

**NOVEMBER 16, 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 November 9, 2017 minutes. Brent Saunders made and Harold G. Montgomery seconded motion. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
I.T.	John Grubb	11/27	Columbus, Ohio	Ohio Cybersecurity Day
911/EMA	Sherry Daines & Tim Miller	11/21	Logan, Ohio	EMA Qtrly SECTOR Mtg
911/EMA	Sherry Daines	11/30	Columbus, Ohio	OP3 Conference
Clk of Ct	Noreen Saunders	11/28 – 11/30	Columbus, Ohio	OCCA Winter Conference

The President entertained a motion to approve travel requests as submitted. Brent Saunders made and Harold G. Montgomery seconded 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
11/12	15	1	2	0	10	0	0	0	13	23	0	0	0	1

\*David K. Smith out of town attending the CCAO Deferred Comp Committee meeting in Columbus, Ohio.

**FINANCIAL REPORT REVIEW**

County Administrator Karen Sprague presented the Commission with:

- 18<sup>th</sup> Amended Certificate of Estimated Resources

**GREEN SEWER PHASES 1 & 2 – OEPA FINDINGS & ORDERS**

County Administrator Karen Sprague presented the Commission with the final version of the OEPA Findings & Orders for Green Sewer Phases 1 & 2. The findings & orders specify the following:

Green Township Phase 1:

- Complete construction of Green Sewer Phase 1 no later than December 1, 2017.
- Within 12 months of completion of Green Sewer Phase 1 all premises located in the Fairfield Acres Subdivision, Meadowlook Subdivision and Green Acres Subdivision are to be connected to the new sanitary sewer collection system and to cease the discharge of sewage to any other sewage treatment system.
- Within 7 days of the connection of all premises in the Fairfield Acres Subdivision, Meadowlook Subdivision and Green Acres Subdivision, Respondent shall provide written notification of the connections to OEPA.
- Within 6 months from the connection of Meadowlook Subdivision's sanitary sewer system to the Green Sewer Phase 1 collection system, Respondent shall properly abandon the Meadowlook WWTP and shall provide written notification of the abandonment to Ohio EPA.

Green Township Phase 2:

- Respondent shall submit no later than April 1, 2018 a complete and approvable application to modify the PTI for Green Sewer Phase 2 that was issued and effective on December 20, 2016.
- Within 30 days of receipt of notification from OEPA, Respondent shall provide a response addressing any comments or deficiencies and/or submitting any additional information requested with regard to the application to modify the PTI submitted as stated above.
- By April 1, 2018, submit a request for extension of the termination date of the PTI that was issued and effective December 20, 2016 of construction of Green Sewer Phase 2 will not commence by June 20, 2018.
- Commence construction of the Green Sewer Phase 2 project by no later than June 1, 2020.
- Complete construction of the Green Sewer Phase 2 project by no later than June 1, 2022.
- Within 7 days of completion of the Green Sewer Phase 2 project and connection to Gallipolis City WWTP, Respondent shall provide written notification of the completion to Ohio EPA.
- Within 12 months of completion of Green Sewer Phase 2 all premises located in the Meadow Green Estates Subdivision are to be connected to the new sanitary sewer collection system and to cease the discharge of sewage to any other sewage treatment system.
- Within 7 days of the connection of all premises in the Meadow Green Estates Subdivision, Respondent shall provide written notification of the connections to OEPA.

Penalty Assessments:

- Respondent shall pay \$324,688 in settlement of Ohio EPA's claims for civil penalties pursuant to the following:
  - Within 30 days after the effective date of these Orders, Gallia County shall pay \$5,000 to Ohio EPA.
  - In lieu of paying the remaining \$319,688 of the civil penalty, Gallia County shall complete a Supplemental Environmental Project (SEP) consisting of eliminating water pollution and unsanitary conditions by installing a sanitary sewer collection system and exercising all authority under R.C. 6117.51 to compel connection of 406 residences to the City of Gallipolis sanitary sewer collection system, in addition to the Meadow Green Estates Subdivision as part of the Green Sewer Phase 2

project. The SEP shall be completed on the same schedule as Meadow Green Estates Subdivision, set forth above. The areas where sanitary sewers shall be installed that are included in the SEP are:

- a) All of Dewitt Drive
  - b) All of Summerwood Lane
  - c) All of Porterbrook Lane
  - d) All of Beech Street
  - e) All of Mitchell Road
  - f) All of Deenie Drive
  - g) All of Kristi Drive
  - h) All of Pinecrest Drive
  - i) 340 – 696 Watson Road
  - j) 6125 – 6929 SR 588
  - k) 29 – 440 SR 850 (and one listed as 3747 SR 850)
  - l) 477 – 831 Centenary Road
  - m) 9 – 239 Cora Mill Road (and 437 Cora Mill Road)
  - n) 1900 – 3628 Jackson Pike ( and 4091 Jackson Pike)
- o) Should Gallia County fail to complete the SEP as identified within 12 month of construction completion of Green Sewer Phase 2, Gallia County shall pay penalties to Ohio EPA in the appropriate amount as set forth below:
- a) No later than 30 days after deadline noted above, Respondent shall provide documentation of the number of residences connected to the Green Sewer Phase 2 collection system, and the percentage of the 406 residences to be connected pursuant to this order that have not been connected by the deadline.
  - b) If additional residences are connected to the Green Sewer Phase 2 collection system after the deadline, Respondent shall provide documentation of the date of the connection and shall recalculate the percentage of the residences that have not been connected.
  - c) Gallia County shall be liable for and shall pay a penalty of \$100 per day for the first 60 days of failure to meet the deadline set forth in these orders, and thereafter a penalty of \$250 per day of failure to meet the deadline in these orders, multiplied by the percentage of residences that have not been connected.
  - d) The penalties stipulated above for failure to meet the deadline shall not exceed \$319,688.
  - e) Gallia County shall pay these penalties to Ohio EPA every 30 days beginning 30 days after the 12 month deadline and continuing until:
    - i. Completion of the SEP
    - ii. The total stipulated penalties reach \$319,688
    - iii. The Director grants a petition for relief from stipulated penalties
  - f) Respondent may petition the Director for relief from stipulated penalties on a case-by-case basis if one or more residence cannot be compelled to connect to the Green Sewer Phase 2 collection system due to extenuating circumstances. Respondent's petition for relief shall be submitted in accordance with these orders and shall include documentation of all actions taken by Respondent to compel connection of the residence(s) by the deadline, the response received from the residence(s), any follow up actions taken by Respondent to compel connection, and any explanation by Respondent why the residence(s) that has not been connected cannot be compelled to connect. The Director may in his sole discretion grant or deny Respondent's petition for relief in whole or in part. In evaluating whether to grant or deny Respondent's petition for relief, the Director shall, at a minimum consider the following factors:
    - i. Communications between Respondent and the Gallia County Health District regarding the residence(s) in question and actions undertaken or not undertaken by the Gallia County Health District.
    - ii. Communications between Respondent and the residence(s) in question.
    - iii. The scope of Respondent's lawful authority to compel connection pursuant to R.C. 6111.51.

Harold Montgomery entertained a motion to approve the Ohio EPA Findings & Orders for Green Sewer Phase 1 & 2 as presented. Brent Saunders made and Harold G. Montgomery seconded a motion to approve and sign the documents as presented and pass the following resolution. Roll call votes: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

#### HOTEL LODGING TAX DISTRIBUTION

Commissioners received the distribution report for the 3<sup>rd</sup> quarter 2017 hotel lodging tax from the County Auditor reporting \$43,439.10 being made to the Ohio Valley Visitor's Center. The report is on file in the Commissioner's office.

#### PROSECUTING ATTORNEY

Assistant Prosecutor Randy Dupree met with the commission for their weekly update, review and advice on any legal issues. No action taken.

#### EXECUTIVE SESSION - PERSONNEL

At 10:05 a.m. the President entertained a motion to enter into executive session with JFS Director Dana Glassburn to discuss personnel. Brent Saunders made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea. Returned to regular session at 10:21 a.m.; no action taken.

DJFS

Director Dana Glassburn notified as a result of the pre-employment screening process, Director Glassburn withdrew the preliminary offer of employment made to Richard Johnson.

911/EMA – BUDGET REVIEW

911/EMA Director Sherry Daines and Deputy Director Keith Wilson met with the commission to discuss the 2018 budget request. No action taken.

CORSA - APPRAISAL

Wiseman Agency Nick Roach and CORSA representative Allie Redmond met with the commission to review the appraisal information gathered this year by HCA Management. No action taken.

GREEN SEWER - HOOKUP

Randall Lucas met with commissioners to discuss his concern with hooking into the Green Sewer Phase 1 sewer system. President Montgomery noted Mr. Lucas issue has been addressed and will be monitored.

EMS – SECURITY CAMERAS

President entertained a motion to approve the purchase of new security cameras for the EMS station from Snouffer's Fire & Safety at the quoted price of \$1,345.00. Brent Saunders made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, absent for vote; Mr. Saunders, yea.

SOIL & WATER – BUDGET REVIEW

Gallia County Soil & Water District Administrator Nick Mills, Erica Preston and Board member Joe Dailey met with the commission to discuss the 2018 budget request. No action taken.

CCAO ENERGY - UPDATE

Palmer Energy Bob Snively met with the commissioners to update and review the energy savings of past rates to current rates. No action taken.

LAW LIBRARY– BUDGET REVIEW

Gallia County Law Librarian Gloria Stevens met with the commission to discuss the 2018 budget request. No action taken.

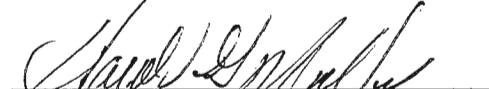
CHILDREN SERVICES – BUDGET REVIEW

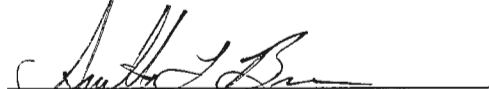
Children Services Director Russ Moore met with the commission to discuss the 2018 budget request. No action taken.

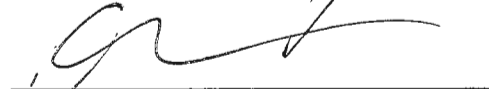
\*Brent Saunders attending from 2:00 pm to 3:30 pm the Grand Openings of Gallia Family Practice and S.T.E.P.S. of Recovery, Gallipolis, Ohio

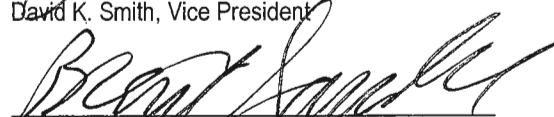
ADJOURN

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

  
David K. Smith, Vice President

  
Brent Saunders, Commissioner

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