

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
THURSDAY, AUGUST 20, 2009

PRESENT: RICK MODESITT, PRESIDENT
DAVID BLAIR COUCH, COMMISSIONER
WAYNE DUNN, COMMISSIONER

On this date, the County Commission met in regular session. They signed purchase orders, invoices and other correspondence.

The County Commission, upon a motion duly made, seconded and passed, approved minutes of August 6, 2009.

At 9:45 A.M., the appointment with Jason Wharton was cancelled by Mr. Wharton.

At 10:00 A.M., Mick Staton from Capitol Link met with the Commission to discuss the Brownfield Grant Paper he sent. He said he wasn't sure if Wood County has any properties that would meet the criteria of cleanup of a property. Mr. Staton stated he will send the Commission the definition of a Brownfield as covered by the grant. He stated he is meeting later today with John Hoffman from Artsbridge regarding a possible grant for Wood County becoming a certified arts community. He also mentioned a trail grant and a lead-based paint remediation program.

At 10:42 A.M., the County Commission met with John Reed, Wood County Compliance Officer who addressed the Commission regarding the Grandview Trailer Park. He showed several pictures that were taken this morning of the park. Bill Brown, Wood County Engineer, also addressed several issues with the park. Tim Miller from the Mid-Ohio Valley Health Department was also present. Don Holman, owner of the trailer park was

present as well. Mr. Holman stated he is planning on removing the eleven trailers in question to resolve this problem.

At 11:00 A.M., Commission President Rick Modesitt left this meeting to conduct an auction of property. The County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by David Blair Couch and made unanimous by Rick Modesitt, did hereby AUTHORIZE the sale of Wood County property located at 370 Ludwig Street, Parkersburg, West Virginia. Said property was sold at a public auction at this time on the steps of The Wood County Courthouse. Said public auction was advertised in The Parkersburg News and Sentinel on August 10, 2009 and August 17, 2009. A high bid price of twelve thousand six hundred dollars and zero cents (\$12,600.00) was submitted by Pam Whitlock, 42 Norris Road, Washington, West Virginia. Said property was formerly owned by William F. Williams, Jr. and was transferred to The Wood County Commission following a cleanup of the property by The Wood County Commission. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion made by David Blair Couch, seconded by Wayne Dunn and made unanimous by Rick Modesitt, did hereby ORDER an on-site visitation inspection by the Wood County Commission of The Grandview Trailer Park, Gihon Road, Parkersburg, West Virginia. Said inspection is to determine if said property is in violation of The Wood County Abandoned and Dilapidated Building Ordinance. An Order was prepared regarding this matter.

At 11:28 A.M., the County Commission met with Jack Berry from the West Virginia State Auditor's Office who presented a check to the Commission as a rebate from the State Purchasing Card Program.

At 11:33 A.M., the County Commission met with Randy Durst from the Wood, Washington and Wirt Interstate Planning Commission and discussed the trails program located near WVU-P. Commissioner Modesitt stated the Commission would help any way they can including grant funds if available. Fred Rader and Ann Conageski from the WWW Planning Committee were also present.

At 11:39 A.M., the County Commission met with Greg Isaacs from Crews and Associates to discuss possible bond funding for the proposed Wood County Justice Center. A lawyer from Steptoe and Johnson as well as local attorney Dan Marshall were in attendance.

At 12:19 P.M., the County Commission discussed Jason Wharton's response to a memo dated August 17, 2009 in regard to the ZMM contract. A copy of his response is attached to these minutes and should be made a part thereof.

At 12:23 P.M. meeting with RCDI was cancelled until the first available opportunity to meet with Jim Cochrane in person.

The County Commission of Wood County, upon a motion made by David Blair Couch, seconded by Wayne Dunn and made unanimous by Rick Modesitt, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission, to sign a Partial Release on Lots Number Fifty-Eight (58) and Sixty (60) of Woodland Falls Subdivision. Said Subdivision is on record in the Office of the Clerk of the County Commission of Wood County, West Virginia, in Plat Book Number One A (1-A) at Page Five Hundred Sixty-Nine (569), to which Plat reference is hereby made and had for a more particular description. With the approval of said Partial Release, the County Commission does hereby release the lien in regard to Lots Number Fifty-Eight (58) and Sixty (60) of the certain Notice of Lien which is dated February 16, 1995, executed by Ronald J. Mullenix and

Rita K. Mullenix, as shown in Lien Book 639, at Page 482, which said Notice of Lien secures a bond in the amount of fifty thousand dollars and zero cents (\$50,000.00). In all other respects, the Notice of Lien shall remain and be a valid and subsisting lien on the premises described therein. Said Partial Release is to be shown of record in the Office of the Clerk of the County Commission of Wood County. An Order was prepared regarding this matter.

