

FEBRUARY 2, 2017

The Gallia County Board of Commissioners met on this date for the purpose of approving the minutes of the previous meeting and current transfers, appropriations and bills. At 9:00 a.m. the meeting was called to order by President Harold G. Montgomery. Roll Call: President Harold G. Montgomery, present; Vice President David K. Smith, present; Commissioner Brent Saunders, present.

The President entertained a motion for approval of the January 26, 2017 minutes. Brent Saunders made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
DJFS	Dana Glassburn	2/6	Columbus, Ohio	APS
DJFS	Dana Glassburn	2/7	Jackson, Ohio	AREA 7
DJFS	Dana Glassburn	2/9 & 2/10	Columbus, Ohio	OJFSDA
DJFS	Dana Glassburn	2/13	Columbus, Ohio	APS
DJFS	Dana Glassburn	2/22	Jackson, Ohio	OJFSDA
DJFS	Dana Glassburn	2/23	Columbus, Ohio	APS

The President entertained a motion to approve travel requests as submitted. Brent Saunders made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

2017 Canine Shelter Weekly Report														
Week Ending	Came in	Adopted	Reclaimed	Euthanized	Out to Rescue	MIA	Died (Natural or unknown Causes)	Destroyed (in field)	Total Out	Remaining at shelter	Out to County Foster	In from County Foster	Died in Foster (Natural or Unknown Causes)	Total in Foster
1/29	17	1	2	0	14	0	0	0	17	10	0	0	0	0

OHIO VALLEY BANK CORPORATE AUTHORIZATION RESOLUTION

Anette L. Brown, Clerk to Board of Commissioners presented The Ohio Valley Bank Corporate Authorization Resolution form to the Commissioners for their approval and signatures as follows:

OHIO VALLEY BANK AUTHORIZATION

To: The Ohio Valley Bank
 From: Gallia County Commissioners
 RE: Resolution QF Lodge
 Date: February 2, 2017

Dear Sirs,

As representatives of Gallia County, we give authorization granting Gallia County Prosecutor Jason D. Holdren to sign on behalf of the Gallia County Prosecutor Attorney to open a new account or accounts with The Ohio Valley Bank. If you would like additional information please contact us at 740-446-4374 or gcbooc@gallianet.net.

Respectfully submitted,
 Gallia County Commissioners

Harold G. Montgomery, President

David K. Smith, Vice-President

Brent Saunders, Commissioner

The President entertained a motion to approve and sign the letter as presented. David K. Smith made and Brent Saunders seconded. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea

JANUARY 2017 FINANCIAL REPORT REVIEW

County Administrator Karen Sprague presented the Commission with:

- The January 2017 Financial Reports for comparison with the January 2016 Financial Reports. The following was noted during the review:
 - 1/1/2016 beginning cash balance was \$1,397,241.36
 - 1/1/2017 beginning cash balance was \$1,469,989.52
 - Difference of \$72,748.16
 - 1/31/2016 ending cash balance was \$706,665.60
 - 1/31/2017 ending cash balance was \$1,031,139.51
 - Difference of \$324,473.91
 - 2017 2nd Amended Certificate of Estimated Resources

USDA - GREEN SEWER PHASE 1 PAYMENT RESOLUTION # 16

County Administrator Karen Sprague presented the Commission with Payment Resolution # 16 for the Green Sewer Phase 1 Project for the following items:

- CJ Hughes Construction Co., Inc. Pay Application # 13 - \$211,028.16
- Stantec Invoice # 1150077 - \$33,590.37
- Ohio Power Company WR #64402875 - \$2,821.54
- AT&T Acct # 740 446-7882 790 0 - \$116.78
- BREC Acct # 40033590 & 40033591 - \$57.90
- Total = \$247,614.75

Stantec Project Engineer Gary Silcott recommends approval of the above invoices & pay applications. Harold Montgomery entertained a motion to approve and pay invoices from pay resolution # 16. David K. Smith moved and Brent Saunders seconded a motion to approve payment resolution # 16 as submitted. Upon roll call votes were as follows: Harold Montgomery, yea; David Smith, yea; Brent Saunders, yea.

