

MAY 27, 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 May 20, 2021 minutes. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
DJFS	Dana Glassburn	6/10 & 6/11	Columbus, Ohio	OJFSDA Mtg
DJFS	Dana Glassburn	6/24 & 6/25	Columbus, Ohio	PCSAO Mtg/Training

The President entertained a motion to approve travel requests as submitted. 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
5/23	17	1	0	0	9	1	0	0	11	12	0	0	0	1

OVRDC - RESOLUTION

RESOLUTION

Date: May 27, 2021

WHEREAS, The Gallia County Board of Commissioners actively supports and currently participates in the economic development district activities of the Ohio Valley Regional Development Commission (OVRDC). OVRDC is a public regional planning commission within the State of Ohio, whose purpose is to influence favorably the future economic, physical, and social development of the twelve-county region through its regional development planning programs and technical assistance; and

WHEREAS, the Ohio Valley Regional Development Commission promotes a cooperative planning process involving local governments, public and private agencies, and individual citizens, toward improving their region within a democratic process; and

WHEREAS, the Gallia County Board of Commissioners hereby endorses the 2021 Comprehensive Economic Development Strategy (CEDS), prepared by the Ohio Valley Regional Development Commission.

THEREFORE, BE IT RESOLVED, that the Gallia County Board of Commissioners hereby authorizes an appropriation of funds in the amount of \$5,681.00 as participating local funds for the Ohio Valley Regional Development Commission to be used as part of the agency budget for the fiscal year beginning January 1, 2022. The appropriated funds to be paid on or after January 1, 2022, and

NOW, THEREFORE, BE IT FURTHER RESOLVED, the Gallia County Board of Commissioners continues to support the Ohio Valley Regional Development Commission's Economic Development District planning partnership investment grant program with the USDOC Economic Development Administration for the annual performance period January 1, 2022 through December 31, 2022.

Q. Jay Stapleton moved the adoption of the Resolution and the motion was seconded by M. Eugene Greene. The Gallia County Board of Commissioners hereby adopts this resolution on the 27 day of May, 2021.

By: Harold G. Montgomery,
President, Gallia County Board of Commissioners

Signed: */s/ Harold G. Montgomery*

Dated: May 27, 2021

Certified By: Anette L. Brown,
Gallia County Board of Commissioners, Clerk

Signed: */s/ Anette L. Brown*

Dated: May 27, 2021

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US BANK LOAN DRAW REQUEST #4

County Administrator Melissa Clark presented the Commission with US Bank Requisition Request #4 for the County Engineer Truck Purchase Loan Financing for the following items:

- Gledhill Road Machinery Co., vendor #05629 invoice # 171847 - \$72,709.34 (will be paid directly to Gledhill Road Machinery Co. from US Bank)

Q. Jay Stapleton moved and M. Eugene Greene seconded a motion to approve US Bank disbursement request # 4 and the following memo entry as submitted. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

MEMO ENTRY – REVENUE/EXPENSE US BANK LOAN FINANCING FOR ENGINEER TRUCK PURCHASE

County Administrator Melissa Clark advised the Commission that US Bank will make direct payments to vendors for the Engineer truck purchase loan financing. In order to reflect the receipt and expenditure of these loan funds within the county M&R Fund the County Auditor must make the following memo entries:

- Memo payin in the amount of \$72,709.34 into 002.9000.400300 from US Bank Truck Purchase Financing Loan
- Memo expense in the amount of \$72,709.34 from 002.0004.530400 to The Gledhill Road Machinery Co. vendor # 05629 for invoice # 171847

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

LEAVE DONATION APPLICATIONS

County Administrator Melissa Clark submitted leave donation form of 41.34 hours of sick time from Thomas Dillon to Donnie Cochran of the Sewer department. The President entertained a motion to approve the leave donation. Q. Jay Stapleton made and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

LAND BANK

**Establishing the Gallia County Land Reutilization Corporation for the County Treasurer’s office,
in accordance with Ohio Revised Code Section 5722.02,
effective May 27, 2021 approving initial Articles of Incorporation**

The Board of County Commissioners of Gallia County, Ohio met in regular session in the office of said Board on the 27th day of May, 2021 with the following members present: Mr. Harold G. Montgomery, Mr. M. Eugene Greene, and Mr. Q. Jay Stapleton.

M. Eugene Greene moved the adoption of the following RESOLUTION:

WHEREAS, division (A) of Section 5722.02 of the Revised Code authorizes a county to elect to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, division (A) of Section 1724.04 of the ORC authorizes a county that elects to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the ORC to organize a county land reutilization corporation for the purpose of exercising the powers granted to a county under Chapter 5722 of the ORC.

WHEREAS, the Board of Gallia County Commissioners (the “Board”) has determined that the current economic conditions in the County and the conditions of the real estate market in the County, including, but not limited to, the foreclosures for mortgage and tax payment delinquencies, are such as to necessitate the adoption and implementation of the procedures set forth in Sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, division (B) of Section 5722.02 of the Revised Code permits a county that adopts a resolution under division (A) of such section to cause to be organized a county land reutilization corporation under Chapter 1724 of the Revised Code to act on behalf of and cooperate with the county in exercising the powers and performing the duties of a county with respect to land reutilization under Chapter 5722 of the ORC.

