WEST VIRGINIA:

At a regular session of the County Commission, held for the County of Mercer, at the Courthouse thereof, on Tuesday, June 14, 2022,

Present:	Gene Buckner,	President
Present:	Greg Puckett,	Commissioner
Present:	Bill Archer,	Commissioner

RE: OATH – MERCER COUNTY ANIMAL SHELTER

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the Employment and Oaths of Office for Kelsey Nichols and Harley Aaron to serve as Part-Time Kennel Technicians for the Mercer County Animal Shelter.

RE: OATH – GLENWOOD RECREATION PARK

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Employment and Oaths of Office for Ireland Garrett, Avery Thompson, Madison Riffe, and Anthony Parks to serve as Seasonal Park Attendants for Glenwood Recreation Park.

RE: REAPPOINTMENT – MERCER COUNTY BOARD OF HEALTH

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Reappointments of Daniel Wells and Nicole Coburn to serve as Board Members for the Mercer County Board of Health. Their term will expire June 30, 2025.

RE: REAPPOINTMENT – WV SOLID WASTE MANAGEMENT BOARD

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the Reappointment of Glen Hill to serve as Board Member for the West Virginia Solid Waste Management Board. His term will expire June 30, 2026.

RE: REAPPOINTMENT – MERCER COUNTY AIRPORT AUTHORITY

This day on motion of Greg Puckett, Commissioner, seconded by Gene Buckner, Commissioner, the Commission voted unanimously to approve the Reappointment of Bill Archer to serve as Board Member for the Mercer County Airport Authority. His term will expire June 30, 2027.

RE: REAPPOINTMENT – CUMBERLAND ROAD PUBLIC SERVICE DISTRICT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Reappointments of Scott Pittman and Samuel Delp to serve as Board Members for the Cumberland Road Public Service District. Their terms will expire June 30, 2028.

RE: RESOLUTION HONORING THE LIFE OF JEFF BOYLES

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a Resolution Honoring the Life of Jeff Boyles.

RESOLUTION HONORING
THE LIFE OF JEFF BOYLES

Whereas, one of Mercer County's most beloved and respected educators, Jeffrey Richard Boyles, passed away on May 28, 2022. Jeff, as he was known to his many friends was a three-sport star athlete at Princeton Senior High School. He went on to star in the collegiate ranks as a four-year starting quarterback at Concord (now) University. He earned first team All WVIAC honors and was named "Offensive Player of the Year" both in 1977; and

Whereas, while still a student at Concord, Jeff married his elementary, high school and college sweetheart, Ginny. Together, they raised a family filled with love for all people and living things; and,

Whereas, after Jeff earned his college degree, he entered the profession of public education and taught history in Mercer County public schools mostly at Bluefield High School. While at BHS he shared his love of athletics as a coach on the Beaver football and basketball teams. While the competition may have been intense in both victory and defeat, Jeff managed to face all challenges with a smile; and

Whereas; after he retired from teaching in 2015, he continued to work with young people through Mercer County Schools as a "graduation coach," where he worked primarily with at-risk young people to encourage them to remain in school and graduate. Throughout his career as a teacher and coach, Jeff made a positive impact on the lives of countless young people.

Now, Therefore, Be It Resolved that the Mercer County Commission expresses heartfelt condolences to the family and friends of Jeff Boyles and offers its appreciation for the many young lives Jeff made a positive impact on throughout his life.

Dated this 14th day of June, 2022.

MERCER COUNTY COMMISSION:

/s/ Gene Buckner
GENE BUCKNER, PRESIDENT

/s/ Greg Puckett
GREG PUCKETT, COMMISSIONER

/s/ Bill Archer
BILL ARCHER, COMMISSIONER

RE: AMERICAN RESCUE PLAN – GREEN VALLEY GLENWOOD PSD

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve $379,878 to Green Valley Glenwood Public Service District. This is application MC-22-3 from Marty Mariotti and funds will be used help purchase 2 generators.

