

**JUNE 24, 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 June 17, 2021 minutes. Q. Jay Stapleton moved and M. Eugene Greene 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
6/20	5	1	3	0	12	0	0	0	16	12	0	0	0	1

**LEAVE DONATION APPLICATION**

Anette L. Brown, Clerk submitted leave donation form of 16.92 hours of sick time for pay period June 5, 2021 - June 18, 2021 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.

**FAA ACRGP 2021 GRANT CLOSEOUT REPORT**  
**GALLIA-MEIGS REGIONAL AIRPORT**

Grants Administrator Karen Sprague presented the Commission with the FAA ACRGP 2021 grant closeout report noting how the \$13,000.00 from the County's FAA ACRGP grant was used as reimbursement in accordance with FAA's Revenue Use Policy and for operational expenses incurred (on or after 4/29/2021) as follows allowable expenses from 4/29/2021 through 6/24/2021:

- AWOS Repair = \$13,000.00

Harold Montgomery entertained a motion to approve and sign the grant closeout form as presented.

M. Eugene Greene moved and Q. Jay Stapleton seconded this motion. Upon roll call votes were as follows: Harold Montgomery, yea; Gene Greene, yea; Jay Stapleton, yea.

**FAA ACRGP GRANT 2021 DRAW #1 (FINAL) APPROVAL**  
**GALLIA-MEIGS REGIONAL AIRPORT**

Grants Administrator Karen Sprague presented the Commission with the 2021 FAA ACRGP grant draw #1 (Final) forms requesting \$13,000.00 from the County's FAA ACRGP grant as reimbursement for the following allowable expenses incurred from 4/29/2021 to present:

- AWOS Repair = \$13,000.00

Harold Montgomery entertained a motion to approve and sign the grant draw #1 forms as presented.

Q. Jay Stapleton moved and M. Eugene Greene seconded this motion. Upon roll call votes were as follows: Harold Montgomery, yea; Gene Greene, yea; Jay Stapleton, yea.

**JUNETEENTH RESOLUTION**

The President entertained a motion to approve the follow resolution prepared by Attorney Brian Butcher. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**Date:** June 24, 2021

**Title:** Resolution to Declare Juneteenth as an Official Holiday or Day of Observance in Gallia County

**WHEREAS,** Juneteenth is celebrated in Gallia County and throughout the United States on June 19th to honor the emancipation of people who were enslaved in the United States.

**WHEREAS,** it is rooted in the June 19, 1865 arrival of Major General Gordon Granger in Galveston, Texas to announce the end of the Civil War and the end of slavery in states that had seceded from the Union, marking the day enslaved Americans in Galveston were able to claim their freedom.

**WHEREAS,** President Abraham Lincoln declared the Emancipation Proclamation on January 1, 1863, but for nearly 2½ years many enslaved people continued to be held captive after the announcement, leading to Juneteenth becoming a symbolic date representing African American attainment of freedom.

**WHEREAS,** in the wake of the Civil Rights movement, the holiday expanded to encompass not only African American freedoms, but also to celebrate the contributions of African Americans to the arts, business, sports, and other areas of the American cultural landscape.

**WHEREAS,** in consideration of the above, NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners, Gallia County, Ohio, that:

**Section 1.** The Board commends President Joseph R. Biden and the United States Congress for formally enacting Juneteenth, which marked the end of slavery in the United States following President Abraham Lincoln's Emancipation Proclamation on January 1, 1863, as a federal holiday.

**Section 2.** The Board hereby proclaims that June Nineteenth shall be recognized in Gallia County as Juneteenth and be given the honor of recognition by all citizens of its importance and significance for the United States of America, the State of Ohio, and the County of Gallia.

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Section 3. Observance of Juneteenth in the year 2021, shall be observed on September 17, 2021 coinciding with Gallia County's 2021 Emancipation Celebration weekend which is the United States longest continuous running celebration of President Lincoln's historic signing of the Emancipation Proclamation which declared slaves "thenceforth and forevermore free" and will be held on September 18-19, 2021.

Section 4. Beginning in the year 2022, and every year thereafter, that the Juneteenth holiday shall be extended to all non-bargaining unit employees under the Board's authority. Other authorized County elected officials have the authority to authorize for both bargaining unit and non-bargaining unit employees.

