

**DECEMBER 12, 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 December 5, 2019 minutes. David K. Smith moved 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:
Commissioners	Brent Saunders, Harold G. Montgomery & David K. Smith	12/12	Wellston, Ohio	GJMV Solid Waste Management Dist. Mtg
EMA	Tim Miller	12/17	Perry County, Ohio	SECTOR Mtg

The 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, 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
12/8	19	1	4	0	10	0	0	0	15	12	0	0	0	2

**EXECUTIVE SESSION - PERSONNEL**

At 9:01 a.m. the president entertained a motion to enter into executive session with JFS Director Dana Glassburn to discuss personnel. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 9:02 a.m.; no action taken.

**RESOLUTION – 2020 REAL ESTATE TAX RATES**

County Administrator Karen Sprague presented the Commission with the following resolution to establish the real estate tax rates for FY 2020.

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

The Governing Board of Commissioners, Gallia County, Ohio, met in regular session on the 12<sup>th</sup> day of December, 2019, at the office of Gallia County Commissioners with the following members present:

- Brent Saunders, President
- Harold G. Montgomery, Vice-President
- David K. Smith, Commission Member

Mr. David K. Smith moved the adoption of the following Resolution:

Resolved, By the Governing Board of Commissioners, Gallia County, Ohio, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1<sup>st</sup>, 2020; and

Whereas, The Budget Commission of Gallia County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it

Resolved, By the Governing Board of Commissioners Gallia County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

Resolved, That there be and is hereby levied on the tax duplicate of said County the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

- General Fund, Amount \$2,576,584.94, Inside 3.4
- 169 Board, \$1,099,581.30, Outside 1.8
- 169 Board, \$745,657.81, Outside 1.0

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

- 169 Board voted on 11/4/03 continuous, 0.5 rate, \$305,439.28 yield of levy
- 169 Board voted on 11/4/03 continuous, 1.3 rate, \$794,142.02 yield of levy
- 169 Board voted on 11/7/17 continuous additional, 1.0 rate, \$745,657.81 yield of levy; and be it further

RESOLVED, that the Clerk of this Board be and she is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Mr. Harold G. Montgomery seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

- s/ Brent Saunders, President
- s/ Harold G. Montgomery, Vice President
- s/ David K. Smith, Commissioner

- s/ Brent Saunders, yea*
- Mr. Brent Saunders, vote
- s/ Harold G. Montgomery, yea*
- Mr. Harold G. Montgomery, vote
- s/ David K. Smith, yea*
- Mr. David K. Smith, vote

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Adopted the 12<sup>th</sup> of December, 2019.*s/ Anette Brown*Anette Brown, Clerk of the Board of Commissioners,  
Gallia County, OhioCERTIFICATE OF COPY  
ORIGINAL ON FILE

The State of Ohio, Gallia County, ss,

*I, Anette Brown, Clerk of the Board of Commissioners, in said County, and in whose custody the Files and Records of said Board are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original Commissioners Journal now on file with said Board, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.*

*Witness my signature, this 12<sup>th</sup> day of December, 2019.*

*s/ Anette Brown*Anette Brown, Clerk of the Board of Commissioners,  
Gallia County, Ohio**RESOLUTION – EASEMENT APPROVAL**

County Administrator Karen Sprague presented the easement to the Commission between Gallia County and Ohio Power Company an Ohio corporation and a unit of American Electric Power. The President entertained a motion to approve and sign the easement as presented. David K. Smith made and Harold G. Montgomery seconded that motion. Upon roll call votes were as follows: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**EXECUTIVE SESSION – PERSONNEL**

At 9:42 a.m. the President entertained a motion to enter into executive session with County Administrator Karen Sprague to discuss personnel. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 9:48 a.m.; no action taken.

