The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, April 01, 2010 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 March 18, 2010 with typographical corrections.

After reading of the minutes, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the regular meeting minutes of March 25, 2010 with typographical corrections.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the “Take Pride in America Month” proclamation which encourages Upshur County citizens to “celebrate” patriotism throughout the month of July. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the approved the extension of time for the Sheriff of Upshur County to settle the Estate of David Dwight Jones, deceased, as recommended by Daya Masada Wright, Fiduciary Commissioner. (copy included)

William A. Parker reviewed the agreement with Mountain State Pest Guard for services at the James W. Curry property. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the agreement. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved Jessica Lynn Fabbricatore as a volunteer for the Lewis Upshur Animal Control facility.

After review by Donnie R. Tenney, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the “Cooperative Agreement” between the Upshur County Commission, the Lewis County Commission and the Braxton County Commission concerning the Community Corrections Program. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the help wanted ad for the Office of the Upshur County Clerk for the position of a full time Deputy County Clerk. (copy included)

The Commission discussed topics to be reviewed at the April 29, 2010 joint meeting with the City of Buckhannon. Items for review include the “2015 Plan”; elections and addressing and mapping issues. William A. Parker will follow up with a list of co-operative dealings between the county and city.

Donnie R. Tenney provided an update/status report on the Upshur County Wellness Complex. (Note: not on agenda-report only)

William A. Parker reviewed the draft of the civil action against the Estate of Pauline Frances Baxa which is to be filed for review by the Upshur County Circuit Court. (Note: not on agenda, report only)

At 9:40 a.m., on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission entered executive session per WV Code 6-9A-4 to consider matters regarding the purchase or lease of property. In attendance were Donnie R. Tenney, Creed G. Pletcher, Eugene C. Suder and William A. Parker. The Commission returned to open session at 10:15 a.m. No decisions were made in executive session.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the purchase of Lot #57, located on West Main Street from Eugene and Marcelene Sapp at a price of $225,000.00 and authorized the President to sign any documents associated with the purchase.
Creed G. Pletcher provided an update on the March 27th, 2010 County Commission sponsored Easter Egg Hunt. (Note: not on agenda, report only)

Donnie R. Tenney provided an update on the March 29th “Big Read” presentation from Karen Land, sled dog racer and distribution of the book “The Call of the Wild”. (Note: not on agenda, report only)

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

The Commission approved the following purchase orders:

- Dayton Legal Blank-#20101257-$905.13
- Ralston Press, Inc.#20101258-$500.00
- Ralston Press, Inc.-#20101259-$463.39
- Ralston Press, Inc.-#20101260-$783.15
- Southern States COOP, Inc.-#20101261-$149.50
- APCO, Inc.-#20101262-$422.65
- A.F. Wendling, Inc.-#20101263-$125.00
- Appalachian Tire Products-#20101264-$85.00
- Appalachian Tire Products-#20101265-$100.32
- Wal-Mart Community BRC-#20101266-$100.00
- Quick Slick Oil Change-#20101267-$1,000.00
- Hunter’s Den-#20101268-$112.50

The Commission approved the following Final Settlements:

- Wilson Chester Harper-Final Settlement
- Macel Belle Wilson-Final Settlement
- Delma Miller-Final Settlement
- Francis Marie Sharpoliski-First Annual Settlement
- Edna Grace Hicks-Fourth Annual Settlement
- Joyful Peace Sneed-Inc-Fifth Annual Settlement
- Ginger K. Strader-Inc-Fifth Annual Settlement
- Chris Cranmer-Infant-Final Settlement

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

- Glenda D. & Joe V. Hamner-#2635-$318.52
- Rinker’s Automotive-#2636-$21.82

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

- William A. Parker-April 27, 2010
- Lynn Suder-April 6-9, 2010
- Sarah Wright-April 6-9, 2010

The Commission reviewed the following “For Your Information” items:

2. Revised Budget Comparison for FY 2009-2010 and FY 2010-2011
3. Agendas and/or Notice of Meetings: None
4. Meeting Minutes and/or Financial Reports: None
5. Meetings:

- 04/06/10-6:00 p.m.-Elkins Road Public Service District
- 04/06/10-7:00 p.m.-Hodgesville Public Service District
- 04/08/10-1:00 p.m.-Adrian Public Service District
- 04/08/10-3:00 p.m.-Tennerton Public Service District
- 04/08/10-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
- 04/12/10-12:00 p.m.-Upshur County Family Resource Network
The Commission recessed at 10:30 a.m.
The Commission reconvened at 11:00 a.m.
Joyce L. Harris-Thacker, Upshur County Family Resource Network representative, appeared before the Commission and presented the “Children’s Memorial Flag Day” proclamation. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation designating April 23, 2010 as Children’s Memorial Flag Day in Upshur County. The purpose of the proclamation is to memorialize children who die through violence and child abuse and to urge the increased participation of citizens in the prevention of child abuse. (copy included)
On motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the Courthouse Plaza to be used for the planned flag activities.
Ms. Harris-Thacker provided an update on the “Light of Hope” service to be held on April 22, 2010 at 11:30 a.m. and an invitation to the Commission to attend the service and a noon luncheon at the American Legion Hall. The service and luncheon will honor community professionals for their work on child abuse prevention and encourage attendance at the flag raising activities in the courthouse plaza area on April 23. (copy included)
Joyce L. Harris-Thacker presented the “Sexual Assault Awareness Month” proclamation. On motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the Commission to sign the proclamation designating the month of April as “Sexual Assault Awareness Month”. (copy included) The purpose of the proclamation is to create awareness of the crime of sexual assault and to request public support and assistance for it’s prevention.
Joyce L. Harris-Thacker presented the “Child Abuse Prevention Month” proclamation. On motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation designating the month of April as “Child Abuse Prevention Month”. The purpose of the proclamation is to encourage citizens to be vigilant in recognizing and preventing child abuse. (copy included)
The Commission recessed at 11:45 a.m. and attended the flag raising activities in the courthouse plaza area.
The Commission reconvened at 2:00 p.m. Dale Bennett, Bennett Surveying representative, appeared before the Commission and provided an update on the progress at the Upshur County Wellness Complex. Mr. Bennett discussed the following items: agreement with Bill Wellings; state permits; contract with Ron Hathaway and monetary and equipment donations from Chesapeake Energy. (Note: not on agenda, report only)

Bryson VanNostrand, VanNostrand Architect representative, appeared before the Commission and provided an update/review of the plans and projected time frames for the new E911 Center. A pre-bid meeting will be held on April 19, 2010 with bid-opening to be held on May 10, 2010 at 3:00 p.m.

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 2:45 p.m.