IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRINIA #1 COURT SQUARE, SUITE 203 PARKERSBURG WV 26101

IN RE: MINUTES OF MEETING HELD MONDAY, JUNE 13, 2011

PRESENT: DAVID BLAIR COUCH, PRESIDENT
WAYNE DUNN, COMMISSIONER
STEPHEN GAINER, COMMISSIONER

At 9:30 A.M., the County Commission of Wood County met in regular session. They signed purchase orders, invoices, orders and other correspondence.

AGENDA AND DISCUSSION ITEMS

The 10:30 A.M., hearing in regard to the Willard Lantz estate was cancelled.

At 10:45 A.M., the County Commission held a hearing in regard to the Mary Ellen Wooster estate. (Probate Order)

At 11:00 A.M., the County Commission held a hearing in regard to the Lillian Chichester estate. This estate was continued until September 12, 2011 at 10:30 A.M. (Probate Order))

At 11:26 A.M., the County Commission met with Clint Pifer to discuss the possibility of him being interviewed as a candidate for the vacancy on the Wood County Planning Commission.

At 11:30 A.M., the County Commission held a bid opening for a video recording system for the Mid-Ohio Valley Regional Airport. Bids were received for review. (Order A/778)

ORDERS APPROVED AND ATTACHED TO THESE MINUTES

A/777, A/778, A/779, A/780, A/781, A/ 782, A/783, A/784, A/785, A/787, A/788, M/1492, M/1493, M/1494.

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

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

To listen to this meeting, please refer to DVD labeled June 13, 2011.

Wood County Commission Meeting Held June 13, 2011

Please Print

1. Staci N. Crismell (Estate of Mary Ellen Wooffer)
2. Annemarie C. Wooffer
3. Katherine Mullins
4. Rick Chichester Juanita Chichester
5. Kevin Chichester
6. Josh Chichester
7. Jayce (Chi) Richards
O. MBLAINE MYELS
9. HAROLD SMITH
10. CLINT PIFER C.+. PIFER & Acsoc. UC
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Wood County Commission

06/13/2011 1 Court Square, Suite 203 Parkersburg, WV 26101

9:30 AM	APPROVE AND SIGN MINUTES, ORDERS, PURCHASE ORDERS, INVOICES, NEW ROAD NAMES AND ANY OTHER ADMINISTRATIVE DUTIES	MARTY SEUFER, COUNTY ADMINISTRATOR
10:30 AM CANCELLED	ESTATE OF WILLARD LANTZ – CONTESTING CO-EXECUTORS	MICHAEL LANTZ
10:45 AM	ESTATE OF MARY ELLEN WOOSTER – REQUEST REMOVAL OF ADMINISTRATOR	STACI N. CHRISWELL, ATTORNEY
11:00 AM	ESTATE OF LILLIAN CHICHESTER – REQUEST REMOVAL OF CO-EXECUTOR	JOYCE L. RICHARDS
11:15 AM	INTERVIEW FOR WOOD COUNTY PLANNING COMMISSION	CLINT PIFER
11:30 AM	BID OPENING – VIDEO RECORDING SYSTEM FOR MID-OHIO VALLEY AIRPORT	
Special notes:	 Vacancies on Boards and Commissions Building Enforcement Properties Contribution Requests 	
	4. County Facilities5. Meldahl Subdivision Performance Bonds	
	6. Discuss Humane Society Contract7. Phillips Court Alley – WTAP	
	8. Discuss Change Orders for Justice Center9. Holiday Pay for Employees	

JUNE 30, 2011

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY EXECUTE A RESOLUTION THAT AUTHORIZED DAVID BLAIR COUCH, AS PRESIDENT, TO EXECUTE ALL DOCUMENTS IN REGARD TO THE COMMUNITY PARTICIPATION PROGRAM FOR THE UNITED WAY ALLIANCE OF THE MID-OHIO VALLEY. (NUNC PRO TUNC JUNE 13, 2011)

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Stephen Gainer and made unanimous by David Blair Couch, did hereby EXECUTE a RESOLUTION that hereby AUTHORIZES David Blair Couch, in his official capacity as President and on behalf of the County Commission, to EXECUTE all necessary documents in regard to the Governor's Community Partnership Grant Program application for the United Way Alliance of the Mid-Ohio Valley in the amount of two thousand eight hundred dollars and zero cents (\$2,800.00).

Pertinent documentation pertaining to the aforementioned Governor's Community

Partnership Program Grant is on file in the Office of the County Administrator.

Stephen Gainer, Commissioner

APPROVED:

David Blair Couch, President

Wayne Dunn, Commissioner

6/13/11 69/478

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE DAVID BLAIR COUCH, AS PRESIDENT, TO SIGN THE REQUEST FOR REIMBURSEMENT IN REGARD TO THE WV DIVISION OF CRIMINAL JUSTICE SERVICES GRANT NO. 09-VAWR-11. SAID REQUEST IS IN THE AMOUNT OF \$2,857.93.

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Stephen Gainer and made unanimous by David Blair Couch, did hereby AUTHORIZE David Blair Couch, in his official capacity as President and on behalf of the County Commission to sign the Request for Reimbursement in regard to the West Virginia Division of Criminal Justice Services Grant No. 09-VAWR-11. Said request is in the amount of two thousand eight hundred fifty-seven dollars and ninety-three cents (\$2,857.93) for the month of May, 2011. Along with the Request for Reimbursement Form; a Financial Recap Page; the Project Financial Report; time sheets for the Parkersburg Police Department; and the Monthly Project Director's Report have been submitted.

A copy of the Request for Reimbursement is attached to this ORDER and should be made a part thereof.

Documentation pertaining to the Division of Criminal Justice Services Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dann, Commissioner

Stephen Gainer, Commissioner

WEST VIRGINIA

Division of Justice and Community Services

Request for Reimbursement

6/13/11

RECEIVED	Subgrantee:	Wood County Commission
(For DJCS Use Only)	Address:	One Court Square, Suite 203
		Parkersburg, WV 26101
	Project #:	09-VAWR-11
	FEIN#:	556 000 417
	Funds are her	eby requested to cover expenditures
	FROM: 5/1	/11 TO: 5/31/11

PROJECT CASH EXPENDITURES

Account #	Amount
09-VAWR-11/Prosecuting Attorney	\$2,013.90
09-VAWR-11/Law Enforcement	\$844.03
TOTAL	\$2,857.93

CERTIFICATION:

I certify that this report presents actual receipts and expenditures of funds for the period covered and for the total grant budget to date, made in accordance with the approved budget for this grant.

All documentation is available at our office.

David Blair Couch, President BY: Wood County Commission

TYPED NAME & TITLE

IGNATURE

6/13/11

(Authorized Official or Grant Financial Officer ONLY)

DJCS USE	ONLY		
ADMINISTRATIVE APPROVAL:			
This request is approved in the amount of \$	Initials	Date	
Pursuant to the authority vested in me, I certify that this re-	quest is correct a	nd proper for payment.	
Date	Program Accou	intant	

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION OPENED SEALED BIDS FOR A VIDEO RECORDING SYSTEM FOR THE MID-OHIO VALLEY REGIONAL AIRPORT.

