

MARION COUNTY COMMISSION
December 1, 2021

The Marion County Commission sat in regular session pursuant to its adjournment on Wednesday, November 17th, 2021. Present were Commissioner Elliott, Commissioner VanGilder and Commissioner Longstreth.

***Rev. DD Meighen** led the Court with a prayer. **Assessor, Mark Trach** led the Court with the Pledge of Allegiance.*

***President Elliott** called the meeting to order.*

The proceedings of Wednesday, November 17th, 2021, together with those had and done under the supervision of Julie Kincaid, Clerk and Recorder for the Marion County Commission November 18th, 19th, 22nd, 23rd, 24th, 29th and 30th, 2021 were approved as submitted and signed.

***Commissioner VanGilder** moved to dispense with the reading of the minutes of Wednesday, November 17th, 2021 and accept them as presented. Commissioner Longstreth seconded. President Elliott concurred.*

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

Dated November 22, 2021
Nos. #2021-608 through #2021-622

Pursuant to the recommendation of Mark Trach, Assessor and approval of Jeffery Freeman, Prosecuting Attorney; Commissioner VanGilder moved that the President sign Nos. #2021-608 through #2021-622. Commissioner Longstreth seconded. President Elliott concurred.

MARION COUNTY COMMISSION
December 1, 2021

*The Commission received an **Order Fixing Final Evidentiary Hearing, in Re: Estate of Garrett G. King.***

BEFORE THE COUNTY COMMISSION , MARION COUNTY, WEST VIRGINIA

IN RE: ESTATE OF GARRETT G. KING

FIDUCIARY FILE NO. 19686

ORDER FIXING FINAL EVIDENTIARY HEARING

In an effort to resolve objections in this pending Estate, the Fiduciary Supervisor provided all interested parties true copies of the objections of Gary King and responses to such objections of Heather Heldreth and Paula Keener. The Supervisor continued to receive complaints concerning the conduct of Heather Heldreth in the administration of this Estate from Gary King, and held two (2) preliminary Hearings with all interested parties. Despite such Hearings, the parties continue to have issues concerning the assets of this Estate.

It is therefore ORDERED that Heather Heldreth and Gary King shall appear before the Marion County Commission on Wednesday, December 15, 2021, at 10:30 a.m. in the County Commission Hearing Chambers, Fourth Floor, J. Harper Meredith Building, Jackson Street, Fairmont, West Virginia, and submit all evidence concerning the conduct of Heather Heldreth, the assets of this Estate and all other disputes in this Estate.


A true copy of this ORDER shall be served by the Clerk of the Commission on all of the interested parties:

1. Heather Heldreth, 205 Baltimore St., Mannington, WV 26582
2. Paula Keener, 306 Beaty Avenue, Mannington, WV 26582
3. Gary Lee King, 197 Oakhurst Lane, Farmington, WV 26571

Enter this 1st day of December, 2021


Commissioner


Commissioner


Commissioner

ATTEST:


Julie Kincaid, County Clerk


David A. Glance, Fiduciary Supervisor

MARION COUNTY COMMISSION
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Commissioner VanGilder, stating no objections, moved to sign the Order Fixing Final Evidentiary Hearing, in Re: Estate of Garrett G. King for Wednesday, December 15, 2021 at 10:30 a.m. Commissioner Longstreth seconded. President Elliott concurred.

Approval from the Commission of Authorized Holidays for calendar year 2022.

Marion County Commission

RANDY J. ELLIOTT
President

ERNIE J. VANGILDER
Commissioner

LINDA S. LONGSTRETH
Commissioner



2022 HOLIDAYS

Address Correspondence to:

200 JACKSON STREET • ROOM 403
FAIRMONT, WEST VIRGINIA 26554
(304) 367-5400
FAX (304) 367-5431

Pursuant to West Virginia Code §2-2-1, §3-1-31, and §3-5-1, Marion County employees will be authorized to observe Holidays for calendar year 2022 as follows:

January 1, 2022	New Year's Day (Friday Dec. 31, 2021)
January 18, 2022	Martin Luther King Day (Monday)
February 21, 2022	President's Day (Monday)
May 10, 2022	Primary Election (Tuesday)
May 30, 2022	Memorial Day (Monday)
June 19, 2022	Juneteenth PENDING (Friday)
June 20, 2022	West Virginia Day (Monday)
July 4, 2022	Independence Day (Monday)
September 5, 2022	Labor Day (Monday)
October 10, 2022	Columbus Day (Monday)
November 8, 2022	General Election (Tuesday)
November 11, 2022	Veterans Day (Friday)
November 24 & 25, 2022	Thanksgiving Holiday
December 26, 2022	Christmas (Monday)
January 2, 2023	New Year's Day (Monday)

Handwritten signature of Randy Elliott in blue ink.