**NEW HIRE – ASSISTANT SEWER BILLING DEPARTMENT DIRECTOR**

Ms. Sprague reported after reviewing several applicants it is her recommendation to hire Terri Belville Walters with a job title of "Assistant Sewer Billing Department Director", an un-classified position under Section 124.11 (A) (3) (b) at a pay rate of \$12.00 per hour for a full-time position of 80 hours biweekly effective 1/1/2020 with a 180-day probationary period to begin 1/1/2020; noting the probationary period would expire 6/28/2020; single health insurance. This position will be in training for the Sewer Billing Department Director position and will assume that position upon the retirement of the current Director. President Saunders entertained a motion to approve the action as recommended by the County Administrator. Harold G. Montgomery moved and David K. Smith seconded a motion. Roll call votes: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**ECONOMIC DEVELOPMENT – BUDGET REVIEW**

Economic Development Director Melissa Clark met with the commission to discuss the 2020 budget request. No action taken

**EXECUTIVE SESSION – PERSONNEL**

At 9:51 a.m. the President entertained a motion to enter into executive session with Economic Development Director Melissa Clark to discuss personnel. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 9:56 a.m.; no action taken.

**EXECUTIVE SESSION – PERSONNEL**

At 9:57 a.m. the President entertained a motion to enter into executive session with 911/EMA Director Sherry Daines to discuss personnel. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea. Returned to regular session at 10:13 a.m.; no action taken.

**ENGINEER EQUIPMENT CONTRACT**

Commissioners were in receipt of the following recommendation and contract:

*December 11, 2019*

*Gallia County Commissioners  
18 Locust Street, Room 1292  
Gallipolis, OH 45631*

*Dear Commissioners,*

*I have reviewed the bid for the equipment financing. One bid was received from Murphy Tractor & Equipment Co. in the amount of \$389,000.00 at 3.45% interest over a term of eight (8) years.*

*The bid is responsive, and below the engineer's estimate.*

*Therefore, it is my recommendation that the above named equipment finance be awarded to Murphy Tractor & Equipment Co. This will amount of a total payment over eight (8) years of \$443,867.95. My office has budgeted accordingly and will using 100% M&R funds.*

*Sincerely,*

*s/ Brett A. Boothe, P.E., P.S.  
Gallia County Engineer*

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**CONTRACT**

**THIS AGREEMENT**, made and entered into this 12<sup>th</sup> day of December, 2019, by and between the Board of County Commissioners of Gallia County, Ohio acting by and through Brent Saunders, President, hereinafter designated the Owner, and Murphy Tractor & Equipment Co., Inc. of the City of Jackson, County of Jackson and State of Ohio hereinafter designated the Contractor, for the purchase and financing of Used Road Equipment and Financing for the amount of \$443,867.95 over a term of 8 years at an interest rate of 3.45%.

**WITNESSETH**, that the parties to these present, each in consideration of the undertakings, promises and agreements on the part of the other herein contained, have undertaken, promised and agreed and do hereby undertake, promise and agree, the owner for itself, its successors and assigns, and the contractor for Murphy Tractor and Their heirs, executors, administrators, successors and assigns, as follows:

That the contractor, in consideration of the sums of money herein specified to be paid by said owner to said contractor, shall and will at Murphy Tractor own cost and expense, furnish all labor, materials and equipment necessary to complete the entire project in accordance with the Proposal submitted on December 5, 2019 and in accordance with the Specifications, General Provisions and Special and Provisions therein mentioned which Specifications, General Provisions and Special Provisions, together with Advertisement, Information for Bidders, Proposal is hereby made a part of this Agreement, and incorporated by reference herein, all of said work to be fully completed to the satisfaction of the Engineer and to the acceptance of the Board of County Commissioners, Gallia County, Ohio

Attest: Contactor Murphy Tractor & Equipment Co. By /Derrick Smith  
Board of Commissioners, Gallia County, Ohio, By /Brent Saunders, President  
/Harold G. Montgomery, Vice President  
/David K. Smith, Commissioners

The President entertained a motion to sign the contract as recommended by county engineer. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**AIRPORT – AWOS MAINTENANCE AGREEMENT**

Anette L. Brown, Clerk presented the Commission with a maintenance agreement from DBT Transportation Services for the AWOS system at the Airport for the 2-year period of 9/1/2019 – 8/31/2021. Airport Manager Dave Snyder recommends the agreement plan be renewed for an annual fee of \$3,800. Ms. Brown noted the annual fee for this two-year period is the same as the prior renewal. The President entertained a motion to approve the maintenance agreement as presented and give airport manager Dave Snyder permission to sign the agreement as the airport contact person for the maintenance of the AWOS system. Harold G. Montgomery made and David K. Smith seconded that motion. Upon roll call votes were as follows: Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**REORGANIZATIONAL MEETING**

