

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, MAY 9, 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, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and made unanimous by Gary D. Deem, approved minutes of April 14, 2005. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, approved minutes of April 7, 2005 and April 25, 2005.

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 Carole Jones, Circuit Clerk of Wood County, to exceed the twelve dollars and 00/100ths cents (\$12.00) limit for one (1) meal as per the Travel Regulations for Wood County. In accordance with the said Travel Regulations, an employee must be away from home overnight to qualify for any reimbursement of expenses other than transportation expenses. The said Circuit Clerk left for a meeting in Charleston, West Virginia, at 4:30 P.M. and consequently stayed overnight. 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 AMEND the previous motion made to place a freeze on spending effective Thursday, May 12, 2005 at 4:30 o'clock P.M. rather than place a freeze on spending effective June 1, 2005. The motion to place a freeze on spending effective June 1, 2005, was made by Robert K. Tebay, seconded by

Gary D. Deem and made unanimous by Rick Modesitt. 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, to sign a letter addressed to the West Virginia Regional Response Program, Department of Military Affairs and Public Safety, Charleston, West Virginia, enclosing the Quarterly Report for the second quarter grant period and the Quarterly Report for the third quarter grant period in regard to the Wood County Commission Homeland Security Grant/Homeland Security Grants – Homeland Security Planner Grant Program, the Citizens Corps Grant Program, the Emergency Operations Center Grant Program and the Law Enforcement Terrorism Prevention Program. The Report is for the period of January 1, 2005 through March 31, 2005, and for the period of October 1, 2004 through December 31, 2004. 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 was in receipt of the current list of securities pledged to secure county deposits at United Bank, Parkersburg, West Virginia. The list reflects a market value of two million six hundred fifty-two thousand four hundred ten dollars and 03/100ths cents (\$2,652,410.03). An Order was prepared regarding this matter.

Duane Jones from the Wood County Emergency Services/E-9-1-1 Center presented to the County Commission of Wood County, a New Road Name Request Form from Timothy L. Hendershot to name the road that provides access to his property. The said Request does not interfere with the scheduled readdressing and mapping for the E-9-1-1 Master Street Addressing Guide. Mr. Hendershot requested the road be named ZACKARY RIDGE DRIVE.

The road to be known as ZACKARY RIDGE DRIVE is located on Laurel Creek Road in Union Taxing District, Tax Map 470, Parcel Number P/O K. The request by Timothy L. Hendershot 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 Timothy L. Hendershot, and the approval from the Wood County Emergency Services/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 Rick Modesitt, seconded by Gary D. Deem and made unanimous by Robert K. Tebay, does hereby ORDER that the aforementioned road be named ZACKARY RIDGE DRIVE. 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.

Duane Jones then presented a New Road Name Request Form from Marcus and Amber Gill to name the road that provides access to their property. The said Request does not interfere with the scheduled readdressing and mapping for the E-911 Master Street Addressing Guide. Mr. and Mrs. Gill requested the road be named PAR Drive. The road to be known as PAR DRIVE is located off Route 68 on Wadesville Road in Harris Taxing District, Tax Map 310, Parcel Number K1. The request by the Gills 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 Marcus Amber Gill, and the approval from the Wood County Emergency Services/E-9-1-1, is in proper form and is hereby ORDERED to be filed. NOW, THEREFORE, the County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, does hereby ORDER that the aforementioned road be named PAR DRIVE. 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.

At 10:15 A.M., the County Commission met with Mark Rhodes from the Finance Office and Jamie Six, County Clerk, to discuss Direct Deposit for county employees. Mr. Six that they did the survey, as requested by the County Commission and there are 109 who would like to participate, 25 who don't want to participate and 8 who have more questions; there is one office who hasn't turned in their surveys. The County Commission of Wood County, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and passed, did hereby AUTHORIZE the use of Direct Deposit of payroll checks by County employees who choose such option. United Bank, Parkersburg, WV, will receive, by electronic transfer, employees' checks and the said United Bank shall transfer such amount to the employee's bank, if they currently are not banking with United Bank or choose not to bank with the said United Bank. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission held a hearing in regard to the Lester K. Roberts estate. Attorney Joseph T. Santer represented the estate and Cherie Jarvis, Executrix, who was present; Norman Folwell represented Phyllis D. Huggins a beneficiary, who was also

present. Mr. Folwell stated they want information about the estate, which they haven't received. Mr. Santer stated that nobody has requested the information until April 19th; they have some of the information, but they don't have all of it; he is waiting for written verification on some of the information requested, which should arrive within the next two weeks; they can provide this to Mr. Folwell; the biggest asset of the estate is the property in Florida; he doesn't feel a need to refer it to a Fiduciary Commissioner. Mr. Folwell stated he has been asking for this information long before the letter of April 19th; if they are able to receive the information in a certain time frame, maybe 45 days and be made aware of what is going on with the estate that would be acceptable. The County Commission, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and passed wants the attorneys to work on a time schedule for a completion day of 45 days.