Randy Elliott, President,

Handwritten signature of Ernest VanGilder in blue ink.

Ernest VanGilder, Commissioner

Handwritten signature of Linda Longstreth in blue ink.

Linda Longstreth, Commissioner

Revised 11/19/2021

Commissioner VanGilder moved that the Commission grant its Approval of Authorized Holidays for the calendar year 2022. Commissioner Longstreth seconded. President Elliott concurred.

MARION COUNTY COMMISSION
December 1, 2021

The Commission presented a Proclamation for the 80th Anniversary of the attack on Pearl Harbor.

Proclamation

WHEREAS, on December 7th, 1941, the United States Navy base at Pearl Harbor, Hawaii, was subjected to a devastating attack by the Naval forces of Imperial Japan; and

WHEREAS, the Japanese aggressor managed to destroy or damage nearly twenty American naval vessels, including eight battle ships as well as three hundred fighter planes; and

WHEREAS, a total of 2,335 U.S. servicemen were killed in the attack with 1,143 wounded. Sixty eight civilians also lost their lives with 35 wounded; and

WHEREAS, the battleship USS Arizona suffered the heaviest casualties of the attack. Out of 1,512 crewman only 335 survived when the vessel was sunk; and

WHEREAS, four of the Navy personnel killed on the Arizona Ernest Angle, William Gibson, Robert Robinson and Randall Thomas were natives of West Virginia; and

WHEREAS, twenty three sets of brothers were killed on the Arizona; and

WHEREAS, this attack led to the United States entry into World War II by the order of President Franklin Delano Roosevelt; and

WHEREAS, the military personnel at Pearl Harbor showed outstanding courage in fighting back against their attackers. Fifteen of them were awarded our Nation's highest decoration for bravery , the Congressional Medal of Honor, and ten of these awards were posthumous; and

WHEREAS, Pearl Harbor was similar to 9/11 sixty years later. In each case America was attacked by a cowardly enemy who sought to tear our nation apart but in each case the United States prevailed and was victorious.

NOW, THEREFORE, BE IT RESOLVED that the Marion County Commission is proud to honor the brave men who served and died at Pearl Harbor. Let their great sacrifice remind each and every American of the terrible price of our freedom. Let us never forget.

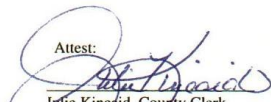
In Witness Whereof, we have set our hands and caused the seal of the County to be affixed December 1, 2021.

MARION COUNTY COMMISSION

Randy Elliott, President

Ernie VanGilder, Commissioner

Linda Longstreth, Commissioner

Attest:

Julie Kincaid, County Clerk



Sgt. David Tucker, Retired was present to accept this Proclamation and expressed his appreciation to the Commission for this recognition.

MARION COUNTY COMMISSION
December 1, 2021

Awarding of the Marion County Commission J. Harper Meredith Building Elevator Project.

County Administrator Kris Cinalli, reported that after reviewing all of the bid submissions and insuring that all of the necessary criteria has been met, the lowest bid for the project has been submitted by West Virginia Elevator for a total of \$169,882.00.

President Elliott commented that the cost for this project is being covered by insurance money, facilities grant money and also some funding provided by the Commission.

Commissioner VanGilder moved that the Commission approve the Awarding of the Marion County Commission J. Harper Meredith Building Elevator Project to West Virginia Elevator. Commissioner Longstreth seconded. President Elliott concurred.

The Commission received a Request for Advice and Consent to accept the resignation of Marlee Angelucci, Administrative Assistant for the Prosecuting Attorney, to be effective December 3, 2021.



