

POCAHONTAS COUNTY COMMISSION

John Rebinski, Commissioner
Thane Ryder, Commissioner



Jamie Walker, Commissioner

900 Tenth Avenue Marlinton, West Virginia 24954
Telephone: (304)799-6063

Join Zoom Meeting <https://us06web.zoom.us/j/8183761601>

Meeting ID: 818 336 1601

By phone 1-929-205-6099 US (New York) 1-301-715-8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/8183761601>

January 7, 2025
Regular Session

- 8:30 a.m. Discussion and/or Action – Pocahontas County Commission 2025 Reorganization and County Commission Board Appointments
- 8:40 a.m. Discussion and/or Action – Exoneration Orders/Appportioned Orders; Approval of Minutes
- 8:40 a.m. Public Input/Hear Callers
- 8:45 a.m. Discussion and/or Action – B. J. Gudmundsson, Preserving Pocahontas Annual Update
- 9:00 a.m. Discussion and/or Action – Jamie Baker, Region 4 – 2nd Public Meeting for CDBG Application for Demolition of the Howes Tannery Buildings
- 12:00 p.m. Lunch Break

Other Agenda Items

(The following agenda items will be discussed during the meeting but have not been allotted a time)

1. Approve Final Settlements and Orders
2. County Commission Mail Items/Concerns
3. Discussion and/or Action – Scheduling of 2025 Board of Review and Equalization Hearing Dates
4. Approve Invoices

At a Regular Session of the Pocahontas County Commission held at the Courthouse situate in Marlinton, West Virginia, on the 7th day of January 2025.

PRESENT: John Rebinski, President
Jamie Walker, Commissioner
Thane Ryder, Commissioner

Prior to the beginning of today's session, the Commission invited all individuals in attendance to stand and recite the Pledge of Allegiance.

IN RE: 2025 POCAHONTAS COUNTY COMMISSION REORGANIZATION

Commissioner Rebinski called today’s meeting to order and Commissioner Walker made a motion to appoint Commissioner Rebinski to serve as President of the Pocahontas County Commission for the ensuing year, and noting no objections, motion carried.

Discussion of the various boards followed, and Commissioner Walker made a motion to approve the following County Commission board appointments for the upcoming year, and noting no objections, motion carried.

- Purchasing Agent-Pocahontas County President: John Rebinski
- Pocahontas County Emergency Medical Service: John Rebinski
- Pocahontas County 911 Advisory Board: John Rebinski
- Pocahontas County Local Emergency Planning Committee: John Rebinski
- Pocahontas County Board of Health: Jamie Walker
- Pocahontas Memorial Hospital: Thane Ryder
- Greenbrier Valley Economic Development Corporation : Thane Ryder
- Region 4 Planning and Development Council: John Rebinski
- Pocahontas County Extension Service/4H: Jamie Walker
- Pocahontas County Senior Citizens: Thane Ryder
- Pocahontas County Convention and Visitors Bureau: Jamie Walker
- Region I Local Elected Officials Board of WIA: John Rebinski
- Pocahontas County Farmland Protection Board: Jamie Walker
- Pocahontas County Fire Board: John Rebinski
- Pocahontas County Community Criminal Justice Board: Jamie Walker

IN RE: EXONERATION/APPORTIONED ORDERS APPROVED

None

IN RE: MINUTES APPROVED

A motion was made by Commissioner Walker to approve the minutes of the last regular session of the Commission held on the 17th day of December, 2024, as presented. Commissioner Ryder recused from voting due to being a newly elected Commissioner, and noting no objections, motion carried.

IN RE: SIGN IN SHEET/HEAR CALLERS

None

IN RE: 2025 BOARD OF REVIEW AND EQUALIZATION HEARING DATES

A motion was made by Commissioner Walker to approve the following Board of Review and Equalization hearing dates for 2025, and noting no objections, motion carried.

