

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
MONDAY, OCTOBER 18, 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 orders, invoices and other correspondence.

At 10:30 A.M., the County Commission met with Merrell O'Shea, United Bank; James Reed, Wesbanco; and Robert Astorg and Art Oliver from the Wood County Building Commission, to discuss financing in regard to the renovations of the Judge Donald F. Black Courthouse Annex. Ms. O'Shea stated they need to decide when they want to start and then she can get a proposal together; she suggests that the Commission start the project now by borrowing from local banks by pledging CD's (WesBanco and United) and the Building Commission could begin their process and after a couple of months the Commission could decide how much they wanted to permanently borrow. More discussion took place.

At 1:00 P.M., the County Commission met with Kim Marshall from the Firefighters Associations to discuss life insurance for firefighters. 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 ORDER that the amount of seventeen thousand four hundred nine dollars and seven cents (\$17,409.07) be CONTRIBUTED to the Wood County Firefighters Association to be utilized toward the annual insurance premium that would provide each firefighter within Wood County, West Virginia, a ten thousand dollars and 00/100ths cents (\$10,000.00) term life insurance policy coverage. The

aforementioned term life insurance policy coverage is being furnished by the Bill Bailey Insurance Agency, Inc., Williamstown, WV, through the VFIS Program, and being underwritten by AIG Life Insurance Company and American International Life Assurance Company of New York. The aforementioned term life insurance policy coverage will provide approximately four hundred (400) firefighters in Wood County with coverage. The aforementioned amount is to be taken from funds the County receives from video lottery proceeds. An Order was prepared regarding this matter.

At 1:30 P.M., the County Commission met with Lisa Collins and Sister Jane Harrington to discuss the Sisters of St. Joseph's Charitable Funds. Ms. Collins stated that West Virginia is at the top of the list of health statistics with obesity and cardiac related problems; they have formed a committee called M.A.P. 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 ORDER that they, County Commission of Wood County, prepare and sign a letter of support in reference to number 20050079: Neighborhood M.A.P. – More Active People Center for Aging and Healthcare in West Virginia, Inc. The County Commission of Wood County does hereby endorse the aforementioned Program and will recommend funding in the amount of one thousand dollars and 00/100<sup>ths</sup> cents (\$1,000.00) per year for the next four (4) years as the County's portion of matching funds in regard to the Robert Wood Johnson Foundation funding. 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 Juvenile Accountability Incentive Block Grant Number 03-A-

D-207. Expenditures in the amount of six thousand five hundred twenty dollars and seventy-two cents (\$6,520.72) were incurred by Wood County during the month of September, 2004. However, the Request for Reimbursement is in the amount of five thousand ten dollars and 00/100ths cents (\$5,010.00) which represents payment of contractual services provided by Rozann Wilcox, Juvenile Justice Liaison, and Michelle Buckley, Project R.E.P.A.Y./Youth Transition Coordinator. The amount of one thousand five hundred ten dollars and seventy-two cents (\$1,510.72) represents the cash match as set forth in the aforementioned Grant. In addition to the Request for Reimbursement; the Monthly Reports; the Financial Recap; the Daily Time Records for the Project R.E.P.A.Y./Youth Transition Coordinator and the Juvenile Justice Liaison; the Project Director's Monthly Reports from both the Project R.E.P.A.Y. Program Coordinator and the Juvenile Justice Liaison, the Demographic Reports for both the Project R.E.P.A.Y. Program Coordinator and the Juvenile Justice Liaison; and the Project Financial Report are being submitted to the Criminal Justice Services Office in Charleston, West Virginia. Documentation pertaining to the Juvenile Accountability Incentive Block 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 STOP Violence Against Women Grant Number 03-VAW-008. Wood County incurred expenditures in the amount of one thousand one hundred fifty-seven dollars and seventy cents (\$1,157.70) during the month of August, 2004. However, the Request for Reimbursement is in the amount of eight hundred forty-nine dollars and eighty-

