WEST VIRGINIA:

At a regular session of the County Commission, held for the County of Mercer, at the Courthouse thereof, on Tuesday, August 11, 2020,

Present: Gene Buckner, President

Present: Greg Puckett, Commissioner

Present: Bill Archer, Commissioner

RE: APPOINTMENT – MERCER COUNTY BOARD OF HEALTH

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to table the Appointment of board member for the Mercer County Board of Health.

RE: APPOINTMENT – REGION ONE PLANNING & DEVELOPMENT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to table the Appointment of Bruce Mutter and Lisa Jones as board members for Region One Planning & Development.

RE: REAPPOINTMENT – BLUEWELL PUBLIC SERVICE DISTRICT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Reappointment of Robert Sexton to serve as Board Member for Bluewell Public Service District. His term will expire August 10, 2026.

RE: RESOLUTION RELATING TO PUBLIC HEALTH

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept the Resolution Relating to Public Health.

**RESOLUTION**

**A RESOLUTION OF THE MERCER COUNTY COMMISSION RELATING TO PUBLIC HEALTH; PROMOTING PERSONS THAT LIVE, WORK, VISIT OR DO BUSINESS IN THE COUNTY OF MERCER TO WEAR FACE COVERINGS IN CERTAIN PUBLIC PLACES TO STOP OR SLOW THE SPREAD OF NOVEL CORONAVIRUS DISEASE 2019 (COVID-19)**

**WHEREAS,**in December 2019, a novel strain of coronavirus, known as Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms of cough, fever and shortness of breath; and

**WHEREAS,**this virus has now spread throughout the world, including the United States of America, West Virginia, and Mercer County, and all resources on a federal, state, and local level are working together to contain the further spread of the disease and existing cases; and

**WHEREAS,**on January 31, 2020, the US Department of Health and Human Services declared a Public Health Emergency; on March 11, 2020, the World Health Organization declared COVID-19 a pandemic; on March 16, 2020, the Governor of the state of West Virginia declared a State of Emergency, on March 23, 2020, Governor Justice issued a Stay at Home Order, on May 4, 2020, the Governor issued a “Safer at Home” Executive Order; and

**WHEREAS,**on July 6, 2020, Jim Justice, Governor of the State of West Virginia, issued Executive Order number 50-20, directing the West Virginia Department of Health to issue a State of Emergency, requesting all individuals age nine and over within the state of West Virginia SHALL wear an adequate face covering when in confined, indoor spaces, other than when in one’s residence or when actively engaged in the consumption of food and/or beverage, and when not able to adequately social distance from other individuals who do not reside in the same household; and

**WHEREAS,** the COVID-19 Czar, Dr. Clay Marsh, declared that a Public Health Emergency continually exists in the State of West Virginia as a result of COVID-19; and

**WHEREAS,**the Center for Disease Control (CDC) recommends that people wear masks in public settings and when around people who don’t live in your household, especially when other social distancing measures are difficult to maintain; and

**WHEREAS**, masks may help prevent people who have COVID-19 from spreading the virus to others, and are most likely to reduce the spread of COVID-19 when they are widely used by people in public settings; and

**WHEREAS**, masks should NOT be worn by children under the age of 2 or anyone who has trouble breathing, is unconscious, incapacitated, or otherwise unable to remove the mask without assistance; and,

**WHEREAS,**the CDC has expressly found that COVID-19 spreads mainly from person to person through respiratory droplets produced when an infected person coughs, sneezes or talks, and that these droplets can land in the mouths or noses of people who are nearby or possibly be inhaled into the lungs, and studies and evidence on infection control report that these droplets usually travel around 6 feet; and

**WHEREAS**, CDC’s full statements reads as follows: “COVID-19 spreads mainly from person to person through respiratory droplets produced when an infected person coughs, sneezes, talks, or raises their voice (e.g., while shouting, chanting, or singing). These droplets can land in the mouths or noses of people who are nearby or possibly be inhaled into the lungs. Recent studies show that a significant portion of individuals with COVID-19 lack symptoms (are “asymptomatic”) and that even those who eventually develop symptoms (are “pre-symptomatic”) can transmit the virus to others before showing symptoms. To reduce the spread of COVID-19, CDC recommends that people wear cloth face coverings in public settings when around people outside of their household, especially when other social distancing measures are difficult to maintain.” ([https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/about-face-coverings.html](https://wwwcdc.gov/coronavirus/2019-ncov/prevent-getting-sick/about-face-coverings.html)) (last visited July 9, 2020); and