Brent Saunders moved and David K. Smith seconded a motion to approve the USDA Engineering invoice form as submitted for the billing period of 12/10/16 – 1/13/2017. Upon roll call votes were as follows: Harold Montgomery, yea; David Smith, yea; Brent Saunders, yea.

OWDA - GREEN SEWER PHASE 1 CONSTRUCTION GRANT/LOAN DISBURSEMENT REQUEST # 2

County Administrator Karen Sprague presented the Commission with OWDA Disbursement Request # 2 for the Green Sewer Phase 1 Project for the following items:

- CJ Hughes Construction pay application #13 - \$105,527.51 (will be paid directly to CJ Hughes from OWDA)
- Brent Saunders moved and David K. Smith seconded a motion to approve OWDA disbursement request # 2 and the following memo entry as submitted. Upon roll call votes were as follows: Harold Montgomery, yea; David Smith, yea; Brent Saunders, yea.

MEMO ENTRY – REVENUE/EXPENSE OWDA GREEN SEWER PHASE 1 CONSTRUCTION GRANT/LOAN

County Administrator Karen Sprague advised the Commission that OWDA will make direct payments to vendors for the Green Sewer Phase 1 Project grant & loan funding. In order to reflect the receipt and expenditure of these grant/loan funds within the county fund established as OWDA Green Sewer Phase 1 Grant/Loan Fund the County Auditor must make the following memo entries:

- Memo payin in the amount of \$105,527.51 into 342.3000.400100 from OWDA Loan # 7150
- Memo expense in the amount of \$105,527.51 from 342.0342.531100 to CJ Hughes Construction vendor # 6031 for pay application # 13
- Credit Back \$105,527.51 from PO # BL170101

OPWC - GREEN SEWER PHASE 1 DISBURSEMENT REQUEST # 14

County Administrator Karen Sprague presented the Commission with OPWC Disbursement Request # 14 for the Green Sewer Phase 1 Project for the following items:

- Stantec invoice 1150077 - \$33,590.37 (will be paid directly to Stantec from OPWC)
- David K. Smith moved and Brent Saunders seconded a motion to approve OPWC disbursement request # 14 and the following memo entry as submitted. Upon roll call votes were as follows: Harold Montgomery, yea; David Smith, yea; Brent Saunders, yea.

MEMO ENTRY – REVENUE/EXPENSE OPWC GREEN SEWER PHASE 1 GRANT/LOAN

County Administrator Karen Sprague advised the Commission that OPWC will make direct payments to vendors for the Green Sewer Phase 1 Project grant & loan funding. In order to reflect the receipt and expenditure of these grant/loan funds within the county fund established as OPWC Green Sewer Phase 1 Grant/Loan Fund the County Auditor must make the following memo entries:

- Memo payin in the amount of \$33,590.37 into 322.3000.400100 from OPWC Grant # CO01R
- Memo expense in the amount of \$33,590.37 from 322.0322.531100 to Stantec Consulting Inc. vendor # 6899 for invoice # 1150077
- Credit Back \$33,590.37 from PO # BL170088

KA SEWER – USDA ANNUAL REPORT

County Administrator Karen Sprague presented the Commission with USDA Annual Report for the KA Sewer System for approval and signing. Ms. Sprague noted the annual report reflects the actual revenues and expenditures for the KA Sewer System for FY 2016 and estimated for FY 2017, as well as providing documentation of users, CORSA liability & property insurance, sewer rates, class I operator, bank pledge of collateral letters and list of delinquent accounts. Ms. Sprague noted delinquent accounts information as follows, \$17,510.45 as of 2/11/2014, \$14,450.53 as of 2/19/2015, \$19,740.26 as of 3/1/2016 and \$32,644.92 as of 1/25/2017. Mr. Montgomery entertained a motion to approve and sign the annual report as presented. David K. Smith made and Brent Saunders seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

JFS BUILDING – USDA ANNUAL REPORT

County Administrator Karen Sprague presented the Commission with 2017 USDA Annual Report for the JFS Building Loan for approval and signing. Ms. Sprague noted the annual report reflects the actual revenues and expenditures for the County General Fund, Bond Retirement Fund & JFS Permanent Improvement Construction/Maintenance Fund for FY 2016 and estimated for FY 2017, as well as providing CORSA liability & property insurance and bank pledge of collateral letters. Mr. Montgomery entertained a motion to approve and sign the annual report as presented. Brent Saunders made and David K. Smith seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

