

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
RECESS  
SESSION:**

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State of West Virginia;

County of Lewis, To-Wit;

In the office of the Clerk of the County Commission of the said County of Lewis, in the recess of said Commission on Tuesday, January 29, 2013.

This day came William H. McCartney and Becky Ann Barker, children of Gerald Ray McCartney, deceased, and filed affidavits signed by April D. Cline and Harold Q. McCartney, heirs of said decedent, requesting that they be appointed as such Co-Administrator and Co-Administratrix of their said decedent. Upon, consideration of which, the Clerk is of the opinion to and doth hereby appoint the said William H. McCartney and Becky Ann Barker as such Co-Administrator and Co-Administratrix.

THEREFORE, William H. McCartney and Becky Ann Barker as principal together with Western Surety Company as their surety, entered into an acknowledged a bond in the penalty of Eight Thousand (\$8,000.00) Dollars, payable to the State of West Virginia, conditioned according to law, which bond is hereby approved and deemed sufficient. And, thereupon, the said William H. McCartney and Becky Ann Barker qualified as Co-Administrator and Co-Administratrix of the personal estate of Gerald Ray McCartney, deceased, by taking the oath prescribed by law.

It is stated by said Co-Administrator and Co-Administratrix that Gerald Ray McCartney departed this life on the 18th day of January, 2013, aged sixty-six years.

Attest:

Mary Lou Myers Clerk

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
SPECIAL  
SESSION HELD: FRIDAY, FEBRUARY 1, 2013**

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Commission sat pursuant to adjournment of Monday, January 28<sup>th</sup>, 2013.  
PRESENT: Honorable Patrick D. Boyle, President, Agnes G. Queen and  
Thomas V. Fealy, Commissioners.  
The foregoing proceedings of this Commission were approved and signed  
by the President.

IN RE: BOARD OF EQUALIZATION AND REVIEW

**The County Commission of Lewis, sitting as a Board of Equalization and Review (hereinafter referred to as 'Board'), hereby orders that pursuant to WV Code §11-3-24, the County's property books shall be corrected by entering the following:**

February 1, 2013: No hearings scheduled

Wherefore, in witness of the foregoing, the parties hereunto have affixed their signature this 1st day of February, 2013.

  
\_\_\_\_\_  
President  
  
\_\_\_\_\_  
Commissioner  
  
\_\_\_\_\_  
Commissioner

The Commission, sitting as a Board, will stand in recess until Monday, February 4, 2013 at 10:00 AM in Regular Session, upon motion of Agnes G. Queen, second by Thomas V. Fealy, vote unanimous.

  
\_\_\_\_\_  
PRESIDENT

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
REGULAR  
SESSION: MONDAY, FEBRUARY 4, 2013**

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Commission sat pursuant to adjournment of Friday, February 1, 2013, sitting as a Board of Equalization and Review.

PRESENT: Honorable Patrick D. Boyle, President, Thomas V. Fealy and Agnes G. Queen, Commissioners

The foregoing proceedings of this Commission were approved and signed by the President.

**IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE**

1. **Upshur County Commission Agenda** – A copy of the Upshur County Commission for January 31, 2013 was filed. It was noted that the Upshur County Commission is proposing to increase the 911 fees.
2. **West Virginia State Tax Department Estimate for Fiscal Year 2013-2014 Statewide Computer Allocation** – The West Virginia State Tax Department estimates the fiscal year 2013-2014 cost for the Statewide Computer Network will be \$40,113.00.
3. **Lewis County Convention and Visitors Bureau Agenda and Meeting Minutes** – Notification of Lewis County Convention and Visitors bureau February 13, 2013 meeting to be held at 5:30 PM at their office and minutes of the December 4, 2012 meeting. Commission Boyle noted that the commission needed to look closer at the financial expenditures to make sure that they are in compliance with WV Code.
4. **Notification from Coalex, Inc. of Phase II and III release on Permit S-0006-76** – Notice only. County Clerk Mary Lou Myers will post on courthouse bulletin board.
5. **Lewis County Senior Center Legislator Appreciation Reception** – Invitation to the Lewis County Senior Center Legislator Appreciation Reception Thursday, February 7, 2013 from 2:00 – 4:00 PM.
6. **Lewis County Citizens Emergency Response Team 2012 Meeting Minutes and Annual Report** –Copies filed.

**IN RE: BOARD AND COMMITTEE REPORTS**

Commissioner Agnes G. Queen and Cindy Whetsell attended the Region 7 meeting. Commissioner Queen said Lewis County has received several grants brokered thru Region 7. She also attended a conference call with the attorneys referencing the WV American Water Company law suit. The counties' attorneys, Steptoe and Johnson have a counter offer to submit to WV American Water Company.

