

A G E N D A
PRESTON COUNTY COMMISSION
APRIL 30, 2024
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 – Strawser, Randall P., Personal Property

Apportionments – None

Recognition of Scheduled Appointments -

- 9:31 a.m. Mountain Heart Community Services – Proclamations –
Community Action 60th Anniversary and Community Action Month and
Child Care Providers Day
- 9:35 a.m. Zoey's Place CAC – Recording Equipment
- 9:40 a.m. James Shay, Prosecuting Attorney, Employee Hire

Approval of Minutes – April 16, 2024 and April 19, 2024 Special Session

Estate Settlements List – April 11, 2024 thru April 17, 2024
ESTATE NAME: **NANCY GARBART FRIEND**
ESTATE NAME: **CARL LEE RHODES**

Proceedings in Vacation/Clerk's Fiduciary Report – April 18, 2024 through April 24, 2024

Fiduciary Commissioner Report – None

Old Business – Consideration and/or action

- A. Update from Sheriff's Office on Financial Statements
- B. County Property Proposal
- C. Opioid Settlement Advisory Board

New Business – Consideration and/or action

- A. Change in ARPA Program Scope

Courthouse Reconfiguration Project Report

- A. Initial Internal Meeting April 3, 2024
- B. Brinks/Monitronics 2nd Floor Camera Upgrade Contract

County Administrator's Report – Consideration and/or action

- A. Arthurdale Heritage, Inc. Funding Request
- B. Other Facilities Update
- C. Budget Revision
- D. Miscellaneous Correspondence

Personnel Matters- Consideration and/or action

Legal Matters- Consideration and/or action

- A. Executive Session

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., April 30, 2024 in the County Commission Meeting room.

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

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

Recognition of Public

Also, present was County Administrator Nate Raybeck and Assessor Connie Ervin.

The following persons registered their attendance during the meeting:

Nichole Larew	Deanna Lively	Crissi Kolb
Jacob Martin-WV News	Debbie Friend	Connie Kimble
Janice Polce	Leah Turner	Donnie Mann
Roy Watkins	Jennifer Graham-DP	Stacy Greaser
Carrie Poier	Anne Marie Armstrong	Michelle Talkington
Brenda Riggelman	David Brown	Olivia DeVall

No other persons registered before the meeting to address the commission.

Review of Bills

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

SYSTEM DATE 04/30/2024 COUNTY OF PRESTON PAGE 1
 REPORT DATE 04/30/2024 TRANSACTION EDIT LIST TIME 7:24:47
 FILES ID W BATCH NUMBER 0670 USER WVPRRMAR

TYPE	TRANS. NUMBER	P.O. NUMBER	VENDOR	ACCOUNT NUMBER	PROJECT-TASK-COST	INVOICE	TRANSDATE	CASH-CODE	TRANS-AMOUNT
SEPARATE-CHK	BOX	DISCOUNT-AMT	LIQUIDATE-AMT	DESCRIPTION	DUE-DATE	DISCDATE	CHECK	CHK-DATE	SELECT
		VENDOR NAME	ACCOUNT NAME		PAYEE VENDOR NO		PAYEE VENDOR NAME		POSTDATE
VC	20240670-001		4236	00141221900		310287	02/09/2024	AG01	122.17
N	NA	HART OFFICE SOLUTIONS		.00 PRINTS-EXT OFFICE	04/30/2024	02/09/2024	HART OFFICE SOLUTIONS		P
				CO AGENT - EQUIP RENT	4236				04/2024
VC	20240670-002		0638	00142021600		387702	04/16/2024	AG01	59.50
N	NA	CHILDS FEED & SUPPLY CO		.00 SERVICE-MOWER	04/30/2024	04/16/2024	CHILDS FEED & SUPPLY CO		P
				CUSTODIAL M&R EQUIPMENT	0638				04/2024
VC	20240670-003		0734	00170034500		27551320	04/03/2024	AG01	135.00
N	NA	GALLS		.00 BOOTS	04/30/2024	04/03/2024	GALLS		P
				LAW ENFORCE UNIFORMS	0734				04/2024
VC	20240670-004		0296	00141234100		38233346	04/17/2024	AG01	308.74
N	NA	QUILL CORP		.00 SUPPLIES	04/30/2024	04/17/2024	QUILL CORP		P
				CO AGENT MAT & SUPPLIES	0296				04/2024
VC	20240670-005		0296	00141234100		38233667	04/17/2024	AG01	33.99
N	NA	QUILL CORP		.00 SUPPLIES	04/30/2024	04/17/2024	QUILL CORP		P
				CO AGENT MAT & SUPPLIES	0296				04/2024
VC	20240670-006		0296	00141234100		38243492	04/17/2024	AG01	90.18
N	NA	QUILL CORP		.00 SUPPLIES	04/30/2024	04/17/2024	QUILL CORP		P
				CO AGENT MAT & SUPPLIES	0296				04/2024
VC	20240670-007		0296	00141234100		38230197	04/16/2024	AG01	63.39
N	NA	QUILL CORP		.00 SUPPLIES	04/30/2024	04/16/2024	QUILL CORP		P
				CO AGENT MAT & SUPPLIES	0296				04/2024
VC	20240670-008		5580	00140321900		5615822	04/10/2024	AG01	360.99
N	NA	XEROX FINANCIAL		.00 COPIER	04/30/2024	04/10/2024	XEROX FINANCIAL		P
				CIRC CK-EQUIP RENTS	5580				04/2024
VC	20240670-009		3792	00171121102			04/10/2024	AG01	102.08
N	NA	US CELLULAR		.00 ACCT #854806714	04/30/2024	04/10/2024	US CELLULAR		P
				OEM-TELEPHONE-US CELL	3792				04/2024
VC	20240670-010		6023	00140521400			04/08/2024	AG01	524.12
N	NA	JENNIFER STEPHENS		.00 MILEAGE REIMB	04/30/2024	04/08/2024	JENNIFER STEPHENS		P
				PROS ATTY TRAVEL	6023				04/2024
VC	20240670-011		0223	00140121302			04/23/2024	AG01	1176.80
N	NA	MON POWER		.00 ACCT #110 086 272 223	04/30/2024	04/23/2024	MON POWER		P
				UTILITIES MON POWER	0223				04/2024
VC	20240670-012		0223	00140121302			04/24/2024	AG01	1659.53
N	NA	MON POWER		.00 ACCT #110 088 635 294	04/30/2024	04/24/2024	MON POWER		P
				UTILITIES MON POWER	0223				04/2024

