The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, April 3, 2008 at 9:00 a.m. President 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, County 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 special meeting minutes of March 25, 2008 and the regular meeting minutes of March 27, 2008 as submitted.

Gary Rapking, WVU Extension Service, appeared before the Commission and provided an update/status report on the Upshur County Youth Livestock Facility renovation project.

Mr. Rapking also provided an update/status report on the Farmland Preservation and Protection program. The Commission will follow-up with the appointment of a board.

After review, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation declaring April 2008 as “Child Abuse Prevention” month in Upshur County. (copy included)

Roy Bennett, county resident, appeared before the Commission and requested a refund for nonexistent property he purchased during the Sheriff’s Delinquent Tax sale. After discussion, no action was taken on the request and the Commission requested William Parker to follow-up with Jacob E. Reger, Prosecuting Attorney for a legal opinion.

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the mutual aid agreement with Harrison County. (copy included)

After review by William A. Parker, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the budget revision for the General County fund.

On motion by Eugene C. Suder, seconded by Creed G., Pletcher, at 10:10 a.m. the Commission entered executive session per WV Code 6-9a-4 to review matters involving an ongoing investigation. In attendance were Donnie R. Tenney, Eugene C. Suder, Creed G. Pletcher, William A. Parker, Virgil D. Miller, Mark Davis and Louise Bleigh. No decisions were made in executive session and the Commission returned to open session at 10:20 a.m.

At 10:20 a.m. the Commission entered executive session per WV Code 6-9a-4 to discuss personnel. In attendance were Donnie R. Tenney, Eugene C. Suder, Creed G. Pletcher, William A. Parker and Louise Bleigh. No decisions were made in executive session and the Commission returned to open session at 10:35 a.m.

At 10:35 a.m. the Commission entered executive session per WV Code 6-9a-4 to discuss the sale and/or lease of property. In attendance were Donnie R. Tenney, Eugene C. Suder, Creed G. Pletcher and William A. Parker. No decisions
were made in executive session and the Commission returned to open session at 10:55 a.m.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the recommendation from Louise Bleigh to terminate the employment of Casey Morgan, full-time E-911 Communication Dispatcher.

After review, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the recommendation to reappoint Richard Ralston to the Upshur County Building Commission with a term ending November 10, 2012.

The Commission recessed at 11:30 a.m.

The Commission reconvened at 1:00 p.m.

Greg Harris, Animal Control Officer, appeared before the Commission and provided an update/status report on the disposition of various animals due to closure of an animal cruelty case. On motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the selling of animal to private individuals and public auction as outlined.

The Commission approved the following final settlements:

- John Lloyd Ward – Final Settlement Waiver
- Junior Edward Burr – Final Settlement

The Commission approved the following purchase orders:

- Dowell’s Welding & Fab - #08000458 - $1,700.00
- Dayton Legal Blank - #08000459 - $250.00
- Quill Corporation - #08000460 - $250.00
- Lowe’s Home Center Inc - #08000461 - $400.00
- Ray Allen Company - #08000462 - $2,870.00

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

The Commission approved the following exonerations and/or refunds:

(copies included)

- Dustin or Edwin Pringle - #2190 - $104.96

The Commission received the following information: (copies included)

1. Correspondence from the City of Buckhannon and the Upshur County Solid Waste Authority Regarding the Following:

   - Celebration of Recycling Event --- April 18 & 19, 2008
   - Special - Bulk Recycling Event --- April 19, 2008
   - Tire Amnesty Day --- May 03, 2008

2. Upshur County E911 Communications Center Reports:

   - Monthly Call Report --- March 2008
   - Departmental Call Report --- March 2008
   - Wrecker Report --- March 2008

3. Public Hearing to Lay Levy Rates and Adopt Budget for Fiscal Year Ending June 30, 2009 Scheduled for 09:00 a.m. on Tuesday, April 15, 2008

4. Agendas and/or Notice of Meetings:

   - Elkins Road Public Service District-April 01, 2008

5. Meeting Minutes and/or Financial Reports:

   - James W. Curry Advisory Board-January 23, 2008

6. Meetings:

   - 04/01/08-6:00 p.m.-Elkins Road Public Service District
   - 04/01/08-7:00 p.m.-Hodgesville Public Service District
• 04/08/08-7:00 a.m.-Buckhannon-Upshur Airport Authority
• 04/08/08-6:00 p.m.-Buckhannon River Watershed Association
• 04/09/08-7:00 a.m.-Upshur County Development Authority – Ex. Board
• 04/09/08-3:00 p.m.-Tennerton Public Service District
• 04/09/08-7:00 p.m.-Upshur County Litter Control Committee
• 04/10/08-6:30 p.m.-UC Safe Structures & Sites Ordinance Board
• 04/11/08-1:00 p.m.-Adrian Public Service District
• 04/14/08-12:00 p.m.-Upshur County Family Resource Network
• 04/14/08-6:00 p.m. -Upshur County Solid Waste Authority
• 04/14/08-6:00 p.m.-Buckhannon-Upshur Parks & Recreational Ad. Bd.
• 04/15/08-10:00 a.m.-Wes-Mon-Ty RCD
• 04/15/08-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
• 04/16/08-10:00 a.m.-James W. Curry Advisory Board
• 04/16/08-4:00 p.m.-Upshur County Public Library Board
• 04/16/08-7:00 p.m.-Lewis-Upshur LEPC
• 04/17/08-6:30 p.m.-Upshur County Fire Board
• 04/17/08-6:30 p.m.-Upshur County Youth Camp Board
• 04/21/08-7:00 p.m.-Upshur County Fair Association
• 04/23/08-7:00 a.m. -Upshur County Development Authority
• May 2008-7:00 p.m.-Region VII Planning & Development
• May 2008-6:00 p.m.-26th Circuit Community Corrections Board

7. Appointments Needed or Upcoming:
• Upshur County Building Commission --- (Richard Ralston 11/10/07) --- County
• Upshur County Building Commission --- (Vacant Position 11/10/08) --- County
• Upshur County Building Commission --- (Vacant Position 11/10/10) --- County
• Upshur County Development Authority --- (1 position 06/30/07) --- County
• Upshur County Development Authority --- (Vacant Position 06/30/10) --- County
• UC Enhanced Emergency Telephone Ad. Bd. --- (Rebecca Phillips 06/30/08) --- County

With no further business, the meeting adjourned at 2:00 p.m.