

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, OCTOBER 21, 1993

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

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

On this date, the County Commission approved Personal Property Improvers for Network Video #380, Denver C. & Lois M. Carpenter and Copelco Leasing Corporation. The County Commission approved an Exoneration for George F. & Rose A. Ruble.

At 9:30 A.M., the County Commission met with Fred Rader from the Mid-Ohio Valley Regional Council to discuss the requests of Radcliffe Run residents for assistance to extend the water line in their area. Upon a motion duly made, seconded and passed, the County Commission gave authorization and approval to the request for an allocation in the amount of \$5,000.00 to be used as a "self help" project to extend the water line. Authorization of such allocation will assist twelve families residing on Radcliffe Run to obtain water service from the Mineral Wells Public Service District. The cost, at the present time, to extend the four inch water line to Radcliffe Run, according to the estimate prepared by the Public Service District, is in the amount of \$8,977.83. Residents of the area are responsible for the costs over the \$5,000.00 allocated by the County Commission. The said project has received approval and support from the Mineral Wells Public Service District as per their letter. Copy of the letter from the Public Service District is attached to these minutes. An Order was prepared regarding this matter.

At 10:00 A.M., the County Commission met with Pauline Petty. Ms. Petty asked the County Commission to prepare a letter to be sent to the Guinness Book

of World Records. Said letter is in regard to a Children's Rhythm Band. The County Commission prepared such a letter, which is attached to these minutes.

On this date, William Crichton V, counsel for William T. and Kimberlee J. Nestor and tendered to the Commission an Application for the closing of the southerly 20 feet of 37th Street located in Parkersburg District, Wood County, WV. It was Ordered by the Commission that a hearing will be held on November 29, 1993 at 10:00 A.M. before the Commission and that proper notices be prepared and issued as provided by law. The Order prepared is attached to these minutes and should be made a part thereof.

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 prepared a letter to George Schramm, Treasurer of the Episcopal Diocese of WV in Charleston, WV. Said letter verified the intent of the County Commission to make available to the Family Crisis Intervention Center of Region V, Inc. an amount of \$25,000.00 to remodel the new facilities at 1005 Mission Drive, Parkersburg, WV. A copy of said letter is attached to these minutes.

On this date, the County Commission discussed the request of Glenn Neal, Assistant Prosecuting Attorney. Mr. Neal requested that a window be put into his office at Magistrate Court. Emmett Pickens, Maintenance Superintendent brought to the attention of the County Commission the fact that a window would make it easier for a break-in and it was his understanding that they wanted this building to be very secure. The County Commission instructed Mr. Pickens that a double-pane window should be used.

On this date, the County Commission, upon a motion made by Jean Grapes, seconded by Steven A. Grimm 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-037. An expenditure in the amount of \$275.58 was made by the County during the month of September, 1993 which represents overtime compensation for Cpl. D.G. Balog of the Wood County

Sheriff's Department who has been assigned as the officer to work on the DARE Program for Wood County. However, the Request for Reimbursement is in the amount of \$248.02 since there is a ten percent stipulation in the said Grant that requires the said percentage from the County as matching funds. 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 Jean Grapes, seconded by Steven A. Grimm and passed, authorized Holmes R. Shaver, as President, to sign the Request for Reimbursement for the month of September, 1993 in regard to the Drug Control and System Improvement Grant No. 93-DC-065. The Request for Reimbursement for the month of August is in the amount of \$48.00 which represents three hours devoted to the said Grant by Assistant Prosecuting Attorney, Scott Durig. The allowable expense under said Grant for drug prosecution is \$16.00 per hour. The Grant has a ten percent matching fund requirement which will be provided through the current salary of Assistant Scott Durig. The Request for Reimbursement for the month of September is in the amount of \$372.00 which represents 23.25 hours devoted to the said Grant. In addition to the said Requests for Reimbursement, a revised Monthly Progress Report for the month of August, a Monthly Progress Report for the month of September 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. 93-HS-14. The Request for

