

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, APRIL 7, 2005

PRESENT: RICK MODESITT, PRESIDENT
ROBERT K. TEBAY, COMMISSIONER
GARY D. DEEM, 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 of Wood County, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, appointed Tom Colwell to the E-911 Communications Advisory Board. Said appointment 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. Mr. Colwell's term will expire April 30, 2007. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, did hereby ORDER the APPROVAL of up to thirty (30) sick days to be given to Brenda Morris by Thomas E. Morris. The said Thomas E. Morris, employee of the County Commission of Wood County, did hereby REQUEST that he be allowed to donate sick days to his wife, Brenda Morris, an employee of the Wood County Sheriff's Tax Office. 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 Gary D. Deem, did hereby ORDER that the bid be let for Health Insurance coverage for County employees. At such time as bid specifications can be prepared, a Class II Legal Notice will appear in both local newspapers, The Parkersburg News and The Parkersburg Sentinel, as required by Chapter 59, Article 3,

Section 2 of the Code of West Virginia, 1931, as amended. 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 Gary D. Deem, did hereby ORDER that the bid be let for Property and Casualty Insurance coverage for Wood County. At such time as bid specifications can be prepared, a Class II Legal Notice will appear in both local newspapers, The Parkersburg News and The Parkersburg Sentinel, as required by Chapter 59, Article 3, Section 2 of the Code of West Virginia, 1931, as amended. An Order was prepared regarding this matter.

The County Commission of Wood County, in regular session, announced to all concerned, upon a motion duly made, seconded and passed, that they, as a Commission, are calling for a SPECIAL SESSION to be held on Tuesday, April 19, 2005 at 10:00 A.M. Said Special Session is being held for the purpose of Laying the Levy for the fiscal year 2005/2006 as required by Chapter 11, Article 8, Section 10a of the West Virginia Code of 1931, as amended. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion by Robert K. Tebay, seconded by Rick Modesitt, and made unanimous by Gary D. Deem, did hereby give APPROVAL to the Application and Certificate for Payment Number Seven (7) presented by Silverheels, Incorporated, Marietta, Ohio, who was AWARDED the contract for the renovations of the Judge Donald F. Black Courthouse Annex by the County Commission. The current payment due is in the amount of four hundred forty-four thousand six hundred eighteen dollars and ninety cents (\$444,618.90) and represents payment for trash removal and utilities, carpentry and framing, drywall hanging, drywall finish, insulation and fireproofing, roofing

demolition, rubber roof and insulation, sheet metal, Spanish tile and snow guards, skylights, commercial doors and windows, interior doors and hardware, prime painting interior, acoustical ceilings, toilet accessories and compartments, finish carpentry, operable partitions, laminate casework, control wiring, lighting, power, systems, miscellaneous equipment and services, sprinkler system, ductwork and insulation, HVAC Units and systems, telephone and data, and insurance, bond, taxes, permits in regard to the renovation of the aforementioned Judge Donald F. Black Courthouse Annex. Approval for the aforementioned payment was given by ZMM, Inc., Charleston, West Virginia, who has been retained by the County as the Architect for the renovation project. The total cost of the aforementioned Renovation Project is in the amount of three million six hundred seventy-six thousand two hundred seventy-nine dollars and 00/100ths cents (\$3,676,279.00). Documentation pertaining to the renovations 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 duly made, seconded and passed, did hereby AUTHORIZE the EXECUTION of a RESOLUTION honoring and congratulating the Parkersburg South High School Wrestling Team. 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 receipt of the County's request for Juvenile Justice and Delinquency Prevention Program Grant funding in the amount of thirty-nine thousand six hundred fifty dollars and 00/100ths cents (\$39,650.00). Receipt of the aforementioned Letter of Acknowledgement is pursuant to an ORDER appearing in Order Book 66, at Page 585 and bearing the date of March 21, 2005, at which time, Rick Modesitt, in his official capacity as President and on behalf of the County Commission was AUTHORIZED

