

**PIERPONT COMMUNITY & TECHNICAL COLLEGE
BOARD OF GOVERNORS MEETING**

Special Meeting

**Thursday, August 15, 2024
2:00 PM**

Zoom Meeting

Join Zoom Meeting

<https://us02web.zoom.us/j/4010744958?omn=82215253818>

Meeting ID: 401 074 4958

Dial by your location

- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 646 931 3860 US
- +1 929 205 6099 US (New York)
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)

Meeting ID: 401 074 4958

Find your local number: <https://us02web.zoom.us/j/4010744958?omn=82215253818>

AGENDA

I. Call to Order

II. Conflict of Interest

III. Roll Call

IV. Committee of the Whole

- A. *Resolution for Approval – Right-of-Way and Easement Request from Clarksburg Sanitary Board **Tab 1**
(Dale Bradley, VP of Finance and Administration)

V. Adjournment

**Denotes possible action item*

Tab

1

**Pierpont Community and Technical College
Board of Governors
Meeting of August 15, 2024**

- ITEM:** Approve Right-of-Way and Easement Agreement with the Clarksburg Sanitary Board.
- COMMITTEE:** Committee of the Whole
- RECOMMENDED RESOLUTION:** Resolved that the Pierpont Community & Technical College Board of Governors approves granting the Right-of-Way and Easement requested by the Clarksburg Sanitary Board.
- STAFF MEMBER:** Dale Bradley
- BACKGROUND:** The City of Clarksburg through the Clarksburg Sanitary Board is in the beginning phase of upgrading of their sanitary sewer and wastewater infrastructure throughout the City of Clarksburg. To facilitate these infrastructure upgrades the Clarksburg Sanitary Board is requesting a temporary and permanent right-of-way through the two parking lots owned by Pierpont across West Main Street from the Clarksburg Campus.
- The two parking lots are located between the Harrison County Chamber of Commerce and the Clarksburg City Florist.
- In addition to restoring the parking lots to their original condition to the reasonable satisfaction of Pierpont, the two lots will be seal coated and restriped.

RIGHT-OF-WAY AND EASEMENT AGREEMENT

THIS RIGHT-OF-WAY AND EASEMENT AGREEMENT, made and executed this _____ day of _____, 2024, by and between Pierpont Community and Technical College Board of Governors, on behalf of Pierpont Community and Technical College, a West Virginia agency, hereinafter referred to as the “Grantor”, and the Clarksburg Sanitary Board, a municipal corporation, hereinafter sometimes referred to as the “Board,” and/or “Grantee”,

WITNESSETH: That for and in consideration of the sum of \$1.00 and other good and valuable consideration, the receipt of all of which is hereby acknowledged, Grantor does hereby grant and convey, with covenants of General Warranty, unto Grantee, and to its successors or assigns, temporary and permanent rights-of-way to facilitate surface and underground operations upon a certain tract and parcel of land situate in Clark-Clarksburg Taxing District, Tax Map 18, Parcels 87 and 88.1, Harrison County, West Virginia, and which said tract and parcel of land is further described in a deed recorded in the Office of the Clerk of the County Commission of Harrison County, West Virginia, in Deed Book No. 1716 at Page 273, to which said deed reference is hereby made for all pertinent purposes.

The location of said temporary and permanent rights-of-way and easements proposed upon said property is as follows:

±8,065 square feet of temporary easement and ±1,567 square feet of permanent easement, as depicted and further described in Exhibit “A,” attached and incorporated herein; and,

±4,109 square feet of temporary easement and ±677 square feet of permanent easement, as depicted and further described in Exhibit “B,” attached and incorporated herein.

It is further covenanted and agreed that the Board shall ensure that: (1) Activities upon the parcel authorized by this instrument are conducted with the least possible disruption and inconvenience to Grantor and neighbors; and (2) Any surface disturbance occurring during this use shall be restored to as close as possible to the original condition of the land and to the reasonable satisfaction of Grantor.