**WHEREAS,**Mercer County has seen a dramatic and rapid rise in the number of cases as a result of continued COVID-19 exposure due to community spread; and

**WHEREAS**, the upcoming return of students, faculty, and staff of Bluefield State and Concord University in early August will significantly increase the population and population density of the community, which may lead to increased service needs from the community’s public health system, medical professionals, and hospitals; and

**WHEREAS**, based on the advice from medical professionals, the number of confirmed cases of COVID-19 in Mercer County, will increase in an exponential manner if additional measures to stop or slow the spread of COVID-19 are not instituted; and

**WHEREAS**, a disproportionate number of new COVID-19 infections in West Virginia have occurred in Mercer County, which reported 214 confirmed cases from July 15 to August 10; and

**WHEREAS**, Governor Justice has stated that he will consider additional measures instituting specific penalties for violations of the requirement to wear an adequate face covering but has not imposed such measures at the time of the adoption of this resolution; and

**WHEREAS,**consistent with the ongoing nature of the COVID-19 emergency, it is appropriate in order to ensure the health, safety and welfare of the community during the present state of emergency to comply with recommended face coverings consistent with the provisions provided herein;

**NOW, THEREFORE, BE IT RESOLVED** that this Resolution is hereby ratified, confirmed, and approved by the Mercer County Commission to hereby request compliance of face coverings and encourage businesses to post temporary signage requesting social distancing of six (6) feet, requiring that masks be work within their establishments, and limiting the number of patrons on store premise, and require patrons to adhere and comply with the businesses’ stated requests.

Dated and effective this 11th day of August, 2020

**MERCER COUNTY COMMISSION:** /s/ Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Gene Buckner, President**

/s/ Greg Puckett\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **Greg Puckett, Commissioner**

/s/ Bill Archer \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Bill Archer, Commissioner**

RE: BLUEFIELD STATE COLLEGE – TRANSFER OF FUNDS

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the transfer of $10,000 from the Legislative Budget Digest for the RC&D which is formally dissolved to Bluefield State College Foundation for a restoration project on a cottage.

RE: LEASE AGREEMENT – WV DEPARTMENT OF ADMINISTRATION

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept a 2-year lease agreement with the WV Department of Administration, Real Estate Division on behalf of the Department of Health & Human Resources for office space in the amount of $825/month.

RE: LEASE AGREEMENT – PITNEY BOWES

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to accept a 5-year lease agreement with Pitney Bowes for a new postage machine in the amount of $807.59/month.

RE: CONTRACT – FRONTIER COMMUNICATIONS

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a Contract with Frontier Communications for the Forestry Building in the amount of $109.97/month and a one-time fee of $163.48.