SYSTEM DATE 04/30/2024 COUNTY OF PRESTON PAGE 2
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TYPE	TRANS. NUMBER	P.O. NUMBER	VENDOR	ACCOUNT NUMBER	PROJECT-TASK-COST	INVOICE	TRANSDATE	CASH-CODE	TRANS-AMOUNT
SEPARATE-CHK	BOX	DISCOUNT-AMT	LIQUIDATE-AMT	DESCRIPTION	DUE-DATE	DISCDATE	CHECK	CHK-DATE	SELECT
		VENDOR NAME	ACCOUNT NAME		PAYEE VENDOR NO		PAYEE VENDOR NAME		POSTDATE
VC	20240670-013		0223	00140121302			04/24/2024	AG01	88.33
N	NA	MON POWER		.00 ACCT #110 088 635 047	04/30/2024	04/24/2024	MON POWER		P
				UTILITIES MON POWER	0223				04/2024
VC	20240670-014		0223	07273121300			04/23/2024	BC72	546.48
N	NA	MON POWER		.00 ACCT #110 162 679 531	04/30/2024	04/23/2024	MON POWER		P
				COMM CORR-MISC UTILITES	0223				04/2024
VC	20240670-015		0223	00140121302			04/23/2024	AG01	406.59
N	NA	MON POWER		.00 ACCT #110 081 397 009	04/30/2024	04/23/2024	MON POWER		P
				UTILITIES MON POWER	0223				04/2024
VC	20240670-016		0901	02871356806			04/30/2024	FL28	40087.25
N	NA	MASONTOWN VOL FIRE DEPT		.00 REIMB-VARIOUS EXPENSES	04/30/2024	04/30/2024	MASONTOWN VOL FIRE DEPT		P
				FIRE LEVY CONT-MASONTOWN	0901				04/2024
VC	20240670-017		0901	02871356806			04/30/2024	FL28	1600.00
N	NA	MASONTOWN VOL FIRE DEPT		.00 REIMB-TRAINING EXPENSES	04/30/2024	04/30/2024	MASONTOWN VOL FIRE DEPT		P
				FIRE LEVY CONT-MASONTOWN	0901				04/2024
VC	20240670-018		0055	00371634100		116957	04/18/2024	AS03	974.89
N	NA	CASTO-HARRIS		.00 RABIES TAGS (3000)	04/30/2024	04/18/2024	CASTO-HARRIS		P
				DOG & KENNEL SUPPLIES	0055				04/2024
VC	20240670-019		2520	00240156800			04/30/2024	AC02	12241.00
N	NA	KAMP CENTRAL AMBULANCE		.00 CONTRIBUTION-FURNACE/HEAT	04/30/2024	04/30/2024	KAMP CENTRAL AMBULANCE		P
				CONTRIBUTIONS	2520				04/2024
VC	20240670-020		0495	02871356803			04/30/2024	FL28	4115.98
N	NA	BRUCETON-BRANDONVILLE		.00 REIMB-VARIOUS EXPENSES	04/30/2024	04/30/2024	BRUCETON-BRANDONVILLE		P
				VFD FIRE LEVY CONT-BRUCETON	0495				04/2024
VC	20240670-021		0495	02871356803			04/30/2024	FL28	795.00
N	NA	BRUCETON-BRANDONVILLE		.00 REIMB-TRAINING EXP-CATCHU	04/30/2024	04/30/2024	BRUCETON-BRANDONVILLE		P
				VFD FIRE LEVY CONT-BRUCETON	0495				04/2024
VC	20240670-022		5580	00140221900		5694331	04/19/2024	AG01	78.44
N	NA	XEROX FINANCIAL		.00 COPIER	04/30/2024	04/19/2024	XEROX FINANCIAL		P
				CO CLERK BLDG/EQ RENTS	5580				04/2024
VC	20240670-023		5918	05640734100			04/18/2024	AA56	49.00
N	NA	QUENCH USA INC		.00 ACCT #0519629	04/30/2024	04/18/2024	QUENCH USA INC		P
				AVF-MATERIALS & SUPPLIES	5918				04/2024
VC	20240670-024		4207	00140623000		75892	04/13/2024	AG01	114.00
N	NA	PACE ENTERPRISE OF WV INC		.00 DISPOSAL	04/30/2024	04/13/2024	PACE ENTERPRISE OF WV INC		P
				ASSASSOR CONTRACTED SERV	4207				04/2024

TYPE	TRANS. NUMBER	P.O. NUMBER	VENDOR	ACCOUNT NUMBER	PROJECT-TASK-COST	INVOICE	TRANDATE	CASH-CODE	TRANS-AMOUNT
SEPARATE-CHK	BOX	DISCOUNT-AMT	LIQUIDATE-AMT	DESCRIPTION	DUE-DATE	DISCDATE	CHECK	CHK-DATE	SELECT POSTDATE
		VENDOR NAME	ACCOUNT NAME		PAYEE VENDOR NO		PAYEE VENDOR NAME		
VC	20240670-025		5955	00171721700		2024-002	04/23/2024	AG01	450.00
N	N1	.00	.00	DETAILING	04/30/2024	04/23/2024		P	04/2024
		SUPERIOR AUTO DETAILING	CENTRAL GARAGE-M&R-AUTO		5955		SUPERIOR AUTO DETAILING		
VC	20240670-026		0282	00171721700		2024-14	03/31/2024	AG01	1332.00
N	NA	.00	.00	SERVICES	04/30/2024	03/31/2024		P	04/2024
		PRESTON CO SENIOR	CENTRAL GARAGE-M&R-AUTO		0282		PRESTON CO SENIOR		
TOTAL TRANSACTION AMOUNT									67515.45

WARNING: 2024 BUDGET HAS BEEN EXCEEDED FOR ACCOUNT 00140221900
 WARNING: 2024 BUDGET HAS BEEN EXCEEDED FOR ACCOUNT 00371634100
 WARNING: 2024 BUDGET HAS BEEN EXCEEDED FOR ACCOUNT 02871356803
 WARNING: 2024 BUDGET HAS BEEN EXCEEDED FOR ACCOUNT 02871356806
 WARNING: 2024 BUDGET HAS BEEN EXCEEDED FOR ACCOUNT 07273121300

List of invoices approved for payment
 this 30 day of April, 2024
 Int. Jay

Assessor's Office – Consideration and/or action

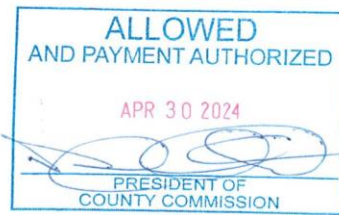
Tax Correction List – Strawser, Randall P., Personal Property

Commissioner Stone moved to approve the Tax Correction List dated April 30, 2024 as presented by Assessor Connie Ervin in the amount of \$507.94. Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Stone, Thomas and Smith voting yes. Motion carried. (See attached.)

TAX CORRECTION LIST

April 30, 2024

DIST	NAME	DESCRIPTION	REASON FOR EXONERATION	TICKET#	ACCT #	AMOUNT	YR	APPR
05	STRAWSER RANDALL P	Personal Property	Taxpayer error - incorrectly reported 2021 Toyota	306325	00242387	\$ 507.94	2023	



Connie R. Ervin
 Connie R. Ervin, ASSESSOR
 (submitted for the taxpayer by)

Jay Shay
 Jay Shay, PROSECUTING ATTORNEY
 (received notice)

TOTAL: \$ 507.94

Apportionments –None

Recognition of Scheduled Appointments –

9:31 a.m. Mountain Heart Community Services – Proclamations

Community Action 60th Anniversary and Community Action Month and Child Care Providers Day

Michelle Talkington and Brenda Riggelman from Mountain Heart Community Services Inc. were recognized with proclamations for Community Action. Commissioner Stone read the Proclamations.

Commissioner Stone moved to Proclaim May 2024 as Community Action Month. Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Stone, Thomas and Smith voting yes. Motion carried. (See attached.)



