

UPSHUR COUNTY COMMISSION MEETING

July 12, 2018

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, July 12, 2018 at 9:00 a.m. Sam Nolte called the meeting to order. Present were Sam Nolte, Commissioner; Terry Cutright, Commissioner; Carol Smith, Upshur County Clerk; Carrie Wallace, County Administrator; Tabatha Perry, Assistant County Administrator; Jacqueline Dinklocker and Prissilla Peggs, Secretary. Commissioner Troy Brady was not in attendance. The meeting began with a moment of silent meditation and prayer followed by the Pledge of Allegiance. All motions passed unanimously unless otherwise stated.

Sam Nolte reviewed scheduled appointments and agenda items.

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved the regular meeting minutes of June 21, 2018 and June 28, 2018 as submitted.

The Commission reviewed correspondence from Governor Jim Justice announcing the STOP Violence Against Women Act Grant award to the Upshur County Commission in the amount of \$27,618. These funds provide for the enhancement and the continuation of the Upshur County STOP Team to improve the criminal justice system's response to victims of domestic violence, sexual assault, stalking and dating violence (copy included). After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved and authorized the President to sign the STOP Violence Against Women Act Grant Program Contract Agreement and all related documents.

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved the renewal of membership in NAEIR (National Association for the Exchange of Industrial Resources) free supplies program. The renewal rate for 4 catalogs is \$495 effective fall 2018.

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved and authorized the President to sign the WV Voluntary Remediation Agreement for Investigation and Remediation Activities for the Upshur County Youth Camp Archery Range Project (copy included).

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved and authorized the President to sign the Approval of Depository Bonds of First Community Bank, with all terms in full contained within the letter of credit from First Community Bank for the period of July 1, 2018 through June 30, 2019 in the amount of nine million dollars and accepting the bond as presented (copy included).

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved a request from Judith L. Williams, Director of James W. Curry Public Library, for approval of the expenditure of \$175 payable to Skateland for rink rental on August 7th. This is for the grand finale event for the "Libraries Rock! Rock Around the World" summer reading program (copy included).

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved and authorized the President to sign the Verdin Company Tower Clock Order Form in the amount of twelve thousand one hundred ninety-five dollars (\$12,195) for the repair of the clock tower (copy included).

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved the reappointment of J. J. Ford to the Buckhannon-Upshur Parks & Recreation Advisory Board. Mr. Ford's term will expire on June 30, 2020.

After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved the appointments of Kathy McMurray and Emiel Butcher to the Upshur County Development Authority per request from Kathy McMurray, UCDA President (copy included). Both terms will expire on June 30, 2021.

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After discussion, on motion by Terry Cutright seconded by Sam Nolte, the Commission approved the resignation of Taylor Whyte, Buckhannon-Upshur Recreational Facility concession stand worker, effective immediately and further approved to utilize Brooke Newcome, lifeguard, in the concession stand. Ms. Newcome will work in the concession stand during times she is not utilized in the pool area and will receive her same pay wage rate of \$9.35 an hour.

Sam Nolte reviewed the following “For Your Information” items:

1. Correspondence from Russell Rollyson, Senior Deputy State Auditor, County Collections Division of the WV State Auditor’s Office, enclosing a list of properties that will be offered for sale on July 23, 2018.
2. Correspondence from Dr. Sara Lewis-Stankus, Superintendent of the Upshur County Schools, reappointing Hannah Lively to the Upshur County Parks and Recreation Advisory Board for another two-year term ending June 30, 2020.
3. Correspondence from Tabatha R. Perry, Assistant Administrator, to Frank Kelley regarding his property located in Washington Tax District – Tax Map 7J – Parcel Number 11.1. During the regularly scheduled Commission Meeting conducted on June 21, 2018, the Commission moved to close this case and requested for Mr. Kelley to continue making progress on the property.
4. Correspondence from Tabatha R. Perry, Assistant Administrator, to Todd Spencer Walter Gould regarding his property located in Washington Tax District – Tax Map 7J – Parcel Number 11. During the regularly scheduled Commission Meeting conducted on June 21, 2018, the Commission moved to close this case and requested for Mr. Gould to continue making progress on the property.
5. Upshur County Building Permits for June 2018
6. NACo Prescription Drug Discount Card Program breakdown from 2005 to May 2018
7. Newsletters and/or Event Notifications:
 - Citizens Bank of WV Groundbreaking Ceremony (77 West Main St.) – July 13th at 10 a.m.
 - Upshur County Development Authority Annual Board of Director’s Meeting -- July 18th at the Brushy Fork Event Center beginning at noon
 - James W. Curry Public Library Calendar of Events for August 2018
 - “Enjoy Your Work (and life) More with Mindfulness!” presentation on August 3rd from 8 a.m. to 4 p.m. at Highland Clarksburg Hospital
8. Agendas and/or Notice of Meetings:
 - James W. Curry Library/Park Advisory Board-June 27, 2018
 - City Council of Buckhannon-July 5, 2018
 - Buckhannon-Upshur Parks and Recreation Advisory Board- July 9, 2018
 - Elkins Road PSD-July 9, 2018
 - Upshur County Family Resource Network-July 9, 2018
 - Upshur-Buckhannon Board of Health-July 12, 2018
 - Buckhannon-Upshur Airport Authority-July 12, 2018
 - Buckhannon-Upshur Chamber of Commerce-July 16, 2018
 - Upshur County Fire Board, Inc.-July 17, 2018
 - Upshur County Solid Waste Authority-July 19, 2018
9. Meeting Minutes:
 - Upshur County Family Resource Network-June 11, 2018

