

A G E N D A
PRESTON COUNTY COMMISSION
July 11, 2023
9:30 A.M.

Call to order by President and Pledge of Allegiance.

Roll call of Commissioners.

Recognition of Public.

Review of Bills.

Assessor's Office -

Tax Correction List – Colebank, Clifton R Personal Property
Sisler, Larry J Personal Property
Wilt, Michael A Personal Property

Apportionments - None

County Coordinator's Report – Consideration and/or action

- A. Request meeting of the Building Commission to transfer ownership of the Annex and 911 building to the Preston County Commission;
- B. Approve Carryover Funds and Unencumbered Funds for the 2023-2024 Coal Severance Budget
- C. Budget Revisions
- D. Miscellaneous Correspondence

Recognition of Scheduled Appointments –

10:30 am PSD #1 Formal Request to Expand Territory

Approval of Minutes – May 30, 2023

Estate Settlements List – June 28, 2023 thru June 29, 2023

ESTATE NAME: BRIAN H. ELKINS

ESTATE NAME: WILLIAM LEE EYE

ESTATE NAME: BOBBY LEE RADABAUGH AKA BOBBIE LEE RADABAUGH

Proceedings in Vacation/Clerk's Fiduciary Report – June 29, 2023 through July 5, 2023

Fiduciary Commissioner Report – None

Old Business – Consideration and/or action

New Business – Consideration and/or action

Facility Manager's Report – Consideration and/or action

- A. Update Panhandle/Contract
- B. Update County Buildings

Personnel Matters- Consideration and/or action

Legal Matters- Consideration and/or action

Information

- A. Miscellaneous Correspondence

Commissioners' Comments

STATE OF WEST VIRGINIA, COUNTY OF PRESTON, Ss:

The Preston County Commission met in Regular Session at 9:30 a.m., July 11, 2023 in the County Commission Meeting room.

The meeting was called to order by President Samantha Stone who invited those present to join in the Pledge of Allegiance.

Commissioner Stone then declared the following Commissioners present: Don Smith, Hunter Thomas and Samantha Stone.

Recognition of Public

Also, present was Administrator, Nathan Mace and County Clerk, Linda Huggins.

The following persons registered their attendance during the meeting:

- | | |
|--------------------------------|-----------------------|
| Jennifer Graham – DP | Theresa Marthey-PCN&J |
| Deanna Lively | Connie Ervin-Assessor |
| Paige Hatch-PSD#1 | Eric Williams-PSD#1 |
| Donna Cummings | Sheena Hunt-Region VI |
| Cullin Cutright-Thrasher Eng'g | |

No one registered prior to the meeting to address the Commission.

Review of Bills

Commissioner Thomas moved to pay the bills that have been properly presented and reviewed. Commissioner Smith seconded the motion. A roll call vote was taken with Commissioners Thomas, Smith and Stone voting yes. Motion carried.

Assessor’s Office – Consideration and/or action

Tax Correction List –

Commissioner Thomas moved to approve the Tax Correction List as presented by the Assessor in the amount of \$2,075.74. Commissioner Smith seconded the motion. A roll call vote was taken with Commissioners Thomas, Smith and Stone voting yes. Motion carried. (See attached.)

TAX CORRECTION LIST

July 11, 2023

DIST	NAME	DESCRIPTION	REASON FOR EXONERATION	TICKET#	ACCT#	AMOUNT	YR	APPR	DENI
01	COLEBANK CLIFTON R	Personal Property	Taxpayer error - did not own 18 Chev Colo July 1, 2022	300220	00243691	\$ 389.00	2023		
06	SISLER LARRY J	Personal Property	Clerical error - duplicate - regular ticket & supp created	80000718	00267925	\$ 1,169.00	2023		
17	WILT MICHAEL A	Personal Property	18 Ford valued incorrectly by Sheriff's tax system	80007634	00264504	\$ 517.74	2022		

GRAND TOTAL \$ 2,075.74

Connie R. Ervin, ASSESSOR

 (submitted for the taxpayer by)

Jay Shay, PROSECUTING ATTORNEY

 (received notice)

Apportionments –None

County Coordinator’s Report-Consideration and/or action

President Stone recognized Nate Raybeck with the County Coordinator’s Report.

- A. Request meeting of the Building Commission to transfer ownership of the Annex and 911 building to the Preston County Commission

Mr. Raybeck was advised to move forward, notify the members, find a good date and to be cognizant of Labor Day on September 1st.

