

GRANT COUNTY COMMISSION
PETERSBURG, WEST VIRGINIA 26847

GRANT COUNTY COMMISSION MINUTES

Date: August 11, 2020 **Time:** 9 a.m. **Location:** Conference Room
Grant County Courthouse

Commissioners:

Doug Swick
Jeff Berg
Scotty Miley

Reporting:

Erin Camp, Grant County Press

AGENDA ITEM: Commissioner Swick called the regular meeting to order at 9:00 a.m.

AGENDA ITEM: Approval of Minutes

DISCUSSION: Presented for approval were the minutes from the regular meeting held on July 28, 2020.

ACTION: A Motion was made to approve the minutes from the regular meeting held on July 28, 2020. **MOTION: Miley-Berg**

AGENDA ITEM: Parks & Recreation & Maintenance Department Update

DISCUSSION: Jim Reel and Randy Parsons appeared before the Commission.

Randy Parsons gave the following update:

- new sound system was installed at Michael Field;
- the roof has been completely replaced on the annex building;
- the electrical work was completed at Day Park;
- a new roof was put on the old Forman school;
- a new generator was installed at the 911 building at Bayard;
- all lights at the Health Department have been replaced with LED lights with the exception of the parking lot;
- new sidewalks and entrance doors are being installed at the Mt. Top Clinic;
- new hand dryers have been installed at Michael Field and the Mt. Top Park;
- sheetrock and countertops have been replaced in the caretaker house at Camp Echo.

Jim Reel gave the following update:

- One of the gazebos at Welton Park has been taken to Mt. Storm park;
- Lights will be installed in the batting cages at Michael Field;
- Electric has been installed in both pavilions at Welton Park;
- The shooting shelter has been replaced at Turner Park, and the Lyons club installed custom made benches;

- Jerry Burke has been in contact with Jim regarding planting flowers at some of the parks for the bees. Jim stated that this can be very costly and there is no guarantee that the flowers will come back each year. Commissioner Swick suggested that they start with planting the flowers at one park in order to see how well the flowers grow.

Jim stated that Welton Park is used more than any other park. Jim stated that there needs to be a parking lot for vehicles and boat trailers. This is something he would like to do between now and next spring.

ACTION: No action needed.

AGENDA ITEM: Bid Opening for Mt. Storm Clinic & Outbuilding Roof (tabled)

DISCUSSION: There was one bid received from Timmy Rohrbaugh in the amount of \$24,800.00. If snow birds are required it would be an additional \$1,950.00.

ACTION: A Motion was made to remove this matter from the table. **MOTION: Berg-Miley**

A Motion was made to accept the bid from Timmy Rohrbaugh for the total amount of \$26,750.00. **MOTION: Miley- Berg**

AGENDA ITEM: Actions of the Clerk

DISCUSSION: None required.

ACTION: Commission approved the following actions of the County Clerk:

-Wills lodged in Clerk's Office: None

-Wills admitted to probate: Patricia N. Snell
Margaret Elizabeth Kile

-Qualification orders granted in the following estates:

Rachel L. Martin, Executrix in the Estate of Patricia N. Snell

Catherine Lynn Weaver, Executrix in the Estate of Margaret Elizabeth Kile

Cassandra Rae Hanlin, Administratrix in the Estate of Kathleen Alice Clark

MOTION: Miley-Berg

AGENDA ITEM: Approval of Estates

DISCUSSION: No discussion required.

ACTION: Commission approved the following estates for closure:

Waiver of Final Settlement in the Estate of Orma Glee Bland **MOTION: Berg-Miley**

Waiver of Final Settlement in the Estate of Eston D. Kimble **MOTION: Berg-Miley**

Waiver of Final Settlement in the Estate of Chester H. Koneful **MOTION: Berg-Miley**

Waiver of Final Settlement in the Estate of Betty Lee Oates **MOTION: Berg-Miley**

AGENDA ITEM: Exonerations

DISCUSSION: Having been filed by the Assessor and approved by the Prosecuting Attorney, exonerations were reviewed for Randall L. Stump, Lawrence C. & Linda L. Pettibone, Charles A. Pennington, Jr., Jessie Ours, Arthur W. and Debora A. Heavener, David D. Crites 4/5 et al, Alexander S. Carr, Vicki L. Smith and Leroy M. and Darlene Brooks.

ACTION: Commission approved the following exonerations:

Randall L. Stump	Milroy ('20)	\$21.67 ph
Lawrence C. & Linda L. Pettibone	Milroy ('20)	\$10.35 ph
Charles A. Pennington, Jr.	Bayard ('20)	\$91.01 ph
Jessie Ours	Union ('20)	\$131.81 ph
Arthur W. & Debora A. Heavener	Milroy ('20)	\$97.76 ph
David Crites 4/5 et al	Milroy ('20)	\$32.26 ph
Alexander S. Carr	Union ('20)	\$108.23 ph
Vicki L. Smith	Grant ('20)	\$5.18 ph
Leroy M. & Darlene Brooks	Union ('20)	\$410.52 ph

MOTION: Berg-Miley

AGENDA ITEM: Budget Revisions

DISCUSSION: There were no budget revisions this day presented.