ORDER

On this date, the County Commission of Wood County, at 11:00 A.M., did hereby OPEN sealed bids for a video recording system for the Mid-Ohio Valley Regional Airport. Such sealed bids were received pursuant to a Legal Notice appearing in the Parkersburg News and Sentinel on May 30, 2011 and June 6, 2011. Sealed bids were received from the following:

 Advanced Communications Company 2744 Eoff Street Wheeling, WV 26003

Bid Price

\$32,915.00

2. Miller Communications, Inc. One Wireless Way Parkersburg, WV 26101

Bid Price

\$19,980.00

The County Commission of Wood County, upon a motion made by Stephen Gainer, seconded by Wayne Dunn and made unanimous by David Blair Couch, did RECEIVE said bids for review.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION APPROVED THE PAY SCHEDULE FOR FISCAL YEAR 2011/2012.

ORDER

On this date, the County Commission of Wood County, upon a motion made by David Blair Couch, seconded by Wayne Dunn, and made unanimous by Stephen Gainer, APPROVED the Pay Schedule for Wood County Employees for the fiscal year 2011/2012.

A copy is attached to this Order and shall be made a part thereof.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dann, Commissioner

Stephen Gainer, Commissioner

2011-2012

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IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION WAS IN RECEIPT OF A CHECK FROM THE STATE OF WEST VIRGINIA IN THE AMOUNT OF \$163,637.52 WHICH REPRESENTS REIMBURSEMENT IN REGARD TO THE CLAYWOOD PARK PSD-RISER RIDGE WATER EXTENSION SMALL CITIES BLOCK GRANT #08SCBG0058.

ORDER

On this date, the County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of one hundred sixty-three thousand six hundred thirty-seven dollars and fifty-two cents (\$1636,637.52) which represents reimbursement to Wood County for Drawdown Number Four (4) in regard to the Claywood Park Public Service District – Riser Ridge Water Extension Small Cities Block Grant Number 08SCBG0058. Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 69, at Page 455 and bearing the date of May 19, 2011 at which time David Blair Couch, in his official capacity as President, and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Drawdown #2.

Documentation pertaining to the above mentioned Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

AGENCY: WV DEVELOPMENT OFFICE

TOTAL:

ID

\$163,637.52

WARRANT #:

DATE:

TRANSACTION INVOICE

PAYEE REFERENCE PURCHASE ORDER

AMOUNT

1009963953

06/02/11

I012226720 0925720114, SCBG#4WATER

NUMBER

\$163,637.52

If you have questions concerning the above, please call 304-957-2065 Ext. 0766.

REMOVE DOCUMENT ALONG THIS PERFORATION

CTL# 27981947

THIS WARRANT HAS MULTIPLE SECURITY FEATURES TO DETER FRAUD AND COUNTERFEITING VOID UNLESS PRESENTED FOR PAYMENT WITHIN SIX MONTHS

State of West Virginia

Important remittance information on top panel Remitter: WV DEVELOPMENT OFFICE

Questions? Contact: CARL D. SMITH at 304-957-2065 Ext. 0766

PAYEE WOOD CO COMMISSION

STATE WARRANT # 1009963953

JUNE 02, 2011

********\$163,637.52**

1009963953

WEST VIRGINIA TREASURY

John D. Perdue

Glan B. Hainer III

STATE AUDITOR

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE DAVID BLAIR COUCH, AS PRESIDENT, TO EXECUTE THE REQUEST FOR PAYMENT AND THE CERTIFICATION OF GRANT COMPLETION IN REGARD TO THE GOVERNOR'S COMMUNITY PARTICIPATION GRANT PROGRAM FUNDING FOR THE UNITED WAY ALLIANCE PROGRAM. SAID REQUEST IS IN THE AMOUNT OF \$6,000.00.

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Steve Gainer and made unanimous by David Blair Couch, did hereby authorize David Blair Couch, in his official capacity as President and on behalf of the County Commission, to EXECUTE the Request for Payment and the Certification of Grant Completion in regard to the GOVERNOR'S COMMUNITY PARTICIPATION GRANT PROGRAM funding in the amount of six thousand dollars and zero cents (\$6,000.00) allocated to the United Way Alliance.

A copy of the Request for Reimbursement and the Certification of Grant Completion are attached to this Order and should be made a part thereof.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Brair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

Office of the County Commission of Wood County, West Virginia

Commissioners
David Blair Couch
Wayne Dunn
Steve Gainer



June 13, 2011

No. 1 Court Square Suite 203 Parkersburg, WV 26101 Phone 304-424-1984

> 6/13/11 69/473

Community Development Division Building 6 Room 553 State Capitol Complex Charleston WV 25305-0311

Dear Sir/Madam:

Please find enclosed the Financial Report/Request for Payment in regard to the United Way Alliance Office Equipment Project, of which is 100% complete. Said Request is in the amount of \$6,000.00.

Thank you for your assistance and cooperation in this matter.

Sincerely,

Marty Seufer, Administrator Wood County Commission

MS:ag

Enclosures

Marty Seufer, County Administrator • Ph. 304-424-1976 • Fax 304-424-0194

GOVERNOR'S COMMUNITY PARTNERSHIP GRANT PROGRAM

FINANCIAL REPORT/REQUEST FOR REIMBURSEMENT

David Blair Couch, President

FROM:

West Virginia Development Office

ORIGINAL SIGNATURE REQUIRED (PLEASE USE BLUE INK)

	o, Room 553			Name and Title						
	nawha Boulevard, East				mmission of W	ood County				
	n, WV 25305-0311			Grantee	0.11.000					
304-558-4	1010				uare, Suite 203					
				Address Parkersburg, WV 26101						
roaross roport MI	JST BE PROVIDED with t	this Poquest		City	State	Zip				
	ated below. Progress repo			(304) 424-1		210				
	nia Development Office and			Telephone N						
pection.				seufer@woodcountywv.com						
				Email Addres						
OJECT TITLE:	United Way Alliance	9	Grant No.:	11-809	Project No:	10LEDA 0890				
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	\$25,000.00 (West Virginia Co									
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ient of state prevailing	wages for all construction, reg	ardiess or cost (V	vest virginia oc	ode 921-3A).						
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fy costs claimed by this r	report are correct and just and bas	ed upon actual req	uirements; that wo	ork and services are	e in accordance with th	e approved project ag	greement; and that			
and services are satisfac	ctory and consistent with the amou	pt claimed. Suppor	ting documents a	re attached to verify	costs claimed and are	available locally for a	audit and inspection.			
sounty of other direct red	cipients of funds are not involved in	any court litigation	or lawsuit involvi	ing any applicable	laws contained in the g	ant contract.				
	1//	/								
1/1/11	M Cun			M	onday, June 13, 2	2011				
AYOR OR COU	NTY COMMISSION PR	ESIDENT			DATE					
1.//										

