

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, MARCH 25, 1996

PRESENT: JEAN GRAPES, PRESIDENT
STEVEN A. GRIMM, COMMISSIONER
HOLMES R. SHAVER, 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 Exonerations on Personal Property for Howard & Eva Benear (1995) and Blaine T. & Nellie B. Radcliff - Tygart District (1995).

At 10:00 A.M., the County Commission met to discuss the closing of two cul-de-sacs in Tarrytowne Subdivision, Lubeck District (Oak Street and Pocantico Drive). Commissioner Grapes stated that due to a possible conflict of interest, she will abstain from this hearing; however, after reviewing the plat, Commissioner Grapes found that it was not the property that she was involved with. Attorney Phillip Tripple stated that this (the closing) has already been done; it was an ongoing controversy dispute between the bank and the homeowners association; they finally came to an agreement with all of the parties and went to the Planning Commission to unsubdivide the lots; there was a new plat prepared erasing all of the lines and the road; every homeowner was aware and notified of what was going on; one of the unsubdivided lots was sold and they wanted to build a house, the plat was prepared off of the old plat, the attorney doing the plat thought that the house was going to be in the middle of the road; the attorney wants everyone to be given notice again and have the roads reclosed; it has been published in the newspapers and letters were

sent to everyone; they request that the two roads be closed. An unidentified female spoke about the fact that she can't get her plat approved until something is done. An unidentified male spoke of concerns of water runoff. Mr. Tripple stated that it is anticipated that a driveway will go where the road is being closed not a new road. Mary Rader, Administrator, suggested they talk with Freddie Fields from the West Virginia Soil Conservation Office. More discussion took place. Mr. Tripple stated that the homeowners and their counsel agreed in 1993 to the closing of these roads. Commissioner Grimm asked for a three minute recess to discuss this with the County Administrator. Commissioner Grimm asked those present if they objected to the closing of the roads or just the drainage problem that may occur. The residents stated that they don't object to the petition, just what may occur. Commissioner Grimm stated that since there are no objections to the petition, he will entertain a motion to grant the petition. Commissioner Shaver moved to grant the petition and would encourage Mark Kunselman to work on the drainage problem so that it will not cause a hardship on anyone; Jean Grapes seconded the motion and Steven A. Grimm made it unanimous. Pursuant to a Petition and Notice of Hearing in the above mentioned matter, the County Commission, upon a motion duly made, seconded and passed, the Petition and the dedication of Oak Street and Pocantico Drive in Tarrytowne Subdivision be revoked and ownership of the land confirmed in Huntington National Bank West Virginia, Successor by Merger to Commerce Bank, Parkersburg, Inc., is granted, nunc pro tunc, as set forth in the Order of the 28th day of October, 1993. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission met with the County elected officials and the employee benefits committee to discuss the budget. Commissioner Grapes stated that they called everyone to this meeting to explain what the Commission would like to do with the insurance for County employees; County employees were not choosing the family insurance because of the expense; when they checked with Blue Cross/Blue Shield, the total for the family plan is \$357.99, the County Commission has elected to pay sixty-five percent of this cost, which means that when employees take the family plan, the County will pay \$232.70 of the family plan; it will be a Super Blue Plus plan; Jamie Six will explain the Cafeteria Plan. Dale Wilcox, who is on the employee benefits committee stated that the plan pays 100% in most areas, where the other insurance only paid 80%; Super Blue has a cap of two million dollars, the other insurance had one million dollars; there will be a drug maintenance card, the insurance pays seventy percent, the employee pays thirty percent. Mr. Six stated if the employee only wants individual health insurance, it will cost \$113.55, if you want the dental and vision, then it would be a total of \$125.29; by being in the cafeteria plan you pay it with "pre tax dollars", it is taken out before the taxes are calculated, so instead of paying \$125.29, if they are in a certain category, they will be paying \$91.90 (actual dollars out of check depending on salary); this is voluntary for the employees. Commissioner Shaver thanked the employee benefit committee; it was alarming to the Commission that only nineteen of the employees were taking advantage of the family plan, which indicated that insurance needed to be addressed; everyone

