

Barbour County Commission Meeting

July 13, 2020

5:00 pm

SUSIE CVECHKO COMMISSION PRESIDENT, TIM MCDANIEL COMMISSIONER (by phone), JAMIE CARPENTER COMMISSIONER, CONNIE KAUFMAN COUNTY CLERK, SHANA FREY COUNTY ADMINISTRATOR

Kim Lewis, Hunter Mullens, Samantha George, Zach Carter, Cory Cox, Corey Brandon, Thomas Hoxie, Tammy Narog, Ruston Seaman, Tiffany Davis, Tim McDaniel

Susie Cvechko called the meeting to order at 5:00pm and led the Pledge of Allegiance.

Due to COVID-19 circumstances, the commission meeting was also held via conference call.

On a motion by Jamie Carpenter and seconded by Susie Cvechko, minutes from the June 12, 2020 meeting was approved.

Exonerations were approved as presented.

On a motion by Susie Cvechko and seconded by Tim McDaniel, ten (10) final settlements were approved.

ROGER SCOTT MITCHELL, DELLA LANTZ, SPARKMAN LOWELL YEAGER, TERRY LEE PARSONS, CHARLES THOMAS MORAN, GRACE FERN MORAN, LORAIN L. FRAYER, CAROL SKRODINSKY, BRET M. LANG, WILDA JEAN WRIGHT

Shana Frey presented the first revision for General County and Coal Severance of FY 2020-2021. On a motion by Jamie Carpenter and seconded by Tim McDaniel, the budget revisions were approved as presented.

Hunter Mullens requested to go into Executive Session to discuss the Opioid Litigation. Executive Session was entered at 5:10pm.

On a motion by Jamie Carpenter and seconded by Susie Cvechko, regular session resumed at 5:23pm.

Cory Cox provided a 911 report and discussed possible staff exposures to COVID-19, but have all been cleared.

Corey Brandon provided an OEM update and discussed two upcoming events. July 16 will be a free COVID-19 drive-through test event from 11am-7pm at Philip Barbour High School. July 17 will be a Red Cross Blood Drive event from 1pm-6pm at Philip Barbour High School. Several agencies have come together to make these events happen.

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OEM continues to have weekly calls with Barbour County agencies in response to COVID-19.

Jamie Carpenter made a motion to approve the swear-in of Corey Brandon as the Barbour County OEM Director and Cory Cox as the Barbour County 911 Director, Tim McDaniel second the motion and was approved unanimously.

Tammy Narog provided an update on the Community Corrections program. The program was awarded \$120,000 in grant funds, consistent with previous years. Carrie Boyles will be transferring to this department as a Case Aid, effective July 16.

The agreement with Claytor Enterprises, LLC for financial statement preparation was approved with a cost of \$4,500.00 on a motion by Jamie Carpenter and seconded by Susie Cvechko.

A contribution was considered to the New Vision Prevention Work Study program. Zach Carter provided background information to the program. On a motion by Susie Cvechko and seconded by Jamie Carpenter, \$1,000 was approved for New Vision and to be used as they see appropriate.

Prosecutor Hoxie presented a \$1,000 request for a "Connecting the dots: Addiction, Recovery, Criminal Justice & Faith" training seminar for the Barbour County Ministerial Association for counseling drug addicts charged with misdemeanor drug possession offenses. Once kicked off, Prosecutor Hoxie feels the program can offer real benefits in both addressing low level misdemeanor drug offenses and helping individuals who are struggling be shown a better way of life. On a motion by Jamie Carpenter and seconded by Tim McDaniel, this request was approved.

Discussion was held regarding the skylight bid for the Courthouse Facilities Improvement Authority grant project. A single bid was received for over \$300,000.00. On a motion by Jamie Carpenter and seconded by Susie Cvechko, it was decided to request that Thrasher Engineering re-bids the project in attempt to receive a more reasonable bid.

On a motion by Jamie Carpenter and seconded by Susie Cvechko, an order was approved to allow Circuit Court to be held at a location other than the courthouse. The full order can be viewed in the County Clerk's Office.

Discussions were held regarding the opening of the Barbour County Fairgrounds. Due to recent increases of COVID-19 in and surrounding Barbour County and Governor orders for gatherings

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from 100 to 25, the commission voted unanimously to keep the fairgrounds closed until the next meeting. Further discussions will be held at this time.

Discussion was held regarding the COVID-19 Block Grant and CARES Act funding. The reusable gowns that were ordered in early April arrived and received good reviews from first responding agencies and health care facilities. Another order is being planned. OEM's goal is to maintain a 2-3-month PPE supply.

