The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, July 29, 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 Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the regular meeting minutes of July 15, 2010 as submitted.

After reading of the minutes, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the regular meeting minutes of July 22, 2010 as submitted.

Virgil D. Miller, Upshur County Sheriff, appeared before the Commission and requested the Commission to authorize the hiring of a Deputy Sheriff as a 90 day, temporary employee. Sheriff Miller and William A. Parker reviewed West Virginia Code 7-22-12, which sets hiring guidelines and procedure for this type of employment. No action was taken. Sheriff Miller, William A. Parker, Carol Smith Deputy County Clerk and Deputy Sheriff C. J. Day will follow up with cost figures and starting date and report back at a future meeting.

Sheriff Miller provided an update/report on Civil Service testing. Sheriff Miller will follow up with necessary action to keep the list current.

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

The Commission reviewed the list of purchase orders. (copy included)

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

- E. Pauline Bunner-#2686-$28.08
- Leon & Dorothy M. Lantz-#2690-$600.60
- Honda Lease Trust-#2691-$260.23
- Tetra Financial Group, LLC-#2692-Corrective Ticket
- Gary & Nora Sayre-#2693-$311.28
- Gary & Nora Sayre-#2694-$304.58
- Gary & Nora Sayre-#2695-$304.09
- Gary & Nora Sayre-#2696-304.94
- Travis or Kathleen Miller-#2697-Corrective Ticket
- Johathan Cornette-#2698-$20.42
- Betty Elizabeth Young-#2699-Corrective Ticket
The Commission approved the following Final Settlements:
- John P. Cahill-Final Settlement
- Rosalee McElwain-Final Settlement
- Earnest Joseph Skinner-Final Settlement
- Roy Hale Smith-Final Settlement
- Dencie E. Turner-Final Settlement
- Pauline S. Bogert-Final Settlement
- Stewart Cutright, Jr.-Final Settlement
- Ruby Ann Minney Cox-Final Settlement
- Kenneth Thornhill-Final Settlement

The Commission approved the following consolidation of land tracts: (copy included)
- Buckhannon Corporation-Map 7-Parcel 177 with Map 7-Parcel 178- owner Russell A. and Anne M. Crites-will blend to make Map 7 Parcel 177

Donnie R. Tenney provided a review of correspondence from the Division of Natural Resources concerning the renewal of a (20) Twenty Year License Agreement between the State of West Virginia, Department of Commerce, Division of Natural Resources and Upshur County Commission. The purpose of the agreement is to extend permission to Upshur County to use DNR property at the WV Wildlife Center to operate and maintain a Lifeflight Medivac helicopter pad, ancillary parking area and access road into the facility. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the License Agreement. (copy included)

Steve Linger, E911 Communications Center Director, appeared before the Commission to request employment of 3 (three) full time dispatchers. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Brandon M. Cale, Sarah N. Howard and Nancy I. Stevens as fulltime E911 Communication Center Dispatchers. Effective date of employment is August 15, 2010 (Brandon M. Cale and Sarah N. Howard)
and August 23, 2010 (Nancy I. Stevens) at a rate of $8.50 per hour during training, increasing to $9.50 after training is completed pending a clear background check. (copy included) The Commission discussed advertising for an additional part time dispatcher. No action was taken. William A. Parker and Steve Linger will follow up at a future meeting.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Donnie Kincaid to the Hodgesville Public Service District. Mr. Kincaid’s term will expire on August 05, 2016. (copy included)

After review by William A. Parker, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the list of Poll Workers for the Special Primary Election to be held on Saturday, August 28, 2010. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Joe Fealy to the Upshur County Parks and Recreation Advisory Board. Mr. Fealy’s term will expire on June 30, 2012.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Mary Anne Newman to the Upshur County Safe Structures and Sites Enforcement Board. Ms. Newman’s term will expire on June 30, 2012.

Debbie Thacker Wilfong, Upshur County Clerk met with the Commission to discuss employment issues. Ms. Wilfong will follow up at next week with a letter. (Note: item not on agenda, report only)

The Commission recessed at 10:10 a.m.

The Commission reconvened at 11:00 a.m.

Jack Berry, representative of the West Virginia State Auditor’s Office, appeared before the Commission and provided a review of the Purchasing Card Program. (copy included) William A. Parker advised the Commission that A.C.S. (computer software firm) will provide a program for budget and accounting related to the Purchasing Card program. The cost will be approximately $1,600.00.