WHEREAS, the Board now desires to adopt a resolution under division (A) of Section 5722.02 of the ORC adopting and implementing the procedures set forth in Sections 5722.02 to 5722.15 of the ORC to facilitate the effective reutilization of nonproductive land situated within its boundaries.

WHEREAS, in furtherance of the implementation of an effective land reutilization program and in accordance with division (B) of Section 5722.02, the Board also desires to organize a county land reutilization corporation under Chapter 1724 of the Revised Code to act on behalf of and cooperate with the County in exercising the powers and performing the duties of a county under Chapter 5722.

WHEREAS, the Board hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board, and that all the deliberations of this Board, and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

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

Section 1. In accordance with division (A) of Section 5722.02 of the Revised Code, this Board hereby finds and determines that the existence of nonproductive land within its boundaries due to foreclosures from mortgage and tax payment delinquencies and other reasons is such as to necessitate the implementation of a land reutilization program to foster either the return of such nonproductive land to tax revenue generating status or the devotion thereof to public use.

Section 2. This Board hereby elects to adopt and implement the procedures set forth in Sections 5722.02 to 5722.15 of the ORC to facilitate the effective reutilization of nonproductive land situated within its boundaries.

Section 3. In furtherance of the implementation of a land reutilization program for the County, this Board hereby authorizes and directs that a county land reutilization corporation (the “Corporation”) shall be

organized under Chapters 1724 and 1702 of the ORC and hereby authorizes and directs the County Treasurer (the "Treasurer") to incorporate the Corporation in accordance with Section 1724.04 of the Revised Code by the execution and filing of its initial articles of incorporation in the form heretofore on file with the Clerk of the Board.

Section 4. Pursuant to and in accordance with Section 1724.04 of the Revised Code, this Board hereby approves the form of initial articles of incorporation heretofore filed with the Clerk of this Board.

Section 5. Pursuant to division of Section 5722.02 of the Revised Code, the Clerk of this Board is authorized and directed to deliver a certified copy of this resolution to the Auditor of the County, the Treasurer and the Prosecuting Attorney of the County.

Section 6. This resolution shall take effect and be in force immediately upon its adoption.

Harold G. Montgomery seconded the resolution. Upon Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, present.

ADOPTED: this 27th day of May, 2021.

BOARD OF GALLIA COUNTY COMMISSIONERS

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

Attest:
s/ Arette L. Brown, Clerk
 Board of County Commissioners
 County of Gallia, Ohio

ECONOMIC DEVELOPMENT UPDATE

Gallia County Economic & Community Development Director Elisha Orsbon gave a biweekly update on Economic Development to the commissions. No action taken.

DJFS – ESC AGREEMENT AMENDMENT

Director Dana Glassburn and Superintendent Dr. Denise Shockley presented the following Educational Service Center (ESC) amendment #1 for approval: The President entertained a motion to approve the amendment. Q. Jay Stapleton made and M. Eugene Greene seconded the motion to approve. Roll calls: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**GALLIA COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES
 PURCHASE OF SERVICES SUBGRANT AGREEMENT
 AMENDMENT NO. 1**

This amendment will amend the contract between the Gallia County Department of Job and Family Services "the grantor" and the Educational Service Center "subgrantee". The amendment will be effective from the date of approval by the Gallia County Commission for the purchase of Title XX Treasure Your Family CFDA number 93.667 (original award date 11/6/2020; FAIN# 2101OHSOSR) Social Service Block Grant.

Availability of Funds: Increase the total amount of the contract to \$37,225. This is an increase in the amount of \$12,225.

s/ Dana L. Glassburn, Director Date: May

s/ Denise Shockley, Superintendent Date: May

Gallia County Commissioners:

s/ Harold G. Montgomery, President Date: May 27, 2021

s/ M. Eugene Greene, Vice President

s/ Q. Jay Stapleton, Commissioner

s/ Jason D. Holdren, Prosecuting Attorney Date: May

or

s/ Randy Dupree, Assistant Prosecuting Attorney Date: May

EXECUTIVE SESSION - PERSONNEL

At 10:14 a.m. the president entertained a motion to enter into executive session with JFS Director Dana Glassburn to consider the employment of a public employee. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea. Returned to regular session at 10:22 a.m.; no action taken.

EMPLOYEE – DJS – NEW HIRE

Dana Glassburn, GCDJFS Director, recommended the following new hire with an effective hire date to be determined by the Director upon successful completion of preliminary employment screening processes and in accordance with ORC 5101:2-33-55 (B) (1). Jalea Caldwell -Child Protective Services Case Manager 2, Classification number 34136; Position control #50001.0. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion to approve the new hire as recommended. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea

RECOVERY FUNDS – AUDITOR

Auditor Larry M. Betz and Tom White met with the commission to discuss the ending of COVID recovery funds and future recovery funding. Mr. Montgomery noted the federal government would be giving direction on the recovery funds. No action taken.

