

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
MONDAY, MAY 3, 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 April 1, 2004 and April 8, 2004.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Andrea N. Carpenter – Vienna District (2003); Bernard A. Sauers – Vienna District (2003); Janis L. McCoukey – Parkersburg City District (2002) and for Larry E. Highland – Williams District (2003).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Craig B. Harper – Harris District (2001, 2002 and 2003); Robert B. Black – Clay District (2003); Lewis L. Mitchell – Lubeck District (2003) and for New River Estates LLC – Parkersburg City District (2003).

At 9:45 A.M., the County Commission went to the Circuit Clerk's Office to pack the ballots for the May 11, 2004 primary election.

At 11:00 A.M., the County Commission met with Carl Stemple to discuss the North Bend Rail Trail Project. 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 eight hundred dollars and 00/100ths cents (\$800.00) be CONTRIBUTED to the North Bend Rails To Trails Foundation for the purchase of HO scale railroad cars with the historic courthouse imprinted on the side of said railroad cars. Such CONTRIUTION to be taken from the lottery funds received by the County. An Order was prepared regarding this matter.

Tim Meeks was present for a meeting that was scheduled to discuss the Claywood Park Public Service District project; however this was not on the schedule when the agenda was typed, therefore, it will be rescheduled for May 6, 2004 at 11:45 A.M.

At 11:30 A.M., the County Commission met with Angela Duranti, Assistant Prosecuting Attorney, to discuss the Ordinance on Video Lottery Establishments. (Nothing on tape.) The County Commission of Wood County, did hereby ORDER the following changes be made to the Land Use Ordinance for Video Lottery Establishment Locations:

(1) Upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER that any person wishing to locate or establish a Video Lottery Establishment in or on any improvement (or part thereof) must be at least one thousand (1000) feet, structure to structure, of any church, school, playground, park, recreational area, residence, hotel, library or any other state facility.

(2) Upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt did hereby ORDER that the Planning Commission shall appoint a five-member Façade Committee to review appropriate exterior and signage for each Video Lottery Establishment.

(3) Upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER that an annual fee of two thousand dollars and 00/100ths cents (\$2,000.00) be imposed on each Video Lottery Establishment.

(4) Upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER that any individual responsible for any violation shall have thirty (30) days to appropriately rectify the violation. 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, did hereby APPROVE the floor plan, as amended, of the layout of office areas at the Judge Donald F. Black Courthouse Annex, as presented by ZMM, Inc., Architects and Engineers, Charleston, WV. The County Commission of Wood County, further requested ZMM, Inc. to prepare bid specifications for the construction of such office areas, as amended, and as reflected on the revised plan, with the option for a third Family Court Area. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of a Letter of Approval from the United States Department of Justice, Bureau of Justice Assistance, Washington, D.C., in regard to the County's request for funding from the Local Law Enforcement Block Grant Program. Funding will be utilized by the Wood County Sheriff's Department to purchase a Fingerprint Scanning Program. Receipt of the Letter of Approval is pursuant to an ORDER appearing in Order Book 66, at Page 6 and bearing the date of August 18, 2003, at which time the request for funding was filed electronically. Documentation pertaining to the Local Law Enforcement Block Grant Program 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 Division of Criminal Justice Services, Charleston, WV, ACKNOWLEDGING the receipt of the County Commission's Application for the fiscal year 2004 Drug and Violent Crime Control Program funding. Receipt of such Acknowledgement letter is pursuant to an ORDER appearing in Order Book 66, at Page 243 and bearing the date of April 19, 2004, at which time the grant application was EXECUTED by Rick Modesitt, in his official capacity as President and on behalf of the County Commission of Wood County. Documentation pertaining to the Drug and Violent Crime Control 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 the Approval of the Request for Revision to Approved Budget from the West Virginia State Auditor, Chief Inspector Division, Charleston, West Virginia, in regard to Revision No. 13 in the General County Fund budget for the fiscal year 2003/2004. Receipt of said Approval is pursuant to an Order appearing in Order Book 66, at Page 249 and bearing the date of April 29, 2004, at which time the Request for Revision was signed by Rick Modesitt, President of the Wood County Commission. An Order was prepared regarding this matter.

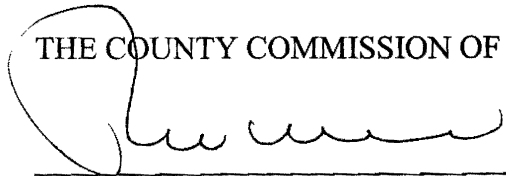
The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby ORDER that a MEMORIAL RESOLUTION be EXECUTED in regard to Lance Cpl Joshua S. Wilfong, a member of the United States Marines. In memory of the said Lance Cpl Joshua S. Wilfong, the County Commission of Wood County did hereby ORDER that the flags of Wood County be flown at half-staff from May 3<sup>rd</sup> to May 7<sup>th</sup>, 2004. An Order was prepared regarding this matter.

At 1:30 P.M., the County Commission tested the tabulation equipment for the upcoming primary election. The County Commission, upon a motion duly made, seconded and passed, did hereby CERTIFY that the May 3, 2004 public test of the program deck to be used in the May 11, 2004 Primary Election was tested and found to be free from error. An Order was prepared regarding this matter.

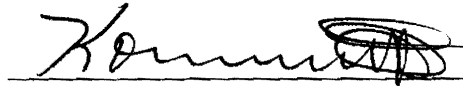
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 2:00 P.M.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



K.D. Merritt, Commissioner



Robert K. Tebay, Commissioner

PURCHASE ORDERS APPROVED ON MAY 3, 2004

29643	Matheny Motor Truck	393.25
31594	Fairplain Tractor Sales	680.05
29619	Tri-State Roofing	96.00
29629	Bosley Rental	251.45
29551	Parkersburg Office Supply	105.92

To listen to this meeting, please refer to Tape #367.

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May 3, 2004

Jim Jellin

Family Court Judge

CARL STEMPLE NORTH BEND RAJITRASI

Tim Meeks MUVRC