

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, AUGUST 8, 2002

PRESENT: ROBERT K. TEBAY, PRESIDENT
RICK MODESITT, COMMISSIONER
K.D. MERRITT, COMMISSIONER

On this date, the County Commission of Wood County met in regular session. They signed purchase orders, invoices and other correspondence.

The County Commission, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay, approved minutes of June 17, 2002, June 24, 202, June 27, 2002, July 1, 2002 and July 11, 2002.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Carolyn S. Edwards and others – Harris District (2001 and 2002); Jane E. & Dennis L. Horton – Harris District (2002); Estella Chancellor Reps – Vienna District (2002); Janet Corbin – Lubeck District (2002); Sharon S. Beymer – Lubeck District (2002); Gregory A. Chapman – Lubeck District (2002); Samuel & Mamie V. Anderson – Clay District (2002); Martin E. Schluns – Parkersburg City District (2002); Alexander Secreto – Harris District (2002); Raymond Buckley – Harris District (2002); Loretta P. Mays – Parkersburg District (2002) and Edgar B. Bell – Parkersburg City District (2002).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Larry L Travis – Parkersburg City District (2002); Steven W. Scholl – Vienna District (2002); William H. Shields – Parkersburg City District (2002); Valley Superette – Williams District (2000, 2001 and 2002);

Alison L. Posey – Union District (2002); Leo T. Riffle – Williams District (2002); William D. Johnson – Parkersburg City District (two for 2002); Fred R. Travis – Williams District (2002); Opal Rogers – Parkersburg City District (2001); W.G. Hofmann – Lubeck District (2002); Marshall Honey Farm – Clay District (2002); Richard C. Oesterle, Jr. – Parkersburg City District (2002) and Warren H. Ware – Parkersburg City District (2002).

The County Commission met with Ginny Conley, Prosecuting Attorney to discuss a pony that was killed by dogs. The pony was owned by Carolyn Beverage and she has asked to be reimbursed through the sheep claim warrant or kennel fund. Ms. Beverage was present. Discussion took place. Ms. Conley stated she doesn't think that horses are covered under the state statute and if they were it would only be part of the appraisers amount due to the fact there are two parts of the code that covers this. Mary Rader, County Administrator will be checking with the State Auditor's Office on whether or not it is proper to pay. They will also need to hold an evidentiary hearing on August 26, 2002 at 10:30 A.M.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay, did hereby AUTHORIZE Ginny Conley, Prosecuting Attorney for Wood County, to institute legal remedies necessary to clear the deed on the Smith Building. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay, did hereby ORDER that the amount of forty thousand dollars and 00/100ths cents (\$40,000.00) be refunded to SBR, Inc., Parkersburg, West Virginia. The aforementioned money was presented to the County Commission of Wood County from SBR, Inc., following the Auction held by the County

Commission of Wood County in regard to the gravel parking lot and Smith Building adjacent to the Blennerhassett Hotel. An Order was prepared regarding this matter.

At 9:30 A.M., the County Commission was to meet with Brian Honey from Salter and Associates to discuss the County website. There is nothing on the tape and he did not sign in.

At 10:00 A.M., the County Commission met with Terry Brown, Wood County Emergency Services/E-911 Director to discuss a Hazard Mitigation Plan for Wood County. He discussed a seminar that was held at WVU-P in regard to such plan. Mr. Brown also stated that it is time to renew the CAN annual agreement. The Commission asked that it be put on the agenda for Monday's meeting. Mr. Brown then discussed a letter from Police Chief Newell about twelve hour shifts; a mobile emergency operations center (a trailer that was donated from the State of West Virginia); sexual harassment policy; pest control at the Staunton Avenue building; repairs to boat; truck bed for an existing truck that has a rusted bed; and addressing.

