

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, DECEMBER 2, 1993

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

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

The County Commission approved an Exoneration for Christina M. & Rodney Dolen.

At 10:00 A.M., the County Commission held a hearing for the Annexation of Property by Minor Boundary Adjustment, Tygart District, Wood County, WV. (City of Parkersburg - Newberry, Dougherty and Nestler Properties on Tygart District Tax Map 61 and portion of Sleepy Hollow Road abutting Tracts B and D above). The Mayor of Parkersburg, Helen Albright was present along with City Attorney Beryl Cunningham. A list of others in attendance is attached to these minutes. After discussion, the County Commission concluded that the Petition is in proper form; therefore said property is hereby annexed, by minor boundary adjustment, to the Petitioner herein and accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of annexation. A copy of the Final Order is also attached to these minutes.

At 10:15 A.M., the County Commission met with Toni Tiano, Grant Consultant. Ms. Tiano informed the County Commission that Vienna Police Department and the Wood County Sheriff's Department are currently using the in-car cameras that were purchased through a grant; however, the City of Parkersburg has not installed because of a financial concern that needs to be resolved. Ms. Tiano is now being told that the reason is a legal concern. Ms. Tiano then informed the Commission that this delay is causing problems;

(1) the grant expires on December 31, 1993 and they need to know what to do with the cameras if the City of Parkersburg does not want them; (2) all grant funds have to be expended by December 31, 1993 or the State will recapture the funds. The reimbursement for the cameras will happen after the fact, but the funds have to be expended by said date; (3) the holiday season is coming up and it may be beneficial to have the cameras during this season; (4) the cameras are in storage at the Sheriff's Department and if the City of Parkersburg does not wish to purchase them, other arrangements need to be made and (5) someone has to come from out of town to install the cameras and need to be called ahead of time. Ms. Tiano would like to put a time frame on receiving an answer from the City. The County Commission agreed to send a letter asking for a response within a certain amount of time.

At 10:30 A.M., the County Commission met with Pauline Petty. Ms. Petty is trying to set a record for the most participants in a Children's Rhythm Marching Band. Ms. Petty informed the County Commission that she is asking everybody who is coming to the Christmas Parade to bring along something that makes noise and join the band in playing "Jingle Bells". Ms. Petty will have some instruments to hand out at the parade for people who wish to participate.

On this date, the County Commission was in receipt of a Grant Award from the West Virginia Development Office and signed by Executive Director, Dyan Brasington, in regard to the Drug Control and System Improvement Grant No. 93-DC-037, Grant I.D. 93-DB-CX-0054, which provides funding for overtime compensation for an officer, as well as classroom materials in support of the D.A.R.E. Project, for the period beginning August 1, 1993 and continuing through July 31, 1994. The County Commission was further in receipt of the fully executed Grant Contract Agreement between the Criminal Justice and Highway Safety Office, Charleston, WV, and the Wood County Commission in regard to said Grant which is pursuant to a Resolution dated August 12, 1993

at which time said Resolution authorized Holmes R. Shaver, as President, to enter into such contractual agreement. An Order was prepared regarding this matter.

On this date, the County Commission, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, authorized Holmes R. Shaver, as President and on behalf of the County Commission, to enter into a Grant Contract Agreement between the Criminal Justice and Highway Safety Office, Charleston, WV, and the Wood County Commission in regard to the Highway Traffic Grant No. 94HS-07. Funding received from said Grant in the amount of \$53,897.00 would be utilized to conduct a regional comprehensive traffic safety program through the Wood County Commission on Crime, Delinquency and Correction. The term of this Agreement commences on October 1, 1993 and will continue through September 30, 1994. The above motion further included giving authorization to Holmes R. Shaver to sign the Conditions and Assurances applicable to said Grant. An Order was prepared regarding this matter.

On this date, the County Commission was in receipt of the Grant Award from the West Virginia Development Office and signed by Executive Director, Dyan Brasington, in regard to the Juvenile Justice and Delinquency Prevention Grant No. 93-JJ-5-013, Grant I.D. 93-JF-CX-0054, which provides funding for salaries of three teachers to teach elective courses for the education component of a Day Treatment Program for youth that are considered "at risk", for the period beginning September 1, 1993 and continuing through August 31, 1994. The County Commission was further in receipt of the fully executed Grant Contract Agreement between the Criminal Justice and Highway Safety Office, Charleston, WV, and the Wood County Commission in regard to said Grant which is pursuant to a Resolution bearing the date of September 16, 1993 at which time the said Resolution authorized Holmes R. Shaver, as President, to enter into such contractual agreement. An Order was prepared regarding this

matter.

On this date, the County Commission, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, authorized Holmes R. Shaver, as President and on behalf of the County Commission, to enter into a grant Contract Agreement between the Criminal Justice and Highway Safety Office, Charleston, WV, and the Wood County Commission in regard to the Section 153 Highway Safety Grant No. 94HB-14. Funding received from said Grant in the amount of \$23,000.00 would be utilized to implement an occupant protection and motorcycle helmet use education project and for overtime enforcement of West Virginia's occupant protection and motorcycle helmet use laws. The term of this Agreement commences on October 1, 1993 and will continue through September 30, 1994. The above motion further included giving authorization to Holmes R. Shaver to sign the Special Conditions applicable to said Grant. An Order was prepared regarding this matter.

