

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, AUGUST 7, 1997

PRESENT: HOLMES R. SHAVER, PRESIDENT  
DAVID A. COUCH, COMMISSIONER  
ROBERT K. TEBAY, 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 Erroneous Assessment Applications in regard to real property for Wesley B. Lockhart - Tygart District (1997); Mid-Ohio Valley Area Development Corporation - Tygart District (1997); George & Ruth Hewitt - Walker District (4 for 1997); Margaret P. Grim ½ and Noah J. Westbrook ½ - Parkersburg District (1997); Bernice A. Buzzard 1/e-Michael W. & Constance S. Porter - Clay District (1997); Carol M. & Lucy M. Holbert - Steele District (1997); George & Phyllis Nulter - Vienna District (1997); Virgil L. & Elsie E. Hall - Tygart District (1997); Charles & Leila Sellers - Harris District (1997); Noah J. & Doris A. Westbrook - Parkersburg District (1997); Darren W. Nutter - Lubeck District (1997); John M. & Bernadean S. Braham - City District (1997); Charles A. & Karen E. Cayton - Tygart District (1997); Neva Loretta Metz - City District (1997); Robert D. Frazier - City District (1996); Paul Bibbee - Clay District (1997); R.R. Clinton - Williams District (1997); and Gilbert B. Lawson - Union District (1997).

On this date, the County Commission approved Erroneous Assessment Applications in regard to personal property for Daniel J. Poling - City District (1997); Leonard C. & Charlotte Whiting - City District (1995); William B. Schultheiss - Williamstown District (1997); Sherry A. Watts - Williamstown District (1997); Brian & Sherry Speidel - City District (1996); Gerald

Shaffer - Williams District (1997); Hulda R. Vayda - City District (1997); Juliene O. West - Vienna District (1997); Morris Alderman - Slate District (1997); C. Thomas & Mildred V. Gossert - Tygart District (1997); Orville B. & Patricia L. Stinespring - Clay District (1996); Lawrence C. & Carolene Yeater - Union District (1997); Steven W. Shultz - Walker District (1997); Estel E. & Phyllis Leach - Williamstown District (1997); Thomas W. Davis - Clay District (1996 & 1997); Ann M. Slaven - Vienna District (1997); Mark A. Vaughan - Union District (1997); and Regina Vaughan - Union District (1997).

At 9:15 A.M., Kelly L. Lee was sworn in as Assistant Prosecuting Attorney for Wood County.

At 9:30 A.M., came Kay Williams, Deputy Clerk, and presented to the County Commission of Wood County, a list of the Democrat Poll Workers as submitted by the Democratic Executive Committee and a list of the Republican Poll Workers as submitted by Robert B. Fish, Chairman of the Republican Executive Committee. Upon a motion duly made, seconded and passed, the County Commission of Wood County did hereby give APPROVAL to the aforementioned lists of Poll Workers. An Order was prepared regarding this matter.

At 9:30 A.M., the County Commission held a public hearing in regard to the annexation of property in Williams District. Gerald W. Townsend, Special Counsel for the City of Williamstown was present as well as Mayor Jean Ford. The owner of the property is Jeffrey Martin, who wishes to have this property annexed. In view of the findings of fact made herein, this Commission accordingly concludes that the Petition herein is in proper form; that the area proposed to be annexed is a proper subject for annexation by minor boundary adjustment, and therefore, it is ORDERED that said property, formerly situated in Williams District, be, and the same is, hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Williamstown be, and the same are, hereby changed by virtue of such annexation. A copy of the

description is on file in the Office of the County Administrator along with the Order that was prepared regarding this matter.

At 11:00 A.M., the County Commission held a hearing in regard to the Harold Z. Parker estate. Attorney Eugene Hague was present, who is the Fiduciary Commissioner. Mr. Hague informed the Commission that this estate was referred to him June 8, 1995 and he has tried to get in touch with the Fiduciary since then and has had no response; he has had no response to certified mail that was sent even though someone did sign for it; he thinks the fiduciary should be removed and the Sheriff appointed. Jay Day stated he sees no reason not to remove him. The County Commission, upon a motion duly made, seconded and passed, removed Harold Z. Parker, Jr. as Executor of the estate and appoint the Sheriff.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign the Request for Reimbursement in regard to the Juvenile Justice and Delinquency Prevention Grant Number 96-JJ-A-064. Expenses in the amount of one hundred sixty-four dollars and sixteen cents (\$164.16) were incurred by Wood County during the month of July, 1997 which represents payment to The Parkersburg News for a "help wanted" advertisement for the position of Project Coordinator for the R.E.P.A.Y. (Responsibility Enhancement Projects for Adolescent Youth) Program to be administered through the Wood County Juvenile Probation Office. In addition to the Request for Reimbursement, the Monthly Reports, the Financial Recap, the Project Financial Report and the Monthly Activity Report are being submitted to the Criminal Justice and Highway Safety Division, Charleston, West Virginia. All documentation pertaining to the said Juvenile Justice and Delinquency Prevention Grant are on file in the Office of the County Administrator. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lot Number Twenty-Four (24) of Woodland Falls Subdivision. Said Subdivision is of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number Twenty-Two (22), at Page Eleven (11), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lot Number Twenty-Four (24) of the certain Notice of Lien, which is dated February 16, 1995, executed by Ronald J. Mullenix and Rita K. Mullenix, as shown in Lien Book 639, at Page 482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and 00/100ths cents (\$50,000.00). In all other respects, the said Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lot Number Nineteen (19) of Woodland Falls Subdivision. Said Subdivision is of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number Twenty-Two (22), at Page Eleven (11), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lot Number Nineteen (19) of the certain Notice of Lien, which is dated February 16, 1995, executed by Ronald J. Mullenix and Rita K. Mullenix, as shown in Lien Book 639, at Page

