

# COUNTY COMMISSION OF LEWIS COUNTY

110 Center Avenue  
Weston, WV 26452  
Phone: (304)269-8200  
Fax: (304)269-2416  
Email: lewiscountycommission@lewiscountywv.org  
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**COMMISSIONERS:**  
**AGNES G. QUEEN**  
President  
**PATRICK D. BOYLE**  
Commissioner  
**THOMAS V. FEALY**  
Commissioner

**LEWIS COUNTY COMMISSION**  
**110 CENTER AVENUE, 2nd FLOOR**  
**WESTON, WV 26452**  
**MEETING AGENDA**  
**August 24, 2015**

## SILENT MEDITATION AND PLEDGE OF ALLEGIANCE

- 1. 10:00 AM Call Meeting to Order** (*action required*)
- 2. 10:05 AM T. Chad Kelley, Lewis County Assessor**  
RE: Exonerations, Consolidations, Apportionments (*action required*)

## APPOINTMENTS

- 3. 10:10 AM Heating and Cooling System Bids for the Lewis County Courthouse:**  
The Lewis County Commission advertised by Class II Legal Ad for replacement of four(4) HVAC units at the Lewis County Courthouse. Bids were due Thursday, August 20, 2015 at Noon. The County Commission will open bids and consider award of the project. (*action required*)

## CORRESPONDENCE

- 4. Upshur County Commission Meeting Agenda:** Upshur County Commission Meeting Agenda for Thursday, August 20, 2015(*information only*)
- 5. West Virginia Regional Jail and Correctional Facility Monthly Invoice:** Lewis County Invoice for July 2015: Inmate days 1,508 x \$48.25=\$72,761.00 (*information only*)
- 6. Lewis -Upshur Animal Control Facility Monthly Report:** Lewis Upshur Animal Control Facility report for July 2015 for both Lewis and Upshur Counties including: number of animals brought to facility by officer and resident, number animals adopted, number of animals rescued, and number of animals euthanized (*information only*)
- 7. Lewis County Animal Control Monthly Report:** Lewis Upshur Animal Control report for July 2015 including number of complaints, number of animals picked up, number of animals adopted, number of animals euthanized and bounty collected. (*information only*)
- 8. Cequel Corporation Transfer to Altice:** The transfer of control from Cequel and Altice entered in May of 2015 is expected to close the fourth quarter of 2015. (*information only*)

## BUSINESS

- 9. Boards and Committee Reports:** Commissioners will give report on any board or committee meetings they have attended: Firefighters Association, Local Emergency Planning Commission, Planning Commission, Pre-Bid Meeting for Building Painting Project, Welcome Reception for Sharpe Hospital CEO.(*information only*)

- 10. Resolution Declaring September 13-19, 2015 as Religious Freedom Week in Lewis County:** Resolution declaring September 13-19, 2015 as Religious Freedom Week in Lewis County, West Virginia. This resolution supports all citizens rights to have independence and protection of their religious freedoms. The consideration of this resolution was requested by the County Commissioner's Association of West Virginia. *(action required)*
- 11. 2015 West Virginia Development Office Letter of Intent for the Northwest Water Project:** The West Virginia Development Office has submitted a Letter of Intent on Project No. 14SCBG0001 in the amount of \$1,500,000.00 for Northwest Lewis County Waterline Extension. \$250,000.00 was released from the 2014 Small Cities Block Grant Program. The remaining \$1,250,000.00 funded through the Development Office has been committed. The balance of the project will be funded by the West Virginia Infrastructure and Jobs Development Council as follows: \$947,210.00 loan and \$500,000.00 grant. *(action required)*
- 12. William Rowan, Director, Lewis-Gilmer Emergency 911 Request for Approval of three employees to attend the 2014 West Virginia Association of Professional Communicators Conference. :** Request for three (3) employees to attend the West Virginia APCO Conference September 13 thru September 18, 2015 in Beckley. Employees James Gum(Vice President of APCO and President of NENA must attend), Martha Tatman, and Roberta Stalnaker request attendance for continuing education and future certifications. (This issue was tabled at the August 17, 2015 meeting for further information) *(action required)*
- 13. Lewis County Economic Development Authority Report:** Report of activities of the Lewis County Economic Development Authority by Director Mike Herron *(information only)*
- 14. Timesheets and Leave Requests *(action required)***
- |                   |                                 |              |
|-------------------|---------------------------------|--------------|
| 1) Barbara Winans | August 21, 2015                 | Annual Leave |
| 2) Garry DeMoss   | August 31 and September 1, 2015 | Annual Leave |

**ORDERS AND PAYMENT OF EXPENDITURES:**

- 15. Presentation by County Clerk of the Orders of Prior Meeting(s) for consideration.**  
Draft minutes will be available Thursday, August 20, 2015 for review upon request. *(action required)*
- 16. Expenses for the current period presented for consideration of payment. *(action required)***  
Expenses to be submitted for payment will be available Thursday, August 20, 2015 for review upon request. *(action required)*

**ADJOURNMENT:**

- 17. With no further action being required by the Lewis County Commission, the meeting will be adjourned. *(action required)***

**LEWIS COUNTY COMMISSION  
MEETING MANAGEMENT**

- Regular meeting agendas will be posted and available to the public before closure two (2) business days prior to the meeting date.
- Agenda matters to be reviewed and/or considered during the meeting are at the discretion of the Lewis County Commission.
- Appointments to speak with the county commission must be scheduled before 10 AM three (3) business days prior to the meeting. Appointments will be given a ten (10) minute time allowance.
- Open discussion by Commission unless executive session is motioned per WV Code §6-9A-4.
- Input or recommendation from constitutional officers, staff or public that is not listed by name on the agenda will only be allowed if requested by the commission or required by statute.
- Those not scheduled on the agenda may sign up for public comment at a minimum fifteen (15) minutes prior to the start of the meeting. Public comment is limited to five (5) minutes per speaker.
- Motion required for consideration of vote.
- All votes unanimous unless otherwise stated.