Reimbursement is in the amount of \$24,507.77 which represents expenditures made by the County for the period of July 1, 1993 through September 30, 1993. Two invoices in the amount of \$835.76 remain unpaid; however, materials were ordered prior to September 30, 1993. Copies of said invoices with subsequent checks will be mailed at a later date. In addition to the Request for Reimbursement, with appropriate documentation, the Quarterly Progress Report and the Final Project Financial Report are being submitted to the Criminal Justice and Highway Safety Office, Charleston, WV. The said Highway Safety Grant terminated as of September 30, 1993. 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 made unanimous by Holmes R. Shaver, awarded the bid to provide preventive maintenance service for the two elevators Serial Nos. 400434 and 400435, located in the Wood County Judicial Building to General Elevator Company, Pittsburgh, PA to become effective November 1, 1993. The County Commission had opened sealed bids on February 8, 1993. The delay in awarding said bid is due to the fact that the present maintenance agreement with Otis Elevator does not expire until October 31, 1993. 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 made unanimous by Holmes R. Shaver, Ordered that the bid be let for Plat Cabinets and Plat Binders for use in the Record Room of the Courthouse. The Legal Notice accepting sealed bids, will appear as a Class II Advertisement in both local newspapers on October 26, 1993 and on November 2, 1993 with bid opening to be held on Monday, November 15, 1993 at 11:00 A.M. An Order was prepared regarding this matter.


On this date, the County Commission was in receipt of a check from the State of West Virginia in the amount of \$1,034.55 which represents

reimbursement to the County for expenses incurred during the month of July, 1993 in regard to the Drug Control and System Improvement Grant No. 92-DC-061. Receipt of said check is pursuant to an Order bearing the date of August 26, 1993 at which time the Request for Reimbursement was signed by Holmes R. Shaver, President. An Order was prepared regarding this matter.

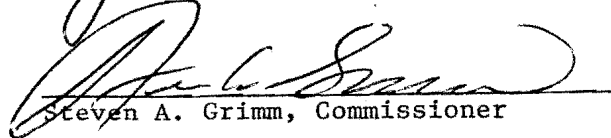
Having no scheduled appointments or further business to attend to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Jean Grapes, Commissioner


Steven A. Grimm, Commissioner

PURCHASE ORDERS SIGNED ON OCTOBER 21, 1993

No. 17820	Parkersburg Office Supply	\$ 73.41
17847	Parkersburg Office Supply	168.91
17854	Liant Software	1221.20
17881	Tri-State Wholesale Dry Goods	240.00
17899	Universal Supply	43.02
17909	Quill Corporation	47.50
17910	Assurance Business Forms	365.56
17919	Lowe's Home Centers	8.85
17922	PAMS	17.05
17925	Parkersburg Office Supply	173.03
17926	Lowe's Home Centers	43.43
17928	Lowe's Home Centers	3.02
17929	Quorum Corporation	102.00
17930	Turn Key Maintenance	18120.00
17931	Sun TV & Appliances	745.84
17932	Scots Landscape Nursery	539.00
17933	Scots Landscape Nursery	3395.00
17948	BRC-Elections	68.93
17949	CWS	128.85
17950	Parkersburg Office Supply	158.08
17951	CWS	128.00
17952	Quorum Corporation	129.00
17959	Tri-State Roofing & Sheet Metal	1056.00
17960	Tri-State Roofing & Sheet Metal	1056.00
17961	CWS Business Machines & Products	3195.00
17962	Sun TV & Appliances	267.00
17963	U.S. Postmaster	10000.00
17966	CWS Business Machines & Products	4415.00

10-21-93

Rt. #3, Box 63
Mineral Wells, WV 26150
October 21, 1993

Mr. Holmes R. Shaver
President
Wood County Commission
Wood County Courthouse
Parkersburg, WV 26101

RE: Radcliff Run Waterline

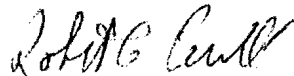
Dear Mr. Shaver:

The residents living on Radcliff Run, off WV Route 21 south below Mineral Wells, have contacted the Mineral Wells Public Service District and asked that the waterline be extended to their area.

