

COUNTY COMMISSION
OF LEWIS COUNTY

110 Center Avenue
Weston WV 26452
Phone:(304)269-8200
FAX: (304)269-2416

Email:lewiscountycommission@lewiscountywv.org
Website: lewiscountywv.org



COMMISSIONERS:
Agnes Queen, President
Patrick Boyle, Commissioner
Rod Wyman, Commissioner

LEWIS COUNTY COMMISSION
110 CENTER AVENUE, 2ND FLOOR
WESTON, WV 26452
Agenda for Tuesday, November 19, 2019

SILENT MEDITATION and PLEDGE OF ALLEGIANCE

1. **10:00 AM** **Call Meeting to Order**
2. **10:05 AM** **John Breen, Lewis County Assessor**
RE: Exonerations, Consolidations, Apportionments
Draft copies will be available for review on Friday, November 15, 2019
(*action required*)

APPOINTMENTS

3. **10:10 AM** **Chris Richards, Executive Director**
Lewis County Convention and Visitors Bureau
RE: Quarterly Report

CORRESPONDENCE

4. **Upshur County Commission Meeting Agenda:** The agenda for the November 14, 2019 Upshur County Commission is presented for review. (*information only*)
5. **Jane Lew Public Service District:** Jane Lew Public Service District Regular Meeting Agenda for November 14, 2019 is presented for review. (*information only*)
6. **Sheriff's Monthly Settlement (Reconciliation):** Lewis County Sheriff Adam Gissy submits the Sheriff's Monthly Settlement(reconciliation) of accounts for (amended) September 2019 and October 2019 for Lewis County (*information only*)
7. **West Virginia Regional Jail and Correctional Facility Monthly Invoice:**
October 2019 monthly invoice for Lewis County inmates housed in the Regional Jail:
1,152 X \$48.25 per diem \$55,584.00. (*information only*)
8. **Public Service Commission of West Virginia Interrogatories in the Lewis County Commission vs. Frontier Case:** The Lewis County Commission has filed a complaint against Frontier Communications with the Public Service Commission of West Virginia due to their poor service in Lewis County. A copy of the first set of interrogatories is presented for review. (*information only*)
9. **Frontier Communications Answer to Public Service Commission of West Virginia Complaint Issued by the Lewis County Commission:** Reponse from Frontier Communications has issued a set of responses to the complaint filed by the Lewis County Commission with the Public Service

Commission of West Virginia. They state they have talked to the county and will work with them to resolve the issues. *(information only)*

10. **Lewis-Gilmer E-911 Advisory Board:** Minutes of the Lewis-Gilmer E911 Advisory Board for October 15, 2019. *(information only)*
11. **West Virginia State Tax Department Assessor Completion of Additional Duties:** The West Virginia State Tax Department certifies that Lewis County Assessor, John Breen, has completed his "assessor's additional duties" as defined by WV State Code § 7-7-6b. This entitles Mr. Breen to additional compensation of \$15,000.00. *(information only)*

BUSINESS

12. **Board(s) and Committee(s) Reports:** Reports by Commissioners of any board(s) or committee(s) attended including: Lewis County Fire Board; E-911 Advisory Board; WVU Extension After School Program Discussion; West Virginia Property Valuation Commission; Lewis County Fire Association Meeting. *(information only)*
13. **Lewis County School Choice Week:** The Lewis County Commission is asked to execute a proclamation declaring 'Lewis County School Choice Week as January 26-February 1, 2020' to raise awareness of the need for educational options for our children. *(action required)*
14. **Resolution in Support of Protecting and Preserving the Pensions and Healthcare for UMWA Plan Beneficiaries:** The Lewis County Commission is asked to execute a proclamation 'Protecting and Preserving the Pensions and Healthcare for UMWA Plan Beneficiaries'. The execution of this resolution supports legislation to protect benefits of retired miners. *(action required)*
15. **Time Sheets and Leave Requests** *(action required)*

ACTIONS, ESTATE SETTLEMENTS, ORDERS AND PAYMENT OF EXPENDITURES:

16. **Actions of the Clerk:** County Clerk Cynthia S. Rowan presents actions of the clerk in recess of the county commission for approval. Draft copies will be available for review upon request Friday, November 15, 2019. *(action required)*
17. **Approval of Estates:** County Clerk Cynthia S. Rowan presents the estates ready for settlement to the Lewis County Commission for approval. Draft copies will be available for review upon request Friday, November 15, 2019. *(action required)*
18. **Presentation by the County Clerk of the Orders of Prior Meeting(s):** The Lewis County Clerk presents the Orders (minutes) of previous Lewis County Commission meeting(s) for approval. Draft copies will be available for review upon request Friday, November 15, 2019. *(action required)*
19. **Expenses for the Current Period Presented for Consideration of Payment:** Draft copies will be available for review upon request Friday, November 15, 2019. *(action required)*

