

**JANUARY 20, 2011**

The Gallia County Board of Commissioners met on this date for the purpose of approving the minutes of the previous meeting and approving the transfers and appropriations and current bills. At 9:00 a.m. the meeting was called to order by President Lois M. Snyder. Roll Call: Lois M. Snyder, present; Mr. Howard J. "Joe" Foster, present; Harold G. Montgomery, present.

President Snyder entertained a motion for approval of the January 13, 2011 minutes. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

<b>TRAVEL REQUESTS</b>				
<b>DEPARTMENT</b>	<b>NAME</b>	<b>DATE</b>	<b>TO</b>	<b>RE:</b>
Commissioners	Lois Snyder	1/25	Piketon	OVRC&D Mtg
		1/27	Waverly	Executive OVRDC Mtg
	Joe Foster	1/27	Wellston	Solid Waste District Mtg

President Snyder entertained a motion to approve travel requests as submitted. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

<b>Animal Shelter Canine Weekly Report</b>										
<b>Week Ending</b>	<b># IN</b>	<b>Adopted</b>	<b>Reclaimed</b>	<b>Euthanized</b>	<b>Died (Natural Causes)</b>	<b>Rescued</b>	<b>Destroyed (in field)</b>	<b># Out</b>	<b>In Foster Care</b>	<b>Remaining at Shelter</b>
1/10	10	0	0	1	0	39	0	40	2	30

**EQUIPMENT/VEHICLE TRANSFERS**

Commissioners received recommendations from Sheriff Joe Browning to transfer the following equipment:

- Electronic flasher equipment to Greenfield Township Fire Department
- 1985 Chevrolet 2500 Series pickup truck VIN# 1GCGD34J6FF365473 to Guyan Township Trustees

These entities have agreed to assume ownership of said equipment and the associated maintenance cost and liabilities for ownership and operation of equipment and be used in accordance with Ohio law.

Joe Foster made and Harold Montgomery seconded the motion to approve the transfer of Electronic Flasher equipment to Greenfield Township Fire Department. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea

Harold Montgomery made and Joe Foster seconded the motion to approve the transfer of the 1985 Chevrolet to Guyan Township Trustees. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

**APIARY INSPECTOR**

In accordance with Section 909.07 of the Ohio Revised Code, Joe Foster made and Harold Montgomery seconded the motion to reappoint Daniel Lizak to serve as the county apiary inspector for the 2011 season (approximate season from March 15 to October 31, weather permitting) The annual appropriation for this service is set at \$1500 and 40 cents a mile. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

**HEALTH CARE CONTRACTS**

The County Administrator presented the Commission with contracts from Quickcare and Jennie Ingalls for county employee health care. The contracts were reviewed and it was noted that Quickcare needs to include the office hours and attach a sheet to reflect the costs of additional services as was included with the prior contract. No action taken.

**NOTICE TO PROCEED – TARA ESTATES SEWER REHABILITATION PROJECT**

President Lois Snyder entertained a motion to approve the Notice to Proceed for the Tara Estates Sewer Rehabilitation Project based on the recommendation from Project Engineer Gary Silcott and County Administrator Karen Sprague. Mr. Foster moved and Mr. Montgomery seconded the motion. Roll call votes: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. It was noted that United Survey Inc. was given notice to proceed effective 3/1/11 and substantial completion is 90 days from that date. The contract price is \$163,552.50 and useful life of the project is estimated by the Project Engineer at 20 to 30 years.

**CHANGE ORDER #1 – MV SEWER CONTRACT – TRIMAT CONTRACT**

The County Administrator presented the Commission with Change Order No. 1 paperwork for the Mercerville Sewer Project – Trimat Contract. Gary Silcott, Project Engineer with Stantec Consulting, has recommended the change order to allow for the ODOT storm sewer that was hit and replaced, and extra granular backfill due to an error on the bid sheets. It was further noted the majority of the storm sewer replacement is due to 2 factors:

- (1) ODOT's requirement to relocate our sewer line farther off of SR 218 which was included in the 2<sup>nd</sup> ODOT permit
- (2) the county sewer line had to be relocated on Cox Road due to Gallia Rural Water's line to the new high school (Guyan Township gave Gallia Rural Water permission to put the new water line in on the same side of the road that the township gave Gallia County permission to construct the sewer line).