After discussions with the Mineral Wells PSD it was decided to approach the extension as a "self help" project with the residents doing a portion of the work. As a "self help" project we are seeking \$5,000 from Wood County Commission to go to the Mineral Wells PSD for use on the project. We are waiting to get the project underway, in fact several of the residents have already given right-of-way permission and nine families have paid their tap fees.

Your assistance with our waterline extension is greatly appreciated.

Sincerely,



Robert A. Ferrell

MINERAL WELLS PUBLIC SERVICE DISTRICT
MINERAL WELLS, WV 26150
PHONE 304 489-2915 OFFICE
PHONE 304 489-2917 WASTEWATER TREATMENT PLANT

October 20, 1993

Mr. Holmes R. Shaver, President
Wood County Commission
Wood County Courthouse
Parkersburg, West Virginia 26101

RE: Water Main Extension
Radcliffe Run Road
Mineral Wells, West Virginia

Dear Mr. Shaver:

The residents of Radcliffe Run Road have requested of the Mineral Wells Public Service District that they be permitted to install a self-help water main on Radcliffe Run Road to serve the residents along the road.

At its monthly board meeting on September 23, 1993, the Mineral Wells Public Service District's Board of Commissioners approved the installation of a four (4) inch main for Radcliffe Run Road, to be installed on a self-help basis as provided under Rule 5.05 of the Rules and Regulations of the Public Service Commission governing water utilities. The District's portion of the line installation will also be paid under Rule 5.05. To date, nine (9) residents have paid tap fees and requested water service. It is our understanding that at least two (2) additional families will also be applying for water service in the near future. From our perspective, the project is cost effective and warrants support.

We request that the Wood County Commission favorably consider a grant to the Mineral Wells Public Service District/residents of Radcliffe Run Road to assist in completing this project.

A copy of the cost estimate for materials to install a four (4) inch water main on Radcliffe Run Road is attached for your information. The estimate was originally made on February 22, 1993. Since that time the cost of four (4) inch class 200 PVC pipe has risen from \$.73 per foot to \$.88 per foot; thereby increasing the project by \$1,050.00 and making the cost of materials for the project \$8,977.83.

Mr. Holmes Shaver
Wood County Commission
Page 2

If additional information is desired, please contact Jerry Spears of the Mineral Wells Public Service District Office at 489-2915.

Yours truly,

MINERAL WELLS PUBLIC SERVICE DISTRICT


Charles M. Stewart, Chairman

JS/lc

enclosure: cost estimate

APPROXIMATE COST-ESTIMATE 4" MAIN LINE MATERIALS

*Price increase
 Act 93*

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL COST
7,000 Ft.	4"CL200 PVC Pipe	.73 <i>.88</i>	<i>6,160.00</i> 5,110.00
6	4" RW MJ Gate Valve	155.00	930.00
10	Valve Box W/Lid 5625	28.00	280.00
3	4" MJ 90 Bend W/Access	34.00	102.00
4	4" MJ 45 Bend W/Access	33.00	132.00
2	1" Air Release Valve	48.50	97.00
2	1" Angle x 90 For Corp Stop	10.10	20.20
2	1" Corp Stop AWWA x PJ CB	12.75	25.50
2	4" x 1" Saddle, Brass S70-404	11.70	23.40
3	4" x 2" IP Brass Saddle S71-407	25.25	75.75
3	2" x 24" Brass Nipple	27.75	83.25
3	2" Brass 90 Bend	10.25	30.75
3	2" FIP RW Gate Valve	88.20	264.60
7 Rolls	3" x 1000' Marking Tape "Water"	30.00	210.00
20 Ft.	1" PE CTS Tubing	.24	4.80
4	Valve Box 16T Top Section ^A	21.50	86.00
1	2" MJ Gate Valve	105.00	105.00
1	4"x2" MJ Reducer	51.60	51.60
27	4" Transition Gasket	2.24	60.48
2	2" Transition Gasket	2.24	4.48
2	1" CXF Ball Valve (1" IPS Female x 1" CTS Comp)	28.46	56.92
4	1" S.S. Liner, CTS	.90	3.60
2	Adapter For 1" x 90 Degree Angle For Corp (CTS Comp x Corp Thread)	8.37	16.74
2	1" x 90 Degree Brass Ell	3.66	7.32
4	1" x 6" (L) Brass Nipple	5.16	20.64
2	18" x 24" Meter Pit	18.50	37.00
2	18" Vestal Lid (2 Piece)	19.90	39.80
1	25 Lb. Pail HTH Granular Powder	49.00	49.00