AIRPORT – 3 YEAR UST INSPECTION REQUIREMENTS

County Administrator Karen Sprague presented the Commission with a quote from Jimmie Harper Construction, Inc. for installation of INCON Leak Detection-Inventory Control Probe in the amount of \$7,221.11 as required by Pam Travis, ODC UST Inspector. Harold Montgomery entertained a motion to approve the quote as presented, noting payment will not be made until the work is 100% completed. Brent Saunders made and David K. Smith seconded that motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea.

CASTO & HARRIS, INC. — RE-ORDER NO. 14260-15

RESOLUTION – COUNTY ENGINEER PERMITTING

Commissioner Montgomery entertained a motion to approve the following resolution.

WHEREAS, the Ohio Revised Code Sections 153.64, 4931 and 4933, provides to the Board of County Commissioners, the authority to control the installation and placement of any public utilities within the dedicated public right-of-ways of all County maintained highways; and,

WHEREAS, the Ohio Revised Code Sections 5589 and 5543 provides to the Board of County Commissioners, the authority to control any digging and excavating on or along a County maintained highway and for the placement of a private driveway approach to a County maintained highway; and,

WHEREAS, the Ohio Revised Code Section 4513.34 provides to the Board of County Commissioners, the authority to permit oversize and overweight vehicles using County maintained highways; and,

WHEREAS, Ohio Revised Code Sections 5547.03 and 5547.04 authorize the Board of Commissioners to approve requests by private parties to construct improvements or place utilities within the bounds of a county highway.

THEREFORE, be it resolved that the Board of County Commissioners does hereby authorize the Gallia County Engineer to develop and administer a permitting process for the above described activities for private and public entities other than the County itself to construct improvements and emplace utilities within the right-of-ways of the County road system and to permit oversize and overweight vehicles within County road right-of-ways per the requirements in effect at the time of the Ohio Revised Code and to keep said permits with the permanent road records of Gallia County; and,

BE IT FURTHER RESOLVED that the Gallia County Commissioners reserve unto themselves the right and authority over permitting for Gallia County owned projects pursuant to applicable sections of the Ohio Revised Code, including Sections 153.64, 4931, 4933, 5589, 5543, 4513.34, 5547.03 and 5547.04.

Commissioner David K. Smith moved and Commissioner Brent Saunders seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

Adopted this 2nd day of February, 2017.

GALLIA COUNTY BOARD OF COMMISSIONERS

of Harold G. Montgomery, President

of David K. Smith, Vice-President

of Brent Saunders, Commissioner

PROSECUTING ATTORNEY

The Prosecuting Attorney's office was unable to have a representative attend the meeting.

GREEN SEWER PHASE 1 MONTHLY CONSTRUCTION MEETING

Commissioners: Harold G. Montgomery, David K. Smith and Brent Saunders along with County Administrator Karen Sprague attended the meeting at 10:00am and returned at 10:30am.

RELEASE OF PART OF PREMISES FROM LEASEHOLD LIEN

The Board of County Commissioners of the County of Gallia, Ohio met in regular session on the 2nd day of February, 2017, with the following present:

Brent Saunders introduced the following resolution and moved its adoption:

**A RESOLUTION ACKNOWLEDGING THE EXECUTION AND DELIVERY OF
AN EASEMENT RELATED TO PROPERTY SUBJECT TO A LEASE AND SUBLEASE
BETWEEN THE COUNTY OF GALLIA, OHIO AND HOLZER HEALTH SYSTEM, AND
AUTHORIZING DOCUMENTS IN CONNECTION THEREWITH.**