*Roberts Rules of Order is utilized as a guide only. The Commission controls meeting management, discussion and input.*

## Upshur County Commission Agenda

Location of Meeting: Upshur County Courthouse Annex  
Date of Meeting: August 20, 2015

- 9:00 a.m. Moment of Silent Meditation --- Pledge of Allegiance  
Approval of Minutes:  
• August 13, 2015
- 9:15 a.m. Theresa Bruner and Mary Ann McDonald – Federation of Humane Organizations of West Virginia – Discussing the need to establish commercial breeder fees in compliance with WV Code §19-20-26
- 9:30 a.m. April Keating – Mountain Lakes Preservation Alliance – Presentation regarding what other communities are doing to protect their local communities from the harm of fossil fuel extraction
- 9:45 a.m. James T. Farrell, Director of Upshur County Office of Emergency Management and John “Buck” Edwards, Deputy Emergency Manager – Discussion regarding project at the Hampton-Ivanhoe Bridge area and requesting permission for John “Buck” Edwards to negotiate with the benefactors in an effort to obtain consideration.
- 1:00 p.m. Supervisor Meeting
- 2:00 p.m. Policy Board Meeting

### Items for Discussion / Action / Approval:

1. Correspondence from the Children’s Festival Committee requesting a donation for the Upshur County Children’s Festival scheduled to take place on September 19, 2015. The donation would go towards funding the cost of balloons, face paint, character appearances, bounce houses, a magician, door prizes, and other event needs.
2. Approval of Master Plan Document Amendment #4 amending the Upshur County Commission Employee Medical Benefits Plan to redefine “active employment”, out of pocket maximums and schedule of benefits.
3. Approval of 2015 Application and Schedule for Excess Loss Insurance with Gerber Life Insurance Company.
4. Correspondence from Natasha N. Perry announcing her resignation as administrative assistant for the Addressing and Mapping Office, effective August 22, 2015.
5. Approval of advertisement for a part-time Secretarial – Administrative Position in the Upshur County Commission Addressing and Mapping Office. Applications must be received on or before the close of business on September 8, 2015.
6. Correspondence from Gregory B. Harris, Upshur County Safe Structures and Sites Enforcement Board Permit / Ordinance Officer, requesting that the Commission order clean-up of case number 09114-01.

7. Approve Invoices for Payment, Purchase Card Invoices for Payment, Budget Revisions / Financial Reports or Information, Correction of Erroneous Assessments, Exonerations/Refunds, Final Settlements, Vacation Orders, Consolidation of Land Tracts, Facility Maintenance Concerns or Updates, Road Name Requests, Project Reports / Updates, Request to Attend Meetings, Request for Day(s) Off.

**For Your Information:**

**(Certain Items May Require Discussion, Action and/or Approval by the Commission)**

1. Administrative Order entered by the Honorable Jacob E. Reger on August 17, 2015 regarding establishing divisions for the 26<sup>th</sup> Judicial Circuit.
2. Correspondence from Michael Zarrilli, Vice President of Government Relations of Cequel Corporation and Jeremie Bonnin, General Secretary of Altice N.V. updating certain information regarding the upcoming transfer of control of Cequel, the parent of Cequel III Communications II, LLC d/b/a Suddenlink Communications.
3. Correspondence from Earl Ray Tomblin, Governor, approving the Justice Assistance Grant award to the Upshur County Commission in the amount of \$20,000. Funds will provide one Prevention Resource Officer (PRO) at Buckhannon-Upshur Middle School.
4. Upshur County Sheriff's Financial Statement for period ending July 2015
5. Upshur County Sheriff's Financial Statement – Bank Balance Listing – July 2015
6. Upshur County Sheriff's Settlement – June 30, 2015
7. Lewis-Upshur Animal Control Dog Report – July 2015
8. Dog Report from Seth Cutright, Animal Control / Humane Officer – July 1, 2015 through July 31, 2015
9. Cat Report – July 2015
10. Adoption Financial Transactions – July 1, 2015 through July 31, 2015
11. Upshur County E911 Communication Center Reports --- July 2015
  - Monthly Call Summary Report
  - Monthly Departmental Summary Report
  - Monthly and YTD Wrecker Report
12. WVU Extension Service Newsletter – August 2015
13. Agendas and/or Notice of Meetings
  - Elkins Road Public Service District August 11, 2015
  - City Council of Buckhannon August 20, 2015
  - Upshur County Public Library August 25, 2015
  - Elkins Road Public Service District September 1, 2015

#### 14. Meeting Minutes

- Upshur County Safe Structures & Sites Enforcement Board July 9, 2015
- Elkins Road Public Service District July 14, 2015

