The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, August 27, 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 August 20, 2009.

Rebecca Poe, Executive Director of the Randolph County Senior Citizens Center, appeared before the Commission and provided a report of the operations of the Country Roads Transit. (copies included)

Craig Presar, WVU Extension Service representative, appeared before the Commission and presented an invitation and schedule of events for the Upshur County Livestock Show and Sale. (copy included) Mr. Presar made a request for usage of the Courthouse Plaza Area on Friday, September 11, 2009. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved Mr. Presar’s request.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the hiring of James Farrell for the part time Administrative/Clerical position in the Office of Emergency Management.

Effective date of employment is August 31, 2009 at a rate of $7.25 per hour.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the Juvenile Accountability Block Grant and related documentation for the office of the Prosecuting Attorney. The grant is in the amount of $29,000.00. (copy included)

Virgil D. Miller, Sheriff, appeared before the Commission and provided an update on the “PRO” (Prevention Resource Officer) at the Buckhannon-Upshur High School. (Note: not on agenda, report only)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the hiring of Rocky Hebb as Law Enforcement Deputy for the Upshur County Sheriff’s Department. Effective date of employment is September 8, 2009 at a rate of $14.91 per hour.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the hiring of Patricia Westfall for the part time Secretarial position in the Office of Upshur County Sheriff. Effective date of employment is August 31, 2009 at a rate of $7.25 per hour.

Kevin Campbell, President of Advance Power Controls LLC, appeared before the Commission and provided an update on solar energy options that are available. (Note: not on agenda, report only)

James Farry, Director of Emergency Management, appeared before the Commission and provided an update on the Tallmansville Road tower construction project. (Note: not on agenda, report only)

The Commission recessed at 10:00 a.m.

The Commission reconvened at 10:30 a.m.

James Bryson VanNostrand, VanNostrand Architects, appeared before the Commission and reviewed the Courthouse HVAC project and reported on approval of the Fire Marshall for work being done at the old fire station. The Commission entered executive session per WV Code 6-9A-4 to discuss property
purchase and advanced construction planning 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 VanNostrand.

The Commission returned to open session at 11:40 p.m. On motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the purchase of 3.5 acres of improved property from St. Joseph’s Hospital for $160,000.00, and authorized Bryson VanNostrand to begin designing the structure and Bidding packet requirements. (copy included)

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

The Commission approved the following purchase orders:
- Grainger, Inc.-#20101064-$700.00
- WV Sheriff’s Association-#20101065-$600.00
- WV Uniforms-#20101066-$3,000.00
- Waste Collection Board-#20101067-$1,000.00
- Waste Collection Board-#20101068-$500.00
- Electronic Communications-#20201069-$754.12
- Cowgar’s Central Salvage-#20101070-$500.00

The Commission approved the following Final Settlements:
- Gary Burroughs-Final Settlement
- Sumiko Smallridge-Final Settlement
- Ruth S. Grambart-Final Settlement
- E. Morris Harsh-Final Settlement
- Doranell P. Kiddy-Final Settlement

The Commission approved the following exonerations and/or refunds: (copies included)
- William & Velma George-#2553-$77.83
- John G. Nuzum-#2554-$4.12
- Belenda Joy & Robert Dennis Sandy-#2555-$29.75
- Belenda Joy & Robert Dennis Sandy-#2556-$50.51
- Daniel W. & Michael A. Carpenter-#2557-$679.23
- Adon R. & Sandy J. Simmons-#2558-$227.80
- Deer Creek Ridge Dev., LLC-#2559-$2,605.86
- Deer Creek Ridge Dev., LLC-#2560-$183.74
- Kuchowski Kelli (Mick)-#2561-$183.74
- NMHG Financial Services, Inc.-#2562-$990.63

The Commission approved the following “time out of the office” for Commission employees: (copy included)
- William A. Parker-September 29, 2009-approved

The Commission approved the following consolidation of land tracts: (copy included)
- Washington District-Map 7K Parcel 58 with Map 7K Parcel 59-owners Lorietta and Stanley Tenney-will blend to make Map 7K Parcel 59
- Meade District-Map 5R Parcel 13 with Map 5R Parcel 13.1-owners Dorthie G. and Leonard M. McIe-will blend to make map 5R-Parcel 13
- Union District-Map 9G Parcel 41.1 with Map 9G Parcel 41-owners Robert Dennis and Belinda Joy Sandy-will blend to make Map 9G Parcel 41

