

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, NOVEMBER 3, 2005

PRESENT: GARY D. DEEM, PRESIDENT
ROBERT K. TEBAY, COMMISSIONER
RICK MODESITT, 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 August 4, 2005, August 11, 2005 and August 18, 2005.

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to real property for Polymer Alliance Services – Lubeck District (2004 and 2005).

The County Commission, upon a motion duly made, seconded and passed, approved Erroneous Assessment Applications in regard to personal property for Patrick A. & Deborah Thompson – Slate District (2004) and for US Bank NA – Clay District (2005).

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 Request for Reimbursement and the Certification of Grant Completion in regard to the LOCAL ECONOMIC DEVELOPMENT ASSISTANCE GRANT PROGRAM funding in the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) allocated to the S/W Resources. An Order was prepared regarding this matter.

Duane Jones from the Wood County 9-1-1 Center presented to the County Commission of Wood County, a New Road Name Request Form from Donn V. Edwards to change the name of the current road from Waterbox Street to DEER RUN ROAD which 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. The road to be known as DEER RUN ROAD is located off Buckner Bend Road in Clay Taxing District, Tax Map 460, Parcel Number E2D. The request by Donn V. Edwards, along with residents Archie Shaffer and Jeffery Stevens, 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 Donn V. Edwards, and the approval from the Wood County 9-1-1 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 Robert K. Tebay and made unanimous by Gary D. Deem, does hereby ORDER that the aforementioned road be named DEER RUN 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. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of Sub Grant Adjustment Notice Number One (1) from the Department of Military Affairs and Public Safety, Homeland Security State Administration Agency, Charleston, WV, in regard to the Wood County Commission Homeland Security, Emergency Operations Center Grant. The aforementioned

Adjustment Notice does hereby EXTEND the aforementioned Grant through December 31, 2005, to enable the utilization of remaining funds in the amount of six thousand eight hundred ninety-three dollars and eighty cents (\$6,893.80). In addition to extending the time frame, the said adjustment Notice states that the request by the County Commission of Wood County for additional funding to purchase radios for the Williamstown Police Department and the Vienna Police Department cannot be granted. Documentation pertaining to the Wood County Commission Homeland Security, Emergency Operations Center 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 Sub-Grant Adjustment Notice Number One (1) from the Department of Military Affairs and Public Safety, Homeland Security State Administrative Agency, Charleston, West Virginia, in regard to the Wood County Commission Homeland Security, Law Enforcement Program Grant. The aforementioned Adjustment Notice does hereby grant Approval to utilize remaining funds in the amount of eight hundred eighty-six dollars and eighty cents (\$886.80) to enable the purchase of additional radio batteries. Documentation pertaining to the Wood County Commission Homeland Security, Law Enforcement 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 announced that a vacancy exists on the Wood County Recreation Commission. Said vacancy is due to the fact that Sean Andrews term expired September 15, 2005. 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 Rick Modesitt, seconded by Robert K. Tebay and made unanimous by Gary D. Deem, placed Sean Andrews in

nomination for reappointment to the Wood County Recreation Commission. The term will expire September 15, 2008. 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 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 and the Certification of Grant Completion in regard to the LOCAL ECONOMIC DEVELOPMENT ASSISTANCE GRANT PROGRAM funding in the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) allocated to the Spring Grove Cemetery. 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 APPROVE the Application for a Security Card submitted by Jerri Dahler, Title Abstractor, with Approved Attorneys Title Company, 1034 Garfield Avenue, Suite 1, Parkersburg, West Virginia. Such APPROVAL is pursuant to an Order appearing in Order Book 65, at Page 133 and bearing the date of February 25, 2003, at which time the County Commission ORDERED that Applications be completed by Applicants other than local attorneys, surveyors and appraisers. An Order was prepared regarding this matter.

The County Commission of Wood County, was in receipt of a letter from K.M. Ferguson, Acting Director of the Planning and Research Division of the West Virginia Department of Transportation, Charleston, West Virginia, giving APPROVAL to the County's request for an extension of the Transportation Enhancement Project Grant (State Project: U354-PAR/KE-7.00). The aforementioned Grant extends the expiration date to June 30, 2006 to allow for the completion of the Fort Foreman Historical Park. The Transportation