ADJOURNMENT:

20. **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 Meeting Agenda

Agenda packets are available electronically at http://www.upshurcounty.org/agenda_and_minutes/index.php or by request to the Upshur County Commission Office at 304-472-0535

Location of Meeting: Upshur County Courthouse Annex

Date of Meeting: November 14, 2019

9:00 a.m. Moment of Silent Meditation --- Pledge of Allegiance

Approval of Minutes:

- November 7, 2019

9:05 a.m. Addie Helmick, Women's Aid in Crisis – Discuss signage placement within Courthouse facilities

9:15 a.m. Upshur County Farmland Protection Board – Provide overview of program

9:30 a.m. Upshur County Tobacco Prevention Coalition – Presentation of Great American Smokeout Proclamation

Lori Ulderich Harvey, Upshur County Family Resource Network Director – Presentation of National Adoption Month Proclamation

9:45 a.m. Sandra Lancaster – Discuss neighborhood noise complaints and request for the adoption of a Public Nuisance Ordinance

2:00 p.m. Interview for the appointment to Prosecuting Attorney

Item may lead to Executive Session per WV Code §6-9A-4

Items for Discussion / Action / Approval:

1. Correspondence from Corporal Rocky C. Hebb announcing his resignation as Deputy Sheriff, effective December 7, 2019. *

Item may lead to Executive Session per WV Code §6-9A-4

2. Correspondence from Sheriff David H. Coffman advising that Corporal Rodney Rolenson will be appointed to the Buckhannon-Upshur Middle School as Prevention Resource Officer effective November 18, 2019. Upon approval, he will continue to supervise the Upshur County Home Confinement program.*

Item may lead to Executive Session per WV Code §6-9A-4

3. Correspondence from Sheriff David H. Coffman advising that Corporal Dewaine Linger will be appointed to the Buckhannon-Upshur High School as Prevention Resource Officer effective December 16, 2019. *

Item may lead to Executive Session per WV Code §6-9A-4

4. Approve Invoices for Payment, Purchase Card Invoices for Payment, Budget Revisions / Financial Reports or Information, Correction of Erroneous Assessments, Exonerations/Refunds, Grant Updates / Requests for Reimbursements, 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. WV Department of Revenue State Tax Department Assessor Substantial Completion Notification: Certification that Dustin W. Zickefoose, Assessor of Upshur County, has complied with the "assessor's additional duties" and will receive additional compensation as provided in WV Code §7-7-6b.
2. Correspondence from Jeffrey E. Fleck, Executive Director of the State of West Virginia Consolidated Public Retirement Board, providing a preliminary estimate of the employer contribution rate in order to assist with the budgeting process. The estimated employer contribution percentage will remain at 10.0% effective July 1, 2020. Once the official contribution rate is determined, a letter will be sent to the Upshur County Commission.
3. Correspondence from Anne Leyva, Weyerhaeuser Giving Fund Manager, announcing the award of \$5,000 to the Upshur County Youth Camp.
4. Appointments Needed or Upcoming:

Newsletters and/or Event Notifications, Agendas and/or Notices of Meetings, Meeting Minutes and Scheduled Meetings can all be found by visiting: http://www.upshurcounty.org/agenda_and_minutes/index.php

Tabled Items

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

1. Hearing upon the Petition/Complaint of the Upshur County Safe Sites and Structures Enforcement Agency -- Chapman Case Number 101118-01 (Warren Tax District – Tax Map 6B Parcel Number 11).

Next Regular Meeting of the Upshur County Commission
November 21, 2019 --- 9:00 a.m.
Upshur County Courthouse Annex

The regularly scheduled Commission Meeting on Thursday, November 28, 2019 has been CANCELLED

Jane Lew Public Service District

70 Park Avenue
Jane Lew, WV 26378

Regular Meeting

November 14, 2019 4:00 PM

~~ Public Board Meeting Agenda ~~

I. Call to Order (Mills)

~~ ROUTINE MONTHLY BUSINESS ~~

II. Minutes (10/10/2019)

III. General Manager's October Reports (Gee)

A. WATER:

1. Water Bills
2. Water Treasury Report
3. Water Adjustments Report
4. Water Purchase, Sales & Loss Report
5. Water Preventive Maintenance Report (*preventing unplanned breakdowns*)
6. Leak Detection Report (*finding and fixing leaks*)
7. Water Repairs Report (*fixing other unplanned breakdowns*)
8. Cross Connections/Backflow Report
9. New Taps (non-project)
10. Other

B. WASTEWATER:

1. Wastewater Bills
2. Wastewater Treasury Report
3. Wastewater Adjustments Report
4. Wastewater Treatment Purchase, Sales & Loss Report
5. Wastewater Preventive Maintenance Report (*preventing unplanned breakdowns*)
6. Wastewater Repairs Report (*fixing unplanned breakdowns*)
7. New Taps (non-project)
8. Other

