

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, AUGUST 28, 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 personal property for Alvin D. Boso - Lubeck District (1997); Michael L. & Kelly Fleak - Lubeck District (1997); Delbert & Christy Smith - Lubeck District (1997); Larry L. Reeves - Slate District (1997); Jennann Inc. dba Snobiz - City District (1997); Bill V. Workman - City District (1996 & 1997); Betty Beck - Lubeck District (1996); Randy W. Skidmore - City District (1997); Daniel B. & Rebekah Melrose - Slate District (1995); John R. & Anne L. Davies - Vienna District (1997); John M. & Anne L. Coffman - Vienna District (1997); James Persinger - City District (1997); Charles D. Poole - Vienna District (1997) and Andrew L. & Janice Nestor - City District (1997).

On this date, the County Commission approved Erroneous Assessment Applications in regard to real property for William J. Lofty & Carla S. Cowman - Williams District (1992, 1993 & 1994); James & Laura J. Joseph, Jr. - City District (1997); Donald W. Barnette et al - Tygart District (1996 & 1997); Thomas F. & Brynda J. Badgett - Walker District (1996); Timothy M. Haden - Vienna District (1996 & 1997); DuPont E.I. DeNemours & Co. - Lubeck District (1997); John B. & Saralie S. Sheets & Scott Sheets - Walker District (1997); Andrew L. & Janice Nestor -

City District (1997); Mindy L. Gustke - Parkersburg District (1997) and Nancy K. Pfaff - City District (1997).

At 9:15 A.M., James Crawford was sworn in as a Correctional Officer for the Wood county Correctional Center.

On this date, Commissioner Couch gave an update on the Emergency Services meeting held last night. The County Commission, upon a motion duly made, seconded and passed, placed James Midkiff in nomination to fill the existing vacancy on the Wood County Emergency Services Board per Commissioner Couch.

On this date, the County Commission met with Charlie Johnson, Chief Deputy of the Wood County Sheriff's Department. Chief Jonnson stated they do not have enough money in their line item for four deputies to go to the academy. The County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign the Application For Admission to Basic Police Training School to be held at Institute, West Virginia, for Deputy Ronald C. Frazier, Deputy James Christian Collins, Deputy David Learnon Tennant and Deputy James Edward Greenwalt, all of which have been employed for a period of less than ninety (90) calendar days. The said Basic Police Training School is being sponsored by the West Virginia State Police. An Order was prepared regarding this matter.

At 9:45 A.M., the County Commission met with Magistrate Bill Rhodes to discuss the Magistrate Court Building. Mr. Rhodes said he is speaking on behalf of the employees in said building and stated that they are suffering from frequent colds, allergies, headaches, etc. He is asking the Commission to have someone come and inspect the building for airborne contaminants

or other things; he feels that there is something seriously wrong. The Commission stated they would have it checked.

At 10:00 A.M., came Nathan Peters, represented by legal counsel, Michele Rusen, and presented to the County Commission of Wood County a Petition to Incorporate Mineral Wells Filed on Behalf of the Citizens for Incorporation of Mineral Wells in accordance with Chapter 8, Article 2, Section 1 and Section 2 of the Code of West Virginia, 1931 as amended. Therefore, on this date, the County Commission of Wood County, upon a motion duly made, seconded and made unanimous, did hereby ACCEPT the Petition to Incorporate with Exhibit, and the accompanying map of the proposed incorporation. A Public Hearing was set by the County Commission of Wood County to be held Thursday, September 18, 1997 at 10:30 A.M. An Order was prepared regarding this matter. There was discussion in regard to this matter.

