

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, JULY 29, 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 from June 13, 2002.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Mary M. Welch, RN – Parkersburg City District (2002); Betty K. Brooks – Parkersburg City District (2001); Mary Mackey – Tygart District (2002); Michael B. Johnson – Vienna District (2002); John D. Nichols – Parkersburg City District (2002).

At 10:00 A.M., the County Commission held a hearing in regard to the Harry W. Uhl estate. Attorney James Bradley submitted a petition to compel the administrators to file an accounting for this estate. Attorney Eugene Hague represented the two administrators and explained what is happening with the estate and stated they are distributing the money. This is continued until October 10, 2002.

At 10:30 A.M., the County Commission held a hearing in regard to the closing of County Orphan Road 7/6, Saunders Run Road in Walker District. After discussion, the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt

and made unanimous by Robert K. Tebay, did hereby allow Tamra Kuhn to AMEND her Petition to close County Orphan Road 7/6, Saunders Run Road, in Walker Taxing District. Tamra Kuhn did hereby Petition the County Commission of Wood County to close said County Orphan Road 7/6, approximately 1.1. miles in length, as set forth in an Order appearing in Order Book 65, at Page 252 and bearing the date of July 8, 2002. The Public Hearing was set for this date at 10:30 o'clock A.M. An objection was filed by Dolores M. Parrish, during the Public Hearing, as to the closing of the entire length of County Road 7/6; therefore, the Petitioner, Tamra Kuhn, requested to amend her petition to include only the section of County Road 7/6 that goes through her property. As stated above, the County Commission did allow the Petitioner, Tamra Kuhn, to amend her Petition and did hereby CONTINUE this matter to Thursday, August 1, 2002. An Order was prepared regarding this matter. Present was Tamra Kuhn, Greg Kuhn, Paulina Bell, Dolores M. Parrish, Glenn Whitlatch, Cheryl Whitlatch and Sandra Swisher.

At 11:00 A.M., the County Commission met with Sheriff Steve Greiner and Marty Seufer, Temporary Compliance Officer. 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 EXECUTE a MUTUAL ASSISTANCE AGREEMENT by and between STEVE GREINER, in his capacity as Sheriff of Wood County, West Virginia; and MARTY SEUFER, in his capacity as the Temporary Enforcement Agent (in the absence of Keith Litton) for the Wood County Commission, Wood County, West Virginia; and THE WOOD COUNTY COMMISSION. For the purpose of improving the detection, prevention and enforcement of non-compliance with the public safety statutes and/or ordinances which occur within Wood County, and thereby benefiting the Citizens of Wood County, the parties to this AGREEMENT

hereby mutually agree to assist each other upon request with regard to enforcement of public safety statutes and/or ordinances, the non-compliance of which creates situations of public nuisance and/or hazard, by providing enforcement personnel, technical assistance and/or equipment of their respective agencies to work in the detection, investigation and enforcement of non-compliance with public safety statutes and/or ordinance. Such AGREEMENT is pursuant to Chapter 15, Article 10 of the West Virginia Code, 1931, as amended. An Order was prepared regarding this matter.

At 2:00 A.M., the County Commission adjourned to tour the Waste Management facility.

The County Commission was in receipt of an Application from the City of Parkersburg for annexation of territories by minor boundary adjustment, pursuant to the provisions of Chapter 8, Article 6, Section 5 of the Code of West Virginia, as amended. It appearing that the Application is in proper form and that said petitioner is entitled to file said Application, the same is hereby filed. The County Commission set a hearing date for August 26, 2002 at 10:00 A.M. and Ordered that notice of said hearing be published in The Parkersburg News and The Parkersburg Sentinel and that said Notice also be prominently posted at not less than five public places within the areas proposed to be annexed.

The County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby AUTHORIZE Robert K. Tebay, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Fee Agreement received from the West Virginia Board of Risk and Insurance Management, Charleston, West Virginia. The aforementioned Fee Schedule is in reference to the County's Liability and Property Insurance for the period of July 1, 2002 through June 30, 2003. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Robert K. Tebay, did hereby AMEND the ORDER appearing in Order Book 65, at Page 267 and bearing the date of July 25, 2002, in regard to the net ending balance from the fiscal year 2001/2002. Upon a motion made by Rick Modesitt, seconded by K. D. Merritt and made unanimous by Robert K. Tebay, the County Commission of Wood County did hereby ORDER that the amount of one million five hundred thousand dollars and 00/100ths cents (\$1,500,000.00) be transferred to the County Special Building Fund and that the amount of three hundred one thousand six hundred twelve dollars and thirty-four cents (\$301,612.34) be transferred to a Financial Stabilization Fund (Rainy Day Fund).