As per ORC 305.05, the Board of County Commissioners shall organize no later than the second Monday of January of each year. The President entertained a motion to have the reorganizational meeting on Thursday, January 2, 2020 at 9:00 am David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**TOWNSHIP ALLOCATION FOR 2020**

The President entertained a motion for approval of the FY 2020 allocation of \$4,000 to each of the fifteen (15) Townships in Gallia County, totaling \$60,000 and approve vouchering the FY 2020 allocation of \$4,000 directly to each of the 15 Townships in Gallia County. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**APIARY INSPECTOR**

In accordance with Section 909.07 of the Ohio Revised Code, President entertained a motion to appoint Christopher Blank to serve as the county apiary inspector for the 2020 season (approximate season from March 15 to October 31, weather permitting), Harold G. Montgomery made and David K. Smith seconded the motion. The annual appropriation for this service is set at \$1,500 and 40 cents a mile. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**RESOLUTION TO PROCEED ON THE ISSUE OF AN ADDITIONAL LEVY IN EXCESS OF THE TEN- MILL LIMITATION FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS TO CARRY OUT HEALTH PROGRAMS OF THE GALLIA COUNTY GENERAL HEALTH DISTRICT AS AUTHORIZED BY R.C. 3709.29**

Anette L. Brown, Clerk presented the Board with the following resolution prepared by the Gallia County Assistant Prosecutor Randy Dupree:

**RESOLUTION**

**RESOLUTION TO PROCEED ON THE ISSUE OF AN ADDITIONAL LEVY IN EXCESS OF THE TEN- MILL LIMITATION FOR THE PURPOSE OF PROVIDING SUFFICIENT FUNDS TO CARRY OUT HEALTH PROGRAMS OF THE GALLIA COUNTY GENERAL HEALTH DISTRICT AS AUTHORIZED BY R.C. 3709.29**

**WHEREAS**, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of the County of Gallia, Ohio and thereby, it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing the board of health with sufficient funds to carry out such health programs of the General Health District of Gallia County, Ohio.

**WHEREAS**, the Board of Commissioners of Gallia County Ohio, pursuant to R.C. 5705.03, previously passed a resolution declaring the necessity to levy a tax outside of the ten-mill limitation, for the purpose of providing the board of health with sufficient funds to carry out such health programs and meet expenses of the General Health District of Gallia County, Ohio., said purposes being authorized by **R.C. 3709.29** and requesting the Gallia County Auditor to certify to this Board the total current tax valuation of the entirety of the territory of the County of Gallia, and the dollar amount of revenue that would be generated by the levy of one half (.5) mill, if said tax were approved by the electors. The Auditor has so certified to this Board.

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NOW THEREFORE, BE IT RESOLVED, by the legislative authority of Gallia County, State of Ohio, with at least two thirds of its members in concurrence, as follows:

1. The amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide for the necessary requirements of the County of Gallia and thereby it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing the board of health with sufficient funds to carry out such health programs, said purposes being authorized by R.C. 3709.29
2. Said levy shall be an additional levy of a one half (0.5) mill existing levy at a rate not to exceed 0.5 mill for each dollar of valuation, which amounts to 5 cents (\$0.05) for each one hundred dollars of valuation, for ten years commencing with the 2020 tax year; first due and collected in calendar year 2021; and to be levied upon the entirety of the territory of the County of Gallia.
3. This Board resolves that this ballot measure shall be submitted to the entirety of the territory of the County of Gallia at the March 17, 2020 primary election. A majority vote is necessary for passage of the levy.
4. The form and language of the ballot to be used at said election, as prepared by the Board of Elections, shall be substantially as follows:

"PROPOSED TAX LEVY – (ADDITIONAL)  
 GALLIA COUNTY GENERAL HEALTH DISTRICT  
 GALLIA COUNTY, OHIO

A Majority Affirmative Vote Is Necessary For Passage

An additional tax for the benefit of the County of Gallia, Ohio, for the purpose of providing the Gallia County Board of Health with sufficient funds to carry out the health programs of the General Health District of Gallia County, Ohio at a rate not exceeding one half (0.5) mill for each one dollar of valuation, which amounts to five cents (\$0.05) for each one hundred dollars of valuation, for a period of ten (10) years, commencing in 2020, first due in calendar year 2021.

