UPSHUR COUNTY COMMISSION MEETING
September 02, 2010

The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, September 02, 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 Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the regular meeting minutes of August 26, 2010 as submitted.

Joyce Harris Thacker, Upshur County Family Resource Network Director and community representatives reviewed the “National Alcohol and Drug Addiction Recovery Month” proclamation. The purpose of the proclamation is to encourage appropriate programs, activities and ceremonies in support of addiction recovery. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation, (copy included)

Ted Biser, county resident appeared before the Commission to express concerns with the addressing and mapping project. No action was taken. The Commission will follow up at a future meeting.

William A. Parker provided a review of the Waddell & Reed “Heroes Earnings and Assistance Relief Tax Act of 2008 (HEART) Adoption Agreement Amendment for the 457 Retirement Plan. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the Amendment. (copy included)

After review by William A. Parker, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the Buckhannon Upshur High School Cooperative Education Training Agreement for Quayla Bennet to receive training and work experience in the Office of the Upshur County Clerk. (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 Annual Maintenance Agreement with PTS Solutions for Law Enforcement Software. (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 Annual Maintenance Agreement with ESRI for Addressing and Mapping and Assessor Software. (copy included)
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After review by Donnie R. Tenney, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the “Curry Green Energy Park and County Power Plan” grant request.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved Nikki Cunningham as full time Braxton/Lewis County Monitor for the Child Exchange and Visitation Program as requested by Beth Burkhart, Program Director. Effective date of employment is September 2, 2010 at the rate of $7.25 per hour pending satisfactory background check.

Representatives from the West Virginia Republican Women’s Club appeared before the Commission and presented the “Patriot Day” proclamation. The purpose of the proclamation is to honor the memory of the September 11, 2001 casualties. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the Commission to sign the proclamation. (copy included)

Donnie R. Tenney reviewed the following “For Your Information” items:
1. Correspondence/Announcement from Highland Hospital concerning a public meeting on September 8, 2010 at 7:00 p.m. to discuss plans for the UHC Building
2. Agendas and/or Notice of Meetings: None
3. Meeting Minutes and/or Financial Reports:
   • James W. Curry Camp Ground Report-June-July- August 2010
   • James W. Curry Library Visitors Report-July 2010
   • Buckhannon-Upshur Airport Authority-August 27, 2010
4. Meetings:
   • 09/01/10-6:00 p.m.-Leadership Institute of Governmental Affairs- Session 3
   • 09/07/10-6:00 p.m.-Elkins Road Public Service District
   • 09/07/10-7:00 p.m.-Hodgesville Public Service District
   • 09/08/10-7:00 a.m. -Upshur County Development Authority – Executive Board
   • 09/08/10-7:30 a.m.-Buckhannon Upshur Airport Authority
   • 09/08/10-6:00 p.m.-Leadership Institute of Governmental Affairs – Session 4
   • 09/09/10-1:00 p.m.-Adrian Public Service District
   • 09/09/10-3:00 p.m.-Tennerton Public Service District
   • 09/09/10-6:30 p.m.-Upshur County Safe Sites & Structures Ordinance Board
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- 09/13/10-12:00 p.m.-Upshur County Family Resource Network
- 09/13/10-4:30 p.m.-Upshur County Solid Waste Authority
- 09/13/10-6:00 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 09/15/10-10:00 a.m.-James W. Curry Advisory Board
- 09/15/10-6:00 p.m.-Leadership Institute of Governmental Affairs-Session 5
- 09/15/10-7:00 p.m.-Lewis Upshur LEPC
- 09/16/10-6:30 p.m.-Upshur County Youth Camp Board
- 09/16/10-6:30 p.m.-Upshur County Fire Board
- 09/20/10-7:00 p.m.-Upshur County Fair Association
- 09/21/10-10:00 a.m.-Wes-Mon-Ty RCD
- 09/21/10-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
- 09/22/10-7:00 a.m.-Upshur County Development Authority
- 09/22/10-6:00 p.m.-Leadership Institute of Governmental Affairs – Session 6
- 09/29/10-6:00 p.m.-Leadership Institute of Governmental Affairs – Session 7
- TBA-6:00 p.m.-26th Judicial Circuit Community Corrections Bd.-Upshur County
- TBA-3:00 p.m.-North Central WV Trade Development Assoc.-Clarksburg
- TBA-7:00 p.m.-Region VII Planning & Development Council
- TBA-4:00 p.m.-Upshur County Public Library Board

