

**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, October 21, 2014.

WHEREAS, on the 21st day of April, 2014, Cathy Erler qualified as Administratrix of the personal estate of Joseph Edward Erler, deceased; and

WHEREAS, it appears that several claims have been filed against the said estate of Joseph Edward Erler, deceased; and

WHEREAS, on the 9th day of October, 2014, by letter writing, D. Andrew McMunn, attorney for Cathy Erler, Administratrix, stated that said estate appeared to be insolvent and requested that the said estate be referred to a Fiduciary Commissioner for determination of claims

WHEREUPON, this day, the estate of Joseph Edward Erler, deceased, is hereby referred to W.T. Weber, Jr., to determine the payment of the claims.

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 Thursday, October 23, 2014.

At an earlier date, by the United States Postal Service, Bessie N. Wilson, wife of James C. Wilson, deceased offered an Authenticated Copy of the Will of her said decedent, late a resident of New Hanover County, State of North Carolina, who at the time of death owned Real Estate in Lewis County, West Virginia, in accordance with Chapter 41, Article 5, Section 13, of the Code of West Virginia, said Will is duly admitted to record, as and for the Last Will and Testament of James C. Wilson, deceased.

Attest:

 Clerk

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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State of West Virginia

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In the office of the Clerk of the County Commission of the said County of Lewis, in the recess of the said Commission on Thursday, October 23, 2014.

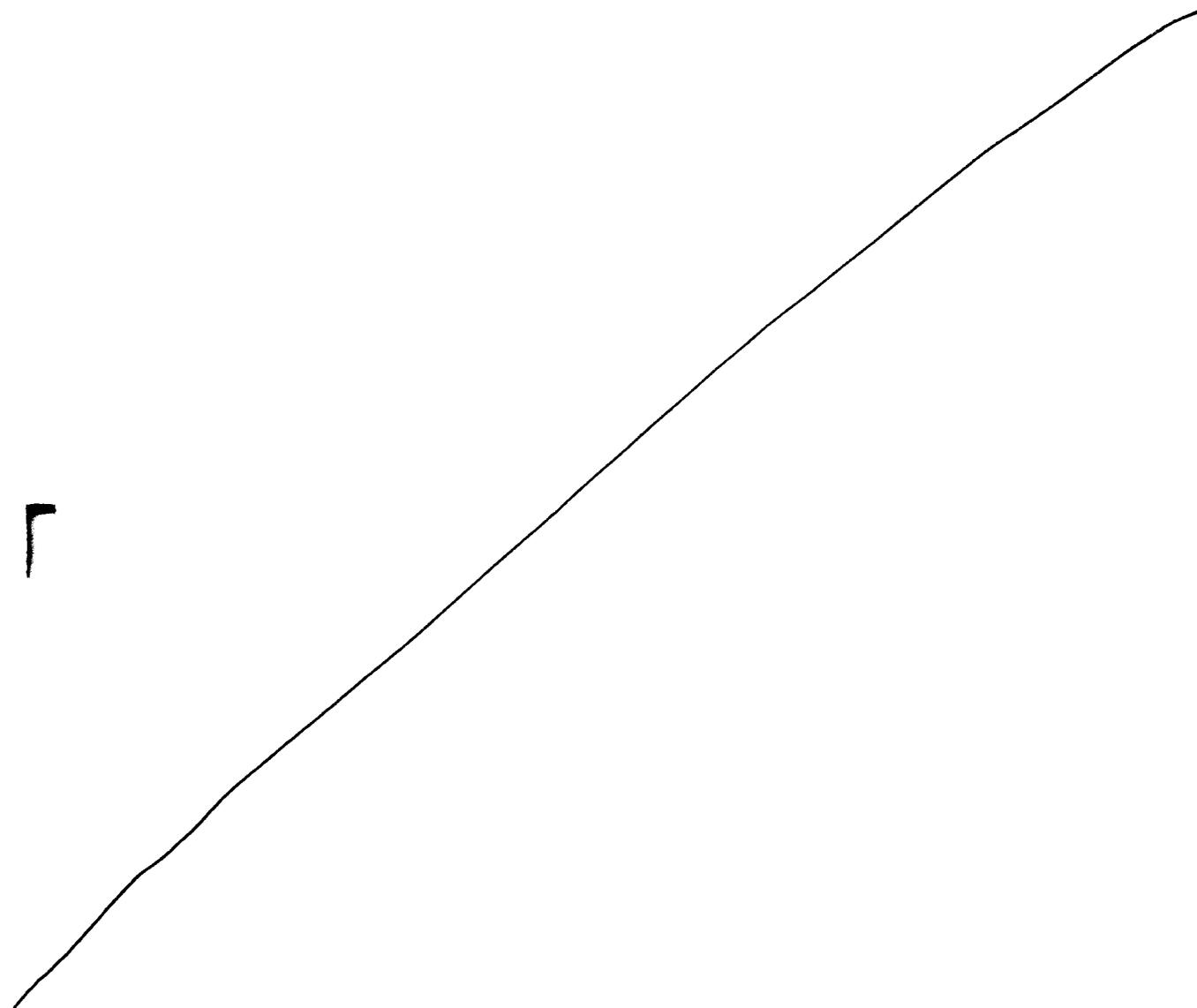
This day came Jeffrey H. Wilson, son of James C. Wilson, deceased, and filed an affidavit signed by Bessie N. Wilson, Personal Representative of the Estate of James C. Wilson, deceased, requesting that the said Jeffrey H. Wilson be appointed Ancillary Administrator , CTA of the estate of her said decedent. Upon, consideration of which, the Clerk is of the opinion to and doth hereby appoint the said Jeffrey H. Wilson as such Ancillary Administrator of the estate of James C. Wilson, deceased.