IV. New Extensions and Road Bores (Gee)

V. PSD Policies and Job Descriptions (Flaxer)

VI. Personnel (Gee)

VII. Announcements (Gee)

VIII. Correspondence (Gee)

~~ OLD BUSINESS ~~

~~ NEW BUSINESS ~~

IX. Late-Received Agenda Items (Gee)

X. Adjournment (Mills)

Amended

Lewis County Financial Statement
Month Ending- September 2019

Lewis County
11/08/2019 @ 10:21:22 AM

	Beginning Balance	All Other Revenues	All Taxes Collected	Less: Orders Issued	Ending Balance
General County	\$4,295,585.07	\$384,174.74	\$577,453.65	\$696,074.04	4,561,139.42
Coal Severence	\$12,023.42	\$5.87	\$0.00	\$0.00	12,029.29
General School	\$38,297.20	\$5,819.28	\$0.00	\$0.00	44,116.48
Magistrate Court	\$3,768.49	\$1,727.89	\$0.00	\$155.72	5,340.66
Worthless Check	\$41,560.38	\$270.38	\$0.00	\$845.25	40,985.51
Dog and Kennel	\$19,244.23	\$2,313.92	\$0.00	\$719.46	20,838.69
Home Detention	\$9,917.16	\$3,869.98	\$0.00	\$8,977.13	4,810.01
Emergency 911 Fund	\$3,528,758.71	\$1,842.06	\$0.00	\$69,487.88	3,461,112.89
Lewis County Aquatic Fund	\$721,570.84	\$352.41	\$37.42	\$0.00	721,960.67
Citizens Education	\$24,428.47	\$1,712.52	\$0.00	\$67.32	26,073.67
Federal Equitable	\$0.71	\$0.00	\$0.00	\$0.00	0.71
Fire Fees	\$0.00	\$7,180.70	\$0.00	\$7,180.70	0.00
LC Flood Administration	\$0.00	\$0.00	\$0.00	\$0.00	0.00
NTIA Broadband Project	\$0.00	\$0.00	\$0.00	\$0.00	0.00
North West Acquisition Project	\$0.00	\$0.00	\$0.00	\$0.00	0.00
Sheriff Special Account-State	\$7,811.00	\$374.74	\$0.00	\$37.09	8,148.65
County Building	\$573,652.73	\$174.81	\$0.00	\$0.00	573,827.54
Board of Health	\$500,482.67	\$17,563.35	\$0.00	\$30,082.54	487,963.48
Tax Lien	\$282,848.35	\$1,362.81	\$0.00	\$24,305.63	259,905.53
Delinquent Nonentered	\$32,078.63	\$545.88	\$0.00	\$89.83	32,534.68
Concealed Weapons	\$54,059.44	\$1,428.09	\$0.00	\$270.00	55,217.53
Assessor Valuation	\$313,063.15	\$39,990.85	\$0.00	\$15,780.89	337,273.11
Voters Resistration	\$5,149.96	\$75.66	\$0.00	\$0.00	5,225.62
State Current	\$0.00	\$9.22	\$10,010.22	\$10,019.44	0.00
Criminal Charges	\$0.00	\$1,234.25	\$0.00	\$1,234.25	0.00
Court Reporter	\$0.00	\$35.00	\$0.00	\$35.00	0.00
Sate Police	\$0.00	\$315.00	\$0.00	\$315.00	0.00
Vehicle License - DMV	\$0.00	\$31,744.50	\$0.00	\$31,744.50	0.00
State Fines	\$0.00	\$75.00	\$0.00	\$75.00	0.00
Jury Fund	\$1.53	\$0.00	\$0.00	\$1.53	0.00
WV Deputies Fund	\$667.00	\$627.50	\$0.00	\$666.00	628.50
General Current Expenses	\$0.00	\$7,933.54	\$774,836.46	\$782,770.00	0.00
Excess Levy	\$0.00	\$14,567.95	\$413,240.82	\$427,808.77	0.00
Weston Current	\$0.00	\$48.72	\$52,914.24	\$52,962.96	0.00
Jane Lew Current	\$0.00	\$6.14	\$6,670.48	\$6,676.62	0.00
LC Blueprint Community	\$0.00	\$600.00	\$0.00	\$0.00	\$600.00
Totals	\$10,464,969.14	\$527,982.76	\$1,835,163.29	\$2,168,382.55	\$10,659,732.64

Balance in county depositories - End of Month	\$11,968,738.23	Bank Errors	
Less: Orders Outstanding	\$2,079,156.05	Bank Errors	
Add: Deposits in Transit	\$766,650.46		
Cash in Office at End of Month	\$3,500.00		
Misc. Adjustments (+ or-)	\$0.00		
Total in county Depositories and Office	\$10,659,732.64	Bank Errors	
		Total	
		True Balance	\$10,659,732.64

I, Adam M. Bissy Sheriff of Lewis, West Virginia, do hereby certify that the foregoing is a true and correct statement of the finances of Lewis Co., West Virginia, for the month ending referenced above. The amount received, the amount distributed and the amount remaining in the Treasury and County Depositories.