RE: ESTATE – ROBERT GENE HIGGINBOTHAM – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: ROBERT GENE HIGGINBOTHAM, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of Robert Gene Higginbotham, deceased, upon request of Wayne S. Stonestreet, Fiduciary Commissioner, requesting that the Sheriff of Mercer County, T. A. Bailey, be appointed Administrator DBN of said estate, and that the Administrator, Robbie Gene Higginbotham, be removed for failure to complete his duties as Administrator.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that the Sheriff of Mercer County, T. A. Bailey, shall qualify as Administrator DBN over the estate of Robert Gene Higginbotham, deceased. Bond in the amount of $3,500.00 shall remain.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: ESTATE – PAULINE LOWE – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: PAULINE LOWE, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of Pauline Lowe, deceased, upon request of Phillip B. Ball, Attorney, requesting that Delores Lowe be appointed Administratrix of said estate, and that the current Administratrix, Sally S. Ewing, be removed for failure to complete her duties as Administratrix.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that Delores Lowe shall qualify as Administratrix over the estate of Pauline Lowe, deceased. Bond in the amount of $2,000.00 shall remain.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: ESTATE – SHIRLEY MCCLELLAN – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: SHIRLEY MCCLELLAN, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of Shirley McClellan, deceased, upon request of Wayne S. Stonestreet, Fiduciary Commissioner, requesting that the Sheriff of Mercer County, T. A. Bailey, be appointed Administrator DBN of said estate, and that the Administratrix, Tresa Asbury, be removed for failure to complete her duties as Administratrix.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that the Sheriff of Mercer County, T. A. Bailey, shall qualify as Administrator DBN over the estate of Shirley McClellan, deceased. Bond in the amount of $25,000.00 shall remain.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: ESTATE – JOHN ARTHUR MILLER – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: JOHN ARTHUR MILLER, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of John Arthur Miller, deceased, upon request of Wayne S. Stonestreet, Fiduciary Commissioner, requesting that the Sheriff of Mercer County, T. A. Bailey, be appointed Administrator CTA DBN of said estate, and that the Executrix, Megan Nelson, be removed for failure to complete her duties as Executrix.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that the Sheriff of Mercer County, T. A. Bailey, shall qualify as Administrator CTA DBN over the estate of John Arthur Miller, deceased. No bond required under the provisions of said will.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: ESTATE – ARTHUR E. RILEY – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: ARTHUR E. RILEY, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of Arthur E. Riley, deceased, upon motion of William Joseph Riley, Executor of said estate, requesting that he be removed, and Sheriff of Mercer County, T. A. Bailey, be appointed as Administrator CTA DBN of said estate, as this has become too much for him to administer said estate.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that Sheriff of Mercer County, T. A. Bailey, be appointed as Administrator CTA DBN of the estate of Arthur E. Riley, deceased, and William Joseph Riley, Executor, be removed. No bond under the provisions of said will.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: ESTATE – M. D. WHITE – DECEASED

***BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA***

**IN RE: M. D. WHITE, DECEASED.**

**O-R-D-E-R**

On the 11th day of August, 2020, before the Mercer County Commission, came the matter of the Estate of M. D. White, deceased, upon request of Wayne S. Stonestreet, Fiduciary Commissioner, requesting that the Sheriff of Mercer County, T. A. Bailey, be appointed Administrator DBN of said estate, and that the Administratrix, Karen Denise White Stein, be removed for failure to complete her duties as Administratrix.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that the matter of the estate of M. D. White, deceased, be tabled until the next County Commission Meeting tentatively scheduled for September 8, 2020.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated thisthe11th day of August, 2020.

**ENTER:**

/s/A. Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**A. GENE BUCKNER, PRESIDENT**

**MERCER COUNTY COMMISSION**

**ATTEST:**

/s/Verlin T. Moye\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**VERLIN T. MOYE, CLERK**

**MERCER COUNTY COMMISSION**

RE: FUNDING REQUEST – NICEWANDER ELECTRIC, LLC

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve an invoice from Nicewander Electric, LLC for electrical work at the former Day Report Center building. Funding in the amount of $23,958.46 will be taken from the Coal Severance fund.

RE: PROPOSAL – S&R REFRIGERATION

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a proposal from S&R Refrigeration to replace defective parts on Trane rooftop unit at the Forestry Building. Funding in the amount of $3,950.75 will be taken from the Coal Severance fund.

RE: PAY INCREASE FOR FULL-TIME EMPLOYEES

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a 2% pay raise for full-time county employees retroactive to July 1, 2020.

RE: PROPERTY MANAGER – FORESTRY SCIENCES LABORATORY

This day on motion of Gene Buckner, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to appoint Bill Archer as Property Manager of the Forestry Sciences Laboratory. Bill Archer abstained from voting.

RE: LETTER OF SUPPORT – CITY OF BLUEFIELD

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to table sending the City of Bluefield a letter of support for medical cannabis dispensary.