CORONER – TRANSPORT

Coroner Dr. Daniel Whiteley met with the commission to discuss cost of transport to Montgomery County for atopies. Dr. Whiteley recommends raising the rate for transport to Montgomery County for atopies to \$400.00 (a round trip) and establishing a rate for area funeral homes to receive \$100.00 for non-atopies transport for those that the funeral home transported and would not be handling the funeral services. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion to approve as recommended. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

AUDITOR – SUMMER YOUTH

Harold G. Montgomery noted that according to DJFS Director Dana Glassburn there is a federal regulation that prohibits the county from having a summer youth program while there are county employees (Auditor office) on unemployment. Mr. Betz noted he would end the unemployment (reduction of hours) of his employees May 31, 2021. Mr. Montgomery also noted the commission had not reduced the appropriations in auditor's payroll for 2020 or 2021. No action taken.

LETTER OF ENGAGEMENT – DINSMORE & SHOHL LLP

County Administrator Melissa Clark presented the Commission with a Letter of Engagement with Dinsmore & Shohl LLP to serve as Bond Counsel for Sanitary Sewer System Revenue Bonds, Series 2021 related to the Green 2 Sewer Project. The fees as bond counsel will not exceed \$19,750.00. President entertained a motion to approve and sign the letter of engagement. M. Eugene Greene made and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

GREEN SEWER PHASE 2 USDA LOAN CLOSING

The Board of County Commissioners of the County of Gallia, Ohio, met in regular session at 9 o'clock a.m., on May 27, 2021, at the office of said board of county commissioners, 18 Locust Street, Gallipolis, Ohio, with the following members present:

Harold G. Montgomery M. Eugene Greene Q. Jay Stapleton

Absent: _____

M. Eugene Greene moved the adoption of the following resolution:

COUNTY OF GALLIA, OHIO

RESOLUTION NO. N/A

RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,500,000 SANITARY SEWER SYSTEM REVENUE BONDS, SERIES 2021 OF THE COUNTY OF GALLIA, OHIO, FOR THE PURPOSE OF PAYING PART OF THE COST OF ACQUIRING, CONSTRUCTING, AND IMPROVING THE COUNTY'S SANITARY SEWER COLLECTION SYSTEM IN PORTIONS OF GREEN AND GALLIPOLIS TOWNSHIPS IN THE COUNTY WITHIN THE GREEN SANITARY SEWER DISTRICT KNOWN AS THE GREEN SANITARY SEWER COLLECTION SYSTEM PHASE II PROJECT, INCLUDING PUMP STATIONS, MANHOLE STRUCTURES, LIFT STATIONS, FLOW METERS AND OTHER NECESSARY EQUIPMENT THERETO; PROVIDING FOR THE COLLECTION OF SUFFICIENT REVENUES TO PAY THE COSTS OF OPERATING AND MAINTAINING SUCH SYSTEM, ADEQUATE RESERVE FUNDS AND THE PAYMENT OF SUCH BONDS; PROVIDING FOR SECURITY AND THE PAYMENT OF SUCH BONDS; AND PROVIDING FOR THE SEGREGATION AND DISTRIBUTION OF REVENUES OF THE COUNTY AND THE RIGHTS OF THE OWNERS OF SUCH BONDS.

WHEREAS, the County of Gallia, Ohio (the "Issuer") has heretofore established a sanitary sewer district known as the Green Sanitary Sewer District (the "District"), and has heretofore acquired and constructed a sanitary sewer collection system in portions of Green and Gallipolis Townships in the County located in the District (which system, along with any enlargements and extensions thereof is referred to herein as the "System"); and

WHEREAS, a portion of the System was heretofore financed in part with the proceeds of the Issuer's \$3,089,000 Sanitary Sewer System Revenue Bonds, Series 2015, dated December 3, 2015 (the "Prior Bonds"), authorized and secured by a resolution duly adopted by the Board of County Commissioners of the Issuer on December 3, 2015 (the "Prior Resolution"); and

WHEREAS, the Prior Resolution has pledged the Revenues of the Issuer, as defined herein, as security of the payment of the Prior Bonds and any "Additional Bonds", as defined in the Prior Resolution, issued on a parity therewith; and

WHEREAS, the Issuer has heretofore determined the necessity and desirability of certain improvements to the System constituting the acquisition, construction, and improvement of the System within the Green Sanitary Sewer District known as the Green Sanitary Sewer Collection System Phase II Project, including pump stations, manhole structures, lift stations, flow meters and other necessary equipment thereto (collectively, the "2021 Project"); and

