

**MARION COUNTY COMMISSION
COUNTY COURT
OCTOBER 30, 2013**

The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, October 23rd, 2013. Present were Commissioner Tennant, Commissioner VanGilder and President Elliott.

The proceedings of Wednesday, October 23rd, 2013, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission on October 24th, 25th, 28th and 29th, 2013 were approved as submitted and signed.

*D. D. Meighen led the Court with a prayer. Nancy Bickerstaff led the Court with the Pledge of Allegiance. **President Elliott called** the meeting to order. **Commissioner Tennant moved** to dispense with the reading of the minutes of Wednesday, October 23rd, 2013 and accept them as presented. Commissioner VanGilder seconded. President Elliott concurred.*

***For the record, note** James Priester, Assessor presented to the County Commission the following Exonerations for approval.*

**Dated October 30, 2013
Nos. #2013-1375 through #2013-1394**

Pursuant to the recommendation of James Priester, Assessor and approval of Patrick Wilson, Prosecuting Attorney; Commissioner Tennant moved that the President sign Nos. #2013-1375 through #2013-1394. Commissioner VanGilder seconded. President Elliott concurred.

*The Commission received an **Agreed Order allowing the Resignation of an Executor and appointing an Administratrix CTA DBN, in the Estate of Golda I. Satterfield.***

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IN THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA

IN RE: THE ESTATE OF GOLDA I. SATTERFIELD,
KENNETH EUGENE SATTERFIELD, EXECUTOR

FIDUCIARY FILE NO. 16630

AGREED ORDER ALLOWING RESIGNATION
OF EXECUTOR AND APPOINTING
ADMINISTRATRIX CTA DBN

On the 11th day of September, 2013, the Executor of this Estate, Kenneth E. Satterfield, filed his written request to resign from the Administration of this Estate, and the Fiduciary Supervisor has reviewed this request with all the other Heirs at Law to this Estate.

The Alternate Executor, Glen Micka Satterfield, has filed a written Waiver of his appointment, and the Fiduciary Supervisor believes all the other Heirs at Law agree to the resignation of Kenneth E. Satterfield and the appointment of Barbara Springer as Administratrix to conclude this Estate.

It is therefore, ORDERED, as follows:

1. The appointment of Kenneth Eugene Satterfield as Executor of this Estate is rescinded, cancelled and held for naught. The bond of Kenneth Eugene Satterfield shall be cancelled upon the approval by this Commission of a Final Settlement prepared and filed with the Fiduciary Supervisor by Kenneth Eugene Satterfield.
2. Barbara Springer shall be appointed as Administratrix CTA DBN of the Estate of Golda Satterfield, with her bond fixed at \$90,000.00, with surety, for \$45,000.00.

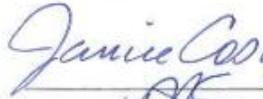
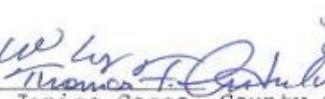
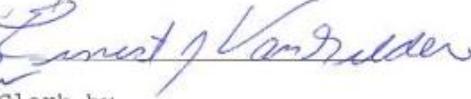
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ENTER: October 30, 2013

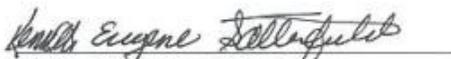

Randy Elliott

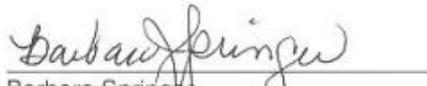

Bucky Butler

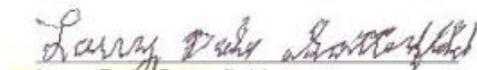
ATTEST:

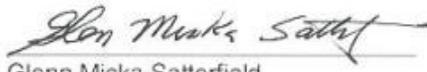
  

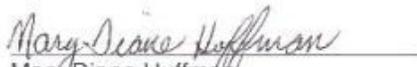
APPROVED: Janice Cosco, County Clerk by
Thomas F. Antulov, deputy county clerk


Kenneth Eugene Satterfield


Barbara Springer


Larry Dale Satterfield


Glenn Micka Satterfield


Mary Diane Huffman

Commissioner Tennant moved that the Commission sign the Order. Commissioner VanGilder seconded. President Elliott concurred.

*The Commission received the **Order Confirming and Ratifying Fiduciary Supervisor's Report of Claims and Settlement Reports; Order #343.***

At a Regular Session of the County Commission of Marion County, West Virginia, continued and held for this County at their offices in the J. Harper Meredith Building on the 24th, day of October, 2013.

This day came David A. Glance, Fiduciary Supervisor for Marion County, West Virginia, and presented to the Commission his Report of Claims and First and Final Settlement Reports for the following estates which reports he has filed in the Office of the Clerk of the County Commission, pending confirmation. There being no objections received to these reports and no errors appearing, the Report of Claims and First and Final Settlement Reports are hereby ratified, confirmed and approved.