needs insurance for themselves and their families; the Commission has provided reasonably and properly in the salary line items of all of the elected officials so that all of our employees, based on the plan the committee selected, will be able to utilize the family plan, with dental and vision for an out of pocket cost of \$25.00; the Commission obviously can't dictate to the elected officials what they do with their salary line items, but they know that they'll cooperate with them and make sure that those monies are available, those of you that want to take advantage of the family plan, the Commission hopes they all do that need it; the agent did tell the Commission that after July 1, 1996, the insurance company will revisit and maybe cut the premiums. Commissioner Shaver thanked Jamie Six and Jay Day for their assistance on the budget then stated the annual spending freeze will probably be put on in the next thirty days so that they can end up with a good ending balance; some departments asked for extra employees, however, the Commission felt that getting the family insurance was more important. Commissioner Grapes stated she knows that the extra employees are needed and they may look at it later; they put enough money in the salary line items, they can't tell them how to distribute the money, the Commission has tried to add enough to help on the insurance, if everybody gets equally distributed that would help also; but it is up to the elected officials on how they handle their salaries; everyone did well staying within their budgets this year; the Commission is proud of what they were able to do and hopes that everyone is satisfied; everyone works hard, the Commission appreciates everyone and the employee benefit committee should be

thanked. Commissioner Shaver asked for everyone to meet with Jamie Six so that they can explain the insurance to the employees. Mr. Six stated that the amount of \$25.00 that Commissioner Shaver spoke of earlier is actual cost without the cafeteria plan; also, the Commission has allowed \$100.00 per employee, money for raises; after the cafeteria plan it would be less; the Commission was able to do this and still roll the levy back. Dale Wilcox thanked the Commission and stated the committee is working on other ways to cut costs. Carole Jones, Circuit Clerk thanked the Commission and appreciates their effort to help employees. S.F. Greiner, Assessor stated that the County has come along way and it is appreciated.

At 11:00 A.M., the County Commission met with Denver and Erma Life to discuss the Helen B. Life estate. Denver is the son of Helen Life and stated he feels there has been fraud in the estate because the will states one thing and his brother, Lawrence Life and his attorney did the opposite; the will stated that certain things were to be sold and divided among the grandchildren and great-grandchildren and this was not done; there are a lot of things that need cleared up with the bank accounts; in the will it states that the rest of the land is to be sold and divided amongst Lawrence Life, Denver Life, Myra Cox and Loving Care Nursing Home, when they sold the property they split it between the bills, those stated above, the grandchildren, the great-grandchildren and the attorney fees; they didn't go by the will. Eugene Hague, Fiduciary Commissioner is present. Mr. Life stated he sent a letter to Mr. Hague and received no response; Thomas Santer, his brother's attorney, told him that he

hired him to help him out with the will which the estate paid for; the Lifes' hired an attorney and they got nothing; he called Mr. Santer about a check and they told him Mr. Hague's office had the check and when he called Mr. Hague's office, the secretary told him that it was in Mr. Santer's office; he has sent letters and received no responses; he had to fly to Parkersburg and then couldn't see either attorney; they have witnesses that have seen things taken out of the trailer on the week she died; he stated his mother had more than \$3.00 in the bank, she bought a home in Florida and put down a \$20,000.00 check and had \$1,000.00 on her; she decided not to buy the home and the \$20,000.00 check was returned to her at a later date; there is antique furniture missing and then they did an appraisal; how can you do an appraisal after everything is gone; they didn't ask him what he wanted until everything was gone; he got a box of potholders and tupperware, not what was stated in the will; this brother's attorney stated it was a family fight and the family is dysfunctional; he offered to buy four acres at \$1200.00 an acre; he was told they couldn't sell it to him because it would violate the other beneficiaries rights; they said they had an \$1800.00 buyer who never bought the property, then they had a \$2000.00 buyer; they forgot to put in the deed that they were giving the house trailer to the people that bought the property so he refused to sign the deed; when he called Probate they told him that the will was no good because of the witness; he thinks there is another will; Mr. Santer told him that his mother signed a power of attorney, her signature was not on it; when she was in the hospital she could not move from

