

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, APRIL 26, 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 Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, approved minutes from March 29, 2004.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Gregory Emrick – Vienna District (2002); Janie E. Green – Slate District (2003); and for Linda P. Hall – Union District (2003).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Rhonda L. Buckley – Parkersburg City District (2003); Annie M. Kimes – Parkersburg City District (2003); Carl E. McClung – Walker District (two for 2003); Marietta Industrial – Tygart District (2003); Tina Bibbee – Slate District (2003); Ottis Wilcox – Parkersburg City District (2003); and for Richard L. Woodyard, IV – Vienna District (2003).

At 10:00 A.M., the County Commission met with Ginny Conley, Prosecuting Attorney to discuss where the investigation with Mountwood Park is and to see how the Commission wants to proceed; an investigator has talked with employees and the board of directors of Mountwood, she has reviewed these statements and she wants to discuss what the Commission's options are.

At 10:12 A.M., the Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt went into Executive Session upon authority granted by West Virginia Code, Chapter 6, Article 9A, Section 4, Numbers 6 and 7 and Attorney Client Privilege. Mary Rader, County Administrator and Ms. Conley were in attendance. They adjourned said session at 10:59 A.M.

After discussion, 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 MOVE that the Prosecuting Attorney, Ginny Conley, REQUEST information from the Board of Directors of Mountwood Park concerning bonding and/or insurance for the Board of Directors. Also to request information that Park funds are being used to pay legal fees for individual Board Members to maintain Board seats. The County Commission of Wood County is prepared to file action for removal of members based on neglect of duties on Mountwood Park Board. Before the action is taken the County Commission requests that the members of the Mountwood Park Board of Directors appear in the Commission Office on May 6, 2004 at 10:00 A.M. to respond to findings of the investigation. The issues for the action to be filed include but are not limited to timbering, Open Meetings Act violations, finances of Park Board, inaction by Board Members and theft of property, specifically fencing. An Order was prepared regarding this matter.

At this time, the County Commission of Wood County, OPENED sealed bids in regard to the demolition of a structure located at 45 Northwood Villa, Parkersburg, WV, and the removal of all debris from said property owned by Vincent and Jennifer Nedeff. Receipt of the aforementioned sealed bids is pursuant to an ORDER appearing in Order Book 66, at Page 225 and bearing the date of April 5, 2004, at which time the said County Commission of Wood County ORDERED that the bid be let; and further pursuant to a Legal Notice appearing in both

local newspapers, The Parkersburg News and The Parkersburg Sentinel, on April 9, 2004 and on April 16, 2004. Sealed bids were received from the following:

1. Craftsman Construction
3505 Schoolhouse Road
Little Hocking, OH 45742
Bid: \$6,000.00
2. Empire Builders, Inc.
101 Empire Lake Drive
Parkersburg, WV 26101
Bid: \$3,350.00
3. Tim Graham Excavating L.L.C.
2607 Beverly Street
Parkersburg, WV 26101
Bid: \$2,700.00

Following review of the aforementioned bids, 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 AWARD the bid to Tim Graham Excavating L. L. C., Parkersburg, WV. An Order was prepared regarding this matter.

Next, the County Commission met with Diana Williams, Crime Victim Advocate; Chief Gary Deem, Vienna Police Department; and S. F. Greiner, Wood County Sheriff. After discussion, 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 PROCLAMATION that does hereby PROCLAIM April 18-24, 2004, as CRIME VICTIMS WEEK. An Order was prepared regarding this matter. (Nothing on tape.)

The County Commission then met with Adam Krason from ZMM, Inc. to discuss the Judge Donald F. Black Courthouse Annex. (Nothing on tape.)

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 AUTHORIZE the EXECUTION of a RESOLUTION in regard to the STOP Violence Against Women Grant Number 03-VAW-008. With the EXECUTION of the aforementioned RESOLUTION, Rick Modesitt, in his official capacity as President and on behalf of the County Commission of Wood County, is hereby AUTHORIZED to EXECUTE the GRANT CONTRACT AGREEMENT between the Division of Criminal Justice Services and the Wood County Commission; the Subgrantee EEOP Certification; and the Certifications Regarding Lobbying, Debarment, Suspension and Other Special Responsibility Matters, and Drug-Free Workplace Requirements. Documentation pertaining to the STOP Violence Against Women 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 of Wood County, to EXECUTE the Request for Reimbursement in regard to the Wood/Jackson Regional Highway Safety Program Grant Number F04HS-10. Expenditures in the amount of twenty-two thousand eight hundred sixty-eight dollars and eighty-five cents (\$22,868.85) were incurred by Wood County during the period of January 1, 2004 to March 31, 2004, and represents payment of contractual services provided by Tiano-Knopp Associates, Inc., Grant Consultants for Wood County; for travel and training expenses incurred by the aforementioned Grant Consultants; for materials, supplies and postage as set forth in the said Grant; and for overtime expenses incurred by the City of Vienna, the City of Parkersburg, the Wood County Sheriff's Department, whose law enforcement officials participated in the Transportation Enforcement Area Project, Click It or