482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and 00/100ths cents (\$50,000.00). In all other respects, the said Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lot Number Twenty-one (21) of Woodland Falls Subdivision. Said Subdivision is of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number Twenty-Two (22), at Page Eleven (11), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lot Number Twenty-one (21) of the certain Notice of Lien, which is dated February 16, 1995, executed by Ronald J. Mullenix and Rita K. Mullenix, as shown in Lien Book 639, at Page 482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and 00/100ths cents (\$50,000.00). In all other respects, the said Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lot Number Twenty-three (23) of Woodland Falls Subdivision. Said Subdivision is of record in the

Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number Twenty-Two (22), at Page Eleven (11), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lot Number Twenty-three (23) of the certain Notice of Lien, which is dated February 16, 1995, executed by Ronald J. Mullenix and Rita K. Mullenix, as shown in Lien Book 639, at Page 482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and 00/100ths cents (\$50,000.00). In all other respects, the said Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. An Order was prepared regarding this matter.

On this date, came Ginny Conley, Prosecuting Attorney for Wood County, and presented unto the County Commission of Wood County an Application in which it is requested that the Honorable Cecil H. Underwood, Governor of the State of West Virginia, issue a requisition on the Governor of the State of Ohio for the extradition of James L. Merinar, who stands charged with the Crime of Daytime Burglary, committed in the County of Wood, in the State of West Virginia, in January, 1996, and who is now a fugitive from justice of the State of West Virginia and, as the Prosecuting Attorney is informed, is now within the jurisdiction of the said State of Ohio, in the County of Washington, and in the City of Marietta. The said Application was signed by Holmes R. Shaver, President of the Wood County Commission, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County was in receipt of a check in the amount of two hundred twenty-six thousand sixteen dollars and twenty-five cents (\$226,016.25) from the State of West Virginia in regard to the Small Cities Block Grant for the LMH/Hopewell Water Extension

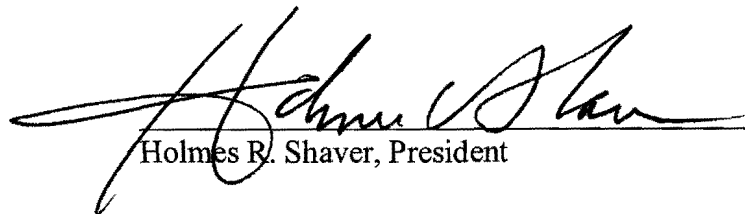
Project, Lubeck Public Service District. Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 60, at Page 166 and bearing the date of July 21, 1997, at which time Drawdown Number Five (5) was executed by Holmes R. Shaver, President of the Wood County Commission. Documentation in regard to the said Small Cities Block Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

On this date, the County Commission, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, reenacted an Ordinance Requiring Clearing of Refuse and Debris pursuant to West Virginia Code 7-1-3ff. A copy of said Ordinance is on file in the Office of the County Administrator as well as in the Office of the County Clerk.

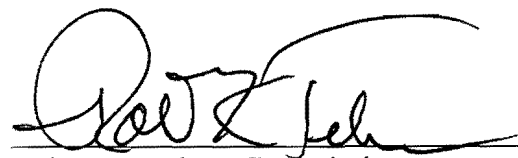
Having no further scheduled appointments or business to attend to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY

  
Holmes R. Shaver, President

  
David A. Couch, Commissioner

  
Robert K. Tebay, Commissioner

PURCHASE ORDERS SIGNED ON AUGUST 7, 1997

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| No. 22385<br>22511 | Tri-State Roofing<br>Radio Shack | \$ | 285.86<br>4.44 |
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| 22523 | Tri-State Roofing             | 733.98  |
| 22524 | Tri-State Roofing             | 1186.52 |
| 22525 | Tri-State Roofing             | 2066.75 |
| 22543 | Breed's Auto Electric Service | 25.88   |
| 22552 | PAMS                          | 31.85   |
| 22603 | Industrial Rubber Products    | 28.35   |
| 22610 | Broadwaters Motorcar          | 10.26   |

To listen to this Commission meeting, please refer to Tape #48.