

**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 28, 2014.

WHEREAS, the appraisalment of Ada Virginia Williams, deceased, was this day filed; and

WHEREAS, the estate of said Ada Virginia Williams, deceased, exceeded the sum of (\$100,000.00) Dollars and more than one heir; and

THEREFORE, the estate of Ada Virginia Williams, deceased, is hereby referred to Charles C. Hathaway, Fiduciary Commissioner.

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, October 28, 2014.

This day came Barbara C. Tucker, daughter of Mabel Lilyan Crawford, deceased, and filed affidavits signed by Laura C. Maxwell, Hazel C. Finney, Joanne C. Direnzi and Thomas R. Crawford, heirs of said decedent, requesting that she be appointed as such Administratrix of their said decedent. Upon, consideration of which, the Clerk is of the opinion to and doth hereby appoint the said Barbara C. Tucker as such Administratrix.

THEREFORE, Barbara C. Tucker as principal together with William Tucker as her surety, entered into and acknowledged a bond in the penalty of One Thousand (\$1,000.00) Dollars, payable to the State of West Virginia, conditioned according to law, which bond is hereby approved and deemed sufficient. And, thereupon, the said Barbara C. Tucker qualified as Administratrix of the personal estate of Mabel Lilyan Crawford, deceased, by taking the oath prescribed by law.

It is stated by said Administratrix that Mabel Lilyan Crawford departed this life on the 9th day of September, 2014, aged ninety-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 Friday, October 31, 2014.

This day came Norene L. Westfall, wife of Otis Westfall, Jr., deceased, and presented and offered for probate a paper writing bearing date the 7th day of July, 2008, 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 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 Joan L. Riffle and Tina M. McHenry. The said affidavit set forth the fact that the said Otis Westfall, Jr., 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 Joan L. Riffle and Tina M. McHenry 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 Friday, October 31, 2014.

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

It is stated by said Executrix that Otis Westfall, Jr. departed this life on the 18th day of October, 2014, aged eighty-two years.

Attest:

 Clerk

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, NOVEMBER 3, 2014**

Commission sat pursuant to adjournment of Monday, October 27th, 2014.

PRESENT: Patrick D. Boyle, Commissioner, and Thomas V. Fealy and

Honorable Agnes G. Queen, President being absent.

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

IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE

1. **Upshur County Commission Agenda** – The Upshur County Agenda for Thursday, October 30, 2014 was received.
2. **Lewis County Parks and Recreation Board** – Lewis County Parks and Recreation Board minutes of September 15, 2014 regular meeting and the agenda for October 26, 2014 was filed. Commissioner Fealy questioned if the bridge had been replaced. Assessor Chad Kelley reported it has not been replaced.
3. **Lewis/Upshur Animal Shelter** – The director's report for Lewis/Upshur Animal Shelter including new equipment, new volunteers, special event fundraisers and spay/neuter report was filed.
4. **SuddenLink Cable Franchise Fee** – Cequel III Communications II, d/b/a SuddenLink Communications franchise fees submitted for July, August, and September, 2014, \$1,382.36.

IN RE: BOARD AND COMMITTEE REPORTS

Commissioner Thomas V. Fealy and Commissioner Patrick D. Boyle attended the Roanoke Water Project public meeting. Commissioner Fealy reported that residents need to get their user agreements signed. If they sign up now there is no cost but later hookup will cost \$300.00. There was a lot of interest but the primary need is to get water to the school.

County Administrator Cindy Whetsell reported on a prior request of the county commission. At a prior county commission meeting a Mr. Hibbs requested the county commission place dumpster throughout the county for deer carcasses during hunting season. After extension research, Ms. Whetsell found out that Harrison County did this through the Harrison County Solid Waste Authority. Ms. Whetsell then sent the proposal to the Lewis Gilmer Solid Waste Authority. It is now up to the solid waste authority as to whether they put the dumpsters throughout the county.

**IN RE: WEST VIRGINIA COURTHOUSE FACILITIES IMPROVEMENT AUTHORITY
GRANT APPROVAL FOR WIRING AND LIGHTING UPGRADE**

Notice was received from the West Virginia Courthouse Facilities Improvement Authority that the grant application for Lewis County replacement of lighting and reworking the fire alarm system of the main courthouse was approved for \$100,000.00. Grant reimbursement will be \$80,000.00 and \$20,000.00 match from county funds.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: WILLIAM HALE, HYDRAULIC FRACTURING

William Hale, Lewis County resident, appeared before the commission to read a letter voicing his concerns over hydraulic fracking. Letter is available upon request in the County Clerk or Commission office.

