

WEST VIRGINIA:

At a regular meeting of the Raleigh County Commission held on the 20th day of April, 2021 in the Commission Courtroom thereof:

CALL TO ORDER

President Tolliver called the meeting to Order.

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ROLL CALL

Present: David Tolliver, President  
Linda K. Epling, Commissioner  
Greg Duckworth, Commissioner  
Carl Roop, County Attorney  
Jay Quesenberry, County Administrator  
Billy Michael, Assistant County Administrator

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INVOCATION AND PLEDGE OF ALLEGIANCE

Meeting was opened with the invocation by Danny Lusk of Helen Baptist Church, and the recitation of the Pledge of Allegiance.

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EXONERATIONS

Commissioner Epling made a motion to approve 1 exoneration, 3 cancellations and 3 refunds for personal property; and 3 exonerations, 0 cancellations and 0 letters of correction for real property as presented today. Motion was seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT A)

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BUDGET REVISIONS

None

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LAY THE LEVY – FISCAL YEAR 2021-2022

A motion was made by Commissioner Epling to approve the Levy Orders and Rate Sheets for the Excess Levy and Regular Current Expense Levy for 2021-2022. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT B)

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OPEN BIDS AND SELECT A CONTRACTOR FOR THE COURTHOUSE ELECTRICAL PROJECT

One bid was received from Lowe Brothers Electric Company Inc. in the amount of \$56,990.00. The bid was submitted to County Engineer Detlef Ulfers for review and recommendation to the Commission before the conclusion of this meeting.

As recommended by County Engineer Detlef Ulfers, a motion was made by Commissioner Epling to accept the base bid of \$56,990.00, with the requirement Lowe Brothers Electric Company Inc. provides a construction bond. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT L)

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APPROVAL OF AML PILOT GRANT FOR \$300,000 FOR THE WHITE OAK WATERLINE EXTENSION PROJECT

Commissioner Epling moved to approve the White Oak Waterline Extension Project in the amount of \$300,000.00. The waterline will extend to the Summers County boundary line. Seconded by Commissioner Epling and motion carried unanimously. (SEE EXHIBIT C)

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PROCLAMATION – APRIL FAIR HOUSING MONTH IN RALEIGH COUNTY

A motion was made by Commissioner Epling to approve the Fair Housing Proclamation as presented by County Administrator Jay Quesenberry. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT D)

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APPROVAL OF A DONATION TO THE FRIENDS OF CHARITY AUTO FAIR

Commissioner Tolliver moved to approve a donation to the Friends of Charity Auto Fair in the amount of \$2,000.00. Seconded by Commissioner Epling and motion carried with Commissioner Duckworth abstaining.

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APPROVAL OF A DONATION TO THE PINEY CREEK WATERSHED

Commissioner Epling moved to approve a contribution of \$2,000.00 to the Piney Creek Watershed Association. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT E)

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GARY CLAY PETITION TO REZONE FROM R2 TO I1

A motion was made by Commissioner Epling granting the zoning change from Residential 2 to Industrial 1 on the property located off Fiji Drive for the use of a maintenance garage. Seconded by Commissioner Duckworth and motion carried unanimously. (SEE EXHIBIT F)

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OLD BUSINESS

Commissioner Tolliver stated it is the desire of the Commission to form a Broadband Committee to serve the citizens of Raleigh County. Detlef Ulfers and Jay Quesenberry will serve. President Tolliver requested anyone that desires to serve on this Committee, please contact the Raleigh County Commission.

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PUBLIC PARTICIPATION

None

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APPROVAL OF MINUTES

A motion was made by Commissioner Epling to approve the April 6, 2021 minutes of this Commission. Seconded by Commissioner Duckworth and motion carried unanimously.

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VACATION ORDERS

Commissioner Epling moved to approve the Vacation Orders from April 6, 2021 to April 19, 2021, inclusive. Seconded by Commissioner Duckworth and motion carried. (SEE EXHIBIT G)

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FINAL ACCOUNTINGS AND WAIVERS OF FINAL SETTLEMENT

The following Final Accountings and Waivers of Final Settlement of the Fiduciary Supervisor (SEE EXHIBIT H) and County Clerk (SEE EXHIBIT I), Certificate of Completion of Ancillary Administration of the Estate of Alfred H. Harper (SEE EXHIBIT J) and Order removing personal representative and appoint the Sheriff of Raleigh County as Personal Representative (SEE EXHIBIT K) were read into the minutes and approved.

