The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, September 20, 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, County Administrator; Megan J. Pomeroy, Assistant County 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 Donnie R. Tenney, seconded by Creed G. Pletcher, the Commission approved the regular meeting minutes of September 13, 2012 as submitted.

Margaret Riggs, Betty Osborn, Loretta Tenney, Jean Hollen, Donna Bennett, Mavis Shifflett, Debbie Quick and Lucy Mullen appeared before the Commission and requested the Commission to sign the West Virginia Breast Cancer Awareness Day and Breast Cancer Awareness Month proclamation. Ms. Riggs reviewed the proclamation which encourages women to be proactive with lifesaving exams. After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation designating October 01, 2012 as West Virginia Breast Cancer Awareness Day and October 2012 as Breast Cancer Awareness Month throughout Upshur County (copy included).

Donnie R. Tenney introduced Megan J. Pomeroy as Assistant County Administrator.

Charlotte Eskew, Nancy Davidson and Imogene Wimer, Association of Retired School Employees representatives appeared before the Commission and requested the Commission to sign the “West Virginia and Upshur County Association of Retired School Employees Week” proclamation. Ms. Eskew, Association President, reviewed the proclamation which encourages recognition of retired school employees in the community. After discussion, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission approved and authorized the Commission to sign the proclamation designating the week of September 23 through September 29, 2012 as “West Virginia and Upshur County Association of Retired School Employees Week” throughout Upshur County (copy included).

William A. Parker provided a review of the agreement with APCO Institute Incorporated, regarding an emergency medical dispatch program (software) for products and services in the amount of $2,629.78 for utilization by the Upshur County E911 Communications Center as recommended by Steven M. Linger, Director. After discussion, on motion by JC Raffety, seconded by Creed G. Pletcher the Commission approved and authorized the President to sign the agreement with modifications as recommended by WV Counties Risk Pool (WVCoRP) legal counsel.

After discussion, on motion by JC Raffety, seconded by Donnie R. Tenney, the Commission approved the resignation of Michael W. Kelley as Animal Control Officer, effective September 28, 2012. The Commission requested William A. Parker to draft advertisement for replacement personnel.

William A. Parker provided an update/status report on damage to the Upshur County, West Virginia University Extension Service Office located on West Main
Street. Erie Insurance adjuster provided a repair estimate in the amount of $30,000. The West Virginia Counties Risk Pool (WVCoRP) estimate was $6,335.66. The Commission requested William A. Parker to follow up to determine the reason for the extreme disparity between the two quotes.

David R. Rexroad, Executor of the Estate of Dale F. Riggs, deceased, appeared before the Commission and “presented a “Petition” for an increase in the allowed commission for the …estate…

Robert L. Greer, counsel for Dale F. Riggs, Mark F. Riggs, Robyn Simons, Gregory D. Riggs, Susan Arey and Jane Riggs, presented a “Response to Petition of David R. Rexroad, Executor, …

Debbie Thacker Wilfong, (Upshur County Clerk) provided a recommendation that the Commission direct the matter be referred to a different Fiduciary Commissioner for a hearing with a written report and recommendation provided to the Commission regarding the “Petition” presented by David R. Rexroad, Executor of the Estate of Dale F. Riggs, deceased.

The Commission had preliminary discussion and review of this recommendation with David R. Rexroad, Robert L. Greer and Debbie Thacker Wilfong. After that discussion and review, the Commission directed that Debbie Thacker Wilfong, Clerk of the County Commission of Upshur County West Virginia assign this matter to a new Fiduciary Commission for a hearing.”

The Commission signed the follow up correspondence to Windamar, Inc. advising compliance with the Upshur County Floodplain Ordinance as discussed at the September 13, 2012 Upshur County Commission meeting (copy included).

The Commission reviewed the property tax books in consideration of establishing the Upshur County Appraisal Assessment Advisory Board. No action was taken. The Commission will follow up at a future meeting.

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

2. Agendas and/or Notice of Meetings:
   - Buckhannon-Upshur Airport Authority-September 14, 2012
3. Meeting Minutes and/or Financial Reports
   - Elkins Road Public Service District- August 07, 2012
   - Elkins Road Public Service District- August 28, 2012
   - Tennerton Public Service District- August 08, 2012
4. Meetings:
   - TBA-6:00 p.m.-Region VII Planning & Development Council
   - 09/04/12-6:00 p.m.-Hodgesville Public Service District
   - 09/05/12-7:00 a.m.-Upshur County Development Authority-Executive Board
   - 09/05/2012-12:00 p.m.-Upshur County Senior Center Board
   - 09/06/12-7:00 p.m.-Banks District Volunteer Fire Department
   - 09/06/12-7:00 p.m.-Selbyville Volunteer Fire Department
   - 09/10/12-12:00 p.m.-Upshur County Family Resource Network
   - 09/10/12-4:30 p.m.-Upshur County Solid Waste Authority
UPSHUR COUNTY COMMISSION MEETING
September 20, 2012

- October-6:00 p.m.-Lewis-Upshur-Braxton Community Corrections Board
- 09/10/12-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 09/11/12-6:00 p.m.-Elkins Road Public Service District
- 09/11/12-7:00 p.m.-Ellamore Volunteer Fire Department
- 09/11/12-7:00 p.m.-Adrian Volunteer Fire Department
- 09/12/12-1:30 p.m.-Upshur County Conventions & Visitors Bureau
- 09/12/12-7:30 p.m.-Warren District Volunteer Fire Department
- 09/13/12-1:00 p.m.-Adrian Public Service District
- 09/13/12-3:00 p.m.-Tennerton Public Service District
- 09/13/12-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
- 09/13/12-7:30 p.m.-Buckhannon Volunteer Fire Department
- 09/14/12-7:00 a.m.-Buckhannon Upshur Airport Authority
- 09/16/12-7:30 p.m.-Washington District Volunteer Fire Department
- 09/17/12-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
- 09/17/12-7:00 p.m.-Upshur County Fair Association
- 09/18/12-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development
- 09/18/12-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 09/19/12-7:00 p.m.-Lewis Upshur LEPC
- 09/20/12-6:30 p.m.-Upshur County Youth Camp Board
- 09/20/12-6:30 p.m.-Upshur County Fire Board
- 09/24/12-6:30 p.m.-Upshur County Firefighters Association
- 09/25/12-4:00 p.m.-Upshur County Public Library Board
- 09/26/12-7:00 p.m.-Upshur County Development Authority-Full Board
- 09/26/12-10:00 a.m.-James W. Curry Advisory Board
- 09/27/12-4:00 p.m.-Upshur County Farmland Preservation Board
- TBA-Buckhannon River Watershed Association

5. Appointments Needed or Upcoming:
- 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
The Commission approved all invoices for payment (copies included)
The Commission approved all Vacation Orders.
The Commission approved the following Settlements:
  • James Gilbert Easton-Final Settlement

With no further business, on motion by Creed G. Pletcher, seconded by JC Raffety, the Commission meeting adjourned at 11:30 a.m.