#### 15. Meetings

- 08/06/15 7:00 p.m. Banks District VFD
- 08/06/15 7:00 p.m. Selbyville VFD
- 08/04/15 6:00 p.m. Hodgesville PSD
- 08/04/15 5:30 p.m. Elkins Road PSD--- CANCELLED
- 08/11/15 5:30p.m. Elkins Road PSD --- Special Meeting
- 08/05/15 12:00 p.m. Upshur County Senior Center Board
- 08/19/15 1:30 p.m. Upshur County Conventions & Visitors Bureau – UCDA Office
- 08/12/15 6:00 p.m. Upshur County Citizens Corp - CERT
- 08/12/15 7:00 p.m. Warren District VFD
- 08/13/15 1:00 p.m. Adrian PSD
- 08/13/15 3:00 p.m. Tennerton PSD
- 08/13/15 4:30 p.m. Upshur County Safe Sites & Structures Ordinance Board
- 08/13/15 7:30 p.m. Buckhannon VFD
- 08/11/15 4:00 p.m. Buckhannon Upshur Airport Authority–meeting held at Airport
- 08/10/15 12:00 p.m. Upshur County Family Resource Network
- 08/10/15 4:30 p.m. Upshur County Solid Waste Authority
- 08/10/15 6:00 p.m. Buckhannon-Upshur Recreational Park Advisory Board
- 08/10/15 6:00 p.m. Lewis-Upshur Community Corrections Board
- 08/05/15 6:00 p.m. Buckhannon River Watershed Association
- 08/18/15 10:00 a.m. Wes-Mon-Ty Resource Conservation & Development
- 08/11/15 7:00 p.m. Adrian VFD
- 08/19/15 7:00 p.m. Ellamore VFD
- 08/19/15 12:00 p.m. Lewis Upshur LEPC --- Upshur location
- 08/20/15 6:30 p.m. Upshur County Youth Camp Board
- 08/18/15 6:30 p.m. Upshur County Fire Board
- 08/19/15 7:00 a.m. Upshur County Development Authority – Exec. Board—**no meeting**
- 08/16/15 6:00 p.m. Washington District VFD
- 08/17/15 12:00 p.m. Buckhannon-Upshur Chamber of Commerce
- 08/18/15 5:00 p.m. UC Enhanced Emergency Telephone Advisory Board
- 08/25/15 4:00 p.m. Upshur County Public Library Board
- 08/27/15 3:30 p.m. Upshur County Farmland Protection Board
- 08/26/15 10:00 a.m. James W. Curry Advisory Board
- 08/24/15 10:00 a.m. Mountain CAP of West Virginia, CDC
- TBA 6:00 p.m. Upshur County Fire Fighters Association
- 08/20/15 6:00 p.m. Buckhannon-Upshur Board of Health
- 08/12/15 3:00 p.m. Upshur County Fire Board – **Special Meeting**
- 08/05/15 12:00 p.m. Upshur County Development Authority Annual Meeting –  
Event Center Brushy Fork

16. Appointments Needed or Upcoming:

- Upshur County Safe Structures and Sites Board (Vacant Position – 6-30-14) --- Fire Chief
- Upshur County Convention & Visitor's Bureau – Commission

Tabled Items

(Certain Items May Require Discussion, Action and/or Approval by the Commission)

Next Regular Meeting of the Upshur County Commission  
August 27, 2015 --- 09:00 a.m.  
Upshur County Courthouse Annex

STATE OF WEST VIRGINIA



WEST VIRGINIA REGIONAL JAIL AND CORRECTIONAL FACILITY AUTHORITY

1325 VIRGINIA STREET, EAST  
CHARLESTON, WV 25301-3011  
(304) 558-2110  
FAX: (304) 558-2115

EARL RAY TOMBLIN  
Governor

JOSEPH C. THORNTON  
Cabinet Secretary

THE HONORABLE AGNES QUEEN, PRESIDENT  
LEWIS COUNTY COMMISSION  
LEWIS COUNTY COURTHOUSE  
WESTON, WV 26452

**Statement Number: 71152a8e**

**Statement Date: 8/11/2015**

**Month Of Service: July, 2015**

Pursuant to subsection 10, Article 20, Chapter 31 of the West Virginia Code, the West Virginia Regional Jail and Correctional Facility Authority hereby provides you with a monthly statement of charges and costs of inmate maintenance and operational costs for LEWIS for the month of July, 2015.

The costs per day for inmate maintenance and operation were determined by the Authority according to criteria, procedures, and regulations promulgated in the code of state Regulations at 94 CSR 7, in accordance with article 3, Chapter 29a of the West Virginia Code.

Detail information, including names of inmates and the number of days of inmate maintenance, to support this invoice is attached.

Month: July

NUMBER OF INMATE DAYS: 1508

PER DIEM RATE: \$48.25

AMOUNT DUE - July, 2015                      \$72,761.00

This statement amount is due and payable upon receipt.

Please Remit Payment to:  
WV Regional Jail and Correctional Facility Authority  
P O Box 40258  
Charleston, WV 25364

REGIONAL JAIL INVOICES

**2014-15**

July \$97368.50  
Aug \$89262.50  
Sept \$71892.50  
Oct \$73919.00  
Nov \$74208.50  
Dec. \$78309.75  
Jan. \$65813.00  
Feb. \$59145.50  
Mar. \$67115.75  
Apr. \$65282.25  
May \$73098.75  
June \$61,615.25

**2015-2016**

July \$72761.00

To: Upshur County Commission  
 From: Janella Cochran Supervisor of Animal Services  
 Subject: Report of Cats

The Following Is an Account of Cats in the Lewis-Upshur Animal Control Facility During  
 The Month of July 2015

Number of Cats brought in by Buckhannon City Trapper	__ 2 __
Number of Cats Brought in By John for Lewis County	__ 1 __
Number of Cats Brought in By Seth for Upshur County	__ 0 __
Number of Cats Brought in By Law Enforcement	__ 0 __
Number of Cats Brought in By Lewis County Residence	__ 12 __
Number of Cats Dropped Off by Upshur County Residence	__ 27 __
Number of Cats in Holding Box	__ 32 __
Number of Cats Adopted(Upshur)	11 (10) Upshur (1) Lewis
Number of Cats Returned to Owner	__ (0) (0) __ Upshur (0) Lewis
Number of Cats/Kittens Rescued	50 (50) Upshur (0) was Lewis
No Charge	__ 50 __
Number of Cats Euthanized	(9) (8) Upshur (1) of these were Lewis
Number of Cats Picked up by Lab	__ 0 __

