

UPSHUR COUNTY COMMISSION MEETING

January 18, 2018

The County Commission of Upshur County, West Virginia, held their regular meeting at the Courthouse Annex on Thursday, January 18, 2018 at 9:00 a.m. Sam Nolte called the meeting to order. Present were Sam Nolte, Commissioner; Terry Cutright, Commissioner, Troy A. Brady, Commissioner; Carol Smith, Upshur County Clerk; Carrie Wallace, Upshur County Administrator; Tabatha Perry, Assistant County 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 Troy A. Brady seconded by Terry Cutright, the Commission approved the regular meeting minutes of January 11, 2018 as submitted.

Sam Nolte provided a review of Agenda Items/Scheduled Appointments to be covered in today's meeting.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved and authorized the signing of an Order closing an unused paper alley located between parcels of land that Mary Herndon owns in Buckhannon District of Upshur County, West Virginia in accordance with WV Code §7-1-3h (copy included) as was discussed and approved during the January 11, 2018 regular Commission meeting.

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved the "Request for Qualifications" for Environmental Consultant Services necessary for the completion of the Upshur County Youth Camp Tar Pit EPA Brownfields Cleanup Project. Sealed Proposals must be received by the Commission no later than 4:30 p.m. on Wednesday, February 28, 2018. All Proposals will be publicly opened, reviewed and read aloud by the Upshur County Commission at 9:05 a.m. on Thursday, March 1, 2018 (copy included). The posting will be advertised in multiple media outlets.

After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved the resignation of Matthew R. Cutright as Victim Advocate effective January 19, 2018.

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved a request from David E. Godwin, Prosecuting Attorney, for the advertisement for the Victim Advocate Position (copy included).

After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved a request from Lori Ulderich-Harvey, on behalf of the Upshur County Family Resource Network and the Upshur County Tobacco Prevention Coalition, for the use of space in the Courthouse Annex for a display table for "Through With Chew Week" and "Kick Butts Day" from February 12, 2018 through March 23, 2018 (copy included).

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

1. Hydrogeological Assessment of the Stormwater Permit Application and Erosion and Sediment Control Plan for the Atlantic Coast Pipeline Application Submitted to the West Virginia Department of Environmental Protection – Prepared by Pamela C. Dodds, Ph.D., Licensed Professional Geologist on December 20, 2017 (submitted for inclusion by April Pierson-Keating).

Bobbi Cox appeared before the Commission on behalf of Women's Aid in Crisis and read the Stalking Awareness Month–January 2018 Proclamation which encourages awareness and recognizes victim services providers (copy included). After discussion, on motion by Troy A. Brady, seconded by Terry Cutright, the Commission approved and authorized the signing of the Proclamation.

UPSHUR COUNTY COMMISSION MEETING

January 18, 2018

Sam Nolte continued to review the “For Your Information” items:

2. 2018 IRS Standard Mileage Rates for Business, Medical and Moving beginning January 1, 2018 will be in the amount of 54.5 cents per business mile driven, up from 53.5 cents in 2017. *After discussion, on motion by Terry Cutright, seconded by Troy A. Brady, the Commission approved to accept the 54.5 cent rate for usage in Upshur County.*
3. Newsletters and/or Event Notifications:
 - Vera Bradley Bingo to benefit the Upshur County Recreation Complex – Buckhannon Moose Lodge on January 21, 2018 from 2 p.m. to 4 p.m.
 - James W. Curry Public Library Calendar of Events - February 2018
4. Agendas and/or Notice of Meetings:
 - Lewis/Upshur LEPC-January 17, 2018
 - Upshur County Farmland Protection Board-January 18, 2018
 - City Council of Buckhannon-January 18, 2018
 - Elkins Road PSD-February 6, 2018
5. Meeting Minutes:
 - B.R.W.A. Board of Directors-October 25, 2017
 - B.R.W.A. Board of Directors-November 15, 2017
 - Buckhannon-Upshur Chamber of Commerce-November 20, 2017
 - Upshur County Senior Center-December 6, 2017
 - Upshur County Family Resource Network-December 11, 2017
 - B.R.W.A. Board of Directors-December 13, 2017
 - Upshur County Safe Structures and Sites Enforcement Board-December 14, 2017
6. Meetings:
 - 01/02/18-4:00 p.m.-Hodgesville PSD
 - 01/03/18-12:00 p.m.-Upshur County Senior Center Board
 - 01/04/18-7:00 p.m.-Banks District VFD
 - 01/04/18-6:00 p.m.-Buckhannon-Upshur Board of Health
 - 01/04/18-7:00 p.m.-Selbyville VFD
 - 01/08/18-12:00 p.m.-Upshur County Family Resource Network
 - 01/08/18-4:30 p.m.-Upshur County Solid Waste Authority
 - 01/08/18-5:30 p.m.-Buckhannon-Upshur Recreational Park Advisory Board
 - 01/08/18-6:00 p.m.-Lewis-Upshur Community Corrections Board-Lewis County
 - 01/09/18-7:30 p.m.-Adrian VFD
 - 01/10/18-6:00 p.m.-Upshur County Citizens Corp – CERT
 - 01/10/18-7:00 p.m.-Ellamore VFD
 - 01/10/18-7:30 p.m.-Warren District VFD
 - 01/10/18-3:00 p.m.-Tennerton PSD
 - 01/10/18-7:00 p.m.-Buckhannon River Watershed Association-Board of Directors
 - 01/11/18-3:00 p.m.-Upshur County Conventions & Visitors Bureau
 - 01/11/18-1:00 p.m.-Adrian PSD
 - 01/11/18-4:00 p.m.-Upshur County Safe Sites & Structures Ordinance Board
 - 01/11/18-7:30 p.m.-Buckhannon VFD
 - 01/11/18-4:00 p.m. -Buckhannon Upshur Airport Authority