Section 5. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meeting open to the public in compliance with the law.

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

**Action Taken:**

Mr. Greene moved and Mr. Stapleton seconded the motion. Roll call votes: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

- /s/ Harold G. Montgomery, President*
- /s/ M. Eugene Greene, Vice President*
- /s/ Q. Jay Stapleton, Commissioner*
- /s/ Anette L. Brown, Clerk*

**LETTERS OF UNDERSTANDING (LU) OBSERVANCE OF JUNETEENTH**

The President entertained a motion to approve the following LU's prepared by Attorney Brian Butcher. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**LETTER OF UNDERSTANDING  
OBSERVANCE OF JUNETEENTH**

The Gallia County 911 Communication Center and the Fraternal Order of Police, Ohio Labor Council, Inc. hereby agree to amend the Parties' current collective bargaining agreement as follows.

On June 17, 2021, President Joseph R. Biden signed the Juneteenth National Independence Day Act to establish June 19th as a legal public holiday. As such, the list of holidays included in Article 22 shall be amended to include Juneteenth as an authorized paid holiday for the years 2021 and 2022. However, for the 2021 year, Gallia County shall observe Juneteenth on September 22, 2021.

FOR THE EMPLOYER

FOR THE UNION

\_\_\_\_\_  
Director, Gallia County 911

*/s/ Harold G. Montgomery, President*

*/s/ M. Eugene Greene, Vice President*

*/s/ Q. Jay Stapleton, Commissioner*

\_\_\_\_\_  
Labor Consultant

**LETTER OF UNDERSTANDING  
OBSERVANCE OF JUNETEENTH**

The Gallia County Emergency Services and the United Mine Workers of America hereby agree to amend the Parties' current collective bargaining agreement as follows.

On June 17, 2021, President Joseph R. Biden signed the Juneteenth National Independence Day Act to establish June 19th as a legal public holiday. As such, the list of holidays included in Article 35 shall be amended to include Juneteenth as an authorized paid holiday for the years 2021 and 2022. However, for the 2021 year, Gallia County shall observe Juneteenth on September 22, 2021.

FOR THE EMPLOYER

FOR THE UNION

\_\_\_\_\_  
Director, Gallia County 911

*/s/ Harold G. Montgomery, President*

*/s/ M. Eugene Greene, Vice President*

*/s/ Q. Jay Stapleton, Commissioner*

\_\_\_\_\_  
Labor Consultant

**SOIL & WATER  
COUNTY REGULATIONS AMENDMENT**

Nicholas Mills District Program Administrator Gallia Soil & Water Conservation District and Gallia County Floodplain Administrator Shari Hill recommended the following amendment for approval:

**4:10 Fill**

The following standards apply to all activities in the special flood hazard areas:

- A. Fill sites, upon which structures will be conducted or placed, must be compacted to 95 percent of the maximum density obtainable with the Standard Proctor Test method or an acceptable equivalent method.
- B. Fill slopes shall not be steeper than one foot vertical to two feet horizontal.
- C. Adequate protection against erosion and scour is provided for fill slopes. When expected velocities during the occurrence of the base flood of five feet per second armoring with stone or rock protection shall be provided.

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When expected velocities during the base flood are five feet per second or less protection shall be provided by covering them with vegetative cover.

- D. Fill shall be composed of clean granular, earthen material or the following
  - 1. Soil
  - 2. Concrete (acceptable if re-bar is imbedded, but re-bar spurs should be removed)
  - 3. Concrete block (assure blocks do not have HAZMAT inside, e.g. insulation)
  - 4. Brick (assure brick does not have any HAZMAT residue).
- E. Placement of material for stream bank armoring (e.g. Gabion Baskets)
  - 1. Placement of material cannot be placed in a **Floodway** without a completed and approved hydrologic and hydraulic analysis conducted by a registered professional engineer.
  - 2. Must meet all standards of Section 4.9 (A) (B) (C)

The President entertained a motion to approve with Gallia County Soil & Water recommendation. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion to approve. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