Previous Year Report \_\_ July 2014 \_\_

Adopted: Upshur: Lewis:0  
 Brought in by City: 10 Brought in Upshur Residence: 31 Brought in Lewis Residence: 12 Drop of Box:48  
 Brought in by Upshur Animal Control: 0 Brought in by Lewis County Animal Control:5  
 Euthanized: 50 Upshur: 43 Lewis: 7  
 Rescued: 31  
 Pick up by Lab: 0

LEWIS COUNTY

ANIMAL CONTROL MONTHLY REPORT

MONTH July YEAR 2015

NUMBER OF COMPLAINTS 57

NUMBER DOGS PICKED UP ~~0~~ 15

OTHER ANIMALS PICKED UP 0

CATS PICKED UP 1

TOTAL NUMBER ANIMALS PICKED UP 16

CATS DROPPED OFF AT POUND 12

NUMBER OF CATS ADOPTED 1

NUMBER CATS RECLAIMED 0

NUMBER OF CATS EUTHANIZED 1

NUMBER OF DOGS RECLAIMED 0

NUMBER OF DOGS EUTHANIZED 0

NUMBER DOGS ADOPTED 11

BOUNTY MONEY ~~\$8~~ 7.5

MONEY FROM POUND CHECKS 0

MONEY FROM POUND CASH \$100

TOTAL MONEY FROM POUND \$100

Adoption Financial Transactions

County: Lewis

Date Range: 07/01/2015 07/31/2015

Display

Animal ID	Agmt No	Adoption Fee	Adopt Fee Pd By	Adopt Fee Clk No	Adopt Fee Col By	Dist Fee	County	Spay Dep	Board Dep	Amount Returned	Spay Dep Ret By	Spay Dep Ret Clk No	Returned By	County	User	Trans Date	Trans Time
5291	7151	20.00	Check	5539	RANDY		Lewis							Lewis	JAN	07/14/2015	13:51:17
5258	7058						Upshur			50.00	Cr/Db Card		PC INVOICE 228239	Lewis	JAN	07/20/2015	12:40:06
5326	7116						None			50.00	Cr/Db Card		PC INVOICE 229422	Lewis	JAN	07/20/2015	12:41:33
5304	7117						None			50.00	Cr/Db Card		PC INVOICE 229423	Lewis	JAN	07/20/2015	12:43:05
5380	7161	20.00	Cash		RANDY		None	50.00						Lewis	JAN	07/23/2015	07:29:18
5313	7168		Cash		JAN		None	10.00						Lewis	JAN	07/23/2015	10:20:05
5307	7192	10.00	Cash		RANDY		None							Lewis	JAN	07/27/2015	12:28:16
5384	7196	20.00	Cash		JAN		None							Lewis	JAN	07/28/2015	13:09:13
5319	7207	20.00	Cash		JAN		None	50.00						Lewis	JAN	07/30/2015	10:04:19
Totals		90.00			Lewis		100.00	10.00	150.00								
					Upshur												
										Total Received	200.00	150.00	Deposits Returned				

Main Menu

Adoptions \$90  
 Board/Rescue 10  
\$100.00

Spn deposits returned  
 \$150.00

Spn deposits 100 -

NC# Agreement  
 7153  
 7173  
 7175  
 7189



August 11, 2015

**Via Overnight Courier**

County of Lewis  
Attention: President Agnes Queen  
110 Center Ave., 2nd Floor,  
Weston, WV 26452

RE: Update Regarding the Transfer of Control of Cequel Corporation

Dear President Queen:

Cequel Corporation, a Delaware corporation (“Cequel”), and Altice N.V. hereby submit this letter to update certain information regarding the upcoming transfer of control of Cequel, the parent of Cequel III Communications II, LLC d/b/a Suddenlink Communications (“Suddenlink”).

As described in the Federal Communications Commission Form 394 “Application for Franchise Authority Consent to Assignment or Transfer of Control of Cable Television Franchise” dated June 3, 2015 previously filed with your community (the “Application”), Altice S.A., through certain of its wholly-owned subsidiaries, agreed to acquire a 70% interest in, and ultimate control of, Cequel and its subsidiaries, including Suddenlink (the “Transaction”), pursuant to a Purchase and Sale Agreement (“Purchase Agreement”) entered into on May 19, 2015. As previously noted, the Transaction is expected to close in the fourth quarter of 2015.

Altice S.A., a publicly traded Luxembourg company, recently completed a *pro forma* corporate reorganization (the “Reorganization”) unrelated to the Transaction that resulted in a stock split and the substitution of Altice N.V., a Dutch public company, for Altice S.A. as the ultimate parent of the Altice group, and thus the ultimate parent of Cequel upon closing of the Transaction. In connection with the Reorganization, Altice S.A. merged with and into New Athena B.V., a newly formed Dutch private limited liability company, with New Athena B.V. as the acquiring entity and Altice S.A. as the company ceasing to exist (the “Merger”). Immediately prior to completion of the Merger, New Athena B.V. was converted into a Dutch public company and renamed Altice N.V.

Pursuant to the Merger, the shareholders of Altice S.A. were granted shares in Altice N.V. pro rata to their interest in Altice S.A. Thus, the ownership interests of Altice N.V. are the same as the former Altice S.A., which was described in the Application, and Patrick Drahi will remain the controlling shareholder.<sup>1</sup> The officers and directors of Altice N.V. also are the same as the former Altice S.A., as described in the Application, except that (1) Jurgen van Breukelen,

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<sup>1</sup> The precise size of Mr. Drahi’s voting interest may increase if shareholders elect to exercise certain conversion rights provided in connection with the Reorganization.

a Dutch national, has joined the Altice N.V. Board of Directors as Chairman, with Patrick Drahi becoming Altice N.V.'s President; and (2) A4 S.A., a Luxembourg public company, has replaced Jérémie Bonnin on the Altice N.V. Board of Directors, with A4 S.A. serving as Vice-President and Mr. Bonnin serving as A4 S.A.'s permanent representative, in addition to retaining his position as General Secretary.

