

MARCH 21, 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, absent; Commissioner David K. Smith, present.

The President entertained a motion for approval of the March 14, 2019 minutes. David K. Smith made and Brent Saunders seconded motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, absent for vote; Mr. Smith, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
Econ Dev	Melissa Clark	3/19	Chillicothe, Ohio	APEG Chillicothe Stakeholder Mtg
911/EMA	Sherry Daines	3/27	Columbus, Ohio	911 Association Mtg
Sewer	Tommy Dillon	3/27	Marietta, Ohio	Waste Water Training
911/EMA	Sherry Daines, Tim Miller & Keith Wilson	3/28	Middleport, Ohio	Pipeline Safety Mtg
I.T.	John Grubb	3/29	Columbus, Ohio	OCATS

The President entertained a motion to approve travel requests as submitted. David K. Smith made and Brent Saunders seconded motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, absent for vote; 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
3/17	25	3	1	0	16	0	0	0	20	10	0	0	0	1

2019 MATERIAL AND SERVICES CONTRACTS

The County Engineer submitted the 2019 general road work and dust control contracts for Centerville Village, Lawrence County Engineer and Mason Township of Lawrence County. The President entertained a motion to approve the submitted contracts, David K. Smith made and Brent Saunders seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, absent for vote; Mr. Smith, yea.

The contract is as follows:

THIS CONTRACT AND AGREEMENT, MADE AND CONCLUDED IN GALLIPOLIS, OHIO, THIS 21st DAY OF MARCH, 2019 BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF GALLIA COUNTY, OHIO, HEREINTO AFTER CALLED THE FIRST PARTY, AND See multi contracts 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 See multi contracts.

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".

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 2018 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 21ST 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)
of Anette L. Brown, Clerk

THE BOARD OF COUNTY COMMISSIONERS
OF GALLIA COUNTY, OHIO 2/14/19
of Brent Saunders, President
of David K. Smith, Commissioner

MARCH 21 2019

FINANCIAL REPORT REVIEW

Clerk Anette Brown provided the Commission with the following on behalf of County Administrator Karen Sprague:

- 2019 1ST Half Settlement for Mobile Homes = \$14,412.48 + \$3,806.37 to be received from the State
- March 2019 Sales Tax Report
- Ohio Department of Taxation notification for Gallia County 0.25% sales tax increase effective 4/1/2019

JAIL CONSTRUCTION COUNSEL SERVICES – BRICKER & ECKLER LLP

County Administrator Karen Sprague presented the Commission with an emailed proposal from Bricker & Eckler LLP to serve as construction counsel for Gallia County associated with a future jail construction project. President Saunders entertained a motion to hire Bricker & Eckler LLP for Construction Counsel Services based on the following general description of services, rates and estimate for the jail project as follows:

"We will bill our time at a blended hourly rate for any construction attorney working on your project. Public finance related services would be priced separately by our public finance attorneys. Assuming assistance with all of the legal processes needed to procure a contract with an architect and a contract with a Construction Manager at Risk, which would include an initial draft of the contracts and one set of revisions to each contract. Protracted negotiations or the need to address disputes either related to procurement or during the project would be covered. Also, we recommend that you allow us to advise regarding the guaranteed maximum price proposal."

David K. Smith made and Brent Saunders seconded the motion to hire Bricker & Eckler LLP for Construction Counsel Services associated with a future jail construction project. Roll call vote: Mr. Saunders, yea; Mr. Montgomery, absent for vote; Mr. Smith, yea.

PARTIAL RELEASE OF REAL ESTATE MORTGAGE
GALLIA COUNTY CHIP PROGRAM (B-C-07-025-1)

Karen Sprague, County Administrator, advised the Commission that the following deferred mortgage from a previous round of Community Housing Improvement Program (CHIP) grant has met the term of the mortgage being 10 years and a partial release is now warranted. A partial release is required since the county can only release 85% of the mortgage, which amount equals \$26,099.25. The balance of 15%, which amount equals \$4,605.75, must remain in effect until paid in full. The Prosecuting Attorney prepared the Partial Release of Real Estate Mortgage forms. Brent Saunders entertained a motion that the Partial Release of Real Estate Mortgage for the following persons be approved and signed as presented:

- Shirley Greenlee, Steven Greenlee and Cindy L. Maynard

David K. Smith made and Brent Saunders seconded the motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, absent for vote; David Smith, yea. Release of real estate mortgage forms will be signed by Brent Saunders, as President of the Commission, and is on file in the County's CHIP files.

PARTIAL RELEASE OF REAL ESTATE MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That County of Gallia, Office of Gallia County Commissioners, for a good and valuable consideration, the receipt of which is acknowledged, does hereby remise, release and discharge a portion of a real estate mortgage executed by SHIRLEY GREENLEE, an unmarried woman, STEVEN GREENLEE, a married man, and CINDY L. MAYNARD, a married woman, to the above named County of Gallia, Office of Gallia County Commissioners, dated March 19, 2009 and recorded in Volume 484, Page 973, of the Mortgage Records of Gallia County, Ohio. (This document releases 85% of said mortgage, which equals \$26,099.25. The balance of said mortgage will remain in effect until paid in full, balance remaining equals \$4,605.75)

IN WITNESS WHEREOF, the above named County of Gallia, Office of Gallia County Commissioners, has hereunto subscribed its name and seal this 21st day of March, 2019.