At 10:45 A.M., the County Commission met with Toni Tiano, grant consultant for Wood County. The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Robert K. Tebay, 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 Michelle L. Buckley, 63695 St. Rt. 124, Reedsville, Ohio. The County Commission is the recipient of grant funds from the State of West Virginia Office of Military Affairs and Public Safety Division of Criminal Justice Services, Juvenile Accountability Incentive Block Grant Program for the purpose of hiring a Project Coordinator, on a contractual basis, through the Wood County Juvenile Probation Office. Such Project Coordinator will assist the Youth Transition Case Manager and the R.E.P.A.Y. (Responsibility Enhancement Projects for

Adolescent Youth) Program. For the aforementioned services, the County Commission of Wood County shall compensate Michelle L. Buckley at the rate of sixteen dollars and 00/10ths cents (\$16.00) an hour for up to forty-four (44) hours per week up to forty-five (45) weeks for a maximum amount of thirty-two thousand dollars and 00/100ths cents (\$32,000.00). The term of the aforementioned AGREEMENT shall begin on August 5, 2002 and terminate on June 30, 2003. If for any reason, the conditions and provisions of said AGREEMENT are not carried out by Michelle L. Buckley, the County Commission shall pursue all administrative, contractual and legal remedies available by law, including such sanctions and penalties which may be available through these remedies. The terms contained in the aforementioned AGREEMENT may be modified or amended at any time by mutual consent of the County Commission; Michelle L. Buckley; and the Division of Criminal Justice Services. Documentation pertaining to the Juvenile Accountability Incentive Block Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Robert K. Tebay, 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 Kelly C. Earley, 2716 25th Street, Parkersburg, West Virginia. The County Commission is the recipient of grant funds from the State of West Virginia Office of Military Affairs and Public Safety Division of Criminal Justice Services, Enforcing the Underage Drinking Laws Grant Program for the purpose of hiring a Project Coordinator, on a contractual basis, through the Wood County Juvenile Probation Office. Such Project Coordinator will develop and oversee a program designed to enforce the underage drinking laws. For the aforementioned services, the

County Commission of Wood County shall compensate Kelly C. Earley at the rate of fifteen dollars and 00/10ths cents (\$15.00) an hour for up to forty (40) hours per week up to fifty-two (52) weeks for a maximum amount of thirty-one thousand two hundred dollars and 00/100ths cents (\$31,200.00). The term of the aforementioned AGREEMENT shall begin on June 1, 2002 and terminate on May 31, 2003. If, for any reason, the conditions and provisions of said AGREEMENT are not carried out by Kelly C. Earley, the County Commission shall pursue all administrative, contractual and legal remedies available by law, including such sanctions and penalties which may be available through these remedies. The terms contained in the aforementioned AGREEMENT may be modified or amended at any time by mutual consent of the County Commission, Kelly C. Earley, and the Division of Criminal Justice Services. Documentation pertaining to the Enforcing the Underage Drinking Laws Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

At 11:21 A.M., the County Commission met with John Jones, Maintenance employee, to discuss a personnel matter. At this time, they went into Executive Session, under authority granted in West Virginia Code, Chapter 6, Article 9A, Section 4, No. 2, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay. Mary R. Rader, County Administrator was also present for this meeting. They adjourned at 11:37 A.M.

At 11:30 A.M., the County Commission met with Gene Donaway, Beatrice Corra and Dawn Jackson to discuss the Mid-Ohio Valley Multi-Cultural Festival. A handout was given to the Commission.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay, did hereby EXECUTE a RESOLUTION in which it is RESOLVED that Robert K. Tebay, in his official capacity as

President and on behalf of the County Commission, is able to enter into a contractual agreement with the Division of Criminal Justice Services to receive and administer Grant funds pursuant to provisions of the Underage Drinking Laws Grant. Documentation pertaining to the aforementioned Underage Drinking Laws Grant Number 02-UD-79 is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Robert K. Tebay, in his capacity as President and on behalf of the County Commission, to EXECUTE a letter addressed to the Governor's Highway Safety Program, Charleston, WV, requesting a revision in regard to the Wood/Jackson Regional Highway Safety Program Grant Number F02HS13. The said letter of revision requests that funds in the amount of four thousand six hundred ninety-two dollars and 00/100ths cents (\$4,692.00) be deleted from the Coordination Category in Account SA02-07-09 due to the fact that these are excess travel funds that were not used by the Program Coordinators. The said Program Coordinators were not able to attend the Lifesavers Conference in Orlando, Florida due to a medical problem. The second request stated in said letter requests that the amount of two thousand dollars and 00/100ths cents (\$2,000.00) be deleted from the Occupant Protection Category in Account SA02-07-09. The said funds were originally earmarked as overtime funds to conduct child safety seat clinics; however, a great response was not received for such clinics to be conducted. The third request stated in said letter requests that the amount of eight thousand dollars and 00/100ths cents (\$8,000.00) be transferred from the Police Traffic Services Category in Account SA02-07-09 to the Speed Detection System. Originally, the said funds were to allow two (2) officers from the City of Williamstown to attend the Accident Reconstruction; however, medical issues in the Department, did not allow the officers to attend.

