

OCTOBER 3, 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 Vice President Harold G. Montgomery. Roll Call: President Brent Saunders, absent; Vice President Harold G. Montgomery, present; Commissioner David K. Smith, present.

The Vice President entertained a motion for approval of the September 26, 2019 minutes. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; Mr. Montgomery, yea; Mr. Smith, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
I.T.	John Grubb	10/8	Columbus, Ohio	Fall TPOC training for DJFS
911-EMA	Sherry Daines	10/9 & 10/10	Columbus, Ohio	Ohio EMA Fall Conference
Econ Dev	Melisa Clark	10/17	Waverly, Ohio	CEDS Mtg
Commissioners	Brent Saunders, Harold G. Montgomery & David K. Smith	10/10	Wellston, Ohio	GJMV Solid Waste Management Dist. Mtg

The Vice President entertained a motion to approve travel requests as submitted. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; 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
9/29	9	0	3	0	0	0	0	0	3	13	0	0	0	0

RESOLUTION – FUEL CONTRACT EXTENSION

County Administrator Karen Sprague presented the Commission with a request from Lykins Energy Solutions to extend the fuel contract through May 31, 2021 as per original specs and conditions and at the same rate as the current contract, \$0.139 cents per gallon above the weekly average rack price at OPIS Average Cattlesburg, KY for Gasoline 87 Octane, On Road Diesel and Off Road Diesel. Vice President entertained a motion to approve the contract extension as presented. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; Mr. Montgomery, yea; Mr. Smith, yea.

SHERIFF – CONSULTANT AGREEMENT

County Administrator Karen Sprague presented the Commission with the following agreement:

Gallia County Local School District

4836 SR 325
Patriot, OH 45658

Office: 740-379-9085
Fax: 740-379-9135

CONSULTANT AGREEMENT

This Agreement is entered into on the 23rd day of September, 2019 by and between the Gallia County Local School District Board of Education ("Board") and Gallia County Sheriff's Office (Consultant"), an independent contractor, for the provision of services by the Consultant to the Board.

I. SERVICES TO BE PROVIDED BY THE CONSULTANT

The Consultant shall provide the following services:

The Service of two (2) full time School Resource Deputies for eight (8) hour per day each for the 2019-2020 school year. The Student Resource Deputies will be assigned by the Gallia County Local School Board.

The Consultant shall exercise independent professional judgment at all time and shall determine the manner by which the described services are to be rendered. Services shall be provided in accordance with all applicable laws, rules and regulations, including policies and regulations of the Board. The Consultant shall maintain strict confidentiality with respect to all services rendered. Notwithstanding the Consultant's status as an independent contractor, the Board has the right to monitor the Consultant's performance in order to ensure a high level of quality in the services provided and in the relationship between the Consultant and the recipient(s) of services or others with whom the Consultant interacts in performing this Agreement.

II. FEES

The Board shall pay the Consultant \$34.82 per hour for Deputy A and \$35.43 per hour for Deputy B for the 2019-2020 school year. These rates include family insurance plans are subject to change to allow for wage increases and step raised per their FOP contract. The Consultant shall provide documentation of services as required by the Board, and payment shall be made within thirty (30) days of receipt of documentation. These rates are subject to change due to modifications of the union contract. The Board shall pay \$200 per month per cruiser to the Gallia County Sheriff's Office.

III. FREQUENCY OF SERVICES [Select Option]

_____ The Consultant shall provide the described services on an as-needed basis upon request of the Board's superintendent, who shall have the sole discretion to determine the quantity of services, if any, to be provided by the Consultant under this Agreement; use of the Consultant shall not create any expectation regarding further use, and the Board shall have no continuing obligation to utilize the services of the Consultant during the term of this Agreement or thereafter.

OR

X The Consultant shall provide the following quantity of services during the term of this Agreement, two (2) full time School Resource Deputies for eight (8) hours per day each.

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IV. TERM

This Agreement shall be in effect from the assignment from August 2019 through May 2020 unless earlier terminated by the Board. The Board or consultant may terminate this Agreement at any time by giving notice to the other party at the address contained herein if the Board or consultant determines, in its sole discretion exercised in good faith, that the other party has violated any applicable law, rule, regulation, or policy; failed to perform any duty or warranty under this Agreement; or made a misrepresentation which materially affects the level or quality of services; or if the Board is otherwise dissatisfied with the Consultant's performance.