WHEREAS, the County of Gallia, Ohio (the "County") issued its Hospital Facilities Revenue Refunding and Improvement Bonds, Series 2012 (Holzer Health System Obligated Group Project) (the "Series 2012 Bonds"), for the purpose of, inter alia, financing (a) the acquisition, construction, renovation, equipping and installation of the Project, as defined in the Sublease dated as of March 1, 2012, as amended to date (the "Original Sublease") between the County and Holzer Health System (the "Corporation"), and (b) the refunding and retirement of the Prior Bonds and the Outstanding Debt (both as defined in the Original Sublease); and

WHEREAS, the County has acquired a leasehold interest in the Existing Facilities, as defined in the Original Sublease, owned by the Corporation, pursuant to an Agreement of Lease dated as of March 1, 2012 (the "Original Lease"), between the Corporation and the County, and has subleased such Existing Facilities to the Corporation; and

WHEREAS, the Corporation desires to dispose of a portion of the Existing Real Property, as defined in the Original Sublease, which is currently subject to the lien of the Original Lease and Original Sublease, and has requested the County to permit the release of such real property from the Original Lease and the Original Sublease; and

WHEREAS, the Corporation desires to grant an easement on a portion (the "Easement Property") of the Existing Real Property, as defined in the Original Lease, which is currently subject to the lien of the Original Lease and Original Sublease, such easement generally referred to as the "Easement For 4.376 Acre Bike Path ATH-Belpre Trail CR24A Ext. PID 101710" (the "Easement"), and has requested the County to consent to the granting of such easement on the Easement Property; and

WHEREAS, Section 2.22 of the Original Sublease provides that the Corporation may grant an easement on the Existing Facilities if the Easement Property constitutes a "Permitted Encumbrance" under the Master Trust Indenture (as defined in the Original Sublease) and, provided that the efficient operation of the Existing Facilities or reasonable ingress thereto and egress therefrom shall not be thereby materially impaired, and that the County will execute and deliver any instruments necessary or desirable to effectuate any such grant upon receipt of the Corporation's request therefor in compliance with the Original Sublease, and

WHEREAS, the Corporation has represented that the Easement is such a Permitted Encumbrance and will not materially impair the efficient operation of the Existing Facilities or reasonable ingress thereto and egress therefrom;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Gallia, State of Ohio:

SECTION 1. That the County hereby determines that such Easement is in compliance with the applicable requirements of the Original Sublease and acknowledges and consents to the Easement.

SECTION 2. That the members of this Board be and they hereby are authorized to execute and deliver on behalf of the County such certificates, documents and instruments in connection with the execution and delivery of the Easement as may be required, necessary or appropriate, and that such certificates, documents and instruments shall be executed by at least two Commissioners.

SECTION 3. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That all resolutions or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Mr. Smith seconded the motion. A roll call being had upon the question of the passage of the foregoing resolutions, the vote thereon resulted as follows:

AYES:

s/ Harold G. Montgomery
s/ David K. Smith
s/ Brent Saunders

s/ Anette L. Brown, Clerk,
Board of County Commissioners

CERTIFICATE

I hereby certify that the foregoing is a true and correct except from the minutes of a meeting of the Board of County Commissioners of the County of Gallia, Ohio held on the 2nd day of February, 2017.

s/ Anette L. Brown
Clerk,
Board of County Commissioners
County of Gallia, Ohio

CERTIFICATE

The undersigned, duly appointed and acting Clerk of the Board of County Commissioners of the County of Gallia, Ohio, does hereby certify that the foregoing is a true and correct copy of an Resolution No. N/A adopted by such Board on February 2nd, 2017, together with an extract from the minutes of the meeting at which that resolution was adopted to the extent pertinent thereto.

s/ Anette L. Brown
Clerk, Board of County Commissioners
County of Gallia, Ohio

February 2nd, 2017

DJFS

Director Dana Glassburn gave a basic update to the Board of Commissioners.

