The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, April 22, 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 and 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 April 15, 2010 as submitted.

David Wayts, Buckhannon Office & School Supplies representative, appeared before the Commission to introduce his new business and Mr. Wayts requested the consideration of the county offices to use his local business for the purchase of office supplies.

After review by William A. Parker, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the “Resolution” and related documents concerning the adoption of the “Retirement Plus” deferred retirement plan effective July 01, 2010 as outlined by John Perdue, West Virginia State Treasurer, at the April 15, 2010 meeting of the Upshur County Commission. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the removal of Dennis Willett as Administrator for the Estate of Fae M. Casto, deceased, and the appointment of Robert Morris as Administrator for said Estate as recommended by Daya Masada Wright, Fiduciary Commissioner. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Melissa G. Currence as Deputy Circuit Clerk (moving from the Office of the County Clerk). Effective date of employment will be determined after the May Primary Election at her current rate of pay. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the request from Bonnie Crouse, President of Brooks Hill Community Building Association, to use the James W. Curry Park property for parking during the Brooks Hill Community Fair, July 23 thru 25, 2010. (copy included)

William A. Parker reviewed summer activities at the James W. Curry Library and Park. Mr. Parker also provided an update on Strawberry Festival activities (May 12 thru 16) and the Buckhannon-Upshur Chamber of Commerce Annual Awards Banquet and Membership Meeting on May 18, 2010. (copy included) (Note: not on agenda, report only)

Kevin Campbell, Advanced Power Controls, LLC representative, appeared before the Commission and presented an update/review of a supplemental lighting price quote for the James W. Curry Library and the Upshur County Public Library. (copy included) (Note: not on agenda, report only)

The Commission recessed at 9:50 a.m.

The Commission reconvened at 10:35 a.m.

Gary E. Bailey, Maintenance Supervisor, appeared before the Commission and reviewed possible storage space at the former jail facility and other locations. Mr. Bailey will follow up with Office of Emergency Management Director James Farry. (copy included) (Note: not on agenda, report only)

William A. Parker provided a follow-up report on the draft of the agreement with William Wellings concerning a “borrow” site for the Upshur County Wellness Complex as discussed during the April 8, 2010 Upshur County Commission meeting.
Jacob E. Reger, Upshur County Prosecuting Attorney, will review the document before further action is taken. (Note: not on agenda, report only)

The Commission reviewed the following "For Your Information" items:

1. Financial Information:
   - General County Fund Fiscal Year-to-Date & Month of March
   - Coal Severance Fund Fiscal Year-to-Date & Quarter
   - Upshur County Sheriff’s Financial Statement for March 2010

2. Agendas and/or Notice of Meetings:
   - Upshur County Public Library Board - April 22, 2010
   - Upshur County Solid Waste Authority, May 10, 2010

3. Meeting Minutes and/or Financial Reports:
   - Buckhannon-Upshur airport Authority - April 14, 2010

4. 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
   - 04/12/10-4:30 p.m.-Upshur County Solid Waste Authority
   - 04/14/10-7:00 a.m.-Upshur County Development Authority – Exec. Board
   - 04/14/10-7:30 a.m.-Buckhannon Upshur Airport Authority
   - 04/14/10-7:00 p.m.-Upshur County Litter Control Committee
   - 04/15/10-6:30 p.m.-Upshur County Youth Camp Board
   - 04/15/10-6:30 p.m.-Upshur County Fire Board
   - TBA -6:00 p.m.-26th Judicial Circuit Community Corrections Board
   - 04/19/10-7:00 p.m.-Upshur County Fair Association
   - 04/20/10-10:00 a.m.-Wes-Mon-Ty RCD
   - 04/20/10-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
   - 04/21/10-10:00 a.m.-James W. Curry Advisory Board
   - 04/21/10-6:00 p.m.-Buckhannon-River Watershed Association
   - 04/21/10-7:00 p.m.-Lewis Upshur LEPC
   - 04/21/10-4:00 p.m. Upshur County Public Library Board
   - 04/28/10-7:00 a.m. -Upshur County Development Authority
   - TBA - 7:00 p.m.-Region VII Planning & Development Council