V. RELATIONSHIP OF THE PARTIES

The consultant is an independent contractor and may not hold himself/herself out to individuals receiving services or to others as the employee or agent of the Board. The Consultant is not required to perform services exclusively for the Board and may perform the same or similar services for others. The Consultant is responsible for all expenses incurred in rendering services under this Agreement, and the Consultant agrees to hold the Board harmless from any such expenses. At his or her sole cost, the Consultant shall maintain all licenses/certifications required by law, shall secure professional liability insurance and any other insurance required by law, and shall pay all taxes and/or fees required by law. The Consultant shall indemnify and hold the Board harmless from and against any claim asserted by, or any liability to, any person on account of injury, death, or damage to property arising out of the Consultant's acts or omissions in the performance of the Agreement. Any services provided by the Consultant pursuant to this Agreement are in the nature of personal services and may not be subcontracted or assigned without the prior written consent of the Board.

The Gallia County Sheriff's Office will be the exclusive provider of this service during this agreement.

VI. MISCELLANEOUS PROVISIONS

This Agreement creates no third party beneficiaries.

This document sets forth the entire agreement of the parties and supersedes all prior agreements or contracts, whether oral or written between the parties.

CONSULTANT

Gallia County Sheriff's Office
18 Locust Street
Gallipolis, OH 45631

s/ Matthew D. Champlin, Sheriff 9/26/19

s/ Randy Dupree, Assistant Prosecutor 9/27/19

President Brent Saunders, Absent

s/ Harold G. Montgomery, Vice President 10/3/19

s/ David K. Smith, Commissioner 10/3/19

BOARD OF EDUCATION

Gallia County Local School District
4836 SR 325
Patriot, OH 45658

s/ Jude Myers, Superintendent 9/25/19

s/ Lily Blewins 9/25/19

Vice President entertained a motion to approve and sign as presented. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; Mr. Montgomery, yea; Mr. Smith, yea.

SEPTEMBER 2019 FINANCIAL REPORT REVIEW

County Administrator Karen Sprague presented the Commission with:

- The September 2019 Financial Reports for comparison with the September 2018 Financial Reports. The following was noted during the review:
 - 1/1/2018 beginning cash balance was \$2,386,549.22
 - 1/1/2019 beginning cash balance was \$1,579,015.82
 - Difference of (\$807,533.40)
 - 9/30/2018 ending cash balance was \$2,748,924.06
 - 9/30/2019 ending cash balance was \$1,471,725.68
 - Difference of (\$1,277,198.38)
 - 20th Amended Certificate of Estimated Resources
 - September 2019 Sales Tax Report
 - Combined 1st & 2nd Half MH Homestead Reimbursement \$4,123.39

FAA 4th QUARTER REPORT**GALLIA-MEIGS REGIONAL AIRPORT PROJECTS**

Commission Vice President Harold G. Montgomery entertained a motion to approve the FAA 4th Quarter Report for July, August & September 2019 for the FAA 2019. David K. Smith moved and Harold G. Montgomery seconded this motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea.

EXECUTIVE SESSION – ECONOMIC DEVELOPMENT

At 9:44 a.m. the Vice President entertained a motion to enter into executive session with Assistant Prosecutor Randy Dupree to discuss Economic Development. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 10:05 a.m.; no action taken.

EXECUTIVE SESSION – DJFS – PERSONNEL

At 10:10 a.m. the Vice President entertained a motion to enter into executive session with JFS Director Dana Glassburn to discuss personnel. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, absent for vote; Mr. Montgomery, yea; Mr. Smith, yea. At 10:16 a.m. Mr. Glassburn exited the session. At 10:48 a.m. County Administrator Karen Sprague entered the session at the commissioner's request. Returned to regular session at 10:54 a.m.; no action taken.

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JAIL UPDATE

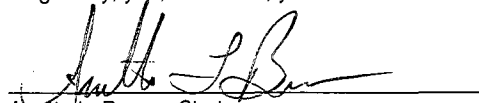
The Gallia County Commissioners office released the following jail update:


- July 2009 the Commissioners and Sheriff began planning to create a Work Release Center facility in Gallia County. December 2009 the Sheriff's proposal to renovate a vacant county facility into the Gallia County Work Release Center was approved by the Commissioners. The purpose was to relieve overcrowding in the jail and have a place for non-violent inmates outside of the jail.
 - County paid for the renovations necessary to convert the old MR/DD school facility in Cheshire into the WRC facility to make it compliant with housing standards. The WRC began operations April 2010.
 - Commissioners have further invested \$1,451,654.12 from the County General Fund from 2010 thru 2019 as supplemental funding to keep the Work Release Center open and operational.
- The addition of the WRC helped to control inmate overcrowding, however the Opioid Crisis has hit southeastern Ohio hard and inundated jails small county jails with more inmates than the older facilities can handle. This caused inmate population to begin to escalate at a pace that our 2 facilities could not handle. Out of county housing of prisoners also escalated with such high costs that our county general fund revenues could not keep up. August 24, 2017 the Commissioners passed a resolution regarding declaring the public nuisance and serious public health and safety crisis that opioids were causing in Gallia County and further joined the lawsuit against the drug companies. A news release from the Commissioners was issued 9/7/2017 noting the severe effect drugs were having in our County, not only on county budgets trying to fight the epidemic, but also tearing apart families and the community. Therefore, the Commissioners and Sheriff began having meetings in 2018 with the Sheriff to determine what additionally could be done. A meeting was held October 2018 with all local law enforcement and courts to determine a resolution to the problem.
- During this same time period the Ohio Legislature passed a law that allowed villages to charge using state codes versus Municipal Codes. The City of Gallipolis chose to utilize that ability September 2017 and charge using state codes which meant prisoners coming from City arrests immediately became county prisoners and the city no longer had to pay the county for housing prisoners that they arrested. This created a loss of revenue from the city for housing prisoners of close between \$250,000 to \$300,000 annually. Thus another added cost to county jail operations.
- Also during the same time period, the State of Ohio did not take action to make counties whole when they worked to resolve the Medicaid Sales Tax issue causing the county to lose \$600,000 in annual sales tax revenue beginning September 2017.
- Also during the same time period the Opioid Crisis has caused the Coroner budget to escalate due to the number of autopsies for drug deaths.
- Finally, during this same time period the number of prisoners entering our county system had tripled (from 1,738 in 2016; 2033 in 2017, 2352 in 2018 with an estimate of 2600 in 2019), out of county housing of prisoners costs had risen from \$157,264 in 2016, \$318,357 in 2017 to \$509,336 in 2018 and estimated to be \$600,000 for 2019. The number of prisoners housed out of county escalated from 83 in 2016, 149 in 2017 to 273 in 2018 with an estimate of 400 in 2019. The number of court cases has skyrocketed during this same time period causing the court and prosecutor budgets to inflate also.
- In 2019, changes were made by the state with regard to public utility taxation causing the County General fund to lose \$150,000 in tax revenue.
- All of these issues converged to send the County General Fund into a cash flow problem.
- The solution was determined to be a new jail facility built in Gallipolis large enough to hold the current inmate population with room for growth.
- The next problem was how to resolve the county general fund cash flow problem created by the influx of arrests/prisoners and cover the cost of an estimated \$10 million jail facility. The Commissioners determined the best option was sales tax and began working with the county's bond counsel in 2018 for requirements necessary to enact the sales tax that a portion of which would be used for repayment of loan funding. 2 public hearings were required and held in January 2019 with an Emergency Resolution to enact the sales tax being adopted on 1/10/2019. The county had a 0.25% sales tax available to enact for the county general fund with collections starting 4/1/2019 and the county receiving the first additional sales tax collections from the state beginning the middle of June 2019.
- The Commissioners hired Bricker & Eckler LLP to provide the county with jail construction legal services on 3/21/2019.
- The Commissioners began the process of purchasing properties for location of the new jail facility in the same area as the Gallia County Courthouse where Common Pleas and Juvenile Courts are located as well as directly across the street from the Gallipolis City Municipal Court. This location was selected in order to end the transportation of prisoners by vehicle to and from court proceedings. Properties were purchased as follows:
 - 4/4/2019 French Art Colony garage \$30,000
 - 4/4/2019 City of Gallipolis Parking Lot \$264,000
 - 5/30/2019 William D. Conley law office \$350,000
- The Commissioners then began the process of selecting an architect to design the jail facility needed for Gallia County. Request for Qualifications for Design Professional Services was published 4/18/2019 with RFQ's due to the County by 5/3/2019. RFQ's were reviewed, references called and interviews with each company were held on 6/20/2019. DLZ Architecture was selected on 6/20/2019. DLZ submitted their technical proposal on 7/10/2019 and the county signed a contract with DLZ on 8/15/2019 with DLZ accepting and also signing the contract on 8/23/2019. Contract with DLZ totals \$937,050.
- DLZ began work on designing a new jail September 2019. They provided the following schedule for design:
 - 75 days for Program Development and Schematic Design
 - 2 months for Design Development Phase
 - 3 months for Construction Document Phase
 - 15 months for Construction Administration
 - 2 months for Partial Occupancy/Transition/Close Out
- The County will need to put the project out to bid for a contractor once the plans are completed and approved by the Bureau of Adult Detention and the Ohio Department of Rehabilitation & Correction.
- The entire project including design and construction is estimated to take 23.5 months from September 2019. Therefore, completion of the new jail facility is estimated by September 2021.

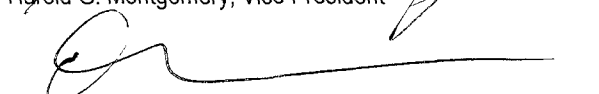
ADJOURN

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


Brent Saunders, President


Anette L. Brown, Clerk


Harold G. Montgomery, Vice President


David K. Smith, Commissioner