Community Action 60th Anniversary and Community Action Month Proclamation

WHEREAS, Community Action has made essential contributions across this Nation for 60 years, inspiring a spirit of hope, creating opportunities for millions of people to be a part of the American Dream, and improving communities; and

WHEREAS, Community Action remains committed to a nation that creates opportunities for all people to thrive, builds strong, resilient communities, and ensures a more equitable society; and

WHEREAS, Community Action is a robust state and local force connecting people to life-changing services and creating pathways to prosperity in 99% of all American counties; and

WHEREAS, Community Action builds and promotes economic stability as an essential aspect of enabling and enhancing stronger communities and stable homes; and

WHEREAS, Community Action strategies and innovative solutions evolve as the needs of individuals, families, and communities in cities, suburbs, and rural areas change; and

WHEREAS, Community Action is experienced in advancing opportunities by coordinating federal state, local and private resources to achieve results for people and communities; and

WHEREAS, Community Action insists on community participation and involvement ensuring that all sectors of the community have a voice and will be heard; and

WHEREAS, Community Action is recognizing 60 years of innovation, impact, and providing proven results for Americans.

NOW, THEREFORE, the Preston County Commission of Preston County, WV, do hereby proclaim May 2024 as Community Action Month in recognition of the hard work and dedication of Preston County, WV Community Action Agencies.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of Preston County, WV on this 30th day April 2024.

Don Smith
President

Samantha Stone
Commissioner

Hunter Thomas
Commissioner

ATTEST:

Commissioner Stone moved to Proclaim May 10, 2024 as Provider Appreciation Day. Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Stone, Thomas and Smith voting yes. Motion carried. (See attached.)



1200 Harrison Avenue, Suite 400
 Elkins, WV 26241
 (304) 637-2840
 fax (304) 637-2845
 1-877-862-3103

Dreama D. Padgett, Chief Executive Officer

Child Care Resource & Referral
 Consulting Services • Construction
 Employment Training • Energy Assistance
 Head Start / Early Head Start • Parents As Teachers
 Information & Referral • Information Technology
 Medicaid Waiver • PREP • VITA / EITC
 Weatherization • WV Birth To Three

Proclamation Provider Appreciation Day

WHEREAS, MountainHeart Community Services, Child Care Aware® of America and other organizations nationwide are recognizing Child Care Providers on this day and

WHEREAS, Child Care has provided a safe, nurturing place for the enrichment and development of millions of children nationwide and is a vital force in our economy; and

WHEREAS, the pandemic illuminated how indispensable child care providers are for the well-being and economic security of West Virginia young children, families, and communities.

WHEREAS, child care programs, which are mostly small businesses, run and staffed predominantly by women, continue to recover from the health and financial hardships stemming from the pandemic to meet the needs of more families and

WHEREAS West Virginia recognizes that child care has been and continues to be a lifeline for families, communities, and the economy. As such, it has provided much-needed support to providers to help sustain the viability of child care by issuing payment for enrollment versus attendance and offering grants and professional development opportunities.

WHEREAS, the future depends on the quality of the early childhood experiences provided to young children today; support for high-quality child care represents a worthy commitment to our children's future.

Now, therefore, The Preston County Commission of Preston County, WV, hereby proclaim May 10, 2024, as Provider Appreciation Day in Preston County, WV, and urge all citizens to recognize Child Care Providers for their important work, and how valuable they are for our communities.

Date: April 30, 2024

Don Smith, President

Samantha Stone, Commissioner

Hunter Thomas, Commissioner

*Working together with individuals, families,
 and communities to provide resources for a better life.*

www.mountainheartwv.org

AN EQUAL OPPORTUNITY EMPLOYER

9:35 a.m. Zoey's Place CAC – Recording Equipment

Stacy Greaser, Anne Armstrong, Carrie Poier, Crissi Kolb and Leah Turner came before the commission as the Committee of Zoey's Place Child Advocacy Center Inc. to ask the county commission to consider covering the cost to replace recording equipment at their location in the old drive thru building of the lower parking lot.

Ms. Greaser presented a quote in the amount of \$6,785.00 for equipment and \$1,800.00 for file storage for a total of \$8,585.00 from Precise Digital dtd 04/11/2024. After some discussion, the commission agreed this was a much-needed request and asked that it be placed on next week's agenda so it could be reviewed and decide where the funds could be pulled from.

She also noted the committee is in the process of forming a 501C3 which will allow them to apply for state grant money and allow them to hold fundraisers. (See attached.)

Column1	Item # Product Details	Quantity	Price	Total
	InVidia SRX - INV-SRX-Bundle- license for 1 room * InVidia SRX Software - 1 Room License	1	\$3,495.00	3,495.00
	Cameras -Cameras to be decided on style, i.e.: covert pinhole,faceplate, motion detector like	2	\$225.00	450.00
	* Misc cables, backboxes needed for cameras,mic.,button.	1	\$375.00	375.00
	Remote Start/Stop Button and Interface INV-RSS-M Start/Stop button with an external LED. The button starts and stops recording at the interview room. The LED turns on when the system is recording.	1	695	695.00
	Microphone - Covert in Stainless Steel Faceplate INV-Mic-551 Tamper resistant covert microphone. Located at the center of the interview room table. Capable of picking up whispers.Audio Interface - 1 Channel INV-Audio-1C Audio amplifier for covert microphone. Provides power to the microphone and directly connects to the InVidia SR Recorder.	1	475	475.00
	Installation includes: * Pulling Cable for each device * Mounting and Installing Cameras, Mics, Button * Terminating Devices * Installing and Terminating Cables at Recorder * Configure InVidia SR software * System Test	1	995	995.00
	Training Includes: * End User Training * Administrator Training * Follow Up Webinar Training after 30 Days	1	300	300.00
Totals				
			Sub Total \$	6,785.00
			Grand Total \$	6,785.00

Terms and Conditions:

This quote is valid for 30 days. Pricing is subject to change. All delivery, training or consulting services are subject to the Precise Digital Standard Term and Conditions. For details about Terms and Conditions, go to <http://precisedigital.com/resources/PreciseDigitalTermsConditions.pdf>. Additional services to be billed at the published rates for each activity. General, all hardware and computer components proposed are covered by a Limited One Year Warranty. Warranties cover hardware on a depot repair or exchange basis at Precise Digital's discretion or per the Manufacturers Warranty

Qty	Item # Product Details	Quantity	Unit Price	Total
1	ICloud InVidiaCloud Annual User License, includes: * 3 User Licenses * 300GB Storage * Approximately 600 Recording Hours * InVidiaCloud management console * Administrator Rights * Add/Edit/Delete Users * Manage archive/backups * InVidiaCloud Client Plug-in for PC, Mac * Securely send recordings	1	\$ 1,800.00	1,800.00
	OPTIONAL ADDITIONAL ICloud User InVidiaCloud Annual User License, includes: * 100GB Storage * InVidiaCloud Access * InVidiaCloud management console * Manage archive/backups * InVidiaCloud Client Plug-in for PC, Mac * Securely send recordings	0	\$ 600.00	-
	OPTIONAL ADDITIONAL ICloud-500G InVidia Cloud storage 500GB. * Stores approximately 1000 InVidia Recordings (1hr/avg length) * Highly secure, encrypted cloud file storage * Secure file sharing * Auto-sync/backup files to Cloud * Annual subscription * Basic support	0	\$ 600.00	-
Totals				
			Sub Total \$	1,800.00
			Tax	\$0.00
			Recurring Grand Total \$	1,800.00
<p>Note:</p> <p>To accept this proposal:</p> <ul style="list-style-type: none"> * If this is a printed copy, please sign and return. * If you're viewing this from the Precise Digital Client Portal, please click the ACCEPT button. <p style="text-align: center;">Terms & Conditions.</p> <ul style="list-style-type: none"> * Taxes, duties, and VAT are not included in this proposal and will be added to the invoice as required by law. * This quote is valid until the date listed. Pricing is subject to change. * All delivery, training, or consulting services are subject to the Precise Digital Standard Term and Conditions. For details about the Terms and Conditions go to http://www.precisedigital.com/terms-and-conditions. * Additional services to be billed at the published rates for each activity. Unless otherwise specified, all hardware and computer components proposed are covered by a Limited One Year Warranty. * Warranties cover hardware on a depot repair or exchange basis at Precise Digital's discretion or per the Manufacturer's Warranty. * Minimum 15% Re-Stocking Fee for Returned Merchandise with Original Packaging 				

9:40 a.m. James Shay, Prosecuting Attorney, Employee Hire

Anne Armstrong presented a request to hire on behalf of the Prosecuting Attorney's Office.

