

JANUARY 28, 2021

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 M. Eugene Greene, present; Commissioner Q. Jay Stapleton, present.

The President entertained a motion for approval of the January 21, 2021 minutes. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

2021 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
1/24	12	1	2	0	1	0	0	0	4	11	0	0	0	1

GALLIA COUNTY ENGINEER BUILDING REQUESTS

County Administrator Melissa Clark presented the Commission with request by Gallia County Engineer Brett Boothe that he provided on 1/14/2021 to request authorization to make the following updates to Gallia County Engineer's Office and Highway Department utilizing M&R Funds.

- Touchless light switches
- Touchless water fountain
- Hands free restroom equipment
- Touchless ice dispenser
- Hands free water faucets

M. Eugene Greene made motion to authorize the facility updates, per request of Gallia County Engineer Brett Boothe utilizing M&R Funds, Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO PROCEED BY FORCE ACCOUNT WITH NORMAL MAINTENANCE, REPAIR, CONSTRUCTION AND RECONSTRUCTION OF COUNTY ROADS PURSUANT TO THE OHIO REVISED CODE

County Administrator Melissa Clark presented the Commission with the following resolution:

WHEREAS, it being determined by the Gallia County Board of County Commissioners that the health, welfare and safety of the people of the Gallia County area can best and most efficiently be served by force account, as outlined in Section 5543.19 of the Ohio Revised Code, in the matter pertaining to the maintenance, repair, construction and reconstruction of Gallia County roads, bridges, and culverts, in Gallia County during the year 2021; and

THEREFORE, BE IT RESOLVED, that Mr. Brett A. Boothe, Gallia County Engineer, is hereby authorized to employ labor and proceed by force account in the maintenance, repair, construction and reconstruction of roads, bridges, and culverts in Gallia County during the Year 2021 as the Gallia County Engineer may determine necessary.

Commissioner M. Eugene Greene moved and Commissioner Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

Adopted this 28th day of January, 2021

GALLIA COUNTY BOARD OF COMMISSIONERS

s/ Harold G. Montgomery, President
s/ M. Eugene Greene, Vice President
s/ Quentin Jay Stapleton, Commissioner

RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO SELL DAMAGED, PARTED OUT, NON-FUNCTIONING OR OBSOLETE EQUIPMENT AT AUCTION OR SCRAP

County Administrator Melissa Clark presented the Commission with the following resolution:

WHEREAS, it is determined by the Gallia County Board of Commissioners that the benefit of the people of Gallia County can best and most efficiently be served by selling damaged, parted out, non-functioning, or obsolete equipment through action or sale to scrap yard, that no longer benefits the Gallia County Engineer's Office or Highway Department.

THEREFORE, BE IT RESOLVED, that Mr. Brett Boothe, Gallia County Engineer is hereby authorized to sell on GovDeals.com or scrap M&R equipment stated on the January 14, 2021 letter from the Gallia County Engineer with all proceeds deposited in the M&R account.

Commissioner Q. Jay Stapleton moved and Commissioner M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

Adopted this 28th day of January, 2021

GALLIA COUNTY BOARD OF COMMISSIONERS

s/ Harold G. Montgomery, President
s/ M. Eugene Greene, Vice President
s/ Quentin Jay Stapleton, Commissioner

JANUARY 28, 2021

RESOLUTION COUNTY ENGINEER PERMITTING

County Administrator Melissa Clark presented the Commission with the following resolution:

WHEREAS, the Ohio Revised Code Sections 153.64, 4931 and 4933, provides to the Board of County Commissioners, the authority to control the installation and placement of any public utilities within the dedicated public right-of-ways of all County maintained highways; and,

WHEREAS, the Ohio Revised Code Sections 5589 and 5543 provides to the Board of County Commissioners, the authority to control any digging and excavating on or along a County maintained highway and for the placement of a private driveway approach to a County maintained highway; and,

WHEREAS, the Ohio Revised Code Section 4513.34 provides to the Board of County Commissioners, the authority to permit oversize and overweight vehicles using County maintained highways; and,

WHEREAS, Ohio Revised Code Sections 5547.03 and 5547.04 authorize the Board of Commissioners to approve requests by private parties to construct improvements or place utilities within the bounds of a county highway.

