

AT A COUNTY COMMISSION HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE, ON TUESDAY, MAY 6, 2025 AT 9:00 A.M.

COMMISSIONERS PRESENT: CARL HEVENER, ROGER DAHMER AND JIMMIE BENNETT

OTHERS PRESENT: ELISE WHITE, COUNTY CLERK; RICK GILLESPIE, EMERGENCY SERVICES COORDINATOR; DIANA MITCHELL, 911 DIRECTOR; APRIL MALLOW, PROSECUTING ATTORNEY; SHERRY MONGOLD, DIRECTOR SENECA ROCKS REGIONAL DEVELOPMENT AUTHORITY (SRRDA); SCOTT MCCONNELL, CLERK OF WORKS; ANNIE HUMES, DIRECTOR CVB; CRYSTAL ROBERTS, MOUNTAIN HEART COMMUNITY SERVICES; STEPHEN SMOOT, THE PENDLETON TIMES; MIKE ALT; KING SEEGAR; CHRISTINA CHAN

Commissioner Dahmer led those present in prayer. Commissioner Hevener called the meeting to order.

Minutes of the April 15, 2025 meeting of the County Commission, on motion of Commissioner Dahmer, were unanimously approved.

Commissioner Dahmer read a Proclamation for Provider Appreciation Day. This proclamation recognizes child care providers and their support to children's growth, development and educational advancement, in addition to the positive economic impact to families and the community. The proclamation designates May 9, 2025 as Provider Appreciation Day in Pendleton County. Crystal Roberts, Mountain Heart Community Services (MHCS), read a statement from MHCS thanking child care providers for all their work. On motion of Commissioner Dahmer, vote unanimous, the proclamation was approved and signed.

Diana Mitchell, 911 Director, submitted a road name request for Love Dove Lane, which is located off of Mountaineer Drive. On motion of Commissioner Bennett, vote unanimous, the road name was approved.

Scott McConnell, Clerk of Works for the Courthouse Annex, updated the Commission on the progress of the construction.

On motion of Commissioner Dahmer, vote unanimous, the Commission authorized to use up to \$1,500,000 from the Financial Stabilization Fund towards the Courthouse Annex construction.

Commissioner Hevener informed everyone that the Commission had met with Thrasher Engineering the day before for the water study they were doing along Route 33 between Franklin and Brandywine. They may also include in the study the possibility for going up Route 220 North to link with Upper Tract. The study will include the placement of fire hydrants.

On motion of Commissioner Dahmer, vote unanimous, they agreed to sign a land contract with Kline May Realty enabling the Commission to be able to look at and negotiate on a tract of land, but does not commit the County to purchasing the land.

King Seegar reminded everyone that there is an information meeting this evening at 6:00 p.m. at the Community Building about how the federal budget cuts on Medicaid will affect this County.

Annie Humes reported that she is the official CVB Director as of May 1, 2025.

On motion of Commissioner Dahmer, vote unanimous, the Sheriff's May 2025 Delinquent list was approved.

The Commission reviewed the report and recommendation from the fiduciary commissioner, Isaac Sponaule, in the Frances Von Schilling Estate. Commissioner Dahmer made a motion, vote unanimous, to accept the report from the fiduciary commissioner as submitted.

The Commission also reviewed the report and recommendation from the fiduciary commissioner, Isaac Sponaule, in the Ruth Grapes Estate. Commissioner Bennett made a motion, vote unanimous, to accept the report from the fiduciary commissioner as submitted.

A request was received from Vicky Champ to remove Margaret Dahmer as Executrix of the Stanley Dahmer Estate due to health reasons. Mrs. Dahmer is no longer capable of completing the estate. On motion of Commissioner Bennett, vote unanimous, Margaret Dahmer will be removed as Executrix of the Estate of Stanley Dahmer, and Vicky Champ will be appointed as Administratrix dbn.

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

Estate from Saturday, April 12, 2025, through Monday, May 5, 2025

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, Thursday, April 24, 2025, the following matters were disposed of in the presence of the Clerk:

More than 31 days since the date of death or the surviving spouse or heir, upon a motion, **MARK HARPER** was appointed and qualified as ADMINISTRATOR of the estate of **DALE L. HARPER**, deceased. Bond was 15,000.00.

On, Wednesday, April 30, 2025, the following matters were disposed of in the presence of the Clerk:

The last will and testament of **WANDA L. MONGOLD**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

SHERRY L MONGOLD, who was named in the last will and testament of **WANDA L. MONGOLD**, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

On, Thursday, May 1, 2025, the following matters were disposed of in the presence of the Clerk:

More than 31 days since the date of death or the surviving spouse or heir, upon a motion, **RANDY T. HORST** was appointed and qualified as ADMINISTRATOR of the estate of **ENOS HEATWOLE HORST**, deceased. Bond was 50,000.00.

The last will and testament of **MARVIN WATSON HARTMAN**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

KRISTA DAWN SIMMONS, who was named in the last will and testament of **MARVIN WATSON HARTMAN**, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

Elise M. White

Elise M. White
Clerk of the Pendleton County Commission

Monday, May 5, 2025

Confirmed

The following settlements of accounts were this day presented to the Commission and approved on motion of Commissioner Dahmer, and unanimously confirmed:

Daniel Propst & Mary Alexander, Co-Executors of the **Estate of Betty L. Wolfe, deceased**; Affidavit & Waiver of Final Settlement

Jamey Wimer, Executrix of the **Estate of Dorothy Amelia Mohler, deceased**; Waiver of Final Settlement

Michael L. Judy, Executor of the **Estate of Rutholene Mae Judy, deceased**; Waiver of Final Settlement

Jane Marie Thompson, Executrix of the **Estate of Gary Alston Thompson, deceased**; Affidavit and Waiver of Final Settlement

Rosie Thomas, Executrix of the **Estate of Jeffrey Hal Evick, deceased**; Report of Receipts, Disbursements and Distribution

A budget request was received from the Pendleton County Family Support Center. The Commission will review this request again in July 2025.

Elise White, County Clerk, informed the Commission that the County had received a check from the State Attorney General’s Office in the amount of \$10,000. This represents Pendleton County’s share of the settlement the State received from the Lipitor lawsuit.

She also mentioned that the check in the amount of \$10,458.71, received from the USDA Forest Service for the Secure Rural Schools Act was approximately 78% less than that received last year. This is a result of the Secure Rural Schools Reauthorization Act not being renewed by Congress.

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF:

GENERAL COUNTY FUND:	Check Nos. 35718– 35765	\$55,258.68
COAL SEVERANCE FUND:	Check Nos. 200295 – 200298	\$1,235.24
MAGISTRATE COURT FUND:	Check No. 30039	\$24.00
911 FUND:	Check Nos. 4436 – 4446	\$11,778.22
HOME CONFINEMENT FUND:	Check No. 360	\$400.00
PARKS & RECREATION FUND:	Check Nos. 1533 – 1540	\$32,461.63
CLINTON HEDRICK CB FUND:	Check Nos. 1185 – 1186	\$111.62

On motion of Commissioner Hevener, all Commissioners voting in the affirmative, they adjourned into Executive Session at 10:22 a.m. to discuss land acquisition contract.

Motion was made by Commissioner Dahmer, vote unanimous, to reconvene into Regular Session at 10:53 a.m. No actions were taken in executive session.

ORDERED THAT COMMISSION DO ADJOURN ON MOTION OF COMMISSIONER BENNETT, VOTE UNANIMOUS, UNTIL TUESDAY, MAY 20, 2025.

President