

**MARION COUNTY COMMISSION  
COUNTY COURT  
MAY 1, 2013**

*The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, April 24<sup>th</sup>, 2013. Present were Commissioner Tennant, Commissioner VanGilder and President Elliott.*

*The proceedings of Wednesday, April 24<sup>th</sup>, 2013, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission on April 25<sup>th</sup>, 26<sup>th</sup>, 29<sup>th</sup> and 30<sup>th</sup>, 2013 were approved as submitted and signed.*

*D. D. Meighen led the Court with a prayer. Chuck Shields the County Attorney 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, April 24<sup>th</sup>, 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 May 1, 2013  
Nos. #2013-321 through #2013-338***

*Pursuant to the recommendation of James Priester, Assessor and approval of Patrick Wilson, Prosecuting Attorney; Commissioner Tennant moved that the President sign Nos. #2013-321 through #2013-338. Commissioner VanGilder seconded. President Elliott concurred.*

***For the record, note** the Commission presented the Proclamation declaring May 1, 2013 in honor of Glen Satterfield.*

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# Proclamation

*WHEREAS, Glen Satterfield has been a Marion County Paramedic for 30 years, as of June 13, 2013; and*

*WHEREAS, he has had a huge impact on the lives of many people in this County throughout these years of service; and*

*WHEREAS, Mr. Satterfield has participated in several County, City and State functions; and*

*WHEREAS, Mr. Satterfield sits on several boards including the State EMS Advisory Council, WV TSN, Sexual Assault Response Team, and the North Central EMS Board to try to better the EMS community; and*

*THEREFORE, BE IT RESOLVED, that the Marion County Commission does hereby proclaim Wednesday, May 1, 2013 to be in honor of*

**Glen Satterfield**

*Given under our hand and the Seal of Marion County, this, the 1<sup>st</sup> day of May 2013.*



MARION COUNTY COMMISSION

\_\_\_\_\_  
Randy Elliott, President

\_\_\_\_\_  
Buck Tennard, Jr., Commissioner

\_\_\_\_\_  
Eric Van Gilder, Commissioner

ATTEST:

*Janice Cosco*  
\_\_\_\_\_  
Janice Cosco, County Clerk



*The Commission received an Order filing Petition and Setting Hearing Date in the Estate of Harold Thomas Mays, II, deceased. County Administrator Kris Cinalli stated that an Estate Hearing date of Wednesday, May 29<sup>th</sup>, 2013 at 10:30 a.m. will be set for this Matter.*

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IN THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA  
IN RE: ESTATE OF HAROLD THOMAS MAYS, II, DECEASED

**ORDER FILING PETITION AND  
SETTING HEARING DATE**

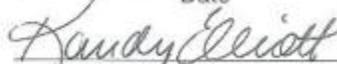
On the 4th day of April, 2013, came the Petitioner, Linda Mays, and filed a Petition for the Removal of the Executrix of the estate of Harold Thomas Mays, II, deceased. The Commission orders such Petition filed herein, and accordingly, sets such Petition for hearing before the County Commission of Marion County, West Virginia, on the 4th Floor, 200 Jackson Street, Fairmont, West Virginia, on the 29th day of May, 2013, at 10:30 a.m., at which time and place the parties in interest shall appear before the Commission.

The Clerk shall summons all parties in interest, whose addresses are listed below.

1. Marcia A. Bogumil, 204 Bennetts Run Rd., Lumberport, WV 26386
2. Christina Mays, PO Box 41, Farmington, WV 26571
3. Linda Mays, PO Box 104, Rachel, WV 26587

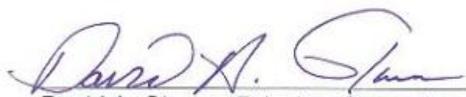
Wherefore, the Commission ORDERS this matter continued generally, pending such hearing.

