

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY  
REGULAR  
SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**

Commission sat pursuant to adjournment of Monday, July 11, 2016.  
PRESENT: Honorable Agnes G. Queen, President and Patrick D. Boyle, Commissioner and being absent was Thomas V. Fealy, 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 Patrick D. Boyle, second by Agnes G. Queen, motion passing, the following amount was released.

Opha C. Martin Heirs	\$ 4.60
Ethal B. Keister	\$ 4.60
Charles K. & Alicia Floyd	\$73.94
Patricia Freeman	\$73.20

**IN RE: NOTICE OF APPORTIONMENT OF JOINTLY OWNED MOTOR VEHICLES**

The Assessor of Lewis County, having filed a notice of apportionment of jointly owned motor vehicles of Stephen Peters and Penny Peters for individual taxation, was approved upon motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing. A Certified Copy was delivered to the Sheriff of Lewis County by the Lewis County Clerk.

**NOTICE OF APPORTIONMENT OF JOINTLY OWNED MOTOR VEHICLES**  
WEST VIRGINIA CODE § 11-5-14 PTD 11/99

STATE OF WEST VIRGINIA COUNTY OF Lewis  
I, Charles Kelley Assessor of Lewis County, having been presented with a certified copy of a final divorce order entered under provisions of section fifteen, article two, chapter forty-eight of the West Virginia Code, do hereby apportion the assessment of the taxes for Tax Year 2016 owed on jointly owned motor vehicles involved in the divorce order and awarded exclusively to be titled, one or more in the name of the husband and one or more in the name of the wife as follows:

SECTION I:  
Ticket Number: 727721 District: FCR 03 Ticket Total: 423.90

NAME 1: Stephen Peters 251 Simpson Run Ad Weston WV 26152

Make	Model	Year	Vehicle Identification #	Assessed Value	Class	Rate	Taxes Due
Nissan	Sentra	2008	3N1AB61EPL69749	\$2745	3	.018368	\$50.42
Carr	Trk	2010	4YFVKL0814V006798	\$250	3	.018368	\$4.59
Chevy	Yz 2wd	1972	CC142F32294708	\$1368	3	.018368	\$25.13
BMW	F702G5	2014	6B10811028P8391	\$7621	3	.018368	\$166.51
Toyota	Tacoma	2013	5TFLU40W9E11558	\$19849	3	.018368	\$364.97
SUBTOTAL 1							404.05

NAME 2: Penny Peters 739 Craig St Weston WV 26152

Make	Model	Year	Vehicle Identification #	Assessed Value	Class	Rate	Taxes Due
Chev	Aveo	2006	KL1T056636697149	\$1245	3	.018368	\$22.87
SUBTOTAL 2							22.87

OTHER PERSONAL PROPERTY OWNED JOINTLY

Description	Class	Rate	Taxes Due
SUBTOTAL 3			

SAME AS FACE AMOUNT OF TICKET TOTAL = GRAND TOTAL **423.90**

SECTION II:  
Filed with the County Commission this 12 day of July 2016  
Charles Kelley  
Assessor

SECTION III:  
The County Commission of Lewis County does hereby order the apportionment of the assessment of taxes as determined and set forth by the County Assessor in Section I of this notice.  
Agnes G. Queen County Commissioner  
Patrick D. Boyle County Commissioner

SECTION IV:  
Certified to the Sheriff this 18<sup>th</sup> day of July 2016.  
Patrick D. Boyle  
Clerk of the County Commission

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY****REGULAR****SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE****IN RE: MINUTES, INVITATIONS, NOTIFICATIONS, CORRESPONDENCE**

