

**MARCH 14, 2019**

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 Brent Saunders. Roll Call: President Brent Saunders, present; Vice President Harold G. Montgomery, present; Commissioner David K. Smith, present.

The President entertained a motion for approval of the March 7, 2019 minutes. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
DJFS	Carita Montgomery & Lori Church	3/12 & 3/13	Wilmington, Ohio	Long Term Care Training
Econ Dev	Melissa Clark	3/20	Piketon, Ohio	APEG Stakeholders Mtg
Commissioners	Brent Saunders & David K. Smith	3/22	Columbus, Ohio	CCAO CORSA Renewal Mtg
Commissioners	Harold G. Montgomery & Melissa Clark	3/27	Marietta, Ohio	APEG/API 'Insights of the Region' & Marietta Stakeholder Mtg

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

2019 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
3/10	3	1	0	0	5	0	0	0	6	5	0	0	0	1

**LAW ENF. BODY ARMOR (7/18 – 6/19) GRANT AGREEMENT & APPROPRIATION APPROVAL**

**Law Enf. Body Armor 7/18 - 6/19**

The Gallia County Sheriff's Office presented the Commission with the Office of Ohio Attorney General Mike DeWine award letter. President Brent Saunders entertained a motion to approve and accept the grant agreement, and to request the County Auditor's Office to create a new department for this grant titled "Law Enf. Body Armor", give that department number 365, and to appropriate the \$22,232.80 grant into line items as follows:

Expense line items needed are as follows:

Appropriate \$ 22,232.80 into 365.0365.530400 title Equipment

Also, create one revenue lines for grant fund pay-ins as follows:

Create 365.3000.400100 \$16,674.60 title Grant  
 Create 365.3000.400101 \$5,558.20 title Local Match

David K. Smith made and Harold G. Montgomery seconded. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**2019 MATERIAL AND SERVICES CONTRACT**

The County Engineer submitted the 2019 general road work and dust control contract for Gallia County Local School District. The President entertained a motion to approve the submitted contract, Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

The contract is as follows:

*THIS CONTRACT AND AGREEMENT, MADE AND CONCLUDED IN GALLIPOLIS, OHIO, THIS 14<sup>th</sup> DAY OF March, 2019 BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF GALLIA COUNTY, OHIO, HEREINTO AFTER CALLED THE FIRST PARTY, AND Gallia County Local School District HEREINTO AFTER CALLED THE SECOND PARTY.*

**WITNESSTH:**

*WHEREAS, THE SECOND PARTY IS DESIROUS OF HAVING CERTAIN STREETS AND ROADS WITHIN ITS TERRITORY CONSTRUCTED, RELOCATED, REPAIRED, OR IMPROVED, AND ANY OTHER WORK REQUIRED OF THE FIRST PARTY, AS FOLLOWS:*

**GENERAL ROAD WORK AND DUST CONTROL.**

*WHEREAS, THE SECOND PARTY DOES NOT HAVE THE NECESSARY EQUIPMENT AND/OR PERSONNEL TO PERFORM THE WORK AFORESAID AND DOES DESIRE TO HAVE SAID WORK PERFORMED BY THE FIRST PARTY, THROUGH THE GALLIA COUNTY ENGINEER BRETT BOOTHE AND HIGHWAY DEPARTMENT OF SAID COUNTY; AND Gallia County Local School District.*

*WHEREAS, THE ENGINEER'S OFFICE AND THE EMPLOYEES OF SAID GALLIA COUNTY HIGHWAY DEPARTMENT MAY BE AVAILABLE ON SATURDAYS AND OTHER DAYS OF EACH WEEK (PROVIDING IT DOES NOT INTERFERE WITH OVERALL MAINTENANCE OF COUNTY HIGHWAY SYSTEM AND EMPLOYEES ARE AVAILABLE) TO PERFORM WORK AND LABOR FOR, AND ON BEHALF OF, OTHER POLITICAL SUB-DIVISIONS WITHIN THE COUNTY.*