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BILLS, COMMUNICATIONS AND APPOINTMENTS

TONY BAZZIE – RALEIGH COUNTY HOUSING AUTHORITY

Canceled

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ADOURNMENT

Commissioner Epling moved to adjourn this meeting until the next regular scheduled meeting of this Commission on May 4, 2021 at 10:00 a.m. Seconded by Commissioner Duckworth and motion carried.

s/s



David Tolliver  
President

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RALEIGH COUNTY  
SCOTT VANMETER, SHERIFF  
History Report

From Date 04/06/2021  
Thru Date 04/16/2021  
Date Type Transaction  
From Year 2001  
Thru Year 2021  
Tax Type Real

Print Date 04/16/202  
Print Time 9:56:15A  
Page 1 of 8

Type Year Ticket/Suff Tax Name1/Tax Name2

Type	Year	Ticket/Suff	Tax Name1/Tax Name2	Date	First Half	Second Half	Transaction Total
R	2019	44944	BARLEY MATTHEW W & ROBERTA BARLEY	2021/04/15	-80.13	-80.13	-160.2
R	2020	44982	BARLEY MATTHEW W & ROBERTA BARLEY	2021/04/15	-80.13	-80.13	-160.2
R	2020	65129	NECESSARY TIMOTHY & KAYLEE NECESSARY	2021/04/15	-210.66	-210.66	-421.3
<b>Total For PENDING EXONERATION</b>					-370.92	-370.92	-741.8

Assessor

Prosecuting Attorney

County Commission

At a regular session of the County Commission of Raleigh County, West Virginia, held at the Courthouse of said County, the County Commission did approve these  
exonerations on 4/16/21



**RALEIGH COUNTY**  
**SCOTT VANNEMETER, SHERIFF**  
 History Report

From Date 04/02/2021  
 Thru Date 04/15/2021  
 Date Type Transaction  
 From Year 2019  
 Thru Year 2020  
 Tax Type Personal-Supplement  
 Print Date 04/15/2021  
 Print Time 9:50:52AM  
 Page 1 of 1

**EXONERATION**  
 Type Year Ticket/Suff Tax Name1/Tax Name2

Type	Year	Ticket/Suff	Tax Name1/Tax Name2	Date	First Half	Second Half	Transaction Total
P	2020	716671	BARNETT KEVIN S	2021/04/02	-225.35	-225.35	-450.70
P	2019	606917	BARNETT DANETTA HARRAH GILBERT	2021/04/06	-246.56	-246.56	-493.12
P	2019	614178	HARRAH VICKIE LIVELY TIFFANY	2021/04/06	-31.51	-31.51	-63.02
P	2020	701815	LAMB MICHAEL R	2021/04/06	-36.10	-36.10	-72.20
P	2020	707216	KOUNTZ JAMES	2021/04/06	-17.59	-17.59	-35.18
P	2020	708747	SMITH ROBERT G II	2021/04/06	-143.55	-143.55	-287.10
P	2020	710856	CRAWFORD JOSEPH	2021/04/06	-197.13	-197.13	-394.26
P	2020	713914	LIVELY TIFFANY	2021/04/06	-28.76	-28.76	-57.52
P	2020	704417	SMITH BILL K	2021/04/12	-156.44	-156.44	-312.88
<b>Total for EXONERATION</b>					-1,082.99	-1,082.99	-2,165.98

**PENDING EXONERATION**

P	2020	716671	BARNETT KEVIN S	2021/04/02	-225.35	-225.35	-450.70
P	2019	603373	BARNETT DANETTA USI INSURANCE SERVICES LLC	2021/04/05	-170.85	-170.85	-341.70
S	2019	80014431	WOOTEN JAMES D	2021/04/05	-205.01	-205.01	-410.02
P	2020	704417	SMITH BILL K	2021/04/12	-156.44	-156.44	-312.88
P	2019	614125	LILLY EDNA	2021/04/13	-44.93	-44.93	-89.86
S	2020	80004683	COX EDDIE COX ANNETTE	2021/04/15	-34.41	-34.41	-68.82
<b>Total for PENDING EXONERATION</b>					-838.30	-838.30	-1,676.60

**REPORT**

P	2019	616402	WALKER MICHAEL	2021/04/06	0.00	0.00	0.00
P	2020	717882	WALKER DEANNA WYANT KENNETH W	2021/04/06	67.06	64.18	131.24
S	2019	80002959	MANN DIANA L	2021/04/06	182.92	175.06	357.98
S	2020	80003688	GOINS PATRICIA LILLY MICHAEL N LILLY JENNIFER L SIMPKINS	2021/04/06	1.72	1.65	3.37
<b>Total for REPORT</b>					436.90	418.11	855.01

*[Signature]*  
 Assessor

*[Signature]*  
 Prosecuting Attorney

*[Signature]*  
 County Commission

At a regular session of the County Commission of Raleigh County, West Virginia, held at the Courthouse of said County, the County Commission did approve these exonerations on 4-20-2021

**RALEIGH COUNTY, WEST VIRGINIA  
LEVY ORDER AND RATE SHEET  
REGULAR CURRENT EXPENSE LEVY  
2021 - 2022**

The following is a true copy from the record of orders entered by Raleigh County Commission  
on the 20 day of April, 2021.

