WEST VIRGINIA:

At a regular session of the County Commission, held for the County of Mercer, at the Courthouse thereof, on Tuesday, September 11, 2018,

Present: Gene Buckner, President

Present: Greg Puckett, Commissioner

Present: Bill Archer, Commissioner

RE: MEMORIAL RESOLUTION HONORING NATHAN THOMPSON AND RICHARD LAMBERT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a Memorial Resolution Honoring Nathan Thompson and Richard Lambert, West Virginia Parkways Authority employees.

**MEMORIAL RESOLUTION HONORING**

**NATHAN THOMPSON AND RICHARD LAMBERT**

**Whereas**, Tragedy befell Mercer County on August 16, 2018 when three employees of the West Virginia Parkways Authority’s Courtesy Patrol were struck while on duty when a tractor-trailer struck their vehicles at Mile Marker 23 of I-77, the West Virginia Turnpike; and

**Whereas**, emergency responders pronounced Nathan Thompson, 32, of Princeton dead at the scene. Mr. Thompson’s nephew, Richard Lambert, 21, of Kegley, died at a Roanoke, Virginia hospital on the following day. The third victim, Ethan Kestner, 19, also of Princeton, is still recovering from his injuries, and

**Whereas**, all three young men were known to be good employees of the Turnpike Authority, as well as decent, law-abiding citizens. Mr. Thompson and Mr. Lambert were both known as beloved family members. Since the time of the tragic accident, the entire Mercer County community has been saddened by the loss of the two young men and united in our thoughts and prayers for the recovery of Mr. Kestner; and

**Whereas**, all three young men were and are a special fraternity of employees who are partners in public service. Many public servants toil in often dangerous situations. While they take extraordinary precautions to ensure the safety of themselves and the public they serve, there is always an element of potentially grave danger inherent in any occupation that has to be performed in close proximity to large, heavy, fast-moving vehicles; and

**Whereas**, Partners in Public service hope to return home to their families at the end of each duty assignment. When that does not happen, the sadness that ensues is shared by more than just their families and friends. Following the August 16, 2018 accident, everyone who has chosen a path in life that includes public service shares the sorrow that the family and friends of these two deceased and one injured Turnpike Authority are experiencing; and

**Now, Therefore, Be It Resolved** that the Mercer County Commission offers it’s heartfelt and most sincere sympathies to the families and friends of Nathan Thompson and Richard Lambert and expresses its appreciation for their service to the people of Mercer County, our state and nation.

**Dated this 11th day of September, 2018.**

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

**Gene Buckner, President**

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

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

**Bill Archer, Commissioner**

RE: RESOLUTION IN SUPPORT OF SUMMERS COUNTY’S NATIONAL PARK DESIGNATION FOR NEW RIVER GORGE NATIONAL RIVER

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a Resolution in Support of Summers County’s National Park Designation for New River Gorge National River.

**Resolution in Support of Summers County’s**

**National Park Designation for New River Gorge National River**

**Whereas**, southern West Virginia has been blessed with abundant natural resources and for nearly two centuries, those resources – timber, coal, oil and natural gas – have supplied the materials and fuel to transform the United States from an agrarian nation into a global super power; and

**Whereas**, while timber is a renewable resource, the coal, oil and natural gas resources are gone following extraction. When those reserves are depleted, the region’s economy suffers. However, southern West Virginia’s mountainous terrain as well as the region’s rivers, streams and history constitute a precious resource that remains mostly undeveloped; and

**Whereas,** whitewater rafting and off-road trail riding are having a positive impact on the region, but people are also seeking out opportunities in what has become a growing regional trend of non-motorized range of outdoor activities that include hiking, mountain biking, kayaking, tubing and equestrian pursuits; and

**Whereas**, Mercer County is working with our neighbor in West Virginia, Summers County, as well as two neighboring Virginia counties – Tazewell and Giles counties – to promote regional river and stream-based tourism initiatives; and