GOVERNOR'S COMMUNITY PARTNERSHIP GRANT PROGRAM CERTIFICATION OF GRANT COMPLETION

licant:	County Commission of Wood County		
ect Name:	United Way Alliance of the Mid-Ohio Valle	y Amount of Gran	t: \$6,000.00
ject Number:	08LEDA00000	Grant Numbe	r: 11-809
EREBY CERT 1.	TIFY THE FOLLOWING REGARDING THE All activities included in the scope of serv		
	Office Equipment was purchased incuding a copier	r, shredder and typewriter.	
2.	USES OF FUNDS BY LINE ITEM ACTIVITY	CURRENT APPROVED BUDGET	FINAL ACTUAL EXPENDITURES
	CONSTRUCTION/IMPROVEMENTS MATERIALS, EQUIPMENT, SUPPLIES	\$ \$6,000.00	\$ \$6,551.00
	OTHER	\$	\$
	OTHER		\$
	TOTAL	\$6,000.00	\$6,551.00
3.	All project records have been maintained in a contract between the West Virginia Developm County Commission of Wood County		
4.	All costs claimed against this project are activities identified in the scope of service		
5.	Project records either have been or will be annual audit. All records will be maintained		
	David Blair Couch,	President	
	NAME AND TITLE OF MAYOR OR COU		
	c x/uet/a		10.0011
	SIGNATURE OF MAYOR OR COUNT	V COMMISSION DESIDENT	June 13, 2011 DATE
	ORIGINAL SIGNATURE REQUIRED		DATE

United Way Alliance of the Mid-Ohio Valley Belpre • Parkersburg • Vienna • Williamstown



June 9, 2011

Mr. Marty Seufer County Administrator WOOD COUNTY COMMISSION #1 Court Square, Suite 205 Parkersburg, WV 26101

RE: 2010 COMMUNITY GRANT PROGRAM

GRANT NO. 11-809 AMOUNT: \$6,000.00

Dear Marty,

Attached please find final eligible invoices and proof of payment for reimbursement that I'm submitting under **United Way Alliance of the Mid-Ohio Valley's** above referenced Community Participation Grant.

	Invoice from Toshiba - Color Copier	- \$5,503.00
-	Copy of our check #5587 (front and back)	
-	Invoice to Noe Office Supply/Stapling Console for Copier	400.00
-	Copy of payment check # 5521 (front and back)	
-	Invoice from Office Depot – Heavy Duty Shredder	499.00
-	Copy of online payment confirmation	
-	Invoice for Brother 300 Electric Typewriter	149.00
-	Copy of payment check #5405 (front and back)	\$6,551.00

Thank you very much for your assistance with our grant disbursement request. If you have any questions in this regard, please don't hesitate to contact me.

Sincerely,

Joyce E. Mather

Executive Director

/jm enclosures

						:		
WEST VIRGINIA DEVE GRANT AWAR		FICE			Grant Number: 11-809			
			Payment Nu	mber:	State Acct. No.: 0256-2010-0307-81	9-083		
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-t Name O Address	le e i st		2010		LEDA	1		
intee Name & Address:	F.E.I.N.		Grant Period		10	i		
		***************************************	From:	July 1, 200 June 30, 2		· ·		
			10.	June 50, 2				
Wood County Co			Project Name: United Way Alliance					
Parkersburg, W\		Grant ID:	10LEDA000	000				
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WestVirginia Open for Business!

WEST VIRGINIA DEVELOPMENT OFFICE

1900 Kanawha Boulevard East • Charleston, WV 25305-0311 (304) 558-2234 • (800) 982-3386 • www.wvcommerce.org

November 19, 2010

The Honorable David Blair Couch President Wood County Commission 1 Court Street, Suite 203 Parkersburg, West Virginia 26101

Dear Commissioner Couch:

RE: W

Wood County Commission—United Way Alliance

Governor's Community Participation Grant

Project Number: 10LEDA0890

Enclosed is your copy of the executed grant award, state/local contract, and program forms for the above-referenced project. Please retain these documents with your project files. The following forms are attached:

Please use the Request for Payment (Form 1) when requesting reimbursements. A progress report must be signed by the authorized official and all source documentation, such as copies of invoices, must be attached to the request for payment form before reimbursements can be processed.

The Request for Scope/Activity Change (Form 2) should be sent to this office when requesting a change to the approved scope of services as described in the state/local contract. Please be as specific as possible when requesting a scope/activity change.

If your project will not be completed by June 30, 2011, please prepare the Request for Time Extension (Form 3) as provided on your letterhead and return to this office prior to May 31, 2011. Every effort should be made to expend funds within contract period. Mutual written agreement between the West Virginia Development Office and the grantee is required to extend a contract for more than one fiscal year, pending the reappropriation of funds by the West Virginia Legislature.

In order to receive the final ten percent of funds, certification that all activities have been completed is required. The authorizing official must sign the enclosed Certification of Project Completion (Form 4) upon completion of the project and submit the certification, along with the final request for payment, to this office.

I will be your point of contact within the West Virginia Development Office, Community Development Division, for any questions during the contract period. Please feel free to contact me at 304-558-4010.

Sincerely,

Brandi O'Dell

Community Development Division

BO:kd

Enclosure

*OSHIBA TOSHIBA AMERICA BUSINESS SOLUTIONS, INC.

LECTRONIC IMAGING DIVISION

Musick vine, CA 92618 949)462-6000

INVOICE

Invoice Number: 12668034

Page:

Document Date:

03/24/11

Delivery Name:

76514025

BILL TO: 58203300

SHIP TO: 58203300

UNITED WAY ALLIANCE OF THE MID OHIO VALLEY

520 GRAND CENTRAL AVENUE

UNITED WAY ALLIANCE/902135/VIENNA

520 GRAND CENTRAL AVENUE

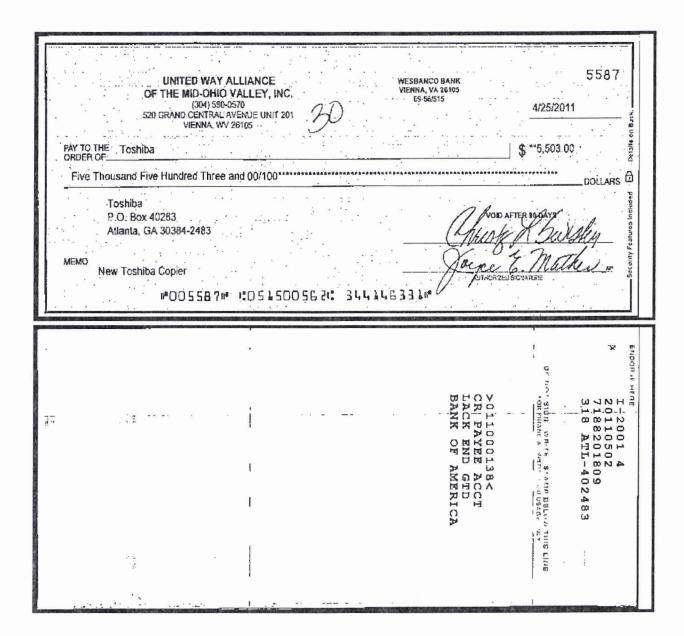
VIENNA WV 26105

VIENNA WV 26105

PURCHASE ORDER	NUMBER	ORDER	RNUMBER	ORDER	DATE	SHIP	DATE	P	AYMENT TERMS	建業業	OC AC
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CIF Destination		Prepa	aid		ABF				0096670487	M	EM 244
PART NUMBER	DESCRI	PTION		ORDER QTY	SHIP	В О	UM	UNIT LIST	NET:UNIT	DISC AMOUNT	EXTENDED AMOUNT
ESTUDIO2330C	23PPM C BK MFP	COLOR 28P	PM	1.00	1.00	N	EA	4,308.00	4,308.00	0.00	4,308.00
Serial Number[s]: SC	П048113										
MR3018	RADF, E451C/E	351C/E2810	C	1.00	1.00	N	EA	482.00	482.00	0.00	482.00
Serial Number[s]: SM	SA150829	E									
STAND4520	E2830C/3	3530C/4520 STAND	С	1.00	1.00	N	EA	145.00	145.00	0.00	145.00
KK3511	WORK T E3511/E4 E350/E45	511, E230/	E280,	1.00	1.00	N	EA	24.00	24.00	0.00	24.00
GD1250		ARD - FOR 04520C SEI		1.00	1.00	N	EA	448.00	448.00	0.00	448.00
PWRFLTR-XGPCS	10.1	EN PCS PO 120V-15 AI		1.00	1.00	N	EA	96.00	96.00	0.00	96.00

