

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

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, April 1, 2014.

This day came Naomi June Turner, sister of Doshia Leon Turner, deceased, and presented and offered for probate a paper writing bearing date the 30th day of November, 1979, purporting to be the Last Will and Testament of her said decedent.

And, it appearing to the Clerk that the said decedent, at the time of her death, had a known place of residence in the County of Lewis, State of West Virginia, and it further appearing that the said paper writing had attached thereto, an affidavit signed by Robert M. Morris and Mary L. Corathers. The said affidavit set forth the fact that the said Doshia Leon Turner, the Testatrix, signed and declared the said paper writing as and for her Last Will and Testament in their presence and at the time thereof, the said Testatrix was of sound mind and disposing memory and over the age of eighteen. And, at the request of the said Testatrix, they, the said Robert M. Morris and Mary L. Corathers signed their names to said paper writing in the presence of the said Testatrix and in the presence of each other as the attesting witnesses thereto.

The said Will being thus proved, is admitted to probate and ordered to be filed and recorded as directed by law.

Attest:

 Clerk

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, April 1, 2014.

WHEREAS, Doshia Leon Turner, whose Last Will and Testament was this day fully proved, probated and admitted to record, therein named Naomi June Turner as Executrix thereof and requested that no bond be required of her as such Executrix. THEREUPON, personally appeared the said Naomi June Turner and qualified as Executrix of the Will of Doshia Leon Turner, deceased, by taking the oath prescribed by law.

It is stated by said Executrix that Doshia Leon Turner departed this life on the 24th day of March, 2014, aged eighty-two years.

Attest:

 Clerk

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

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 Wednesday, April 2, 2014.

This day came Mary Lou Bonnett and filed an affidavit signed by Betty Enoch, wife of Donald E. Enoch, deceased, requesting that she be appointed as such Administratrix of her said decedent. Upon, consideration of which, the Clerk is of the opinion to and doth hereby appoint the said Mary Lou Bonnett as such Administratrix.

THEREFORE, Mary Lou Bonnett as principal together with Richard L. Bonnett as her surety, entered into and acknowledged a bond in the penalty of One Hundred and Eleven Thousand (\$110,000.00) Dollars, payable to the State of West Virginia, conditioned according to law, which bond is hereby approved and deemed sufficient. And, thereupon, the said Mary Lou Bonnett qualified as Administratrix of the personal estate of Donald E. Enoch, deceased, by taking the oath prescribed by law.

It is stated by said Administratrix that Donald E. Enoch departed this life on the 10th day of February, 2014, aged eighty-one years.

Attest:

Mary Lou Myers Clerk

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 Friday, April 4, 2014.

This day came Robert J. Hitt and Nancy N. Salvetti, children of James J. Hitt, deceased, and presented and offered for probate a paper writing bearing date the 9th day of January, 2009, purporting to be the Last Will and Testament of their said decedent.

And, it appearing to the Clerk that the said decedent, at the time of his death, had a known place of residence in the County of Lewis, State of West Virginia, and it further appearing that the said paper writing had attached thereto, an affidavit signed by Dorrinda S. Flanigan and Ilena Thomas. The said affidavit set forth the fact that the said James J. Hitt, the Testator, signed and declared the said paper writing as and for his Last Will and Testament in their presence and at the time thereof, the said Testator was of sound mind and disposing memory and over the age of eighteen. And, at the request of the said Testator, they, the said Dorrinda S. Flanigan and Ilena Thomas signed their names to said paper writing in the presence of the said Testator and in the presence of each other as the attesting witnesses thereto.

The said Will being thus proved, is admitted to probate and ordered to be filed and recorded as directed by law.

Attest:

Mary Lou Myers Clerk

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

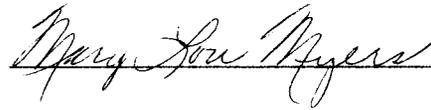
State of West Virginia;
County of Lewis, To-Wit;

In the office of the Clerk of the County Commission of the said County of Lewis, in the recess of said Commission on Friday, April 4, 2014.

WHEREAS, James J. Hitt, whose Last Will and Testament was this day fully proved, probated and admitted to record, therein named Maryella D. Hitt as Executrix thereof and requested that no bond be required of her as such Executrix. Whereas the said Maryella D. Hitt, by paper writing, declined to serve as such Executrix. The Will further named Robert J. Hitt and Nancy N. Salvetti as Co-Executor and Co-Executrix thereof and requested that no bond be required of them as such Executor and Executrix. THEREUPON, personally appeared the said Robert J. Hitt and Nancy N. Salvetti and qualified as Co-Executor and Co-Executrix of the Will of James J. Hitt, deceased, by taking the oath prescribed by law.

It is stated by said Co-Executor and Co-Executrix that James J. Hitt departed this life on the 25th day of February, 2014, aged eighty-nine years.

Attest:

 Clerk

X

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

Commission sat pursuant to adjournment of Monday, March 31st, 2014.

