

**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, March 29, 2016.

This day came George Edward Arnold, son of Grace Eileen Arnold, deceased, and presented and offered for probate a paper writing bearing date the 11th day of February, 2002, 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 Karen E. Grant, Toni White and Margaret R. Mackey. The said affidavit set forth the fact that the said Grace Eileen Arnold, 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 Karen E. Grant, Toni White and Margaret R. Mackey 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 Tuesday, March 29, 2016.

WHEREAS, Grace Eileen Arnold, whose Last Will and Testament was this day fully proved, probated and admitted to record, therein named George Edward Arnold as Executor thereof and requested that no bond be required of him as such Executor.

NOW THEREUPON, personally appeared the said George Edward Arnold and qualified as Executor of the Will of Grace Eileen Arnold, deceased, by taking the oath prescribed by law.

It is stated by said Executor that Grace Eileen Arnold departed this life on the 18th day of March, 2016, aged ninety-four 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 said Commission on Wednesday, March 30, 2016.

This day came Kimberly Herron, daughter of Leona Darlene Hardman, deceased, and presented and offered for probate a paper writing bearing date the 27th day of July, 2015, 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 Kaitlyn Noé and Jacky Bollinger. The said affidavit set forth the fact that the said Leona Darlene Hardman, 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 Kaitlyn Noé and Jacky Bollinger 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. Reeman 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, March 30, 2016.

WHEREAS, Leona Darlene Hardman, whose Last Will and Testament was this day fully proved, probated and admitted to record, therein named Robert Lee Marsh as Executor thereof and requested that no bond be required of him as such Executor; and

WHEREAS, the said Robert Lee Marsh his since departed this life. The Will further named Kimberly Herron as Executrix thereof and requested that no bond be required of her as such Executrix; and

NOW THEREUPON, personally appeared the said Kimberly Herron and qualified as Executrix of the Will of Leona Darlene Hardman, deceased, by taking the oath prescribed by law.

It is stated by said Executrix that Leona Darlene Hardman departed this life on the 29th day of March, 2016, aged sixty-seven years.

Attest:

Cynthia S. Reeman Clerk

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY**REGULAR****SESSION: MONDAY, APRIL 4, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**

Commission sat pursuant to adjournment of Monday, March 28, 2016.

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

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.

Gerald or Pauline Conrad	\$108.94
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IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE

- 1. Upshur County Commission Agenda** – The Upshur County Commission agenda for Thursday, March 31, 2016 was filed.
- 2. Lewis County Parks and Recreation Board Agenda** – The minutes for the Lewis County Parks and Recreation board meeting of February 27, 2016 and agenda for the March 28, 2016 meeting were received. The split rail fence is being replaced. Mon Power is replacing the power line to the park.
- 3. West Virginia State Auditor's Office Notification of Funds Deposited to the Lewis County Board of Education for the Lease of Federal Lands for Flood Control Purposes** – The Lewis County Board of Education will receive \$17,039.79 for leased lands for flood control, navigation and allied purposes from the US Department of Interior, pursuant to WV Code Chapter 20, Article 3, Section 18 (PILT Funding).

**IN RE: COMMISSION APPROVED LETTER OF SUPPORT
FOR THE BENEDUM AIRPORT AUTHORITY**

Ron Watson, President, Harrison County Commission appeared before the commission requesting a financial pledge toward a Minimum Revenue Guarantee of Two Million Dollars to be used to secure a major commercial carrier to serve the Benedum Authority. Lewis County Commission declined to support financially but did agree on motion of Thomas V. Fealy, second by Patrick D. Boyle to send a letter of support.

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IN RE: MISTY SATTERFIELD CONCERNS ON THE LAUREL LICK WATER PROJECT

Misty Satterfield presented her concerns on the Laurel Lick Water Project. The Alum Fork portion of the project needs more people to sign up for water services. President Agnes Queen is going to work on additional sign-ups. The water project could take approximately two years to complete. Ms. Satterfield thanked the commission for the update.

IN RE: BOARD AND COMMITTEE REPORTS

Commissioners Boyle and Fealy and County Clerk Cindy Rowan attended the Lewis County Fire Board public meeting at the Midway Volunteer Fire Department on the Lewis County Fire Levy. It was a very informative meeting and well attended.

President Agnes G. Queen attended the Lewis County Parks and Recreation Board meeting. The pool will open a few weeks earlier this year for the school parties. They are building a gazebo for sunshade in the pool area. Admission prices will stay the same this year. Tom Alkire returned to the park on April 1, 2016.

County Administrator Cindy Whetsell with President Agnes Queen attended the Bendale Church baked steak dinner.

County Administrator Cindy Whetsell attended the Lewis County Senior Center board meeting. The West Virginia state budget and its effect on the senior center's budget was discussed.

County Clerk Cindy Rowan attended the Ireland Community Neighborhood Watch meeting.

IN RE: ECONOMIC DEVELOPMENT AUTHORITY UPDATE

Michael Herron, Executive Director, EDA gave an update on the committee to select an engineering firm, the industrial park's entrance road and water projects.

