

**SEPTEMBER 24, 2020**

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, present; Commissioner Brent Saunders, present.

The President entertained a motion for approval of the September 17, 2020 minutes. Brent Saunders moved and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

2020 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
9/20	8	3	0	0	0	0	0	0	4	13	1	0	0	0

**FINANCIAL REPORT REVIEW**

County Administrator Melissa Clark provided the Commission with the following financial report:

- September Sales Tax Report – Ms. Clark noted that sales tax remained consistent over the prior month, in spite of the impacts from COVID 19, citing the additional 0.25% that was added April 1, 2019.

**RESOLUTION - 2021 HEALTH INSURANCE RENEWAL**

County Administrator, Melissa Clark, met with the Commission to present for signature the 2021 Rate Renewal Acceptance and Summary of Benefits (January 1, 2021 thru December 31, 2021). The plan renewal will retain the current health benefits as follows:

- Deductible will remain the same:
  - Single- \$1,200 (Network)
  - Family- \$2,400 (Network)
- Coinsurance out of pocket percentage will remain the same at 25%
- Coinsurance out of pocket limits will remain the same
  - Single- \$3,500 Medical; \$2,500 Rx
  - Family- \$7,000 Medical; \$5,000 Rx
- Office Visit copay will remain the same at \$25
- Specialist visit copay will remain the same at \$50
- Virtual Office visit
  - \$0 for LiveHealth Online
- Urgent Care will remain the same at \$50
- Emergency Room copay will remain the same at \$250
- Lab-Bloodwork & X-rays (Diagnostic Tests) will remain the same
  - If performed at office will have a \$25/\$50 copay
  - If performed elsewhere will have deductible + 25% coinsurance
- Imaging: CT/PET scans, MRIs will remain the same
  - Deductible + 25% coinsurance
- Hospital (Inpatient/ Outpatient Services) will remain the same
  - Deductible + 25% coinsurance
- Rehabilitation – Physical Therapy will remain the same
  - Deductible +25% coinsurance
  - 30 PT Visits/ 30 OT Visits
- Skilled Nursing Care will remain the same
  - Deductible + 25% coinsurance
- Home Health Care/ Durable Medical Equipment will remain the same
  - Deductible + 25%
  - 90 Visits
- Ambulance/ Emergency Transportation will remain the same
  - Deductible + 25% coinsurance
- Prescription Drug copay will remain the same:
  - Tier 1 (Mail Order) - \$15 (\$30)
  - Tier 2 (Mail Order) - \$70 (\$140)
  - Tier 3 (Mail Order) - \$90 (\$180)
  - Specialty (Mail Order) - \$90 (\$180)
- Preventative Care will remain the same with No Cost Share
- Dental Benefits will remain the same
  - Deductible: \$0 Network - Single \$25/ Family \$75 Non-Network
- VSP Vision Service Plan for vision coverage (2-year plan 6/1/19 thru 5/31/21)
  - VSP vision benefits and rates will remain the same:
    - Plan Frequency – eye exam every 12 months, new lenses (either glasses or contacts) every 12 months, new frames every 24 months
    - Copay for exam \$10.00; Copay for Materials \$25
    - Retail Frame Allowance \$130; Elective Contact Lenses Allowance \$130.00
- Life Insurance rates (2-year plan 2/1/19 thru 1/31/21)
  - UHC Life Insurance Benefit will remain same at \$25,000.

It was also noted the County will continue to fund the 105 Plan to cover the costs of the free nurse practitioner visits and wellness initiatives.

- CEBCO Anthem Rates for Medical/Drug/Dental versus the current rates:
  - Single Medical/Drug/Dental from \$994.06 to \$1055.34
  - Family Medical/Drug/Dental from \$2,625.00 to \$2,786.52

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- 2. Retain Vision Service Plan for Vision coverage (2-year plan 6/1/19 thru 5/31/21)
  - a. Single Vision \$10.10
  - b. Family Vision \$22.86
- 3. Contributions for the 105 Plan Cost Share to remain the same as follows:
  - a. Single Cost Share to remain the same at \$16 per month
  - b. Family Cost Share to remain the same at \$34 per month
- 4. Retain UHC Life Insurance rates (2-year plan 2/1/19 thru 1/31/21) at \$7.50 per month, with the benefit coverage remaining at \$25,000.
- 5. 105 Fund currently has a cash balance of \$167,317.96 as of 8/31/2020 and was deemed adequate to cover the nurse practitioner costs for 2021.

Brent Saunders made and David K. Smith seconded the motion to approve the recommendations as stated above and remain on current CEBCO Anthem plan for 2021. Roll call votes: Mr. Montgomery, yea; Mr. Smith, abstain; Mr. Saunders, yea.

