

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, NOVEMBER 15, 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 purchase orders, invoices and other correspondence.

On this date, the County Commission approved Personal Property Improvers for Jonathan Bailey and Fonda Lynn Rose.

At 9:05 A.M., Jean Grapes read a letter in regard to the appointment of a temporary Assessor to fill the vacancy created by Eugene Knotts. (Said letter is attached to these minutes). Upon a motion made by Jean Grapes, seconded by Steven A. Grimm and made unanimous by Holmes R. Shaver, the County Commission appointed William C. Parrish to fill the vacancy of Assessor.

At 9:15 A.M., the County Commission held a hearing for Darchelle L. Boston, alleged mentally retarded. Attorney was Robert Campbell. Guardian Ad Litem was Theodore Davitian. Mr. Davitian and Patty Lou Boston, mother of Darchelle, were sworn in. Mrs. Boston stated that she is the mother of Darchelle; her husband is Donald W. Boston; Darchelle is permanently mentally retarded; Darchelle cannot care for herself or her business affairs; she wishes to be guardian for Darchelle and her husband Donald to be standby guardian and their daughter Tabitha to be second standby. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, the County Commission declared Darchelle L. Boston 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 Patty L. Boston as Guardian, with Donald Boston as standby and Tabatha Boston as second standby with a Justification of Surety Bond in the amount of \$100.00.

At 11:00 A.M., the County Commission opened sealed bids for Plat Cabinets and Plat Binders for use in the Record Room of the Wood County Courthouse pursuant to an Order bearing the date of October 21, 1993 at which time the County Commission Ordered that bids be let. Sealed bids were received from the following: 1. The Engineering Supply Company, 1316 - 12th Street, Parkersburg, WV - Option I - \$7,202.05 2. Casto and Harris, 109 Market Street, Spencer, WV - Bid Price - \$5,850.00. Upon a motion made by Steven A. Grimm, seconded by Holmes R. Shaver and passed, the County Commission took the bids under advisement. An Order was prepared regarding this matter.

At 11:30 A.M., Lawrence Ronning, Attorney, requested that the hearing in regard to Richard Rexroad, Alleged Incompetent, be held over until 3:15 P.M. on November 22, 1993. The County Commission granted said request.

At 1:00 P.M., the County Commission met with Curtis Dickson from the Mid-Ohio Valley Board of Health to discuss ventilation problems. Mr. Dickson first thanked the County Commission for the work they did to bring the Health Department to code. Mr. Dickson then stated that they have moved part of their offices to the old Trader's Building. Mr. Dickson then informed the County Commission that they are in need of \$5,000.00 for minor renovations. Mr. Dickson then addressed the ventilation problem on the third floor of the Health Department's current building. Mr. Dickson has received a petition from his employees. He had asked a heating and cooling company to check the building. He was told that the heater needs replaced; they need to put in a duct heater which would cost \$3940.00 and an economizer for the blowers which would cost \$2148.00. Mr. Dickson asked the County Commission to consider splitting the cost with the Board of Health. The County Commission instructed Mr. Dickson to prepare his requests in writing.

At 1:30 P.M., the County Commission held a hearing in regard to Normas S. Vincent, Deceased. Normas D. Vincent wants to resign as Executor. Mr.

Vincent was appointed Committee for Normas S. Vincent when he was declared Incompetent prior to death. Normas D. Vincent has tendered receipts and disbursements from the time he was appointed Committee. Mr. Vincent was then appointed Executor of Normas D. Vincent's estate after his death. Joseph Brown, Attorney for Normas D. Vincent stated that there are debts due and there are assets, but to fully administer the estate, he will have to foreclose on a house that his sister was living in and sue his sister, then he would have to make arrangements to sell his farm. Mr. Vincent cannot get an agreement from anybody regarding these matters. Mr. Vincent tenders his resignation as Executor and allows any family member to be DBN, if they desire. Mr. Brown stated that Mr. Vincent has done everything he is supposed to do and that a sister has said she would be willing to serve as Executor. More discussion took place. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, the County Commission granted the petition removing Normas D. Vincent as Executor.

At 2:00 P.M., William C. Parrish was sworn, by Eugene Knotts, as temporary Assessor. There were many in attendance.