Commissioner Fealy reported attending the Board of Equalization and Review Friday morning. There were no appointments.

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IN RE: AFFIDAVIT OF UNADMINISTERED ESTATES

Pursuant to Chapter 44, Article 2, Section 1 (b) of the West Virginia Code as amended, the following doth hereby declare that they are the sole beneficiary of said estate; that the time for filing of CLAIMS has expired; that no known or unpaid CLAIMS exist and there having been no objections thereto, the same is hereby confirmed;

Maxine G. Davis, Executrix, Affidavit of Personal Representative,  
Unadministered Estate of Robert P. Davis, deceased.

IN RE: RECEIPTS AND DISBURSEMENTS

Pursuant to the provisions of Chapter 44, Article 2, Section 1 of the 1981 Code of West Virginia, as amended by the acts of the Legislature, Regular Session, 1985, the following doth hereby declare that the time for filing of CLAIMS has expired; that no known and unpaid CLAIMS exist against said estate; and there having been no objections thereto, the same is hereby confirmed:

Sharon Saunders, Executrix, Waiver of Settlement of the Fiduciary  
Account of the Estate of Madeline T. Scott, deceased.

IN RE: APPOINTMENTS TO THE LEWIS COUNTY AMBULANCE AUTHORITY BOARD

Upon the recommendation of the Lewis County Ambulance Authority Board and on motion of Thomas V. Fealy, second by Agnes G. Queen, vote unanimous to approve Reggie Hawver to replace Tracy Hager and Mindy Hall to replace Cindy Shaver on the Lewis County Ambulance Authority Board.

IN RE: LETTER OF SUPPORT FOR THE WV COURTHOUSE FACILITIES IMPROVEMENT  
AUTHORITY TO HAVE BONDING AUTHORITY

At the request of Melissa Garretson Smith, Executive Director of the WV Courthouse Facilities Improvement Authority for a letter of support to the governor for the Authority to try to get legislation passed to allow the Authority to issue bonds. On motion of Thomas V. Fealy, second by Agnes G. Queen, vote unanimous to sign letter of support. This will allow the Authority to issue more grants.

IN RE: REQUEST OF CHIEF DEPUTY RANDALL HYRE TO ACCRUE COMP TIME

At the request of Chief Deputy Randall Hyre to accrue compensatory time in lieu of payment for overtime hours and on motion of Agnes G. Queen, second by Thomas V. Fealy, vote unanimous to approve request.

IN RE: APPROVAL OF LEWIS COUNTY BUILDING FUND CERTIFICATE OF DEPOSIT

At the request of Sheriff Adam Gissy for guidance on renewal of CD in the amount of \$211,013.57, on motion of Thomas V. Fealy, second by Agnes G. Queen, vote unanimous to allow the CD to renew for a 6 (six) month period at the rate of 0.20%.



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
REGULAR  
SESSION: MONDAY, FEBRUARY 4, 2013**

E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

7299	General County Fund	01/31/2013	55,111.91
	E911 Fund	Total	55,111.91

ASSESSOR VALUATION CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, ASSESSOR VALUATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2784	General County Fund	01/31/2013	12,171.06
	Assessor's Valuation Fund	Total	12,171.06

Lewis County Commission  
Pay Ending January 31, 2013 (Checks)

CHECK NO	NAME	Gross Pay	T.D.	Net Pay
37974	Boyle, Patrick D	1,457.50	1,457.50	1,003.69
37975	Myers, Mary L.	2,214.75	2,214.75	916.56
37976	Wolfe, Donna S.	1,529.16	1,529.16	1,046.73
37977	Bailey, Brian W	1,975.00	1,975.00	1,366.28
37978	DeMoss, Garry L.	1,312.50	1,312.50	1,042.48
37979	Hyre, Jeffrey D.	49.89	49.89	42.40
37980	Attanasio, Harriett	256.48	256.48	212.69
37981	Carroll, John W.	2,500.00	2,500.00	1,712.81
37982	Beane, Donald L.	1,095.00	1,095.00	802.74
37983	Romel, Sheila A.	741.00	741.00	529.02
37984	Ryder, Nancy L.	741.00	741.00	529.88
37985	Shackleford, Vera C.	741.00	741.00	461.78
37986	Sprouse, Shane Hunter	1,100.00	1,100.00	763.95
37987	Shaffer, John M.	580.00	580.00	461.51
FINAL	TOTALS			
TOTAL		16,293.28	16,293.28	10,892.52

