

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, JULY 15, 1999

PRESENT: HOLMES R. SHAVER, PRESIDENT  
ROBERT K. TEBAY, COMMISSIONER  
DAVID A. COUCH, COMMISSIONER

On this date, the County Commission of Wood County met in regular session. They signed invoices and other correspondence. The County Commission approved Purchase Order No. 24863 to the U.S. Postmaster in the amount of \$30,000.00.

On this date, the County Commission approved Erroneous Assessment Applications in regard to Personal Property for Richard F. & Wanda P. Thompson - Slate District (1998) and Michael Holtgrewe, M.D. - Williamstown District (1998). The County Commission approved Erroneous Assessment Applications in regard to Real Property for Bruce M. Tennant - Vienna District (1999); Paul D. Hays - City District (1999); Catherine Ledsome - City District (1999) and Richard O. & Carlene Greathouse - Union District (1999).

On this date, the County Commission, upon a motion made by Robert K. Tebay, seconded by Holmes R. Shaver and made unanimous by David A. Couch, approved minutes from Thursday, April 2, 1998; Thursday, May 28, 1998; Thursday, June 4, 1998; Monday, June 8, 1998; Thursday, June 11, 1998; Monday, June 15, 1998 and Monday, June 22, 1998. The County Commission, upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, approved minutes from Monday, June 1, 1998. The County Commission, upon a motion made by Holmes R. Shaver, seconded by David A. Couch, approved minutes from Thursday, June 18, 1998.

At 9:30 A.M., the County Commission met with Ginny Conley, Prosecuting Attorney and Jamie Six, County Clerk to discuss COBRA. Joy Jobes from the County Clerk's office was also

present at this meeting. The County Commission of Wood County, upon a motion made by David A. Couch, seconded by Robert K. Tebay and made unanimous by Holmes R. Shaver, did hereby ORDER the Clerk of the County Commission of Wood County, Jamie Six, to request Ceridian Corporation (formerly ABR COBRASERV) to mail an Initial Notice of COBRA Rights to all active covered County employees and spouses at their home addresses provided the Company meets all legal aspects as posed by the Prosecuting Attorney for Wood County, Ginny Conley. (A representative of Ceridian Corporation is to contact the Prosecuting Attorney.) The aforementioned Notice, on an ongoing basis, will be sent to all employees and spouses as they become covered under the County's plan by the County's Finance Office. The sending of the Initial Notice of COBRA Rights is a Federal requirement to accomplish compliance with final COBRA regulations. Ceridian Corporation (ABR COBRASERV) will provide said service to Wood County at the cost of two dollars and fifty cents (\$2.50) per notice, and proof of such mailing should be retained for at least seven (7) years in case of challenges. The acquisition of ABR Information Services, Inc. (currently providing the administration of COBRA for Wood County) by Ceridian Corporation, Minneapolis, was announced May 3, 1999 and is expected to be completed by late July. 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 Participation Application in regard to the Morley Stable Value Retirement Fund being administered through The National Association of Counties (NACo) Deferred Compensation Program. The aforementioned Retirement Fund is an addition to the County of Wood Deferred Compensation

Plan for Voluntary participation of all eligible County employees and elected officials as set out in the Order appearing in Order Book 60, at Page 597 and bearing the date of April 29, 1999. An Order was prepared regarding this matter.

At 10:00 A.M., the County Commission held a hearing in regard to the Annexation of Property by Minor Boundary Adjustment in Tygart District, Wood County, West Virginia. The Petitioner, the City of Parkersburg was represented by Joseph T. Santer, Attorney. In view of the findings of fact made herein on this date, the County 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 the property, formerly situate in Tygart District, is hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are hereby changed by virtue of such annexation, to include said property. A copy of the Final Order is attached to these minutes and shall be made a part thereof.

At 10:30 A.M., the County Commission held a hearing in regard to the Annexation of Property by Minor Boundary Adjustment in Tygart District, Wood County, West Virginia (Newberry Drive). The Petitioner, the City of Parkersburg was represented by Joseph T. Santer, Attorney. In view of the findings of fact made herein on this date, the County 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 the property, formerly situate in Tygart District, is hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of

Parkersburg be, and the same are hereby changed by virtue of such annexation, to include said property. A copy of the Final Order is attached to these minutes and shall be made a part thereof.