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

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

IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE

1. **Upshur County Agenda** – A copy of the Upshur County Commission agendas for April 3, 2014 was filed. No comments.
2. **Sheriff's Monthly Settlement Amended** – A copy of the Sheriff's Monthly Amended Settlement for the month February, 2014 was filed. No comments.
3. **Frontier information regarding Gilmer County Address** – Notice was received that 227 Emergency 911 customers were incorrectly billed in Gilmer County. They were issued a credit on their monthly statements. These customer were not being billed in Lewis or Gilmer Counties but rather another county. Commission noted they were glad this was corrected.
4. **Stonewall Jackson Hydroelectric Project #P-13877 Public Meeting** – Notice was received that a public meeting will be held by Mohoning Hydropower, LLC at Stonewall Resort on April 15, 2014 at 2:00 PM. The purpose of this meeting to facilitate the consultation process with the interested agencies and parties regarding the proposed operation of hydroelectric project at the Stonewall Jackson Dam.
5. **Public Notice of Final Release of West Virginia Surface Mine Permit** – Notification was received that DMV Management, LLC is applying to the West Virginia Department of Environmental Protection for a Phase III final release of permit number 0201606 issued for 2 (two) acres in Hackers Creek District of Lewis County, 3 miles east of Weston on Hilly Upland Run of Stonecoal Creek of the West Fork. Written comments regarding this permit release may be mailed to the West Virginia Department of Environmental Protection, 105 South Railroad Street, Suite 301, Philippi, WV 26416.
6. **Lewis County Health Department to offer Flu Vaccine to PEIA Participants** – The Lewis County Health Department will be offering the flu vaccine to all PEIA insurance members and their dependents. The vaccines should be available in August.

IN RE: BOARD AND COMMITTEE REPORTS

Commissioners Thomas Fealy and Patrick Boyle did not attend any meeting. The commissioners wished to express how nice the upstairs hallways looked.

Commissioners Queen, Boyle and Fealy attended the retirement event for Michael Smith and the swearing in ceremony for the new prosecuting attorney Lea Anne Hawkins.

Commissioner Queen and Cindy Whetsell, County Administrator attended a presentation by Citizens Bank of a credit card system. They are checking on compatibility with the online tax system.

County Administrator Lucinda Whetsell and Paula Mace, Assessor's Office reported attending training for the PEIA Wellness Worksite Coordinators. This program offers wellness programs to the Lewis County Employees.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

**IN RE: APPROVAL OF THE LEWIS COUNTY
2014/2015 ANNUAL BUDGET BY STATE AUDITOR**

The Lewis County Commission, after meeting with elected officials appearing before the Commission with requests and concerns regarding their office, did on the 24th day of March, 2014, approve and adopt the budget estimates for General Current Expenses upon motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous. Commission directed that a copy be forwarded to the West Virginia Auditor's Office, Local Government Division, Clarksburg, West Virginia, for review and approval. The Clerk sent the budget estimate and levy page to the Weston Democrat for Class II Publication.

**Lewis County Commission Levy Estimate (Budget)
2014 - 2015 Fiscal Year**

STATE OF WEST VIRGINIA
County of: Lewis, West Virginia

In accordance with WV Code §11-8-10, as amended, the Lewis County Commission proceeded to make an estimate of the amounts necessary to be raised by a levy of taxes for the current year, and doth determine and estimate the several amounts to be as follows:

General Fund	Estimated Revenues
Fund Balance	\$ 2,500,000
Property Taxes Current year	4,309,336
Prior Year Taxes	227,700
Tax Penalties, Interest & Publication Fees	99,000
Property Transfer Tax	62,000
Gas and Oil Severance Tax	200,000
Wine & Liquor Tax	7,455
Hotel Occupancy Tax	637,560
Miscellaneous Permits	320
Federal Grants / Federal Payment in Lieu of Taxes	83,865
Other Grants	41,776
Sheriff's Service of Process	20,000
County Clerk's Earnings	115,000
Circuit Clerk's Earnings	30,000
Prosecuting Attorney's Earnings	600
Accident Reports	700
Motor Vehicle License Fee	5,000
Rents & Concessions	20,268
Franchise Agreement	29,600
IRP Fees (Interstate Registration Plan)	30,000
Fines, Fees & Court Costs	65,000
Regional Jail Operations Partial Reimbursement	40,000
Interest Earned	16,000
Miscellaneous Revenue	13,000
Sheriff's Commission	15,000
Commissions	6,700
Gaming Income	60,000
Video Lottery	55,000
Refunds/Reimbursements (External Sources)	72,972
Emergency 911 Reimbursement	2,100
General School Reimbursements	54,000
Magistrate Court Reimbursements	200
Payroll Reimbursements	1,800
Total Estimated General Fund Revenues	\$ 8,821,952
Coal Severance Tax	Estimated Revenues
Assigned Fund Balance	\$ 10,000
Coal Severance Tax	30,000
Interest Earned on Investment	10
Total Coal Severance	\$ 40,010