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- Upshur County Solid Waste Authority-June 18, 2018

10. Meetings:

- 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
- 07/09/18-5:30 p.m.-Elkins Road PSD
- 07/09/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
- 07/10/18-7:30 p.m.-Adrian VFD
- 07/11/18-12:00 p.m.-Upshur County Senior Center Board – CANCELLED
- 07/11/18-3:00 p.m.-Tennerton PSD
- 07/11/18-6:00 p.m.-Upshur County Citizens Corp – CERT
- 07/11/18-7:00 p.m.-Ellamore VFD
- 07/11/18-7:00 p.m.-Buckhannon River Watershed Association - Board of Directors
- 07/11/18-7:30 p.m.-Warren District VFD
- 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.-Upshur County Safe Sites & Structures Enforcement Board--Cancelled
- 07/12/18-4:00 p.m.-Buckhannon Upshur Airport Authority
- 07/12/18-6:00 p.m.-Buckhannon-Upshur Board of Health
- 07/15/18-6:00 p.m.-Washington District VFD
- 07/16/18-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
- 07/16/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board--Special Meeting
- 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.-Upshur County Development Authority – Annual Meeting
- 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
- 07/19/18-4:30 p.m.-Upshur County Solid Waste Authority 07/12/18-7:30 p.m.-Buckhannon VFD
- 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
- 08/08/18-12:00 p.m.-Upshur County Senior Center Board
- 08/13/18-4:30 p.m.-Upshur County Solid Waste Authority
- TBD-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development Council
- 08/13/18-6:00 p.m.-Lewis-Upshur Community Corrections Board-Lewis County

11. Appointments Needed or Upcoming:

- Upshur County Public Library Board (unexpired term June 30, 2019)

No action was taken on the following Tabled Items:

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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)
2. E-911 Center upgrade options at the Emergency Operations Center

Laura Meadows, Upshur County Convention and Visitor's Bureau Executive Director, appeared before the Commission and provided a review of the FY 18 Annual Report. Ms. Meadows provided data and a printout of the report that highlighted the accomplishments of the CVB over the past year and reviewed upcoming events. The new tagline, "Small Town Getaway, Big Time Charm" was revamped to be more inclusive of the entire county and not just the City of Buckhannon. Ms. Meadows reviewed Event Center projects, social media, Wesleyan participation, mailer and ad promotions. The Commission commended Ms. Meadows on the accomplishments.

Tabatha Perry provided an update/status report concerning the discussion during the June 28 Commission meeting involving concerns relative to the Buckhannon-Upshur Health Department/Milan Puskar Health Right's Harm Reduction/Syringe Access Program. Ms. Perry reported that after contacting attorney William Swann with, Kay Casto and Chaney PLLC, the Commission was advised that they do not have any authority or control concerning the decisions of the Buckhannon-Upshur Board of Health Department; however, they do appoint three of their Board members.

April Pierson Keating, Upshur County resident, appeared before the Commission and invited the Commission to attend a tour of Doddridge County fracking sites. Ms. Keating advised that attendees will meet in Bridgeport at 9:00 a.m. on Tuesday. (She can provide further information to anyone who is interested) FLIR cameras will be used which will enable emissions to be seen.

John B. "JB" McCuskey, WV State Auditor, appeared before the Commission and provided a presentation on the wvcheckbook.com website. Mr. McCuskey provided data and information promoting the website that will provide taxpayers with the ability to "track their tax dollars". "This site has been built in a way that will be efficient and user-friendly for all of our citizens who seek to track and examine where their tax dollars are being spent," (ref. Media Advisory, 2/7/2018) Mr. McCuskey advised that counties will be able to save money on audits due to auditors not having to travel and emphasized the importance of public trust and transparency.