POCAHONTAS COUNTY COMMISSION



900 Tenth Avenue Marlinton, West Virginia 24954
Telephone: (304)799-6063

**NOTICE
BOARD OF REVIEW AND EQUALIZATION HEARINGS**

The County Commission of Pocahontas County, West Virginia, in its capacity as the Board of Review and Equalization will convene on the following dates and times for the purpose of reviewing and equalizing assessments made by the Assessor.

Friday, January 31, 2025 10:00 a.m.
County Commission Office
Pocahontas County Courthouse-Marlinton

Tuesday, February 4, 2025 10:00 a.m.
County Commission Office
Pocahontas County Courthouse-Marlinton

Friday, February 7, 2025 10:00 a.m.
County Commission Office
Pocahontas County Courthouse-Marlinton

Wednesday, February 12, 2025 10:00 a.m.
County Commission Office
Pocahontas County Courthouse-Marlinton

Tuesday, February 18, 2025 5:45 p.m.
County Commission Office
Pocahontas County Courthouse-Marlinton

The Commission requests that appointments be made prior to these dates. To schedule an appointment, please contact Melissa L. Bennett, County Clerk at 304-799-4549 between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday.

Pocahontas County Commission

Class II Legal January 16 & January 23

IN RE: B.J. GUDMUNDSSON – PRESERVING POCAHONTAS-ANNUAL UPDATE

B.J. Gudmundsson and Suzanne Stewart, representing Preserving Pocahontas, appeared before the Commission to provide an annual update on the program. No action was taken on this matter.

IN RE: REGION 4 – 2ND PUBLIC MEETING FOR CDBG APPLICATION FOR DEMOLITION OF THE HOWES TANNERY BUILDINGS

A motion was made by Commissioner Walker to approve the documents for the 2nd public meeting for CDBG application, resolutions and letters for demolition of the howes tannery buildings, and noting no objections, motion carried.

HOWES TANNERY DEMOLITION PROJECT

Second Public Meeting: January 7th, 2025 9:00 a.m.

Sign In Sheet:

Name:	Email Address
<i>Thane R. Ryder</i>	
<i>John Walker</i>	
<i>John Rebinski</i>	
<i>Sam Fetter</i>	
<i>Tim Walker</i>	
<i>Jamie Walker</i>	
<i>Eugene Werner</i>	
<i>Melissa Bennett</i>	<i>pocac1k@clerk.state.wv.us</i>
<i>Kim D. Workman</i>	<i>lworkman@clerk.state.wv.us</i>



JOHN REBINSKI
Commissioner
JAMIE WALKER
Commissioner
THANE RYDER
Commissioner

January 7, 2025

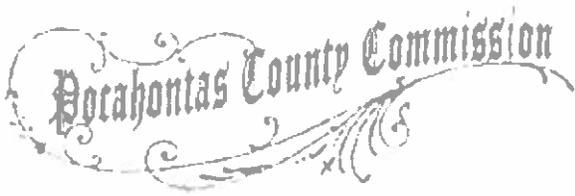
To Whom it May Concern:

This letter is to confirm that Pocahontas County Commission is not pursuing any additional funding for the Howes Tannery Demolition Project.

Sincerely,

A handwritten signature in cursive script, appearing to read "John Rebinski".

John Rebinski
County Commission President



JOHN REBINSKI
Commissioner
JAMIE WALKER
Commissioner
THANE RYDER
Commissioner

January 7, 2025

To Whom it May Concern:

The abandoned Howes Tannery located at 118 Industrial Park, Frank WV – Pocahontas County has not been inhabited for several years. The structures are unsafe for use and unsafe to be rehabilitated.

It is understood that the buildings are full of mold growth, which contributes to their overall deterioration. Such structures often attract vagrants and criminal activity.

The buildings serve no useful purpose and repurposing them would not be advantageous. Removing the Howes Tannery will encourage other businesses to come to Pocahontas County, bringing renewed economic resources to the citizens.

Sincerely,

A handwritten signature in black ink, appearing to read "John Rebinski".