FY 2021 health insurance rates for the Gallia County Employees with the fund/employee costs as follows:

- Single Plan
  - o Med/Drug \$1,033.80
  - o 105 Plan Cost Share \$16.00
  - o Dental \$21.54
  - o Vision \$10.10 (Renewal due 06/01/21)
  - o Life/AD&D \$7.50 (Renewal due 02/01/21)
  - o Total \$1,088.94 (\$1,027.66 for FY 20) (Change of \$61.28 per mo.)
  - o Employee share (which is 12.5%) will increase to \$135.18 per month or \$67.59 per pay
  - o Increase in Employee Share equals \$7.66 per month or \$3.83 per pay
- Family Plan
  - o Med/Drug \$2,725.10
  - o 105 Plan Cost Share \$34.00
  - o Dental \$61.42
  - o Vision \$22.86 (Renewal due 06/01/21)
  - o Life/AD&D \$7.50 (Renewal due 02/01/21)
  - o Total \$2,850.88 (\$2,689.36 for FY 2020) (Change \$161.52 per mo.)
  - o Employee share (which is 15%) will increase to \$426.52 per month or \$213.26 per pay
  - o Increase in Employee Share equals \$24.24 per month or \$12.12 per pay

**2021 NURSE PRACTITIONER AGREEMENTS**

County Administrator Melissa Clark discussed recommendations for updates to the 2021 Nurse Practitioner Agreements in regards to allowable services and pricing. No action taken.

**2020 CEBCO Wellness Grant Agreement**

County Administrator Melissa Clark presented the Commission with the 2020 CEBCO Wellness Grant Agreement. CEBCO provides grant funding for program and administrative activities related to the employee wellness activities. Ms. Clark indicated that there are 7 Mandatory Wellness Grant Requirements for qualification of the program. Per correspondence with the CEBCO Health and Wellness Program Administrator, due to COVID Ohio Counties are challenged completing the wellness requirements and expending the grant funds, therefore CEBCO will not hold counties accountable for the activities in 2020. Ms. Clark noted that Gallia County has successfully promoted employee wellness by partnering with Holzer Health System Wellness Center for reduced rates for county employees and family members covered by CEBCO. Harold Montgomery entertained a motion to approve and sign the 2020 CEBCO Wellness Grant Agreement. Brent Saunders made and David K. Smith seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea for vote; Mr. Saunders, yea.

**BOND COUNSEL AGREEMENT – DINSMORE & SHOHL LLP**

County Administrator Melissa Clark provided the Commission with an agreement for Atty. Dennis Schwallie with Dinsmore & Shohl LLP to act as bond counsel for issuance of the Gallia County Jail Improvement Bond, Series 2020. President Montgomery entertained a motion to sign the agreement as presented. David K. Smith moved and Brent Saunders seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**RESOLUTION AUTHORIZING ISSUANCE OF BONDS – JAIL PROJECT**

County Administrator Melissa Clark presented the Commission with the following:

**CERTIFICATE OF MEMBERSHIP**

The undersigned, Clerk of the Board of County Commissioners of the County of Gallia, Ohio, hereby certifies that the following were the duly elected or appointed and acting members of the Board of County Commissioners and officers of said County during the period proceedings were taken authorizing the issuance of not to exceed \$15,000,000 County Jail Improvement Bonds, Series 2020:

County Commissioner	_____	Harold Montgomery
County Commissioner	_____	David K. Smith
County Commissioner	_____	Brent Saunders
County Treasurer	_____	Steve McGhee
County Auditor	_____	Larry M. Betz
Prosecuting Attorney	_____	Jason Holdren

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County Administrator

Melissa Clark

Clerk of the Board

Anette Brown

*/s/ Anette L. Brown, Clerk***TRANSCRIPT CERTIFICATE**

The undersigned, Clerk of the Board of County Commissioners, hereby certifies that the attached is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified bonds, and that all such proceedings were held in compliance with the law, including Section 121.22 of the Ohio Revised Code.

*/s/ Anette L. Brown, Clerk***CERTIFICATE AS TO MAXIMUM MATURITY OF BONDS**

The undersigned, being the fiscal officer of the County of Gallia, Ohio (the "Issuer"), within the meaning of Section 133.01 of the Ohio Revised Code, hereby certifies to the Board of County Commissioners of the Issuer in connection with the proposed issuance and sale of not to exceed \$15,000,000 of bonds (the "Bonds") for the purpose of paying part of the costs of constructing a new county jail and acquiring sites therefor (the "Project") and retiring notes previously issued in anticipation of such bonds that:

1. the estimated life or period of usefulness of the improvements comprising the Project is at least five (5) years; and
2. the maximum maturity of the Bonds, in accordance with Section 133.20 of the Ohio Revised Code and assuming that \$15,000,000 is expended for land acquisition and building improvements for which I hereby estimate a useful life or period of usefulness of forty (40) years and therefore, having a maximum maturity of forty (40) years, is forty (40) years.

IN WITNESS WHEREOF, I have hereunto set my hand, this 24th day of September, 2020.