**Whereas**, while Mercer County has only been blessed with three miles of the majestic New River within its boundaries, the New River flows through the heart of Summers County. This Commission thinks that Summers County’s efforts to seek National Park designation for the entire New River is a worthwhile endeavor; and

**Now, Therefore, Be It Resolved** that the Mercer County Commission joins Summers County in urging the West Virginia Congressional delegation to pursue with great effort and determination, legislation that designates the New River Gorge National River as our nation’s newest National Park; and

**Be It Further Resolved, That Said Legislation**

• retains and continues state management of commercial whitewater recreation in the National Park;

• retains the management plans in effect at the time of enactment and specifies that nothing in the Park designation shall require elimination or modification of current uses and authorizations;

• continues to specifically authorize hunting, fishing, trapping, fish stocking, and traditional uses in the National Park;

• prohibits the use of eminent domain for land acquisition except for extraordinary circumstances;

• maintains climbing, hiking and cycling and other recreational uses as important recreational benefits of the Park unit;

• recognizes and authorizes the special regulations that allow development of trails, mountain biking and other approved recreational uses in the National Park;

• recognize the rights of in-holders as granted in public law 95-625;

• allows inhabitants, heirs and assigns to continue to inhabit their property and requires they be paid fair market value upon acquisition;

• retains all other special provisions that are in public law 95-625 enacted in 1978 to create New River Gorge National River to the extent that those provisions are still applicable and appropriate.

This Resolution was duly discussed and adopted at a special meeting of the Mercer County Commission on the 11th day of September, 2018.

**MERCER COUNTY COMMISSION:**

/s/ Gene Buckner\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Gene Buckner, President**

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

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

**Bill Archer, Commissioner**

RE: RESOLUTION FOR NATIONAL RECOVERY MONTH

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a Resolution recognizing September 2018 as National Recovery Month.

**RESOLUTION FOR NATIONAL RECOVERY MONTH**

***WHEREAS,*** behavioral health is an essential part of health and one’s overall wellness; and

***WHEREAS,*** prevention of mental and substance use disorders works, treatment is effective, and people recover in our area and around the nation; and

***WHEREAS,*** preventing and overcoming mental and substance use disorders is essential to achieving healthy lifestyles, both physically and emotionally; and

***WHEREAS,*** we must encourage relatives and friends of people with mental and substance use disorders to implement preventive measures, recognize the signs of a problem, and guide those in need to appropriate treatment and recovery support services; and

***WHEREAS,*** the impact of mental and substance use disorders is apparent in our local community with Mercer County having some of the highest rates for drug overdoses and drug-related health problems; and

***WHEREAS****,* to help more people achieve and sustain long-term recovery, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP), and the Mercer County Commission invite all residents to participate in National Recovery Month (September 2018); and

***WHEREAS,*** we ask the community to come together for a Celebration of Transformation on September 25, 2018 from 4 o’clock p.m. to 6 o’clock p.m. at Southern Highlands Community Mental Health Center in Princeton, WV; and

***NOW, THEREFORE*, BE IT RESOLVED**, that the Mercer County Commission does hereby recognize the month of ***SEPTEMBER 2018*** as ***NATIONAL RECOVERY MONTH*** in Mercer County, WV and call upon the residents to observe this month with appropriate programs, activities, and ceremonies to support this year’s Recovery Month theme, Join the Voices for Recovery: Invest in Health, Home, Purpose, and Community.

**DATED THIS 11th DAY OF SEPTEMBER, 2018.**

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

**Gene Buckner, President**

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

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

**Bill Archer, Commissioner**

RE: MERCER COUNTY 2ND ANNUAL HERITAGE ART CONTEST

This day Bill Archer, Commissioner, announced the winners of Mercer County Heritage Art Contest that was held at the Mercer County Fair on August 3rd & 4th.

Winners: Kim Lively “Brush Creek Angler”

Kim Lively “Fawn”

RE: OATH – MERCER COUNTY ANIMAL SHELTER

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to table the Employment and Oath of Office for Dustin McKinney to serve as part-time Kennel Technician for the Animal Shelter.

