

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, SEPTEMBER 8, 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 invoices, purchase orders and other correspondence.

The County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, approved minutes of August 25, 2003.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Kimberly K. Cunningham – Parkersburg City District (2001); Millennium Teleservice – Parkersburg City District (2003); Jessica M. Smith – Tygart District (2003); and for Gale A. Conant – Williamstown District (2001).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Mark A. Rackley – Vienna District (2002); Darrell D. & Vicki Jones, Jr. – Clay District (2002 & 2003); and for Darden Properties – Parkersburg District (2003).

At 10:30 o'clock A.M., the County Commission did hereby OPEN sealed bids in response to the request, by Legal Notice, to cleanup the property located on Nicolette Road beyond Cedar Grove and WVU-Parkersburg in Clay Taxing District and owned by Harvey Rutter. The aforementioned Legal Notice appeared in both local newspapers, The Parkersburg News and The Parkersburg Sentinel, on August 21, 2003 and on August 28, 2003. Sealed bids were received from the following.

1. Graham Excavating L.L.C.
2607 Beverly Street
Parkersburg, WV 26101
Bid: #4,650.00
2. J.C. Bosley Construction, Inc.
P.O. Box 67
Mineral Wells, WV 26150
Bid: \$11,175.00
3. Empire Builders, Inc.
101 Empire Lake Drive
Parkersburg, WV 26101
Bid: \$5,500.00

Upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, the County Commission of Wood County did hereby take the bids under advisement. An Order was prepared regarding this matter.

At 10:45 A.M., the County Commission met with Janelle Dotson from the Mid-Ohio Valley Regional Council to discuss Drawdown No. 4 in regard to the Sequelle Project. 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 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 fifty-nine thousand five hundred three dollars and seven cents (\$59,503.07) made payable to the Mid-Ohio Valley Regional Council, Parkersburg, West Virginia, for the expenses of the engineer, Truscom Telecommunications Engineering and Operations Consulting, New Albany, Ohio; and for purchase of software from MentorGen LLC, Worthington, Ohio, in regard to the Sequelle Telecommunications Project. The Mid-Ohio Valley Regional Council is administering the aforementioned Small Cities Block Grant 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 10:54 A.M., the County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, went into Executive Session upon authority granted by West Virginia Code, Chapter 6, Article 9A, Section 4, Number 9. Ginny Conley, Prosecuting Attorney and Mary Rader, County Administrator were present. They adjourned at 11:14 A.M.

At approximately 11:20 A.M., the County Commission met with Steve Hardman, Attorney for BB&T and Charles Casto, BB&T to discuss a revised plan and estimate of the probable construction costs for roadway improvements for Coram Park Subdivision.

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 Proposal submitted by Steve Hardman on behalf of BB&T, Parkersburg, WV, in regard to Coram Park Subdivision located on Route 68 North in Union Taxing District. During litigation, Civil Action Number 02-C-304, BB&T foreclosed on the property and subsequently purchased lots that had not previously been sold by the original developer, National Gulf Development, Steven Tice, Vice-President. In conjunction with the aforementioned Proposal, BB&T will complete the roadways, complete drainage and will repair the slip at the entrance of the said Coram Park Subdivision. A variance has been given by the Wood County Planning Commission at their regular monthly meeting held on September 3, 2003, to reduce the improved width of the right-of-ways to eighteen (18) feet from twenty (20) feet as set forth on the recorded plat of Coram Park Subdivision, and also gave a variance to the construction of a

forty (40) feet diameter turnaround rather than the sixty (60) feet turnaround as set forth on the recorded plat of Coram Park Subdivision. An Order was prepared regarding this matter.

The County Commission met with Jim Brown and Randy Gainer, from Tri-State Roofing and Jack Buckley, Maintenance Superintendent, to discuss the Wood County Holding Center heating and air conditioning. After discussion, the County Commission of Wood County, on an EMERGENCY BASIS, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER the purchase and installation of four (4) rooftop HVAC units to be utilized at the Wood County Holding Center, Second Street, Parkersburg, WV. The four (4) rooftop units are composed of one (1) twelve (12) ton unit, one (1) three and one half (3-1/2) ton unit, and two (2) ten (10) ton units in the total amount of sixty-seven thousand five hundred dollars and 00/100ths cents (\$67,500.00) to be purchased from Tri-State Roofing and Sheet Metal, P.O. Box 188, Davisville, WV. James Brown and Randy Gainer proposed smaller units be purchased and installed since the facility is no longer being used as a jail and therefore does not require one hundred (100) percent outside air exchange. Proposals for the purchase and installation of a one (1) twenty-five (25) ton rooftop unit, one (1) fifteen (15) ton rooftop unit, one (1) twenty (20) ton rooftop unit and one (1) ten (10) ton rooftop unit were solicited by phone, from Singer Sheet Metal Company, Inc., 510 East Street, Parkersburg, WV, and from Tri-State Roofing and Sheet Metal Company, P.O. Box 188, Davisville, WV. However, the County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby APPROVE the proposal by Tri-State Roofing and Sheet Metal of smaller rooftop units. An Order was prepared regarding this matter.

