The County Commission of Upshur County West Virginia, held their regular meeting at the Courthouse Annex on Thursday, September 24, 2009 at 8:30 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 September 17, 2009 as submitted.

Thomas Lynch, Richard Edwards and Steven Foster, representatives from the Board of Directors for the Main Street Artist Co-operative, appeared before the Commission to provide a history/update of the co-op and to request support for the group. After discussion, the Commission approved a motion by Eugene C. Suder, seconded by Creed G. Pletcher, and authorized the Commission to sign a letter of support for the Co-op. The Co-op will follow up at a future meeting.

Donnie R. Tenney reviewed the request from the Upshur County Historical Society for funding in the amount of $3,000.00 for the purpose of publishing the writings of French Morgan. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the funding for the project from the James W. Curry Fund. (copy included)

William A. Parker provided an update/review of the Prevention Resource Officer (‘PRO’) at the Buckhannon-Upshur High School. After review of the Juvenile Justice and Delinquency Prevention Grant Award correspondence, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved and authorized the President to sign the grant and related documentation. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the Community Participation Grant Award agreement and related documentation in the amount of $5,000.00 for the Banks District Community Center fire alarm system. (copy included)

After discussion, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission approved the volunteer application of Jerry L. Kimble. Mr. Kimble will volunteer at the Upshur County Regional Airport.

Stephen E. Foster, Executive Director of the Upshur County Development Authority appeared before the Commission. At 9:30 a.m., on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission entered executive session per WV Code 6-9A-4 to discuss the Payment In Lieu of Taxes (PILOT) Agreement with Weatherford Artificial Lift Systems. In attendance were Donnie R. Tenney, Creed G. Pletcher, Eugene C. Suder, William A. Parker, Jacob E. Reger, Helen Phillips and Stephen Foster. The Commission returned to open session at 9:50 a.m. After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved and authorized the President to sign the PILOT Agreement and related documentation. (copy included)

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the recommendation to reappoint Steven Long to the Upshur County Enhanced Emergency Telephone Advisory Board. Mr. Long’s term of service will end on June 30, 2012.

After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the recommendation to reappoint Joe Malcolm to the Upshur County Fire Board. Mr. Malcolm’s term of service will end on June 30, 2012.
After discussion, on motion by Creed G. Pletcher, seconded by Eugene C. Suder, the Commission approved the recommendation to appoint Amy Rohr-Queen and Dale Hawkins to the Buckhannon-Upshur Board of Health. Amy Rohr-Queen’s term of service will end on June 30, 2011. Dale Hawkins’ term of service will end on June 30, 2010.

Gary Bailey, Maintenance Supervisor, appeared before the Commission and provided a review/update of maintenance items-current and upcoming:

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

The Commission approved the following purchase orders:
- Ralston Press Inc.-#20101086-$400.00
- Ralston Press Inc.-#20101087-$200.00
- ZEP Manufacturing Co.-#20101088-$900.00
- Galls Incorporated-#20101089-$500.00
- Buckhannon Police Dept.-#20101090-$1,260.00
- Central Towing-#20101091-$90.00
- Lanes Car Wash and Detail-#20101092-$80.00
- Staples Credit Plan-#20101093-$3,500.00
- Buckhannon Towing Inc.-#20101094-$60.00
- Jerry’s Sporting Goods-#20101095-$450.00
- The Source New York-#20101096-$4,840.00

The Commission approved the following Final Settlements:
- Willetta R. Bittinger-Final Settlement
- James Stephen Chidester-Final Annual Settlement

The Commission approved/denied the following exoneration and/or refunds: (copies included)
- Richard W. Gibson-#2565-$310.95-approved
- Susan O’Dell-#2571-$380.44-denied

The Commission approved the following consolidation of land tracts: (copy included)
- Union District (05)-Map 8K-Parcel 22 with Washington District (07) Map 8K-Parcel 113- owners Weldon L and Carolyn E. Grove- will blend to make Union District (05) Map 8K Parcel 22
- Warren District-Map 7E-Parcel 41 with Map 7E-Parcel 42- owners Mary Ann Neff Trust- will blend to make Map 7E Parcel 42

The Commission received the following information: (copies included)
1. Correspondence from Grant E. Tice, Division Sales Manager for Deere & Company, concerning franchise agreement with L&T Farm Equipment
2. Correspondence from the Public Service Commission concerning an inquiry for water service by John L. Landis
3. Correspondence from the National Association of Counties (NACo) concerning participation and Membership Benefits Report
4. Agendas and/or Notice of Meetings:
   - Upshur County Development Authority-September 23, 2009
   - Upshur County Public Library Board-September 24, 2009
   - Upshur County Youth Camp Board-September 17, 2009
5. Meeting Minutes and/or Financial Reports:
   - Buckhannon-River Watershed Association-September 16, 2009
   - Upshur County Development Authority-August 19, 2009
6. Meetings:
   - 10/06/09-6:00 p.m.-Elkins Road Public Service District
   - 10/06/09-7:00 p.m.-Hodgesville Public Service District
The Commission recessed at 11:30 a.m. The Commission reconvened at 12:40 p.m. The Commission reviewed the progress of work at the Upshur County Wellness Facility.

With no further business, on motion by Eugene C. Suder, seconded by Creed G. Pletcher, the Commission meeting adjourned at 12:45 p.m.