three cents (\$849.83) which represents payment of overtime compensation paid to law enforcement personnel of the City of Vienna, the City of Parkersburg and the Wood County Sheriff's Department in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of three hundred seven dollars and eighty-seven cents (\$307.87) were utilized as cash funds, as set forth in the aforementioned Grant. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County S.A.F.E. (Silence Affects Families Everywhere) Team; the Demographic Reports of the City of Parkersburg Law Enforcement; the Demographic Report of the City of Vienna Law Enforcement; the Demographic Report of the Wood County Sheriff's Department; the Daily Time Records for law enforcement officials at the City of Parkersburg, the City of Vienna and the Wood County Sheriff's Department; Financial Information for the City of Parkersburg Law Enforcement officials; Financial Information for the City of Vienna Law Enforcement officials; Financial Information for the Wood County Sheriff's Law Enforcement officials; and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. 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 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 STOP Violence Against Women Grant Number 03-VAW-008. Wood County incurred expenditures in the amount of one thousand three hundred sixty-six dollars and eighty-nine cents (\$1,366.89) during the month of July, 2004. However, the

Request for Reimbursement is in the amount of nine hundred eighty-eight dollars and eighty cents (\$988.80) which represents payment of overtime compensation paid to law enforcement personnel of the City of Vienna, the City of Parkersburg and the Wood County Sheriff's Department in regard to the STOP Violence Against Women Program Grant. Funds in the amount of three hundred eighty-eight dollars and eighty cents (\$388.80) were utilized as cash funds, as set forth in the aforementioned Grant. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County S.A.F.E. (Silence Affects Families Everywhere) Team; the Demographic Reports of the City of Parkersburg Law Enforcement; the Demographic Reports of the City of Vienna Law Enforcement; the Demographic Reports of the Wood County Sheriff's Department; the Daily Time Records for law enforcement officials at the City of Parkersburg, the City of Vienna and the Wood County Sheriff's Department; the Financial Information for the City of Parkersburg Law Enforcement officials; the Financial Information for the City of Vienna Law Enforcement officials; the Financial Information for the Wood County Sheriff's Law Enforcement officials; and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. 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 was in receipt of Grant Adjustment Notice Number Four (4) from the Division of Criminal Justice Services, Charleston, WV, in regard to the STOP Violence Against Women Grant Number 02-VAW-008. The aforementioned Adjustment Notice does hereby REOBLIGATE the amount of three thousand dollars and 00/100ths cents (\$3,000.00) in the aforementioned Grant, and further AWARDS a time extension until November 30, 2004 to allow law enforcement agencies to purchase cameras and

camera equipment. The amount of three thousand dollars and 00/100ths cents (\$3,000.00) is to be transferred from the Personnel/Contractual Category to the Other Category to allow one thousand dollars and 00/100ths cents (\$1,000.00) each to the Wood County Sheriff's Department, the Parkersburg Police Department and the Vienna Police Department for the purchase of digital cameras, polaroid cameras and polaroid film. The Adjustment Notice further advises that a twenty-five percent (25%) match is required on all expenses. Documentation pertaining to the stop Violence Against Women Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

