

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, SEPTEMBER 9, 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 July 12, 2002. The County Commission, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, approved minutes of August 8, 2002.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Winans Sanitary Supply Co. – Parkersburg District (2002); Raymond R. Hoover – Steele District (2002); Jims Service Station – Lubeck District (1998, 1999); Jack E. Beckett – Parkersburg City District (2002); Michael B. Johnson – Vienna District (2001) and for Carl B. Dodd, Jr. – Clay District (2002).

At 9:30 A.M., Donald L. Boley was sworn in as a Holding Center Officer. Gary Vincent, Holding Center Administrator, was present.

At 10:30 A.M., the County Commission held a hearing in regard to the John E. Price estate. Attorney Richard Starkey was present and wanted to file a claim. The County Commission, upon a motion duly made, seconded and passed, Ordered that the Report of Claims be ratified and confirmed.

At 11:00 A.M., the County Commission met with Brian Drake from the Parkersburg Fire Department to discuss property for a recreation (gym facility and meeting area) area for any public safety employees and their families.

At 11:30 A.M., the County Commission met with Terry Brown, Emergency Services/E-911 Director and Duane Jones, Assistant Director, to discuss the rescue boat and equipment. Mr. Brown stated he would like to purchase a boat from the City of Spencer. After discussion, 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 the purchase of an eighteen (18) foot Boston Whaler Boat in the amount of five thousand dollars and 00/100ths cents (\$5,000.00) from the City of Spencer, WV. Such boat is to be utilized by the Wood County Emergency Services. An Order was prepared regarding this matter. They also discussed equipment that Mr. Brown would like to get rid of. The Commission would like Mr. Brown to see if any of the volunteer fire departments can use the equipment.

At 1:30 P.M., the County Commission met with Mike Shaffer to discuss the county's website. Mr. Shaffer told of his experience working with websites and his ideas for the county's website. The County Commission told Mr. Shaffer to put some things in writing and they are not sure if they will be going out to bid for this.

The County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of three thousand two hundred thirty-one dollars and 00/100ths cents (\$3,231.00) which represents reimbursement to Wood County for expenses incurred during the month of July, 2002 in regard to the Victims of Crime Act (VOCA) Program Grant Number 01-VA-047. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 65, at Page 285 and bearing the date of August 15, 2002, at which time Robert

K. Tebay, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Request for Reimbursement. Documentation pertaining to the VOCA 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, upon a motion made by Rick Modesitt, seconded by K.D. Merritt and passed, did hereby AMEND the AMENDED ORDER appearing in Order Book 65, at Page 299 and bearing the date of August 29, 2002 (nunc pro tunc – July 25, 2002). The County Commission of Wood County does hereby ORDER that the amount of three hundred one thousand six hundred twelve dollars and thirty-four cents (\$301,612.34) be transferred to the Special County Building Fund rather than being transferred to the Financial Stabilization Fund (Rainy Day Fund) as stated in the aforementioned Order. Previously, the amount of one million three hundred thousand dollars and 00/100ths cents (\$1,300,000.00) had been transferred to the Special County Building Fund per an Order appearing in Order Book 65, at Page 279 and bearing the date of August 8, 2002. The aforementioned motion to AMEND the ORDER dated August 29, 2002 (nunc pro tunc – July 25, 2002) does hereby Order that the amount of five hundred one thousand six hundred twelve dollars and thirty-four cents (\$501,612.34) be transferred to the Special County Building Fund at WesBanco Parkersburg, Parkersburg, WV, Account Number 314-116-596. The amount of five hundred one thousand six hundred twelve dollars and thirty-four cents (\$501,612.34) completes the transfer of money from the ending balance from the fiscal year 2001/2002. Robert K. Tebay abstained from voting. 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, does hereby ORDER

