

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, MARCH 10, 2003

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

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

On this date, the County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Donna L. George – Vienna District (2001); Harold E. Burdette – Steele District (2001); Daniel Nutter – Parkersburg City District (2002); Karen Greenberg – Harris District (2000).

The County Commission met with Leonard Watson and Lionel Chaney. The gentlemen submitted a letter to the County Commission asking for assistance in funding for the Spring Grove Cemetery Association. The County Commission took this under advisement. A copy of the letter is attached to these minutes.

At 10:00 A.M., the County Commission met with Toni Tiano, Grant Consultant for Wood County. After discussion, the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE a RESOLUTION AUTHORIZING the filing of an Application for a Juvenile Accountability Incentive Block Grant (JAIBG). The aforementioned Grant funds would enable the continuation of the Juvenile Justice Liaison position within the Wood County Prosecuting Attorney's Office, and the Program Coordinator position, on a contractual basis, through the Wood County Juvenile Probation Office for the Youth Transition After Care

Program and the Project R.E.P.A.Y. (Responsibility Enhancement Projects for Adolescent Youth). The Grant Application requests funds in the amount of sixty-five thousand dollars and 00/100ths cents (\$65,000.00) and, if funded, would be for the period of July 1, 2003 through June 30, 2004. Matching funds in the amount of ten thousand six hundred thirty-four dollars and 00/100ths cents (\$10,634.00) would be required and would be provided through the Wood County Prosecuting Attorney's Office. Documentation in regard to the Enforcing the Underage Drinking Laws Grant 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 K.D. Merritt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE a RESOLUTION AUTHORIZING the filing of an Application for a grant with the West Virginia Department of Military Affairs and Public Safety, Division of Criminal Justice Services, for an Enforcing the Underage Drinking Laws Grant Program. The aforementioned Grant funds would be utilized to hire a Program Coordinator for the S.O.B.E.R. (Services, Observation, Behavior Modification, Education and Rehabilitation) Program through the Wood County Juvenile Probation Office, to provide overtime funds for STING Operations and to conduct media and public education and information campaign. The Grant Application requests funds in the amount of fifty-eight thousand two hundred seventy-six dollars and 00/100ths cents (\$58,276.00) and, if funded, would be for the period of June 1, 2003 through May 31, 2004. Matching funds in the amount of six thousand dollars and 00/100ths cents (\$6,000.00) would be required and would be provided as an in-kind contribution from the Juvenile Probation Office in terms of staff time. Documentation in regard to the Enforcing the Underage Drinking

Laws Grant 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 K.D. Merritt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE a RESOLUTION AUTHORIZING the filing of an Application for a Grant with the West Virginia Department of Military Affairs and Public Safety, Division of Criminal Justice Services, for a Juvenile Justice and Delinquency Prevention Program – Title V Grant. The aforementioned Grant funds would be utilized for the P.E.A.C.E. (Program with Emphasis on Anger Control and Empathy) Program through the Wood County Juvenile Probation Office, and the Neighborhood Youth Social Worker Program through the Children's Home Society. The Grant Application requests funds in the amount of sixty thousand six hundred sixty-two dollars and 00/100ths cents (\$60,662.00), and, if funded, would be for the period of July 1, 2003 through June 30, 2004. Matching funds in the amount of thirty thousand three hundred sixty-nine dollars and 00/100ths cents (\$30,369.00) would be required, and would be provided through the Wood County Juvenile Probation Office and the Children's Home Society. Documentation in regard to the Juvenile Justice and Delinquency Prevention Program is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission held a hearing in regard to the guardianship of Shanea Stacy, a minor. Jerri Kinder, Aunt, wants to be appointed her guardian. Ms. Kinder, Shanea Stacy were present. Ms. Stacy is 15 years old and wants to live with her aunt; she goes to Blennerhassett Junior High; the mother is against it, but is not present; the father is not present; she was not receiving medical care in North Carolina; they don't know where the

mother lives now or how to contact her. The County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, Ordered that Jerri Kinder be appointed guardian for Shanea Stacy and the bond be waived.

