

# UPSHUR COUNTY COMMISSION MEETING

## September 13, 2018

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, September 13, 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; Carrie Wallace, County Administrator, Tabatha Perry, Assistant Administrator and Jacqueline Dinklocker, 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.

After discussion, on motion by Terry Cutright, seconded by Sam Nolte the Commission approved the regular meeting minutes of September 9, 2018 as submitted.

Brian Shreves, Upshur County Office of Emergency Management Director, appeared before the Commission and provided a status report on preparations for the anticipated arrival of Hurricane Florence. Mr. Shreves reported that up to 7 inches of rain and winds of 50 to 60 MPH are expected and advised that emergency shelters are in place and ready. The effects of the storm are expected to arrive in this area around Monday or Tuesday.

After discussion, on motion by Terry Cutright, seconded by Sam Nolte the Commission approved the Financial Statement for Fiscal Year ended June 30, 2018.

After discussion, on motion by Troy Brady, seconded by Terry Cutright the Commission approved the Election Officials, Alternates, and Emergency Ballot Commissioners for the November 6, 2018 General Election as submitted by Carol Smith, County Clerk.

After discussion, on motion by Troy Brady, seconded by Terry Cutright the Commission approved the date and time for Trick or Treat as 6:00 p.m. to 8:00 p.m. on Wednesday, October 31<sup>st</sup>. As in the past, the County will follow the scheduling of the City of Buckhannon, with an additional ½ hour added to accommodate for distances between county residences.

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

1. Correspondence from Samantha L. Woods, Director of Professional Development for the State of WV Office of the State Auditor Chief Inspector Division, enclosing a copy of the audit report of the Upshur County Commission for the fiscal year ended June 30, 2017. This report is available for inspection in the office of the Upshur County Commission.
2. Correspondence from Brian Cooper, WV Department of Transportation Division of Highways District Engineer, enclosing the Bridge Inspection Report for the Youth Camp Girder Bridge, dated June 15, 2018.
3. Press Release: State Election Commission Approves \$6.5 Million in Funding to Counties for Election Security Upgrades. Upshur County has been awarded \$237,866.26.
4. Official Proclamation by WV Secretary of State Mac Warner designating September 2018 as National Voter Registration Month.
5. Upshur County Building Permits for the month of August 2018
6. Newsletters and/or Event Notifications:
  - Ribbon Cutting – HearingLife on September 17<sup>th</sup> at 1:15 p.m. – 4 Northridge Drive, Suite 110
  - Really Awesome Dads Family Fun Day & Chili Cook Off – October 7<sup>th</sup> from 1 p.m. – 4 p.m. at the Stockert Youth Center
7. Agendas and/or Notice of Meetings:
  - Upshur County Family Resource Network-September 10, 2018
  - Upshur County Safe Structures & Sites Enforcement Board-September 13, 2018

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- Buckhannon-Upshur Airport Authority-September 13, 2018
  - Buckhannon-Upshur Chamber of Commerce-September 17, 2018
  - Upshur County Fire Board, Inc.-September 18, 2018
8. Meeting Minutes:
- Upshur County Family Resource Network-August 13, 2018
  - Upshur County Solid Waste Authority-August 13, 2018
9. Meetings:
- 09/04/18-5:30 p.m.-Elkins Road PSD
  - 09/04/18-4:00 p.m.-Hodgesville PSD
  - 09/06/18-6:00 p.m.-Buckhannon-Upshur Board of Health
  - 09/06/18-7:00 p.m.-Banks District VFD
  - 09/06/18-7:00 p.m.-Selbyville VFD
  - 09/10/18-12:00 p.m.-Upshur County Family Resource Network
  - 09/10/18-4:30 p.m.-Upshur County Solid Waste Authority
  - 09/10/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
  - 09/10/18-6:00 p.m.-Lewis-Upshur Community Corrections Board-Upshur County
  - 09/11/18-7:30 p.m.-Adrian VFD
  - 09/12/18-12:00 p.m.-Upshur County Senior Center Board
  - 09/12/18-3:00 p.m.-Tennerton PSD
  - 09/12/18-6:00 p.m.-Upshur County Citizens Corp – CERT
  - 09/12/18-7:00 p.m.-Ellamore VFD
  - 09/12/18-7:00 p.m.-Buckhannon River Watershed Association--Board of Directors
  - 09/12/18-7:30 p.m.-Warren District VFD
  - 09/13/18-10:00 a.m.-Adrian PSD
  - 09/13/18-3:00 p.m.-Upshur County Conventions & Visitors Bureau
  - 09/13/18-4:00 p.m.-Upshur County Safe Sites & Structures Enforcement Board
  - 09/13/18-7:30 p.m.-Buckhannon VFD
  - 09/13/18-4:00 p.m.-Buckhannon Upshur Airport Authority
  - 09/16/18-6:00 p.m.-Washington District VFD
  - 09/17/18-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
  - 09/18/18-4:00 p.m.-Upshur County Public Library Board
  - 09/18/18-6:30 p.m.-Upshur County Fire Board, Inc.
  - 09/18/18-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
  - 09/19/18-7:00 a.m.-Upshur County Development Authority – Full Board
  - 09/19/18-12:00 p.m.-Lewis Upshur LEPC --- Lewis location
  - 09/20/18-2:00 p.m.-Upshur County Farmland Protection Board
  - 09/20/18-6:30 p.m.-Upshur County Youth Camp Board – Selbyville
  - 09/24/18-6:00 p.m.-Upshur County Fire Fighters Association
  - 09/26/18-10:00 a.m.-James W. Curry Advisory Board
  - 10/23/18-12:00 p.m.-Region VII Planning & Development Council
  - TBD-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development Council