As a result of the Reorganization, please note that in the draft transfer resolution provided with the Application, the second Whereas clause should be revised to read:

WHEREAS, Cequel Corporation ("Cequel"), the parent of the Franchisee, has entered into a Purchase and Sale Agreement (the "Agreement") with Altice S.A. (as subsequently reorganized to become Altice N.V., "Altice") and other parties thereto, pursuant to which certain wholly-owned subsidiaries of Altice will acquire 70% of the issued and outstanding equity interests of Cequel (the "Transaction"); and

Except for the changes noted above, all statements in the Application regarding the ultimate post-Transaction ownership and control of Cequel and Suddenlink remain accurate. Altice N.V. is a public company under Dutch law, having its official seat in Amsterdam, the Netherlands, and is registered with the Dutch trade register under number 63329743. New Athena B.V. was formed on May 18, 2015, and converted to Altice N.V. on August 8, 2015. The registered address of Altice N.V. is: Altice N.V., Cattenbroekerdijk 4 b, Amsterdam, The Netherlands.

This letter is provided for informational purposes to ensure the accuracy of your community's records. Please feel free to contact Michael Zarrilli, Vice President Government Relations & Senior Counsel at 314-315-9337, or by e-mail at [michael.zarrilli@suddenlink.com](mailto:michael.zarrilli@suddenlink.com) with any questions or if you need additional information.

Respectfully submitted,

**CEQUEL CORPORATION**



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Michael Zarrilli  
Vice President Government Relations

**ALTICE N.V.**



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Jérémie Bonnin  
General Secretary

# COUNTY COMMISSION OF LEWIS COUNTY

110 Center Avenue  
Weston, WV 26452  
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**COMMISSIONERS:**  
**AGNES G. QUEEN**  
President  
**PATRICK D. BOYLE**  
Commissioner  
**THOMAS V. FEALY**  
Commissioner

## RESOLUTION DECLARING SEPTEMBER 13-19, 2015 AS RELIGIOUS FREEDOM WEEK IN LEWIS COUNTY, WEST VIRGINIA

**WHEREAS**, since our nation's earliest times, religious freedom has been an integral part of American life;

**WHEREAS**, the Pilgrims came to America seeking religious freedom; and in 1620 established The Mayflower Compact, our first written framework of government;

**WHEREAS**, a number of original colonies in America were established as havens of refuge for those seeking religious freedom;

**WHEREAS**, colonial governments honored religious freedom in many ways including exemptions from: oath-taking, marriage laws, and payment of taxes to maintain established churches;

**WHEREAS**, the Continental Congress urged all persons to do service "to their oppressed Country, which they can consistently with their religious principles;"

**WHEREAS**, the United States Constitution of 1791 guarantees religious freedom, stating "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof";

**WHEREAS**, over time federal judges and federal laws began to restrict religious freedom in America;

**WHEREAS**, the federal Religious Freedom Restoration Act of 1993 ("RFRA") restored religious rights, stating that the federal government cannot "substantially burden a person's exercise of religion";

**WHEREAS**, 31 states have laws similar to the federal RFRA to protect against state infringement of the rights of conscience and of religious freedom (but West Virginia does not);

**WHEREAS**, the West Virginia Constitution affirms the priority of religious freedom, beginning with "Since through Divine Providence we enjoy the blessings of civil, political and religious liberty...";

**WHEREAS**, the West Virginia Constitution says in Article 3, Section 15, "...nor shall any man be enforced, restrained, molested or burdened, in his body or goods, or otherwise suffer, on account of his religious opinions or belief, but all men shall be free to profess and by argument, to maintain their opinions in matters of religion; and the same shall, in nowise, affect, diminish or enlarge their civil capacities...";

**WHEREAS**, in recent times, various court decisions and legislative initiatives have put religious freedom in West Virginia in jeopardy;

**WHEREAS**, West Virginia's own US Senator Robert C. Byrd secured passage of legislation declaring September 17 as Constitution Day, a federal holiday dedicated to educating American citizens about the importance of the US Constitution;

**NOW THEREFORE BE IT RESOLVED**, the Lewis County Commission maintains that religious freedom continues to be a critically important factor in sustaining the legacy of freedom in America and the State of West Virginia;

**BE IT RESOLVED**, that the Lewis County Commission stands firm in upholding natural, human, constitutional, and statutory rights of religious freedom;

**BE IT RESOLVED**, that the Lewis County Commission declares September 13-19, 2015 as Religious Freedom Week in Lewis County West Virginia, and urges all citizens to study the United States Constitution, particularly the Bill of Rights and the First Amendment that guarantee the free exercise of religion;

**AND BE IT RESOLVED**, that the Lewis County Commission urges the legislature and Governor of the State of West Virginia to take all actions necessary to protect the religious freedom and liberty of all West Virginians.

Adopted this the 24<sup>th</sup> day of August, 2015.

\_\_\_\_\_  
Agnes G. Queen, President

\_\_\_\_\_  
Patrick D. Boyle, Commissioner

\_\_\_\_\_  
Thomas V. Fealy, Commissioner

I, Cynthia S. Rowan, Clerk, do hereby certify that the above is a true copy of a resolution adopted this date at a meeting of the Commission. I further certify that a quorum of the Commission was present and a majority of its members voted affirmatively for this resolution.

