UPSHUR COUNTY COMMISSION MEETING
October 01, 2009

The County Commission of Upshur County West Virginia, held their regular
meeting at the Courthouse Annex on Thursday, October 01, 2009 at 9:00 a.m.
Donnie R. Tenney called the meeting to order. There were present Donnie R.
Tenney, Commissioner; Eugene C. Suder, Commissioner; Creed G. Pletcher,
Commissioner, William A. Parker, Administrator and Terri Jo Bennett,
Administrative Assistant. 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 discussion, on motion by Creed G. Pletcher, seconded by Eugene C.
Suder, the Commission approved the Commission to sign the Proclamation declaring
October 5, 2009 as West Virginia Breast Cancer Awareness Day and the month of
October as West Virginia Breast Cancer Awareness Month in Upshur County. (copy
included)

After reading of the minutes, on motion by Creed G. Pletcher, seconded by
Eugene C. Suder, the Commission approved the regular meeting minutes of
September 24, 2009 as submitted.

Richard Edwards, President of the Buckhannon-Upshur Parks & Recreation
Advisory Board, appeared before the Commission to review the Upshur County
Wellness Complex Action Plan. (copy included) After discussion, on motion by
Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the
official adoption of the action plan. Mr. Edwards requested the Commission to
include the Wellness Complex Action Plan on the Upshur County website
(www.upshurcounty.org) and to have a Commissioner serve on a fund raising
committee which the Advisory Board is establishing. After discussion, on motion by
Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the
request concerning the website. Terri Jo Bennett will follow up. No action was
taken at this time concerning the fund raising committee. The Commission will
follow up at a future meeting.

Jacob E. Reger, Prosecuting Attorney, Bryan Hinkle, Domestic Violence
Assistant Prosecutor, and Laura Queen, Victim Services Coordinator appeared before
the Commission to provide an update/review on grant programs for the Prosecuting
Attorney’s office. Information was provided concerning minimum guidelines for
STOP (Services Training Officers and Prosecutors) Teams funded by the Violence
Against Women’s Act (VAWA). The Upshur County STOP Team received a
“Certificate of Recognition” from the West Virginians Against Violence Committee.
(copy included)

William “Bill” Hamilton, 39th District House of Delegates Representative,
appeared before the Commission and provided a report on the Governor’s
Community Participation Grant Program with the following recipients: Adrian
Volunteer Fire Department, $5,000.00; Washington District Volunteer Fire Department, $5,000.00 and the Upshur County Literacy Volunteers, $1,500.00.

Linda Feola, Upshur County Literacy Volunteers representative, appeared before the Commission and provided an update/status report on the Upshur County Literacy Board.

Donnie R. Tenney provided a review of the information packet from the Federation for American Coal, Energy and Security (Faces of Coal). (copy included)

After discussion, the Commission requested William A. Parker to draft a letter of support stressing the importance of coal to West Virginia and to Upshur County for signature by the Commissioners.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign a grant application to the West Virginia Courthouse Improvement Authority in the amount of $80,000.00 for the HVAC project.

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the 2009 Fiscal Year Annual Plan for Waste Coal Producing Counties Grant Program to the West Virginia Development Office in the amount of $6,857.57 for Economic Development via the Upshur County Development authority and $61,718.10 for the HVAC project.

The Commission reviewed correspondence from Jay Martin, Plant Manager of Corhart Refractories, informing of the planned layoff of an additional 26 employees on or after November 27, 2009. (copy included)

The Commission received an invitation from the West Virginia Breast and Cervical Cancer Screening Program (WVBCCSP) to attend the “West Virginia Breast Cancer Awareness Day” celebration at Jawbone Park on October 5, 2009. (copy included)

Donnie R. Tenney provided an update on the County Commissioner’s Association Board of Directors’ meeting. Major topics of discussion included regional jail cost containment, OPEB-(Other Post Employment Benefits)-State and County obligations.

Donnie R. Tenney also reported on the RegionVII PDC meeting. One of the topics discussed was the 2010 Census.

William A. Parker provided an update on the ComforTech quote for the HVAC project at the Upshur County Public Library. The project is subject to prevailing wage and will need to be rebid.

The Commission recessed at 10:25 a.m.

The Commission reconvened at 10:40 a.m.

Virgil D. Miller, Upshur County Sheriff, appeared before the Commission and provided a review of the Purchase Card Agreement program. William A. Parker
provided an update and will follow up with representatives from the West Virginia State Auditor’s Office. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the Agreement with the provision that there will be a set limit on each card not to exceed $500.00 (copy included)

Virgil D. Miller provided an update on interoperable radio equipment, grant and payment process with reimbursement by the Randolph County Commission’s Office of Emergency Management.

