The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, January 7, 2015. Present were President Elliott, Commissioner Garcia and Commissioner VanGilder via GoTo Meeting.

The proceedings of Wednesday, January 7, 2015, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission on January 8th, 9th, 12th and 13th, 2014 were approved as submitted and signed.

Sabrina Haught led the Court with a prayer. Charlie Reese led the Court with the Pledge of Allegiance. President Elliott called the meeting to order. Commissioner VanGilder moved to dispense with the reading of the minutes of Wednesday, January 7, 2015 and accept them as presented. Commissioner Garcia seconded. President Elliott concurred.

For the record, note James Priester, Assessor presented to the County Commission the following Exonerations for approval.

Dated January 14, 2015
Nos. #2015-45 through #2015-52

Pursuant to the recommendation of James Priester, Assessor and approval of Patrick Wilson, Prosecuting Attorney; Commissioner VanGilder moved that the President sign Nos. #2015-45 through #2015-52. Commissioner Garcia seconded. President Elliott concurred.

This day came David A. Glance, Fiduciary Supervisor for Marion County, West Virginia, and presented to the Commission His Report of Claims and First and Final Settlement Reports for the following estates which reports he has filed in the Office of the County Clerk of the County Commission, pending confirmation. There being no further objections received to these reports and no errors appearing, the Report of Claims and First and Final Settlement Reports are hereby ratified, confirmed and approved.

At a Regular Session of the County Commission of Marion County, West Virginia, continued and held January 14, 2015.

This day came David A. Glance, Fiduciary Supervisor for Marion County, and presented to the County Commission the Waivers and Applications for Short Form Settlements, Proposed Settlements and Annual Settlement Reports filed by the personal representatives of the following estates, which he has reviewed and approved and which are the same estates which were advertised for proposed settlement in the January 5, 2015, issue of the Fairmont Times West Virginian, all in accordance with West Virginia Code 44-3A-19.
Commissioner VanGilder moved that the Commission sign the Order. Commission Garcia seconded. President Elliott concurred.
The Commission received an Order Establishing Legal Holidays for County Employees.

BEFORE THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA

ORDER ESTABLISHING LEGAL HOLIDAYS FOR COUNTY EMPLOYEES

WHEREAS, the County Commission of Marion County, West Virginia finds that it is in the interests of all employees of Marion County and the citizens of Marion County to have a clear and concise rule regarding legal holidays; and

WHEREAS, the County Commission is aware of confusion and issues surrounding the determination of legal holidays and the resulting closure of offices and paid days off for employees; and

WHEREAS, it is the official position of the County Commission of Marion County that the only legal holidays for employees of Marion County are those determined by the legislature of the State of West Virginia; and

WHEREAS, it is the opinion of the County Commission that neither the County Commission nor any other elected official has the authority to declare any other day a legal holiday, or to provide for the closing of a public office or any part thereof, or designate any day or part thereof as time off without charge against accrued annual leave or sick leave on the basis of such determination.

It is therefore ORDERED, ADJUDGED AND DECREED that from the date of the entry of this ORDER forth until amended, rescinded or otherwise changed by official action of the County Commission of Marion County, West Virginia, the only legal holidays for employees of Marion County shall be those holidays set forth in West Virginia Code §2-2-1, as amended or any holiday granted by the Governor of West Virginia and that any official who chooses to take action contrary to this Order or any amendment thereto does so without the agreement, consent or support of the County Commission.

It is further ORDERED, ADJUDGED AND DECREED that the County Commission shall not approve, sign, or give authorization for the issuance of any paycheck that includes compensation for days that are not legal holidays as determined by the Commission when compensation for such employee is based solely on the
Commissioner VanGilder moved that the Commission sign the Order. Commission Garcia seconded. President Elliott concurred.
The Commission received a request for advice and consent for the hiring of Lindell Shawn Goode as a holding/transport officer, starting salary of $25,000.00; with benefits. County Administrator Kris Cinalli stated that this is a replacement employee for Andy Haught has resigned from his position.

Commissioner VanGilder moved that the Commission grant its advice and consent to hire Lindell Shawn Goode as a holding/transport officer, starting salary of $25,000.00; with benefits. Commission Garcia seconded. President Elliott concurred.

The Commission received a request for funds from Budd Sapp, Director Leadership Marion, for the “Spring into Action Fair”. County Administrator Kris Cinalli stated that Budd Sapp was in at last week’s meeting and presented this request for funds. He added that this request of a Green Level donation of $1,000.00 was the same as last year’s donation from the Commission.
Commissioner VanGilder moved that the Commission grant $1,000.00 for the 2015 “Spring into Action Fair” and that those funds be appropriated from the Coal Severance Fund. Commission Garcia seconded. President Elliott concurred.

The Commission received the “Storm Ready Ceremony” to be presented to the Commission by Fred McMullen from National Weather Service/NOAA. County Administrator Kris Cinalli stated that Fred McMullen was unable to attend today’s meeting; however, he would come next week.

President Elliott stated that the Commission tables this item until next week.
The Commission received the **Founders Month Presentation by the Marion County Historical Society**. Dora Grubb made a short presentation and stated that today; January 14, 1842 is the actual birthday of Marion County. She stated that it is the 173rd birthday of the County. The historical Society presented a cake for refreshments for those in attendance.

Dora added that she and Senator Bob Beach is going to have a Bill introduced to have signs along I-79 Interstate stating that Marion County will have Historic Road Signs reading, Francis H. Pierpont, Governor of the Restored Virginia and Father of West Virginia.

Dora also added that Lou Spatafore is going to have a discussion at his store on Adams Street at 3:00 p.m. on Sunday were he is considering putting in a mini crafts store and antique store in his building. Also, he is considering a coffee shop and tea room there as well.

**Bob Gribben Director of Fairmont Community Development Partnership** came before the Commission and informed that their Business Incubator will have an open house on Friday, February 6, 2015. He is inviting the Commissioners to attend if possible for the Event called Accelerator. He added that they will have 7 offices available for use. This program will assist startup businesses with an office and fax and copier uses along with some other business ideas. Mr. Gribben is very hopeful of this program and wanted to inform the Commission of this event.

**Chris McIntire informed** the Commission of their upcoming end year report that they are processing at this time and he informed the Commission that there was a 12% increase in call volume; that’s over 300,000 calls processed.

**Bobbi Benson, the Director of Solid Waste** came before the Commission and thanked them for coming to their open house. She added that they are progressing well at this time with their new facilities. She continued that they are trying to start up a recycling program through and with the Marion County School Board in conjunction with the Fairmont paper mill; Resolute. **President Elliott informed** Bobbi that he has had discussion with the Monongalia County Commission and they are considering the Marion County Site as the Regional Site of Re-cycling for the Marion, Monongalia, Preston and Taylor Counties. **Bobbi was** very excited about that news and it’s potential.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, January 21st, 2015 at 10:00 a.m. for the next scheduled County Commission Meeting.

_Randy Elliott, President_