UPSHUR COUNTY COMMISSION MEETING
December 17, 2015

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, December 17, 2015, at 9:00 a.m. JC Raffety called the meeting to order. Present were JC Raffety, Commissioner; Troy A. Brady, Commissioner; Terry Cutright, Commissioner; Carrie Wallace, County Administrator; Tabatha R. Perry, 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 discussion on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved the regular meeting minutes of December 10, 2015 as submitted.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the appointment of S. Michael Feola as board member filling a private sector vacancy on the Region VII Planning and Development Council effective from January 1, 2016 through December 31, 2016 (copy included).

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the closing of the Courthouse on Friday, January 1, 2016 for the New Year’s Day holiday (copy included).

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved the advertisement of “Request for Bids” for fully insured Group Health Insurance for Upshur County Commission employees, retirees and COBRA participants. All sealed bids must be received no later than 9:00 a.m. on January 21, 2016. Bids will be opened and reviewed at 11:00 a.m. during the regular meeting of the Upshur County Commission on Thursday, January 21, 2016. Interviews will be scheduled the week of January 25 through January 29, 2016 (copy included).

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the signing of the “Order of the Upshur County Commission to Admit the Copy of the Will of Clinton L. Mick to Probate in the Office of the Clerk of the Upshur County Commission, West Virginia” as discussed at the regular meeting of the Upshur County Commission on December 3, 2015 (copy included).

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the signing of the formal recognition of the Upshur County Commission’s support in the initiative to become a designated “Retire West Virginia” community (copy included).

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the employment of Mildred “Jeanne” Zickfoose as Temporary Commission Assistant, effective December 29, 2015 at the rate of $15.00 per hour (copy included). Ms. Zickfoose will be in training on Tuesdays and Fridays and then work full time for up to 12 weeks when the position opening occurs.

JC Raffety reviewed the following “For Your Information” items (copies included):
1. Correspondence from Gary G. Howell, Chairman, House Committee on Government Organization, House of Delegates WV Legislature, enclosing a County Information Chart showing the availability and accessibility of information about the County Commissions and their official actions.
2. Building Permits-November 2015
3. Upshur County Health Department Newsletter-December 2015
4. Lewis-Upshur Animal Control Adoption Financial Transactions for November 1, 2015 through November 30, 2015
5. Agendas and/or Notice of Meetings:
   • Upshur County Family Resource Network—December 9, 2015
6. Meeting Minutes:
   • Buckhannon-Upshur Recreational Park Advisory Board –May 26, 2015
   • Buckhannon-Upshur Recreational Park Advisory Board –June 7, 2015
   • Buckhannon-Upshur Recreational Park Advisory Board –July 13, 2015
   • Buckhannon-Upshur Recreational Park Advisory Board –August 18, 2015
   • Buckhannon-Upshur Recreational Park Advisory Board –September 14, 2015
   • Buckhannon-Upshur Recreational Park Advisory Board –November 2015
7. Meetings:
   • 01/07/16-7:00 p.m.-Banks District VFD
   • 01/07/16-7:00 p.m.-Selbyville VFD
   • 01/05/16-6:00 p.m.-Hodgesville PSD
   • 01/05/16-5:30 p.m.-Elkins Road PSD
   • 01/13/16-12:00 p.m.-Upshur County Senior Center Board
   • 01/13/16-1:30 p.m.-Upshur County Conventions & Visitors Bureau–UCDA Office
Mr. Campbell and April Keating presented rebuttals to pipeline safety concerns and the proposed pipelines. Capito and WV House of Representatives delegates for investigations to assess the need for Federal Energy Regulatory Commission (FERC), Governor Tomblin, Senators Manchin and (PEIS) for the Atlantic Coast Pipeline provided data and other information concerning emergency preparedness, evacuation routes the Commission and expressed concerns about pipeline setback distances and other aspects of

The Commission recessed at 10:35 a.m.

8. Appointments Needed or Upcoming:
- Upshur Fire Board (Vacant Position-6-30-16)-1st District Community Representative
- Upshur County Farmland Preservation Board (Vacant Position-06-30-15)-At Large-Non Farming
- Region VII Planning & Development Council-(6-30-15-Donnie R. Tenney) — County
- Region VII Planning & Development Council-(12-31-15-Connie Tenney) — County
- Region VII Planning & Development Council-(12-31-15-Sam Nolte)—County
- Region VII Planning & Development Council-(12-31-15-Dr. Pamela Balch)— County
- Region VII Planning & Development Council-(12-31-15-A. G. Trusler) — County
- Corridor H Authority (Vacant Position-06-30-16)—Commission

Mountain Lakes Preservation Alliance representative, Kevin Campbell, appeared before the Commission and expressed concerns about pipeline setback distances and other aspects of risk analysis concerning the Atlantic Coast Pipeline. Mr. Campbell and April Keating provided data and other information concerning emergency preparedness, evacuation routes, land use planning and the use of renewable resources and requested the Commission to form a committee to create a “Hazard Mitigation Plan” for the County.

Kirk Bowers, Virginia Chapter, Sierra Club representative, appeared before the Commission and discussed the need for a Programmatic Environmental Impact Statement (PEIS) for the Atlantic Coast Pipeline. Mr. Bowers encouraged the Commission to petition the Federal Energy Regulatory Commission (FERC), Governor Tomblin, Senators Manchin and Capito and WV House of Representatives delegates for investigations to assess the need for the proposed pipelines.

Natural gas industry representatives, Robert Orndorff, Sean Miller and Corky DeMarco presented rebuttals to pipeline safety concerns and noted that the pipelines will contribute to the economic stability of West Virginia.
The Commission reconvened at 10:45 a.m.

Upshur County resident, Frank Fato appeared before the Commission and expressed concerns about a dangerous/vicious dog in his neighborhood and requested Commissioners to consider implementing a leash law for the county. Commissioners advised of the difficulties of enforcement of such a law and discussed alternative solutions.

The Commission approved the following Settlements (copies included):
- Gary Eugene Hudson-Final
- Warren Jackson-Final
- Billy Joe Mackey-Final
- Jacob Wade McClain-Final
- Mary Lois Shifflette-Final
- Joyce Ann Cutright Williams-Final

The Commission approved all Vacation Orders.

The Commission approved the following “Exonerations and/or Refunds” (copies included):
- Danny and Melissa Marsh—#3760—$320.06

The Commission recessed at 12:00

The Commission reconvened at 1:00

Terri Moxley, EBSO representative, appeared before the Commission and provided a review of the EBSO Health Insurance Plan. Ms. Moxley provided data and a “snapshot of how the plan is running” and answered Commission’s questions concerning costs and administrative fees.

The Commission attended the meeting of the Upshur County Department Supervisors (copy included).

The Commission attended the meeting of the Upshur County Policy Board (copy included).

The Commission reconvened at 2:55 p.m.

With no further business, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission adjourned at 2:55 p.m.