

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, MAY 19, 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 duly made, seconded and passed, approved an Erroneous Assessment Application for John Sheppard – Parkersburg City District (2004).

Mary Rader, County Administrator discussed a letter from Judge Waters in regard to office space.

The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, did hereby approve minutes from May 5, 2005.

The County Commission approved putting a newspaper machine outside of the Magistrate Court Building per a request from Paulina Yearego, interim Magistrate Clerk.

Ms. Rader showed the Commission the request for office furniture from Robert Tranquill, Chief Tax Deputy and where it will be stored. Ms. Rader will check with Jack Buckley, Maintenance Superintendent to see if he has a place to store it.

Ms. Rader discussed the cleanup of property owned by Bernice L. Sparks. 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 ORDER that the bid be let for the cleanup of property owned by Bernice L. Sparks. At such time as bid specifications are prepared by William M. Brown, Engineer for the Abandoned and

Dilapidated Building Ordinance for Wood County, a Legal Notice will be placed in both local newspapers, The Parkersburg News and The Parkersburg Sentinel, advertising for proposals for such clean up to be submitted to the said County Commission of Wood County. Such action by the County Commission of Wood County is pursuant to an ORDER appearing in Order Book 67, at Page 19 and bearing the date of April 28, 2005, at which time the said County Commission of Wood County ADVISED the said Bernice L. Sparks of the Petition to clean up the property received from the Wood County Enforcement Agency of the Abandoned and Dilapidated Building Ordinance for Wood County. Documentation pertaining to the aforementioned clean up is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

Commissioner Modesitt stated they received a letter from Governor Manchin in regard to the VOCA Grant where the amount of \$42,333.00 was approved and a grant for the Worthington Little League in the amount of \$30,000.00 was also approved.

The County Commission of Wood County was in receipt of a letter from the Governor of West Virginia, Joe Manchin III, advising the County Commission of Wood County of the APPROVAL of the Enforcing the Underage Drinking Laws Program Grant in the amount of thirty-seven thousand three hundred fifty dollars and 00/100ths cents (\$37,350.00). Receipt of the aforementioned Grant Approval is pursuant to an ORDER appearing in Order Book 66, at Page 582 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 the Grant Application in the amount of forty-nine thousand five hundred ninety-eight dollars and 00/100ths cents (\$49,598.00). The Grant Application and pertinent

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 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 APPROVING A NOTE AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT, AND A LOAN AGREEMENT IN CONNECTION WITH FINANCING PART OF THE COST OF ACQUISITION, PLANNING, DESIGN, CONSTRUCTION AND EQUIPPING OF THE DONALD F. BLACK ANNEX TO THE WOOD COUNTY COMMISSION. 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 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 two thousand four hundred eighteen dollars and 00/100ths cents (\$2,418.00) were incurred by Wood County during the month of April, 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 Reports 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 Gary D. Deem, 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 Section 410 DUI Enforcement Program for the Wood/Jackson Regional Highway Safety Program Grant Number F02-J8-09. Expenditures in the amount of two thousand one hundred forty-four dollars and forty-five cents (\$2,144.45) were incurred by Wood County during the month of April, 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 Wood/Jackson Regional Highway Safety Program Grant. In addition to the Request for Reimbursement, the Grant Progress Report, the Monthly Report, the Project Financial Report and the Daily Time Records for the City of St. Marys 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 and Sobriety Checkpoint Program for the Wood/Jackson 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 Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, did hereby give APPROVAL to the request from the Prosecuting Attorney of Wood County, Ginny Conley, for additional funds for the salary of an Assistant Prosecuting Attorney who provides services in

regard to a Violence Against Women Program Grant. The maximum salary allowed under the aforementioned Grant is in the amount of forty-thousand dollars and 00/100ths cents (\$40,000.00), and the said County Commission of Wood County has AGREED to supplement the salary and benefits of such Assistant Prosecuting Attorney in an amount not to exceed twenty-three thousand two hundred ninety dollars and 00/100ths cents (\$23,290.00). 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 potential areas, as outlined on maps provided by the Housing and Urban Development (HUD), and are technically eligible in Wood County, be nominated to participate in the Deputy Next Door Program and the Teacher Next Door Program. 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, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt, appointed Gary O'Brien to the Wood County Local Emergency Planning Committee. His term will expire December 31, 2006. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, announced that five (5) vacancies exist on the 911 Advisory Board. Said vacancies are due to the expiration of the terms of Steve Stephens, City of Vienna, K.D. Merritt, Wood County Sheriff, Charles Meyers, Wood County Firefighters Association and Roger Sheppard, Media. Also there is a vacancy for the City of Parkersburg. Said vacancies are 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. Their terms expired April 30, 2005. An Order was prepared regarding this matter.

The 10:30 A.M. appointment with J.R. and Linda Atkinson, to discuss property located at the Intersection of Route 892 and Blennerhassett was cancelled.

At 10:45 A.M., the County Commission held a hearing in regard to the estate of Roy Gray. Angela Ramsey, Prosecutor's Office was present, along with Shirley Ball, Brenda Barnhart, Tammy L. Gray and Rhonda Gray. Ms. Ramsey stated that they are here today about the will and last testament that was submitted to Probate; Probate will not probate the will because it doesn't meet the elements to be a holographic will; they were correct in doing this; therefore, the property should be passed to the surviving spouse. A female spoke (sister) and stated that Mr. Gray dictated it to her and Attorney Powell looked at it and said that it should go through if it is notarized. Commissioner Modesitt stated the copy he has does not have witnesses. Female stated that when they brought the will in, the Probate Office told her it was O.K. (after the death). A daughter stated that there was something that is supposed to go to her brother and that is why they are arguing. Jay Day, County Clerk Administrative Assistant stated it was he who told them the will would be O.K. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem and made unanimous by Rick Modesitt and by the advice of Angela Ramsey, do hereby instruct Probate not to accept the will. Commissioner Modesitt stated that if they desire they can take this to Circuit Court.