TOTAL ESTIMATE 4" MAIN MATERIALS

7,927.83

10/21/93

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

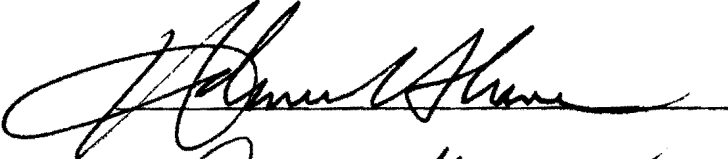

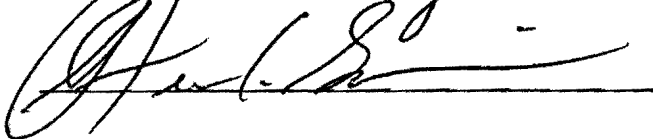
IN RE: CLOSING AND VACATING THE SOUTHERLY TWENTY (20') FEET OF THIRTY-SEVENTH STREET (FORMERLY JACKSON AVENUE) FROM OLIVE STREET (FORMERLY POPLAR STREET) TO MURDOCH AVENUE, IN PARKERSBURG DISTRICT, WOOD COUNTY, WEST VIRGINIA.

O R D E R

On the 21st day of October, 1993, came the Applicants, William Thomas Nestor and Kimberlee J. Nestor, by their counsel, William Crichton V, and tendered to the Commission and asked leave to file their Application for the closing of the southerly 20 feet of 37th Street located in Parkersburg District, Wood County, West Virginia, which said Application is hereby ORDERED filed.

It is further ORDERED that a hearing shall be had upon such Application on the 29th day of November, 1993, at 10:00 o'clock, A.M., before this Commission and that proper notices be prepared and issued by the Applicants' attorney as provided by law. And it further appearing from an Affidavit filed by the Applicants that said Applicants have used due diligence to ascertain the residences or whereabouts of certain owners and lienholders of property abutting upon said street, without effect, and that there are or may be persons interested in the subject matter of the action, whose names are unknown to the Applicants and are referred to by the general description of unknown parties, it is ORDERED that notice of the hearing of

said Application be published in accordance with Rule 4(e) of
the West Virginia Rules of Civil Procedure.

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: CLOSING AND VACATING THE SOUTHERLY TWENTY (20') FEET OF THIRTY-SEVENTH STREET (FORMERLY JACKSON AVENUE) FROM OLIVE STREET (FORMERLY POPLAR STREET) TO MURDOCH AVENUE IN PARKERSBURG DISTRICT, WOOD COUNTY, WEST VIRGINIA

A F F I D A V I T

STATE OF WEST VIRGINIA,

COUNTY OF WOOD, to-wit:

William Crichton V, having been duly sworn according to law, states that the Applicants' have used due diligence to ascertain the residences or whereabouts of certain owners and lienholders of property abutting upon said street and alleys, without effect, and that there are or may be persons interested in the subject matter of the action, whose names are unknown to the Applicants and are referred to by the general description of unknown parties.

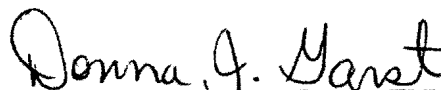
Dated this 21st day of October, 1993.



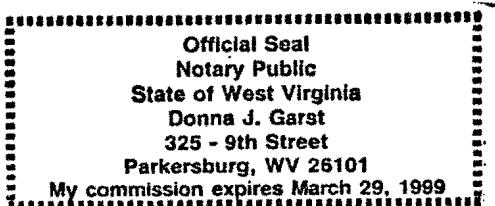
WILLIAM CRICHTON V

Taken, subscribed and sworn to before me, this 21st day of October, 1993.