*WHEREAS, THE SECOND PARTY AGREES TO THE GALLIA COUNTY ENGINEER'S "PAYMENT OF MATERIAL AND SERVICES POLICY".*

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NOW THEREFORE, THE FIRST PARTY IS WILLING TO FURNISH THE NECESSARY EQUIPMENT AND LABOR, AND TO PERFORM THE WORK AFORESAID, AS A CHARGE TO THE SECOND PARTY FOR THE USE OF SAID EQUIPMENT, MATERIALS, AND LABOR. ALL LABOR, MATERIALS USED, AND FRINGE BENEFIT RATES WILL BE CHARGED AT THE CURRENT COUNTY RATES. EQUIPMENT WILL BE CHARGED AT THE "GALLIA COUNTY ENGINEER'S 2019 EQUIPMENT RATES".

WHEREAS, THE SECOND PARTY IS DESIROUS OF MATERIAL PURCHASES FROM THE ENGINEER'S OFFICE AND HIGHWAY DEPARTMENT FOR THEIR USE.

WHEREAS, MATERIAL PRICES ARE SUBJECT TO CHANGE WITHOUT NOTICE BY THE ENGINEER'S OFFICE AND HIGHWAY DEPARTMENT.

WHERE, THE SECOND PARTY AGREES TO THE GALLIA COUNTY ENGINEER "PAYMENT OF MATERIAL AND SERVICES POLICY".

THEREFORE, BE IT RESOLVED, THE FIRST PARTY IF WILLING TO FURNISH MATERIAL WITH LOADING AT COUNTY COST AS A CHARGE TO THE SECOND PARTY.

THE SECOND PARTY AGREES, DOES COVENANT, TO SAVE HARMLESS THE FIRST PARTY FROM ANY AND ALL LOSS AND RESPONSIBILITY FOR ANY DAMAGES AND/OR FOR INJURY TO PERSONS, PROPERTY, OR OTHERWISE, ARISING FROM THE USE OF THIS EQUIPMENT PERFORMANT OF THE WORK AND LABOR UNDER THIS AGREEMENT.

THE FIRST PARTY AGREES THAT THE WORK SHALL BE DONE UNDER THE SUPERVISION OF THE GALLIA COUNTY ENGINEER OR PERSONS DESIGNATED BY HIM.

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS TO DUPLICATES HEREOF THE 14<sup>TH</sup> DAY OF MARCH, 2019 (original contract on file in the engineer's office and copies at the Gallia County Commissioners office)

SIGNED IN THE PRESENCE OF:  
(AS TO FIRST PARTY)  
*/ Anette L. Brown, Clerk*

THE BOARD OF COUNTY COMMISSIONERS  
OF GALLIA COUNTY, OHIO 3/14/19  
*/ Brent Saunders, President*  
*/ Harold G. Montgomery, Vice President*  
*/ David K. Smith, Commissioner*

### **2018 COUNTY HIGHWAY SYSTEM MILEAGE CERTIFICATION**

Commissioners received the following 2018 County Highway System Mileage Certification again from the Gallia County Engineer's office:

*The total length of county maintained public roads in Gallia County was 453.567(as per prior year certification) 454.664 miles as of December 31, 2017, as certified by the Board of County Commissioners and/or reported by the Director of Transportation in accordance with the provisions specified in Section 4501.04 of the Ohio Revised Code.*

*We the undersigned, hereby certify that as of December 31, 2018, the county was responsible for maintaining 453.567 miles of public roads.*

<i>/ Brent Saunders, President of the Board of County Commissioners</i>	<i>3/14/19</i>
<i>/ Harold G. Montgomery, Vice-Pres. of the Board of County Commissioners</i>	<i>3/14/19</i>
<i>/ David K. Smith, Member of the Board of County Commissioners</i>	<i>3/14/19</i>
<i>/ Brett A. Boebe</i>	<i>1/15/19</i>

County Engineer Signature

The commissioners noted the 2017 certification submitted last year from the engineer's office stated as of December 31, 2017 the county was responsible for maintaining 453.567 miles of public roads. County engineer noted according to ODOT this is correct. The certification was corrected as per the letter from the prosecutor's office. President entertained a motion to approve the corrected certification as per the advice from the prosecutor, David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

### **AIRPORT POLICY AMENDMENT – COURTESY VEHICLE**

The President entertained a motion to approve and adopt the Gallia-Meigs Regional Airport Courtesy Vehicle Program/Use Agreement and the following amendment to the Gallia-Meigs Airport Policy:

10. The Gallia-Meigs Regional Airport provides a complimentary courtesy vehicle to **transient** pilots. Use is subject to availability, and on a first-come, first-served basis. For detailed terms and conditions or to arrange for use of the vehicle, review and complete the use agreement which is made available upon request.