FOR THE TAX LEVY  
 AGAINST THE TAX LEVY"

5. The Clerk is instructed to certify a copy of this Resolution to Proceed, the Auditor's Certification and the prior Resolution of Necessity to the Gallia County Board of Elections and to the Gallia County Auditor.
6. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board or committees, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with R.C. 121.22.
7. This Resolution shall go into immediate effect upon its passage, and no publication of the resolution is necessary other than that provided for in the notice of election pursuant to ORC 5705.19.

Harold G. Montgomery made motion to adopt.

David K. Smith seconded the motion to adopt.

Voted on and signed this 12<sup>th</sup> day of December, 2019 in Gallia County, Ohio with voting as follows:

Commissioner <u>Brent Saunders</u>	voted (Y/N) <u>yes</u>
Commissioner <u>Harold G. Montgomery</u>	voted (Y/N) <u>yes</u>
Commissioner <u>David K. Smith</u>	voted (Y/N) <u>yes</u>

Having at least two-thirds (2/3) of all members elected or appointed thereto concurring, the Resolution was adopted.

*s/ Anette L. Brown*, Clerk, Gallia County, Ohio

BOARD OF COMMISSIONERS  
 GALLIA COUNTY, OHIO

*s/ Brent Saunders*, President

*s/ Harold G. Montgomery*, Vice President

*s/ David K. Smith*, Commissioner

I, the undersigned Clerk of Gallia County, Ohio, hereby certify that the foregoing is a true copy of the resolution duly passed by the Board of Commissioners of Gallia County, Ohio, on this 12<sup>th</sup> day of December, 2019. Further, I certify that the adoption of such resolution occurred in an open meeting held in compliance with R.C. 121.22.

*s/ Anette L. Brown*, Clerk, Gallia County, Ohio

**\* 10: 30 am. – 11:30 am. David K. Smith and County Administrator Karen Sprague participated in the 2020 FAA Grant Teleconference**

**COMMON PLEAS COURT – BUDGET REVIEW**

Common Pleas Court Judge Margret Evans and Michael Smith met with the commission to discuss the 2020 budget request. No action taken

**GALLIA COUNTY DEVELOPMENTAL DISABILITIES – BUDGET REVIEW**

Director Melinda Kingery and Crystal Double met with the commissioners to discuss the Gallia County Developmental Disabilities budget. No action taken.

**GALLIA COUNTY DEVELOPMENTAL DISABILITIES RENOVATION**

Director Melinda Kingery and Crystal Double met with the commissioners to discuss GALCO renovation project. Mr. Montgomery asked for copies and time to review the cost estimates and proposed renovations. No action taken.

**SHERIFF – BUDGET REVIEW**

Sheriff Matthew D. Champlin and Chief Deputy Troy Johnson met with the commission to discuss the 2020 budget request. No action taken

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JAIL INTERIM FINANCING CLOSING

Harold G. Montgomery moved and David K. Smith seconded the motion to adopt the following resolution. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea. Also in attendance: Anette L. Brown, Clerk; County Administrator Karen Sprague; Dennis Schwallie; Ohio Valley Bank, Bryan Stepp; Economic Development Director Melissa Clark; Treasurer Steve McGhee; Auditor Larry Betz; and Dean Wright, Gallipolis Daily Tribune.

The Board of County Commissioners of the County of Gallia, Ohio, met in regular session at 11:45 o'clock a.m., on December 12, 2019, at the office of said board of county commissioners, 18 Locust Street, Gallipolis, Ohio, with the following members present:

Brent Saunders, Harold G. Montgomery, David K. Smith

Absent: None

Harold G. Montgomery moved the adoption of the following resolution:

COUNTY OF GALLIA, OHIO

RESOLUTION NO. *n/a*

RESOLUTION AUTHORIZING THE ISSUANCE OF Not to Exceed \$5,000,000 OF NOTES IN ANTICIPATION OF BONDS OF THE COUNTY OF GALLIA, OHIO, FOR THE PURPOSE OF PAYING COSTS OF CONSTRUCTING A NEW COUNTY JAIL AND ACQUIRING SITES THEREFOR, AND MATTERS RELATED THERETO.