At 11:00 A.M., the County Commission met with Toni Tiano, grant consultant, Carol Barth, Probation Office and Larry Johnson. The County Commission of Wood County, upon a motion made by David A. Couch, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Agreement by and between the County Commission of Wood County, West Virginia, (hereinafter "Commission") and Larry D. Johnson, Jr., 16 Riverview Estates, St. Marys, West Virginia (hereinafter "Contractor") in regard to the Juvenile Justice and Delinquency Prevention Grant Number A-D-017, R.E.P.A.Y. (Responsibility Enhancement Projects For Adolescent Youth) Program. The main function of the Project Coordinator ("Contractor") is to develop after care plans and follow-up for those youth who are returning to the community from an out-of-home placement as well as to develop restitution projects for those youth who must perform community service hours as part of their probation sentence or as a restitution project. For such contractual services, the "Commission" shall compensate the "Contractor" at the rate of fifteen dollars and 00/100ths cents (\$15.00) per hour for forty (40) hours per week for fifty (50) weeks for a maximum amount of thirty thousand dollars and 00/100ths cents (\$30,000.00) The amount of two thousand five hundred dollars and 00/100ths cents (\$2,500.00) has been provided in the Juvenile Justice and Delinquency Prevention Grant Number A-D-017 to be utilized by the "Contractor" for travel expenses. The aforementioned Juvenile Justice and Delinquency Prevention Grant Number A-D-017 has provided funds in the amount of eight hundred thirty-three dollars and 00/100ths cents (\$833.00) for supplies and materials which shall be utilized in conjunction with the community

services hours. Said Agreement shall begin on July 1, 1999 and shall terminate on June 30, 2000. Said Agreement may be terminated for just cause by either party upon thirty (30) days written notice given by one party to the other. The terms contained in said Agreement may be modified or amended at any time by mutual consent of the "Commission"; the "Contractor"; and the Criminal Justice Services, Charleston, West Virginia. 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 enter into an AGREEMENT by and between the County Commission of Wood County, Parkersburg, West Virginia, and Professional Services Industries, Inc., Route 10, Box 124A, Parkersburg, West Virginia, in regard to concrete cylinder testing for the Wood County Planning Commission. The aforementioned testing consists of a comprehensive strength testing of concrete samples taken at the site by the County Compliance Officer at the time of pouring concrete at any specific subdivision as required by the Subdivision Regulations for Wood County. The cost per cylinder for such testing is in the amount of thirteen dollars and 00/100ths cents (\$13.00) which includes a complete report furnished to the Office of the County Administrator to be filed in the appropriate subdivision file. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County was in receipt of an Abstract From The Records of the Commissioner's Orders from the West Virginia Department of Transportation, Division of Highways, Charleston, West Virginia, in regard to the ADDITION to the Home Access Road Program (HARP) of the following ORPHAN ROADS in Wood County, District Three:

- ◆ Dry Run (Stewart Area)  
Assigned 945

- ◆ WPA Road (Murphytown Area)  
Assigned 946
- ◆ Pine Street (Lubeck Area)  
Assigned 947
- ◆ Miracle Lane (Valley Mills Area)  
Assigned 948
- ◆ Miracle Lane East (Valley Mills Area)  
Assigned 949

An Order was prepared regarding this matter.

On this date, the County Commission of Wood County was in receipt of Grant Adjustment Notice Number One (1) from the Division of Criminal Justice Services, Charleston, West Virginia, in regard to the STOP Violence Against Women Grant Number 98-VAW-005. Receipt of said Adjustment Notice is pursuant to an Order appearing in Order Book 64, at Page 31 and bearing the date of June 24, 1999, at which time the letter requesting a budget revision in the aforementioned Grant was EXECUTED by Holmes R. Shaver, as President and on behalf of the County Commission. Documentation pertaining to the aforementioned STOP Violence Against Women 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 Statements and Asset Lists for the Escrow Account - Expense Fund, the Expense Fund, the Rebate Fund, the Bond Fund, the Principal Account Fund and the Principal Prepayment Fund from The Bank of New York, Church Street Station, New York, New York, in regard to the Wood County, West Virginia Single Family Mortgage Revenue Bond Issue, 1997 Series. The said Cash Statements and Asset Lists are for the period ending June 30, 1999. 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, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, did hereby EXECUTE a Resolution of Intent to secure a Telephone Emergency Communications Service.

