

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

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

PRESENT: GARY D. DEEM, PRESIDENT
ROBERT K. TEBAY, COMMISSIONER
RICK MODESITT, COMMISSIONER

The County Commission of Wood County, sitting *ex-officio*, as the Board of Canvassers, reconvened at 9:25 A.M., to ascertain the results of the Canvass for the Statewide Special Election held on June 25, 2005, in the County of Wood. Having carefully and impartially examined the returns of the aforesaid Election, and there being no contests pending, the Board of Canvassers, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, do hereby CERTIFY the election results and do now declare the Canvass closed. The Clerk of the County Commission of Wood County is now directed to certify the results of said election to the Secretary of State, Charleston, West Virginia. The County Commission, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, does hereby adjourn as the Board of Canvassers, *sine die*. An Order was prepared regarding this matter. Jamie Six, County Clerk was present.

At 9:30 A.M., the County Commission signed invoices and other correspondence.

The County Commission approved an Erroneous Assessment Application in regard to personal property for BIE Controls – Vienna District (2004).

The County Commission, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, approved minutes from June 9, 2005.

At 9:53 A.M., Darreck Babcock was sworn in as a Holding Center Officer; Robert Mercer and Shaun Wilson were sworn in as Reserve Deputies; and James Braden was sworn in as a Court Security Officer.

Jerry Martin was sworn in as a member of the Lubeck Public Service District.

At 10:30 A.M., the County Commission met with Toby Amos who requested a variance of the Floodplain Ordinance. After discussion, 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 DENY the request of Toby Amos for a Variance of the Floodplain Ordinance for Wood County for a garage to be erected in Happy Valley Subdivision, located along the Little Kanawha River, Wood County, West Virginia. An Order was prepared regarding this matter. Ed Hupp, Compliance Officer and Floodplain Director was present for this hearing.

At 10:45 A.M., the County Commission met with Michelle Rudd from the Humane Society. 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, entered into an Agreement by and between the Humane Society of Parkersburg, Inc. and the County Commission of Wood County. The said Agreement states that the Humane Society of Parkersburg, Inc. is to provide housing, feeding, medication and disposition of stray and unwanted dogs and cats in Wood County, outside the municipalities of Parkersburg, Vienna and Williamstown. For this service, the County Commission agrees to pay the Society the sum of Three Thousand Three Hundred Thirty-Three Dollars and Thirty-Three Cents (\$3,333.33) per month; PROVIDED monies are available in the Dog Fund created in accordance with Chapter 19, Article 10, Section 10 of the West Virginia Code 1931, as amended. If additional expenses are incurred by the Humane

Society in the disposition of dead animal bodies or additional expenses incurred as a result of any court proceedings, the County Commission will take under consideration said expenses on an individual basis upon notification to them of such expenses by the Humane Society. This Agreement will be in effect beginning this date and continue through June 30, 2006. Either party may terminate this Agreement upon thirty (30) days written notification. 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, entered into an Additional Agreement by and between the Humane Society of Parkersburg, Inc. and the County Commission of Wood County. Under the terms set forth in the Additional Agreement, the County Commission agrees to contribute additional compensation from the General County Fund in the amount of Forty-Five Thousand Three Hundred Seventy Dollars and 00/100ths cents (\$45,370.00) to the Society for its services during the fiscal year 2005/2006. This additional compensation is to be paid on a monthly basis in the amount of Three Thousand Seven Hundred Eighty Dollars and Eighty-Three Cents (\$3,780.83). An Order was prepared regarding this matter.

At 11:30 A.M., the County Commission met with Carole Jones, Circuit Clerk, who requested additional funds for her employees. Jamie Six, County Clerk and Mark Rhodes, Finance Office, were present for this meeting. They discussed how employees are paid, pay scales, etc. Mr. Six will work on comparisons and bring them back on Monday.

Ms. Jones briefly discussed computers in her office.

Mary Rader went over miscellaneous administrative items.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, 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 five thousand one hundred thirty-nine dollars and sixty cents (\$5,139.60) were incurred by Wood County during the month of June, 2005, which represents payment of contractual services provided by Greg Collins, Project Safe Neighborhoods Coordinator; represents payment of travel expenses of the Project Safe Neighborhood Coordinator; represents payment of advertisements through Charter Communications in regard to the Project Heavy Metal Grant; and represents payment for twenty-five shirts with a logo of PHS Law Day 2005 With Hard Time For Gun Crime in Wood County – No Parole. In addition to the Request for Reimbursement; the Monthly Report; the Grant Progress Report; the Daily Time Records for the Project Safe Neighborhood Coordinator; 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.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission of Wood County, to EXECUTE the Request for Reimbursement in regard to the Mid-Ohio Valley Regional Highway Safety Program Grant Number F05-HS-09. Expenditures in the amount of five thousand nine hundred seven dollars and twenty-five cents (\$5,907.25) were incurred by Wood County during the month of May, 2005, and represents payment of overtime expenses incurred

