

**AT A COUNTY COMMISSION HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE, ON TUESDAY, JANUARY 3, 2023 AT 9:00 A.M.**

**COMMISSIONERS PRESENT: CARL HEVENER, ROGER DAHMER AND JIMMIE BENNETT**

**OTHERS PRESENT: ELISE WHITE, COUNTY CLERK; KAREN PITSENBARGER, COUNTY ADMINISTRATOR; DIANA MITCHELL, 911 DIRECTOR; RICK GILLESPIE, EMERGENCY SERVICES COORDINATOR; BRUCE MINOR, EMERGENCY SERVICES DIRECTOR; CHAD BOWERS, SHERIFF; APRIL MALLOW, PROSECUTING ATTORNEY; LAURA BROWN, EDA DIRECTOR; STEPHEN SMOOT, THE PENDLETON TIMES**

**The Commission proceeded to elect a President for said Commission to serve for a period of one year beginning January 3, 2023, and Carl Hevener having been chosen by unanimous vote, it is ordered that the said Carl Hevener, be, and he is hereby elected President of the Pendleton County Commission for the term of one year beginning January 3, 2023.**

Commissioner Hevener opened the meeting and Commissioner Dahmer led those present in prayer.

Minutes of the December 20, 2022 meeting of the County Commission, on motion of Commissioner Dahmer, were unanimously approved.

Maintenance:

No major maintenance issues.

Diana Mitchell, 911 Director, informed the Commission that they continued to be busy but all else is going well. Rick Gillespie, Emergency Services Coordinator, gave continued accolades to the 911 dispatchers and all emergency volunteers.

Mr. Gillespie said he is continuing to work towards a solution for our EMS issues. He will schedule a meeting for all to meet and discuss possible solutions.

Laura Brown, EDA Director, stated that the GigReady grant should be ready to turn in this week per Lingo.

There was nothing new to discuss regarding the Courthouse Annex.

On motion of Commissioner Dahmer, the Commission signed the contracts with GST for IT services. The monthly fees will be \$305.00 at Pendleton County Community Building (PCCB), \$466.00 at the 911 Center, and \$862.00 at the Courthouse.

Dates were set for Board of Review and Equalization as follows: February 1, 7, 10, and 15, 2023. Anyone wishing to meet with the Commission during Board of Review must make an appointment with the County Clerk.

Chad Bowers, Sheriff, reported that the in-car and body cameras had arrived. GST will be installing them over the next few weeks.

On motion of Commissioner Dahmer, vote unanimous, two sheep claims were approved at the rate of \$75.00 per sheep killed by dogs. The claims had been properly verified by the Sheriff's Office.

The Commissioners were assigned to serve on various boards as follows:

**Carl Hevener**            **Potomac Valley Transit Authority**  
**EDA**  
**Extension Service Committee**  
**Region Eight Solid Waste Authority**  
**Region Eight Development Authority**  
**Community Corrections/Day Report Center**

**Jimmie Bennett**       **Rural Schools**  
**Board of Health**  
**911 Advisory Board**  
**Hazard Mitigation Officer (Volunteer)**  
**LEPC**

**Roger Dahmer**        **Workforce Investment Board**  
**Eastern WV Community Action**  
**Board of Parks and Recreation**  
**Library Board of Trustees**  
**Farmland Protection Board**  
**Potomac Headwaters RC&D**

On motion of Commissioner Bennett, vote unanimous, the Commission agreed to accept the mileage reimbursement rates for 2023 in accordance with Internal Revenue Service. The mileage rate will be 65.5 cents per mile beginning January 1, 2023.

