

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, January 7, 2015.

This day came Edwin L. Taylor, Sr., husband of Phyllis Jane Taylor, deceased, and presented and offered for probate a paper writing bearing date the 29th day of August, 2013, purporting to be the Last Will and Testament of his 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 Stella Poling and Christine Davis. The said affidavit set forth the fact that the said Phyllis Jane Taylor, 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 Stella Poling and Christine Davis 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:

Cynthia S Rowan 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 Wednesday, January 7, 2015.

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

It is stated by said Executor that Phyllis Jane Taylor departed this life on the 5th day of January, 2015, aged sixty-seven years.

Attest:

Cynthia S Rowan 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 the said Commission on Friday, January 9, 2015.

This day came Tonya L. Raulston, wife of Dana R. Helmick, deceased, and moved the Clerk that she be appointed Administratrix of the personal estate of her said decedent. Upon, consideration of which, the Clerk is of the opinion to and doth hereby appoint the said Tonya L. Raulston as such Administratrix.

THEREFORE, Tonya L. Raulston as principal together with Westfield Insurance Company as her surety, entered into an acknowledged a bond in the penalty of Three Hundred (\$300.00) Dollars, payable to the State of West Virginia, conditioned according to law, which bond is hereby approved and deemed sufficient. And, thereupon, the said Tonya L. Raulston qualified as Administratrix of the personal estate of Dana R. Helmick, deceased, by taking the oath prescribed by law.

It is stated by said Administratrix that Dana R. Helmick departed this life on the 4th day of December, 2014, aged thirty-eight years.

Attest:

Cynthia S. Rowan Clerk

X

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

Commission sat pursuant to adjournment of Monday, January 5, 2015.

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

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 agenda for January 8, 2018 was filed. County Administrator Cindy Whetsell reported being in contact with Kelley Cunningham, Upshur County Administrator. Upshur County has a notice that they put in the newspaper for the 10% notice. Commission discussed and decided to go ahead and publish a similar notice.
2. **Sheriff's Vehicle Mileage Report** – A copy of the December 2014 ending mileage and maintenance logs for vehicles in the Sheriff's Department Fleet was filed. No comments.

IN RE: BOARD AND COMMITTEE REPORTS

President Agnes G. Queen attended the Region VII meeting. The top priority is regional meetings. Ms. Queen also met with Shane Whitehair as chairman.

IN RE: SUPPORT FOR DRAFT LEGISLATION FOR SARAH NOTT'S LAW

Brenda Nott, mother of Sarah Nott, sent a letter requesting support for a new law called Sarah Nott's Law. Sarah was a Mason County resident who was tragically killed due to an auto accident when attempting to merge onto a highway from a parking lot. Her path was obscured by trucks. This law is similar to WV Code 17C-13-1 – but will be more specific. The draft language will state "No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer or traffic control device, in any of the following places; at any place on any highway where the safety and convenience of the traveling public is thereby endangered." On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve a letter in support of "Sarah Nott's Law."

IN RE: APPROVAL TO ADVERTISE FOR SKILLED MAINTENANCE EMPLOYEE

At the request of Rick Stout, Maintenance Supervisor and on motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve the request to advertise for a skilled maintenance employee. Priority will be given to those with certification in electrical, HVAC or plumbing.

IN RE: APPROVAL OF HIRING PART TIME SECURITY GUARD TRENT BUTCHER

Sheriff Adam Gissy appeared before the commission to ask for approval to hire Trent Butcher as part time security guard as per WV Code §7-7-7. On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve the hiring of Trent Butcher to replace Cam Golden as part time security guard.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

IN RE: APPROVAL OF RETIREMENT OF SGT. J. E. BROWNING

Sgt. J. E. Browning submitted his letter of retirement effective April 1, 2015. His last day of work will be February 25, 2015 and his last day on payroll will be March 31, 2015. Sgt. Browning also requested to be paid for any unused annual leave. Any unused sick leave, he requested to go toward increasing his years of service for retirement. On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to approve the retirement of Sgt. J. E. Browning.