HEART MONTH PROCLAMATION

The President entertained a motion to approve the Heart Month Proclamation as submitted by Holzer Health System. Also in attendance: Karrie Davison, Christi Cremeans, Jennifer Spradlin, Heather Clifford, Lori Cremeans, Kim Addis and Becky Buckley. David K. Smith made and Brent Saunders seconded the motion to adopt the proclamation. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

Whereas, we the Gallia County Commissioners, recognize the month of February as American Heart Month and do hereby encourage all citizens to wear red to raise awareness of cardiovascular disease; and
Whereas, we recognize the extraordinary progress in heart health and recognize that more needs to be done in Gallia County to safeguard heart health for generations to come; and
Whereas, cardiovascular disease accounts for 17.3 million deaths per year, a number that is expected to grow to more than 23.6 million by 2030.
Whereas, The American Heart Association projects the cost of treating heart disease in the United States will triple by 2030; and
Whereas, keeping our communities healthy and promoting awareness of health issues including heart disease, is an important responsibility and depends on the actions of many organization and groups in our community; and
Whereas, heart health remains a priority for families, communities, and government, and our commitment to keeping our citizens, especially our women, healthy is stronger than ever;
Therefore, be it Resolved that in recognition of the ongoing fight against heart disease we do herby proclaim February as American Heart Month in Gallia County and urge everyone to show their support for the fight against heart disease.

s/ Harold G. Montgomery, President
s/ David K. Smith, Vice President
s/ Brent Saunders, Commissioner

CASSTO & HARRIS, INC. — RE-ORDER NO. 14280-15

BRIDGE REHAB GAL-160-18.84 - LETTER

The Board received the following correspondence from Ohio Department of Transportation. No action taken:

**OHIO DEPARTMENT OF TRANSPORTATION**

DISTRICT 10 • 338 MUSKINGUM DRIVE • MARIETTA, OHIO 45750 • (740) 568-3900
 JOHN R. KASICH, GOVERNOR • JERRY WRAY, DIRECTOR • T. STEVE WILLIAMS, P.E., DISTRICT DEPUTY DIRECTOR

Mr. Harold Montgomery
 Gallia County Commissioner
 18 Locust Street, Room 1292
 Gallipolis, Ohio 45631

January 27, 2017

RE: Bridge rehab, GAL-160-18.84

Dear Mr. Montgomery,

The Ohio Department of Transportation District 10 intends to improve portions of Gallia State Route 160 to better serve the needs of the traveling public.

The improvement is for the rehabilitation of bridge No. GAL-160-1884 over Raccoon Creek.

It is anticipated that this project will require a complete closure of this highway. ODOT will recommend that traffic use the following official state detour for 28 days beginning on or around June 4, 2018: State Route 160 to State Route 325 to State Route 124 back to State Route 160.

The following route is proposed to serve as an unsigned local detour: County Road 133, Adney Road to State Route 325 to State Route 160. We request your assistance in identifying any additional information that would support or alter this designation.

ODOT would also appreciate any information regarding local events from June 4 to August 17, 2018, that could potentially be affected by the traffic pattern associated with this improvement. Please provide the name of the organization impacted, what that impact includes, and contact information, if available, of any business or public service that would be negatively affected by this project. In addition, we would like to hear any general concerns you may have in reference to this improvement.

Are you aware of any environmental impacts that this proposed project may have in the area? For example, do you know of any wetlands, parks, historical properties or hazardous materials in the area?

Thank you for taking the time to respond to this request. The information you provide is an important part of our decision-making process. A reply within fifteen (15) days of this dated letter will ensure that your comments are considered in the implementation of this project. Please contact me at (740) 568-3957 if you have any questions about this request or if you would like to meet to discuss this project further. Also, please take the time to share this information with any other elected county, local or township officials that might be affected by this project.

We would appreciate your consideration in reading or otherwise documenting this letter at the next scheduled meeting of the county commission. Thank you, in advance, for your time.

Respectfully,

Jason Huck
 ODOT District 10 Project Engineer
 Jason.Huck@dot.state.oh.us

Cc: T. Steve Williams – ODOT District Deputy Director
 Debbie Fought – Planning and Engineering Administrator
 Mark Kirkhart – Gallia County Manager
 File

WWW.TRANSPORTATION.OHIO.GOV/DIST10
 ODOT IS AN EQUAL OPPORTUNITY EMPLOYER AND PROVIDER OF SERVICES

ADJOURN

At 4:00 p.m. the President entertained a motion for adjournment. Brent Saunders made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

Harold G. Montgomery, President

Arette L. Brown, Clerk

David K. Smith, Vice President

Brent Saunders, Commissioner