Commissioner Thomas moved to approve the hire of Claire L. Niehaus to the Prosecuting Attorney's Office as an Assistant Prosecuting Attorney at a starting salary of \$80,000 effective May 1, 2024. Commissioner Stone seconded the motion. A roll call vote was taken with Commissioners Thomas, Stone and Smith voting yes. Motion carried. (See attached.)

**Preston County Prosecuting Attorney
James E. Shay, Jr.**

Anne M. Armstrong
Chief Assistant Prosecuting Attorney

Assistant Prosecuting Attorneys
Megan M. Fields
Claire L. Niehaus

Victim Advocate
Stacy Greaser



Office Administrator
Sarabeth Bolinger

Legal Assistants
Amy Bolyard
Kristie Hartsell

May 3, 2024

Hon. Don Smith, President
Preston County Commission
106 W. Main St., Ste. 202
Kingwood, WV 26537

RE: Hiring of Claire Niehaus

Dear President Smith:

Please accept this letter as formal notice that Claire L. Niehaus was hired by my office to fill the position of Assistant Prosecuting Attorney on effective May 1, 2024 with the prior advice and consent of the County Commission per code with an annual salary of \$80,000.00.

Thank you for your attention to this matter.

Best regards,

A handwritten signature in black ink, appearing to read "James E. Shay, Jr.", written in a cursive style.

James E. Shay, Jr., Esq.,
Prosecuting Attorney

Approval of Minutes – April 16, 2024 and April 19, 2024 Special Session

Commissioner Thomas moved to approve the Minutes of April 16, 2024 and April 19, 2024 Special Session. Commissioner Stone seconded the motion. A roll call vote was taken with Commissioners Thomas, Stone and Smith voting yes. Motion carried.

Estate Settlements – April 11, 2024 thru April 17, 2024

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 commencement 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 04/11/2024 thru 04/17/2024 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, April 30, 2024.

ESTATE NUMBER: **4246**
SETTLEMENT TYPE: Affidavit and Waiver of Final Settlement
SETTLEMENT RECORDED: April 11, 2024
ESTATE NAME: **NANCY GARBART FRIEND AKA NANCY JANE FRIEND**
CO EXECUTOR: WILLIAM MARK SCHOOLEY
CO EXECUTOR: JOSEPH E FRIEND
FIDUCIARY COMMISSIONER: OLIVIA DEVAL
P.O. BOX 516
KINGWOOD, WV 26537-0516

ESTATE NUMBER: **3732**
SETTLEMENT TYPE: Affidavit and Waiver of Final Settlement
SETTLEMENT RECORDED: April 17, 2024
ESTATE NAME: **CARL LEE RHODES**
EXECUTOR: RICHARD L. RHODES

Subscribed and sworn to before me on 04/24/2024.

Linda Huggins

Clerk of the Preston County Commission

By: *Ashley Cole*
Ashley Cole, Deputy Clerk

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

Proceedings in Vacation – April 18, 2024 through April 24, 2024

Under **New Business** Commissioner Stone moved to dispense with the reading in open court of the Proceedings of the Clerk of this Commission, had in vacation on April 18, 2024 thru April 24, 2024 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, April 18, 2024, through Wednesday, April 24, 2024

The County Commission of Preston County this 30th day of April, 2024 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, April 18, 2024, the following matters were disposed of in the presence of the Clerk:

More than 60 days since the date of death or the surviving spouse or heir, upon a motion, JENNIFER D. JONES was appointed and qualified as SUCCESSOR of the Small Estate Intestate Affidavit that was filed for THOMAS G. JONES, deceased. No bond was required.

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

PEGGY SUE FRIEND DENKENBERGER, who was named in the last will and testament of MAXINE IOLA FRIEND, deceased, as EXECUTRIX thereof, qualified as such. No bond was required.

On, Monday, April 22, 2024, the following matters were disposed of in the presence of the Clerk:

The last will and testament of RICHARD CSAMER, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record. And a Small Estate Testate Affidavit was filed.

DOTTIE CSAMER, was named as SUCCESSOR 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, DEVON ANDERSON was appointed and qualified as ADMINISTRATOR of the estate of DANIEL C. TRICKETT, deceased. Bond was 25,000.00.

On, Tuesday, April 23, 2024, the following matters were disposed of in the presence of the Clerk:

The last will and testament of LUDWIK BERNATOWICZ, deceased, was proved by the affidavit of the attesting witnesses and the same was admitted to probate and record. And a Small Estate Testate Affidavit was filed.

JOYCE F. BERNATOWICZ, was named, as SUCCESSOR thereof, qualified as such. No bond was required.

More than 60 days since the date of death or the surviving spouse or heir, upon a motion, MARCIA HOWELL was appointed and qualified as SUCCESSOR of the Small Estate Intestate Affidavit filed for DAVID LLOYD HOWELL, deceased. No bond was required.

More than 60 days since the date of death or the surviving spouse or heir, upon a motion, MARCIA HOWELL was appointed and qualified as SUCCESSOR of the Small Estate Intestate Affidavit filed SHIRLEY ANN HOWELL, deceased. No bond was required.

More than 60 days since the date of death or the surviving spouse or heir, upon a motion, JOEY HIXENBAUGH was appointed and qualified as SUCCESSOR of the Small Estate Intestate Affidavit filed for JOSEPH CALVIN WINE, deceased. No bond was required.

Subscribed and sworn to before me on 04/24/2024.

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 Stone, Thomas and Smith voting yes. Motion carried.

Fiduciary Commissioner Report – None

Old Business- Consideration and/or action –

A. Update from Sheriff’s Office on Financial Statements

Received message from Melissa to say Dan was there yesterday and coming back on Thursday, 92% complete.

B. County Property Proposal

Commissioner Stone explained that the original master plan developed in 2010 for property to build a burn facility below the 911 Center was not conducive to the needs of the fire association.

She recently presented a different 12 AC piece with revisions made by Duane Hamilton, OEM/911 Director. The draft is more than the association needs but would allow for additional terrain training and different things outside of a burn facility and have enough space to build a classroom training facility.

Commissioner Stone asked to move forward with the commission looking at leasing the property to the fire association and preparing an agreement with the attorneys that conforms to the fire association’s needs and protects the county and the fire association. After some discussion, it was agreed to have Commissioner Stone proceed with her request.

C. Opioid Settlement Advisory Board

Commissioner Stone moved to appoint the representatives, that have confirmed, to the Opioid Settlement Advisory Board as outlined below with the Sheriff’s Office Representative and the DHHR Representative forthcoming - waiting on confirmation. Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Stone, Thomas and Smith voting yes. Motion carried. (See below.)