WHEREAS, the Issuer has applied for a loan and a grant from the United States of America, acting through the Rural Utilities Service, United States Department of Agriculture (the "Government") to finance a portion of the cost of the 2021 Project, which loan is to be in the form of sanitary sewer system revenue bonds of the Issuer (the "Series 2021 Bonds") in an amount not to exceed \$2,500,000 (the "Government Loan") to be issued as Additional Bonds and secured by a pledge of and lien on the Revenues on a parity with that granted by the Prior Resolution securing the Prior Bonds as described herein, and which grant is to be in an aggregate amount not to exceed \$3,664,000 (the "Government Grant"); and

WHEREAS, the Issuer desires to permanently finance 2021 Project with proceeds of the Series 2021 Bonds in a principal amount of not to exceed \$2,500,000, and the Government has offered to purchase the Series 2021 Bonds upon the terms set forth herein; and

WHEREAS, the Issuer has or will establish sanitary sewer rates, charges and rents to be charged to and collected from all persons whose premises are served by a connection to the System (such rates and charges, as amended from time to time, and any other moneys, including the Government Grant and other grant funds, received by or for the account of the System are collectively referred to herein as the "Revenues") which are or will be designed and intended to provide a surplus, after the payment of costs of operating and maintaining the System, for the payment of the principal and interest on obligations incurred and to be incurred in connection with the System (including the Prior Bonds and the sanitary sewer system revenue bonds representing the Government Loan) and the provision of adequate reserves; and

WHEREAS, the Issuer has no outstanding bonds, notes or other obligations having a claim or lien on the Revenues prior to the pledge to be made of and lien to be granted on the Revenues by this Resolution, other than the Prior Bonds; and

WHEREAS, this Board finds all conditions precedent to the issuance and sale of the herein-authorized sanitary sewer system revenue bonds have been met or can be met prior to the closing of such bond issue; and

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

SECTION 1. It is necessary to issue and sell \$2,500,000 of sanitary sewer system revenue bonds of the Issuer (the "Series 2019 Bonds") pursuant to Chapters 133 and 6117 of the Ohio Revised Code (together, the "Act"), and particularly Section 133.08 thereof, for the purpose of paying part of the cost of the 2021 Project. The Series 2021 Bonds shall (a) be designated "Sanitary Sewer System Revenue Bonds, Series 2021", (b) be dated the date of their initial issuance, (c) mature in installments not more than forty (40) years after such date of issuance, (d) be issued in the initial aggregate principal amount of \$2,500,000, and (e) be substantially in the form of Exhibit A attached hereto and incorporated herein by reference. The Series 2021 Bonds shall be issued as a single series in such principal amount, and numbered from R-1 upward in order of issuance. With the Government purchasing all of the Series 2021 Bonds, registered as to both principal and interest in the name of "United States of America, acting through the Rural Utilities Service, United States Department of Agriculture" or as otherwise directed by the Government.

The outstanding principal amount of the Series 2021 Bonds from time to time shall bear interest at the rate of one and three hundred seventy-five thousandths percent (1.375%) per annum, calculated on the basis of the actual number of days and a 365 day year. The interest on the Series 2021 Bonds shall be payable annually on dates to be set forth in the Series 2021 Bonds, until the final payment of the principal amount of each Series 2021 Bond. The principal of the Series 2021 Bonds shall be due and payable in installments as set forth in this Section. If the total par value of the Series 2021 Bonds is not paid by the Government to the Issuer at the time of initial delivery of the Series 2021 Bonds, such par value shall be advanced to the Issuer in one or more installments upon request of the Issuer, and interest shall accrue on the amount of each advance from the actual date of such advance.

The principal of the Series 2021 Bonds shall be due and payable in installments on the same date interest is payable in the years and in the respective principal amounts as follows:

Year	Amount	Year	Amount
2023	\$48,900	2043	\$64,200
2024	49,500	2044	65,200
2025	50,200	2045	66,000
2026	51,000	2046	66,900
2027	51,600	2047	67,800
2028	52,300	2048	68,800
2029	53,100	2049	69,700
2030	53,700	2050	70,600
2031	54,500	2051	71,700
2032	55,300	2052	72,600
2033	56,000	2053	73,600
2034	56,800	2054	74,600
2035	57,600	2055	75,700
2036	58,400	2056	76,700
2037	59,100	2057	77,700
2038	60,000	2058	78,900
2039	60,800	2059	79,900
2040	61,700	2060	81,000
2041	62,500	2061	82,100
2042	63,300		

The Series 2021 Bonds shall be signed by at least two member of the Board and by the County Auditor, provided that all but one of such signatures may be facsimiles. The Series 2021 Bonds shall be in the denomination of \$100 and any integral multiple thereof, provided that if the Government is the owner of the Series 2021 Bonds, the Series 2021 Bonds shall be in a principal amount equal to the aggregate principal amount of the Series 2021 Bonds. It is hereby determined that the issuance of the Series 2021 Bonds upon the terms described herein, including the redemption provisions specified below, will be in the best interest of the Issuer, its citizens and users of the System. This Board hereby declares and determines the estimated life or period of usefulness of the improvements to the System acquired and constructed, and to be acquired and constructed, as part of the Project is at least forty (40) years from the date of issuance of the Series 2021 Bonds. All actions of the Board and the Issuer, its officers and employees in connection with the application for, acceptance of and expenditure of the proceeds of, the Government Loan, the Government Grant and the Prior Bonds are hereby approved, ratified and confirmed.