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<u>Estate of</u>	<u>Representative</u>
MERASHOFF, WILLIAM (2 nd & Final)	William Merashoff, Jr., Executor DBN
BEVERIDGE, JOHN ALAN (2 nd & Final)	Janet Sue Beveridge, Executrix DBN
VINCENT, GRACE M. (2 ND & Final)	Mitchell A. Vincent, Executor
SPRINGER, THERESA	Margaret A. Springer, Executrix
DWYER, WALTER H.	Janice A. Drummer Dwyer, Executrix
PELLEGRIN, GERALD L.	Elana J. Smith, Executrix
LAMBERT, KIMBERLY DAWN	Jane Lee Lambert, Administratrix
FEORENE, PAULINE RUTH	Martin Julius Feorene, Executor
BALL, FRANCES M.	Charles Ronald Ball, Executor
FOLTZ, WILDA	Mary Virginia Weikle, Executrix
SWISHER, ALICE LOUISE	Jodi Renae Kelly, Executrix
HIXENBAUGH, THOMAS VIRGIL	Thomas A. Hixenbaugh, Administrator
STRAWDERMAN, DORIS J.	Glenda Sue Brzuzy, Executrix
YOAK, CLEO	Robert Yoak, Executor
DECKER, MARGARET F.	Harry Hadley, Executor
SNIDER, SAMUEL STEPHEN	Linda S. Stalnaker, Executrix
SLOAN, DENZIL H.	Denzil W. Sloan, Executor
SLOAN, DOROTHEA J.	Denzil W. Sloan, Executor
FREELAND, MARTHA ANN	Barry E. Freeland, Administrator
MORAN, JESSE DANIEL	Dorothia Helen Clelland, Executrix
CAMPBELL, MARCELLA Z.	Larry A. Williams, Executor
GARRETT, MARGARET	Joseph Michael Garrett, Executor
WYCKOFF, JOHN McGEE	William M. Wyckoff and Betty McGee Wyckoff, Co-Executors
CLUTTER, GLEN LEE, JR.	Debra L. Clutter, Administratrix
FAST, EVERETT L.	Donna Rigger, Executrix
NIXON, MARY J.	Patricia N. Conner, Executrix
SPEHNJAK, MAURICE	Nancy Wells, Administratrix
OGDEN, ROBERT ALLEN, II	Regina J. Ogden, Administratrix

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<u>Estate of</u>	<u>Representative</u>
PLACHTA, IRENE B.	Thomas M. Plachta and Mark A. Plachta, Co-Executors
McELROY, DONALD J.	Dawn J. McCaulley, Executrix
ADAMS, HARRY CHESTER, JR.	Antoinette Adams, Administratrix
GAINES, JENNIE LEE	James Calvin Gaines, Administrator
TENNANT, DAVID ANDREW	Virginia Alberta Coen Tennant,
Executrix	
TATTERSON, RAY M.	Carol L. Breen Tatterson, Executrix
GIVEN, MARGIE SUE	Glenn P. Given, Executor
SANDERS, CATHERINE SALER	James R. Saunders, Administrator CTA

ENTER: 10-30-13


Randy Elliott, President


Burley "Bulch" Tennant, Commissioner


Ernie VanGilder, Commissioner

ATTEST:


Janice Cosco, County Clerk by Thomas F. Antulov, deputy county clerk


David A. Glance, Fiduciary Supervisor

Commissioner Tennant moved that the Commission sign the Order, Order # 343. Commissioner VanGilder seconded. President Elliott concurred.

The Commission received the Marion County Clerk's grant request to the West Virginia Records Management and Preservation Board for Fiscal Year 2014-2015.

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Marion County Commission

RANDY J. ELLIOTT
President
BURLEY "BUTCH" TENNANT, JR.
Commissioner
ERNIE J. VANGILDER
Commissioner



Address Correspondence to:
200 JACKSON STREET • ROOM 403
FAIRMONT, WEST VIRGINIA 26554
(304) 367-5400
FAX (304) 367-5431

RESOLUTION

The Marion County Commission met on Wednesday, October 30, 2013 with a quorum present and passed the following Resolution:

Be It Resolved that the Marion County Commission does hereby state that they will provide adequate support to all items requested in the Marion County Commission's Records Management and Preservation Grant Application Package as submitted to the Division of Culture and History on October 30, 2013.

As the application does require, the Marion County Commission does hereby declare that the County Clerk have priority as it is the only applicant.

Given under our hand and the Seal of the County of Marion this the 30th day of October, 2013.

MARION COUNTY COMMISSION

Randy Elliott
Randy Elliott, President

Burley Butch Tennant Jr.
Burley "Butch" Tennant, Jr. Commissioner

Ernest VanGilder
Ernest VanGilder, Commissioner

ATTEST:

Janice Cosco
Janice Cosco, County Clerk
by Thomas F. Antulov, deputy county clerk

Commissioner Tennant moved that the Commission approve the application and sign where proper. Commissioner VanGilder seconded. President Elliott concurred.

The Commission received a request for Funds from 612 MAC. County Administrator Kris Cinalli stated that this item was placed on today's agenda after the came in last week and presented their request.