5. Appointments Needed or Upcoming
- James W. Curry Advisory Board --- (Michael Quinn 12-31-10) --- County
- Elkins Road Public Service District --- (Sonny Mathews 09-30-10) --- 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
The Commission approved all invoices for payment. (copy included)
The Commission reviewed the list of purchase orders. (copy included)
The Commission approved the following purchase orders:
- Neel’s Chainlink Fence - #20112109 - $6,135.14
- Casto & Harris - #20112110 - $11,350.77
- Country Store Opry - #20112111 - $1,200.00

The Commission approved the following Exonerations and/or Refunds:
(copies included)
- Eddie L Robinson - #2751 - $140.82
- Eddie L Robinson - #2752 - $140.82
- Neal & Angie Posey & Diana Burr (LE) - #2753 - $43.42
- Dale F. Riggs - #2650 - Corrective Ticket/void approved

The Commission approved the following Final Settlements:
- Emery Teney - Final Settlement

Donnie R. Tenney provided a review of correspondence from Region VII Planning and Development Council concerning Comprehensive Economic Development Strategy (CEDS). After discussion, no action was taken. The Commission will follow up with Elkins Road Public Service District on the stage of progress on their project. (copy included)

The Commission engaged in discussion on regional jail expenses and Day Report usage. Merilly Cheek was requested to follow up and report back at a future meeting.

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission appointed Charles Radabaugh to serve on the Elkins Road Public Service District. Mr. Radabaugh’s term will expire September 30, 2016. (Note: Suder and Pletcher for, Tenney against)

William A. Parker reviewed “Release from Erroneous Assessment” requests. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved to void Corrective Ticket # 2650. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved to void Corrective Ticket # 2674. (copies included)
Terri Jo Bennett, Addressing and Mapping Coordinator, appeared before the Commission and reviewed a road name request. After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved **Elnora Circle** for the private access road located off of Rt. 20 South Road in Tennerton around the Tomblyn Funeral Home. (copy included)

Due to time constraints for the completion of work on the Upshur County Wellness Complex, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved additional funding in the amount of $6,000.00 for the project. (Note: item not on agenda, report only)

The Commission recessed at 11:45 a.m.

The Commission reconvened at 1:05 p.m.

Gary E. Bailey, Maintenance Supervisor, appeared before the Commission to discuss several maintenance items concerning the Upshur County Wellness Complex. The Commission directed Gary Bailey to clean up the wooded area, put up the metal storage building, move pipe, work on bank so it can be mowed and pick up rocks. (Note: item not on agenda, report only)

Mr. Bailey also provided an update on the Sapp Building. Eugene C. Suder will make contacts with another contractor for pricing of electrical work and report back at a future meeting. (Note: item not on agenda, report only)

Bryson Van Nostrand, VanNostrand Architects representative, provided an update on the humidity levels in the Courthouse. Mr. VanNostrand will continue to monitor and follow up at a future meeting. (Note: item not on agenda, report only)

Bryson Van Nostrand and Gary Bailey reviewed mold concerns due to the high humidity levels. Bryson and Gary will contact cleaning professionals to clean the courthouse basement and Law Library. When complete, they will get an inspection for “a clean bill of health”. (Note: item not on agenda, report only)

The Commission recessed at 2:30 p.m.

The Commission reconvened at 4:00 p.m.

After discussion, on motion by Eugene C. Suder, seconded by Donnie R. Tenney, the Commission approved and authorized the Commission to sign Certification of the Special Election results.

With no further business, on motion by Eugene C. Suder, seconded by Donnie R. Tenney, the Commission meeting adjourned at 4:15 p.m.