As both were recommended and submitted by Assistant Prosecutor Randy Dupree, Harold G. Montgomery made and Brent Saunders seconded the motion based on recommendations from the Assistant Prosecutor. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, abstain.

### **BOARD OF ALCOHOL DRUG ADDICTION AND MENTAL HEALTH – BOARD REAPPOINTMENT**

The Commissioners received the following letter from Gallia-Jackson-Meigs Board of Alcohol, Drug Addiction and Mental Health Services Executive Director Robin Harris:

March 7, 2019

Mr. Brent Saunders, President  
Gallia County Board of Commissioners  
18 Locust Street  
Gallipolis, OH 45631

Dear Mr. Saunders:

As you are aware, Chapter 340 of the Ohio Revised Code requires that multi-county Boards of Alcohol, Drug Addiction and Mental Health (ADAMH) maintain a membership of 14 appointed members. While the Ohio Department of Mental Health and Addiction Services is responsible for appointing 6 members; the remaining 8 are to be appointed by the Boards of County Commissioners in a manner that distributed a balance between the counties served.

At this time, I am requesting the following action from the Gallia County Commissioners:

1. The reappointment of Mary Deel to a second four-year term commencing July 1, 2019 and ending June 20, 2023. Mrs. Deel is a member in good standing and actively serves to represent the interests of those affected by mental illness and substance use disorders.

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*I have attached the public announcement of the OhioMHAS appointed vacancies that we are seeking to fill. As always, I appreciate your assistance and will make myself available for any questions or discussions.*

Sincerely,

*Robin Harris, Executive Director*

The President entertained the motion as recommended by Director Harris to reappoint Mary Deel to the Board of Alcohol Drug Addiction and Mental Health. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea.

#### **AGREEMENT – WAYNE ERIC SAUNDERS GREEN SEWER PROJECT**

I, Wayne E. Saunders, owner of parcel number 008.001.668.03, hereby state that the land is vacant located on this parcel, Pican # 013-512\*1, the sewer tap will not be utilized to this property in any way.

I, Wayne E. Saunders hereby agree to notify the Gallia County Commissioners within 5 days of this tap being used in any way.

In lieu of this agreement, the Gallia County Commissioners agree to waive the \$35.75 monthly O & M charge and \$20.25 debt retirement of this waiver will remain in effect until such a time as Pican # 013-512\* is connected to the county sewer. The Gallia County Commissioners reserve the right to reinstate the \$35.75 monthly O & M, \$20.25 debt retirement and \$250.00 re-connect fee at any time that they deem the tap is being used.

#### **OWNER**

*s/ Wayne Eric Saunders*

#### **GALLIA COUNTY COMMISSIONERS**

*s/ Brent Saunders, President*

*s/ Harold G. Montgomery, Vice-Pres.*

*s/ David K. Smith, Member*

The President entertained the motion as recommended by Sewer Director Connie Johnson to sign the agreement. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea.

#### **GREEN SEWER PHASE 1 PAYMENT RESOLUTION # 29**

County Administrator Karen Sprague presented the Commission with Payment Resolution # 29 for the Green Sewer Phase 1 Project for the following items:

- Stantec – Invoice 1445192 - \$2,886.18
- Bricker & Eckler LLP invoices for Fields Excavating Lawsuit Inv. # 732863 & 734671 - \$3,872.09
- Total = \$6,758.27
- Payment Breakdown:
  1. OWDA - \$6,758.27

President Brent Saunders entertained a motion to approve pay resolution # 29. David K. Smith moved and Harold G. Montgomery seconded a motion to approve payment resolution # 29 as submitted. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea.

