

GRANT COUNTY COMMISSION  
PETERSBURG, WEST VIRGINIA 26847

GRANT COUNTY COMMISSION MINUTES

Date: August 23, 2022 Time: 3:30 p.m. Location: Conference Room  
Grant County Courthouse

Reporting:  
Erin Camp, Grant County Press

Commissioners:  
Scotty Miley, President  
Jeff Berg  
Tyson Riggelman

Michelle Sites, County Administrator

**1. Call to Order**

Commissioner Miley called the regular meeting to order at 3:30 p.m.

**2. Consent and Approval – County Administrator**

**a. Minutes**

Presented for approval were the minutes from the regular meeting held on August 9, 2022.

A Motion was made to approve the minutes. **MOTION: Berg/ unanimously approved**

**b. Budget Revisions**

-None

**c. Board Appointments/Removals/Resignations**

The following appointments were presented:

Daniel Kessel was appointed to the Grant County Development Authority Board.

Terry Mongold was appointed to the Grant County Library Board.

A Motion was made to approve the appointments. **MOTION: Riggelman/ unanimously approved**

**3. Actions of the Clerk, Exonerations, Estates**

Commission approved the following actions of the County Clerk:

Wills lodged in Clerk's Office:

-None

Wills admitted to probate:

- Joe Bob Price
- Victor Morton Echols
- Hilda Mauzy
- Paul M. Ours

- Norman E. Pennel
- George Layton, Sr.
- Dorothy L. Hartman
- Zelda Dove

-Qualification orders granted in the following estates:

Estate

- Victor Morton Echols
- Hilda C. Mauzy
- Paul M. Ours
- Rhonda V. Reynolds
- Norma E. Pennell
- George Roscoe Layton, Jr.
- Dorothy L. Hartman
- David L. Harman
- Zelda Dove

Person Qualifying

- Regina Smith, Executrix
- Curtis D. Mauzy, Executor
- Karen V. Kitzmiller, Executrix
- Genie Pauley, Administratrix
- Lori A. Baker, Executrix
- Mary L. Layton, Executrix
- Michael J. Hartman, Executor
- Jenny L. Harman, Administratrix
- Sandra Knight and Denise Ware, Co-Executrices

Ancillary Administrations granted in the following estates:

-Joe Bob Price

Small Estate Certificates and Authorizations granted in the following estates:

Estate Person Qualifying

-None

A Motion was made to approve the actions of the Clerk. **MOTION: Riggleman / unanimously approved**

Waiver of Final Settlement

Waiver of Final Settlement in the estate of James R. Ours. **MOTION: Berg/ unanimously approved**

Waiver of Final Settlement

Waiver of Final Settlement in the estate of Sharon Mary Bono. **MOTION: Berg/ unanimously approved**

Waiver of Final Settlement

Waiver of Final Settlement in the estate of Norwood C. Baker. **MOTION: Berg/ unanimously approved**

Waiver of Final Settlement

Waiver of Final Settlement in the estate of Wilbur D. Severe Jr.. **MOTION: Berg/ unanimously approved**

Waiver of Final Settlement

Waiver of Final Settlement in the estate of Bobby Ours. **MOTION: Berg/ unanimously approved**

The following exonerations were presented this day:

Tommy L. Rohrbaugh	Milroy	2022	\$16.26 per half
Ashton G. Barr	Grant	2022	\$28.98 per half

A Motion was made to approve the above exonerations. **MOTION: Berg/ unanimously approved**

**4. Comments from the Public**

Jill Long, Republican Executive Committee, presented information on the process of how they picked their candidate to run for Grant County Assessor. There were four people whom applied, Keith Martin, Jerry Ours, Steve VanMeter and Ricky Kesner. Jerry Ours was picked as their candidate.

**5. Scheduled Appointments**

a) Attorney Hunter Mullins, Mullins and Mullins PLLC, to discuss Opioid Settlements and give update on Opioid Litigation.

A Motion was made to go into executive session, WV Code 6-9A-4. **MOTION: Berg/ unanimously approved**

A Motion was made to exit executive session with no action taken. **MOTION: Riggleman/ unanimously approved**

A Motion was presented to the West Virginia First Memorandum of Understanding previously entered into the Grant County Commission to approve and accept the Distributors WV Subdivision Settlement Agreement and to authorize Scotty Miley, Grant County Commission President, to sign said agreement in case # 21-c-9000 Kanawha County, WV. **MOTION: Riggleman/ unanimously approved**

b) Assistant Prosecutor, Brad Goldizen, to give an update on the American Tower Declaratory Judgment status.