It is hereby determined that (i) the principal amount of the Series 2021 Bonds does not exceed the aggregate of the amount required to pay costs of the 2021 Project and other costs, including financing costs, permitted by the Act to be paid from the proceeds of the Series 2021 Bonds, and (ii) the issuance of the Series 2021 Bonds upon the terms described herein will be in the best interests of the Issuer and in compliance with the Act.

SECTION 2. The Series 2021 Bonds shall be issued in fully registered form without interest coupons as negotiable instruments pursuant to the Act. There shall be no charge for registration or transfer of the Series 2021 Bonds. Ownership of the Series 2021 Bonds shall be registered on the books of the Issuer kept for that purpose by the County Auditor, who is hereby designate to serve as paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Series 2021 Bonds, upon presentation thereof. Registration of the ownership of the Series 2021 Bonds shall also be evidenced by a notation to that effect on the Series 2021 Bonds. In the event the Series 2021 Bonds are held by a party other than the Government, the Issuer may contract in accordance with Section 9.96, Ohio Revised Code, for services of a bank or trust company to serve as the Paying Agent and Registrar. Installments of principal of and interest on the Series 2021 Bonds shall be payable in lawful money of the United States of America to the registered owner thereof (the "Holder") as shown on the registration records for the Series 2021 Bonds which shall be maintained by the Issuer. Payments of installments of principal of and interest on the Series 2021 Bonds shall be made by check or draft mailed to the Holder at the address shown on the registration records of the Issuer, except that the final installment of principal of and interest on the Series 2021 Bonds shall be made upon presentation and surrender thereof to the Issuer.

The Issuer shall upon request of the Holder of any Series 2021 Bond other than the Government, at any time at the expense of such Holder, and within ninety (90) days after such request, exchange Series 2021 Bonds for Series 2021 Bonds of any authorized denomination or denominations in an aggregate principal amount equal to the unmatured and unredeemed principal amount of, and bearing interest at the same rate and maturing on the same date or dates, as the Series 2021 Bonds being exchanged. The Issuer shall upon the request of the Government, at any time at the expense of the Issuer, and within ninety (90) days after such request, exchange the Series 2021 Bond for Series 2021 Bonds of any authorized denomination or denominations in an aggregate principal amount equal to the unmatured and unredeemed principal amount of, bearing interest at the same rate, and maturing on the same date or dates as, the Series 2021 Bond being exchanged. Series 2021 Bonds shall be so exchanged only for and upon surrender to the Paying Agent and Registrar of the corresponding Series 2021 Bond or Bonds being exchanged which shall then immediately be cancelled by the Paying Agent and Registrar.

The Series 2021 Bonds shall be transferable, without charge to the Holder, only on the registration books of the Issuer upon presentation to the Paying Agent and Registrar with a written transfer duly acknowledged by the registered Holder or such Holder's attorney and such transfer to be noted on the registration records of the Issuer and on the Series 2021 Bond, provided that no such transfer shall be permitted until the entire principal amount of the Series 2021 Bonds has been advanced to the Issuer by the Government. No transfer of ownership of the Series 2021 Bonds shall be valid unless made at the request of the registered owner thereof on the registration records of the Issuer. The Issuer may deem and treat the registered Holder of the Series 2021 Bonds as the absolute owner thereof for all purposes, and the Issuer shall not be affected by any notice to the contrary.

SECTION 3. The Series 2021 Bonds shall be subject to redemption at the option of the Issuer in whole, or in part in integral multiples of \$100 and inverse order of maturity, at any time at a redemption price equal to the principal amount to be redeemed plus accrued interest to the date of redemption. Notice of the exercise of such right of redemption shall be given by written notice to the Holder of the Series 2021 Bonds mailed not

less than thirty (30) days prior to the redemption date. All Series 2021 Bonds as to which the Issuer exercises its right of redemption and as to which notice aforesaid shall have been given and for the retirement of which funds are duly provided shall cease to bear interest on the redemption date.

SECTION 4. The Series 2021 Bonds shall be payable on a parity with the Prior Bonds solely from the Revenues deposited in the Revenue Fund and the Bond Payment Fund, as such terms are defined in the Prior Resolution, after provision only for the payment of costs of operating and maintaining the System as provided in the Prior Resolution. The Series 2021 Bonds shall constitute "Additional Bonds" as defined in the Prior Resolution and as such, shall be on a parity with the pledges of and liens on the Revenues granted by the Prior Resolution to secure the Prior Bonds, except as provided below with respect to the Reserve Fund created by the Prior Resolution (redefined by this Resolution as the "Debt Service Reserve Fund") and the Short-Lived Asset Replacement Fund created below. The Series 2021 Bonds shall not constitute an indebtedness of the Issuer, the State of Ohio, or any political subdivision thereof within the meaning of the laws and the Constitution of the State of Ohio, and the registered owner of the Series 2021 Bonds shall not have the right to have taxes or excises levied by the Issuer, the State of Ohio, or any political subdivision thereof for the payment of principal of or interest on the Series 2021 Bonds; provided, however, that nothing herein shall be deemed to prohibit the Issuer from using, of its own volition, any of its other lawfully available resources for the fulfillment of any of the terms and conditions of this Resolution or the Series 2021 Bonds.