IN RE: CHANGE MEETING DATE

On motion of Thomas V. Fealy, second by Patrick D. Boyle, motion passing to change the Monday, November 10th meeting to Wednesday, November 12th at 5:00 PM.

**IN RE: BARBARA VOLK, QUESTIONS REGARDING FRACKING
AND TRAFFIC CAUSED BY FRACKING**

Barbara Volk, Lewis County resident, appeared before the commission to read a letter voicing her concerns over hydraulic fracking and the traffic caused by fracking. Letter is available upon request in the County Clerk or Commission office.

IN RE: PATRICK VARAH, LEWIS COUNTY SOCCER ASSOCIATION

Patrick Varah, Lewis County Soccer Association appeared before the commission requesting the commission to advise them of any land available for soccer fields. Two and one half to five acres would be needed. Due to the high cost of the fields at Jackson Mill, the association is looking for a cheaper alternative.

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:

Opal Moon, Executrix, Waiver of Settlement of the
Fiduciary Account of the Estate of Olive Lee Curtis, deceased

Roland W. Meffert, Executor, Waiver of Settlement of the
Fiduciary Account of the Estate of Elsbeth Louise Tomaschko, deceased

W. T. Weber, III, Ancillary Administrator, CTA, Waiver of Settlement of the
Fiduciary Account of the Estate of Nancy L. Cole, deceased.

Robert J. Hitt & Nancy N. Salvetti, Co-Executor and Co-Executrix, Waiver of
Settlement of the Fiduciary Account of the Estate of James J. Hitt, deceased

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

Jessie L. Momen, Executrix, Affidavit of Personal Representative,
Unadministered Estate of Beecher J. Rhoades, deceased.

Max M. Summerville, Executor, Affidavit of Personal Representative,
Unadministered Estate of Donna M. (Marie) Summerville, deceased.

IN RE: LEAVE REQUESTS APPROVED

The following leave request was approved upon motion of Thomas V. Fealy, second by Patrick D. Boyle, motion passing:

LUCINDA A. WHETSELL	Nov. 7, 10, 14, 19, 20, 21, 24, 25, 26 (72 hours Annual Leave)
	Dec. 4, 5, 11, 12, 18, 19, 23, ½ day 24 (8 hours Annual Leave, 52 hours Comp)

ASSESSOR VALUATION CLAIMS

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

2935	General County Fund	10/31/2014	14,411.05
	Assessor's Valuation Fund	Total	14,411.05

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:

7764	General County Fund	10/31/2014	62,105.51
	E911 Fund	Total	62,105.51

HOME CONFINEMENT CLAIMS

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

2424	General County Fund	10/31/2014	3,783.88
	Home Confinement Fund	Total	3,783.88

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

70997	Nationwide Retr Solutions	10/31/2014	1,082.80
70998	Consolidated Pub Retr Bd	10/31/2014	166.50
70999	Voya Financial	10/31/2014	220.00
99452	Elec.Fed.Tax Pymt System	10/31/2014	38,981.10
190115	WV Public Emp Retr System	10/31/2014	43,217.02
200078	Bureau for Child Support	10/31/2014	610.42
210043	WV Emerg Med Svs Ret Sys	10/31/2014	8,439.72
220032	WV Deputy Shf Retr System	10/31/2014	11,315.90
230025	WV Dept of Tax & Revenue	10/31/2014	14,825.59
	General County Fund	Total	118,859.05

WORTHLESS CHECK CLAIMS

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

376	General County Fund	10/31/2014	775.08
	Worthless Check Fund	Total	775.08

Lewis County Commission
Pay Ending October 31, 2014 (Checks)

CHECK NO	NAME	Gross Pay	T. D.	Net Pay
39206	Boyle, Patrick D	1,663.21	544.99	1,118.22
39207	Myers, Mary L.	2,494.79	1,412.31	1,082.48
39208	DeMoss, Garry L.	1,362.50	282.69	1,079.81
39209	Carroll, John W.	810.00	138.59	671.41
39210	Ryder, Nancy L.	741.00	210.49	530.51
39211	Shackleford, Vera C.	741.00	257.79	483.21
39212	Shackleford, Rocky J	715.00	158.13	556.87
39213	Starkey, Christopher	715.00	205.32	509.68
39214	Thomas, Joshua P	57.68	6.15	51.53
39215	Shaffer, John M.	580.00	117.86	462.14
39216	Hawkins Jr, William	416.93	58.60	358.33
39217	Messenger, Daniel W.	396.00	115.53	280.47
39218	Stutler Jr., James R	378.00	80.26	297.74
TOTAL		11,071.11	3,588.71	7,482.40