*/s/ Larry M. Bets, Auditor*

County Auditor  
Gallia County, Ohio

ENTERED IN COMMISSIONERS' JOURNAL  
NO. 53, PAGES NO. 362 - 366

The Board of County Commissioners of the County of Gallia, Ohio, met in regular session at 9 o'clock a.m., on September 24, 2020, at the office of said board of county commissioners, 18 Locust Street, Gallipolis, Ohio, with the following members present:

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

Absent: \_\_\_\_\_

Brent Saunders moved the adoption of the following resolution:

COUNTY OF GALLIA, OHIO

RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$15,000,000 OF BONDS, IN ONE OR MORE SERIES, FOR THE PURPOSE OF PAYING PART OF THE COST OF CONSTRUCTING A NEW COUNTY JAIL AND ACQUIRING SITES THEREFOR, AND RETIRING NOTES PREVIOUSLY ISSUED IN ANTICIPATION OF A PORTION OF SUCH BONDS, AND MATTERS RELATED TO SUCH BONDS.

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 has previously issued \$5,000,000 County Jail Improvement Bond Anticipation Notes, Series 2019 in anticipation of such bonds (the "Prior Notes"), and the Board has determined to retire all or a portion of the Prior Notes with a portion of the proceeds of the bonds authorized hereby; and

WHEREAS, this Board desires to issue additional bonds in an amount not to exceed \$10,000,000 to pay additional costs of the Project, such that the total principal amount of all such bonds issued shall not exceed \$15,000,000; and

WHEREAS, the County Auditor, as fiscal officer of the County, has heretofore estimated that the life of the improvements and assets comprising the Project to be acquired with the proceeds of the bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of such bonds is forty (40) years; and

WHEREAS, the Board expects the debt service charges from time to time on the bonds authorized hereby to be paid from proceeds of the County's sales and use taxes (the "Revenues");

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

SECTION 1. That it is necessary to issue and sell bonds of the County in the principal sum of not to exceed \$15,000,000 (the "Bonds") for the purpose of paying part of the costs of the Project and retiring \$5,000,000 of the Prior Notes, or such lesser amount as the County Auditor or County Administrator may determine in the hereinafter defined Certificate of Award, and paying "financing costs," as defined in Section 133.01 of the Ohio Revised Code, related to the issuance of the Bonds, under authority of and pursuant to the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. The Bonds may be issued and sold in one or more tax-exempt or taxable series as set forth by the County Auditor or County Administrator in the Certificate of Award.

SECTION 2. That the Bonds shall (i) be issued in a principal amount not to exceed the amount set forth above, for the purpose aforesaid, (ii) be dated, (iii) be of denominations, provided that each Bond shall be of a single maturity, (iv) mature or be subject to mandatory sinking fund redemption on dates and in amounts, provided that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable (whether due to maturity or mandatory sinking fund redemption) shall be not more than three times the amount of such payments in any other fiscal year, and provided further that the final maturity of the Bonds shall be not later than December 1, 2060, (v) bear interest payable semiannually on dates and at a rate or rates per annum, provided

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that the net interest cost payable by the County over the life of the Bonds shall not exceed seven percent (7%) per annum, and (vi) be issued as federally tax-exempt obligations or federally taxable obligations, all as determined by the County Auditor or County Administrator, acting alone or together, without further action of the Board in one or more certificates of award related to each series of Bonds (collectively, the "Certificate of Award"), which determinations shall be conclusive.

The Bonds shall be subject to redemption prior to maturity at the option of the County upon such terms, at such times, if any (but the first optional redemption date shall be not later than June 1, 2031) and at such price or prices (but in any case, not greater than 102% of the principal amount of the Bonds to be redeemed plus accrued interest to the redemption date), as may be determined by the County Auditor or County Administrator in the Certificate of Award without further action of the Board.

If fewer than all of the outstanding Bonds of a single maturity are called for redemption, the selection of Bonds to be redeemed, or portions thereof in amounts equal to the minimum authorized denomination of the Bonds (the "Minimum Authorized Denomination") or any integral multiple thereof, shall be made by lot by the Paying Agent and Registrar (as hereinafter defined) in any manner which the Paying Agent and Registrar may determine. In the case of a partial redemption of Bonds when Bonds of denominations greater than the Minimum Authorized Denomination are then outstanding, each Minimum Authorized Denomination unit of face value of principal thereof shall be treated as though it were a separate Bond of the denomination equal to the Minimum Authorized Denomination. If one or more, but not all, of such units of face value represented by a Bond are to be called for redemption, then upon notice of redemption of a Minimum Authorized Denomination unit or units, the registered holder of that Bond shall surrender the Bond to the Paying Agent and Registrar (a) for payment of the redemption price for the Minimum Authorized Denomination unit or units of face value called for redemption (including without limitation, the interest accrued to the date fixed for redemption and any premium), and (b) for issuance, without charge to the registered holder thereof, of a new Bond or Bonds of the same series, of any authorized denomination or denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

The notice of call for redemption of Bonds shall identify (i) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (ii) the redemption price to be paid, (iii) the date fixed for redemption, and (iv) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Paying Agent and Registrar on behalf of the County by mailing a copy of the redemption notice by certified mail, return receipt requested, at least 30 days prior to the date fixed for redemption, to the registered holder of each Bond subject to redemption in whole or in part at such registered holder's address shown on the Bond registration records on the fifteenth day preceding that mailing. Failure to receive notice by mailing or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond. Notice having been mailed in the manner provided above, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date and on such redemption date, interest on such Bonds or portions thereof so called shall cease to accrue; and upon presentation and surrender of such Bonds or portions thereof at the place or places specified in that notice, such Bonds or portions thereof shall be paid at the redemption price, including interest accrued to the redemption date.