1. **Upshur County Commission Agenda** – The Upshur County Commission agenda for Thursday, July 14, 2016 was filed.
2. **Public Service Commission of West Virginia Quarterly Disbursement of Emergency 911 Wireless Fees** – Lewis County Disbursement of Wireless E-911 Subscriber Fees in the amount of \$108,940.74 for the months of April, May and June, 2016. This is an increase from the last quarter disbursement of \$108,185.99.
3. **Jane Lew Public Service District Meeting Agenda** – The agenda for the Jane Lew Public Service District regular meeting of July 14, 2016 was filed.
4. **Sheriff's Monthly Settlement** – The sheriff's monthly settlement (reconciliation) of Lewis County financial accounts for June 2016 was filed.
5. **Sheriff's Monthly Vehicle Report** – The sheriff's monthly vehicle report for June 2016 including mileage and maintenance for the fleet was filed.
6. **West Virginia Development Office Acknowledgement of Receipt of Application for Small Cities Block Grant Funding for the Northwest Lewis County, Phase I Water Project** – The West Virginia Development Office acknowledges the receipt of an application for Small Cities Block Grant funding for the Northwest Phase I project. This projects encompass: Wolf Pen Run Road, Copley Road, Oil Creek Road and Wheeler Fork.
7. **Lewis-Gilmer Emergency 911 Advisory Board Meeting Minutes** – The Lewis-Gilmer Emergency 911 Advisory Board minutes for the July 11, 2016 meeting was received.
8. **Notification of Wrecker and Towing Meeting** – Per WV Code §24-6-12, the Lewis County Commission will hold a mandatory meeting with all wrecker and towing companies doing business in Lewis County on Monday, July 25, 2016 at 2:00 PM in the Lewis County Emergency Medical Service Meeting Room. A copy of the current operating guidelines and towing policy was attached to the agenda and is available upon request at the Lewis County Commission or the Lewis County Clerk's office.
9. **West Virginia Regional Jail and Correction Facility Monthly Invoice** – The June 2016 Lewis County monthly West Virginia Regional Jail and Correction Facility invoice was received in the amount of \$78,559.25. This is based on 1,629 inmate days X \$48.25 per diem. This invoice is down from the prior month.

**IN RE: BOARD AND COMMITTEE REPORTS**

Commissioner Patrick D. Boyle did not have any meetings to report.

President Agnes G. Queen and County Clerk Cindy Rowan attended the Weston Neighborhood Watch Picnic at Haleville. Former deputy sheriff Robert Ryan was recognized for his service.

County Administrator Cindy Whetsell participated in a telephone conference with FEMA. Lewis County was added to the disaster declaration for the public assistance.

County Administrator Cindy Whetsell also had a conference call with the County Commissioners Association of WV regarding regional jail bills. Lewis County has assembled a team consisting of: the County Administrator, Prosecuting Attorney, Probation Officers, Magistrates, Sheriff and Circuit Clerk that has proven greatly effective in reconciling the Regional Jail Invoices.

County Clerk Cindy Rowan reported on the WV State Auditor's Land Sale.



**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY****REGULAR****SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**

---

**IN RE: RECESS ORDERS**

On motion of Thomas V. Fealy, second by Agnes G. Queen, motion passing to approve the following actions taken by the Lewis County Clerk, Cynthia S. Rowan, in recess of the County Commission from July 7, 2016 to July 13, 2016:

Wills Probated:

Iris Jean Smith, deceased

Grey Michael Shaver, deceased

Qualifications Orders Granted:

Mary Jane Smith qualified as Executrix of the estate of Iris Jean Smith, deceased

Ronald Grey Shaver qualified as Executor of the estate of Grey Michael Shaver, 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. On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to approve closure of the following estates:

*Walter Joseph Shearer, deceased*, Affidavit and Waiver of Final Settlement, David M. Shearer, Administrator

*Dwight Eugene Shockey, deceased*, Affidavit and Waiver of Final Settlement, Erika N. Brady, Administratrix

**IN RE: APPROVAL OF ORDERS (MINUTES) FOR JULY 11, 2016 MEETING**

On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing, to approve the orders (minutes) as presented.

**IN RE: APPROVAL LEWIS COUNTY FAIR INVOICE**

County Administrator Cindy Whetsell presented an invoice for \$2,500.00 from the Lewis County Fair for approval. Funds had been budgeted in the 001-905-568.0 account line for Fiscal Year 2017. On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to approve the expenditure to be paid today.