RE: APPOINTMENTS – BLUESTONE ADVENTURE TRAILS COMMITTEE

This day on motion of Greg Puckett, Commissioner, seconded by Gene Buckner, Commissioner, the Commission voted unanimously to approve the following Appointments and Oaths of Office to the Bluestone Adventure Trail Committee:

Bill Archer – Chairman

Leo Lester – Vice-Chair

John Scott, Jr. – Secretary/Treasurer

RE: REAPPOINTMENT – MERCER COUNTY BOARD OF HEALTH

This day on motion of Bill Archer, Commissioner, seconded by Gene Buckner, Commissioner, the Commission voted to approve the Reappointment of Dr. Randy Maxwell to serve as Mercer County Board of Health Member. Greg Puckett voted no.

RE: DRAWDOWN – MERCER/SUMMERS IV-B ELGOOD WATER PROJECT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept Drawdown #35 in the amount of $14,506.95 for the Mercer/Summers IV-B Elgood Water Line Extension Project.

RE: ADJUSTMENT – MERCER/SUMMERS IV-B ELGOOD WATER PROJECT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve Budget Amendment #12 for the Mercer/Summers IV-B Elgood Water Line Extension Project.

RE: ELECTION – POLL WORKER LIST PRIMARY ELECTION NOV. 6, 2018

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the list of Commissioners and Clerks for the General Election to be held November 6, 2018, for each precinct in said County. This list is subject to corrections and additions until the election.