that a house trailer located on property at the entrance to Mountain View Park Addition on State Route 14, toward Pettyville, and owned by Gary W. Baughan and Ruth N. Baughan be REMOVED by October 14, 2002. In the event the property owners, Gary W. Baughan and Ruth N. Baughan, fail to comply with this ORDER by the aforementioned date, October 14, 2002, the County Commission of Wood County shall advertise and seek a contractor to remove the trailer from the property and will initiate a civil proceeding in the Circuit Court of Wood County, West Virginia, to subject the private land described above to a lien to satisfy the costs incurred by the County Commission of Wood County in removing such trailer, along with reasonable Attorney fees and court costs expended and such other relief as the County Commission of Wood County deems appropriate in order to enforce the provisions of the Abandoned Building Ordinance for 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 made unanimous by Robert K. Tebay, did hereby ADOPT the Cost Savings recommendation from American Institute, Fair Lawn, New Jersey, in regard to the telephone services provided to County owned buildings, with the exception of the recommendation to disconnect seven (7) of the combo trunks. In the aforementioned motion the County Commission of Wood County did hereby ORDER the disconnection of only five (5) of the combo trunks, leaving five (5) for emergency use. The recommendation ADOPTED by the County Commission of Wood County are as follows; (1) Eliminating the wire maintenance on all eleven (11) lines in regard to Account 422-0831, a savings of six hundred ninety-nine dollars and sixty cents (\$699.60) over a two (2) year period; (2) change from the Frequent Caller Plan to the Thrifty Caller Plan in regard to Account 422-0831, a savings of five

thousand eight hundred fifty-six dollars and 00/100ths cents (\$85,856.00) over a two (2) year period; and (3) Moving Account 422-0831 to the OneStar Long Distance Program, a savings of six thousand five hundred sixty-one dollars and fifty-six cents (\$6,561.56) over a two (2) year period. Documentation pertaining to the telephone systems for County owned buildings is on file in the Office of the County Commission. 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 EXECUTE the letter addressed to the Governor's Highway Safety Program, Charleston, WV, requesting budget revisions in regard to the Wood/Jackson Regional Highway Safety Program Grant Number F02HS-13. The aforementioned letter requests that the amount of three thousand one hundred forty-four dollars and ninety-five cents (\$3,144.95) be transferred from the Occupant Protection Category in Account SA02-07-09 to the following Categories; (1) the amount of nine hundred thirty-six dollars and 00/100ths cents (\$936.00) to the "Other" Category in Account SA02-07-09, and (2) the amount of two thousand two hundred eight dollars and ninety-five cents (\$2,208.95) to the Coordination Category in Account SA02-07-09. Such revision of funds would help the Mid-Ohio Valley Regional Highway Safety Program. Documentation pertaining to the Wood/Jackson Regional Highway Safety Program 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, does hereby ORDER the REMOVAL of a ten (10) foot wide x forty (40) foot long house trailer with a frame building having a concrete basement about fourteen (14) feet wide x forty (40) feet long attached by a

connecting passageway to the trailer, a workshop about fourteen (14) feet x fourteen (14) feet, a storage building about twelve (12) feet x fourteen (14) feet; the removal and elimination of the accumulation of previously owned items no longer useful; the removal of all refuse and debris; and the removal of all overgrown vegetation from the property owned by James R. Atkinson. Removal shall be completed by October 14, 2002. In the event the owner, James R. Atkinson, fails to comply with this ORDER by the aforementioned date, October 14, 2002, the County Commission of Wood County shall advertise and seek a contractor to remove the buildings and debris from the property, and initiate a civil proceeding in the Circuit Court of Wood County, West Virginia, to subject the private land described above to a lien to satisfy the costs incurred by the County Commission of Wood County in making the order of removal, along with reasonable attorney fees and court costs incurred, and other relief as the County Commission of Wood County deems appropriate in order to enforce the Abandoned Building Ordinance of Wood County. 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, does hereby ORDER that a concrete building and three (3) frame buildings, in a dilapidated condition; and that debris and junk strewn in and around the buildings and in the yard area be REMOVED by October 14, 2002. In the event the owner, Harvey Rutter, fails to comply with this ORDER by the aforementioned date, October 14, 2002, the County Commission of Wood County shall advertise and seek a contractor to remove the facilities and debris from the property, and initiate a civil proceeding in the Circuit Court of Wood County, West Virginia, to subject the private land described above to a lien to satisfy the costs incurred by the County Commission of Wood County in making the order of removal, along with reasonable attorney fees and court

costs incurred, and other relief as the County Commission of Wood County deems appropriate in order to enforce the Abandoned Building Ordinance of Wood County. An Order was prepared regarding this matter.

Jamie Six, Clerk of the County Commission of Wood County, presented to the County Commission of Wood County, a letter requesting permission to destroy the September 27, 1997, Special Constitutional Amendment Election; the September 15, 1998 Mineral Wells Incorporation Election; and the November 7, 2000 General Election Ballots, Expense Statements and Poll Slips. 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 does hereby ORDER that the aforementioned items be destroyed in accordance with Chapter 3, Article 6, Section 9 of the Code of West Virginia, 1931, as amended. The aforementioned records have been preserved for the twenty-two (22) months as provided by law. An Order was prepared regarding this matter.

