THE COOL RIDGE / FLAT TOP PSD ELLISON RIDGE WATERLINE EXTENSION IN THE AMOUNT OF $26,552.14

A motion was made by Commissioner Epling to approve Drawdown #1 for the Cool Ridge / Flat Top PSD Ellison Ridge Waterline Extension in the amount of $26,552.14 for Engineering and Legal Services. Motion seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT E)

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CONSIDERATION OF DRAWDOWN #8 FOR THE BRADLEY PSD WEST RALEIGH SEWER PROJECT IN THE AMOUNT OF $30,421.00

Commissioner Epling moved to approve Drawdown #8 for the Bradley PSD West Raleigh Sewer Project in the amount of $30,421.00. The motion was seconded by Commissioner Hall and motion carried unanimously.
(SEE EXHIBIT F)

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CONSIDERATION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MT. HOPE AND THE RALEIGH COUNTY COMMISSION

A motion was made by Commissioner Epling to approve the Intergovernmental Agreement between the City of Mt. Hope and this Raleigh County Commission. The Agreement is restricted by the boundaries of the most recent annexation. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT G)

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CONSIDERATION OF A GRANT AWARD TO THE BECKLEY AREA FOUNDATION FOR THE HAZARDOUS WASTE COLLECTION DAY IN THE AMOUNT OF $20,000.00

Commissioner Epling moved to approve a $20,000.00 Grant Award to the Beckley Area Foundation in support of the hazardous waste cleanup in Raleigh County. The motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT H)

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CONSIDERATION OF ARPA GRANT PAYMENT REQUEST #6 ON THE PINEY VIEW / BATOFF MOUNTAIN SEWER PROJECT IN THE AMOUNT OF $18,638.75

A motion was made by Commissioner Epling to approve the Grant Award to the Piney View / Batoff Mountain Sewer Project in the amount of $18,638.75 for the legal services of Rist, Higgins & Associates, PLLC. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT I)

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CONSIDERATION OF A $2000 GRANT AWARD TO BECKLEY BABE RUTH FOR TOURNAMENT PLAY IN INDIANA AND WISCONSIN

Commissioner Epling moved to approve the $2,000 Grant Award to Beckley Babe Ruth for tournament play in Indiana and Wisconsin. The motion was seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT J)

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OLD BUSINESS

A motion was made by Commissioner Epling to approve Order (AB0504) directing the Respondents, Oleda Carol Heyen NKA Oleda Parvin and Harold Heyen to demolish the structure(s), cut overgrown vegetation and lawfully dispose of all the debris and other trash/junk within 30 days of this Order. The property is located at 314 Glen Dale Drive. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT K)

A motion was made by Commissioner Epling to approve Order (AB0565) directing the Respondent, Angela Bell to demolish the structure(s), cut overgrown vegetation and lawfully dispose of all the debris and other trash/junk within 30 days of this Order. The property is located at 193 Astoria Drive. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT L)

A motion was made by Commissioner Epling to approve Order (AB0666) directing the Respondents, John B. Rapp and Herbert E. Cline (c/o Scott Pittman) to demolish the structure(s), cut overgrown vegetation and lawfully dispose of all the debris and other trash/junk within 120 days of this Order. The property is located at 115 Chloe Street. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT M)

A motion was made by Commissioner Epling to approve Order (AB0681) directing the Respondent, Zach Foley to demolish the structure(s), cut overgrown vegetation and lawfully dispose of all the debris and other trash/junk within 60 days of this Order. The property is located at 154 Mapleview Drive. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT N)

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PUBLIC PARTICIPATION

LEWIS MASON – CLEAR FORK CRIME WATCH

Mr. Mason stated the Lease Agreement for the baseball field project is still in the works. He requested the Commission speak to Sheriff Canaday regarding increasing patrol in the Clear Fork area.

ROGER CARTER – SYCAMORE RESIDENT

Mr. Carter spoke on the need of improving communications from Spruce Mountain to Marmet. Commissioner Hall stated Carol Miller's office is working on this matter.

STEVEN CLARK – US SMALL BUSINESS ADMINISTRATION

Mr. Clark informed the public there are Economic Injury Disability Loans available through the US Small Business Administration.

PETE SATCHELL

Mr. Satchell stated there were problems combining Beckley and Shady Spring Little Leagues. Commissioner Duckworth stated the challenge is acquiring the land and feels the communities will support both Little Leagues if land would become available.

UNITED WAY

A United Way representative explained the 211 Helpline. Dialing 211 can put the caller in touch with resources and legal aid. This 211 Helpline (calls, texts and chats) is available to Southern West Virginia residents.

Commissioner Epling moved to approve a $3,500.00 Grant to the United Way 211 Helpline Service. The motion was seconded by Commissioner Hall and motion carried unanimously.

KATHY DUNCAN

Ms. Duncan thanked the Commissioner for funding for a generator at the Pentecostal Freedom Church Emergency Center. The EOC also furnished the Center with a radio for emergencies.

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MINUTES

A motion was made by Commissioner Epling to approve the minutes of the May 7, 2024 Regular Meeting of this Commission. The motion was seconded by Commissioner Hall and carried unanimously.

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VACATION ORDERS

Commissioner Epling moved to approve the Vacation Orders from July 2, 2024 to July 22, 2024, inclusive. Seconded by Commissioner Hall and motion carried unanimously. (SEE EXHIBIT O)

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FINAL ACCOUNTINGS AND WAIVERS OF FINAL SETTLEMENT

The following Waivers of Final Settlements and Final Accountings of the Fiduciary Supervisor were read into the minutes. (SEE EXHIBIT P)

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ADJOURNMENT

Commissioner Epling moved to adjourn this meeting until the next regular scheduled meeting of this Commission on August 6, 2024 at 10:00 a.m. Seconded by Commissioner Duckworth and motion carried unanimously.

s/s Greg Duckworth
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