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NOE Office Equipment

610 Green Street

P.O. Box 1368

Parkersburg, WV 26101

Phone: (304) 428-0121 Fax: (304) 428-7695

Invoice

Number

104245

Date:

4/13/2011

Bill To

Attn: Joyce Mather

United Way Alliance of the Mid-Ohio Valley

520 Grand Central Ave., Unit 201 Parkersburg, WV 26101 U.S.A. Ship To

Source: Quote # 54708

Attn: Joyce Mather

United Way Alliance of the Mid-Ohio Valley

520 Grand Central Ave., Unit 201 Parkersburg, WV 26101 U.S.A.

Acct. # A/R Cust. # 2870

United Way

Acct. ID United Way Customer P. O.

Reference

EAL

Sales Rep

Erik A. Linsell

Ship Via

Terms

Payable on Receipt

Item ID	Description	Qty.	UOM	Ea. Price	Total
MJ1101	Console Finisher w/ Stapling (E355/E455)	1	EA	\$ 400.000	\$ 400.00
KN4520	Bridge Kit	1	EA	\$ 0.000	\$ 0.00
				Item Total: Sales Tax	\$ 400.00 \$ 0.00
			Tota	Amount Due:	\$ 400.00

Phase pay Noe for stapler attatchment

ALL RETURNS MUST BE MADE WITHIN 15 DAYS AND ARE SUBJECT TO RESTOCKING FEES. THANK YOU FOR YOUR BUSINESS!

UNITED WAY AL OF THE MID-OHIO V. (304) 580-05 520 GRAND CENTRAL AV VIENNA, WY 28	ALLEY, INC. VIEN O ENUE UNIT 201	BANCO BANK 5 INA, VA 20105 69-56/515 4/15/2011	521
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FEDERAL ID:59-2663954

BILL TO:

ATTN:ACCOUNTS PAYABLE UNITED WAY OF THE MID OHI **UNIT 201** 520 GRAND CENTRAL AVE VIENNA WV 26105-2169

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THANKS FOR YOUR ORDER

IF YOU HAVE ANY QUESTIONS OR PROBLEMS. JUST CALL US

FOR CUSTOMER SERVICE ORDER: FOR ACCOUNT:

(888) 263-3423 (800) 721-6592

INVOICE NUMBER	AMOUNT DUE	PAGE NUMBER
521844722001	499.99	Page 1 of 1
INVOICE DATE	TERMS	PAYMENT DUE
10-JUN-10	Net 30	11-JUL-10

SHIP TO:

UNITED WAY OF THE MID OHI **UNIT 201** 520 GRAND CENTRAL AVE VIENNA WV 26105-2169

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JUN I 7 2010

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SUB-TOTAL

499.99

003468-003748

0.00

SALES TAX

DELIVERY

0.00

All amounts are based on USD currency

TOTAL

499.99

eturn supplies, please repack in original box and insert our packing list, or copy of this invoice. Please note problem so we may issue credit or acement, whichever you prefer. Please do not ship collect. Please do not return furniture or machines until you call us first for instructions. Shortage lamage must be reported within 5 days after delivery.

DETACH HERE

USTOMER NAME

BILLING ID

INVOICE NUMBER

INVOICE DATE

INVOICE AMOUNT AMOUNT ENCLOSED

INITED WAY OF THE MID

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521844722001

10-JUN-10

499.99

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001535673 5218447220016 00000049999 1 8

ase id Your eck to:

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OFFICE DEPOT PO Box 633211 Cincinnati OH 45263-3211

Please return this stub with your payment to ensure prompt credit to your account.

Please DO NOT staple or fold. Thank You.

Pay Bills

Payment Confirmation

You've paid the following bills. If you want to keep any additional information on file with the bill, click the Note link.

Biller Name Amount Pay Date Confirmation

Dominion Hope UNITED WAY ALLIANCE OF THE MID *46331 \$17.81 07/02/2010 BB526-P3CC0 Note *55900

Office Depot UNITED WAY ALLIANCE OF THE MID *46331 \$499.99 07/08/2010 BB526-P5R9F Shredder Note *53567

SW Resources UNITED WAY ALLIANCE OF THE MID *46331 \$35.00 07/08/2010 BB526-P5XS0 signage Note

Total: \$552.80

Online Dayment Confirmation.

Finished



656 7th Street Parkersburg, WV 26101 Tel: (304) 428-2886 Fax: (304) 428-6145

Website: www.fanelliboys.com Email: fbi@fanelliboys.com

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Date	Invoice #
1/11/2011	QB50865

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ited Way Alliance of the Mid Ohio Valle) Grand Central Ave, it 201

Customer Phone

nna, WV 26105

580-0570

Ship To

United Way Alliance of the Mid Ohio Valle 520 Grand Central Ave.

Unit 201

Vienna, WV 26105

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	ZONE
Joyce	COD	Rcp15	1/11/2011		·	Grand/Vienna

Quantity	ftern Code	Description	Price Each	Amount
1	Miscellaneous Offi	Description: BRTML-300 TYPEWRITER,ELEC,GY	149.00	149.00
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at .			#16 (A)	111
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RDER ONLINE AT WWW.FANELLIBOYS.COM

Signature Line

Total

\$149.00

Balance Due

\$149.00

UNITED WAY ALLIA OF THE MID-OHIO VALI (304) 580-0570 520 GRAND CENTRAL AVENU- VIENNA, WV 26106 PAY TO THE Funcili Boys, Inc. One Hundred Forty-Nine and 00/100° Fancili Boys, Inc. 656 7th Street Parkersburg, WV 26101 MEMO Purchase electric typewriter 8° □ □ 5 ↓ □ 5 8° 120	LEY, INC. VIE UNIT 201	VOID AFTER D VOID AFTER D	Bushy Mather
119113-599 9971	Williamstown Bank Williamstown WV >051503909< 110113-509 0069		ENDORSE HERE: X I-O. LCT-OSIT ONLY TO THE CREDIT OF FANCILLI BOYS INC ACCT# 1331205 BD NOT AN WRITE SCATULRIA WILLS I'VE

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY EXECUTE A RESOLUTION THAT AUTHORIZED DAVID BLAIR COUCH, AS PRESIDENT, TO EXECUTE ALL DOCUMENTS IN REGARD TO THE COMMUNITY PARTICIPATION PROGRAM FOR THE UNITED WAY ALLIANCE OF THE MID-OHIO VALLEY.

