COUNTY COMMISSION MEETING – TUESDAY, JANUARY 11, 2022 –10:00 A.M.

# AGENDA: OPEN WITH PRAYER

# PLEDGE OF ALLEGIANCE

# MINUTES OF PREVIOUS MEETING

CONTRACTS/AGREEMENTS/RESOLUTIONS : - Resolution Honoring the Life of

Wintfry Shrewsbury

Bill Archer, Commissioner

- Region One Planning & Development

Cumberland Industrial Park

Broadband Project-ISP Agreement

Jason Roberts, Executive Director

- Suddenlink Cable Franchise Agreement

Sohrab Shahandeh, Manager

Government Affairs

- West Virginia DEP- 2022 REAP

Recycling Assistance Grant Contract

($62,242)

- Autoclear-Service Contract for X-ray

Scanners in Courthouse and Annex

Vicky Reed, Administrator

ESTATES: - Benny E. Bailey

FUNDING REQUESTS: - APalm Project-Community Center

Arnold Palmer, Director

- Mercer County Public Service District

Funding for Operational Expenses

Mike Kennett, Chairman

DISCUSSION: - Candidacy Filing Period

Redistricting

Verlin Moye, County Clerk

- Glenwood Park Amphitheater Stage

Gene Buckner, President

- American Rescue Plan Funding

Application Process

Greg Puckett, Commissioner

- Emergency Management/Flood Control

Activity Report

Keith Gunnoe, Director

PUBLIC COMMENTS:

COMMISSION TO APPROVE THE FOLLOWING:

1. Invoices

2. Settlements

3. Exonerations

4. List of Approved Estates for December 2021

WEST VIRGINIA:

At a regular session of the County Commission, held for the County of Mercer, at the Courthouse thereof, on Tuesday, January 11, 2022,

Present: Gene Buckner, President

Present: Greg Puckett, Commissioner

Present: Bill Archer, Commissioner

RE: RESOLUTION HONORING THE LIFE OF WINTFRY SHREWSBURY

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a Resolution Honoring the Life of Wintfry Shrewsbury.

**Resolution Honoring the Life of**

**Wintfry “Wimpy” Shrewsbury**

**Whereas**, One of Mercer County’s dedicated and colorful public servants, Wintfry Shrewsbury passed away on December 21, 2021, at the age of 94. A native of Raleigh County, WV, and graduate of Matoaka High School, “Wimpy,” as he was known to his many, many friends, served in the US Coast Guard during World War II, worked six years for the Turkey Gap Coal & Coke Company as a member of UMWA Local 6039 and 10 years with Maidenform in Princeton before entering public service; and

**Whereas**, Mr. Shrewsbury was elected as Mercer County Sheriff in 1969 and served until 1972. After leaving that office, Mr. Shrewsbury continued his public service career as Constable of the East River District. In 1978, “Wimpy” was elected Assessor and served in that office until 1996. This Commission appointed him to serve as one of the county’s first magistrates in 1997 where he served two years; and

**Whereas**, Sheriff Shrewsbury was instrumental in putting an end to a resurgence of moonshine still operations that had taken root in Mercer County and served as treasurer for the West Virginia Sheriff’s Association. During his service as county assessor, Mr. Shrewsbury was named “Outstanding Democrat” in 1990, at least in part for his efforts in moving the county from a Class I to a Class III county – a move that provided better funding for schools, law enforcement and fire departments; and

**Whereas**, Mr. Shrewsbury was a member of Immanuel Baptist Church, the Princeton Masonic Lodge, Princeton Royal Arch Masons No. 44, Eastern Star Chapter No. 513, Princeton Moose Lodge, Fraternal Order of Police and Riley Vest Post No. 9 of the American Legion.

**Now, Therefore, Be It Resolved** that the Mercer County Commission Extends its deepest condolences to the family of Wintfrey Shrewsbury and commends his life of dedicated service in the military, public and community he gave to his nation, state and home.

**Dated the 11th day of January, 2022.**

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

GENE BUCKNER, PRESIDENT

/s/ Greg Puckett\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ GREG PUCKETT, COMMISSIONER

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

BILL ARCHER, COMMISSIONER

RE: RESOLUTION – CUMBERLAND INDUSTRIAL PARK BROADBAND PROJECT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept the Resolution authorizing Point Broadband Fiber Holding, LLC to provide high-speed internet services for businesses in Mercer County and also approve the Management and Operation Agreement with Point Broadband Fiber Holding.

RE: SUDDENLINK CABLE FRANCHISE RENEWAL

This day on motion of Gene Buckner, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to table the Suddenlink Cable Franchise Renewal.

RE: GRANT – REAP RECYCLING ASSISTANCE GRANT CONTRACT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the 2022 REAP Recycling Assistance Grant Contract from the West Virginia Department of Environmental Protection in the amount of $62,242.