THEREFORE, be it resolved for FY 2021 that the Board of County Commissioners does hereby authorize the Gallia County Engineer to develop and administer a permitting process for the above described activities for private and public entities other than the County itself to construct improvements and emplace utilities within the right-of-ways of the County road system and to permit oversize and overweight vehicles within County road right-of-ways per the requirements in effect at the time of the Ohio Revised Code and to keep said permits with the permanent road records of Gallia County; and,

THEREFORE, be it resolved that the Gallia County Commissioners reserve unto themselves the right and authority over permitting for Gallia County owned projects pursuant to applicable sections of the Ohio Revised Code, including Sections 153.64, 4931, 4933, 5589, 5543, 4513.34, 5547.03 and 5547.04.

BE IT FURTHER RESOLVED that the Gallia County Engineer reserves the right to recuse and then defer any permit application deemed a conflict of interest by the Gallia County Engineer Brett Boothe, to the Gallia County Board of Commissioners for their review as approved or denied.

Commissioner Q. Jay Stapleton moved and Commissioner M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

Adopted this 28th day of January, 2021

GALLIA COUNTY BOARD OF COMMISSIONERS

s/ Harold G. Montgomery, President

s/ M. Eugene Greene, Vice President

s/ Quentin Jay Stapleton, Commissioner

BOARD OF ELECTIONS – HAVA GRANT

B.O.E. Director Chris Burnett met with the commission to discuss a \$15,000 grant for ABA upgrades, the deadlines to apply and the possibility of an extension. Director Burnett also expressed the Board of Elections interest in moving into the Conley building. The Commissioners discuss their concerns with security, handicap availabilities and the contractors with the jail project. President Montgomery noted they have other departments requesting to relocate to the Conley building and will be taking all request under consideration. No action taken.

EMPLOYEE – DJFS – VOLUNTARY DEMOTION

DJFS Business Administrator, Kathy Campbell recommended the voluntary demotion of Amanda Dressel effective Monday February 1, 2021 to Employment Services Case Manager 1 Class # 64215, Position Control 31200.1 Pay Range 3. Q. Jay Stapleton entertained the motion to approve and M. Eugene Greene seconded the motion based on the Business Administrator's recommendation. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

2021 MATERIAL AND SERVICES CONTRACT – GALLIA COUNTY SHERIFF

Gallia County Sheriff Administer, Heather Casto submitted a 2021 general road work and dust control contract. The President entertained a motion to approve the submitted contract, M. Eugene Greene made and Q. Jay Stapleton seconded the motion. Roll calls: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

The contract is as follows:

THIS CONTRACT AND AGREEMENT, MADE AND CONCLUDED IN GALLIPOLIS, OHIO, THIS 28th DAY OF January, 2021 BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF GALLIA COUNTY, OHIO, HEREINTOFTER CALLED THE FIRST PARTY, AND Gallia County Sheriff's Office HEREINTOFTER CALLED THE SECOND PARTY.

WITNESSTH:

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

GENERAL ROAD WORK AND DUST CONTROL.

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

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

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

NOW THEREFORE, THE FIRST PARTY IS WILLING TO FURNISH THE NECESSARY EQUIPMENT AND LABOR, AND TO PERFORM THE WORK AFORESAID, AS A CHARGE TO THE SECOND PARTY FOR THE USE OF SAID EQUIPMENT, MATERIALS, AND LABOR. ALL LABOR, MATERIALS USED, AND FRINGE BENEFIT RATES WILL BE CHARGED AT THE CURRENT COUNTY RATES. EQUIPMENT WILL BE CHARGED AT THE "GALLIA COUNTY ENGINEER'S 2021 EQUIPMENT RATES".

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

JANUARY 28, 2021

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

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

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

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

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

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS TO DUPLICATES HEREOF THE 28TH DAY OF JANUARY, 2021 (original contract on file in the engineer's office and copies at the Gallia County Commissioners office)

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

THE BOARD OF COUNTY COMMISSIONERS
OF GALLIA COUNTY, OHIO 1/28/2021
/ Harold G. Montgomery, President
/ M. Eugene Greene, Vice President
/ R. Jay Stapleton, Commissioner

SHERIFF - VILLAGE OF VINTON - AGREEMENT

The President entertained a motion to approve the following agreement between the Gallia County Sheriff and the Village of Vinton for police protection. Q. Jay Stapleton made and M. Eugene Greene seconded the motion. Roll calls: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

AGREEMENT

This Agreement made and concluded this 28th day of January 2021, by and between the Village of Vinton, Ohio, Matt Champlin, Gallia County Sheriff and the Gallia County Commissioners

WHEREAS, there exists a need for police protection for residents of the Village of Vinton, Gallia County, Ohio and

WHEREAS, Section 311.29 of the Ohio Revised Code provides for authority of a taxing district to enter into an agreement with the Sheriff of the County whereby the Sheriff undertakes and is authorized to contract to perform any police function, in behalf of the contracting subdivision.