My commission expires: March 29, 1999



NOTARY PUBLIC



IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: CLOSING AND VACATING THE SOUTHERLY TWENTY (20') FEET OF THIRTY-SEVENTH STREET (FORMERLY JACKSON AVENUE) FROM OLIVE STREET (FORMERLY POPLAR STREET) TO MURDOCH AVENUE, IN PARKERSBURG DISTRICT, WOOD COUNTY, WEST VIRGINIA.

A P P L I C A T I O N

This Application is made by William Thomas Nestor and Kimberlee J. Nestor, husband and wife, hereinafter sometimes referred to as "Applicants", under authority of West Virginia Code Chapter 7, Article 1, Section 3(h), as amended.

1. (a) William Thomas Nestor and Kimberlee J. Nestor, husband and wife, herein known as "Applicants", are the owners, as joint tenants with the right of survivorship, of the following described tract of land located in Parkersburg District, Wood County, West Virginia:

BEGINNING at the southwesterly corner of Jackson Avenue, and Springdale Avenue; thence in a southeasterly direction with the line of Springdale Avenue, 45.89 feet to the corner of Lot No. 53; thence in a northwesterly direction parallel with the line of Jackson Avenue, and with the common line between Lots Nos. 53 and 52, 143.50 feet to an alley; thence in a northeasterly direction with the line of said alley 37.5 feet to the line of Jackson Avenue; thence in a southeasterly direction with the line of Jackson Avenue 117.13 feet to the place of beginning, being Lot No. 52 of Wentz and Gangwer's Crystal Spring Addition, as shown and described on a plat of said Addition of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book No. 1, at page 34, to which

plat reference is hereby made and had for a more particular description of said lot.

TITLE REFERENCE: Deed Book 696, at page 757.

(b) The property described above in Paragraph 1, owned by the Applicants, is subject to two deeds of trust from the Applicants and to taxes as hereinafter set forth:

- 1). Deed of Trust dated January 15, 1981, securing payment of \$45,000.00, in favor of Traders Federal Savings and Loan and subsequently assigned by assignment dated September 17, 1993, recorded in General Lien Book 588, at page 718, to One Valley Bank.
- 2). Deed of Trust dated August 6, 1993, securing payment in an undisclosed amount, in favor of United National Bank, recorded in General Lien Book 583, at page 427.
- 3). The real property taxes for the year 1994.

2. (a) The southerly Twenty (20') feet of 37th Street (formerly Jackson Avenue) from Olive Street (formerly Poplar Street) to Murdoch Avenue, is shown upon a plat of Wentz & Gangwer's Crystal Springs Addition, which said plat is of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book 1, at page 34.

(b) No widths are shown for any streets or alleys on said plat but 37th Street is calculated to be 80 feet in width. A plat of a part of Wentz & Gangwer's Crystal Springs Addition, which shows the applicable portion of 37th Street, is filed herewith as Exhibit A.

3. The aforesaid portion of 37th Street is unused and is

what is commonly referred to as a "paper street". Said portion of said 37th Street has not been improved in any way and has not been open to travel by the general public; and said portion of 37th Street lies outside of any municipality and is not included in the Highway System of the West Virginia Department of Transportation, Division of Highways.

4. The abandonment of the southerly portion of the said 37th Street as requested herein will work no detriment upon abutting property owners nor any adjacent land owners, and the rights of no person or persons will be impaired or lost by the closing and vacating of the said requested portion of the 80 foot street.

WHEREFORE, the Applicants pray that this Application be filed; that a hearing time be fixed by order of this Commission and that proper notice issue of the time and place of hearing of the said Application; that the requested portion of the said 80 foot street known as 37th Street be abandoned, closed and vacated; that the public interest in said portion of said street be quitclaimed to the abutting property owners; and such other relief as justice may require.

