

AT A COUNTY COMMISSION HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE, ON TUESDAY, NOVEMBER 1, 2022 AT 9:00 A.M.

COMMISSIONERS PRESENT: GENE MCCONNELL, PRESIDENT; CARL HEVENER; CHARLES BURGOYNE, II

OTHERS PRESENT: ELISE WHITE, COUNTY CLERK; KAREN PITSENBARGER, COUNTY ADMINISTRATOR; RICK GILLESPIE, EMERGENCY SERVICES COORDINATOR; DIANA MITCHELL, 911 DIRECTOR; LAURA BROWN, EDA DIRECTOR; CHAD BOWERS, SHERIFF; STEVE SMOOT, THE PENDLETON TIMES; DARREN TAYLOR, DAY REPORT CENTER; ROGER DAHMER

Commission meeting called to order at 9:00 a.m. by President Gene McConnell.

Minutes of the October 18, 2022 meeting of the County Commission on motion of Commissioner Hevener were unanimously approved.

Maintenance:

Karen Pitsenbarger, County Administrator, purchased 12 new chairs for the jury room.

No other maintenance issues.

All is well at the 911 Center as reported by Diana Mitchell, 911 Director.

Rick Gillespie, Emergency Services Coordinator, stated he had nothing new to report. He did mention to the Commission that the Franklin Fire Department was moving forward on obtaining a generator for the fire department/rescue squad area in the Pendleton County Community Building (PCCB). The Commission expressed concern about potential liability insurance and wiring issues in installing a generator for just part of the building. The fire department will be invited to the next Commission meeting.

Laura Brown, Economic Development Authority Director, informed the Commission that the construction on the Emergency Connectivity Fund (ECF) broadband grant will be completed by August 9, 2023. Lingo is working on the ECF routes but has not yet started on the routes for the Line Extension Advancement and Development (LEAD) grant. There has been interest from another provider for providing broadband in the northern part of the County in conjunction with Grant County.

Omni Associates is working on the schematics and estimates for the Courthouse Annex in addition to the plans for the handicap ramp.

Ms. Brown presented the Convention and Visitor's Bureau (CVB) annual report to the Commission. The CVB adopted new bylaws in August 2022 and a new Board of Directors was appointed in September 2022. They hope to hire an Executive Director by the end of November 2022. They are working on re-accreditation with the West Virginia Association of Convention and Visitors Bureau.

The Commission discussed the supplement for the Assessor upon completion of the Farm Census required reports. In prior years, the supplement has been \$50.00. According to West Virginia State Code §7-7-6c, the assessor is allowed a reasonable compensation not to exceed ten percent of her salary upon receiving a certificate of completion from the West Virginia Department of Agriculture. Upon motion of Commissioner Hevener, vote unanimous, the Assessor Farm Census supplement will be five percent (5%) of her salary.

Chad Bowers, Sheriff, informed the Commission that the State Auditor will be doing all of the delinquent land sales instead of the Sheriff's Office. They are requiring that a new one-signature account be set up for the proceeds from the land sales. Once the sale has been finalized, the excess funds will be given to the County general revenue account. The current Tax Lien Fund will eventually be phased out. On motion of Commissioner Hevener, vote unanimous, the Sheriff was approved to open the new account.

The Commission signed the zero totals reports for the electronic election equipment indicating that all election equipment had zero votes before sealing for Early Voting and Election Day.

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

United States of America

State of West Virginia



County of Pendleton, ss:

Clerk's Fiduciary Report

Estate from Monday, October 17, 2022, through Saturday, October 29, 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, Monday, October 17, 2022, the following matters were disposed of in the presence of the Clerk:

The last will and testament of **PATRICIA WALKER BLILEY**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

SUZANNE STUART WALKER, who was named in the last will and testament of **PATRICIA WALKER BLILEY**, deceased, as CO EXECUTOR thereof, qualified as such. No bond was required.

PATRICIA BLACKBOURNE, who was named in the last will and testament of **PATRICIA WALKER BLILEY**, deceased, as CO EXECUTOR thereof, qualified as such. No bond was required.

R. CHARLES WALKER, III, who was named in the last will and testament of **PATRICIA WALKER BLILEY**, deceased, as CO EXECUTOR thereof, qualified as such. No bond was required.

More than 31 days since the date of death or the surviving spouse or heir, upon a motion, **BETTY JANE SIMMONS** was appointed and qualified as ADMINISTRATRIX of the estate of **JAMES ARTHUR SIMMONS**, deceased. Bond was 500.00.

On, Wednesday, October 19, 2022, the following matters were disposed of in the presence of the Clerk:

The last will and testament of **KENNETH BRUCE EYE**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

BRENDA FAYE COOK, who was named in the last will and testament of **KENNETH BRUCE EYE**, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

The last will and testament of **GEORGE W. BENNETT**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

TERRY W. BENNETT, who was named in the last will and testament of **GEORGE W. BENNETT**, deceased, as EXECUTOR thereof, qualified as such. No bond was required.

On, Friday, October 21, 2022, the following matters were disposed of in the presence of the Clerk:

The last will and testament of **EARL B. BIBLE**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

BENJAMIN W. HEAVNER, who was named in the last will and testament of **EARL B. BIBLE**, deceased, as EXECUTOR thereof, qualified as such. No bond was required.

Elise M. White

Saturday, October 29, 2022

Elise M. White
Clerk of the Pendleton County Commission

Confirmed

THE FOLLOWING SETTLEMENTS OF ACCOUNTS WERE THIS DAY PRESENTED TO THE COMMISSION AND ON MOTION OF COMMISSIONER BURGOYNE WERE UNANIMOUSLY APPROVED:

Nicole S. Campbell, Executrix of the **Estate of Dianna Fay Campbell, deceased**; Waiver of Final Settlement

Wilma L. Rexrode, Executrix of the **Estate of Donald L. Rexrode, deceased**; Waiver of Final Settlement

Janet Smith, Administratrix of the **Estate of Jason C. Propst, deceased**; Affidavit and Waiver of Final Settlement

Amy Shreve, Executrix of the **Estate of Alonzo Elwood Shreve, deceased**; Waiver of Final Settlement

The following exonerations and increases were approved on motion of Commissioner Burgoyne, vote unanimous:

William R. Warner, Jr., Union District, \$286.20

ORDERED THAT THE FOLLOWING ALLOWANCES BE MADE PAYABLE OUT OF:

GENERAL COUNTY FUND:	Check Nos. 33512 – 33524	\$15,221.08
COAL SEVERANCE FUND:	Check No. 200134	\$297.81
MAGISTRATE COURT FUND:	Check Nos. 300167 - 300169	\$298.00
911 FUND:	Check Nos. 3857 - 3866	\$1,403.70
PARKS & RECREATION FUND:	Check Nos. 1305 - 1309	\$1,271.29
PENDLETON COUNTY CB FUND:	Check No. 1207	\$736.70

ORDERED THAT COMMISSION DO ADJOURN ON MOTION OF COMMISSIONER HEVENER, VOTE UNANIMOUS, UNTIL TUESDAY, NOVEMBER 15, 2022.

President