Two applications for sanitizing supplies and PPE were submitted to the CARES Act portal totaling less the \$2,000.00 and were approved.

A discussion was held regarding the implementation of a grant program for organizations requesting contributions. The application will request more detailed information about the proposed project and will required a local match. The application will be reviewed further and considered on the August agenda.

The County Commission Association conference and Auditor in-service training is scheduled for August 2-4, overlapping the typical first Monday meeting. On a motion by Jamie Carpenter and seconded by Susie Cvechko, there will not be a meeting held on August 3. August 21 at 8:30am, will be the only regular meeting held in August.

Ruston Seaman expressed concern regarding the contribution request of \$6,000 but approved for \$1,000. Susie Cvechko explained that initially, one request and budget was submitted for a youth prevention program, but it turned into three different requests. It was felt that the \$1,000 contribution to New Vision could be used for prevention work as they see appropriate.

On a motion by Susie Cvechko and seconded by Jamie Carpenter, the meeting was adjourned at 6:25pm.

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Susie Cvechko, President



## IN THE COUNTY COMMISSION OF BARBOUR COUNTY, WEST VIRGINIA

ORDER

At a Regular Session of the County Commission of Barbour County, West Virginia, held at the Courthouse thereof, on the 13<sup>th</sup> day of July, 2020, the following Order was made and entered:

**SUBJECT: Alternative Site(s) for Circuit Court**

Whereas, the Commission was informed that the Circuit Court of Barbour County, West Virginia, is in need of alternative sites to hold various proceedings due to the current situation involving the coronavirus pandemic;

Whereas, certain proceedings such as jury selection involve more individuals than can be safely social distanced in the Barbour County Courtroom;

Whereas, the Court has identified alternative sites at Alderson Broaddus University, the City of Philippi, and non-Courthouse facilities owned by Barbour County, including but not limited to The Funkhouser Auditorium, the Wilcox Chapel, the City Gymnasium, and Barbour County Fairgrounds Pavilion, that will allow for safe social distancing given the number of individuals required;

Whereas West Virginia Code §51-3-7 provides that Circuit Court must be held at the County courthouse, unless the County Commission designates an alternative location due to the unfeasibility of the Courthouse;

Whereas, the use of alternative sites prevents interruption of the judicial system, prevents delays, and is in the best interests of justice and public safety;

THEREFORE, the Honorable Commission, FINDS, CONCLUDES, and ORDERS as follows:

1. It is in the best interest of the citizens of Barbour County to allow Circuit Court proceedings to be held at alternative sites wherein safe and appropriate social distancing can take place;
2. Alderson Broaddus University, its facilities, auditoriums, lecture halls, gymnasiums, and the like, including but not limited to The Funkhouser Auditorium and the Wilcox Chapel are approved for Circuit Court proceedings where safe and appropriate social distancing cannot take place in the Barbour County Courthouse, including, but not limited to felony criminal jury selection scheduled on July 27, 2020, and September 15, 2020;
3. The City of Philippi, its facilities, gymnasiums, and the like, including but not limited to the City Gymnasium are approved for Circuit Court proceedings where safe and

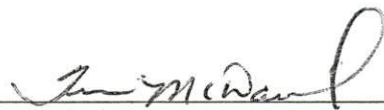
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appropriate social distancing cannot take place in the Barbour County Courthouse, including, but not limited to felony criminal jury selection scheduled on July 27, 2020, and September 15, 2020;

4. Non-Courthouse facilities owned by Barbour County, including but not limited to the Barbour County Fairgrounds Pavilion, are approved for Circuit Court proceedings where safe and appropriate social distancing cannot take place in the Barbour County Courthouse, including, but not limited to felony criminal jury selection scheduled on July 27, 2020, and September 15, 2020;

WHEREFORE, for good cause shown, the County Commission of Barbour County, West Virginia, approves this Order as its action and directive.

  
Commissioner

  
Commissioner

  
Commissioner



Jury Selection in Barbour County Criminal Case  
18-F-23 State of W.Va. v. Andrew Douglas Wells  
will take place at Funkhouser Auditorium located at  
Alderson Broaddus University at  
9:00 a.m. Monday July 27, 2020.