\_\_\_\_\_  
Cynthia S. Rowan, County Clerk

\_\_\_\_\_  
August 24, 2015

\_\_\_\_\_  
Date



## WEST VIRGINIA DEVELOPMENT OFFICE

1900 Kanawha Boulevard East • Charleston, WV 25305-0311  
(304) 558-2234 • (800) 982-3386 • WVDO.org

August 3, 2015

The Honorable Agnes Queen  
President  
Lewis County Commission  
Post Office Box 466  
Weston, West Virginia 26452

**RE: Fiscal Year 2014 Small Cities Block Grant  
Lewis County Commission – Northwest Lewis County Waterline Extension  
FY 2015 Letter of Intent  
Project No: 14SCBG0001 (\$1,500,000)**

Dear Commissioner Queen:

In January 2014, the Lewis County Commission was awarded a Fiscal Year 2014 CDBG-Small Cities Block Grant for the above-referenced project in the amount of \$1,500,000. At the time of this award, \$250,000 was released from the State's Fiscal Year 2014 allocation of funding.

As part of this award, the Lewis County Commission was provided with a "Letter of Intent" for the remaining \$1,250,000, to be released based upon the progress of the project.

The West Virginia Development Office (WVDO) is requesting an update of progress to date to determine an appropriate schedule for the release of additional funding.

**To be considered for FY 2015 funding, please submit the enclosed Letter of Intent Forms to the WVDO by September 15, 2015. The forms must be complete and must demonstrate sufficient progress for the release of remaining funds.**

### **Important Notice Regarding IJDC Funding**

It is understood that remaining funds for this project will be requested through the Infrastructure and Jobs Development Council (IJDC) as follows: loan funding in the amount of \$947,210 and grant funding in the amount of \$500,000.

The Lewis County Commission is advised that if its IJDC application was initially eligible for rates based upon the year 2000 Median Household Income (MHI) and/or 4,000 gallons average usage, then a binding commitment of IJDC funds must be approved by the June 2016 IJDC Council meeting in order to maintain eligibility for 2000 MHI and 4,000 gallons average usage.

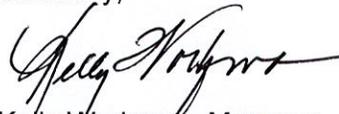
Should the Binding Commitment be obtained after June 30, 2016, the Lewis County Commission will be subject to revised loan and grant terms to be determined by the IJDC.

July 31, 2015

This resolution also states: *"Project applications without a binding commitment issued by the (IJDC) Council as of June 30, 2016, shall have 3,400 gallons applied to average customer usage, regardless of when the application was filed or accepted by the Council."*

A copy of the IJDC resolution is enclosed for your reference. If you have any questions, please call me at 304-957-2077. We appreciate your assistance and look forward to working with you on this important project.

Sincerely,



Kelly Workman, Manager  
Project Development

KW: sf

Enclosure

cc: Shane Whitehair, Region VII PDC (Email)  
Jim Ellars, IJDC (Email)  
Wayne Morgan, Thrasher Engineering (Email)  
Tony O'Leary, WVDO

Adopted 7.8.2015

**RESOLUTION RELATED TO THE APPLICATION OF  
MEDIUM HOUSEHOLD INCOME DATA AND AVERAGE  
GALLONS USED PER CUSTOMER**

**WHEREAS**, the West Virginia Infrastructure and Jobs Development Council (the "Council") on May 8, 2013 proposed changes to Title 167 CSR 1 of its Legislative Rules, specifically relating to Median Household Income (MHI) data and average gallon usage determination, and authorized the Executive Director to file the proposed changes with the WV Secretary of State and the WV Legislature for approval;

**WHEREAS**, during the 2014 Legislative Session the Council's proposed rule changes were passed by the WV Legislature and enacted with an effective date of April 28, 2014;

**WHEREAS**, at its regular meeting on May 7, 2014 the Council adopted a motion requiring all applications filed on or after the June 10, 2014 review cycle to utilize the 2010 MHI in determining funding terms and eligibility;

**WHEREAS**, at its regular meeting on July 9, 2014 the Council adopted a motion establishing 3,400 gallons per residential customer as the average monthly usage amount to be used for all applications accepted on or after the September 10, 2014 filing deadline;

**WHEREAS**, numerous questions have arisen with respect to the application of the dates regarding MHI and average customer usage;

**WHEREAS**, the Council must ensure that its Legislative Rules, as amended in 2014 are followed with respect to MHI and average usage determination, and therefore adopts this resolution to provide clarification;

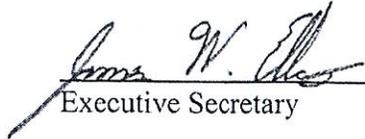
**NOW, THEREFORE**, be it resolved by the Board of the West Virginia Infrastructure and Jobs Development Council as follows:

- 1) Except as noted in Paragraph #3 below, project applications that were accepted on or before the June 10, 2014 review cycle will have the 2000 MHI data applied for average user rate determination;
- 2) Project applications accepted after the June 10, 2014 review cycle will have the 2010 MHI data applied for average user rate determination.
- 3) Project applications without a binding commitment issued by the Council as of June 30, 2016 shall have the 2010 MHI data applied, regardless of when the application was filed or accepted by the Council.
- 4) Except as noted in Paragraph #6 below, project applications accepted on or before the September 10, 2014 review cycle will have 4,000 gallons applied to average customer usage;

Adopted 7.8.2015

- 5) Project applications accepted after the September 10, 2014 review cycle will have 3,400 gallons applied for average customer usage;
- 6) Project applications without a binding commitment issued by the Council as of June 30, 2016 shall have 3,400 gallons applied to average customer usage, regardless of when the application was filed or accepted by the Council.
- 7) This resolution supersedes all previously adopted resolutions with respect to the application of MHI and average customer usage.