RE: MERCER COUNTY HEALTH DEPARTMENT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to have all interested parties of the Board of Health Members by the close of business Thursday, August 13th then have a Special Meeting on Friday, August 14th at 1:00 p.m. to discuss all recommendations.

This day came Betty W. Willis, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Betty W. Willis, on Pt Lot 3 Pt 2 Blk B Glenwood, Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $113,040 class 2 – should be assessed for $78,740 class 2. It is therefore ordered that Betty W. Willis be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $390.34

This day came Colline Fulp, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Colline Fulp, on 0.20 Ac – C Lyndale Plat 17852, Bluefield District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $15,420 class 4 – should be assessed for $5,100 class 4. It is therefore ordered that Colline Fulp be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $286.48

This day came Robert Huffman, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Robert Huffman, on Lot 3.1 Ac Bluestone, Rock District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $12,030 class 2 – should be assessed for $6,350 class 2. It is therefore ordered that Robert Huffman be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $64.64

This day came Brandon Hicks, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Brandon Hicks, on Lot 8 (2.33 Acs) Clark Estates II Plat 8075, Plymouth District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $73,320 class 3 – should be class 2. Exoneration recommended to correct total amount payable. It is therefore ordered that Brandon Hicks be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $527.11

This day came Barbara Reichard, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Barbara Reichard, on Lot 22 Pt 24 Main & Block Storage & owner Lives PT Upstairs, Bramwell District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $124,260 class 4 – should be assessed for $124,260 class 2. It is therefore ordered that Barbara Reichard be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $1,724.73

This day came Ronnie & Carla Oakley, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Ronnie & Carla Oakley, on (Surface) Lots 4&5 Sec K Valley St, Matoaka District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $11,940 class 3 – should be assessed for $5,520 class 3. It is therefore ordered that Ronnie & Carla Oakley be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $146.12

This day came Cynthia Farley, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Cynthia Farley, on 0.60 Ac Lot 1 Home Place Estates, Plymouth District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $52,980 class 2 – should be assessed for $14,040 class 2. Double taxed on personal property. It is therefore ordered that Cynthia Farley be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $443.14

This day came Raymond W. Reed, Sr. & Eloise, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Raymond W. Reed, Sr. & Eloise, on Lot 116 Sec 1 JoHo Est, East River District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $80,580 class 2 – should be assessed for $80,580 class 2 with the $20,000 homestead exemption applied. It is therefore ordered that Raymond W. Reed, Sr. & Eloise be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $227.60

This day came Marvin McClanahan & Sheri Vest, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Marvin McClanahan & Sheri Vest, on Lots 12– 9A– 13A City View Heights, East River District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $79,860 class 3 – should be assessed for $79,860 class 2. It is therefore ordered that Marvin McClanahan & Sheri Vest be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $908.81

This day came Roger & Janet Bailey, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Roger & Janet Bailey, on Lot 1 Sec 1 & Pt Lot 2 Blstn (Inc Pcl 77) Garage (2 HTS), Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $14,040 class 3 – should be assessed for $12,378 class 3. It is therefore ordered that Roger & Janet Bailey be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $37.83

This day came Richard Shane Farley, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Richard Shane Farley, on Plat #15393 & 15662 34.19 Acs Lick Creek, Plymouth District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $18,360 class 3 – should be assessed for $13,500 class 3. It is therefore ordered that Richard Shane Farley be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $110.61

This day came James Eldridge, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said James Eldridge, on Pt Tr 5 (9.67) Ac Lortons Lk, Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $26,940 class 3 – should be assessed for $26,940 class 2. It is therefore ordered that James Eldridge be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $306.58

This day came James Eldridge, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said James Eldridge, on 1.66 Ac + 1.54 Ac Lortons Lk Inc Pcl 45, Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $3,200 class 3 – should be assessed for $3,200 class 2. It is therefore ordered that James Eldridge be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $36.42

This day came James Eldridge, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said James Eldridge, on 1.54 Ac Lortons Lk, Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $4,870 class 3 – should be assessed for $4,870 class 2. It is therefore ordered that James Eldridge be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $55.42

