

AT A COUNTY COMMISSION CONTINUED AND HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE THEREOF, ON TUESDAY, JUNE 5, 2018.

PRESENT: GENE McCONNELL, CARL HEVENER AND RANDY ROBERSON.

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF GENERAL COUNTY FUND:

Check Nos. 29575-29601 \$41,198.09

ORDERED THAT THE FOLLOWING ALLOWANCE BE MADE PAYABLE OUT OF COAL SEVERANCE TAX FUND:

Check Nos. 1783-1792 \$1,663.78

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF MAGISTRATE COURT FUND:

Check No. 1268-1270 \$284.27

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF 911 FUND:

Check Nos. 2898-2908 \$32,929.44

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF HOME CONFINEMENT FUND:

Check No. 213 \$448.50

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF PARKS AND RECREATION FUND:

Check Nos. 875-879 \$1,568.69

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF PENDLETON COUNTY COMMUNITY BUILDING FUND:

Check Nos. 1093-1098 \$1,314.86

Minutes of the May 15, 2018 meeting of the County Commission were unanimously approved.

Maintenance:

The leak in the Pendleton County Community Building has been repaired.

Local residents, Ronnie Kimble and Jerry Warner attended the meeting to discuss the issues with trailers and campers located in the FEMA determined flood zone.

On motion of Carl Hevener, vote unanimous, Jack Bennett was reappointed to the Region 8 Solid Waste Authority for a four-year term ending June 2022.

The State Auditor had presented to the Commission a new website that they had launched at the beginning of the year. The Commission decided not to participate at this time but to gather more information and look at it again at a later date.

A motion was made by Carl Hevener, vote was unanimous, to approve a final Coal Severance Fund budget revision and a final General County Fund budget revision for fiscal year 2018 as follows:

LGSD BR (Ver. 2016) Ora Ash, Deputy State Auditor 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) Pendleton County Commission GOVERNMENT ENTITY	CONTROL NUMBER FY: <u>2018</u> Fund: <u>2</u> Rev. No. <u>2</u> Pages: <u>1</u>																																																																																				
Person To Contact Regarding Request: Name: <u>Elise M. White</u> Phone: <u>304-358-2505</u> Fax: <u>304-358-2473</u>	P.O. Box 1167 STREET OR PO BOX Franklin CITY	COUNTY Government Type																																																																																				
REVENUES: (net each acct.)																																																																																						
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<i>Elise M. White</i> AUTHORIZED SIGNATURE OF ENTITY		6/5/18 APPROVAL DATE																																																																																				

RESOLUTION

At a regular session of the Pendleton County Commission, held June 5, 2018 the following order was made and entered:

SUBJECT: The revision of the Coal Severance Levy Estimate 2017-2018 Budget for the County of Pendleton. 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 one, a copy of which is entered as part of this record.

The adoption of the foregoing resolution having been moved by Carl Hevener, and duly seconded by Randy Roberson, the vote thereon was as follows:

Gene McConnell - Yes

Carl Hevener - Yes

Randy Roberson - Yes

WHEREUPON, Gene McConnell, 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 County Clerk, Elise M. White is authorized to fix her signature on the attached "Request for Revision to Approved Budget" to be sent to the State Auditor for approval.

LGSD BR (Ver. 2016)

Ora Ash, Deputy State Auditor
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: 2018
Fund: 1
Rev. No. 3
Pages: 1

Pendleton County Commission
GOVERNMENT ENTITY

Person To Contact Regarding Request:

Name: Elise M. White
Phone: 304-358-2505
Fax: 304-358-2473

P.O. Box 1167
STREET OR PO BOX
Franklin CITY 26807 ZIP CODE

COUNTY
Government Type

REVENUES: (net each acct.)

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUSLY APPROVED AMOUNT	(INCREASE)	(DECREASE)	REVISED AMOUNT
309	Hotel Occupancy Tax	30,600	26,184		56,784
322	Federal Grants	1,057,000	57,000		1,114,000
370	Gaming Income	30,000	6,000		36,000
399	Transfers Assessor's Valuation Fund	74,024	3,500		77,524
	#N/A				
	#N/A				
			92,684		

NET INCREASE/(DECREASE) Revenues (ALL PAGES)

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
405	Prosecuting Attorney	164,721	3,306		168,027
407	Assessor's Valuation Fund	74,024	3,500		77,524
431	Economic Development	53,022	600		53,622
442	Federal Grants	1,057,000	57,000		1,114,000
711	Emergency Services	72,120	9,433		81,553
900	Parks & Recreation	15,000	7,553		22,553
911	Visitor's Bureau	17,100	11,292		28,392
	#N/A				
	#N/A				
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NET INCREASE/(DECREASE) Expenditures			92,684		

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

Elise M. White 4/5/18
AUTHORIZED SIGNATURE OF ENTITY APPROVAL DATE

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Elise White, County Clerk, advised the Commission that she had talked with the Secretary of State's Office regarding a survey question to be placed on the November ballot. They informed her that a survey question is not covered under the WV State Code. Gene McConnell requested that the Clerk contact the Attorney General's Office to get further clarification on this.