The County Commission of Wood County, in regular session, announced to all concerned, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, that they, as a Commission, are calling for a SPECIAL SESSION to be held on Wednesday, September 11, 2002. The Special Session will begin at 9:30 A.M. and is for the presentation of the memorial benches for the Wood County Courthouse, as well as a small program acknowledging the anniversary of 9-11. An Order was prepared regarding this matter.

An insurance bond in the amount of forty-five thousand dollars and 00/100ths cents (\$45,000.00) has been posted by Kenneth K. Carney and Denese Carney, developers of Patriot Point Subdivision, as required by the Wood County Planning Commission. Ohio Farmers

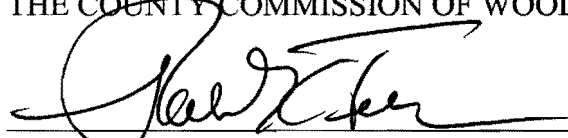
Insurance, a corporation organized and existing under the laws of the State of Ohio, and duly licensed and authorized to do business in the State of West Virginia, as security, are held and firmly bound unto the State of West Virginia in the aforementioned amount for the payment whereof and truly to be made in the form of a road bond for the said Patriot Point Subdivision. 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 give APPROVAL to the Application and Certificate for Payment presented by Schneider Construction Company, Parkersburg, West Virginia, who was hired by the County Commission to construct the Mineral Wells School Sidewalk. The current payment due is in the amount of seven thousand two hundred forty-five dollars and 00/100ths cents (\$7,245.00). The original contract sum was in the amount of fifty-eight thousand dollars and 00/100ths cents (\$58,000.00) with a change Order in the amount of twelve thousand three hundred seventy-seven dollars and sixty-eight cents (\$12,377.68) with the new Contract Sum in the amount of seventy thousand three hundred seventy-seven dollars and sixty-eight cents (\$70,377.68). The balance to finish, including retainage for the original contract sum, is in the amount of five thousand eight hundred dollars and 00/100ths cents (\$5,800.00). 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.

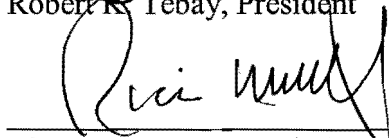
Having no further scheduled appointments or business to attend to, the County Commission adjourned at 3:00 P.M.

APPROVED:

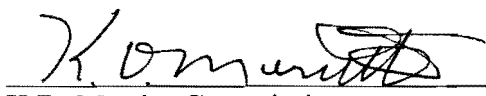
THE COUNTY COMMISSION OF WOOD COUNTY



Robert K. Tebay, President



Rick Modesitt, Commissioner



K.D. Merritt, Commissioner

PURCHASE ORDERS APPROVED ON SEPTEMBER 9, 2002

28073	Mullen Motors	39,080.00
28035	Garrison Brewer	98.36
28037	Parkersburg Office Supply	11.38
28039	Parks Hardware	17.99
28043	Parks Hardware	3.87
28045	Office Depot	107.87
28051	Parkersburg Office Supply	296.40
28057	Parkersburg Office Supply	49.33
29426	Broadwaters Motorcar	14.21
29458	Universal Supply	14.22
29472	Gulf States	291.00
29476	Mahone Tire	1150.32
29540	Kramer's Photo	5.03
29552	Poynters Best Office	138.40
29554	Broadwaters Motorcar	17.27
29556	Matheny Motor Truck	48.92
29558	Office Depot	45.96
29560	Pifer's Service Center	7.42
29566	Parkersburg Office Supply	335.82
29570	Parkersburg Printing	480.00
29572	PAMS	71.24
29576	Broadwaters Motorcar	156.10
29578	Sam's Club	35.98

To listen to this meeting, please refer to Tape #202 and Tape #203.

ab

SEPT. 9. 2003

PLEASE PRINT

1. Gary Vincent
2. Donald Boley Jr.
3. Richard Starkey
4. BRIAN DRAKE
5. ~~Quane Jones~~
4. ~~T. R. Brown~~ Terry L. Brown
7. ~~Page Payne, Sr.~~ ~~David H. Payne, Sr.~~
8. MIKE SHAFER
- 9.
- 10.

6:30
6th