

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, APRIL 19, 1993

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

On this date, the County Commission met in regular session. They signed purchase orders, invoices and other correspondence. The County Commission approved a Personal Property Improper for Kristen Jalbert and an Exoneration for Betty Lou Jenkins.

Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, the County Commission approved minutes from Monday, April 12, 1993 and Thursday, April 15, 1993.

At 1:00 P.M., the County Commission held a hearing for Brian Turley, alleged mentally retarded. Attorney was Thomas Zimmerman. Guardian Ad Litem was William Crichton V. Joyce Turley, mother of Brian was present. Ms. Turley stated that her son is thirty years of age; he was born premature; he was a twin, the other twin had pneumonia and died; Brian got the germ and it went into his brain, which caused his retardation; they knew when he was five years old that he wasn't developing properly; he has no real estate or personal property and she would like to be appointed Guardian. An answer from Mr. Crichton was presented to the County Commission. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, the County Commission declared Brian Turley mentally retarded and appointed Joyce Turley as guardian with a bond of \$100.00.

At 1:15 A.M., the County Commission held a hearing for Roy Dowler, alleged mentally retarded. Doctor affidavits were presented to the County Commission. Marilyn Barker, sister of Roy stated that Roy was born in 1966;

he has no real estate or real property, but does receive money from Social Security. Mr. Crichton submitted his answer to the County Commission. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, the County Commission declared Roy Dowler mentally retarded. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes, and made unanimous by Holmes R. Shaver, the County Commission appointed Marilyn Barker Guardian with a bond of \$100.00.

At 1:30 P.M., the County Commission, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, continued the hearing for Charles Latham to May 10, 1993 at 2:00 P.M. Also present for all three hearings was Janet Miller and Cecilia Hofmeister (West Virginia Advocates).

On this date, the County Commission met with Michele Rusen, Prosecuting Attorney, who informed the County Commission that they had thirty days to pay Dr. Robert O'Brien a fee of \$5,541.48. Ms. Rusen also informed the County Commission that she has spoken with Charles Duffy in regard to Abraxas. Ms. Rusen informed the Commission that they should seek outside help in regard to the bonds for Abraxas. She has spoken with Dan Marshall about the bond limitations and feels that he would be a good person to hire to work with the bonds. President Shaver asked Ms. Rusen to speak with Abraxas about paying for the County's expense to hire an attorney.

On this date, the County Commission was in receipt of the Judgment Order signed by Charles H. Haden II, Chief Judge of the U.S. District Court, Southern District Court of WV, Parkersburg Division, in regard to Civil Action No. 6:92-800, Brenda Boggs, et al, Plaintiffs, v. Jeffrey B. Reed, Prosecuting Attorney of Wood County, et al, Defendants. In said Judgment Order, the United States District Court ORDERS that the Plaintiffs' motion to amend is granted; that the Plaintiffs' motion for attorney's fees is granted as modified; and that these actions are dismissed and stricken from the docket.

Said Order specifically sets forth that the Court GRANTS Dr. Robert J. O'Brien, counsel for the Plaintiffs, request for fees as modified in said Order, and awards him fees and expenses totalling \$5,541.48. The Court further ORDERS the Defendants to pay such fees within thirty days. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion duly made, seconded and passed, authorized payment in the amount of \$5,541.48 to Dr. Robert J. O'Brien, counsel for Plaintiffs, in regard to above-mentioned Civil Action. An Order was prepared regarding this matter.

On this date, the County Commission, upon a motion duly made, seconded and passed, authorized Holmes R. Shaver, as President, to sign the Applications for Emergency Vehicle Permit for the following vehicles assigned to the Wood County Sheriff's Department: 1985 Ford VIN 2FDKF37L4FC804528 and a 1986 Chevrolet VIN 1G1FP87F4GN120744. An Order was prepared regarding this matter.

On this date, the County Commission announced that a vacancy exists on the Wood County Parks and Recreation Commission (Mountwood Park). Said vacancy is a result of Graham Lamp's resignation. Mr. Lamp's term would expire on December 16, 1995. 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, Ordered that the distribution of the hotel occupancy tax for the fiscal year 1993/1994 to remain at the same percentage level as the fiscal year 1992/1993; however, entities receiving such proceeds from the collection of said hotel occupancy tax shall be capped at the total amount received during the fiscal year 1992/1993 with the exception of the Parkersburg/Wood County Visitors and Convention Bureau. The said Visitors and Convention Bureau shall receive all excess monies collected when other entities have received the total amount of monies received during the fiscal year 1992/1993. Distribution of hotel

occupancy tax collection is pursuant to Chapter 7, Article 18 of the Code of West Virginia, 1931, as amended. An Order was prepared regarding this matter.