Signature: DANIEL W MOORE, County Clerk

	Column E Certificate of Valuation Assessed Value for Tax Purposes	Levy Rate/\$100	Taxes Levied
<b>Current Year</b>			
<b>Class I</b>			
Personal Property	\$ _____	14.300	\$ _____
Public Utility	_____		_____
<b>Total Class I</b>	\$ _____		\$ _____
<b>Class II</b>			
Real Estate	\$ 1,275,565,100	28.600	\$ 3,648,116
Personal Property	15,060,590		43,073
<b>Total Class II</b>	\$ 1,290,625,690		\$ 3,691,189
<b>Class III</b>			
Real Estate	\$ 593,799,450	57.200	\$ 3,396,533
Personal Property	552,321,116		3,159,277
Public Utility	231,673,317		1,325,171
<b>Total Class III</b>	\$ 1,377,793,883		\$ 7,880,981
<b>Class IV</b>			
Real Estate	\$ 340,616,170	57.200	\$ 1,948,324
Personal Property	149,128,449		853,015
Public Utility	43,867,558		250,922
<b>Total Class IV</b>	\$ 533,612,177		\$ 3,052,261
<b>Total Value &amp; Projected Revenue</b>	\$ 3,202,031,750		\$ 14,624,431
Less Delinquencies, Exonerations & Uncollectable Taxes		5.00% .....	731,222
Less Tax Discounts		2.00% .....	277,864
Less Allowance for Tax Increment Financing - see worksheet (Subtracted from regular current expense taxes levied only)		.....	381,402
<b>Total Projected Property Tax Collection</b>		.....	13,233,943
Less Assessor Valuation Fund (Subtracted from regular current expense taxes levied only)		2.00% .....	264,679
<b>Net Amount to be Raised by Levy of Property Taxes For Budget Purposes</b>			\$ 12,969,264

**RALEIGH COUNTY, WEST VIRGINIA  
LEVY ORDER AND RATE SHEET  
EXCESS LEVY PAGE  
2021 - 2022**

The following is a true copy from the record of orders entered by Raleigh County Commission  
on the 20 day of April, 2021.

Signature: DANIEL W MOORE, County Clerk

	Column E Certificate of Valuation Assessed Value for Tax Purposes	Levy Rate/\$100	Taxes Levied
<b>Current Year</b>			
<b>Class I</b>			
Personal Property	\$ _____	3.170	\$ _____
Public Utility	_____		_____
<b>Total Class I</b>	\$ _____		\$ _____
<b>Class II</b>			
Real Estate	\$ 1,275,565,100	6.340	\$ 808,708
Personal Property	15,060,590		9,548
<b>Total Class II</b>	\$ 1,290,625,690		\$ 818,256
<b>Class III</b>			
Real Estate	\$ 593,799,450	12.680	\$ 752,938
Personal Property	552,321,116		700,343
Public Utility	231,673,317		293,762
<b>Total Class III</b>	\$ 1,377,793,883		\$ 1,747,043
<b>Class IV</b>			
Real Estate	\$ 340,616,170	12.680	\$ 431,901
Personal Property	149,128,449		189,095
Public Utility	43,867,558		55,624
<b>Total Class IV</b>	\$ 533,612,177		\$ 676,620
<b>Total Value &amp; Projected Revenue</b>	\$ 3,202,031,750		\$ 3,241,919
Less Delinquencies, Exonerations & Uncollectable Taxes		5.00% .....	162,096
Less Tax Discounts		2.00% .....	61,596
<b>Total Projected Property Tax Collection</b>		..... \$	<b>3,018,227</b>





West Virginia  
Department of  
Environmental Protection

Federal Awarding Agency	FAIN	Federal Award Date
Office of Surface Mining	518AF20000	01/01/2018

Total Amount of Federal Award	R&D?	DEP's Indirect Cost Rate	CFDA # and Name
\$25,000,000.00	No	40.15%	15.252 FA WV FY 2019 AML Pilot

Grant Year	WV Grant Number	NPS Number	Sub Recipient FEIN	Sub Recipient DUNS
2018	AMLPLT/EY19	N/A	55-6000389	830364092

Sub Recipient:	Sub Recipient Contact
Raleigh County Commission 116 1/2 N Heber St Beckley, WV 25801	Eric Combs Email: ericc@regiononepdc.org Phone: 304-431-7225

**Project Title and Description:**  
White Oak Waterline Extension Project – This project will provide public water service to residents along the Raleigh and Summers County border. The project limits are from the intersection of Mount View and White Oak Mountain Road going north on White Oak Mountain Road to the intersection with Hinton Road (Route 3) and extending one mile along Hinton Road in each direction from the intersection.

Performance Period:	Amount Obligated this Action:	Cumulative Sub Grant Amount:
06/01/2020 – 05/31/2022	\$300,000.00	\$300,000.00

**NOTICE OF AWARD**

The West Virginia Department of Environmental Protection (WVDEP) under Chapter 22 Article 2 of the Code of West Virginia is charged with the reclamation of lands and water affected by the adverse effects of coal mining activities which took place prior to August 3, 1977, pursuant to Title IV of Public Law 95-87 known as "The Surface Mining Control and Reclamation Act of 1977" and the "Tax Relief and Health Care Act of 2006" Public Law 109-432 which included the Surface Mining Control and Reclamation Amendments of 2006.