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Lewis County Commission
 Pay Ending October 31, 2014 (Direct Deposit)

CHECK NO	NAME	Gross Pay	T. D.	Net Pay
808509	Queen, Agnes G.	1,663.21	570.30	1,092.91
808510	Corathers, Phyllis L	1,458.33	400.80	1,057.53
808511	Whetsell, Lucinda A.	2,354.17	789.84	1,564.33
808512	Fealy, Thomas V.	1,663.21	529.95	1,133.26
808513	Rowan, Cynthia S.	2,180.24	575.01	1,605.23
808514	Wolfe, Donna S.	1,593.75	499.15	1,094.60
808515	Poling, Stella Wood	1,506.38	477.77	1,028.61
808516	Hull, Debra Ann	2,354.17	959.91	1,394.26
808517	Justice, Nancy A	1,300.00	406.32	893.68
808518	Gant, Rebekah Annabe	1,162.50	422.94	739.56
808519	Kramm, Linda J	1,150.00	399.62	750.38
808520	Hinzman, John B.	2,494.79	1,038.04	1,456.75
808521	Saeler, Deena D.	1,715.54	591.60	1,123.94
808522	Smith, Sandra L.	1,604.17	572.12	1,032.05
808523	Simmons, Amy D.	1,406.38	449.65	956.73
808524	Riffle, Joan L.	1,406.38	523.95	882.43
808525	Gissy, Adam M	2,048.21	550.66	1,497.55
808526	Posey, Diana L.	1,715.54	647.33	1,068.21
808527	Miller, Brittany Lyn	1,323.00	470.28	852.72
808528	Stark, Debra A.	1,431.38	553.17	878.21
808529	Davidson, Roberta A.	1,431.38	453.01	978.37
808530	Hawkins, Lea Anne	4,302.67	1,587.46	2,715.21
808531	Pritt, Amy M.	1,750.00	534.10	1,215.90
808532	Morris, Robert M.	2,100.00	537.48	1,562.52
808533	Jones, Tammy D	1,550.63	433.15	1,117.48
808534	Turner, Theresa D	2,650.00	920.58	1,729.42
808535	Kelley, Timothy C.	2,048.21	602.50	1,445.71
808536	Foster, Gary B.	1,816.00	631.00	1,185.00
808537	Helmick, Vivian J.	1,863.54	585.08	1,278.46
808538	Mace, Paula G.	1,816.00	547.01	1,268.99
808539	Snyder, Richard R.	1,753.33	567.55	1,185.78
808540	Riffle, Timothy A.	1,753.33	635.78	1,117.55
808541	Riley, Jody L	1,529.17	514.87	1,014.30
808542	Todd, Marcia K.	1,766.00	538.19	1,227.81
808543	Chapman, Scott M	1,229.17	331.86	897.31
808544	Allman, Cynthia Dawn	1,152.08	328.99	823.09
808545	Brown, Annie J.	1,152.08	333.34	818.74
808546	Fisher, Lindsey Rene	360.00	33.34	326.66
808547	Harris, Tammy C.	1,354.17	394.98	959.19
808548	Winans, Barbara E.	1,250.00	535.32	714.68
808549	Bragg, Crystal D.	1,431.38	451.11	980.27
808550	McKee, Wilma E.	540.75	88.37	452.38
808551	Stout, Ricky E.	1,654.17	530.25	1,123.92
808552	Parsons, Homer F.	1,025.00	354.06	670.94
808553	Reed, David Wilson	355.00	38.10	316.90
808554	Herron, Michael D	2,341.67	764.41	1,577.26
808555	Hyre, Randall W	2,017.70	683.20	1,334.50
808556	Parks, David S.	1,809.37	704.18	1,105.19
808557	Browning, James E.	1,767.70	589.15	1,178.55
808558	Money Penny, Chadwick	1,734.37	508.56	1,225.81

