

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, DECEMBER 20, 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.

At 10:00 A.M., the County Commission was in receipt of the resignation of County Commissioner K.D. Merritt, to be effective December 31, 2004. Commissioner Merritt was elected as the new Wood County Sheriff. Commissioners Modesitt and Tebay accepted the resignation. The County Commission, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and passed, offered the position, which will be effective January 1, 2004, to Vienna Police Chief, Gary D. Deem. The Commission, during regular session, called Mr. Deem to offer him the position and he accepted. An Order was prepared regarding this matter.

The County Commission of Wood County opened the sole sealed bid for legal counsel in regard to the issuance of approximately 1.5 to 2 million dollars of debt instruments for the Judge Donald F. Black Courthouse Annex Project. The sole bid was received from Dan Marshall, Attorney at Law, 515 Market Street, Suite 2001, Parkersburg, WV 26102. Mr. Marshall's fee would be in an amount not to exceed the lump sum of \$14,000.00 and expenses in connection with the services to be rendered would not exceed \$500.00. The County Commission, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by K.D. Merritt, took said bid under advisement. An Order was prepared regarding this matter.

At 10:45 A.M., the County Commission discussed the continuation of the Interim Director at the Telecommunications Center (Robert Newell). The Commission agreed to offer the position to Mr. Newell; however, he declined.

At 10:55 A.M., the County Commission discussed the renewal of the agreement with The Burdette Group. After discussion with Cam Huffman and Keith Burdette, 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, approved the Renewal of the Agreement by and between the County Commission of Wood County, Parkersburg, WV and The Burdette Group, Vienna, WV, in regard to monitoring and providing strategic assistance on West Virginia legislative or agency issues which effect those interests of the County Commission of Wood County. For the performance of such services, the County Commission does hereby agree to continue to pay The Burdette Group the amount of one thousand one hundred dollars and 00/100ths cents (\$1,100.00) per month for a total of thirteen thousand two hundred dollars and 00/100ths cents (\$13,200.00) per year. This renewal will commence on January 1, 2005 and terminate on December 1, 2005. Documentation pertaining to The Burdette Group 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 Rick Modesitt and made unanimous by K.D. Merritt, directed the Burdette Group to put together a Legislative Luncheon Meeting to discuss legislative issues that affect the cities and county. The Commission would like legislators, mayors, county elected officials, media, etc. to attend. An Order was prepared regarding this matter.

At 11:00 A.M., the County Commission of Wood County held a public auction for the purpose of selling used vehicles and other miscellaneous property. This auction is being held

pursuant to a Legal Notice being published in both The Parkersburg News and The Parkersburg Sentinel on December 6, 2004 and December 13, 2004. The Auction was held at the Wood County Sheriff's Department/Maintenance Building with the auctioneer being Rocky Peck. The amount of four thousand nine hundred forty-six dollars and fifty cents (\$4,946.50) was taken in at the auction and was placed in the General County Fund budget. Documentation pertaining to said auction is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

At approximately 12:00 Noon, 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 the following CONTRIBUTIONS be made in the following amounts.

1. Williamstown Police Department
\$384.00 for radio chargers
2. Vienna Police Department
\$1,088.00 for radio chargers
3. Wood County Senior Citizens
\$9,724.84 match money for a new van purchase
4. Boys and Girls Club of Parkersburg
\$3,000.00 for the repair of a boiler
5. New Era One Room School Museum
\$2,000.00 for education and tourism
6. Wood County Recreation Commission
\$500.00 to sponsor the 2005 Fishing Derby

The aforementioned contributions are to be taken from the monies the County receives from the video lottery proceeds. An Order was prepared regarding this matter

The County Commission, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and made unanimous by K.D. Merritt, approved the request of the Wood County 4-H Camp Trustees for funding in the amount of two hundred eighty-five dollars and 14/100ths cents (\$285.14). Said contribution will be taken from the video lottery proceeds and is to assist with paying the bills for the installation of a new roof of their main building. An Order was prepared regarding this matter.

At 12:25 P.M., the County Commission of Wood County was in receipt of a request from Sheriff S.F. Greiner to be able to retain and keep his current department service pistol upon his retirement on January 1, 2005. West Virginia State Code §7-7-23 states that upon retirement of a deputy from the Sheriff's Department, the County Commission shall authorize the Sheriff to award the retiring deputy his or her service pistol. Sheriff Greiner meets the requirements by retiring with 24 years and 10 months as a Deputy Sheriff. Said pistol is a Sig Sauer, Model P239, Caliber .40 S&W, Serial Number SA4-82 130. The County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, hereby AUTHORIZES the AWARDING of the above-mentioned pistol to Sheriff Greiner. An Order was prepared regarding this matter.

