The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, August 6, 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 July 30, 2009 with typographical corrections.

The Commission discussed the Agreement with the Office of the State Auditor for the completion of the Audit for the Fiscal Year which ended on June 30, 2008. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the Agreement for the amount of $24,890.00. (copies included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the appointment of John Jenkins to the Tennerton Public Service District, with a term ending July 31, 2015. (copy included)

The Commission discussed the replacement of the lawn mower at the James W. Curry Library and Park. Additional follow up will be required before a decision is made. (copies included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the appointment of Dalton Cutright to the Board of the Upshur County Solid Waste Authority. (copy included)

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

The Commission approved the following purchase orders:

- Reliable Office Supply-#20101057-$279.60
- Galls Incorporated-#20101058-$500.00
- Wal-Mart Community BRC-#20101059-$200.00
- Lakeview Resort-#2020060-$395.00

The Commission approved the following Final Settlements:

- Mary L. Wiseman-Final Settlement
- John R. Sines-Final Settlement
- Marion Cornell Nease-Final Settlement
- Oma Lucinda Nolan-Final Settlement
- Gary Thomas Umble-Final Settlement
The Commission approved the following exonerations and/or refunds:
(copies included)
- Vera E. Hornbeck or Richard L. Rice-#2541-$240.09
- Stanford D. & Charlotte McCann-#2543-$19.00

The Commission approved the following consolidation of land tracts: (copy included)
- Buckhannon District-Map 3E-Parcel 6 with Map 3E-Parcel 6.4 and Map 4E-Parcel 5.1, owners Michael and Rebecca Walton- will blend to make Map 4D Parcel 21.1
- Banks District-(no map and parcels listed)-owners Robert T. and Jacqueline M. Hess-will blend to make Map 3R parcel 52.
- Warren District-Map 5C-Parcel 52.1 with Map 5C-52.5 and Map 5C parcel 52- owners Charles M. and Patricia L. Roger-will blend to make Map 5C parcel 52.5
- Union District-Map 8G parcel 35 with Map 8G parcel 35.3-owners Lea Ann and Michael Lee Groah-will blend to make Map 8G parcel 35

The Commission received the following information: (copies included)
1. Correspondence from the Office of the Insurance Commissioner concerning flood insurance for local governments
2. Information Concerning PEIA’s “Pathway to Wellness Program”
3. Newsletter from the West Virginia Counties Risk Pool (WVCoRP)
4. Correspondence from the West Virginia Association of Counties (WVACo)
5. Correspondence from Don Gasper on the Solar Power program-William A. Parker will follow up with state representatives concerning solar energy programs
6. Agendas and/or Notice of Meetings:
   Elkins Road Public Service District- August 04, 2009
7. Meeting Minutes and/or Financial Reports:
   - Adrian Public Service District-June 11, 2009
   - Adrian Public Service District-June 18, 2009
   - James W. Curry Library Visitation Report-June 30, 2009
   - Upshur County Public Library Board-June 25, 2009
8. Meetings:
   - 08/04/09-6:00 p.m.-Elkins Road Public Service District
   - 08/04/09-7:00 p.m.-Hodgesville Public Service District
   - 08/10/09-12:00 p.m.-Upshur County Family Resource Network
UPSHUR COUNTY COMMISSION MEETING
August 06, 2009

- 08/10/09-4:00 p.m.-Upshur County Solid Waste Authority
- 08/10/09-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 08/11/09-7:00 a.m.-Buckhannon Upshur Airport Authority
- 08/12/09-3:00 p.m.-Tennerton Public Service District
- 08/12/09-7:00 p.m.-Upshur County Litter Control Committee
- 08/12/09-1:00 p.m.-Adrian Public Service District
- 08/13/09 6:30 p.m. Upshur County Safe Sites & Structures Ordinance Board
- 08/17/09-7:00 p.m.-Upshur County Fair Association
- 08/18/09-10:00 a.m.-Wes-Mon-Ty RCD
- 08/18/09-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 08-19-09-10:00 a.m.-James W. Curry Advisory Board
- 08/19/09-12:00 p.m.-Upshur County Development Authority – Annual Meeting
- 08/19/09-7:00 p.m.-Lewis Upshur LEPC
- 08/20/09-6:30 p.m.-Upshur County Youth Camp Board
- 08/27/09-6:30 p.m.-Upshur County Fire Board
- 08/27/09 4:00 p.m. Upshur County Public Library 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 Safe Structures & Sites Ordinance Bd. -- (G. Bonnett 06/30/08) – Fire Chief - County

The Commission recessed at 9:50 a.m.
The Commission reconvened at 10:00 a.m.

Bryson VanNostrand, VanNostrand Architects, appeared before the Commission to open bids for the HVAC project for the Upshur County Courthouse. The following (base) bids were received:
   - Tri-State Roofing & Sheet Metal Company-$1,494,915.00
   - W. R. Drake Company-$956,800.00
Wayne Crouse, Inc.-$895,000.00
Michel, Inc.-$786,800.00

Mr. VanNostrand will return at 1:00 p.m. after reviewing the bids.
The Commission recessed at 10:10 a.m.
The Commission reconvened at 10:15 a.m.

Helen Phillips, Assessor, appeared before the Commission to review/discuss exonerations procedures. Items for review included exoneration/refund forms from Kanawha County Assessor’s Office representative, Steven Sluss, and Listserv e-mail correspondence concerning various exoneration/refund/classification scenarios. (copy included) No decisions were made. Ms. Phillips will follow up at a future meeting with additional information regarding forms, clerical errors and agreement/disagreement with taxpayer requests.

The Commission recessed at 11:40 a.m.
The Commission reconvened at 1:00 p.m.

Bryson VanNostrand provided a review of the bids received for the HVAC Project. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the low bid and alternate bid #1, alternate bid #2 and alternate bid #3 of Michel, Inc. at $871,000.00 (copy included)

With no further business, the Commission meeting adjourned at 2:30 p.m.