At this time, the County Commission presented Fred Shreve, McKinley School Principal, a Wood County Spirit Award.

Marty Seufer discussed the computer system for the security at the new Judge Donald F. Black Courthouse Annex.

At approximately 11:00 A.M., the County Commission met with Randy Lowe, Director of the Wood County Central Telecommunications Center to discuss the banking of comp time. Mr. Lowe requested approval of a new Compensation Time Option for employees of the Wood County Central Telecommunications Center. In the documentation presented by Mr. Lowe, it is requested that employees be able to bank a maximum of one hundred twenty (120) compensation hours and allow such compensation hours to be carried for an indefinite period of time, or be allowed to cash such compensation hours at a later date. The purpose of such request, as set forth in said documentation, would enable employees to build up extra days off

to compensate for lack of sick time and/or vacation time. 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 AUTHORIZE employees at the Wood County Central Telecommunications Center to accumulate sixty (60) hours in compensation time and that such compensation time shall be used by the end of each calendar year, December 31st. An Order was prepared regarding this matter.

At this time, Christina Smith from the ARC of Wood County discussed the possibility of getting a van from the Senior Citizens. After discussion, 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 APPROVE the transfer of a 1996 Ford van, VIN 1FTJS34H5THB02853, to the ARC, 521 Market Street, Box 17, Parkersburg, West Virginia. The aforementioned vehicle was received by the County from the Wood County Senior Citizens, Parkersburg, West Virginia. The aforementioned motion includes the statement that the County Commission of Wood County does not guarantee the working condition of the vehicle.

The County Commission, upon a motion made by Rick Modesitt, seconded by Gary D. Deem and made unanimous by Robert K. Tebay, adopted a Resolution for National Police Week.

At approximately 11:30 A.M., the County Commission met with Roberta Monroe, Judy Hogsett and Edith Kerr to discuss a Community Educational Outreach Service Resolution. After discussion, 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, did hereby EXECUTE a PROCLAMATION that proclaims the period of May 15-25, 2005, as CEOS

(Community Educational Outreach Service) Week. An Order was prepared regarding this matter.

At approximately 11:45 A.M., the County Commission met with Ginny Conley, Prosecuting Attorney to discuss office space in the new Judge Donald F. Black Courthouse Annex and where offices are moving in the current Holmes R. Shaver Building. Ms. Conley then asked about the laser fiche equipment for her office. 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 AUTHORIZE Marty Seufer to seek pricing for a new server for the Office of the Wood County Prosecuting Attorney. The new server must be able to run a laser fiche management computer software system that will be purchased at a later date for the Office of the Wood County Prosecuting Attorney. The server is being purchased at this time in order to set up the exchange server for calendars, etc. and at such time as the aforementioned office is moved to the Judge Donald F. Black Courthouse Annex, everything would be ready and the office will have minimal down time.

At approximately 1:30 P.M., the County Commission met with Adam Krason from ZMM, Inc. to discuss change order number four for the Judge Donald Black Courthouse Annex. The total changes are in the amount of \$22,451.00; they are 80% complete with construction; they discussed a metal detector; fire extinguishers, drains, etc. After discussion, 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 Change Order Number Four (4) presented by Adam Krason, ZMM, Inc., Charleston, West Virginia, in regard to the renovations to the Judge Donald F. Black Courthouse Annex, Parkersburg, West Virginia. The aforementioned Change Order is in the amount of twenty-two

thousand four hundred fifty-one dollars and 00/100ths cents (\$22,451.00). 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 that the Property Transfer Tax be increased from the current three dollars and thirty cents (\$3.30) per one thousand dollars and 00/100ths cents (\$1,000.00) of value, or fraction thereof, to four dollars and forty cents (\$4.40) per one thousand dollars and 00/100ths cents (\$1,000.00) of value, or fraction thereof, in accordance with Chapter 11, Article 22, Section 2 of the Code of West Virginia, 1931, as Amended. Such increase to become effective June 1, 2005. With the aforementioned increase, the County shall receive two dollars and twenty cents (\$2.20) for each one thousand dollars and 00/100ths cents (\$1,000.00) value, or fraction thereof. An Order was prepared regarding this matter. Letters in regard to this matter will be sent out on this date to lawyers and real estate companies.