Lewis County Commission  
Pay Ending January 31, 2013 (Direct Deposit)

CHECK NO	NAME	Gross Pay	T.D.	Net Pay
804673	Queen, Agnes G.	1,457.50	1,457.50	950.62
804674	Corathers, Phyllis L	1,408.33	1,408.33	984.21
804675	Whetsell, Lucinda A.	2,120.83	2,120.83	1,419.06
804676	Fealy, Thomas V.	1,457.50	1,457.50	968.61
804677	Rowan, Cynthia S.	1,612.50	1,612.50	1,179.28
804678	Poling, Stella Wood	1,439.70	1,439.70	991.30
804679	Hull, Debra Ann	2,120.83	2,120.83	1,326.18
804680	Justice, Nancy A	1,175.00	1,175.00	802.24
804681	Gant, Rebekah Annabe	1,091.66	1,091.66	683.62
804682	Hinzman, John B.	2,214.75	2,214.75	1,264.59
804683	Saeler, Deena D.	1,562.50	1,562.50	1,017.91
804684	Smith, Sandra L.	1,512.50	1,512.50	970.34

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804685	Simmons, Amy D.	1,356.37	1,356.37	707.17
804686	Riffle, Joan L.	1,356.37	1,356.37	875.93
804687	Gissy, Adam M	1,815.00	1,815.00	1,338.99
804688	McKee, Wilma E.	1,690.83	1,690.83	1,152.92
804689	Posey, Diana L.	1,482.20	1,482.20	907.05
804690	Stark, Debra A.	1,381.37	1,381.37	846.78
804691	Davidson, Roberta A.	1,381.37	1,381.37	946.41
804692	Smith, Michael Clay	3,750.00	3,750.00	2,386.95
804693	Pritt, Amy M.	1,700.00	1,700.00	1,174.16
804694	Morris, Robert M.	2,050.00	2,050.00	1,526.98
804695	Jones, Tammy D	1,500.62	1,500.62	1,089.44
804696	Kelley, Timothy C.	1,815.00	1,815.00	1,279.06
804697	Foster, Gary B.	1,765.99	1,765.99	1,114.01
804698	Helmick, Vivian J.	1,813.54	1,813.54	1,248.23
804699	Mace, Paula G.	1,765.99	1,765.99	1,232.74
804700	Snyder, Richard R.	1,578.33	1,578.33	1,064.90
804701	Riffle, Timothy A.	1,578.33	1,578.33	998.09
804702	Gillespie, Brianne C	1,429.16	1,429.16	1,013.85
804703	Todd, Marcia K.	1,716.00	1,716.00	1,195.49
804704	Riley, Jody L	1,116.66	1,116.66	713.35
804705	Allman, Cynthia Dawn	1,102.08	1,102.08	791.63
804706	Brown, Annie J.	1,102.08	1,102.08	784.21
804707	Harris, Tammy C.	1,304.16	1,304.16	924.65
804708	Winans, Barbara E.	1,200.00	1,200.00	695.27
804709	Bragg, Crystal D.	1,381.37	1,381.37	918.28
804710	Miller, Brittany Lyn	1,273.00	1,273.00	866.23
804711	Turansky IV, Frank J	1,603.12	1,603.12	1,071.86
804712	Williams, Shannon N	294.00	294.00	227.02
804713	Stout, Ricky E.	1,604.16	1,604.16	1,097.73
804714	Waugh, Robert G.	1,200.00	1,200.00	734.85
804715	Hyre, Randall W	1,778.12	1,778.12	1,199.14
804716	Parks, David S.	1,753.12	1,753.12	1,058.39
804717	Moneypenny, Chadwick	1,628.12	1,628.12	1,120.66
804718	Fisher Jr., Robert C	1,628.12	1,628.12	961.02
804719	Holcomb, Judd S.	1,628.12	1,628.12	996.47
804720	Posey, Michael S.	1,628.12	1,628.12	1,089.69
804721	Ryan, Robert Eugene	1,603.12	1,603.12	1,059.75
804722	Davis Jr, Robert E	1,603.12	1,603.12	1,062.32
804723	Kirkpatrick, Charles	1,603.12	1,603.12	992.82
804724	Blake, Martha A.	1,356.37	1,356.37	1,001.77
804725	Bush, Randall L.	1,308.33	1,308.33	959.95
804726	Rowan, William F.	2,392.41	2,392.41	1,409.76
804727	Gum, James W.	1,778.20	1,778.20	1,094.05
804728	Whitehair, Janice L.	1,639.53	1,639.53	1,069.78
804729	Thomas, Charlene R.	1,639.53	1,639.53	1,161.06
804730	Heater, Kimberly D.	1,576.86	1,576.86	1,094.22
804731	Stalnaker, Roberta J	1,260.53	1,260.53	860.10
804732	Tatman, Martha L.	1,188.20	1,188.20	820.94
804733	Matthews, David R.	1,203.87	1,203.87	806.81
804734	Moneypenny, Steven M	1,103.33	1,103.33	810.71
804735	Collins, Jaime Anne	1,146.66	1,146.66	841.64
804736	Horner, Sheena M	1,147.20	1,147.20	801.24
804737	Goldsmith, Patricia	910.00	910.00	570.88
804738	Rogucki, Eric S.	910.00	910.00	616.22
804739	Tomey, Patrick L.	1,095.00	1,095.00	770.40