Based upon an application received from the Raleigh County Commission received in February 2020, WVDEP hereby awards a sub grant to the Raleigh County Commission in the amount of \$300,000.00 for the administration costs associated with the White Oak Waterline Extension Project. An amendment to this Notice of Award will be implemented when the construction costs have been established and an Authorization to Proceed has been issued by the US Office of Surface Mining. The U.S. Department of the Interior, Office of Surface Mining awarded WVDEP the FY 2018 Abandoned Mine Lands Pilot Grant for this purpose. Such award may be terminated by WVDEP without further cause if the sub recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Sub Grant Unit listed below within 21 days after receipt. This agreement is subject to applicable federal and state statutory provisions, and all terms and grant conditions of this agreement plus the financial monitoring plan and work plan. The submitted detailed budget and work plan submitted by Raleigh County Commission is hereby incorporated as part of this award.

**AWARD APPROVAL OFFICE**

**ORGANIZATION / ADDRESS**

Harold Ward, Cabinet Secretary  
West Virginia Department of Environmental Protection  
601 57<sup>th</sup> Street, S.E.  
Charleston, WV 25304

WV DEP Financial Contact:	WVDEP Project Manager:	Federal Awarding Contact:
Gary Rogers, Sub Grants Manager Business and Technology Office 601 57 <sup>th</sup> Street, SE Charleston, WV 25304 304-926-0499 ext. 41946	Roger Earle, AML Project Coordinator Abandoned Mine Lands and Reclamation 601 57 <sup>th</sup> Street, SE Charleston, WV 25304 304-926-0499 ext. 41183	Megan Bawks Office of Surface Mining, Dept of Interior 3 Parkway Center Philadelphia, PA 15220 412-937-2882

**WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Signature of Award Official	Typed Name and Title	Date
	Robert Rice, Director, Division of Land Restoration	3-18-21

**AFFIRMATION OF AWARD**

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION

Signature	Typed Name and Title	Date
	President, Raleigh County Commission	4/20/2021



## **AML PILOT Economic Development Grant Program**

### **Sub Award Documentation Checklist**

#### **Pre-Award Documentation**

- Application for Sub Grant Request Form
- Copy of AML Pilot Project Application
- Most Current 2 Years of Audited Financial Statements
- Internal Controls over Cash/Financial Data
- Verification of Other Sources of Funding (if not funded 100%)
- Detailed Budget of Funding Request (if not in application)
- Authorization from AML to Award (provided from AML to Sub Grants Unit)
- Approval letter from OSMRE
- SAM Registration

#### **Award Documentation**

- Sub Grant Document - Notice of Award, Work Plan, Financial Monitoring, Grant Conditions
- Form DI-2010 Certification Regarding Debarment, Suspension/Drug Free/Lobbying
- Form 424D Assurances for Construction Programs
- Audit Certification Form

#### **Post Award Documentation**

- DEP Request for Funds Form
- AML-7 and AML-7A Application for Sub Grant Request for Funds
- Monthly Performance Report Form
- SF425 Quarterly Financial Report

Code of Federal Regulations, 2 CFR Part 200 - Uniform Administrative Requirements,  
Cost Principles, and Audit Requirements for Federal Awards

[https://ecfr.io/Title-02/cfr200\\_main](https://ecfr.io/Title-02/cfr200_main)

**Additional documents may be requested by WVDEP.**

## Federal Assurances

### ► Federal Forms: Assurances—Debarment, Suspension, Etc. – DI-2010

#### U.S. Department of the Interior

#### Certifications Regarding Debarment, Suspension and Other Responsibility Matters, Drug-Free Workplace Requirements and Lobbying

Persons signing this form should refer to the regulations referenced below for complete instructions:

**Certification Regarding Debarment, Suspension, and Other Responsibility Matters - Primary Covered Transactions** - The prospective primary participant further agrees by submitting this proposal that it will include the clause titled, "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. See below for language to be used or use this form certification and sign. (See Appendix A of Subpart D of 43 CFR Part 12.)  
**Certification Regarding Debarment, Suspension, Ineligibility**

**and Voluntary Exclusion - Lower Tier Covered Transactions**  
See Appendix B of Subpart D of 43 CFR Part 12.)

**Certification Regarding Drug-Free Workplace Requirements**  
Alternate I. (Grantees Other Than Individuals) and Alternate II. (Grantees Who are Individuals) - (See Appendix C of Subpart D of 43 CFR Part 12)

Signature on this form provides for compliance with certification requirements under 43 CFR Parts 12 and 18. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of the Interior determines to award the covered transaction, grant, cooperative agreement or loan.