This Agreement shall be binding upon the parties hereto, their personal representatives, heirs, successors or assigns.

DECLARATION OF CONSIDERATION OR VALUE

The undersigned hereby declare:

That the conveyance made in the document to which this declaration is appended is exempt from taxation under the provisions of Chapter 11, Article 22, of the Code of West Virginia, for the reason that it is a conveyance made to a political subdivision of the State of West Virginia. *(Without Consideration).*

WITNESS the following signatures:

CLARKSBURG SANITARY BOARD

**PIERPONT COMMUNITY AND
TECHNICAL COLLEGE BOARD OF
GOVERNORS**

By: _____
Tiffany Fell
Chair

By: _____

STATE OF WEST VIRGINIA,
COUNTY OF HARRISON, to-wit:

The foregoing instrument was acknowledged before me this ____ day of _____, 2024, by _____, who is duly authorized to act for and on behalf of Pierpont Community and Technical College Board of Governors.

My commission expires: _____.

Notary Public in and for the
State of West Virginia

STATE OF WEST VIRGINIA,
COUNTY OF HARRISON, to-wit:

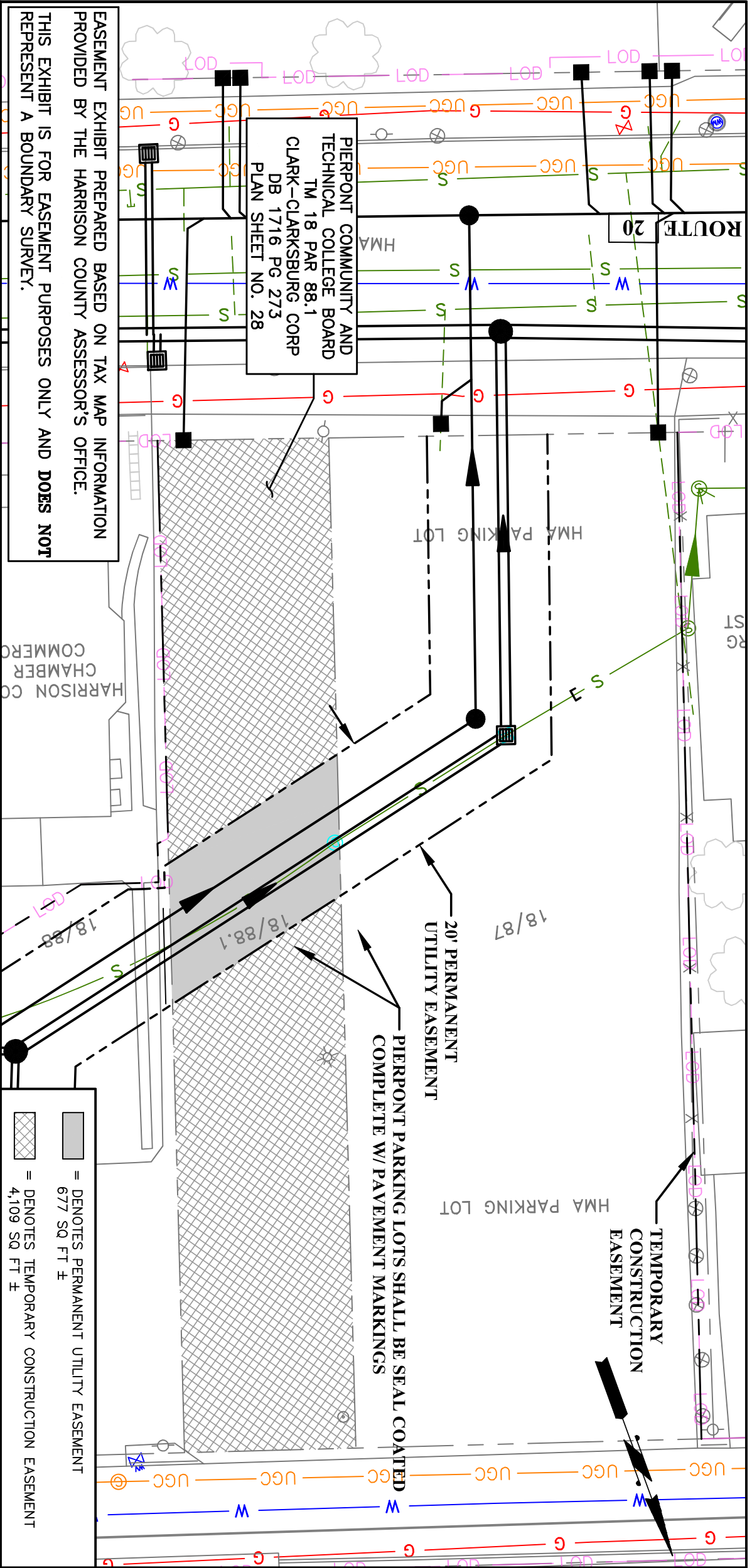
The foregoing instrument was acknowledged before me this ____ day of _____, 2024, by Tiffany Fell, Chair of the Clarksburg Sanitary Board, acting for and on behalf of the Clarksburg Sanitary Board, a municipal corporation.