At 11:00 A.M., the County Commission met with Charlie Myers and Tom Smith to discuss the high pressure breathing air compressor/purification system to the Wood County Firefighter's Association. They also asked for a share of the Hydro-electric money. The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, did hereby AWARD the bid for a High Pressure Breathing Air Compressor/Purification System to Breathing Air Systems, Reynoldsburg, Ohio. The bid for such High Pressure Breathing Air Compressor/Purification System is in the amount of twenty-nine thousand five hundred seven dollars and 00/100ths cents (\$29,507.00) and will be utilized by the Wood County Firefighters' Association. The awarding of such bid is pursuant to an order appearing in Order Book 60, at Page 187 and bearing the date of August 14, 1997 at which time the County Commission of Wood County took the bid under advisement. The aforementioned bid is 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 made unanimous by Holmes R. Shaver, did hereby AUTHORIZE the purchase of Scanning Equipment and the purchase of software to be utilized with such Scanning Equipment. It is the intent of the County Commission to scan all County records. The specifications have not been completed at this time, however, at such time as the specifications are completed, a Legal Notice will be placed in both local newspapers, The Parkersburg News and The Parkersburg Sentinel. 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 made unanimous by Holmes R. Shaver, did hereby ORDER that the bid be let for the replacement of the roof on the Wood County Health Department Building located on Sixth Street, Parkersburg, West Virginia. The specifications for such reroofing, at this time, have not been completed. At such time as the specifications are complete, a Legal Notice will be placed in both local newspapers, The Parkersburg News and The Parkersburg Sentinel. 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 three thousand nine hundred two dollars and eleven cents (\$3,902.11) from the State of West Virginia, of which the amount of one thousand seven hundred forty-eight dollars and 00/100ths cents (\$1,748.00) represents reimbursement to the County for expenses incurred during the month of June, 1997 in regard to the Juvenile Justice and Delinquency Prevention Grant Number 95-JJ-5-011. Receipt of said check is pursuant to an Order appearing in Order Book 60, at Page 164 and bearing the date of July 21, 1997 at which time the Request for Reimbursement was signed by Holmes R. Shaver, President of the Wood County Commission. All documentation pertaining to the said

Juvenile Justice and Delinquency Prevention Grant is 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 was in receipt of a check in the amount of three thousand nine hundred two dollars and eleven cents (\$3,902.11) from the State of West Virginia, of which the amount of two thousand one hundred fifty-four dollars and eleven cents (\$2,154.11) represents reimbursement of expenses incurred by the County during the month of June, 1997 in regard to the Juvenile Justice and Delinquency Prevention Grant Number 96-JJ-YT-020. Receipt of said check is pursuant to an Order appearing in Order Book 60, at Page 165 and bearing the date of July 21, 1997 at which time the Request for Reimbursement was signed by Holmes R. Shaver, President of the Wood County Commission. All documentation pertaining to said Juvenile Justice and Delinquency Prevention Grant is 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 made unanimous by Holmes R. shaver, did hereby ORDER that Joseph P. Albright, Jr., Attorney-at-Law, hereby be appointed to represent the County Commission of Wood County in regard to the Complaint For Injunctive Relief filed by Walt Auvil, Attorney-at-Law, on behalf of Nathan Peters and Jack Hoffman, Civil Action Number 97-C-372. The Prosecuting Attorney for Wood County, Ginny Conley, will not be able to represent the County Commission of Wood County in the aforementioned Civil Action due to the fact she will need to testify. 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 one thousand three hundred twelve dollars and six cents (\$1,312.06) from the State of West Virginia which represents reimbursement of expenses incurred by Wood County during the month of June,

1997 in regard to the Victims of Crime Act (VOCA) Assistance Program Grant Number 96-VA-006. Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 60, at Page 172 and bearing the date of July 31, 1997 at which time the Request for Reimbursement was signed by Holmes R. Shaver, President of the Wood County Commission. All documentation pertaining to the said Victims of Crime Act (VOCA) Assistance Program Grant is 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 was in receipt of the Cash Statement and Asset List from the Bank of New York in regard to the Counties of Berkeley, Boone, Braxton, Brooke, Cabell, Calhoun, Clay, Doddridge, Fayette, Gilmer, Hancock, Harrison, Jackson, Jefferson, Lincoln, Logan, Marion, Marshall, Mason, McDowell, Mercer, Mingo, Monongalia, Monroe, Morgan, Nicholas, Ohio, Pleasants, Pocahontas, Raleigh, Randolph, Ritchie, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood and Wyoming and the Cities of Charleston and Wheeling, West Virginia Single Family Mortgage Revenue Bonds, 1997 Series A. The aforementioned Cash Statement and Asset List is for the period of August 1, 1997 through August 21, 1997. All documentation pertaining to the said Single Family Mortgage Revenue Bonds is 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 was in receipt of a check in the amount of one hundred nine thousand seven hundred ninety-nine dollars and sixty-six cents (\$109,799.66) from the State of West Virginia which represents payment of invoices presented by Drawdown Number Six (6) in regard to the Small Cities Block Grant Number B-92-DC-54-0001 for the LMH/Hopewell Water Extension Project being completed by the Lubeck Public Service District. Receipt of said check is pursuant to an Order appearing in Order Book 60, at Page 188 and bearing the date of August 18, 1997 at which time a Resolution was executed giving authorization to draw down funds from the

