The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, February 05, 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 regular meeting minutes of January 29, 2009 as submitted.

At 9:10 a.m. the Commission conducted a public hearing to gather information and or requests for potential projects eligible for Small Cities Block Grant Funding. Present were Shane Whitehair from the Region VII Planning and Development Council, Terry Gould from Hodgesville and Tennerton Public Service Districts, representatives from Elkins Road Public Service District, and representatives from Adrian Public Service District. Shane Whitehair provided an update and review of requirements for the Small Cities Block Grant Funding. Representatives from the various Public Service Districts presented project requests. The hearing concluded at 10:15 a.m. (copies included)

The Commission recessed at 10:15 a.m.

The Commission reconvened at 10:35 a.m.

Linda Feola, Executive Director for Literacy Volunteers of Upshur County, appeared before the Commission with an update/status report on programs and activities and to request funding for the 2009-2010 fiscal year. No decisions were made at this time and the Commission will follow-up during the March 2009 budget hearings. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the appointment of Steve B. Nanners to serve as Fiduciary Commissioner for Upshur County effective February 5, 2009. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the Mutual Aid Agreements with the City of Buckhannon, Lewis County Sheriff’s Department, Harrison County Sheriff’s Department, Huttonsville Correctional Center, Webster County Sheriff’s Department, Barbour County Sheriff’s Department and the Randolph County Sheriff’s Department, effective date of agreements is January 29, 2009. (copy included)
After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the request by Joy Layfield to use up to twelve (12) weeks of Family Medical Leave per established guidelines outlined in the Upshur County Personnel Handbook.

William A. Parker reviewed correspondence to the Office of the Upshur County Sheriff and the Office of the Upshur County Clerk concerning payment of wages for vacation time to Chief Deputy Kelley. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission will follow the ruling of the Civil Service Board to award the requested vacation days, but will not issue payment in lieu of vacation days. The vacation days must be taken by the end of December 2009. (copy included)

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

The Commission approved the following purchase orders: (copies included)

- Quill corporation—#09000308—$1000.00
- A.F. Wendling, Inc—#09000309—$500.00
- Terri Jo Bennet—#09000310—$125.00
- J & S Business Forms, LLC—#09000311—$74.80

The Commission approved the following “request to attend meeting” requests for Commission employees: (copy included)

- Terri Jo Bennett—February 6, 2009—approved

The Commission approved the following exoneration and/or refunds: (copies included)

- Daniel W. Bailey—#2445—$304.96

The Commission approved the following Final Settlements:

- Darrel E. Bean—Final Settlement
- Paul M. Crites—Final Settlement
- Bulah Marsh—Final Settlement
- Richard B. Andrews—Final Settlement

The Commission received and reviewed the following information: (copies included)

1. United Way Elimination Dinner—February 27, 2009—6:30 p.m.
2. Correspondence from the Literacy Volunteers
3. Board of Review & Equalization Schedule
   - February 02, 2009-Monday-Review Property Books
   - February 05, 2009-Thursday-Appointments-1:30 p.m.
   - February 09, 2009-Monday-Coal, Oil & Gas Hearings
   - February 10, 2009-Tuesday-Coal, Oil & Gas Hearings
February 12, 2009 - Industrial Hearings
February 17, 2009 - Appointments 9:00 a.m.
February 19, 2009 - Appointments 1:30 p.m.
February 20, 2009 - Appointments 9:00 a.m.
February 25, 2009 - Appointments 9:00 a.m.
February 26, 2009 - Appointments 2:00 p.m.

4. Agendas and/or Notice of Meetings: None
5. Meetings Minutes and/or Financial Reports: None
6. Meetings:
   - 02/03/09-6:00 p.m.-Elkins Road Public Service District
   - 02/03/09-7:00 p.m.-Hodgesville Public Service District
   - 02/09/09-12:00 p.m.-Upshur County Family Resource Network
   - 02/09/09-6:00 p.m.—Buckhannon-Upshur Recreational Park Advisory Board
   - 02/09/2009-6:00 p.m.-Upshur County Solid Waste Authority
   - 02/10/2009-7:00 a.m.-Buckhannon Upshur Airport Authority
   - 02/11/09-7:00 a.m.-Upshur County Development Authority-Ex. Board
   - 02/11/09-3:00 p.m.-Tennerton Public Service District
   - 02/11/09-6:00 p.m.-Buckhannon River Watershed Association
   - 02/11/09-7:00 p.m.-Upshur County Litter Control Committee
   - 02/12/09-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
   - 02/13/09-1:00 p.m.-Adrian Public Service District
   - 02/13/09-9:00 a.m.-Canvass-Special Levy Election
   - 02/16/09-7:00 p.m. Upshur County Fair Association
   - 02/17/09-10:00 a.m.-Wes-Mon-Ty RCD
   - 02/17/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
   - 02/18/09-10:00 a.m.-James W. Curry Advisory Board
   - 02/18/09-4:00 p.m.-Upshur County Public Library Board
   - 02/18/09-7:00 p.m.-Lewis Upshur LEPC
   - TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board
   - 02/19/09-6:30 p.m.-Upshur County Fire Board
   - 02/19/09-6:30 p.m.-Upshur County Youth Camp Board
   - TBA-6:00 p.m.-Region VII Planning & Development Council
• 02/25/09-7:00 a.m. Upshur County Development Authority Board

7. Appointments needed or upcoming:
• James W. Curry Advisory Board-Lonnie Sanders 12/31/08-County
• James W. Curry Advisory Board-Tom Brown 12/31/08-County
• Region VII Planning & Development Council-William A. Parker 12/31/08-County
• Region VII Planning & Development Council-Connie Tenney-12/31/08-County
• Region VII Planning & Development Council-Commissioner-12/31/08-County
• Region VII Planning & Development Council-French Armstrong-12/31/08-County
• Region VII Planning & Development Council-Dr. Pamela Balch-12/31/08-County
• Region VII Planning & Development Council-Andy Duncan-12/31/08-County
• Upshur County Building Commission-AG Trusler-11/10/08-County
• Upshur County Civil Service Board-Terry D. Reed-12/31/08-Bar Association
• Upshur County Development Authority-Vacant Position-06/30/11-County
• UC Enhanced Emergency Advisory Board-Vacant Position-6/30/11-EMS
• UC Safe Structures & Sites Ordinance Board-G. Bonnett -6/30/08-Fire Chief-County

The Commission recessed at 12:00 p.m.
The Commission reconvened at 1:00 p.m.
At 1:30 p.m. the Board of Equalization and Review met for hearings. No one appeared before the Board for review.
The Commission recessed at 1:40 p.m.
The Commission reconvened at 2:30 p.m. for an interview with VanNostrand Architects who presented a proposal to provide architectural and engineering services for the Upshur County HVAC project and the renovation and expansion of the existing 911 Communications Center. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the development of a contract for the Commission to review and approve at a future meeting.
With no further business, the meeting adjourned at 3:00 p.m.