

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, JUNE 16, 2003

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

ABSENT: ROBERT K. TEBAY, COMMISSIONER

At 9:30 A.M., 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 K.D. Merritt, seconded by Rick Modesitt and passed, approved minutes from March 27, 2003, April 3, 2003 and April 7, 2003.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Mandy S. Dowler – Williams District (2002); Teresa S. Barker – Vienna District (2002); DCFS Trust – Parkersburg City District (2003); Ivan O. Richards – Clay District (2003); and for Anita G. Mulines – Slate District (2002).

The County Commission met with a group of residents who had a complaint about golf balls being hit from a driving range that are hitting their homes. The Commission told the group they didn't have any authority over this matter, but recommended they talk to the Sheriff.

At 10:30 A.M., the County Commission held a hearing in regard to the Okey P. Cale Estate. Attorney Robert Full, representing Janet Ferrell told Commissioner Merritt that he believed that Commissioner Merritt knew Judith Pauley and her husband socially and asked him if that would put him in an uncomfortable position. Ms. Pauley asked the Commission to remove Judith Pauley as executrix because she is not handling the estate fairly and showing favoritism; she is not telling all of them everything they need to know, but is telling some of

them; Judith and Janet are sisters; there are 11 siblings, but two are incompetent. Mr. Full presented copies of documents. Commissioner Merritt asked if they could just sit down and work it out. Ms. Pauley stated her sister wouldn't tell her anything; her sister is putting things out to bid; her sister told her that the will said she could do whatever she pleases. Mr. Full stated that he believes nothing has been stated that would constitute removal of Janet Ferrell; distribution can't take place yet, but it is up to her discretion; she has done everything she is supposed to do; she has consulted with Harold Wilson, who is the attorney for the estate; Jim Ice, CPA; Bruce Holmes, Legg Mason Office; John Bango, real estate appraiser and Fiduciary Commissioner Eugene Hague; she has been allowing and will continue to allow the beneficiaries to get items that are important to them. (Nothing more on tape.) The County Commission, upon a motion duly made, seconded and passed, find that evidence of grounds for removal of the said Janet R. Ferrell as Executrix have not been shown and it is accordingly ORDERED that said petition be, and the same is hereby, denied and dismissed. It is further ORDERED that the said Janet R. Ferrell be reimbursed her attorney fees and costs herein expended from the estate of the said Okey P. Cale. An Order was prepared regarding this matter.

At 11:00 A.M., the County Commission met with Darren Tallman and Annette Fantasia, Family Court Judges, to discuss office space.

The County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Quarterly Employment Status Report in regard to the Sequelle Communications Alliance, Inc. Project being funded, in part, by the Small Cities Block Grant Number 02SCBG0068. The site has not

been constructed at this time, and only one person, the manager, has been employed. The said Small Cities Block Grant is being administered by the Mid-Ohio Valley Regional Council on behalf of the County Commission of Wood County. Documentation pertaining to the Small Cities 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 K.D. Merritt, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Special Conditions pages in regard to the Juvenile Accountability Incentive Block Grant No. 02-A-D-157. The said Special Conditions pages were inadvertently omitted from the Grant Contract Agreement that was EXECUTED on June 2, 2003 and appearing in Order Book 65, at Page 516. 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.

Pursuant to an ORDER appearing in Order Book 65, at Page 522 and bearing the date of June 5, 2003, the County Commission of Wood County did hereby place a Legal Notice, in both local newspapers, setting a date of July 14, 2003 at 10:30 o'clock A.M. for a Public Hearing in regard to the Application for Tax Increment Financing (TIF) presented by J. Michael Jackson, President of Cool Springs Golf Course, Walker, West Virginia. The aforementioned Legal Notice will appear as a Class III Advertisement, as required, and will appear in the local newspapers on June 16, 2003, on June 23, 2003 and on June 30, 2003. 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 Rick Modesitt, 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 KEITH LITTON, in his capacity as the Enforcement Agent 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 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 ordinances. Such AGREEMENT is pursuant to Chapter 15, Article 10 of the West Virginia Code, 1931, as amended. 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 Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to sign the Request for Reimbursement in regard to the Juvenile Justice and Delinquency Prevention Grant Number 02-JJV-079. Expenditures in the amount of four thousand four hundred eighty-four dollars and five cents (\$4,484.05) were incurred by Wood County during the month of April, 2003. However, the Request for Reimbursement is in the amount of three thousand eight hundred ten dollars and 00/100ths cents (\$3,810.00), which represents payment of contractual services provided by the Counseling and Wellness Center, Parkersburg, West Virginia, in regard to the