#### **PART A: Certification Regarding Debarment, Suspension, and Other Responsibility Matters- Primary Covered Transactions**

**CHECK  IF THIS CERTIFICATION IS FOR A PRIMARY COVERED TRANSACTION AND IS APPLICABLE.**

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
  - (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
  - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
  - (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

#### **PART B: Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions**

**CHECK  IF THIS CERTIFICATION IS FOR A LOWER TIER COVERED TRANSACTION AND IS APPLICABLE.**

- (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

**PART C: Certification Regarding Drug-Free Workplace Requirements**

**CHECK  IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS NOT AN INDIVIDUAL.**

**Alternate I. (Grantees Other Than Individuals)**

A. The grantee certifies that it will or continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing an ongoing drug-free awareness program to inform employees about--
  - (1) The dangers of drug abuse in the workplace;
  - (2) The grantee's policy of maintaining a drug-free workplace;
  - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
  - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will --
  - (1) Abide by the terms of the statement; and
  - (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted --
  - (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
  - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a) (b), (c), (d), (e) and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)  
**116 1/2 North Heber Street, Beckley, WV 25801**

Check  if there are workplaces on files that are not identified here.

**PART D: Certification Regarding Drug-Free Workplace Requirements**

**CHECK  IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS AN INDIVIDUAL.**

**Alternate II. (Grantees Who Are Individuals)**

- (a) The grantee certifies that, as a condition of the grant, he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant;
- (b) If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, he or she will report the conviction, in writing, within 10 calendar days of the conviction, to the grant officer or other designee, unless the Federal agency designates a central point for the receipt of such notices. When notice is made to such a central point, it shall include the identification number(s) of each affected grant.

**PART E: Certification Regarding Lobbying Certification for Contracts, Grants, Loans, and Cooperative Agreements**

CHECK  IF CERTIFICATION IS FOR THE AWARD OF ANY OF THE FOLLOWING AND THE AMOUNT EXCEEDS \$100,000: A FEDERAL GRANT OR COOPERATIVE AGREEMENT; SUBCONTRACT, OR SUBGRANT UNDER THE GRANT OR COOPERATIVE AGREEMENT.

CHECK  IF CERTIFICATION FOR THE AWARD OF A FEDERAL LOAN EXCEEDING THE AMOUNT OF \$150,000, OR A SUBGRANT OR SUBCONTRACT EXCEEDING \$100,000, UNDER THE LOAN.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

As the authorized certifying official, I hereby certify that the above-specified certifications are true.



SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL

David L. Tolliver, President Raleigh County Commission

TYPED NAME AND TITLE

4/20/2021

DATE

**West Virginia Department of Environmental Protection (WVDEP)  
AUDIT CERTIFICATION FORM**

<b>GRANT RECIPIENT:</b> Raleigh County Commission	
<b>PROJECT TITLE:</b> White Oak Waterline Extension Project	
<b>CFDA NUMBER:</b> 15.252	<b>GRANT AMOUNT:</b> \$1,800,000
<b>GRANT PERIOD BEGINNING:</b> 06/01/2020	<b>ENDING:</b> 05/31/2022
<b>ORGANIZATION'S FISCAL YEAR ENDS:</b> June 30th	

**FEDERAL ASSISTANCE AUDIT REQUIREMENT**

Pursuant to OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations", a subrecipient that expends \$750,000 or more in all federal assistance during its fiscal year is required to have a single audit conducted in accordance with the Single Audit Act, except when it elects to have a program specific audit. The subrecipient may elect to have a program specific audit if it expends funds under only one federal program and the federal program's laws, regulations or grant agreements do not require a financial statement audit of the entity.

A subrecipient is exempt from having a Single Audit if the entity expends less than \$750,000 in total federal assistance in its fiscal year. If the subrecipient is not required to have a single audit the Subrecipient Schedule of Federal Expenditures must be completed.

**STATEMENT OF COMPLIANCE**

During the grant period, for each fiscal year that I exceed the federal expenditure threshold of \$750,000, I will have a Single Audit or Program Specific Audit completed and will submit the audit report to the WVDEP within nine (9) months after the end of the audited fiscal year. If I do not exceed the federal expenditure threshold of \$750,000 during any fiscal year within the grant period, I agree to complete a Subrecipient Schedule of Federal Expenditures, in the format below, and submit it to the WVDEP within nine (9) months after the end of the fiscal year.

<b>SUBRECIPIENT SCHEDULE OF FEDERAL EXPENDITURES</b>			
<b>Federal Grantor</b>	<b>Pass-Through</b>	<b>CFDA Number</b>	<b>Expenditures</b>
<b>Total Federal Expenditures for the Fiscal Year</b>			

I understand that failure to complete and submit all required single audit packages or schedules as described in the audit requirements above will result in suspension of funding and will affect eligibility for future funding.

*David L. Tolliver*  
**Authorized Signature**

4/20/2021  
**Date**

David L. Tolliver  
**Printed Name**

President, Raleigh County Commission  
**Title**

## ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 02/28/2022

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.