#### **OWDA - GREEN SEWER PHASE 1 CONSTRUCTION GRANT/LOAN DISBURSEMENT REQUEST # 17**

County Administrator Karen Sprague presented the Commission with OWDA Disbursement Request # 17 for the Green Sewer Phase 1 Project for the following items:

- Stantec – Invoice 1445192 - \$2,886.18
- Bricker & Eckler LLP invoices for Fields Excavating Lawsuit Inv. # 732863 & 734671 - \$3,872.09
- Total = \$6,758.27

Harold G. Montgomery moved and David K. Smith seconded a motion to approve OWDA disbursement request # 17 and the following memo entry as submitted. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea.

#### **AIRPORT – SNOW AND ICE CONTROL PLAN**

County Administrator Karen Sprague presented the Commission with the Airport Snow and Ice Control Plan as prepared with assistance from Delta Airport Consultants. Ms. Sprague noted the plan is a requirement of the FAA. Brent Saunders entertained a motion to approve and sign the Airport Snow and Ice Control Plan as presented. Harold G. Montgomery made and David K. Smith seconded that motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea.

#### **2019 SERENITY HOUSE APPLICATION FOR FUNDS APPROVAL**

Serenity House Executive Director Pamela Riley provided the Commission with the FY 2019 application for funds for the Serenity House Shelter. David K. Smith made a motion that the Gallia County Commissioners approve and accept the application as submitted and provide a letter to this effect. Harold G. Montgomery seconded the motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold G. Montgomery, yea; David K. Smith, yea.

#### **HOPEWELL HEALTH CENTER**

Kevin Mock, David Schenkelberg and Mark Bridenbaugh with Hopewell; Angela Stowers, Gallia-Jackson-Meigs Board of ADAMHS; and Art Wills, Ohio Department of Mental Health & Addiction Services meet with the commissioners to discuss the Ohio Dept. Mental Health & Addiction Services Community Capital Project application. David K. Smith made

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and Harold G. Montgomery seconded the motion to approve the president signing the application for the Ohio Department of Mental Health & Addiction Services Community Capital Project as co applicants. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea.

**EXECUTIVE SESSION - PURCHASE OR SALE OF PROPERTY**

At 11:12 a.m. the President entertained a motion to enter into executive session with Sheriff Matthew D. Champlin, Chief Deputy Troy Johnson, County Administrator Karen Sprague, Assistant Prosecutor Randy Dupree, and Jack Rosati, Doug Shevelow and Chris Slagle of Bricker & Eckler LLP to discuss the purchase or sale of property. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 12:00 p.m.; no action taken.

**RESPONSE LETTER**

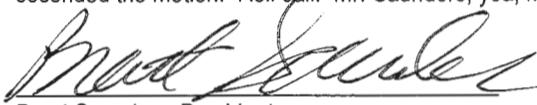
The President entertained a motion to approve and sign the letter in response to the letter received from The French Art Colony dated March 13, 2019. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea.

**EXECUTIVE SESSION -PERSONNEL**

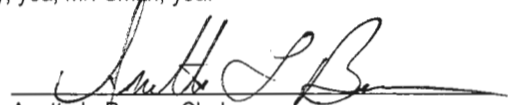
At 1:12 p.m. the President entertained a motion to enter into executive session with Sheriff Matthew D. Champlin, Chief Deputy Troy Johnson to discuss personnel. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yes; Mr. Montgomery, yea; Mr. Smith, yea. At 1:28 p.m. Sheriff Champlin and Chief Deputy Johnson exited the session. Returned to regular session at 1:29 p.m.; no action taken.

**ADJOURN**

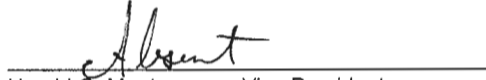
At 4:00 p.m. the President entertained a motion for adjournment. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.



Brent Saunders, President



Anette L. Brown, Clerk



Harold G. Montgomery, Vice President



David K. Smith, Commissioner