Opioid Settlement Advisory Board

1. Health Department Rep. – Dr. Fred Conley
2. Mon Health Rep. – Dr. Lola Burke
3. Probation Office Rep. – Crystal Thomas
4. Community Corrections Rep. – Kasey Foy
5. Board of Education Rep. – Lucas Tatham
6. Public At-Large – Jesse Hale
7. Public At-Large – Hope Uphold

New Business – Consideration and/or action -

A. Change in ARPA Program Scope

Commissioner Thomas moved to approve Preston County Youth Centers change of scope for their ARPA request in the amount of \$66,482 to be transferred to the use of fencing and playground equipment. Commissioner Stone seconded the motion. Discussion called for.

There was a question as to whether the commission had received an actual cost of what the fence and playground equipment would cost just because another school had asked for funds for playground equipment. She wanted to make sure all the funds were used.

Mr. Raybeck noted the change in scope does not present any challenge for the completion of the program at this time.

A roll call vote was taken with Commissioners Thomas, Stone and Smith voting yes. Motion carried. (See attached.)

Nathan Rabeck
Preston County Commission Clerk
Request for Change of Scope
Preston County Youth Center
ARPA 22 PC SLFRP 0008

We currently have a remaining balance of \$118,482 of our ARPA funds with approx \$52000 of work in process on original

Grant items. Due to donation of part of paving and other cost saving efficiencies we were able to manage, we have

Approx \$66482 left that we request be transferred to fencing and playground equipment.

Thank you for your consideration,

Glenn Larew
Executive Director

B. Town of Newburg

Mr. Raybeck presented a letter from the Town of Newburg, for a Water Line Extension to Independence, with a request to use the \$200,000 in ARPA funds, not for bid over run, but to fully fund the project, given the completion date for the project is supposed to be July 30, 2024. He says it is paramount at this point to allow the Town of Newburg be allotted the funds they need to get the project moving and noted an extension will still be needed by the town and granted by the commission because the project will not be completed in the timeline previously established.

Commissioner Stone moved to approve the change in scope of the ARPA project for the Town of Newburg to allow for the use of ARPA funding to fully fund this project. Commissioner Thomas seconded the motion. A roll call vote was taken with Commissioners Stone, Thomas and Smith voting yes. Motion carried. (See attached.)



April 29, 2024

Preston County Commission
Honorable Commissioners Mr. Smith, Ms. Stone, and Mr. Thomas
106 W Main Street, Suite 202
Kingwood, WV 26537

**RE: Town Newburg
22PC SLFRP 0011 (Water Line Extension to Independence community)**

Dear Honorable Commissioners,

As requested by Mr. Nate Raybeck, county administrator, via his e-mail dated April 28, 2024, I am providing you historical context to support the Town of Newburg's request for a change in ARPA scope/funding from using said funds in the event of a bid overrun to approving the funds to fill the gap that is needed to fully fund the Newburg to Independence water line extension project. This conversion will allow the town to construct a much-needed extension without raising rates for these customers in Independence.

The town initially sought WV Infrastructure and Jobs Development Council (IJDC) Critical Needs funding for a line extension to the community of Independence. Because of the parameters of the Critical Needs program, the total project cost could not be more than \$2,000,000. Since the original costs were \$2,400,000 the project would have had to been scaled down, which would have eliminated a few homes from receiving service. About the time that the application was submitted and under review by IJDC, the town received notification that Congressman McKinley successfully secured a \$2,000,000 in Congressionally Directed Spending (earmark), which required a 25% match. After working with the engineer late last year to update project costs, which did increase, the new estimated project cost is \$2,666,600. Region VI submitted a request to the Governor's office for the 25% match (\$500,000) and was successful in obtaining those funds in March 2024. The remaining balance was the responsibility of the town to secure. At that time, a loan was discussed albeit hesitantly due to the impact on customer rates.

During the above process, the town approached the county commission for assistance for county ARPA funds and the county commissioners graciously and generously approved \$200,000 for the Independence project. However, given the restrictions on the ARPA funds, they could not be used as a match for federal dollars so it was asked that those funds could be used in the event of a bid overrun, which was approved by the commission.

Now that the full 25% match to the CDS funding is secured, there is a tentative conference call scheduled with the US EPA (through where the CDS funding is channeled) to discuss next steps for releasing the \$2,000,000. This process requires submission of a funding application along with conducting an environmental assessment/review, which will take some time to complete. Once these steps are determined and achieved, rights-of-way obtained, filing with the public service commission, etc. then the project—and it is hard to hazard a guess of when—can go out to bid and then proceed to construction. A realistic timeframe could be up to at least year; the town would be fortunate if it took less time than this. The town does not foresee any problems using the county's ARPA by the December 31, 2026 deadline.

Once the project is bid out and construction costs are confirmed, if there were to be an overrun, originally the county's ARPA funds would have assisted with the overrun. However, upon further consideration that town is respectfully asking that the county commission convert these ARPA funds to be used as the difference needed to fully fund the project. If these funds are approved for filling the gap in the funding, and the bids were to still come in over, the town will have to determine where to seek those funds, which could be loan or some other "grant". Since the project was submitted originally to IJDC as a Critical Needs project but not approvable, it can now be converted to a "regular" project, which could allow the WV IJDC to fund up to \$165,000 in assistance for a bid overrun. The caveat, though, is that IJDC can offer the \$165,000 as a grant or make it as a loan, which would mean that the town may have to seek one anyway.

On behalf of the Town of Newburg, I want to express our appreciation for considering our request and we are hopeful that it will be approved. The town can provide any additional information that may be needed so, please feel free to reach back out to me at your convenience at 304-892-3334 or call our project administrator, Sheena Hunt at 304-366-5693, ext. 114.

Sincerely,

Edgar Forney, Mayor

69 E Railroad St., P O Box 40
Newburg, West Virginia 26410

Fax: (304) 892-4569
Phone (304) 892-3341
Email: townofnewburg88@yahoo.com

Courthouse Reconfiguration Project Report

- A. Initial Internal Meeting May 3, 2024
- B. Brinks/Monitronics 2nd Floor Camera Upgrade Contract

SYSTEM MODIFICATION AUTHORIZATION

BH Security, LLC (f/k/a Monitronics International, Inc.) (the "Company"), 1661 Old Philadelphia Pike, Suite A Lancaster, PA 17602. Call 877-877-0345.

DATE 4/5/2024 CUSTOMER # 83360 CONTRACT # 28045 JOB/Work Order # _____

SITE NAME: Preston County Courthouse

SITE ADDRESS: 101 W Main St Kingwood, WV 26537

BILLING NAME: Preston County Commission

BILLING ADDRESS: 106 W Main St Ste 202 Kingwood, WV 26537

You are hereby authorized to perform the following specifically described system modification:

- Sale Install Lease Equipment Sale Only Repair Service T & M (indicate plan type)
- Inspection Service _____

Estimated Installation Start Date 4/5/2024 Estimated Installation Completion Date 11/22/2024

ADDITIONAL CHARGE FOR ABOVE MODIFICATION: \$ 9,862.87 plus applicable sales tax. Customer P.O.# _____

Installation Fee: (a) \$ 9,862.87 Upon Signing this Agreement Deposit Amount: \$ 0.00

(b) \$ 0.00 Additional Per Month for the service(s) listed below;

The Customer agrees to pay the Company the above charges. This System Modification Authorization modifies the original agreement between the Company and the Customer (the "Agreement"). All of the terms and conditions of the Agreement remain in full force and effect, except to the extent specifically modified by this System Modification Authorization.