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808559	Holcomb, Judd S.	1,734.37	982.99	751.38
808560	Hoskins, Gregory P.	1,651.04	561.38	1,089.66
808561	Kirkpatrick, Charles	1,642.70	613.94	1,028.76
808562	Carpenter, Elijah E	1,638.54	556.07	1,082.47
808563	Blake, Martha A.	1,406.38	371.70	1,034.68
808564	Moran, Joseph R	1,638.54	498.85	1,139.69
808565	Lopez, Zachary M	1,738.54	534.25	1,204.29
808566	Tonkin, John S	1,544.79	521.49	1,023.30
808567	Clark Jr, Edward W	1,544.79	518.98	1,025.81
808568	Bush, Randall L.	1,358.33	397.55	960.78
808569	Godwin, Erin Lynn	1,275.00	424.80	850.20
808570	Rowan, William F.	2,625.75	1,071.59	1,554.16
808571	Gum, James W.	1,869.87	695.38	1,174.49
808572	Corathers, Robert M	953.33	253.84	699.49
808573	Lewis, James K	953.33	223.66	729.67
808574	Thomas, Charlene R.	1,689.50	458.43	1,231.07
808575	Heater, Kimberly D.	1,626.88	497.19	1,129.69
808576	Stutler, Ashley C	953.33	251.68	701.65
808577	Moran, David M	953.33	254.36	698.97
808578	Stalnaker, Roberta J	1,310.54	413.39	897.15
808579	Tatman, Martha L.	1,238.21	401.74	836.47
808580	Moneypenny, Steven M	1,153.33	310.34	842.99
808581	Collins, Jaime Anne	1,196.67	320.20	876.47
808582	Moran, Patricia L	1,010.00	326.32	683.68
808583	Rogucki, Eric S.	1,010.00	322.72	687.28
808584	Slaughter, Lesley W.	1,065.00	321.79	743.21
808585	Tomey, Patrick L.	1,095.00	322.27	772.73
808586	Hughes, Thomas E.	1,300.00	409.13	890.87
808587	Spray II, Joseph R.	210.00	34.00	176.00
808588	McCall, Christopher	1,646.67	573.42	1,073.25
808589	Romel, Sheila A.	741.00	211.35	529.65
808590	Norman, Randall A.	741.00	267.81	473.19
808591	Roy, Kenneth E.	1,040.00	585.50	454.50
808592	Abbott, Kenneth R	150.00	32.70	117.30
808593	Taylor, James Clyde	1,213.33	438.33	775.00
808594	Garvin II, Richard L	693.34	215.37	477.97
808595	Carpenter, Tara L	736.67	213.48	523.19
808596	Quinn, Damon Michael	736.66	209.91	526.75
808597	Queen, Meredith K	1,256.67	312.40	944.27
808598	Snyder, John J.	1,406.37	475.05	931.32
808599	Cayton, Michael D.	1,734.37	573.06	1,161.31
808600	Ryan, Robert Eugene	1,651.04	558.99	1,092.05
808601	Bowyer, Marcia A.	1,372.41	457.97	914.44
808602	Bleigh Jr, Lester M	1,275.00	391.26	883.74
808603	McAtee, James H	1,570.83	502.29	1,068.54
808604	Golden, Cameron Dwig	576.80	118.24	458.56
808605	Williams, Brycen S	461.44	68.23	393.21
808606	Carlton, Shawn M.	461.44	68.23	393.21
808607	Alkire, Thomas J.	1,362.50	453.79	908.71
808608	Waugh, Robert G.	1,250.00	291.33	958.67
TOTAL		144,300.85	47,074.13	97,226.72

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, NOVEMBER 3, 2014**

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:

71000	Companion Life	11/03/2014	71.72
71001	Election Syst.&Sftwar,Inc	11/03/2014	3,105.36
71002	Guttman Oil Company	11/03/2014	1,029.13
71003	U S Bank Equip Finance	11/03/2014	1,818.00
71004	WVU Fire Ser Extension	11/03/2014	2,210.00
	GENERAL COUNTY	TOTAL	8,234.21

DOG & KENNEL FUND CLAIMS

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

2611	Guttman Oil Company	11/03/2014	82.08
	DOG AND KENNEL	TOTAL	82.08

CITIZENS EDUCATION FUND CLAIMS

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

483	United Bank/ Minute Man Mufflers	10/28/2014	356.50
	CITIZENS ED	TOTAL	356.50

CONCEALED WEAPONS FUND CLAIMS

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

820	J&M Grafix	10/28/2014	550.00
	CONCEALED WEAPON	TOTAL	550.00

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:

2936	Guttman Oil Company	11/03/2014	83.90
	ASSESSOR	TOTAL	83.90

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:

7765	Guttman Oil Company	11/03/2014	47.93
7766	Kathryn Ann Ruppert	11/03/2014	220.00
7767	Verizon Business Services	11/03/2014	150.00
	E-911	TOTAL	417.93

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: CHECKS RECEIVED

LC Emerg Ambul. Serv.	\$22,065.79	Lewis County Park	\$4,350.45
WV, State of	32,499.20	WV, State of	4,500.00

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, November 10th, 2014, for Canvassing of votes cast on Tuesday, November 4th 2014, General Election.


ACTING PRESIDENT