**IN RE: APPROVAL TO CONTACT THE LEWIS COUNTY CIVIL SERVICE COMMISSION
FOR LAW ENFORCEMENT POSITION**

Lewis County Sheriff Adam Gissy requested consent to contact the Lewis County Civil Service Commission to receive recommendations and if needed testing to fill the vacancy in his department that will be created by the retirement of Sgt. J. E. Browning. He requests the new officer begin on March 1, 2015. This will allow uninterrupted law enforcement staffing and, if needed, an expedited class at the West Virginia State Police Academy. On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve the sheriff's request as presented.

IN RE: CANCEL COMMISSION MEETING ON JANUARY 26, 2015

The Lewis County Commission is scheduled to attend the County Commissioners Association of WV annual legislative and training seminar in Charleston from January 25, 2015 to January 27, 2015. Upon request of Cindy Whetsell, County Administrator for clarification and on motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to cancel the commission meeting scheduled on January 26, 2015.

IN RE: REQUEST TO ADVERTISE FOR BIDS FOR HEATING AND AIR CONDITIONING

Cindy Whetsell, County Administrator presented the request to advertise for bids for heating and air conditioning for the tax office and WVU Extension office. After discussion, on motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous to advertise for HVAC with the bid being a menu bid.

IN RE: APPROVAL OF THE NORTH CENTRAL REGIONAL EMS, INC. DUES

Chris McCall, Director for the Weston /Lewis County EMS asked the commission to pay the dues to the North Central Regional EMS, Inc. Mr. McCall reported the money was received back by training received by the EMS. On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve the \$818.60 dues.

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

IN RE: EDA UPDATE

Michael Herron, Executive Director, EDA reported the following:

1. IJDC approved a letter of commitment for the Roanoke School Water Project. Will go to bid in the spring.
2. Working on Alum Fork and Laurel Lick Water Projects.
3. Department of Highways approved the road grant to the new industrial park.
4. Working on Hardwood Summit to be held in Lewis County.
5. Toured iPaceSetters – they need 200 more employees over the next six months. The EDA bought a generator for iPaceSetters.

IN RE: BID OPENING FOR THE OLD LAW ENFORCEMENT RENOVATION

After being duly advertised and the opening set for noon on January 12, 2015 the following bids were submitted. Fred Pack, Project Consultant for Silling Associates looked over the bids as opened to check all documents were in order as specified in the bid.

- | | | | | | |
|----|---|------------------|--------------------|--------------------|--------------------|
| 1. | Lombardi Development, Fallensby, WV | Bid \$593,500.00 | Alt. #1 \$3,575.00 | Alt. #2 \$6,125.00 | Alt #3 \$33,270.00 |
| 2. | Danhill Construction, Gauley, WV | Bid \$675,000.00 | Alt. #1 \$3,729.00 | Alt. #2 \$7,210.00 | Alt #3 \$33,935.00 |
| 3. | City Construction Company, Clarksburg, WV | Bid \$648,412.00 | Alt. #1 \$3,500.00 | Alt. #2 \$6,000.00 | Alt #3 \$43,000.00 |
| 4. | RC General Contractor, Charleston, WV | Bid \$667,000.00 | Alt. #1 \$3,900.00 | Alt. #2 \$4,000.00 | Alt #3 \$35,500.00 |
| 5. | Flint Construction Co., Inc. Gassaway, WV | Bid \$640,000.00 | Alt. #1 \$3,436.00 | Alt. #2 \$6,300.00 | Alt #3 \$42,146.00 |

President Agnes G. Queen reported that all of the bids were over the budgeted amount. The commission will look for ways to cut and possibly rebid. On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to table for further discussion with the architects and assessor. It was noted that the bids are good for 60 (sixty) days.

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:

7809	United Bankcard Center	01/12/2015	3,876.26
	Bee Tee Sports	2,640.07	
	Frontier	112.47	
	Mountain State Waste	27.95	
	Pickens Automotive Servic	289.90	
	Radio Shack	27.99	
	Solar Steve's Window Tint	399.98	
	Valley Security Systems	250.00	
	Walmart Community BRC	127.90	
7810	Centennial Office Machine	01/12/2015	1,100.00

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

7811	Dominion Hope	01/12/2015	38.55
7812	Frontier	01/12/2015	1,595.33
7813	Glenville Democrat/Pthfnd	01/12/2015	29.68
7814	Prescription Pest Control	01/12/2015	20.00
7815	Kathryn Ann Ruppert	01/12/2015	275.00
7816	WHAW Radio	01/12/2015	247.50
7817	WV PC Doc, Inc.	01/12/2015	561.50
7818	WVRW Radio	01/12/2015	247.50
	E-911	TOTAL	7,991.32

