

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, MAY 13, 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 orders, invoices and other correspondence.

The County Commission, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by K.D. Merritt, approved minutes from March 21, 2002.

A gentleman from Ohio spoke to the County Commission, but the tape is hard to hear.

At 9:30 A.M., the County Commission met with Lou Haer from the Family Fitness Center to discuss a membership for county employees. A handout of the Corporate Agreement Guidelines that Mr. Haer presented is attached to these minutes and shall be made a part thereof.

At 10:00 A.M., the County Commission of Wood County, opened sealed bids in regard to the demolition of a building located at 534 Marrtown Road, Parkersburg, WV, and for the hauling away of the debris and cutting the yard on property owned by Jeanette Sees. The opening of the sealed bids is pursuant to an ORDER appearing in Order Book 65, at Page 172 and bearing the date of March 28, 2002 (nunc pro tunc March 18, 2002) at which time the County Commission of Wood County ORDERED that the bid be let, and further pursuant to a Legal Notice appearing in both The Parkersburg News and The Parkersburg Sentinel on April 26, 2002 and on May 3, 2002 requesting proposals. Sealed bids were received from the following vendors.

1. D&D Enterprises
RR1, Box 78-B
Spencer, WV 25276
Bid: \$8,500.00

2. J.C. Bosley Construction, Inc.
P.O. Box 67
Mineral Wells, WV 26150
Bid: \$9,650.00

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 took the aforementioned bids under advisement. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission was to sign a Resolution for National Police Week.

At 11:00 A.M., the County Commission met with Steve Nicely from the Convention and Visitors Bureau to discuss a Historic Sites brochure for Wood County. 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 ORDER that the amount of five thousand dollars and 00/100ths cents (\$5,000.00) be contributed to the Parkersburg/Wood County Convention and Visitors Bureau, Inc. to be utilized as a local match in the development and publication of brochures on the historic sites in Wood County. An Order was prepared regarding this matter.

The County Commission met with Amy Harries from the Mid-Ohio Valley Regional Council to update the Commission on projects and grant applications.

The 11:30 A.M. meeting with George Kellenberger was cancelled.

At 2:30 P.M., the County Commission went to Fort Boreman Park to meet with Frank Deem for the presentation of a \$100,000.00 check for Fort Boreman Park.

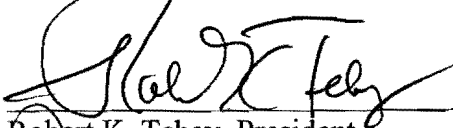
The County Commission of Wood County was in receipt of an AMENDED CERTIFICATE OF VALUATION from Steven A. Grimm, Assessor of Wood County. The Total Assessed Valuation for Tax Purposes dated the ninth day of May, 2002, reflected the amount of two billion five hundred seventy-one million, two hundred forty nine thousand eight hundred four dollars and 00/100ths cents (\$2,571,249,804.00) which shows a decrease from the Total Assessed Valuation for Tax Purposes dated the first day of March, 2002, which reflected the amount of two billion five hundred seventy-four million six hundred twenty-one thousand one hundred ten dollars and 00/100ths cents (\$2,574,621,110.00). With this Amended Certificate of Valuation, the Levy Page of the County's budget for the fiscal year 2002/2003 reflects the amount of ten million five hundred sixteen thousand nine hundred sixty-four dollars and 00/100ths cents (\$10,516,964.00) as the Total Projected Property Tax Revenue with the percentage of seven (7%) being decreased to 6.84849% for the uncollectable taxes and exonerations. An Order was prepared regarding this matter.

On this date S.F. Greiner, Sheriff of Wood County requested, pursuant to §7-4-3 of the West Virginia Code of 1931, as amended, that the County Commission employ Richard A. Hayhurst and the law offices of Richard A. Hayhurst to prosecute a lawsuit or any lawsuits required to collect delinquent personal property ad valorem taxes for the calendar years 1997 through 2001, both inclusive. A copy of the Order that was prepared regarding this matter is attached to these minutes and shall be made a part thereof.

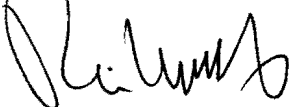
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 3:00 P.M.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY



Robert K. Tebay, President



Rick Modesitt, Commissioner



K. D. Merritt, Commissioner

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To listen to these minutes, please refer to Tape #173 and Tape #174.

MAY 13th 2002

LOUIE HADL

Family Fitness Center

STEVE NICELY

CVS

Angie Harris

MARL



Family Fitness Center, LLC

CORPORATE AGREEMENT GUIDELINES

1. The company must have at least 20 memberships participating simultaneously in a six month period.
2. Memberships must be payroll deducted. A single check will be sent to the Family Fitness Center accounts receivable on the first day of the month for the total cost of all memberships participating for that current month. (Just a reminder..... this must be at least 20 memberships)
3. Some form of company identification must be shown when signing up for membership.
4. A list of participating employees must accompany each payment.
5. A contract must be signed by each employee obligating the member to continue monthly dues for 6 months. Exceptions include employment termination, job transfer, and/or permanent disability. (For your company security)
6. Corporate contracts must be renewed semi-annually.
7. For additional facility and class information, please call us at 424-2348.

