

**AT A COUNTY COMMISSION HELD FOR PENDLETON COUNTY, WEST VIRGINIA, AT THE COURTHOUSE, ON TUESDAY, SEPTEMBER 6, 2022 AT 9:00 A.M.**

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

**OTHERS PRESENT: ELISE WHITE, COUNTY CLERK; KAREN PITSENBARGER, COUNTY ADMINISTRATOR; RICK GILLESPIE, EMERGENCY SERVICES COORDINATOR; DIANA MITCHELL, 911 DIRECTOR; PROSECUTING ATTORNEY, APRIL MALLOW; STEVE SMOOT, THE PENDLETON TIMES; TINA EYE; DAVE ELLIS; ROGER DAHMER; RAY HORNEY; KELLY HARTMAN**

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

Minutes of the August 16, 2022 meeting of the County Commission on motion of Commissioner Burgoyne were unanimously approved.

Maintenance:

Snow removal will be put out for bid.

Two estimates were received for putting air conditioning in the squad bay - \$14,800 for air conditioning only; \$23,600 for air conditioning and replacing old furnaces. No estimate yet for upgrading lighting. There was discussion regarding air conditioning status in all squad bays in the County. Additional information will be obtained for a future meeting.

Kelly Hartman mentioned the need for a generator for the Pendleton County Community Building (PCCB) during power outages. There is no back-up to open the bay doors when no power. A generator is needed. Rick mentioned that there is someone who may be able to get parts for the existing generator that is currently inoperable. Mr. Hartman had an estimate for a used generator at a cost of \$14,000. He will also look into a possible alternate method of opening the bay doors.

Diana Mitchell, 911 Director, informed the Commission that the timeclock had been repaired. One of the current part-time dispatchers has agreed to go to full-time status.

Rick Gillespie, Emergency Services Coordinator, requested the Commission to go into Executive Session to discuss a personnel issue. On motion of Commissioner Hevener, vote unanimous, the Commission went into Executive Session at 9:26 a.m. The Commission came out of Executive Session at 9:29 a.m. No decisions were taken in Executive Session.

There was no update on broadband.

Plans for the Courthouse Annex are moving forward.

Elise White, County Clerk, informed the Commission that there are new grant funds available under the Help America Vote Act (HAVA). She requested to apply for funds to purchase electronic pollbooks for each precinct. If approved, the grant would pay for 85% of the \$25,895.00 purchase price. On motion of Commissioner Hevener, vote unanimous, a resolution and application were signed to request the grant funds.

By unanimous vote, the Commission approved to increase their Title III allocation of its share of the State payment of the Secure Rural Schools Act from 15% to 20%. New legislation expanded Title III funds to be used for broadband telecommunications services at local schools or for the technology and connectivity necessary for students to use a digital learning tool at or outside of a local school campus.

Clerk White informed the Commission that two Certificate of Deposits (CD's) are up for renewal this month. She requested permission to redeem them and switch to a different CD with a better interest rate. The Commission unanimously approved.

On motion of Commissioner Hevener, vote unanimous, the September Delinquent Publication List was approved.

The Commission reviewed the Sheriff's financial statement for the month of July 2022.

**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, August 15, 2022, through Friday, September 2, 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, August 29, 2022, the following matters were disposed of in the presence of the Clerk:

---

The said estate of ANITA FRANCES HARPER, deceased was referred to M. ZELENE HARMAN, a FIDUCIARY COMMISSIONER for the Pendleton County, for settlement thereof.

---

The last will and testament of CINDY DIFALCO, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

MARK DIFALCO, who was named in the last will and testament of CINDY DIFALCO, deceased, as EXECUTOR thereof, qualified as such. No bond was required.

*Elise M. White*

Friday, September 2, 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 HEVENER WERE UNANIMOUSLY APPROVED:**

Falisha Norris, Administratrix of the **Estate of Ralph Pitsenbarger, Jr., deceased;** Affidavit and Waiver of Final Settlement

Teresa L. Yonce, Administratrix of the **Estate of Brock Richard Bland, deceased;** Affidavit and Waiver of Final Settlement

Jessica Potter, Administratrix of the **Estate of Terry M. Ruddle, deceased;** Waiver of Final Settlement

Susie Thompson Hicklin, Administratrix of the **Estate of John E. Hicklin, deceased;** Affidavit and Waiver of Final Settlement

Joseph A. Ours, Administrator of the **Estate of Marlene Frances Ours, deceased;** Affidavit and Waiver of Final Settlement

Kathleen Lockard, Executrix of the **Estate of John Robert Kemper, deceased;** Affidavit and Waiver of Final Settlement

Joseph Kesterson, Executor of the **Estate of August W. Marquardt, deceased;** Waiver of Final Settlement

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

Matt & Ashley Harper, Union District, \$95.19

Matt & Ashley Harper, Union District, \$58.75

David Basagic, Franklin District, \$8.15

Elijah Butler, Mill Run District, \$4.08

Anne Homan Depoy, Franklin District, \$448.87

Lucy J. Seymour, Mill Run District, \$133.80

Jeffrey Hull, Franklin Corporation, \$107.02

Leroy Skiles, Franklin District, \$266.48

Leroy Skiles, Franklin District, \$127.92

The Commission reviewed the various boards they serve on and elected to remain on the same including Commissioner Charlie Burgoyne, II remaining on the Eastern West Virginia Community Action Board which he was appointed to serve on to fill the seat of Commissioner Carole Hartman.

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

GENERAL COUNTY FUND:	Check Nos. 33362– 33395	\$42,568.48
COAL SEVERANCE FUND:	Check No. 200130	\$297.81
DOG FUND:	Check No. 438	\$880.20
MAGISTRATE COURT FUND:	Check Nos. 300159 - 300161	\$298.00
911 FUND:	Check Nos. 3814– 3824	\$64,564.50
HOME CONFINEMENT FUND:	Check No. 286	\$100.00
PARKS & RECREATION FUND:	Check Nos. 1277 - 1288	\$7,065.33
CLINTON HEDRICK CB FUND:	Check No. 1117	\$69.52
PENDLETON COUNTY CB FUND:	Check Nos. 1203 - 1204	\$377.16
AMERICAN RESCUE PLAN ACT FUND:	Check No. 113	\$18,175.00

ORDERED THAT COMMISSION DO ADJOURN ON MOTION OF COMMISSIONER HEVENER, VOTE UNANIMOUS, UNTIL TUESDAY, SEPTEMBER 20, 2022.

---

President