Adam M. Bissy /off Lewis
 Sheriff & Treasurer County
November 8, 2019
 Dated and sworn to on this date.

Difference \$0.00

Lewis County Financial Statement
 Month Ending- October 2019

Lewis County
 11/08/2019 @ 10:20:40 AM

	Beginning Balance	All Other Revenues	All Taxes Collected	Less: Orders Issued	Ending Balance
General County	\$4,561,139.42	\$432,406.10	\$650,055.48	\$711,167.89	4,932,433.11
Coal Severence	\$12,029.29	\$8,276.92	\$0.00	\$0.00	20,306.21
General School	\$44,116.48	\$4,571.69	\$0.00	\$0.00	48,688.17
Magistrate Court	\$5,340.66	\$1,800.73	\$0.00	\$5,194.86	1,946.53
Worthless Check	\$40,985.51	\$120.04	\$0.00	\$839.68	40,265.87
Dog and Kennel	\$20,838.69	\$1,956.28	\$0.00	\$19,588.37	3,206.60
Home Detention	\$4,810.01	\$3,359.32	\$0.00	\$5,063.30	3,106.03
Emergency 911 Fund	\$3,461,112.89	\$155,869.50	\$0.00	\$218,922.52	3,398,059.87
Lewis County Aquatic Fund	\$721,960.67	\$352.63	\$26.23	\$0.00	722,339.53
Citizens Education	\$26,073.67	\$1,757.83	\$0.00	\$0.00	27,831.50
Federal Equitable	\$0.71	\$0.00	\$0.00	\$0.00	0.71
Fire Fees	\$0.00	\$2,869.42	\$0.00	\$2,869.42	0.00
LC Flood Administration	\$0.00	\$0.00	\$0.00	\$0.00	0.00
NTIA Broadband Project	\$0.00	\$0.00	\$0.00	\$0.00	0.00
North West Acquisition Project	\$0.00	\$0.00	\$0.00	\$0.00	0.00
Sheriff Special Account-State	\$8,148.65	\$4.00	\$0.00	\$0.00	8,152.65
County Building	\$573,827.54	\$174.90	\$0.00	\$0.00	574,002.44
Board of Health	\$487,963.48	\$40,585.16	\$0.00	\$28,204.85	500,343.79
Tax Lien	\$259,905.53	\$7,984.27	\$0.00	\$35,906.99	231,982.81
Delinquent Nonentered	\$32,534.68	\$391.35	\$0.00	\$17.21	32,908.82
Concealed Weapons	\$55,217.53	\$777.19	\$0.00	\$2,997.92	52,996.80
Assessor Valuation	\$337,273.11	\$6,892.37	\$0.00	\$17,548.42	326,617.06
Voters Resirstration	\$5,225.62	\$0.00	\$0.00	\$0.00	5,225.62
State Current	\$0.00	\$4.81	\$2,223.34	\$2,228.15	0.00
Criminal Charges	\$0.00	\$426.45	\$0.00	\$426.45	0.00
Court Reporter	\$0.00	\$24.00	\$0.00	\$24.00	0.00
Sate Police	\$0.00	\$375.00	\$0.00	\$375.00	0.00
Vehicle License - DMV	\$0.00	\$34,655.00	\$0.00	\$34,655.00	0.00
State Fines	\$0.00	\$95.00	\$0.00	\$95.00	0.00
Jury Fund	\$0.00	\$0.00	\$0.00	\$0.00	0.00
WV Deputies Fund	\$628.50	\$594.00	\$0.00	\$627.50	595.00
General Current Expenses	\$0.00	\$5,360.00	\$851,921.85	\$857,281.85	0.00
Excess Levy	\$0.00	\$366,059.37	\$91,796.53	\$457,855.90	0.00
Weston Current	\$0.00	\$27.64	\$12,774.91	\$12,802.55	0.00
Jane Lew Current	\$0.00	\$3.82	\$1,766.72	\$1,770.54	0.00
Lewis County Blue Print Community	\$600.00	\$2,500.00	\$0.00	\$173.75	2,926.25
Totals	\$10,659,732.64	\$1,080,274.79	\$1,610,565.06	\$2,416,637.12	\$10,933,935.37

Balance in county depositories - End of Month	\$12,362,809.80	Bank Errors	
Less: Orders Outstanding	\$2,124,226.52	Bank Errors	
Add: Deposits in Transit	\$691,852.09		
Cash in Office at End of Month	\$3,500.00		
Misc. Adjustments (+ or-)	\$0.00		
Total in county Depositories and Office	\$10,933,935.37	Bank Errors	
		Total	
		True Balance	\$10,933,935.37

I, Adam M. Gissy Sheriff of Lewis, West Virginia, do hereby certify that the foregoing is a true and correct statement of the finances of Lewis Co., West Virginia, for the month ending referenced above. The amount received, the amount distributed and the amount remaining in the Treasury and County Depositories.