NOW THEREFORE, it is hereby agreed by and between the parties hereto upon the considerations as follows:

1. The parties do hereby agree and understand that the employees of the Gallia County Sheriff's Office have voted and approved representation by the FOP. Therefore, upon organization and representation of the employees by the FOP each party herein (Village, Sheriff and Commissioners) reserves the right to cancel or modify this Agreement if the organization of the FOP causes a change in the terms set forth herein. If the organization of the FOP does not change the terms of the Agreement, the parties are bound by the terms listed below.
2. The Village of Vinton, in consideration for this police protection, agrees to pay directly to the Sheriff of Gallia County, Ohio, the amount of \$5.00 per contract hour to be used for expense and maintenance of Gallia County sheriff's office cruiser, training of officers, uniforms, equipment, etc. for use by the Village. Said sum shall be made payable to the TREASURER OF GALLIA COUNTY, to be credited to a special fund known as the "Sheriff's Policing Rotary Fund".
3. The Village in consideration for this police protection agrees to pay direct to the designated deputies the sum of Twenty Dollars (\$20.00) per hour from April 1, 2021 through March 31, 2022, plus employer's portion of Unemployment, Medicare, Workers compensation and OPERS.
4. The patrol duties of the designated deputies will be directed by the Gallia County Sheriff's Office. The chain of command described in the Gallia County Sheriff's Office Policies & Procedures manual will be in effect during the term of this Agreement.
5. Every attempt will be made to fill vacancies and vacations with manpower as per contract.
6. The Sheriff requires that Deputy assigned to this detail submit activity logs, preferably by electronic system, to the Village council for review.
7. The Village of Vinton will make available to the Gallia County Sheriff's Office the use of the Village owned equipment pertaining to law enforcement for the Village listed as follows: **Any equipment that may be in use at this time.**
8. The Gallia County Sheriff's Office is to appoint Deputy agreeable to the Village Council and the Sheriff and furnish said deputies with an adequate vehicle.
9. The Sheriff of Gallia County, Ohio will be entitled to use said equipment so long as he has an agreement with the Village of Vinton for police protection.
10. It is expressly understood by the parties that upon the termination of this agreement, the equipment if still in the possession of the Gallia County Sheriff's Office will be immediately returned to the Village of Vinton, Ohio for its use.
11. The parties agree that the Gallia County Commissioners shall provide liability insurance for the officers providing services pursuant to this Agreement. The Village of Vinton understands and agrees that it shall be liable for any damages that may exceed the applicable coverage, limited to the policy provided by Gallia County. In the event, for any reason, that any act or omission by the Officer were to result in damages assessed against the Village, the Village would be responsible for any damages, that may not be covered by the Liability Policy provided by Gallia County. This provision is not and shall not be construed as an indemnification agreement by the County in favor of the Village. The County's sole obligation is to provide liability coverage in an amount determined to the sole discretion of the Gallia County Commissioners
12. The parties agree that the Gallia County Sheriff's Office will be the exclusive provider of law enforcement services during the time of this contract.
13. This Agreement can be canceled by either party with thirty (30) days written notice.
14. This Agreement shall be effective from April 1, 2021 through March 31, 2022.

IN WITNESS WHEREOF, the parties hereto have, by their duly authorized officers, executed this Agreement on the 28th day of January 2021.

SIGNED AND ACKNOWLEDGED

IN THE PRESENCE OF:
/ Heather Caste, Sheriff Admin.

GALLIA COUNTY SHERIFF'S OFFICE
/ Matthew D. Champlin, Sheriff

VILLAGE OF VINTON
/ Joshua Wheelton, Mayor
/ Brandi Wheelton, Clerk

GALLIA COUNTY COMMISSIONERS
/ Harold G. Montgomery, President
/ M. Eugene Greene, Vice President
/ R. Jay Stapleton, Commissioner

/ Anette L. Brown, Clerk

APPROVED AS TO FORM:
/ Randy Dupree, Assistant Prosecuting Attorney

JANUARY 28, 2021

SOJOURNERS

Sojourners, Marcus Games and Audi Games met with the Commissioners to introduce himself and discuss the lease of old children's home property and requested to extend term 1. Also, in attendance DJFS Business Administrator, Kathy Campbell. President Montgomery noted they would like to have DJFS Director Dana Glassburn involvement with the discussion on the extension. No action taken.