This day came Erwin C. or Haley Browning, by representative, and moved the Commission to correct the Personal Property Books for 2019, touching the assessment thereon against the said Erwin C. or Haley Browning on Personal Property, Beaver Pond District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that taxpayer paid on a 2011 Kia assessed for $3,615 and a 2012 Dodge assessed for $8,820 twice, paid a regular ticket and a supplement ticket. It is therefore ordered that Erwin C. or Haley Browning be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $311.66

This day came Patricia M. Kinzer, by representative, and moved the Commission to correct the Land Books for 2020, touching the assessment thereon against the said Patricia M. Kinzer, on Lots 1&2 -535 Butler, Princeton District, County of Mercer, State of West Virginia. Prosecuting Attorney waiving notice thereto.

After hearing all the evidence in the case and it appearing to the Commission that the property assessed for $50,760 class 4 – should be assessed for $50,760 class 2. It is therefore ordered that Patricia M. Kinzer be exonerated from the payment of taxes, or if the taxes have been paid, shall be refunded by the Sheriff of Mercer County on such erroneous assessment.

Amount of Exoneration $704.55

MOBILE HOMES

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

Rock District

TICKET # NAME REASON AMOUNT

224117 Joseph Brady Deceased. $ 20.22

514195 Joseph Brady Deceased. 21.78

614183 Joseph Brady Deceased. 25.40

714010 Joseph Brady Deceased. 26.22

MOBILE HOMES

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

TICKET # NAME REASON AMOUNT

301542 Troy Finney Did not own MH 7/1/19. $ 99.70

303579 Robert Rosner Did not own MH 7/1/19. 70.34

300843 Solomon Carroll Did not own MH 7/1/19. 144.28

301018 Mitchell Collier Deceased. 186.28

310328 Janice Wiblin Double assessed on MH. 99.96

313716 Joseph Brady Deceased. 28.68

308463 Rhonda Lambert Did not own MH 7/1/19. 71.28

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

Tax Year 2020

East River District

TICKET # NAME REASON AMOUNT

310083 Upper Paw Grooming Out of business 7/1/19. $ 21.04

Salon

309281 RAC Acceptance East Error on ticket. 25.96

LLC #2569

309843 Ellen J. Stewart Taxpayer turned in wrong 20.48

Information.

308577 LR Services LLC Error in ticket. 384.74

310155 Terri R. Walker Taxpayer turned in wrong 53.60

Information.

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

Tax Year 2020

Beaver Pond District

TICKET # NAME REASON AMOUNT

300219 Alpha Media, LLC New owners. $ 293.42

303200 Mark Peck Taxpayer turned in wrong 508.30

Information.

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

Tax Year 2020

Bluefield District

TICKET # NAME REASON AMOUNT

304678 Alpha Media, LLC New owners. $ 117.12

304795 Daniel S. Berry Taxpayer turned in wrong 876.52

Information.

304679 Alpha Media, LLC New owners. 1,148.38

304994 Cole Chevrolet Cadillac Error in ticket 76,265.22

Inc.

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 8/4/2020

Tax Year 2020

Plymouth District

TICKET # NAME REASON AMOUNT

310865 B&J Charolais Out of business 7/1/19. $ 548.62

3311277 Richard Holt, Jr. Divorced. 475.58

This day the following accounts were presented against the County of Mercer, and the Commission having examined each and all of them, doth allow payment from the different accounts, check numbers listed below:

GENERAL COUNTY - Check #73482-73552 Void #73517

COAL SEVERANCE - Check #4003-4008

EMERGENCY 911 - Check #4274

HOME CONFINEMENT - Check #2475-2476

HOTEL MOTEL - Check #4100-4102

COURTHOUSE ANNEX - Check #1664-1672

PROJECT LIFESAVER - Check #1002-1004 Void #1002

COAL REALLOCATION - Check #1024

MCDRC FEES - Check #5278-5293 Void #5093

ASSESSOR REAPPRAISAL - Check #6396-6409

FINANCIAL STABILIZATION - Check #1040

DEPUTY SHERIFF RETIREMENT - Check #283

It is ordered that this Commission be and is hereby adjourned until Tuesday, September 8, 2020.

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