Brad Goldizen was present by phone. He stated that the AG has told him that when the draft comes back then he will review the documents. There is no Beacon Net, they have been out of business since 2018. American Towers will be named as joining property owners. They

bought the 1.09 acres of property. American Towers should be able to be named and the letter needs to be filed so a hearing can be scheduled.

c) Peggy Bobo Alt, OES Director, to discuss tower assistance grants.

Peggy Bobo Alt presented that they applied for funding from the Tower Assistance Fund for 2 towers regulated by the Public Service Commission. One tower is located in Bayard and the other one in Mt. Storm. The Tower Assistance Fund is having a meeting at end of the month. Bobby Hope contacted Peggy and said one of the towers can be funded, however there is not enough money to do both at this time. It is possible that the other can be funded one day. The tower in Bayard needs replaced and the tower in Mt. Storm could be repaired for approximately \$100,000. VHF Equipment can't be put up until the towers are replaced or are repaired. Commissioner Miley and Commissioner Riggleman would like to have both towers replaced and not repaired.

d) Sarah Moomau and Jim Reel, Parks & Recreation, to discuss a pavilion proposal on Virginia Avenue.

Sarah Moomau was present by phone. As funding is available for this project, they would like to clean up the existing pad and use it for informal activities and gathering for events. American Woodmark Foundation has a potential grant opportunity. A motion was made to sign the letter for the request of financial help on this project. **MOTION: Riggleman/ unanimously approved**

#### **6. Correspondence**

- a) Thank you from Allegheny Mountaintop Public Library.
- b) Letter from Consol Energy in reference to the pending MR-7 (Phase 3) Release.
- c) Minutes of the Grant county PSD Regular Board Meeting of July 28, 2022.
- d) Grant Memorial Hospital July 2022 ER Transfers.

#### **7. Unfinished Business**

There is no unfinished business.

#### **8. New Business**

- a) Consideration for signature a Proclamation for Overdose Awareness Day.
- b) Consideration for signature a Proclamation for Overdose Recovery Month.

A Motion was made to sign both Proclamations for Overdose Awareness Day and Overdose Recovery Month. **MOTION: Berg/ unanimously approved**

#### **9. Reports from Elected Officials**

##### **10. Reports from County Commissioners**

Commissioner Riggleman stated that there is Narcan training on August 25, 2022 at 11:30 a.m. as well as Active Shooter training on September 29, 2022 at 1:30 p.m. Kelson Thorne charges \$15.00 per square foot to paint walls at Echo Park. Supposedly the GIG Ready Announcement will be the middle of September. The Planning Commission is having a meeting on Thursday, August 25, 2022 at 7:00 p.m. There is a West Virginia Solar Summit Wednesday, August 24, 2022 discussing the usage of solar in WV. The cost of Building Permits was discussed regarding the flat rate of \$10.00. There should possibly be a sliding

scale depending on the project and cost of the project. Clearway wants to have a work session regarding changes to the property taxes on the windmills.

Danny Miller was contracted out at Grant County Health Department for black mold. The problem was found and overall, they did a good job fixing and taking care of the issue. Commission Miley stated that the Grant County Health Department has received some major remodeling in the past few years. There are still some units that need replaced. Commissioner Riggleman stated that Randy Parsons and James Reel are having problems getting quotes for projects needing done.

Commissioner Riggleman talked about ordering 911 items including fire hydrant flag poles. They would like to get this project taken care of before the next 911 meeting and before winter hits.

Commissioner Miley stated the Attorney General was in town. Concerns were expressed about having a voice at the table from Grant County. Grant Memorial Hospital is still negotiating with West Virginia Medicine for a partnership. We are getting closer to an agreement. It could possibly be July 2023 before it becomes settled and fully affiliated. EMS employees are getting information together that has been requested from West Virginia Medicine.