P.E.A.C.E. (Program with Emphasis on Anger Control and Empathy) Program. The amount of six hundred one dollars and ninety-six cents (\$601.96) was utilized as the cash match, as set forth in the aforementioned Grant, and represents a portion of the hourly salary and benefits of employees in the Wood County Juvenile Probation Office. The amount of seventy-two dollars and ten cents (\$72.10) was utilized as the in-kind match and represents the cost of office space housing the Wood County Juvenile Probation Office. In addition to the Request for Reimbursement; the Monthly Report; the Financial Recap; the Daily Time Records for the Coordinator of Project P.E.A.C.E.; the Daily Time Records of employees of the Wood County Juvenile Probation Office; the Daily Time Records of employees of the Counseling and Wellness Center; the Project Director's Monthly Report submitted by employees of the Wood County Juvenile Probation Office, the Project Director's Monthly Report submitted by the P.E.A.C.E. Coordinator; the Project Director's Monthly Report submitted by the Counseling and Wellness Center, the Demographic Report; the Duplicate Report; and the Project Financial Report are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the Juvenile Justice and Delinquency Prevention 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 K.D. Merritt, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to sign the Request for Reimbursement in regard to the Juvenile Justice and Delinquency Prevention Grant Number 02-JJV-079. Expenditures in the amount of four thousand six hundred thirteen dollars and seventeen cents (\$4,613.17) were incurred by Wood County during the month of March, 2003. However, the Request for Reimbursement is in the amount of four thousand sixty-four dollars

and 00/100ths cents (\$4,064.00), which represents payment of contractual services provided by the Counseling and Wellness Center, Parkersburg, West Virginia, in regard to the P.E.A.C.E. (Program with Emphasis on Anger Control and Empathy) Program. The amount of four hundred eighty-seven dollars and thirty-seven cents (\$487.37) was utilized as the cash match, as set forth in the aforementioned Grant, and represents a portion of the hourly salary and benefits of employees in the Wood County Juvenile Probation Office. The amount of sixty-one dollars and eighty cents (\$61.80) was utilized as the in-kind match and represents the cost of office space housing the Wood County Juvenile Probation Office. In addition to the Request for Reimbursement; the Monthly Report; the Financial Recap; the Daily Time Records for the Coordinator of Project P.E.A.C.E.; the Daily Time Records of employees of the Wood County Juvenile Probation Office; the Daily Time Records of the employees of the Counseling and Wellness Center; the Demographic Report; the Project Director's Monthly Report submitted by employees of the Wood County Juvenile Probation Office; the Project Director's Monthly Report submitted by the P.E.A.C.E. Coordinator; the Project Director's Monthly Report submitted by the Counseling and Wellness Center; Youth Evaluations; and the Project Financial Report are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the Juvenile Justice and Delinquency Prevention Grant is on file in the Office of the County Administrator.

The County Commission of Wood County was in receipt of the Budget Pages in regard to the Enforcing the Underage Drinking Laws Program Grant from the Criminal Justice Services, Charleston, WV. Wood County received approval in the amount of thirty-one thousand nine hundred eighty-seven dollars and 00/100ths cents (\$31,987.00) from said Grant.

Documentation pertaining to the Enforcing the Underage Drinking Laws Program Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

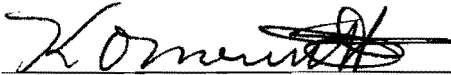
The County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE a GRANT AGREEMENT by and between the West Virginia Commission on Drunk Driving Prevention, Charleston, WV, and the Wood County Commission, Wood County, West Virginia. The West Virginia Commission on Drunk Driving Prevention Grant for Wood County is in the amount of fifteen thousand dollars and 00/100ths cents (\$15,000.00) which will provide funding for overtime expenses of law enforcement officials of the Parkersburg Police Department, the Vienna Police Department, the Williamstown Police Department and the St. Marys Police Department who participate in the DUI Road Patrols. The aforementioned Grant shall commence on July 1, 2003 and continue until September 30, 2003. Any changes in the scope of services shall be mutually agreed upon by both parties, and shall be in writing. Either party may terminate this AGREEMENT, in whole or in part, upon mutual agreement by both parties, in writing.

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

APPROVED:


THE COUNTY COMMISSION OF WOOD COUNTY

Rick Modesitt, President



K.D. Merritt, Commissioner

PURCHASE ORDERS APPROVED ON JUNE 16, 2003

28853	Universal Supply	411.47
30580	Parkersburg Auto Service	13.10
30622	NOE Office Equipment	106.50

To listen to this meeting, please refer to Tape #271 and Tape #272.

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6/16/03

1. Jim McAtee
2. Richard M. Pickens
3. Doucet W. Jull. represents Janet Ferrell
4. Janet Ferrell
5. Dan Holloway
6. Tom Cole
7. Sue Nelson
8. Judith Pantley
9. Bob Cole
10. Duway D. Cole
11. Annette Fantasia
12. ~~Doug Jull~~ Darren Tallman