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, to sign the Request for Reimbursement in regard to the Juvenile Justice and Delinquency Prevention Grant No. 93-JJ-5-013. Expenditures in the amount of \$1,951.39 were made during the month of October, 1993 which represents compensation to Carla Trout, Angela Vincent and David Hinzman who provided contractual services to the Day Treatment Program for youths that are considered "at risk". In addition to the Request for Reimbursement, the Monthly Progress Report and the Project Financial Report are being submitted to the Criminal Justice and Highway Safety Office, Charelston, WV. 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, to sign the Request for Reimbursement in regard to the Drug Control and System Improvement Grant No. 93-DC-065. Expenditures were in the amount of \$2,916.66, plus the amount of benefits which includes Social Security, Retirement, Health Insurance and Workers' Compensation, during the month of October, 1993. However, the Request for Reimbursement is in the amount of \$1,632.00 which represents compensation at \$16.00 per hour, the allowable compensation under the said Grant, for 102 hours allotted to the duties of Drug Prosecutor by Assistant Durig as defined and set forth in said Grant. In addition to the Request for Reimbursement, the Monthly Progress Report and the Project Financial Report are being submitted to the Criminal Justice and Highway Safety Office, Charleston, WV. 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 a letter addressed to Chief Russell Miller of the Parkersburg Police Department in which further explanation and clarification of the Section 408 Alcohol Incentive Plan Grant No. 93 HSP is given. The said Grant was received by the County Commission in which funds were allocated for the purchase of In-Car Mobile Video VHS Recorder Systems for use by the City of Parkersburg Police Department, the City of Vienna Police Department and the Wood County Sheriff's Department. 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, to sign the Request for Reimbursement in regard to the Drug Control and System Improvement Grant No. 93-DC-070. Expenditures in the amount of \$745.84 were made by the County during the month of October, 1993 for the

purchase of a camcorder for use in the Adult Probation Office. However, the Request for Reimbursement is in the amount of \$671.26 since there is a 10% matching fund requirement set forth in the Grant to be met by the County. In addition to the Request for Reimbursement, the Monthly Progress Report and the Project Financial Report are being submitted to the Criminal Justice and Highway Safety Office, Charleston, WV. 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, to sign the Request for Reimbursement in regard to the Juvenile Justice and Delinquency Prevention Grant No. 93-JJ-5-013. Expenditures in the amount of \$2,111.34 were made during the month of September, 1993 which represents compensation to Carla Trout, Angela Vincent and David Hinzman who provided contractual services to the Day Treatment Program for youths that are considered "at risk". In addition to the Request for Reimbursement, the Monthly Progress Report and the Project Financial Report are being submitted to the Criminal Justice and Highway Safety Office, Charleston, WV. An Order was prepared regarding this matter.

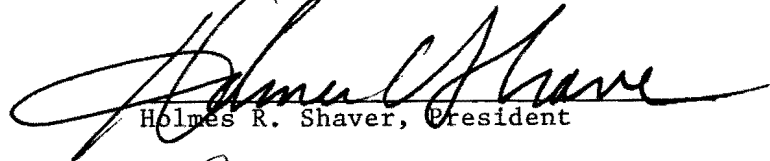
On this date, the County Commission, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, authorized Holmes R. Shaver, as President, to sign the Request for Reimbursement in regard to the Comprehensive Community Highway Safety Grant No. 92-HS-14. The said Request for Reimbursement is in the amount of \$835.76 which were expenses incurred by the County prior to the original end of the Grant period (September 30, 1993); however, payment had not been made prior to October 21, 1993 when the Quarterly Progress Report was submitted to the State. In addition to the said Request for Reimbursement, the Project Financial Report is also being submitted to the Criminal Justice and Highway Safety Office, Charleston, WV.

An Order was prepared regarding this matter. (previous page)

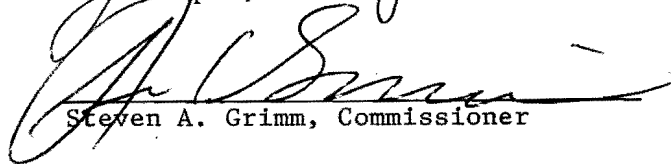
Having no further scheduled appointments or further business to attend to, the County Commission adjourned at 4:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Jean Grapes, Commissioner


