

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, OCTOBER 30, 2003

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

At 9:30 A.M., the County Commission of Wood County met in regular session. They signed orders, invoices and other correspondence.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for David Tichnell – Lubeck District (1998, 1999, 2000, 2001 & 2002).

Les Halfhill met with the County Commission.

At 10:15 A.M., the County Commission met with Candace Null, Community Corrections Consultant. Ms. Null discussed the last meeting held by the Community Corrections Committee and a grant application; fees are not being collected properly by the Circuit Court since June 7, 2002 and other miscellaneous items in regard to the Community Corrections.

At 10:30 A.M., the County Commission held a public hearing pursuant to an Order entered on the 25th day of September, 2003, setting this matter for hearing in accordance with Chapter 7, Article 1, Section 3(h) of the Code of West Virginia, 1931, as amended, pursuant to a petition received from Wilda J. Malone. It appearing to the County Commission that the Notice of the time and date of said Public Hearing was published as a Class I Legal Advertisement, the same having been published in The Parkersburg News and The Parkersburg Sentinel, newspapers published regularly in Wood County, West Virginia, with said publication appearing on the 6th day of October, 2003, all of which appears by an

affidavit of publication, which said Affidavit is hereby ORDERED filed. No objections to the closing of the ten (10) foot wide and approximately one hundred twenty (120) foot long, unimproved and unused right-of-way located in Union Taxing District and as shown on Tax Map 10 were heard. Now, therefore, the aforementioned ten (10) foot wide by approximately one hundred twenty (120) foot in length of unimproved and unused right-of-way, not being open and subject to public use, and that the use and rights of no persons, firms or corporations in such right-of-way will be impaired or lost by the closing and vacating thereto, 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, does hereby ORDER, that the aforementioned ten (10) foot right-of-way located in Union Taxing District be CLOSED. The County Commission further ORDERS that a copy of this ORDER be certified by the Clerk of this Commission for entry in the Office of the Clerk of the County Commission of Wood County, West Virginia, pursuant to Chapter 7, Article 1, Section 3(h) of the Code of West Virginia, of 1931, as amended, and that the interests of the County of Wood in such road by quit-claim deeds be the responsibility of such abutting property owner. An Order was prepared regarding this matter. Ms. Malone was present for this hearing.

At 11:00 A.M., the County Commission met with Shawn Graham from the Deputy Sheriff's Association to present the Commission with a quote on insurance on the gun range. After discussion, 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 give APPROVAL to the payment of liability insurance for the gun range located adjacent to Veterans Park located off Route 31 near Williamstown. The Deputy Sheriff's Association owns the building located at the gun range and the County Commission of Wood County

owns the land. The annual premium for one million dollars (\$1,000,000.00) of coverage is in the amount of two thousand eight hundred ninety-seven dollars and 00/100ths cents (\$2,897.00) with coverage being through Reagle and Padden Insurance. An Order was prepared regarding this matter.

At 11:15 A.M., the County Commission met with Charlie Johnson, Chief Deputy to discuss windows needing replaced in the Law Enforcement Building. He is getting a price on an awning for the front of their building to help with the snow and ice accumulating on the ramp. (Tape starts taping another part of the meeting.)

At 11:30 A.M., the County Commission of Wood County, along with the Board of Education members, sitting ex-officio, as the Board of Canvassers, met to ascertain the results of the Canvass for the Excess Levy Election held on October 18, 2003, in the County of Wood. Having carefully and impartially examined the returns of the aforesaid Election, and there being no contests pending, the Board of Canvassers, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, do hereby CERTIFY the election results and do now declare the Canvass closed. The Clerk of the County Commission of Wood County is now directed to certify the results of said election to the Secretary of State, Charleston, West Virginia. An Order was prepared regarding this matter. Also in attendance were Board Members, Lori Williamson, Harley Bailey, and Jim Fox; Bill Niday, Superintendent of Wood County Schools; Sharon Buzzard, Secretary; John Coe and Tom Little and Sue Woodward.

At approximately 11:45 A.M., the County Commission met with Jim and Frances Villers to discuss a waterline off of Progress Ridge Road. After discussion, the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Rick

Modesitt and passed, did hereby give APPROVAL to the allocation up to five hundred dollars and 00/100ths cents (\$500.00) toward the purchase of materials to be utilized in a self-help water project for Mr. & Mrs. James Villers of the Villers Extension off Progress Ridge Road to Tug Fork Road that will be completed by Claywood Park Public Service District. Commissioner Merritt pro rated the maximum amount of five thousand dollars and 00/100ths cents (\$5,000.00) for ten (10) families as set forth in the Guidelines for Self-Help Projects as ADOPTED by the County Commission of Wood County. For auditing purposes, the check is to be made payable to the Claywood Park Public Service District. Commissioner Tebay abstained from voting on the motion due to the fact the allocation is for only one (1) family. An Order was prepared regarding this matter.

The County Commission met with Rick Atkinson and another gentleman to thank the Commission for their support with the regional airport. Discussion took place in regard to rates, flights, etc.