**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

<b>SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</b>	<b>TITLE</b>
	President
<b>APPLICANT ORGANIZATION</b>	<b>DATE SUBMITTED</b>
Raleigh County Commission	4/20/2021



**ELECTRICAL IMPROVEMENTS**

Contract Title: **RALEIGH COUNTY COURTHOUSE ELECTRICAL IMPROVEMENTS**  
RALEIGH COUNTY COMMISSION  
RALEIGH COUNTY, WEST VIRGINIA

Name of Contractor: Lowe Brothers Electric Co. Inc

Address of Contractor: 1907 South Kanawha Street  
Beckley, W Va 25801

Contractor's License Number: WV 000009

Pursuant to and in conjunction with the Invitation to provide quotes and with the instructions relating hereto, the undersigned as Contractor proposes and agrees to complete at the Site the services specified in the attached documents, in the manner therein prescribed in accordance with all addenda issued by Owner prior to the receiving of quotes, for a series of prices:

**INSTRUCTIONS FOR BIDDING ON THIS PROJECT:**

- 1) Please fill out the Bid Form A . This is the base bid. Include the requested documentation.
- 2) The Courthouse project area may be inspected by appointment, please call Detlef Ulfers (304) 255-9326 or Al Huybert (304) 255-9139.
- 3) Bid Form B (Optional) is provided for additional work. It is at the County's discretion whether or not to accept this additional work as part of this project.
- 4) A blank DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT is included in this packet.

Below is the advertisement as published:

**RALEIGH COUNTY COURTHOUSE ELECTRICAL IMPROVEMENTS**

The Raleigh County Commission will accept sealed bids for interior electrical work to the Raleigh County Courthouse located at 215 Main St., Beckley, WV. The work shall consist of replacing out-dated electrical panels and primary wiring, including conduit work.

Prospective bidders may obtain the bid package by calling (304) 255-9146, ask for Detlef Ulfers.

A MANDATORY PRE-BID MEETING & PROJECT TOUR shall be held at 9 AM on April 1, 2021 at the Raleigh County Commission location, same address as below. Final addendums to the bid package shall be made available to all eligible bidders before April 9, 2021.

SEALED bids are to be received at the Raleigh County Commission, 116 1/2 North Heber Street, Beckley, WV 25801, by 4:00 PM on April 19, 2021. Envelopes are to be marked "Courthouse Electrical".

This is a drug-free workplace and the Raleigh County Commission reserves the right to reject any or all bids.

## BID FORM A (Base Bid)

- \*Note: 1) Power shall be maintained during courthouse business hours to not interfere with courthouse business, typical hours are week days 8:30 AM - 4:30 PM. Reasonable methods to provide power (e.g., other available panels or supplemental generators) may be used at the discretion of courthouse staff/employees. Power interruptions for some panels may not have a significant on critical courthouse business, and may be allowable at the discretion of courthouse staff/employees.
- 2) All replaced wiring, new wiring and new panels shall meet NEC requirements.
  - 3) All removed wire, panels, breakers, etc. shall be retained by the Owner. A location within the courthouse shall be designated to deposit these items.
  - 4) All replacement panels shall be configured to supply existing circuit capacities (i.e., match all existing breakers)
  - 5) The replacement panels shall be installed to meet current NEC code (i.e., installation within walls, wall mounting, etc.). Finish carpentry (such as trim, drywall, paint) shall be performed by courthouse staff.
  - 6) Replacement panels and breakers shall be commercial-grade.

Item No.	Description	Cost for Line Item
01	<p><b><u>REPLACE PANELS AND UPDATE EXISTING FEEDERS</u></b>                      (see Photo 01, Photo 02, and Figure 01)                      Remove seven old panels, then furnish and install four panels to meet current NEC Code:</p> <ul style="list-style-type: none"> <li>· One 100-amp Panel (B1)*</li> <li>· Two 200-amp 2-Phase Panels (B3 &amp; B4, B5 &amp; B8)* and</li> <li>· One 200-amp 3-Phase Panel (B6 &amp; B9)*</li> </ul> <p>*Note: replace all existing breakers by matching each breaker with same capacity.</p> <ul style="list-style-type: none"> <li>· Update Existing Copper Feeders as necessary to meet current NEC Code for the four new panels described above (furnish and install: new wire, connectors, additional conduit, etc. as needed.</li> </ul>	<p style="font-size: 1.2em; font-weight: bold;">\$ <u>54,990.00</u></p>

Total Fifty Six Thousand Nine Hundred + Ninety Dollars (Dollars) \$ 54,990.00  
 (Total Base Bid Written Dollar Amount) (Total Base Bid)

Respectfully Submitted:   
 Signature

President 4/19/21  
 Title Date

\* We Acknowledge Receipt of Addendum dated 4/19/21.

