

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, APRIL 12, 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 invoices and other correspondence.

The County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, approved minutes from March 23, 2004, March 24, 2004 and March 25, 2004.

At 10:00 A.M., the County Commission held a conference call with Adam Krason from ZMM, Inc. to discuss the Judge Donald F. Black Courthouse Annex. (Nothing on tape.)

At 10:30 A.M., the County Commission discussed requests for funding. 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 the amount of two thousand nine hundred sixty dollars and 00/100ths cents (\$2,960.00) be CONTRIBUTED to the Horizons Center for Independent Living, Inc., Parkersburg, WV, to be utilized toward the refurbishing of a kitchen at the aforementioned Center. The said Horizons Center for Independent Living, Inc. located at 934 Williams Street, Parkersburg, WV, is owned by the County Commission of Wood County and leased to the Center. The aforementioned amount is to be taken from the General County Fund budget in the fiscal year 2003/2004. 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 amount of five hundred dollars and 00/100ths cents (\$500.00) be CONTRIBUTED to the Eighteenth (18th) Annual YWCA Pacesetter 5K Run/5K Walk, Parkersburg, WV. The aforementioned amount is to be taken from funds received by the County from the lottery proceeds. An Order was prepared regarding this matter.

At 10:45 A.M., the County Commission met with Michael Farnsworth, attorney for George Runnels, to discuss the filing of a petition for elective share in the estate of Zelma Runnels. Jay Day, Administrative Assistant, explained what her will states in regard to an augmented estate. Mr. Farnsworth stated that Ms. Runnels lived in Florida and their elective shares are different in Florida. Robert K. Tebay made a motion to refer it to the Fiduciary Commissioner; the motion was seconded by K.D. Merritt and made unanimous by Rick Modesitt.

At 11:00 A.M., the County Commission met with Joann Powell from Westbrook Health Services. After discussion, 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 AGREEMENT by and between the Westbrook Health Services Incorporated, Parkersburg, West Virginia, and the Wood County Commission, Parkersburg, West Virginia. The said Westbrook Health Services Incorporated shall provide commitment services in Wood County, West Virginia and shall be compensated by the Wood County Commission in the amount of sixty thousand dollars and 00/100ths cents (\$60,000.00) per year in quarterly installments. The aforementioned AGREEMENT shall begin July 1, 2004 and continue through June 30, 2006, and must be

affirmed every year by the County Commission at its Annual Organizational Meeting. If changes to the mental hygiene system are made either judicially, legislatively or otherwise which affect this AGREEMENT, the parties will renegotiate the terms consistent with those changes. Either party may terminate this AGREEMENT immediately upon delivery of a thirty (30) day notice, in writing, to the other by depositing in the United States Mail, first class postage, with return receipt requested; or by delivering the notice personally. 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 sign the Request for Reimbursement in regard to the STOP Violence Against Women Grant Number 02-VAW-008. Wood County incurred expenditures in the amount of five thousand fifty-eight dollars and sixty-one cents (\$5,058.61) during the month of November, 2003. However, the Request for Reimbursement is in the amount of three thousand six hundred eighty-four dollars and forty-six cents (\$3,684.46) of which the amount of one thousand one hundred thirty-six dollars and fifty-two cents (\$1,136.52) represents payment of overtime compensation paid to law enforcement personnel of the City of Vienna, the City of Parkersburg and the Wood County Sheriff's Department in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of two thousand five hundred forty-seven dollars and ninety-four cents (\$2,547.94) were utilized for payment of services provided by Angela Duranti, Assistant Prosecuting Attorney, who is responsible for enhancing the Silence Affects Families Everywhere (S.A.F.E.) Team. Funds in the amount of eight hundred eighty-five dollars and ninety-three cents (\$885.93) were utilized as cash funds, as set forth in the aforementioned Grant and is being provided by the

