UPSHUR COUNTY COMMISSION MEETING
June 25, 2009

The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, June 25, 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 June 11, 2009 with typographical corrections. (Note: June 18 minutes unavailable)

The Commission discussed the Elkins Road Public Service District waterline extension project(s). Greg Belcher, representative from Chapman Technical Group provided an update/status report on the waterline extension project. (copy included) Mary Elisabeth Eckerson, Representative from Shelley Moore Capito’s office, and Rosemary Wagner, Executive Director of Region VII Planning and Development Office, Clint Walton, Elkins Road PSD and Sonnie Matthews, Elkins Road PSD were also in attendance.

The Commission recessed at 10:10 a.m.

The Commission reconvened at 10:30 a.m.

Timothy Higgins, county resident, appeared before the Commission for a discussion concerning PATH (Case # 09-0770-E-CN). Mr. Higgins presented handouts which included a letter from Governor Manchin and photographs of landscape before and after the erection of high voltage power lines. William A. Parker will follow up with Prosecuting Attorney, Jacob E. Reger and schedule PATH discussion on the agenda of next week’s Commission meeting. (copies included)

Timothy Higgins expressed concerns with the removal of the “Share the Road” signs along Country Club Road. (NOTE: item not on the agenda, report only)

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

The Commission approved the following purchase orders:

- Ed Arey & Sons—#090044579—$500.00
- Prisoner Transportation—#09004458—$981.25
- Regional Organized Crime—#09004459—$240.00
- Ben Meadows—#09004460—$300.00

The Commission approved the following Final Settlements:

- Catherine E. Smythe—Final Settlement
- Fae M. Casto—Second Annual & Final Settlement
The Commission approved the following “time out of the office” for Commission employees: (copy included)

- Terri Jo Bennett-July 14, 2009-approved
- Eva Christine Bays Smith-August 3, 4, 5, 6, and 7, 2009-approved
- William A. Parker-August 2, 3 and 4, 2009-approved

The Commission received the following information: (copies included)

1. Correspondence from the WV Statewide Addressing and Mapping Board concerning the second reimbursement to the E911 Fund in the amount of $17,866.87
2. Correspondence from the Mountain Cap of West Virginia Incorporated concerning notification of Community Tobacco Prevention Grant Award in the amount of $2,000.00
3. E-mail from Roger Wilfong, county resident, concerning PATH
5. Home Confinement Report-April 2009
6. Agendas and/or Notice of Meetings:
   - Upshur County Development Authority-June 24, 2009
   - Upshur County Public Library Board-June 25, 2009
   - Upshur County Solid Waste Authority-July 13, 2009
7. Meetings Minutes and/or Financial Reports:
   - Upshur County Development Authority-May 27, 2009
8. Meetings:
   - 07-01-09-10:00 a.m.-James W. Curry Advisory
   - 07/07/09-6:00 p.m.-Elkins Road Public Service District
   - 07/07/09-7:00 p.m.-Hodgesville Public Service District
   - 07/08/09-3:00 p.m.-Tennerton Public Service District
   - 07/08/09-7:00 p.m.-Upshur County Litter Control Committee
   - 07/09/09-1:00 p.m.-Adrian Public Service District
   - 07/09/09-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
   - 07/13/09-12:00 p.m.-Upshur County Family Resource Network
   - 07/13/09-4:00 p.m.-Upshur County Solid Waste Authority
   - 07/13/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
   - 07/14/09-7:00 a.m.-Buckhannon Upshur Airport Authority
   - 07/15/09-7:00 a.m.-Upshur County Development Authority – Ex. Board
UPSHUR COUNTY COMMISSION MEETING
June 25, 2009

- 07/15/09-10:00 a.m.-James W. Curry Advisory Board
- 07/15/09-4:00 p.m.-Upshur County Public Library Board
- 07/15/09-7:00 p.m.-Lewis Upshur LEPC
- 07/15/09-6:30 p.m.-Upshur County Fire Board
- 07/15/09-6:30 p.m.-Upshur County Youth Camp Board
- 07/20/09-7:00 p.m.-Upshur County Fair Association
- 07/21/09-10:00 a.m.-Wes-Mon-Ty RCD
- 07/21/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board
- TBA-6:00 p.m.-Region VII Planning & Development Council

9. Appointments Needs or Upcoming:
   - James W. Curry Advisory Board --- (4 Vacant Positions) --- County
   - Upshur County Building Commission --- (AG Trusler 11/10/08) --- County
   - Upshur County Civil Service Board --- (Terry D. Reed 12/31/08) --- Bar Association
   - UC Enhanced Emergency Telephone Adv. Bd. --- (Vacant Position 06/30/11) --- EMS
   - Upshur County Fire Board --- (Vacant Position 06/30/10) - County
     - 1st District - Community
   - UC Safe Structures & Sites Ordinance Bd. -- (G. Bonnett 06/30/08)
     - Fire Chief – County.

The Commission recessed at 11:30 a.m.
The Commission reconvened at 1:00 p.m.

Bryson VanNostrand, VanNostrand Architects, appeared before the Commission and reviewed the Courthouse HVAC project. Mr. VanNostrand will bring drawings to the next Commission meeting. At 2:00 p.m. on motion by Creed G. Pletcher, seconded by Donnie R. Tenney, the Commission entered executive session per WV Code 6-9A-4 to discuss advanced construction planning and financing for the E911 Communication Center project. In attendance were Donnie R. Tenney, Creed G. Pletcher, Eugene C. Suder, William A. Parker, Terri Jo Bennett and Bryson Van Nostrand. The Commission returned to open session at 2:40 p.m.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized William A. Parker to draft a letter of intent concerning an improved parcel of property to the landowner.
After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, The Commission approved the appointment of Joseph Baxa to the Upshur County Enhanced Emergency Telephone Advisory Board. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the Brooks Hill Community Building Association to utilize areas for parking from July 24th through July 26th. Approval is contingent on presentation of proof of insurance. William A. Parker will follow up. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the final order for the Estate of John Greiner.

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the President to sign the Purchase and Service Agreement with Alcohol Monitoring Systems, Incorporated for the 26th Judicial Circuit Community Corrections Program. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the hiring of Kathy Ilene James as a Monitor for the Child Visitation Program. Effective date of employment is June 25, 2009, at the rate of $6.55 per hour. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Ciearra Lynn Conti as Kitchen Worker for the Upshur County Youth Camp. Effective date of employment is June 26, 2009, at the rate of $7.25 per hour. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Michelle McIe as a Monitor for the Child Visitation Program. Effective date of employment is June 21, 2009, at the rate of $8.00 per hour. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Steven Michael Linger as Deputy County Clerk. Effective date of employment is July 06, 2009, at the rate of $8.00 per hour. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved wage rates for Commission employees for the 2009-2010 Fiscal Year—wage rates the same except for EMS (reimbursed) and Federal minimum wage adjustments.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the proposal from the West Virginia Counties Risk Pool (WVCoRP) for insurance coverage for the Upshur-Buckhannon Health Department effective July 01, 2009. (copy on file in the Commission Office)
Dalton Cutright, Upshur-Buckhannon Board of Health Chairman and Donnie R. Tenney, signed a notice of cancellation for the current provider. (copy included)

William A. Parker provided a copy of spreadsheet for associated cost of attendance to the 2009 WVACo conference that was requested by a citizen. (copy included)

With no further business, the Commission adjourned at 3:30 p.m.