Steven A. Grimm, Commissioner

PURCHASE ORDERS SIGNED ON NOVEMBER 15, 1993

No. 17853	Parkersburg Office Supply	\$ 129.48
17889	Bernhardt's Uniforms	213.35
17915	Career Dynamics	63.92
17916	Parkersburg Office Supply	26.54
17973	Architectural Interior Products	124.12
17975	Byers Lock & Key	303.75
17976	State Electric Supply	130.20
17980	BSSI	63.75
17993	K-Mart	44.65
18003	State Electric Supply	35.56
18005	Broadwaters Motorcar	21.99
18022	Sherwin-Williams	16.02
18024	Broadwaters Motorcar	13.14
18025	NAPA Auto Parts	3.50
18026	Fuller's Wholesale Electronics	14.97
18028	Parkersburg Office Supply	78.01
18029	Broadwaters Motorcar	81.17
18030	Goodyear Auto Service Center	12.75
18041	The Michie Company	18.00
18043	Parks Hardware & Supply	100.78
18049	ATV Inc.	4795.00
18050	Parks Hardware & Supply	4.00
18051	Nugget Software Systems	395.00
18052	Parkersburg Office Supply	48.47
18053	Parkersburg Office Supply	5.95
18054	Assurance Business Forms	2929.50
18055	Lowe's Home Centers	65.67

The County Commission of Wood County

PARKERSBURG, WEST VIRGINIA 26101



COUNTY ADMINISTRATOR
MARY R. RADER
424-1976

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

COUNTY CLERK
JAMIE SIX
424-1850

November 15, 1993

In accordance with WV Code 3-10-8 (copy attached), the County Commission has the sole authority to appoint a temporary Assessor to fill the vacancy created by the resignation of Eugene Knotts.

As of this date, the Commission has received two recommendations and have had no other requests.

Ira Atkinson, Jr., Magistrate, has been recommended by the Democrat Executive Committee Eugene Knotts, Assessor for the past 24 years has recommended William C. Parrish (self employed) to serve out his term until the election in November of 1994.

The choice is certainly not an easy one for the Commission, as both contenders are knowledgeable and equally qualified for the position.

Ira Atkinson, Jr. is now serving his third term as an elected Magistrate.

If this Commission causes a vacancy at the Magistrate Court, a new Magistrate would have to be appointed by the Circuit Court Judges. This position requires a training program. A new appointment plus the training and the transition could very well cause a timely vacancy either at the Magistrate Court or at the Assessor's Office. This would not be in the best interest of Wood County. Mr. Atkinson has publicly stated he did not solicit the recommendation or the office. Ira Atkinson has the reputation of being a strong and effective Magistrate and in my opinion it would be a loss for him to leave that elected position.

Time is of the essence for a new assessor to be appointed; the reappraisal must be finished and brought to the Commission by February 1, 1994 for the Board of Equalization and Review.

William C. Parrish has served 6 years as a County Commission. In my opinion he understands the duties and is qualified to serve and has indicated he can be immediately available.

I therefore wish to put into nomination William C. Parrish to fill the vacancy of the Office of the Wood County Assessor until the election November, 1994.

Jean Grapes
Jean Grapes, Commissioner

§ 3-10-8. Vacancies in offices of prosecuting attorney, sheriff, assessor and surveyor.

Any vacancy occurring in the office of prosecuting attorney, sheriff, assessor or county surveyor shall be filled by the county commission by appointment of a person of the same political party as the officeholder vacating the office, and the appointed person shall hold the office until the next general election is certified, or until the completion of the term if the term ends on the thirty-first day of December following the next general election. Such vacancy shall be filled by election for the unexpired term if the unexpired term is greater than one year. Notice of an election to fill a vacancy in any of the offices named in this section shall be given by the county commission, or by the president thereof in vacation, and published or posted in the manner prescribed in section six [§ 3-10-6] of this article. Nomination of candidates to fill any such vacancy shall be made in the manner prescribed in said section six of this article for nominating candidates to fill a vacancy in the office of the clerk of the circuit court. (Const. 1872, art. 4, § 7; art. 6, § 40; 1863, c. 100; 1864, c. 34; 1872-3, cc. 118, 177; 1875, c. 66; 1881, c. 10; 1915, c. 88, § 10; Code 1923, c. 4, § 10; 1963, c. 64; 1991, c. 68.)

Effect of amendment of 1991. — The amendment rewrote the section.