Ticket Project, and the CRASH Team. In addition to the Request for Reimbursement; the Grant Progress Report; the Highway Safety Data; the Program Activity Report prepared by the Grant Consultants; the Time and Attendance Reports for the Grant Consultants; the Travel and Expense Accounts for the Grant Consultants; bulk mailing postage; the Time Records for law enforcement officers from the Vienna Police Department, the Parkersburg Police Department, and the Wood County Sheriff's Department and the Wood County Crash Team; the Activity Reports of the Vienna Police Department, the Parkersburg Police Department, and the Wood County Sheriff's Department; and the Project Financial Report are being submitted to the West Virginia Highway Safety Program, Charleston, West Virginia. Documentation pertaining to the Wood/Jackson Regional Highway Safety 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 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 two thousand eighteen dollars and twenty-six cents (\$2,018.26) were incurred by Wood County during the period of January 1, 2004 through March 31, 2004, and represents payment of the purchase of road spikes and digital cameras for the City of St. Marys and for overtime expenditures incurred by the City of Parkersburg for law enforcement officials who participated in the Click It or Ticket Highway Safety Incentive Program. In addition to the Request for Reimbursement, the Grant Progress Report, the Capitol Expenditure Request from the City of St. Marys, the weekly time sheets from the City of Parkersburg, and 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, upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER the replacement of a Grinnell six (6) inch dry valve on the sprinkler system located at the Mid-Ohio Valley Board of Health, 211 Sixth Street, Parkersburg, WV. The approximate cost of the aforementioned valve is twenty-seven hundred dollars and 00/100ths cents (\$2,700.00) from Brewer & Company of West Virginia, Charleston, WV.

The County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby AUTHORIZE twenty (20) books titled A River To Cross to be CONTRIBUTED to the Leadership Luncheon that was sponsored by the Chamber of Commerce of the Mid-Ohio Valley on April 28, 2004. 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 the monthly salary of K. C. Linder be increased by five hundred dollars and 00/100ths cents (\$500.00) due to additional duties incurred as a result of being named Acting Director of the Wood County Emergency Services. 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 APPROVE the request of the Boys and Girls Club of Parkersburg for usage of the North side of the Wood County Magistrate Court Building Parking Lot during the 2004 Parkersburg Homecoming. The aforementioned Parking Lot to be utilized by the Boys and Girls Club of Parkersburg for parking

during Friday evening, Saturday and Sunday, August 20, 21, and 22, 2004 for the annual Parkersburg Homecoming Celebration. 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 APPROVE the request of the Parkersburg Homecoming Festival Committee to utilize the County's Parking Lot located at Third and Market Streets during the Parkersburg Homecoming. The aforementioned Parking Lot to be utilized by the Parkersburg Homecoming Festival Committee for parking during the Parkersburg Homecoming Festival on Friday evening, Saturday, and Sunday, August 20, 21 and 22, 2004. An Order was prepared regarding this matter.

Ginny Conley, Prosecuting Attorney for Wood County, presented unto the County Commission of Wood County, an Application in which it is requested that the Honorable Robert E. Wise, Governor of the State of West Virginia, issue a requisition on the Governor of the State of Ohio for the extradition of Georgene M. Christopher, who stands charged with the crime of Fraudulent Schemes, which offense was committed in the County of Wood, in the State of West Virginia, on or about March, 2004, and who is now a fugitive from justice of the State of West Virginia. As the Prosecuting Attorney for Wood County is informed, Georgene M. Christopher is now within the jurisdiction of the said State of Ohio, in the County of Washington. The date of birth of the said Georgene M. Christopher is November 12, 1968; social security number 290-68-0546, white female; five (5) feet one (1) inch in height. The said Application was signed by Rick Modesitt, President of the Wood County Commission, upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and passed. An Order was prepared regarding this matter.

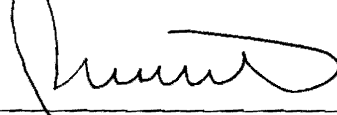
Duane E. Jones, Assistant Director of Wood County Emergency Services/E-9-1-1, presented to the County Commission of Wood County, a New Road Name Request Form from

Jack W. Roberts to correct the spelling of an existing road. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Jack W. Roberts, along with residents Mary L. Burns, Lawrence Berry and Gela W. Roberts, requested that the spelling of the existing road be changed from Fischer Lane to FISHER LANE is located across from Wedgewood Motel on Route 2 North in Williams Taxing District. The request by Jack W. Roberts 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 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 Jack W. Roberts, 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 spelling of the existing road be FISHER LANE. The County Commission of Wood County 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.

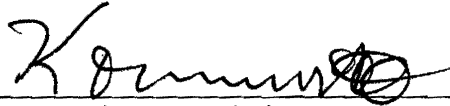
Having no further business to attend to or scheduled appointments, the County Commission adjourned at approximately 2:00 P.M.

APPROVED:

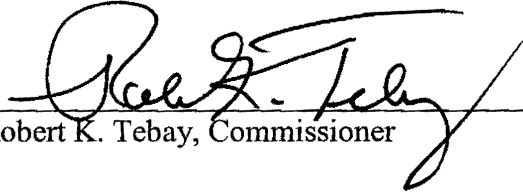
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON APRIL 26, 2004

31620	Casto & Harris	60.18
31558	Dartek Computer Supply	2565.99
31556	Dartek Computer Supply	7031.37
31624	McGuffey Tents	720.00
31564	Chapman Printing	608.00
29499	Assurance Business Forms	805.55
29609	Chapman Printing	260.97
29605	Wal-Mart	36.67
29607	Office Depot	84.74
31508	Innocorp, Ltd	417.00
31510	Health Communications	197.38
31514	WRS Group	3277.65
31548	Miller Communications	537.39
29589	Sam's Club	56.44
29439	Vic's Sales and Service	40.00

To listen to this meeting, please refer to Tape #364.

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April 26, 2004

1. Ginny Conly
2. ~~Ala R. Kuntz~~ - ZML, inc

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