

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, MAY 6, 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 12, 2004.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications for Ralph E. Kidwiler – Clay District (2000, 2001, 2002 & 2003); Ronald L. Nolan – Vienna District (2003); Jennifer L. Anderson – Vienna District (2002); Mary S. Smoot – Parkersburg City District (2003); and Jean E. Gilbert – Harris District (2003).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications for Jesse Springer Life Estate – Clay District (2003); Alan D. Buckley – Steele District (2003) and for Lewis L. Mitchell – Lubeck District (2003).

At 10:00 A.M., the County Commission met with Ginny Conley, Prosecuting Attorney; Michelle Rusen, Attorney for Mountwood Park; Larry Godfrey, Wood County Parks and Recreation Commission (Mountwood Park) board member; and Decker Moody, investigator. They discussed the recent investigation of the Parks and Recreation Board. Ms. Conley stated that many of the things that the Commission has discussed will be discussed at the parks meeting. Ms. Rusen discussed the financial matters that have been reported aren't accurate; they can pay their bills; they have one hundred eighty dollars in the bank; the sewage treatment plant is an expensive operation; deterioration of the infrastructure of (inaudible) system; park is trying

to solicit bids for work on Pressley Ridge. Discussion took place about board members; if the County Commission is of the mind to step in and help with the park, they will sit down and talk with them; they have cooperated with the investigation; they feel they have been subjected to threats of removal of office and investigation, which is why she is at this meeting instead of the board members. Ms. Conley stated that the goal of the Commission inviting the board members down was to do just what Ms. Rusen had just discussed and discussing what the investigation turned up; fencing was stolen by a board member, who has since resigned. More discussion took place. Larry Godfrey stated that he thinks there is cooperation with some members of the board and they want it resolved.

At 10:31 A.M., the County Commission, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, went into Executive Session upon authority granted by West Virginia Code, Chapter 6, Article 9A, Section 4, Number 6 and Number 7. Ginny Conley, Prosecuting Attorney; Decker Moody, Investigator and Mary Rader, County Administrator were present. They adjourned said Executive Session at 11:58 A.M.

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 letter be sent to Michelle Rusen, Attorney for Mountwood Park, REQUESTING certain items be completed as a result of the investigation of Mountwood Park. An Order was prepared regarding this matter.

At approximately 11:30 A.M., the County Commission met with Edwin Dils, PHS; Frank Marcinko, Williamstown High School and Ken Stukey from the Erickson All-Sports Facility. The Commission presented them with checks for their organizations.

At 11:45 A.M., the County Commission met with Tim Meeks from the Mid-Ohio Valley Regional Council to discuss the Small Cities Block Grant Number 00SCBG0019X.

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 a letter addressed to the West Virginia Development Office, Charleston, WV, requesting a revision be made to the Small Cities Block Grant Number 00SCBG0019X. The said Small Cities Block Grant, obtained by the County Commission of Wood County, is for the purpose of water line extension to be completed through the Claywood Park Public Service District. The letter requests that the amount of three thousand five hundred dollars and 00/100ths cents (\$3,500.00) be transferred from the Tap Fee Assistance category to the Administrative category. Documentation pertaining to the Small Cities Block Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

Attorney Dave Palmer tendered to the Commission an Application for the closing of a 40-foot street or road, located in Williams District. The Commission set a hearing date for May 27, 2004 at 10:30 A.M. An Order was prepared regarding this matter.

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, did hereby ORDER that sexual Harassment Seminars and Stress Seminars be held by Attorney Diane Everett and made available to County employees. Attorney Everett has agreed to volunteer her time for such seminars. Commission President Rick Modesitt is to get in touch with Attorney Everett to set a time and place for such seminars. An Order was prepared regarding this matter.

Duane E. Jones, Assistant Director of Wood County E-9-1-1, presented to the County Commission of Wood County, a New Road Name Request Form from Kathryn Halterman to name the road that provides access to residences. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Kathryn Halterman, along with resident Norman Orr, requested the road be named HARMONY LANE. The road to be known as HARMONY LANE is located on Varner Road to top of hill through farm gate past the junkyard in Union Taxing District, Tax Map 340, Parcel Number A3. The request by Kathryn Halterman 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 Kathryn Halterman, and the approval from the Wood County 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 HARMONY 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.

Duane E. Jones, Assistant Director of Wood County E-9-1-1, presented to the County Commission of Wood County, a New Road Name Request Form from Rodney and Kitty Mullen to name the road that provides access to residences. The said Request does not interfere with the

scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Rodney and Kitty Mullen, along with residents Cathy Christiansen and Trudy Hinzman, requested the road be named MULLEN RUN. The road to be known as MULLEN RUN is located off Kites Run Road on left 1.5 miles in Clay Taxing District, Tax Map 380, Parcel Number 0005. The request by Rodney and Kitty Mullen 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 Rodney and Kitty Mullen, and the approval from the Wood County 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 MULLEN RUN. 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.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K. D. Merritt and passed, did hereby ORDER the ACCEPTANCE of the proposal submitted by PSX, Pittsburgh, PA, for Parking Control Equipment to be utilized on the Market Street Parking Lot Project. The cost to supply and install the said Parking Control Equipment is in the amount of fourteen thousand four hundred fifty dollars and 00/100<sup>th</sup> cents (\$14,450.00). 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 payment of services provided by Dr. Paul G. Modie with the Parkersburg Medical Associates, Parkersburg, WV. The aforementioned services were provided during the period of August 16, 2000 through January 24, 2001, and is in the amount of four thousand three hundred ninety dollars and 00/100ths cents (\$4,390.00). As per a letter from the Sheriff of Wood County, S.F. Greiner, the records of the Wood County Correctional Center indicate that services were rendered during the aforementioned period. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made by K. D. Merritt, seconded by Robert K. Tebay and made unanimous by Rick Modesitt, appointed Greg Collins to the Enhanced 911 Communications Advisory Board. Said appointment is due to the fact that Mr. Collins replaces Jack Hunley, with the Fraternal Order of Police. The term expired April 30, 2004 and 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. The new term will expire on April 30, 2007.

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 of Wood County, to EXECUTE the Extended Service Plan by and between Copier Word Processing Supply, Inc., Parkersburg, WV and the County Commission of Wood County, Wood County, WV. The aforementioned Extended Service Plan is for a model GP200, Serial Number NFY04866, copy machine located in the Office of the Assessor and covers the period of April 2, 2004 to April 1, 2005. The annual charge is in the amount of nine hundred eighty-eight dollars and forty-five

cents (\$988.45) with an overage at \$.0255 per copy. The aforementioned Extended Service Plan includes labor, travel, parts, black toner and drum. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby EXECUTE a MEMORIAL RESOLUTION for Army PFC Ernest Harold Sutphin. It is further RESOLVED that flags were ORDERED flown at half staff in memory of the said Army PFC Ernest Harold Sutphin who was fatally injured while serving his nation as he was stationed near Baghdad, Iraq. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby EXECUTE a MEMORIAL RESOLUTION for Army Staff Sgt Roger Clinton Turner, Jr. It is further RESOLVED that flags were ORDERED flown at half staff in memory of the said Army Staff Sgt Roger Clinton, Jr. who was fatally injured while serving his nation as he was stationed near Balad, Iraq. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly 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 and the Certification of Grant Completion in regard to the LOCAL ECONOMIC DEVELOPMENT ASSISTANCE GRANT PROGRAM funding in the amount of twenty thousand dollars and 00/100ths cents (\$20,000.00) allocated to the Wood County Education and Business Foundation. An Order was prepared regarding this matter.

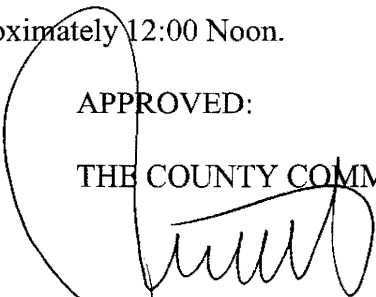
The County Commission of Wood County, upon a motion duly made by Robert K. Tebay, seconded by K. D. Merritt and made unanimous by Rick Modesitt, did hereby give

APPROVAL to the Application and Certificate for Payment presented by Schneider Construction Company, Parkersburg, WV, who was hired by the County Commission to complete the Market Street Parking Lot Project. The current payment due is in the amount of forty-one thousand eight hundred fifty dollars and 00/100ths cents (\$41,850.00), and represents payment of the bond, drainage and electrical work in the construction of the aforementioned Market Street Parking Lot Project. The total cost of the construction of the Market Street Parking Lot Project was in the amount of one hundred fifty thousand eight hundred thirty-three dollars and 00/100ths cents (\$150,833.00). Documentation pertaining to the construction of the Market Street Parking Lot Project is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 12:00 Noon.

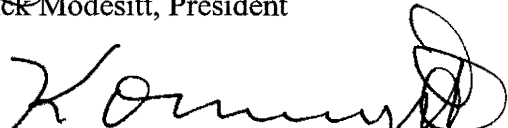
APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY



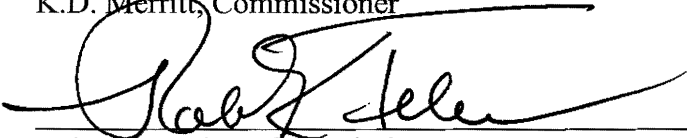
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Rick Modesitt, President



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K.D. Merritt, Commissioner



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Robert K. Tebay, Commissioner



PURCHASE ORDERS APPROVED ON MAY 6, 2004

31658	Parks Hardware	24.86
31670	Parkersburg Office Supply	45.50
29613	Big Mac	202.70
29653	Bestway Equipment	6.80
29655	Larry's Welding	75.00
29657	Parks Hardware	20.49
31610	The Target Shop	181.26
31618	Broadwaters Motorcar	48.96
31626	Broadwaters Motorcar	18.11
31638	Triumph Auto Glass	180.00
31656	Parkersburg Office Supply	64.02
31568	S.W. Resources	1500.00

To listen to this meeting, please refer to Tape #370.

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May 6, 2004

1. Jimmy Conley
2. Larry Godfrey
3. Decker Madry
4. Ric Bengtson
5. Tim Bauman
6. Tim Meeks MOVRC
7. EDWIN DILS
8. KEN STUKEY
9. Frank Marcinko
10. GEORGE GLINGS LEAF