The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, July 19, 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, 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 JC Raffety, seconded by Creed G. Pletcher, the Commission approved the regular meeting minutes of July 12, 2012 with typographical corrections.

William A. Parker advised that there was no report on the agenda item concerning Establishment of the Upshur County Appraisal-Assessment Advisory Board. The item will be placed on next week’s agenda.

After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher, the Commission approved the replacement of the high voltage cable at the Upshur County Recreation Park facility. Emergency repairs, as recommended by Greg Harris, Director of Facility Operations, were authorized previously by County Administrator, William A. Parker. The repairs were for the replacement of high voltage cable that goes from the pool transformer to the transformer that services the pavilion area. The approximate cost of the repair is $12,750.

The Commission discussed the replacement of a transformer at the pool facility. No action was taken. The Commission will follow up with Greg Harris, Facility Operations Director at a future meeting.

William A. Parker provided a review/status report on the purchase of a maintenance vehicle as requested by Greg Harris, Director of Facility Operations. Mr. Parker advised that a 2004 Chevrolet truck is being considered for purchase. The cost of the vehicle is within the limits of the $15,000 maximum as previously discussed and is equipped as needed, which would eliminate the additional cost of equipping. After discussion, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission approved the purchase pending it passing mechanical requirements.

After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the Justice Assistance Grant Agreement and all related documents in the amount of $20,000. The grant will provide partial funding for the PRO (Prevention Resource Officer) at the Buckhannon Upshur Middle School. The Upshur County Board of Education will fund any additional personnel costs not covered by the grant (copy on file in the Office of the Upshur County Commission).

After discussion, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission approved and authorized the President to sign the deed and related documents associated with the “Settlement Agreement and Release of All Claims” regarding the Allohak Council, Inc., Boy Scouts of America -Civil Action 10-C-42 (copy on file in the Office of the Upshur County Clerk).

After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher, the Commission approved the request from the Upshur County Community Educational Outreach Service Clubs (CEOS) to use the Courthouse and Annex Plaza areas on Friday, September 07, 2012 (copy included).

After discussion, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission approved the request from Steven M. Linger, E911 Communications Center Director, to assign Terminal Agency Coordinator (TAC) duties to Carol J. Dean, E911 Dispatcher. Her current hourly rate of pay is to be increased by $.50 per hour, effective July 15, 2012.

After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher, the Commission approved the request from Steven M. Linger, E911 Communications Center Director, to appoint Cecilia Stewart, E911 Dispatcher as Supervisor-in Training for the Communications Center. Her current hourly rate of pay is to be increased by $.50 per hour, effective July 15, 2012.

After discussion, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission approved wage and salary amounts for personnel of the Lewis-Upshur-Braxton Community Corrections Program to be reduced to the 2011-2012 fiscal year
levels due to current grant not funding wage increases. Payment of increased wages already paid during the 2012-2013 fiscal year will be reimbursed from local Community Corrections funds and not from the General Fund. (copy included)

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. A Special Meeting (Hearing) was conducted on Wednesday, July 18, 2012 at 9:00 to consider resolution of the matter. Commissioners have taken arguments under advisement and are following up with Counsel. A final order is expected for next week’s meeting.

The Commission reviewed the following “For Your Information” items:

1. Correspondence from the West Virginia Development Office concerning the Final Performance Report for the 2008 Fiscal Year Small Cities Block Grant for the Upshur County Development Authority Industrial Park Sewer Extension
2. Correspondence from Work Force West Virginia regarding unemployment compensation payments and/or awards
3. Correspondence from the West Virginia Courthouse Facilities Improvement Authority regarding Statewide Courthouse Study
4. Regional Jail Cost Information
5. Dog Warden Activity Report-June 2012
6. Feline Activity Report-June 2012
7. Upshur County Communication Center Reports:
   - Monthly Call Summary Report-June 2012
   - Monthly Departmental Call Summary Report-June 2012
   - Monthly Wrecker Rotation Report-June 2012
8. Agendas and/or Notice of Meetings:
   - City of Buckhannon-July 19, 2012
9. Meeting Minutes and/or Financial Reports
   - Adrian Public Service District-April 12, 2012
   - Adrian Public Service District-May 10, 2012
   - Adrian Public Service District-June 08, 2012
   - Adrian Public Service District-June 14, 2012
   - Adrian Public Service District-June 22, 2012
   - Upshur County Citizens Corp-July 11, 2012
10. Meetings:
    - 07/02/12-6:00 p.m.-Elkins Road Public Service District
    - 07/02/12-6:00 p.m.-Hodgesville Public Service District
    - TBA-12:00 p.m.-Upshur County Senior Center Board
    - 07/05/12-7:00 p.m.-Banks District Volunteer Fire Department
    - 07/05/12-7:00 p.m.-Selbyville Volunteer Fire Department
    - 07/09/12-12:00 p.m.-Upshur County Family Resource Network
    - 07/09/12-4:30 p.m.-Upshur County Solid Waste Authority
    - 07/09/12-6:00 p.m.-Community Corrections Board
    - 07/09/12-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
    - 07/10/12-7:00 p.m.-Ellamore Volunteer Fire Department
    - 07/10/12-7:00 p.m.-Adrian Volunteer Fire Department
    - TBA-7:00 a.m.-Upshur County Development Authority-Executive Board
    - 07/11/12-1:30 p.m.-Upshur County Conventions & Visitors Bureau
    - 07/11/12-7:30 p.m.-Warren District Volunteer Fire Department
    - 07/12/12-1:00 p.m.-Adrian Public Service District
    - 07/12/12-3:00 p.m.-Tennerton Public Service District
    - 07/12/12-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
    - 07/12/12-7:30 p.m.-Buckhannon Volunteer Fire Department
    - 07/13/12-7:00 a.m.-Buckhannon Upshur Airport Authority
UPSHUR COUNTY COMMISSION MEETING
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- 07/15/12-7:30 p.m.-Washington District Volunteer Fire Department
- 07/16/12-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
- 07/16/12-7:00 p.m.-Upshur County Fair Association
- 07/17/12-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development
- 07/17/12-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 07/17/12-12:00 p.m.-Buckhannon- Upshur Chamber of Commerce
- 07/17/12-7:00 p.m.-Upshur County Fair Association
- 07/17/12-10:00 a.m.-James W. Curry Advisory Board
- 07/18/12-7:00 p.m.-Lewis Mon-Ty Resource Conservation & Development
- 07/18/12-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 07/18/12-4:00 p.m.-Upshur County Public Library Board
- 07/19/12-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development
- 07/19/12-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 07/19/12-4:00 p.m.-Upshur County Public Library Board
- 07/19/12-6:30 p.m.-Upshur County Fire Board
- 07/19/12-7:00 p.m.-Lewis Upshur LEPC-Lewis EMS
- 07/20/12-10:00 a.m.-James W. Curry Advisory Board
- 07/21/12-4:00 p.m.-Upshur County Farmland Preservation Board
- 07/20/12-12:00 p.m.-Region VII Planning & Development Council
- 08/01/12-7:00 p.m.-Upshur County Development Authority-Annual Meeting
- TBA-6:00 p.m.-Buckhannon River Watershed Association

11. 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
- Elkins Road Public Service District- (Carey Wagner- 09-30-12)-County
- Elkins Road Public Service District- (Vacant --- 09/30/14)-County
- Hodgesville Public Service District -(Robert Wright- 06-30-12)-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
William A. Parker was requested to follow up with various boards to submit recommendations for appointments and/or reappointments.

The Commission approved all invoices for payment (copies included)

The Commission approved all Vacation Orders.

The Commission approved the following Settlements:
- Pearl T. Perrine-Final Settlement
- Thomas Ray Teter-Final Settlement

The Commission approved the following “Exonerations and/or Refunds”:
  
  Richard B. and Cynthia K. Ewing-#3056-$9.97
  Kristin M. Holmes-#3057-$22.50
  Michael E. and Kathryn L. Wagner-#3058-$39.34
  Fredrick M. Langbein-#3059-Corrective Ticket
  Chapel Hill UM Church-#3060-$1,813.10

The Commission approved the following “Consolidation of Land Tracts”:

- Buckhannon District-Map 3T Parcel 10.1 with Map 3T Parcel 11- to make Map 3T Parcel 11-owners Doyle E. and Linda S. Tenney
- Washington District-Map 7J Parcel 85 with Map 7J Parcel 65 owner Naomi G. Given

The Commission recessed at 10:15 a.m.

The Commission reconvened at 10:45 a.m.
Melissa Matheny, Summit Engineering Inc. representative, appeared before the Commission and provided a review of services from her company for county governments.

The Commission discussed a request from Greg Harris, for part time seasonal personnel to replace an employee who is leaving due to finding full time employment.

The Commission discussed “Certificates of Appreciation” for certain employees, fire departments and volunteers during the power outage emergency. William A. Parker was requested to follow up with James Farry, Office of Emergency Management Director and Steve Linger, E911 Communications Center Director.

The Commission recessed at 11:30 a.m.

The Commission reconvened at 1:30 p.m.

The Commission conducted interviews for the position of Assistant County Administrator. Interview sessions ended at 6:00 p.m. (Creed G. Pletcher was not present for interviews).

With no further business, on motion by JC Rafley, seconded by Donnie R. Tenney, the Commission meeting adjourned at 6:05 p.m.