RE: AMERICAN RESCUE PLAN – AMPHITHEATER AT GLENWOOD PARK

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve $236,799 to construct an amphitheater at Glenwood Park. This is application MC-22-33 from Gene Buckner.

RE: AMERICAN RESCUE PLAN – OAKVALE ROAD PUBLIC SERVICE DISTRICT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve $404,000 to Oakvale Road Public Service District. This is application MC-22-19 from Aliceson Brown and funds will be used for miscellaneous sewer extensions.

RE: FUNDING REQUEST – CITY OF PRINCETON

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve a funding request from the City of Princeton for the 4th of July Weekend Celebration. Funding in the amount of $3,000 will be taken from the Hotel Motel Fund.

RE: FUNDING REQUEST – MERCER COUNTY PSD

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a funding request from Mercer County PSD for Matoaka Sewage Operations and Mercer PSD Operations. Funding in the amount of $10,000 will be taken from the Coal Reallocation Fund.

RE: MERCER COUNTY PSD – PINNACLE WATER WORKS

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve a request from Mercer County PSD to take over the works of Pinnacle Water Works effective July 1, 2022.

RE: FUNDING REQUEST – CHUCK MATHENA CENTER

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to table the 2022-2023 Chuck Mathena Center Sponsorship Opportunity.

RE: APPROVAL – GENERAL COUNTY & COAL SEVERANCE BUDGET REVISIONS

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve Budget Revision No. 5 for the General Fund and Budget Revision No. 3 for the Coal Severance Fund for FY 2021/2022.

RE: GRANT – FY 2022 HAVA GRANT APPLICATION

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the FY 2022 Help American Vote Act (HAVA) Grant Application in the amount of $7,665.37.

RE: GRANT CONTRACT – WV COMMUNITY CORRECTIONS GRANT

This day on motion of Greg Puckett, Commissioner, seconded by Gene Buckner, Commissioner, the Commission voted unanimously to approve the FY 2023 WV Community Corrections Grant Contract for the Mercer Day Report Center in the amount of $287,500.

RE: CHECKING ACCOUNTS – TAX ACCOUNT AND DMV ACCOUNT

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to open two checking accounts. One for tax collections and one for the Division of Motor Vehicles to separate them from the General Fund.

RE: GRANT – WVDEP LITTER CONTROL GRANT PROGRAM

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the FY2023 WV Department of Environmental Protection Rehabilitation Environmental Action Plan Grant application in the amount of $5,000 to purchase bags, gloves, vests and grabbers.

RE: GRANT – FY 2022 COPS HIRING PROGRAM

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the FY 2022 COPS Hiring Program Grant Application and Memorandum of Understanding in the amount $1,135,400.

RE: GRANT – COURT SECURITY FUND

This day on motion of Bill Archer, Commissioner, seconded by Greg Puckett, Commissioner, the Commission voted unanimously to approve the Court Security Fund Grant Application and Memorandum of Understanding in the amount $244,727 for new security equipment in the Courthouse and Annex.

RE: GRANT – DEPARTMENT OF TRANSPORTATION

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to approve the Department of Transportation Grant Application and Resolution in the amount $315,067 for the Mercer County Courthouse Sidewalk Restoration Project.

RE: GRANT – FOHO WV STANTON FOUNDATION GRANT

This day on motion of Greg Puckett, Commissioner, seconded by Bill Archer, Commissioner, the Commission voted unanimously to accept funds in the amount of $5,874 from a FOHO WV Stanton Foundation Grant to purchase sealer for dog runs at the Animal Shelter.

RE: ESTATE – PHILLIP T. NICEWANDER – DECEASED

BEFORE THE COUNTY COMMISSION OF MERCER COUNTY, WEST VIRGINIA

IN RE: PHILLIP T. NICEWANDER, DECEASED.

