The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, May 3rd, 2017. Present were Commissioner Elliott, Commissioner Garcia, Commissioner VanGilder were in attendance.

D. D. Meighen led the Court with a prayer. Sheriff James Riffle led the Court with the Pledge of Allegiance.

President VanGilder called the meeting to order.

The proceedings of Wednesday, May 3rd, 2017, together with those had and done under the supervision of Janice Cosco, Clerk and Recorder for the Marion County Commission May 4th, 5th, 8th, 9th, 10th, 11th, 12th, 15th and 16th, 2017 were approved as submitted and signed.

Commissioner Elliott moved to dispense with the reading of the minutes of Wednesday, May 3rd, 2017 and accept them as presented. Commissioner Garcia seconded. President VanGilder concurred.

For the record, notes Mark Trach, Assessor presented to the County Commission the following Exonerations for approval.

Dated May 17th, 2017
Nos. #2017-202 through #2017-214

Pursuant to the recommendation of Mark Trach, Assessor and approval of Patrick Wilson, Prosecuting Attorney; Commissioner Elliott moved that the President sign Nos. #2017-202 through #2017-214. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received an Order of Probate of Wills from the County Clerk’s Office for the month of April, 2017. County Administrator Kris Cinalli stated that this Order is a list of Estates in which have been admitted to Probate in the County Clerk’s Office, in vacation of the Commission, from April 1, 2017 through April 30, 2017 pursuant to West Virginia Code §41-5-10, as amended.
BEFORE THE COUNTY COMMISSION OF MARION COUNTY, WEST VIRGINIA

IN RE: CONFIRMATION OF PROBATE OF
WILLS, BY CLERK IN VACATION

ORDER CONFIRMING PROBATE OF WILLS

On this day came Janice Cosco, Clerk of the Commission, and presented a list of
Estates in which wills have been admitted to Probate by her office, in vacation, from April 1,

The Commission, having received no objections to the actions of the Clerk, and
perceiving no objections thereto, does ratify and confirm the probate of wills in all the Estates
attached hereto. The list attached hereto is made a part of this Order by this expressed
reference thereto, as if all such Estates are fully set forth herein.

Dated this 17th day of May, 2017.

[Signature]

[Signature]

[Signature]

Janice Cosco, Clerk by Thomas F. Antulov, deputy

David A. Glance,
FIDUCIARY SUPERVISOR
Commissioner Elliot stated that hearing no objection moved that the Commission sign the Order. Commissioner Garcia seconded. President VanGilder concurred.

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 May 10th, 2017.
This day came David A. Glance, Fiduciary Supervisor for Marion County, West Virginia, and presented to the Commission the Waivers and Applications for Short Form Settlements, Proposed Settlements and Annual Settlement Reports filed by the personal representatives of the following estates, which he has reviewed and approved except for the Estates of Ronald Carpenter, David Earl Kirby and Dorwin Conaway have been removed from consideration in this matter and which are the same estates which were advertised for proposed settlement in the May 1st, 2017, issue of the Fairmont Times West Virginian, all in accordance with West Virginia Code 44-3A.

Thereupon, the County Commission proceeded to hear any objections or exceptions to these proposed settlement reports, as required by law, and hearing no further objections, does hereby approve the proposed settlement reports as submitted and further directs the Fiduciary Supervisor to instruct the personal representatives to conclude the affairs of the estates.
Commissioner Elliot stated that hearing no objection moved that the Commission sign the Order with the above noted exceptions. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received a request for advice and consent from Jeffrey L. Freeman, Prosecuting Attorney, regarding the acceptance of the resignation of Brandon Flower as an assistant Prosecuting Attorney, to be effective as of May 26, 2017.
May 2, 2017

Marion County Commission
200 Jackson Street, Room 403
Fairmont, WV 26554

Re: Prosecuting Attorney’s Office
Advice and Consent to Accept Resignation of Brandon Flower

Dear Commissioners:

Please accept this letter as a formal request for the advice and consent of the Marion County Commission regarding the acceptance of the resignation of Brandon Flower as an Assistant Prosecuting Attorney. Mr. Flower’s last day of employment will be May 26, 2017.

Thank you for your assistance in this matter.

Sincerely yours,

Jeffrey L. Freeman,
Prosecuting Attorney

JL/F/ac
Commissioner Elliot moved that the Commission grant its advice and consent to Jeffrey L. Freeman, Prosecuting Attorney, regarding the acceptance of the resignation of Brandon Flower as an assistant Prosecuting Attorney, to be effective as of May 26, 2017. Commissioner Garcia seconded. President VanGilder concurred.

The Commission received a request for advice and consent from Chris McIntire, Director, E911/Homeland Security, to hire Levi Rye and John Jacobs (to replace Jeremy Foley and Heather Efaw), as full time, with benefits, to be effective May 17, 2017.
Commissioner Elliot moved that the Commission grant its advice and consent to Chris McIntire, Director, E911/Homeland Security, to hire Levi Rye and John Jacobs (to replace Jeremy Foley and Heather Efaw), as full time, with benefits, to be effective May 17, 2017. Commissioner Garcia seconded. President VanGilder concurred.

The Commission presented the appointment of Charles W. Ross to the Greater Paw Paw PSD board.

Commissioner Elliot moved that the Commission appointment of Charles W. Ross to the Greater Paw Paw PSD Board. Commissioner Garcia seconded. President VanGilder concurred.

The Commission presented the reappointment of Luella Conaway to the Marion County Public Library Board.

Commissioner Elliot moved that the Commission reappointment of Luella Conaway to the Marion County Public Library Board. Commissioner Garcia seconded. President VanGilder concurred.

The Commission presented the reappointment of Herbert D. Edgell, Jr. to the Little Creek PSD board.
Commissioner Elliot moved that the Commission reappointment of Herbert D. Edgell, Jr. to the Little Creek PSD Board. Commissioner Garcia seconded. President VanGilder concurred.

For the record, note the Commission received from ERP Environmental Fund, Inc., submitted Permit #E-125-00 MR-17 Permit Renewal #6; for public review.

The Commission received the Colfax Environmental Review Record.

Commissioner Elliot moved that the Commission President sign the documents. Commissioner Garcia seconded. President VanGilder concurred.

George Belloni stated that he would like to see those who damage the parks in Marion County be prosecuted to the fullest extent of the law and then be made to repair the damage along with their parents. He was upset that the parks are being damaged. Commissioner Elliott agreed with those sentiments and added that he thought it the City’s parks but it has occurred to our as well and our response was to install cameras for surveillance. Tony Michalski, Director of MCPARC also stated that the cameras have made a difference.

John Provins, who heads up the Events at Palatine Park, gave brochures and an update on this season’s schedule.

President VanGilder stated that he will be giving an update every two weeks on the progress of the consolidation of precincts in order to save the County money.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, May 31st, 2017 at 10:00 a.m. for the next scheduled County Commission Meeting.

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Ernest VanGilder, President