Enhancement Project 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 AGREEMENT FOR CONSULTING ENGINEERING SERVICES with Gannett Fleming, Inc., Harrisburg, PA. The said Gannett Fleming, Inc., as stated in the aforementioned AGREEMENT shall provide planning services for Wood County in developing a County Comprehensive Plan and Comprehensive Plans for the City of Vienna and the City of Williamstown in an amount not to exceed one hundred seventy-four thousand five hundred fifty-four dollars and 00/100ths cents (\$174,554.00); of which the amount of ten thousand dollars and 00/100ths cents (\$10,000.00) would be for services provided to the City of Vienna and four thousand dollars and 00/100ths cents (\$4,000.00) would be for services provided to the City of Williamstown. The period of service will be from November 1, 2005 to December 31, 2006. If the County Commission of Wood County pays invoices submitted by Gannett Fleming, Inc. within twenty (20) days of receipt, a five percent (5%) reduction in the total invoice amount will be granted by the said Gannett Fleming, Inc. The said Gannett Fleming, Inc. shall maintain Workers' Compensation statutory coverage, and Voluntary Compensation coverage, to include Employer's Liability, with a limit of not less than five hundred thousand dollars and 00/100ths cents (\$500,000.00); Broad Form Commercial General Liability and Automobile Liability coverages, with each kind of coverage providing a combined single limit of not less than one million dollars and 00/100ths cents (\$1,000,000.00) per each occurrence, to include Premises and Operations, Products and Completed Operations, Independent

Contractors, Broad Form Contractual Liability, Broad Form Property Damage; Owned, Non-owned and Hired Vehicles, and Bodily Injury, including but not limited to personal injury and death; and Professional Liability Insurance. Changes in the Scope of Services may be accomplished if mutually agreed to by the County Commission of Wood County and Gannett Fleming, Inc. If the Project is suspended for more than ninety (90) calendar days in the aggregate, either party may terminate the said AGREEMENT upon giving notice in writing to the other party. The plans, drawings, survey notes, GIS data sets, and other original documents prepared pursuant to this AGREEMENT shall become the property of the County Commission of Wood County. Upon receipt of the aforementioned AGREEMENT by Gannett Fleming, Inc., will serve as authorization to proceed with the work and at such time a copy of the AGREEMENT containing their signature will be returned for the files of the County. An Order was prepared regarding this matter.

Ginny Conley, Prosecuting Attorney for Wood County, presented unto the County Commission of Wood County, an Application in which it is requested that the Honorable Joe Manchin, Governor of the State of West Virginia, issue a requisition on the Governor of the State of Ohio for the extradition of Nissa Lee Keagy, who stands charged with the crimes of Forgery and Uttering, which offenses were committed in the County of Wood, in the State of West Virginia, in October of 2003, and who is now a fugitive from justice of the State of West Virginia. As the Prosecuting Attorney for Wood County is informed, Nissa Lee Keagy is now within the jurisdiction of the said State of Ohio, in the County of Washington, and in the City of Marietta. The date of birth of the said Nissa Lee Keagy is January 19, 1968; social security number 279-70-3130; white female; five (5) feet in height; 100 pounds. The said Application was signed by Gary D. Deem, President of the Wood County Commission, upon a motion

made by Robert K. Tebay, seconded by Rick Modesitt and passed. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission, to EXECUTE the ABBREVIATED STANDARD FORM OF AGREEMENT between the COUNTY COMMISSION OF WOOD COUNTY, Wood County, West Virginia, and ZMM, INCORPORATED, 222 Lee Street West, Charleston, West Virginia, in regard to renovations to the Wood County Holding Center located at 300 Second Street, Parkersburg, West Virginia. The renovation, or design, of the Control Center of the Wood County Holding Center and the design of a portion of the said Wood County Holding Center for the Day Report Center are priority objectives at this time, in order to take advantage of a Courthouse Facilities Improvement Authority Grant in the amount of eighty thousand dollars and 00/100ths cents (\$80,000.00). 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 ORDER that any monies, including the original OxyContin monies, received in regard to the Wood County Community Corrections (Day Report Center) is to flow through the County Commission of Wood County and also be allocated and approved by this County Commission of Wood County. An Order was prepared regarding this matter.

Clint Pifer from the Floyd Browne Group discussed Fort Boreman Historical Park. He discussed the steps to the Fort. 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 give APPROVAL for a change order to a quote in the amount of

thirty-nine thousand nine hundred dollars and 00/100ths cents (\$39,900.00) for concrete steps leading to the fort site of the Wood County Historical Park project. The aforementioned motion was made with the understanding from Clint Pifer of the Floyd Browne Group that the County of Wood had credits in the approximate amount of twenty thousand dollars and 00/100ths cents (\$20,000.00) concerning this project. The aforementioned quote submitted by Clint Pifer of the Floyd Browne Group was prepared by J.C. Bosley Construction, Inc., Mineral Wells, West Virginia, who is the contractor in regard to the said Wood County Fort Boreman Park project. The aforementioned quote reflects a credit in the amount of three thousand three hundred eighty-five dollars and 00/100ths cents (\$3,385.00) for the removal of shrubs. An Order was prepared regarding this matter.

Commissioner Modesitt discussed the Naco Prescription Drug Discount Program. He has talked to other counties and Patti Hamilton; every citizen in Wood County would be entitled to this free prescription card; discounts from 14-35% on prescriptions at participating pharmacies; it is for uninsured or underinsured people; he would like to look into it further; there is no cost for the County. Commissioner Modesitt gave the other Commissioners handouts on the program.

