

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, APRIL 6, 1992

PRESENT: PRESIDENT STEVEN A. GRIMM
COMMISSIONER HOLMES R. SHAVER
COMMISSIONER JEAN GRAPES

On this date, the County Commission met in regular session. They signed purchase orders, invoices and correspondence.

At 9:00 A.M., the County Commission met with Bill Packard. Mr. Packard presented to the Commission, letters in regard to Hopewell, Homewood and LMH areas. Mr. Packard stated that residents of these areas and the Lubeck Public Service District are requesting their help, in a monetary fashion, with a project that would place distribution lines and water service to homes in these areas. The residents are making an effort to collect as much help from themselves as possible. The letter also stated that because of the cost of the project and the income level of the residents, it would be virtually impossible to completely fund the project with monies raised within the community. A copy of the letters are attached to these minutes.

At 9:30 A.M., the County Commission held a hearing for the reopening of the Elbert R. Ault estate. Attorney was Robert Friend. Mr. Friend stated that he is trying to bring a suit against the Executor of the Elbert Ault estate. He would like the Commission to reopen the estate and appoint Delores Administrator Ault or Sheriff Greiner as CTADBNS of the estate. Circuit Court will need to make the decision on their claim after the estate is reopened. Mr. Robert Tebay, Attorney stated that the statute of limitations states that the claim can't be presented against the personal representative at any time after one year after the filing of the notice and also the claim can't be made against any beneficiary within two years after the filing of an appraisal. Mr. Tebay stated that if a claim is made under those provisions there is a limit as to what monies are to be recovered; the claim is limited to the probate

value of the estate which is \$1200.00 in this instance. Mr. Tebay told the Commission that they may want to get a legal opinion from their legal counsel. Mr. Tebay also stated that if the Commission would reopen the estate, which he believes should not happen, then Mrs. Ault would serve as the executrix. Commissioner Shaver made a motion to continue this matter to two weeks from today at a time agreeable to all parties so that they may discuss this with their legal counsel. Commissioner Grapes seconded the motion and President Grimm made it unanimous.

At 10:00 A.M., the County Commission met with Michael Spencer from Buckeye Wood Care to discuss the Magistrate Building roof. Mr. Spencer presented the Commission with an overview and sample of the product that they would use. Mr. Spencer stated that ninety percent of the work is preparation. They would use a synthetic rubber based coating which is sprayed on. There would be no seams and no way for moisture to get into the metal and cause problems. The coating also has an eighty-five percent resistance to UV sunlight which could cause a lot of damage. The Commission would be able to get up to a ten year warranty plus a maintenance program. Buckeye Wood Care would be responsible for the roof if there are any problems such as wind, rain, etc. Mr. Spencer also showed the Commission examples of his work. This product that they would use for the roof is permanent. The County Commission took this under advisement.

At 10:30 A.M., the County Commission met with Jeff Reed, Shelly Rusen and Tim Haaf. Mr. Haaf is from Northwestern Disposal Company. They discussed in-shed and out-of-shed in regard to solid waste in Wood County. Mr. Reed stated that they would have to treat all counties in their shed the same way in regard to fees. There is a fee of \$2.25 for out-of-shed waste and the Commission can raise it to \$5.00 if they want. Mr. Haaf stated that their intention is to allow the County to receive revenue for out-of-shed waste.

Mr. Haaf would like to have a long term agreement for surety and would like the attorneys to discuss this. President Grimm stated that if the Commission has to abide by 20-5-F-12 of the State Code he doesn't see the need for an agreement. Upon a motion made by Holmes R. Shaver, seconded by Jean Grapes and made unanimous by Steven A. Grimm, the Commission asked for Northwestern Disposal's attorney, Leonard Knee to contact the Wood County Commission's legal counsel, Jeff Reed to prepare a proposed agreement.

At 11:00 A.M. the County Commission met with Mary R. Rader to discuss County business.