The Bonds shall be designated "County Jail Improvement Bonds, Series 2020" or as otherwise provided in the Certificate of Award, and may have a series designation assigned to the Bonds if more than one series of Bonds is issued, all as set forth in the Certificate of Award.

It is hereby determined by the Board that the issuance of the Bonds provided herein, including without limitation, the redemption provisions set forth above, are in the best interests of the County.

SECTION 3. That the Bonds shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this resolution. The Bonds shall be in fully registered form without coupons, shall bear the signatures of at least two members of the Board and of the County Auditor (each, an "Authorized Officer"), provided that any or all such signatures may be facsimile signatures, and shall bear the manual authenticating signature of the County Auditor as the paying agent, registrar and transfer agent for the Bonds, or an authorized officer of a bank or trust company designated by the County Auditor or County Administrator without further action of this Board to serve in such capacity (in either case, the "Paying Agent and Registrar"). The principal amount of each Bond shall be payable at the designated office of the Paying Agent and the Registrar and interest thereon shall be made on each interest payment date to the person whose name appears on the record date (May 15 and November 15 for June 1 and December 1 interest, respectively, or such other dates as set forth in the Certificate of Award) on the Bond registration records as the registered holder thereof, by check or draft mailed to such registered holder at such holder's address as it appears on such registration records.

The Bonds shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the designated 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 Bond during the 15-day period preceding any interest payment date or preceding any selection of Bonds to be redeemed, or after such Bond has been selected for partial or complete redemption, 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 Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

The County and the Paying Agent and Registrar may deem and treat the registered holders of the Bonds as the absolute owners thereof for all purposes, and neither the County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

SECTION 4. That for the payment of the Bonds and the interest thereon, the full faith, credit, and revenue of the County are hereby irrevocably pledged, and for the purpose of providing the necessary funds to pay the interest on the Bonds promptly when and as the same falls due, and also to provide a fund sufficient to discharge the Bonds at maturity or upon mandatory sinking fund redemption, 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 Bonds are to run in an amount sufficient to provide funds to pay interest upon the Bonds as and when the same falls due and also to provide a fund for the discharge of the principal of the Bonds at maturity or upon mandatory sinking fund redemption, which tax shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Constitution of Ohio.

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, levied, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The Revenues to be applied to debt service on the Bonds and the funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the interest on and the principal of the Bonds when and as the same shall fall due; provided, that in each year to the extent that the Revenues or moneys from other sources are available for the payment of debt service on the Bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of the Revenues or such moneys so available and appropriated.

SECTION 5. That the Bonds shall be sold to Robert W. Baird & Co. Incorporated (the "Purchaser") at not less than 97% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor or County Administrator without further action of the Board in the Certificate of Award pursuant to the Purchaser's offer to purchase which either such officer,

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alone or together, is hereby authorized to accept. The County Administrator, at least two members of the Board, or the County Auditor, or any of them, are hereby separately authorized, alone or with others, to execute and deliver one or more purchase agreements for the Bonds (the "Purchase Agreement") in such forms as may be approved by the officer executing the same, such officer's execution thereof on behalf of the County to be conclusive evidence of such authorization and approval, and to make the necessary arrangements with the Purchaser to establish the date, location, procedure and conditions for the delivery of the Bonds to the Purchaser, to give all appropriate notices and certificates and to take all steps necessary to effect the due execution and delivery of the Bonds pursuant to the provisions of the Purchase Agreement. The proceeds from the sale of the Bonds, except as any premium and accrued interest received, shall be deposited in one or more appropriate funds and used for the purpose aforesaid and for no other purpose and for which purpose such proceeds are hereby appropriated. Any premium and accrued interest received from such sale shall be transferred to the bond retirement fund to be applied in the manner provided by law.

SECTION 6. That the Bonds may be issued as obligations the interest on which is subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"), or not, as shall be determined by the County Auditor or County Administrator in the Certificate of Award. If issued as tax-exempt obligations, the Board hereby covenants that it will restrict the use of the proceeds of the Bonds hereby authorized in such manner and to such extent, if any, 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 Code and the regulations prescribed thereunder, including any expenditure requirements, investment limitations or rebate requirements. Without limiting the generality of the foregoing, the Board represents and covenants that not more than 10% of the improvements financed with the proceeds of the Bonds shall be used directly or indirectly in the trade or business of any person that is not an "exempt person" within the meaning of the Code. If issued as tax-exempt obligations, the County Auditor, County Administrator, 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.