SECTION 5. As provided in the Prior Resolution and hereby, the Issuer shall be the custodian of all funds belonging to or associated with the System, and such funds in the custody of the Issuer shall be deposited in an account with a bank which is a member of the Federal Deposit Insurance Corporation. The Issuer shall obtain, and keep in force, a fidelity bond on its officers and employees to the extent and in an amount required by the Government.

SECTION 6. So long as any of the Series 2021 Bonds are outstanding, the Issuer shall continue to deposit the Revenues and make payments therefrom as required by the Prior Resolution, and particularly Section 7 thereof, and shall otherwise comply with the provisions of the Prior Resolution as amended and supplemented hereby.

In order to provide for the funding of the Reserve Fund, as defined in the Prior Resolution, to secure the Prior Bonds and the Series 2021 Bonds and to differentiate such fund from the Short-Lived Asset Replacement Fund created below, (a) all references to the "Reserve Fund" in the Prior Resolution and the Prior Bonds are hereby changed to refer to the "Debt Service Reserve Fund" defined below, and (b) Section 7(iii) of the Prior Resolution shall be and hereby is amended to read as follows:

- "(iii) Monthly, commencing with the month following the initial issuance of the Series 2015 Bonds, to the Green Sanitary Sewer System Revenue Bond Debt Service Reserve Fund hereby created in the custody of the Issuer (the "Debt Service Reserve Fund"), an amount equal to \$974.37 until there is \$116,924 (the "Series 2015 Minimum Reserve") accumulated in the Debt Service Reserve Fund, after which no further payments need be made to the Debt Service Reserve Fund except to replace withdrawals therefrom. With the approval of the Government, the Series 2015 Minimum Reserve shall be used and disbursed only for the purpose of paying the cost of repairing or replacing any damage to the System which may be caused by an unforeseen catastrophe, and when necessary for the purpose of making payments of Bond Service Charges on the Bonds when due and payable if the amount in the Bond Payment Fund is not sufficient to meet such payments. Whenever disbursements are made from the Debt Service Reserve Fund, monthly payments shall be resumed until there is again accumulated an amount equal to the Series 2015 Minimum Reserve, at which time payments may be again discontinued.
- In addition, monthly, commencing with the month next following the month in which the Issuer's Additional Bonds designated "Sanitary Sewer System Revenue Bonds, Series 2021" (the "Series 2021 Bonds") are delivered to the Government and for so long as any of the Series 2021 Bonds are outstanding, an amount equal to \$693.75 until there is so accumulated \$83,250.00 (as the same may be reduced with the consent of the Government as provided herein, the "Series 2021 Minimum Reserve") into the Debt Service Reserve Fund to secure the Series 2021 Bonds. With the approval of the Government, the Series 2021 Minimum Reserve shall be used and disbursed only for lawful purposes related to the System, including paying costs of operating and maintaining the System, the payment of costs related to litigation or the settlement thereof, paying the cost of capital improvements to the System including repairing or replacing any damage to the System which may be caused by an unforeseen catastrophe, and making payments of principal of and interest on the Series 2021 Bonds when due and payable if the amount in the Bond Payment Fund is not sufficient to meet such payments. Whenever such disbursements are made from the Series 2021 Minimum Reserve, such monthly payments shall be resumed until there is again accumulated an amount equal to the Series 2021 Minimum Reserve, at which time payments may be again discontinued."

Furthermore, a Short-Lived Asset Replacement Fund is hereby created, and Section 7 of the Prior Resolution shall be and hereby is further amended to add a new Section 7(v) to read as follows:

- "(v) Monthly, commencing with the month following the initial issuance of the Series 2021 Bonds and continuing so long as required by the Government, to the Gallia County Sanitary Sewer System Revenue Bond Short-Lived Asset Reserve Fund hereby created in the custody of the Issuer (the "Short-Lived Asset Replacement Fund"), an amount equal to \$796.00 until there is so accumulated \$95,476.00. With the approval of the Government, moneys in the Short-Lived Asset Replacement Fund shall be used and disbursed only for the purpose of repairing or replacing short-lived assets of the System."

SECTION 7. Section 8 of the Prior Resolution is hereby deleted in its entirety and replaced with the following:

"SECTION 8. The monies in the Revenue Fund, the Bond Payment Fund, the Debt Service Reserve Fund, the Short-Lived Asset Replacement Fund, and the Surplus Fund may be invested as provided in Chapter 135 of the Ohio Revised Code and may be commingled with other funds of the Issuer and each other for investment purposes only. Any such investment and the interest earned thereon shall be credited to and become a part of the respective funds and accounts."