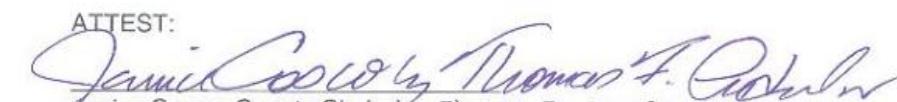
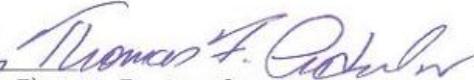
ENTER: 5-1-13  
Date

  
Randy Elliott, President

  
Burley "Butch" Tennant, Commissioner

  
Ernie VanGilder, Commissioner

  
David A. Glance, Fiduciary Supervisor

ATTEST:  
  
Janice Cosco, County Clerk by   
Thomas F. Antulov  
Deputy

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

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*The Commission received an internal budget revision requests from Chris McIntire to the General Fund. County Administrator Kris Cinalli stated that there are two internal budget revisions necessary to move funds around cover these expenses. Chris McIntire added for the record part of those funds goes to the forklift for the disaster center and the other portion Homeland Security Funding for a new radio purchase to continue with our upgrades. President Elliott added that it is a nice facility. He also informed Chris that in Mannington they are building a new Moose Building and they are willing to allow it to be used as an emergency disaster center. Chris stated that he would get in contact with them to make it happen.*

**INTERNAL BUDGET REVISION REQUEST**  
 Marion County Commission

Dept #  
 Fund: 001-711

Fiscal Year: 2012-2013

I, Chris McIntire, am requesting the following internal budget revision be made to the General Fund budget for the current fiscal year:

Acct Number	Description	\$Amount	
		Increase	Decrease
001-711-214	Travel		400
001-711-345	Uniforms	400	
		400	400

Reason for requested amendment:  
 Cover cost of uniforms.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4-26-2013  
 \_\_\_\_\_  
 DATE OF REQUEST

\_\_\_\_\_  
 SIGNATURE OF REQUESTING OFFICIAL/DEPT HEAD

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INTERNAL BUDGET REVISION REQUEST  
Marion County Commission

Dept #  
Fund: 001-711

Fiscal Year: 2012-2013

I, Chris McIntire, am requesting the following internal budget revision be made to the General Fund budget for the current fiscal year:

Acct Number	Description	\$Amount	
		Increase	Decrease
001-711-217	Auto		1000
001-711-221	Training		1000
001-711-222	Dues and Sub		3000
001-711-223-04	HMEP		5000
001-711-341	Material Supplies		10,000
001-711-459		20,000	

Reason for requested amendment:

Cost of radio equipment and forklift

4-26-2013

DATE OF REQUEST

SIGNATURE OF REQUESTING OFFICIAL/DEPT HEAD

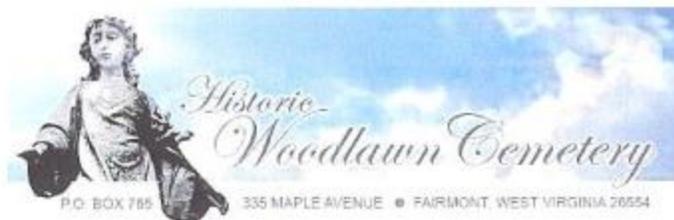
*Commissioner Tennant moved that the Commission sign the internal budget revisions. Commissioner VanGilder seconded. President Elliott concurred*

*The Commission received a request from Jim Priester, the Assessor, to speak regarding software. Jim stated that he since he has been Assessor has upgraded his office so that the county residents can be waited on at the counter with a computer system with applications that will make it more efficient to process their information. Jim Priester added we have a company in Marion County, Global Science and Technology, GST that has created a software application that would handle the Assessor's supplemental system and also the Sheriff's Tax office system. Jim continued that the company that is handling it at this time is SoftWare Systems out of Morgantown. Jim looked into the cost of each system and the service after sale of each system, which is critical. He decided to have a presentation with GST of their system and we asked the Chief Tax Deputy to come and review the system and he refused to do that. Jim concern was when you review the cost figures it indicates that there is a difference in those figures between the two companies. Jim also added that when you call SoftWare Systems they charge a service fee per call; whereas, GST does not. Jim added that when you look at the costs, it favors GST. Jim added that with this he is just trying to be accountable to the county's Taxpayers for his costs. Mr. Priester added that Preston and Brooke Counties use GST and have used SoftWare in the past.*