Each Authorized Officer and the County Administrator is hereby authorized to designate any of the Bonds issued as tax-exempt obligations as "qualified tax-exempt obligations" to the extent permitted by Section 265(b) of the Code and not already deemed so designated if such Authorized Officer or County Administrator determines that the reasonably anticipated amount of tax-exempt obligations (whether or not designated as qualified) issued and to be issued by the County during the calendar year in such Bonds are initially delivered to the Purchaser, including any of such Bonds not already deemed so designated, does not exceed \$10,000,000. Each Authorized Officer, the County Administrator, and other appropriate officers, and any of them, are authorized to take such additional actions and give such certifications on behalf of the County with respect to the reasonably anticipated amount of tax-exempt obligations to be issued by the County during such calendar year and with respect to such other matters as appropriate under the Code.

SECTION 7. That at least two members of the Board and the County Auditor or County Administrator are separately hereby authorized, alone or with others, to execute and deliver one or more agreements with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for each series of the Bonds in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 8. That each Authorized Officer, the County Administrator, or any other officer, employee or agent of the County, are each hereby separately authorized, alone or with others to apply for a municipal bond insurance policy with respect to the Bonds, and accept a commitment therefor, if the Purchaser should recommend the same, and any such actions heretofore taken are hereby approved, ratified and confirmed. The payment of the premium and expenses relating to any such insurance policy from the proceeds of the Bonds is hereby authorized if the County Auditor or County Administrator determines in the Certificate of Award that the present value of the interest cost savings on the Bonds resulting from the insurance policy is greater than the premium to be charged for the insurance policy, which determination shall be conclusive.

SECTION 9. That each Authorized Officer, the County Administrator, or any other officer, employee or agent of the County, are each hereby separately authorized, alone or with others to apply for a rating from one or more national rating services with respect to the Bonds, and any such actions heretofore taken are hereby approved, ratified and confirmed. The payment of the fees and expenses relating to any such rating from the proceeds of the Bonds is hereby authorized.

SECTION 10. That at least two members of the Board or the County Auditor or the County Administrator are separately hereby authorized, alone or with others, to prepare and distribute to prospective purchasers of the Bonds and other interested parties, one or more preliminary official statements with respect to the Bonds on behalf of the County, which shall be in form and substance approved by the County Auditor or County Administrator without further action from this Board, and which shall be deemed final for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1) except for certain information excluded therefrom in accordance with such Rule and which will be provided in the final official statement. At least two members of the Board, the County Auditor, and the County Administrator are hereby separately authorized, alone or with others, to prepare, execute and deliver one or more final official statements with respect to the Bonds on behalf of the County, which shall be in such form as the officials signing the same may approve, and which shall be deemed to be final for purposes of Securities and Exchange Commission Rule 15c2-12(b)(3), their execution thereof on behalf of the County to be conclusive evidence of such authorization and approval, and copies thereof are hereby authorized to be prepared and furnished to the purchaser of the Bonds for distribution to prospective purchasers of the Bonds and other interested persons.

At least two members of the Board, the County Auditor or the County Administrator are each hereby separately authorized to execute and deliver of one or more continuing disclosure certificates, dated the date of issuance and delivery of the related Bonds (the "Continuing Disclosure Certificate"), in connection with the issuance of those Bonds. The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Failure to comply with any such provisions of the Continuing Disclosure Certificate shall not constitute a default on the Bonds; however, any holder of the Bonds may take such action as may be necessary and appropriate, including seeking specific performance, to cause the County to comply with its obligations under this paragraph and the Continuing Disclosure Certificate.

SECTION 10. That 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 Bonds and, if appropriate, rendering its approving legal opinion or opinions in connection therewith in accordance with a written agreement with the County which at least two members of the Board, the County Auditor, or the County Administrator are each hereby separately authorized to execute and deliver on behalf of the County, as may be approved by such officers. The approval of such agreement by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 11. That for purposes of this Resolution, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry, and (ii) physical Bond certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the Bonds "immobilized" to the custody of the Depository,

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and the book entry maintained by others than the County is the record that identifies the owners of beneficial interests in those Bonds and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Bonds or principal and interest, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

All or any portion of the Bonds may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Bonds, notwithstanding any other provision of this Resolution. If and as long as a book entry system is utilized with respect to any of such Bonds: (i) each Bond shall be of a single maturity; (ii) those Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County. Debt service charges on Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in the County's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of Bonds as provided in this Resolution.

The Paying Agent and Registrar may, with the approval of the County, enter into an agreement with the beneficial owner or registered owner of any Bond in the custody of a Depository providing for making all payments to that owner of principal and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Resolution, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Paying Agent and Registrar and to the County. That payment in any event shall be made to the person who is the registered owner of that Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the Bonds and to the County. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Resolution.