The County Commission discussed need to have a survey completed in regard to eastern portion of Towne Square to be purchased by the County Commission of Wood County (Rick Modesitt and K.D. Merritt).

The County Commission met with Terry Brown, 911/Emergency Services Director, Duane Jones, Assistant Director and Mike Ray, Wood County Emergency Services to view the new Emergency Services rescue boat.

The 1:30 P.M. appointment with Jim Bowman from Allegheny Power was rescheduled for September 11, 2003.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County a revised plat of Lot Number Forty-Four (44) located in Westwood Subdivision. The said Westwood Subdivision Phase II is recorded in Plat Book 23, Page 13, is being developed by Westwood Land Company, and is located in Lubeck Taxing District. The aforementioned revised plat reflects additional acreage being added to said Lot Number Forty-Four (44) and taken from Parcel K, as referenced in Deed Book 969, Page 859. Following review, 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 aforementioned revised plat for recordation in the Office of the Clerk of the County Commission of Wood County. Commissioner Robert K. Tebay abstained from voting. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of thirty-one thousand two hundred forty-six dollars and thirty-six cents (\$31,246.36) of which the amount of eleven thousand two hundred seventy-three dollars

and twenty-two cents (\$11,273.22) represents reimbursement to Wood County for expenses incurred during the months of May and June, 2003, in regard to the Juvenile Accountability Incentive Block Grant Number 01-A-D-108. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 65, at Page 529 and bearing the date of June 19, 2003, at which time Rick Modesitt, as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Request for Reimbursement, and further pursuant to an ORDER appearing in Order Book 65, at Page 549 and bearing the date of July 10, 2003, at which time Rick Modesitt, as President and on behalf of the County Commission was AUTHORIZED to EXECUTE the Request for Reimbursement. 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.

The County Commission of Wood County was in receipt of a check in the amount of thirty-one thousand two hundred forty-six dollars and thirty-six cents (\$31,246.36), of which the amount of nineteen thousand nine hundred seventy-three dollars and fourteen cents (\$19,973.14) represents supplemental funding in regard to the Juvenile Justice and Delinquency Prevention Grant Number 02-JJV-079. The aforementioned supplemental funding is for the period of September, 2002 through June, 2003. 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 was in receipt of the Cash Statements and Asset Lists for the Escrow Account – Expense Fund, the Expense Fund, the Rebate Fund, the Bond Fund, the Principal Account Fund and the Principal Prepayment Fund from the Bank of New York, Church Street Station, New York, New York, in regard to the Wood County, West

Virginia Single Family Mortgage Revenue Bond Issue, 1997 Series. The said Cash Statements and Asset Lists are for the period ending August 31, 2003. Documentation pertaining to the said Single Family Mortgage Revenue Bonds is on file in the Office of the County Administrator. 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 Harold V. "Pete" Headlee to name the road in his subdivision known as Worthington Terrace II. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Harold V. "Pete" Headlee requested the road be named WORTHINGTON TERRACE. The road to be known as WORTHINGTON TERRACE provides access to the aforementioned subdivision as stated in Mr. Headlee's Request Form. The road to be known as WORTHINGTON TERRACE is located off Core Road between Huber Drive and Worthington Lane in Parkersburg Taxing District, Tax Map 210, Parcel Number 0C24. The request by Harold V. "Pete" Headlee 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 Harold V. "Pete" Headlee, 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 Rick Modesitt and made unanimous by K.D. Merritt, does hereby ORDER that the aforementioned road be named WORTHINGTON TERRACE. 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, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, did hereby APPOINT Robert D. Newell, Chief of Police for the City of Parkersburg, to the West Virginia Watch Committee to replace Gary D. Deem, Chief of Police for the City of Vienna. Chief Deem requested to be removed from the aforementioned Committee and suggested that Chief Newell replace him. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of a letter from the Governor of West Virginia, Bob Wise, giving APPROVAL to the County's application for funding from the Legislative Budget Digest Program. Funding in the amount of twenty-five thousand dollars and 00/100ths cents (\$25,000.00) has been approved for the Wood County Fort Boreman Historical Park. Documentation pertaining to the Legislative Budget Digest Program is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

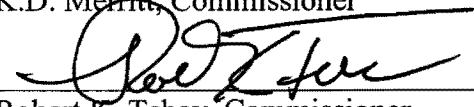
Having no further scheduled appointments or business to attend to, the County Commission adjourned at 2:00 P.M.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY


Rick Modesitt, President


K.D. Merritt, Commissioner


Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON SEPTEMBER 8, 2003

29053	Parkersburg Office Supply	131.96
30800	Astorg Motor	47.78

To listen to this meeting, please refer to Tape #255 and Tape #256.

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9/8/03

1. Janelle Dotson
2. Ginny Conly
3. Steven Hardman
4. Charles Castro
5. Jim Brown
6. Randy Gaines
7. K.C. LINDOR
8. T.R. SMITH
9. Jim Eaton
10. Terry Brown TRB
11. Mike Ray
12. Duane E. Jones