ACTION: No action needed.

AGENDA ITEM: Board Appointments/Removals

DISCUSSION: There were no board appointments/removals this day presented.

ACTION:

AGENDA ITEM: Commissioner's Packet

DISCUSSION: Commissioner Swick reviewed the commissioner's packet and presented the following information:

- Minutes from a Mt. Top PSD regular board meeting for 12/23/2019;
- Minutes from a Mt. Top PSD regular board meeting for 1/14/2020;
- Minutes from a Mt. Top PSD regular board meeting for 2/10/2020;
- Minutes from a Mt. Top PSD regular board meeting for 3/17/2020;
- Minutes from a Mt. Top PSD regular board meeting for 4/22/2020;
- Minutes from a Mt. Top PSD regular board meeting for 5/19/2020;
- Minutes from a Mt. Top PSD regular board meeting for 6/16/2020;
- Minutes from a Mt. Top PSD regular board meeting for 6/18/2020;
- Letter from Monongalia County Solid Waste Authority regarding a Senate Bill that will be introduced regarding solid waste;
- News release regarding waterlines to be installed on Knobley Road and Eston Carr Road/Buckbee Hollow area;
- Letter stating that Vindex Energy is in compliance with surface mining laws of WV;
- Sheriff's monthly settlement dated June 30, 2020.

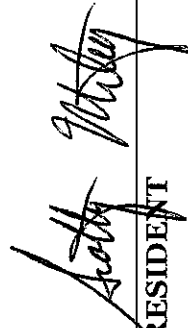
AGENDA ITEM: Approval of Expenses

DISCUSSION: The Commission reviewed the expenses as presented.

ACTION: Commission approved the expenses as presented. **MOTION: Miley-Berg**

AGENDA ITEM: Adjournment

ACTION: There being no further business before the Commission, the meeting adjourned. **MOTION: Berg-Miley**



 PRESIDENT

ATTEST:


 CLERK OF THE COUNTY COMMISSION

08/25/2020

 DATE APPROVED

IN THE COUNTY COMMISSION OF GRANT COUNTY, WEST VIRGINIA

The Grant County Commission hereby orders the following actions taken by the Grant County Clerk, Seymour V. Fisher, in vacation of the County Commission be approved:

1. Wills Lodged in the Clerk's Office:

None


2. Wills Admitted to Probate:

Patricia N. Snell
Margaret Elizabeth Kile

3. Qualification Orders Granted in the Following Estates:

<u>Estate</u>	<u>Person Qualifying:</u>
Patricia N. Snell	Rachel L. Martin, Executrix
Margaret Elizabeth Kile	Catherine Lynn Weaver, Executrix
Kathleen Alice Clark	Cassandra Rae Hanlin, Administratrix

Approved this the 11th day of August, 2020.



President

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against to Stump, Randall L. in **Milroy District** amounting to \$ **21.67 p h Class II** being taxes for the year of **2020** on **map 567, parcel 1.11** valued at **5,400** for the following reason:

The taxpayer reported a mobile home on his property however the home is on personal property taxed to his daughter.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 6722**

Exonerate: Value: 5,400 Taxes: \$ 21.67 p h Class II
Pay On: Value: 12,180 Taxes: \$ 48.88 p h Class II

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20
 Taxpayer Date

Ralph G. Layton
 Assessor Date

Charles E. Stump 8/6/20
 Prosecuting Attorney Date

Douglas C. Stump 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton**, Assessor hereby makes application for the correction of an erroneous assessment against to **Pettibone, Lawrence C. & Linda L. in Milroy District** amounting to \$ **10.35 p h Class II** being taxes for the year of **2020** on **map 489, parcel 36.2** valued at **2,580** for the following reason:

The taxpayer was charged on the wrong year on his buildings due to Data Collection Deputy error.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 6008**

Exonerate: Value: 2,580 Taxes: \$ 10.35 p h Class II
Pay On: Value: 7,300 Taxes: \$ 29.30 p h Class II

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20

Taxpayer

Date

Ralph G. Layton
 8/5/20

Assessor

Date

Thomas A. Davis 8/6/20
 Prosecuting Attorney Date
Debra C. Sweet 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against **Pennington, Charles A. Jr.** in **Bayard Corp.** amounting to **\$ 91.01 p h Class 4** being taxes for the year of **2020** on **Personal Property number 03000101** valued at **36,405** for the following reason:

Taxpayer assessed in wrong district, corrected to right district.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: ***Ticket 300090***

Exonerate: Value: 36,405 Taxes: \$ 91.01 p h Class IV
Pay On: Value: 36,405 Taxes: \$ 292.19 p h Class III

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20
 Taxpayer Date

Ralph G. Layton
 Assessor Date

Thomas A. Deane 8/6/20
 Prosecuting Attorney Date

W. O. Deane 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against **Ours, Jessie** in **Union District** amounting to \$ **131.81 p h Class 3** being taxes for the year of **2020** on **Personal Property number 20200160** valued at **16,425** for the following reason:

Taxpayer was assessed with vehicles belonging to another taxpayer and the system crossed the two accounts.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: ***Ticket 305369***