Adopted this 8<sup>th</sup> day of July, 2015.

  
Executive Secretary

The logo features a stylized outline of the state of West Virginia in a light gray color. The text "West Virginia" is written in a bold, white, sans-serif font across the middle of the state outline. Below "West Virginia", the letters "USA" are written in a smaller, white, sans-serif font.

**West Virginia**  
USA

**2015 CDBG - SMALL CITIES  
BLOCK GRANT PROGRAM**

**2015 Letter of Intent**

West Virginia Development Office  
Community Development Division  
Project Development  
Phone: 304.558.2234  
Fax: 304.558.3248  
7/15/2015

**Community Development Block Grant  
Small Cities Block Grant Program  
Letter of Intent**

Applicant Information							
<b>Project Name</b>							
County		Region		Congress. District			
<b>Applicant Name</b>							
Address							
Telephone		Email					
<b>Administrator Name</b>							
Address							
Telephone		Email					
<b>Engineer Name</b>							
Address							
Telephone		Email					
<b>Project Type</b>		New Customers		Existing Customers		Total Customers	
IJDC Number		Date Submitted		Letter Attached	Yes		
			No				
Census Tract		Households Served		Customers Served		LMI %	
<b>Rates</b>	Existing 4,000 Gal.	\$		Proposed 4,000 Gal.	\$	FEIN	
Existing Source Treatment		Proposed Source Treatment			DUNS		
<b>Project Description</b>							

<b>Funding</b>			
<b>Type of Funding</b>	<b>Amount</b>	<b>Source of Funds</b>	<b>Date Secured Anticipated/Actual</b>
Small Cities Block Grant Request	\$	CDBG-Small Cities	
IJDC Funds	\$		
Local Funds	\$		
Other	\$		
Other	\$		
Total	\$		

*\*Please attach approval letters for all secured non-CDBG sources.*

<b>Status of Non-Secured Funding</b>

<b>1<sup>st</sup> Year Accomplishments</b>

<b>Proposed 2<sup>nd</sup> Year Accomplishments</b>

**Engineering Status**

<b>Firm Name</b>		<b>Contract Date:</b>	
<b>Completion Time</b>			
<b>% Completed</b>	<i>Preliminary Design:</i>		<i>Final Design:</i>
<b>Expected approval date by the Unit of Local Government:</b>			

**Engineering Status**

<b>Number of right-of-ways to be acquired:</b>	<b>Acquired to Date:</b>	<b>To be Acquired:</b>
<b>Number of parcels to be acquired:</b>		
<b>Number of residents to be relocated:</b>		
<b>Number of businesses to be relocated:</b>		

**Permit Approval Status**

	<b>Organization</b>	<b>Date Submitted</b>	<b>Date Approved</b>
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			

**Application for IJDC Binding Commitment**

<b>Anticipated Date of Request to Funding Committee:</b>	
<b>Anticipated Date of Approval of Binding Commitment</b>	

### Bidding and Contracting Status

Project Bid Date:	
Project Award Date:	
Anticipated Notice to Proceed Date:	
Anticipated Contract Completion Date:	

### Need Status

Date when remaining funds will be required:	
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### Comments

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### Certification

The information contained within this letter of intent is true and correct to the best of my knowledge. The Unit of General Local Government hereby submits this document for informational purposes for the previously stated project.

#### *Chief Elected Official*

Typed Name			
Signature			
Title			
Date			

#### *Preparer of Report*

Typed Name			
Signature			
Title		Date	



Lewis - Gilmer E-911

William F. Rowan, Director

201 Orchard Street • Weston, WV 26452

TTY -- Phone (304) 269-8241

Fax (304) 269-8203

Email: LCE911@LCE-911.com

DATE	REASON FOR CHANGE	TIME
9 - 13 - 2015	Travel Day	2
9 - 14 - 2015	Class 0900-1700	8
- -	marthar <sup>Law</sup> (Enforcement) <del>Bev</del> <sup>Gumbo</sup> (Other Classes)	
9 - 15 - 2015	Class 0900-1700	8
9 - 16 - 2015	Class 0900-1600	7
- -	meeting 1930-2030	1
9 - 17 - 2015	Class 0900-1600	7
9 - 18 - 2015	Class 0900-1150	3
- -	Travel Home	2
- -		
- -		
- -	WV APCO Conference	
- -	* Law Enforcement class once completed	
- -	can upgrade to instructor.	
- -	* James Gumm is 2 <sup>nd</sup> vic president of APCO and	
- -	President of NENA and must attend	

THIS FORM IS TO BE USED WHEN WORKING ANYTHING DIFFERENT FROM THE SCHEDULE.  
 TURN IN WITH TIME SHEETS. LOG EMPLOYEE MEETINGS, OVERTIME, SHIFT CHANGES,  
 SICK DAYS AND REASON FOR A SICK DAY, HOLIDAYS, AND VACATION DAYS.