5. Appointments Needed or Upcoming:
   - Buckhannon-Upshur Airport Authority — (William Wellings 06-30-10) — County
   - Buckhannon-Upshur Airport Authority — (Phil Loftis 06-30-10) — County
   - Buckhannon-Upshur Airport Authority — (Scott Wilson 06-30-10) — City
   - Buckhannon-Upshur Board of Health — (Dale Hawkins 06-30-10) — County
• Buckhannon-Upshur Parks & Recreation Ad. Bd. --- (Rick Edwards 06-30-10) --- City
• Buckhannon-Upshur Parks & Recreation Ad. Bd. --- (Doug Bush 06-30-10) --- Bd. Of Ed.
• Buckhannon-Upshur Parks & Recreation Ad. Bd. --- (Joe Fealy 06-30-10) --- County
• Buckhannon-Upshur Parks & Recreation Ad. Bd. --- (Rick Malcolm 06-30-10) --- County
• James W. Curry Advisory Board --- (Michael Quinn 12-31-10) --- County
• Elkins Road Public Service District --- (Sonny Mathews 09-30-10) --- County
• Hodgesville Public Service District --- (Donnie Kincaid 08-05-10) --- County
• Region VII Planning & Development Council --- (William A. Parker 12-31-10) --- County
• Region VII Planning & Development Council --- (Connie Tenney 12-31-10) --- County
• Region VII Planning & Development Council --- (French Armstrong 12-31-10) --- County
• Region VII Planning & Development Council --- (Dr. Pamela Balch 12-31-10) --- County
• Region VII Planning & Development Council --- (AG Trusler 12-31-10) --- County
• Upshur County Building Commission --- (Dennis Xander 11-10-10) --- County
• Upshur County Civil Service Board --- (Richard Kitzmiller 12-31-10) --- Deputies Association
• Upshur County Development Authority -- (Bryson VanNostrand 06-30-10) --- County
• Upshur County Development Authority -- (Lance Miller 06-30-10) --- County
• Upshur County Development Authority -- (Dr. Pamela Balch 06-30-10) --- County
• Upshur County Development Authority -- (Mark Harper 06-30-10) --- County
• Upshur County Development Authority -- (Connie Tenney 06-30-10) --- County
• Upshur County Development Authority -- (Elaine Abel 06-30-10) --- County
• UC Enhanced Emergency Telephone Ad. Bd. --- (James Farry 06-30-10) --- County
• Upshur County Fire Board --- (Joe Carrico 06-30-10) --- Fire Association
• Upshur County Fire Board --- (Wyatt Long 06-30-10) --- Fire Association
• Upshur County Fire Board --- (Frank Hodges 06-30-10) --- County
• Upshur County Public Library Board --- (Mary Ann Crites 06-30-10) --- County / Bd. Of Ed.
The Commission approved all invoices for payment. (copy included)
The Commission approved the following purchase orders:

- Dayton Legal Blank-#20101278-$165.00
- James & Law Co.-#20101279-$150.00
- Quill corporation-#20101280-$1,298.98
- Ralston Press, Inc.-#20101281-$81.00
- Software Systems, Inc.-#20101282-$1,151.00
- Enterprise Rent-A-Car-#20101283-$120.00
- Amera-Chem Inc.-#20101284-$46.95
- Redwood Biotech-#20101285-$500.00
- Dicks Sporting Goods-#20101286-$398.00
- Recreation Creations, Inc.-#20101287-$2,938.00

The Commission approved the following Final Settlements:

- Charles Franklin Bennett II-Final Settlement
- Reese Thomas Evans, Jr. -Final Settlement
- Donald R. Haislip-Final Settlement
- Edna Iona Harris-Final Settlement
- Opal Kellenberger-Final Settlement
- Bland Raikes-Final Settlement
- Phyllis L. Sparks-Final Settlement
- Sylvanus Coburn Stalnaker-Final Settlement
- Michael Stephen Ogden-Final Settlement
- Harvey H. Golden-Final Settlement
- S. Doris Berry Olson-Final Settlement

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

- Esther R. Arey-#2638-$48.24

The Commission recessed at 10:50 a.m.
The Commission reconvened at 11:30 a.m. at the courthouse plaza area for the “Light of Hope” activities.
The Commission recessed at 12:00 p.m. to attend the Children’s Memorial Flag Day Luncheon at the American Legion building.
The Commission reconvened at 1:30 p.m.

Dale Bennett, Bennett Surveying representative, appeared before the Commission and provided an update/review on the Upshur County Wellness Complex project. (Note: not on agenda, report only)
Debbie Thacker Wilfong, Upshur County Clerk, appeared before the Commission and provided an update/review on the test of the election equipment/voting machines. (Note: not on agenda, report only)

Dale E. Withrow, Chapman Technical Group representative, appeared before the Commission for an interview for the purpose of providing Architectural and Engineering services to design and oversee the construction of a new shower/bathhouse at the James W. Curry Park Facility.

With no further business, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission meeting adjourned at 3:00 p.m.