UPSHUR COUNTY COMMISSION MEETING
November 12, 2009

The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, November 12, 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 reading of the minutes, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the Special meeting minutes of November 04, 2009 as submitted and the regular meeting minutes of November 05, 2009 as submitted.

Representatives from the Buckhannon Upshur High School student Council appeared before the Commission to request funding for a new sign for the entrance to the facility. No action was taken at this time. The Commission will follow up during the 2010 budget meeting. (copy included)

After review by William A. Parker, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the Commission to sign the Order to approve the third and fourth annual settlements for the Estate of Clyde Harper, deceased. (copy included)

After review by William A. Parker, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the 457(b) Plan Adoption Agreement and 457(b) Specimen Plan Document as outlined by Waddell & Reed Financial Services Company. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the resignation of N. Louise Bleigh, E911 Director, effective November 27, 2009. ((NOTE: Ms. Bleigh is on medical leave until November 27, 2009)

Upshur County Sheriff Virgil D. Miller appeared before the Commission for a presentation of awards to Corporal C. J. Day, Deputy First Class Theron Caynor and Deputy First Class Dewaine Linger.

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the resignation of Eva Christine Smith, Housekeeping Supervisor effective November 09, 2009.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved Gary Bailey to assume the duties of the Housekeeping Supervisor effective November 13, 2009.

After review by Donnie R. Tenney, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission and authorized the President to sign the lease agreement for the Braxton County Day Report Center. (copy included)
The Commission approved all invoices for payment. (copy included)
The Commission approved the following Final Settlements:
- Lorentz W. Hall-Final Settlement
- Margaret Deloris Bond-Final Settlement
- Thelma Cutright-Final Settlement
- Minnie M. Wagner-Final Settlement
- Rodney M. William Hill-Final Settlement
The Commission approved the following exoneration and/or refunds: (copies included)
- Stanley Chidester, Jr.-#2605-$75.46
- Stanley Chidester, Jr.-#2606-$79.43
The Commission approved the following “time out of the office” for Commission employees: (copies included)
- Terri Jo Bennett-December 15, 2009
The Commission received the following information: (copies included)
1. Notification of Open House on November 18th for Balance Counseling
2. Correspondence from the West Virginia Department of Environmental Protection concerning implementation of REAP guidelines
3. Correspondence from Allegheny Energy and American Electric Power concerning extension of procedural schedule for the PATH project
4. Correspondence from the Upshur County Historical Society
5. Notification from the Upshur County Solid Waste Authority concerning an electronics recycling program
6. Upshur County E911 Communication Center reports:
   - Monthly Call Activity Report—October 2009
   - Departmental Call Activity Report—October 2009
   - Monthly Wrecker Report—October 2009
7. Building Permits—October 2009
10. Agendas and/or Notice of Meetings:
    - Adrian Public Service District—November 12, 2009
    - Upshur County Fire Board—November 19, 2009
11. Meeting Minutes and/or Financial Reports:
    - Buckhannon River Watershed Association—October 21, 2009
    - Elkins Road Public Service District—October 06, 2009
    - Tennerton Public Service District—May 13, 2009
    - Tennerton Public Service District—June 10, 2009
UPSHUR COUNTY COMMISSION MEETING
November 12, 2009

- Tennerton Public Service District –July 08, 2009
- Tennerton Public Service District –August 12, 2009
- Tennerton Public Service District –September 09, 2009
- Upshur County Courthouse HVAC Project–November 03, 2009

12. Meetings:
- 11/03/09-6:00 p.m.-Elkins Road Public Service District
- 11/03/09-7:00 p.m.-Hodgesville Public Service District
- 11/04/09-7:00 a.m.-Upshur County Development Authority – Exec. Board
- 11/09/09-12:00 p.m.-Upshur County Family Resource Network
- 11/09/09-4:00 p.m.-Upshur County Solid Waste Authority
- 11/09/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 11/11/09-7:00 a.m.-Buckhannon Upshur Airport Authority-City Hall
- 11/11/09-7:00 p.m.-Upshur County Litter Control Committee
- 11/12/09-1:00 p.m.-Adrian Public Service District
- 11/12/09-3:00 p.m.-Tennerton Public Service District
- 11/12/09-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
- 11/16/09-7:00 p.m.-Upshur County Fair Association
- 11/17/09-10:00 a.m.-Wes-Mon-Ty RCD
- 11/17/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 11/17/09-6:00 p.m.-Buckhannon River Watershed Association
- 11/18/09-7:00 a.m.-Upshur County Development Authority
- 11/18/09-10:00 a.m.-James W. Curry Advisory Board
- 11/18/09-4:00 p.m.-Upshur County Public Library Board
- 11/18/09-6:00 p.m.-Buckhannon-River Watershed Association
- 11/18/09-7:00 p.m.-Lewis Upshur LEPC
- 11/19/09-6:30 p.m.-Upshur County Youth Camp Board
- 11/19/09-6:30 p.m.-Upshur County Fire Board
- TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board
- TBA-7:00 p.m.-Region VII Planning & Development Council

13. Appointments Needed or Upcoming:
- James W. Curry Advisory Board --- (2 Vacant Positions) --- County
UPSHUR COUNTY COMMISSION MEETING
November 12, 2009

- 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

The Commission recessed at 9:30 a.m.
The Commission reconvened at 9:45 a.m.

Amy Campbell, E911 Dispatcher, appeared before the Commission and requested clarification of the reason for her suspension. The Commission stated that she is an “at will” employee. On motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the termination of employment of Amy Campbell effective immediately.

The Commission recessed at 9:55 a.m.
The Commission reconvened at 10:15 a.m.

William “Bill” Hamilton, House of Delegates representative, appeared before the Commission and presented the “Governor’s Community Participation Grant Award” in the amount of $5,000.00 to the Commission for the purpose of installing an exhibit facility for the County FFA/4-H at the Upshur County Recreational Park. (copy included) Rex Reeder, President of Upshur County Livestock Association, appeared before the Commission and reviewed the plans for usage of the $5,000.00 grant award.

The Commission recessed at 10:23 a.m.
The Commission reconvened at 10:30 a.m.

Timothy Higgins, Upshur County resident, appeared before the Commission and provided an update on the PATH project and requested funding for “Expert Witness Fees” for Larry McDaniel, Certified Professional Appraiser, for testimony associated with the PATH project. No action was taken. The Commission will follow up at a future meeting.

Gary Bailey, Maintenance Supervisor, appeared before the Commission and provided an update on projects and costs associated with the Upshur County Recreational Park facility, the Upshur County Youth Camp and replacement of stairwell lights.

The Commission recessed at 11:10 a.m.
The Commission reconvened at 12:50 p.m.

The Commission engaged in discussion concerning the appointment of an interim director for the E911 Center. The topic will be placed on the agenda for next week’s meeting for action.
With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 1:05 p.m.

Donnie R. Tenney attended the scheduled 2:00 appointment for a tour of the Chesapeake Energy Well Site.