Gary Bailey, Maintenance Supervisor, appeared before the Commission to discuss quotes for Upshur County Library HVAC project. Mr. Bailey will follow up with written specifications to William A. Parker to reopen the bidding process.

Gary Bailey and the Commission engaged in a discussion regarding the progress of work at the Buckhannon-Upshur Recreational Park Facility.

The Commission recessed at 11:40 a.m.

The Commission reconvened at 12:45 p.m.

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

The Commission approved the following purchase orders:

- US Postal Service-#20101097-$10,000.00
- WV Sheriffs’ Association-#20101098-$465.00
- Lanes Car Wash and Detail-#20101099-$80.00
- Staples Credit Plan-#20101100-$300.00
- FBINAA WV-#20101101-$85.00
- Jerry’s Sporting Goods-#20101102-$228.18
- Motorola, Inc.-#20101103-$116,280.00
- Heckler & Koch Defense-#20101104-$833.00

The Commission approved the following Final Settlements:

- Edith L. Hinkle-Final Settlement
- Janet Lee Queen-Final Settlement
- Jennings Lacoe Westfall-Final Settlement
- Betty Lou Unger Hall-Second Annual Settlement

The Commission approved/denied the following exoneration and/or refunds:

- Benjamin P. Grogg and Deirdre Jarrett-#2572-$67.52-approved
- Hank H. or Kimberly Groves-#2573-Corrective Ticket
- Daniel S. Bender-#2574-$171.66
- Kathleen Cutright Estate-#2575-$4.30

The Commission approved the following “time out of the office” for Commission employees: (copies included)
• William A. Parker-November 25, 2009
The Commission approved the following consolidation of land tracts: (copy included)
• Banks District-Map 1R-Parcel 8 with Map 2R-Parcel 12- owners Roscoe L. and Eva O. Rexroad- will blend to make Map 2R Parcel 12
• Meade District-Map 5L-Parcel 3 with Map 1-Parcel 150- owners Arley R. and Janet G. Robinson- will blend to make Map 5L Parcel 3
The Commission received the following information: (copies included)
1. Correspondence from the West Virginia Development Office concerning the appointment of an Interim Director of the Community Development Division
2. Correspondence to Mountain CAP of WV, Incorporated, designating Creed G. Pletcher as alternate to the Board of Directors in the absence of Eugene C. Suder
3. Agendas and/or Notice of Meetings: None
4. Meeting Minutes and/or Financial Reports:
• James W. Curry Library and Park Usage Report-September 2009
5. Meetings:
• 10/06/09-6:00 p.m.-Elkins Road Public Service District
• 10/06/09-7:00 p.m.-Hodgesville Public Service District
• 10/07/09-7:00 a.m. -Upshur County Development Authority – Exec. Board
• 10/08/09-1:00 p.m.-Adrian Public Service District
• 10/08/09-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
• 10/12/09-12:00 p.m.-Upshur County Family Resource Network
• 10/12/09-4:00 p.m.-Upshur County Solid Waste Authority
• 10/12/09-7:00 a.m.-Buckhannon Upshur Airport Authority
• 10/13/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
• 10/14/09-3:00 p.m.-Tennerton Public Service District
• 10/14/09-7:00 p.m.-Upshur County Litter Control Committee
• 10/15/09-6:30 p.m.-Upshur County Youth Camp Board
• 10/15/09-6:30 p.m.-Upshur County Fire Board
• 10/19/09-7:00 p.m.-Upshur County Fair Association
• 10/20/09-10:00 a.m.-Wes-Mon-Ty RCD
• 10/20/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
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- TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board
- 10/21/09-7:00 a.m.-Upshur County Development Authority
- 10-21-09-10:00 a.m.-James W. Curry Advisory Board
- 10/21/09-4:00 p.m.-Upshur County Public Library Board
- 10-21-09-6:00 p.m.-Buckhannon-River Watershed Association
- 10/21/09-7:00 p.m.-Lewis Upshur LEPC
- TBA -7:00 p.m. -Region VII Planning & Development Council

6. Appointments Needed or Upcoming:
   - Adrian Public Service District --- (James Darrell Loudin 10/31/09) --- County
   - James W. Curry Advisory Board --- (2 Vacant Positions) --- County
   - Upshur County Building Commission --- (Terry D. Reed 11/10/09) --- County
   - Upshur County Civil Service Board --- (Terry D. Reed 12/31/08) --- Bar Association
   - Upshur County Civil Service Board --- (Bruce Bennett 12/31/09) --- County
   - Upshur County Fire Board --- (Vacant Position 06/30/09) --- County --- 2nd District

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 1:15 p.m.