- B. Approve Carryover Funds and Unencumbered Funds for the 2023-2024 Coal Severance Budget

Commissioner Smith made a motion to approve the budget revision as has been presented. Commission Thomas seconded the motion. A roll call vote was taken with Commissioner Smith, Thomas, and Stone voting yes. Motion carried. (See attached.)



ALLOWED
AND PAYMENT AUTHORIZED
JUL 11 2023
[Signature]
PRESIDENT OF
COUNTY COMMISSION

**MEMORANDUM
Preston County Commission**

Date: July 11, 2023
To: Bookkeeping
From: Nate Raybeck, County Administrator
Subject: Budget Revision to put in the carryover funds and unencumbered funds from the 2022-2023 budget into 2023-2024 Coal Severance Budget

COAL SEVERANCE FUND CARRYOVER

CASH BALANCE as of June 30, 2023	\$165,688
LESS estimated Carryover	\$100,000
UNENCUMBERED FUNDS	\$65,688

BUDGET REVISION

INCREASE FUND BALANCE	002-298-000	\$65,688
INCREASE CONTRIBUTIONS	002-401-568	\$65,688



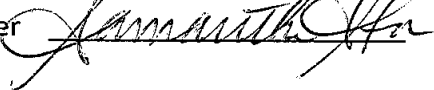
RESOLUTION

At a regular session of the county commission, held July 11, 2023
the following order was made and entered.

SUBJECT: The revision of the Levy Estimate (Budget) for the County of
PRESTON. The following resolution was offered:

RESOLVED: That subject to approval of the State Auditor as ex officio chief
inspector of public offices, the county commission does hereby direct the budget
be revised **PRIOR TO THE EXPENDITURE OR OBLIGATION OF FUNDS FOR WHICH
NO APPROPRIATION OF INSUFFICIENT APPROPRIATION CURRENTLY EXISTS,** as
shown on number 1, of Coal Severance Fund, a copy of which is entered as
part of this record.

The adoption of the foregoing resolution having been moved by
Commissioner Smith, and duly seconded by Commissioner Thomas
the vote thereon was as follows:

Commissioner		<input checked="" type="radio"/> Yes or No
Commissioner		<input checked="" type="radio"/> Yes or No
Commissioner		<input checked="" type="radio"/> Yes or No

WHEREUPON, President Stone, declared said resolution duly adopted,
and it is therefore ADJUDGED and ORDERED that said resolution be, and same is,
hereby adopted as so stated above, and the County Clerk is authorized to fix
his/her signature on the attached "Request for Revision to Approved Budget" to
be sent to the State Auditor for approval.

C. Budget Revisions – none

D. Miscellaneous Correspondence

- Administrator Raybeck has been in discussions with ITMindshare regarding the need to move from Rackspace to Microsoft for Office 365 Software, starting in August. There are two paths to consider. It was decided to go with option one using 75 maximum allotted free trial versions for 3 months to save money.
- Delegate Buck Jennings brought new checks to replace the stale checks for the Vietnam Veterans Chapter 977 in the amount of \$2K and the South Preston Memorial Repair and Maintenance in the amount of \$4K. These will be added to the bill box for next week's meeting.

Approval of Minutes – May 30, 2023

Commissioner Thomas moved to approve the Minutes of May 30, 2023. Commissioner Smith seconded the motion. A roll call vote was taken with Commissioners Thomas, Smith and Stone voting yes. Motion carried.

Estate Settlements – June 28, 2023 thru June 29, 2023

Commissioner Thomas moved that the proceeding estate settlements and/or waivers thereof, having been filed for a period of ten (10) days prior to the commencements of this term and there being no exceptions or objections filed thereto, be approved and confirmed. (See attached.)

United States of America



State of West Virginia

County of Preston, ss:

Settlement List

Notice is hereby given that the following estate(s) have been submitted for settlement from 06/28/2023 thru 06/29/2023 in the Preston County Clerk's Office at 106 West Main Street, Suite 103, Kingwood, WV 26537-1131. For approval by the Preston County Commission on Tuesday, July 11, 2023.