DISTRICT I

Anthony Lambert Clerk

Brianna Shrewsbury Clerk

Lewann Shrewsbury Commissioner

Mary Smith Clerk

David Smith Clerk

Brown, Jessica Clerk

Sandra Muncey Clerk

Hobert Muncey Clerk

Nakita Perdue Clerk

Kristina Taylor Commissioner

Wanda Dillon Clerk

Kionna Robinson Clerk

Glenn Scott Clerk

Dorothy Billings Clerk

Nancy Robinson Clerk

Catrice Robinson Commissioner

Danielle Taylor Clerk

Tara White Clerk

Sandra Perdue Clerk

Deloris French Commissioner

Laken Jarrell Clerk

Elizabeth Perdue Clerk

Rebecca Perry Clerk

Carol Simmons Clerk

Phyllis Hairston Clerk

Jackie Lipford Commissioner

Linda Medlin Clerk

Felica Walton Clerk

Latoya Walton Clerk

Melinda Bane Clerk

Michelle Dewitt Clerk

Yvonne Hayes Clerk

Donna Kinzer Clerk

Bonnie Thompson Clerk

Christy Stafford Clerk

Mary King Clerk

Ada Morris Clerk

Pamela Wilson Commissioner

Justin King Clerk

Tiffany Johnson Clerk

Rebecca Lewis Clerk

Charles Thompson Clerk

Patricia Whittaker Clerk

Tarronda Martin Clerk

William Whittaker Commissioner

Carmon Basham Clerk

Heather Cook Clerk

Laiken Lucas Clerk

Nancy Pruett Commissioner

Melissa Robinette Clerk

Clara Dickerson Clerk

Candace Mitchem Commissioner

Tina Saunders Clerk

Robert Whitlow Clerk

Chastity Whitlow Clerk

Erin Clark Clerk

Tabitha Gillespie Clerk

Crystal Combs -Hicks Clerk

Melissa Kinzer Commissioner

Andrea Webb Clerk

Janice Chandler Clerk

Carolyn Gibson Clerk

Donna Perry Clerk

Joyce Pruitt Clerk

Sandra Stevenson Commissioner

Destiny Ball Clerk

Vickey Cline Clerk

Zackary Coeburn Clerk

Tammy Coeburn Clerk

Hubert Kennett Commissioner

Dianna Ball Commissioner

Patricia Dinger Clerk

Linda Hatfield Clerk

Ethel Lafon Clerk

Connie Odle Clerk

Barbara Fogus Clerk

Charles Goode Clerk

Lula Jones Clerk

Misty Sluss Clerk

Randy Sluss Commissioner

DISTRICT II

Naomi Besenyei Clerk

Betty Lockhart Commissioner

Cynthia Smith Clerk

Treylen Whittaker Clerk

Katie Tibbs Clerk

Mary Baldwin Clerk

Sara Boothe Clerk

Regina Furches Clerk

Sylester Goode Clerk

Samantha Goode Commissioner

Charissia Fanning Clerk

Teresa Gallimore Clerk

Brenda Long Clerk

Sarah Osborne Clerk

Jeanne Quick Commissioner

Melinda Conner Clerk

Michael Robertson Clerk

Kimberly Simmons Commissioner

Bridget Wilson Clerk

Henley Wilson Clerk

Sherry Cox Clerk

Trina Meadows Clerk

Martha Neely Clerk

John Rucker Clerk

Julia Ellison Commissioner

Susan Hawkins Clerk

Louise Pedneau Clerk

Michelle Shumate Clerk

Shanna Whittaker Clerk

Crystal Worley Commissioner

Carla Ball Commissioner

Lisa Hunter Clerk

Brionnah Noe Clerk

Michele Noe Clerk

Ruby Vaught Clerk

Nancy Canterbury Clerk

Johnny Cobb Clerk

Evelyn Pannell Clerk

Myria Rucker Clerk

Jacqueline Rucker Commissioner

Lana Ellison Clerk

Cecil Hardin Clerk

Peggy Nelson Clerk

Carmen Stinson Clerk

Bonnie Stinson Commissioner

Theresa Brown Clerk

Amber Dillow Commissioner

Rosalind Lusk Clerk

Amanda Martin Clerk

Carolyn Pannell Clerk

Theressa Carper Commissioner

Opal Devor Clerk

Ashley Dowell Clerk

Ronald Dowell Clerk

Christine Stafford Clerk

Priscilla Nickels Clerk

Barbara Corbett Clerk

Linda Farmer Clerk

Anna Osborne Clerk

Edward Osborne Clerk

Harry Miller Clerk

Nancy Panashy Clerk

Phyllis Panashy Commissioner

Deborah Atkins Clerk

Deborah Kidd Clerk

Crystal Combs Clerk

William Combs Commissioner

Jordan Ellison Clerk

Gary Stafford Clerk

Jane Miller Clerk

DISTRICT III

Andrea Bailey Clerk

Rebekah Beckelhimer Clerk

Jennifer Newberry Clerk

Michelle Pettrey Commissioner

Deborah Rachel Clerk

Karen Moulder Commissioner

Robert Ashby Clerk

Gloria Ashby Clerk

Ramona Shook Clerk

William Sowers, Jr. Clerk

Ileta Combs Commissioner

Jacqueline Copenhaver Clerk

Linda Fitzwater Clerk

Angela Stauffer Clerk

Frances Stauffer Clerk

Rebekah Seal Clerk

Brett Summers Clerk

Mindy Southern Clerk

Linda Southern Commissioner

Dolores Bryant Clerk

Daniel Ellison Clerk

Thomas Martin Clerk

Heather Phillips Commissioner

Barbara Walker Clerk

Ricky Farley Clerk

Joan Buchanan Clerk

Gayle Huffman Clerk

Steven Jeffries Commissioner

Nancy Ellison Clerk

Lori Barton Commissioner

Kimberly Farley Clerk

Robin Hess Clerk

Valerie Sizemore Clerk

Vera Whitlow Clerk Nelda Krider Clerk

Josephine Lester Clerk

Mary Mann Clerk