WITNESSES:

/s/ Karen Sprague
/s/ Anette L. Brown

COUNTY OF GALLIA, OFFICE
GALLIA COUNTY COMMISSIONERS
/s/ Brent Saunders, PRESIDENT

STATE OF OHIO, GALLIA COUNTY, SS:

Before me, a Notary Public in and for said County and State, personally appeared Brent Saunders, President of County of Gallia, Office of Gallia County Commissioners, to me personally known, who acknowledged that he did execute the foregoing instrument as such officer and that the same is his free act and deed as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal at Gallipolis, Ohio, the day and year last above written

/s/ Kim Elliott

NOTARY PUBLIC

This instrument Prepared by:

Jason Holdren, Gallia County Prosecuting Attorney
18 Locust Street, Gallipolis, Ohio 45631.

AIRPORT – FUEL FARM MAINTENANCE INFO TO FAA

County Administrator Karen Sprague presented the Commission with 2017 Fuel Farm Maintenance/Repair documentation as requested by the FAA noting the County spent a total of \$34,093.84 during 2017: \$30,726.65 on Airport Fuel Farm Maintenance and Repairs along with \$3,367.19 for the security camera system installed for the fuel farm due to it being tampered with as noted in a prior letter to the FAA. Commissioners reviewed the cover letter and invoices as requested by the FAA. Brent Saunders entertained a motion to approve and sign the letter to the FAA as presented and forward all documents to the FAA. David K. Smith made and Brent Saunders seconded that motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, absent for vote; David Smith, yea.

ENGINEERING AGREEMENT FOR SERVICES
GREEN TOWNSHIP SEWER PHASE 2 PROJECT

County Administrator Karen Sprague presented the Commission with an Engineering Agreement from Stantec Consulting Services Inc. for services for the Green Township Sewer Phase 2 Project in the amount of \$656,000, noting

MARCH 21 2019

the \$150,000 original engineering agreement for design is a part of this overall agreement. The following breakdown was noted in the Agreement:

- Compensation for Basic Services - \$371,000
 - Study and Report Phase – included in preliminary design phase
 - Preliminary Design Phase - \$66,000
 - Final Design Phase - \$190,000
 - Bidding or Negotiating Phase - \$7,500
 - Construction Phase - \$80,500
 - Post Construction - \$27,000
- Resident Project Representative Services - \$175,000
- Compensation for Additional Services - \$110,000
 - Construction Layout Staking - \$70,000
 - Topographical Mapping - \$24,000
 - Easements - \$8,500
 - Soil Borings - \$7,500

Brent Saunders entertained a motion to approve the Agreement as presented. David K. Smith made and Brent Saunders seconded that motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, absent for vote; David Smith, yea. All forms were signed by Brent Saunders, as President of the Commission, and they are on file in the County's Green Township Sewer Phase 2 files.

DJFS - TITLE XX PLAN

A Gallia County Family Planning Committee (GCFSPC) Public Hearing was held at 10:00 a.m. Committee members present were Commissioner President Brent Saunders and Commissioner David K. Smith, DJFS Director Dana Glassburn. Additional attendees Gallia County DJFS Fiscal Supervisor Kathy Campbell, County Administrator Karen Sprague and Commissioners Clerk, Anette L. Brown. Director Glassburn presented the following resolution on behalf of Committee for approval. The President entertained a motion to approve the 2020-2021 Title XX County Plan and the for pursuing such services (\$527,414.00), as recommended by the Family Services Planning Committee

RESOLUTION

WHERE AS, as per the Family Services Planning Committee recommendation for approval of the 2020-2021 Title XX County Social Services Plan, the GCDJFS may pursue purchase of service vendor or sub-recipient contract(s) to provide services that fall within the Title XX guidelines for services needed in Gallia County. Such contracts will require the Gallia County Board of Commissioners approval. Such services are to be reflected on the Title XX plan; and,

WHERE AS, GCDJFS Director, Dana Glassburn requested approval to change the Title XX Plan, as deemed necessary by the Director, (once the Title XX contracts are approved by the Board of County Commissioners), in order for the Title XX plan to properly reflect changes that may result from such contract(s).

WHERE AS, this would more or less eliminate the Commissioners from having to approve a change to the Title XX Plan that would be entirely based on an approved service. On addition, changes would primarily be needed when changes result in services that were not already included in the plan. Changes in the number expected to serve or budgeted amount is not specifically mentioned in Ohio Administrative Code Section 5101:2-25.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Meeting was adjourned.

Mr. David K. Smith made and Mr. Brent Saunders seconded the approval of the Resolution and upon roll call, the vote resulted as follows: Mr. Saunders, yea; Mr. Montgomery, absent for vote; Mr. Smith, yea.

Adopted:

CERTIFICATE:

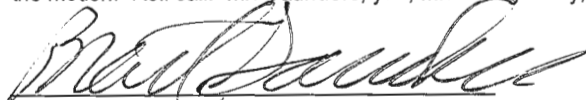
I, Anette Brown, Clerk to the Board of County Commissioners of Gallia County, Ohio, hereby do certify that the above is a true and correct copy of resolution adopted by said Board under said date, and as same appears in Commissioners' Journal Volume #52

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


Approved by County Administrator */s/ Karen Sprague* Date March 21, 2019

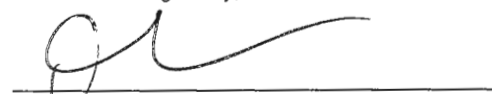
ADJOURN

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


Brent Saunders, President


Anette L. Brown, Clerk


Harold G. Montgomery, Vice President


David K. Smith, Commissioner

CASTO & HARRIS, INC. — RE-ORDER NO. 19928-18