The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, December 10, 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 Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the regular meeting minutes of December 3, 2009 as submitted.

Rebecca Poe, Executive Director of Randolph County Senior Citizen’s Programs, appeared before the Commission to request funding and provided an update for the Country Roads Transit. No action was taken. The Commission will review the request during budget sessions in March 2010. (copy included)

Joyce Harris-Thacker, Chairperson of Upshur County Solid Waste Authority, provided an update on programs and services offered by the Upshur County Solid Waste Authority. Ms. Harris-Thacker made a presentation of the “2009 Environmental Excellence Award” to the Commission. Upshur County was one of only 7 counties to receive this award.

William A. Parker provided an update/review of the Seismic Survey request as presented by Jeff Barksdale, representative of Dawson Geophysical Company during the December 3, 2009 Commission meeting. Eugene C. Suder expressed concerns with the time frame stated in the contract. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the contract with the following modifications: 1.) The contract period be limited to 12 (twelve) months and 2.) No activity to be allowed during the park season (May through September).

William A. Parker provided a review of GASB 45 “Letter of Arrangement” with Lockstone Advisor’s, LLC to determine Other Post Employment Benefit (OPEB) costs. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the “Letter of Arrangement”. (copy included) William A. Parker was requested to follow up to make sure services will be completed by March 2010 for consideration during the budget process.

The Commission reviewed the funding request for Expert Witness fees concerning PATH (Potomac-Appalachian Transmission Highline) as presented by Timothy Higgins during the December 3, 2009 Commission meeting. No action was taken pending review by Jacob E. Reger, Prosecuting Attorney and contact with neighboring counties by William A. Parker.
After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved sending a letter of objection to SuddenLink concerning the cost increases projected for January 2010 for cable services in Upshur County.

Eugene C. Suder expressed concerns with Upshur-Buckhannon Health Department Agenda item appreciation bonuses for office staff. (copy included)

James Farry, Office of Emergency Management Director, provided an update/review of OEM operations and concerns; i.e. wind, rain, power outages. (Note: not on agenda, report only)

Eugene C. Suder expressed concerns with delays in receiving minutes from various boards. Donnie R. Tenney advised that the Commission office needs to receive the monthly minutes after being approved by the various boards.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission directed William A. Parker to send a letter to the Upshur County Bar Association requesting their referral of Terry D. Reed to the Upshur County Civil Service Board. The Upshur County Commission authorized the reappointment of Terry D. Reed to the Board pending receipt of the referral letter from the Bar Association. Mr. Reed’s term will expire on December 31, 2011.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Terry D. Reed to the Upshur County Building Commission. Mr. Reed’s term will expire on November 10, 2014.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Bruce Bennett to the Upshur County Civil Service Board. Mr. Bennett’s term will expire on December 31, 2013.

Bryson Van Nostrand, Van Nostrand Architects, appeared before the Commission and provided an update on the Courthouse HVAC project and an update on the E911 Construction project. (Note: not on agenda, report only)

The Commission received the following information: (copies included)
1. Correspondence from SuddenLink concerning cost increase
3. Agendas and/or Notice of Meetings:
   - Adrian Public Service District-December 10, 2009
   - Buckhannon-Upshur Airport Authority-December 9, 2010
   - Elkins Road Public Service District-December 1, 2009
   - Upshur-Buckhannon Health Department-December 10, 2009
   - Upshur County Development Authority-December 15, 2009
4. Meeting Minutes and/or Financial reports:
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- Buckhannon-Upshur Airport Authority-October 14, 2009
- Buckhannon-Upshur Airport Authority-November 11, 2009
- Elkins Road Public Service District-November 3, 2009
- Upshur County Development Authority-November 4, 2009

5. Meetings:
- 12/01/09-6:00 p.m.-Elkins Road Public Service District
- 12/01/09-7:00 p.m.-Hodgesville Public Service District
- 12/08/09-6:00 p.m.-Region VII Planning & Development Council
- 12/09/09-7:00 a.m.-Buckhannon Upshur Airport Authority
- 12/09/09-7:00 p.m.-Upshur County Litter Control Committee
- 12/10/09-1:00 p.m.-Adrian Public Service District
- 12/10/09-3:00 p.m.-Tennerton Public Service District
- 12/10/09-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
- 12/14/09-12:00 p.m.-Upshur County Family Resource Network
- 12/14/09-4:00 p.m.-Upshur County Solid Waste Authority
- 12/14/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 12/15/09-7:00 a.m.-Upshur County Development Authority – Exec. Board
- 12/15/09-10:00 a.m.-Wes-Mon-Ty RCD
- 12/15/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 12/15/09-6:00 p.m.-Buckhannon-River Watershed Association
- 12/16/09-10:00 a.m.-James W. Curry Advisory Board
- 12/16/09-4:00 p.m.-Upshur County Public Library Board
- 12/16/09-7:00 p.m.-Lewis Upshur LEPC
- 12/17/09-6:30 p.m.-Upshur County Youth Camp Board
- 12/17/09-6:30 p.m.-Upshur County Fire Board
- 12/21/09-7:00 p.m.-Upshur County Fair Association
- TBA-7:00 a.m.-Upshur County Development Authority
- TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board

6. Appointments Needed or Upcoming:
- James W. Curry Advisory Board — (2 Vacant Positions) — County
- Upshur County Building Commission — (Terry D. Reed 11/10/09) — County
The Commission approved all invoices for payment. (copy included)
The Commission approved the following purchase orders:
- WVPAA-#20101160-$600.00
- Stanley Steemer-(estimate)-$555.00
- United Sound & Electronics-(estimate)-$2342.80
The Commission approved the following Final Settlements:
- Adrian Keith Rogers-Final Settlement
- Ima Jean Zickafoose-Final Settlement
- Edwin M. Queen-Final Settlement
- Anna Marguerite McHenry-Final Settlement
- Florence Maude Tenney-Final Settlement
The Commission recessed at 11:30 a.m.
The Commission reconvened at 12:15 p.m.
Gary E. Bailey, Maintenance Supervisor, appeared before the Commission and reviewed maintenance items for the Upshur County Courthouse and Annex and discussed the employment status for the 2 (two) temporary part time employees.
(Note: not on agenda, report only)
With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 1:25 p.m.