At 11:00 A.M., the County Commission met with Jamie Six, County Clerk to discuss precinct consolidation. After discussion, the County Commission of Wood County, following a Public Hearing held at 10:00 o'clock A.M. on Monday, February 10, 2003 in regard to a proposed consolidation of voting precincts, made the following decisions.

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| Precincts 1, 8, 16 | - | Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts remain the same with the exception of an area north of 13 th Street that will be moved from precinct 8 to precinct 16. |
| Precincts 10, 13, 15 | - | Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts 13 and 15 be consolidated, precinct 10 will remain the same. |
| Precincts 17, 24, 29 | - | Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that half of precinct 24 will be consolidated with precinct 17 and the other half of precinct 24 will be consolidated with precinct 29. |
| Precincts 19, 26 | - | Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate. |
| Precincts 23, 33 | - | Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to redraw the boundary lines to even out number of voters. |
| Precincts 30, 32 | - | Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate, with voting at Madison Elementary School. |
| Precincts 35, 35A | - | Motion made by Robert K. Tebay, seconded by K.D. |

Merritt and made unanimous by Rick Modesitt to consolidate, with voting at Parkersburg/Wood County Public Library.

- Precincts 36, 36A - Motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by K.D. Merritt to consolidate, with voting precinct located at Emerson Elementary School.
- Precinct 36B - Motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by K.D. Merritt that the precinct will remain the same.
- Precincts 37, 37B - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 37A, 37D, 37C - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 41, 42 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 42A, 43, 43A - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that half of precinct 43 will be consolidated with precinct 42A and half of precinct 43 will be consolidated with precinct 43A and will continue to vote at Neale School.
- Precincts 44, 45 - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 44A, 45A - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 46, 46A - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 46B, 46C - Motion made by K.D. Merritt, seconded by Robert K.

Tebay and made unanimous by Rick Modesitt to consolidate, with voting at Greenmont Elementary School.

- Precinct 47 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to move the boundary line to include Summit Road.
- Precincts 48, 48A - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt to consolidate.
- Precincts 49, 50 - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 51, 51A, 52 - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that half of precinct 51A will go to precinct 52 and half of precinct 51A to precinct 51, precinct 51 will continue to vote at Williamstown Elementary School.
- Precincts 53, 53A - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 54, 54A - Motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 57A, 51B - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate.
- Precincts 62, 62A - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 63, 63A, 63B - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 67, 68 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate.

- Precincts 67A, 67B - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate.
- Precincts 73, 77 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate.
- Precincts 71, 72, 75 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to move the northeast side of Camden Avenue of precinct 72 to precinct 71 and the remainder of precinct 72 will be consolidated in precinct 75 which will vote at Devol's Cycle Shop, precinct 71 will vote at Fairplains School.
- Precincts 74, 74A - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts will remain the same.
- Precincts 74C, 74D - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt to consolidate.
- Precincts 84, 85 - Motion made by Robert K. Tebay, seconded by K.D. and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 86, 88 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts remain the same.
- Precincts 87, 89 - Motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt that precincts remain the same.

An Order was prepared regarding this matter. Melody Woollard and Elizabeth Adkins, Deputy Clerks were present for this meeting.

At 1:00 P.M., the County Commission held a hearing in regard to the guardianship of Patricia Nutter, a minor. Michael G. Nutter wants to be appointed her guardian. Bill Richardson, Jr., Attorney, was present and was representing Mr. Nutter. Mr. Nutter and Patricia Nutter were present. A background check has been done, and the father of Patricia gives his

permission; the mother has received the notice, but is not present. Patricia is 16 years old, she has lived with Mr. Nutter since December, 2002; Mr. Nutter is married and his wife wants her to live with them; Patricia goes to PSHS. The County Commission, upon a motion made K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, appointed Michael Nutter as guardian for Patricia Nutter and waived the bond.

At 1:30 P.M., the County Commission met with Jim Bennon and Doug Thorpe to discuss employee retirement. Jamie Six and Steve Grimm asked the gentlemen to come and talk to the Commission about taking over the employees retirement plan. Mary Rader will set up a meeting with the employees benefit committee.