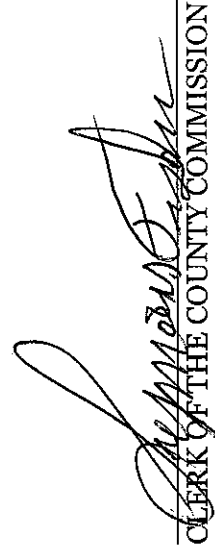
**11. Approval of Expenses to be Considered for Payment.** (bills paid or to be paid, the invoices are available for public review by contacting the Grant County Clerk, 5 Highland Avenue, Petersburg, WV 26847, (304)257-4550)

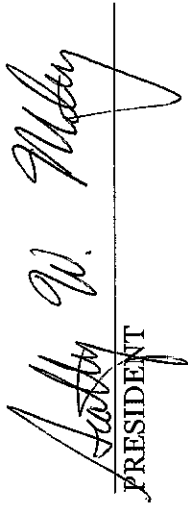
A Motion was made to approve the expenses **MOTION: Berg/ unanimously approved**

**12. Adjourn**

A Motion was made to adjourn. **MOTION: Riggleman/ unanimously approved**

ATTEST:

  
CLERK OF THE COUNTY COMMISSION

  
PRESIDENT

September 13, 2022  
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:

Joe Bob Price	Norma E. Pennel
Victor Morton Echols	George Layton, Sr.
Hilda Mauzy	Dorothy L. Hartman
Paul M. Ours	Zelda Dove

3. Qualification Orders Granted in the Following Estates:

Estate

Victor Morton Echols  
Hilda C. Mauzy  
Paul M. Ours  
Rhonda V. Reynolds  
Norma E. Pennell  
George Roscoe Layton, Jr.  
Dorothy L. Hartman  
David L. Harman  
Zelda Dove

Person Qualifying:

Regina Smith, Executrix  
Curtis D. Mauzy, Executor  
Karen V. Kitzmiller, Executrix  
Genie Pauley, Administratrix  
Lori A. Baker, Executrix  
Mary L. Layton, Executrix  
Michael J. Hartman, Executor  
Jenny L. Harman, Administratrix  
Sandra Knight and Denise Ware, Co-Executrixes

4. Ancillary Administrations Granted for the following Decedents:

Joe Bob Price

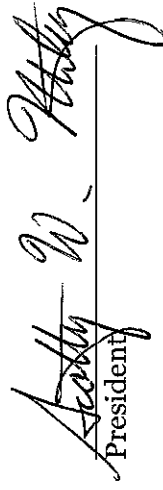
5. Small Estate Certificates and Authorizations Granted in the Following Estates:

Estate

None

Person Qualifying:

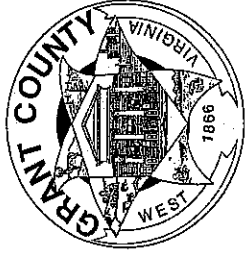
Approved this the 23<sup>rd</sup> day of August, 2022.

  
President

**COUNTY COMMISSION OF GRANT COUNTY**

5 Highland Avenue  
 Petersburg, WV 26847  
 Phone: (304) 257-4422  
 Fax: (304) 257-9645

Email: [administrator@grantcountywv.org](mailto:administrator@grantcountywv.org)



COMMISSIONERS: SCOTTY W. MILEY  
 JEFFREY R. BERG  
 TYSON K. RIGGLEMAN

ADMINISTRATOR: MICHELLE SITES

**PROCLAMATION**

**WHEREAS**, every year on August 31, International Overdose Awareness Day is recognized in communities around the world to remember those whose lives have been lost and to raise awareness about the risks of overdose.

**WHEREAS**, Overdose Awareness Day recognizes overdoses from all drugs, because it reflects the reality of the overdose epidemic, allowing us to speak and educate more broadly about the issues; and

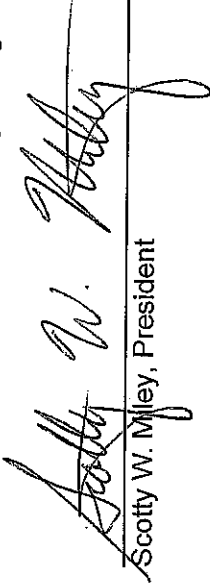
**WHEREAS**, Overdose Awareness Day is committed in providing a platform to acknowledge the grief felt by families and friends who have lost loved ones to overdose and to raise awareness that the tragedy of overdose-related deaths is preventable; and

**WHEREAS**, Overdose Awareness Day sends a strong message to current and former drug users that they are valued; and

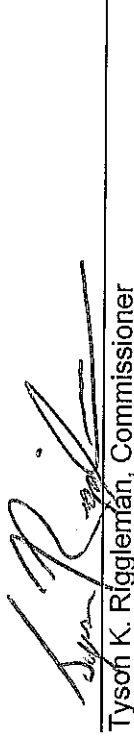
**WHEREAS**, members of the community and organizations associated with drug abuse prevention and aid will work to remove the stigma associated with overdose-related deaths and reinforce the belief that no one should feel shame or disgrace due to an overdose-related death of a loved one;

**NOW, THEREFORE BE IT PROCLAIMED** that the Commission of Grant County hereby declares August 31, 2022 as Overdose Awareness Day in Grant County, West Virginia and ask residents to remember those who were lost, those who are struggling and those who are in recovery.