Exonerate: Value: 16,425 Taxes: \$ 131.83 p h Class III

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20

Taxpayer Date

Ralph G. Layton

Assessor Date

[Signature]

Prosecuting Attorney Date

[Signature]

President Date

8-11-2020

State of West Virginia
County of Grant
5 Highland Avenue
Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against to **Heavener, Arthur W. & Debora A. in Milroy District** amounting to \$ 97.76 p h Class II being taxes for the year of 2020 on **map 309, parcel 5.3** valued at **24,360** for the following reason:

The taxpayer double wide was moved to a stick built home and when it was ordered back as before by the Assessor, it was missed.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 1513**

Exonerate: Value: 24,360 Taxes: \$ 97.76 p h Class II
Pay On: Value: 49,140 Taxes: \$ 197.20 p h Class II

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement

Signature on File 8/5/20 Date
Taxpayer

Ralph G. Layton
Assessor Date

[Signature] 8/6/20
Prosecuting Attorney Date

[Signature] 8-11-2020
President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against to **Crites, David D. 4/5 Etal in Milroy District** amounting to \$ **32.26 p h Class II** being taxes for the year of **2020** on **map 470, parcel 9.24** valued at **8,040** for the following reason:

The Data Field Collector reported on his visit from this property, the Improvements were of no value. Our office missed keying the information for 2020.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 3950**

Exonerate: Value: 8,040 Taxes: \$ 32.26 p h Class II
Pay On: Value: 15,300 Taxes: \$ 61.41 p h Class II

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20

Taxpayer

Date

Ralph G. Layton
 8/5/20

Assessor

Date

David D. Crites 8/6/20
 Prosecuting Attorney Date

David D. Crites 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against **Carr, Alexander S.** in **Union District** amounting to \$ **108.23 p h Class 3** being taxes for the year of **2020** on **Personal Property number 20140144** valued at **13,485** for the following reason:

Taxpayer moved to Berkeley County and was assessed there for 2020.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket 304748**

Exonerate: Value: 13,485 Taxes: \$ 108.23 p h Class III

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/5/20
 Taxpayer Date

Ralph G. Layton 8/5/20
 Assessor Date

John B. Schaefer 8/6/20
 Prosecuting Attorney Date

Richard C. Cook 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against **Smith, Vicki L.** in **Grant District** amounting to **\$ 5.18 p h Class 3** being taxes for the year of **2020** on **Personal Property number 20200193** valued at **645** for the following reason:

Taxpayer lived in Mineral County July 1, 2019. Exonerate to avoid double taxation.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket 301227**

Exonerate: Value: 645 Taxes: \$ 5.18 p h Class III

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/10/20
 Taxpayer Date

Ralph G. Layton 8/10/20
 Assessor Date

[Signature] 8/10/20
 Prosecuting Attorney Date

[Signature] 8-11-2020
 President Date

State of West Virginia
 County of Grant
 5 Highland Avenue
 Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton, Assessor** hereby makes application for the correction of an erroneous assessment against to **Brooks, Leroy M. & Darlene in Union District** amounting to \$ **410.52 p h Class II** being taxes for the year of **2020** on **map 346, parcel 15** valued at **102,298** for the following reason:

The taxpayers request the ticket be split so the bank can pay only what is on the trust deed.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 9739**

Exonerate: Value: 102,298 Taxes: \$ 410.52 p h Class II
Pay On: Value: 9,342 Taxes: \$ 37.49 p h Class II

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/10/20
 Taxpayer Date
Ralph G. Layton
 Assessor Date 8/10/20

Prosecuting Attorney Date 8/10/20
President Date 8-11-2020

Amended

State of West Virginia
County of Grant
5 Highland Avenue
Petersburg, WV 26847

To the Honorable, the County of Grant County, WV

I, **Ralph G. Layton**, Assessor hereby makes application for the correction of an erroneous assessment against to **Brooks, Leroy M. & Darlene in Union District** amounting to \$ **410.52 p h Class II** being taxes for the year of **2020** on **map 346, parcel 15** valued at **102,298** for the following reason:

The taxpayers request the ticket be split so the bank can pay only what is on the trust deed.

Upon application of a taxpayer who is aggrieved by an erroneous assessment. The Prosecuting Attorney having had reasonable notice Of the intentions and character of the corrections desired in said application, and being present and defending the interest of the State, County, District and the Court having heard the evidence, it is ordered That said the applicants are exonerated from the payment of taxes for the year, if same has not been paid and if paid, the Sheriff refund the same, the court being of opinion that: **Ticket Number: 9739**

Exonerate: Value: 102,298 Taxes: \$ 410.52 p h Class II Ticket A
Pay On: Value: 9,342 Taxes: \$ 37.49 p h Class II Ticket B

The Clerk is directed to furnish a copy of this order, which, when properly endorsed, shall be a voucher for the Sheriff in his settlement.

Signature on File 8/10/20 Date
Taxpayer
Ralph G. Layton 8/10/20
Assessor

[Signature] 8/10/20
Prosecuting Attorney Date
[Signature] 8-11-2020
President Date