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### 10. Appointments Needed or Upcoming:

- Upshur County Public Library Board (unexpired term June 30, 2019) – 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 5<sup>th</sup> meeting*)-Tabatha Perry provided a status update-DNR has had conflicts with scheduling, no action
2. Discussion and/or action regarding the scheduling of a hearing for the removal of Michael E. Vest as Administrator of the Estate of Ernest Junior Vest, deceased. Carol Smith provided an update and reported that she has followed up with Legal Firm, Kay, Casto and Chaney and Attorney, Daya Masada Wright.-- After discussion, on motion by Troy Brady, seconded by Terry Cutright, the Commission approved to withdraw the request for the Order for a hearing for the removal of Michael E. Vest as Administrator of the Estate of Ernest Junior Vest, deceased and to waive a hearing and to appoint Daya Masada Wright as Fiduciary Commissioner.
3. Discuss Animal Outreach Project's request for funds from the spay/neuter account to serve as a match for their grant award-Carrie Wallace provided an update and advised that the deadline for the Project is October 31. Sam Nolte spoke with Agnes Queen, Lewis County Commissioner, and reported that the Lewis County Commission is okay with whatever decision is made by the Upshur County Commission. After discussion, on motion by Troy Brady, seconded by Terry Cutright the Commission approved the use of \$1,500 from the Spay and Neuter Fund as a match for the grant award. The Commission Office will pay the approved veterinarians directly for spay and neuter procedures.

Carrie Wallace provided a review of the 2018 SB 625 Report Survey for West Virginia County Governments from the WV State Fire Marshal. The responses from this survey will assist this agency in producing a report requested by the WV Legislature based on Senate Bill 625. Ms. Wallace reviewed the survey and recorded the answers from Commissioners to submit by the October 12 deadline. Much of the requested information will need to be gathered from individual fire departments. Brian Shreves reported that the Fire Association meeting will take place on the last Monday of the month and Ms. Wallace said she will plan to attend. Commissioners expressed opposition to SB 625 and stated that counties are struggling financially and to shift the responsibility to the counties, would be an unfunded mandate and significant financial burden.

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

The Commission approved all Vacation Orders.

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

- Ernest Charles Nanners, Jr. —Final Settlement Waiver
- Artie John Michael Burr—Final Settlement Waiver

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

- Stacie Wentz—September 19, 2018

The Commission approved the following "Correction/Exoneration Orders": (copies included)

- Lee Ann Rice-Tkt #29739-Correction Order
- Lee Ann Rice-Tkt #29740-Correction Order
- Benjamin Jacob Reger-Tkt #309576-Exoneration Order
- Richard A. or Sharon Rose Veith-Tkt #100000077S- Exoneration Order

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- Cecil & Trudie Robinson c/o Alice Andrew-Tkt #4172- Exoneration Order  
The Commission approved the following “Consolidation of Land Tracts”: (copies included)
- Banks District-Map 5S Parcel 30.5 blended with Map 5S Parcel 30.7 to make Map 5S Parcel 30.5-owners- James E. and Nelda J. Haun
- Banks District-Map 2 Parcel 49 blended with Map 2 Parcel 50.1 to make Map 2 Parcel 49-owner- Susan Dumas

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

With no further business, on motion by Troy Brady seconded by Terry Cutright, the Commission meeting adjourned at 11:30 a.m.