At 1:00 P.M., the County Commission met with Steve Hardman, Bowles Rice McDavid Graff and Love, attorney for Marmac, Jack Ankrom, Keith Burdette and Cam Huffman to discuss a proposal to exchange property adjacent to Fort Boreman Park. After discussion, the County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by K.D. Merritt, accepted the proposal to exchange property adjacent to Fort Boreman Park, contingent upon the approval of Ginny Conley, Prosecuting Attorney, and if need be to run this exchange through the Wood County

Development Authority or other means necessary. Said exchange of property would be a perpetual road right-of-way over and across certain real estate located in the City of Parkersburg, between the County Commission of Wood County, Grantor, and the West Virginia Department of Transportation, Division of Highways, a State Agency, Grantee. The second exchange of property would be tracts or parcels of land situate in the City of Parkersburg, between the County Commission of Wood County, Grantor and the Marmac Corporation, Grantee. The third exchange of property would be for tracts or parcels of land situate in the City of Parkersburg, between Marmac Corporation, Grantor and the County Commission of Wood County, Grantee. 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, Ordered that the following jurors, who were charged to park in the New County Parking Lot while serving as jurors, be reimbursed.

1. R.C. Cline
3928 10th Avenue
Parkersburg, WV 26101
\$5.50
2. Rachel Lynn Allman
956 Hope Hill Road
Parkersburg, WV 26101
\$2.00
3. Donna D. Knopp
46 Kittle Street
Williamstown, WV 26187
\$3.00
4. Dewey Norman
P.O. Box 4251
Parkersburg, WV 26101
\$5.50

5. Corey Miller
68 Wyndham Road
Parkersburg, WV 26101
\$5.50

6. Linda Harper
2305 Nash Street
Parkersburg, WV 26101
\$7.50

An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, announced that two vacancies exist on the Wood County Emergency Services Board. Said vacancy is due to the fact that Jim Fittro, Democrat and James Midkiff, Republican, no longer wish to serve on said board and is further 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. Fittro's term will expire February 1, 2008 and Mr. Midkiff's term will expire February 1, 2005. An Order was prepared regarding this matter.

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, AWARDED the bid for the financing of the lease/purchase of police vehicles and equipment for such vehicles for the Wood County Sheriff's Department to Huntington Capital Corp., 41 South High Street 12th floor, Columbus, OH 43215. Their bid was as follows:

Interest rate of 2.97%	
Monthly payment – 48 months	\$8,848.43
Total Debt Service – 48 months	\$424,724.55

All documentation pertaining to the lease/purchase bid 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 Juvenile Justice and Delinquency Prevention Grant Number 04-JJV-002. Expenditures in the amount of three thousand six hundred twenty-eight dollars and twenty-one cents (\$3,628.21) were incurred by the Wood County during the month of November, 2004; however, the Request for Reimbursement is in the amount of two thousand six hundred fifty dollars and 00/100ths cents (\$2,650.00) which represents payment for contractual services provided by the Counseling and Wellness Center, Parkersburg, WV and Fred Jay Krieg, Ph.D. and Associates, PLLC, Vienna, WV, regarding the P.E.A.C.E. (Program with Emphasis on Anger Control) Program, the Q.U.I.T. (Quality Intervention and Treatment) Program and the Y.I.E.L.D. (Youth In Effective Legal Diversion) Program. The amount of nine hundred seventy-eight dollars and twenty-one cents (\$978.21) was provided as cash match in the way of hourly salary and benefits of Larry Johnson, Jason Hayner and Amy Sims, Juvenile Probation Office. In addition to the Request for Reimbursement; the Monthly Reports, the Daily Time Records of Fred Jay Krieg, Ph.D. and Associates, PLLC; the Daily Time Records of employees of the Counseling and Wellness Center; the Daily Time Records of employees of the Juvenile Probation Office; the Financial Recap; the Monthly Project Director's Reports prepared by the Office of the Wood County Juvenile Probation; the Monthly Project Director's Report prepared by Fred Jay Krieg, Ph.D. and Associates, PLLC in regard to the Q.U.I.T. (Quality Intervention and Treatment) Program and the Y.I.E.L.D. (Youth In