THEREFORE, Jeffrey H. Wilson as surety with CNA Surety through Western Surety Company as his surety gave bond in the penalty of Six Hundred (\$600.00) Dollars, payable to the State of West Virginia, conditioned according to law, which bond is hereby approved, and deemed sufficient. And, thereupon, the said Jeffrey H. Wilson qualified as Ancillary Administrator, CTA of the estate of James C. Wilson, deceased, by taking the oath prescribed by law.

It is stated by said Ancillary Administrator that James C. Wilson departed this life on the 10th day of April, 2014, aged eighty-eight years.

Attest:

 Clerk



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, OCTOBER 27, 2014**

Commission sat pursuant to adjournment of Monday, October 20th, 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: TAX EXONERATIONS

Upon application of the following, approved by the Prosecuting Attorney, it appears that they were erroneously assessed and should therefore be, released the following amounts, as so ordered. Upon motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous, the following amounts were released.

Joshua M. or Daniella Joy Layfield	\$254.41
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IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE

1. **Upshur County Commission Agenda** – No meeting was held.
2. **Lewis County Animal Control Monthly Report** – Lewis County Animal Control report for September 2014 was filed. This report had been filed previously.
3. **Region VII Planning and Development Council Meeting Minutes and Agenda** – The minutes of August 12, 2014 quarterly meeting and the agenda for the quarterly county meeting of Region VII for October 27, 2014 was filed. President Agnes G. Queen is planning to attend the meeting this evening.
4. **National Association of Counties Prescription Drug Discount Card Utilization** – The National Association of Counties Prescription Drug Discount Card program for September, 2014 has a total of 54 citizens utilizing the card with an average savings of 26.36%. Since the Lewis County Commission enrolled in this program in 2005, Lewis County residents have saved a total of \$639,624.54.
5. **Lewis County Family Resource Network Meeting Minutes and Agenda** – The minutes of the Family Resource Network for September 2, 2014 and the agenda for October 6, 2014 was filed.

**IN RE: TOM BOND – CONCERNS REGARDING OIL AND GAS INDUSTRY
IN LEWIS COUNTY**

Tom Bond, Lewis County resident, appeared before the commission and presented a report of oil and gas industry accidents and effects of oil and gas on the county. The report is available upon request from the Lewis County Commission office or the Lewis County Clerk's office.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: SHERIFF ADAM GISSY REQUEST TO ADVERTISE FOR ASSISTANT CHIEF TAX DEPUTY AND REQUEST FOR FUNDS FOR DRUG INVESTIGATION

Sheriff Adam Gissy appeared before the commission to request hiring of an assistant chief tax deputy to replace Chief Tax Deputy Diana Posey. Sheriff Gissy plans to replace the Chief Tax Deputy position with two Assistant Chief Tax Deputies. On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve the posting of the position for an assistant chief tax deputy.

Sheriff Gissy also requested the commission to add additional funds to his investigation line item 001-700-233.0. After discussion it was decided that Sheriff Gissy would meet with the commission and they would go over his budget and possible move money within his budget and possibly he could transfer some of his expenses to his Concealed Weapons Fund.