John Rebinski
County Commission President



900 Tenth Avenue * Marlinton, WV 24954 * (304)799-6063



JOHN REBINSKI
Commissioner
JAMIE WALKER
Commissioner
THANE RYDER
Commissioner

RESOLUTION

RESOLUTION BY THE POCAHONTAS COUNTY COMMISSION, WEST VIRGINIA AUTHORIZING AN APPLICATION WITH THE STATE OF WEST VIRGINIA FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

BE IT RESOLVED BY THE POCAHONTAS COUNTY COMMISSION; WEST VIRGINIA AS FOLLOWS:

1. That John Rebinski, **Commission President of the Pocahontas County Commission** who is the official duly and legally authorized to execute agreements, be and he is authorized to execute, to have acknowledged, and to have delivered on behalf of the **Pocahontas County Commission**, an application with the State of West Virginia for Community Development Block Grant Funds, including all understandings and assurances contained therein, as is directed and authorized to act in connection with the application and to provide such additional information as may be requested.
2. That the **Clerk** does hereby properly attest the signature of said official and affix the seal of **County** on said agreement.

On motion made by Jamie Walker and seconded by Thane Ryder, the **Pocahontas County Commission**, West Virginia does hereby approve and authorize the adoption of said Resolution.

STATE OF WEST VIRGINIA
COUNTY OF POCAHONTAS

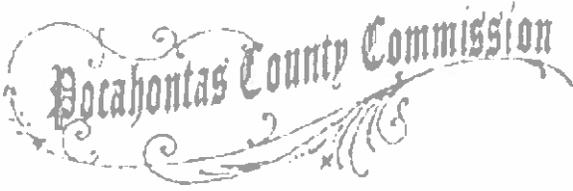
I, **Melissa Bennett**, Clerk of said **Pocahontas County** do hereby certify that the foregoing are true copies from the records or order made and entered into by the **Pocahontas County Commission** on the 7th day of January 2025


John Rebinski, President


Melissa Bennett, Clerk



900 Tenth Avenue * Marlinton, WV 24954 * (304)799-6063



JOHN REBINSKI
Commissioner
JAMIE WALKER
Commissioner
THANE RYDER
Commissioner

**A RESOLUTION FORMALIZING A FAIR HOUSING PROGRAM
FOR
POCAHONTAS COUNTY COMMISSION**

By participating in the Federal Community Development Program, the Pocahontas County Commission has pledged to insure and support fair housing practices accordingly.

It is hereby resolved that the Pocahontas County Commission is taking formal action to prevent discrimination in the sale, rental, and financing of housing. The Pocahontas County Commission is an equal opportunity employer and takes steps in affirmatively further fair housing in all public notices, ads, and publications

1. The President of the Pocahontas County Commission shall provide all appropriate advice and council on home loan financing to minorities and lower income families and individuals.
2. Said President will provide further advice to lower-income and minority families and individuals regarding federal programs that may be available for the rental or financing of housing. The President or his/her designated staff shall be available for such counseling by appointment.
3. The President shall advise the public that any complaints of discrimination in the sale, rental or financing of housing should be reported directly to him/her and he/she in turn will forward this information to the proper local, state, and federal authorities. Furthermore, he/she shall notify the local realtors that he/she has been given this responsibility.

ON MOTION DULY MADE BY Jamie Walker AND SECONDED BY Thane Ryder,
THE POCAHONTAS COUNTY COMMISSION, POCAHONTAS COUNTY, DOES HEREBY APPROVE
AND AUTHORIZE THE ADOPTION OF SAID RESOLUTION ON THE 7th DAY OF JANUARY 2025.


John Rebinski, President


Melissa Bennett, County Clerk



900 Tenth Avenue * Marlinton, WV 24954 * (304)799 6063

Section 11 Conflict of Interest Statement and Disclosure

A potential or actual conflict of interest exists when commitments and obligations are likely to be compromised by the CDBG applicant's or CDBG agent's other material interests, or relationships (especially economic), particularly if those interests or commitments are not disclosed.