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

**SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**

---

**IN RE: APPROVAL OF EXPENSES FOR CURRENT PERIOD**

On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing, to approve the following expenses (claims):

ASSESSOR VALUATION CLAIMS

ORDERED, that drafts be issued payable out of the 2017, Levy, ASSESSOR VALUATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

3103	Guttman Oil Company	07/18/2016	29.82
	ASSESSOR	TOTAL	29.82

DOG AND KENNEL CLAIMS

ORDERED, that drafts be issued payable out of the 2017, Levy, DOG AND KENNEL FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

2739	Guttman Oil Company	07/18/2016	110.13
	DOG AND KENNEL	TOTAL	110.13

WORTHLESS CHECK CLAIMS

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

397	General County Fund	07/18/2016	204.53
	WORTHLESS CHECK	TOTAL	204.53

CONCEALED WEAPONS CLAIMS

ORDERED, that drafts be issued payable out of the 2017, Levy, CONCEALED WEAPONS FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

882	Sheriff of Lewis County	07/08/2016	65.00
	CONCEALED WEAPONS	TOTAL	65.00

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY****REGULAR****SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**E-911 EMERGENCY COMMUNICATION CLAIMS

ORDERED, that drafts be issued payable out of the 2017, Levy, E-911 EMERGENCY COMMUNICATION FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

8184	Prescription Pest Control	07/18/2016	20.00
	E-911	TOTAL	20.00

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:

72438	General County Fund	07/18/2016	82.00
72439	Suds R Us Laundry	07/18/2016	171.40
72440	WV Bureau of Employment	07/18/2016	2,624.92
	June Expense General County	Total	2,878.32

MISCELLANEOUS CLAIMS

ORDERED, that drafts be issued payable out of the 2017, Levy, GENERAL COUNTY FUND for the following amounts and to the parties hereinafter named, account of CLAIMS filed for payment as following:

1024	Lewis County Building	07/15/2016	27,060.00
72435	Javitch Block LLC	07/15/2016	464.49
72436	Helen M Morris, Trustee	07/15/2016	100.50
72437	Nationwide Retr Solutions	07/15/2016	697.50
72441	Bill Bailey Ins AgencyInc	07/18/2016	523.87
72442	Washington Ntl Ins Co.	07/18/2016	418.80
72443	Co Commissioners' Assoc	07/18/2016	2,950.00
72444	Guardian	07/18/2016	3,729.76
72445	Guttman Oil Company	07/18/2016	818.76
72446	Prescription Pest Control	07/18/2016	165.00
72447	WV Sheriff's Association	07/18/2016	1,200.00
72448	Lewis Co. Fair Assoc, Inc	07/18/2016	2,500.00
99501	Elec.Fed.Tax Pymt System	07/15/2016	50,454.70
180012	EMPOWER Retirement	07/15/2016	380.00
200119	Bureau for Child Support	07/15/2016	622.74
	GENERAL COUNTY	TOTAL	92,086.12

**ORDERS - - - BOARD OF COMMISSIONERS, LEWIS COUNTY**  
**REGULAR**  
**SESSION: MONDAY, JULY 18, 2016, 10:00 AM, LEWIS COUNTY COURTHOUSE**

---

**IN RE: CHECKS RECEIVED**

Lewis County Fire Board	\$2,889.84
Lewis County EMS	\$50,416.79
State of WV	\$648.00
State of WV	\$6,187.50
State of WV	\$2,000.00
State of WV	\$2,940.01
Lewis County BOE	\$3,768.17
Westley Smith	\$15.00
Danielle Brook Smith	\$15.00

**IN RE: MOTION TO ADJOURN MEETING**

On motion of Patrick D. Boyle, second by Agnes G. Queen, motion passing to adjourn the meeting at 10:42 PM.

Given under my hand this 18<sup>th</sup> day of July, 2016.

ORDERED, That this Commission doth now adjourn until Monday, July 25, 2016.

  
 \_\_\_\_\_  
 President