PROSECUTING ATTORNEY OF MARION COUNTY

ASSISTANTS
JOSEPH T. HODGES, III
ASHLEY V. WILLIAMS HUNT
RYAN C. JACKSON
DENNIS B. KITTLE
MICHELLE L. MINUTELLI
S. SEAN MURPHY
CHARLES A. SHIELDS
JONATHAN A. WRIGHT

JEFFREY L. FREEMAN
213 JACKSON STREET
FAIRMONT, WEST VIRGINIA 26554
TELEPHONE (304) 367-5380 • FAX (304) 368-0930

CHIEF ASSISTANT
JENIFER L. PIGOTT

VICTIM ADVOCATE
KIM HAWKINS
(304) 367-5383

INVESTIGATOR
DONALD HARRIS
(304) 367-5438

November 15, 2021

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

Re: Prosecuting Attorney's Office
Advice and Consent to Accept Resignation of Marlee Angelucci

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 Marlee Angelucci as Administrative Assistant. Ms. Angelucci's last day of employment will be December 3, 2021.

Thank you for your assistance in this matter.

Sincerely yours,

Jeffrey L. Freeman,
Prosecuting Attorney

JLF/rac

Commissioner VanGilder moved that the Commission grant its Advice and Consent to accept the resignation of Marlee Angelucci, Administrative Assistant or the Prosecuting Attorney, to be effective December 3, 2021. Commissioner Longstreth seconded. President Elliott concurred.

MARION COUNTY COMMISSION
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*The Commission received a **Request for Advice and Consent to accept the resignation of Charles Rosic and Aaron Rosic from the board of the Greater Paw Paw PSD.***

The Commissioners thanked the Rosic's for their service on the Greater Paw Paw PSD Board

*Commissioner VanGilder moved that the Commission grant its **Advice and Consent to accept the resignation of Charles Rosic and Aaron Rosic from the board of the Greater Paw Paw PSD.** Commissioner Longstreth seconded. President Elliott concurred.*

*The Commission received a request for the **Appointment of Robert Riggs to the Greater Paw Paw PSD.***

*Commissioner VanGilder moved that the Commission approve the **Appointment of Robert Riggs to the Greater Paw Paw PSD.** Commissioner Longstreth seconded. President Elliott concurred.*

*The Commission received a request for the **Re-appointment of Josh Rice and Phil Burton to the MCPARC board.***

*Commissioner VanGilder moved that the Commission approve the **Re-appointment of Josh Rice and Phil Burton to the MCPARC board.** Commissioner Longstreth seconded. President Elliott concurred.*

For the Record, Annual Financial Report for the Fiscal Year Ended June 30, 2021 for the County of Marion, West Virginia.

MARION COUNTY COMMISSION
December 1, 2021

For the Record, Request for Reimbursement of West Virginia Division of Justice and Community Services to cover expenditures from October 1 to October 31, 2021. (22-CC-19)

WEST VIRGINIA

Division of Justice and Community Services

Request for Reimbursement

RECEIVED
(For DJCS Use Only)

Subgrantee: Marion County Commission

Address: 200 Jackson Street, 4th Floor
Fairmont, WV
26554

Project #: 22-CC-19

FEIN#: 55-6000346

Funds are hereby requested to cover expenditures
FROM: October 1 TO: October 31

PROJECT CASH EXPENDITURES

Account #	Amount
Personnel/Contractual	6,495.15
Travel/Training	0
Other	307.65
TOTAL	6,802.80

CERTIFICATION:

I certify that this report presents actual receipts and expenditures of funds for the period covered and for the total grant budget to date, made in accordance with the approved budget for this grant.

All documentation is available at our office.


BY: Kris Cinalli-County Administrator

TYPED NAME & TITLE
(Authorized Official or Grant Financial Officer ONLY)

SIGNATURE

DATE

For the Record, notice of price changes from Comcast.



REC'D

NOV 24 2021

November 19, 2021

Kris Cinalli

County Administrator

Marion County Commission

200 Jackson Street, Room 403

Fairmont, WV 26554

IMPORTANT INFORMATION – PRICE CHANGES


At Comcast, we are always committed to delivering the entertainment and services that matter most to our customers, as well as exciting experiences they won't find anywhere else. We are also focused on making our network stronger in order to meet our customers' current needs and future demands.