DOG AND KENNEL CLAIMS

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

2624	United Bankcard Center	01/12/2015	1,504.12
	Animal Care Equipment&Svs	41.97	
	Appalachian Tire Prod,Inc	680.24	
	AT&T Mobility	76.87	
	NACA	35.00	
	Pickens Automotive Servic	277.82	
	Quartermaster	(7.80)	
	Weston Veterinary Hospita	400.02	
2625	Guttman Oil Company	01/12/2015	53.83
	DOG AND KENNEL	TOTAL	1,557.95

ASSESSOR VALUATION CLAIMS

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

2957	United Bankcard Center	01/12/2015	2,480.45
	AT&T Mobility	300.76	
	Casto & Harris, Inc.	1,883.85	
	Holiday Inn	204.00	
	MCM Business Systems	91.84	
2958	Silling Architects & Plnr	01/12/2015	6,192.30
	ASSESSOR VAL	TOTAL	8,672.75

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

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:

71264	United Bankcard Center	01/12/2015	17,780.00
	Applebee's	14.98	
	Aqua Filter Fresh, Inc.	87.20	
	AT&T Mobility	168.81	
	Casto & Harris, Inc.	2,978.97	
	CVS	27.27	
	Frontier	3,235.01	
	Global Science & Technolo	722.00	
	Greenbrier Resort	345.72	
	Heaster - Hart, LLC	1,338.21	
	Lewis County Printing, LLC	210.00	
	Mountain State Waste	377.11	
	NTelos	239.92	
	Pickens Automotive Servic	635.75	
	Postmaster	168.00	
	Quill Corporation	1,954.31	
	R. D. Wilson Sons & Co.	333.90	
	Radio Shack	39.98	
	Scott Electric	377.40	
	Shell	40.00	
	Solar Steve's Window Tint	140.00	
	Staples	89.99	
	Stonewall Jack. Mem. Hosp	15.00	
	TKE Corp	846.66	
	Walmart Community BRC	1,129.26	
	Wendlings Food Service	497.67	
	Weston Democrat, Inc.	1,766.88	
71266	BenAssist Solutions LLC	01/12/2015	2,000.00
71267	Guttman Oil Company	01/12/2015	627.38
71268	Mon Power	01/12/2015	4,583.66
71269	Prescription Pest Control	01/12/2015	165.00
71270	Software Systems, Inc.	01/12/2015	1,069.00
71271	WV American Water Company	01/12/2015	78.82
71272	WV PC Doc, Inc.	01/12/2015	531.50
	GENERAL COUNTY	TOTAL	26,835.36

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:

2430	United Bankcard Center	01/12/2015	470.67
	Intrinsic Intervention	393.50	
	NTelos	77.17	
	HOME CONFINEMENT	TOTAL	470.67

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
REGULAR
SESSION: MONDAY, JANUARY 12, 2015**

MAGISTRATE COURT CLAIMS

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

1938	United Bankcard Center	01/12/2015	183.88
	Ntelos	183.88	
1939	General County Fund	01/12/2015	1,689.00
	MAGISTRATE COURT	TOTAL	1,872.88

WV RETIRED DEPUTY SHERIFF'S CLAIMS

ORDERED, that drafts be issued payable out of the 2015, Levy, RETIRED DEPUTY SHERIFF'S FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

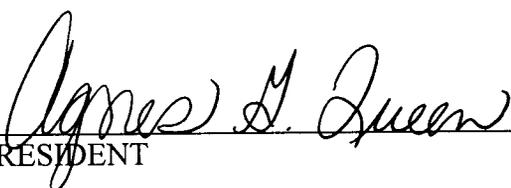
230033	WV Deputy Shf Retirement	01/07/2015	766.00
	DEPUTY SHERIFF	TOTAL	766.00

IN RE: CHECKS RECEIVED

Clarksburg, City of	\$2,373.96
LC Dev. Auth.	4,920.84
Lewis County Park	1,680.23
Upshur Veterinary Hospital	35.00

Given under my hand this 12th day of January, 2015.

ORDERED, That this Commission doth now adjourn until Tuesday, January 20th, 2015.



PRESIDENT