Pursuant to an Order appearing in Order Book 64, at Page 42 and bearing the date of July 12, 1999, the bid specifications have been completed and a Legal Notice will appear in both local newspapers, The Parkersburg News and The Parkersburg Sentinel, on July 20, 1999 and on July 27, 1999, with bid opening to be held on Thursday, August 5, 1999 at 10:00 A.M. Sealed bids must be received no later than 9:30 A.M. on Thursday, August 5, 1999. An Order was prepared regarding this matter

On this date, the County Commission was in receipt of the statements from Bank One, West Virginia, Charleston, West Virginia for the Mortgage Reserve Fund, the Expense Fund and the Bond Fund in regard to the Brooke, Harrison, Marshall, Wetzel and Wood Counties, West Virginia Single Family Mortgage Revenue Refunding Bonds, Series 1992. The statements are for the period of April 1, 1999 through June 30, 1999. Documentation pertaining to the said Single Family Mortgage Revenue Refunding 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, upon a motion made by David A. Couch, seconded by Robert K. Tebay and made unanimous by Holmes R. Shaver, ADOPTED a Resolution in regard to a Telephone Emergency Communication Service for Wood County, West Virginia and Washington County, Ohio. The system will provide critical information concerning

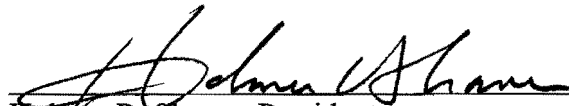
severe weather, hazardous material release, missing children, etc., to large numbers of people in a short period of time. An Order was prepared regarding this matter.

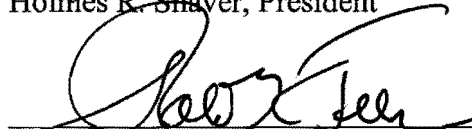
On this date, the County Commission of Wood County, upon a motion made by David A. Couch, seconded by Robert K. Tebay and passed, adopted a Resolution in reference to Budget Revision No. 1 in the Coal Severance Fund budget for the fiscal year 1999/2000. The Request for Revision to the Approved Budget, being submitted to the Department of Tax and Revenue, Charleston, West Virginia, was signed by Holmes R. Shaver, President of the Wood County Commission. 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

  
Robert K. Tebay, Commissioner

  
David A. Couch, Commissioner



Word Book (Continued)

July 13, 1999

Ginny Conley  
Joy Jones

Edna Brodsky

William O. Merritt Jr.

Heather J. Goettel The Parkersburg News

Joni Tiano

Carol Barth

Larry Johnson

Dave Payne

Parkersburg Sentinel

7/15/99  
64/43  
278

**IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA**

**IN RE:       Annexation of Property by  
              Minor Boundary Adjustment  
              Tygart District, Wood  
              County, West Virginia**

**FINAL ORDER**

This 15th day of July, 1999, pursuant to the Order entered herein on the 17th day of June, 1999, this proceeding came on for hearing before the County Commission of Wood County, West Virginia; and this day came Petitioner, The City of Parkersburg, a municipal corporation, by Joseph T. Santer, its City Attorney.

In view of the findings of fact made herein on the 15th day of July, 1999, this Commission accordingly concludes that the Petition herein is in proper form; that the areas proposed to be annexed are proper subjects for annexation by minor boundary adjustment, and therefore, it is

ORDERED that the following described properties, formerly situate in District of Tygart, Wood County, West Virginia, be, and the same are, hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of such annexation, to include said properties described as follows:

(A) Beginning at a point in the existing Corporation Line of the City of Parkersburg, and in the southerly line of Newberry Drive, said point being in the northerly line of Lot No. 37 of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 22, in the Office of the Clerk of the County Commission of Wood County, West Virginia, and said point being the northeasterly corner of a tract of land described in a deed to Mary Sue Jury, dated February 2, 1993, and recorded in Deed Book 916, Page 222, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, in a southerly direction, with the easterly line of the said Jury tract, to the southeasterly corner of the said tract; Thence, in a westerly direction, with the southerly lines of the said Lot 37, Lot 36, and Lot 35 of the aforementioned Newberry's Subdivision, to the southwesterly corner of the said Jury tract; Thence, in a northerly direction, with the westerly line of the said

Jury tract, to the southerly line of Newberry Drive; Thence, with the southerly line of Newberry Drive, in an easterly direction, to the beginning, as shown on the attached plat, which is made a part of this description.