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Stephen Gainer and made unanimous by David Blair Couch, did hereby EXECUTE a RESOLUTION that hereby AUTHORIZES David Blair Couch, in his official capacity as President and on behalf of the County Commission, to EXECUTE all necessary documents in regard to the Governor's Community Partnership Grant Program application for the United Way Alliance of the Mid-Ohio Valley in the amount of one thousand two hundred dollars and zero cents (\$1,200.00).

Pertinent documentation pertaining to the aforementioned Governor's Community

Partnership Program Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner



IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

RESOLUTION

WHEREAS, the State of West Virginia is sponsoring the Governor's Community Partnership Grant Program; and

WHEREAS, the Governor's Community Partnership Grant Program is designed to provide assistance to Counties and Municipalities in West Virginia to address economic development projects; and,

WHEREAS, the County Commission of Wood County is an eligible applicant; and,

WHEREAS, the County Commission of Wood County possesses certain economic development needs which would qualify it for participation in the Governor's Community Partnership Grant Program,

NOW, THEREFORE BE IT RESOLVED that David Blair Couch, in his official capacity as President, is authorized to execute all necessary documents in regard to the Governor's Community Partnership Program application for the following project:

United Way Alliance of the Mid-Ohio Valley - \$1,200.00

APPROVED:

RESOLVED this 13th day of June, 2011.

///

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

Certified to be a true copy of a Resolution adopted at a regular meeting of the County Commission of Wood County held on June 13, 2011.

Attest:

Vamie Six, County Clerk

69/47/

JUNE 13, 2011

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION WAS IN RECEIPT OF A CHECK FROM THE STATE OF WV IN THE AMOUNT OF \$26,205.50 OF WHICH \$3,271.40 REPRESENTS REIMBURSEMENT IN REGARD TO THE JUSTICE ASSISTANCE GRANT NUMBER 09-JAG-16.

ORDER

On this date, the County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of twenty-six thousand two hundred five dollars and fifty cents (\$26,205.50) of which three thousand two hundred seventy-one dollars and forty cents (\$3,271.40) represents reimbursement to Wood County for expenses incurred during the month of March, 2011, in regard to the Justice Assistance Grant Number 09-JAG-16. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 69, at Page 384 and bearing the date of April 18, 2011 at which time David Blair Couch, 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 Justice Assistance Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION WAS IN RECEIPT OF A CHECK FROM THE STATE OF WV IN THE AMOUNT OF \$26,205.50 OF WHICH \$2,089.42 REPRESENTS REIMBURSEMENT IN REGARD TO THE JUSTICE ASSISTANCE GRANT NUMBER 09-JAG-16.

ORDER

On this date, the County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of twenty-six thousand two hundred five dollars and fifty cents (\$26,205.50) of which two thousand two hundred seventy-one dollars and forty cents (\$2,089.42) represents reimbursement to Wood County for expenses incurred during the month of March, 2011, in regard to the Justice Assistance Grant Number 09-JAG-16. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 69, at Page 244 and bearing the date of May 9, 2011 at which time David Blair Couch, 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 Justice Assistance Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dann, Commissioner

Stephen Gainer, Commissioner

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION WAS IN RECEIPT OF A CHECK FROM THE STATE OF WV IN THE AMOUNT OF \$26,205.50 OF WHICH \$20,844.68 REPRESENTS REIMBURSEMENT IN REGARD TO THE STRATEGIC PREVENTION FRAMEWORK STATE INCENTIVE GRANT NUMBER 11-CC-09

ORDER

On this date, the County Commission of Wood County was in receipt of a check from the State of West Virginia in the amount of twenty-six thousand two hundred five dollars and fifty cents (\$26,205.50) of which twenty thousand eight hundred forty-four dollars and sixty-eight cents (\$20,844.68) represents reimbursement to Wood County for expenses incurred during the month of January 2011, in regard to the Strategic Prevention Framework Grant Number 11-CC-09. Receipt of the aforementioned check is pursuant to an ORDER appearing in Order Book 69, at Page 435 and bearing the date of April 21, 2011 at which time David Blair Couch, 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 Prevention Framework State Incentive Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE THE PURCHASE OF A ROAD SIGN FOR BONAR LANE.

ORDER

On this date, the County Commission of Wood County, upon a motion made by David Blair Couch, seconded by Wayne Dunn and made unanimous by Stephen Gainer, did hereby AUTHORIZE the purchase of a road sign for BONAR LANE. Said sign was requested by Mitch Bonar, 73 Bonar Lane, Washington WV.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

Bavid Blair Couch, President

Wayne bunn, Commissioner

Stephen Gainer, Commissioner

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE DAVID BLAIR COUCH, AS PRESIDENT, TO SIGN THE REQUEST FOR REIMBURSEMENT IN REGARD TO THE GOVERNOR'S HIGHWAY SAFETY PROGRAM GRANT NUMBER F11-HS-03-2011. SAID REQUEST IS IN THE AMOUNT OF \$252.42.

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Steve Gainer and made unanimous by David Blair Couch, did hereby AUTHORIZE David Blair Couch, in his official capacity as President and on behalf of the County Commission, to sign the Request for Reimbursement in regard to the Governor's Highway Safety Program Grant Number F11-HS-03-2011. The Request for Reimbursement is in the amount of three thousand two hundred fifty-two dollars and forty-two cents (\$252.42) for the month of May, 2011. The Request for Reimbursement form, the Program Activity Report, the Project Financial Report, the time sheets for Tiano-Knopp Associates, and the Monthly Progress Report have been submitted.

A copy of the Request for Reimbursement is attached to this Order and should be made a part thereof.

Documentation pertaining to the Governor's Highway Safety Program Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

M/1493

GOVERNOR'S HIGHWAY SAFETY PROGRAM

6/13/11

2 Hale Street, Suite 100 Charleston, WV 25301

-1	IONE:	(304)	558-	ഒവമവ
	 CIVIL.	LUUTI		OUGU

FAX: (304) 558-6083

			7-1-17	
RE	QUEST FOR REIN	BURSEMENT		
RECEIVED	Subgrantee:	Wood County C	Commission	
(For DCJS Use Only)	Address. The Court Equato, Cuite 200			
		Parkersburg, WV	26101	
	Grant Number:	F11HS-03-2011		
	FEIN#:	556 000 417		
		eby requested to cov	er expenditures	
	FROM: 5/1		TO: 5/31/11	
PROJECT CASH EXPENDITURES	Accou	nt#	Amount	\top
	F11HS-0	3-2011	\$252.42	
				_
		TOTAL	\$252.42	\dashv
		TOTAL	\$252.42	
CERTIFICATION:				
I certify that this report presents actual r total grant budget to date, made in acco				
All documentation is available at our off	ice.			
David Blair Couch, President				
BY: Wood County Commission TYPED NAME & TITLE		SIGNATURE	6/13/11 DATE	
(Authorized Official or Grant Financial		SIGNATURE	DATE	
(tationized of ordinary mandar	Officer Officer)			
GOVER	NOR'S HIGHWAY SA	ETY USE ONLY		
ADMINISTRATIVE APPROVAL:				
This request is approved in the amoun	t of ¢			
This request is approved in the amoun	Init	als	Date	-
Pursuant to the authority vested in me,	I certify that this reque	st is correct and prop	er for payment.	
				-4
Date	P	rogram Officer		

69/472

JUNE 13, 2011

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE TO UTILIZE THE WEST VIRGINIA COUNTIES RISK POOL FOR WORKER'S COMPENSATION COVERAGE IN 2011/2012.