County through the additional salary and all benefits of Assistant Prosecuting Attorney Angela Duranti. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County SAFE Team and the Prosecuting Attorney; the Demographic Reports of City of Parkersburg Law Enforcement, of the City of Vienna Law Enforcement and of the Wood County Sheriff's Department; the Monthly Progress Report; the Prosecution Tracking Forms; the Daily Time Records for the City of Vienna, for the City of Parkersburg, for the Wood County Sheriff's Department and Angela Duranti; Financial Information for the City of Vienna Law Enforcement for the City of Parkersburg and for the Wood County Sheriff's Department; and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the STOP Violence Against Women 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 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 STOP Violence Against Women Grant Number 02-VAW-008. Wood County incurred expenditures in the amount of four thousand five hundred thirty-one dollars and forty-eight cents (\$4,531.48) during the month of December, 2003. However, the Request for Reimbursement is in the amount of three thousand three hundred forty-five dollars and eighty-three cents (\$3,345.83) of which the amount of six hundred seventy dollars and twenty-two cents (\$670.22) represents payment of overtime compensation paid to law enforcement personnel of the City of Vienna, the City of Parkersburg and the Wood County Sheriff's Department in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of two thousand six hundred seventy-five dollars and sixty-one cents

(\$2,675.61) were utilized for payment of services provided by Angela Duranti, Assistant Prosecuting Attorney, who is responsible for enhancing the Silence Affects Families Everywhere (S.A.F.E.) Team. Funds in the amount of nine hundred twenty-seven dollars and twenty-eight cents (\$927.28) were utilized as cash funds, as set forth in the aforementioned Grant and is being provided by the County through the additional salary and all benefits of Assistant Prosecuting Attorney Angela Duranti. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County SAFE Team and the Prosecuting Attorney; the Demographic Reports of the City of Parkersburg Law Enforcement, of the City of Vienna Law Enforcement and of the Wood County Sheriff's Department; the Monthly Progress Report; the Prosecution Tracking Forms; the Daily Time Records for the City of Vienna, the City of Parkersburg and Angela Duranti; Financial Information for the City of Vienna Law Enforcement, for the Prosecuting Attorney and the City of Parkersburg Law Enforcement; and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the STOP Violence Against Women 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 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 Victims of Crime Act (VOCA) Grant Number 02-VA-050. Expenditures in the amount of three thousand three hundred sixty-four dollars and eighty-three cents (\$3,364.83) were incurred by Wood County during the month of February, 2004, which represents payment of contractual services provided by Diana Williams, Victims Advocate; represents payment of contractual services provided by Sophia Colombo, Victims Advocate

Assistant; and further represents payment of cell phone and pager for Diana Williams. In addition to the Request for Reimbursement; the Financial Recap; the Monthly Progress Reports from both the Victims Advocate and the Victims Advocate Assistant; the Monthly Statistics Report; the Daily Time Records for the Victims Advocate and for the Victims Advocate Assistant; the Annual Performance Report; and the Project Financial Report are being submitted to the Criminal Justice Services Office in Charleston, West Virginia. Documentation pertaining to the Victims of Crime Act (VOCA) 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 sign the Request for Reimbursement in regard to the Combating Underage Drinking Program Grant Number 02-UD-79. Expenditures in the amount of one thousand six hundred twenty-four dollars and sixty-five cents (\$1,624.65) were incurred by Wood County during the month of March, 2004, which represents payment of materials and supplies; and TIPS Recertification of the S.O.B.E.R. (Services, Observation, Behavior Modification, Education and Rehabilitation) Coordinator as set forth in the said Combating Underage Drinking Program Grant.. In addition to the Request for Reimbursement; the Monthly Report; the Financial Recap; the Monthly Supervisor's Report; the Project Director's Monthly Report and the Project Financial Report are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the Combating Underage Drinking 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 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 STOP Violence Against Women Grant Number 02-VAW-008. Wood County incurred expenditures in the amount of four thousand seven hundred twenty-five dollars and fifty-three cents (\$4,725.53) during the month of February, 2004. However, the Request for Reimbursement is in the amount of two thousand nine hundred fifteen dollars and fifty cents (\$2,915.50) of which the amount of four hundred forty-one dollars and twenty-eight cents (\$441.28) represents payment of overtime compensation paid to law enforcement personnel of the Wood County Sheriff's Department in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of two thousand four hundred seventy-four dollars and twenty-two cents (\$2,474.22) were utilized for payment of services provided by Angela Duranti, Assistant Prosecuting Attorney, who is responsible for enhancing the Silence Affects Families Everywhere (S.A.F.E.) Team. Funds in the amount of one thousand six hundred sixty-one dollars and ninety-two cents (\$1,661.92) were utilized as cash funds, as set forth in the aforementioned Grant and is being provided by the County through the additional salary and all benefits provided to Assistant Prosecuting Attorney, Angela Duranti. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County SAFE Team; the Prosecuting Attorney's Report; the Monthly Progress Report; the Prosecution Tracking Forms; the Demographic Reports completed by the Wood County Sheriff's Department; the Financial Information for the Wood County Prosecuting Attorney; the Financial Information for the Wood County Sheriff's Department; the Daily Time Sheets for the Wood County Sheriff's Department and the Project Financial Reports are being submitted to the Criminal Justice Services,