Adam Krason, ZMM, Inc. gave an update on the Judge Donald F. Black Courthouse Annex; he stated that the conference room will be done by June 1, 2005; he would like to do a walk through with elected officials. They will schedule it for 1:00 P.M. on Monday.

At 11:00 A.M., the County Commission was informed that Clint Pifer from the Floyd Browne Group would be available, if needed, by phone to discuss Fort Boreman Park.

At 11:30 A.M., the County Commission met with K.D. Merritt, Sheriff, and Bob Tranquill, Chief Tax Deputy, to discuss office furniture for offices in the Judge Donald F. Black Courthouse Annex. Sheriff Merritt stated he feels since the current furniture is extremely old and they are moving into the new building, he would like to purchase furniture for his tax office when it moves to the new building. He is requesting \$5,333.45. The County Commission will discuss this matter.

When they move, they will be in the process of printing tax tickets; they may ask for another week to stay in the Courthouse before moving to the new building until this is done. The Commission doesn't have a problem with this.

Sheriff Merritt stated that he is going to have to do something with the Holding Center; there are people being brought in that could have been cited; he will be holding a meeting with Judge Waters, Magistrates, and Prosecuting Attorney to discuss 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 amount of fifteen thousand three hundred thirty-three dollars and forty-five cents (\$15,333.45) be taken from the Special Projects Fund to purchase furniture for the new offices of the Sheriff's Tax Division and the Prosecuting Attorney that are to be located at the Judge Donald F. Black Courthouse Annex. The amount of five thousand three hundred thirty-three dollars and forty-five cents (\$5,333.45) is to be allocated to the Sheriff's Tax Office and the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) to be allocated to the Prosecuting Attorney. The aforementioned furniture is to be purchased from the GSA Pricing

Quote through the Parkersburg Office Supply, just like all other furniture purchased for the Judge Donald F. Black Courthouse Annex has been. An Order was prepared regarding this matter.

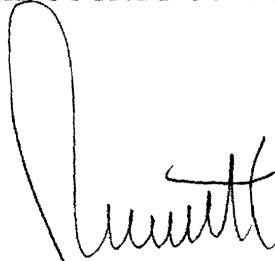
The County Commission, upon a motion made by Gary D. Deem, seconded by Rick Modesitt and made unanimous by Robert K. Tebay, did hereby ORDER the purchase of two (2) steel strapped benches from Highland Products Group, Boca Raton, Florida. Such benches are in the amount of seven hundred seventy-one dollars and 00/100ths cents (\$771.00) per each bench, along with shipping charges, and are to be placed at the entrance of the Judge Donald F. Black Courthouse Annex Building on Market Street. 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 ORDER the purchase of a metal detector from Garrett Metal Detectors through ZMM, Inc., Charleston, West Virginia. The aforementioned metal detector is under five thousand dollars and 00/100ths cents (\$5,000.00) and will be placed at the Judge Donald F. Black Courthouse Annex. An Order was prepared regarding this matter.

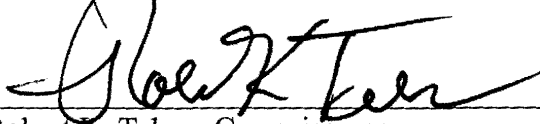
Having no further business or scheduled appointments to attend to, the County Commission, upon a motion made by Gary D. Deem, seconded by Rick Modesitt and passed, adjourned at 12:45 P.M.

APPROVED:

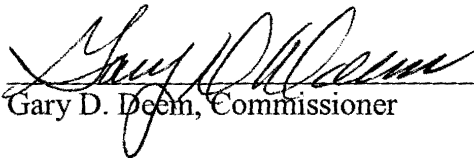
THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



Robert K. Tebay, Commissioner



Gary D. Deem, Commissioner

PURCHASE ORDERS APPROVED ON MAY 19, 2005

30541	Gall's Inc.	3674.33
30647	Office Depot	253.79
30661	Tiger Direct	481.83
30663	St. Joseph's Ambulance	71.63
32324	Blueline Imaging	9.20
32522	Casto & Harris	5700.00
33076	D&D Trophies	223.00
33214	Parkersburg Office Supply	4.09
33216	Sam's Club	359.28
33220	David Weaver Forensic Services	220.00
33224	Parks Hardware & Supply	6.49
33230	Mike St.Clair	330.00
33232	Advance Auto Parts	43.88
33234	Miller Communications	38.00
33236	Miller Communications	135.10
33238	Miller Communications	121.86
33240	Parkersburg Office Supply	52.79

33248	Mahone Tire	472.00
33260	Broadwaters Motorcar	249.07
33266	Wal-Mart	66.85
33310	Parkersburg Office Supply	450.27
33312	Hajoca Corporation	234.38
33320	Parks Hardware & Supply	18.40
33342	Lemon's Garage	12.11

To listen to this meeting, please refer to Tape #494.

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Wood County Commission Meeting
Held May 19, 2005
Please Print

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| 1. | Shirley Bell / Roy Gray |
| 2. | Angela Ramsey - Prosecutor's Office - Roy Gray |
| 3. | Brenda Barnhart |
| 4. | Tammy L. Gray |
| 5. | Rhonda Gray |
| 6. | Kem Murrell |
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