As we continue to invest in our network, products, and services, the cost of doing business rises. Rising programming costs, most notably for broadcast TV and sports, continue to be the biggest factors driving price increases. While we absorb some of these costs, these fee increases affect service pricing. As a result, starting December 20, 2021, prices for certain services and fees will be increasing, including the Broadcast TV Fee and the Regional Sports Network Fee. Please see the enclosed Customer Notice for more information.

In addition to the price changes noted on the enclosed Customer Notice, customers subscribing to Performance Starter Internet at \$54.95, which is no longer available for new subscriptions, will receive additional notice of a price change to this service from \$54.95 to \$59.95 per month as part of the letter accompanying their Customer Notice.

We know you may have questions about these changes. If you need further assistance, please feel free to contact Jennifer Halaszynski, Senior Manager, Government & Regulatory Affairs, at 412-736-8023.

Sincerely,



Deanne Trent

Manager, External & Government Affairs

Comcast

Enclosure: Customer Notification(s)

MANNINGTON

15 Summit Park Drive

Pittsburgh, PA 15275

www.comcastcorporation.com

MARION COUNTY COMMISSION
December 1, 2021

**Important information regarding
your Xfinity services and pricing**

Effective December 20, 2021

Xfinity TV	Current	New
Broadcast TV Fee	\$17.65	\$19.95
Regional Sports Fee	\$6.00	\$6.60
Choice TV Select	\$30.00	\$32.50
Choice TV Select - with TV Box	\$37.50	\$41.00
Entertainment	\$15.00	\$17.00
TV Box and Remote	\$7.50	\$8.50
TV Box	\$7.10	\$8.10
HD TV Box Limited Basic	\$7.10	\$8.10
HD TV Box and Remote Limited Basic	\$7.50	\$8.50
Service to Additional TV with TV Adapter	\$7.50	\$8.50

Xfinity Internet	Current	New
Performance - Xfinity Internet Service Only	\$80.95	\$83.95
Performance Pro - Xfinity Internet Service Only	\$95.95	\$98.95
Blast! - Xfinity Internet Service Only	\$100.95	\$103.95
Extreme Pro - Xfinity Internet Service Only	\$105.95	\$108.95
Gigabit - Xfinity Internet Service Only	\$110.95	\$113.95

Public Comment:

Allen Fluharty of the West Virginia Bass Federation expressed appreciation and presented a plaque to the Commission for their ongoing support of the bass tournaments held in Marion County. He also reported that he is hopeful to bring a National Bass tournament to Fairmont in the coming year; this will bring contestants and their families here for a period of 7 to 10 days, which will promote revenue for area hotels, restaurants, businesses, etc.

Commissioner Elliott thanked Mr. Fluharty for his leadership in bringing bass tournaments to Marion County and is glad that the Mon River and Palatine Park are seen as desirable locations at which to hold the bass tournaments.

Lloyd White, Marion County Health Department Director, provided an update for the Health Department. He reported that the department had just switched over some of their IT systems which will bring more continuity of care with other area healthcare systems, such as WVU Medicine and Mon Health. He also reported that the COVID Vaccination center has opened below Fairmont Regional Medical Center on Locust Avenue from 9 a.m. to 3 p.m. They are averaging 22.37 vaccinations per day but are also averaging 27.26 cases per day; the goal is to get the case numbers down and the vaccination numbers up. He went on to report 64 Marion County deaths from July to the end of November, with the majority being unvaccinated. He is hopeful that the vaccine will prove to be effective against the new Omicron variant, but the research has not been conclusive on that yet. Mr. White reiterated the importance of getting vaccinated as the best line of defense against Covid and the ongoing variants that are produced as the virus remains active.

MARION COUNTY COMMISSION
December 1, 2021

Meghan Payne from the Marion County Health Department gave some clarification about the recommended vaccination schedule, being 2 doses, followed later by a booster and then 6 months later another dose for those age 65 and older and those 50 and older who have compromising health conditions (making it 4 recommended doses). She reported that Marion County residents 65 and older have an 85% vaccination record, which is great; it is the other age groups that need to step up the percentage of vaccinations to help reduce the number of cases for our county, as well as the number of deaths. She stated that information regarding the vaccine and other Covid-related information can be found on the Marion County Health Department website.

There being no further business to come before the County Commission, it is ordered that this Commission do now recess until, Wednesday, December 15th 2021 at 10:00 a.m. for the next scheduled County Commission Meeting.

Randall J. Elliott