Quantity and amount changes are as follows:

Item #	Description of Work	Estimated Quantity	Unit	Actual Quantity	Unit Price	Add / (Deduct)	Bid Amount
1	8" Sanitary Sewer	4,688	L.F.	4274	\$55.00	(\$22,770.00)	\$257,840.00
2	4" Force Main	1,250	L.F.	1250	\$12.00	\$0.00	\$15,000.00
3	4" HDPE DR 9 Force Main	100	L.F.	100	\$14.00	\$0.00	\$1,400.00
4	8"x6" Wye	46	EA.	46	\$50.00	\$0.00	\$2,300.00
5	6" Sanitary Sewer Service	879	L.F.	879	\$18.00	\$0.00	\$15,822.00
6	6" Riser Pipe	45	L.F.	116	\$18.00	\$1,278.00	\$810.00
7	Drop Manhole	3	EA.	4	\$2,500.00	\$2,500.00	\$7,500.00
8	Standard Precast Manhole	15	EA.	13	\$2,500.00	(\$5,000.00)	\$37,500.00
9	Lift Station	1	EA.	1	\$55,720.00	\$0.00	\$55,720.00
10	16" Casing Pipe	247	L.F.	276	\$120.00	\$3,480.00	\$29,640.00
11	10" Casing Pipe	20	L.F.	88	\$110.00	\$7,480.00	\$2,200.00
12	Clearing & Grubbing	1	EA.	1	\$3,000.00	\$0.00	\$3,000.00
13	6" Bituminous Aggregate Base	38	C.Y.	38	\$240.00	\$0.00	\$9,120.00
14	6" Crushed Limestone Driveways	20	C.Y.	35	\$40.00	\$596.80	\$800.00
15	6" Aggregate Base, Asphalt Driveways	57	C.Y.	57	\$40.00	\$0.00	\$2,280.00
16	Compacted Granular Backfill	590	C.Y.	2917	\$25.00	\$58,179.00	\$14,750.00
17	2" Asphalt Concrete Roads	13	C.Y.	13	\$350.00	\$0.00	\$4,550.00
18	2" Asphalt Concrete, Driveways	20	C.Y.	20	\$350.00	\$0.00	\$7,000.00
19	6" Conduit	50	L.F.	174	\$18.00	\$2,232.00	\$900.00
20	10" Conduit	50	L.F.	828	\$25.00	\$19,450.00	\$1,250.00
21	8" Conduit	50	L.F.	0	\$20.00	(\$1,000.00)	\$1,000.00
22	Maintaining Traffic	1	EA.	1	\$3,000.00	\$0.00	\$3,000.00
23	Seeding & Mulching	11,551	S.Y.	11551	\$0.35	\$0.00	\$4,042.85
24	Fertilizer	1	TONS	1	\$1,700.00	\$0.00	\$1,887.00
25	WWTP Abandonment	1	EA.	1	\$4,000.00	\$0.00	\$4,000.00
26	15" Conduit	0	L.F.	362	\$30.00	\$10,860.00	\$0.00
27	Catch Basin	0	EA.	1	\$1,500.00	\$1,500.00	\$0.00
28	15" Tees	0	EA.	2	\$119.95	\$239.90	\$0.00
29	18" Conduit	0	L.F.	70	\$37.50	\$2,625.00	\$0.00
30	24" Conduit	0	L.F.	120	\$50.00	\$6,000.00	\$0.00
<b>TOTAL ORIGINAL CONTRACT</b>							
<b>- ADD / (DEDUCT)</b>							
							<b>\$87,650.70 \$483,311.85</b>

Mr. Silcott and Trimat are in agreement with this change order and it was noted that Payment Resolution # 9 project draws are included in this change order. The change order will increase the contract from \$483,311.85 to \$570,722.65.

Lois Snyder entertained a motion to approve the change order form as requested. Mr. Foster made and Mr. Montgomery seconded that motion. Upon roll call votes were as follows: Ms. Snyder, yea; Mr. Foster, yea; and Mr. Montgomery, yea.