At 2:45 A.M., the County Commission met with representatives from St. Joseph's Hospital and Camden Clark Hospital to discuss funding for a communication system. Dr. Robert Cowan spoke for the group. He stated that the two hospitals have put approximately \$250,000.00 each into this system about twelve years ago and have been responsible for maintaining the system ever since. Mr. Cowan also stated that the equipment is outdated and parts are no longer available except on a scavenger basis. The hospitals are not in a position to put any more money into this system. Mr. Cowan stated that the system may go down anytime. Part of the system went down a few weeks ago but has since been repaired. President Grimm asked if they have approached anyone besides the County about receiving funding and Mr. Cowan stated that they have not. The total amount needed is \$156,434.00 (a price quote from Motorola). Mr. Cowan stated that there is no state or federal funding available. President Grimm asked if their request is for the full amount and Mr. Cowan stated that it was. The County Commission asked Mr. Cowan to check with the Mayor of Parkersburg and Terry Tamburini to see if they could help with the funding and then let the Commission know what they find out.

On this date, the County Commission ORDERED that fees for keeping and maintaining prisoners in the Wood County Correctional Center (Jail) for the

months of April, May and June, 1992 will be \$35.52 per prisoner per day. An Order was prepared regarding this matter.

On this date, the County Commission, upon a motion made by Jean Grapes, seconded by Holmes R. Shaver and made unanimous by Steven A. Grimm, requested, by letter, from the Wood County Board of Education, the title to the site on which will be constructed the library at Waverly, WV. The site is located adjacent to the Waverly Elementary School and will be funded through a \$65,000.00 Governor's Community Partnership Grant awarded to the Wood County Commission. After completion of said library, the Parkersburg/Wood County Library will operate the facility. An Order was prepared regarding this matter.

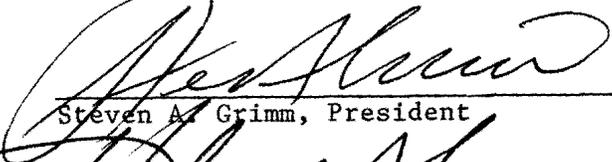
On this date, the County Commission, upon a motion made by Holmes R. Shaver, seconded by Jean Grapes and made unanimous by Steven A. Grimm, ORDERED that Roy Wildman be paid the amount of \$280.00 for seven sheep killed by dogs. Payment of said claim is pursuant to a Sheep Claim filed by Mr. Wildman in accordance with Chapter 19, Article 20, Section 10 of the Code of WV. The Assessor of Wood County has Mr. Wildman's sheep assessed at \$40.00 each. An Order was prepared regarding this matter.

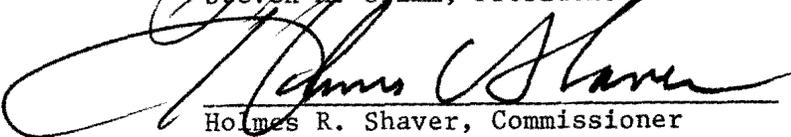
On this date, the County Commission ORDERED that the Order establishing the Wood County Historic Landmarks Commission be amended to include Section 5 of Chapter 8, Article 26A of the Code of West Virginia. Said Amending Order is attached to these minutes.

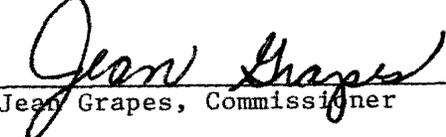
Having no scheduled appointments or further business to attend to, the County Commission adjourned at 4:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Steven A. Grimm, President


Holmes R. Shaver, Commissioner


Jean Grapes, Commissioner

PURCHASE ORDERS SIGNED ON MAY 6, 1992

No. 15823	Broadwaters Motorcar	\$	640.25
15850	Randy Ware		84.40
15854	Dils Motor Co.		242.67
15856	Miller Communications		58.95
15859	Oesterle Auto Glass & Paint		13.00
15861	Assurance Business Forms		883.64
15862	Assurance Business Forms		1238.60
15865	Matheny Motor Truck		16.07
15866	Broadwaters Motorcar		8.48

