

UPSHUR COUNTY COMMISSION MEETING

May 24, 2018

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, May 24, 2018 at 9:00 a.m. Sam Nolte called the meeting to order. Present were Sam Nolte, Commissioner; Troy A. Brady, Commissioner; Terry Cutright, Commissioner; Carol Smith, Upshur County Clerk; Carrie Wallace, Upshur County Administrator; Tabatha Perry, Assistant County Administrator; Jacqueline Dinklocker, Secretary; and Prissilla 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.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved the regular meeting minutes of May 17, 2018 as submitted.

Sam Nolte provided clarification regarding information reported in the Record Delta concerning the Atlantic Coast Pipeline's (ACP) involvement in the third lane construction project on Brushy Fork Road. During the May 17th meeting of the Upshur County Commission, Mike Cozad, Community Liaison for the Atlantic Coast Pipeline, provided a timeline, project updates, and expectations and spoke about the impact the heavy equipment has had on the road. Mr. Cozad explained that the ACP is working to fix the damage to the Brushy Fork Road, not install the third lane.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission signed the Order approving Community Bank as a Depository of public moneys as required by WV Code §7-6-1.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved and signed the Oath and Certification of the personal property books and real estate land books.

Charles Friend, Upshur County resident, appeared before the Commission to discuss his vision of creating a baseball/softball field for handicapped children and requested assistance in acquiring property to develop a similar field to "League of Dreams" in Upshur County which will be called "Field of Miracles". Mr. Nolte advised that the Commission will not be able to help with any funding at this time; however, suggested collaboration with the Upshur County Recreational Complex.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved a request from Dr. Gary W. Garden, II, Director of the WV Christian Ministerial Association, to use the Courthouse Plaza on Sunday, June 3, 2018 at 2:30 p.m. to hold a prayer meeting (copy included). Since November, this group of ministers has traveled to the Courthouse of every county in WV to lay hands on the cornerstone and pray a prayer of peace. The approval of the request is pending receipt of insurance documentation naming Upshur County as additionally insured.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved and authorized the President to sign the Memorandum of Understanding between the Upshur County Commission and the State of West Virginia's Division of Homeland Security and Emergency Management, (WVDHSEM), on behalf of the Statewide Interoperable Radio Network (SIRN) for the use of West Virginia's SIRN pending removal of Bullet Point #8 listed under "Responsibilities of Upshur County" on page 5 of the document. The Commissioners directed Carrie Wallace to send correspondence to the WVDHSEM explaining the same. This MOU becomes effective as of the date of the last signature and use of the network is allowed at no cost to the Upshur County Commission.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved the appointment of Kessa D. Thorpe to the Buckhannon-Upshur Board of Health, effective July 1, 2018. Ms. Thorpe's term will expire on June 30, 2023 (copy included)

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After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved the reappointment of Kenneth “Brian” Shreves to the Upshur County Safe Structures and Sites Ordinance Enforcement Board as a community representative. Mr. Shreves’ current term expires on June 30, 2018. Mr. Shreves’ new term will expire on June 30, 2020.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved the reappointment of Rick Harlow to the Upshur County Safe Structures and Sites Ordinance Enforcement Board as the Fire Chief Representative (copy included). Mr. Harlow’s current term expires on June 30, 2018. Mr. Harlow’s new term will expire on June 30, 2020.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved the reappointment of Joe Gower to the Upshur County Fire Board, Inc. for a second term, beginning July 1, 2018 and terminating June 30, 2021 (copy included).

Sally Hardman, former Upshur County resident and Middle Fork Camper Resort, Inc. (campsite/lot) land owner, appeared before the Commission to request assistance with obtaining electrical service. Ms. Hardman stated she owns 5 lots within the campground and pays \$2,000.00 per year in HOA dues to cover utilities, including electrical services. Commissioners were empathetic to Ms. Hardman’s situation. They advised that they would be unable to provide any assistance in the matter and suggested that Ms. Hardman obtain legal representation. Ms. Hardman was referred to the Upshur County Clerk’s Office for copies of documentation (Campground By-laws and Declaration of Restrictions) that may be of assistance to her.

After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved and authorized the President to sign the 2018 National and State Primary Election Certifications. Certification of Local results was approved during the May 17, 2018 County Commission meeting.

