

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, JANUARY 29, 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.

Sam Winans was sworn in as a member of the Wood County Development Authority.

Mark Kury was sworn in as a member of the Wood County Development Authority and Mid-Ohio Valley Regional Airport.

At 10:00 A.M., the County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby give APPROVAL to a RESOLUTION that honors and congratulates players and coaches at Parkersburg South High School in regard to the PATRIOT FOOTBALL TEAM. The aforementioned Resolution does hereby further RESOLVE that the 30th day of January, 2004 be known throughout Wood County as PARKERSBURG SOUTH PATRIOT FOOTBALL CHAMPIONS DAY. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission met with Robert Reed, A1 Engineering and Michael Scott, Architect, to discuss how they can better present their business when they are trying to get a job such as the County's Town Square project. Discussion took place.

At 11:00 A.M., the County Commission met with Edith Grim from the Sheriff's Tax Office to discuss the Sandra Lee Mayle estate to have two claims disallowed. After

discussion, the County Commission, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt, Order that the claims be disallowed.

The County Commission met with Ben Garland, who wanted to request funding for the Relay for Life. After a brief discussion, 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 that the amount of one thousand dollars and 00/100ths cents (\$1,000.00) be contributed to the Relay for Life, American Cancer Society, Parkersburg, West Virginia. The aforementioned contribution is to be taken from funds received by Wood County from the video lottery proceeds. An Order was prepared regarding this matter.

At 11:15 A.M., the County Commission met with Jim Kinnett and Sam Winans from the Wood County Development Authority to discuss funding. Mr. Kinnett stated he has submitted a letter in regard to next years funding and an amount for this year; they are having a small cash flow issue. More discussion took place.

At 11:45 A.M., the County Commission met with Terry Schamp to discuss the elimination of an at-grade intersection at River Hill Road in regard to the Corridor D Project. Mr. Schamp thinks this is dangerous. Sheriff S. F. Greiner and Chief Deputy Charlie Johnson were present. Chief Johnson stated that Mr. Schamp brought this to their attention and they think there may be problems. The Commission will do a letter to the Department of Highways. They asked for a letter from the Sheriff in regard to safety and his concerns. The Sheriff will submit a letter.

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 RESOLUTION of the Wood-Washington-Wirt Interstate Planning

Commission concerning Approval of the Recommended Program Projects in the Draft Long Range Transportation Plan, and did hereby give APPROVAL to the Conformity Determination of the Draft Long Range Transportation Plan and Recommended Program of Projects with the 1990 Clean Air Act Amendments – Parkersburg, West Virginia Metropolitan Statistical Area. An Order was prepared regarding this matter.

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, 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 Paul W. Smith to fill a vacancy on the Lubeck Public Service District Board. Mr. Smith's term will expire December 31, 2009. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of a letter from the Office of Emergency Services, Charleston, West Virginia, advising the said County Commission that the FY-2003 CERT (Community Emergency Response Team) Program Grant has been approved in the full amount of seven thousand five hundred dollars and 00/100ths cents (\$7,500.00). Receipt of the aforementioned letter of approval is pursuant to an ORDER appearing in Order Book 66, at Page 111 and bearing the date of December 11, 2003, at which time, Rick Modesitt, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Grant Award Agreement and the Certification in regard to the aforementioned Grant. Documentation pertaining to the FY-2003 CERT 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 a letter from the West Virginia Department of Transportation, Charleston, West Virginia, advising the said County Commission that their Highway Safety grant proposal had been APPROVED in the amount of one hundred ten thousand eight hundred dollars and 00/100ths cents (\$110,800.00). Receipt of the aforementioned letter is pursuant to an ORDER appearing in Order Book 66, at Page 46 and bearing the date of September 25, 2003, at which time the Application for funding was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission. The aforementioned Application requested funds in the amount of one hundred fifty thousand eight hundred fifty-seven dollars and 00/100ths cents (\$150,857.00). Documentation pertaining to the Mid-Ohio Valley 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 was in receipt of a check from the State of West Virginia in the amount of three thousand one hundred seventeen dollars and ninety-seven cents (\$3,117.97), which represents reimbursement to Wood County for expenses incurred during the month of October, 2003 in regard to the STOP Violence Against Women Grant Number 02-VAW-008. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 66, at Page 114 and bearing the date of December 15, 2003, at which time the Request for Reimbursement was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission. 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 made unanimous by Rick Modesitt, did hereby ORDER that the amount of \$500.00 be contributed to the Wood County Farm Bureau, Belleville, West Virginia. The aforementioned amount is to be taken from funds received by Wood County from video lottery funds. 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 Antonio Jevon Maddox, who stands charged with the crime of Aiding and Abetting to Malicious Assault, which offense was committed in the County of Wood, in the State of West Virginia, on or about December, 2003, and who is now a fugitive from justice of the State of West Virginia. As the Prosecuting Attorney for Wood County is informed, Antonio Jevon Maddox is now within the jurisdiction of the said State of Ohio, in the County of Galia. The date of birth of the said Antonio Jevon Maddox is September 8, 1984; social security number 379-96-7656; a black male; height 5'10 with brown hair and brown eyes. The said Application was signed by Rick Modesitt, President of the Wood County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and passed. 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 appointed Robert K. Tebay to the Wood-Washington-Wirt Planning Commission. The County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, appointed Rick Modesitt to the Mid-Ohio Valley Regional Council. These