WHEREAS, this board of county commissioners (the "Board") of the County of Gallia, Ohio (the "County"), has heretofore declared the necessity of constructing a new county jail and acquiring sites therefor (the "Project"); and

WHEREAS, the county auditor, as fiscal officer of the County, has heretofore estimated that the life of the improvements constituting the Project is at least five (5) years, and has certified that the maximum maturity of the bonds issued therefor is forty (40) years and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, the Board anticipates that debt service on such notes will be paid from proceeds of an anticipated county jail bond financing for the Project with the United States Department of Agriculture or other lender (the "Revenues"); and

WHEREAS, The Ohio Valley Bank Company, Gallipolis, Ohio (the "Bank"), has agreed to purchase an issue of such notes upon the terms set forth herein for its own investment and not for resale to the public;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gallia, Ohio, that:

SECTION 1. It is necessary to issue and sell bonds of the County in a principal amount of not to exceed \$5,000,000 for the purpose of paying part of the costs of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code, under authority of and pursuant to the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code (the "Act"). Such bonds shall be dated approximately December 1, 2022, shall bear interest at the rate of approximately five per cent (5%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding forty (40) years.

SECTION 2. It is hereby determined that notes (hereinafter called the "Notes") in a principal amount of not to exceed \$5,000,000 shall be issued in anticipation of the issuance of such bonds. The Notes shall be dated their date of initial delivery to the purchaser thereof, shall be in the form of a single registered Note and numbered from R-1 upwards in order of issuance, shall be of a denomination equal to the unpaid principal amount of the Notes from time to time, shall mature January 1, 2023. The unpaid principal amount of the Notes from time to time shall bear interest at the rate of two and ninety-five hundredths percent (2.95%) per annum, such interest to be calculated on the basis of a 360-day year comprised of twelve, 30-day months and payable on each January 1 and July 1, commencing July 1, 2020 (each, a "Note Payment Date"), until the principal sum is paid or provided for.

If the total par value of the Notes is not paid by the Bank, as the original purchaser of the Notes, to the County at the time of delivery hereof, any such par value shall be advanced to the County by such original purchaser in one or more installments upon the request of the County, and interest shall accrue on the amount of each such advance from its actual date, and no transfer of the Notes may be made until the total par value of the Notes is so advanced to the County, or the County has notified such original purchaser that no further requests for advances will be made.

The Notes shall be subject to redemption at any time prior to maturity at the option of the County, in whole or in part, at the price of 100% of the principal amount to be redeemed, plus accrued interest to the date of redemption. Unless waived by the Noteholder, the County shall send notice of such optional redemption by first class mail, postage prepaid, to the registered holder of the Note to be redeemed at least 30 days prior to the date of redemption. Upon any such redemption of less than the entire principal amount of an outstanding Note, a new Note for the unredeemed principal amount will be issued to the owner of the partially redeemed Note in exchange therefor.

It is hereby determined that the issuance of the Notes upon the terms described herein, including the redemption provisions specified above, are in the best interest of the County.

The Notes shall be designated "County Jail Improvement Bond Anticipation Notes, Series 2019".

SECTION 3. The Notes shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this resolution. The Notes shall be in fully registered form. They shall bear the signatures of at least two members of the Board, provided that any or all such signatures may be facsimile signatures, and shall bear the manual authenticating signature of the county auditor, who is hereby designated as paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes. Installments of principal and interest on the Notes (the "Note Service Charges") are payable in lawful money of the United States of America to the registered owner of the Notes as shown on the registration records of the County. No transfer of ownership of the Notes shall be valid unless made at the request of the registered owner thereof on the registration records of the County and on the Notes. The County and the Paying Agent and Registrar may deem and treat the registered owner of the Notes as the absolute owner thereof for all purposes, and the County shall not be affected by any notice to the contrary. Payments of installments of Note Service Charges shall be made by check or draft mailed to the registered owner thereof at the address shown on the registration records of the County. Upon final payment of all Note Service Charges, the Notes shall be cancelled and surrendered to the County.

The Notes shall be transferable by the registered owner thereof in person or by such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. The County and the Paying Agent and Registrar shall not be required to transfer any Note during the 15-day period preceding any Note Payment Date, and no such transfer shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note for the then-unpaid principal amount shall be issued to the transferee in exchange therefor.