The County Clerk informed the Commission that an email from the Secretary of State's Office indicated that there may be some grant funds available to assist counties on upgrading their election equipment. A demo of the Express Vote System has been scheduled for the June 19 Commission meeting.

Gene McConnell mentioned that he has been receiving several calls from people in regards to Frontier's slow repair service and for Spruce Knob Seneca Rocks Telephone (SKSRT) company not being able to provide service to some people. Karen Pitsenbarger, County Administrator has also been receiving several calls. The Public Service Commission (PSC) is the entity that needs to be contacted. Gene suggested that perhaps both Frontier and SKSRT release a public statement to explain these issues.

The Commission reviewed Campaign Financial Statements for the following candidates: Mike Mallow, Randy Roberson, Carole Hartman, J.D. Wilkins, Charles F. Burgoyne, II, Teresa Walker Heavner, Frank Wehrle and Charlotte R. Hoover.

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

The probation of the Last Will and Testament of **David Dwight Cook, deceased**; Witnesses by affidavit, Louise Moore and Anita D. Davis; The appointment of Brenda May Cook as Executrix of the **Estate of David Dwight Cook, deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

The probation of the Last Will and Testament of **Hazel B. Simmons, deceased**; Witnesses by affidavit, Jerry D. Moore and Marvin L. Downing; Codicil Witnessed by Lisa Sponaugle and Lee Sinnett; The appointment of Mark Simmons as Executor of the **Estate of Hazel B. Simmons, deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

The probation of the Last Will and Testament of **Ruth A. Hartman, deceased**; Witnesses by affidavit, Winona R. Hewitt and Jeffrey S. Bowers; The appointment of Joseph H. Hartman, Jr. and Adrienne Hartman as Co-Executors of the **Estate of Ruth A. Hartman, deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

The appointment of Marla Zelene Harman as Fiduciary Commissioner in the **Estates of Anne Dolores Mallow, deceased and Stanley R. Mallow, deceased.**

The probation of the Last Will and Testament of **Charles Hartman, Jr., deceased**; Witnesses by affidavit, Tamara J. Smith and Jamie R. Difalco; The appointment of Frankie Hill and Diana Kimble as Co-Executrices of the **Estate of Charles Hartman, Jr., deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

The probation of the Last Will and Testament of **Mary Evelyn Neville, deceased**; Witnesses by affidavit, Judy K. Grimm and Tamara J. Smith; The appointment of Anne Neville Murphy as Executrix of the **Estate of Mary Evelyn Neville, deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

The probation of the Last Will and Testament of **Warren Rexrode, deceased**; Witnesses by affidavit, Lorena B. Hoover and G. Isaac Sponaugle, III; The appointment of Gerald W. Rexrode as Executor of the **Estate of Warren Rexrode, deceased**; permitted to qualify without bond as per Last Will and Testament of deceased.

THE FOLLOWING SETTLEMENT OF ACCOUNTS WERE THIS DAY PRESENTED TO THE COMMISSION, APPROVED AND ORDERED RECORDED AND FILED:

Deborah D. Thompson, Executrix of the **Estate of Dale W. Nieman, deceased**; Waiver of Final Settlement

Marcia C. Warner, Executrix of the **Estate of Bonnie K. Elyard, deceased**; The First and Final Settlement

Kimberly Sue Keplinger, Executrix of the **Estate of Susie S. Holloway, deceased**; Affidavit and Waiver of Final Settlement

There were no exonerations.

The WVU Economic Development Study has requested first payment in amount of \$22,158.48. On motion of Carl Hevener, vote unanimous, to approve this amount. This project is funded by federal grant funds.

The County Clerk informed the Commission that Kennedy Byers has been hired for her office. She will start work on June 11, 2018.

ORDERED THAT COMMISSION DO ADJOURN UNTIL TUESDAY, JUNE 19, 2018.

President