My commission expires: _____.

Notary Public in and for the
State of West Virginia

This instrument prepared by:

Clarksburg Sanitary Board
Timothy Stranko, General Counsel
WV Bar ID# 7236



PIERPONT COMMUNITY AND TECHNICAL COLLEGE BOARD
 TM 18 PAR 88.1
 CLARK-CLARKSBURG CORP
 DB 1716 PG 273
 PLAN SHEET NO. 28

EASEMENT EXHIBIT PREPARED BASED ON TAX MAP INFORMATION PROVIDED BY THE HARRISON COUNTY ASSESSOR'S OFFICE. THIS EXHIBIT IS FOR EASEMENT PURPOSES ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY.

HARRISON CO
 CHAMBER
 COMMER

[Hatched Box] = DENOTES PERMANENT UTILITY EASEMENT
 [Solid Gray Box] = DENOTES PERMANENT UTILITY EASEMENT 677 SQ FT ±
 [Dotted Box] = DENOTES TEMPORARY CONSTRUCTION EASEMENT 4,109 SQ FT ±

EASEMENT EXHIBIT

FOR
 CLARKSBURG
 SHOWING

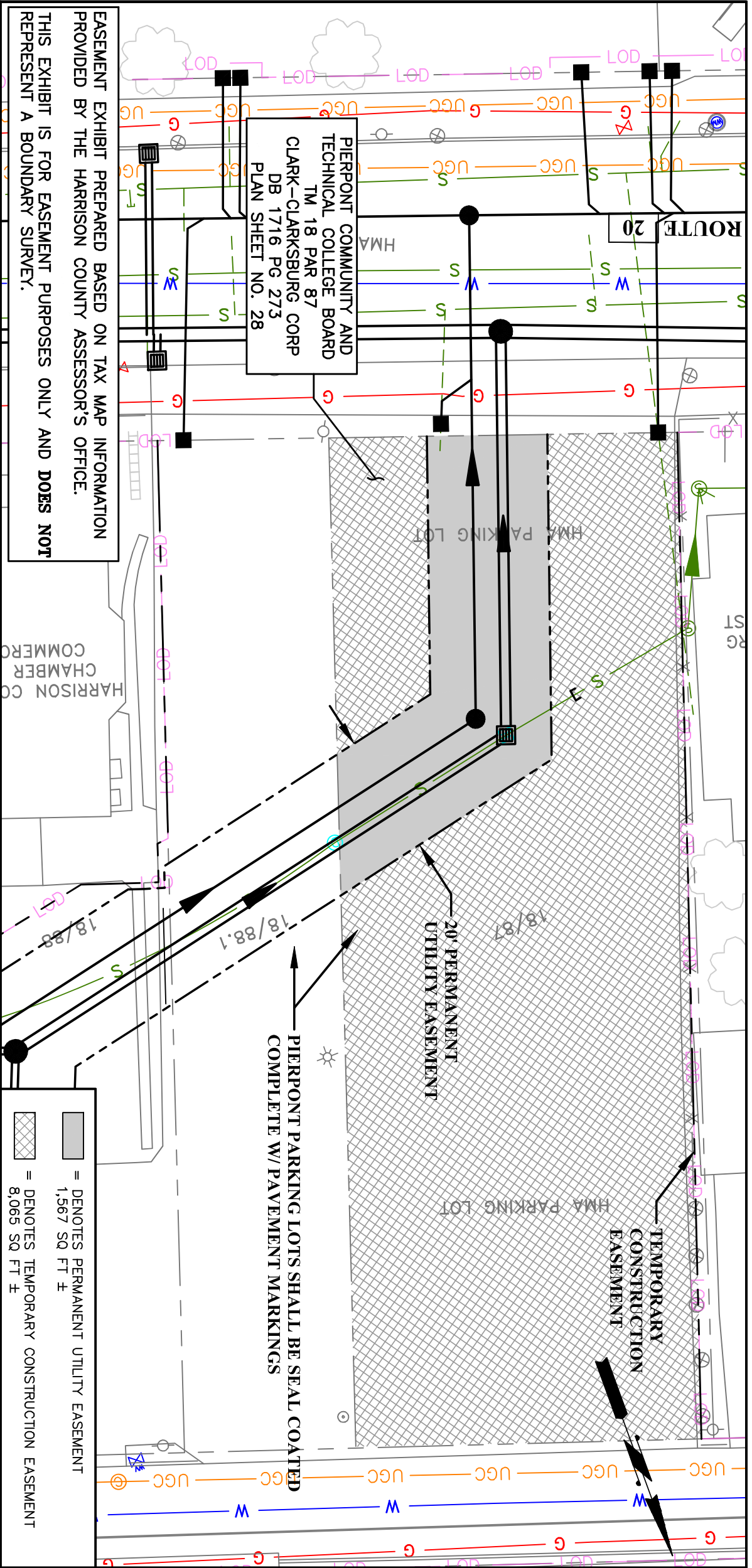
EXHIBIT B

THRASHER
 THE THRASHER GROUP, INC.
 600 WHITE OAKS BLVD.
 BRIDGEPORT, WV 26330
 PHONE 304-624-4108

