

**ORDERS---BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, DECEMBER 30, 2013**

Commission sat pursuant to adjournment of Monday, December 23rd 2013.

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

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

IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE

1. **Upshur County Agenda** – No Agenda, meeting cancelled.
2. **Lewis/Upshur Emergency Planning Commission** – A copy of the agenda for the December 18, 2013 meeting and minutes of November 20, 2013 Lewis Upshur Emergency Planning Commission meeting was filed. Congratulations to William Rowan for holding the Vice Chairman position.
3. **Town of Jane Lew Mini Grant Completion Report** – The Town of Jane Lew filed the mini grant completion report for the \$500.00 mini grant for the Jane Lew Christmas Parade.

IN RE: BOARDS & COMMITTEES REPORTS

No Board or committee reports.

**IN RE: EXTENSION OF THE CONTRACT WITH PREMIER CONSTRUCTION
FOR THE STATE HILL TOWER PROJECT**

Lucinda Whetsell, County Administrator presented to the commission the need for the contract with Premier Construction for the State Hill Tower to be extended from December 31, 2013 to April 1, 2014. Because of high winds the contractor has been unable to complete the last 60 feet of tower. On motion of Thomas V. Fealy, second by Agnes G. Queen, vote unanimous to extend the contract with Premier Construction to April 1, 2014.

IN RE: POSTPONED LEWIS COUNTY HONOR GUARD GRANT

At the request of Lucinda Whetsell, County Administrator due to not having all of the paperwork and on motion of Agnes G. Queen, second by Thomas V. Fealy, vote unanimous to postpone signing the Lewis County Honor Guard Grant.

IN RE: HIRING OF TEMPORARY EMPLOYEE FOR THE LEWIS COUNTY COMMISSION OFFICE

Lucinda Whetsell, County Administrator reported checking with the West Virginia State Auditor's office on the legality of hiring a temporary employee for the commission office. Ms. Whetsell reported that it is legal to hire a temporary employee through an agency. Ms. Whetsell also checked with the county commission list serve and received several replies that they had hired temporary employees and it worked out very well. Ms. Whetsell email 4 different agencies for rates and availability and as of commission meeting time had not received a reply.

**ORDERS---BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, DECEMBER 30, 2013**

**IN RE: GRANT PAYMENT REQUEST AND CLOSURE #13LEDA0128,
MOUNTAINEER MILITARY MUSEUM**

The following Resolution was approved for signature on the closing of Grant #13LEDA0128 in the amount of \$2,500.00 for Mountaineer Military Museum upon motion of Thomas V. Fealy, second by Agnes G. Queen, vote unanimous:

COUNTY COMMISSION OF LEWIS COUNTY

110 Center Avenue
PO Box 466
Weston, WV 26452
Phone: (304)269-8200
Fax: (304)269-2416
Email: lccommission@yahoo.com
Website: lewiscountywv.org



COMMISSIONERS:
PATRICK D. BOYLE
President
AGNES G. QUEEN
Commissioner
THOMAS V. FEALY
Commissioner

RESOLUTION

WHEREAS: the WV Development Office will grant funds to eligible governments to finance local projects, and

WHEREAS: the Lewis County Commission desires to obtain such funding, and

WHEREAS: the Lewis County Commission does authorize the closure of the GCP grant for the Mountaineer Military Museum, and

WHEREAS: is it necessary for the Lewis County Commission to authorize the closure of said funds for the Mountaineer Military Museum and

WHEREAS: the Lewis County Commission must give assurances that WV Development Office regulations related to grant administration, civil rights, and other applicable state and federal laws will be followed, and

WHEREAS: the Lewis County Commission must designate an official representative to act in connection with the closure and execute all necessary program documents,

NOW THEREFORE BE IT RESOLVED THAT:

1. The Lewis County Commission authorizes the filing of an closure for the Mountaineer Military Museum, and
2. The Lewis County Commission will comply with all laws and regulations pertaining to the program, and
3. The Lewis County Commission will utilize the funds for the Mountaineer Military Museum, and
4. Patrick D. Boyle , President, or Lucinda A. Whetsell, Administrator is designated as the authorized official to act in connection with this closure.

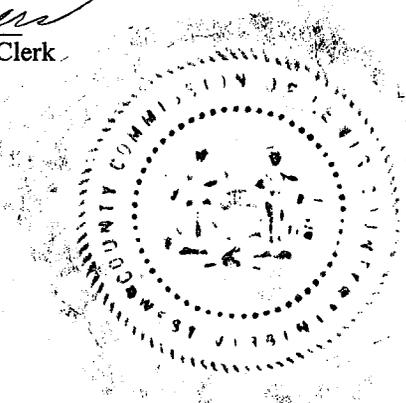
(Signature)
Patrick D. Boyle, President
Lewis County Commission

December 30, 2013
Date

I, Mary Lou Myers, 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.