The fourth request stated in the said letter requests that the amounts listed above totaling fourteen thousand six hundred ninety-two dollars and 00/100ths cents (\$14,692.00) along with the remaining five hundred twenty-two dollars and 00/100ths cents (\$522.00) in the Speed Detection System and the Digital Camera line items be allowed to be used for the purchase of much needed equipment for the City of Parkersburg and the City of Williamstown. The fifth request stated in the said letter requests that the amount of one thousand dollars and 00/100ths cents (\$1,000.00) of Incentive funds in Category 157-0P-02-10 be allowed to purchase a Kustom Pro 1000 radar unit for the City of Williamstown. The sixth request stated in the said letter requests that the amount of five hundred dollars and 00/100ths cents (\$500.00) of Incentive funds be allowed to be used for the purchase of necessary highway safety related items for the CRASH Team. The seventh request in the said letter requests that the amount of three thousand six hundred eighty-eight dollars and 00/100ths cents (\$3,688.00) be transferred from the Personnel/Salary Category to the Speed Detection Systems Category in the Police Traffic Services Category in Account PT02-04-06. Documentation pertaining to the Wood/Jackson Regional Highway Safety Program Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of the Grant Award and the fully executed GRANT CONTRACT AGREEMENT between the DIVISION OF CRIMINAL JUSTICE SERVICES, Charleston, WV, and the WOOD COUNTY COMMISSION, Parkersburg, WV, in regard to the Court Security Grant Number 02-CS-27. Receipt of the fully executed Grant Contract Agreement is pursuant to an ORDER appearing in Order Book 65, at Page 264 and bearing the date of July 22, 2002, at which time Robert K. Tebay, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to enter into

such Agreement. Documentation pertaining to the Court Security Grant is on file in the Office of the County Administer. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Robert K. Tebay, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lot Number Thirty-Nine (39) 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 One A (1-A) at Page Three Hundred Thirty-Two (332), 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 Thirty-Nine (39) 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.

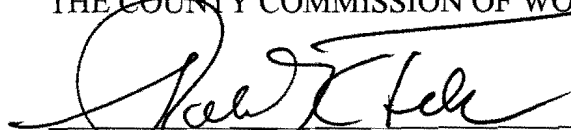
The County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and passed, did hereby ORDER that the amount of one million three hundred thousand dollars and 00/100ths cents (\$1,300,000.00) be transferred from the General County fund budget to the Special County Building Fund. The aforementioned amount to be placed in a Money Market account at Wesbanco Parkersburg, Parkersburg, West Virginia. The one million three hundred thousand dollars and 00/100ths cents (\$1,300,000.00) is part of one

million eight hundred one thousand six hundred twelve dollars and thirty-four cents (\$1,801,612.34) ending balance from the fiscal year 2001/2002. An Order was prepared regarding this matter.

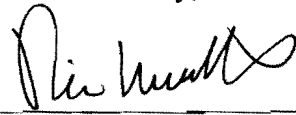
Having no further scheduled appointments or business to attend to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY



Robert K. Tebay, President



Rick Modesitt, Commissioner



K. D. Merritt, Commissioner

PURCHASE ORDERS APPROVED ON AUGUST 8, 2002

29464	Global Computer	215.30
29496	Office Depot	254.94

ab

To listen to this meeting, please refer to Tape #193

8-8-02

Terry L. Brown
Beatrice K. Corra
Dawn Jackson
Lynn M. Perry

WCOES
MOVMAH Cultural Festival
Du Pont / MOVMA Festival
MOVMA Festival

evidentiary