aforementioned Small Cities Block Grant. Documentation pertaining to said Small Cities Block Grant is on file in the Office of the County Administration. 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 made unanimous by Holmes R. Shaver, did hereby ORDER that the Statement in the amount of six thousand thirteen dollars and six cents (\$6,013.06) received from the Humane Society of Parkersburg be paid. The aforementioned expenses are for the feeding, boarding and medical care of seven (7) horses and two (2) dogs as a result of an animal neglect case against Thomas Montgomery. 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 execute the Elected Official's Approval pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, for the lease purchase of a 1998 Pumper Tanker Truck, not to exceed sixty thousand dollars and 00/100ths cents (\$60,000.00), by the PMBS Volunteer Fire Department, and to execute a Fire Service Agreement by and between the PMBS Volunteer Fire Department and the Wood County Commission. With the execution of the aforementioned Fire Service Agreement, Wood county shall not be liable or responsible for the conduct and activities of the aforementioned PMBS Volunteer Fire Department, and the said PMBS Volunteer Fire Department agrees to indemnify and hold Wood County harmless from any claims, actions, damages and liabilities arising out of, or resulting from its operations and activities. An Order was prepared regarding this matter.

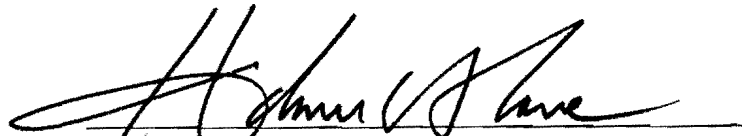
On this date, came Thomas J. Allman, a resident of Happy Valley Subdivision, and presented to the County Commission of Wood County a PETITION for the creation of a Maintenance Association

in accordance with Chapter 7, Article 12A, Section 1, et seq. of the West Virginia Code of 1931, as amended. The creation of such Maintenance Association, to be known as Happy Valley Road Maintenance Association, Inc., will provide repair and maintenance for one thousand one hundred (1,100) feet of Happy Valley Road as shown on a Plat of said Happy Valley Subdivision, of record in the Office of the Clerk of the County Commission of Wood County, West Virginia in Plat Book 11, at Page 30, and additions thereto. The said Happy Valley Subdivision is located in Clay Taxing District, County of Wood, State of West Virginia. After review of the documents presented, the County Commission did hereby set the date for a Public Hearing to be held on Thursday, September 18, 1997 at 10:00 o'clock A.M. in Room 203 of the Wood County Courthouse as required in the aforementioned section of the West Virginia Code of 1931, as amended. An Order was prepared regarding this matter.

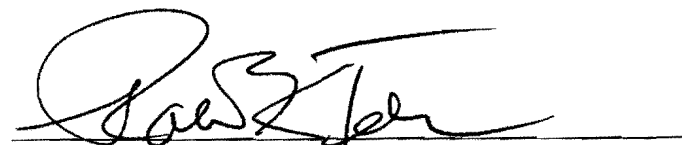
Having no further scheduled appointments or business to attend to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


David A. Couch, Commissioner


Robert K. Tebay, Commissioner

PURCHASE ORDERS SIGNED ON AUGUST 28, 1997

No. 22380	Shirt Factory	\$ 322.00
22382	Bob Barker Company	4742.37
22383	Viking Office Products	247.03
22391	Breed's Auto Electric	467.22
22435	Laser Technology	5897.00
22492	Gall's	2263.12
22533	Wal-Mart	21.81
22539	Universal Supply	33.53
22569	Parkersburg Office Supply	54.22
22570	Broadwaters Motorcar	98.72
22582	BSSI	159.00
22583	Affordable Transmission	300.00
22592	Char Ann Sales & Service	70.00
22601	Sam's Club	154.12
22613	Broadwaters Motorcar	17.82
22624	Lowe's Home Centers	83.61
22625	Assurance Business Forms	94.70
22626	Assurance Business Forms	501.25

To listen to these minutes, please refer to tape #51.