***Accompanying this package:***

- ✓ 65- ✓  
✓ 1. ***Proof of General Liability Insurance Coverage***  
✓ 2. ***Copy of Contractor's License***  
✓ 3. ***Drug Free Work Place Affidavit***

**Additional Requirements:**

- 1) Contractor must be licensed to conduct business in Beckley and West Virginia.
- 2) This is not a prevailing wage job.
- 3) To be eligible for this work, the contractor must attend the mandatory pre-bid meeting on April 1, 2021 at 9:00 AM, and then attend a walk-through of the project before submitting the bid form.
- 4) The Raleigh County Commission reserves the right to reject any and all bids.
- 5) The Raleigh County Commission reserves the right to require a construction bond for this work.
- 6) The project shall be completed before June 16, 2021.
- 7) The Contractor is expected to examine the project area and existing components as part of the bid preparation; these areas within the courthouse can be made available by appointment as necessary.

OPTIONAL BID B

**ELECTRICAL IMPROVEMENTS**

Contract Title: **RALEIGH COUNTY COURTHOUSE ELECTRICAL IMPROVEMENTS**  
RALEIGH COUNTY COMMISSION  
RALEIGH COUNTY, WEST VIRGINIA

Name of Contractor: LOWE BROTHER'S ELECTRIC CO. INC.

Address of Contractor: 1907 SOUTH KIMMICK STREET  
Berkeley, W. Va. 25801

Contractor's License Number: WV 000009

Pursuant to and in conjunction with the Invitation to provide quotes and with the instructions relating hereto, the undersigned as Contractor proposes and agrees to complete at the Site the services specified in the attached documents, in the manner therein prescribed in accordance with all addenda issued by Owner prior to the receiving of quotes, for a series of prices:

**BID FORM B (Optional Bid)**

- \*Note: 1) Power shall be maintained during courthouse business hours to not interfere with courthouse business, typical hours are week days 8:30 AM - 4:30 PM. Reasonable methods to provide power (e.g., other available panels or supplemental generators) may be used at the discretion of courthouse staff/employees. Power interruptions for some panels may not have a significant on critical courthouse business, and may be allowable at the discretion of courthouse staff/employees.
- 2) All new wiring and new equipment shall meet NEC requirements.

Item No.	Description	Cost for Line Item
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PLACE NEW CONDUIT AND WIRING FOR THREE 240V FUTURE WALL-MOUNTED HEATING UNITS LOCATED IN THE COUNTY CLERKS RECORD ROOM AREA.

01

Note: Depends on available capacity within panels. This wiring shall be routed within the basement/crawlspace areas of the courthouse as practical to reach desired locations.

\$ 6010.00

*Six Thousand and Ten dollars.*

Total \_\_\_\_\_ (Dollars)      \$ 6010.00  
 (Total Optional Bid Written Dollar Amount)      (Total Optional Bid)

Respectfully Submitted: \_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Title      Date

- ✓ *LB* Accompanying this package:
- ✓ 1. Proof of General Liability Insurance Coverage
  - ✓ 2. Copy of Contractor's License
  - ✓ 3. Drug Free Work Place Affidavit

OPTIONAL BID B

**Additional Requirements:**

- ✓ 1) Contractor must be licensed to conduct business in Beckley and West Virginia.
- ✓ 2) This is not a prevailing wage job.
- ✓ 3) The Raleigh County Commission reserves the right to reject any and all bids.
- ✓ 4) The Raleigh County Commission reserves the right to require a construction bond for this work.
- ✓ 5) All work shall be completed before June 16, 2021.
- ✓ 6) The Contractor is expected to examine the project area and existing components as part of the bid preparation; these areas within the courthouse shall be made available by appointment.



**State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5**

I, Keith Smith, after being first duly sworn, depose and state as follows:

- I am an employee of Lowell Brothers Etc. Co. Inc.; and,  
(Company Name)
- I do hereby attest that Lowell Brothers Etc. Co. Inc.  
(Company Name)

maintains a written plan for a drug-free workplace policy and that such plan and policy are in compliance with **West Virginia Code §21-1D**.

The above statements are sworn to under the penalty of perjury.

Printed Name: Keith Smith

Signature: [Handwritten Signature]

Title: President

Company Name: Lowell Brothers Etc. Co. Inc.

Date: 4/15/21

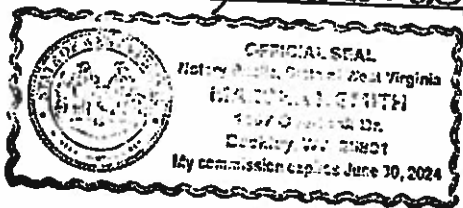
STATE OF WEST VIRGINIA,

COUNTY OF Rockwell, TO-WIT:

Taken, subscribed and sworn to before me this 5th day of April 2021.