Charleston, West Virginia. Documentation pertaining to the STOP Violence Against Women 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 Report Number Seven (7) covering the period of January 1, 2004 through March 31, 2004 in regard to the Community Gun Violence Prosecution Grant Number 2002-GP-CX-0127. Funds in the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) were requested through the Phone Activated Paperless Request System from the United States Department of Justice, Office of Justice Programs, Washington, D.C., which represents the salary and most of the benefits of Patrick LeFebure who has been hired as the Community Gun Violence Assistant Prosecuting Attorney for Wood County. The remaining benefits of Patrick LeFebure will be provided through the budget allocation of the Prosecuting Attorney for Wood County. Documentation pertaining to the Community Gun Violence Prosecution Grant is on file in the Office of the County Administrator.

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 Financial Status Report in regard to the Local Law Enforcement Block Grant No. 2002-GP-CX-0127. Funding for the aforementioned Local Law Enforcement Block Grant is through the United States Department of Justice, Office of Justice Programs, Washington, D.C. Expenditures in the amount of ninety-five thousand six hundred ninety-one dollars and twenty-nine cents (\$95,691.29) were incurred during the period of January 1, 2004 through March 31, 2004; however, the Federal share of outlays is in the amount of seventy thousand dollars and 00/100ths

cents (\$70,000.00) with the local (County) outlay in the amount of twenty-five thousand six hundred ninety-one dollars and twenty-nine cents (\$25,691.29). Documentation pertaining to the Local Law Enforcement 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 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 in regard to the Enforcing the Underage Drinking Laws Program Grant Number 03-UD-110. Expenditures in the amount of five thousand seven hundred forty dollars and seventy-five cents (\$5,740.75) were incurred during the month of March, 2004. In addition to the Request for Reimbursement; the Monthly Report; the Project Director's Monthly Report; the Financial Recap; the Daily Time Records of the Program Director, Kelly Shook; the Travel vouchers of the Program Director, Kelly Shook; the Project Director's Monthly Report; Literature in regard to alcohol; the Monthly Supervisor's Report; the Monthly Demographic Report; and the Project Financial Report are being submitted to the Division of Criminal Justice Services, Charleston, West Virginia. 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 Robert K. Tebay 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 Accountability Incentive Block Grant Number 02-A-D-157. Expenditures in the amount of six thousand seven hundred eighty-nine dollars and four

cents (\$6,789.04) were incurred by Wood County during the month of March, 2004. However, the Request for Reimbursement is in the amount of five thousand five hundred sixty-eight dollars and 00/100ths cents (\$5,568.00) which represents payment of contractual services provided by Rozann Wilcox, Juvenile Justice Liaison; and Michelle Buckley, Project R.E.P.A.Y./Youth Transition Coordinator. The amount of one thousand two hundred twenty-one dollars and four cents (\$1,221.04) represents the cash match as set forth in the aforementioned Grant. In addition to the Request for Reimbursement; the Monthly Reports; the Financial Recap; the Daily Time Records for the Project R.E.P.A.Y./Youth Transition Coordinator for the Juvenile Justice Liaison; the Project Director's Monthly Reports from both the Project R.E.P.A.Y. Program Coordinator and the Juvenile Justice Liaison, the Demographic Reports for both the Project R.E.P.A.Y. Program Coordinator and the Juvenile Justice Liaison; and the Project Financial Report are being submitted to the Criminal Justice Services Office in Charleston, West Virginia. 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, 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 sign the Request for Reimbursement in regard to the STOP Violence Against Women Grant Number 02-VAW-008. Wood County incurred expenditures in the amount of five thousand three hundred ninety-four dollars and thirty-one cents (\$5,394.31) during the month of January, 2004. However, the Request for Reimbursement is in the amount of three thousand three hundred sixty-six dollars and four cents (\$3,366.04) of which the amount of six hundred twenty-three dollars and thirty cents (\$623.30) represents payment of overtime compensation paid to law enforcement personnel