Wilma Smith Clerk

Sharon Ofsa Commissioner

Connie Michael Clerk

Patricia Shrewsbury Clerk

Sonja White Clerk

Carrie Worley Clerk

Amy Ellison Commissioner

Patricia Cole Clerk

Rhonda Taylor Clerk

Teresa Jennings Commissioner

Sandra White Clerk

Linda Bailey Clerk

Ella McManaway Clerk

Kathy Thompson Clerk

Debra Weiss Commissioner

Connie Wiley Commissioner

Drema Shepherd Clerk

Michael Cecil, Jr. Clerk

Donna Coeburn Clerk

Jennie Cordle Clerk

Crystal Hatfield Clerk

Vickie Kennett Commissioner

Carol Bishop Commissioner

Earnest Bishop Clerk

William Damewood Clerk

Shirley Swartz Clerk

Gordon Swartz Clerk

Betty Conner Clerk

Steven Ellison Clerk

Wanda Ellison Commissioner

Caleb Ellison Clerk

Sherry McClung Clerk

Virgie Belcher Clerk

Deborah Cook-Bailey Clerk

Theresa Gearheart Clerk

Karen Smith Clerk

Kimberly Jackson Clerk

Bryan Cook Clerk

Joann Whitteker Clerk

Paul Whitteker Clerk

Charles Cook II Commissioner

Jennifer Rose Clerk

Karen Hazlewood Clerk

Carol Lusk Clerk

Russell Lusk Clerk

David Shrewsbury Clerk

Joyce Webster Commissioner

William Jennings Clerk

Starlene Johnson Clerk

Lisa Lowe Clerk

Heather Lucas Clerk

Floyd Ricks Clerk

RE: PROPOSAL - MERCER COUNTY SHERIFF’S DEPARTMENT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the proposal to purchase 10 WatchGuard body cams, server, software and maintenance package in the amount of $19,010. Also, potential additional funding of up to $20,000 for additional equipment if funding is available from patrolling of I-77.

RE: GRANT – GOVERNOR’S HIGHWAY SAFETY PROGRAM GRANT APPLICATION & RESOLUTION

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the FY19 WV Governor’s Highway Safety Program Grant Application and Resolution for the Mercer County Sheriff’s Department in the amount of $468,900. This grant will provide local Highway Safety Coordination for McDowell, Mercer, Mingo Monroe, Pocahontas, Summers, and Wyoming Counties.

RE: PRESENTATION OF COMPREHENSIVE PLAN– MERCER COUNTY PLANNING COMMISSION

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Presentation of the Comprehensive Plan presented by the Mercer County Planning Commission. A public meeting will be held in November.

RE: MERCER COUNTY ANIMAL SHELTER CONTRACTUAL AGREEMENT AND LEASE

This day the County Commission decided to cease and desist the Animal Shelter Contractual Agreement and Lease.

RE: OPIOID LITIGATION – GOVERNMENT PLAINTIFF FACT SHEET

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the completion of the Fact Sheet and return to The Chafin Law Firm in regards to the Opioid Litigation.

RE: ESTATE – FRANKLIN D. BEAVERS – DECEASED

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

**IN RE: FRANKLIN D. BEAVERS, DECEASED.**

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

On the 11th day of September, 2018, before the Mercer County Commission, came the matter of the Estate of Franklin D. Beavers, upon motion of Attorney Joseph E. Wolfe, requesting that the estate of Franklin D. Beavers be reopened for the purpose of a federal black lung claim and that the sole heir, Helen Beavers, be appointed as Administratrix CTA D.B.N., without bond.

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 estate of Franklin D. Beavers be reopened and that Helen Beavers be appointed as Administratrix CTA D.B.N., without bond.

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 September, 2018.

**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 – HOWARD CURTIS WOMACK – DECEASED

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

**IN RE: HOWARD CURTIS WOMACK, DECEASED.**

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

On the 11th day of September, 2018, before the Mercer County Commission, came the matter of the Estate of Howard Curtis Womack, upon motion of Charles W. Pace, Fiduciary Commissioner of Mercer County, requesting that the Administratrix, Bernice Carruthers, be removed for failure to communicate with him and to have the Sheriff of Mercer County, T. A. Bailey be appointed Administrator D.B.N.

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 Administratrix, Bernice Carruthers, be removed and that the Sheriff of Mercer County, T. A. Bailey, be appointed Administrator D.B.N. over the estate of Howard Curtis Womack.