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*President Elliott added that the Commissioners would do what they could to be a conduit for this between you and the Chief Tax Deputy to see what can be done.*

*The Commission received a request from Historic Woodlawn Cemetery for assistance in establishing a fund for local match to be used for grant applications. County Administrator Kris Cinalli stated that they are asking for \$1,000.00 to establish an endowment account for them.*



April 5, 2013

Kris Cinalli, County Administrator  
Marion County Commission  
Court House  
Fairmont, WV 26554

Dear Mr. Cinalli:

At last Wednesday's meeting of the Commissioners, we were directed to prepare a letter to you regarding our request for the County Commission to assist us in establishing a fund for local match to be used for grant applications. As Dr. Raymond Alvarez explained, students from West Virginia University's Public Administration Program helped prepare several grant applications on behalf of Historic Woodlawn Cemetery for several projects including restoration of the Caretaker's residence.

At this time, Woodlawn Cemetery, a 501(c)(13) organization, is in the process of becoming a member of "Your Community Foundation (YCF)," a charitable, non-profit foundation that administers more than 100 endowment funds across the north-central counties of the state. YCF is in the process of establishing a permanent endowed fund for the preservation of Woodlawn's historic district. This Foundation will be the conduit for our grants and for allocations toward projects. At this time, our primary project is renovation of the caretaker's residence into a community-focused facility we are calling "The Heritage Center at Woodlawn." This building is a contributing structure to the historic district, but is in disrepair. Grants are being submitted to local foundations for approximately \$120,000 to be used for structural repair of the roof, window replacement and installation of a new heating and cooling system. Once this is in place, renovations will begin on the interior where we envision the creation of community classrooms/meeting rooms, an office to be used for research, restrooms, visitor's center, etc. Eventually the second and third floors would be renovated as well.

We are asking the County Commission to provide us with \$1000 seed money to help establish the endowed account through YCF and use this as our conduit for donations for this project. The Foundation will administer funds in accordance with specific directives: in other words, the funds can only be used for the purposes intended such as restoration, repair and maintenance. For the purposes of this project, we are limiting use of funds to what we consider the historic district: sections 1 and 2 of the graveyard areas and the Caretaker's Building. Thus, for charitable giving purposes, donations would be used for this effort only. Using the YCF will also assure that donations for this purpose will be separate and distinct from Woodlawn's general operating fund. This provides us with a compliant way to approach funding sources as well as individual donors to assure that their money is used as intended.

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The historical significance of Woodlawn includes the hundreds of important persons who are buried there. They include over 110 Civil War veterans, as well as state governors, state officials, industrialists, businessmen and educators who all played a significant role in the early 20<sup>th</sup> century as West Virginia was evolving into an independent state.

Currently, we have launched several initiatives to help in our endeavor to build an endowment fund and the support of the County Commission will be a significant first step. The vision for Woodlawn is to develop this as a historical site of interest. Having a visitor's center/Heritage Center will facilitate genealogists and historians visiting Fairmont and Marion County.

For this request, we are asking that the Commission consider making a donation. We would request the check to be made payable to Your Community Foundation.

If you need additional information, please do not hesitate to call me.

Sincerely,



Gena Wagaman, Genealogist/Curator

***Commissioner Tennant moved that the Commission grant \$1,000.00 to start an endowment account and challenge the City of Fairmont do match the same and that those funds be appropriated from the Coal Severance Fund. Commissioner VanGilder seconded. President Elliott concurred.***

***The Commission received a request for financial support for trip to National Skills USA competition in Kansas City, from Marion County Technical Center.***

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To: Marion County Commission  
From: Marion County Technical Center  
Electrical Technology Program  
Date: April 23, 2013  
Subject: Requesting financial support for trip to National Skills USA competition in Kansas City, MO

Would you please  
add this to the  
upcoming agenda  
as we did not learn of  
the Outside Allegation form  
until after the due date.  
Thank you

Thank you for the opportunity to submit this request.