Terry L. Brown, Director of Wood County Emergency Services/E-9-1-1, presented to the County Commission of Wood County, a New Road Name Request Form from Steve McPherson to name the road to his apartment complex. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Steve McPherson requested the road be named GIHON MEADOWS DRIVE. The road to be known as GIHON MEADOWS DRIVE provides access to the aforementioned apartment complex as stated in Mr. McPherson's Request Form. The road to be known as GIHON MEADOWS DRIVE is located beside the new ball fields off Gihon Road in Tygart Taxing District, Tax Map 90, Parcel Number 000A. The request by Steve McPherson is in accordance with Chapter 7, Article 1, Section 3 of the Code of West Virginia, 1931, as amended, which deals, in part, with the County Commission naming or renaming thereof of roads, ways, streets, avenues, drives and the like to assure uniform, nonduplicative conversion of all rural routes to city-type addressing on a permanent basis. The County Commission does hereby find that the said request, made in

writing, by Steve McPherson, and the approval from the Wood County Emergency Services/E-9-1-1, is in proper form and is hereby ORDERED to be filed. NOW, THEREFORE, the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, does hereby ORDER that the aforementioned road be named GARDEN MEADOWS DRIVE. The County Commission does further ORDER that a copy of the ORDER, along with the New Road Name Request Form, be certified by the Clerk of the County Commission for entry in the Office of the Clerk of the County Commission.

Terry L. Brown, Director of Wood County Emergency Services/E-9-1-1, presented to the County Commission of Wood County, a New Road Name Request Form from Jeff Dorton and Jeanne Dorton to name the road to their residence. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Jeff Dorton and Jeanne Dorton requested the road be named DAISY DRIVE. The road to be known as DAISY DRIVE provides access to the aforementioned residence as stated in the Dortons' Request Form. The road to be known as DAISY DRIVE is located off Wildwood Drive in Lubeck Taxing District, Tax Map 210, Parcel Number OB1H0000. The request by Jeff Dorton and Jeanne Dorton is in accordance with Chapter 7, Article 1, Section 3 of the Code of West Virginia, 1931, as amended, which deals, in part, with the County Commission naming or renaming thereof of roads, ways, streets, avenues, drives and the like to assure uniform, nonduplicative conversion of all rural routes to city-type addressing on a permanent basis. The County Commission does hereby find that the said request, made in writing, by Jeff Dorton and Jeanne Dorton and the approval from the Wood County Emergency Services/E-9-1-1, is in proper form and is hereby ORDERED to be filed. NOW, THEREFORE, the County Commission of Wood County, upon a motion made by K.D. Merritt, and seconded by Rick

Modesitt and made unanimous by Robert K. Tebay, does hereby ORDER that the aforementioned road be named DAISY DRIVE. The County Commission does further ORDER that a copy of the ORDER, along with the New Road Name Request Form, be certified by the Clerk of the County Commission for entry in the Office of the Clerk of the County Commission. An Order was prepared regarding this matter.

Mr. Brown, then presented to the County Commission a New Road Name Request Form from Rodney Powers and Elizabeth Powers to name the road to their residence. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Rodney Powers and Elizabeth Powers, along with Daniel Pennock and Janice Pennock requested the road be named SCENIC VIEW LANE. The road to be known as SCENIC VIEW LANE provides access to the aforementioned residences as stated in the Powers' Request Form. The road to be known as SCENIC VIEW LANE is located on the left side of Sugar Camp Run Road at 1.4 to 1.5 miles after turning off Route 21 (Mineral Wells) in Slate Taxing District, Tax Map 200, Parcel Number B. The request by Rodney Powers and Elizabeth Powers is in accordance with Chapter 7, Article 1, Section 3 of the Code of West Virginia, 1931, as amended, which deals, in part, with the County Commission naming or renaming thereof of roads, ways, streets, avenues, drives and the like to assure uniform, nonduplicative conversion of all rural routes to city-type addressing on a permanent basis. The County Commission does hereby find that the said request, made in writing, by Rodney Powers and Elizabeth Powers, and the approval from the Wood County Emergency Services/E-9-1-1, is in proper form and is hereby ORDERED to be filed. NOW, THEREFORE, the County Commission, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, does hereby ORDER that the aforementioned road be named SCENIC VIEW LANE. The

County Commission does further ORDER that a copy of this ORDER , along with the New Road Name Request Form, be certified by the Clerk of the County Commission for entry in the Office of the Clerk of the County Commission.