Duane Jones, Assistant Director of the Wood County Telecommunications Center presented to the County Commission of Wood County, a New Road Name Request Form from Greg Bailey 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. Greg Bailey, along with residents Mr. & Mrs. K.E. Cantwell, Thelma and Harland Tucker, Mr. & Mrs. Eugene Cantwell, Mr. & Mrs. Steven Cantwell, Kerry R. Sims, Judy A. Taylor, Charles Cantwell, Michelle Gorrell, Mary Davis, Terry Cantwell, Bill Cantwell, Rose & Devin Riser, Mr. & Mrs. Ronzil R. Cantwell, Mr. & Mrs. Jeremy Cantwell and Walter D. Riser, requested the road be named CANTWELL RIDGE ROAD. The road to be known as CANTWELL RIDGE ROAD is located on Route 50 East to Progress Ridge Road, go 1.1 miles on Progress Ridge Road and turn left in Walker Taxing District, Tax Map 370, Parcel Number C. The request by Greg Bailey 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 Greg Bailey, and the approval from the Wood County Central Telecommunications Center, is in proper form and is hereby ORDERED to be filed. NOW, THEREFORE, the County Commission of Wood County, upon a motion made by K.D. Merritt, seconded by Robert K. Tebay and passed, does hereby ORDER that the aforementioned road be named CANTWELL RIDGE ROAD. 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 made unanimous by Rick Modesitt, did hereby ORDER that the amount of three hundred thirty dollars and 00/100ths cents (\$330.00) be remitted to Carolyn Beverage, Route 11, Box 497, Parkersburg, WV 26101, for the claim submitted in regard to the pony owned by the said Carolyn Beverage and being killed by dogs. The aforementioned amount being determined per Chapter 19, Article 20, Section 10 of the Code of West Virginia, 1931, as amended, and should be taken from the Dog Fund. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, ANNOUNCED to all concerned that they will hold a Public Meeting (Special Session) in the Parkersburg City Council Chambers on October 28, 2004, at 7:00 P.M. for residents of Wood County who sustained flood damage during the September, 2004, flood incident. The purpose of the Public Meeting is to discuss and collect data for the submission of a Hazard Mitigation Grant Program application which will seek to obtain funding from the Federal Emergency Management Agency (FEMA). 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 announced to all concerned that a vacancy exists on the Claywood Park Public Service District Board. Said vacancy is due to the expiration of the term of Edna Summers on November 1, 2004. 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 announced to all concerned that a vacancy will exist on the Union-Williams Public Service District Board. Said vacancy is due to the expiration of the term of Stephen L. Nulter on November 1, 2004. 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, announced to all concerned that they will not be in session on Thursday, October 21, 2004, due to lack of a quorum. 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 quote received from Country Club Chrysler Dodge, Clarksburg, WV, to rebuild the transmission on a 2001 Dodge Maxi Van. The said Dodge Maxi Van was purchased by the County Commission of Wood County and presented to the Veterans Affairs Office to be utilized to transport veterans to and from the VA Hospital in Clarksburg, WV. The cost in the amount of one thousand eight hundred dollars and 00/100ths cents (\$1,800.00) to rebuild the transmission with a twelve (12) month warranty. 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, to sign a letter addressed to the West Virginia Office of Emergency Services asking for reimbursement in regard to the Wood County Commission Homeland Security Grant/Homeland Security Grant – Citizens Corps Grant Program. The request for the month of September, 2004 is in the amount of two hundred sixty-five dollars and 00/100ths cents (\$265.00) and is for CERT I.D. Kits. 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 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, to sign a letter addressed to the West Virginia Office of Emergency Services asking for reimbursement in regard to the Wood County Commission Homeland Security Grant/Homeland Security Grant – Homeland Security Planner Grant Program. The request for the month of September, 2004 is in the amount of three thousand nine hundred dollars and 38/100ths cents (\$3,900.38) and represents payment of salary and benefits for Roger Bibbee, Homeland Security Planner, and cell phone charges for the aforementioned Planner. 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.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County, a plat of Patriot Point Subdivision, Phase II. The said Patriot Point Subdivision, Phase II consisting of thirteen (13) lots is located in Slate Taxing

District and is being developed by Kenneth K. Carney and E. Denese Carney. Water facilities for Phase II of Patriot Point Subdivision will be provided by the Mineral Wells Public Service District and sewer facilities will be provided by septic tanks with authorization from the Mid-Ohio Valley Board of Health; all other utilities will be provided by the respective utility companies; a Soils Report has been completed; a Groundwater Protection Plan has been completed; a Construction Sediment Control Plan has been completed; a topographic map has been completed; a Street Plan and Profile has been completed; a Flood Summary has been prepared due to the proposed subdivision located on Butcher Hill Tributary; and a homeowners' association with restrictive covenants have been prepared. The Planning Commission of Wood County set a bond in the amount of forty thousand dollars and 00/100ths cents (\$40,000.00) to insure that the gravel road providing access to the said Patriot Point Subdivision, Phase II is constructed in accordance with the Subdivision Regulations for Wood County and maintained for a period of two (2) years by the developer. The developer will post a bond, running to the County Commission in the amount mentioned above, at a later time. The Wood County Planning Commission has given approval to the said Patriot Point Subdivision, Phase II at their regular monthly meeting held on September 1, 2004. The County Commission of Wood County, after consideration and review, did hereby give APPROVAL to the plat of Patriot Point Subdivision, Phase II, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and made unanimous by Rick Modesitt. 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 STOP Violence Against Women Grant Number 03-VAW-008. Wood County incurred expenditures in the amount of one thousand one hundred thirty-nine dollars and fifty-nine cents (\$1,139.59) during the month of September, 2004. However, the Request for Reimbursement is in the amount of seven hundred seventeen dollars and forty-one cents (\$717.41) which represents payment of overtime compensation paid to law enforcement personnel of the City of Vienna and the City of Parkersburg in regard to the STOP Domestic Violence Against Women Program Grant. Funds in the amount of four hundred twenty-two dollars and eighteen cents (\$422.18) were utilized as cash funds, as set forth in the aforementioned Grant. In addition to the Request for Reimbursement, the Monthly Reports for the Wood County S.A.F.E. (Silence Affects Families Everywhere) Team; the Demographic Reports of the City of Parkersburg Law Enforcement for the month of September, 2004; the Demographic Report of the City of Vienna Law Enforcement for the month of September, 2004; the Daily Time Records for law enforcement officials at the City of Parkersburg and the City of Vienna; Financial Information for the City of Parkersburg Law Enforcement officials for the month of September, 2004 and for the City of Vienna for the month of September, 2004 and the Project Financial Reports are being submitted to the Criminal Justice Services, Charleston, West Virginia. 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 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 Enforcing the Underage Drinking Laws Program