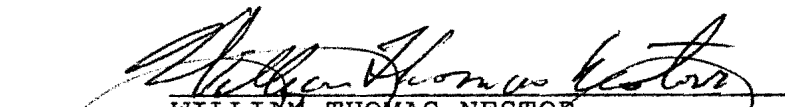
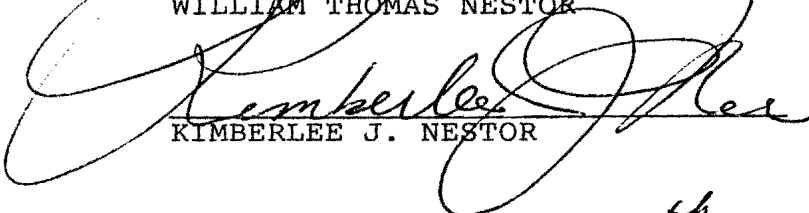

WILLIAM THOMAS NESTOR


KIMBERLEE J. NESTOR

STATE OF WEST VIRGINIA,

COUNTY OF Randolph, to-wit:

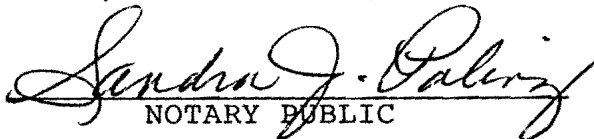
WILLIAM THOMAS NESTOR and KIMBERLEE J. NESTOR, Applicants herein, after having been first duly sworn according to law, depose and say that the facts and allegations contained herein are true, except insofar as they are therein stated to be upon information and belief, and that insofar as they are therein stated to be upon information and belief they believe them to be true.

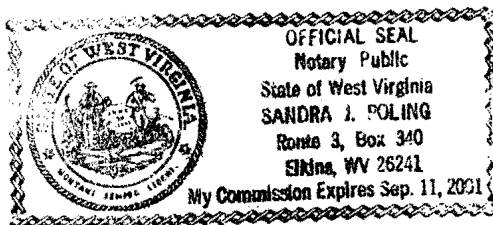

WILLIAM THOMAS NESTOR

KIMBERLEE J. NESTOR

Taken, subscribed and sworn to before me, this 20th day of October, 1993.

My commission expires:

September 11, 2001

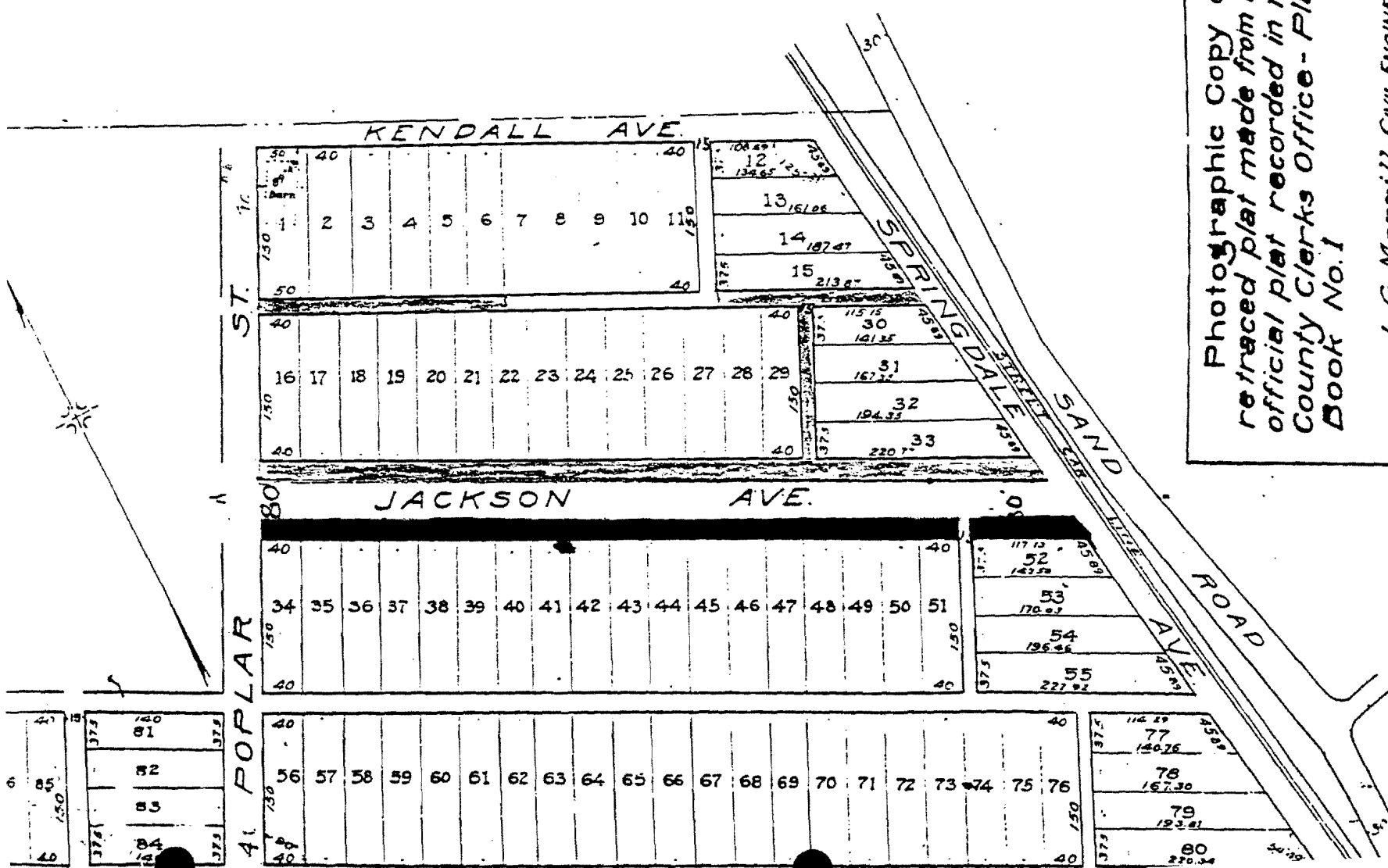

NOTARY PUBLIC



WENTZ & GANGWER'S CRYSTAL SPRING ADDITION

EXHIBIT A

TO PARKERSBURG, W. VA.



Photographic Copy of
retraced plat made from the
official plat recorded in the
County Clerks Office - Plat
Book No. 1

L. G. Merritt, CIVIL ENGINEER
PARKERSBURG, W. VA.

The County Commission of Wood County

PARKERSBURG, WEST VIRGINIA 26101



COUNTY ADMINISTRATOR
MARY R. RADER
424-1976

HOLMES R. SHAVER,
JEAN GRAPES, COMM
STEVEN A. GRIMM, COI

Minutes 10/21

*JG
HRS
SAG*

COUNTY CLERK
JAMIE SIX
424-1850

October 21,

*to do attached
letter*

Mr. George Schramm
Treasurer
Episcopal Diocese of West Virginia
P.O. Box 5400
Charleston, WV 25361

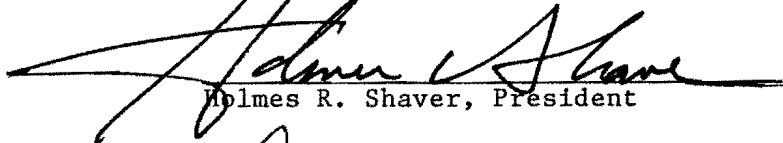
Dear Mr. Schramm:

Please be advised that this will verify the intent of this County Commission to make available to the Family Crisis Intervention Center of Region V, Inc. an amount of \$25,000.00, which must be used to remodel the new facilities at 1005 Mission Drive, Parkersburg, West Virginia.

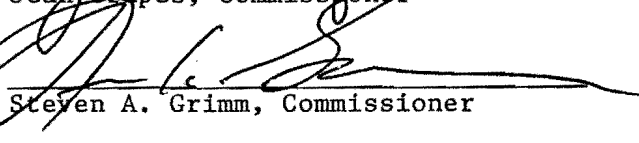
These monies should be available in the early part of 1994. If you have any further questions please feel free to call.

Sincerely,

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Jean Grapes, Commissioner


Steven A. Grimm, Commissioner

WCC:ah