Adam M. Gissy Sheriff & Treasurer, Lewis County
 Dated and sworn to on this date, November 8, 2019

Difference

STATE OF WEST VIRGINIA
DEPARTMENT OF MILITARY AFFAIRS & PUBLIC SAFETY
DIVISION OF CORRECTIONS & REHABILITATION



BETSY C. JIVIDEN
COMMISSIONER

JEFF S. SANDY, CFE, CAMS
CABINET SECRETARY

Office of the Commissioner
1409 Greenbrier Street
Charleston, WV 25311
304-558-2036 – Telephone
304-558-5367 - Fax

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

Statement Number: 101192a8e
Statement Date: 11/6/2019
Month Of Service: October, 2019

Pursuant to the provisions of W.Va. Code §15A-3-16, the Division of Corrections and Rehabilitation hereby provides you with a monthly statement of charges and costs of inmate maintenance and operational costs for LEWIS for the month of October, 2019. The costs per day for inmate maintenance and operation is in accordance with the provisions of W.Va. Code §15A-3-16.

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

Month: October
NUMBER OF INMATE DAYS: 1152
PER DIEM RATE: \$48.25
AMOUNT DUE - October, 2019 \$55,584.00

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

Public Service Commission of West Virginia

201 Brooks Street, P.O. Box 812
Charleston, West Virginia 25323



Phone: (304) 340-0300
Fax: (304) 340-0325

November 6, 2019

Connie Graley
Executive Secretary
Public Service Commission
P. O. Box 812
Charleston, WV 25323

**RE: CASE NO. 19-1061-T-C
LEWIS COUNTY COMMISSION
v.
FRONTIER WEST VIRGINIA, INC.**

Dear Ms. Graley:

Enclosed are an original and twelve (12) copies of the "First Set of Interrogatories, Data Request or Requests for Information by the Staff of the Public Service Commission of West Virginia for Frontier West Virginia, Inc." in the above-referenced proceeding.

A copy has been served upon all parties of record in this proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Howard".

Christopher L. Howard
WV State Bar I.D. No. 8688

CLH/cs

Enclosures

S:_Staff_Files\CHoward\word\19-1061-T-C (Lewis County Commission v. Frontier West Virginia Inc.)\Staffs 1st Data Request.doc

**PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON**

**CASE NO. 19-1061-T-C
LEWIS COUNTY COMMISSION
v.
FRONTIER WEST VIRGINIA**

**FIRST SET OF INTERROGATORIES, DATA REQUEST OR REQUESTS
FOR INFORMATION BY THE STAFF OF THE PUBLIC SERVICE
COMMISSION OF WEST VIRGINIA FOR
FRONTIER WEST VIRGINIA**

In accordance with the provisions of Rule 13.6 of the Rules of Practice and Procedure of the Public Service Commission of West Virginia (PSCWV), the Commission Staff (Staff), by counsel, hereby requests of Frontier West Virginia, Inc. (Frontier) the following information and/or data to be served upon the Staff and upon the Executive Secretary as soon as possible, but no later than noon, **Tuesday, November 26, 2019**. If there are any objections to the requested information, please indicate within fourteen (14) days of receipt in accordance with Rule 13.6 .4. of the Commission's Rules of Practice and Procedure. (150 CSR 1, Effective February 8, 2019)

In providing the requested information, each response should be on a single sheet of paper which contains the following information: a restatement of the request; the name and title of the person(s) who prepared the response; the name of the person(s) who could testify regarding the response; the date the response was prepared; and, the response.

Please note that a particular response should not be retained by the District until all responses have been prepared. A response should be forwarded to the Staff Attorney as soon as it is available.

Pursuant to Rule 13.6.c. of the Public Service Commission's Rules of Practice and Procedure, the respondent must provide the original response to:

Christopher L. Howard
Staff Attorney
Legal Division
WV Public Service Commission
P.O. Box 812
Charleston, WV 25323

Also, please provide one copy of the response to:

Connie Graley
Executive Secretary
Public Service Commission
P.O. Box 812
201 Brooks Street
Charleston, WV 25323

Respectfully submitted this the 6th day of November 2019.

STAFF OF THE PUBLIC SERVICE
COMMISSION OF WEST VIRGINIA

By Counsel,

A handwritten signature in black ink, appearing to read 'Ch L Howard', written in a cursive style.