Dirk Burnside, President of the Upshur County EMS Board of Directors, appeared before the Commission and provided information and data about the formation of Upshur County Emergency Medical Services Inc. Mr. Burnside read the Emergency Medical Services Week Proclamation and gave formal recognition of the providers for their hard work and dedication. After discussion, on motion by Terry Cutright seconded by Troy A. Brady, the Commission approved and authorized the signing of the proclamation which designates May 20-26, 2018 as Emergency Medical Services Week (copy included). Commissioners expressed their appreciation to the service providers and to Mr. Burnside. Mr. Burnside also expressed his appreciation to the Commission and Administrative Staff for their “professionalism” and their support.

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

1. Memorandum from Ora L. Ash, Deputy State Auditor for the WV State Auditor’s Office, outlining deadlines for submitting budget revisions.
2. Correspondence from Peter Brown, Sr. Director of Field Service for Altice USA, Inc., notifying the Commission that effective June 15, 2018, there will be changes to some monthly service fees and surcharges for certain new and existing Suddenlink residential customers.
3. Upshur County Sheriff’s Financial Statement for Period Ending April 2018
4. Upshur County Mileage Reports – April 2018
 - Upshur 911
 - Maintenance
 - Emergency Management
 - Sheriff

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- Addressing and Mapping
 - Community Corrections
 - Dog Pound
5. Newsletters and/or Event Notifications: (none)
 6. Agendas and/or Notice of Meetings:
 - Upshur County Solid Waste Authority-June 18, 2018
 7. Meeting Minutes:
 - Upshur County Fire Board, Inc. –April 17, 2018
 8. Meetings:
 - 05/23/18-10:00 a.m.-James W. Curry Advisory Board
 - 05/28/18-6:00 p.m.-Upshur County Fire Fighters Association
 - 06/05/18-4:00 p.m.-Hodgesville PSD
 - 06/05/18-5:30 p.m.-Elkins Road PSD
 - 06/07/18-7:00 p.m.-Banks District VFD
 - 06/07/18-7:00 p.m.-Selbyville VFD
 - 06/11/18-12:00 p.m.-Upshur County Family Resource Network
 - 06/11/18-4:30 p.m.-Upshur County Solid Waste Authority – CANCELLED
 - 06/11/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
 - 06/11/18-6:00 p.m.-Lewis-Upshur Community Corrections Board-Upshur County
 - 06/12/18-7:30 p.m.-Adrian VFD
 - 06/13/18-12:00 p.m.-Upshur County Senior Center Board
 - 06/13/18-3:00 p.m.-Tennerton PSD
 - 06/13/18-6:00 p.m.-Upshur County Citizens Corp – CERT
 - 06/13/18-7:00 p.m.-Ellamore VFD
 - 06/13/18-7:00 p.m.-Buckhannon River Watershed Association - Board of Directors
 - 06/13/18-7:30 p.m.-Warren District VFD
 - 06/14/18-3:00 p.m.-Upshur County Conventions & Visitors Bureau
 - 06/14/18-10:00 a.m.-Adrian PSD
 - 06/14/18-4:00 p.m.-Upshur County Safe Sites & Structures Ordinance Board
 - 06/14/18-4:00 p.m.-Buckhannon Upshur Airport Authority
 - 06/14/18-7:30 p.m.-Buckhannon VFD
 - 06/17/18-6:00 p.m.-Washington District VFD
 - 06/18/18-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
 - 06/18/18-4:30 p.m.-Upshur County Solid Waste Authority – Special Meeting
 - 06/19/18-4:00 p.m.-Upshur County Public Library Board
 - 06/19/18-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
 - 06/19/18-6:30 p.m.-Upshur County Fire Board, Inc
 - 06/20/18-7:00 a.m.-Upshur County Development Authority – Executive Board
 - 06/20/18-12:00 p.m.-Lewis Upshur LEPC --- Upshur location
 - 06/21/18-2:00 p.m.-Upshur County Farmland Protection Board
 - 06/21/18-6:30 p.m.-Upshur County Youth Camp Board – Selbyville
 - 07/12/18-6:00 p.m.-Buckhannon-Upshur Board of Health
 - TBD-10:00 a.m.-Wes-Mon-Ty Resource Conservation & Development Council

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9. Appointments Needed or Upcoming: (None)

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

The Commission approved all Vacation Orders.

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

- Betty Lee Caynor—Final Settlement Waiver
- Lewis Russell Landers—Final Settlement
- Roger Anthony Poling—Final Settlement
- Betty L. Reed—Final Settlement Waiver

Terri Jo Bennett, Addressing and Mapping Coordinator, provided a review of a road name request. After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved Joni Kay Blvd for a roadway located off Route 20 South Road.

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

With no further business, on motion by Troy A. Brady seconded by Terry Cutright, the Commission meeting adjourned at 11:40 a.m.