ORDER

On this date, the County Commission of Wood County upon a motion made by Wayne Dunn, seconded by Steve Gainer and passed with David Blair Couch not in attendance for the discussion or vote, did hereby AUTHORIZE to utilize the West Virginia Counties Risk Pool for Worker's Compensation Insurance Coverage for fiscal year 2011/2012.

A copy of the quote for said coverage is attached to this ORDER and should be made a part thereof.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

M/1492



2011-2012
Proposal for
Self Insurance for
Workers' Compensation

West Virginia Counties Group Self Insurance Risk Pool Proposal to Wood County Commission

Presented on May 26, 2011

WEST VIRGINIA COUNTIES GROUP SELF-INSURANCE RISK POOL

INTRODUCTION

The West Virginia Counties Group Self-insurance Risk Pool (WVCoRP) was created to address the insurance and risk management needs of counties in West Virginia. The pool is administered by Public Risk Services, which has been in operation for fourteen years and is the leading provider of insurance and risk management services to county and county-related agencies in Virginia and West Virginia. Both the West Virginia Association of Counties (WVACo) and the County Commissioners' Association (CCAWV) endorse WVCoRP as a cost effective and clear coverage choice for West Virginia counties.

WVCoRP BENEFITS

- WVCoRP was created for counties by counties. Members are assured that
 the pool is operated in the best interest of counties. This is something no
 other program will ever be able to offer.
- WVCoRP is a member-owned program governed by a seven member supervisory board elected from the general membership; the executive directors of both the WVACo and the CCAWV are non-voting, ex-officio board members.
- WVCoRP is the first self-directed government entity pool to be approved in West Virginia. Under the guidelines established by the supervisory board, Public Risk Services provides all services for the pool. The board has direct control over the pool. This ensures quality service and attention to all members, which will help to reduce operational costs ordinarily stemming from risks, exposures and losses.
- WVCoRP provides stable and equitable rates using the same rating structure for all members. This is possible because rates are based on the pool's experience, without influence of other insurance alternatives. The pool provides the most innovative and responsive program available to counties.

CHARACTERISTICS OF A SUCCESSFUL MEMBER DRIVEN POOL

□ COVERAGE - The most important aspect of an insurance program is the level of coverage provided by the carrier. Insurance is the only purchase you will make whose true price will be determined after you use it.

WVCoRP provides the highest level of coverage on a manuscript form tailored specifically to meet the needs of counties.

□ **FINANCIAL STABILITY** – The financial structure of a pool must ensure the ability to meet its obligation while maintaining an efficient use of members' money.

WVCoRP's rates have been certified by a fellow of the Casualty Actuarial Society. In addition, the Pool has transferred catastrophic risk to A rated reinsurance carriers.

□ **DIVIDENDS** – By definition, dividends are overcharged premiums.

Members maintain ownership of all surplus dollars in the program. WVCoRP's goal, however, is to provide the lowest up front cost, rather than pay dividends 6-8 years later. It does not benefit either WVCoRP or its members to collect excessive premiums up front and return them a number of years later.

□ **SERVICES** – Services are important. You are entitled to high quality claims, administrative, appraisal and loss control services.

WVCoRP, through VRMP, provides its members with superior service. Public Risk Services staff has an average experience level of over 18 years in the insurance business. WVCoRP tailors all services to meet the specific needs of its members.

□ **RESPONSIVENESS** – It is important to have access to quality service, performed in a timely and responsive manner.

WVCoRP has a toll free number. Claims may be reported via phone, fax or internet. It is a WVCoRP priority to provide quick responses to reported claims, administrative and loss control issues. WVCoRP responds to reported claims within 24 hours.

MEMBERSHIP

WVCoRP is only open to county and county-related agencies, so the pool may tailor coverage and service specifically to meet members' needs.

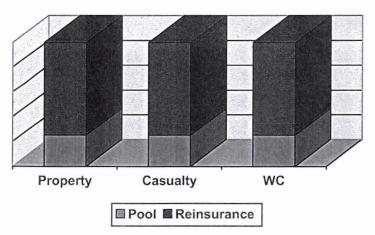
COVERAGE

The supervisory board will continually review the adequacy of coverage to ensure that members receive the highest level of protection. Members are encouraged to share ideas about adding different coverages to the pool.

FINANCIAL STABILITY

WVCoRP provides members financial protection in two ways: pool solvency and rate stability. WVCoRP protects members by providing an annual fixed cost. Property and Casualty contracts are non-auditable. This provides each member with complete budget stability.

WVCoRP reinsures losses to protect the pool and its members from catastrophic events or a series of large losses. This limits the losses the pool may incur in a given year. WVCoRP obtains reinsurance from highly rated and well established companies.



*Workers' Compensation reinsurance is provided up to the statutory limit of benefits provided by the WV Workers' Compensation Act.

SERVICES

Risk Management & Underwriting Services – The team begins managing risks at the time of application. Such risk management continues through each step of the process, including data collection and evaluation of coverages. At the delivery of the proposal, staff provides a full explanation of coverages and supplies ideas to reduce risk exposures.

WVCoRP will provide you with a renewal quote to coincide with the budget process. Renewal packages are mailed to members in January. If returned by March 1, the renewal quote is delivered by March 15.

Claims Management – The claims staff assists members in an objective evaluation of liability with the goal of controlling costs, while providing the protection warranted by the policy. Quarterly member loss reports provide information on all claims filed.

Loss Control – Members receive an on-site assessment to evaluate potential loss exposures and suggestions to limit losses, which may include:

- Fleet management programs and defensive driver training courses
- OSHA-compliance training
- Fire hazard surveys
- Parks & recreation risk management
- Life safety assessments
- Critical department assessments
- Return to Work program assistance
- Internal reporting procedures and employee guides
- Committee management techniques
- Accident investigations
- Hazard recognition
- Individual and regional workshops

CONCLUSION

WVCoRP provides the highest level of coverage and service at a reasonable and stable cost. WVCoRP looks forward to the opportunity to assist all West Virginia county and county-related agencies with their insurance and risk management needs. For additional information, please call 888-822-6772.

COVERAGE

Workers' compensation coverage is provided in accordance with and limited to guidelines established by the Offices of the West Virginia Insurance Commissioner and Employers Liability.

Employers' Liability

Bodily Injury by Accident	\$1,000,000
Bodily Injury by Disease (per person)	\$1,000,000
Bodily Injury by Disease (per accident)	\$1,000,000

CONTRIBUTIONS MAY BE PAID IN EQUAL QUARTERLY INSTALLMENTS.

The classifications and codes shown are established by the National Council on Compensation Insurance (NCCI) and are the same as those used by insurance companies in West Virginia.