LUBECK PUBLIC SERVICE DISTRICT

Post Office Box 700
Washington, West Virginia 26181
Phone 863-3341



COMMISSIONERS

James E. Smith, CHAIRMAN
Charles H. Huffman
Lee "Ox" Johnson

April 3, 1992

Wood County Commission
Government Square
Parkersburg, West Virginia 26101

Dear Commissioners:

The Residents of the area known as "Hopewell", located on Route 68 south of Lubeck, and The Lubeck Public Service District request your help, in a monetary fashion, with a project that will place distribution lines and water service to homes in our area. The residents of the Hopewell area are also making an effort to collect as much help from themselves as possible. Because of the cost of the project and the income level of the residents, it will be virtually impossible to completely fund the project with monies raised within the community.

At present, only an estimate is available of the cost of the project. Actual contract costs will not be known until contractors have bid on the project. The actual costs will be forwarded to you as soon as the lowest and best bidder is known.

Thank you very much for your time and consideration in funding this project, as together we help Wood County grow and prosper.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bill Packard', written over a horizontal line.

Bill Packard, Manager

cc: LPSD Commissioners
Lawrence Ronning, LPSD Attorney
Phil Postlewait, LPSD Accountant
Mrs Helena Fleak, Hopewell Resident

LUBECK PUBLIC SERVICE DISTRICT

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COMMISSIONERS

James E. Smith, CHAIRMAN
Charles H. Huffman
Lee "Ox" Johnson

April 3, 1992

Wood County Commission
Government Square
Parkersburg, West Virginia 26101

Dear Commissioners;

The residents of the area known as the "Homewood" area and the Lubeck Public Service District request your help, in a monetary fashion, with a project that will place distribution lines and water service to the homes in our area. The residents of th Homewood area are also making an effort to collect as much help from themselves as possible. Because of the cost of the project and the income level of the residents, it will be virtually impossible to completely fund the project with monies raised within the community.

At present, only an estimate is available of the cost of the project. Actual contract costs will not be known until contractors have bid the project. The actual costs will be forwarded to you as soon as the lowest and best bidder is known.

Thank you very much for your time and consideration in funding this project, ass together we help Wood County grow and prosper.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Packard". The signature is fluid and cursive, with a long horizontal stroke extending to the left.

Bill Packard, Manager

cc: LPSD Commissioners
Lawrence Ronning, LPSD Attorney
Phil Postlewait, LPSD Accountant
Dale Sole, Homewood Road Resident

LUBECK PUBLIC SERVICE DISTRICT

Post Office Box 700
Washington, West Virginia 26181
Phone 863-3341



COMMISSIONERS

James E. Smith, CHAIRMAN
Charles H. Huffman
Lee "Ox" Johnson

April 3, 1992

Wood County Commission
Government Square
Parkersburg, West Virginia 26101

Dear Commissioners:

The residents of the area known as "LMH" and the Lubeck Public Service District request your help, in a monetary fashion, with a project that will place distribution lines and water service to homes in our area. The residents of the LMH area are also making an effort to collect as much help from themselves as possible. Because of the cost of the project and the income level of the residents, it will be virtually impossible to completely fund the project with monies raised within the community.

At present, only an estimate is available of the cost of the project. Actual contract costs will not be known until contractors have bid on the project. The actual costs will be forwarded to you as soon as the lowest and best bidder is known.

Thank you very much for your time and consideration in funding this project, as together we help Wood County grow and prosper.