CHRISTOPHER L. HOWARD
WV State Bar I.D. No. 8688

CASE NO. 19-1061-T-C
November 6, 2019

Please provide the following information:

1. Please identify and provide a list of all field sites (not Central Office) in Lewis County that have back-up batteries for power.
- Of those identified, differentiate the ones that have insufficient batteries (lasting less than 8 hrs) and provide those in a separate list.

**PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON**

**CASE NO. 19-1061-T-C
LEWIS COUNTY COMMISSION
v.
FRONTIER WEST VIRGINIA**

CERTIFICATE OF SERVICE

I, Christopher L. Howard, Counsel for the Public Service Commission of West Virginia, do hereby certify that a copy of the foregoing "First Set of Interrogatories, Data Request or Requests for Information by the Staff of the Public Service Commission of West Virginia for Frontier West Virginia" has been served upon the following parties of record by First Class, United States Mail, postage prepaid this the 6th day of November 2019.

Agnes G. Queen, President
Lewis County Commission
110 Center Avenue
Weston, WV 26452

Joshua A. Johnson, Esq.
Counsel, Frontier Communications
1500 MacCorkle Ave., S.E.
Charleston, WV 25396



Christopher L. Howard
WV State Bar I.D. No. 8688



JOSHUA JOHNSON
Counsel
Frontier Communications
1500 MacCorkle Ave., S.E.
Charleston, West Virginia 25396
(304) 344-6303
Joshua.Johnson@FTR.com

November 4, 2019

Via Hand Delivery

Connie Graley
Executive Secretary
Public Service Commission
201 Brooks Street
Charleston, West Virginia 25323

**Re: 19-1061-T-C
Lewis County Commission v. Frontier West Virginia Inc.**

Dear Ms. Graley:

Please find enclosed for filing the original plus 12 copies of the **Answer of Frontier West Virginia Inc.** in the above-referenced matter.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Joshua A. Johnson".

Joshua A. Johnson
(State Bar No. 12247)

JAJ/sc
Enclosure

cc: **Agnes Queen, President, Complainant**
Lewis County Commission
Angie McCall
Frontier

**PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON**

CASE NO. 19-1061-T-C

LEWIS COUNTY COMMISSION

Complainant,

v.

**FRONTIER WEST VIRGINIA INC.
a public utility,**

Defendant.

ANSWER OF FRONTIER WEST VIRGINIA INC.

Defendant, Frontier West Virginia Inc. ("Frontier"), for its Answer to the Complaint filed in this proceeding, says:

1. In response to Paragraph 1 of the Complaint, Frontier admits it is a public utility subject to the provisions of Chapter 24 of the West Virginia Code.
2. In response to Paragraph 2 of the Complaint, Frontier says:
 - a. Frontier spoke with President Agnes Queen, Lewis County Commission concerning the formal complaint. Frontier greatly appreciates Ms. Queen expressing her concerns. We also appreciate the inclusion of the photographs.
 - b. Frontier has hundreds of miles of facilities in Lewis County. Without the exact location of where the photograph was taken, it is extremely difficult, if not impossible, to find the specific place of concern. Frontier has proactively contacted Ms. Queen for more detailed locations.

c. Frontier will address any service-affecting conditions. While facilities may appear to be of concern to someone viewing from the highway or road, that is not always the case. In addition, in many instances, the poles may be owned by the power company. In those instances, it is often the power companies' responsibility to take any appropriate action with respect to the condition of the pole line.

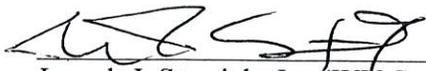
d. Frontier looks forward to working with the County Commission, and thank it for its concerns. If you have any questions, or require additional information, please contact Angie McCall at 304-325-1688.

3. Pending final resolution and dismissal of this matter, Frontier respectfully reserves all defenses and objections, including without limitation the right to demand strict proof of each and every allegation of the Complaint not expressly admitted in this Answer.

FRONTIER WEST VIRGINIA INC.



Affiant



Joseph J. Starsick, Jr. (WV State Bar #3576)

Joshua A. Johnson (WV State Bar #12247)

Frontier Communications

1500 MacCorkle Avenue, S.E.

Charleston, West Virginia 25314

(304) 344-7644

Joseph.Starsick@FTR.com

Joshua.Johnson@FTR.com

Attorneys for Frontier West Virginia Inc.

VERIFICATION

STATE OF WEST VIRGINIA

COUNTY OF MERCER

I, Angela C. McCall, after first being duly sworn, state that I am State Government Affairs Manager of Frontier West Virginia Inc., and that, as State Government Affairs Manager, I am authorized to verify the Statement in Case No. **19-1061-T-C** and I state that said verified Statement is true and correct to the best of my knowledge, information and belief.