The Commission received the following information: (copies included)
1. Information from the West Virginia Division of Energy Concerning Solar Energy
2. Correspondence from Larry J. Rector, Steptoe & Johnson, PLLC, Concerning the 100th Anniversary of Scouting and the 2010 National Boy Scout Jamboree
3. Upshur County Sheriff's Financial Statement
4. Financial Information — General County Fund — July 2009
6. Agendas and/or Notice of Meetings:
   • Buckhannon River Watershed Association—August 20, 2009
   • Upshur County Public Library Board—August 27, 2009
7. Meeting Minutes and/or Financial Reports: None
8. Meetings:
   • 09/01/09—6:00 p.m.—Elkins Road Public Service District
   • 09/01/09—7:00 p.m.—Hodgesville Public Service District
   • 09/08/09—7:00 a.m.—Buckhannon Upshur Airport Authority
   • 09/09/09—7:00 a.m.—Upshur County Development Authority — Exec. Board
   • 09/09/09—3:00 p.m. —Tennerton Public Service District
   • 09/09/09—7:00 p.m.—Upshur County Litter Control Committee
   • 09/10/09—1:00 p.m.—Adrian Public Service District
   • 09/10/09—6:30 p.m.—Upshur County Safe Sites & Structures Ordinance Board
   • 09/14/09—12:00 p.m.—Upshur County Family Resource Network
   • 09/14/09—4:00 p.m.—Upshur County Solid Waste Authority
   • 09/14/09—6:00 p.m.—Buckhannon-Upshur Recreational Park Advisory Board
   • 09/15/09—10:00 a.m.—Wes-Mon-Ty RCD
   • 09/15/09—5:00 p.m.—UC Enhanced Emergency Telephone Advisory Board
   • 09/16/09—10:00 a.m.—James W. Curry Advisory Board
   • 09/16/09—4:00 p.m.—Upshur County Public Library Board
   • 09/16/09—7:00 p.m.—Lewis Upshur LEPC
   • 09/17/09—6:30 p.m.—Upshur County Youth Camp Board
   • 09/17/09—6:30 p.m.—Upshur County Fire Board
   • 09/21/09—7:00 p.m.—Upshur County Fair Association
   • 09/23/09—7:00 a.m.—Upshur County Development Authority
   • TBA—6:00 p.m.—26th Judicial Circuit Community Corrections Board
   • 09/28/09—7:00 p.m.—Region VII Planning & Development Council
9. Appointments Needed 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 Safe Structures & Sites Ordinance Bd. — (G. Bonnett 06/30/08) — Fire Chief - County
The Commission recessed at 11:45 a.m.
The Commission reconvened at 1:00 p.m.
Gary Bailey, Maintenance Supervisor, appeared before the Commission for discussion on the following topics:

- Request from the Curry Advisory Board to renovate the large shelter at the site. Mr. Bailey will follow up with a quote and drawings.
- Maintenance of pool at the Upshur County Recreational park facility for West Virginia Wesleyan College for 2 weeks—William A. Parker will prepare a letter outlining requirements.
- Moving of gravel from Upshur County Regional Airport to the Upshur County Wellness Complex.
- Renovations of the old Fire Station.
- Replacement of lights in the stairwells at the Upshur County Courthouse Annex—will follow up with quote from Crites Electric.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of A. G. Trusler to the Upshur County Building Commission.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Michael Quinn to the James W. Curry Library and Park Advisory Board.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the reappointment of Gary Bonnett to the Upshur County Safe Sites and Structures Ordinance Board.

Debbie Thacker Wilfong, Upshur County Clerk, appeared before the Commission and provided updates on the Marvin Francis Riley Estate and the Clyde Harper Estate.

The Commission engaged in discussion concerning changing the name of Abby Lane to McKnight Drive. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, (Note: Donnie R. Tenney voted against the change) the Commission approved the road name change.

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 2:30 p.m.