

JANUARY 27, 2022

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 20, 2022 minutes. M. Eugene Greene moved and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

2022 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
1/23	0	1	0	0	9	0	0	0	10	11	2	0	0	6

FINANCIAL REPORT REVIEW

County Administrator Melissa Clark presented the Commission with:

- Gallia County Rates of Taxation for 2021

MEMO ENTRY – BWC WORKERS COMPENSATION ANNUAL PAYROLL

County Administrator Melissa Clark advised the Commission the County is required to do an Annual Payroll True Up report. Upon completion of the 2021 Annual Payroll True Up, a premium adjustment is due to BWC in the amount of \$34,352.00. Therefore, the Commission needs to request the County Auditor's Office make the following memo entries in order to reflect the expenditure of these funds within the county fund as follows:

- Memo expense in the amount of \$34,352.00 from 001.1203.536500 to Bureau of Workers Compensation Vendor #01357

RESOLUTION – AMERICAN RESCUE PLAN ACT (ARPA)

A RESOLUTION DEEMING THE ENTIRETY OF THE COUNTY'S CORONAVIRUS LOCAL FISCAL RECOVERY FUND PAYMENT DUE TO THE REDUCTION IN THE COUNTY'S GENERAL REVENUE AS DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY DURING THE AMERICAN RESCUE PLAN ACT'S PERIOD OF PERFORMANCE, AND DECLARING AN EMERGENCY.

WHEREAS, Title IX, Subtitle M, Section 9901 of the American Rescue Plan Act, Pub. L. 117-2 [H.R. 1319], signed into law March 11, 2021 ("**ARPA**"), appropriated Coronavirus Local Fiscal Recovery Fund (the "**Fund**") payments from the U.S. Treasury Secretary to metropolitan cities, nonentitlement units of local government, and counties; and,

WHEREAS, pursuant to the ARPA's Fund methodology, Gallia County was allocated approximately \$5,800,000 (the "**Fund Payment**") to "mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID-19)"; and,

WHEREAS, in response to this economic crisis, the Department of the Treasury ("**Treasury Department**") is providing such relief to state and local governments to enable them to continue to support the public health response and lay the foundation for a strong and equitable economic recovery; and,

WHEREAS, the ARPA and its supporting guidance issued by the Treasury Department provide that the Fund Payment may only be used by the County to finance costs that (a) respond to the COVID-19 public health emergency or its negative economic impacts; (b) respond to workers performing essential work; (c) provide government services to the extent of reduction in revenue; and (d) make necessary investments in water, sewer, or broadband infrastructure (collectively, "**Criteria**"); and,

WHEREAS, so long as the County duly directs its Fund Payment to finance those costs in compliance with the Criteria, the County may use the Fund Payment to offset the County's various fiscal effects from COVID-19 during the period beginning March 3, 2021, and ending December 31, 2024 (the "**Covered Period**"); and,

WHEREAS, the County received some or all of the Fund Payment directly from the Treasury Department and such Fund Payments has been or will be deposited into special revenue fund, #384 titled American Recovery Plan Fund, created and maintained by the County to cover only expenditures consistent with ARPA, including the criteria and applicable regulations; and,

WHEREAS, the Treasury Department has published an Interim Final Rule and a Final Rule with an effective date of April 1, 2022 (collectively, 31 CFR 35.1 *et seq.*), its regularly updated Coronavirus State and Local Fiscal Recovery Funds' Frequently Asked Questions, and its Coronavirus State and Local Fiscal Recovery Funds: Overview of the Final Rule (collectively, "**Guidance**"), further explaining the Criteria and the proper use of the Fund Payment during the Covered Period; and,

WHEREAS, this Board intends to take action and deem the Fund Payment as described herein in a manner consistent with the Final Rule released by the Treasury Department on January 6, 2022, as authorized under said Department's Statement Regarding Compliance with the Coronavirus State and Local Fiscal Recovery Funds Interim Final Rule and Final Rule; and,

WHEREAS, this Board intends this measure to be an emergency as it is necessary to provide for the public peace, safety, health, and welfare of the County and to provide immediate assistance needed by County residents in response to the COVID-19 public health emergency.

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

JANUARY 27, 2022

SECTION 1. Deeming the entirety of the County's Fund Payment under the "standard allowance" with respect to revenue loss due to COVID-19. That this Board hereby deems that its entire (i.e., 100%) Fund Payment constitutes the reduction in the County's general revenue due to the public health emergency over the period of performance, all as set forth under the ARPA, the Criteria, and its supporting Guidance, and as specifically authorized under 31 CFR 35.6(d)(1), to wit: "the reduction in the recipient's general revenue due to the public health emergency over the period of performance will be deemed to be ten million dollars". This Board further acknowledges the Treasury Department's awareness that such standard allowance may serve to capture the entirety of the County's Fund Payment: "All recipients may elect to use this standard allowance instead of calculating lost revenue using the formula... including those [such as the County] with total allocations of \$10 million or less" as set forth in the Coronavirus State and Local Fiscal Recovery Funds: Overview of the Final Rule, published in January 2022, at page 9.

SECTION 2. As time is of the essence, the duly authorized representatives of the County are directed to take action under this Resolution as soon as possible.

SECTION 3. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with Ohio's Sunshine Laws, including Section 121.22 of the Revised Code.

SECTION 4. EMERGENCY CLAUSE: This Resolution is hereby declared to be an emergency measure necessary to provide for the public peace, safety, health, and welfare of the County and to provide immediate assistance needed by County residents in response to the COVID-19 public health emergency.