#### PROSECUTOR – IV-E

Prosecutor office, Amber Fellure request the appropriation for IV-E - Prosecutor of the \$70,000.00 paid into county general from DPS Hwy Patrol Forfeiture 6542, noting this would be seed money for the IV-E Prosecutor program. Harold G. Montgomery asked if the program would be self-sustaining in future and Ms. Fuller assured the commissioners that was her understanding. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion to approve the appropriation. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**\*Noting the Appropriation approval appears on page #202 of the Journal #54**

#### EXECUTIVE SESSION - PERSONNEL

At 10:16 a.m. the President entertained a motion to enter into executive session to consider the employment of a public employee. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea. Returned to regular session at 10:27 a.m.; no action taken.

#### BID REJECTION – ENGINEER

The Commission was in receipt of a following letter dated June 14, 2021 from the county engineer office for a 2021 Gallia County Reconstruction Project bid received on June 3, 2021.

June 14, 2021

Gallia County Commissioners  
18 Locust Street, Room 1292  
Gallipolis, Ohio 45631

Dear Commissioners,

I have reviewed the proposal for the bid date of June 3, 2021 for Gallia County Reconstruction Project.

The bid received exceeded the engineer's estimate by more than 10%. For this reason, it is my recommendation that this bid be rejected.

Sincerely,

*/s/ Kyle Mooney*

Assistant Engineer

#### BID OPENING - 2021 GALLIA COUNTY RECONSTRUCTION PROJECT

The Engineer noted the 2021 Gallia County Reconstruction Project is being funded 45% OPWC and 55% Local. The revised project cost estimate is \$1,516,504.00. The project is for multiple roads in the following Townships: Green, Guyan, Harrison, Morgan, Ohio and Springfield Townships. President Montgomery noted the first bid was rejected by the recommendation of Mr. Boothe. At 10:30 a.m. President Montgomery opened the following bid for the County Engineer Project:

Company	Total Bid
The Shelly Company	\$1,637,408.77

**\* noting only one bid received**

The bid was turned over to the county engineer for review and recommendation. The following were in attendance: Grant Administrator Karen Sprague; The Shelly Company, Olivia Rees and Trevor Small; and Kyle Mooney, Gallia County engineer office.

#### VICTIM OF CRIME ACT (VOCA) GRANT

Victim's Assistance Program Advocate Susan Grady and attorney Adam Salisbury met with the Commissioners for GCVA 2021 – 22 Matching Funds request for \$6,879.12 (half of total match being \$13,758.24). M. Eugene Greene moved to approve the request and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

#### 2021 OVRDC 2<sup>nd</sup> ROUND CAUCUS MEETING

At 11:00 am. Commissioners Harold G. Montgomery, M. Eugene Greene and Q. Jay Stapleton, County Grant Administrator Karen Sprague attended the 2<sup>nd</sup> Round Caucus zoom meeting with OVRDC for FY 2021. Returned to meeting at 12:00 pm.

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**SEWER – WAIVER OF O&M FEES FOR VACANT PROPERTIES**

The commissioners discussed Mr. Jacob Attar request to remove the Operations & Maintenance portion of the billing and retroactive back to his purchased date on one of his properties in KA Sewer system. The President entertained a motion to approve the follow removal agreement:

**AGREEMENT – JACOB ATTAR**  
**KANAUGA/ADDISON SEWER PROJECT**  
**Date – 6/24/2021**

I, Jacob Attar, owner of parcel number 006-004-039-00, hereby state that my mobile home at 210 River Street has been vacant since \_\_\_\_\_ with no utilities connected on this parcel, Pican # 012-2109\*1, and that the sewer tap has not been, nor will it be, utilized for this mobile home in any way.

I, Jacob Attar, am requesting \$660.00 of debt forgiveness on Pican #012-2109\*1. I am further requesting that the monthly Operational Maintenance fee of \$33.00 be permanently waived on this property. I agree to continue to pay the monthly Debt Retirement fee of \$23.00 on this account. I acknowledge that both of these fees are subject to annual or as-needed increases as determined by the Gallia County Commissioners for all customers. I also agree to pay monthly both the Operational Maintenance and Debt Retirement on Pican#012-2110\*1, which is currently \$56.00 per month.

