The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, October 22, 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 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 reading of the minutes, Eugene C. Suder expressed concerns regarding a meeting Donnie R. Tenney had with Chris Bays-Smith. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the regular meeting minutes of October 15, 2009 with corrections.

Joe Carrico, President of the Upshur County Fire Board appeared before the Commission to request a pay increase for Amy Atwell in the amount of $1.08 (One Dollar and eight cents) per hour, which would put her pay at $9.75 per hour. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the pay increase effective the next pay period (beginning October 25, 2009).

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the appointment of Ed Beer to the Upshur County Fire Board. Mr. Beer’s term will expire on June 30, 2012. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the president to sign the Drunk Driving Prevention Grant application in the amount of $7,500.00 for the period of October 24, 2009 thru January 24, 2010. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved Cheryl Ann Wimer as a volunteer for the Office of Emergency Management per recommendation.

No action was taken regarding the Financial Statement. The Commission will follow up at next week’s meeting.

Donnie R. Tenney provided an update/status report on the Upshur County Wellness Complex.

The Commission reviewed the request from the Upshur County Office of Emergency Management on behalf of the Local Emergency Planning Committee (LEPC) to attend the 2009 Homeland Security Exercise and Evaluation Planning Exercise (HSEEP) on Monday, October 26, 2009. No action was taken. Terri Jo Bennett was requested to follow up to obtain additional information.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the request from the VFW (Veterans of Foreign Wars), American Legion and DAV (Disabled American Veterans) to use the
Courthouse steps area and utilities on Wednesday, November 11, 2009 from approximately 10:45 to 11:30 a.m.

Donnie R. Tenney provided a review of the County Commissioner’s Association Legislative Agenda. (copy included)

The Commission approved the following Final Settlements:

- Winfred Oldaker-Final Settlement
- Ethel M. Walton-Final Settlement
- Arnett Mann Wilfong-Final Settlement
- Ljubica Djonovich Lax-Final Settlement
- Goldie G. Arey-Final Settlement
- Lillian Fogel-Final Settlement
- Shirley Ann Jones-Final Settlement
- Homer P. Lemons-Final Settlement
- Cosbie R. Fisher-First Annual Settlement

The Commission approved all Vacation Orders

Creed G. Pletcher stated the need for stone moving from the Buckhannon-Upshur Airport Authority facility to the Upshur County Wellness Complex and suggested it for a weekend project for the West Virginia Army National Guard on November 6, 7 and 8. William A. Parker will follow up with a letter of request to the WVANG.

James Farry, Director of the Upshur County Office of Emergency Management and James Farrell, Administrative Assistant, appeared before the Commission and provided a review and clarification of the 2009 Homeland Security Exercise and Evaluation Program (HSEEP) at West Virginia Wesleyan College. No action was taken.

Merrily Cheek, Program Director, 26th Judicial Circuit Community Corrections, provided correspondence concerning the DCJS (Division of Criminal Justice Services) Grant for the Fiscal Year 2009. The correspondence indicated that failure to use the full amount of the award would have no negative impact and commended the program for responsible use of grant funds. (copy included)

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

The Commission approved the following purchase orders:

- US Cellular-#20101105-$69.99
- Appalachian Tire Products-#20101127-$100.32
- Sunset Graphics, LLC-#20101128-$18.00
- Wal-Mart Community BRC-#20101129-$500.00
- HiTech Auto & Tire-#20101130-$1,295.07
- WV Signs & Designs-#20101131-$650.00
The Commission approved the following exonerations and/or refunds: (copies included)

- Michael or Debra Clay-#2580-Corrective Ticket
- Janet E. Warciski-#2581-$2.16
- Janet E. Warciski-#2582-$2.16
- Peter Jr. and Sheila Nekay-#2583-$275.22
- Peter Jr. and Sheila Nekay-#2584-$241.22
- Crystal and Richard Cline-#2585-Corrective Ticket

The Commission approved the following “time out of the office” for Commission employees: (copies included)

- James Farry-October 28 and 29, 2009
- James Farrell-October 28 and 29, 2009

The Commission received the following information: (copies included)

1. Agendas and/or Notice of Meetings:
   - 26th Judicial Circuit Community Corrections Board-October 19, 2009
   - Upshur County Youth Camp Board - October 15, 2009
   - WVJR Authority Board- September 15, 2009
   - Upshur County Public Library Board- October 21, 2009
   - Upshur County Development Authority -October 21, 2009

2. Meeting Minutes and/or Financial Reports:
   - Buckhannon-Upshur Airport Authority (Amended)-September 08, 2009
   - Buckhannon-Upshur Airport Authority-October 14, 2009
   - Upshur County Development Authority-September 23, 2009
   - 26th Judicial Circuit Community Corrections Board-September 15, 2009

3. 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
UPSHUR COUNTY COMMISSION MEETING
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- 10/12/09-4:00 p.m.-Upshur County Solid Waste Authority
- 10/13/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 10/14/09-7:00 a.m.-Buckhannon Upshur Airport Authority
- 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
- 10/19/09-6:00 p.m.-26th Judicial Circuit Community Corrections 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
- 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

4. Appointments Needed or Upcoming:
   - 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

At 10:30 a.m. the Commission recessed for a site visit of the Upshur County Wellness Complex.

The Commission attended the Potomac Appalachian Transmission Highline (PATH) Meeting at West Virginia Wesleyan College.

The Commission reconvened at 2:15 p.m.

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 2:20 p.m.

The Commission recessed at 2:30 p.m.