RE: AGREEMENT – AUTOCLEAR LLC

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the annual maintenance agreements from Autoclear LLC for the X-Ray scanners in the Courthouse and Annex buildings. Funding in the amount of $10,000 will be taken equally from the Video Lottery and Courthouse Annex Funds.

RE: ESTATE – BENNY E. BAILEY – DECEASED

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

**IN RE: BENNY E. BAILEY, DECEASED.**

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

On the 11th day of January, 2022, before the Mercer County Commission, came the matter of the Estate of Benny E. Bailey, deceased, upon motion of Michael Bailey, Executor, requesting that a copy of the Last Will and Testament of said estate be accepted for recordation.

After 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 copy of the Last Will and Testament of Benny E. Bailey, deceased, be admitted to record.

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 thisthe11thth day of January, 2022.

**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 – APALM PROJECT COMMUNITY CENTER

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a funding request from Arnold Palmer for the Arnold Palmer Community Center. Funding in the amount of $2,000 will be taken from the Video Lottery fund.

RE: FUNDING REQUEST – MERCER COUNTY PUBLIC SERVICE DISTRICT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a funding request from Mercer County Public Service District for operating expenses. Funding in the amount of $9,000 will be taken from the Coal Reallocation Fund.

RE: REDISTRICTING – ORDER APPROVING DISTRICT CHANGES

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept the following redistricting changes.

ORDER

On this the 11th day of January, 2022, the Mercer County Commission unanimously approved the following Precinct, Delegate District, and Magisterial District changes:

Eliminated Precincts: Due to redistricting and census blocks

Precinct 68 Montcalm High School (consolidated with Precinct 69 at Montcalm Elementary)

Precinct 81 Princeton Middle School (consolidated with Precincts 80, 82, and 95)

Precinct 85 Princeton Rescue Squad (consolidated with Precincts 83 and 86)

New Precinct: Due to redistricting and census blocks

Precinct 83 Case of WV (parts of Precincts 85 and 86 went into new precinct)

New Delegate Districts

37, 38, 39, and 41

Magisterial District Changes – Due to redistricting and to make all 3 districts even in population and area

Precinct 67 – Bramwell Town Hall – moving from District 1 to District 3

Precinct 73 – Glenwood School (gym) – moving from District 2 to District 1

Precinct 79 – Mountain Valley Elementary School – moving from District 3 to District 1

Precincts moved to new locations

Precinct 15 – moving from Bluefield Salvation Army to Faith Center Church (this was due to Bluefield Salvation Army closing)

Precinct 98 – moving from Mercer County Vo-Tech to a bigger building at Princeton Rescue Squad Training Center

Estimated 7,500 voters affected by these changes

/s/ Gene Buckner \_\_\_\_\_\_\_\_\_\_\_\_\_ /s/ Greg Puckett \_\_\_\_\_\_\_\_\_\_\_\_\_ /s/ Bill Archer\_\_\_\_\_\_\_\_\_\_\_\_

Gene Buckner, President Greg Puckett, Commissioner Bill Archer, Commissioner

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 1/4/2022

Tax Year 2020

East River District

TICKET # NAME REASON AMOUNT

500000203 Sarah D. Thorn Made a 2020 supplement, $ 278.24

Should have been a 2021.

Tax Year 2021

Beaver Pond District

TICKET # NAME REASON AMOUNT

301760 Green Valley Motors, Inc. Error in ticket. $ 2,129.64

Tax Year 2021

East River District

TICKET # NAME REASON AMOUNT

500000029 Donna Slone Supplement ticket was keyed $ 95.58

In as a 2021, should have been 2020.

Tax Year 2021

Plymouth District

TICKET # NAME REASON AMOUNT

900000014 Matthew S. Curry Error in supplement ticket. $ 477.24

Tax Year 2020

Rock District

TICKET # NAME REASON AMOUNT

1100000123 Emerald S. Worley Keying error on supplement. $ 1,857.20

1100000129 Jonathan Rose Made 2020 supplement, should 140.98

Have been a 2021 supplement.

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 #75274-75361 Void #75310

COAL SEVERANCE - Check #4150-4156

JUSTICE FINES - Check #5363

EMERGENCY 911 - Check #4281

HOME CONFINEMENT - Check #2535-2537

HOTEL MOTEL - Check #4300-4307 Void #4306

COURTHOUSE EQUIPMENT - Check #821-822

COURTHOUSE ANNEX - Check #1785-1791

VIDEO LOTTERY - Check #1477-1480

COAL REALLOCATION - Check #1036

MCDRC FEES - Check #5575-5590

ASSESSOR REAPPRAISAL - Check #6585-6587

FINANCIAL STABILIZATION - Check #1048

DEPUTY SHERIFF RETIREMENT - Check #300

It is ordered that this Commission be and is hereby adjourned until Tuesday, February 8, 2022.

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