to EXECUTE the Grant Application. The Grant Application and all other pertinent documentation in regard to the Juvenile Justice and Delinquency Prevention Program Grant are 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 Governor of West Virginia, Joe Manchin III, ADVISING the said County Commission of Wood County of the APPROVAL of funding in the amount of thirty-seven thousand four hundred seventy dollars and 00/100ths cents (\$37,470.00) from the STOP Violence Against Women Grant. Receipt of the aforementioned Letter of Approval is pursuant to an ORDER appearing in Order Book 66, at Page 513 and bearing the date of January 31, 2005, at which time Rick Modesitt, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Grant Application. The Grant Application and other pertinent information in regard to the STOP Violence Against Women Grant are 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, West Virginia, ACKNOWLEDGING the receipt of the County's request for funding in the amount of twenty-nine thousand sixteen dollars and 00/100ths cents (\$29,016.00) from the Juvenile Accountability Block Grant Program. Receipt of the aforementioned Acknowledgement Letter is pursuant to an ORDER appearing in Order Book 66, at Page 580 and bearing the date of March 17, 2005, at which time Rick Modesitt, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE a Grant Application. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and passed, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to EXECUTE the ADDENDUM II of Contract of Lease Number VET-006-605 by and between the County Commission of Wood County and the State of West Virginia, Department of Administration, Leasing Section, Charleston, WV, for and on behalf of the Division of Veterans Affairs. Said Addendum II of Contract of Lease hereby renews the lease for two (2) rooms containing approximately five hundred twenty-nine (529) square feet, more or less, on the fourth floor of the Wood County Courthouse, No. 1 Court Square, in the City of Parkersburg, County of Wood, West Virginia, to be used by Veterans Affairs. Monthly rent is two hundred fifty dollars and 00/100ths cents (\$250.00) and the term of the lease will be for a twelve (12) month period beginning on July 1, 2005 and ending at midnight on June 30, 2006. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby AUTHORIZE the EXECUTION of a RESOLUTION honoring and congratulating the Parkersburg Catholic High School Crusaderette Basketball Team. An Order was prepared regarding this matter.

Duane E. Jones, Mapping Coordinator with the Wood County Central Telecommunications Center, presented to the County Commission of Wood County, a New Road Name Request Form from Donald E. Bell and Pauline A. Bell, to name the road that provides access to their residence. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Donald E. Bell and Pauline A. Bell, along with residents Timothy McIntyre and Mary McIntyre, and Jay Griffin

and Geraldine Griffin, requested the road be named HOLLEY LANE. The road to be known as HOLLEY LANE is located off Meadville Road in Clay Taxing District, Tax Map 300, Parcel Number 00D18. The request by Donald E. Bell and Pauline A. Bell 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 Donald E. Bell and Pauline A. Bell, 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 Rick Modesitt, seconded by Gary D. Deem, and made unanimous by Robert K. Tebay, does hereby ORDER that the aforementioned road be named HOLLEY 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. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, did hereby give APPROVAL to a WesBanco Credit Card to be issued to K.D. Merritt, Sheriff; T.R. Smith; M.E. King; R.L. Woodyard and W.M. Shook, all employees of the Wood County Sheriff, upon the request of K.D. Merritt, Sheriff of Wood County. The aforementioned motion does hereby give APPROVAL to Rick Modesitt, as President and on behalf of the County Commission, to EXECUTE the Line of Credit Application, the Corporate Credit Card Agreement and the Certified Copy of Governmental Resolution. The total credit line requested is in the amount of

five thousand dollars and 00/100ths cents (\$5,000.00). This motion for APPROVAL is contingent upon a voucher being completed as backup documentation for charges on the aforementioned credit card. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission held a hearing in regard to the Charles E. Ash estate. Jim Bradley, Attorney was present along with Steven Ash, Scott Ash, Susan Ross, Michael Ross, and Evelyn Ash. Steven Ash, Scott Ash and Susan Ross were sworn in. Mr. Bradley represents Susan Ross, daughter of Charles Ash. Mr. Ash died in Wood County testate; and appoints Steven Ash as Executor; Mr. Ash is to accumulate and sell the assets of the estate and divide the proceeds to the heirs; when the Executor qualified he filed an original appraisal that omitted real estate; the second appraisal listed the real estate, but didn't list other things; Steven Ash hired Robert Ellison, Attorney; Mr. Ellison sent a letter to Mr. Bradley and advised that he advised that he would advise the Executor to file an amended appraisal (the letter was dated August 3, 2004); Mr. Ellison later advised that he had been discharged as counsel and that was the last communication they have had; the Executor resides in one of the houses the deceased owned, another brother lives in another house that the deceased owned; they continue to drive the deceased vehicles; they make no accounting of the funds of the estate; they can't get anyone to respond to him; that is why he is filing a petition to have the Executor removed and require accounting to be done. Mr. Sweeney has been retained as attorney for Steve Ash. Mr. Sweeney said he takes serious issue with some of the things Mr. Bradley stated; no one is driving any estate cars, it was sold; in regard to the living in the houses; he solicited the opportunity to sit down and discuss this matter, he rejected it; prior to Mr. Ash's death he deeded one for his residence to three of his children, another deed was to Scott and Evelyn Ash along with a promissory note to buy the house; he left the deeds with

Brian Carr, Attorney in St. Marys; he thinks there may be a small savings that needs to be added to the estate; he thinks that Steve Ash has been working on administering the estate; he thinks this is a family squabble. Mr. Bradley stated you couldn't have a family squabble if the last communication was August 4, 2004; the state of the record and the title of these properties should be part of the estate, the deeds that were signed but never delivered, nor recorded. Mr. Bradley would like a complete accounting of the estate, including all assets, all income, all distributions through today and give the Executor thirty days to file. Mr. Sweeney said he didn't have a problem with filing the interim accounting but he still thinks there is still an issue as to who owns the property; in terms of the values, whatever they appraise for, they appraise for; what the will says is Mr. Ash, the Executor, is supposed to sell the stuff and divide up the money. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and passed, Ordered, that due to the fact Eugene Hague, Jr. Fiduciary Commissioner, is temporarily unavailable to service as Commissioner due to an injury, the next Fiduciary Commissioner be appointed for all further proceedings. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and passed, also Ordered that Stephen Ash, Executor, shall make and file an amended appraisal as is necessary to reflect all of the assets of the Estate of Charles E. Ash and to further file a full and complete accounting of such assets and liabilities, including all income, expenses, transfers and disbursements, if any and said amended appraisal and accounting to be filed with the County Commission on or before Monday, May 9, 2005. An Order was prepared regarding this matter.

