The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, June 21, 2012 at 9:00 a.m. Donnie R. Tenney called the meeting to order. There were present Donnie R. Tenney, Commissioner; Creed G. Pletcher, Commissioner; JC Raffety, Commissioner (entered the meeting at 10:15 a.m.), William A. Parker, Administrator and Jacqueline Dinklocker, Secretary. The meeting began with a moment of silent meditation and prayer, followed by the Pledge of Allegiance. All motions passed unanimously unless otherwise stated.

After reading of the minutes, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved the regular meeting minutes of June 14, 2012 as submitted.

William A. Parker provided a review of the “Support Letter for Central Appalachia Development Organization, Inc. (CADO)”. Region VII Planning and Development Council is proposing the establishment of the non-profit agency for the purpose of applying for and receiving federal/state funds to develop a revolving loan fund program for the seven counties it services, including Upshur County. After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved and authorized the Commission to sign the support letter (copy included).

William A. Parker provided the second reading to amend the Building Permit Ordinance. The primary purpose of the amendment is to achieve compatibility with the Upshur County Flood Plain Ordinance. No one appeared and no concerns were expressed regarding any of the proposed revisions. After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved the second reading to amend the Upshur County Building Permit Ordinance.

William A. Parker provided a review of correspondence from Joyce Harris-Thacker, Chairman, Upshur County Solid Waste Authority requesting the Upshur County Commission “to administer payroll for the only compensated employee of the UCSWA...” After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved the request for payroll administration for Burl J. Smith at the rate of $17.50 per hour as outlined (copy included).

William A. Parker provided a review/update of the matters relating to the “Settlement Agreement and Release of All Claims” by and between the Upshur County Commission and the Allohak Council, Incorporated, Boy Scouts of America. After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved and authorized the Commission to sign the document as submitted (copy included).

William A. Parker provided an update/review of the fiscal year 2012-2013 Wage and Salary Schedule for Employees under the direction and control of the Upshur County Commission. After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved the salary schedule as submitted (copy included).

William A. Parker provided a review of correspondence from the First Community Bank concerning County Depository Bonds for the period July 1, 2012 through June 30, 2013 for deposits in the name of the Sheriff of Upshur County (copy included). The County Depository Bonds protects the deposits/funds for amounts over and above amounts insured by the FDIC. After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved the County Depository Bonds of the First Community Bank for the period of July 1, 2012 through June 30, 2013 (copy included)

Donnie R. Tenney reviewed the Comprehensive Economic Development Strategy (CEDS) Project Priority Listing and assignment of local priority points (copy included). No action was taken. The Commission will follow up with final approval at a future meeting.

William A. Parker provided an update/status report on matters regarding the Contested Election Petition and Response-David D. Taylor, Petitioner v. Michael R. Kelley, Respondent – Misc. 10-416. Mr. Parker met with Timothy Stranko, Steptoe and Johnson. Mr. Stranko will appear before the Commission on July 05, 2012 for review (may request executive session per WV Code 6-9A-4). Pre-hearing meetings with counsels for both parties will be scheduled on July 09, 2012. After discussion,
UPSHUR COUNTY COMMISSION MEETING  
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on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved July 18, 2012 at 9:00 a.m. as a hearing date for the matter.

