

REGULAR ADJOURNED SESSION OF THE COUNTY COMMISSION OF BROOKE COUNTY,
WEST VIRGINIA, HELD TUESDAY, AUGUST 21, 2018

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The County Commission of Brooke County, West Virginia met in regular adjourned session this 21st day of August 2018 at 10:30 a.m. at the Courthouse.

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Present: Tim Ennis, President
Jim Andreozzi and Stacey Wise, Commissioner
Sylvia J. Benzo, County Clerk

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The Commission held their preliminaries before the meeting including a prayer and pledge of allegiance.

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A motion was made by Jim Andreozzi, seconded by Stacey Wise and unanimously passed to approve the minutes of the meeting held on August 14, 2018.

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A letter was received from Tina Lorraine Tomei and LaDonna Raquel Tomei, Co-Executrices of the Estate of Janet Sue Tomei requesting that the estate be reopened as additional property has been found which needs transferred. Jim Andreozzi made a motion, seconded by Stacey Wise and unanimously passed to approve the request.

A letter was received Norman Schwertfeger letting the Commission know that there are still several openings on the Economic Development Authority Board. Warren Scott of the Herald Star newspaper will put a notice in the paper of the openings.

A letter was received from Michael Traubert requesting the Commission purchase D-Day 75th Anniversary Flags and hang them from June 6, 2019 through August 25, 2019.

A letter was received from the State Auditor's Office enclosing names of property owners which will be included in the auction of delinquent properties on October 4, 2018.

A copy of a Proclamation issued by the Governor Announcing the vacancy for the Office of Supreme Court of Appeals for the term of Robin Jean Davis. This term will be placed on the November, 2018 General Election ballot.

A copy of an Agreement was received for Mutual Assistance between the Brooke County Sheriff's Department and the Wellsburg Police Department. Sheriff Palmer was present and stated that this is renewed every year especially this year as Officer Pinell of Wellsburg is the PRO officer for the new Middle School which is not in the city limits of Wellsburg. The Agreement will grant him permission apprehend anyone. He stated that they are also in the process of working with West Liberty and Bethany areas. Stacey Wise made a motion, seconded by Jim Andreozzi and unanimously passed to approve the Agreement.

The above correspondence was ordered filed in the County Clerk's Office.

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Mario Boni, land owner along with his Attorney, Sara Hawthorne Bohn were present concerning Mr. Boni's request to close a portion of Fourth Avenue on Archer Heights. Mr. Boni asked if the Commission had a chance to determine which parties could participate in confirming or objecting to the closing. Commissioner Andreozzi stated that the Commission was advised by Joe Barki, Prosecutor that anyone that would be affected by the closing, not necessary just abutting the property, could be a part of the request. Mr. Boni stated that the right-of-way is not useable and not traveled on and that if the road was closed neighbors could use it. He felt the closing would eliminate those that do not live in the area from having access and curtail a lot of mischief

that is happening. Greg Caniff was present and expressed his objection to the closing indicating that he has three drains in the area while Tom Ludewig felt it should be closed as it would avoid outsiders from coming in. Commissioner Andreozzi stated that the Commission has tried to come with a solution to keep everyone happy and suggested the Commission put it back in the court of those affected by the closing, to see if they could come up with a written and signed solution. He asked Attorney Bohn if something could be put in a written deed concerning access, however; she indicated she would have to review code. Mr. Boni stated again that if someone needed access he did not have a problem. Commissioner Andreozzi was indicated that the City of Follansbee had previously objected to the closing but felt this was resolved. After a lengthy discussion Commissioner Andreozzi made a motion to deny the request for the closing until the property owners could come back to the Commission with a written proposal, seconded by Stacey Wise and unanimously passed.

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Norman Schwertfeger was present and invited the Commission to attend the Regional Tourism meeting set up for tomorrow at the Conference Center in Oglebay. There will be five counties participating in the event. There will also be an EDA meeting on August 29, 2018 with the Brooke County Fair schedule for September 8, 9, 10, 2018. The Tug-of-War which was previously a competition between Wellsburg and Follansbee Middle School was discussed and they are trying to find a solution since the schools have combined.

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Sheriff Palmer reported that the guardrail has been installed and the road paved for Rockdale Road. He expressed concern about the lack of Brooke County Roads not being repaved by the DOH with some school busses not being able to travel certain roads because of the conditions. Commissioner Andreozzi stated that we don't run the District budget but was told there is not enough money. He felt the slips in our area are a big issue and flooding with these having to be funded but were not put in the budget. He also thought we were the second lowest in the District with receiving funding. The Commission agreed with the Sheriff that we need to set something up with our Delegates to see if we can get more funding. Commissioner Ennis stated about the large amount of pot holes in our area. Sheriff Palmer stated that there was a large increase in the registration fee for vehicles which he thought was to be used for pot holes and road repairs. Commissioner Wise stated that a lot of these questions were brought up at a recent District 6 meeting and they were told that the DOH is under staffed. Commissioner Andreozzi expressed concern about the weeds on the main roads, along the guard rails which brush vehicles going by. The Commission felt they work well with our local DOH but will reach out to them. Butch Rotellini felt the water trucks were a big contributor to the road conditions and wanted to know about scales. Commissioner Ennis felt the road in front of Dominoes in Follansbee needed to be dug out and fixed properly.

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Bob Fowler presented the Commission with a spread sheet on information to purchase two new ambulances for the Ambulance Service. A bid notice was put in the newspaper and the only bid received was from JJ Emergency Vehicle Sales in Morgantown. He wanted to purchase three new ambulances but upon reviewing felt two would be sufficient for now. He has been reviewing the purchase with Community Bank for leasing these vehicles. They will do their own lettering on the vehicles which will save them money and have been told delivery could be within six weeks. Commissioner Andreozzi stated that he has been reviewing bills and the maintenance on the older ambulance vehicles seems to be increasing. He stated these funds will come from Mr. Fowler's department budget over time. Jim Andreozzi made a motion, seconded by Stacey Wise and unanimously passed to approve the purchase of two ambulances.

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Tim Hooper from the State Treasurer's Office was present and let the commission know that his office will be passing out some literature concerning Unclaimed Property at the Brooke County Fair in September.

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Ken Fletcher was present to express concerns about old mattresses on the roads in the county. Sheriff Palmer stated that he could have Community Service workers pick them up but did not know where they could be disposed.

Bob Fowler stated that when he helps with the Community Service Workers they take the old mattresses to the landfill. The Commission stated they will work with them to pick these up.

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Commissioner Andreozzi congratulated Warren Scott, reporter for the Herald Star for receiving a special award recognition for photography.

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Invoices and vouchers were approved and the following checks were ordered written:

General County Fund - Check Nos. through for \$
Payroll withholding - Check Nos. 21241 through 21245 for \$114,887.49
ACH - \$39,082.63
E-911 - Check Nos. 1991 through 1995 for \$3,107.34
Ambulance Fund - Check Nos. 3892 through 3898 for \$1,871.35
Dog Fund - Check No. 13508 for \$55.00
Shelter Levy - Check Nos. 716 through 719 for \$1,264.92
Valuation Fund - Check Nos. 1306 through 1307 for \$286.97

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No further business to come before the Commission a motion was made by Jim Andreozzi, seconded by Stacey Wise and unanimously passed to adjourn.

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Timothy R. Ennis, President

Teste:

Sylvia J. Benzo, Clerk