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
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ESTIMATED EXPENDITURES	General Fund	Coal Severance Tax Fund
GENERAL GOVERNMENT		
County Commission	\$ 363,037	\$ -
County Clerk	452,194	-
Circuit Clerk	290,716	-
Sheriff - Treasurer	288,585	-
Prosecuting Attorney	382,519	-
Assessor	381,839	-
Statewide Computer Network	38,615	-
Agricultural Agent	72,228	-
Elections - County Clerk	98,657	-
Courthouse	1,393,739	-
Microfilm	112,508	-
Data Processing	115,383	-
Regional Development Authority	16,372	-
Economic Development	85,725	-
Contingencies - Not to Exceed 10% of Budget	882,195	-
TOTAL GENERAL GOVERNMENT	4,974,312	-
PUBLIC SAFETY		
Sheriff - Law Enforcement	824,506	-
Sheriff - Service of Process	49,071	-
Regional Jail	700,000	-
Civil Defense	1,000	-
Emergency Services	45,555	-
Communication Center	55,000	40,010
Fire Department	45,000	-
Ambulance Authority	30,000	-
Dog Warden/Humane Society	124,244	-
Watershed Project	5,000	-
Public Safety Grants	163,159	-
Courthouse Security	166,991	-
Community Based Corrections Program	22,353	-
TOTAL PUBLIC SAFETY	2,231,879	40,010
HEALTH AND SANITATION		
Local Health Department	25,000	-
Mental Health	1,000	-
TOTAL HEALTH & SANITATION	26,000	-
CULTURE AND RECREATION		
Parks & Recreation	304,906	-
Fair Associations/Festivals	2,500	-
Visitor's Bureau	318,780	-
Library	63,756	-
TOTAL CULTURE & RECREATION	689,942	-
SOCIAL SERVICES		
Family Law Judge	8,000	-
TOTAL SOCIAL SERVICES	8,000	-
CAPITAL PROJECTS		
Courthouse	567,099	-
Other Boards & Authorities	324,720	-
TOTAL CAPITAL OUTLAY	891,819	-
Total Expenditures	\$ 8,821,952	\$ 40,010

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014

LEWIS COUNTY, WEST VIRGINIA
LEVY PAGE
REGULAR CURRENT EXPENSE LEVY
2014 - 2015

Current Year	Column E		Taxes Levied
	Certificate of Valuation Assessed Value for Tax Purposes	Levy Rate/\$100	
Class I			
Personal Property	\$ _____	14.30	\$ _____ 0
Public Utility	_____ 0		_____ 0
Total Class I	\$ _____ 0		\$ _____ 0
Class II			
Real Estate	\$ _____ 285,705,250	28.60	\$ _____ 817,117
Personal Property	_____ 3,479,922		_____ 9,953
Total Class II	\$ _____ 289,185,172		\$ _____ 827,070
Class III			
Real Estate	\$ _____ 138,897,420	57.20	\$ _____ 794,493
Personal Property	_____ 292,909,571		_____ 1,675,443
Public Utility	_____ 181,543,088		_____ 1,038,426
Total Class III	\$ _____ 613,350,079		\$ _____ 3,508,362
Class IV			
Real Estate	\$ _____ 33,013,310	57.20	\$ _____ 188,836
Personal Property	_____ 23,256,074		_____ 133,025
Public Utility	_____ 11,518,859		_____ 65,888
Total Class IV	\$ _____ 67,788,243		\$ _____ 387,749
Total Value & Projected Revenue	\$ _____ 970,323,494		\$ _____ 4,723,181
Less Delinquencies, Exonerations & Uncollectable Taxes		5.00%	_____ 236,159
Less Tax Discounts		2.00%	_____ 89,740
Less Allowance for Tax Increment Financing - see worksheet (Subtracted from regular current expense taxes levied only)		_____ 0
Total Projected Property Tax Collection		_____ 4,397,281
Less Assessor Valuation Fund (Subtracted from regular current expense taxes levied only)		2.00%	_____ 87,946
Net Amount to be Raised by Levy of Property Taxes			
For Budget Purposes (Transfer amount to Worksheet GCRV - Account No. 301-01)			\$ _____ 4,309,336

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REGULAR
SESSION: MONDAY, APRIL 7, 2014**

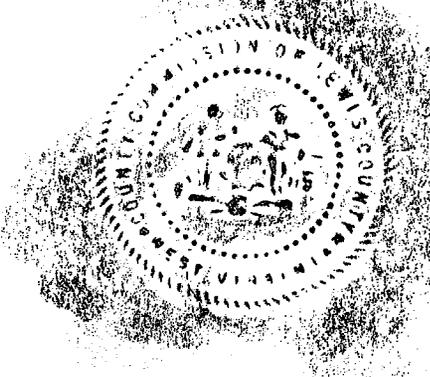
**LEWIS COUNTY, WEST VIRGINIA
EXCESS LEVY PAGE
Lewis County Aquatic Center
2014 - 2015**