**ADOPTED** this the twenty-third day of August, 2022.

  
 Scotty W. Miley, President

  
 Jeffrey R. Berg, Commissioner

  
 Tyson K. Riggleman, Commissioner

**COUNTY COMMISSION OF GRANT COUNTY**

5 Highland Avenue  
Petersburg, WV 26847  
Phone: (304) 257-4422  
Fax: (304) 257-9645  
Email: [administrator@grantcountywv.org](mailto:administrator@grantcountywv.org)



COMMISSIONERS: SCOTTY W. MILEY  
JEFFREY R. BERG  
TYSON K. RIGGLEMAN

ADMINISTRATOR: MICHELLE SITES

**PROCLAMATION**

**WHEREAS**, mental health and substance use disorders affect all communities nationwide and with commitment and support, those impacted can embark on a journey of improved health and overall wellness; and

**WHEREAS**, the impact of mental health and substance use disorders is apparent in our local community, and an estimated 443 people in Grant County are affected by these conditions; and

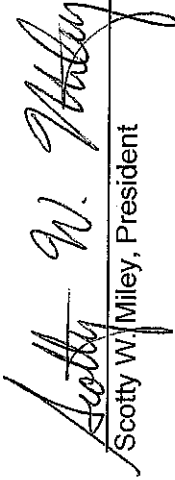
**WHEREAS**, through Recovery Month, people become more aware and able to recognize the signs of mental health and substance use disorders; and


**WHEREAS**, Recovery Month encourages people in need of recovery services to seek help and managing the effects of these conditions helps individuals achieve healthy lifestyles, both physically and emotionally; and

**WHEREAS**, Recovery Month observance continues to work to improve the lives of those affected by mental health and substance use disorders by raising awareness and educating communities about the effective services that are available;

**NOW, THEREFORE BE IT PROCLAIMED** that the Commission of Grant County hereby proclaims the month of September 2022 as National Recovery Month in Grant County, West Virginia and ask the citizens to join in the celebration with compelling programs and events that support this year's observance, the 33<sup>rd</sup> anniversary of Recovery Month.

**ADOPTED** this the twenty-third day of August, 2022.

  
\_\_\_\_\_  
Scotty W. Miley, President

  
\_\_\_\_\_  
Jeffrey R. Berg, Commissioner

  
\_\_\_\_\_  
Tyson K. Rigglesman, Commissioner

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

To the Honorable, the County of Grant County, WV

I, **Keith W. Martin, Assessor** hereby makes application for the correction of an erroneous assessment against to **Rohrbaugh, Tommy L** in **Mitroy District** amounting to **\$ 16.26 p h, Class III** being taxes for the year of **2022** on personal property no: **20210129** valued at **2,025** for the following reason:

***Taxpayer's mother assessed him in Grant County but he lives in Randolph County and is taxed in Randolph.***

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: 302954**

**Exonerate: Value: 2,025 Taxes: \$ 16.26 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 8/19/22  
 Taxpayer Date

*Keith W. Martin*  
 Assessor Date

*John A. Lewis*  
 Prosecuting Attorney Date

*Scotty W. Matley*  
 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, **Keith W. Martin**, Assessor hereby makes application for the correction of an erroneous assessment against to **Barr, Ashton G.** in **Grant District** amounting to **\$ 28.98 p h, Class II** being taxes for the year of **2022** on **map 348, parcel 57** valued at **7,222** for the following reason:

**The taxpayer purchased 3 Ac and but was charged with the 13.03 Ac. The transfer clerk did not split the property from previous owner.**

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: 681**

**Ticket A:**

**Barr, Ashton G. (3 Ac Tr 2B)**  
**7822 Lunice Creek Hwy**  
**Maysville, WV 26833**  
**Value: 64,718**  
**Taxes: \$ 259.72 p h CII**

**Ticket B:**

**Porter, Larry M. (10.03 Ac Tr 2A)**  
**364 Porter Hill**  
**Maysville, WV 26833**  
**Value: 7,222**  
**Taxes: \$ 28.98 p h CII**

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 8/9/22  
 Taxpayer Date

*Keith W. Martin* 8/9/22  
 Assessor Date

*Charlene* 8/9/22  
 Prosecuting Attorney Date

*Andy N. Maly* 08/23/2022  
 President Date