her neck down and the doctors said she wouldn't last a week but he had to go back home, his mother went home two days later so he called her everyday; he was not allowed to be present for the appraisal; there are too many things they did that were wrong; while his mother was in the hospital, his brother's son was taking things from her home; the estate paid for a long distance phone call for Lawrence to call his daughter in Missouri; things were not done according to the will. Erma Life stated Judge Hill told Mr. Santer that Lawrence was not supposed to sign over the car to his wife as a gift, because of a dead man's law; Mr. Santer stated that Lawrence would reimburse the estate for the car and the computer, which he did not do. Mr. Hague stated that they have received approximately twenty-five calls (beneficiaries) which is probably an understatement, in regard to the appraisal, disposition of property and they have informed the callers that this should be taken up with the attorney for the estate since he can only act on what is brought to him; the will is dated 1987, there could be items in the will that had been disposed of since 1987; his office did tell Denver Life that he should get an attorney and they could have a hearing and go into detail about that; he told Denver Life to come to the County Commission. Some discussion took place. Denver Life stated Bonnie Life wrote a check in the amount of \$630.00, as power of attorney for Helen Life to Lawrence Life after her death; they have sold property without his signature or his sister's; Attorney Susan Simmons told him that they needed to remove Lawrence as Executor; Ms. Simmons dismissed herself and he knew nothing about it until last week; he had paid her up

front. Commissioner Shaver stated Denver Life needs to either get an attorney or represent himself and get all documentation there is on the alleged misappropriation in this estate and submit them to Mr. Hague. Mr. Hague stated Mr. Santer is the attorney for the estate in his opinion and should be available to all beneficiaries; he can't advise Mr. Life on what to do because he is the fiduciary commissioner.

On this date, the County Commission of Wood County announced to all concerned that they, as a Commission will not meet in Special Session on March 26, 1996 and March 27, 1996 in regard to the preparation of the budget for the fiscal year 1996/1997. Said announcement is pursuant to an Order appearing in Order Book 56, at Page 438 and bearing the date of March 18, 1996 at which time the Commission announced that they may meet to work on the budget March 14, 1996 through March 28, 1996. An Order was prepared regarding this matter.

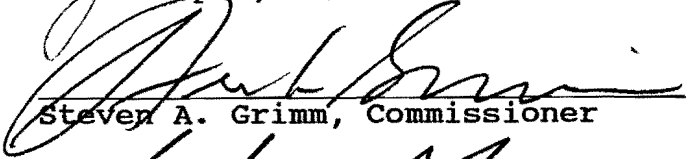
On this date, the County Commission of Wood County, upon a motion made by Holmes R. Shaver, seconded by Steven A. Grimm and made unanimous by Jean Grapes, did hereby ORDER that the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) be contributed to the Williamstown Volunteer Fire Company, Inc. to be utilized toward the purchase of a new rescue vehicle for the aforementioned volunteer fire department. An Order was prepared regarding this matter.

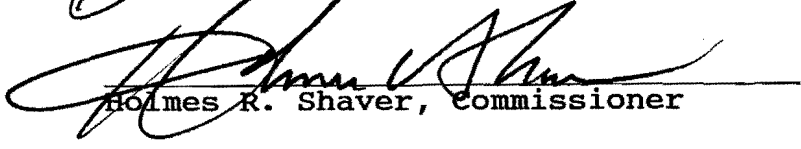
Having no further business or scheduled appointments to attend to, the County Commission adjourned at 4:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


 Jean Grapes, President


 Steven A. Grimm, Commissioner


 Holmes R. Shaver, Commissioner
PURCHASE ORDERS SIGNED ON MARCH 25, 1996

No.	20956	Graphic Comm., Inc.	\$	140.00
	20984	Channing L. Bete Co., Inc.		642.00
	20991	Parkersburg Office Supply		129.37
	21016	The Gun Shop		477.00
	21017	The Target Shop		190.00
	21046	Chapman Printing Company		3186.00
	21047	Casto & Harris		2069.25
	21053	Parks Hardware & Supply		18.46
	21054	Physicians' Desk Reference		44.95
	21055	Broadwaters Motorcar		15.64
	21062	Bell Atlantic		52.79
	21063	Nugget Software Systems		178.00
	21064	Lowe's Home Centers		234.13
	21065	Tri-State Roofing & Sheet Metal		1170.00
	21066	Tri-State Roofing & Sheet Metal		1001.53