The Commission discussed the property line at the Upshur County Recreational Park. William A. Parker will follow up with Upshur County Board of Education and will report back at a future meeting.

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

1. Correspondence from Region VII Planning and Development Council concerning the denial of funding for the Upshur County Public Library-Lighting Upgrade Project
2. Correspondence from Region VII Planning and Development Council concerning the denial of funding for the Upshur County Park Facility-Solar Thermal Heating System

3. Information concerning the Local Government Leadership Academy

4. Information concerning the “Create West Virginia” Conference October 17-19, 2010 at Oglebay Resort

5. Information concerning the Special Primary Election August 28, 2010 and Canvass

6. Agendas and/or Notice of Meetings:
   - Upshur-Buckhannon Health Department-August 03, 2010

7. Meeting Minutes and/or Financial Reports:
   - North Central West Virginia Trade Development Association-June 16, 2010

8. Meetings:
   - 07/06/10-6:00 p.m.-Elkins Road Public Service District
   - 07/06/10-7:00 p.m.-Hodgesville Public Service District
   - 07/08/10-1:00 p.m.-Adrian Public Service District
   - 07/08/10-3:00 p.m.-Tennerton Public Service District
   - 07/08/10-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
   - 07/12/10-12:00 p.m.-Upshur County Family Resource Network
   - 07/12/10-4:30 p.m.-Upshur County Solid Waste Authority
   - 07/12/10-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
   - TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Board - Braxton
   - 07/14/10-12:00 p.m. -Upshur County Development Authority – Annual Mtg
   - 07/14/10-7:30 a.m.-Buckhannon Upshur Airport Authority
   - 07/14/10-7:00 p.m.-Upshur County Litter Control Committee
   - 07/15/10-6:30 p.m.-Upshur County Youth Camp Board
   - 07/15/10-6:30 p.m.-Upshur County Fire Board
   - 07/19/10-7:00 p.m.-Upshur County Fair Association
   - 07/20/10-10:00 a.m.-Wes-Mon-Ty RCD
   - 07/20/10-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
   - 07/20/10-6:00 p.m.-Buckhannon-River Watershed Association
UPSHUR COUNTY COMMISSION MEETING  
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- 07/21/10-10:00 a.m.-James W. Curry Advisory Board
- 07/21/10-7:00 p.m.-Lewis Upshur LEPC
- 07/27/10-4:00 p.m.-Upshur County Public Library Board
- TBA -7:00 p.m.-Region VII Planning & Development Council

9. Appointments Needed or Upcoming
- Buckhannon-Upshur Airport Authority --- (Scott Wilson 06-30-10) --- City
- 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
- 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 Fire Board --- (Joe Carrico 06-30-10) --- Fire Association
- Upshur County Fire Board --- (Wyatt Long 06-30-10) --- Fire Association
UPSHUR COUNTY COMMISSION MEETING  
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- UC Safe Structures & Sites Board --- (Dr. Rigoberto Ramirez 06-30-10) --- County
- UC Safe Structures & Sites Board --- (Mary Anne Newman 06-30-10) --- County

The Commission recessed at 12:10 p.m.

The Commission reconvened at 7:00 p.m. at the Upshur County Courthouse Annex for a joint meeting with the Buckhannon City Council. There were present Donnie R. Tenney, Eugene C. Suder, Creed G. Pletcher, William A. Parker, , Terri Jo Bennett, Kenneth Davidson, Richard Clemens, Scott Preston, Pam Cuppari, Jerry Arnold, David Thomas and John Waltz.

Mayor Kenneth Davidson provided a review of Resolution 2010-13 calling for the Defeat of Amendment to H. R. 4899 dealing with collective bargaining. After discussion, the city council members took action to adopt the resolution.

Steve Foster, Upshur County Development Authority representative provided an update on the Farmer’s Market and Jawbone Park development. Steve Foster also provided an update on Corridor H development and the need for the county and the city to work together on regulation of property usage. City representatives reviewed regulations on signage and access roads. William A. Parker reviewed West Virginia Code, Ch. 8A pertaining to land use planning as an option. The Commission and City Council discussed annexation options and discussed holding a “Special Meeting” on Corridor H Topics.

Gary Rapking, West Virginia University Extension Office representative provided an update/review of a volunteer program available through the United States Department of Agriculture and reviewed West Virginia Code Ch. 8A article 12 on farmland preservation.

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 7:40 p.m.