At 10:30 A.M., the County Commission held a hearing in regard to the Ethel Erickson estate. Attorney Robert Bays wants to have Executor removed. Mr. Bays stated he was representing Charles Erickson and Myra Erickson Scott, children of Ethel Erickson; they have reached an agreement with Nicholas Johnson to have it moved to Circuit Court to be heard by Judge Reed; he forwarded a copy of an Agreed Order to Ginny Conley, Prosecuting Attorney. Mary Rader, County Administrator said that Ginny Conley had called and suggested the County Commission sign the Order. The County Commission, upon a motion made by Robert

K. Tebay, seconded by Rick Modesitt and made unanimous by Gary D. Deem, Ordered that this be sent to Circuit Court to be heard by Judge Reed.

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 EXECUTE the FINANCIAL STATEMENTS OF WOOD COUNTY for the fiscal year ended June 30, 2005. 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 fifty percent (50%), or one hundred sixty-four thousand two hundred twenty dollars and 00/100ths cents (\$164,220.00), of the loan with the West Virginia Secretary of State be taken from the Contingencies line item in the General County Fund budget for the fiscal year 2005/2006 for Wood County. The aforementioned loan is for the purpose of purchasing one hundred fifty-four (154) iVotronic touch screen election machines with printers. An Order was prepared regarding this matter. Jamie Six, Clerk of Wood County, was present for this meeting.

Ginny Conley, Prosecuting Attorney, discussed the anti-harassment policy. She stated she thinks the Commission needs to read through it and when they receive a complaint, they need to consult with counsel. She understands why she wouldn't be the person to ask for advice on the two issues with the Day Report Center. She wants to discuss with them the procedure when someone files a complaint. Ms. Conley will come in on the 14th to discuss this matter. She also stated that the issues with the Day Report Center need to be given to Marty Seufer instead of Mary Rader due to the people involved.

At 11:30 A.M., the County Commission met with Sheriff K.D. Merritt, Chief Deputy T.R. Smith, Deputy Brett Pickens and Tracy Youmans to discuss the Reserve Deputy Program. Deputy Pickens stated how important this program was, especially transporting mental hygiene patients. The County Commission currently allots \$2,500.00 in the budget for the reserve program; they are changing the uniforms, they currently have no money and the reserves have no winter coats; they put in roughly 200 hours of their time; they save the county a lot of money. Mr. Youmans discussed what the reserves do during a year's time. More discussion took place. Sheriff Merritt asked for \$5,500.00. After discussion, 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 APPROVE a CONTRIBUTION in the amount of five thousand five hundred dollars and 00/100ths cents (\$5,500.00) to the Wood County Reserve Deputy Program. The aforementioned CONTRIBUTION is to be taken from the Special Projects monies. An Order was prepared regarding this matter.

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

APPROVED:

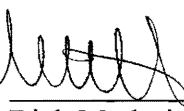
THE COUNTY COMMISSION OF WOOD COUNTY



Gary D. Deem, President



Robert K. Tebay, Commissioner



Rick Modesitt, Commissioner

PURCHASE ORDERS APPROVED ON NOVEMBER 3, 2005

30819	Easton Printing	254.05
31147	Assurance Business Forms	267.85
31181	Parkersburg Office Supply	159.00
31187	State Electric Supply	208.60
31193	Gall's	554.94
31197	Office Depot	65.74
31199	Neopost	58.50
31201	Parkersburg Office Supply	31.44
33782	Parkersburg Office Supply	39.90
33792	Broadwaters Motorcar	146.19
33796	Gall's	191.99
33798	Gall's	144.47
33812	Assurance Business Forms	169.00
33836	Casto & Harris	44.56
33850	Parkersburg Office Supply	114.95
33854	Erick Riddle	275.00
33856	International Sales	737.53
33858	Broadwaters Motorcar	46.71
33860	Office Depot	200.06
33876	Wal-Mart	83.38
33882	Broadwaters Motorcar	68.58
33884	Broadwaters Motorcar	7.10
33886	Rocky's Towing	30.00
33888	McHappy's Bake Shoppes	40.00
33890	Sam's Club	38.75
33896	Sam's Club	636.00
33900	Brigate Quartermasters	99.77
33924	Apco	390.00

To listen to this meeting, please refer to Tape #511 and Tape #512.

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Wood County Commission Meeting

Held November 3, 2005

Please Print

1.	CLINT PIERZ, FLOYD BROWNE GROUP
2.	Robert L. Boyer - Bowler, N.C.
3.	Genny Conly
4.	Ken Mearns
5.	TRACY YOUNG
6.	BRETT PICKENS
7.	TOM R. SMITH
8.	RONNIE D. MURRAY
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