Carol Smith, Upshur County Clerk, reviewed a request for a budget revision. After discussion, on motion by Terry Cutright, seconded by Sam Nolte, the Commission approved the budget revision as discussed with a "Request for Revision to Approved Budget" to be sent to the Office of the State Auditor for approval (copy included).

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

The Commission approved all Vacation Orders.

The Commission approved the following "Settlements" (copies included):

- Samantha Louise Bennett—Final Settlement Waiver
- Robert Eugene Blake—Final Settlement Waiver
- Evelyn P. Dowell—Final Settlement Waiver
- James T. Farrell—Final Settlement Waiver
- Algana M. Guthrie—Final Settlement Waiver
- Otha H. Hite—Final Settlement Waiver
- Patty L. Jack—Final Settlement
- Betty J. Norvell—Final Settlement Waiver
- Peggy Ann Perry—Final Settlement Waiver
- Elizabeth Anne Pringle—Final Settlement
- Rose Marie Talbott—First Annual Settlement

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• Allen Ray West Trust—eleventh Annual Settlement
The Commission approved the following “Exonerations and/or Refunds”: (copies included)

- Eleanor John D. Courtney—#4283—\$105.86
- Sue (Marsh or Daniel L. Duke—#4277—\$127.40
- Russell A. or Kimberly Gifford—#4278—\$188.86
- Todd & Melissa Ellis & Jean Coger—#4279—\$45.18
- Amy D. & Gregory D. Goff—#4280—\$759.22
- James Commodore Stalnaker—#4281—\$44.21
- Nelda Kay Beauvais—#4282—\$175.12
- John D. Courtney—#4283—\$105.86
- Danny R. Gould—#4284—Corrective Ticket
- Barbara Sue Coker—#4285—\$175.12
- Burton or Elaine Abel—#4286—\$656.10
- James Brian & Misti D. Elmore—#4287—Corrective Ticket
- Patrick Chapman McCoy—#4288—\$5.77
- Karen D. Young—#4289—Corrective Ticket
- Carol Ann & William Mitchel Payne—#4290—\$24.69
- Samantha McIntosh—#4291—\$9.45
- Juanita Ruth Jeffries—#4292—\$175.12
- Eagle Ridge Land, LLC—#4293—\$1,114.81
- Jeffrey W. Summers Est.—#4294—\$20.75
- Bradley Wayne Kellison—#4295—Corrective Ticket
- Bruce or Teresa Blend—#4296—\$55.16
- Frances M. Lawson—#4297—\$32.58
- Richard A. Riggleman II—#4298—Corrective Ticket
- Edwin Glenn Crites II—#4299—Corrective Ticket
- James D. or Hallie S. Hurst—#4300—Corrective Ticket
- Mike & Elizabeth Richter—#4301—\$408.73
- Windamar, Inc.—#4302—\$6.82
- Bern Perkins—#4303—\$15.91
- Amy D. & Gregory D. Goff—#4304—\$759.22
- Daniel L. Fultz—#4305—Corrective Ticket
- Thomas G. & Grace G. Lynch—#4306—Corrective Ticket
- Thomas G. & Grace G. Lynch—#4307—Corrective Ticket
- Genevieve V. Helmick—#4308—\$542.17
- Kimberly D. Crites—#4309—Corrective Ticket
- Brett L. & Brenda R. Talbott & Matthew C. Fox—#4310—\$35.54
- Enterprise FM Trust—#4311—\$411.50

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- Barbara Nine & Kelcee Fortney—#4312—\$109.01
- George L. or Brenda M. McCauley—#4313—\$148.98
- Wilda R. Godwin—#4314—\$18.72
- Michael & Michele Weber—#4315—Corrective Ticket
- Tommy K. Garis-Lester—#4316—\$2.10
- Joe Nelson Shaw—#4317—\$676.72
- Dana L. or Carmel Lantz—#4318—\$0

The Commission approved the following “Request to Attend Meeting”: (copies included)

- Tabatha R. Perry—July 30, 2018
- Carrie Wallace— July 30, 2018

The Commission approved the following “Consolidation of Land Tracts”: (copies included)

- Washington District- Map 6J Parcel 22.19 blended with Map 6J Parcel 22.18 to make Map 6J Parcel 22.19 -(owner)-Jaime and Ogden II Bragg
- Meade District-- Map 4N Parcel 74 blended with Map 4P Parcel 1, to make Map 4N Parcel 74-owners John B. and Monna Young

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 Sam Nolte, the Commission meeting adjourned at 12:00 p.m.