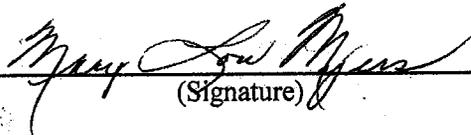
	Column E Certificate of Valuation <u>Assessed Value for Tax Purposes</u>	Levy <u>Rate/\$100</u>	Taxes <u>Levied</u>
Current Year			
Class I			
Personal Property	\$ 0	1.65	\$ 0
Public Utility	0		0
Total Class I	\$ 0		\$ 0
Class II			
Real Estate	\$ 285,705,250	3.30	\$ 94,283
Personal Property	3,479,922		1,148
Total Class II	\$ 289,185,172		\$ 95,431
Class III			
Real Estate	\$ 138,897,420	6.60	\$ 91,672
Personal Property	292,909,571		193,320
Public Utility	181,543,088		119,818
Total Class III	\$ 613,350,079		\$ 404,811
Class IV			
Real Estate	\$ 33,013,310	6.60	\$ 21,789
Personal Property	23,256,074		15,349
Public Utility	11,518,859		7,602
Total Class IV	\$ 67,788,243		\$ 44,740
Total Value & Projected Revenue	\$ 970,323,494		544,982
Less Delinquencies, Exonerations & Uncollectable Taxes		5.00%	27,249
Less Tax Discounts		2.00%	10,355
Net Amount to be Raised by Levy For Budget Purposes:		507,379

Included in the General Fund "Yes or No" No
EXCESS LEVY REPORTED ON GENERAL FUND REVENUE SUMMARY PAGE
IN ACCOUNT # 301-90: \$ 0

STATE OF WEST VIRGINIA
 LEWIS COUNTY, WEST VIRGINIA, WEST VIRGINIA

I, Mary Lou Myers, CLERK OF THE COUNTY COMMISSION OF SAID COUNTY, DO HEREBY CERTIFY THAT THE FOREGOING ARE TRUE COPIES FROM THE RECORD OF ORDERS MADE AND ENTERED BY SAID COMMISSION ON THE 24th DAY OF MARCH 2014.





(Signature)

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

IN RE: NOTICE OF APPROVAL OF LEVY ESTIMATE (BUDGET)

The approval of the levy estimate (budget) was received from Ora L. Ash, Director, Local Government Services Division as follows:



State of West Virginia

Office of the State Auditor
Glen B. Gainer III
State Auditor
www.wvsao.gov

Building 1, Room W-100
Charleston, West Virginia 25305
Telephone: (304) 558-2251
FAX: (304) 558-5200

200 West Main Street
Clarksburg, West Virginia 26301
Telephone: (304) 627-2415
FAX: (304) 627-2417

March 25, 2014

**NOTICE OF APPROVAL OF THE LEVY ESTIMATE
(BUDGET)**

To: Lewis County Commission

In accordance with the provisions of Chapter 11, Article 8, of the West Virginia Code, as amended, the State Auditor of West Virginia hereby approves your Levy Estimate (Budget) for the fiscal year beginning July 1, 2014.

I find that any levy rates to be imposed in excess of those prescribed by the West Virginia Constitution were legally authorized by a vote of the people.

With this written approval, the levying body shall meet on the third Tuesday in April (April 15) to hear and consider any objections and to officially adopt the levy rates for property taxation. The clerk/recording officer, within three days of such meeting, shall prepare and forward to the State Auditor the officially adopted levy rates and levy order.

If you have any questions, please do not hesitate to contact me at 304-627-2415 or 1-877-982-9148 extension 5114, Shellie Humphrey extension 5114, Mary Ann Claytor extension 5118, or Karen Drain extension 5101.

Sincerely,
Glen B. Gainer III
WV State Auditor

By: Ora L. Ash,
Deputy State Auditor
Local Government Services

With this written approval, the Commission shall meet on the third Tuesday in (April 15) at 9:00 A.M. to officially adopt the levy rates for property taxation.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

**IN RE: GRANT PAYMENT REQUEST AND CLOSURE
#12LEDA0746N, AMERICAN LEGION POST 166**

The following Resolution was approved for signature on the request for payment and closing of Grant #12LEDA0746N in the amount of \$5,000.00 for American Legion Post 166 upon motion of Patrick D. Boyle, second by Thomas V. Fealy, 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:
AGNES G. QUEEN
President
PATRICK D. BOYLE
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 grant closure of the GCP grant for the American Legion Post 166, and
- WHEREAS:** is it necessary for the Lewis County Commission to authorize the grant closure of said funds for the American Legion Post 166 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 grant closure and execute all necessary program documents,

NOW THEREFORE BE IT RESOLVED THAT:

1. The Lewis County Commission authorizes the filing of an grant closure for the American Legion Post 166, 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 American Legion Post 166, and
4. Agnes G. Queen, President, or Lucinda A. Whetsell, Administrator is designated as the authorized official to act in connection with this grant closure.