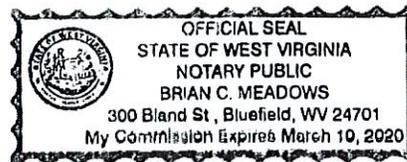
FRONTIER WEST VIRGINIA INC.

By: Angela McCall
Title: State Government Affairs Manager

Taken, sworn to and subscribed before me this 4th day of November, 2019.

Brian C Meadows

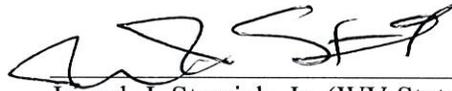
NOTARY PUBLIC



CERTIFICATE OF SERVICE

I, Joseph J. Starsick, Jr., Counsel for Defendant Frontier West Virginia Inc., do hereby certify that I have served the foregoing Answer upon the parties of record by depositing a true copy thereof in an envelope in the United States mail, return receipt requested, this 4th day of November 2019, addressed as follows:

Agnes Queen, President
Lewis County Commission
110 Center Avenue
Weston, WV 26452



Joseph J. Starsick, Jr. (WV State Bar #3576)

Lewis-Gilmer E-911 Advisory Board

Date:10- 15 -2019

The Meeting was called to order by at 14:03 in Lewis/Gilmer County.

Members Present: W. Rowan, J. Gum, K. Wiant, L. Gerwig, J. Taylor, J. Spray,

Members Not Present: R. Wyman, L. Carpenter, RP Smith, R. Hyre, T. Sirbaugh, L. Woodford, R. Stout, E. Squires

Also attending: S. Money Penny

Approval of Minutes: Motion by L. Gerwig second by J. Gum.

Committee Reports

Building and Operations: We had to get a whole new fire alarm unit, AC is repaired. Filters Replaced on tower site. Our OEM radio is down at Roanoke tower site.

Personnel Committee: J. Gum has graduated the FEMA basic class. We are down one position. Alex has been promoted to supervisor.

EMD/Training Committee:

Old Business: None

Addressing Report: We have been getting more proofs of address request. Discussion on US Hwy 33 E and Collins run.

Chairman's Time: Nothing to report

Director's Report: Nothing to report

Executive Committee: Nothing to report

Budget and Finance: Nothing to report

Public Relations: Pat Spent the week with Fire department for Fire Prevention week. They gave out stuff at the Gilmer County there was ended up being 2 short, however things worked out.

Benefit of the Organization & Future Business

K. Wiant asked if there was anyone patrolling Leading Creek School in the mornings for speeding.

Next Meeting: November 12 in Gilmer County

L. Gerwig motion to adjourn, 2nd. K. Wiant

Joe Spray II , Secretary

James Taylor, Chairman

James Taylor	Lewis County EMS
Thomas Sirbaugh	Gilmer County EMS
Joseph Spray II	Lewis County fire
Kevin Wiant	Gilmer County Fire
Larry Gerwig	Gilmer County Sheriff's Department
Randy Hyre	Lewis County Sherriff's Department
Eric Squires	Gilmer County OEM
Rick Stout	Lewis County OEM
RP Smith	Gilmer County State Police
Lonnie Carpenter	Lewis County State Police
Rod Wyman	Lewis County Commission
Lance Woodford	Gilmer County Commission

William F. Rowan 911 Representative
City Of Weston
Town of Jane Lew



Dave Hardy
Secretary of Revenue

Dale W. Steager
State Tax Commissioner

STATE TAX DEPARTMENT

November 4, 2019

President, Lewis County Commission
Lewis County Courthouse
P. O. Box 466
Weston, West Virginia 26452-0466

Dear Commission President:

This letter and attachment certify that John Breen, Assessor of Lewis County, has substantially complied with the "assessor's additional duties" as delineated in West Virginia Code § 7-7-6a. Substantial completion of the additional duties entitles Mr. Breen to the additional compensation of \$15,000 as provided in West Virginia Code § 7-7-6b.

Sincerely,

A handwritten signature in black ink that reads "Dale W. Steager".

Dale W. Steager
State Tax Commissioner

DWS/jaj

Attachment

cc: Assessor of Lewis County
Clerk of Lewis County

RECEIVED

10-17-19

ASSESSOR ADDITIONAL DUTIES - 2019

SUBSTANTIAL COMPLETION

State Tax Department (PLACE AN "X" IN THE APPROPRIATE SPACE.)
Property Tax Division