Grant Number 04-UD-131. Expenditures in the amount of two thousand five hundred ninety-two dollars and 00/100ths cents (\$2,592.00) were incurred during the month of September, 2004, which represents reimbursement for contractual services provided by Kelly Shook, Project S.O.B.E.R (Services, Observation, Behavior Modification, Education and Rehabilitation) Coordinator. In addition to the Request for Reimbursement; the Monthly Report; the Project Director's Monthly Report; the Financial Recap; the Daily Time Records of the Program Director, Kelly Shook; the Monthly Supervisor's Report; the Monthly Demographic Report; and the Project financial Report are being submitted to the Division of Criminal Justice Services, Charleston, West Virginia. Documentation pertaining to the Enforcing the Underage Drinking Laws Program Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

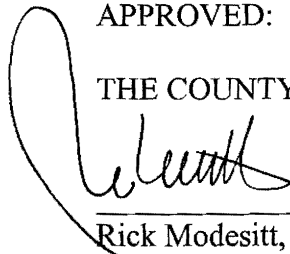
The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by K.D. Merritt and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Request for Reimbursement in regard to the Project Heavy Metal Grant Number 03-PSN-02. Expenditures in the amount of two thousand seven hundred eighty-one dollars and 10/100ths cents (\$2,781.10) were incurred by Wood County during the month of September, 2004, of which the amount of eight hundred ten dollars and 00/100ths cents (\$810.00) represents payment of contractual services provided by Greg Collins, Project Safe Neighborhoods Coordinator; the amount of two hundred sixteen dollars and ten cents (\$216.10) represents overtime compensation for law enforcement officials of the City of Williamstown and the Wood County Sheriff's Department, who participated in the Project Safe Neighborhoods Grant Program and the amount of one thousand seven hundred fifty-five dollars and 00/100ths dollars (\$1,755.00)

represents materials and supplies as set forth in the aforementioned Grant. In addition to the Request for Reimbursement; the Monthly Report; the Grant Progress Report; the Daily Time Records for the Project Safe Neighborhood Coordinator; the Daily Time Records of Law Enforcement Officials for the City of Williamstown and the Wood County Sheriff's Department; and the Project Financial Report are being submitted to the Criminal Justice Services Offices, Charleston, West Virginia. Documentation pertaining to the Project Heavy Metal Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

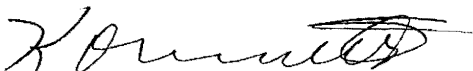
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 2:00 P.M.

APPROVED:

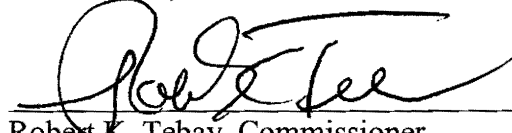
THE COUNTY COMMISSION OF WOOD COUNTY

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Rick Modesitt, President

A handwritten signature in dark ink, likely belonging to K.D. Merritt, is written over a horizontal line.

K.D. Merritt, Commissioner

A handwritten signature in dark ink, likely belonging to Robert K. Tebay, is written over a horizontal line.

Robert K. Tebay, Commissioner

To listen to this meeting, please refer to Tape #428.

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OCT 18, 2004

PLEASE PRINT

1. Myrell O'Shea United
2. Mr. James Reed webbased
3. ~~T. B. Astor~~
4. ART OLIVER JR

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OCT 18<sup>th</sup>

Kim Marshall

Lisa Collins

Mr. Jane Harrington, NY