West Virginia Board of Public Works  
November 17, 2015 – 2:00 p.m.  
Governor’s Cabinet and Conference Room  
Minutes

Attendees:  
Members  
Governor Earl Ray Tomblin  
Secretary of State Natalie E. Tennant  
Attorney General Patrick Morrisey  
State Superintendent of Schools Dr. Michael J. Martirano  
Josh Stowers for State Treasurer John D. Perdue  
Michael Sizemore for State Auditor Glen B. Gainer III  
Robin Gothard for Commissioner of Agriculture Walt Helmick

Guests:  
Jeff Amburgey, State Tax Department  
Gilbert Brewer, Deputy Tax Commissioner  
Eric Hudnall, Division of Highways  
Fenway Pollack, Division of Highways  
Kathy Schultz, Attorney General’s Office  
Brittany Vascik, Governor’s Office  
Ashley Summitt, Secretary of State’s Office  
Amber Epling, Secretary of State’s Office  
Sheryl Webb, Secretary of State’s Office  
Shonette Kingston, Secretary of State’s Office  
Phil Kabler, WV Gazette Mail

The West Virginia Board of Public Works met on Tuesday, November 17, 2015 at 2:00 p.m. in the Governor’s Cabinet and Conference Room, Building 1, Suite 10 of the State Capitol Complex. The meeting was called to order and chaired by Governor Earl Ray Tomblin.

(Attached is a transcript of the meeting.)

\[Signature\]

Natalie E. Tennant,  
Secretary of State  
And Ex-Officio Secretary of the  
Board of Public Works
STATE OF WEST VIRGINIA
BOARD OF PUBLIC WORKS

Members:
Governor Earl Ray Tomblin
Secretary of State Natalie Tennant
Attorney General Patrick Morrisey
Superintendent of Schools Dr. Michael Martirano
Michael Sizemore for Auditor Glen Gainer, III
Josh Stowers for Treasurer John D. Perdue
Robin Gothard for Commissioner of Agriculture
    Walt Helmick

November 17, 2015
2:05 PM

WEST VIRGINIA CAPITOL COMPLEX
Building 1, Governor's Conference Room
Charleston, West Virginia

PENNY L. KERNS
Certified Court Reporter
and Notary Public

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| Fenway Pollack                           | 3  |
| Jeff Amburgey                            | 8  |

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PROCEEDINGS

GOVERNOR TOMBLIN: The Board will come to order. Let me get my glasses and see who we’ve got here. On behalf of the Commissioner of Agriculture, we’ve got Robin Gothard, and on behalf of the Auditor, we’ve got Mike Sizemore.

SECRETARY TENNANT: And on behalf of the Treasurer we’ve got Josh Slowers.

GOVERNOR TOMBLIN: The first order of business is to receive comments from the public utility companies concerning notices of tentative assessed values for tax year 2016. Do we have anyone to speak on behalf of the utilities?

(NO response.)

GOVERNOR TOMBLIN: You guys must have done a pretty good job. Okay. Moving on to the second order, we have three property transactions. The first one between the West Virginia Department of Transportation, Division of Highways and Jefferson County Commission.

MR. POLLACK: Good afternoon. Yes, this first deed involves land that is part of our right-of-way and Jefferson County built a visitor’s bureau on the right-of-way. They were leasing it from us and now we’ve just sold it to the county for a dollar. And that
is on Route 340/16.

GOVERNOR TOMBLIN: Okay. So that means Jefferson County has to mow the lawn now.

MR. POLLACK: Yes.

GOVERNOR TOMBLIN: Do we hear a motion to approve the transaction?

ATTORNEY GENERAL MORRISEY: So move.

GOVERNOR TOMBLIN: The Attorney General has moved. Second?

SECRETARY TENNANT: Second.

GOVERNOR TOMBLIN: The Secretary of State has seconded. Discussion?

(NO response.)

GOVERNOR TOMBLIN: If not, all those in favor of the motion will say aye.

(Ayes responded.)

GOVERNOR TOMBLIN: Opposed, no.

(NO response.)

GOVERNOR TOMBLIN: The ayes have it. I declare the motion adopted. Thank you, sir. The next one is between the Berkeley County Development Authority and the Department of Transportation, Division of Highways.

MR. POLLACK: Yes. This is a project
for Tabler Station Road, and what this project is doing is connecting two business parks in Berkeley County, one of which was down near Corning Way, if anyone wants to know where it’s at. Previously all the business traffic for this one business park needed to go off Interstate 81 over to West Virginia 11 and down. This road will make access to the southern business park and the northern one quicker, easier and less impacting residential traffic, and this parcel is owned by the Berkeley County Commission.

GOVERNOR TOMBLIN: Is there a question of counsel?

(No response.)

GOVERNOR TOMBLIN: Is there a motion to approve the transfer?

ATTORNEY GENERAL MORRISEY: So moved.

GOVERNOR TOMBLIN: The Attorney General moves. Second?

DR. MARTIRANO: Second.

GOVERNOR TOMBLIN: The Superintendent of Schools seconds. Discussion?

DR. MARTIRANO: Just a quick question. Does that have any impact in terms of buses and schools and things such as that? You talked about residential
traffic and things such as that. Are you aware of?