by law enforcement officials of the City of Parkersburg and law enforcement officials of the Wood County Sheriff's Department who participated in the Child Safety Seat Clinics and the Crash Team Program during the month of May, 2005, and for materials and supplies as set forth in the aforementioned Grant. In addition to the Request for Reimbursement; the Grant Progress Reports; the Monthly Reports; the Program Activity Reports; the Time Records for law enforcement officers from the Parkersburg Police Department, the Wood County Sheriff's Department, and the Grant Consultants; the Activity Reports of the Parkersburg Police Department and the Wood County Sheriff's Department; and the Project Financial Report are being submitted to the West Virginia Highway Safety Program, Charleston, West Virginia. Documentation pertaining to the Mid-Ohio Valley Regional Highway Safety Program Grant is on file in the Office of the County Administrator.

The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Request for Reimbursement in regard to the Section 410 DUI Enforcement Program for the Mid-Ohio Valley Regional Highway Safety Program Grant Number F02-J8-09. Expenditures in the amount of one thousand two hundred ninety-nine dollars and ninety-six cents (\$1,299.96) were incurred by Wood County during the month of May, 2005 and represents payment of overtime expenditures incurred by law enforcement officers from the City of Parkersburg in regard to the Section 410 DUI Enforcement Program as set forth in the Mid-Ohio Valley Regional Highway Safety Program Grant. In addition to the Request for Reimbursement, the Project Financial Report and the Daily Time Records for law enforcement officials from the City of Parkersburg are being submitted to the Governor's Highway Safety Program,

Charleston, West Virginia. Documentation pertaining to the Section 410 DUI Enforcement Program for 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, upon a motion made by Gary D. Deem, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, 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 two thousand four hundred eighteen dollars and 00/100ths cents (\$2,418.00) were incurred by Wood County during the month of June, 2005 which represents payment of contractual services provided by Rozann Wilcox, Juvenile Justice Liaison. In addition to the Request for Reimbursement; the Monthly Reports; the Financial Recap; the Daily Time Records for the Juvenile Justice Liaison; the Project Director's Monthly Reports from the Juvenile Justice Liaison; the Demographic Report from 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 Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Request for Reimbursement in regard to the Mid-Ohio Valley Regional Highway Program Grant Number F05-157/INCOP-03. Expenditures in the amount of fifteen thousand two hundred sixty-one dollars and fifty-four cents (\$15,261.54) were incurred by Wood County

during the period of May 13, 2005 through June 5, 2005, and represents payment for overtime expenditures incurred by the City of Parkersburg for law enforcement officials who participated in the Click It Or Ticket Enforcement Program, for overtime expenditures incurred by the City of Vienna for law enforcement officials who participated in the Click It Or Ticket Enforcement Program, for overtime expenditures incurred by the City of St. Marys for law enforcement officials who participated in the Click It Or Ticket Enforcement Program, for overtime expenditures incurred by the City of Ripley for law enforcement officials who participated in the Click It or Ticket Enforcement Program, for overtime expenditures incurred by law enforcement officials of the Jackson County Sheriff's Department who participated in the Click It Or Ticket Enforcement Program, and for overtime expenditures incurred by law enforcement officials of the Wood County Sheriff's Department who participated in the Click It Or Ticket Enforcement Program. In addition to the Request for Reimbursement; the Grant Progress Report; the weekly time sheets from the City of Parkersburg, the City of Vienna, the City of St. Marys, the City of Ripley, the Jackson County Sheriff's Department and the Wood County Sheriff's Department; and the Project Financial Report are being submitted to the West Virginia Highway Safety Program, Charleston, West Virginia. Documentation pertaining to the Mid-Ohio Valley Regional Highway 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 Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President, to sign a letter addressed to the West Virginia Regional Response Program, Department of Military Affairs and Public Safety, Charleston, West Virginia, requesting reimbursement in regard to the Wood County Commission Homeland Security

Grant/Homeland Security Grant – Emergency Operations Center Grant Program. The request is in the amount of twenty-one thousand four hundred ninety-nine dollars and two cents (\$21,499.02) and represents reimbursement of miscellaneous office furniture; main access control; intercom, camera and radio console for the Emergency Operation Center; and installation of the Slide Gate Operator at the Emergency Operations Center. Documentation pertaining to the aforementioned Emergency Operations Center 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, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, approved the Pay Schedule for the Fiscal Year 2005/2006. An Order was prepared regarding this matter.