O-R-D-E-R

On the 14th day of June, 2022, before the Mercer County Commission, came the matter of the Estate of Phillip T. Nicewander, deceased, upon petition of Ryan J. Flanigan, one of the Fiduciary Commissioners of said County, requesting that the current Administratrix, Kirstin Nicewander, be removed for failure to complete her duties regarding the administration of the estate as required by law, and the Sheriff of Mercer County, T. A. Bailey, be appointed as Administrator D.B.N. of said estate.

After a discussion and review of this matter by the Commission, upon proper motion and second, and it appearing proper to do so, the Commission **ORDERS** that Sheriff of Mercer County, T. A. Bailey, be appointed as Administrator D.B.N., of the estate of Phillip T. Nicewander, deceased, and the personal representative be removed. Bond in the amount of $10,000.00 to remain.

All of which was accordingly **ADJUDGED** and **ORDERED.** The Clerk of this Commission is **DIRECTED** to take whatever actions he deems necessary to effectuate this Order**.**

Dated this the 14th day of June, 2022.

ENTER:

/s/A. Gene Buckner
A. GENE BUCKNER, PRESIDENT
MERCER COUNTY COMMISSION

ATTEST:

/s/Verlin T. Moye
VERLIN T. MOYE, CLERK
MERCER COUNTY COMMISSION

PETITION FOR CANCELLATION OF ERRONEOUS CHARGES
DATE 6/7/2022

Tax Year 2021
Beaver Pond District

TICKET #	NAME	REASON	AMOUNT
300763	Geneva Bullard	Double assessed on MH.	$ 52.72

Tax Year 2020
Beaver Pond District

TICKET #	NAME	REASON	AMOUNT
300748	Geneva Bullard	Double assessed on MH.	$ 52.72

Tax Year 2021
Plymouth District

TICKET #	NAME	REASON	AMOUNT
900000194	Arbutus G. Meadows	Made supplement, had regular.	$ 87.38

Tax Year 2020
Plymouth District

TICKET #	NAME	REASON	AMOUNT
900000222	Arbutus G. Meadows	Made supplement, had regular.	$ 111.62

Tax Year 2021
East River District

TICKET #	NAME	REASON	AMOUNT
500000533	James Evans	Taxed vehicle on supplement that was not owned 7/1/20.	$ 161.46
500000774	Johnny J. Hughes	Incorrect supplement ticket.	$ 357.44

Tax Year 2020
East River District

TICKET #	NAME	REASON	AMOUNT
500000924	Travis Weatherly	Error in supplement.	$ 10.24

Tax Year 2018
East River District

TICKET #	NAME	REASON	AMOUNT
500000013	Brittany Peak	Taxed vehicle on supplement that was not owned 7/1/17.	$ 110.26

This day the following accounts were presented against the County of Mercer, and the Commission having examined each and all of them, doth allow payment from the different accounts, check numbers listed below:

GENERAL COUNTY	- Check #75959-76130	Void #76079, 76082
COAL SEVERANCE	- Check #4187-4206	
JUSTICE FINES	- Check #5368	
MAGISTRATE COURT	- Check #5375	
HOME CONFINEMENT	- Check #2557-2565	
HOTEL MOTEL	- Check #4353-4381	Void #4372
COURTHOUSE EQUIPMENT	- Check #834-836	
COURTHOUSE ANNEX	- Check #1814-1831	
VIDEO LOTTERY	- Check #1507-1516	
COAL REALLOCATION	- Check #1043	
MCDRC FEES	- Check #5664-5691	
ASSESSOR REAPPRAISAL	- Check #6624-6648	
SHERIFF DRUG FUND	- Check #1101	
TEEN COURT	- Check #230	
RECYCLING GRANT	- Check #1030-1034	
ANIMAL SHELTER EST. DONATION	- Check #1043-1045	
AMERICAN RESCUE PLAN	- Check #1004-1008	
DEPUTY SHERIFF RETIREMENT	- Check #305	

It is ordered that this Commission be and is hereby adjourned until Tuesday, July 12, 2022.

_____PRESIDENT