DLZ & GRANGER CONFERENCE CALL – JAIL PROJECT

The Commissioners entered into a conference call with DLZ, Greg Galieti and Granger, Jason Woehle to discuss the jail project. Also in attendance Sheriff Matthew D. Champlin, Chris Gruber, Municipal Judge Eric Mulford and Robbie Harrison, and County Administrator Melissa Clark. Next in person meeting is scheduled for February 4, 2021 at 1:30 p.m. No action taken

ODOT 2021 CONSTRUCTION PROJECTS

10th District ODOT, Mark Kirkhart met with the commission to give an update on 2021 ODOT upcoming construction projects. No action taken.

COURTHOUSE HVAC AUTOMATION SERVICE AGREEMENT

County Administrator Melissa Clark presented the commission with a Building Automation Service Agreement for recently installed Distech Controller. Commissioner noted they would like to meeting with Company to discuss the new system and also have County Administrator Melissa Clark to inquire with other departments in the Courthouse if their issues have been resolved with the new systems.

EMPLOYEE – COMMISSIONERS PERMANENT APPOINTMENT

County Administrator Melissa Clark noted the probation period has expired for Dog Warden, Alonna Grimm on 1/23/2021. The President entertained a motion for the permanent appointment of Ms. Grimm, an unclassified position as Gallia County Dog Warden, at a pay rate of \$14.00 per hour and 80 hours biweekly effective 1/30/2021 as recommended by County Administrator Melissa Clark. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

2021 WELLNESS ACTION PLAN

County Administrator Melissa Clark presented and reviewed with the Commission with a 2021 Wellness Action Plan which was prepared to encourage health and wellness activities of county employees as well as ensure Gallia County meets the requirements of the CEBCO Wellness Grant Agreement. No Action Taken.

2021 IMATE COMMISSARY SERVICE AGREEMENT - SHERIFF

Sheriff Matthew D. Champlin submitted an inmate commissary service agreement with Stellar Services, LLC for a five (5) years term beginning February 25, 2021 through February 24, 2026. The President entertained a motion to approve the submitted agreement. M. Eugene Greene made and Q. Jay Stapleton seconded the motion. Roll calls: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

EXECUTIVE SESSION - LEGAL

At 1:35 p.m. the President entertained a motion to enter into executive session with Assistant Prosecutor Randy Dupree, Treasurer Steve McGhee and County Administrator Melissa Clark to discuss pending litigation. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea. At 1:55 p.m. President Montgomery exited the session. Returned to regular session at 2:03 p.m.; no action taken.

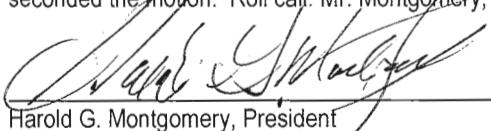
- **At 2:00 p.m. President Harold G. Montgomery attend a zoom meeting with GJMV Solid Waste Management District Policy Committee.**

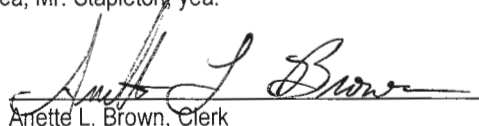
EXECUTIVE SESSION - LEGAL

At 2:30 p.m. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion to enter into executive session with Assistant Prosecutor Randy Dupree, Treasurer Steve McGhee, Auditor Larry Betz and County Administrator Melissa Clark to discuss pending litigation. Roll call: Mr. Montgomery, absent; Mr. Greene, yea; Mr. Stapleton, yea. At 2:33 p.m. President Montgomery joined the session. Returned to regular session at 2:47 p.m.; no action taken.

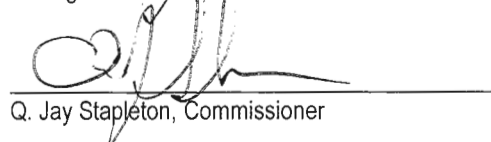
ADJOURN

At 4:00 p.m. the President entertained a motion for adjournment. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.


Harold G. Montgomery, President


Anette L. Brown, Clerk


M. Eugene Greene, Vice President


Q. Jay Stapleton, Commissioner