The County Auditor or County Administrator are each authorized and directed without further action of the Board to execute, acknowledge and deliver, in the name of and on behalf of the County, a blanket letter agreement between the County and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Bonds to the Depository for use in a book entry system, and to take all other actions the County Auditor or County Administrator deems appropriate in issuing the Bonds under a book entry system.

If any Depository determines not to continue to act as Depository for the Bonds for use in a book entry system, the County and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Resolution. If the County and the Paying Agent and Registrar do not or are unable to do so, the County and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository and authenticate and deliver Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the County or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 12. That the Clerk of the Board is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 13. That 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 Revised Code of Ohio.

SECTION 14. That this resolution shall take effect immediately upon its adoption.

Harold G. Montgomery seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

Ayes: Mr. Montgomery                      Mr. Smith                      Mr. Saunders

Nays: \_\_\_\_\_

ADOPTED: this 24th day of September, 2020.

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

Prepared by Dinsmore & Shohl LLP

**CERTIFICATE OF CLERK**

I hereby certify that the foregoing is a true and correct copy of a resolution adopted on September 24, 2020 and that a copy thereof was certified to the County Auditor on September 24<sup>th</sup>, 2020.

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

**RECEIPT**

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

*s/ Larry M. Betz, Auditor*  
County Auditor  
Gallia County, Ohio

Dated: September 23, 2020

SEPTEMBER 24, 2020

GALLIA COUNTY SHERIFF VEHICLE PURCHASE – US BANK CREDIT APPLICATION

County Administrator Melissa Clark presented the Commission with the completed US Bank Credit Application for financing for Gallia County Sheriff vehicle purchase for approval and signing. Ms. Clark noted the US Bank Credit Application requests \$239,145.80 for a 5-year lease-purchase with annual payments starting 12/1/2020. The credit application further notes payments will be made from the Sheriff Department Budget. Harold Montgomery entertained a motion to approve and sign the US Bank credit application as presented. David K. Smith made and Brent Saunders seconded the motion to approve and sign the US Bank credit application as presented. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea for vote; Mr. Saunders, yea.

BOND COUNSEL AGREEMENT – DINSMORE & SHOHL LLP

County Administrator Melissa Clark provided the Commission with an agreement for Atty. Dennis Schwallie with Dinsmore & Shohl LLP to engage as special counsel for Gallia County to Prepare IRS Form 8038-G for Gallia County Sheriff Vehicle Purchase Project. President Montgomery entertained a motion to grant County Administrator Melissa Clark permission to sign the agreement. David K. Smith moved and Brent Saunders seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

GALLIA COUNTY SHERIFF VEHICLE PURCHASE – US BANK LEASE/PURCHASE AGREEMENT

County Administrator Melissa Clark presented the Commission with the financing documents from US Bank for signing. Ms. Clark noted the Gallia County Sheriff Department Vehicle purchase will be held under the US Bank Master Tax-Exempt Lease/Purchase Agreement, signed 5/28/20 and which commenced on July 1, 2020. Property Description and Payment Schedule No. 2 to the Master Tax-Exempt Lease/Purchase Agreement obligates Gallia County for \$239,145.80 for the vehicle purchase along with \$6,981.70 interest for a total of \$246,127.50. The 5-year lease-purchase with annual payments starting 12/1/20 will be as follows:

- 12/1/2020                \$49,225.50 = \$48,681.29 principal + \$544.21 interest
- 12/1/2021                \$49,225.00 = \$46,667.56 principal + \$2,557.94 interest
- 12/1/2022                \$49,225.00 = \$47,294.32 principal + \$1,931.18 interest
- 12/1/2023                \$49,225.00 = \$47,929.47 principal + \$1,296.03 interest
- 12/1/2024                \$49,225.00 = \$48,573.16 principal + \$652.34 interest

Harold Montgomery entertained a motion to approve and sign the documents as presented. Brent Saunders made and David K. Smith seconded the motion to approve and sign the financing documents as presented. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea for vote; Mr. Saunders, yea.

EXECUTIVE SESSION – PERSONNEL

At 9:31 a.m. the President entertained a motion to enter into executive session with County Administrator Melissa Clark to consider the employment of a public employee. David K. Smith moved and Brent Saunders seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. Returned to regular session at 9:45 a.m.; no action taken.

EMPLOYEE PROMOTION – DOG WARDEN

County Administrator Melissa Clark recommended promotion of Alonna Grimm from her current position as Assistant Dog Warden to Dog Warden effective 9/26/2020: Full Time 40 hrs. per week; Unclassified; Rate of pay to be **\$13.00** per hour with 120-day review period, noting the review period would be 1/23/2021 with eligibility for fifty cents (.50) pay increase upon successful completion of the review period. The President entertained a motion to approve the promotion as stated. David K. Smith made a motion to approve the promotion; Brent Saunders seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea, Mr. Saunders, yea

ASSISTANT DOG WARDEN

County Administrator Melissa Clark requested authorization to interview and hire for vacant Assistant Dog Warden position. The position would be Part Time (29 hrs. per week), Rate of pay to be **\$9.00** per hour Classified position with 120-day probationary period with eligibility for fifty cents (.50) pay increase at that time. The President entertained a motion to approve authorize County Administrator to fill the vacant Assistant Dog Warden position. Brent Saunders made a motion to authorize; David K. Smith seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Smith, yea, Mr. Saunders, yea

PROSECUTING ATTORNEY – ANNUAL CRIMINAL PROSECUTION REPORT

The Gallia County Prosecutor Jason D. Holdren provided the Annual Criminal Prosecution Report for the period of September 2, 2019 thru September 1, 2020. This report is prepared pursuant to Section 309.16 of the Ohio Revised Code. Report is on file in the Commissioner's office.

