

FEBRUARY 23, 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, absent; Commissioner Brent Saunders, present.

The President entertained a motion for approval of the February 16, 2017 minutes. Brent Saunders made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; 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
2/19	21	2	1	0	10	0	0	0	13	14	1	0	0	1

RECIPROCATING AGREEMENT

Between Gallia County and the City of Gallipolis

Harold Montgomery entertained a motion to sign the reciprocating agreement with the City of Gallipolis. Brent Saunders moved and Harold Montgomery seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

In the event the City of Gallipolis has use of any vehicles/equipment titled by Gallia County, the City of Gallipolis will accept responsibility for any damage and insure the vehicle/equipment, adding Gallia County as an additional insured.

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2/23/2017
Date Signed

2/21/2017
Date Signed

Gallia County Commissioners
s/ Harold G. Montgomery, President
s/ Brent Saunders, Commissioner

City of Gallipolis
s/ Eugene Greene, Gallipolis City Manager
s/ Tony Gallagher, President Gallipolis City Commission

Approved as to Form:
s/ Jason Holdren, Gallia County Prosecuting Attorney

Approved as to Form:
s/ Adam Salisbury, Gallipolis City Solicitor

AGREEMENT BY GALLIA COUNTY TO TAKE OVER SANITARY SEWER LINE

Commissioner Montgomery entertained a motion to approve the following agreement. Brent Saunders moved and Harold Montgomery seconded the motion. Roll call vote: Mr. Montgomery, yea; Mr. Smith, absent, Mr. Saunders, yea.

A group of seven property owners (listed below) located on Debbie Drive in Meadowlook Subdivision, Gallia County, Ohio are preparing to have installed a new sanitary sewer trunk line, which will replace the existing line the owners have used since the homes were constructed. The new trunk line will be installed at the homeowner's expense. The old trunk line will be abandoned after the new trunk line and the county's new Green Phase 1 sewer system serving Debbie Drive is put in operation. Fifteen foot wide easements needed for the construction of the new trunk line were obtained as listed below and have been recorded in the Gallia County Recorder's Office. The new trunk line will be constructed and tested in accordance with the latest applicable Gallia County specifications and requirements. The new trunk line will cross three other property owners (listed below) to gain access to a tap on the main sewer line which has already been installed by Gallia County.

List of ten property owners, addresses, parcel numbers and Right-of-Way Easements for Sanitary Sewer:

- Stephen L. & Portia L. Wilcoxon, 425 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-021-00; Easement Vol. 593 Page 723-724
- Kathryn D. & Ronald M. Keenan, 471 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-023-00; Easement Vol. 593 Page 725-726
- James L. Williams, 493 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-024-00; Easement Vol. 593 Page 735-736
- Tresa V. Ward, Trustee, 511 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-025-00; Easement Vol. 593 Page 729-730
- Renee K. & Keith W. Davison, 531 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-026-00; Easement Vol. 593 Page 727-728
- David J. & Elizabeth A. Frazier, 551 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-027-00; Easement Vol. 593 Page 733-734
- Norman H. & Anne R. Tarr, 573 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-028-00; Easement Vol. 593 Page 719-720
- Alma V. Butler, 145 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-041-00; Easement Vol. 593 Page 721-722
- Lawrence A. & Brandy K. Lanier, 97 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-039-00; Easement Vol. 593 Page 717-718
- Edward N. & Jane Ann Slagle, 119 Debbie Drive, Gallipolis, Ohio 45631; Parcel # 008-002-040-00; Easement Vol. 731-732

The Gallia County Commissioners have agreed with these homeowners to take over ownership, operation and maintenance of the new trunk line only (excluding individual connection lines from each homeowners tap at the trunk line to the houses) following one full year of successful operation after the last involved house is connected to the new trunk line. This agreement is approved and in effect as of this 23rd day of February, 2017.

Gallia County Board of Commissioners
s/ Harold G. Montgomery, President
Absent David K. Smith, Vice-President
s/ Brent Saunders, Commissioner

ROAD PETITION NAME CHANGE - WAYNE LANE

County Commission received a public road petition for the following:

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the NAME CHANGE OF PART OF WAYNE LANE BE CHANGES TO TRAILS END EXTENSION a Public Roads on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for CHANGING THE NAME OF such road; the same not being a road on the State Highway System.