UPSHUR COUNTY COMMISSION MEETING

January 18, 2018

- 01/15/18-12:00 p.m.-Buckhannon-Upshur Chamber of Commerce
 - 01/16/18-4:00 p.m.-Upshur County Public Library Board
 - 01/16/18-5:00 p.m.-UC Enhanced Emergency Telephone Advisory Board
 - 01/16/18-6:30 p.m.-Upshur County Fire Board, Inc.
 - 01/17/18-7:00 a.m.-Upshur County Development Authority – Full Board
 - 01/17/18-12:00 p.m.-Lewis Upshur LEPC --- Upshur location
 - 01/18/18-3:00 p.m.-Upshur County Farmland Protection Board
 - 01/18/18-6:30 p.m. -Upshur County Youth Camp Board
 - 01/21/18-6:00 p.m.-Washington District VFD
 - 01/23/18- Wes-Mon-Ty Resource Conservation & Development Council-Senior Center Conference Room in Gilmer County
 - 01/29/18-6:00 p.m.-Upshur County Fire Fighters Association
 - 02/06/18-5:30 p.m.-Elkins Road PSD
 - 03/28/18-10:00 a.m.-James W. Curry Advisory Board
7. Appointments Needed or Upcoming: (none)
8. Board of Review & Equalization Meeting Schedule
- 02/01/2018-1:00 p.m. – 3:00 p.m.-No appointments ---Review Property Books
 - 02/06/2018-9:00 a.m.–11:00 a.m.-Coal, Oil & Gas and Industrial appointments
 - 02/09/2018-1:00 p.m.–3:00 p.m.
 - 02/14/2018-1:00 p.m.–3:00 p.m.
 - 02/16/2018-9:00 a.m.–11:00 a.m. Adjournment

Tabled Items

Review and discuss proposals received for legal representation in potential opioid litigation. After discussion, on motion by Terry Cutright, seconded by Troy Brady, the Commission approved to move forward with proceedings and to accept the proposal from Fitzsimmons Law Firm, Wheeling, WV. Commissioner Nolte requested Carrie Wallace to follow up with setting up an appointment with the firm.

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

The Commission approved all Vacation Orders.

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

- Fay Edward Slaughter—Final Settlement Waiver

The Commission approved the following “Exonerations and/or Refunds” (copies included):

- Kyle W. or Louella M. Marteney—#4238—\$257.68
- Joseph R. Fetherol, Jr. —#4241—\$2.77

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

- Corporation District—Map 6 Parcel 141 blended with Map 9 Parcel 36.1 to make Map 6 Parcel 141—Owners, Meghann McGushin Coffman and Randall J. Coffman
- Corporation District—Map 7 Parcel 101 blended with Map 7 Parcel 102.1 to make Map 7 Parcel 101—Owner, Dennis P. Cortes

With no further business, on motion by Terry Cutright seconded by Troy A. Brady, the Commission meeting adjourned at 1:30 p.m.