At 11:30 A.M., the County Commission met with Carole Jones, Circuit Clerk to discuss additional funds for employees. Ms. Jones considered other offices while coming up with a proposal as to what the employees should be paid. She explained the handout she gave to the

Commissioners; \$37,600.00 plus benefits is what she needs to be able to give the salaries that she proposes; she has talked to the Judges, Jamie Six, Ginny Conley and she thinks everyone agrees that there are discrepancies (in pay); when they give percentage raises, those making higher salaries get more of an increase. The Commission asked if she always gave the percentage that the Commission gives each employee. She stated that she doesn't, she has been trying to get the lower salaries raised; she has given one time bonuses when she has money left over, which is when she has changes in employees or docking employees when they use all of their sick days. Jamie Six, County Clerk was present and stated that there is no rhyme or reason; he agrees that when they give a percentage raise, those with higher salaries, get more; he stated his salaries are pretty much the same after everyone has been here three years; where as, Carole pays on longevity; there needs to be a formula on how much money the Commission gives elected officials; he suggested maybe elected officials need to study this. Steven A. Grimm, Assessor was present and stated he would be interested in seeing how his office compares to other offices. Jay Day, County Clerk Administrative Assistant was present stated that when people are doing same job, they aren't always getting paid the same. Ginny Conley, Prosecuting Attorney says that she doesn't do it equally; she gives money to who is working harder. Ms. Conley stated they could start with a base salary and then give raises. Commissioner Modesitt stated they don't have control over what the elected officials do. Jamie Six stated there was not fairness in how the County Commission is funding them. Ms. Conley stated that there has been an increase in workload in Carole's Office. More discussion took place. The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, did hereby ORDER that a Committee comprised of elected officials be set up to review the salaries of

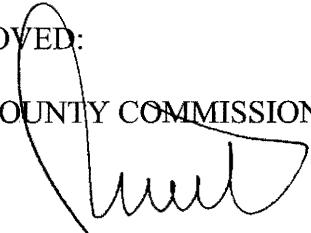
County employees. Gary D. Deem will serve as the County Commission appointee on such Committee. An Order was prepared regarding this matter.

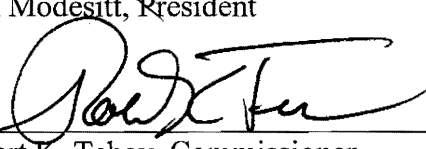
James Gilmore was sworn in as a Deputy Assessor through the Wood County Humane Society.

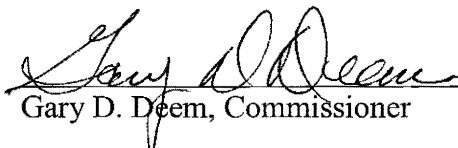
Having no further scheduled appointments or business to attend to, the County Commission adjourned at approximately 12:30 P.M.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY


Rick Modesitt, President


Robert K. Tebay, Commissioner


Gary D. Deem, Commissioner

PURCHASE ORDERS APPROVED ON APRIL 7, 2005

32760	Hornor & Harrison	1248.00
32822	The Gun Shop	734.85
32904	Office Depot	78.95
32920	Office Depot	339.96
32994	Gall's Inc.	158.43
33016	All American Car Wash	25.00
33026	Mid-Ohio Valley Medical	323.00
33028	Sign Language	100.00
33030	Wal-Mart	29.11
33032	Pifer's Service Center	10.60
33034	Office Depot	87.31
33040	Triumph Auto Glass	200.00

33052	Parkersburg Tile	52.80
33054	Northwestern Landfill	33.38
33056	Broadwaters Motorcar	6.54
33060	Tech Medical	99.76
33062	Broadwaters Motorcar	20.51

To listen to this meeting, please refer to Tape #478.

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Wood County Commission Meeting
Held April 7, 2005

Please Print

1.	David Payne Sr.	Parkersburg News
2.	TIM EWELEY	ST. MARYS
3.	Steve Asst	PARKERSBURG
4.	SCOTT ASH	PARKERSBURG
5.	EVERY ASST	PARKERSBURG
6.	James M. Bradley Jr	Parkersburg
7.	Susan M Ross	Vincent, OH
8.	Michael A. Ross	Vincent, OH
9.	Hunter L. Sauer	Parkersburg News
10.	Carole Jones	
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