This description was written by Tom M. Henderson, LLS No. 718, and is based on instruments of record.

(B) Beginning at a point in the existing Corporation Line of the City of Parkersburg, and in the southerly line of Newberry Drive, said point being the northwesterly corner of Lot No. 25 of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 22, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, in an easterly and northerly direction, with the southerly and easterly line of the said Newberry Drive, to the southwesterly corner of Newberry Subdivision, recorded in Plat Book 5, Page 68, in the Office of the Clerk of the County Commission of Wood County, West Virginia, said point being in the existing Corporation Line of the City of Parkersburg; Thence, in a northerly direction, with the said Corporation Line, to the westerly line of Newberry Drive; Thence, in a southerly and westerly direction, with the westerly and northerly line of the said Newberry Drive, to the southwesterly corner of Lot No. 5 of Newberry's Subdivision No. 4, recorded in Plat Book 9, Page 35, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, crossing Newberry Drive, in a southerly direction, to the beginning, as shown on the attached plat, which is made a part of this description.

This description was written by Tom M. Henderson, LLS No. 718, and is based on instruments of record.

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A plat of said properties for the purposes of this Order of Annexation are attached hereto and incorporated herein by reference.

Dated this 15<sup>th</sup> day of July, 1999.

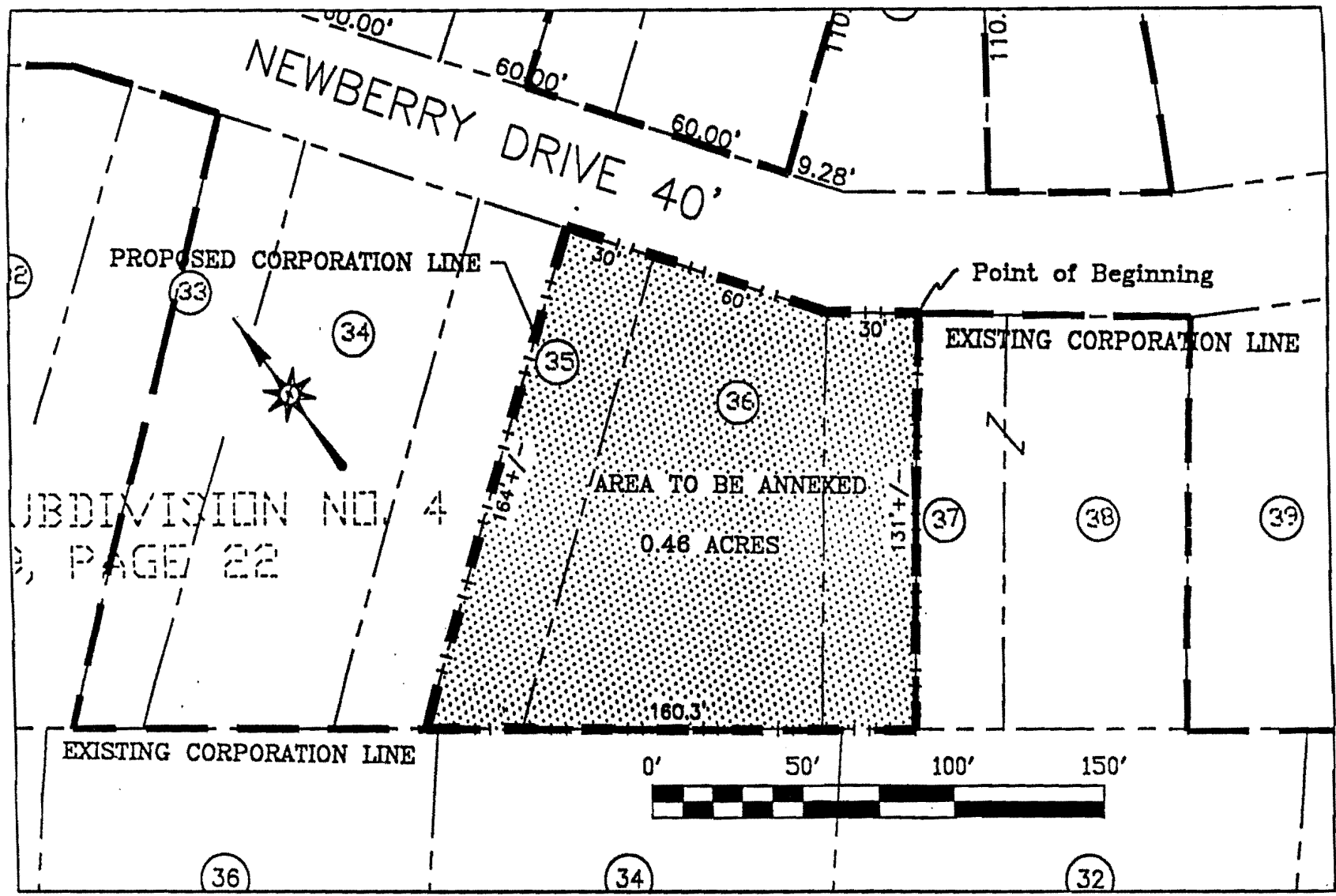
ENTER:

COUNTY COMMISSION OF WOOD COUNTY

By: 

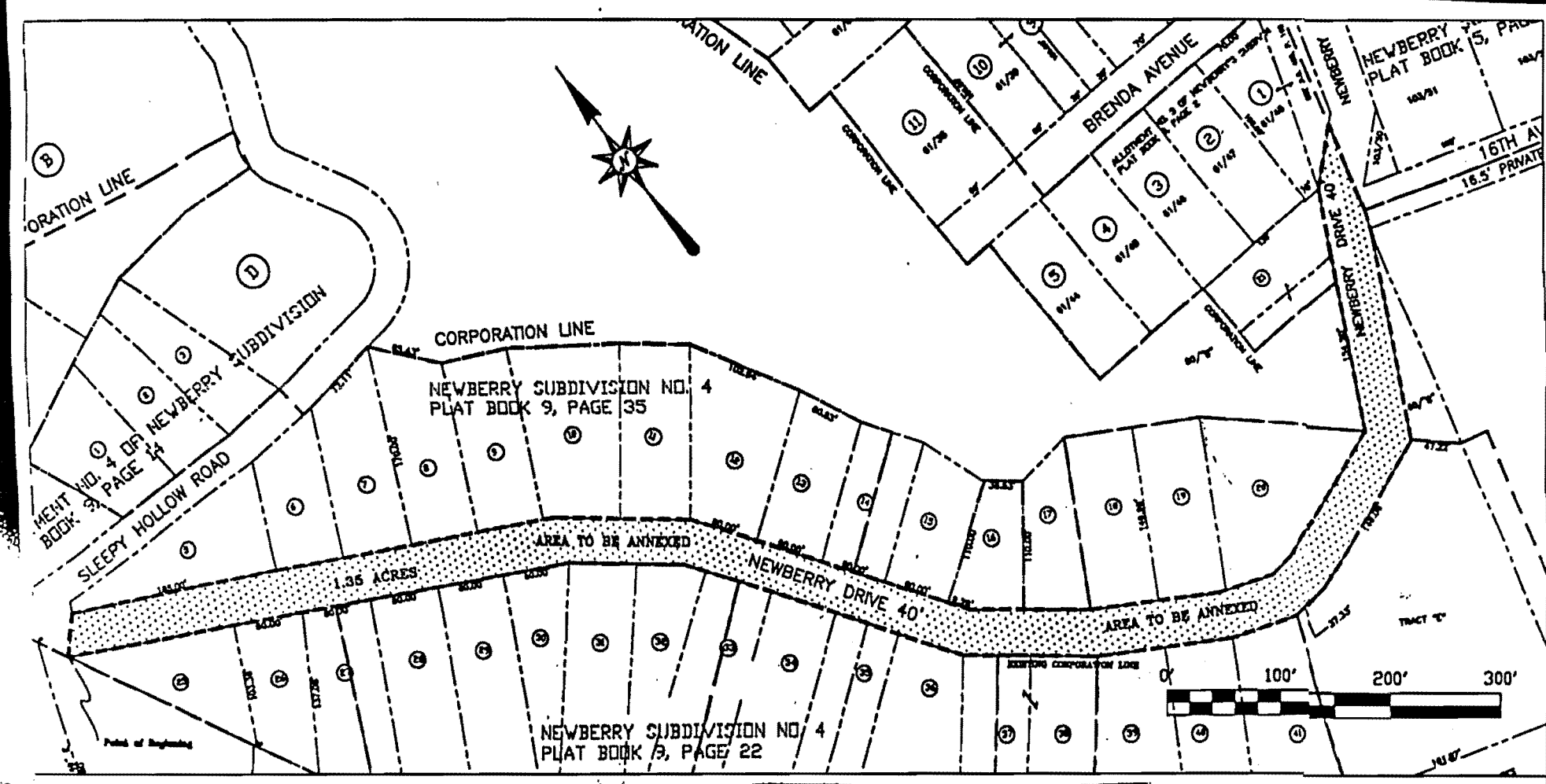
Its President

7/15/78  
64/43  
278



Proposed Annexation to the  
City of Parkersburg  
3-9-99 TMH  
1/4 inch = 50 feet

Part of Lots 35, 36, and 37  
Newberry's Subdivision No. 4  
Plat Book 9, Page 22  
Tygart District, Wood County  
West Virginia



Proposed Annexation to the  
 City of Parkersburg  
 3-15-99 TMH  
 1 inch = 100 feet

Tygart District  
 Wood County  
 West Virginia

7/15/99

64/42

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**IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA**

**IN RE:      Annexation of Property by  
              Minor Boundary Adjustment  
              Tygart District, Wood  
              County, West Virginia**

**FINAL ORDER**

This 15<sup>th</sup> day of July, 1999, pursuant to the Order entered herein on the 17<sup>th</sup> day of June, 1999, this proceeding came on for hearing before the County Commission of Wood County, West Virginia; and this day came Petitioner, The City of Parkersburg, a municipal corporation, by Joseph T. Santer, its City Attorney.

In view of the findings of fact made herein on the 15<sup>th</sup> day of July, 1999, 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 the following described property, formerly situate in District of Tygart, Wood County, West Virginia, be, and the same is, hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of such annexation, to include said property described as follows:

Beginning at a point in the existing Corporation Line of the City of Parkersburg, said point being the southwesterly corner of Lot 11 of Allotment No. 3 of Newberry's Subdivision, recorded in Plat Book 9, Page 2, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, leaving the existing corporation line, in an easterly direction, with the northerly line of Brenda Avenue, to the southwesterly corner of Lot 10 of the said Allotment No. 3 of Newberry's Subdivision; Thence, in a southerly direction, with the southerly prolongation of the westerly line of the said Lot 10, to the southerly line of Brenda Avenue; Thence, in an easterly direction, with the southerly line of Brenda Avenue, to the northeasterly corner of Lot 4 of the said Allotment No. 3 of Newberry's Subdivision; Thence, in a southerly direction, with the easterly line of the said Lot 4 to the southeasterly corner of the said Lot 4 of the said Allotment

No. 3 of Newberry's Subdivision; Thence, in a westerly direction, with the southerly line of Allotment No. 3 of Newberry's Subdivision to the southwesterly corner of Lot 5 of the said Allotment No. 3 of Newberry's Subdivision; Thence, in a northerly direction, with the westerly line of the said Lot 5, to the southerly line of Brenda Avenue; Thence, in a westerly direction, with the southerly line of Brenda Avenue, to a point which is the southerly prolongation of the westerly line of Lot 11 of Allotment No. 3 of Newberry's Subdivision; Thence, in a northerly direction, with the said southerly prolongation of the westerly line of the said Lot 11, to the beginning, as shown on the attached plat, which is made a part of this description.

This description was written by Tom M. Henderson, LLS No. 718, and is based on instruments of record.

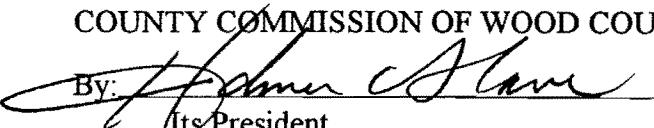
A plat of said property for the purposes of this Order of Annexation is attached hereto and incorporated herein by reference.

Dated this 15<sup>th</sup> day of July, 1999.