The County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of eleven thousand five hundred fifty-seven dollars and forty cents (\$11,557.40) which represents reimbursement to Wood County for expenses incurred during the period of December, 2008 through June, 2009, in regard to the Citizens Corps Program Grant Number 06-CC-001001. Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 68 at Page 574 and bearing the date of June 18, 2009 at which time Rick Modesitt, in his official capacity as President, and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Request for Reimbursement. Documentation pertaining to the Citizens Corp Program Grant Number 06-CC-001001 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 David Blair Couch, seconded by Wayne Dunn and made unanimous by Rick Modesitt, did hereby AUTHORIZE Rick Modesitt, in his official capacity as President and on behalf of the County Commission of Wood County, to EXECUTE a service contract with Software Systems, Inc. for the annual maintenance service contract to the Wood County Circuit Clerk's computer system. An Order was prepared regarding this matter.

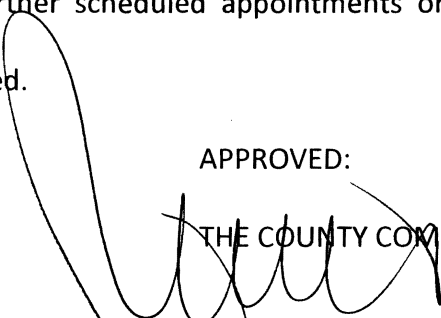
The County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by David Blair Couch and made unanimous by Rick Modesitt, did hereby ORDER that the Wood County Courthouse and its offices will close at 3:00 P.M. on Friday, August 21, 2009 due to Parkersburg Homecoming events. An Order was prepared regarding this matter.

The County Commission of Wood County, upon a motion duly made, seconded and passed, ORDERED that Erroneous Assessment Application No. 3979 pertaining to real property, found in Order Book 69, at Page 2 and bearing the date of July 10, 2009, be voided due to the fact it was made out as a supplemental and should have been real property. The original Application was signed by the County Commission on August 6, 2009. Said Erroneous Assessment Application is in the name of Little Kanawha River Rail and is for property located in Parkersburg City District. A new Erroneous Assessment Application has been prepared. An Order was prepared regarding this matter.

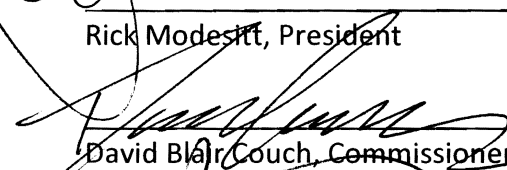
Having no further scheduled appointments or business to attend to, the County Commission adjourned.

APPROVED:


THE COUNTY COMMISSION OF WOOD COUNTY



Rick Modesitt, President



David Blair Couch, Commissioner



Wayne Dunn, Commissioner

To listen to this meeting, please refer to CD labeled August 20, 2009.

Wood County Commission Meeting
Held August 20, 2009

Please Print

1.	Mick Stator - Capital Link
2.	Elizabeth Green - MOVHD
3.	Tim Miller - MOVHD
4.	Don Hoffman
5.	Bill Brown
6.	Tom Hohman
7.	Judy Ashcraft MOVHD
8.	Risha Bradford
9.	Jayal Berry WUSAO
10.	Fred Rade
11.	Randy Daust
12.	Amy Coneski
13.	John Stator
14.	Stator + Johnson
15.	Greg Isaacs Crews & Associates, Inc.
16.	
17.	
18.	
19.	
20.	



WOOD COUNTY PROSECUTING ATTORNEY

JASON A. WHARTON
WOOD COUNTY PROSECUTING ATTORNEY

JUDGE DONALD F. BLACK
COURTHOUSE ANNEX
317 MARKET STREET
PARKERSBURG, WV 26101

PHONE (304) 424-1776
FAX (304) 424-1785

TO: Marty Seufer
FROM: Jason Wharton
RE: ZMM PROPOSAL
DATE: August 20, 2009

Pursuant to your memo dated, August 17, 2009, I have reviewed the ZMM contract. It is my understanding from speaking to Commissioner Couch that the procedure for solicitation of expressions of interest by architectural firms as set forth in West Virginia Code Chapter 5G has been met.

In reviewing the proposal, the fee percentage schedule is based upon Construction Cost Data from a 2007 publication. It may be of interest to the Commission in negotiating the fee schedule to compare the fee schedule provided from 2007 with a more current fee schedule to see if architectural fees have actually gone down in light of current economic conditions. It may also benefit the Commission to set the contract terms in such a manner where there is a set percentage fee based upon the cost of construction with a provision that the total cost for architectural services shall not exceed a specified dollar amount.

With respect to the provision of the proposal that indicates "all project fees billed to date will be credited to the overall design fee" does ZMM intend to include as a part of that credit items such as printing fees and mileage thus far as a credit toward the percentage or are those items excepted out as reimbursable expenses?

Does the Commission want to include a provision with respect to completion date of design services?

Does the Commission intend for ZMM to provide oversight during the construction phase as I believe was the case during the renovations of the Judge Black building? If so, the language of the proposal is somewhat vague. It indicates only that “ZMM proposes to provide all necessary services to complete the design for the New Wood County Justice Center for the following fee: . . .”

If I can be of further assistance to the Commission with respect to this project, please let me know.