CORPORATE DISCOUNT PLAN MEMBERSHIP RATES

<u>MEMBERSHIP</u>	<u>CURRENT</u>	<u>CORPORATE DISCOUNT</u>
Single/Monthly	\$39.00	\$34.00
Husb./Wife/Monthly	\$45.00	\$39.00
Family/Monthly	\$50.00	\$42.00

THE INITIATION FEE OF \$40.00 WILL BE WAIVED TO FIRST TIME MEMBERS OF CORPORATE DISCOUNT RATES.

*For Minutes
5/13/02*



Family Fitness Center, LLC

CORPORATE / INCENTIVE EXAMPLE

X Y Z company pays \$34.00 for a single membership. At least 20 people have to participate on a monthly basis. The company then pays Family Fitness Center with a company check at the beginning of the month. Attached with the check should be a list of the participating employees.

$$20 \times \$34.00 = \$680.00$$

1. X Y Z Company's actual payment on each membership is \$15.00.
 $\$15.00 \times 20 = \300.00 .
2. The remaining \$19.00 is taken out of the employees paycheck thru payroll deduction or another method your company has established.
3. Criteria must be fully met by the employee or the full amount of dues is picked up by the employee.
4. So in this example X Y Z company for 6 months and will pay \$1800 to Family Fitness Center.
5. The employer benefits from:
 - a. Decrease in insurance premiums.
Recent study found that fitness programs saves \$513.00 per person per year, including medical claims and decreasing loss of productivity.
 - b. less absenteeism.
 - c. improved employee morale.

The employee benefits from

- a. A healthier lifestyle
- b. More energy throughout the work day
- c. less stress
- d. half of the membership paid by the employer, realizing their true interest.

As an added bonus the Family Fitness Center will assist your company in setting up an incentive program



Family Fitness Center, LLC

The undersigned company agrees to the terms and conditions set forth on the attached Corporate Agreement Guidelines sheet. The terms of the agreement shall be for a minimum of 6 months.

Company Designee _____ Date _____

Family Fitness Center Fitness Director

_____ Date _____

A COPY

BEFORE THE COUNTY COMMISSION
OF WOOD COUNTY, WEST VIRGINIA

**ORDER APPOINTING RICHARD A. HAYHURST
AS SPECIAL COUNSEL FOR AND ON BEHALF
OF S. F. GREINER, SHERIFF OF WOOD COUNTY**

On this, the 13th day of May, 2002, came S. F. Greiner, Sheriff of Wood County, and formally requested, pursuant to §7-4-3 of the West Virginia Code of 1931, as amended, that the County Commission employ Richard A. Hayhurst and the law offices of Richard A. Hayhurst to prosecute a lawsuit or any lawsuits required to collect delinquent personal property *ad valorem* taxes for the calendar years 1997 through 2001, both inclusive.

WHEREUPON, upon motion properly made and seconded, which motion passed by a vote of 3 to 3, the Wood County Commission doth hereby **ORDER, ADJUDGE and DECREE** that Richard A. Hayhurst and the law offices of Richard A. Hayhurst, be, and they are hereby, employed pursuant to the authority granted by West Virginia Code §7-4-3 for the purposes of prosecuting a lawsuit on behalf of the Sheriff of Wood County, West Virginia, to collect personal property *ad valorem* taxes for the calendar years 1997 through 2001, both inclusive, and that Richard A. Hayhurst will be paid for services rendered on the following basis, to-wit:


1. From the date upon which the lawsuit was filed, through and including the last date upon which a responsive pleading to the **COMPLAINT** is due, Mr. Hayhurst will be paid the sum of Seventy-Five Dollars (\$75.00) per taxpayer for each taxpayer who pays his, her or its delinquent balance in full during that time period.

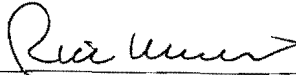
2. Mr. Hayhurst shall be paid twenty-five percent. (25%) of the gross proceeds paid, exclusive of costs of service of the summons, by any taxpayer after the last date upon which a responsive pleading to the **COMPLAINT** is due for that taxpayer; and


3. Mr. Hayhurst shall be reimbursed for any and all costs and expenses incurred and outlaid by him in connection with the prosecution of the above-referenced lawsuits.

ENTER:

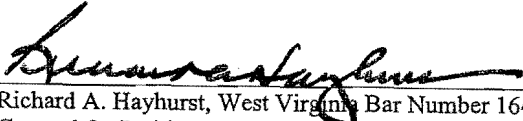
THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA,

By 
As its President

And 
As a Commissioner thereof,

And 
As a Commissioner thereof.

PREPARED BY:


Richard A. Hayhurst, West Virginia Bar Number 1648,
Counsel for Petitioner.