

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, APRIL 1, 2004

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 purchase orders, invoices 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 from March 4, 2004, March 8, 2004, March 11, 2004 and March 18, 2004.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Emmett Post – Lubeck District (2003) and for Richard R. Wilson – Williams District (2003).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for James H. Bailey, Jr. – Lubeck District (2003) and for Garnet Gas Corporation – Harris District (2003).

At 11:00 A.M., the County Commission met with Jim Kinnett from the Area Roundtable. Mr. Kinnett informed the Commission they will be working on the business park, they will make a drier wetlands at the park; they want to talk about Tax Increment Financing with the City of Vienna; want to do a long term plan with Vienna and Williamstown to help advise them of long range activities; still working with Dick Warner on two projects; Mountain State Blue Cross Blue Shield building is still progressing; the roundtable has been very active the last two weeks; McDonough Corporation using Lee's Hill, which may be annexed into the City of Parkersburg;

Fort Boreman has a conceptual plan that is being looked at; Steve Nicely is working on getting stone for Fort Boreman Historical Park; they discussed a boat on Broadway Avenue.

At 11:15 A.M., the County Commission met with Chuck Peters from Life EMS. Others were in attendance. Mr. Peters wanted to discuss providing transport services and possible backup service to the local hospitals; they are currently in Ohio; they are not currently licensed in West Virginia but they do have the application; they are interested in taking residents to doctors, etc. Ginny Conley, Prosecuting Attorney, was present and asked questions. Commissioner Modesitt said he is satisfied with the service we have now and doesn't want to jeopardize that. Commissioner Merritt stated he believes in free enterprise and the hospitals are doing a great job, but he doesn't want to upset the balance that is there now. Mr. Peters heard that General Ambulance was going out of business; they provide 911 service in other areas; fees were discussed. The County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, Ordered that this matter be taken under advisement.

At 11:30 A.M., the County Commission met with Ginny Conley, Prosecuting Attorney to discuss Mountwood Park. Ms. Conley informed the Commission that they have the ability to withhold funds by changing the County Commission policy; the ability not to reappoint board members and the ability to petition the court to remove board members for cause; and can ask board members if they agree to come off of the board. Ms. Conley has requested corporate documents from counsel for Mountwood Park; they are a public corporate entity, they are not listed as a private entity; according to their counsel, they are willing to cooperate. Right now, the Commission can make suggestions and withhold money, unless the Commission wants to go to

court. She wants to talk to Gary Slater about getting someone to help him speed up the investigation.

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, appointed Kim Broughton to the Wood County Parks and Recreation Commission. Said appointment is pursuant to an Order appearing in Order Book 51, at Page 433 and bearing the date of April 1, 1991, dealing with the procedure policy for appointments to Boards and Authorities. Ms. Broughton will be filling the unexpired term of Andy Swearingen, which will expire on December 16, 2006. An Order was prepared regarding this matter.

Discussion continued about Mountwood Park. Commissioner Modesitt stated this was not a political issue and that the Commission didn't do anything to initiate this, it was actions within the Board. Commissioner Merritt stated they (the Commission) should have waited until they talked with the Prosecuting Attorney. Ms. Conley stated she thinks they (the Commission) headed off a lot of problems by holding a meeting concerning the potential violation.

The County Commission met with Bob Newell from the Parkersburg Police Department to discuss 911, a back-up phone system and the radio system. He has talked to Miller Communications about the radio system; if the 911 building is ever evacuated (or if something happens to the center) and someone calls 911, it will just keep on ringing and that is not how it is supposed to work. Commissioner Merritt stated he or one of the other Commissioners need to sit down with Mr. Newell and Terry Brown, E-911 Director and discuss this matter. Ms. Conley stated that the running of tags, checking with Magistrate Court, warrants, etc. is taking up a lot of the time of the dispatcher at the Parkersburg Police Department. Ms. Conley stated that the City is paying for that and it should be handled at the 911 Center. Commissioner Modesitt stated he

thinks they should help since there is a dispatcher working at the city anyway. More discussion took place in regard to radio traffic, a secondary back-up system, etc.