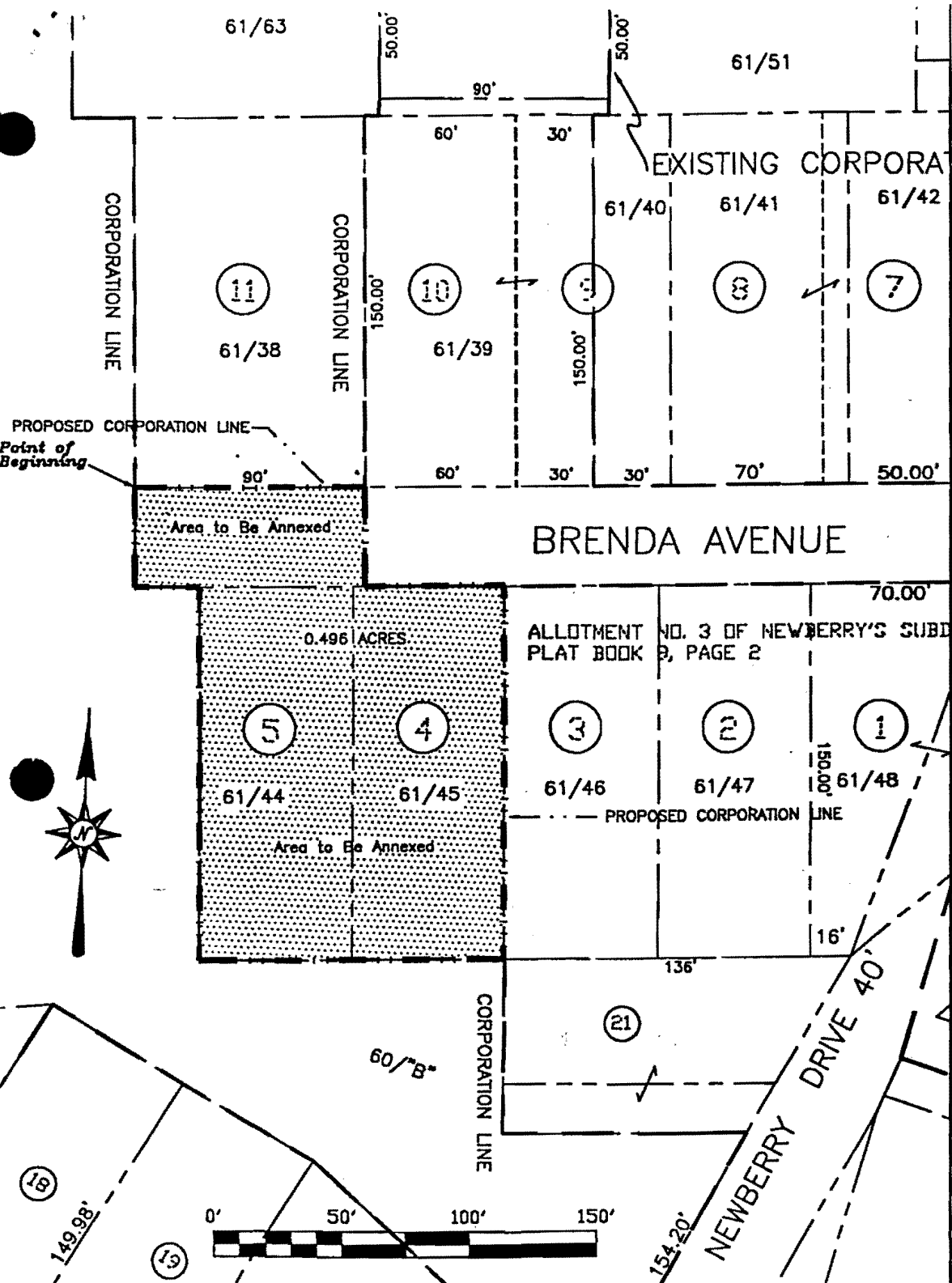
ENTER:

COUNTY COMMISSION OF WOOD COUNTY

By:

  
Its President

7/15/99  
64/42277



SCALE = 1 INCH = 50 FEET

DATE: 01/12/99

DRAWN BY: TMH

CHECKED BY:

Typ District Wood County  
West Virginia  
0.496 Acres

CITY OF PARKERSBURG, W.VA.

DEPARTMENT OF PUBLIC WORKS

DIVISION OF ENGINEERING

PLAT OF PROPOSED ANNEXATION