Customer-Provided Equipment. In order to provide installation or repair service, Company may require the use of certain tools or equipment (such as lifts, tow motors, bucket trucks, scaffolding, etc.). It is Company's standard practice to secure the tools and equipment required to complete each installation or repair service, which may include renting tools or equipment, to the extent necessary. Customer is responsible for all costs associated with procuring and renting such equipment as set forth in a Statement of Work. Customer may request that Company use any tool or equipment of Customer ("Customer-Provided Equipment"), however, Company is in no way obligated to use any Customer-Provided Equipment. In the event Company agrees to use any Customer-Provided Equipment, Customer shall be solely responsible for providing the Customer-Provided Equipment as agreed between Customer and Company. Customer represents and warrants that any Customer-Provided Equipment is in good working order, up to date on all required maintenance, can be safely operated, and is current on any and all required inspections. Customer further represents the Customer-Provided Equipment will be made available to Company, without restriction, at the time and place as agreed between Customer and Company. Company has no responsibility for the condition or repair of any Customer-Provided Equipment and is not responsible or liable for any loss, impairment, or condition of the Customer-Provided Equipment. Should Company determine, in its sole and exclusive discretion, that any Customer-Provided Equipment is unsafe, unavailable, or otherwise not appropriate for or able to fulfill the necessary function, Company may immediately halt the installation or repair service and require Customer to reschedule to a later date. In addition to all fees and charges associated with the originally-scheduled appointment, Customer will be responsible for any additional fees or charges incurred as a result of rescheduling.

CUSTOMER SHALL INDEMNIFY, DEFEND, AND HOLD HARMLESS COMPANY, ITS REPRESENTATIVES, EMPLOYEES, CONTRACTORS, AND AFFILIATES FROM ANY AGAINST ANY AND ALL CLAIMS, ACTIONS PROCEEDINGS, LOSSES, PENALTIES, DAMAGES, COSTS AND EXPENSES (INCLUDING BUT NOT LIMITED TO REASONABLE ATTORNEYS' FEES) ARISING OUT OF OR IN CONNECTION WITH COMPANY'S USE OF ANY CUSTOMER-PROVIDED EQUIPMENT. The foregoing indemnification is in addition to and shall not limit any other indemnification set forth in the Agreement.

CUSTOMER UNDERSTANDS THAT COMPANY SHALL PERFORM THE WORK AND/OR SERVICES IN ACCORDANCE WITH THE INSTRUCTIONS PROVIDED BY CUSTOMER AS OUTLINED HEREIN. IT IS CUSTOMER'S RESPONSIBILITY TO PROMPTLY NOTIFY COMPANY OF ANY CHANGES OR UPDATES IN THE INSTRUCTIONS CONTAINED HEREIN, INCLUDING ANY CONDITION, INFORMATION, OR OTHER CHANGE TO CUSTOMER'S SYSTEM, SITE, OR CIRCUMSTANCE WHICH MAY HAVE AN EFFECT ON COMPANY'S PERFORMANCE OF THE MONITORING SERVICES. ANY CHANGES OR UPDATES SHALL BECOME EFFECTIVE ONLY WHEN REDUCED TO WRITING AND SIGNED BY BOTH PARTIES.

Date 4/30/2024 Customer's Signature _____

Sales Representative: Frank Danko Date 4/5/2024

Authorized Company Representative: _____

BH Security, LLC, P.O. Box 814530, Dallas, TX 75381: License information available at <https://brinkshome.com/about-us/licensing> or by calling 800.628.6093. AL: 009, Complaints against licensees may be directed to the Alabama Electronic Security Board of Licensure, 7956 Vaughn Rd., Montgomery 36116, (334) 264-9388; AR: CMPY-0002746 Regulated by: Dept. of Arkansas State Police, 1 State Police Plaza Dr., Little Rock, AR: 72209, 501-619-8600; CA: ACD7789 Alarm Company Operators are licensed and regulated by the Bureau of Security & Investigative Services, Dept. of Consumer Affairs, Sacramento, CA 95814; CT: HIC.0670644; DE: FAL-0372 / CSRS-0069; FL: EG13000628; GA: LVA206124, LVU406647; IA: AS-3419, AS-3420, C122255; IL: 127.000918; MD: 22PLU-SS15250; MI: 3601301095, 8002000134; NC: Licensed by the Alarm Systems Licensing Board of the State of North Carolina, 3101 Industrial Drive Suite 104 Raleigh, North Carolina 27609, BPN 008691P1M, SP.FA/LV.36167; NJ: 124 Halsey Street Newark, New Jersey 07102, Burg & Fire Business license 34BF0065700; NY: 12000330683 Licensed by NYS Dept. of State; OR: 7055; PA: Pennsylvania Home Improvement Contractor Registration Number: PA133664; RI: 2311; SC: BAC.13690, FAC.13659; TN: 448; TX: ACR-1937157, B07727, TX Dept of Public Safety Regulatory Services Division 5306 Guadalupe Street Austin TX 78752; UT: 297872-6501; VA: 11-15156, 2705179325 Class A Contractor Classification ESC and FAS; WA: BRINKHS823LL, BRINKHS820K5; WV: WV060670 pg. 1

SCOPE OF SYSTEM:

Parts	Description	Quantity
	CAMERA, DOME, INTENSIFIER, 2.8-12MM, ADVANC, NDAA	7.00
	CABINET, WALLMOUNT, 9U	1.00
	PANEL, RACK, VERTICAL	1.00
	MONITOR; 22"; LED; VGA; HDMI; BNC	2.00
	CABLE; HDMI; 100'	2.00
	SPLITTER; HDMI; 1X4	1.00
	INSTALLATION	20.00
	3/4 EMT, PVC, FLEX	1.00
	MOUNT, MONITOR, WALL, FULL MOTION, 13-37"	1.00

Dear Nathan Raybeck

I am pleased to present the following solution for your application, which has been created based on your feedback and conversations with our engineering and design teams. The products and services chosen reflect the nature of your location and represent the perfect mix of cost, convenience, functionality, and solutions.

Since 1994, BH Security (f/k/a Monitronics International, Inc.) has been a leading provider of security systems in the U.S., currently listed as the third largest security company and serves nearly 1 million customers. This is due in part to our solutions-source approach to designing and installing security and fire alarms, advanced video surveillance and access control systems. Professional 24-hr monitoring is provided from our Central Station, which has earned the coveted 5-Diamond certification from The Monitoring Association. We continually educate our teams to the highest standards of the industry, and we are available 24-hours a day to serve you when you need us the most.

Thank you for the opportunity to present this proposal. After your review, I will gladly be available to answer any questions and discuss any details about the system installation and service options.

Sincerely,
Frank Danko
Business Development Manager
fdanko@brinkshome.com

Scope of Work

Customer Information

Preston County Commission
106 W Main St Ste 202
Kingwood WV 26537

Site information

Preston County Courthouse
101 W Main St
Kingwood, WV 26537

Sedona Job Number #28045

Is this an Existing Customer? Yes
Does Customer have existing Service Agreement? No
Does Customer currently have Inspections? No

Current State of System - New installation
Current State of Job Site - Finished Commercial Space – Ceilings removed for construction / Drop Ceilings

Proposed Solution

Monitronics/Brinks Security will install a customer provided 16 channel Speco recorder. 7 new IP Cameras will be installed with all new IP wiring. Please see VST Drawings dated 040524. 110-volt power will be provided by the electrical contractor to power the headend. Two new 22-inch monitors will be installed with HDMI wiring back to the recorder. An HDMI splitter is included in the project.