Each year I engage my students in rigor training in the electrical technology program at the Marion County Technical Center. The training is not only for career readiness and opportunities but also in preparation for the local, state and national level trades conferences. The student organization we prepare for is Skills USA which is an international organization that has been active for many years and has created avenues for millions of student members in helping them to reach their career goals in life.

I have been teaching the electrical technology program in Marion County for thirteen years and have taken students of mine to eight state gold medals, six silver and two bronze finishes either in residential wiring or industrial motor controls. Again this year I have a student that won first in the state and we are heading to Kansas City, MO on June 24 – 28, 2013 for the national event. The students I have taken to the national Skills level in the past have placed with in the top ten numerous times.

Please keep in mind when we are at national level events we are there representing Marion County and the state of West Virginia.

My students and I work extremely hard year around at school, in the evenings and weekends on job sites to prepare them for their skilled training in an effort to make them a productive citizen for society. Many of them become electricians in residential and commercial settings, some become linemen for a power company, and some go on to college in electrical engineering all of which give back to the community in one form or another.

The purpose of this letter is a request for financial assistance for our trip to Kansas City. We would certainly appreciate any amount the county commission could contribute to help fund this journey for us.

If there are any questions that I could answer please contact me.

Thank you,

Mr. Timothy Gump  
  
Marion County Technical Center

tlgump@access.k12.wv.us

Electrical Technology

304-986-3590

***Commissioner Tennant moved that the Commission grant \$500.00 to support a trip to National Skills USA competition in Kansas City, from Marion County Technical Center and that those funds be appropriated from the Coal Severance Fund. Commissioner VanGilder added for the record that Mr. Timothy Gump is the electrical instructor at the North Marion Technical Center; he has assisted his students in achieving gold, silver and bronze medals in residential wiring and industrial motor controls. His students place in the top ten numerous times and these students represent not only West Virginia but Marion County; therefore, Commissioner VanGilder seconded. President Elliott concurred.***

***For the record, note the Commission received from Consolidation Coal Company, Incidental Boundary Revision #73 for Permit #U-0078-83 for Public Review.***

***For the record, note the Commission received from Valley Falls Public Service District Reconciliation Summary for period ending 03-31-2013.***

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*President Elliott recessed the regular meeting for five minutes to clear the courtroom for an Estate Hearing in the Matter of Zena H. Bennett, a deceased person.*

***Estate Hearing in the Matter of Zena H. Bennett***

*President Elliott called the Estate Hearing to order and turn it over to the Fiduciary Supervisor David Glance.*

*David Glance began by stating that this Hearing is to remove the Administrator of the Zena H. Bennett Estate, Sharon Hayes. David Glance continued that on Tuesday, April 30, 2013 his office received a fax from Sharon Hayes asking for a continuance to this Hearing. He added that at that point it is too late; and we told her that we could continue the Hearing. David added that within her fax she asks that she be removed as Administratrix of the Estate. David then added that April Bennett a cousin is willing to be appointed Administratrix of the Estate. David Glance stated that he believed that with the information presented that Sharon Hayes should be removed as Administratrix of the Estate and April Bennett be appointed as such.*

*Commissioner Tennant moved that based upon the recommendation of Fiduciary Supervisor David Glance that the Commission removed Sharon Hayes as the Administratrix of Zena H. Bennett Estate and that April Bennett be appointed as Administratrix of the Estate. Commissioner VanGilder seconded. President Elliott concurred.*

*Mr. David Glance stated for the record that he will prepare an order of what occurred today and notify Sharon Hayes of the outcome of today's Hearing.*

*There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, May 8<sup>th</sup>, 2013 at 10:00 a.m. for the next scheduled County Commission Meeting.*

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*Randy Elliott, President*