The Gallia County Commissioners agree to grant debt forgiveness in the one-time amount of \$660.00 and waive the \$33.00 monthly O & M charge, until such time as the land connected to Pican # 012-2109\*1 is occupied as a residence or utilized in another capacity by Mr. Attar, if the following conditions are met: The mobile home at 210 River Street must be removed from the property, the entire balance on the Debt Retirement for Pican #012-2109\*1 must be paid in full, and the entire current balance of the account attached to 198 River Street, which is Pican # 012-2110\*1, must be paid in full.

**OWNER**

\_\_\_\_\_  
Jacob Attar

**GALLIA COUNTY COMMISSIONERS**

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

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

**EXECUTIVE SESSION - PERSONNEL**

At 2:45 p.m. the President entertained a motion to enter into executive session to consider the employment of a public employee. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea. Returned to regular session at 3:00 p.m.; no action taken.

**PERSONNEL – MAINTENANCE - PROMOTION**

The President entertained a motion to promote Joshua Skidmore to assistant maintenance supervisor effective June 28, 2021 with a pay rate increase of \$2.50 per hour and have an assigned work truck. M. Eugene Greene moved and Q. Jay Stapleton seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**RECESS**

The President entertained a motion to recess at 4:00 p.m. and reconvene at 10:00 a.m. Wednesday, June 30, 2021 to meet for Green Sewer 2 Pre-construction conference. Q. Jay Stapleton moved and seconded M. Eugene Greene the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

**RECONVENE – JUNE 30, 2021**

At 10:00 a.m. on June 30, 2021, the President entertained a motion to reconvene the Commission meeting. M. Eugene Greene moved and Harold G. Montgomery seconded the motion. Roll calls: Mr. Montgomery, yea; Mr. Greene, yes; Mr. Stapleton, absent for vote.

**\* At 10:01 a.m. the Commissioners attended the Green Sewer 2 Pre-Construction conference in the 2<sup>nd</sup> floor meeting room.**

**NOTICE TO PROCEED**

DLZ, Gary Silcott and Tracy Shoultz presented the following Notice To Proceed for approval:

Owner:	Gallia County Commissioners	Owner's Contract No:
Contractor:	J&H Reinforcing & Structural Erectors	Contractor's Project No:
Engineer:	DLZ Ohio, Inc.	Engineer's Project No: 2128450900
Project:	Green Township Sanitary Sewer Improvements Phase II	Contract Name:
		Effective Date of Contract

**TO CONTRACTOR:**

Owner hereby notifies Contractor that the Contract Times under the above Contract will commence to run on June 30, 2021. [see Paragraph 4.01 of the General Conditions]

On that date, Contractor shall start performing its obligations under the Contract Documents. No Work shall be done at the Site prior to such date. In accordance with the Agreement, [the date of Substantial Completion is June 25, 2022, and the date of readiness for final payment is July 25, 2022] or [the number of days to achieve Substantial Completion is 360, and the number of days to achieve readiness for final payment is 390].

Before starting any Work at the Site, Contractor must comply with the following:

[Note any access limitations, security procedures, or other restrictions]

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Owner: Gallia County Commissioners

By: /Harold G. Montgomery

Title: President

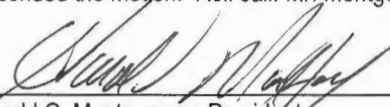
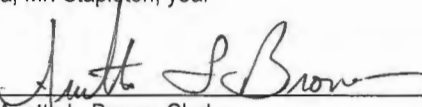
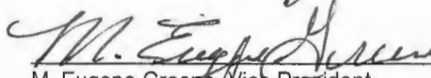
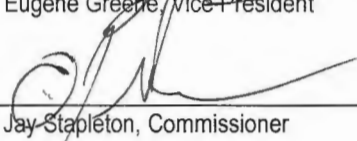
Date Issued: 06/30/2021

Copy: Engineer

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

**ADJOURN**

At 11:55 a.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.

  
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Harold G. Montgomery, President  
\_\_\_\_\_  
Anette L. Brown, Clerk  
\_\_\_\_\_  
M. Eugene Greene, Vice-President  
\_\_\_\_\_  
Q. Jay Stapleton, Commissioner