

MINUTES OF A SPECIAL SESSION OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, HELD AT THE COURTHOUSE THEREOF ON THE 19TH DAY OF APRIL 2011.

A SPECIAL MEETING OF THE COUNTY COMMISSION OF KANAWHA COUNTY, WEST VIRGINIA, WAS HELD ON THE 19TH DAY OF APRIL 2011. THE COURTROOM OF THE COUNTY COMMISSION LOCATED IN THE KANAWHA COUNTY COURTHOUSE IN CHARLESTON, WEST VIRGINIA, BEGINNING AT 8:32 A.M. COMPLETE AUDIO IS AVAILABLE IN THE COMMISSION OFFICE.

THE FOLLOWING MEMBERS WERE PRESENT:

**W. KENT CARPER, PRESIDENT
DAVE HARDY, COMMISSIONER**

THE FOLLOWING MEMBER WAS PRESENT VIA TELEPHONE:

HENRY C. SHORES, COMMISSIONER

04/19/11	2011-249	Order approving the 2011-2012 Levy Rate of 14.3 cents per \$100.00 of valuation
04/19/11	2011-250	Order Approving the 2011-12 Excess levy Rate of 6.09 cents per \$100.00 of valuation

8:30 A.M. CALL TO ORDER

AGENDA ITEMS

Discussion regarding setting the levy rate as required by W.Va. §11-8-10a, to include but not be limited to setting the excess levy rate, for the Fiscal year 2011-2012, at the following rate of 6.09 cents per \$100.00 valuation and approval of 2011-2012 Kanawha County Levy Rate of 14.30 cents per \$100.00 of valuation

**Commission President Kent Carper
Commissioner Henry C. Shores
Commissioner Dave Hardy**

Commissioner Carper verified there was no constitutional objection to the setting the levy rate. It was stated the Greenbrier County Sheriff has sued the Greenbrier County Commission stating an insufficient budget. Commissioner Carper verified with Dave Fontalbert that he carefully reviewed the levy figures. Mr. Fontalbert confirmed the numbers are the same as last year. Commissioner Carper stated currently the income projections are right on target. Mr. Fontalbert stated the levy rate at 14.3 cents per \$100 valuation, meaning for every \$100 of assessed property value the taxpayer will pay 14.3 cents in taxes. Commissioner Carper moved to approve the levy rate. Commissioner Hardy seconded. Mr. Fontalbert stated the distribution of tax collections as for every dollar, 72 cents goes to public education, 11 cents is split amount the municipalities, and the county receives 17 cents to the general fund. Motion carried. Commissioner Carper verified there was no objection by constitutional officials or by the public.

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He stated the levy rate should be set before passing the budget, but it is statute to do it this way. Commissioner Hardy stated because it is in statute, and not in the constitution, it is possible to change the order it is being done.

Commissioner Carper directed staff to notice a special meeting for Friday, April 22, 2011, to immediately follow the public pre-test that is to take place at 8:00 a.m. He directed staff to remind the County Clerk to notify both party chairpersons of the test. He additionally directed staff to hold the East Bank Water Project check upon completion of processing. He stated ~~Jennifer Sayre is to email counsel regarding the claim being filed against the Sheriff's~~ Department in order to request clarification on the immunity issue, to inquire as to if the carrier will compensate for dec action and to inquire as to proof of any wrongdoing by the Sheriff.

It was verified the County's budget is \$47,109,000 and is a flat budget, withstanding the State mandated increases and general increases.

Commissioner Shores moved to adjourn. Commissioner Hardy seconded. Motion carried.

THE KANAWHA COUNTY COMMISSION MEETING OF APRIL 19, 2011, ADJOURNED AT 8:45 A.M., UNTIL THE 22ND DAY OF APRIL, 2011, AT 8:00 A.M.

THE FOREGOING MINUTES ARE APPROVED THIS 26TH DAY OF APRIL, 2011.



COMMISSIONER



COMMISSIONER



COMMISSIONER



COUNTY ATTORNEY