

**OCTOBER 2, 2008 54TH DAY OF
THE JULY ADJOURN TERM**

The County Commission met in the Commission Office at 9:05 a.m. pursuant to adjourn with all members present and the following proceedings were had and made a matter of record.

**COMMISSIONER HERSCEND
COMMUNICATION ISSUES**

Commissioner Herschend stated that he had called this meeting as he had a real concern and would like to better understand what happened last Thursday as Commissioner Strahan had contacted him noting that Commissioner Pennel had went to the road barn with Mr. Preston to apologize to the employees. Commissioner Herschend added that that is not the action that was determined by the Commission in executive session on Monday.

Commissioner Pennel noted that he had spoken with Mr. Preston and not only informed him that it was only one Commissioner speaking but that he taped what he spoke to Mr. Preston about. Commissioner Strahan noted that he would like a copy of what was said.

Counselor Paulson asked if this was an open meeting. The Commission agreed yes.

NUISANCE CASES

Commissioner Strahan made a motion to send the first letter on case #08-0052. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Herschend made a motion to send the first letter on case #08-0030. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send a notice of concern letter on case #04-407. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Herschend made a motion to send the 1st letter on case #08-0021. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Herschend made a motion to send the 1st letter on case #08-0022. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan stepped out of the meeting.

Commissioner Pennel made a motion to close case #04-397. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (absent).

Commissioner Herschend made a motion to send the 2nd letter on case #04-396. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (absent).

Commissioner Herschend stepped out of the meeting; quorum lost.

Both Commissioners stepped back in; quorum established.

Commissioner Pennel made a motion to send a notice of concern letter on case #08-0020 (214 Holyoke). Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan made a motion to send a notice of concern letter on case #04-398. Motion died for a lack of a second.

Commissioner Herschend made a motion to continue with litigation post haste on case #08-0020 (230 Holyoke). Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the 2nd letter on case #04-398. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to close case #04-393. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Herschend requested Counselor Paulson to update the Commission on all the nuisance cases in his possession on Monday.

Commissioner Pennel made a motion to send the 1st letter on case #08-0024 as soon as a Commissioner has visited the property. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the 1st letter on case #08-0045, and that the letter be sent to the son, not the property owner. The motion died for a lack of a second.

Commissioner Pennel made a motion to send the 1st letter on case #08-0045. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (no).

Commissioner Pennel made a motion to send a notice of concern letter on case #08-0050. Motion withdrawn.

Commissioner Herschend made a motion to send a notice of concern letter on case #08-0050. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (no).

Commissioner Pennel made a motion to send an amended 1st letter to case #08-0049. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to direct Counselor Paulson to continue with litigation on case #08-0051 as well as turning the case over to the Prosecutor. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan stepped out of the meeting.

Commissioner Pennel made a motion to send an amended 1st letter to case #04-390. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (absent).

RECESS
11:05 a.m.