This Conflict-of-Interest Disclosure should indicate whether the CDBG applicant or CDBG agent has an economic interest in, or acts as an officer or a director of, any outside entity whose financial interests would reasonably appear to be affected by the awarding of CDBG funding. The CDBG applicant or CDBG agent should also disclose any personal, business, or volunteer affiliations that may give rise to a real or apparent conflict of interest. Relevant Federally and organizationally established regulations and guidelines in financial conflicts must be abided by to consider awarding CDBG funds.

- I have no conflict of interest to report.
- I have the following conflict of interest to report (please specify other nonprofit and for-profit boards you (and your spouse) sit on, any for-profit businesses for which you or an immediate family member is an officer or director, or a majority shareholder, and the name of your employer and any businesses you or a family member own).


Signature of Chief Local Official

01/07/2025
Date

Please describe below any relationships, transactions, positions you hold (volunteer or otherwise), or circumstances that you believe could contribute to a conflict of interest. If there are none, insert N/A.

WARNING: Any person who knowingly makes a false claim or statement to the Department of Housing and Urban Development (HUD) may be subject to civil or criminal penalties under 18 U.S.C. 287, 1001 and 31 U.S.C. 3729. Title 18, Section 1001 of the U.S. Code states that a person is guilty of a felony for knowingly and willfully making false or fraudulent statements to any department of the United States Government.

Section 12 FFATA/SAM.gov/UEI Number/Debarment:

The Federal Funding Accountability and Transparency Act (FFATA) requires the WVDED to submit the award of federal funds to the FFATA Sub Award Reporting System (SARS) website for all federal awards of \$25,000 or more. By signing below, I authorize the West Virginia Department of Economic Development to report the award of any CDBG funds awarded because of this application in the Federal Financial Accountability and Transparency Act (FFATA) report for the State of West Virginia. HUD funding is subject to the regulatory citation 31 U.S. Code § 3720B, barring delinquent Federal debtors from obtaining Federal loans or loan insurance guarantees. Is the Applicant delinquent on any State or Federal loan or financial obligation? If yes, explain below.

No

I understand and certify, by the date listed below, that my organization is properly registered with the SAM.gov website to complete these reporting requirements.

By signing below, I also certify that my organization is not debarred or suspended and does not have an inactive UEI number. A copy of the Sam.gov registration page must be attached to this application as Attachment E.

FEIN: 56-6000-382

UEI: S14NN62Q9NJ9

Signature of Authorizing Official:

John Rebinski
 Typed Name and Title:
 John Rebinski

Commission President

Date: 01/07/2024

Section 13 Authorization of Release of Information:

The Applicant (Local Government), which has ultimate responsibility for submission of this application designates the following party as the authorized contact for additional information and/or documentation regarding this application for CDBG funding.

Name of Contact Person	Jamie Baker, Region 4 Planning and Development Council
Address	885 Broad Street, Suite 100, Summersville, WV 26651
Phone Number	304-872-4970 ext 304
Email	jbaker@reg4wv.org

Sign and Date - Authorizing Signature

The information contained within this application is true and correct to the best of my knowledge. The submission thereof has been duly authorized by resolution (attached) of the Unit of Local Government after public hearing requirements have been met, and the applicant will comply with the attached assurances and certifications, provided technical assistance is provided when necessary.

As the primary entity contact for this project, I certify that staff, contractors, vendors, and community partners of our initiative:

- A. Will comply with all HUD and West Virginia requirements in the administration of the proposed CDBG funded activities;
- B. Will work in a cooperative manner to execute the Subrecipient Agreement that provides the pathway for successful CDBG program(s) and/or project(s);
- C. Certify that all information submitted in this application is true and accurate, and;
- D. Certify the submission thereof has been duly authorized by resolution of the Unit of Local Government after public notice requirements have been met.

This section must be notarized.

Include a copy of the resolution authorizing the application labeled as Attachment Q.

Typed Name:

John Rebinski

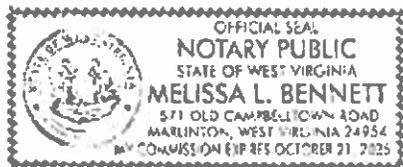
Signature



Notary STATE OF WEST VIRGINIA
COUNTY OF POCAHONTAS

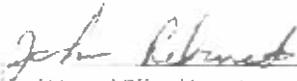
I, Melissa L. Bennett a notary public in and for said state, do hereby certify that John Rebinski whose name is signed to the writing above, has this day acknowledged the same before me.