SECTION 8. Section 11 of the Prior Resolution is hereby amended to read as follows:

"SECTION 11. In addition to the remedies available to the Government under the Government's Loan Resolutions (RUS Bulletin 1780-27) related to the Project, the Series 2015 Bonds, any future project related to the System and any Additional Bonds, if there shall be default in the provisions of this Resolution or in the payment of Bond Service Charges on any of the Bonds, upon the filing of a suit by any owner of any of the Bonds, any court having jurisdiction of the action may appoint a receiver to administer said System on behalf of the Issuer with power to charge and collect rates sufficient to provide for the payment of the Bonds and for the payment of operating expenses and to apply income and revenues in accordance with this Resolution and the laws of Ohio.

Owners of twenty per cent (20%) of the outstanding Bonds in the event of default may require by mandatory injunction the raising of rates in a reasonable amount except as otherwise provided by law.

The remedies described in this Section are in addition to any other remedies that any owner of any of the Bonds may have under applicable law."

SECTION 9. The monies in the funds relating to the System described in the Prior Resolution may be invested as provided in the Prior Resolution as amended hereby. Any officer to whom, or any bank or trust company to which, such moneys are paid shall act as trustee of such moneys and hold and apply them for the purposes thereof, subject to such conditions as the Act and the Prior Resolution, as amended by this Resolution, provide.

SECTION 10. The Series 2021 Bonds shall be and are hereby sold to the Government at par and accrued interest in accordance with its offer to purchase which is hereby accepted. All proceeds received from the sale of the Series 2021 Bonds, other than accrued interest, shall be deposited in one or more appropriate funds of the Issuer and used to pay costs of the 2021 Project and for no other purpose.

The members of this Board, the County Administrator, the County Auditor, the County Treasurer, the Clerk of this Board, 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 Division of Dinsmore & Shohl LLP, bond counsel for the Series 2021 Bonds, in order to effect the issuance of the Series 2021 Bonds and the intent of this Resolution. The Clerk of this Board, or other appropriate officer of the Issuer, shall certify a true transcript of all proceedings had with respect to the issuance of the Series 2021 Bonds, along with such information from the records of the Issuer as is necessary to determine the regularity and validity of the issuance of the Series 2021 Bonds.

SECTION 11. The Issuer covenants and agrees to comply with its covenants and agreements contained in the Prior Resolution, as amended and supplemented hereby so long as any of the Series 2021 Bonds remain unpaid. So long as the Government is owner of any of the Series

2021 Bonds, the Issuer and this Resolution shall, to the extent permitted by law, be subject to the provisions of the Government's Loan Resolution (RUS Bulletin 1780-27) related to the 2021 Project and the Series 2021 Bonds and previously adopted by this Board which constitutes an agreement between the Issuer and the Government, a copy of which is available for inspection at the office of the Clerk of this Board and which is hereby incorporated by reference. Without limiting the generality of the foregoing, the Issuer covenants that it (i) will, among other things, acquire and maintain such insurance and fidelity bond coverage as may be required by the Government, and (ii) will not, among other things, defease the Series 2021 Bonds and the lien on the Revenues granted hereby as security of the Series 2021 Bonds.

SECTION 12. This Board hereby covenants that it will restrict the use of the proceeds of the Series 2021 Bonds hereby authorized in such manner and to such extent, if any, and take such other action 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 and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder to retain the federal income tax exemption for interest on the Series 2021 Bonds, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor, the County Treasurer, the County Administrator, the Clerk of this Board or any other officer having responsibility with respect to the issuance of the Series 2021 Bonds is authorized and directed to give an appropriate certificate on behalf of the Issuer, on the date of delivery of the Series 2021 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 Series 2021 Bonds are hereby designated as "qualified tax-exempt obligations" to the extent permitted by Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). This Board finds and determines that the reasonable anticipated amount of qualified tax-exempt obligations (other than private activity bonds) which will be issued by the Issuer during this calendar year does not and the Board hereby covenants that, during such year, the amount of tax-exempt obligations issued by the Issuer and designated as "qualified tax-exempt obligations" for such purpose will not exceed \$10,000,000. The County Auditor, County Treasurer, County Administrator, and other appropriate officers, and any of them, are authorized to take such actions and give such certifications on behalf of the Issuer with respect to the reasonably anticipated amount of tax-exempt obligations to be issued by the Issuer during this calendar year and with respect to such other matters as appropriate under Section 265(b)(3).

SECTION 13. The law firm of Dinsmore & Shohl LLP be and is hereby retained as bond counsel to the Issuer to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Series 2021 Bonds and, if appropriate, rendering its approving legal opinion or opinions in connection therewith in accordance with a written agreement with the Issuer 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 Issuer, 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 Issuer, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the Issuer for the above services in accordance with such written agreement.