IN RE: QUARTERLY REPORT OF THE LEWIS COUNTY CONVENTION AND VISITOR'S BUREAU BY CHRIS RICHARDS, DIRECTOR

Chris Richards, Director of the Lewis County Convention and Visitor's Bureau presented her quarterly report for July, August and September, 2014. The report is available upon request in the Lewis County Commission office or the Lewis County Clerk's office.

IN RE: SUSIE VANCE, CONCERNS REGARDING MOUNTAIN VALLEY PIPELINE AND WATER TABLES IN LEWIS COUNTY

Susie Vance, Lewis County resident, appeared before the commission to voice her concerns over the Mountain Valley Pipeline and water tables in Lewis County. After expressing her concerns Ms. Vance had the following recommendations:

Create a volunteer committee to investigate oil & gas problems, request water testing county wide before the oil & gas industry starts, and appoint a liaison to the Environmental Protection Agency.

IN RE: SHIRLEY MASON, PUBLIC COMMENT

Shirley Mason, property owner requested the commission find out who owns the property adjacent to hers. She has a problem with trees and leaves. Cindy Whetsell, County Administrator took her information and will get back with her.

IN RE: BOARD AND COMMITTEE REPORTS

Commissioner Thomas V. Fealy attended the Community Corrections meeting. An update of the Home Confinement and Community Corrections clients was given. Lewis County has 35 on Home Confinement and 100 in Community Corrections.

President Agnes G. Queen, County Administrator Cindy Whetsell and County Clerk Mary Lou Myers attended the Breast Cancer Awareness Luncheon.

President Agnes G. Queen attended the EDA meeting. Water projects were discussed.

President Agnes G. Queen, Commissioners Patrick D. Boyle and Thomas V. Fealy attended the testing of the 850 voting tabulator machine this morning at 8:30 AM.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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**IN RE: RECORDS MANAGEMENT GRANT APPLICATION
FOR THE LEWIS COUNTY CIRCUIT CLERK APPROVED**

Upon motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous, the following West Virginia Records Management and Preservation Board Grant application for the Lewis County Circuit Clerk for back scanning of 2009 and earlier criminal case files:

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 RMPG will grant funds to eligible governments to finance records projects, and

WHEREAS: the Lewis County Commission desires to obtain such funding for scanning records in the Lewis County Circuit Clerk's Office, and

WHEREAS: the Lewis County Commission does authorize the grant application of the RMPG grant for scanning records in the Lewis County Circuit Clerk's Office, and

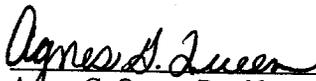
WHEREAS: is it necessary for the Lewis County Commission to authorize the grant application of said funds for scanning records in the Lewis County Circuit Clerk's Office, and

WHEREAS: the Lewis County Commission must give assurances that WV RMPG 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 a WV RMPG for scanning documents in the Lewis County Circuit Clerk's Office, 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 scanning documents in the Lewis County Circuit Clerks' Office, 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.

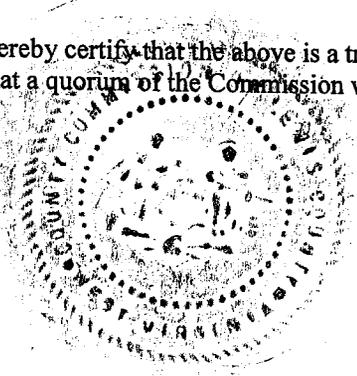

Agnes G. Queen, President
Lewis County Commission

October 27, 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, County Clerk

October 27, 2014
Date



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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BUDGET REVISION - APPROVED

The following Budget Revision was this day approved by the WV State Auditor, Local Government Service Division, for FY 2014/2015 GENERAL COUNTY (001) Revision #03

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
2014/2015
FY
1
FUND
3
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

RECEIVED
County
Government Type
OCT 21 2014

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
322	Federal Grants	64,365	24,993		89,358
323	State Grants	362,187	4,500		366,687
324	Other Grants	41,776 46,682	6,906		48,682 53,588
382	Refunds/Reimbursements (External Sources)	74,719	9,580		84,299
	#N/A				
	#N/A				

