

**West Virginia Board of Public Works
Thursday, September 29, 2011 – 10:00 a.m.
Governor's Cabinet and Conference Room
Minutes**

Attendees:

Members

Commissioner of Agriculture Gus R. Douglass
Secretary of State Natalie E. Tennant
Attorney General Darrell V. McGraw, Jr.
State Auditor Glen B. Gainer III
State Treasurer John D. Perdue
Joe Panetta for State Superintendent of Schools Dr. Jorea Marple
G. Kurt Dettinger, General Counsel for Governor Earl Ray Tomblin

Guests

Dawn Warfield, Attorney General's Office
Sandy Marinacci, Department of Agriculture
Jeff Amburgey, Tax Department
Scott McNeil, Tax Department
Cindy Hoover, Tax Department
Lora Lane, Tax Department
David Neil, Division of Highways
John McHugh, Division of Highways
Danny Ellis, Treasurer's Office
Russ Rollyson, Auditor's Office
Ashley Summitt, Secretary of State's Office
Judy Cooper, Secretary of State's Office
Sheryl Webb, Secretary of State's Office
Ashley Parsons, Secretary of State's Office
Jake Glance, Secretary of State's Office

The West Virginia Board of Public Works met on Thursday, September 29, 2011 at 10:00 a.m. in the Governor's Cabinet and Conference Room of the State Capitol Complex. This meeting was held pursuant to the provisions of Chapter 11, Article 6, Section 11 of the West Virginia Code. Due to the absence of Governor Tomblin, the meeting was called to order and chaired by Commissioner Douglass. A quorum of elected officials was established.

The first item on the agenda was the approval of minutes from the August 3, 2011 and August 10, 2011 West Virginia Board of Public Works meetings. Treasurer Perdue moved to approve the minutes with Auditor Gainer seconding the motion. The motion carried.

The second item on the agenda was a presentation by the State Tax Department concerning tentative assessments for public utility companies for tax year 2012. Jeff Amburgey, Director of the Property Tax Division, addressed the Board. The Department of Tax and Revenue issued

notices of tentative assessed values to public utility companies operating in West Virginia on September 14, 2011. For Tax Year 2012 the aggregate tentative assessed value of public utility property in West Virginia was approximately 8.5 billion dollars. This represents a 295 million dollar increase over the final assessed values set by the Board of Public Works for tax year 2011. If the tentative values become finalized, this would result in an increase in property tax revenue of 6 million dollars. Mr. Amburgey explained that the increase this year is attributable mainly to an increase of investments in the state by electric companies and pipeline companies. Some of the pipeline companies are adding additional investments to deliver the Marcellus gas. Another contributor to the increase was the increase of profitability of the two large railroads that serve West Virginia. The increases have been offset by decreases in three groups: underground gas storage companies, private rail car companies and gas distribution companies. Mr. Amburgey explained that the underground gas varies each year depending on the price of natural gas and the volumes that are stored here at the end of the year. The rail car values vary every year depending on the amount of traffic volume on the rails. The total of all gas distribution companies decreased mainly due to one company. East Resources sold a majority of their assets to a non-regulated company that is no longer assessed by the Board. Auditor Gainer made a motion to accept the tentative values with Treasurer Perdue seconding. The motion carried.

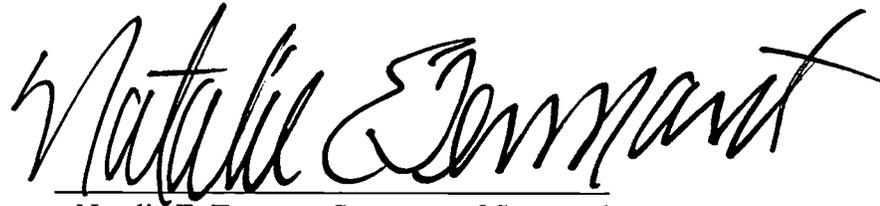
The final item on the agenda was discussion of the following deeds listed 1 and 2 seeking approval by the Board of Public Works.

1. Between the Monongalia County Development Authority and the West Virginia Department of Transportation, Division of Highways, dated July 13, 2011, approved as to form by the Attorney General's Office September 23, 2011.
2. Between the West Virginia Department of Transportation, Division of Highways and the City of Keyser, dated September 9, 2011, approved as to form by the Attorney General's Office September 23, 2011. This deed lacks a reverter clause because it is an exchange deed, but still needs Board of Public Works approval.

John McHugh addressed the Board concerning deed number 1. He explained that the Monongalia County Development Authority is conveying property to the Division of Highways for public road purposes. This will be the Chaplin Hill Business Park access road. Treasurer Perdue made a motion to approve deed number 1 with Secretary Tennant seconding. The motion carried.

John McHugh addressed the Board concerning deed number 2. He explained that this deed is the second half of an exchange. Last year the Division of Highways acquired property from the City of Keyser. That property contained a functioning fire station. The Division of Highways needed the property to build the Keyser-McCoole Bridge. This exchange is a functional replacement pursuant to federal law to provide the City of Keyser with a new fire station. The fire station has been built and is now being conveyed to the City. Treasurer Perdue asked if that is why there is no reverter clause in the deed. Mr. McHugh said that was correct. Secretary Tennant asked if the DOH built the fire station. Mr. McHugh said they had. Auditor Gainer made a motion to approve deed number 2 with Treasurer Perdue seconding. The motion carried.

With no further business, Auditor Gainer made a motion to recess the meeting until November 2, 2011 with Treasurer Perdue seconding. The motion carried. The meeting was recessed until November 2nd.

A handwritten signature in black ink, reading "Natalie E. Tennant". The signature is written in a cursive style with a horizontal line underneath the name.

Natalie E. Tennant, Secretary of State and
Ex-Officio Secretary of the West Virginia
Board of Public Works