JOB. No.
 T10-11044
 T20-11065

CONTRACT #4 MAIN AND PIKE ST UTILITY IMPROVEMENTS PROJECT
 ON THE LANDS OF
 PIERPONT COMMUNITY AND TECHNICAL COLLEGE BOARD







PIERPONT COMMUNITY AND
TECHNICAL COLLEGE BOARD
TM 18 PAR 87
CLARK-CLARKSBURG CORP
DB 1716 PG 273
PLAN SHEET NO. 28

EASEMENT EXHIBIT PREPARED BASED ON TAX MAP INFORMATION
PROVIDED BY THE HARRISON COUNTY ASSESSOR'S OFFICE.
THIS EXHIBIT IS FOR EASEMENT PURPOSES ONLY AND DOES NOT
REPRESENT A BOUNDARY SURVEY.

HARRISON CO
CHAMBER
COMMER

 = DENOTES PERMANENT UTILITY EASEMENT
 1,567 SQ FT ±
 = DENOTES TEMPORARY CONSTRUCTION EASEMENT
 8,065 SQ FT ±

THRASHER

THE THRASHER GROUP, INC.
600 WHITE OAKS BLVD.
BRIDGEPORT, WV 26330
PHONE 304-624-4108

JOB. No.
T10-11044
T20-11065

CONTRACT #4 MAIN AND PIKE ST UTILITY IMPROVEMENTS PROJECT
ON THE LANDS OF
PIERPONT COMMUNITY AND TECHNICAL COLLEGE BOARD

EASEMENT EXHIBIT

FOR
CLARKSBURG
SHOWING

EXHIBIT A