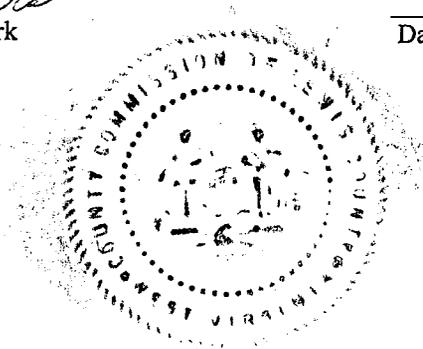
Agnes G. Queen
Agnes G. Queen, President
Lewis County Commission

April 7, 2014
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.

Mary Lou Myers
Mary Lou Myers, County Clerk

April 7, 2014
Date



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

**IN RE: GRANT PAYMENT REQUEST AND CLOSURE
#12LEDA0748N, LEWIS COUNTY BASEBALL ASSOCIATION**

The following Resolution was approved for signature on the request for payment and closing of Grant #12LEDA0748N in the amount of \$5,000.00 for Lewis County Baseball Association upon motion of Thomas V. Fealy, second by Patrick D. Boyle, 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:
AGNES G. QUEEN
President
PATRICK D. BOYLE
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 grant closure of the GCP grant for the Lewis County Baseball, and

WHEREAS: is it necessary for the Lewis County Commission to authorize the grant closure of said funds for the Lewis County Baseball 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 grant closure and execute all necessary program documents,

NOW THEREFORE BE IT RESOLVED THAT:

1. The Lewis County Commission authorizes the filing of an grant closure for the Lewis County Baseball, 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 Lewis County Baseball, and
4. Agnes G. Queen, President, or Lucinda A. Whetsell, Administrator is designated as the authorized official to act in connection with this grant closure.

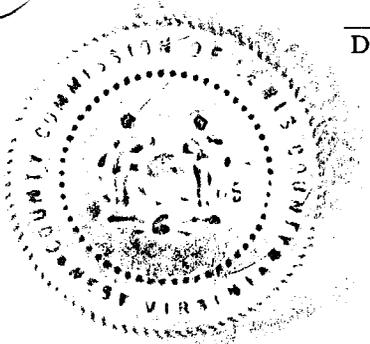
Agnes G. Queen
Agnes G. Queen, President
Lewis County Commission

April 7, 2014
Date

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.

Mary Lou Myers
Mary Lou Myers, County Clerk

April 7, 2014
Date



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

IN RE: COMPLIANCE DASHBOARD SOFTWARE

The County Commissioners' Association endorses the Compliance Dashboard Software. This software enables Human Resource Managers to track Affordable Healthcare Act and Human Resource paperwork and deadlines. Cost is \$300.00 annually. Commission directed Ms. Whetsell to set up a meeting.

**IN RE: WEST VIRGINIA DIVISION OF CULTURE AND HISTORY RECORDS
MANAGEMENT AND PRESERVATION GRANT AWARD**

Upon motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve signature on the West Virginia Division of Culture and History Records Management and Preservation Grant in the amount of \$10,000.00 awarded to the Lewis County Clerk's office. Grant documents will be recorded in the Miscellaneous Book after contract is received with signatures.

**IN RE: PROBATING THE LAST WILL AND TESTAMENT OF
JOHN DANIEL LEBO, DECEASED**

This day came Mary Lou Bonnett, sister of John Daniel Lebo, deceased, and presented and offered for probate a paper writing bearing date the 6th day of June, 1993, purporting to be the Last Will and Testament of her said decedent.

And, it appearing to the Commission that the said decedent, at the time of his death, had a known place of residence in the County of Lewis, State of West Virginia, and it further appearing that the said paper writing had attached thereto, an affidavit signed by Esther M. Riffle, Richard W. Skinner and Cynthia S. Davis. The said affidavit set forth the fact that the said John Daniel Lebo, the Testator, signed and declared the said paper writing as and for his Last Will and Testament in their presence and at the time thereof, the said Testator was of sound mind and disposing memory and over the age of eighteen. And, at the request of the said Testator, they, the said Esther M. Riffle, Richard W. Skinner and Cynthia S. Davis signed their names to said paper writing in the presence of the said Testator and in the presence of each other as the attesting witnesses thereto.

The said Will being thus proved, is admitted to probate and ordered to be filed and recorded as directed by law.

**IN RE: QUALIFICATION OF RICHARD L. BONNETT, EXECUTOR OF THE WILL OF
JOHN DANIEL LEBO, DECEASED**

WHEREAS, John Daniel Lebo, whose Last Will and Testament was this day fully proved, probated and admitted to record, therein named Richard L. Bonnett. as Executor thereof and requested that no bond be required of him as such Executor. THEREUPON, personally appeared the said Richard L. Bonnett and qualified as Executor of the Will of John Daniel Lebo, deceased, by taking the oath prescribed by law.