- ESTATE NUMBER: **4261**
 SETTLEMENT TYPE: Affidavit and Waiver of Final Settlement
 SETTLEMENT RECORDED: June 29, 2023
 ESTATE NAME: **BRIAN H. ELKINS**
 ADMINISTRATOR MARK CONNER

- ESTATE NUMBER: **4227**
 SETTLEMENT TYPE: Affidavit and Waiver of Final Settlement
 SETTLEMENT RECORDED: June 29, 2023
 ESTATE NAME: **WILLIAM LEE EYE**
 ADMINISTRATRIX SHIRLEY ANN EYE

- ESTATE NUMBER: **4478**
 SETTLEMENT TYPE: Affidavit and Waiver of Final Settlement
 SETTLEMENT RECORDED: June 28, 2023
 ESTATE NAME: **BOBBY LEE RADABAUGH AKA BOBBIE LEE RADABAUGH**
 EXECUTRIX ROBERTA MAXINE MENEAR RADABAUGH AKA MAXINE MENEAR RADABAUGH
 ATTORNEY WOODROW E. TURNER
 GAYDOS & TURNER
 PO BOX 585
 KINGWOOD, WV 26537-0585

Subscribed and sworn to before me on 07/05/2023.

Linda Huggins

Clerk of the Preston County Commission

By: *Ashley Cole*
Ashley Cole, Deputy Clerk

Commissioner Smith seconded the motion. A roll call vote was taken with Commissioners Thomas, Smith and Stone voting yes. Motion carried.

Proceedings in Vacation – June 29, 2023 thru July 5, 2023

Commissioner Smith moved to dispense with the reading in open court of the Proceedings of the Clerk of this Commission, had in vacation on June 29, 2023 thru July 5, 2023 inclusive, and to approve and confirm the same as presented by the County Clerk, there having been no exception or objections filed thereto. (See attachment.)

United States of America



State of West Virginia

County of Preston, ss:

Clerk's Fiduciary Report

Estates from Thursday, June 29, 2023, through Wednesday, July 5, 2023

The County Commission of Preston County this 11th day of July, 2023 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, Thursday, June 29, 2023, the following matters were disposed of in the presence of the Clerk:

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

BONNIE M. ELKINS, who was named in the last will and testament of **HUBERT ELKINS**, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

The last will and testament of **REX L. ARNETT**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record.

DARLENE L. GILL, who was named in the last will and testament of **REX L. ARNETT**, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

More than 30 days since the date of death or the surviving spouse or heir, upon a motion, **JANET F. MARTIN** was appointed and qualified as ADMINISTRATRIX of the estate of **WARREN FRANKLIN MARTIN**, deceased. No bond was required.

On, Friday, June 30, 2023, the following matters were disposed of in the presence of the Clerk:

The last will and testament of **ELIZABETH ANN STEMPLER**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record and a Small Estate Affidavit Testate was filed.

DONALD S. STEMPLER, was named, as SUCCESSOR thereof, qualified as such. No bond was required.

The last will and testament of **ANNA M. CLINE**, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record and a Small Estate Affidavit Testate was filed.

VIRGINIA WOLFE, was named as SUCCESSOR thereof, qualified as such. No bond was required.

Subscribed and sworn to before me on 07/05/2023.

Linda Huggins

Clerk of the Preston County Commission

By: *Ashley Cole*
Ashley Cole, Deputy Clerk

Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Smith, Thomas and Stone voting yes. Motion carried.

Fiduciary Commissioner Report – None

Old Business- Consideration and/or action

New Business – Consideration and/or action

Facility Manager’s Report – Consideration and/or action

A. Update Panhandle/Contract

Work continues on the Sheriff’s building. Still no contract, not enough details to consider, prices not outlined.

B. Update County Buildings

At 9:47 a.m., President Stone called for a recess until the 10:30 a.m. scheduled appointment.

R E C E S S

At 10:20 a.m., President Stone reconvened the meeting and recognized Cullin Cutright, from Thrasher Engineering.

Recognition of Scheduled Appointments –

10:30 a.m. PSD#1 Formal Request to Expand Territory

Commissioner Thomas moved to approve PSD#1’s request to begin the service territory expansion. The territory expansion should follow the guidelines set forth in this the map presented and as set forth in the June 21st, 2023 work session. Commissioner Smith seconded the motion. A roll call vote was taken with Commissioners Thomas, Smith and Stone voting yes. Motion carried.

Personnel Matters – Consideration and/or action

Legal Matters - Consideration and/or action

Information

A. Miscellaneous Correspondence

Commissioners’ Comment

At 10:35 a.m. there being no further business to come before the Commission, President Stone declared the Regular Session adjourned.

Commissioner

Commissioner

Commissioner

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07/11/2023