		YES	NO
1.	I have completed a sales ratio analysis of all sales from July 1, 2018 to June 30, 2019 in the manner prescribed by the State Tax Commissioner.	X	
2.	I have provided the State Tax Commissioner with all real property transfers for the prior assessment year (July 1, 2018 - June 30, 2019) by entering this information in the IAS/CAMA system.	X	
3.	I have completed a list indicating that an appraisal change, mapping change or both have occurred to a parcel of property requiring this action during the previous tax year. I have made the appropriate appraisal data change to the IAS/CAMA system record on the computer network for each appraisal change. A list is available for inspection. (Indicate the number of changes completed this year. <u>1800</u>)	X	
4.	I have prepared a listing of all new businesses added to the assessment rolls and all businesses that have ceased operations during the past year and removed from the assessment rolls.	X	
5.	I have assisted the State Tax Commissioner in determining the current use of real property by completing a new appraisal card and map card for all land splits, adjusted the parent card, and made the appropriate entry to include all appropriate appraisal data on the computer network, including the proper tax class and land use code.	X	
6.	I have assisted the State Tax Commissioner in determining the current use of public utility real property in my county by completing the public utility 20:21 report and determining if the real property is operating or non-operating.	X	
7.	I have occupied the office of Assessor during this entire calendar year. If no, provide explanation. _____ _____	X	

STATEMENT OF COMPLETION

State of West Virginia

County of Lewis

I, the undersigned, John L. Breen, Assessor of

Lewis

County, hereby certify that I have substantially completed each additional duty

described in West Virginia Code § 7-7-6a, in the manner prescribed by the West Virginia State Tax Commissioner.

October 7th 2019

Date

John L. Breen
Signature of Assessor

COUNTY COMMISSION OF LEWIS COUNTY

110 Center Avenue
Weston, WV 26452
Phone: (304)269-8200
Fax: (304)269-2416
Email: lewiscountycommission@lewiscountywv.org
Website: lewiscountywv.org



COMMISSIONERS:
AGNES G. QUEEN
President
PATRICK D. BOYLE
Commissioner
ROD WYMAN
Commissioner

Lewis County School Choice Week

WHEREAS, all children in LEWIS County should have access to the highest-quality education possible; and,

WHEREAS, Lewis County recognizes the important role that an effective education plays in preparing all students in LEWIS County to be successful adults; and,

WHEREAS, quality education is critically important to the economic vitality of Lewis County; and,

WHEREAS, Lewis County is home to a multitude of high quality public and nonpublic schools from which parents can choose for their children, in addition to families who educate their children in the home; and

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS, Lewis County has many high-quality teaching professionals in all types of school settings who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE BE IT RESOLVED, the Lewis County Commission does hereby recognize January 26 – February 1, 2020 as Lewis County School Choice Week, and we call this observance to the attention of all of our citizens.

November 19, 2019

Agnes G. Queen , President

Rod Wyman, Commissioner

ATTEST:

Cynthia S. Rowan, County Clerk

Patrick D. Boyle, Commmissioner

Resolution in Support of Protecting and Preserving the Pensions and Healthcare for UMWA Plan Beneficiaries

WHEREAS, the bankruptcy of Murray Energy Coal Company coupled with the bankruptcy of most other smaller coal companies will place the UMWA pension fund in jeopardy of becoming insolvent in 2020, which in turn, could result in 87,000 retired coal miners and surviving spouses losing their hard-earned pensions as well as healthcare benefits; and

WHEREAS, the UMWA pension plan dates to a 1946 sacred promise made to miners and their spouses by President Harry Truman and the UMWA; and

WHEREAS, any loss or reduction of benefits would cause irreparable harm to the beneficiaries and deal a devastating blow to the economy of the state of West Virginia; and

WHEREAS, the United States Congress should pass the bipartisan legislation being introduced by Senators Joe Manchin and Shelley Moore Capito which would address and solve the critical issues that confront pension and healthcare funds by fulfilling the 1946 promise to miners and their families; and

WHEREAS, coal miners deserve to have their pensions protected as coal has served as the backbone of the United States energy supply for 200 years, which has allowed the United States economy to flourish with low-cost energy for industry, business and citizens alike; and

WHEREAS, coal miners work in one of the most dangerous environments in industry, and their bravery and sacrifice should not be discounted by those who choose to ignore this pension crisis; and

WHEREAS, the Lewis County Commission calls upon every elected official in West Virginia to take a public stance in support of preserving the UMWA pension fund; and

THEREFORE, BE IT RESOLVED, the Lewis County Commission hereby decrees that the County Commission supports legislation that would preserve and protect the benefits of retired miners, and the Commission hereby urges other local governments and West Virginia Legislature to adopt a resolution in support of the same.

BE IT FURTHER RESOLVED, THE Lewis County Commission praises West Virginia's Congressional delegation for its undying effort to work to pass this legislation and to publicize the importance of the urgent need to protect our coal miners' pension and healthcare funds.

Presented by the

LEWIS COUNTY COMMISSION

Dated this 19th day of November, 2019.

Attest:

Cynthia Rowan
Lewis County Clerk

Agnes Queen, President

Rod Wyman, Commissioner

Patrick Boyle, Commissioner