It is stated by said Executor that John Daniel Lebo departed this life on the 28th day of March, 2014, aged seventy-three years.

**ORDERS --- BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

IN RE: RECESS FOR PUBLIC HEARING

On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to recess the regular meeting for a public hearing on the Lewis County Comprehensive Plan at 10:30 AM.

PUBLIC HEARING ON THE LEWIS COUNTY COMPREHENSIVE PLAN

On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to opening the public hearing. All present were asked to sign the "Meeting Sign In" sheet as attached:



Public Hearing Sign In
MEETING SIGN IN

DATE: 04-07-2014

NAME	CONCERN
FRANK LYDON	Dug Ghen
Lea Anne Hawkins, PA.	Seth Wilson
Edsel Smith, chair LEPC	Chad Griffith
Charlie Straley	Saul Foster
Darlene G. Swinger	Bruce Adler
Phyllis Hinterer	Steve Monexpenney
Alli Herner	
Melba A Hull	
Agnes Queen	
Thomas V Fealy	
Mary Ann Myers	
Alec [Signature]	
Cindy Whetsell	

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, APRIL 7, 2014**

Michael Dougherty, West Virginia Extension Service opened the meeting by explaining the Lewis County Comprehensive Plan was available on line at the Lewis County Commission Website. He asked for comments or questions from the audience. Phyllis Hinterer, Citizen, had the following questions/comments:

1. Why was the plan for 10 years when in the documents it only addressed 60 months or 5 years? Mr. Dougherty explained the plan would evolve over the next ten years and changes would need to be made.
2. The priority list was not clear. Mr. Dougherty explained that several entities developed the plan and all was a priority.
3. The Route 33 Expansion needed to be a full cloverleaf design. Mr. Dougherty explained by the Route 33 Expansion being in the plan it would allow the commission to go to the West Virginia Department of Highways for design.
4. Commented that the law enforcement and fire departments should not be forgotten.

Mr. Dougherty asked for any other comments/questions, then closed the floor for comment. He explained the next step would be the process by which the commission passed ordinances. With no further comment the meeting was on motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to adjourn the public meeting at 10:38 AM.

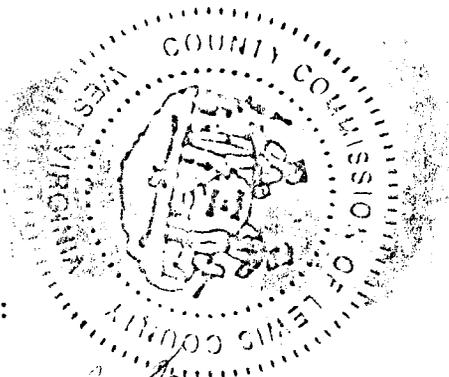
EFFECTIVE DATE

This Ordinance shall be in full force and effect on the _____ day of _____, 2014, after its passage and approval as provided by law.

Public Hearing: April 7, 2014

Passed: First Reading _____

Passed: Second Reading _____



LEWIS COUNTY COMMISSION

BY: Agnes G. Queen
AGNES G. QUEEN, PRESIDENT

ATTEST:

Mary Lou Myers
MARY LOU MYERS, COUNTY CLERK

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
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IN RE: RECONVENE REGULAR MEETING

On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to reconvene the regular meeting at 10:38 AM.

IN RE: APPROVAL OF BID ADVERTISEMENT FOR THE REPAIR AND REPLACEMENT OF ROOF ON THE LEWIS COUNTY TAX OFFICE AND FORMER JAIL

On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve as presented by Cindy Whetsell, County Administrator the advertisement for bid of the repair and replacement of the roof on the Lewis County Tax Office and Former Jail.

IN RE: APPROVAL OF RAY SMITH TO THE EDA BOARD

At the recommendation of the Lewis County Economic Development Authority and on motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve Mr. Ray Smith to a three year term expiring on December 31, 2016 on the Lewis County Economic Development Authority Board.

IN RE: FOR YOUR INFORMATION CINDY WHETSELL

Cindy Whetsell, County Administrator informed the commission of the following items:

1. April 24, 2014 is the ribbon cutting for the Access Midstream.
2. She has a list of legislation passed and is available in her office.
3. The West Fork Conservation District watershed inspection is from 8:30 AM to 4:30 PM on April 21st. Ms. Whetsell requested the will of the commission on the regular commission meeting on the 21st. It is scheduled for 1:30 PM at this time. On motion of Thomas V. Fealy, second by Patrick D. Boyle to move the meeting to 5:00 PM on the 21st of April, 2014.