of the City of Parkersburg in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of two thousand seven hundred forty-two dollars and seventy-four cents (\$2,742.74) were utilized for payment of services provided by Angela Duranti, Assistant Prosecuting Attorney, who is responsible for enhancing the Silence Affects Families Everywhere (S.A.F.E.) Team. Funds in the amount of one thousand three hundred forty-two dollars and eight cents (\$1,342.08) were utilized as cash funds, as set forth in the aforementioned Grant and is being provided by the County through the additional salary and all benefits provided to Assistant Prosecuting Attorney, Angela Duranti. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County SAFE Team and the Prosecuting Attorney; the Monthly Progress Report; the Prosecution Tracking Forms; the Daily Time Sheets for the City of Parkersburg and for Angela Duranti; the Demographic Reports of the City of Parkersburg Law Enforcement; the Financial Information for the City of Parkersburg Law Enforcement; the Financial Information for the Prosecuting Attorney; and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the STOP Violence Against Women 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 Robert K. Tebay, seconded by K. D. Merritt, and made unanimous by Rick Modesitt, did hereby EXECUTE a RESOLUTION that AUTHORIZES Rick Modesitt, in his official capacity as President and on behalf of the County Commission of Wood County, to EXECUTE the LOCAL ECONOMIC DEVELOPMENT ASSISTANCE GRANT PROGRAM CONTRACT between the WEST VIRGINIA DEVELOPMENT OFFICE and the WOOD COUNTY COMMISSION in regard to funds allocated to the Wood County Education and Business Foundation. The aforementioned

funds are in the amount of twenty thousand dollars and 00/100ths cents (\$20,000.00) and are to be utilized for the purchase of large screen presentation monitors for computer-assisted instruction in Wood County Schools. The aforementioned Grant Program shall be completed by June 30, 2004 and may only be extended by mutual written agreement of both parties dependent on the reappropriation of funds under the Local Economic Development Assistance Grant Program. Any changes to the scope of the services of the work to be performed, as stated above, shall be mutually agreed upon by and between the West Virginia Development Office and the County Commission, and shall be incorporated in written agreements to this Contract. The aforementioned Contract may be terminated by giving written notice, one party to the other party, and specifying the effective date of such termination. Sealed bids must be solicited for all commodities or supplies related to this project, which have an estimated value of over ten thousand dollars and 00/100ths cents (\$10,000.00). 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 made unanimous by Robert K. Tebay, did hereby ORDER that one (1) book titled A River To Cross and one (1) atlas be CONTRIBUTED to the Lakeview Estates Residents Association for door prizes at their annual meeting. 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 ORDER that one (1) book titled A River To Cross be CONTRIBUTED to the Mid-Ohio Valley Genealogy Fair to be held on April 24, 2004. 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 made unanimous by Robert K. Tebay, appointed William Brown, as the Engineer, to the Enforcement Agency for the Abandoned Building Ordinance. 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. Mr. Brown will be replacing James Smith. 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 the purchase of filtering software to be purchased on an EMERGENCY BASIS. Such software to be purchased from Surf Control, Inc., Scotts Valley, California, and to be installed on computers utilized at the Central Telecommunications Center located on Core Road, Parkersburg, West Virginia. An Order was prepared regarding this matter.

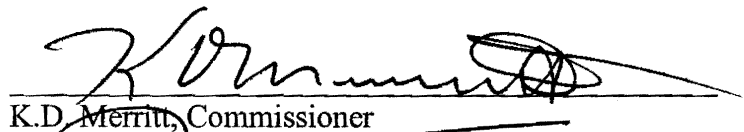
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 1:00 P.M.

APPROVED:

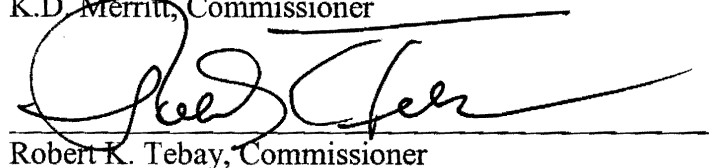
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

To listen to this meeting, please refer to Tape #360.

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April 12, 2004

1. These Collets - The Parkersburg Art Center
2. Mabel D. Farnsworth, Jr.
3. Jo Ann Powell - Westbrook
- 4.
- 5.