The following is a general route and termini of said roads:

Being a part of Wayne Lane (TR 444) located in Raccoon Township, Section 29, being more particularly described as follows:

Beginning at the most northwesterly intersection of said Wayne Lane and Trails End Road (TR 446); thence leaving said Trails End Road and with the meanderings of the centerline of said Wayne Lane (as traveled on this Date) in a southeasterly direction 100 feet (0.019 of a mile) to a point in the centerline of said Wayne Lane, said point being the terminus of the name change herein described.

We will advertise a public hearing for two consecutive weeks in local newspaper, hold a road viewing on the 3rd week with local officials and interested parties and then hold a public hearing on the 4th week to give testimony upon the necessity of name change of said road and whether the prayer of the petitioners should be granted. To be published on these dates: February 24, 2017 and March 3, 2017. Road Viewing will be held at 11:45 a.m. on March 9, 2017 and Public Hearing will be held on March 16, 2017 at 11:00 a.m.

AIRPORT - AGREEMENT

Harold G. Montgomery made and Brent Saunders seconded the motion to agree to the following proposal:

*Corrosion Technical Services, Inc.
PO Box 1008
West Chester, Ohio 45071*

*Gallia County Commissioners
18 Locust Street, Rm 1292
Gallipolis, Ohio 45631*

*Gallia-Meigs Regional Airport
312 Air Road
Gallipolis, Ohio 45631
Facility ID 27000050*

Subject: Impressed Current Cathodic Protection System proposal: Gallia-Meigs Regional Airport Facility ID 27000050, 312 Airport Rd., Gallipolis, Ohio, in the County of Gallia

Corrosion Technical Services, Inc. proposed to provide the follow services in accordance with the federal regulation governing UST systems (40 CFR parts 2810) and State of Ohio Administrative Code:

Impressed Current Cathodic Protection System

- a. Design*
- b. Materials*
- c. Installation (Anodes)*
- d. Commissioning*
- e. Restoration (Anodes and Cable saw cuts)*

The cathodic protection system shall be designed and commissioned by an individual qualified as a NACE corrosion expert, Registered NACE Corrosion Specialist. The impressed current cathodic protect system shall be designed, installed and commissioned in accordance with the standards and recommended practices by NACE, API, NFPA, STI and ASTM.

The services listed herein shall be provided as listed as listed in the following itemized proposal:

- I. Engineering & Commissioning:.....\$2,000.00*
- II. Materials:.....\$1,975.00*
- III. Labor & Restoration:.....\$7,150.00*

**Mileage and surface restoration included*

Please note that the labor cost may be higher if we encounter excessive rock and or water during the drilling and excavations operations. You will be notified immediately if such conditions are encountered.

Terms & Conditions:

Full Payment to CTS, LLC, NET 15, after receipt of commissioning report.

SHERIFF –GRANT APPLICATION

Harold G. Montgomery made and Brent Saunders seconded the motion to sign the Overtime grant application. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

PROSECUTING ATTORNEY

Prosecutor Jason D. Holdren updated to the commissioners on Prosecutor’s budget. No action taken.

COMMON PLEAS – OFFICE SPACE

Common Pleas Judge Margaret Evans met with the commission for an update on her request of office space for an additional probation officer. President Harold G. Montgomery noted the courthouse currently has office space being used as storage space and they will be discussing with the departments doing so. No action taken

OSU – AGENCY UPDATE

Director Tracy Winters and ANR Educator Jeff Moore presented the Commission with an agency update of various activities and presented a copy of their newsletter.

- January 23 – Fertilizer Applicators Certification Training, 30 Producers attended.
- January 25 – Tracy attended the monthly Canter's Cave 4-H Camp Board meeting.
- February 11 – Tracy and 4 members of the Gallia County CARTEENs attended the State CARTEEN in-service.
- February 16 – Gallia County Agriculture Society Contest Premiums and Awards meeting.
- March 1 – OSU Grain Marketing School 1:30pm – 4pm @ Extension Office.
- March 7 – Home Fruit and Vegetable Preservation Class 5:30pm @ Extension Office.
- March 15 – Ohio Valley EERA Officer Training @ Buckeye Hills.
- March 21 – Gallia County Pride in the Tobacco Board meeting 8pm @ Extension Office.