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612 MAC

Office: 681-404.6124 | Cell: 304.816.7890
P.O. Box 1283 | Fairmont, WV 26555-1283
EIN: 59-0676350 | Non-Profit 501(c)(3)

October 16, 2013

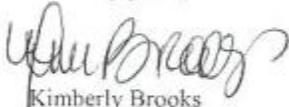
Marion County Commission
200 Jackson Street
4th Floor of the J. Harper Meredith Building
Fairmont, WV 26554

Re: Funding and Donation Request

The purpose of this letter is to request funding for repairs and operating cost.

I've attached a wish/needs list for your review and if you can donate any furniture items from the attached list that would be greatly appreciated.

Sincerely yours,


Kimberly Brooks
Executive Director

cc: File

Attachment – Wish/Need List



Commissioner Tennant moved that the Commission pay \$1,000.00 on invoices and that those funds be appropriated from the Coal Severance Fund. Commissioner VanGilder seconded. President Elliott concurred.

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For the record, note the Commission received the notification from COMCAST of changes in channel lineups, effective November 20, 2013.



October 17, 2013

Mr. Alan Parks
President
Marion County Commission
200 Jackson Street, Room 403
Fairmont, WV 26554



IMPORTANT INFORMATION – CHANNEL CHANGES

Effective **November 20, 2013**, the following channels will be added to the line-up:

<u>Channel Name</u>	<u>Channel Number</u>	<u>Level of Service</u>
Revolt	145	Digital Preferred
Crime & Investigation	293	Sports and Entertainment Tier
Military History	294	Sports and Entertainment Tier

Also on **November 20, 2013**, the following channels will change level of service. The channel numbers will remain the same.

<u>Channel Name</u>	<u>New Level of Service</u>	<u>Old Level of Service</u>
We	Digital Starter	Digital Preferred
We-HD	Digital Starter	Digital Preferred

Customers will be notified of the changes via a bill message.

Should you have any questions about these changes or any other cable matter, please contact me at 412-595-8379.

Sincerely,

Mark Depretis
Regional Director, Government & Regulatory Affairs
Comcast

2994 Industrial Boulevard Bethel Park, PA 15102 www.comcastcorporation.com

*The Commission presented the **Riverfront power point presentation**. **Nancy Bickerstaff introduced Doctor Steve Selin and Professor from West Virginia University who presented the River Town Program which began in Pennsylvania**. **Doctor Steve Selin stated that this program is to assist those communities develop outdoor recreation along with economic development which are located along navigable rivers**. He has worked in establishing this program in Morgantown, Granville and Star City. As he presented his program **President Elliott stated that this would be a good fit for Fairmont-Marion County, Palatine Park because this is where the Monongahela River begins and the confluence of the West Fork and Tygart Rivers near Watson**. **President Elliott was interested in how the County would participate in the program**.*

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Doctor Selin stated that their group takes your existing plan and assist you in developing and finding those entities that would be able to help in funding through grants. Doctor Selin stated that one of those organizations for funding is the Claude Worthington Benedum Foundation. President Elliott stated that one concern is the potential closing of the Opekiska Locks which would prevent travel up and down the River. President Elliott asked Charlie Reese to show Doctor Selin what are plans are at this time and see where we can go from here. Charlie Reese answered that he would do so after the meeting.

Charlie Reese presented his update on the Palatine Park Project; he began by saying that Jeff's crew is out cutting down trees and clearing out the area once again. He added that the 2 homes on New Street have been awarded to ReClaim Company and at present they are doing tests for asbestos and there is a 10 day waiting period prior to the demolition. Charlie added that he hoped that this would begin on the week on November the 18th because the week after hunting season begins and would slow down the process. Charlie stated that there has been another concrete pad established at the Park. We will be interviewing 3 engineering firms to see which one would be awarded the contract of designing and engineering the Palatine Park. The firms are as follows: GAI of Charleston; Blackwood of Fairmont and Thrasher of Bridgeport.

Charlie Reese also stated that through the assistance of Belinda Biafore the County has been awarded a grant from the Industrial Park Access Fund in the amount of \$250,000.00 in which the State Road of Marion County will be able to utilize those funds to do road work out at and near the old Phillips Lighting Service Building. Charlie Reese introduced Mike Rocone the Superintendent of Marion County and added that through those funds they will be able to do the work on that project and not use their allotted funds. Jeff Lilly the operator of the Phillips Building which is a warehouse for the plant recycling plant was in favor of that road work being done. Mr. Lilly stated that the truck traffic in area is increase considerably over the past few years and this is very much needed.

Sandra Hulsey the Mayor of the Town of Worthington is asking that the Commission deed the property located at 123 Maple Street in Worthington that was deeded to the County Commission by FEMA for flooding issues. She read the Resolution that the City Council of Worthington has prepared to present their request to the Marion County Commission. President Elliott asked Sandra Hulsey to give the Resolution to the County Attorney Chuck Shields for his review of the document and following that he will make his recommendation to the Commission and then we will make a decision on the transferring the property.

Commissioner Tennant added for the record that he and Belinda Biafore gave out candy at the Middletown Mall's Halloween party after the Commission donated funds for the event. He was impressed by the attendance of the children.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, November 6th, 2013 at 10:00 a.m. for the next scheduled County Commission Meeting.

Randy Elliott, President