SECTION 4. The Notes shall be the full general obligations of the County and for the payment of the Note Service Charges, the full faith, credit and revenue of the County are hereby irrevocably pledged. The principal amount received from the sale of the bonds anticipated by the Notes or the proceeds of any other funding that the County receives for the Project, and any excess fund resulting from the issuance of the Notes, shall, to the extent necessary, be used first only for the retirement of the Notes at maturity or earlier redemption, together with interest thereon, and all such sources are hereby pledged, and the Bank is hereby granted a first lien thereon, for such purpose.

For the purpose of providing the necessary funds to pay the Note Service Charges promptly when and as the same falls due, there shall be and is hereby levied on all the taxable property in the County within applicable limitations, in addition to all other taxes, a direct tax annually during the period the Notes are to run not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, that in each year to the extent that the Revenues or other moneys are available for the payment of the Notes and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of the Revenues or other moneys so available and appropriated.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended or collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required and from the other herein-described sources shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the Note Service Charges when and as the same shall fall due.

SECTION 5. The Notes shall be sold to the Bank; in accordance with its offer to purchase which is hereby accepted. The proceeds from the sale of the Notes, except any premium or accrued interest received, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose, and for which purposes said proceeds are hereby appropriated. The premium and accrued interest, if any, shall be transferred to the Note retirement fund of the County to be applied to the payment of the Note Service Charges in the manner provided by law.

The members of the Board, the county auditor, the county treasurer, and other appropriate officials of the County, are each hereby separately authorized, without further action of the Board, to take any and all actions and to execute such other instruments that may be necessary or appropriate in the opinion of Dinsmore & Shohl LLP, bond counsel for the Notes, in order to effect the issuance of the Notes and the intent of this resolution. The clerk of the Board shall certify a true transcript of all proceedings had with respect to the issuance of the Notes, along with such information from the records of the County as is necessary to determine the regularity and validity of the issuance of the Notes.

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SECTION 6. The Board hereby covenants that the County will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, and take such other actions as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder, including any expenditure requirements, investment limitations, or rebate requirements. The county administrator, the county auditor or any other officer having responsibility with respect to the issuance of the bonds is authorized and directed to give an appropriate certificate on behalf of the County, on the date of delivery of the bonds for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder.

The Notes are hereby designated "qualified tax exempt obligations" for the purposes set forth in Section 265(b)(3)(B) of the Code. The Board does not anticipate issuing and covenants that the County will not issue more than \$10,000,000 of such "qualified tax exempt obligations" during the calendar year in which the Notes are initially delivered to the Bank.

SECTION 7. The County shall, at any and all times, cause to be done all such further acts and things and cause to be executed and delivered all such further instruments as may be necessary to carry out the purpose of the Notes and this resolution. The provisions of this resolution shall constitute a contract between the County and the holders of any of the Notes, and after the issuance of the Notes this resolution shall not be repealed or amended in any respect which will adversely affect the rights and interest of the Noteholders, nor shall the Board adopt any law, resolution or resolution in any way adversely affecting the rights of the Noteholders so long as any Notes or interest thereon remains unpaid. All of the obligations set forth and covenants made under this resolution are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Board and the various officers of the County within the meaning of Section 2731.01 of the Ohio Revised Code.

SECTION 8. The law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith, in accordance with the written agreement presently on file with the County which at least two members of the Board and the county auditor are hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by the officer(s) executing the same. The approval of such changes by such officer(s), and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officer(s). Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 9. The clerk of the Board is hereby directed to forward a certified copy of this resolution to the county auditor.

SECTION 10. It is found and determined that all formal actions of the Board concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 11. This resolution shall take effect immediately upon its adoption.

David K. Smith seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Brent Saunders, Harold G. Montgomery, David K. Smith

NAYS: None

ADOPTED, this 12th day of December, 2019.

Anette L. Brown, Clerk

**CERTIFICATE OF CLERK**

I hereby certify that the foregoing is a true and correct copy of a resolution adopted on December 12, 2019 and that a copy thereof was certified to the county auditor on December 12, 2019.

Anette L. Brown, Clerk

**RECEIPT OF COUNTY AUDITOR**

The undersigned hereby acknowledges receipt this day of a certified copy of the foregoing resolution.