COMMISSIONERS - RESOLUTION

President Harold G. Montgomery presented the following resolution:

RESOLUTION

WHEREAS, from 2005 to 2009, Ohio collected a 5.5 percent Medicaid Managed Care Organizations (MCO) franchise tax in additions to the 1.0 percent health insuring corporation (HIC) tax, and

WHEREAS, the Federal Deficit Reduction Act of 2005 broadened the federal definition of permissible classes to include all MCOs, not just Medicaid MCOs and the Medicaid MCO franchise tax was determined to be an impermissible tax leaving the State to find a replacement tax; and

WHEREAS, Ohio repealed the Medicaid MCOs franchise tax in September 2009, and replaced the lost revenue by applying the 5.5 percent State sales tax and local sales tax to Medicaid MCOs; and

WHEREAS, subsequently the State broaden the Medicaid MCOs' sales tax base with HB 1 in SFY 10-11, HE 153 in SFY 2012-2013, and HB 59 in SFY 2014-2015 which provided additional revenues for State and local governments, and

WHEREAS, in July of 2014, the Federal Centers for Medicare & Medicaid Services (CMS) advised state Medicaid directors that "taxing a subset of health care providers at the same rate as a statewide sales tax" is subject to the definition of a health care related tax and not permissible. Further, CMS gave states "until the end of the next regular legislative session" to comply, which for Ohio is June 30, 2017; and

WHEREAS, the President of Ohio Senate 12th District Keith Faber and the County Commissioners Association of Ohio advised the Board of Gallia County Commissioners that the potential impact to Gallia County in the reduction of sales tax revenues are estimate from \$4,953,354 to \$4,360,704, or a 12% of sales tax revenues based on 2015 collections; and

WHEREAS, Gallia County depends on sales tax revenue to provide essential services; consider, sales tax revenue makes up 43% of Gallia County's General Revenue Fund, 41% of EMS Fund, and Administrative Justice Fund, and also supports debt service commitments; and

WHEREAS, in 2015 the citizens of Gallia County approved a 1/4% renewal Sales Tax that provided a stable funding source to the 911 Dispatch Operations; and

WHEREAS, a 12% in reduction in sales tax revenues and any other ripple effect to revenue sharing allocations and matches to County services would have an adverse impact on the strides the County has made to bring stability to essential mandated services within Gallia County and the proactive elements in moving the County forward after the economic downturn that started in 2009, State reductions in the local government revenue sharing formulas, and elimination of the Tangible Personal Property Tax, and the elimination of utility reimbursement; and

WHEREAS, County and local governments have born the burden of economic downturns and State revenue and formula reductions and changes since 2009, it is imperative that the State provide a stable base of revenue for Local governments to avoid interruption in providing mandated services at the local level; and

WHEREAS, the Board of Gallia County Commissioners along with other elected officials met with State representatives on September 21, 2016 to stress the urgency of the State acting to address the needs of local governments in calendar year 2016, before the start of the Fiscal year and before the end of the State biannual budget deliberations;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Gallia County Commissioners, hereby urge State and Federal Legislators take immediate action against the potential loss of from \$4,953,354 to \$4,360,704, or a 12% of sales tax revenues associated with the Medicaid Managed Care Organization (MCO) sales tax by either passing State legislation that will equally tax all MCO organizations or facilitate a change in the Federal Administrative Rule which calls for taxing all MCOs at the same rate.

It was moved by Brent Saunders, and seconded by Harold G. Montgomery, that the foregoing Resolution be approved this 23rd day of February, 2017.

Roll call voting resulted:
Harold G. Montgomery aye
Brent Saunders aye

WHEREUPON, the President of the Board declared the foregoing Resolution be duly adopted this 23rd day of February, 2017.

s/ Harold G. Montgomery, President

ATTEST:

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

JR. VOL. 50, PAGE _____

cc: Federal & State Legislators
Auditor's Office
Prosecutor's Office
Sheriff's Office
Treasurer's Office

AT&T CONTRACT

911 Director Sherry Daines presented an AT&T Contract to provide long distance coverage. Prosecutor Jason D. Holdren has approved as to form and content. Brent Saunders made and Harold G. Montgomery seconded the motion to approve and sign the contract. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

***11:00 am. - Commissioner Brent Saunders traveled to the Field of Hope in Vinton, Ohio to meet with Local, State and U.S. officials including Congressman Bill Johnson.**

BID OPENING – LITTLE BULLSKIN ROAD EWP PROJECT - ENGINEER

The Engineer noted Little Bullskin Road EWP Project estimate is \$48,722.36 and this project is being funded with 75% NRCS and 25% engineer. The project is in Harrison Township. At 11:00 a.m. President Harold G. Montgomery opened the following bids for the County Engineer Project:

Company	Total Bid
Smith Brothers Excavating, Manchester, Kentucky	\$46,130.00
All American CCI, Batesville, Indiana	\$70,694.00
Leininger Enterprises, LLC, Hillsboro, Ohio	\$45,697.00
Mullins Construction Co., Inc., Wheelersburg, Ohio	\$43,900.00

The bids were turned over to the Assistant County Engineer for review and recommendation. The following were in attendance: Assistant Engineer Jenny Barnes; BWC Trucking Co., Tim Delawder; Leininger Enterprise, LLC, Mark Leininger.