IN RE: DIGITATION OF THE LEWIS COUNTY LAND BOOKS

Seth Wilson, Bowles, Rice, McDavid appeared before the commission representing the WV Oil and Natural Gas Association regarding digitizing of the Lewis County Land Books in the Lewis County Clerk's office. Accompanying Mr. Wilson was, Chad Giffith, CNX, Greg Cunningham and Tracey Weber, III. Mr. Wilson explained the WV Oil and Natural Gas Association was involved in a similar project in Tyler County in which they were digitizing the records in the Tyler County Clerk's office. He informed the commission they were interested, with the approval of the commission, in digitizing the records of the Lewis County Clerk's office at no cost to the commission. Commission directed Mr. Wilson to send a letter to the Lewis County Prosecuting Attorney Lea Anne Hawkins asking for an opinion from the West Virginia Attorney General's office on the legality of the project and to the West Virginia State Auditor. Mr. Wilson was also directed to send a letter detailing scope of the project to the Lewis County Commission requesting access to the Lewis County Clerk's records to see what the project entails.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: EXECUTIVE SESSION (PERSONNELL WV CODE 6-9A-4) JANICE WHITEHAIR

On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve going into executive session as per WV Code 6-9A-4 at 11:25 AM.

On motion of Thomas V. Fealy, second by Agnes G. Queen, motion passing to return to regular session at 11:48 AM. Commission Patrick D. Boyle attended the executive session but had an appointment and had to leave the regular session. No action was taken on the executive session.

IN RE: FOR YOUR INFORMATION PER CINDY WHETSELL

Cindy Whetsell, County Administrator presented the following to the commission:

1. Requested signature on a letter of support for the Lewis County Senior Center for a grant.
2. Requested signature on a letter canceling the elevator service contract effective July 1, 2014.
3. Requested signature on a letter notifying the Lewis County Hazardous Materials Response Team that funding has been eliminated for the 14/15 Fiscal Year.
4. Requested direction on a request from Mary Hogan, County Surveyor requesting access to the courthouse after hours. Commission directed this be put on next week's agenda.
5. Requested direction on a complaint from security on access to the courthouse before 8:00 AM. Commission directed this be put on next week's agenda.

**IN RE: SETTLEMENT OF ACCOUNTS FOR CHARLES C. HATHAWAY,
FIDUCIARY COMMISSIONER**

Charles C. Hathaway, Fiduciary Commissioner, having filed with the Clerk of this Commission during the month of March, 2014, and at least ten (10) days prior to this date, the following Settlement of Accounts, which have been made by him, advertised and otherwise handled in accordance with the Statutes; and there having been no objections thereto, the same hereby confirmed:

Curtis Gene Ferguson, Executor, Partial Receipts and Disbursements
of the Fiduciary Account the Estate of Catherine Mae West, 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:

Shirley Ann Bowie, Executrix, Waiver of Settlement of the Fiduciary Account
the Estate of Macel G. Craig, deceased

Verna E. Heater, Administratrix, Waiver of Settlement of the Fiduciary Account
the Estate of Irma Marie Reel, deceased

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

2879	United Bankcard Center	04/07/2014	910.27
	Corridor H Tire Inc	584.00	
	H & M Motor Company, Inc.	56.50	
	Little General	60.30	
	Lowe's	119.96	
	MCM Business Systems	70.01	
	Walmart Community BRC	19.50	
	ASSESSOR VAL	TOTAL	910.27

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:

70427	WV FRIS	03/31/2014	45.00
70430	United Bankcard Center	04/07/2014	16,241.75
	Aqua Filter Fresh, Inc.	103.20	
	AT&T Mobility	1,624.73	
	Butcher Layfield Lumber	14.54	
	BFS Foods	9.00	
	Corridor H Tire Inc	584.00	
	Fisher Auto Parts, Inc.	38.91	
	Frontier	2,923.38	
	Gall's, Inc.	679.14	
	Global Science & Technolo	1,143.62	
	Heaster - Hart, LLC	986.61	
	Legal Directories Pub Co	169.70	
	Lowe's	236.31	
	Mountain State Waste	377.11	
	NADA Appraisal Guides	40.00	
	NTelos	412.05	
	Pickens Automotive Servic	264.75	
	Pit N Go	45.00	
	Pitney Bowes	2,409.00	
	Postmaster	266.34	
	Quill Corporation	876.83	
	R. D. Wilson Sons & Co.	657.45	
	Radio Shack	79.98	
	Ricoh Americas Corporatio	41.00	
	Scott Electric	112.40	
	Staples	168.46	
	Stonewall Jack. Mem. Hosp	120.00	
	Superior Car Wash LLC	69.37	
	Trapuzzano's Uniforms	305.00	
	TKE Corp	846.66	
	U.S.Target, Inc.	62.88	
	Walmart Community BRC	70.71	
	Wendlings Food Service	845.74	
	Weston Democrat, Inc.	577.56	
	WV Division of Highways	221.13	
	511.Inc	(1,140.81)	