Barbour County Commission

Agenda

July 13, 2020 (5:00pm)

*Due to COVID-19 circumstances, attending the commission meeting by phone conference is encouraged.*

*The County Commission meeting can be accessed by:*

*Dial Number: 304-848-6940 Conference Number: 1315791*

1. Approve minutes and corrections
2. Discuss exoneration/estates/settlements/appointments/cancelled orders/budget adjustments/resolutions
3. 2020-2021 Budget Revision for General County and Coal Severance
4. Mullens & Mullens- Opioid Litigation Discovery Claims
5. OEM/911 Report
  - a. Swearing of OEM Director- Corey Brandon
  - b. Swearing of 911 Director- Cory Cox
6. Barbour County Community Corrections
7. Consider approving Claytor Enterprises, LLC to assist in the preparation of the annual financial statement for the fiscal year ended June 30, 2020- \$4,500.00
8. Contribution Considerations
  - a. New Vision- Prevention Work Study program
  - b. Prosecutor Hoxie- "Connecting the Dots: Addiction, Recovery, Criminal Justice & Faith" training
9. Consider a rebid of the skylight repair project with CFIA
10. Consideration of an Order designating that Circuit Court can be held at a location other than the courthouse.
11. Discuss opening of the Barbour County Fairgrounds
12. Updates regarding the State of WV COVID-19 Block Grant / CARES Act
13. Setting of Next Regular
14. Adjournment

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On a motion by Susie Cvechko and seconded by Jamie Carpenter, the meeting was adjourned at 6:25pm.

STATE OF WEST VIRGINIA

COUNTY OF BARBOUR, TO WIT:

OATH OF OFFICE

I, Cory Cox, solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of West Virginia, and that I will Faithfully discharge the duties as the 911 Director to the best of my skill and judgement, SO HELP ME GOD.

Signature of Affiant

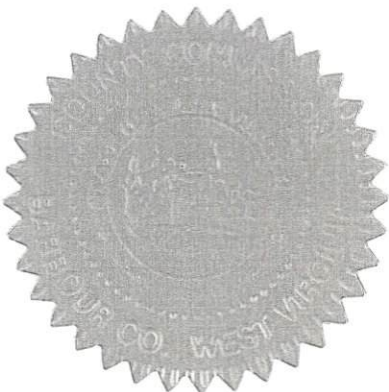
*Cory Cox*

Cory Cox

Subscribed and sworn to before me in said County and State this 24th day of July, 2020.

*Connie Kaufman*

Connie L. Kaufman, Clerk



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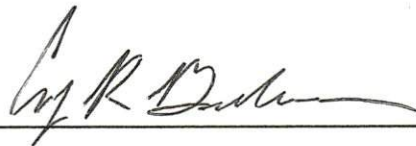
STATE OF WEST VIRGINIA

COUNTY OF BARBOUR, TO WIT:

OATH OF OFFICE

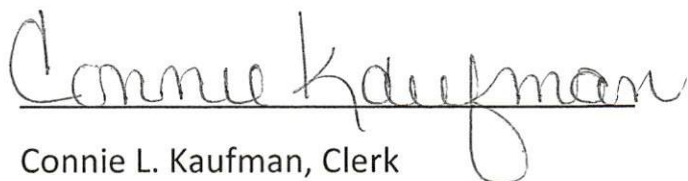
I, Corey Brandon, solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of West Virginia, and that I will Faithfully discharge the duties as the OEM Director to the best of my skill and judgement, SO HELP ME GOD.

Signature of Affiant



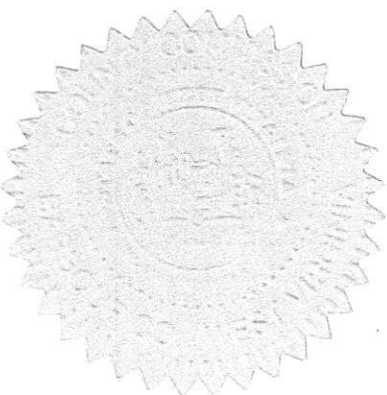
Corey Brandon

Subscribed and sworn to before me in said County and State this 24th day of July, 2020.



Connie L. Kaufman, Clerk

# 259008



STATE OF WEST VIRGINIA

COUNTY OF BARBOUR, TO WIT:

OATH OF OFFICE

I, Thomas G. Short, solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of West Virginia, and that I will Faithfully discharge the duties as the County Supervisor for the Tygart Valley Conservation District to the best of my skill and judgement, SO HELP ME GOD.

Signature of Affiant

Thomas G. Short

Thomas G. Short

Subscribed and sworn to before me in said County and State this 29th day of July, 2020.

Connie Kaufman  
Connie L. Kaufman, Clerk



# 259009