(Signature)
Mary Lou Myers, County Clerk

December 30, 2013
Date



**ORDERS---BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, DECEMBER 30, 2013**

IN RE: ANNEX UPDATE

Lucinda Whetsell, County Administrator reported that the 2 pm meeting on December 23 with Silling and Associates, March Westin, ASAP, and the Lewis County Commission was rescheduled for January 6, 2014 at 2 PM. There is a monitor problem at the security desk and after checking Ms. Whetsell reported that it is due to signal strength. ASAP is scheduled to fix the issue today, also to split monitors at the security desk. March Westin has a total of \$400,000.00 withheld from payment in full until problems at the annex are corrected. Silling and Associates have blocked ASAP from any future projects. The outside lights are being replaced. Another leak has been reported on the roof. One of the HVAC units on the roof is causing vibrations in the Prosecuting Attorney's office. Judge Hall amended the order on the 26th to include the assistant prosecuting attorneys in the exempt from screening category for entrance into the building. The prosecuting attorney has requested the assistants be allowed to enter the building from the Bank Street door. Commission directed Ms. Whetsell to check with Judge Hall and security to see if there will be a problem with this.

IN RE: WILLIAM ROWAN, 911 FEES

William Rowan, Director, 911 Office of Emergency Management, requested the commission to oppose the legislative change of 10 cents per one dollar that the West Virginia State Police receives from the 911 fees to 50 cents per dollar. The 911 Council opposes this change. Commission agreed to contact their representatives in support of the 911 Council.

IN RE: WILLIAM ROWAN, HIRING 4 TELECOMMUNICATORS

William Rowan, Director, 911 requested the approval of the commission to hire four telecommunicators for replacements at the rate of \$11.00 per hour. On motion of Agnes G. Queen, second by Thomas V. Fealy, vote unanimous to hire four replacements at \$11.00 per hour.

IN RE: EDA UPDATE

Michael Herron, EDA Executive Director had no updates to report.

IN RE: REQUEST FROM HOLLAND SERVICES TO BE OPEN SATURDAYS

Tiffany Hess and Jennifer Cosner appeared before the commission requesting if a decision had been reached on extended hours for the Lewis County Clerk's office. Commissioner Agnes G. Queen directed Lucinda Whetsell, County Administrator to check with the West Virginia Fire Marshall to see if more people could be allowed in the records room at one time. Commissioner Queen stated she is not in favor of extended hours. Commission President Patrick Boyle went with the rulings and ruled against extended hours. Ms. Hess and Ms. Cosner were directed to the West Virginia State Auditor as the place to begin for extending hours.

IN RE: FOR YOUR INFORMATION

Cindy Whetsell informed the commission that Randolph County Special Prosecutor Michal Parker is trying a Lewis County case where the key witness has moved to another state. He stated that it is possible that travel expense for the case will include plane tickets, meals, and hotel room. Ms. Whetsell checked on whether video testimony was possible but it was not an option.

IN RE: BUDGET REVISION – FY 2013/2014
GENERAL COUNTY (001) REVISION #05

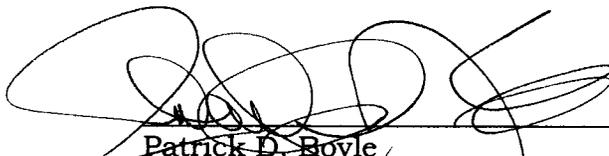
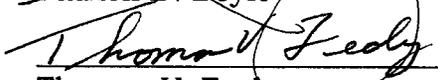
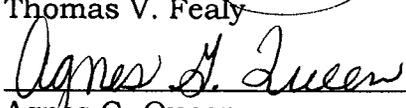
Budget Resolution

At a regular session of the County Commission, held **December 30, 2013**, the following order was made and entered:

SUBJECT: The revision of the Levy Estimate Budget of the **GENERAL COUNTY FUND, FY 2013/2014**, for the County of **LEWIS**. The following resolution was offered:

RESOLVED: That subject to approval of the State Auditor as ex officio chief inspector of public offices, the county commission does hereby direct the budget be revised **PRIOR TO THE EXPENDITURE OR OBLIGATION OF FUNDS FOR WHICH NO APPROPRIATION OR INSUFFICIENT APPROPRIATION CURRENTLY EXISTS**, as shown on budget revision number **5 (Five)**, a copy of which is entered as part of this record.

The adoption of the foregoing resolution having been moved by Agnes G. Queen, and duly seconded by Thomas V. Fealy the vote thereon was as follows: (circle one)

 Patrick D. Boyle	<input checked="" type="radio"/> yes	<input type="radio"/> no
 Thomas V. Fealy	<input checked="" type="radio"/> yes	<input type="radio"/> no
 Agnes G. Queen	<input checked="" type="radio"/> yes	<input type="radio"/> no

WHEREUPON, Patrick D. Boyle, President, declared said resolution duly adopted, and it is therefore **ADJUDGED AND ORDERED** that said resolution be, and the same is, hereby adopted as so stated above, and the President is authorized to affix his signature on the attached "Request for Revision to Approved Budget" to be sent to the State Auditor for approval.