By Commission expires June 30th, 2024

(Seal)



Marsha L. Smith  
(Notary Public)

# County Commission of Raleigh County



116 1/2 North Heber Street  
Beckley, West Virginia 25801-4522

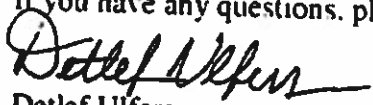


April 8, 2021

## RALEIGH COUNTY COURTHOUSE ELECTRICAL IMPROVEMENTS (Addendum to Bid Documents)

- 1) Clarification: Carpentry finishing/repairs to be done by county maintenance department. This mainly applies to the carpentry work associated with post-installation of the new panels and minor damage created by contractor from installing wire and new components.
- 2) Labeling Circuits: The contractor shall be responsible for only labeling circuits in the new panels as they are currently designated.
- 3) Building Permit: The contractor shall acquire the building permit from the city of Beckley (0.5% estimated). The contractor shall be responsible for scheduling inspections and other appointments with Beckley City Code Enforcement.
- 4) B&O taxes: The contractor shall be responsible for the B&O (2% estimated). Note: any subcontractors hired will also be held to paying the B&O.
- 5) WV sales taxes shall not apply to this work; a sale-tax exemption certificate shall be provided to the contractor.
- 6) Provide locking doors on replacement panels B1 & B3. These panels need to be secured because they are in a public area (main basement hallway corridor).
- 7) Project deadline can be extended if needed. Provide request to extend in writing before June 11, 2021. We expect a 3-month extension time period. In any case, work should be completed before September 15, 2021.
- 8) Lead time for payment of invoices (after invoice received) may take up to three weeks. The county commission approves payments of invoices at the public meetings, regularly held on the 1st & 3rd Tuesdays of the month.
- 9) To be eligible to be considered for this work, the bidding contractor shall complete a tour of the project area, at a minimum viewing all the existing panels to be replaced, the existing conduit in key places (i.e., where exiting sub-panels, bends, key pull-points, and places above the drop ceiling where line-sets and other wiring systems may limit access to the conduit). The winning contractor understands the possibility that new feeder lines may not easily feed through existing conduit, and certain measures may be required to facilitate the proper installation of the feeder lines (this possibility may include the installation of additional conduit).

If you have any questions, please contact me at (304) 255-9326. Good Luck!

  
Detlef Ulfers  
Raleigh County Commission





# County Commission of Raleigh County

116 1/2 North Heber Street  
Beckley, West Virginia 25801-4522



## FAIR HOUSING PROCLAMATION

LET IT BE KNOWN TO ALL PERSONS OF RALEIGH COUNTY, WEST VIRGINIA, that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing or in the provision of brokerage services because of race, color, religion, sex or national origin is prohibited by Title VIII of the 1968 Civil Rights Act (Federal Fair Housing Law).

IT IS THE POLICY of the RALEIGH COUNTY COMMISSION, to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, sex or national origin. The Fair Housing Amendments Act of 1988 expands coverage to include disabled persons and families with children.

BE IT KNOWN that within available resources the RALEIGH COUNTY COMMISSION will assist all persons who feel they have been discriminated against because of race, color, religion, sex, national origin, disability or familial status to seek equity under federal and state laws by filing a complaint with the U.S. Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity, Compliance Division.

FURTHER, the RALEIGH COUNTY COMMISSION proclaims April as Fair Housing Month within the county and shall encourage owners of real estate, developers and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law and amendments and any applicable state or local laws or ordinances.

EFFECTIVE DATE: April 20, 2021

SIGNED BY:

  
David Tolliver, President

  
Linda K. Epling, Commissioner

  
Gregory A. Duckworth, Commissioner



# County Commission of Raleigh County



116 ½ North Heber Street  
Beckley, West Virginia 25801-4522



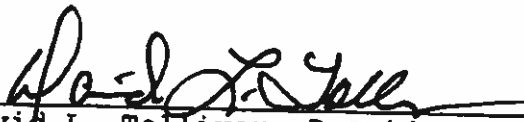
**IN THE COUNTY COMMISSION OF RALEIGH COUNTY, WEST VIRGINIA**

**RE: AN ORDER ON THE PETITION GARY A. CLAY TO REZONE 4 ACRES  
FROM (R2) RESIDENTIAL TO (I1) INDUSTRIAL.**

It appearing to the County Commission of Raleigh County that **Gary A. Clay** filed a petition for a zoning change from **(R2) Residential** to **(I1) Industrial** for a 4 acre parcel described with the Clerk of the County Commission of Raleigh County. The said petition was presented to the County Commission of Raleigh County, and was referred to the Raleigh County Planning and Zoning Commission for its consideration and a hearing thereon, was advertised as required by law and an Affidavit of Publication filed with the Planning and Zoning Commission, that a public hearing on said petition was duly held on April 15, 2021. After hearing evidence submitted, the Raleigh County Planning Commission **recommends the petition be approved for the proposed use of Maintenance Garage.**

The County Commission, by vote has determined that the amendment be granted and that the hereinafter described property be rezoned from (R2 Residential to (I1) Industrial and that it would not be detrimental to persons or injurious to property, that tract of land situate in **Town District, Tax Map 600-5, Parcel 26, Raleigh County, West Virginia.**

Effective this 20th day of April 2021.

  
David L. Tolliver, President  
County Commission of Raleigh  
County, West Virginia