Sincerely,

Bill Packard, Manager

cc: LPSD Commissioners
Lawrence Ronning, LPSD Attorney
Phil Postlewait, LPSD Accountant
Mrs Carrie Gorrell, LMH Resident

APRIL 6, 1992

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION ORDERED THAT THE ORDER ESTABLISHING THE WOOD COUNTY HISTORIC LANDMARKS COMMISSION BE AMENDED TO INCLUDE SECTION 5 OF CHAPTER 8, ARTICLE 26A OF THE CODE OF WV.

A M E N D I N G O R D E R

WOOD COUNTY HISTORIC LANDMARK COMMISSION

Pursuant to an Order creating and establishing the Wood County Historic Landmarks Commission, appearing in Order Book 44, at Page 159 and bearing the date of August 13, 1981, the County Commission of Wood County, on this date, upon a motion duly made, seconded and passed, ORDERED that said Order be amended to include the following duties as authorized by Section 5 of Chapter 8, Article 26A of the Code of West Virginia.

8-26A-5 Powers and Duties of Commission

Any such commission shall be authorized, but not required, within the jurisdictional limits of the municipality or county, as the case may be, and within the limits of available funds, to:

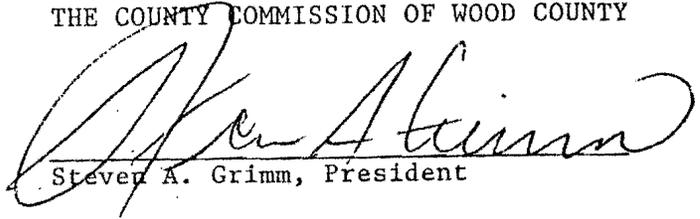
- (a) Make a survey of, and designate as historic landmarks, buildings structures and districts which constitute the principal historical and architectural sites which are of local, regional, statewide or national significance in accordance with section six (8-26A-6) of this article;
- (b) Prepare a register of buildings, structures, sites and districts which meet the requirements of subsection (a) of this section, publish lists of such properties and, with the consent of the property owners, inspect such properties from time to time and publish a register thereof from time to time setting forth appropriate information concerning the registered buildings, structures, sites and districts;
- (c) With the consent of the property owners, mark with appropriately designed markers, buildings, structures and sites which it has registered;

- (d) Establish standards for the care and management of designated historic landmarks and withdraw such certification for failure to maintain the standards so prescribed;
- (e) Acquire by purchase, gift or lease and administer registered landmarks and easements and interests therein, both real and personal;
- (f) Lease or sell property so acquired under terms and conditions designed to ensure the proper preservation of the historic landmark in question;
- (g) Aid and encourage the municipality or county in which the district or landmark is located to adopt ordinances and resolutions for the preservation of landmarks and historic districts, their buildings, structures and character;
- (h) Prepare and place historical markers on or along the highway or street closest to the location which is intended to be identified by such marker;
- (i) Seek the advice and assistance of individuals, groups and departments and agencies of government who or which are conducting historical preservation programs and coordinate the same insofar as possible;
- (j) Seek and accept gifts, bequests, endowments and funds from any and all sources for the accomplishment of the functions of the commission;
- (k) Adopt rules and regulations concerning the operation of the commission, the functions and responsibilities of its officers, employees, assistants and other personnel and such other matters as may be necessary to carry out the purposes of this article; and
- (l) Adopt such other rules and regulations as may be deemed necessary to effectuate the purposes of this article, but no such rules and regulations shall be inconsistent with any plan of the planning commission of such municipality or county; Provided, That in no case shall such rules and regulations take precedence over locally adopted ordinances. (1988,c.94.)

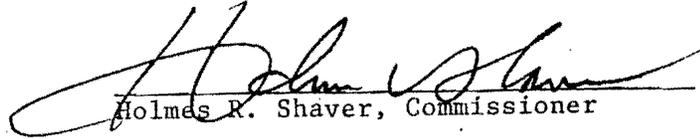
The original Order dated August 13, 1981 is to remain in full force and effect.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY



Steven A. Grimm, President



Holmes R. Shaver, Commissioner



Jean Grapes, Commissioner