

AT A COUNTY COMMISSION HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE, ON TUESDAY, JANUARY 4, 2022 AT 9:00 A.M.

COMMISSIONERS PRESENT: GENE MCCONNELL, PRESIDENT, CARL HEVENER AND CAROLE HARTMAN

OTHERS PRESENT: ELISE WHITE, COUNTY CLERK; KAREN PITSENBARGER, COUNTY ADMINISTRATOR; DIANA MITCHELL, 911 DIRECTOR; RICK GILLESPIE, EMERGENCY SERVICES COORDINATOR; APRIL MALLOW, PROSECUTING ATTORNEY; LAURA BROWN, EDA DIRECTOR; DARREN TAYLOR, DIRECTOR, SOUTH BRANCH VALLEY REGIONAL DAY REPORT CENTER; KEN BUSTIN, EDITOR THE PENDLETON TIMES

The Commission proceeded to elect a President for said Commission to serve for a period of one year beginning January 4, 2022, and Gene McConnell having been chosen by unanimous vote, it is ordered that the said Gene McConnell, be, and he is hereby elected President of the Pendleton County Commission for the term of one year beginning January 4, 2022.

Minutes of the December 21, 2021 meeting of the County Commission, on motion of Commissioner Hevener, were unanimously approved.

Darren Taylor was introduced as the new director for the South Branch Valley Regional Day Report Center. He presented the Memorandum of Understanding (MOU) for the Center with Hardy and Hampshire Counties. On motion of Commissioner Hartman, vote unanimous, the Commission approved to adopt the MOU.

Maintenance:

Majority of the new phones are now up and running.

Karen Pitsenbarger, County Administrator, said she had found an icemaker that would work for the Clinton Hedrick Community Building (CHCB) that is currently in stock. She will go ahead and order it.

Eddie Simpson has completed the painting in the Circuit Clerk's Office.

Snow removal on Monday went smoothly.

Diana Mitchell, 911 Director, stated that all is well at the 911 Center. She said there was an unexpected issue with Grant County on December 30, 2021. They had contacted them that evening for a transport and were informed that Grant County EMS would no longer go beyond the Seneca Rocks area. Rick Gillespie, Emergency Services Coordinator, contacted them and was told that they would go as far as the south end of Upper Tract, the Kline/Schmucker intersection and Seneca Rocks. He also said that the Grant County EMS has always been cooperative with us.

Grant County EMS was requested 56 times in 2021. Eight of those requests were either cancelled or they were unavailable. Commissioner McConnell will contact the Grant County Commission to discuss.

Rick Gillespie reported that the 911 phone system is now beyond its suggested life. The estimated cost to update it is \$85,743.38. He also stated that the CAD System and the Radio System will need to

be replaced in the next couple of years. Commissioner McConnell responded that would need to look at the ARPA funds to see what is available and will discuss further at the next meeting.

There is no update on the Annex. The revised contract was received and will need to be reviewed by the Prosecuting Attorney.

Laura Brown, EDA Director, updated the Commission on the broadband grants. The LEAD grant was submitted by Lingo on December 29, 2021 in the amount of \$1,470,781. She said that 40% of the 52 addresses were classified as lower income households. Thrasher should be submitting the technical assistance grant this week. The Broadband Council will be interviewing a candidate for the feasibility study next week. The school board has not heard anything yet about their broadband grant.

On motion of Commissioner Hartman, vote unanimous, the Commission approved the Order for redistricting. (see attached document)

On motion of Commissioner Hevener, the Commission signed the contracts with GST for IT services. The monthly fees will be \$271.00 at Pendleton County Community Building (PCCB), \$411.00 at the 911 Center, and \$760.00 at the Courthouse. The cost for the additional equipment needed at PCCB is \$5,933.00 and at the 911 Center is \$5,524.00. The \$1,200.00 installation fee for each location is being waived by GST.

Dates were set for Board of Review and Equalization as follows: February 1, 7, 11, and 15, 2022. Anyone wishing to meet with the Commission during Board of Review must make an appointment with the County Clerk.

On motion of Commissioner Hevener, vote unanimous, the Commission agreed to accept the mileage reimbursement rates for 2022 in accordance with Internal Revenue Service. The mileage rate will be 58.5 cents per mile beginning January 1, 2022.

Isaac Sponaugle was appointed as a Fiduciary Commissioner for the County on motion of Commissioner Hevener, vote unanimous.

THE FOLLOWING APPOINTMENTS OF ADMINISTRATORS, EXECUTORS, ETC., DONE BY THE CLERK IN VACATION OF THE COMMISSION, WERE THIS DAY PRESENTED TO THE COMMISSION, APPROVED ON MOTION OF COMMISSIONER HARTMAN, AND UNANIMOUSLY CONFIRMED.