The County Commission met with Angela Duranti, Assistant Prosecuting Attorney, to discuss the Ordinance on locating Video Lottery Establishments. They discussed the distance limits, whether it is by property lines or door to door; fee schedule; etc. 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 ANNOUNCE to all concerned that they will be in Special Session on Tuesday, May 4, 2004, for the purpose of holding Public Hearings in regard to the ADOPTION of an Ordinance on locating Video Lottery Establishments in Wood County. One Public Hearing will be held at 10:00 o'clock A.M. and one Public Hearing will be held at 7:00 o'clock P.M. Both Public Hearings will be held in the Parkersburg City Council Chambers, Number One Government Square, Parkersburg, WV. 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 made unanimous by Rick Modesitt, did hereby ORDER that Brown Asphalt Paving Company, Inc., PO Box 206, Parkersburg, WV, be AWARDED the bid to repair and to install asphaltic concrete for approximately two thousand four hundred (2,400) square feet of roadway at Veterans Park, located on Route 31 near Williamstown , WV. The total cost, as per the Proposal submitted by Brown Asphalt Paving Company, Inc, is in the amount of four thousand one hundred twenty-nine dollars and 00/100ths cents (\$4,129.00). 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 of Wood County, to sign a Partial Release on Lot Number Forty-four (44) of Woodland Falls Subdivision. Said Subdivision is of record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number One A (1-A) at Page Four Hundred Thirty-Eight (438), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lot Number Forty-Four (44) of the certain Notice of Lien which is dated February 16, 1995, executed by Ronald J. Mullenix and Rita K. Mullenix, as shown in Lien Book 639, at Page 482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and 00/100ths cents (\$50,000.00). In all other respects, the said Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. 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 of Wood County, to EXECUTE the Legislative Digest Budget Request For Payment Financial Report in the amount of twenty-five thousand dollars and 00/100ths cents (\$25,000.00) in regard to the LEGISLATIVE BUDGET DIGEST PROGRAM being administered by the Governor's Office of Economic Development, Charleston, WV. The aforementioned LEGISLATIVE BUDGET DIGEST PROGRAM provided funding to assist in the development of the Wood County Fort Boreman Historical Park. 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 of Wood County, to EXECUTE the established rates for the County's merit rated group health insurance received from Mountain State Blue Cross Blue Shield, Parkersburg, West Virginia. With benefits remaining the same, a four percent (4%) increase has been imposed by the said Mountain State Blue Cross Blue Shield for the fiscal year beginning July 1, 2004 and remaining in effect until July 1, 2005; therefore, the health insurance premiums will increase from three hundred seventy dollars and eighty-two cents (\$370.82) to three hundred eighty-five dollars and sixty-five cents (\$386.65) for single coverage, and health insurance premiums for family coverage will increase from nine hundred twenty-six dollars and seventy-six cents (\$926.76) to nine hundred sixty-three dollars and eighty-three cents (\$963.83). 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 made unanimous by Rick Modesitt, did hereby ORDER that the following contributions be made in the following amounts:

\$2,000.00	Worthington Ball Field Renovations
1,000.00	Adventure Pursuit
3,000.00	Erickson Ball Field Building Project
3,000.00	Williamstown High Sports Program
3,000.00	Parkersburg High Renovation Program
2,500.00	Kids First
1,000.00	Wood County Recreation
500.00	Wood County Youth Center
1,500.00	Parkersburg Art Center
10,000.00	Wood County Development Authority

The aforementioned contributions are to be taken from funds received by Wood County from the video lottery proceeds. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of Grant Adjustment Notice Number Two (2) from the Division of Criminal Justice Services Office, Charleston, West Virginia, in regard to the STOP Violence Against Women Grant Number 02-VAW-008. Receipt of the aforementioned Grant Adjustment is pursuant to an ORDER appearing in Order Book 66, at Page 206 and bearing the date of March 15, 2004, at which time the budget revision request was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission of Wood County. The aforementioned Grant Adjustment does hereby give APPROVAL to the amount of five hundred dollars and 00/100ths cents (\$500.00) to be utilized to pay a portion of the cost of the Assistant Prosecuting Attorney to attend the Fourth International Conference on Domestic Violence, Sexual Assault and Stalking being held in San Diego, California on April 7, 8, 9, 2004. Documentation pertaining to the STOP Violence Against Women Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

The County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Rick Modesitt, as President and on behalf of the County Commission, to EXECUTE the Acceptance of Proposal Section submitted by World Radio Communication, Marietta, Ohio, in regard to the addition of another telephone to the telephone system located at the Wood County Magistrate Court Building. Such additional telephone to be installed in the Office of the Community Corrections Coordinator, who recently has located in one of the outside offices at the said Magistrate Court Building. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, announced that vacancies exist on the 911 Advisory Board. Said vacancies are due to the fact that the terms of the following members expire on April 30, 2004:


James "Joe" Ruf	City of Williamstown
Terry Brown	Emergency Services
Arnold C. Green, Jr.	E.I. Dupont (Industry)
Anthony Vitti	General Public
Jack Hunley	Fraternal Order of Police
J.S. Graham	Deputy Sheriff's Association
Steve Edmond	Trauma/ES, Camden Clark Memorial Hospital


Said announcement is pursuant to an Order appearing in Order Book 51, at Page 433 and bearing the date of April 1, 1991, dealing with the procedure policy for appointments to Boards and Authorities. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 12:30 P.M.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

  
Rick Modesitt, President

  
K.D. Merritt, Commissioner

  
Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON APRIL 1, 2004

29459

Parkersburg Office Supply

371.62



29497	Badger Lumber	75.46
29501	Universal Supply	74.74
29509	McClinton Chevrolet	1278.90
29517	Lemon's Farm Equipment	28.42
29533	Schneider Construction	153483.00
31468	Chapman Printing	93.11
31544	Dartek Computer Supply	96.42
31546	Office Depot	122.63
31550	Office Depot	276.00
31562	Parkersburg Office Supply	172.10
31566	Parks Hardware	7.98

To listen to this meeting, please refer to Tape #354, Tape #355 and Tape #356.

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April 1, 2004

Jim Kinnett

Mock Peter, Life EMS

LARRY STEPHENS

Bidi Biber Camden Clark Amb

Stephen Jackson Camden Clark Amb

Jeff Propps SJAS

Rob Luthringer Camden - Clark

Mike St. Clair Concerned Citizen

Kathy Bennett Camden-Clark

DAVID CUTRIGHT ST. JOSEPH'S AMBULANCE

CHASE FUMARTY ST JOSEPH'S AMBULANCE

TOM JOYCE St Joseph's Ambulance

Dwaine Wecker St Joseph's Ambulance

Carol Robinson W EMS TSIU - Vienna Field Office

TOM P BURNETT CAMDEN CLARK AMB

EARL TOTTER Camden Clark Amb.

PAUL FOSTER St. Joseph's Amb.

Larry Webb Camden Clark Amb.

BOB NEWELL Parkersburg P.D.