

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, FEBRUARY 10, 1994

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, upon a motion made by Steven A. Grimm, seconded by Jean Grapes and made unanimous by Holmes R. Shaver, approved minutes from Monday, January 10, 1994.

On this date, the County Commission approved Personal Property Improvers for Sally L. Anderson and Terry Lowers. The County Commission also approved Exonerations for Kenneth J. & Karen A. Hudson and Watson & Corinna G. Francis

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, reappointed Carl Jarzynski to the Wood County Emergency Services Board. Mr. Jarzynski was placed in nomination by Order dated January 31, 1994. Mr. Jarzynski's term will expire on February 1, 1999.

On this date, the County Commission, upon a motion made by Jean Grapes, seconded by Steven A. Grimm and made unanimous by Holmes R. Shaver, placed Roger Shuman in nomination to fill a vacancy on the Wood County Civil Service Commission for Correctional Officers. Said vacancy was announced by Order dated July 1, 1993 due to John Laughery's term expiring on July 28, 1993. 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 made unanimous by Holmes R. Shaver, signed a Proclamation designating the week of February 13-19, 1994 as CHILD PASSENGER SAFETY AWARENESS WEEK. Therefore, by proclaiming said week, the County Commission is in recognition of every child's right to adequate protection

when being transported in a motor vehicle and encourages the community to observe said week and increase the awareness of correctly using child safety seats to protect against the risk of death or injury on every ride. An Order was prepared regarding this matter.

On this date, the County Commission was 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 the Section 153 Highway Safety Grant No. 94HB-14. Receipt of said Grant Contract Agreement is pursuant to an Order bearing the date of December 2, 1993 at which time Holmes R. Shaver was authorized to enter into said Agreement on behalf of the County Commission. 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 Request for Reimbursement in regard to the Drug Control and System Improvement Grant No. 93-DC-070. Expenditures in the amount of \$630.00 were made by the County during the month of January, 1994 for service hours provided by Kurt A. Kletter and Bridgett Reger, Counselors for the Offender Treatment Program being provided through the Adult Probation Office of Wood County. However, the Request for Reimbursement is in the amount of \$567.00 since there is a ten percent 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 Jean Grapes, seconded by Steven A. Grimm and passed, authorized Holmes R. Shaver, in his official capacity as President, to enter into an Agreement by and between the Lubeck Volunteer Fire Department and the County Commission. Execution of said

Agreement is for the purpose of fulfilling the requirements set forth in Section 150 (e) (2) (B) of the Internal Revenue Code of 1986, as amended, to allow the Lubeck Volunteer Fire Department to enter into a lease-purchase agreement in order to finance a 1994 Smeal 1250 GPM Pumper Truck in the maximum aggregate principal amount of \$140,000.00. Execution of said Agreement shall not make the County liable or responsible for the conduct and activities of the said Fire Company, and the said Fire Company agrees to indemnify and hold the County harmless from any claims, actions, damages and liabilities arising out of, or resulting from its operations and activities. The Lubeck Volunteer Fire Department held a public hearing on Tuesday, January 11, 1994 at 7:00 P.M. pursuant to the requirements of Section 147 (f) of the Internal Revenue Code of 1986, as amended. The above stated motion further allowed President Shaver to sign Attachment 5 - Elected Officials Approval pursuant to Section 147 (f) of the Internal Revenue Code of 1986, as amended. Execution of said documents follows the written opinion received from Michele Rusen, Prosecuting Attorney for Wood County. An Order was prepared regarding this matter.

At 9:59 A.M., the County Commission went into Executive Session under Number Nine of the West Virginia Code at the request of Attorney Richard Hayhurst, upon a motion made by Jean Grapes, seconded by Steven A. Grimm and made unanimous by Holmes R. Shaver. Upon a motion made by Steven A. Grimm, seconded by Jean Grapes and passed, the County Commission adjourned said Executive Session at 10:05 A.M.

On this date, Richard Hayhurst, Special Attorney for the Commission, advised the Commission that he had received an offer of \$11,816.01 to resolve all issues arising from the subsequently determined improperly paid sick leave payment made to former Deputy Sheriff Alvin B. Schuck upon his resignation, which sum represents the entirety of the aforesaid payment, plus employer

FICA, State retirement and Workers' Compensation premiums on said sum, but without interest. Upon the recommendation of said special counsel, upon a motion duly made by Jean Grapes, seconded by Steven A. Grimm and passed, the Commission doth hereby accept said offer of compromise and doth accordingly hereby Order, Adjudge and Decree that said offer of settlement of all claims for restitution against former Deputy Sheriff Alvin B. Schuck, the office of the Sheriff, the Erie Insurance Company and Ohio Farmers Insurance Company, arising from the aforesaid subsequently determined improperly made payment of sick leave to former Deputy Schuck be, and it is hereby accepted, authorized and ratified and that the president and clerk be and they are hereby authorized and directed to execute and deliver such receipts or releases as may be necessary to effect this settlement and as may be approved by the Commission's special counsel. An Order was prepared regarding this matter.

At 10:10 A.M., the County Commission adjourned and met as the Board of Equalization and Review. They met with the following: Bernard L. & Forrest P. Allen - City District; Ralph D. & Patricia K. Jameson - Lubeck District; Lewis E. & Naomi Guinn - Lubeck District; William E. & Jean W. Harris - City District; M. Edward Norman - Vienna District.

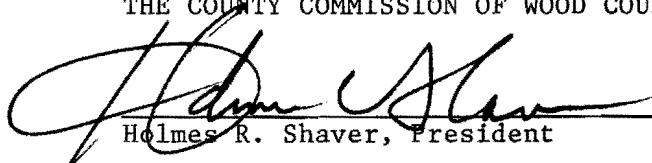
At 12:00 Noon, the Board adjourned for lunch.

Starting at 1:00 P.M., the Board met with the following: Sol & Louis B. Kaplan - Vienna District; Stuart & Caralynn Taylor - City District; Noel F. & Barbara A. Dernberger - City District and Harris District; Cleo & Rosalee Cowan - Union District; Lawrence E. & Jean L. Davis - Lubeck District; Lester B. & Audra B. Crawford - City District; David C. & Sharon S. White - City District.

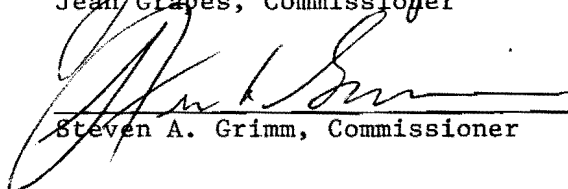
Having no further scheduled appointments or business to attend to, the Board of Equalization and Review adjourned at 3:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Jean Grapes, Commissioner


Steven A. Grimm, Commissioner

PURCHASE ORDERS SIGNED ON FEBRUARY 10, 1994

No. 18130	Gall's Inc.	\$ 111.75
18258	Stuart Oil	3,455.73
18270	ICN	195.00
18278	Goodyear Auto Service	277.86
18282	Broadwaters Motorcar	7.50
18300	Broadwaters Motorcar	46.82
18301	Northern Automotive Corporation	60.36
18302	NOE Office Equipment	287.81
18304	Miller Communications	126.00
18306	Sound Communications	1,495.00
18309	Broadwaters Motorcar	12.02
18310	C&P Telephone	109.78
18329	Parkersburg Office Supply	443.24