Upshur County Commission
May 1, 2008

The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, May 1, 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.

Representatives from the Tennerton Lions Club appeared before the Commission and presented a $600.00 check to the “Project Lifesaver” program. Virgil Miller, Sheriff, and Mark Davis, Project Director, appeared before the Commission regarding the funding request for the “Project Lifesaver” program. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved $1,500.00 from general county funds for the program. The Commission also presented three $100.00 checks from each of the Commissioners for the program. Mark Davis advised that that the program will be up and running by May 19, 2008.

On motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the Commission to sign the “Equal Pay Day” proclamation that was presented by the Buckhannon Business and Professional Women’s Club on April 17, 2008. (copy included)

On motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the request from the Central West Virginia Republican Women’s Club to use the courthouse plaza for WV Day celebration. (copy included)

William A. Parker provided a review of the resolution, guaranty agreement and the IRS certification requirement for the bonds issued by the Upshur County Building Commission to purchase the property located off the Brushy Fork Road for the USPFO and WV Armory National Guard offices. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the required documentation as necessary and within time periods required or recommended by bond counsel. (NOTE: a bound copy will be on file in the Office of the Upshur County Commission)

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 24, 2008 as submitted.

The Commission recessed at 9:40 a.m.
The Commission reconvened at 10:35 a.m.
The Commission met with Brian Gaudet, Circuit Clerk, to discuss advertising for a full-time Deputy Clerk and status change for a current employee. After discussion, per the General Consent Rule, the Commission approved to advertise for the full-time Deputy Clerk position. It was also agreed that Caprice Tenney would end her employment as a full-time Deputy Circuit Clerk and be hired as a part-time Deputy Circuit Clerk August 22, 2008 and would be paid for her accrued vacation time. (copy included) The Commission requested Brian Gaudet to forward a letter from Caprice Tenney outlining the request/intent in employment status change.

At the request of the Commission, William A. Parker drafted a letter to Roy Bennett regarding his request for a refund for nonexistent property he purchased during the Sheriff’s Delinquent Tax sale. (copy included)

The Commission approved the following purchase orders:
- Dayton Legal Blank - #08000482 - $120.00
- Ralston Press Inc - #08000483 - $177.00
- Ralston Press Inc - #08000484 - $468.15
- Assoc of WV Assessors - #08000485 - $400.00
- Mountaineer Resort - #08000486 - $1,400.00

The Commission approved the following final settlements:
- Kenneth Helmick – Final Settlement Waiver
- Okey Hissam – Final Settlement Waiver
- Emerson Simons – Final Settlement Waiver
- Roger Thompson – Final Settlement Waiver
- Margaret Zickefoose – Final Settlement Waiver
- Obie Zirkle Jr. – Final Settlement
- Ada Mable Rutherford – 8th and Final Settlement

The Commission received the following information: (copies included)
1. Meeting Minutes and/or Financial Reports:
   - Upshur County Public Library – March 26, 2008
2. Citizen Corps Community Emergency Response Volunteer (CERV) Grant
3. 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

4. Appointments Needed or Upcoming:
• Buckhannon-Upshur Airport Authority --- (Robert Baker 06/30/08) --- County
• Buckhannon-Upshur Airport Authority --- (Frank Robinette 06/30/08) --- City of Weston
• Buckhannon-Upshur Airport Authority --- (James W. Knorr III 06/30/08) --- City
• Buckhannon-Upshur Airport Authority --- (Charles Anderegg 06/30/08) --- County
• Buckhannon-Upshur Board of Health --- (Betty Bailey 06/30/08) --- County
• Buckhannon-Upshur Parks & Recreation Ad Bd --- (Richard Edwards 06/30/08) --- City
• Buckhannon-Upshur Parks & Recreation Ad Bd ---(Brenda Wells 06/30/08) --- Bd of Ed
• Buckhannon-Upshur Parks & Recreation Ad Bd ---(Joe Fealy 06/30/08) --- County
• Buckhannon-Upshur Parks & Recreation Ad Bd ---(Rick Malcolm 06/30/08) --- County
• James W. Curry Advisory Board ---(Vacant Position 12/31/08) --- County
- James W. Curry Advisory Board --- (Tom Brown 12/31/08) --- County
- Elkins Road Public Service District --- (LeAnn Presar 09/30/08) --- County
- Hodgesville Public Service District --- (Roger Ward 08/05/08) --- 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 --- (Vacant Position 11/10/08) --- County
- Upshur County Civil Service Board --- (Terry D. Reed 12/31/08) --- Bar Association
- Upshur County Development Authority --- (Vacant Position 06/30/10) --- County
- Upshur County Development Authority --- (Vacant Position 06/30/10) --- County
- Upshur County Development Authority --- (Glenn Hawkins 06/30/08) --- County
- Upshur County Development Authority --- (French Armstrong 06/30/08) --- County
- Upshur County Development Authority --- (Don Nestor 06/30/08) --- County
- Upshur County Development Authority --- (Yvonne Stewart 06/30/08) --- County
- Upshur County Development Authority --- (Sharon McNemar 06/30/08) --- County
- Upshur County Development Authority --- (William Wellings 06/30/08) --- County
- UC Enhanced Emergency Telephone Ad. Bd. --- (Rebecca Phillips 06/30/08) --- County
• UC Enhanced Emergency Telephone Ad. Bd. --- (Betty Hinkle 06/30/08) --- County
• Upshur County Fire Board --- (Wyatt Long 06/30/08) --- 1st Dist - Fire Assoc --- County
• Upshur County Fire Board --- (George Smith 06/30/08) --- 1st Dist - Comm --- County
• Upshur County Public Library Board --- (Martha Feola 06/30/08) - County / Bd. of Ed.
• UC Safe Structures & Sites Ordinance Bd. -- (G. Bonnett 06/30/08) – Fire Chief - County
• UC Safe Structures & Sites Ordinance Bd. -- (Dr. Rigoberto Ramirez 06/30/08) -- County
• UC Safe Structures & Sites Ordinance Bd. --- (Mary Anne Dean 06/30/08) --- County
• Upshur County Solid Waste Authority --- (Joyce Harris-Thacker 06/30/08) --- County
• Upshur County Solid Waste Authority --- (Robert Wines 06/30/08) --- SCD

With no further business, the meeting adjourned at 11:45 a.m.