NET INCREASE/(DECREASE) Revenues (ALL PAGES) 45,979

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
403	Circuit Clerk	302,869	487		303,356
405	Prosecuting Attorney	395,979	4,506		400,485
442	Federal Grants		24,993		24,993
443	State Grants	352,391	4,500		356,891
699	Contingencies	1,076,942	2,975		1,079,917
728	Local Law Enforcement Grant	50,590	230		50,820
729	Local Law Enforcement Grant		8,288		8,288
	#N/A				
NET INCREASE/(DECREASE) Expenditures			45,979		

APPROVED BY THE STATE AUDITOR
BY: *Ora Ash / Karen* 10/22/2014
Director, Local Government Services Division Date

Agnes S. Queen
AUTHORIZED SIGNATURE OF ENTITY

10/20/14
APPROVAL DATE

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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**IN RE: PROSECUTING ATTORNEY LEA ANNE HAWKINS
BUDGET ADJUSTMENT APPROVED**

Lea Anne Hawkins, Prosecuting Attorney sent a request to the commission for an increase of \$6,000.00 to her investigative line item. Ms. Hawkins cited an increase of felony cases and the double homicide that is pending. On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve the request for \$6,000.00.

IN RE: BARBARA PAUGH – OATH OF OFFICE

Barbara Paugh having been previously been appointed as a member of the Lewis County Park and Recreation Board appeared this day, and was given the oath of office by the Clerk of the County Commission, Mary Lou Myers.

**IN RE: THE ESTATE OF JOSEPH EDWARD ERLER REFERRED TO JOSEPH W. WAGONER,
FIDUCIARY COMMISSIONER FOR DETERMINATION OF CLAIMS**

WHEREAS, on the 21st day of October, 2014, the Estate of Joseph Edward Erler, deceased, was referred to W. T. Weber, Jr. for determination of claims; and

WHEREAS, upon information from the office of Weber & Weber, there is a conflict of interest with said reference, and the said W. T. Weber, Jr., Fiduciary Commissioner has declined to serve; and

WHEREUPON, this day, the estate of Joseph Edward Erler, deceased, is hereby referred to Joseph W. Wagoner, to determine the payment of the claims.

MISCELLANEOUS CLAIMS

ORDERED, that drafts be issued payable out of the 2015, Levy, GENERAL COUNTY FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

70994	Guardian	10/27/2014	3,645.00
70995	Guttman Oil Company	10/27/2014	1,179.48
70996	Weston-Lewis County	10/27/2014	30,000.00
	GENERAL COUNTY	TOTAL	34,824.48

E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2015, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

7761	Century Link	10/27/2014	22.65
7762	Guttman Oil Company	10/27/2014	51.14
7763	Three Eights Enterprise	10/27/2014	520.00
	E-911	TOTAL	593.79

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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SESSION: MONDAY, OCTOBER 27, 2014**

ASSESSORS VALUATION CLAIMS

ORDERED, that drafts be issued payable out of the 2015, Levy, ASSESSORS VALUATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

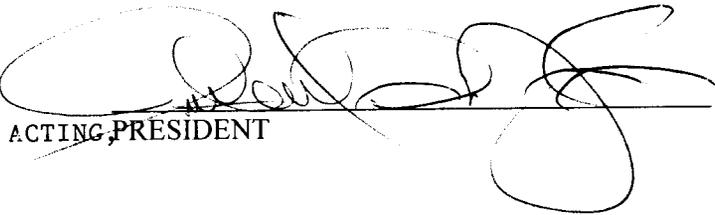
2933	Guttman Oil Company	10/27/2014	51.49
2934	Silling Architects & Plnr	10/27/2014	8,991.65
	ASSESSOR	TOTAL	9,043.14

IN RE: CHECKS RECEIVED

LC Board of Education	\$4,719.29	WV, State of	\$108,048.24
Suddenlink Communications	1,382.36	Compliance Sol., Inc.	26.25
AT&T Corp.	124.25	interface Security System	1.75
Birch Communications	5.25	Compliance Sol., Inc.	89.25
Digital Connections, Inc.	0.64	Frontier	7,202.77
Frontier	1,544.73	Granite Telecommunications	280.00
Hughes Network Systems	5.25	Level 3 Communications	21.00
Lumos	642.64	MCIMETRO Access	3.50
MetTel	25.46	ProCom	39.02
Compliance Solutions, Inc.	176.75	Vonage Tax Account	131.25
Gilmer County Sheriff	94,178.11	Gilmer County Sheriff	369.25

Given under my hand this 27th day of October, 2014.

That this Commission doth now adjourn until Monday, November 3rd,
2014.


ACTING PRESIDENT