At 2:00 P.M., the County Commission met with Janelle Dotson from the Mid-Ohio Valley Regional Council to discuss Drawdown #1 in regard to the Sequelle Project. The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER that a RESOLUTION be EXECUTED in regard to the Sequelle Telecommunications Center Project being funded through the Small Cities Block grant. By EXECUTION of this RESOLUTION, the County Commission of Wood County has given approval for payment in the amount of thirty-nine thousand nine hundred forty dollars and seventeen cents (\$39,940.17) be made to Truscom, New Albany, Ohio, for the allowable purchase of telecommunications equipment. The aforementioned Small Cities Block Grant is being administered by the Mid-Ohio Valley Regional Council by agreement between the County Commission of Wood County and the Mid-Ohio Valley Regional Council. 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.

At 2:30 P.M., the County Commission met with Ginny Conley, Prosecuting Attorney, to discuss MSAG and Kimball. Ms. Conley still is waiting for some questions to be answered from Kimball and Associates.

Keith Litton discussed the Shaffer property that needs cleaned up. The Commission asked that Mr. Litton visit the property with James Smith and Blaine Meyers.

The County Commission of Wood County was in receipt of a letter of acknowledgement in regard to the Victims of Crime Act (VOCA) Assistance Program Grant. Funds were requested in the amount of forty-two thousand three hundred thirty-three dollars and 00/100th cents (\$42,333.00). Receipt of such acknowledgement letter is pursuant to an ORDER appearing in Order Book 65, at Page 442 and bearing the date of March 3, 2003, at which time the Grant Application was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission. Documentation pertaining to the Victims of Crime Act (VOCA) Assistance 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 Robert K. Tebay and made unanimous by Rick Modesitt, did hereby EXECUTE a RESOLUTION, a Corporate Credit Card Line of Credit Application, and a Corporate Credit Card Agreement with WesBanco Bank, Inc., Wheeling, in regard to the increase in the credit limit for the County Commission. An Order was prepared regarding this matter.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County a plat of Lubeck Hills Subdivision, Section "F", approved by the Planning Commission and executed by Rocky Peck, President of the Planning

Commission. Said Section "F" of Lubeck Hills Subdivision is being developed by Tim Stoneking, is located in Lubeck Taxing District and consists of five (5) lots. The Lubeck Public Service District is providing water and sewer facilities and all other utilities are being provided by the appropriate entity. Residents of Section "F" will become members of the current Lubeck Hills Subdivision Homeowners' Association. A bond in the amount of twenty thousand dollars and 00/100ths cents (\$20,000.00), to ensure that improvements as reflected on the plat of Lubeck Hills Subdivision, Section "F" are completed, has not been posted at this time. After review of the Lubeck Hills Subdivision, Section "F" (formerly Lois Lane Subdivision plat), the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt did hereby ORDER that the plat be approved by this Commission, and executed by the President of the County Commission of Wood County for recordation contingent upon a bond in the amount of twenty thousand dollars and 00/100ths cents (\$20,000.00) being posted. An Order was prepared regarding this matter.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County, the following amendment to the Subdivision Regulations for Wood County that was given approval by the Wood County Planning Commission at their regular monthly meeting held on Wednesday, March 5, 2003.

"No person, firm or corporation which has been declared to have been in violation of these Subdivision Regulations at any time, and which said violations have not been corrected to the satisfaction of the Commission, shall be permitted to sell a subdivision or any part thereof, nor shall any such person, firm or corporation proceed with any construction work on any proposed subdivision, nor shall such person, firm or corporation be granted tentative or final approval of any subdivision plat. The Planning Commission shall have the right to deny approval to any person or entity seeking approval

of a proposed subdivision upon the grounds that such person or entity has previously been found to be in violation of these Subdivision Regulations.”