Given under my hand this 7th day of January, 2025.
My commission expires October 21, 2025.


Notary Public

31) It will comply with Section 102 of the HUD Reform Act of 1989, and CFR Part 12 in regard to the disclosure of interest in projects exceeding \$200,000 in the aggregate

32) The applicant is in compliance with 31 U.S. Code § 3720B - Barring Delinquent Federal debtors from obtaining Federal loans or loan insurance guarantees. HUD adheres to 31 U.S.C. 3720B stating that, "project applicants with an outstanding Federal debt will not be eligible to receive HUD funds, unless: (1) a negotiated repayment schedule is established and the repayment schedule is not delinquent, or (2) other arrangements satisfactory to HUD are made prior to the award of funds by HUD. If arrangements satisfactory to HUD cannot be completed within 90 days of notification of selection, HUD will rescind the conditional award with a project applicant."


Chief Elected Official Signature

01/07/2025
~~01/07/2024~~
Date

John Rebinski
Printed Name of Chief Elected Official

IN RE: FINAL SETTLEMENTS AND ORDERS APPROVED

Commission President John Rebinski reviewed several final settlements and orders pertaining to estates as presented by the County Clerk's Office and, thereafter, approved same by placing his signature thereto.

IN RE: COUNTY COMMISSION MAIL ITEMS/CONCERNS

1. Post Card – Federal Aviation Center – Aeronautical study project in Cave, WV completion
2. Email – John Leyzorek – Courthouse Security complaint
3. Newsletter – Greenbrier River Watershed Association
4. Email – Mary Clendenen PSCWA Class D disposal area

IN RE: INVOICES

POCAHONTAS COUNTY COMMISSION

Walter D. Helmick, President
Jamie Walker, Commissioner

John Rebinski, Commissioner
Melissa L. Bennett, Clerk

900-C TENTH AVENUE
MARLINTON, WV 24954
(304) 799-6063 or 799-4549

Checks Written against Funds
12/17/2024 through 01/06/2025

The following check numbers have been written
against the following accounts:

General County Fund
64269 through 64379 Pendleton Community
Bank

Coal Severance Fund
None Pendleton Community Bank

General School Fund
146 Pendleton Community Bank

Magistrate Court Fund
985 through 986 Pendleton Community Bank

911 Fund
1648 through 1652 Pendleton Community Bank

Home Detention Fund
764 Pendleton Community Bank

Drama, Fairs, and Festivals Fund
None Pendleton Community Bank

County Financial Stabilization Fund
None Pendleton Community Bank

Drug Court Fund
450 through 452 Pendleton Community Bank

Bricks and Mortar Fund
140 Pendleton Community Bank

Employee Health Benefit Fund
None Pendleton Community Bank

**Day Report Center/Community Corrections
Fund**
332 Pendleton Community Bank

Teen Court Fund
None Pendleton Community Bank

Coal Bed Methane Fund
None Pendleton Community Bank

Animal Shelter Fund
None Pendleton Community Bank

Broad Band Grant Fund
None Pendleton Community Bank

Broad Band Project Grant Fund
None Pendleton Community Bank

ARP Fund
1015 through 1017 Pendleton Community Bank

LATCF Fund
None Pendleton Community Bank

PMH/HVAC Roof Fund
None Pendleton Community Bank

EMS Ambulance Fund
1069 through 1070 Pendleton Community Bank

Pocahontas Community Campground Fund
None Pendleton Community Bank

LEPC Fund
None Pendleton Community Bank

EMS Salary Enhancement
None Pendleton Community Bank

Hotel Occupancy Fund
1001 Pendleton Community Bank

ORDERED THIS MEETING BE ADJOURNED, SINE DIE.



PRESIDENT POCAHONTAS COUNTY COMMISSION