Susan McCloud asked for a parking spot. Mary Rader will check on this for her.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Security System Monitoring presented by Electronics Specialty Company, Dunbar, West Virginia, in regard to the fire/security alarm located at the Judge Donald F. Black Courthouse Annex, 315 Market Street, Parkersburg, West Virginia. The programming of the ESI Fire Alarm and GE Security Control Panel located at the aforementioned Judge Donald F. Black Courthouse Annex will be a one-time charge of one hundred eighty dollars and 00/100ths cents (\$180.00) with an annual monitoring service in the amount of three hundred sixty dollars and 00/100ths cents (\$360.00). 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 Gary D. Deem, did hereby

AUTHORIZE the purchase of a recording system for use by the Wood County Planning Commission when holding their monthly meetings at the Judge Donald F. Black Courthouse Annex Meeting Room. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of an AMENDED APPLICATION presented by Timothy J. Amos, Counsel for Applicant Elizabeth Y. Burge and Paul R. Burge, Sr. to Abandon/Close a forty foot (40') wide strip of land extending to West Virginia Route 14 from a .05 acre tract of land located in Williams Taxing District, Wood County, West Virginia. The original ORDER submitting the original Application stated that the Applicant was Elizabeth Y. Burge, the AMENDED APPLICATION states that the applicants are Elizabeth Y. Burge and Paul R. Burge, Sr. and the original ORDER states that the applicant, Elizabeth Y. Burge, wishes to close a twenty foot (20') wide strip of land, the AMENDED APPLICATION states that the applicants, Elizabeth Y. Burge and Paul R. Burge, Sr. wish to abandon/close a forty foot (40') wide strip of land. The aforementioned original ORDER appears in Order Book 67, at Page 77 and bearing the date of June 16, 2005. The hearing date remains on the 18th day of July, 2005, at 10:30 o'clock A.M. in Room 203 of the Wood County Courthouse, Parkersburg, West Virginia. 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, ADVISING the said County Commission of Wood County that the Governor of West Virginia, Joe Manchin, III, wishes to issue an AWARD LETTER during an Award Ceremony to be held in the Governor's Office, Reception Area, on July 12, 2005. The aforementioned AWARD LETTER is in regard to the Application submitted by the said County Commission of Wood County in regard to the Community

Corrections Funds Program. Funding in the amount of ninety-two thousand seven hundred sixty-nine dollars and 00/100ths cents (\$92,769.00) has been AWARDED to the said County Commission of Wood County in regard to the aforementioned Grant Program. Receipt of the aforementioned letter is pursuant to an ORDER appearing in Order Book 66, at Page 593 and bearing the date of March 28, 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. Documentation pertaining to the Community Corrections Funds Program Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

The County Commission was in receipt of a letter from the Division of Criminal Justice Services, ADVISING the County Commission that the Governor of West Virginia, Joe Manchin, III, wishes to issue an AWARD LETTER during an Award Ceremony to be held in the Governor's Office on July 12, 2005. The aforementioned AWARD LETTER is in regard to the Application submitted by the said County Commission in regard to the Juvenile Justice and Delinquency Prevention Program Grant. Funding in the amount of \$39,650.00 has been AWARDED to the County Commission in regard to the aforementioned Grant. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of the updated list of securities pledged from United Bank, which has pledged securities as a County Depository. An Order was prepared regarding this matter.

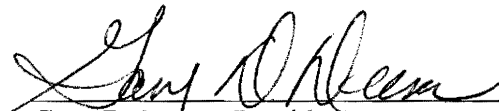
The County Commission of Wood County was in receipt of the updated list of securities pledged from Wesbanco Bank, which has pledged securities as a County Depository. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of the Cash Statements and Asset Lists for the Escrow Account – Expense Fund, the Expense Fund, the Rebate Fund, the Bond Fund and the Principal Prepayment Fund from The Bank of New York, Church Street Station, New York, New York, in regard to the Wood County, West Virginia Single Family Mortgage Revenue Bond Issue, 1997 Series. The said Cash Statement and Asset Lists are for the period ending May 31, 2005. Documentation pertaining to the said Single Family Mortgage Revenue Bonds is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

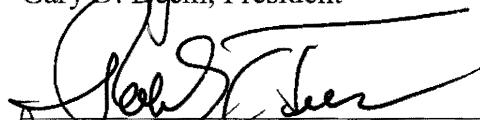
Having no further scheduled appointments or business to attend to, the County Commission adjourned.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY



Gary D. Deem, President



Robert K. Tebay, Commissioner



Rick Modesitt, Commissioner

To listen to this meeting, please refer to Tape #462 and Tape #463.

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7/7/05

T. B. Smith
R. Dobson
D. Bracken
D. Balcock
S. Wilson
R. Meuce
Larry Martin
Coby J. Amos
Charles Davis
Cynthia Guinn
Michelle Rudd
Casey Gray