The County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of eight thousand three hundred thirteen dollars and forty-eight cents (\$8,313.48) of which the amount of eight hundred seventy dollars and four cents (\$870.04) represents reimbursement to Wood County for expenses incurred during the month of May, 2002 in regard to the STOP Violence Against Women Grant Number 00-VAW-028. Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 65, at Page 236 and bearing the date of June 17, 2002, at which time the Request for Reimbursement was EXECUTED by Robert K. Tebay, in his official capacity as President and on behalf of the County Commission. Documentation pertaining to the STOP Violence Against Women 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 a check from the State of West Virginia in the amount of eight thousand three hundred thirteen dollars and forty-eight cents (\$8,313.48) of which the amount of five thousand three hundred sixty-nine dollars and fifty-one cents (\$5,369.51) represents reimbursement to Wood County for expenses incurred during the month of April, 2002, in regard to the Juvenile Accountability Incentive Block Grant Number 00-A-D-059. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 65, at Page 220 and bearing the date of May 23, 2002, at which time the Request for Reimbursement was EXECUTED by Robert K. Tebay, in his official capacity as President and on behalf of the County Commission. 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 made unanimous by Robert K. Tebay, did hereby CANCEL evening meeting hours of the County Commission for Thursday, August 1, 2002. The County Commission will be meeting on Thursday, August 1, 2002 from 9:30 A.M. to 12:00 noon. 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 made unanimous by Robert K. Tebay, entered into an Additional Agreement by and between the Humane Society of Parkersburg, Inc. and the County Commission of Wood County. Under the terms set forth in the Additional Agreement, the County Commission agrees to contribute additional compensation in the amount of Fifty-Eight Thousand Three Hundred Seventy Dollars and 00/100ths cents (\$58,370.00) to the Society for its services during the fiscal year 2002/2003. This additional compensation is to be paid on a monthly basis in the amount of Four Thousand Eight Hundred Sixty-Four Dollars and Seventeen Cents (\$4,864.17) payable at the end of each month. 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 made unanimous by Robert K. Tebay, did hereby give APPROVAL to the Application and Certificate for Payment presented by Schneider Construction Company, Parkersburg, WV, who was hired by the County Commission to construct the Mineral Wells School Sidewalk. The current payment due is in the amount of twenty-two thousand four hundred fifty-five dollars and 00/100ths cents (\$22,455.00). The

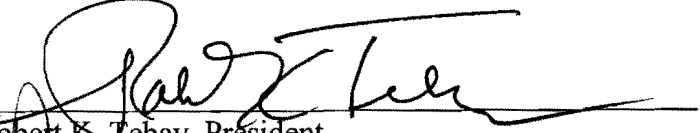
original contract sum was in the amount of fifty-eight thousand dollars and 00/100ths cents (\$58,000.00) leaving the balance to finish, including retainage, in the amount of thirty-five thousand five hundred forty-five dollars and 00/100ths cents (\$35,545.00). Documentation pertaining to the construction of the Mineral Wells School Sidewalk is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

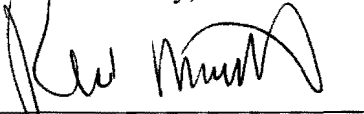
The County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, entered into an Agreement by and between the Humane Society of Parkersburg, Inc. and the County Commission of Wood County. The said Agreement states that the Humane Society of Parkersburg, Inc. is to provide housing, feeding, medication and disposition of stray and unwanted dogs and cats in Wood County, outside the Municipalities of Parkersburg, Vienna and Williamstown. For this service, the County Commission agrees to pay the Society the sum of Two thousand Dollars and 00/100ths Cents (\$2,000.00) per month; PROVIDED monies are available in the Dog Fund created in accordance with Chapter 19, Article 10, Section 10 of the West Virginia Code 1931, as amended. If additional expenses are incurred by the Humane Society in the disposition of dead animal bodies or additional expenses incurred as a result of any court proceedings, the County Commission will take under consideration said expenses on an individual basis upon notification to them of such expenses by the Humane Society. This Agreement will be in effect beginning this date and continuing through June 30, 2003. Either party may terminate this Agreement upon thirty (30) days written notification. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at 3:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Robert K. Tebay, President


Rick Modesitt, Commissioner


K. D. Merritt, Commissioner

PURCHASE ORDERS APPROVED ON JULY 29, 2002

27921	Assurance Business Forms	897.23

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To listen to this meeting, please refer to Tape #191 and Tape #192.

July 29, 2002

James M Bradley Jr

Tamra Kuhn

~~Jay Kuhn~~

Paulina Bell

Dolores M. Parrish

Shun Whitlatch

Cheryl Whitlatch

Sandra Swisher