

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, FEBRUARY 2, 2006

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 Rick Modesitt, seconded by Gary D. Deem and passed, approved minutes from November 7, 2005. The County Commission, upon a motion made by Robert K. Tebay, seconded by Gary D. Deem, approved minutes from November 14, 2005.

The County Commission of Wood County was in receipt of a letter from Susan McCloud, Director of the Wood County Solid Waste Authority stating that Willis Ridenour was reappointed to the Authority by the Wood County Soil Conservation District and his term will expire June 30, 2008. The letter further states that Harold Taylor was reappointed to the Authority by the West Virginia Division of Environmental Protection and his term will expire on June 30, 2009. An Order was prepared regarding this matter.

The County Commission of Wood County, per Debbie Poole from the Wood County Development Authority, was informed that Marcia Ogilvie and Ed Roedersheimer are no longer on the Wood County Development Authority. Ms. Ogilvie's position will not be filled and Mr. Rodersheimer, former City Councilman will be replaced by Demo Dukas, new City Councilman. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, announced to all concerned that they will not be in session on Monday, February 6, 2005 due to the fact they will be attending the West Virginia Association of Counties Annual Meeting. An Order was prepared regarding this matter.

The County Commission of Wood County, in regular session, announced to all concerned, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and made unanimous by Gary D. Deem, that they, as a Commission, are calling for a SPECIAL SESSION to be held on Wednesday, February 8, 2006 at 10:00 A.M. Said Special Session is being held to meet with Kelly Frazier from the Division of Criminal Justice Services to discuss the Community Corrections Program. An Order was prepared regarding this matter.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County, a plat of Wakefield Addition, Phase 2, Section B. The said Wakefield Addition, Phase 2, Section B consists of twelve (12) lots, is located in Lubeck Taxing District and is being developed by Conrad Development, LLC. Water and sewer facilities will be provided by Lubeck Public Service District, and all other utilities will be provided by the respective utility companies as stated in their letters. An NPDES ( National Pollutant Discharge Elimination System) Permit has been approved by the Division of Environmental Protection, Charleston, West Virginia. Phase 2 of Wakefield Addition will become part of the Homeowners' Association of Phase 1 of Wakefield Addition as per a Certification of Vote by Charlotte Westfall, Secretary of the Board of Directors of the Wakefield Property Owners Association, Inc. A bond in the amount of seventy-five thousand eight hundred fifty-five dollars and 00/100ths cents (\$75,855.00) has been set by the Planning

Commission to insure improvements in the aforementioned Wakefield Addition, Phase 2, Section B are completed in accordance with the Subdivision Regulations for Wood County.

Following discussion and review, 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 aforementioned plat of Wakefield Addition, Phase 2, Section B for recordation.

An Order was prepared regarding this matter.

Mary R. Rader, Director of the Wood County Planning Commission, presented to the County Commission of Wood County, a revised plat of Westover Estates Subdivision. The revised plat of Westover Estates Subdivision consists of four (4) lots, lot numbers 10, 12, 14 and 16, is located in Lubeck Taxing District and is being developed by AB Contracting. Water and sewer facilities will be provided by the Lubeck Public Service District; all other utilities will be provided by the respective utility companies as stated in their letters. A Soils Report for the aforementioned Subdivision has been prepared and a Construction Sediment Control Plan has been prepared and submitted to the Division of Environmental Protection, Charleston, West Virginia. A Homeowners' Association, along with Restrictions, for the Subdivision known as Westover Estates Subdivision has been reviewed and given approval. A bond in the amount of four hundred thirty-two thousand dollars and 00/100ths cents (\$432,000.00) has been set by the Planning Commission to insure improvements in the aforementioned Westover Estates Subdivision are completed in accordance with the Subdivision Regulations for Wood County.

Following discussion and review, 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 aforementioned plat of Westover Estates Subdivision for recordation. 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 a MAINTENANCE AGREEMENT by and between Henson's Communications and the County Commission of Wood County. The aforementioned MAINTENANCE AGREEMENT is in the amount of nine hundred fifty dollars and 00/100ths cents (\$950.00) per month and covers the Enterprise Voice System and the Definity SCC Port Cabinet of the telephone system utilized by the said County Commission of Wood County. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of an Irrevocable Letter of Credit from Williamstown National Bank, Williamstown, West Virginia, in regard to Wakefield Addition, Phase 2, Section B and being developed by Conrad Development, LLC. The said Wakefield Addition, Phase 2, Section B is located in Lubeck Taxing District and consists of twelve (12) lots. The Wood County Planning Commission at their regular monthly meeting held on February 1, 2006, did hereby set the amount of the bond at seventy-five thousand eight hundred fifty-five dollars and 00/100ths cents (\$75,855.00) to insure that improvements, as set forth on the plat, are completed in accordance with the Subdivision Regulations for Wood County. An Order was prepared regarding this matter.

Ed Hupp, Director of Emergency Management, informed the Commission that the Emergency Services Board would like the ambulance to be put out of service. 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

APPROVE to temporarily take the Wood County Emergency Services ambulance out of service. Said decision was made upon the recommendation of the Wood County Emergency Services Advisory Board due to the age and high mileage of the ambulance.