IN RE: BUDGET REVISION – FY 2015/2016
GENERAL COUNTY (001) REVISION #04

Budget Resolution

At a regular session of the County Commission, held **April 4, 2016**, the following order was made and entered:

SUBJECT: The revision of the Levy Estimate Budget of the **GENERAL COUNTY FUND, FY 2015/2016**, for the County of **LEWIS**. The following resolution was offered:

RESOLVED: That subject to approval of the State Auditor as ex officio chief inspector of public offices, the county commission does hereby direct the budget be revised **PRIOR TO THE EXPENDITURE OR OBLIGATION OF FUNDS FOR WHICH NO APPROPRIATION OR INSUFFICIENT APPROPRIATION CURRENTLY EXISTS**, as shown on budget revision number **4 (four)**, a copy of which is entered as part of this record.

The adoption of the foregoing resolution having been moved by Thomas V. Fealy, and duly seconded by Patrick D. Boyle the vote thereon was as follows:

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

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

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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LGSD BR (Ver. 2014)

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)

CONTROL NUMBER
FY: 2015/2016
Fund: 1
Rev. No: 4
Pg. of No: 1 of 1

Lewis County Commission
GOVERNMENT ENTITY

Person To Contact Regarding Request: 110 Center Avenue
Name: Debra A. Hull STREET OR PO BOX COUNTY
Phone: 304-269-8215 Government Type
Fax: 304-269-8202 Weston WV 26452
CITY ZIP CODE

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
301-06	Supplemental Taxes	75,000	68,842		143,842
302	Tax Penalties & Interest	100,000	5,200		105,200
304	Property Transfer Tax	62,000	16,654		78,654
324	Other Grants	55,035	8,900		63,935
333	Prosecuting Attorney's Earnings	700	837		1,537
348	Franchise Agreement	40,000	6,500		46,500

NET INCREASE/(DECREASE) Revenues (ALL PAGES) 182,535

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
404	Sheriff-Treasurer	289,618	1,123		290,741
424	Courthouse	1,823,949	13,857		1,837,806
431	Economic Development	94,343	7,871		102,214
699	Contingencies	840,096	133,538		973,634
700	Sheriff-Law Enforcement	821,812	15,495		837,307
729	Local Law Enforcement Grant	4,493	10,651		15,144
401	County Commission				
	#N/A				
	#N/A				
	#N/A				
	#N/A				
	#N/A				

NET INCREASE/(DECREASE) Expenditures 182,535

APPROVED BY THE STATE AUDITOR
BY: _____ Date _____
Deputy State Auditor, Local Government Services Div.

Agnes A. Sullivan 4/4/16
AUTHORIZED SIGNATURE OF ENTITY APPROVAL DATE

ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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REVENUES (CONT)		Lewis County Commission			
LGSD BR	Lewis County Commission	CONTROL NUMBER	2015/2016	1	4
BUDGET REVISION REQUEST-SUPPLEMENT-REVENUES		FY	FUND		REV #
ACCOUNT NUMBER	ACCOUNT CATEGORY	PREVIOUSLY APPROVED AMOUNT	INCREASE	DECREASE	REVISED AMOUNT
350	IRP Fees	30,000	25,000		55,000
366	Miscellaneous Revenue	13,000	7,871		20,871
372	Filing Fees		9,258		9,258
382	Refunds/Reimbursements (External Sources)	99,861	8,574		108,435
394	General Reimbursements School	71,000	24,869		95,869
396	Worthless Reimbursements Check		30		30
	#N/A				
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NET INCREASE/(DECREASE) Revenues (THIS PAGE)					75,602

IN RE: TIME SHEETS

The following time sheets were presented for approval:

Lucinda A. Whetsell and Michael Herron

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IN RE: RECESS ORDERS

On motion of Patrick D. Boyle, second by Thomas V. Fealy, vote unanimous to approve the following actions taken by the Lewis County Clerk, Cynthia S. Rowan, in recess of the County Commission from March 24, 2016 to March 30, 2016:

Wills Probated:

Grace Eileen Arnold, deceased
Leona Darlene Hardman, deceased

Qualifications Orders Granted:

Wesley Clark Marsh qualified with bond as Administrator of the estate of Linda Marie Marsh, deceased
George Edward Arnold qualified as Executor of the estate of Grace Eileen Arnold, deceased
Kimberly Herron qualified as Executrix of the estate of Leona Darlene Hardman, deceased

IN RE: ESTATE CLOSURES

Pursuant to Chapter 44, Article 2, Section 1(b) of the West Virginia Code, as amended, the time for filing of claims has expired; that no known or unpaid claims exist and there having been no request or objections thereto, the same is hereby confirmed;

Virginia Monroe, deceased, Affidavit and Waiver of Final Settlement, Vada Mills, Executrix

Eloise B. Stutler, deceased, Affidavit and Waiver of Final Settlement, Ronald J. Tenney, Executor

Frances Louise Riley, deceased, Receipts, Disbursements and Distribution, Kathleen C. Ergenekon, Executor

Catherine Mae West, deceased, 6th Annual Settlement, Charles C. Hathaway, Fiduciary Commissioner

IN RE: APPROVAL OF ORDERS (MINUTES) FOR MARCH 28, 2016 MEETING

On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous, to approve the orders (minutes) as presented.