EMPLOYEE'S SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

SUPERVISOR'S SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

DEPARTMENT HEAD SIGNATURE: William F. Rowan DATE: 8-3-15



## West Virginia APCO Conference

Monday, September 14, 2015

Bert, Gumbly  
martha, Bob

		<i>Classroom One – Bryan Lowther</i>	<i>Classroom Two – CJ Gooding</i>	<i>Classroom Three – Dave Larton</i>
0700-0800	REGISTRATION			
0730-0830	BREAKFAST	(martha)	Gumbly (Bert + Pat)	
0900-0950		APCO Law Enforcement	Mutual Aid Incidents	Domestic Violence
0950-1000	BREAK			
1000-1050		APCO Law Enforcement	Disaster Dispatching Part 1	Crisis Callers Part 1
1050-1100	BREAK			
1100-1150		APCO Law Enforcement	Disaster Dispatching Part 2	Crisis Callers Part 2
1230-1330	LUNCH			
1400-1450		APCO Law Enforcement	Mutual Aid Incidents	Domestic Violence
1450-1500	BREAK			
1500-1550		APCO Law Enforcement	Disaster Dispatching Part 1	Crisis Callers Part 2
1550-1600	BREAK			
1600-1700		APCO Law Enforcement	Disaster Dispatching Part 2	Crisis Callers Part 2
1900-2000	DINNER			
2000-2200	SOCIAL EVENT	MEET & GREET	WITH THE	VENDORS

*Tuesday, September 15, 2015*

		<i>Classroom One – Bryan Lowther</i>	<i>Classroom Two – CJ Gooding</i>	<i>Classroom Three – Dave Larton</i>
0730-0800	REGISTRATION			
0730-0830	BREAKFAST			
0900-0950		APCO Law Enforcement	Customer Service Part 1	School Violence/ Active Shooter Part 1
0950-1000	BREAK			
1000-1130		WV ENHANCED	9-1-1 COUNCIL	MEETING
1200-1300	LUNCH			
1300-1500	EXCLUSIVE		VENDOR	HOURS
1500-1550		APCO Law Enforcement	Customer Service Part 2	School Violence/ Active Shooter Part 2
1550-1600	BREAK			
1600-1700		APCO Law Enforcement	Basic Call-taking Skills	Suicidal Callers
1900-2000	DINNER			
2000-2130	SOCIAL EVENT	??	??	??

*Wednesday, September 16, 2015*

		<i>Classroom One – Bryan Lowther</i>	<i>Classroom Two – CJ Gooding</i>	<i>Classroom Three – Dave Larton</i>
0730-0800	REGISTRATION			
0730-0830	BREAKFAST			
0900-0950		APCO Law Enforcement	Basic Call-taking Skills	Suicidal Callers
0950-1000	BREAK			
1000-1050		APCO Law Enforcement	Fire Communications Part 1	Stress Management Part 1
1050-1100	BREAK			
1100-1150		APCO Law Enforcement	Fire Communications Part 2	Stress Management Part 2
1200-1300	LUNCH			
1300-1350		APCO Law Enforcement	Effective Telephone Skills	Conflict Resolution
1350-1400	BREAK			
1400-1450		APCO Law Enforcement	Fire Communications Part 1	Stress Management Part 1
1450-1500	BREAK			
1500-1600		APCO Law Enforcement	Fire Communications Part 2	Stress Management Part 2
1800-1900	DINNER			
1930-2030		WV APCO	CHAPTER	MEETING

*Thursday, September 17, 2015*

		<i>Classroom One – Bryan Lowther</i>	<i>Classroom Two – CJ Gooding</i>	<i>Classroom Three – Dave Larton</i>
0730-0800	REGISTRATION			
0730-0830	BREAKFAST			
0900-0950		APCO Law Enforcement	Mass Casualty Incidents Part 1	Railroad Incidents
0950-1000	BREAK			
1000-1050		APCO Law Enforcement	Mass Casualty Incidents Part 2	Multitasking
1050-1100	BREAK			
1100-1150		APCO Law Enforcement	Customer Service Part 1	School Violence/ Active Shooter Part 1
1200-1300	LUNCH			
1300-1350		APCO Law Enforcement	Customer Service Part 2	School Violence/ Active Shooter Part 2
1350-1400	BREAK			
1400-1450		APCO Law Enforcement	Mass Casualty Incidents Part 1	Railroad Incidents
1450-1500	BREAK			
1500-1600		APCO Law Enforcement	Mass Casualty Incidents Part 2	Multitasking
1900-2100	DINNER	PRESIDENT'S	BANQUET	AWARDS & DOOR PRIZES

*Friday, September 18, 2015*

		<b>Combined Classes</b>	<b>Classroom Two &amp; Three Dave Larton &amp; CJ Gooding</b>
<b>0730-0800</b>	REGISTRATION		
<b>0730-0830</b>	BREAKFAST		
<b>0900-0950</b>		<b>9-1-1 in the News</b>	<b>9-1-1 in the News</b>
<b>0950-1000</b>	BREAK		
<b>1000-1050</b>		<b>Effective Team Building</b>	<b>Effective Team Building</b>
<b>1050-1100</b>	BREAK		
<b>1100-1150</b>		<b>Marshmallow Challenge (Rematch)</b>	<b>Marshmallow Challenge (Rematch)</b>
<b>1200-1300</b>	LUNCH		

Lewis County Commission  
Commission Employee Vacation/Sick Leave Request Form

I, Barbara Winans, hereby request the following day(s) off:

List day and date (Ex: Monday, May 2, 2005) for each day off. Please indicate if leave involves any Courthouse holidays.

Friday, Aug. 21, 2015

Time off is to be taken from (circle one): Annual Leave Sick Leave Comp Time

Barbara Winans 8/13/15  
Employee Signature Date

[Signature] 8/13/15  
Supervisor Signature Date

\_\_\_\_\_  
Commission Approval Date

Lewis County Commission  
Commission Employee Vacation/Sick Leave Request Form

I, Garry Demoss, hereby request the following day(s) off:

List day and date (Ex: Monday, May 2, 2005) for each day off. Please indicate if leave involves any Courthouse holidays.

August 31, 2015  
September 1, 2015

Time off is to be taken from (circle one): Annual Leave Sick Leave Comp Time

Garry Demoss 8/18/15  
Employee Signature Date

July E Stout 8/18/15  
Supervisor Signature Date

\_\_\_\_\_  
Commission Approval Date