BID OPENING – CARTER ROAD EWP PROJECT - ENGINEER

The Engineer noted Carter Road EWP Project estimate is \$109,755.84 and this project is being funded with 75% NRCS and 25% engineer. The project is in Harrison Township. At 11:15 a.m. President Harold G. Montgomery opened the following bids for the County Engineer Project:

Company	Total Bid
Smith Brothers Excavating, Manchester, Kentucky	\$93,540.00
All American CCI, Batesville, Indiana	\$157,177.00
Leininger Enterprises, LLC, Hillsboro, Ohio	\$83,786.00
Mullins Construction Co., Inc., Wheelersburg, Ohio	\$95,750.00

The bids were turned over to the Assistant County Engineer for review and recommendation. The following were in attendance: Assistant Engineer Jenny Barnes; BWC Trucking Co., Tim Delawder; Leininger Enterprise, LLC, Mark Leininger.

FFA WEEK PROCLAMATION

The following were in attendance to request approval of a Proclamation for FFA Week in Gallia County: South Gallia FFA – Advisor David Pope, Chad Bostic and Justine Bowers; Gallipolis FFA - Advisor Jerrod Ferguson and Jordan Johnson. Brent Saunders made and Harold G. Montgomery seconded the motion to make the following proclamation. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

**PROCLAMATION
FFA WEEK
FEBRUARY 18 – 25, 2017**

Whereas, FFA and agricultural education provide a strong foundation for the youth of America and the future of the food, fiber and natural resources systems; and

Whereas, FFA promotes premier leadership, personal growth and career success among its members; and

Whereas, agricultural education and FFA ensure a steady supply of young professionals to meet the growing needs in the science, business and technology of agriculture; and

Whereas, the FFA motto – "learning to do, doing to learn, earning to live, living to serve" - gives direction of purpose to these students who take an active role in succeeding in agricultural education; and

Whereas, FFA promotes citizenship, volunteerism, patriotism and cooperation.

Therefore, we do hereby designate the week of February 18 - 25, 2017, as **FFA Week.**

Gallia County Commissioners

February 23, 2017

/s/ Harold G. Montgomery, President

/s/ Brent Saunders, Commissioner

INFORMATION TECHNOLOGY COMMITTEE

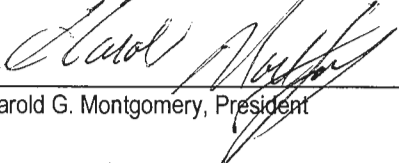
Jim Clark noted the meeting between Sheriff, Common Pleas, Prosecutors offices and the I.T. Department has not occurred to date and after this occurs to contact him and he would schedule the next committee meeting. President Montgomery noted he would like I.T. Director John Grubb and the three (3) newly elected officials and/or their representatives meet with the commissioners.

Also in attendance: Matt Clickenger PC Technician; Probate/Juvenile representative Stan Robertson; Deputy Auditor and I.T Committee Chairman Jim Clark; Common Pleas Judge Margret Evans and Chief Probation Michael Smith; Auditor Larry M. Betz; Recorder Roger Walker and Director of 911 & EMA Sherry Daines.

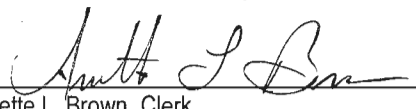
*2:00 pm – Commissioners Harold G. Montgomery and Brent Saunders along with County Administrator Karen Sprague and Economic Development Director Melissa Clark traveled to Cheshire, Ohio to meet with Lightstone Generation.

ADJOURN

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



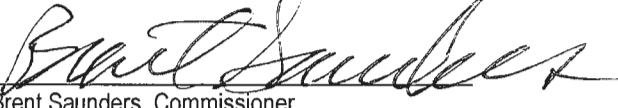
Harold G. Montgomery, President



Anette L. Brown, Clerk

Absent

David K. Smith, Vice President



Brent Saunders, Commissioner