The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, November 28th, 2018. Present were Commissioner Garcia, Commissioner VanGilder and Commissioner Elliott.

D. D. Meighen led the Court with a prayer. President VanGilder led the Court with the Pledge of Allegiance.

President VanGilder called the meeting to order.

The proceedings of Wednesday, November 28th, 2018 together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission November 29th, 30th, December 3rd, 4th, 5th, 6th, 7th, 10th and 11th, 2018 were approved as submitted and signed.

Commissioner Elliott moved to dispense with the reading of the minutes of Wednesday, November 28th, 2018 and accept them as presented. Commissioner Garcia seconded. President VanGilder concurred.

For the record, notes Mark Trach, Assessor presented to the County Commission the following Exonerations for approval.

Dated December 12th, 2018
Nos. #2018-705 through #2018-720

Pursuant to the recommendation of Mark Trach, Assessor and approval of Jeffery Freeman, Prosecuting Attorney: Commissioner Elliott moved that the President sign Nos. #2018-705 through #2018-720. Commissioner Garcia seconded. President VanGilder concurred.

The Commission presented for approval the 2019 Holiday Calendar.
Commissioner Elliott moved that the Commission approve the 2019 Holiday Schedule. Commissioner Garcia seconded. President VanGilder concurred.
Commissioner Elliott stated that hearing no objection moved that the Commission sign the Order for waivers and applications for short form settlements. Commissioner Garcia seconded. President VanGilder concurred.
The Commission received a request for advice and consent from Jeffrey L. Freeman, Prosecuting Attorney, to accept the resignation of Robert Peters.

Commissioner Elliott moved that the Commission accept the resignation of Robert Peters. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received a request for advice and consent from Jeffrey L. Freeman, Prosecuting Attorney, to hire Krista Marinaro, as a full time Assistant Prosecutor, with benefits, effective January 3, 2019.
Commissioner Elliott moved that the Commission grant its advice and consent to Jeffrey L. Freeman, Prosecuting Attorney, to hire Krista Marinaro, as a full time Assistant Prosecutor, with benefits, effective January 3, 2019. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received a budget revision request from Tina A. Cowger, WVU Extension Agent in the amount of $3,950.00 for a new copy machine. Tina stated that they are discussing with West Virginia University about some type of reimbursement from them as well and if there are any existing contracts available to reduce their cost.
Commissioner Elliott moved that the Commission approve the budget revision in the amount of $3,950 for a new copy machine but try to obtain the best deal on a trade in value. Commissioner Garcia seconded. President VanGilder concurred.

The Commission presented the re-appointment of Manual Llaneza to the Transit Authority’s Board of Directors.

Commissioner Elliott moved that the Commission re-appointment Manual Llaneza to the Transit Authority’s Board of Directors. Commissioner Garcia seconded. President VanGilder concurred.
The Commission presented the **re-appointment of Richard Hackett and Dave Shaw to the Marion County Parks and Recreation Commission**.

**Commissioner Elliott moved** that the Commission re-appointment Richard Hackett and Dave Shaw to the Marion County Parks and Recreation Commission. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received a request for funds from “Spring into Action Fair”.

![Spring into Action Fair Poster]

Dear Potential Sponsor:

Each year, participants in Leadership Marion plan an annual project to benefit the community. This year’s class, Leadership Marion XXXVII, has decided to organize an event, in partnership with the United Way of Marion County, to bring the community together with a goal of raising awareness and funds for Marion County’s non-profit community organizations. The “Spring into Action Fair” will be a street fair, complete with food and business vendors, entertainment and special activities to draw community members to participate in this fun-filled event. **The primary goal of this event is to provide an opportunity for non-profit and community agencies to share their message, recruit volunteers, and raise funds by having a booth set up and participating in the event.**

Spring into Action Fair  
Saturday, May 4, 2019  
11 a.m.—3 p.m.  
Veterans Square/Madison Street, Fairmont, WV

In order to maximize the event’s fundraising benefit for the participating non-profit organizations, we are seeking sponsors to help us underwrite the costs associated with hosting this event.

In addition to supporting the non-profit organizations that serve our community, your sponsorship will provide your business with special marketing benefits related to this event, such as inclusion in advertising and promotions leading up to the event, prominent signage at the event, and a special listing in a directory. After the expenses to host the event are covered, all net proceeds will directly benefit the non-profit organizations participating in the event.

Please see the enclosed form for additional information about sponsorship opportunities. In order to take full advantage of the marketing benefits a sponsorship will provide, please return the enclosed form by March 30th.

We hope we can count on your support for this special event. Please join with us to help our community “Spring into Action!” For more information, I can be reached at (304) 290-9040 or GHbudd.Sapp@fairmontstate.edu.

Let’s help Marion County Spring into Action,

Budd Sapp, Director  
Leadership Marion

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**Commissioner Elliott moved** that the Commission appropriate $1,000.00 from the Coal Severance Fund for the Spring into Action Fair. Commissioner Garcia seconded. President VanGilder concurred.
County resident Arlene Edgell came before the Commission to present a complaint about the many issues that the residents of Canterbury Woods Development especially Woodbury Drive has with the developers. The main point she presented was the water drainage issues especially during this time of year where it has been raining a lot. The residents are asking for an Ordinance for the failure to install proper drainage system. Commissioner VanGilder and Elliott presented questions to Mrs. Edgell. As to what type of documents they signed -- when they purchased their home and what type of guarantees/insurances that is in and place. A lengthy discussion ensued over the entire issue that Mrs. Edgell presented along with a mosquito issue in the summer time due to the standing water in their neighbor’s back yards. Commissioner Elliott stated that the Director of the Marion County Health Department is present and could answer those questions for her. Mr. White stated that they could come out and set traps to catch the mosquitos. He continued that the West Virginia Department of Environmental Protection has supremacy over water drainage in developments. Mrs. Edgell stated that they have been out and are looking into a solution. Commissioner VanGilder asked if there was a public offering statement presented to the residents which is required by law by the State of West Virginia. In closing the Commission stated that they would have their attorney review this matter to see if there is anything the Commission can do to assist in this matter. He added that they would prepare and submit a letter of support in this matter. Mr. White also added that if Assistant Prosecuting Attorney Chuck Shields review West Virginia Code § 16-9-2 and 16-9-3 which could of value in this matter.

Mr. Lloyd White of the Health Department presented an update on how their Department is moving forward with various programs; those include the Health plan – billing option; flu season and Marion County has had sporadic cases – which is good; also discussed the opioid crisis in the State; Harm Reduction Clinic – Nar can Distribution and training for their us. Mr. White also added that he believes that the overdose is decreasing in 2018. He also added that they have secured additional grant funding to cover FY 2019 potential short falls in budgeting. He also spoke on behalf of Hepatitis A.

Columbus Carpenter stated that they have a fund raiser for the Korean War Memorial at Bob Evans Restaurants in Bridgeport and Fairmont in which on December 17th and 18th between 6 p.m. till 9 p.m. they will donate 15% of the cost of each bill.

The Commission recognized the Fairmont Senior High School State Champions in both soccer and football.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, January 9th, 2018 at 10:00 a.m. for the next scheduled County Commission Meeting.

Ernest J. VanGilder, President