WORKERS' COMPENSATION WOOD COUNTY COMMISSION

CLASSIFICATION	CODE	PAYROLL	<u>RATE</u>	CONTRIBUTION
Aviation – Helicopters	7425	\$106,507	6.13	6,529
Police Officers & Drivers	7720	\$2,437,126	2.97	72,383
Auto Service & Drivers	8380	\$29,928	3.29	985
Clerical	8810	\$4,178,390	.29	12,117
Attorney-All Employees	8820	\$523,580	.22	1,152
Building Operation	9015	\$130,387	3.34	4,355
Municipal Employees, NOC	9410	\$117,536	2.56	3,009
Manual Contribution			100,530	
	Experience Modification			
	Modified Contribution			87,461
	Regulatory & Debt Reduction			10,495
Total Estimated Contribution				97,956

The rates proposed have been filed with the WV Office of the Insurance Commissioner. The proposed workers' compensation program is subject to final approval by the Insurance Commissioner. WVCoRP cannot guarantee that workers' compensation coverage will be available through the Pool by July 1, 2011.

Workers' Compensation Coverage Contribution is payable in equal quarterly installments.

401	Commission	3,069
402	County Clerk	4,655
403	Circuit Clerk	3,299
404	Sheriff's Tax	3,330
405	Prosecutor	5,659
406	Assessor	3,112
407	Assessor Val	3,279
412	WVU Extension	4,759
413	Poll Workers	1,805
424	Maintenance	6,606
700	Sheriff Law	59,576
701	Civil Process	708
702	Holding Center	13,933
705	Home Confinement	4,142
708	Crossing Guards	409
711	Emergency Svcs	1,467
712	E-911	7,767
731	Day Report Center	3,635

131,210

JUNE 13, 2011

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: THE COUNTY COMMISSION DID HEREBY AUTHORIZE DAVID BLAIR COUCH, AS PRESIDENT, TO SIGN THE REQUEST FOR REIMBURSEMENT IN REGARD TO THE GOVERNOR'S HIGHWAY SAFETY PROGRAM GRANT NUMBER F11-HS-03-410-SC. SAID REQUEST IS IN THE AMOUNT OF \$1,942.90.

ORDER

On this date, the County Commission of Wood County, upon a motion made by Wayne Dunn, seconded by Steve Gainer and made unanimous by David Blair Couch, did hereby AUTHORIZE David Blair Couch, in his official capacity as President and on behalf of the County Commission, to sign the Request for Reimbursement in regard to the Governor's Highway Safety Program Grant Number F11-HS-03-410-SC. The Request for Reimbursement is in the amount of one thousand nine hundred forty-two dollars and ninety cents (\$1,942.90) for the month of May, 2011. The Request for Reimbursement form, the Program Activity Report, the Project Financial Report, the time sheets for Tiano-Knopp Associates, the Ripley Police Department, the Vienna Police Department, and the Monthly Progress Report have been submitted.

A copy of the Request for Reimbursement is attached to this Order and should be made a part thereof.

Documentation pertaining to the Governor's Highway Safety Program Grant is on file in the Office of the County Administrator.

APPROVED:

THE COUNTY COMMISSION OF WOOD COUNTY

David Blair Couch, President

Wayne Dunn, Commissioner

Stephen Gainer, Commissioner

M/1494

GOVERNOR'S HIGHWAY SAFETY PROGRAM

69/472 69/472

2 Hale Street, Suite 100 Charleston, WV 25301

ELEPHONE: (304) 558-6080

FAX: (304) 558-6083

REQUEST FOR REIMBURSEMENT						
RECEIVED	Subgrantee:	Wood County Commission				
(For DCJS Use Only)	Address:	One Court Square, Suite 203				
		Parkersburg, WV	26101			
	Grant Number:	F11-HS-03-410				
	FEIN#:	556 000 417				
	Funds are her	eby requested to cov	er expenditures			
	FROM: 5/1	/11	TO: 5/31/11			
PROJECT CASH EXPENDITURES	Accou	ınt #	Amount			
	F11-HS-	03-410	\$1,942.90			
				_		
				_		
		TOTAL	04.040.00	-		
l		TOTAL	\$1,942.90			
CERTIFICATION:						
I certify that this report presents actual receipts and expenditures of funds for the period covered and for the total grant budget to date, made in accordance with the approved budget for this grant.						
All documentation is available at our offi	ce.	11				
David Blair Couch, President BY: Wood County Commission TYPED NAME & TITLE		SIGNATURE	6/13/11 DATE			
(Authorized Official or Grant Financial	Officer ONLY)					
	NOR'S HIGHWAY SA	FETY USE ONLY				
ADMINISTRATIVE APPROVAL:						
This request is approved in the amount	of \$					
The request is approved in the amount		tials	Date			
Pursuant to the authority vested in me, I certify that this request is correct and proper for payment.						
Date	P	rogram Officer				

aereby ordered that said Estate be, and it is hereby, referred to ERNEST M. DOUGLASS, Fiduciary Commissioner, for settlement.

IN RE: THE ESTATE OF MARY ELLEN WOOFTER, DECEASED (ORDER COUNTY COMMISSION-ADMINISTRATOR REMOVED)

This matter is presently before the County Commission of Wood County, West Virginia (County Commission) on Annemarie C. Woofter's Petition to Remove Phillip R. Postlewait, Jr. as Administrator of the Estate of Mary Ellen Woofter (the Estate). On June 13, 2011, Petitioner, Annemarie C. Woofter, appeared in person and by counsel before the County Commission for argument on Ms. Woofter's Petition to Remove Administrator. The Respondent, Philip R. Postlewait, Jr., did not appear. Base upon the pleadings, the arguments by counsel, and the entire record in this action, the County Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

Based on the various motions, memoranda, the arguments of counsel, and the entire record in this action, the County Commission is of the opinion and does hereby FIND as follows:

1. Mary Ellen Woofter (herein the "Decedent") died intestate on May 5, 1994, a resident of Wood County, West Virginia.

- At the time of her death, the Decedent was divorced.
- The Decedent was survived by her only child, Annemarie C. Woofter, the Petitioner herein and sole heir of the Decedent.

 At the time of the death of the Decedent, the Petitioner was a minor.
- On May 23, 1994, the Respondent, Philip R. Postlewait, Jr., qualified as Administrator of the Estate, posting bond in the amount of One Hundred Dollars (\$100.00), with himself as surety.
- The Respondent failed to file an Appraisement in accordance with 44-1-1 (1994).
- The Respondent failed to file Annual Accountings of the Estate in accordance with the timeframe prescribed by W.Va. Code 44-4-2
- The Respondent has failed to file fiduciary income tax returns (IRS Form 1041 and WV Form IT-141).
- The Respondent has failed to communicate with the Petitioner regarding the administration of the Estate CONCLUSIONS OF LAW

Based on the various motions, memoranda, the arguments of counsel, and the entire record in this action, the County Commission is of the opinion and does hereby CONCLUDE as follows. The County Commis on has jurisdiction over the appointment and removal of a personal representative of a decedent's estate. W.Va.

- Code 44-1-4 (2010). The County Commis on may revoke and annul the powers of a personal representative whenever from any cause it appears proper
- W.Va. Code 44-5-5 (2010).
- A personal representative of an estate must file an Appraisement of the Estate in accordance with W.Va. Code 44-1-14 (1994). A personal representative of an estate must file an annual accounting of the estate on a yearly basis. W.Va. Code 44-4-2 (1994).
- If a personal representative of an estate fails to file an annual accounting for any year within two months of its expiration, the personal representative is not entitled to compensation for services for that year. W.Va Code 44-4-7 (2010).
- A personal representative has the duty to well and truly administer the estate of the decedent. W.Va. Code 44-1-15 (2010).