**ORDERS---BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, DECEMBER 30, 2013**

LGSD BR 1180 (Rev. 2010)

Ora Ash, Director
West Virginia State Auditor's Office
200 West Main Street
Clarksburg, WV 26302
Phone: 627-2415 ext. 5114
Fax: 627-2417

REQUEST FOR REVISION TO APPROVED BUDGET

Subject to approval of the state auditor, the governing body requests that the budget be revised prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists. (§ 11-8-26a)

Lewis County Commission
GOVERNMENT ENTITY

CONTROL NUMBER

2013/2014

FY

1

FUND

5

REV. NO.

1 of 1

PG. OF NO.

Person To Contact Regarding
Budget Revision: **Debra A. Hull**
Phone: **304-269-8215**
Fax: **304-269-8202**

PO Box 87
STREET OR PO BOX
Weston
CITY
26452
ZIP CODE

County
Government Type

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
309	Hotel Occupancy Tax	550,000	87,560		637,560
323	State Grants	309,199	11,000		320,199
366	Miscellaneous Revenue	5,000	5,294		10,294
380	Contributions/Transfer from Other Entities	624	750		1,374
	#N/A				
	#N/A				

NET INCREASE/(DECREASE) Revenues (ALL PAGES) 104,604

COUNTIES-TRANSFERS TO THE GENERAL FUND FROM OTHER FUNDS MUST HAVE PRIOR APPROVAL OF AUDITOR'S OFFICE

EXPENDITURES: (net each account category)

(WV CODE 7-1-9)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
431	Economic Development	90,407	5,294		95,701
443	State Grants	423,040	11,000		434,040
699	Contingencies	1,066,730		94,961	971,769
710	Civil Defense	9,500	750		10,250
728	Local Law Enforcement Grant	52,182		539	51,643
900	Parks & Recreation	278,211	35,024		313,235
911	Visitor's Bureau	275,000	43,780		318,780
916	Library	55,000	8,756		63,756
983	Election County Clerk		95,500		95,500
	#N/A				
	#N/A				
	#N/A				

NET INCREASE/(DECREASE) Expenditures 184,604

APPROVED BY THE STATE AUDITOR

BY: Director, Local Government Services Division Date

[Handwritten Signature]
AUTHORIZED SIGNATURE OF ENTITY
APPROVAL DATE 12/30/13

**ORDERS---BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, DECEMBER 30, 2013**

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:

Robert Waugh, Executor, Waiver of Settlement of the Fiduciary Account of the Estate of Wanda Waugh, deceased.

MISCELLANEOUS CLAIMS

ORDERED, that drafts be issued payable out of the 2014, Levy, GENERAL COUNTY FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

70227	Guttman Oil Company	12/30/2013	1,084.34
70228	Hazard Control Tech, Inc	12/30/2013	2,500.00
70229	Pickens Automotive Service	12/30/2013	90.00
70230	Super 8 Motel	12/30/2013	80.00
70231	Weston Storage, Inc.	12/30/2013	155.00
	General County Fund	Total	3,909.34

ASSESSORS VALUATION FUND CLAIMS

ORDERED, that drafts be issued payable out of the 2014, Levy, ASSESSORS VALUATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2866	Guttman Oil Company	12/30/2013	33.90
	Assessor Valuation Fund	Total	33.90

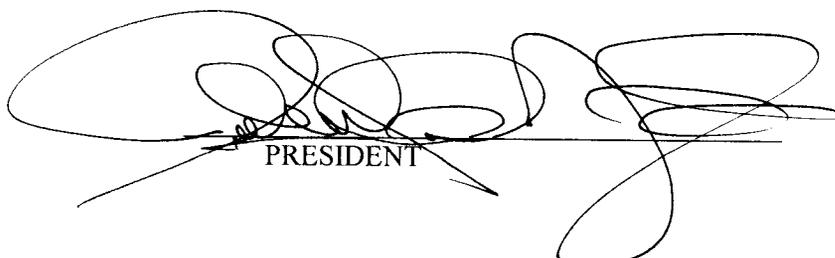
HOME CONFINEMENT CLAIMS

ORDERED, that drafts be issued payable out of the 2014, Levy, HOME CONFINEMENT FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2396	Sentinel Offender Service	12/30/2013	1,147.70
	Home Confinement Fund	Total	1,147.70

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

ORDERED, That this Commission doth now adjourn until Monday, January 6th, 2014.


PRESIDENT