The estate of **Ruth S. Bowers, deceased**, was referred to M. Zelene Harman, Fiduciary Commissioner.

THE FOLLOWING SETTLEMENTS OF ACCOUNTS WERE THIS DAY PRESENTED TO THE COMMISSION AND APPROVED ON MOTION OF CARL HEVENER, AND UNANIMOUSLY CONFIRMED:

Karen Kimble, as Administratrix of the **Estate of Shirl G. Kimble, deceased**; Affidavit and Waiver of Final Settlement

There were no exonerations.

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF:

GENERAL COUNTY FUND:	Check Nos. 32669 – 32697	\$45,546.11
COAL SEVERANCE FUND:	Check No. 200116	\$852.23
MAGISTRATE COURT FUND:	Check Nos. 300128 - 300131	\$404.48
911 FUND:	Check Nos. 3668 – 3677	\$61,361.15
PARKS & RECREATION FUND:	Check Nos. 1211 - 1216	\$1,440.63
ARPA FUND:	Check No. 101	\$6,217.51

ORDERED THAT COMMISSION DO ADJOURN ON MOTION OF COMMISSIONER HEVENER, VOTE UNANIMOUS, UNTIL TUESDAY, JANUARY 18, 2022.

President

IN THE COUNTY COMMISSION OF PENDLETON COUNTY, WEST VIRGINIA

RE: Changing Boundaries of Eastern and Western Magisterial Districts and Precinct Line between Precincts 8 and 9 and Precincts 5 and 7

New legislation was passed which changed Pendleton County's Delegate Districts and Congressional District. Delegate District 67 will consist of Voting Precincts 3, 5, 8, 13 and 14 Delegate District 86 will consist of Voting Precincts 2, 7, 9 and 11. The County will be in Congressional District 1. The Senatorial District will remain as the 11th District.

THIS 4th day of January 2022, the County Commission of Pendleton County, West Virginia, sitting in regular session does hereby ORDER the magisterial district boundaries, pursuant to W. Va. Code §7-2-2, of the Eastern District and Western District to be amended by following the new Delegate District line and thus also creating a new boundary line between Precincts 8 and 9 as follows:

Beginning on U.S. Route 220 at the Grant County/Pendleton County line and going south on U.S. Route 220 to the bridge before Elderberry Lane and making a slight curve east of U.S. Route 220 and following North Mill Creek until just past Long Way Drive then turning east through a field to a point between 172 Ridge Road and 205 Ridge Road and then following Ridge Road to South Mill Creek Road. Turning West onto South Mill Creek Road and continuing to Greenawalt Gap Road then on to Schmucker Road to Mount Hope Road. Following Mount Hope Road to a point past Louie Run Road, then turning west to the South Branch Potomac River, and following the river until a point behind Ruddle Park where it veers slightly east through two farm fields, crossing over Potomac River Lane then to River Mountain Lane and following the South

Branch Potomac River to the beginning of Hammer Run Road in Ruddle where the Central District line begins.

Precincts 3, 8, 13 and 14 will remain in the Western District, Precincts 5 and 7 will remain in the Central District and Precincts 2, 9 and 11 will remain in the Eastern District.

The new Delegate line has also changed the boundary line for Precincts 5 and 7. The new boundary line between Precincts 5 and 7 will now run North to South with Precinct 5 west of the new delegate line and Precinct 7 east of the new delegate line as follows:

Beginning at Hammer Run Road at U.S. Route 220 and on the eastern side of the South Branch of the Potomac River, following the river south east through River Gap and going above 1141 Blue Gray Trail to U.S. Route 33/Blue Gray Trail. Then coming down Blue Gray Trail and across the bridge then turning east to again follow the South Branch of the Potomac River, around the Town of Franklin, over the low water bridge and then veering west across U.S. Route 220, up the hill to the St. Elizabeth Ann Seton Church to Hall's Hill Road. Continue following Hall's Hill Road, through Oak Grove, where the road now becomes Smith Creek Road, and following Smith Creek Road, then veering east before Walnut Ridge Lane, going behind 85 Little Creek Lane and coming out onto Little Creek Lane at Sage Field Lane. Following Little Creek Lane which becomes Hunter Hills Lane and following Hunter Hills Lane to Moyer Run Lane then turning east on Moyer Run Lane until U.S. Route 220. Following south on U.S. Route 220 to Snowy Mountain Road. Turn west onto Snowy Mountain Road and follow that road until just past 4033 Snowy Mountain Road then turn south and across the top of the ridge to the West Virginia/Virginia state line.

The Clerk has posted notice of said intent on the front door of the Pendleton County Courthouse and at some public place in both the Eastern and Western Magisterial Districts, for at