SECTION 14. It is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of this 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 15. All resolutions and orders of the Issuer, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed, and each section of this Resolution is independent and the finding or holding of any section or subdivision hereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision of this Resolution. Except as amended hereby, the provisions of the Prior Resolution and all actions taken by officers and employers of the Issuer in connection with the issuance of the Prior Bonds are hereby approved, ratified and confirmed. The provisions of this Resolution are subject to the laws of the State of Ohio.

SECTION 16. The Clerk of this Board is hereby directed to forward a certified copy of this Resolution to the County Auditor.

SECTION 17. This Resolution shall take effect immediately upon its adoption.

Q. Jay Stapleton seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

Ayes: Harold G. Montgomery M. Eugene Greene Q. Jay Stapleton

Nays:

ADOPTED: this 27th day of May, 2021.

/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 May 27, 2021 and that a copy thereof was certified to the County Auditor on May 27, 2021.

/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. Bate
County Auditor
County of Gallia, Ohio

Dated: May 27, 2021

USDA LOAN RESOLUTION – GREEN SEWER PHASE 2

County Administrator Melissa Clark presented to the Commission the USDA Loan Resolution, RUS Bulletin 1780-27, for the Green Sewer Phase 2 Project for approval and signing. The USDA loan amount is \$1,613,000. President Harold Montgomery entertained a motion to approve the USDA Loan resolution as presented. M. Eugene Greene made and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

USDA LOAN RESOLUTION – GREEN SEWER PHASE 2

County Administrator Melissa Clark presented to the Commission the USDA Loan Resolution, RUS Bulletin 1780-27, for the Green Sewer Phase 2 Project for approval and signing. The USDA loan amount is \$887,000. President Harold Montgomery entertained a motion to approve the USDA Loan resolution as presented. M. Eugene Greene made and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

USDA AUTHORIZATION AGREEMENT – GREEN SEWER PHASE 2

County Administrator Melissa Clark presented to the Commission two (2) USDA Form RD 3550-28 Authorization Agreement for Preauthorized Payments for Green Sewer Phase 2 USDA Loans in the amounts of \$1,613,000 and \$887,000 respectively. President Harold Montgomery entertained a motion to approve the forms as presented. Q. Jay Stapleton made and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

USDA GRANT AGREEMENT – GREEN SEWER PHASE 2

Commission received the USDA Grant Agreement, RUS Bulletin 1780-12, for the Green Sewer Phase 2 Project for approval and signing. The USDA total grant amount is \$3,914,000. President Montgomery entertained a motion to approve the USDA Grant Agreement as presented. Q. Jay Stapleton made and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

SHERIFF – BUDGET

Sheriff Matthew D. Champlin and sheriff administer Heather Casto met with the commission to request supplemental appropriations in county general for sheriff contract repair and jail contract services. Harold G. Montgomery recommends to put \$100,000.00 into jail contract service and \$15,000.00 sheriff contract repair at this time. Ms. Casto noted she would prepare the supplemental appropriation request form and present it for approve later today.

DON BRANSON - PROCLAMTION

The President entertained a motion to approve the following proclamation. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

PROCLAMATION

WHEREAS, the Board of Gallia County Commissioners hereby honors the accomplishments of Don Branson for his many years of service working as the Executive Director of the Southern Ohio Agricultural & Community Development Foundation; and

WHEREAS, the Board of Gallia County Commissioners appreciates Don Branson's tireless efforts in providing agricultural and economic assistance to Gallia County's business and agriculture community through many grants for Gallia County's farm families and businesses; and

WHEREAS, Don has been an integral part of Gallia County's team working with the Gallia County Commissioners and the Gallia County Economic Development Director to put together projects that have helped retain and create thousands of jobs in Gallia County; and

WHEREAS, the Gallia County Commissioners wish to thank and honor Don Branson for his work and dedication.

NOW, THEREFORE, the Board of Gallia County Commissioners does hereby issue this proclamation to proclaim Tuesday, June 1, 2021 as

Don Branson Day

and we along with the citizens of Gallia County will observe this day as such and participate in the ceremonies and activities planned to bestow this distinction.

This proclamation shall take effect upon its signing this 27th day of May, 2021.

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

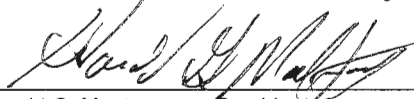
CASTO & HARRIS, INC. — RE-ORDER NO. 21488-20


ADDITIONAL TRAVEL REQUEST				
Department	Name	Date	To	RE:
Commissioners	Harold G. Montgomery	6/1	Adams County, Ohio	Retirement of Don Branson

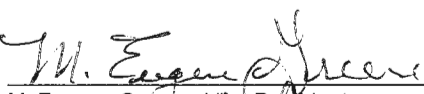
The President entertained a motion to approve additional travel request as submitted. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

ADJOURN

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


Harold G. Montgomery, President


Anette L. Brown, Clerk


M. Eugene Greene, Vice President


Q. Jay Stapleton, Commissioner