MOU BUSINESS SERVICES GRANT AND TITLE XX EMPLOYMENT SERVICES – DJFS

Director Dana Glassburn, presented the commission with the memorandum of understanding (MOU), between the Gallia county Department of Job and Family Services (hereinafter "GCDJFS"), and the Gallia County Department of Economic Development (hereinafter "GCDED"), establishes the cooperative procedures to effectuate the outsourcing of the GCDJFS's Business Services Grant and Title XX Employment Services. This MOU is made pursuant to the following

SEPTEMBER 24, 2020

federal award: Title XX Base CFDA 93.667 (original award date 10/1/2019; FAIN#2001OHSOSR) Social Service Block Grant, as administered by the U.S. Department of Health and Human Services. At the time of signing the MOU for FFY21 Title XX Base Subsidy had not been signed. In addition to Title XX Base Subsidy funding this MOU will also be supported by the Business Services Grant (BSG) and NDWG-Employment Recovery Program (ERP) funding through GOWBI. At the time of signing the MOU the BSG and ERP federal award had not been signed. CDJFS will place updated Federal Award sign date into the MOU file once received for both grants. This MOU shall serve as such agreement and the term shall commence September 28, 2020 and shall expire on December 31, 2021. This MOU amount is in the total amount of one hundred five thousand dollars (\$105,000.00). The President entertained the motion to approve to sign the MOU as recommended. David K. Smith made and Brent Saunders seconded the motion. Roll calls: Mr. Montgomery, abstain; Mr. Smith, yea; Mr. Saunders, yea.

#### **EMPLOYEE – DJFS - RESIGNATION**

Dana Glassburn, Director, Gallia County Department of Job and Family Services, presented and recommended acceptance of Lori Church's resignation from the GCDJFS Eligibility Referral Supervisor 1 position to accept a position in another County Department effective upon the date of transfer. The President entertained a motion to accept the resignation as presented. Brent Saunders made and David K. Smith seconded the motion. Roll calls: Mr. Montgomery, abstain; Mr. Smith, yea; Mr. Saunders, yea.

#### **ECONOMIC DEVELOPMENT- EMPLOYEE TRANSFER / NEW HIRE**

County Administrator Melissa Clark recommended for Gallia County Economic Development to accept the transfer of Lori Church from Gallia County Department of Job & Family Services to Gallia County Economic Development to hire in the position of Job Developer effective 9/28/20. Ms. Clark noted the following stipulations of the position:

- a. Classified Full Time 40 hours per week.
- b. Rate of pay will be \$25.00 per hour.
- c. Current leave balances will transfer to the position.
- d. Probationary Period waived
- e. Reporting location of the position will be at the Gallia County Economic Development office.
- f. Position is solely funded and dependent upon the performing the scope of Business and Employer Services outlined in the Memorandum of Understanding (MOU) between Gallia County Department of Job and Family Services and Gallia County Economic Development dated 9/24/2020. The position will be eliminated upon expiration of the MOU on 12/31/21 unless otherwise extended or terminated.
- g. The Job Developer position will be under the immediate supervision of the Gallia County Economic & Community Development Director.

Ms. Clark added that Ms. Church's extensive work history and familiarity with the programs and services of Gallia County Department of Job and Family Services, coupled with pre-established relationships with local businesses and stakeholders would be key to the execution of the scope of services required within the program MOU. Ms. Clark also noted the services to be provided by the Job Developer position will further enhance the programs offered to local businesses by the Gallia County Economic Development office. The President entertained a motion to approve the employment transfer as stated. Brent Saunders made motion to approve the transfer; David K. Smith seconded the motion. Roll call: Mr. Montgomery, abstain; Mr. Smith, yea; Mr. Saunders, yea.

#### **HOMEWOOD DR. BIDWELL – BP SEWER**

Bill Dummitt, owner of properties on Homewood Dr. Bidwell, Ohio, County Sewer Superintendent Tommy Dillon and Sewer Billing Director Terri Walters met with the commission to discuss the inherited pressure sewer system. Mr. Dummitt asked about insurance coverage with CORSA in case of an event. Mr. Montgomery noted Ms. Brown, Commissioners Clerk would forward that information to him. Mr. Dummitt also inquired about the preventative maintenance and adding additional tank or tanks to his properties that he would consider purchasing. No action taken.