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804740	Hughes, Thomas E.	1,256.66	1,256.66	861.64
804741	Spray II, Joseph R.	525.00	525.00	421.60
804742	McCall, Christopher	1,646.67	1,646.67	1,072.63
804743	Barker, Edward J.	192.00	192.00	158.23
804744	Norman, Randall A.	741.00	741.00	428.15
804745	Roy, Kenneth E.	1,040.00	1,040.00	724.44
804746	Abbott, Kenneth R	600.00	600.00	433.63
804747	Nuzum, Frank M	280.00	280.00	211.05
804748	Taylor, James Clyde	1,040.00	1,040.00	719.09
804749	Johnson, Tyler B.	693.33	693.33	475.62
804750	Snyder, John J.	1,356.37	1,356.37	897.14
804751	Senter, Dwight	453.85	453.85	392.68
804752	Cayton, Michael D.	1,628.12	1,628.12	1,087.51
804753	Browning, James E.	1,628.12	1,628.12	1,086.68
804754	Hoskins, Gregory P.	1,603.12	1,603.12	1,048.28
804755	Bowyer, Marcia A.	1,322.41	1,322.41	905.12
804756	Alkire, Thomas J.	1,312.50	1,312.50	869.00
FINAL	TOTALS			
TOTAL		119,108.95	119,108.95	79,504.47

E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

7300	Guttman Oil Company	02/04/2013	170.88
7301	Mon Power	02/04/2013	1,237.69
7302	Verizon Business Services	02/04/2013	150.00
	E-911	TOTAL	1,558.57

MISCELLANEOUS CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, GENERAL COUNTY FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

69379	Brian W. Bailey	02/04/2013	194.70
69380	Guttman Oil Company	02/04/2013	857.87
69381	Mon Power	02/04/2013	2,340.57
69382	Michael Smith	02/04/2013	342.20
69383	John Stevens	02/04/2013	129.60
69384	U S Bank Equip Finance	02/04/2013	1,508.00
69385	WV Assoc. of Counties	02/04/2013	2,722.00
	GENERAL COUNTY	TOTAL	8,094.94

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
REGULAR  
SESSION: MONDAY, FEBRUARY 4, 2013**

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DOG AND KENNEL CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, DOG AND KENNEL FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2517	Upshur County Commission	02/04/2013	16,152.78
	DOG AND KENNEL	TOTAL	16,152.78

MAGISTRATE COURT CLAIMS

ORDERED, that drafts be issued payable out of the 2013, Levy, MAGISTRATE COURT FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

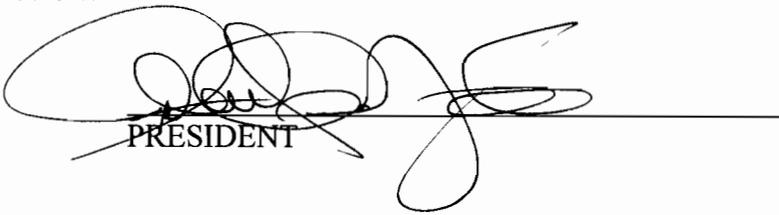
1866	NTelos	02/04/2013	1,002.77
	MAGISTRATE COURT	TOTAL	1,002.77

IN RE: CHECKS RECEIVED

Ginger Williams	\$ 5.00	LC Emerg. Ambulance Serv.	\$21,393.94
Suddenlink Comm.	1,360.92	WV. State of	10,195.51
LC Bd of Education	3,796.65	WV. State of	2,162.46

The minutes of this meeting were approved upon motion of Agnes G. Queen, second by Thomas V. Fealy, motion passing.

ORDERED, That this Commission doth now adjourn until Tuesday, February 5, 2013, sitting as a Board of Equalization and Review.

  
PRESIDENT