After review, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, did hereby give APPROVAL to the aforementioned amendment to be incorporated in the Subdivision Regulations 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 Robert K. Tebay and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to enter into a Lease Agreement by and between the Wood County Commission, Parkersburg, West Virginia and the Westbrook Health Services, Inc., Parkersburg, West Virginia. The aforementioned Lease Agreement is in regard to premises situated in the City of Parkersburg, Wood County, West Virginia, identified as 1011 Mission Drive, Parkersburg, West Virginia and described as a 0.352 acre tract of land. The term of the aforementioned Lease Agreement is for a period of one (1) year beginning on March 1, 2003 and ending on February 28, 2004 with the rental being one dollar and 00/100ths cents (\$1.00) for the one-year period. Any and all alterations or additions of the said leased premises require written consent of the Wood County Commission. Maintenance expenses and utilities for the leased premises are to be borne by the said Westbrook Health Services, Inc. The said Westbrook Health Services, Inc. shall keep in force an insurance policy of comprehensive public liability insurance, and property damage, with respect to the leased premises, in which the limits of coverage for bodily injury shall not be less than five hundred thousand dollars and 00/100ths cents (\$500,000.00), combined single limits and on which the coverage for property damage shall not be less than three hundred thousand

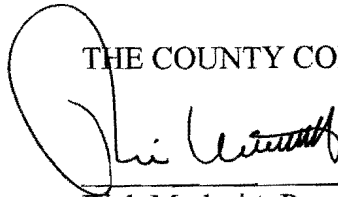
dollars and 00/100ths cents (\$300,000.00) per accident. Property shall be insured against perils of all risks in the amount of one hundred thousand dollars and 00/100ths cents (\$100,000.00); the County Commission has been named as an additional insured.

The County Commission of Wood County, in regular session, announced to all concerned, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, that they, as a Commission, are calling for a SPECIAL SESSION to be held on Thursday, March 13, 2003. The Special Session will begin at 1:00 P.M. Said Special Session is being held to meet with the elected officials in regard to the preparation of the budget for the fiscal year 2003/2004 as required by Chapter 11, Article 8, Section 10 of the West Virginia Code of 1931, as amended. An Order was prepared regarding this matter.

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

APPROVED:

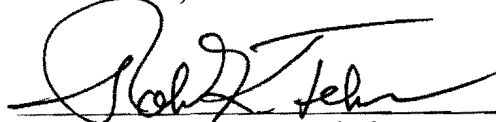
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON MARCH 10, 2002

28491	Parks Hardware	3.49
28495	Sherwin-Williams Paint	57.73
30102	The Gun Shop	1470.36
30112	NOE Office	106.50
30152	Stout's Drug Store	25.47
30214	Franklin Fire Equipment	74.85
30216	Apollo Oil	177.49
30220	Office Depot	43.86
30222	Pifer's Service Center	17.67
30228	State Electric Supply	57.00
30232	Mahone Tire	24.00
30248	Wal-Mart	3.94
30250	Oreck Floor Care	17.95
30252	Woodford Oil	111.45
30254	Telepage	39.98

To listen to this meeting, please refer to Tape #243 and Tape #244.

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Leonard W Watson, President
Spring Grove Cemetery Association
36 Fairview Heights
Parkersburg WV 26101

Dear County Commissioners,

In the year 1872 the Spring Grove Cemetery was created for the benefit of the Black community. Since then and as a result of integration, it has been open to all races.

Our association is currently involved in badly needed upkeep that includes the painting of a 740-foot chain link fence at the cost of \$1200.00 that I am told is a good price. We are trying to "chip and tar" a road that is 1,470' x 8' at a cost of \$5000.00.

To help pay for this, we had a fund raising drive and were able to raise \$1000.00 toward the total cost. However, we are still short the balance of \$5,100.00. We are asking if you would make available a grant in the amount of the remaining \$5,100.00 to help us successfully complete the task.

We would appreciate your help.

Sincerely,



Leonard W Watson, President
Spring Grove Cemetery Association

take under consideration

MARCH 10, 2003

1. Leonard Wilson
2. ~~Richard Chang~~
3. ~~Erny Conly~~
4. ~~Melvin Buckley~~
5. Toni Trano
6. Larry Johnson
7. Jerri Kinder
8. Shaicea Stacy
9. Alicia Hess
10. Guada Ponce
11. ~~Joe Powell~~
12. Bill Richards, Jr.
13. Mike Nutter
14. Patricia Nutter
15. James Bennion
16. Doug Harpe
17. ~~Janette Wilson~~