

MARION COUNTY COMMISSION
AUGUST 27, 2014

The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, August 20th, 2014. Present were President Pro Tempore Elliott and Commissioner VanGilder.

The proceedings of Wednesday, August 20th, 2014, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission on August 21st, 22nd, 25th and 26th, 2014 were approved as submitted and signed.

*George Batton led the Court with a prayer. Thomas F. Antulov, deputy county clerk led the Court with the Pledge of Allegiance. **President Pro Tempore Elliott called** the meeting to order. **Commissioner VanGilder moved** to dispense with the reading of the minutes of Wednesday, August 22nd, 2014 and accept them as presented. President Pro Tempore Elliott seconded. Motion passed.*

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

Dated August 27, 2014
Nos. #2014-836 through #2014-854

*Pursuant to the recommendation of James Priester, Assessor and approval of Patrick Wilson, Prosecuting Attorney; **Commissioner VanGilder moved** that the President sign Nos. #2014-836 through #2014-854. President Pro Tempore Elliott seconded. Motion passed.*

*The Commission received **the Order Confirming and Ratifying the Fiduciary Supervisor's Report of Claims and Settlement Reports, Order #353.***

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 27th, day of August, 2014.

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>
ICE, HELEN E.	Jeffrey Pat Ice, Administrator CTA DBN
MIKE, AMELIA R.	Rosemary M. Bonasso, Executrix
HUEY, KATHLEEN PATRICIA	Colleen Garra, Administratrix
SHAPERO, MARION M.	JP Morgan Chase Bank, Executor
TAYLOR, JEAN M.	Marcia L. Taylor, Executrix
JOY, ROBERT H., SR	Michael S. Joy, Executor
MEFFE, ANGELO JOHN	David Angelo Meffe, Executor
LEE, RICHARD W.	Richard Randall Lee, Executor
BRAIN, MOLLY J.	Thomas E. Clayton, Executor
WIX, YVONNE WANITA	Lena Nellie Glasscock, Administratrix
KESTER, CLARICE JEAN	Jeffrey M. Kester, Executor
HIBBS, THELMA LOUISE	Charlotte Ann Jones, Executrix
JIMMIE, VERONICA	Rene Wakefield, Executrix
FOLEY, RAYMOND W.	Nova E. Foley, Executrix
LENCEK, FRANK MATTHEW	Carol Jean Harris, Executrix
MELKUS, WILLIAM ROBERT	James A. Melkus, Administrator
HARRY, LOUISE	Gordon T. Harry, Administrator CTA
BROCE, MARY JO	Betty Jo Ison, Executrix
KOCSIS, ELIZABETH J.	George J. Kocsis, Executor
GEZELI, ANTHONY WAYNE	John R. Funkhouser, Ancillary Admr.
STUART, ARTHUR E.	Evelyn L. Stuart, Executrix
SOPAK, MIKE	Nicholas Duke Doblack, Executor
VINCENT, MARGUERITE J.	Charles E. Vincent, Executor
BAKER, FRANKLIN ROOSEVELT	Dawn Marie Baker, Administratrix
GARLOW, VIRGINIA V.	Robert L. Garlow, Executor
KENDZIOR, ALEXANDRA	Janice Rose Ranieri, Executrix
DORSEY, HELEN	Barbara Jo Potesta, Executrix
HADDIX, NANCY LETA	Charles Edward Haddix, Executor
LOSS, ARNOLD JOSEPH	Claire Suzanne Loss, Executrix
LUSK, PHILLIP DAN	Barbara Jean Lusk, Executrix
HINERMAN, JAMES C.	Nathan C. Hinerman, Executor
STOUT, PATRICK ALLEN	Mary Louise Stout, Executrix
WEST, PHYLLIS C.	Robert E. West, Executor
FELTZ, JAMES PATRICK	Crystal D Feltz, Administratrix
DEMARY, LEO	Gary L. DeMary and Rita Ann Uveges, Co-Executors
MUTO, ROSE A.	James A. Muto, Executor

ENTER: August 27, 2014

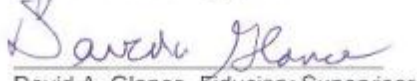
President

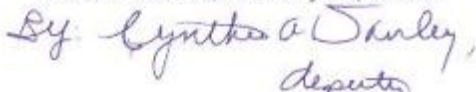

Commissioner - Pro Tem


Commissioner

ATTEST:


Janice Cosco, County Clerk


David A. Glance, Fiduciary Supervisor

By: 
deputy

MARION COUNTY COMMISSION
AUGUST 27, 2014

Commissioner VanGilder moved that the Commission sign the Order Confirming and Ratifying the Fiduciary Supervisor's Report of Claims and Settlement Reports, Order #353. President Pro Tempore Elliott seconded. Motion passed.

The Commission received the Agreed Order Allowing Co-Executor Kelly Ray Hinerman to Resign; in the Estate of Eva Lou Hinerman. Court administrator Kris Cinalli stated that all parties involved consented to the resignation of the co-executor.