It is further ORDERED that the current bond of $3,000.00 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 September, 2018.

**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 – AMERICAN RED CROSS

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a funding request from Courtney Clark, Executive Director, American Red Cross of Southeast West Virginia. Funding in the amount of $3,000 will be taken from the Video Lottery Fund.

RE: FUNDING REQUEST – CHILDREN’S HOME SOCIETY

This day on motion of Gene Buckner, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a funding request from Joanne Boileau, Regional Director of Children’s Home Society of WV. Funding in the amount of $1,000 will be taken from the Hotel Motel fund for the 11th Annual Ghost Walk of Historic Bramwell. Bill Archer filled in for Joanne Boileau and recused from voting.

RE: FUNDING REQUEST – STRIVE PROGRAM

This day on motion of Greg Puckett, Commissioner, seconded by Gene Buckner, Commissioner, the Commission voted unanimously to approve a funding request from Anna Swope, Instructor for Project STRIVE. Funding in the amount of $3,000 will be taken from the Video Lottery fund. Bill Archer recused from voting.

RE: FUNDING REQUEST – CAMP CREEK STATE PARK FOUNDATION

This day on motion of Gene Buckner, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a funding request from Jim Harry, Chairman, Camp Creek State Park Foundation. Funding in the amount of $2,000 will be taken from the Hotel Motel fund to construct recycling bins.

RE: FUNDING REQUEST – BLUEFIELD BEAUTIFICATION COMMISSION

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a funding request from Gail Satterfield, Project Chairman, Bluefield Beautification Commission. Funding in the amount of $3,000 will be taken from the Hotel Motel fund for the 3rd annual Oktoberfest in the Park.

RE: FUNDING REQUEST – HATFIELD MCCOY “RIDIN 4 A CURE”

This day on motion of Gene Buckner, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a funding request from Randy Maxwell, D.C. Funding in the amount of $2,500 will be taken from the Video Lottery fund for the Hatfield-McCoy “Ridin 4 A Cure” for Breast Cancer.

RE: FUNDING REQUEST – MERCER COUNTY SHERIFF’S COMMISSION

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a request from Tommy Bailey, Sheriff for Commission on FY 2017-2018 tax year collections. Funding in the amount of $15,000 will be taken from the Sheriff’s Budget in the General Fund. The Commission also suggested they approve before payment is made in the future.

RE: FUNDING REQUEST – TOWN OF MATOAKA

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the sewer contracted services invoice for Roy Gerwig. Funding in the amount of $600 will be taken from the Coal Reallocation Fund.

RE: UPDATE – RECYCLING PROGRAM

This day Steve Cline, Recycling Coordinator gave an update on the Recycling Program.

RE: DISCUSSION – COURTHOUSE SIDEWALK ADA RAMPS

This day the Commission discussed courthouse sidewalk ADA ramps and crosswalks.

RE: UPDATE – TOWN OF MATOAKA

This day, the Commission gave an update on water services and dissolution of the Town of Matoaka. Phillip Ball, Attorney at Law has been appointed to serve as Receiver to facilitate the sale of the property of the Town.

RE: PUBLIC COMMENTS – ROGER TOPPING

This day, Roger Topping asked about the progress being made by the attorney contracted to collect back taxes owed to the County. Gene Buckner stated the attorney had mailed out letters and some response has been received.

RE: PUBLIC COMMENTS – RON GULLION

This day, Ron Gullion, Resident, appeared before the County Commission seeking help with the road condition on Shinbrier Mountain Road. Gene Buckner stated he would contact the Department of Highways regarding this issue.

RE: EXECUTIVE SESSION

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to go into executive session. On motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to come out of executive session and go back into regular session. No votes were taken during the executive session.