MR. POLLACK: It's going to be a public road, but I was told by the District that this will cut down on that.

DR. MARTIRANO: It should improve it?
MR. POLLACK: It should improve the traffic in the neighborhood.

DR. MARTIRANO: Okay. Thank you.

GOVERNOR TOMBLIN: The question before the Board is to approve the motion. All those in favor will say aye.

(Ayes responded.)

GOVERNOR TOMBLIN: Opposed no.

(No response.)

GOVERNOR TOMBLIN: The ayes have it. I declare the motion adopted. The third transaction is between the Kanawha County Parks and Recreation Commission and the Department of Transportation, Division of Highways.

MR. POLLACK: This is merely a property exchange between the Kanawha County Parks and Division of Highways involving the Coonskin bridge. We're exchanging a small parcel. They're giving us one and we're giving them one. On ours we're accepting drainage
and on theirs we’re giving to them and prevent the
removal of a building.

GOVERNOR TOMBLIN: Any questions of counsel?

(No response.)

GOVERNOR TOMBLIN: Do I hear a motion to
approve the transaction?

SECRETARY TENNANT: So move.

GOVERNOR TOMBLIN: Secretary of State. Josh,
you want to do anything today?

MR. STOWERS: Sure. Second.

GOVERNOR TOMBLIN: All right, the Treasurer’s
representative seconded. Discussion?

(No response.)

GOVERNOR TOMBLIN: If not, all those in favor
of the motion will say aye.

(Ayes responded.)

GOVERNOR TOMBLIN: Opposed no.

(No response.)

GOVERNOR TOMBLIN: The ayes have it. I
declare the motion adopted.

ATTORNEY GENERAL MORRISEY: We were
contemplating going into executive session. I think we
can handle that at the next meeting and ideally have a
settlement proposal for a recommendation.
GOVERNOR TOMBLIN: Okay.

SECRETARY TENNANT: As part of new business, Jeff was prepared to address a question and concern from the last meeting, and I'm wondering if I can call him forward to address the preliminary tax year estimates.

GOVERNOR TOMBLIN: Without objection. Jeff.

SECRETARY TENNANT: Amburgey.

MR. AMBURGEY: Jeff Amburgey, Property Tax Division. At the last meeting when we were discussing utility assessments I had mentioned that it increased about 530 million from the previous year. The Governor asked me would that be enough to cover the losses that we expect to see in the coal fields. I told him at that time that the numbers were too preliminary, we had not completed them.

We still have not completed the oil and gas figures. They're not due to be completed until December 1st and the counties are also still working on their values; however, these are preliminary rough estimates. I've highlighted in yellow anything that increased or decreased more than five percent. We anticipate the total statewide estimates will go up at least two percent, a couple billion dollars.

But big decreases, ten percent in Boone
County; seven percent in Logan; eight percent in McDowell; six percent in Mingo; and seven percent in Wyoming, basically attributable to coal minerals and coal equipment. And you see large increases in Doddridge, Ritchie, Tyler, and again those oil and gas numbers are tentative. They may go up even more than that. The Marcellus counties are getting richer and southern coal counties are getting poorer.

You had asked for this, and Natalie asked could I have something preliminary for this meeting and, if you have any questions, I’ll be glad to try to entertain them.

GOVERNOR TOMBLIN: Okay. Are there questions for Mr. Amburgey?

(No response.)

GOVERNOR TOMBLIN: If not, thank you.

SECRETARY TENNANT: I just want to thank you for doing this.

GOVERNOR TOMBLIN: Okay, is there any other business to come before the Board?

(No response.)

GOVERNOR TOMBLIN: If not, do I hear a motion to adjourn?

MS. GOTHARD: (Indicated.)
GOVERNOR TOMBLIN: Ms. Gothard moves we adjourn. All those in favor will say aye.

(Ayes responded.)

GOVERNOR TOMBLIN: Opposed no.

(No response.)

GOVERNOR TOMBLIN: The ayes have it. I declare the Board adjourned. Oh, no, no, no. We're not going to do that. We needed to recess. We take all that back. Let's get it right. I got carried away there. She moves that we recess until --

MS. LEWIS: Thursday, December 10th, 11:00 AM.

GOVERNOR TOMBLIN: Thursday, December 10th at 11:00 AM. All those in favor of the motion to recess then will say aye.

(Ayes responded.)

GOVERNOR TOMBLIN: Opposed no.

(No response.)

GOVERNOR TOMBLIN: The ayes have it, and I declare the Board in recess. Thank you all.

(WHEREUPON, the hearing was adjourned at 2:12 PM.)
REPORTER'S CERTIFICATE

STATE OF WEST VIRGINIA,
COUNTY OF PUTNAM, To wit:

I, Penny L. Kerns, Certified Court Reporter,
do hereby certify that the foregoing is a correct
verbatim record of the proceedings had at the time and
place set forth herein.

I certify that the attached transcript meets
the requirements set forth within Article 27, Chapter 47
of the West Virginia Code.

Given under my hand this 17th day of
November, 2015.

Penny L. Kerns, CCR
Notary Public