

UPSHUR COUNTY COMMISSION MEETING

June 28, 2018

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, June 28, 2018 at 9:00 a.m. Sam Nolte called the meeting to order. Present were Sam Nolte, Commissioner; Troy Brady, Commissioner; Terry Cutright, Commissioner; Carol Smith, Upshur County Clerk; Tabatha Perry, Assistant County Administrator; Jacqueline Dinklocker and Prisilla Peggs, Secretary. The meeting began with a moment of silent meditation and prayer followed by the Pledge of Allegiance. All motions passed unanimously unless otherwise stated.

Meeting minutes for the regular Commission meeting of June 21, 2018 will be submitted at the next meeting for approval.

Upshur County resident, Susan Foster, appeared before the Commission to discuss concerns relative to the Buckhannon-Upshur Health Department/Milan Puskar Health Right's Harm Reduction/Syringe Access Program. Ms. Foster raised many concerns about the program and has previously addressed the Health Department directly with the goal of getting the program suspended until safety concerns are adequately addressed to the satisfaction of community members. Ms. Foster's primary concern before the Commission, was to inquire about the responsibility of the Upshur County Commission relating to the Buckhannon-Upshur Health Department. Sam Nolte advised that the Commission provides a space for the Health Department, and approves board members, but does not believe the Commission has any authority concerning their policies. The Commission agreed to contact an attorney for clarification of the Commission's responsibilities and/or authority.

Christian Fellowship Pastor, Ed McDaniels, appeared before the Commission and continued discussion about the Harm Reduction/Syringe Access Program. Pastor McDaniels presented some data and information about the program as well as his concerns that it is "not an exchange program but a needle giveaway". Pastor McDaniels added to Ms. Foster's listing of concerns and stated that "there is little evidence to prove the program works".

Mike Alkire, American Cancer Relay for Life representative appeared before the commission and read the 2018 Relay for Life Proclamation which designates July as Relay for Life Month in Upshur County. An event will be held at Jawbone Park on July 21, 2018 from 5 to 11 p.m. with this year's theme being "Mountaineer: Dream Big! Hope Big! Relay Big!" After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved and authorized the President to sign the proclamation (copy included).

Upshur County resident, Kevin Hoover appeared before the Commission and continued discussion about the Health Department Harm Reduction/Syringe Access Program. Mr. Hoover expressed concerns about tracking and accountability and commented that more treatment should be made available. Additional comments were expressed by community members.

Skip Gjolberg, St. Joseph's Hospital Administrator, appeared before Commission and provided a presentation and reading of an "Agreement to Provide Health Care Services to Low Income Individuals" (copy included) which states "the Board of Directors of STJ are committed to providing excellent health care services to all residents of our community regardless of their ability to pay..." and "...The Upshur County Commission shall have no obligations under this agreement". After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved and authorized the President to sign the agreement (copy included). (Note: Brady and Cutright for, Nolte recused from voting due to serving on the STJ Board of Directors)

Upshur County residents continued discussion about the Health Department Harm Reduction/Syringe Access Program. Sharla Smith, (Salvation Army), Dr. Smith, Doug Spears (runs a 12-step program through Celebrate Recovery) and Robert Skinner (City Council) contributed to the conversation.

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The Commission recessed at 10:50 a.m.

The Commission reconvened at 11:10 a.m.

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved and authorized the President to sign the FY 19 Court Security Grant Contract Agreement, Resolution, Certifications and Standard Conditions and Assurances (copies included). The grant award is in the sum of \$12,888 to be used for enhancing the county's court security.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved and authorized the President to sign the Upshur County Basic Ordering Agreement for Courthouse Network Support, Administration & Consulting with Global Science and Technology, effective July 1, 2018. These services will be billed monthly in the sum of \$1,198 (copy included). Tabatha Perry advised that the rate is the same as last year.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved and authorized the President to sign the Resolution adopting the updated Region VII County Multi-Jurisdictional Hazard Mitigation Plan (copy included). This plan has been approved by FEMA, pending adoption by local government. The hazard mitigation plan is a federal and state requirement to maintain eligibility for hazard mitigation funding and, by that requirement, must be updated a minimum of every five (5) years.

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved and authorized the President to sign the revised Gerber Life Insurance Company Stop-Loss Proposal for proposed policy term 7/1/18 to 6/30/19, Plan Sponsor Disclosure Statement and Contract Addenda (copy included).

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved and authorized the President to sign the WVCORP Self-Insurance Renewal Package (copy included). The total annual contribution is in the amount of \$181,309, a decrease of \$2,331 from last year.

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved Amy L. Heimberger as Upshur County Office of Emergency Management Volunteer.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved Jackie Lewis as Lewis - Upshur Animal Control Facility Volunteer.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the resignation of J.R. Tenney, Upshur County Public Library Board Member, effective immediately (copy included). This term is set to expire on June 30, 2019.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the appointment of Carol J. Smith to the Upshur County Public Library Board, effective July 1, 2018. Ms. Smith's term will expire on June 30, 2023.