This day came Kevin & Catherine Martin, by representative, and moved the Commission to correct the Land Books for 2018, touching the assessment thereon against the said Kevin & Catherine Martin on HT Tr 5 Kirby Tk Farm, 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 $21,960 class 2 – should be assessed for $9,840 class 2. It is therefore ordered that Kevin & Catherine Martin 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 $137.93

This day came Raymond & Tanya Barker, by representative, and moved the Commission to correct the Land Books for 2018, touching the assessment thereon against the said Raymond & Tanya Barker on 7.66 Ac Glady Fk, 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 $11,280 class 3 – should be assessed for $11,280 class 2. It is therefore ordered that Raymond & Tanya Barker 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 $128.37

This day came B & G Leasing, by representative, and moved the Commission to correct the Land Books for 2018, touching the assessment thereon against the said B & G Leasing on Wash Inc Pcl 230 Cont Ryan Duncan Lot 15 & 4 Strip Sec 853, 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 $30,720 class 4 – should be assessed for $30,720 class 2. It is therefore ordered that B & G Leasing 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 $426.40

This day came Diana R. Calfee aka Dianna Gearhart, by representative, and moved the Commission to correct the Land Books for 2018, touching the assessment thereon against the said Diana R. Calfee aka Dianna Gearhart on Lot 15 Christian Fk Ests (0.25ac) Plat #14969 DW, 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 $51,720 class 3 – should be assessed for $51,720 class 2. It is therefore ordered that Diana R. Calfee aka Dianna Gearhart 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 $588.58

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 9/4/2018

Tax Year 2018

Beaver Pond District

TICKET # NAME REASON AMOUNT

802481 Lamar Advertising of Error in ticket. $ 278.24

Bluefield

800245 Antikis Salon OOB 7/1/17. 146.36

804076 State Farm Mutual Error in ticket. 172.48

801193 Hansel W. Crigger, Sr. Double assessed on MH. 66.04

Tax Year 2018

East River District

TICKET # NAME REASON AMOUNT

808742 LMS Enterprises Double assessed. $ 18.04

Tax Year 2018

Princeton District

TICKET # NAME REASON AMOUNT

813481 State Farm Mutual Auto Error in assessment. $ 200.58

Ins Co

Tax Year 2018

Bluefield District

TICKET # NAME REASON AMOUNT

805723 Gary R. Lawson DDS Error in assessment. $ 2,427.82

Tax Year 2018

Rock District

TICKET # NAME REASON AMOUNT

814709 Nathena D. Lyons Double assessed on MH. $ 132.06

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES

DATE 9/4/2018

Beaver Pond District

TICKET # NAME REASON AMOUNT

700262 Antikis Salon OOB 7/1/16. $ 133.06

600269 Antikis Salon OOB 7/1/15. 120.98

500266 Antikis Salon OOB 7/1/14. 109.98

210266 Antikis Salon OOB 7/1/13. 99.98

312270 Antikis Salon OOB 7/1/12. 90.88

Princeton District

TICKET # NAME REASON AMOUNT

613886 Frank Whittaker Paving OOB 7/1/15. $ 232.68

& Sealing Service

713710 Frank Whittaker Paving OOB 7/1/16. 255.96

& Sealing Service

813648 Frank Whittaker Paving OOB 7/1/17. 281.54

& Sealing Service

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 #70593-70709 Void #70670-70674, 70707

COAL SEVERANCE - Check #3576-3578

JUSTICE FINES - Check #5324-5325

MAGISTRATE COURT - Check #5360

HOME CONFINEMENT - Check #2386-2392

HOTEL MOTEL - Check #3766-3782

K-9 FUND - Check #1502-1503

COURTHOUSE EQUIPMENT - Check #754-759

COURTHOUSE ANNEX - Check #1526-1531

VIDEO LOTTERY - Check #1304-1308

COAL REALLOCATION - Check #1017

MCDRC FEES - Check #4807-4825

ASSESSOR REAPPRAISAL - Check #6126-6139

SHERIFF DRUG FUND - Check #1063

HMPG FEMA BUYOUT #1 - Check #1012

ANIMAL SHELTER EST DONATION - Check #1016

DEPUTY SHERIFF RETIREMENT - Check #259

It is ordered that this Commission be and is hereby adjourned until Tuesday, October 9, 2018.

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