Larry M. Betz, County Auditor

Dated: December 12, 2019

**OHIO DAS – PURCHASE OF PROPERTY**

Aaron Lichtenauer, Dept. of Developmental Disabilities Capital Housing Administrator and Brian Sprague, Dept. of Administrative Services presented Board with closing documents and Governor's Deed for purchase of four 16-bed residential care cottages and 7.8 acres along Ohio Avenue and Holly Lane in Gallipolis for purchase price of \$1.00. As specified in Senate Bill 364, the property retains a deed restriction limiting the use of the real estate for mental health and addiction treatment only. Harold G. Montgomery moved and David K. Smith seconded the motion the give the authority to President Saunders to sign to documents for the purchase of the above said property.

**2020 AGREEMENT FOR INDIGENT DEFENSE SERVICES IN MUNICIPAL COURT**

County Administrator Karen Sprague presented the Commission with an agreement for Indigent Defense Services in Municipal Court for FY 2020. It was noted this agreement is required by the Ohio Public Defenders Office in order for state reimbursement of indigent defense counsel costs for City cases. Per Laura Austen of the Ohio Public Defenders Office the County must pass a resolution that the County Commission approves and consents to the terms of the agreement to cover the period of January 1, 2020 through December 31, 2020. The City of Gallipolis approved this agreement on 11/05/2019 that allows for payment from the City to the County in the amount of \$15,000. The Gallia County Public Defender Commission approved the agreement on 12/12/2019. The President entertained a motion that the Commission approve and consent to the terms of the agreement as presented. David Smith made and Harold Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**RESOLUTION - 2020 AGREEMENT FOR DEFENSE OF INDIGENT SERVICES**

County Administrator Karen Sprague presented the Commission with an agreement for Indigent Defense Services with the Gallia County Defense Attorneys Corp. for FY 2020 as recommended by the Gallia County Public Defender Commission. Per Laura Austen of the Ohio Public Defenders Office the County must pass a resolution that the County Commission approves and consents to the terms of the agreement and appropriates the funds necessary as required by the agreement. The President entertained a motion that the Commission approve and consent to the terms of the 2020 agreement with the Gallia County Defense Attorneys Corp. as presented and recommended unanimously by the Gallia County Public Defender Commission to be effective January 1, 2020 through December 31, 2020, noting the amount of \$365,000.00 is included in the FY 2020 Annual Appropriation Resolution. David Smith made and Harold Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

\*2:30 pm – Commissioners traveled to Wellston, OH for the GJMV Solid Waste Management District meeting.

DECEMBER 12, 2019

RECESS

At 5:30 p.m. the President entertained a motion to recess at this time and reconvene at 11:00 a.m. Monday December 16, 2019 when a conference call is scheduled with State Representative Jason Stephens and State Senator Bob Peterson. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

RECONVENE - DECEMBER 16, 2019

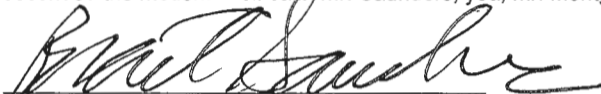
At 11:00 a.m. on November 18, 2019 the President entertained a motion to reconvene the Commission meeting. Harold G. Montgomery moved and Brent Saunders seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, absent for vote.

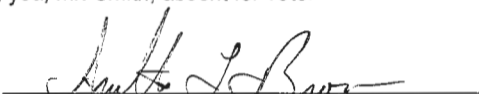
CONFERENCE CALL


At 11:01 Commissioner Saunders, Commissioners Montgomery, County Administrator Karen Sprague and Economic Development Director Melissa Clark joined a telephone conference with State Representative Jason Stephens and State Senator Bob Peterson to discuss the Capital Budget Submission Form. No Action Taken

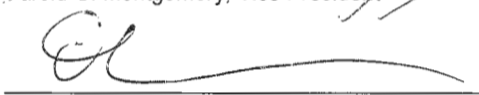
ADJOURN

At 11:50 a.m. the President entertained a motion for adjournment. Harold G. Montgomery moved and Brent Saunders seconded the motion. Roll call: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, absent for vote.

  
Brent Saunders, President

  
Anette L. Brown, Clerk

  
Harold G. Montgomery, Vice President

  
David K. Smith, Commissioner