Q. Jay Stapleton moved to adopt the Resolution. M. Eugene Greene seconded the motion.

VOTE ON RULE SUSPENSION:

Roll call:

Mr. Montgomery Yea Nay
Mr. Greene Yea Nay
Mr. Stapleton Yea Nay

VOTE ON EMERGENCY CLAUSE:

Roll call:

Mr. Montgomery Yea Nay
Mr. Greene Yea Nay
Mr. Stapleton Yea Nay

ADOPTED: this 27th day of January, 2022

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

/s/ Anita Brown, Clerk

GREEN SEWER PHASE 2 PAYMENT RESOLUTION # 7

GMCAA Grants Administrator Karen Sprague presented the Commission with Payment Resolution # 7 for the Green Sewer Phase 2 Project for the following items:

- Legal Fees - \$1,230.00
- Engineering Fees - \$20,960.57
- Construction - \$610,966.74
- Total = \$633,157.31

Invoices to be paid as follows:

- Bricker & Eckler invoice 796756 = \$1,230.00 to be paid directly to Bricker & Eckler by Gallia County from USDA draw #4
- DLZ invoice 61891 = \$20,960.57 to be paid directly to DLX by Gallia County from USDA draw #4
- J&H Reinforcing & Structural Erectors Inc. Pay Application # 5 = \$610,966.74
 - \$610,966.74 to be paid to J&H Reinforcing & Structural Erectors Inc. by Gallia County from USDA draw #4

M. Eugene Greene moved and Q. Jay Stapleton seconded a motion to approve payment resolution # 7 as submitted and sign the contractors pay application #5. Upon roll call votes were as follows: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

USDA - GREEN SEWER PHASE 2 DISBURSEMENT #4

GMCAA Grants Administrator Karen Sprague presented the Commission with USDA Disbursement #4 for the Green Sewer Phase 2 Project for the following items:

- Bricker & Eckler invoice 796756 = \$1,230.00
- DLZ invoice 61891 = \$20,960.57
- J&H Reinforcing & Structural Erectors Inc. Pay Application # 5 = \$610,966.74
- Total USDA Disb Request = \$633,157.31

M. Eugene Greene moved and Q. Jay Stapleton seconded a motion to approve the USDA Disbursement #4 as submitted. Upon roll call votes were as follows: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

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

JANUARY 27, 2022

EXECUTIVE SESSION - DJFS

At 10:16 a.m. the president entertained a motion to enter into executive session with JFS Director Dana Glassburn and Kathy Campbell to discuss matters required to be kept confidential. 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 10:52 a.m.; no action taken.

EMS – AMBULANCE SPECS

EMS Director, Keith Wilson presented ambulance bid specifications for approval and request to move forward on the bidding process. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

CHANGE ORDER #3 – GALLIA COUNTY JAIL PROJECT

County Administrator Melissa Clark presented the Commission with Change Order #3 for the Gallia County Jail Project in the amount of \$13,930.00. It was noted the change order has been approved and signed by Jamie Brundrett, Contractor Granger Construction and Greg Galieti, Project Architect / Engineer DLZ. The change order addresses RFI 010 to required waterproofing material for basement walls and elevator. The President entertained a motion to approve and sign the Change Order #3 form as presented. Q. Jay Stapleton moved and M. Eugene Greene seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

JAIL PROJECT – PAYMENT RESOLUTION #8

County Administrator Melissa Clark presented the Commission with Payment Resolution #8 for the Gallia County Jail Project to Granger Construction Company in the amount of \$640,667.70. DLZ Director of Architecture, Greg Galieti recommends approval of the above invoice and pay application. Harold Montgomery entertained a motion to approve and pay invoices from pay resolution #8. M. Eugene Greene moved and Q. Jay Stapleton seconded a motion to approve payment resolution #8 as submitted. Upon Roll call: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea.

* At 1:30 p.m. the Commissioners, County Administrator Melissa Clark and Grant Administrator Karen Sprague attended the Green Sewer 2 Construction monthly meeting in the second-floor meeting room of the Gallia County Courthouse.

EXECUTIVE SESSION – ECONOMIC DEVELOPMENT

At 2:37 p.m. the President entertained a motion to enter into executive session to discuss economic development. 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 2:55 p.m.; no action taken.

REVIEW RECORD - B-X-21-1AY-1
CERTIFICATION OF EXEMPT PROJECT

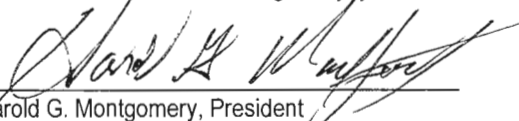
Grants Administrator Karen Sprague presented the Commission with the paperwork for approval of the Environmental Review Record for the following project for which a certification of exempt project could be made:

- Tara Estates Sewer Replacement Project –Professional Services (Engineering Fees)

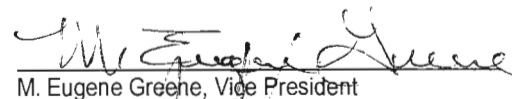
Harold Montgomery entertained a motion to approve the forms as presented. M. Eugene Greene made and Q. Jay Stapleton seconded that motion. Upon roll call votes were as follows: Mr. Montgomery, yea; Mr. Greene, yea; Mr. Stapleton, yea. All forms were signed by Harold Montgomery, as President of the Commission, and they are on file in the County's CDBG files.

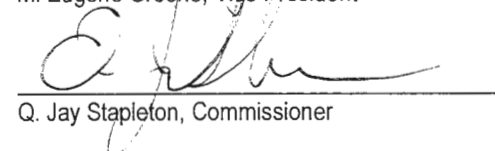
ADJOURN

The President entertained a motion to adjourn at 4:00 p.m. 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