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 the Request for Reimbursement and the Certification of Grant Completion in regard to the GOVERNOR'S COMMUNITY PARTNERSHIP GRANT PROGRAM funding in the amount of seventy-five thousand dollars and 00/100ths cents (\$75,000.00) allocated to the Erickson All-Sports Facility. 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 the

Request for Reimbursement and the Certification of Grant Completion in regard to the GOVERNOR'S COMMUNITY PARTNERSHIP GRANT PROGRAM funding in the amount of twenty-five thousand dollars and 00/100ths cents (\$25,000.00) allocated to the Erickson All-Sports Facility. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of the Grant Award and the fully EXECUTED Grant Program Contract between the WEST VIRGINIA DEVELOPMENT OFFICE and the WOOD COUNTY COMMISSION in regard to the Erickson All-Sports Facility. Receipt of such fully EXECUTED Grant Program Contract is pursuant to an ORDER appearing in Order Book 66, at Page 48 and bearing the date of September 29, 2003, at which time the aforementioned Grant Program Contract was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission. The aforementioned Community Partnership Grant is in the amount of twenty-five thousand dollars and 00/100ths cents (\$25,000.00). Documentation pertaining to the said 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 Robert K. Tebay, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Request for Reimbursement in regard to the Mid-Ohio Valley Regional Highway Program Grant Number F02-157/INV2-08. Expenditures in the amount of one thousand eight hundred seventy-eight dollars and forty-six cents (\$1,878.46) were incurred during the month of June, 2003, and represents payment of the purchase of an in-car camera system for the City of Vienna. In addition to the Request for Reimbursement, the Grant Progress Report, the Capital Expenditure Request from the City of Vienna, the Project Financial Report are being

submitted to the West Virginia Highway Safety Program, Charleston, West Virginia. Documentation pertaining to the Mid-Ohio Valley Regional Highway 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 was in receipt of additional documentation from the three (3) firms responding to the request of the County Commission for letters of qualifications for a Phase I Archeological Investigation in regard to the proposed Fort Boreman Park. Such additional documentation being the cost estimates for such Phase I Archeological Investigation are as follows:

1. Cultural Resource Analysts, Inc.
3556 Teays Valley Road, Suite 3
Hurricane, WV 25526
Cost: \$8,385.00
2. American Archaeological Services
1219 Florencedale
Youngstown, Ohio 44505
Cost: \$2,687.00
3. Horizon Research Consultants, Inc.
1534 Point Marion Road
Morgantown, WV 26505
Cost: \$7,500.00

Documentation pertaining to the Archaeological Investigation 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 letter from First National Bank, P.O. Box 4565, Parkersburg, WV, ADVISING the County Commission that the amount of thirty-thousand dollars and 00/100ths cents (\$30,000.00) is being held in escrow for the County Commission of Wood County, and the said County Commission of Wood County is AUTHORIZED to request a transfer of funds from this account as improvements are completed in the Lubeck Hills, Section "F" Subdivision. The

aforementioned Lubeck Hills, Section "F" Subdivision is located in Lubeck Taxing District, consists of five (5) lots and is being developed by Timothy Stoneking. The aforementioned amount being held in escrow is to insure that improvements are completed in accordance with the plat of the said Subdivision. An Order was prepared regarding this matter.

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 Chad Emerick and Andrea Emerick 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. Chad Emerick and Andrea Emerick, along with Kimberly A. Brown, and Andrew L. Norman requested the road be named HUNTERS LANE. The road to be known as HUNTERS LANE provides access to the residences as stated in Chad Emerick and Andrea Emerick's Request Form. The road to be known as HUNTERS LANE is located on the first driveway on the left off Egypt Run Road off Sams Creek Road in Tygart Taxing District, Tax Map 390, Parcel Number 00A10000. The request by Chad Emerick and Andrea Emerick 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 Chad Emerick and Andrea Emerick, 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 Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, does hereby ORDER that the aforementioned road be named

HUNTERS LANE. 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.

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 John M. Rost and Janis Rost 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. John M. Rost and Janis Rost, along with Charles Rost, Clyde Easton, Lucille Rost Eaton, Robert Bobier and Sable Bobier requested the road be named ROST ROAD. The road to be known as ROST ROAD provides access to the residences as stated in John M. Rost and Janis Rost's Request Form. The road to be known as ROST ROAD is located four (4) miles on Route 50 in Walker Taxing District, Tax Map 220, Parcel Number 000B0000. The request by John M. Rost and Janis Rost 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 John M. Rost and Janis Rost, 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 Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, does hereby ORDER that the aforementioned road be named ROST ROAD. 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.

The County Commission of Wood County was in receipt of the Approval of the Request for Revision to Approved Budget from the West Virginia State Auditor, Chief Inspector Division, Charleston, West Virginia, in regard to Revision No. 3 in the General County Fund budget for the fiscal year 2003/2004. Receipt of said Approval is pursuant to an Order appearing in Order Book 66, at Page 60 and bearing the date of October 16, 2003, at which time the Request for Revision was signed by Rick Modesitt, President of the Wood County Commission. 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, adopted a Resolution in reference to Budget Revision No. 4 in the General County Fund budget for the fiscal year 2003/2004. Rick Modesitt, President of the Wood County Commission, signed the Request for Revision to the Approved Budget, being submitted to the West Virginia State Auditor - Chief Inspector Division, Charleston, West Virginia. 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 ORDER that four (4) atlases be DONATED to the Wood County Historical Commission for their annual dinner. Such atlases are remaining from the Wood County Bicentennial. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 1:00 P.M.

APPROVED:

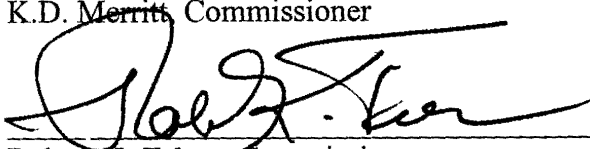
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

To listen to this meeting please refer to Tape # 276 and Tape #277.

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OCTOBER 30, 2003

LES HALL

Candice Noll

Wilda Jo Malone

Shawn Graham

John Williamson

Bill Wedg

Barley & Barclay

Sharon Buzzard

John Coe

Tom Little

Sue E. Woodward

Joe Fox

Jim & Frances Vickers

Rick Armon

Bruce Belcher