IN THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA
IN RE: THE ESTATE OF EVA LOU HINERMAN

AGREED ORDER
ALLOWING CO-EXECUTOR TO RESIGN

On this day came David A. Glance, Fiduciary Supervisor of Marion County, West Virginia, and related to the Commission that Kelly Ray Hinerman has filed a written Petition for Resignation from his mother's Estate, under W. Va. Code 44-7- et seq.

The Fiduciary Supervisor related to the Commission that the other interested parties in this Estate are Donna R. Renner, sister of Kelly Ray Hinerman, and Co-Executrix of this Estate, along with three (3) granddaughters. All of the interested parties have consented to the resignation of Kelly Ray Hinerman, without any hearings before the Commission, by affixing their signatures to this Agreed Order.

Based upon all of the foregoing, the Commission does ORDER, as follows:

1. The written request of Kelly Ray Hinerman is granted and the appointment of Kelly Ray Hinerman as Co-Executor of the Estate of Eva Lou Hinerman is rescinded, cancelled and held for naught.
2. Kelly Ray Hinerman shall file a final accounting with the Fiduciary Supervisor, disclosing all actions taken as Co-Executor within 60 days of the entry of this Order.
3. Donna R. Renner shall continue to serve as Executrix of the Estate of Eva Lou Hinerman, under the terms of her prior appointment.

**MARION COUNTY COMMISSION
AUGUST 27, 2014**

ENTER: 8-27-14


Commissioner


Commissioner

Commissioner

Approved:


Kelly Ray Hinerman

ATTEST:


Janice Cosco, County Clerk


Donna R. Renner


Rachel Meeks


Krista Hinerman Jernigan


Elizabeth Renner

Commissioner VanGilder moved that the Commission accept the advice of our council and sign the Order. President Pro Tempore Elliott seconded. Motion passed.

The Commission received a request for budget revision from Pat Wilson, Prosecuting Attorney. County Administrator Kris Cinalli stated that this budget revision is in the amount of \$20,064.00 for the salary of the replacement of an employee.

**MARION COUNTY COMMISSION
AUGUST 27, 2014**



PROSECUTING ATTORNEY OF MARION COUNTY

PATRICK N. WILSON
213 JACKSON STREET
FAIRMONT, WEST VIRGINIA 26554
TELEPHONE (304) 367-5380 • FAX (304) 368-0930

CHIEF ASSISTANT
JEFFREY L. FREEMAN

ASSISTANTS
LEA ANNE HAWKINS
JENIFER L. PIGOTT
L. ELIZABETH SHAW
DANA R. SHAY
CHARLES A. SHIELDS
MINDY M. PARSLEY
JONATHAN A. WRIGHT

VICTIM ADVOCATE
KIM HAWKINS
(304) 367-5383

INVESTIGATOR
DONALD HARRIS
(304) 367-5438

August 22, 2014

Marion County Commissioners
Marion County Courthouse
Fairmont, WV 26554

Dear Commissioners:

Please accept this letter as a formal request for the a budget revision for the amounts of \$16,575.00 for wages; \$1,268.00 for FICA; and \$2,321.00 for Retirement. This request comes pursuant to the replacement and reorganization of staff subsequent to the appointment of Lea Anne Hawkins as Prosecuting Attorney in Lewis County.

Thank you for your assistance in this matter.

Sincerely yours,

A handwritten signature in cursive script that reads "Patrick N. Wilson".

Patrick N. Wilson
Prosecuting Attorney

PNW/jls

Commissioner VanGilder moved that the Commission approve the budget revision in the Prosecuting Attorneys' Office. President Pro Tempore Elliott seconded. Motion passed.

For the record, note the Commission received the Statewide Transportation Improvement Program (STIP) FFY 2014-2019 Program Amendment.

For the record, note the Commission received the notification from COMCAST of change in the level of service for selected channels, effective September 9, 2014.

**MARION COUNTY COMMISSION
AUGUST 27, 2014**



August 12, 2014

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

IMPORTANT INFORMATION – CHANNEL CHANGES

Effective **September 9, 2014**, the following channels will change level of service. The channel numbers will remain the same. In addition, the channels will no longer be included in the Digital Economy Tier of service.

<u>Channel Name</u>	<u>New Level of Service</u>	<u>Old Level of Service</u>
EWTN HD	Limited Basic	Digital Starter
HSN HD	Limited Basic	Digital Starter
QVC HD	Limited Basic	Digital Starter

Also on **September 9, 2014**, the channels below will be included in the Family Tier:

CNN Headline News HD	HGTV HD	Science Channel HD
Disney Channel HD	Hub HD	Sprout HD
Disney XD HD	National Geographic HD	The Weather Channel HD
Food Channel HD	Nickelodeon HD	

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

For the record, note the Commission received the Valley Falls Public Service District Reconciliation Summary for Period ending 7/31/2014.

Belinda Biafore added for the record that she had met with Frank Jezirio and he informed me that the Purchasing Department has signed off on the boat dock and ramp project; therefore, it will then go before the Board of Public Works at their next meeting, the first week in September and then they should get working on the project.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, September 3rd, 2014 at 10:00 a.m. for the next scheduled County Commission Meeting.

Randy Elliott, President Pro Tempore

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