On this date, the County Commission, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, adopted a Resolution in reference to Budget Revision No. 9 in the General County Fund budget for the fiscal year 1993/1994. The Request for Revision to the Approved Budget, being submitted to the Department of Tax and Revenue, Charleston, WV, was signed by Holmes R. Shaver, President of the County Commission. 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 passed, awarded the bid for plat cabinets and plat binders to Casto & Harris, Inc., Spencer, WV. Awarding of said bid is pursuant to an Order bearing the date of November 15, 1993 at which time the County Commission opened sealed bids and took said bids under advisement. The said bid awarded to Casto and Harris, Inc. is in the amount of \$5,850.00. Commissioner Steven A. Grimm, abstained from voting on the above said motion.

An Order was prepared regarding this matter.

On this date, the County Commission placed William Edmonds in nomination to serve on the Wood County Planning Commission. A vacancy exists due to Mr. Edmonds term expiring on December 31, 1993. An Order was prepared regarding this matter.

On this date, the County Commission placed Art Oliver, Jr. in nomination to serve on the Wood County Building Commission. A vacancy exists due to Mr. Oliver's term expiring on December 20, 1993. An Order was prepared regarding this matter.

On this date, the County Commission placed Jeffrey P. DeVol, William Dudak and James Q. Arthur in nomination to serve on the Wood County Parks and Recreation Commission (Mountwood Park). Three vacancies exist due to terms expiring on December 16, 1993. An Order was prepared regarding this matter.

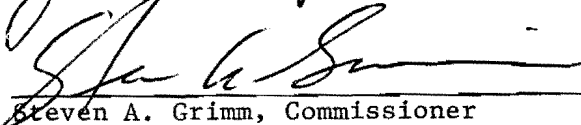
Having no further scheduled appointments or business to attend to the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY

  
Holmes R. Shaver, President

  
Jean Grapes, Commissioner

  
Steven A. Grimm, Commissioner

December 2, 1993

Janet Parker

Katherine M. Snyder

Helen S. Abbott

DCI WASHINGTON

JCD

Glenn Neal

John Rockhold Jr

# ORDERS-Wood County Commission, West Virginia

THURSDAY, DECEMBER 2, 1993  
FIFTEENTH Day

DECEMBER 19 93

OCTOBER Term,

IN RE: ANNEXATION OF PROPERTY BY MINOR BOUNDARY ADJUSTMENT TYGART DISTRICT, WOOD COUNTY, WEST VIRGINIA.

(City of Parkersburg--Newberry, Dougherty and Nestler Properties on Tygart District Tax Map 61 and portion of Sleepy Hollow Road abutting Tracts B and D above)

## FINAL ORDER

This 18th day of November, 1993, pursuant to the Order entered herein on the 28th day of October, 1993, proceeding came on again for hearing before the County Commission of Wood County, West Virginia; whereupon matter was continued to November 22, 1993, and again continued to this day; and this day December 2, 1993, Petitioner, the City of Parkersburg, a municipal corporation, by Beryl A. Cunningham, its Attorney.

In view of the findings of fact made herein on October 28, 1993, this Commission accordingly concludes that the Petition herein is in proper form; and that the area proposed to be annexed is a proper subject for annexation by minor boundary adjustment, and therefore, it is

ORDERED that the following described property, formerly situate in District of Tygart, Wood County, West Virginia; be, and the same is, hereby annexed, by minor boundary adjustment, to the Petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of such annexation, to include said property described as follows:

### Parcel 1:

Beginning at a point in the existing Corporation Line of the City of Parkersburg, said point being in the westerly line of Sleepy Hollow Road, as shown in Allotment No. 4, Newberry Subdivision, recorded in Plat Book 9, Page 14, in the Office of the Clerk of the County Commission of Wood County, West Virginia; said point being 300 feet in a southerly direction at right angles from the center of State Route 95; Thence, in an easterly direction, with the said Corporation line, to a point in the westerly line of a tract of land described as "Second" in a deed to Robert Herman Shriner and Verna P. Shringer, husband and wife, dated March 22, 1956, and recorded in Deed Book 397, Page 317 in the Office of the Clerk of the County Commission of Wood County, West Virginia, Thence, leaving the existing corporation line, with the westerly line of the said parcel, in a southerly direction, to the southwest corner of the said parcel, said point being in the northerly line of Fifteenth Avenue (Skyline Drive); Thence, in a southerly direction, to the northwest corner of a tract of land described as "Second Tract" in a deed to Leona M. Linch, dated July 20, 1993, and recorded in Deed Book 790, Page 623 in the Office of the Clerk of the County Commission of Wood County, West Virginia, said point being in the southerly line of Fifteenth Avenue (Skyline Drive); Thence, in a southerly direction, with the westerly line of the said "Second Tract" and the westerly and southerly line to the "Third Street" of the said deed to Linch, to the northwesterly corner of Lot 11 of Allotment No 3 of Newberry Subdivision, recorded in Plat Book 9, Page 2, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, in a southerly and easterly direction, with the outside line of the said Allotment No. 3, to the northwesterly corner of Lot 21 of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 35, in the Office of the Clerk of the County Commission of Wood County, West Virginia, said point also being the northwesterly corner of a tract of land described in a deed to William N/ Shedd, JR., dated September 30, 1991, and recorded in Deed Book 900, Page 571, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, in a southerly and easterly direction, with the line of the said tract, to the southeasterly corner of the "Second Parcel" described in the above-mentioned deed to William N. Shedd, Jr., said point being in the westerly line of Newberry Drive; Thence, with the westerly line of Newberry Drive, in a southerly direction, to the northeasterly corner of Lot 20 of the above-mentioned Newberry's Subdivision No. 4; Thence, in a westerly direction, with the northerly line of Lots 8 through 20, inclusive, of the said Newberry's Subdivision No. 4, to the southerly line of Sleepy Hollow Road, said point being the northwesterly corner of Lot 8 of Newberry's Subdivision No. 4; Thence, with the southerly line of Sleepy Hollow Road, in a westerly direction, to a point which is opposite and at a right angles to the southwesterly corner of Tract "D" of the aforementioned Allotment No. 4 of the Newberry Subdivision; Thence, crossing Sleepy Hollow Drive, in a northerly direction, to the southwesterly corner of Tract "D" of the above-mentioned Allotment No. 4 of the Newberry Subdivision, said point being in the northerly line of Sleepy Hollow Road; Thence, with the northerly line of Sleepy Hollow Road, in a westerly direction, to the southwesterly corner of Lot 1 of the above-mentioned Allotment No. 4 of the Newberry Subdivision; Thence, with the westerly line of the said Lot 1, in a northerly direction, to the northwesterly corner of the said Lot 1; Thence, in an easterly direction, with the northerly line of Lots 1 through 3, inclusive, and the northerly line of Tract "D" of the said Allotment No. 4 of Newberry's Subdivision, to the westerly line of Sleepy Hollow Road, said point being the northeasterly corner of Tract "D" of the said Allotment No. 4 of Newberry's Subdivision; Thence, with the westerly line of Sleepy Hollow Road, in a northerly direction, to the beginning.

### Parcel 2:

Beginning at a point in the existing Corporation Line of the City of Parkersburg, said point being in the westerly line of Allotment No. 4, Newberry Subdivision, recorded in Plat Book 9, Page 14, in the Office of the Clerk of the County Commission of Wood County, West Virginia, said point being 300 feet in a southerly direction at right angles from the center of State Route 95; Thence, in an easterly direction, with the said Corporation line, to a point in the northerly line of Vaught Terrace, a private street; Thence, leaving the existing corporation line, with the northerly line of the said Vaught Terrace and its westerly prolongation, in a westerly direction to the westerly line of the above-mentioned Allotment No. 4, Newberry Subdivision; Thence, with the westerly line of the said Allotment No. 4, Newberry Subdivision, in a northerly direction, to the beginning.

### Parcel 3:

Beginning at a point in the existing Corporation Line of the City of Parkersburg, said point being in the southerly line of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 22, in the Office of the Clerk of the County Commission of Wood County, West Virginia, and said point being in the southerly prolongation of the easterly line of Lot 28 of the said Newberry's Subdivision No. 4; Thence, in a northerly direction with the said easterly line of Lot 28 and its southerly prolongation, to a point in the southerly line of Newberry Drive; Thence, with the southerly line of Newberry Drive, in a westerly direction; to the northeasterly corner of a tract of land described in a deed to Charles Robert Franklin and Bonnie Faye Franklin, dated April 2, 1954, and recorded in Deed Book 376, Page 79 in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, in a southerly direction, with the easterly line of the above-mentioned Franklin tract and its southerly prolongation, to a point in the southerly line of Newberry's Subdivision No. 4; Thence, with the southerly line of the said Newberry's Subdivision No. 4, in an easterly direction, to the beginning.

### Parcel 4:

Beginning at a point in the existing Corporation Line of the City of Parkersburg, said point being in the southerly line of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 22, in the Office of the Clerk of the County Commission of Wood County, West Virginia, and said point being in the southerly prolongation of the easterly line of Lot 38 of the said Newberry's Subdivision No. 4; Thence, in a northerly direction, with the said easterly line of Lot 38 and its southerly prolongation, to a point in the southerly line of Newberry Drive; Thence, with the southerly line of Newberry Drive, in a westerly direction, to the northwesterly corner of a tract of land described in a deed to John W. Hamilton and Doris Hamilton, dated June 9, 1958, and recorded in Deed Book 421, Page 170 in the Office of the Clerk of the County Commission, Wood County, West Virginia; Thence, in a southerly direction, with the westerly line of the above-mentioned Hamilton tract and its southerly prolongation, to a point