appointments were inadvertently left off of the January 5, 2004 Order found in Order Book 66, at Page 127. 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 Howard E. Baker, who stands charged with False Pretense, which offense was committed in the County of Wood, in the State of West Virginia, on or about October, 2003, and who is now a fugitive from justice of the State of West Virginia. As the Prosecuting Attorney for Wood County is informed, Howard E. Baker is now within the jurisdiction of the said State of Ohio, in the County of Washington. The date of birth of the said Howard E. Baker is November 8, 1971; social security number 282-86-0220; white male; six (6) feet in height; brown hair and brown eyes. The said Application was signed by Rick Modesitt, President of the Wood County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and passed. 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 Clifton Reed, Jr. along with Ryan Daggett, to name the road to their residences. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Mr. Reed requested the road be named EARNHART LANE. The road to be known as EARNHART LANE is located off Route 47 before you reach the B.P. Station in Clay Taxing District, Tax Map 230, Parcel Number 000H0000. The request by Mr. Reed 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 Clifford Reed, Jr., 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 road be named EARNHART LANE. 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.

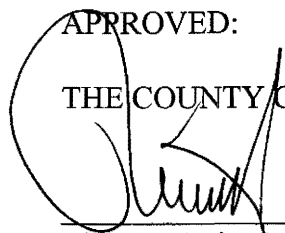
The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE a MUTUAL ASSISTANCE AGREEMENT by and between S.F. GREINER, in his capacity as Sheriff of Wood County, West Virginia; and K.C. Linder, in his capacity as the Compliance/Enforcement Agent for the Wood County Commission, Wood County, West Virginia; and The Wood County Commission. For the purpose of improving the detection, prevention and enforcement of non-compliance with public safety statutes and/or ordinances which occur within Wood County, and thereby benefiting the Citizens of Wood County, the parties to this AGREEMENT hereby mutually agree to assist each other upon request with regard to enforcement of public safety statutes and/or ordinances, the non-compliance of which creates situations of public nuisance and/or hazard, by providing enforcement

personnel, technical assistance and/or equipment of their respective agencies to work in the detection, investigation and enforcement of non-compliance with public safety statutes and/or ordinances. Such AGREEMENT is pursuant to Chapter 15, Article 10 of the West Virginia Code, 1931, as amended. An Order was prepared regarding this matter.

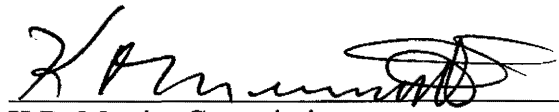
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 12:30 P.M.

APPROVED:

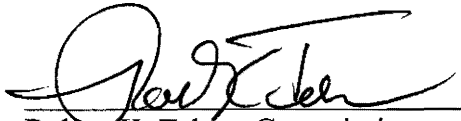
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON JANUARY 29, 2004

31248

Assurance Business Forms

\$3,574.30

To listen to this meeting, please refer to Tape #315, Tape #316 and Tape #317.
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Jan 29, 2004

Larry Boston
Joe Memele
Angela Hatcher

Corett Bob Springer

Ryan Merrill

Dustin Echnel

Dalton Memele

JoEllen Blair

AI ENGINEERING ROBERT REED

MICHAEL A. SCOTT, ARCHITECT

Edith Bruni, Sheriff Greiner

Terry L. Schamp

Sam Winans

Jim Kinnert

C. J. Johnson

S. F. Greiner