The Commission reviewed the following “For Your Information” items:
1. NACo Prescription Discount Card Program Report
2. Agendas and/or Notice of Meetings:
   • Upshur County Development Authority-June 20, 2012
   • Upshur County Public Library Board-June 19, 2012
3. Meeting Minutes and/or Financial Reports
   • Upshur County Development Authority-May 23, 2012
4. Meetings:
   • 06/05/12-6:00 p.m.-Hodgesville Public Service District
   • 06/05/12-6:00 p.m.-Elkins Road Public Service District
   • 06/06/12-12:00 p.m.-Upshur County Senior Center Board
   • 06/07/12-7:00 p.m.-Banks District Volunteer Fire Department
   • 06/07/12-7:00 p.m.-Selbyville Volunteer Fire Department
   • 06/08/12-7:00 a.m.-Buckhannon Upshur Airport Authority
   • 06/11/12-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
   • 06/11/12-12:00 p.m.-Upshur County Family Resource Network
   • 06/11/12-1:00 p.m.-Upshur County Solid Waste Authority
   • 06/11/12-7:00 p.m.-Community Corrections Board-Upshur County
   • 06/11/12-6:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
   • 06/12/12-7:00 p.m.-Ellamore Volunteer Fire Department
   • 06/12/12-7:00 p.m.-Adrian Volunteer Fire Department
   • 06/13/12-7:00 a.m.-Upshur County Development Authority Executive Board
   • 06/13/12-1:30 p.m.-Upshur County Conventions & Visitors Bureau
   • 06/13/12-7:30 p.m.-Warren District Volunteer Fire Department
   • 06/14/12-7:00 p.m.-Adrian Public Service District
   • 06/14/12-3:00 p.m.-Tennerton Public Service District
   • 06/14/12-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
   • 06/14/12-7:30 p.m.-Buckhannon Volunteer Fire Department
   • 06/14/12-7:30 p.m.-Washington District Volunteer Fire Department
   • 06/18/12-12:00 p.m.-Upshur County Fair Association
   • 06/19/12-10:00 a.m.-West Virginia Resource Conservation & Development
   • 06/19/12-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
   • 06/19/12-4:00 p.m.-Upshur County Public Library Board
   • No June Mtg.-7:00 p.m.-Lewis Upshur LEPC-Next Mtg.-July 18, 2012 - Lewis EMS
   • 06/21/12-6:30 p.m.-Upshur County Youth Camp Board
   • 06/21/12-6:30 p.m.-Upshur County Fire Board
   • 06/27/12-7:00 a.m.-Upshur County Development Authority
   • 06/27/12-10:00 a.m.-James W. Curry Advisory Board
   • 06/28/12-4:00 p.m.-Upshur County Farmland Preservation Board
   • July 2012 -7:00 p.m.-Region VII Planning & Development Council
   • TBA-6:00 p.m.-Buckhannon River Watershed Association
5. Appointments Needed or Upcoming:
   • Buckhannon-Upshur Airport Authority - (Richard Clemens-06/30/12-City
   • Buckhannon-Upshur Health Department- (Dalton Cutright- 06/30/12-City
• Buckhannon-Upshur Parks & Recreation Board- (Richard Edwards-06-30-12)- City
• Buckhannon-Upshur Parks & Recreation Board- (Doug Bush - 06-30-12) - Bd. of Education
• Buckhannon-Upshur Parks & Recreation Board- (Joe Fealy-06-30-12)- County
• Buckhannon-Upshur Parks & Recreation Board- (Laura Reed-06-30-12)- County
• Buckhannon-Upshur Parks & Recreation Board- (Kelly Davis- 06-30-13) - County
• James W. Curry Advisory Board- (William A. Parker - 12-30-12) - County
• James W. Curry Advisory Board- (Mark Riggs-12-30-12)- County
• James W. Curry Advisory Board- (Vacant-- 12-30-12)- County
• Region VII Planning & Development Council- (William A. Parker-12/31/12)- County
• Region VII Planning & Development Council- (Connie Tenney- 12/31/12)- County
• Region VII Planning & Development Council- (Sam Nolte- 12/31/12)- County
• Region VII Planning & Development Council -(Dr. Pamela Balch- 12/31/12)- County
• Region VII Planning & Development Council- (A.G. Trusler- 12/31/12) - County
• Upshur County Building Commission (Richard Ralston II-11-10-12) - County
• Upshur County Civil Service Board- (Terry D. Reed- 12-31-12) - County
• Upshur County CVB- (Dale Darnell- 5/2012)- City- Tourism Representative
• Upshur County CVB- (Dale Hawkins- 5/2012)- BU Chamber- Tourism Representative
• Upshur County CVB- (Carol Long- 5/2012)- WV Strawberry Festival Representative
• Upshur County CVB- (Dr. Joseph Reed- 5/2012)- Community Member Representative
• Upshur County CVB- (John Waltz- 5/2012)- City of Buckhannon Representative
• Upshur County Development Authority- (Sam Nolte- 06-30-12)- County
• Upshur County Development Authority- (Dennis Klingensmith- 06-30-12)- County
• Upshur County Development Authority- (Dave Thomas- 06-30-12)- County
• Upshur County Development Authority- (Emiel Butcher- 06-30-12)- County
• Upshur County Development Authority- (Terry D. Reed- 06-30-12)- County
• Upshur County Development Authority- (Terry D. Ware- 06-30-12)- County
• UC Enhanced Emergency Telephone Advisory Board- (Rodney Rolenson 06-30-12)- Law Rep
• UC Enhanced Emergency Telephone Advisory Board- (Steve Long - 06-30-12)- Fire Service
Upshur County resident, Ed Beer, appeared before the Commission and expressed concerns about the purchase of vehicles for Law Enforcement.

Kevin Campbell, Create Buckhannon representative appeared before the Commission and provided an update on Festival Friday events and requested a donation to help with funding. Donnie R. Tenney advised Mr. Campbell to provide a copy of the budget and amount of shortfall to the Commission for review.

Debbie Thacker Wilfong, Upshur County Clerk, appeared before the Commission for discussion concerning the implementation of an additional transfer tax on real property ($1.10 per $500 of value or fraction thereof) for the benefit of the Upshur County Farmland Protection Board (item not on agenda, report only).

Ms. Wilfong discussed the May Primary Election and made a request to bill the City of Buckhannon in the amount of $5,184.58 for additional expenses incurred as a result of combining the city election with county and federal contests during the May Primary. The Commission will follow up at a future meeting (item not on agenda, report only).

After discussion, on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission approved and authorized the President to sign the grant contract agreements and related documents with the West Virginia Development Office for the following Community Participation Grants: Upshur County Commission Parks and Recreation-12LEDA0222 in the amount of $25,000; Arlington Community Center-12LEDA0436 in the amount of $1,000; Upshur County Literacy Volunteers-12LEDA0623 in the amount of $1,000; Upshur County Literacy Volunteers-12LEDA0223 in the amount of $2,000; Upshur County Historical Society-12LEDA0624 in the amount of $4,000 and the Warren District Volunteer Fire Department-12LEDA0625 in the amount of $4,000 (copies on file in the Office of the Upshur County Commission).

The Commission approved all invoices for payment (copies included).

The Commission approved all vacation orders.

The Commission approved the following settlements:
- Patton L. Nickell, Jr.-Final Settlement
- Reatrice L. Fultz-Final Settlement
- Dennis Gene Tenney-Final Settlement
- Stephen G. Young-Final Settlement
- Delmer H. Brake-Final Settlement

The Commission approved the following “Exonerations and/or Refunds”:

- John J. or Michelle Desimone-#3029-$133.80
- Tameika N. Unger-#3030-$70.72

The Commission approved the following “Request to Attend Meeting” (copy included):
- James Farrell-June 20, 2012

With no further business, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission meeting adjourned at 11:45 a.m.