#### **TREND MICRO RENEWAL – I.T.**

I.T. Director John Grubb presented a quote from CDW-G for Trend Micro Worry-Free Business Security Services – Maintenance Renewal, 267 units at \$24.25 per unit Totaling \$6,474.75. The President entertained a motion to approve the renewal based on the Director's recommendation. David K. Smith moved and Brent Saunders seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

#### **JAIL MAINTENANCE - SHERIFF**

Sheriff Matthew D. Champlin and County Maintenance Superintendent Tom Halfhill met to discuss options of a maintenance issue in the jail. No action taken.

#### **AUCTION AGREEMENT- SHERIFF**

Sheriff Matthew D. Champlin present the following agreement for approval, the President entertained a motion to approval and sign the auction agreement as recommended by Sheriff Champlin. David K. Smith moved and Brent Saunders seconded the motion. Roll calls: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**Patterson Auctioneering**  
 PO Box 96, Thurman, OH 45685  
 740-577-8732  
[pattersonauctioneering@gmail.com](mailto:pattersonauctioneering@gmail.com)

SEPTEMBER 24, 2020

**AGREEMENT**

This agreement is made on the 24<sup>th</sup> day of September, 2020 between Gallia County Commissioners of 18 Locust Street, Gallipolis, Ohio 45631, hereafter called the Seller and Randy L. Patterson, Jr. of Patterson Auctioneering, hereafter called the Auctioneer.

**TERMS AND CONDITIONS**

Both parties agree that the Auctioneer will act as the Seller's agent and conduct a public auction of personal and other property of the Seller. The Auctioneer will use his professional skills, knowledge, and experience to the best advantage of both parties in preparing for and conducting the auction. The auction is to be held on October 17, 2020, 8am at 8323 SR 7 N, Cheshire, Ohio 45620.

If the auction is to be postponed for any reason beyond either party's control, the auction will take place at a date agreeable to both parties. The Seller agrees to turn over, deliver, and/or make available the items here listed to be sold at public auction: *Surplus County Inventory*

No item shall be sold prior to or withdrawn from the auction except by mutual agreement of the Seller and Auctioneer. It is the Seller's intent to transfer ownership of said property to the highest bidder (absolute auction) except those items specified in writing by the Seller to have a reserve bid. The Seller affirms that they have good title and right to sell said property and that the property is free of all encumbrances and liens except as follows:

<u>ITEM</u>	<u>MORTGAGE OR LIEN HOLDER</u>	<u>AMOUNT OWED</u>
N/A	N/A	N/A

The (Auctioneer/Seller) is responsible for the collection of payments made by check (including bad checks), debts and unpaid auction items. It is agreed that the Auctioneer WILL NOT accept absentee bids. It is agreed that the following fees and expenses will be charged by the Auctioneer: 20% of sale proceeds

It is agreed that the Auctioneer will turn over the net proceeds of the auction along with sale receipts and record to the Seller within 7 (seven) days of the auction along with any unsold items. It is agreed that all auction fees and expenses will be deducted from the proceeds before receipt of payment and satisfaction of liens or encumbrances. Seller agrees to hold harmless the Auctioneer against any claims of the nature referred to in this contract.

/Randy L. Patterson, Auctioneer

Gallia County Commissioners  
/Harold G. Montgomery, President  
/David K. Smith, Vice President  
/Brent Saunders, Commissioner

Approved as to form:

/Randy Dapree, Assistant Gallia County Prosecutor

The Auctioneer is licensed by Ohio Department of Agriculture and Bonded in favor of the State of Ohio.

**COMMON PLEAS - CESF GRANT PRE-AWARD CONDITION FORM**

Common Pleas court officer Mike Smith met with the commissioners to request signing of the Pre-Award Condition Form for the CESF Grant. The President entertained a motion to approve the signing the Pre-Award Condition Form. David K. Smith moved and Brent Saunders seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

- At 11:30 a.m. Harold G. Montgomery left the meeting after being notified by the Gallia County Health Department to self-quarantine due to a recent COVID-19 exposure.

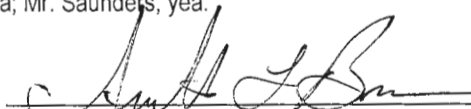
**EXECUTIVE SESSION – LEGAL**


At 1:32 p.m. the Vice President David K. Smith entertained a motion to enter into executive session to discuss a legal matter with Isaac Wiles attorneys David C. Moser and Andrew N. Yosowitz. Brent Saunders moved and David K. Smith seconded the motion. Roll calls: Mr. Montgomery, absent for vote; Mr. Smith, yea; Mr. Saunders, yea. Returned to regular session at 3:15 p.m., no action taken.

**ADJOURN**

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

\_\_\_\_\_  
Harold G. Montgomery, President

  
\_\_\_\_\_  
Anette L. Brown, Clerk

  
\_\_\_\_\_  
David K. Smith, Vice President

  
\_\_\_\_\_  
Brent Saunders, Commissioner