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IN RE: INHOUSE BUDGET REVISIONS APPROVED

The following inhouse budget revisions were approved:

001-424-459.5 Law Enf Equipment	Increase \$6,000.00
001-424-215.1 Crthse R&M Bldgs & Grds	Decrease \$6,000.00
001-700-217.0LE – Repairs & Maintenance	Increase \$1,000.00
001-700-459.0 LE – Equipment	Decrease \$1,000.00
056-407-230.1 AV- Contracted Services	Decrease \$1,200.00
056-407-220.0 AV- Legal Publications	Increase \$1,000.00
056-407-217.0 AV-R&M Vehicles	Increase \$200.00
001-404-341.0 Tax Supplies & Materials	Increase \$500.00
001-404-459.0 Tax Equipment	Decrease \$500.00

IN RE: COURT SECURITY GRANT EXPENDITURE APPROVED

County Administrator Cindy Whetsell informed the commission that there was approximately \$440.00 left on the court security grant. An external hard drive and power supply was needed at a cost of approximately \$480.00. Commission approved the additional expenditure.

IN RE: APPROVAL OF EXPENSES FOR CURRENT PERIOD

On motion of Thomas V. Fealy, second by Patrick D. Boyle, vote unanimous, to approve the following expenses (claims):

MISCELLANEOUS CLAIMS

ORDERED, that drafts be issued payable out of the 2016, Levy, GENERAL COUNTY FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

72237	AFLAC	04/04/2016	112.78
72238	CNA Surety	04/04/2016	200.00
72239	Companion Life	04/04/2016	152.90
72240	Guttman Oil Company	04/04/2016	712.02
72241	U S Bank Equip Finance	04/04/2016	1,818.00
	General County	TOTAL	2,995.70

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DOG AND KENNEL CLAIMS

ORDERED, that drafts be issued payable out of the 2016, Levy, DOG AND KENNEL FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2717	Guttman Oil Company	04/04/2016	50.90
	Dog and Kennel	TOTAL	50.90

ASSESSOR VALUATION CLAIMS

ORDERED, that drafts be issued payable out of the 2016, Levy, ASSESSOR VALUATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

NUMBER	VENDOR NAME	DATE	AMOUNT
3075	Association of WV Assrs	04/04/2016	875.00
3076	Greg Harrison	04/04/2016	75.00
	Assessor	TOTAL	950.00

E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2016, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

8120	Century Link	04/04/2016	23.22
8121	Creative Product Source	04/04/2016	325.26
8122	Guttman Oil Company	04/04/2016	32.47
8123	Kathryn Ann Ruppert	04/04/2016	275.00
	E-911	TOTAL	655.95

CONCEALED WEAPONS CLAIMS

ORDERED, that drafts be issued payable out of the 2016 Levy, CONCEALED WEAPONS FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

877	United Bank Card	03/24/2016	249.18
	Concealed Weapons	TOTAL	249.18

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IN RE: CHECKS RECEIVED

Michael Farrell	\$15.00
Dog and Kennel	\$227.00
D. Syrews	\$23.00
Shentel	\$2,316.08
Shentel	\$2,293.43
RingCentral	\$21.00
Sheriff of Gilmer	93,849.85
Sheriff of Gilmer	\$3,470.96
Vonage	\$19.25
Vonage	\$131.25
Taxconnex	\$26.25
Star2Star	\$1.75
Procom	\$32.16
Mcimetro Access	\$5.25
Compliance	\$5.25
Lumos	\$434.36
Lumos	\$434.36
Level 3 Comm	7.00
Taxconnex	8.75
IDT CORP	7.00
Hughes Network	28.00
Granite Telecommunications	239.75
Frontier	1,476.83
Frontier	6,583.69
Frontier	1,493.80
Frontier	6,640.03
Compliance	96.25
City of Weston	3,000.00
Citizens Bank of Weston	400.00
Cebridge Telecom	99.75
Bullseye	5.25
AT & T	96.25
Compliance	26.25

Commissioner Thomas V. Fealy left the meeting at 11:45 AM.

IN RE: EXECUTIVE SESSION

The Commission was previously contacted about the potential to purchase property. The owner has submitted a proposal for review. The exact location and price are not being publically disclosed due the confidential nature of this matter. The Lewis County Commission will enter into an Executive Session per WV Code §6-9A-4 to discuss this item on motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to enter into executive session at 11:50 AM.

On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to enter back into regular session at 11:56 AM.

No action was taken.

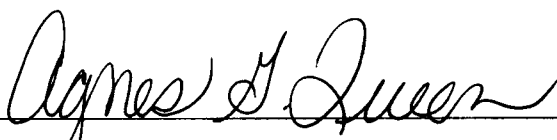
**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY
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IN RE: MOTION TO ADJOURN MEETING

On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to adjourn the meeting at 11:57 AM.

Given under my hand this 4th day of April, 2016.

ORDERED, That this Commission doth now adjourn until Monday, April 11, 2016.



President