Effective Legal Diversion) Program; the Monthly Project Director's Reports prepared by the Counseling and Wellness Center, PLLC, in regard to the P.E.A.C.E. (Program with Emphasis on Anger Control) Program; the Monthly Supervisor's Reports; the Demographic Reports; and the Project Financial Report are being submitted to the Criminal Justice Services, Charleston, West Virginia. 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, 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, to sign a letter addressed to the West Virginia Regional Response Program, Department of Military Affairs and Public Safety, Charleston, West Virginia, enclosing an amended Quarterly Report in regard to the Wood County Commission Homeland Security Grant/Homeland Security Grant – Homeland Security Planner Grant Program, the Citizens Corps Grant Program, the Emergency Operations Center Grant Program and the Law Enforcement Terrorism Prevention Program. The Report is for the months of July, August and September, 2004. The Report is being sent again due the fact that the initial report was completed on incorrect forms. Documentation pertaining to the aforementioned Homeland Security 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 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 03-VA-034. Expenditures in the amount of

four thousand seven hundred forty-three dollars and forty-five cents (\$4,743.45) were incurred by Wood County during the month of October, 2004; However, the Request for Reimbursement is in the amount of three thousand eight hundred thirty-three dollars and forty-five cents (\$3,833.45), which represents payment of contractual services provided by Diana Williams, Victims Advocate; payment of contractual services provided by Erin Lentz, Assistant Victims Advocate; payment of cell phone and pager services for Diana Williams; and further represents travel and training expenses of Erin Lentz. The amount of nine hundred ten dollars and 00/100ths cents (\$910.00) represents the cash match as required by the aforementioned Grant and reflects the volunteer time and the rental of office space at both the Wood County Judicial Building and the Wood County Magistrate Court Building. In addition to the Request for Reimbursement; the Financial Recap; the Monthly Progress Reports from the Victims Advocate; the Monthly Statistics Report; the Daily Time Records for the Assistant Victims Advocate; the Daily Time Record for the Victims Advocate and the Assistant Victims Advocate; the Annual Performance Reports; the Travel Expense Statement of Erin Lentz; the Monthly Progress 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 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 03-VA-034. Expenditures in the amount of three thousand nine hundred seventy-seven dollars and forty-six

cents (\$3,977.46) were incurred by Wood County during the month of November, 2004; However, the Request for Reimbursement is in the amount of three thousand four hundred twenty-seven dollars and forty-six cents (\$3,427.46), which represents payment of contractual services provided by Diana Williams, Victims Advocate; payment of contractual services provided by Erin Lentz, Assistant Victims Advocate. The amount of five hundred fifty dollars and 00/100ths cents (\$550.00) represents the cash match as required by the aforementioned Grant and reflects rental of office space at both the Wood County Judicial Building and the Wood County Magistrate Court Building. In addition to the Request for Reimbursement; the Financial Recap; the Project Financial Report; the Daily Time Records of Diana W. Williams and Erin Lentz; the Monthly Progress Report and the Annual Performance 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 Rick Modesitt, seconded by K.D. Merritt and made unanimous by Robert K. Tebay, adopted a Resolution in reference to Budget Revision No. 5 in the General County Fund Budget for the fiscal year 2004/2005. The Request for Revision to the Approved Budget, being submitted to the West Virginia State Auditor – Chief Inspector Division, Charleston, West Virginia, was signed by Rick Modesitt, President of the Wood County Commission. An Order was prepared regarding this matter.

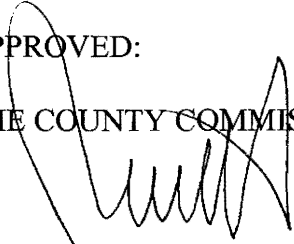
Cindi Barnhouse was sworn in as a Humane Officer and Deputy Assessor.

Kevin Roberts was sworn in to the Wood County Planning Commission.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 2:30 P.M.

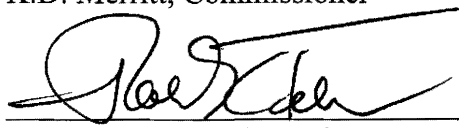
APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President

K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON DECEMBER 20, 2004

32524

Orbacom Co. Int. Corp.

\$48,781.50

To listen to this meeting, please refer to Tape #477.

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Wood County Commission Meeting

Held Dec 20, 2004

Please Print

1.	STEVEN HARDMAN	Bowles Rice McDavid Graft + Houck
2.	Cam Huffman	Burdette Group Area Roundtable
3.	P. J. Huffman	EDG, INC.
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