Sam Nolte reviewed the following "For Your Information" items:

1. Updated Contract Administration Notes for Millsite Run South '16 TS – Curry Park – Submitted by Nate Kennedy, Forester
2. Upshur County Sheriff's Financial Statement For Period Ending May 2018
3. Upshur County E911 Communication Reports --- April and May 2018
 - Monthly Call Summary Report
 - Monthly Department Summary Report
 - Monthly and YTD Wrecker Report

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4. Upshur County Mileage Reports – May 2018
 - Upshur 911
 - Maintenance
 - Emergency Management
 - Sheriff
 - Addressing and Mapping
 - Community Corrections
 - Dog Pound
5. Newsletters and/or Event Notifications:
 - Family Connections Family Socials –July 16th and August 7th from 11 a.m. to 1 p.m. at the Buckhannon City Park
6. Agendas and/or Notice of Meetings:
7. Meeting Minutes:
 - Adrian PSD-May 10, 2018
 - Upshur County Solid Waste Authority-May 14, 2018
 - Upshur County Fire Board, Inc.-May 15, 2018
 - Adrian PSD – Phase VII Progress Meeting-May 17, 2018
8. Meetings:
 - 06/25/18-6:00 p.m.-Upshur County Fire Fighters Association
 - 06/25/18-10:00 a.m.-Mountain CAP of WV, Inc. a CDC
 - 06/27/18-10:00 a.m.-James W. Curry Advisory Board
 - 07/03/18-4:00 p.m.-Hodgesville PSD
 - 07/05/18-7:00 p.m.-Banks District VFD
 - 07/05/18-7:00 p.m.-Selbyville VFD
 - 07/09/18-12:00 p.m.-Upshur County Family Resource Network
 - 07/09/18-4:30 p.m.-Upshur County Solid Waste Authority
 - 07/09/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
 - 07/09/18-5:30 p.m.-Elkins Road PSD
 - 07/10/18-7:30 p.m.-Adrian VFD
 - 07/11/18-12:00 p.m.-Upshur County Senior Center Board
 - 07/11/18-7:00 p.m.-Ellamore VFD 07/11/18-7:00 p.m.-Buckhannon River Watershed Association-Board of Directors
 - 07/11/18-6:00 p.m.-Upshur County Citizens Corp – CERT
 - 07/11/18-7:30 p.m.-Warren District VFD
 - 07/11/18-3:00 p.m.-Tennerton PSD
 - 07/12/18-10:00 a.m.-Adrian PSD 07/12/18-3:00 p.m.-Upshur County Conventions & Visitors Bureau
 - 07/12/18-4:00 p.m.-Buckhannon Upshur Airport Authority
 - 07/12/18-4:00 p.m.-Upshur County Safe Sites & Structures Enforcement Board--
Cancelled
 - 07/12/18-6:00 p.m.-Buckhannon-Upshur Board of Health
 - 07/12/18-7:30 p.m.-Buckhannon VFD
 - 07/15/18-6:00 p.m.-Washington District VFD

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- 07/16/18-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
 - 07/17/18-4:00 p.m.-Upshur County Public Library Board
 - 07/17/18-6:30 p.m.-Upshur County Fire Board, Inc.
 - 07/17/18-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
 - 07/18/18-12:00 p.m.-Lewis Upshur LEPC--Lewis location
 - 07/19/18-4:00 p.m.-Upshur County Safe Sites & Structures Enforcement Board – Special Meeting
 - 07/19/18-6:30 p.m.-Upshur County Youth Camp Board – Selbyville
 - 07/19/18-2:00 p.m.-Upshur County Farmland Protection Board
 - 08/13/18-6:00 p.m.-Lewis-Upshur Community Corrections Board-Lewis County
 - TBD-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development Council
 - TBD-12:00 p.m.-Upshur County Development Authority–Annual Meeting
9. Appointments Needed or Upcoming:
- Upshur County Public Library Board (term expires June 30, 2018) – Commission Appointment

Tabled Items

1. Discuss property owned by Thomas Moates located in Warren Tax District – Tax Map 6C – Parcel Number 41 (*last extension was approved during April 5th meeting*) (no action taken)
2. Approve County Financial Institutions as Depositories as Required by WV Code §7-6-1 - -- Freedom Bank, First Community Bank, JP Morgan-Chase Bank, Premier Bank, Community Bank and Citizens Bank of WV. –On motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved County Financial Institutions as Depositories as listed

Terri Jo Bennett, Upshur County Addressing and Mapping Coordinator, appeared before the Commission and presented a road name request. After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved Bevins Drive as a private drive off Trainer Road.

The Commission approved all Vacation Orders.

The Commission approved the following “Settlements” (copies included):

- Arminta Tucker Baldwin-Final Settlement Waiver
- Norma Jean Bright-Final Settlement
- Charles Everett Pringle-Final Settlement
- Margaret Annabell Ratliff-Final Settlement Waiver
- Wilda L. Seckman-Final Settlement Waiver

The Commission reviewed agenda items for future meetings, received project updates and discussed administrative business items.

With no further business, on motion by Terry Cutright seconded by Troy A. Brady, the Commission meeting adjourned at 12:45 p.m.