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 ACKNOWLEDGE that they, the County Commission of Wood County, have been informed of a Confidential Agreement being reached in the Paula J. Lathem case, but the said County Commission of Wood County does not condone said settlement as set forth in a previous ORDER of the County Commission; however, the said County Commission of Wood County does hereby ACKNOWLEDGE the settlement by the insurance carrier on behalf of the said 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 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 three hundred ninety dollars and 14/100ths cents (\$2,390.14) were incurred during the month of April, 2005, the amount of two thousand one hundred forty-two dollars and 00/100ths cents (\$2,142.00) represents reimbursement for contractual services provided by Kelly Shook, Project S.O.B.E.R (Services, Observation, Behavior Modification, Education and Rehabilitation) Coordinator; the amount of sixty-nine dollars and ninety-four cents (\$69.94) represents reimbursement for materials and reimbursement to the buyer in such compliance checks as set forth in the aid Grant; and the amount of one hundred seventy-eight dollars and sixty cents (\$178.60) represents reimbursement to law enforcement officials of the Parkersburg Police Department who worked overtime hours in regard to a Compliance Check.. 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 Daily Time Records of Law Enforcement officials of the City of Parkersburg who participated in the Compliance Checks; the Monthly Supervisor's Report; the Project Financial Report and the Demographic Reports 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 Rick Modesitt, seconded by Gary D. Deem and made unanimous by Robert K. Tebay, did hereby ORDER the purchase of two (2) caller ID telephones; one (1) to be installed in the Adult Probation Office

and one (1) to be installed in the Juvenile Probation Office. The aforementioned telephones will be purchased from Avaya, Charleston, West Virginia, in the amount of one hundred fifty dollars and 00/100ths (\$150.00) per telephone. The aforementioned telephones are refurbished and have a one-year warranty. An Order was prepared regarding this matter.

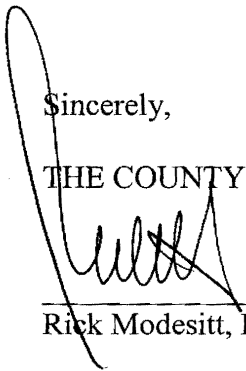
Mary Rader, Administrator, discussed the probation office phone bills. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, directed Ms. Rader to seek reimbursement from the Supreme Court for the phone bills of Adult and Juvenile Probation.

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 a RESOLUTION OF THE COUNTY COMMISSION OF WOOD COUNTY ACKNOWLEDGING AND APPROVING THE DESIGNATION OF ONE MILLION DOLLARS AND 00/100^{THS} CENTS (\$1,000,000.00) WOOD COUNTY COMMISSION LOAN FROM UNITED BANK FOR THE DONALD F. BLACK COURTHOUSE ANNEX PROJECT. An Order was prepared regarding this matter.

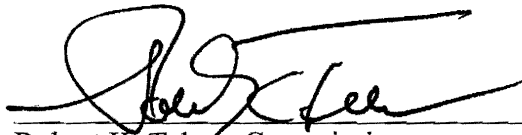
Having no further scheduled appointments or business to attend to, the County Commission adjourned.

Sincerely,


THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



Robert K. Tebay, Commissioner



Gary D. Deem, Commissioner

PURCHASE ORDERS APPROVED ON MAY 9, 2005

33194	Lynnwoods Kennels	4000.00
30513	American Flags & Poles	859.00
33094	Smith Concrete	181.00
33066	Gall's	829.89
33180	Broadwaters Motorcar	163.03
33182	Broadwaters Motorcar	19.74
33170	Mahone Tire	8.00
33036	Career Track Seminars	220.00
33190	WV Uniforms & Equipment	399.75

To listen to this meeting, please refer to Tape #489 and Tape \$490.

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Wood County Commission Meeting
Held May 9, 2005

Please Print

1.	Joseph T. Santer	FOR Estate leslie K. Roberts
2.	Cherie Jarvis	Executrix " " "
3.	NORMAN L. FOLWELL	FOR BENEFICIARY PHYLLIS D. HIGGINS
4.	PHYLLIS D. HIGGINS	BENEFICIARY
5.	Fred Shreve Fred Shreve	McKinley
6.	Randy Lowe	Wood County 911
7.	Christina Smith	The ARC of Wood
8.	Jeddy Abassett	Community Educational
9.	Edith Kerr	Outreach Service (CEOS)
10.	Roberta Monroe	" "
11.	Genny Conly	Pros.
12.	Adam R. Kesson	ZMM, Inc.
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