 "Many forms of conduct permissible in a workday world for those acting at arm's length, are forbidden to those bound by fiduciary ties. A trustee is held to something stricter than the morals of the market place. Not honesty alone, but the punctilio of an honor the most sensitive, is then the standard of behavior. As to this there has developed a tradition that is unbending and inveterate. Uncompromising rigidity has been the attitude of courts of equity when petitioned to undermine the rule of undivided loyalty by the 'disintegrating erosion of particular exceptions.... Only thus has the level of conduct for fiduciaries been kept at a level higher than that trodden by the ..."Kanawha Valley Bank v. Friend, 162 W.Va. 925, 928; 253 S.E.2d 528, 530 (1979) citing Meinhard v. Salmon, 248 N.Y. 458, 464, 164 N.E. 545, 546 (1928).
- The issue to be determined by the County Commission is whether or not Philip R. Postlewait, Jr. should be removed as Administrator of the Estate of Mary Ellen Woofter
- By failing to file the Appraisement of the Estate, the Respondent has violated his statutory and fiduciary duties to the Estate and its beneficiary
- 10. By failing to file annual accountings for the Estate, the Respondent has violated his statutory and fiduciary duties to the Estate and its beneficiary.
- 11. By improperly handling the assets of the Estate, Philip R. Postlewait, Jr. has violated his fiduciary duty to the Estate and its beneficiary,
- 12. By failing to provide Estate information to Annemarie C. Woofter, as beneficiary of the Estate, the Respondent has violated his fiduciary duty to the Estate and its beneficiary.

 13. By failing to file fiduciary income tax returns, the Respondent has failed to well and truly administer the Estate of the Decedent
- 14. Petitioner had the burden of proof to establish that the Respondent has violated his fiduciary duty to the Estate and its beneficiary in the present matter. The Petitioner proved by a preponderance of the evidence that the Respondent has failed to well and truly administer the Estate of Decedent. Accordingly, the County Commission specifically concludes that Philip R. Postlewait, Jr. should be removed as Administrator of the Estate.

On the basis of the foregoing, the County Commission does hereby ORDER as follows:

- Philip R. Postlewait, Jr. be removed as Administrator of the Estate of Mary Ellen Woofter;
 Philip R. Postlewait, Jr. be denied any compensation for his service as the personal representative of the Estate;
 Annemarie C. Woofter be appointed as successor Administrator of the Estate of Mary Ellen Woofter; 2.
- Philip R. Postlewait, Jr. shall immediately transfer any and all assets of the Estate of Mary Ellen Woofter to Annemarie C. 4. Woofter;
- 5. Philip R. Postlewait, Jr. shall reimburse Annemarie C. Woofter for her attorneys' fees and expenses paid in connection with this proceeding;
 Philip R. Postlewiat, Jr. shall reimburse the Estate of Mary Ellen Woofter for any assets removed from the Estate, including any
- compensation paid to himself as personal representative of the Estate;
 Philip R. Postlewait, Jr. will reimburse the Estate of Mary Ellen Woofter any penalties and interest to be paid to the IRS and/or the
- West State Tax Department by the Estate of Annemarie C. Woofter resulting from his failure to timely file the fiduciary income tax returns.
- The County Commission does hereby note the objection and exception of the Respondent to this Order.
- The Clerk is directed to send a copy of Order to all counsel and parties of record

ENTERED this 13th day of June, 2011.

COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

David B. Couch, Commissioner Wayne Dunn Wayne Dunn, Commissioner Steve Gainer

ORDERS-Wood County Commission, West Virginia

MONDAY, JUNE 13, 2011 TWENTY-FIRST Day

JUNE 20 11

APRIL Term,

Steve Gainer, Commissioner

ORDER PREPARED AND PRESENTED BY:

Staci N. Criswell

Staci N. Criswell - WV Bar No. 8797

John F. Hussell, IV – WV Bar No. 6610

Katherine M. Mullins - WV Bar No. 11425

Dinsmore & Shohl LLP

P.O. Box 11887

Charleston, WV 25339

(304) 357-0900

Counsel for Petioner, Annemarie C. Woofter

IN RE: ESTATE OF LILLIAN JUANITA CHICHESTER, DECEASED. (HEARING CONTINUED)

This day came JOYCE LYNN RICHARDS, CO-EXECUTOR of the Estate of LILLIAN JUANITA CHICHESTER, deceased, asking that she be removed as CO-EXECUTOR.

Blaine Myers, Attorney appeared to represent BRIAN DOUGLAS CHICHESTER, who is the other CO-EXECUTOR of said Estate. The County Commission after hearing the evidence that was presented, made the motion to continued the hearing until September 12, 2011, at 10:30 o'clock A. M.

IN RE: ESTATE OF MARY ELLEN WOOFTER, DECEASED. (DATE OF DEATH: 05/05/1994)

This day 13th day of June, 2011, upon petition by Staci N. Criswell, Attorney for AnneMarie C. Woofter, requesting that Philip R. Postlewait, Jr., Administrator of the Estate of Mary Ellen Woofter, deceased, be removed. Upon review of said Petition the County Commission moved that the said Philip R. Postlewait, Jr., as Administrator, be removed, and that AnneMarie C. Woofter be appointed as Administratrix d.b.n. of the estate of MARY ELLEN WOOFTER, deceased; and

It is hereby ordered that Philip R. Postlewait, Jr., Administrator of the Estate of MARY ELLEN WOOFTER, deceased, was removed, and the bond, and the surety on his bond, is hereby released.

It appearing to this Commission, proper so to do, the said ANNEMARIE C. WOOFTER, is hereby qualified as such Administratrix d.b.n.

Whereupon the said ANNEMARIE C. WOOFTER, before the County Commission, made oath thereto, as such ADMINISTRATRIX D.B.N., by Order of the County Commission bond was waived.

Letters of administration are hereby granted the said ANNEMARIE C. WOOFTER, upon the Estate of MARY ELLEN WOOFTER, deceased, in due form.

In accordance with Chapter 44, Article 1, Section 14 of the West Virginia Code, of 1931, as amended, effective July 9, 1993, the Personal Representative, after first being duly sworn, shall make a true and accurate appraisement of the Estate of MARY ELLEN WOOFTER, deceased, both real and personal, and will make their return thereof as required by law.

No Reference is made to a Fiduciary Commissioner, for settlement, in this Estate.

IN RE: ESTATE OF JERRY M. KREINIK, DECEASED.

(REFERRED TO A FIDUCIARY COMMISSIONER)

This day came ROBERT ELLISON, ATTORNEY for ESTELLE S. KREINIK, and made known to this Commission the need of a Fiduciary Commissioner to settle the Estate of JERRY M. KREINIK, deceased; and

It appearing to this Commission that no reference was made to a Fiduciary Commissioner for settlement of said Estate in the former qualification of ESTELLE S. KREINIK, as EXECUTRIX, of the Estate of JERRY M. KREINIK, deceased, on the 04/18/2011, it is hereby ordered that said Estate be, and it is hereby, referred to JUSTIN L. HARDMAN, Fiduciary Commissioner, for settlement.

There appearing no further business to claim the attention of this Commission, it is hereby ordered that this Commission, do now adjourn to meet in Regular Session, Thursday, June 16, 2011, at 9:30 o'clock A. M.

President