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70432	Mary Lou Myers, Clerk	04/07/2014	33.00
70433	Edward S. Shiflett	04/07/2014	400.00
70434	Guttman Oil Company	04/07/2014	1,029.29
70435	Jane Lew Vol. Fire Dept.	04/07/2014	1,000.00
70436	Jackson's Mill V. Fire Dep	04/07/2014	1,000.00
70437	Lewis County Honor Guard	04/07/2014	201.50
70438	Mon Power	04/07/2014	324.56
70439	Nationwide Retr Solutions	04/07/2014	72.80
70440	Pricetown Vol. Fire Dept.	04/07/2014	1,000.00
70441	John Stevens	04/07/2014	157.18
70442	Weston Vol. Fire Dept.	04/07/2014	1,000.00
70443	Weston Storage, Inc.	04/07/2014	150.00
70444	WV Assoc. of Counties	04/07/2014	3,043.00
	GENERAL COUNTY	TOTAL	25,698.08

E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2014, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

7609	United Bankcard Center	04/07/2014	19,223.10
	BFS Foods	9.00	
	Dale Moyers Enterprize	165.00	
	Fred Pryor Seminars	199.00	
	Freedom Tech Services, LLC	9,764.40	
	Frontier	2,067.45	
	Ground Zero Electrostatic	2,975.10	
	Harry Green Chevrolet, Inc	1,600.84	
	James & Law Company	1,428.72	
	Lakeview Resort Center	119.75	
	Martin Oil Company, Inc.	297.48	
	Mountain State Waste	27.95	
	Pickens Automotive Servic	120.70	
	R. D. Wilson Sons & Co.	87.18	
	Scott Electric	38.82	
	Texas Roadhouse	25.98	
	Ultimate Office	16.66	
	Walmart Community BRC	63.36	
	Weston Democrat, Inc.	125.16	
	911 Cares	90.55	
7611	Guttman Oil Company	04/07/2014	78.20
7612	Staples	04/07/2014	79.96
7613	Verizon Business Services	04/07/2014	150.00
	E-911	TOTAL	19,531.26

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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DOG & KENNEL CLAIMS

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

2577	United Bankcard Center	04/07/2014	843.24
	AT&T Mobility	39.65	
	McFly Outdoors	222.95	
	Super Splash	12.19	
	WV Division of Highways	568.45	
	DOG AND KENNEL	TOTAL	843.24

CONCEALED WEAPONS CLAIMS

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

805	VOIDED CHECK		
806	John Perude	03/31/2014	480.00
	CONCEALED WEAPONS	TOTAL	480.00

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:

2405	United Bankcard Center	04/07/2014	77.24
	NTelos	77.24	
	HOME CONFINEMENT	TOTAL	77.24

MAGISTRATE COURT CLAIMS

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

1912	United Bankcard Center	04/07/2014	185.37
	Ntelos	185.37	
	MAGISTRATE COURT	TOTAL	185.37

WV DEPUTY SHERIFF'S RETIREMENT CLAIMS

ORDERED, that drafts be issued payable out of the 2014, Levy, WV DEPUTY SHERIFF'S RETIREMENT FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

230024	WV Dep Shf Retirement	04/02/2014	871.50
	DEP SHF RET	TOTAL	871.50

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: PROBATING THE LAST WILL AND TESTAMENT OF
VIRGINIA OSBORN, DECEASED

Sheri Richardson, by US Mail, presented and offered for probate a paper writing bearing date the 29th day of September, 2011, purporting to be the Last Will and Testament of Virginia Osborn, deceased.

And it appearing to the Commission that the said decedent, at the time of her death, had a known place of residence in the County of Ozark, State of Missouri, who at the time of death owned Real Estate in Lewis County, West Virginia, and it further appearing that the paper writing had attached thereto, an affidavit signed by C. S. Richardson and Rodney Richardson. The said affidavit set forth the fact that the said Virginia Osborn, the Testatrix, signed and declared the said paper writing as and for her Last Will and Testament in their presence and at the time thereof, the said Testatrix was of sound mind and disposing memory and over the age of eighteen. And, at the request of the said Testatrix, they, the said C. S. Richardson and Rodney Richardson signed their names to said paper writing in the presence of the said Testator and in the presence of each other as the attesting witnesses thereto.

The said Will being thus proved, is admitted to probate and ordered to be filed and recorded as directed by law.

IN RE: CHECKS RECEIVED

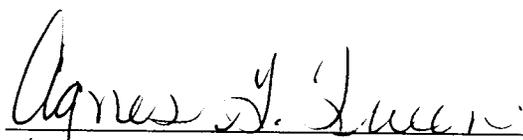
LC Development Auth.	\$4, 635.78	WV, State, of	\$201.50
J. Reger	9.50	LC Emerg. Ambul. Serv.	25,718.26
Dog & Kennel	360.00	L C Magistrate Court	440
LC Magistrate Court	200.00	Lewis County Park	1,524.91

X

The minutes of this meeting were approved upon motion of Thomas V. Fealy, second by Patrick D. Boyle, motion passing.

ORDERED, That this Commission doth now adjourn until Monday, April 14, 2014.

Given under my hand this 7th day of April, 2014.



PRESIDENT