The existing headend for the 2nd floor cameras will be relocated approximately 4 feet. 110-volt power will be provided by the electrical contractor to power the headend. A new wall mount rack will be installed to house the equipment. 2 existing cameras will be relocated and reinstalled into the new magistrate court area (see drawing). The camera system will be networked to all for remote viewing and storage.
Please find attached design drawing.

Install the following:

7 ea 4MP IP Cameras
1 ea 16 Channel recorder (customer provided)
1 ea Wall mount Rack
1 ea Vertical mount Rack
1 ea HDMI splitter
2 ea 100 ft HDMI wires
2 ea 22 inch LED monitors
1 ea Monitor wall mount

Responsibility of Monitronics

Turnkey

Responsibility of Customer

Provide Speco 16 Channel Recorder and 110 volt power to headends.

Installation, Integration and Commissioning Disclaimer

The following conditions apply, where applicable, unless otherwise noted above.

1. Installation

- a. Monitronics to provide system cabling unless otherwise noted (plenum wire not included)
- b. All work shall be conducted during normal business hours (8-5PM, Monday through Friday)
- c. Permit, license, and inspection agency fees are not included and will be billed separately

2. Testing

- a. Monitronics shall test system components per Monitronics standard testing procedure
- b. The customer is required to participate in final testing as part of the punch list/signoff procedure.

3. Training

- a. Monitronics will provide up to two hours of system training.
- b. Additional training can be purchased on a time and material basis.

4. Customer Responsibilities

- a. Customer to provide access to work areas

Scope of Work

- b. Customer is responsible for providing adequate space for mounting of equipment
- c. Customer to ensure all work areas shall be clear of obstacles prior to installation
- d. Customer will be responsible to provide the following information:
 - System schedules
 - Electronic site maps in CAD format, .dwg
 - Card holder data
 - Access level data
 - Approved badge design layouts, electronic logo or image files
 - System user information
- e. Customer will be responsible for the following hardware and system support:
 - AC power, internet or phone lines as required
 - Network configuration, connections(s), network address(es), and firewall rule(s) where required.
 - Backing up the system database is the responsibility of the customer. At the customer's request Monitronics will provide suggestions for proper backup of the system database.
- f. Customer is responsible for patching and painting and all fire rated backboards
- g. Special Training/ Safety Equipment shall be provided by the customer.
- h. EXISTING CABLE: if applicable, existing wire and/or cabling which is re-used is assumed to be in satisfactory operating condition, and of equal or better technical specification than required by the manufacturer of installed equipment. Troubleshooting or replacement of sub-standard wire/cabling will be performed by Monitronics on a time and material basis.
- i. EXISTING DEVICES: if applicable, existing field devices which are re-used are assumed to be in satisfactory operating condition. Troubleshooting and /or repair of existing devices will be performed by Monitronics on a time and material basis.
- j. Existing system configuration files and special configurations

Customer-Provided Equipment. In order to provide installation or repair service, Company may require the use of certain tools or equipment (such as lifts, tow motors, bucket trucks, scaffolding, etc.). It is Company's standard practice to secure the tools and equipment required to complete each installation or repair service, which may include renting tools or equipment, to the extent necessary. Customer is responsible for all costs associated with procuring and renting such equipment as set forth in a Statement of Work. Customer may request that Company use any tool or equipment of Customer ("Customer-Provided Equipment"), however, Company is in no way obligated to use any Customer-Provided Equipment. In the event Company agrees to use any Customer-Provided Equipment, Customer shall be solely responsible for providing the Customer-Provided Equipment as agreed between Customer and Company. Customer represents and warrants that any Customer-Provided Equipment is in good working order, up to date on all required maintenance, can be safely operated, and is current on any and all required inspections. Customer further represents the Customer-Provided Equipment will be made available to Company, without restriction, at the time and place as agreed between Customer and Company. Company has no responsibility for the condition or repair of any Customer-Provided Equipment and is not responsible or liable for any loss, impairment, or condition of the Customer-Provided Equipment. Should Company determine, in its sole and exclusive discretion, that any Customer-Provided Equipment is unsafe, unavailable, or otherwise not appropriate for or able to fulfill the necessary function, Company may immediately halt the installation or repair service and require Customer to reschedule to a later date. In addition to all fees and charges associated with the originally-scheduled appointment, Customer will be responsible for any additional fees or charges incurred as a result of rescheduling.

CUSTOMER SHALL INDEMNIFY, DEFEND, AND HOLD HARMLESS COMPANY, ITS REPRESENTATIVES, EMPLOYEES, CONTRACTORS, AND AFFILIATES FROM ANY AGAINST ANY AND ALL CLAIMS, ACTIONS PROCEEDINGS, LOSSES, PENALTIES, DAMAGES, COSTS AND EXPENSES (INCLUDING BUT NOT LIMITED TO REASONABLE ATTORNEYS' FEES) ARISING OUT OF OR IN CONNECTION WITH COMPANY'S USE OF ANY CUSTOMER-PROVIDED EQUIPMENT. The foregoing indemnification is in addition to and shall not limit any other indemnification set forth in the Agreement.

Proposal Number: 28045
Customer Number: 83360
Date: 4/5/2024

Total System Investment: \$ 9,862.87

Contracted Commercial Services: \$ 0.00 /month

Deposit Due in Advance: \$ 0.00

Note: The above price does not include sales tax.

In addition to the above outright purchase price, this project may qualify for our customizable lease option that can be viewed in the Scope of Work. If it is not included, and you would like to request details about a lease option, contact your Business Development Manager.

BH Security maintains a standard 90-day warranty on all parts and labor. The warranty starts once the installation is fully completed and system services are initiated. We provide 24-hour emergency service.

We take pride in the fact we use the highest quality parts and materials in our installations; however, normal wear and tear can degrade your system over time. We strongly encourage you to consider joining the Standard Service Agreement and Annual Inspection programs, where all normal repairs are covered 100%, and your system integrity is inspected every year, all for a low monthly rate. Ask your Business Development Manager for details if these service options are not part of your proposal.

This proposal is based on your acceptance of the Installation and Service Agreement terms. This estimate pricing is valid for 30 days. This Proposal does not include the cost of any permits, licenses, or local inspections which may be required. Additional parts to make your system operational, not included in this proposal, will be provided on a time and material basis, per your approval. If a job is cancelled prior to installation a restocking fee equal to 20% of the job total will be applied.