The 2023 State Holiday Schedule and any additional holidays given by the Governor of West Virginia was approved on motion of Commissioner Dahmer, 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 DAHMER, AND UNANIMOUSLY CONFIRMED.**

United States of America

State of West Virginia



County of Pendleton, ss:

**Clerk's Fiduciary Report**

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**Estate from Monday, December 19, 2022, through Wednesday, December 28, 2022**

The County Commission of Pendleton County this day proceeded to examine the report of the Clerk of the Commission of the Fiduciary and Probate matters had before her during the vacation of the Commission, and it appearing to the Commission that all of the proceedings had therefore ordered that the said report and matters thereto contained be and the same is hereby ratified and confirmed. Said report is in words and figures as follows, to -wit:

**On, Tuesday, December 27, 2022, the following matters were disposed of in the presence of the Clerk:**

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The said estate of **BROWNING BOGGS**, deceased was referred to **GEORGE I SPONAUGLE II**, a FIDUCIARY COMMISSIONER for the Pendleton County, for settlement thereof.

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More than 31 days since the date of death or the surviving spouse or heir, upon a motion, **BRIANNA BRUNS** was appointed and qualified as ADMINISTRATRIX of the estate of **STEVEN CRAIG JUDY**, deceased. Bond was 15,000.00.

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More than 31 days since the date of death or the surviving spouse or heir, upon a motion, **WENDY SHOBE** was appointed and qualified as ADMINISTRATRIX of the estate of **BRIAN SHOBE**, deceased. Bond was 1,000.00.

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The last will and testament of **CHARLES E. NESSELRODT**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

**JOSHUA T. NESSELRODT**, who was named in the last will and testament of **CHARLES E. NESSELRODT**, deceased, as EXECUTOR thereof, qualified as such. No bond was required.

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The last will and testament of **RALPH H. DUNKLE**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

**LARKIN P. DUNKLE**, who was named in the last will and testament of **RALPH H. DUNKLE**, deceased, as CO EXECUTOR thereof, qualified as such. No bond was required.

**SANDRA D. TRUSHEL**, who was named in the last will and testament of **RALPH H. DUNKLE**, deceased, as CO EXECUTRIX thereof, qualified as such. No bond was required.

**On, Wednesday, December 28, 2022, the following matters were disposed of in the presence of the Clerk:**

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The last will and testament of **BETTY LOU PROPST**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

**DOUGLAS REEDY**, who was named in the last will and testament of **BETTY LOU PROPST**, deceased, as EXECUTOR thereof, qualified as such. No bond was required.

*Elise M. White*

Elise M. White  
Clerk of the Pendleton County Commission

*Thursday, December 29, 2022*

Confirmed

**THE FOLLOWING SETTLEMENTS OF ACCOUNTS WERE THIS DAY PRESENTED TO THE COMMISSION AND APPROVED ON MOTION OF COMMISSIONER BENNETT, AND UNANIMOUSLY CONFIRMED:**

Mark Difalco, Executor of the **Estate of Cindy Difalco, deceased**; Affidavit and Waiver of Final Settlement

Amanda S. Mowery, Executrix of the **Estate of Delbert A. Mowery, deceased**; Affidavit and Waiver of Final Settlement

Kent H. Kimble, Executor of the **Estate of Ressie Margaret Kimble, deceased**; Affidavit and Waiver of Final Settlement

Roger Michael Hall, Executor of the **Estate of Louise Katherine Hall, deceased**; Report of Receipts, Disbursements and Distribution

There were no exonerations.

**ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF:**

GENERAL COUNTY FUND:	Check Nos. 33693 – 33714	\$16,592.42
COAL SEVERANCE FUND:	Check Nos. 200137 - 200138	\$1,391.41
MAGISTRATE COURT FUND:	Check No. 300175	\$250.00
911 FUND:	Check Nos. 3899 – 3904	\$3,384.88
PARKS & RECREATION FUND:	Check Nos. 1317 - 1318	\$1,335.00
CLINTON HEDRICK CB FUND:	Check No. 1129	\$83.39

ORDERED THAT COMMISSION DO ADJOURN ON MOTION OF COMMISSIONER DAHMER, VOTE UNANIMOUS, UNTIL TUESDAY, JANUARY 17, 2023.

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President