On this date, the County Commission placed William P. Hupp, James Q. Arthur and Brian H. Mercer in nomination for the Wood County Parks and Recreation Commission (Mountwood Park). Said nominations are pursuant to Orders dated April 12, 1993 and April 19, 1993 announcing three vacancies on said board. An Order was prepared regarding this matter.

On this date, the County Commission was in receipt of a letter from Governor Caperton, apprising the County Commission that Wood Count's grant application for Highway Safety Funds through the Section 408 Alcohol Incentive Plan Grant, has been approved in the amount of \$71,820.00 for police mobile and video recorders/in the amount of \$3,600.00 for sting operations. Receipt of said approval is pursuant to an Order dated June 8, 1992, when the application was signed by Steven A. Grimm, President at that time. An Order was prepared regarding this matter.

On this date, the County Commission was in receipt of an Adjustment Notice from the Criminal Justice and Highway Safety Office, Charleston, WV, in regard to the Comprehensive Community Highway Safety Grant No. 92HS-14. Said Adjustment Notice gives authorization to change the rate of compensation for Tiano-Knopp Associates, Inc., Consultants for the County Commission for such grants, from \$8.00 per hour to \$9.00 per hour effective with the request for reimbursement dated after April 1, 1993. An Order was prepared regarding this matter.

On this date, the County Commission announced that a vacancy will exist on the Parkersburg/Wood County Public Library. The term of office will be from July 1, 1993 through June 30, 1998. The County Commission, upon a motion made by Jean Grapes, seconded by Steven A. Grimm and made unanimous by Holmes R. Shaver, placed Daniel A. Ruley, Jr. in nomination for reappointment to said board upon the recommendation of Ann Lorentz, Director of the

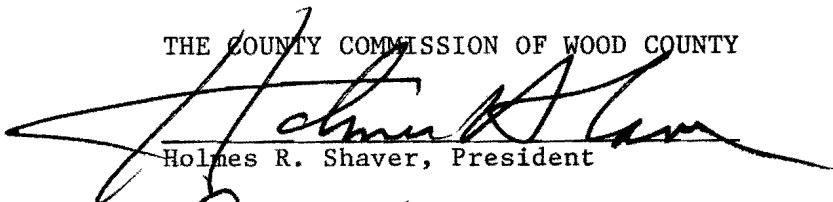
Parkersburg/Wood County Public Library. An Order was prepared regarding this matter.


On this date, and pursuant to an Order appearing in Order Book 51, at Page 433 and bearing the date of April 1, 1991, in regard to appointments being made by the County Commission of Wood County to various Boards and Authorities, a motion was made by Jean Grapes, seconded by Steven A. Grimm and made unanimous by Holmes R. Shaver to amend said Order to further read: "The County Commission may declare an emergency situation in reference to such appointments. Emergency situation being defined as the possibility of not enough existing members on a Board or Authority to compose a quorum to enable such Board or Authority to conduct a regular business meeting without member being appointed by the County Commission in a more expedient fashion than set forth in the above original Order. Therefore, if such emergency situation does arise, the County Commission may announce the name or names of nominees at a regularly scheduled Commission meeting and make the appointment to the Board or Authority at the next following regularly scheduled Commission meeting." For person desirous of having their name placed in nomination for an appointment to a Board or Authority must submit a resume to the County Commission. An Order was prepared regarding this matter.

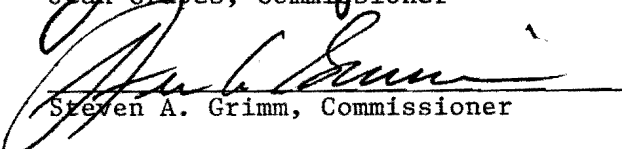
Having no scheduled appointments or further business to attend to, the County Commission adjourned at 4:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Jean Grapes, Commissioner


Steven A. Grimm, Commissioner

PURCHASE ORDERS SIGNED ON APRIL 19, 1993

No. 17136	Gem State Specialists, Inc.	\$793.26
17228	Parkersburg Office Supply	4.00
17296	Parkersburg Office Supply	80.23
17314	Stuart Oil Company	3985.40
17336	State Electric Company	23.40