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 reappointed Robert Enoch to the Fort Boreman Historical Park Commission. Said reappointment 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. Enoch's new term will expire on December 31, 2009. 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 K.D. Merritt, placed Logan Hovis in nomination for reappointment to the Fort Boreman Historical Park Commission and placed Gary Traugh in nomination for appointment to the Fort Boreman Historical Park Commission. Said nominations are due to Mr. Hovis' term expiring on December 31, 2005 and Richard Bentley's term expiring on December 31, 2005 and is further 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 new terms will expire on December 31, 2009. 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, appointed Michael Deem to the Wood County Community Corrections Committee. Gary D. Deem abstained from voting. 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. 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 reappointed Eugene Stump to the Veterans Park Advisory Committee. Said reappointment 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. Stump's new term will expire on December 31, 2009. 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 appointed B.D. Adkins to the Wood County Local Emergency Planning Committee. 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. Adkins' term will expire December 31, 2006. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded Gary D. Deem and made unanimous by Robert K. Tebay, placed Pete Butcher, Joe Campbell, Jim Hayhurst, Brad Karas and Bill Hopkins in nomination for appointment to the Wood County Development Authority. Said nominations are due to the terms of Mr. Butcher, Mr. Campbell and Mr. Hayhurst expiring on December 31, 2005 and the resignation of John Robison and Paul Bossert, whose terms expire December 31, 2006 and December 31, 2007, respectively and is further 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. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, announced that a vacancy exists on the Wood County Emergency Services Board. Said vacancy is due to the fact that the term of Steven Stephens expired on February 1, 2006 and is further 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 new term will expire February 1, 2011. The County Commission, upon a motion made by Rick Modesitt, seconded by Robert K. Tebay and mad unanimous by Gary D. Deem, nominated Steven Stephens for reappointment. 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 appointed B.D. Adkins to the Wood County Local Emergency Planning Committee. 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. Adkins' term will expire December 31, 2006. 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 reappointed the following members to the Wood County Local Emergency Planning Committee: Blaine Auville, Jim Rose, Todd Bloss, Gene Burns, Roberta Cox, Arnie Green, Dan Keep, Sharon Kesselring, Tim Kirk, Jim Reynolds and Keith Roberts. Said reappointments 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. The new terms will expire December 31, 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, reappointed James "Jim" Reed to the Wood County Parks and Recreation Commission (Mountwood Park). 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. Reed's new term will expire December 16, 2008. An Order was prepared regarding this matter.

At 10:30 A.M., the County Commission met with Chuck Roberts from United Bank to discuss the purchase of Home Confinement Units. After discussion, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt, did hereby AUTHORIZE Gary D. Deem, in his official capacity as President and on behalf of the County Commission, to EXECUTE Lease Number 8023343/9004, to EXECUTE the Municipal Certificate to Lease, Note, and Security Agreement, Promissory Note, Security Agreement; the Lease/Purchase Acceptance Certificate; IRS Form Number 8038-GC, with United Bank, Parkersburg, West Virginia, in regard to the Lease/Purchase of twenty-five (25) additional monitoring units to be utilized by the Home Confinement Program of Wood County. The amount of thirty-three thousand seven hundred fifty-six dollars and ninety-seven cents (\$33,756.97) is being financed over twenty-four months with a monthly payment of one thousand four hundred seventy-four dollars and eighty-nine cents (\$1,474.89) beginning March 4, 2006, with the final payment being in the amount of one thousand four hundred seventy-four dollars and eighty-four cents (\$1,474.84). The County Commission of Wood County AGREED to remit the first payment, with subsequent payments to be made from the Home Confinement fund. A Uniform Commercial Code, Financing Statement, Form UCC-1 has been



recorded in the Office of the Clerk of the County Commission of Wood County securing the vehicles. All documents pertaining to this Lease/Purchase Agreement are on file in the Office of the County Administrator.

At 10:42 A.M., the County Commission met with Greg Smith who gave an update on the upcoming Air Expo 2006. Mr. Smith stated they would be holding the expo on September 17, 2006. Mr. Smith told the Commission of some of the things that will be going on that day. The Commission asked Mr. Smith when he needed the \$10,000.00 from the County. He stated he needed it by September. The County Commission made a motion, but it is inaudible on the tape.

At approximately 10:55, the County Commission adjourned to sit as the Board of Review and Equalization.

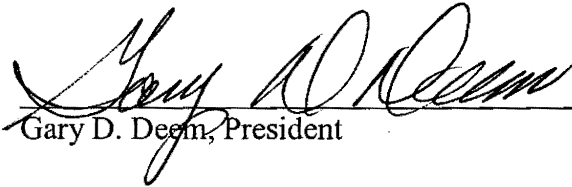
At this time, they met with William Leachman to discuss property in the name of Sage 1973 LLC in Williams District.

The 11:45 A.M. appointment with Kelli Frasier from the Division of Criminal Services was cancelled.

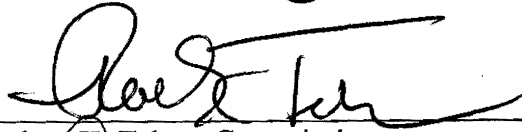
Having no further scheduled appointments or business to attend to, the County Commission, upon a motion made by Robert K. Tebay, seconded by Rick Modesitt and made unanimous by Gary D. Deem, adjourned at 12:00 Noon.

APPROVED:

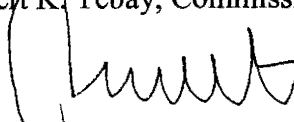
THE COUNTY COMMISSION OF WOOD COUNTY



Gary D. Deem, President



Robert K. Tebay, Commissioner



Rick Modesitt, Commissioner

PURCHASE ORDERS APPROVED ON FEBRUARY 2, 2006

34220	Stuart Oil	7974.00
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To listen to this meeting, please refer to Tape #542.

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Wood County Commission Meeting  
Held February 2, 2006

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G 12:00

Please Print

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| 1.  | Chuck Roberts UNITED BANK      |
| 2.  | Craig Smith -                  |
| 3.  | Wm B. Leachman - Sage 1973 LLC |
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