Parts	Description	Quantity
	CAMERA, DOME, INTENSIFIER, 2.8-12MM, ADVANC, NDAA	7.00
	CABINET, WALLMOUNT, 9U	1.00
	PANEL, RACK, VERTICAL	1.00
	MONITOR; 22"; LED; VGA; HDMI; BNC	2.00
	CABLE; HDMI; 100'	2.00
	SPLITTER; HDMI; 1X4	1.00
	INSTALLATION	20.00
	3/4 EMT, PVC, FLEX	1.00
	MOUNT, MONITOR, WALL, FULL MOTION, 13-37"	1.00



BRINKS SECURITY 1063-A Greenbag Road, Morgantown WV, 26508

Completed By Frank Danko 304-692-9863

101 W Main St, Kingwood, WV 26337

Address

Preston County Commission

Account

4/5/2024

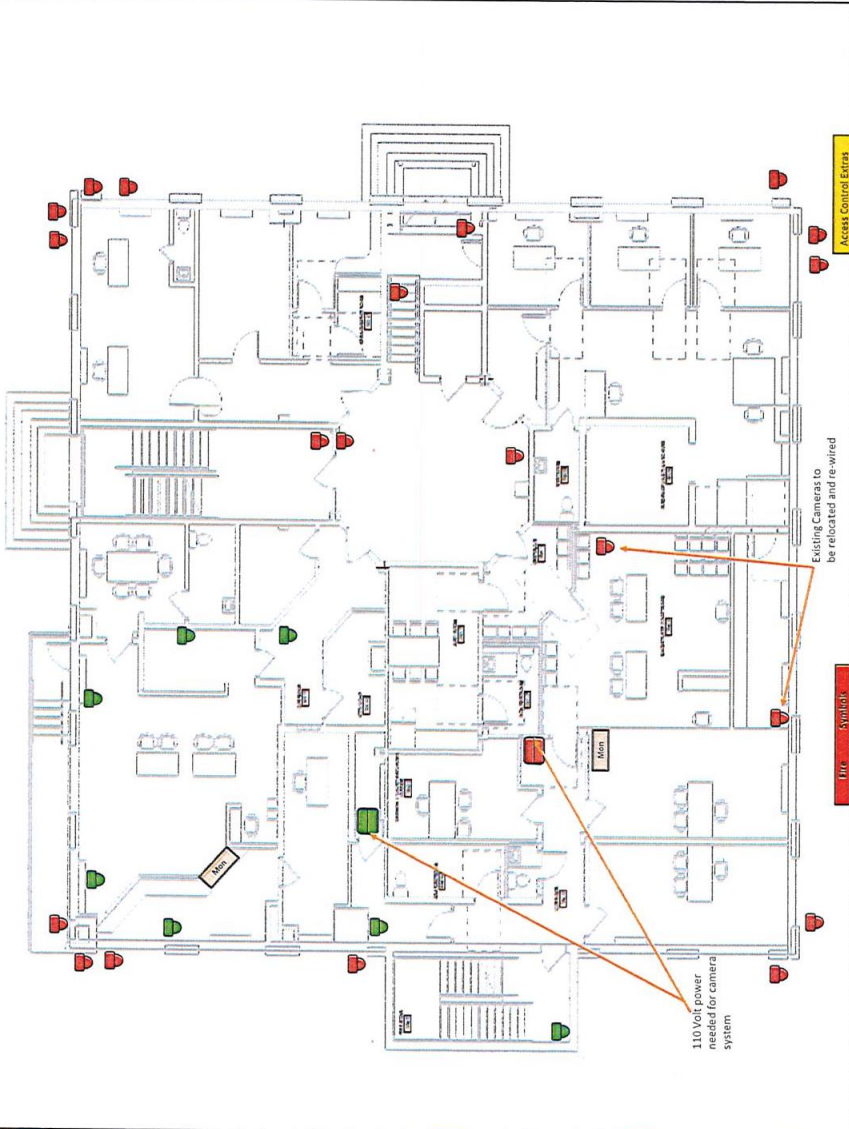
Date:

Legend

Description

Devices

Symbol	Description	# Devices
[Icon]	Intrusion Alarm	
[Icon]	Intrusion Alarm	
[Icon]	Intrusion Alarm	
[Icon]	Cellular Backup	
[Icon]	Door / window>Contact	
[Icon]	Overhead Door Contact	
[Icon]	Motion Detector	
[Icon]	Motion Detector (Wide Angle)	
[Icon]	Motion Detector (Ceiling Mount)	
[Icon]	Glassbreak Detector	
[Icon]	Photo-Electric Beam Transmitter	
[Icon]	Photo-Electric Beam Receiver	
[Icon]	Lanyard Panic Button	
[Icon]	Panic Button	
[Icon]	Indoor Siren	
[Icon]	Access Control	
[Icon]	Access Control	
[Icon]	Access Control Reader	
[Icon]	Access Control Keypad	
[Icon]	Access Control Keypad	
[Icon]	Access Control Panel	
[Icon]	Video Surveillance	
[Icon]	Dome Camera	
[Icon]	Bullet Camera	
[Icon]	Monitor with HDMI	
[Icon]	Network Switch	
[Icon]	Camera Power Supply	
[Icon]	Digital Video Recorder	
[Icon]	Network Video Recorder	
[Icon]	Cabinet with monitor	
[Icon]	Wireless Access Point	



Temp Sensor

RFX Button

RFX Motion

Anti-Lock

Ceiling Strobe

Full Station Strobe

Mon Strobe

Removal/Annunciator R-ANN

Gas Detector GMS

NIPS

MCS Power Supply

CO Detector

Smoke Detector

Heat Detector

Fire Alarm Control Panel FACP

Access Control Extra

County Coordinator's Report-Consideration and/or action

President Smith recognized Nate Raybeck with the County Coordinator's Report.

A. Technology Purchase Update

B. Courthouse Reconfiguration Project Funding

**Preston County Prosecuting Attorney
James E. Shay, Jr.**

Anne M. Armstrong
Chief Assistant Prosecuting Attorney

Assistant Prosecuting Attorneys
Megan M. Fields
Claire L. Niehaus

Victim Advocate
Stacy Greaser



Office Administrator
Sarabeth Bolinger

Legal Assistants
Amy Bolyard
Kristie Hartsell

May 3, 2024

Hon. Don Smith, President
Preston County Commission
106 W. Main St., Ste. 202
Kingwood, WV 26537

RE: Hiring of Claire Niehaus

Dear President Smith:

Please accept this letter as formal notice that Claire L. Niehaus was hired by my office to fill the position of Assistant Prosecuting Attorney on effective May 1, 2024 with the prior advice and consent of the County Commission per code with an annual salary of \$80,000.00.

Thank you for your attention to this matter.

Best regards,

James E. Shay, Jr., Esq.,
Prosecuting Attorney

C. Budget Revisions



**MEMORANDUM
Preston County Commission**

Date: April 30, 2024
To: Bookkeeping
From: Nate Raybeck, Administration
Subject: Budget Revision – Office Chairs (3) for PCC Office

DECREASE	001-699-999-99 (Contingences)	\$1,079
INCREASE	001-401-341 (Co Comm Mat & Supplies)	\$1,079



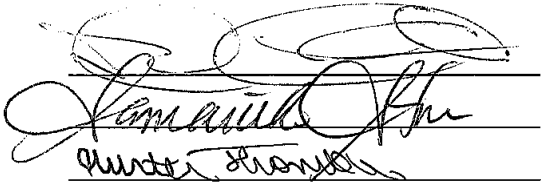
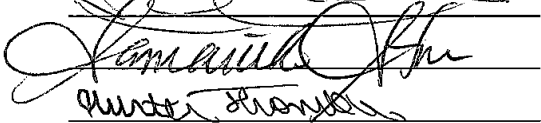
RESOLUTION

At a regular session of the county commission, held (Month, day and year) April 30, 2024 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 OR INSUFFICIENT APPROPRIATION CURRENTLY EXISTS**, as shown on budget revision number 21, of the General County Fund, a copy of which is entered as part of this record.

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

	<u>Yes or No</u>
	<u>Yes or No</u>
	<u>Yes or No</u>

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

D. Facilities Update

E. Miscellaneous Correspondence

Personnel Matters – Consideration and/or action

A. Executive Session

Legal Matters - Consideration and/or action

Information

A. Miscellaneous Correspondence

Commissioners Comments

At 10:30 a.m., there being no further business to come before the Commission, President Smith declared the Regular Session adjourned.

Commissioner

Commissioner

Commissioner

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04/23/2024