**DRAW # 2 INDUSTRIAL SITE IMPROVEMENT FUND GRANT**

Economic Development Director Melissa Clark presented the Commission with Draw #2 Reimbursement Form in the amount of \$212,255.71 from the Industrial Site Improvement Fund Grant (ECDD 09-338 A). Upon the recommendation of Ms. Clark, Joe Foster made and Harold Montgomery seconded the motion to approve the draw. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

**EXECUTIVE SESSION - CONTRACTS**

At 10:19 a.m. the President entertained a motion to enter into executive session with County Administrator Karen Sprague and via conference call with Kanauga-Addison Sewer Engineer Gary Silcott for contractual issues. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Returned to regular session at 10:33 a.m.; no action taken.

**OPENING OF BOND PROPOSALS**

At 10:30 a.m. President Snyder opened the following bond proposals for Gallia County Energy Efficiency Improvement Projects:

- WesBanco
  - 10 year term - 4.4%
  - 15 year term - 5.25%
  - 20 year term - 5.50%
- Ohio Valley Bank
  - 10 year term - 4.09%
  - 15 year term - 4.42%
  - 20 year term - 4.75%

The proposals were turned over to Economic Development Director Melissa Clark for review and recommendation. No action taken.

**EXECUTIVE SESSION - EMS**

At 11:01 a.m. the President entertained a motion to enter into executive session with EMS Director Larry Boyer for contract negotiations. Harold Montgomery made and Joe Foster seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Commissioners interrupted the session with Boyer returning to regular session at 11:04 a.m.; no action taken.

At 11:05 a.m. the President entertained a motion to enter into executive session with Prosecutor Jeff Adkins to discuss legal issues. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Returned to regular session at 11:19 a.m.; no action taken.

At 11:20 a.m. the President entertained a motion to re-enter executive session with EMS Director Larry Boyer to continue contract negotiation discussions. Harold Montgomery made and Joe Foster seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Returned to regular session at 11:28 a.m.; no action taken.

**RESIDENT TOM PRESTON**

Huntington Township resident Tom Preston came before the Commission to discuss the unsatisfactory conditions of county and township roads. He distributed pictures he had taken of Keystone Road. Commissioner Montgomery informed Mr. Preston that the County Engineer has responsibility by statute and receives funding directly to his department for maintenance of all county roads; the townships have responsibility for township roads and the villages for roads within the villages. Preston said he has talked to the County Engineer several times and had met with the Trustees to no avail and has now been told that he needs to call and get on an agenda for the township which he thinks is stupid. Preston is not happy with the width or condition of several roads they are not being constructed properly. Montgomery further advised that Townships aren't responsible for road construction; they are responsible for road maintenance. Before new roads can be accepted as public roads, there are certain standards it must meet. Preston continued to express his dissatisfaction with the road conditions. The Commissioners referred him back to the responsible agencies and thanked him for his time; no action taken.

**CERTIFICATE OF COMPLETION  
FY 2009 CDBG FORMULA GRANT (B-F-09-1AY-1)**

The County Administrator presented the Commission with the Certificate of Completion form for the County's FY 2009 CDBG Formula Grant (B-F-09-1AY-1) which must be submitted to the Ohio Department of Development upon completion of the grant. Lois Snyder entertained a motion that the Certificate of Completion be approved and signed as presented. Mr. Montgomery made and Mr. Foster seconded that motion. Upon roll call votes were as follows: Lois Snyder, yea; Joe Foster, yea; Harold Montgomery, yea. The form is on file in the County's CDBG grant files.

**2011 CDBG GRANT SIGNATURE CARD**

The County Administrator presented the Commission with the 2011 CDBG grant signature card for approval, noting this is needed due to a new Commission President for FY 2011. Persons listed on the signature card are: President Lois M. Snyder, Vice-President Howard Joe Foster, Commission member Harold G. Montgomery, County Administrator Karen Sprague, County Treasurer Steve McGhee and County Economic Development Director Melissa Clark. Joe Foster moved and Harold Montgomery seconded the motion to approve the signature card. Upon roll call votes were as follows: Lois Snyder, yea; Joe Foster, yea; Harold Montgomery, yea. The form is on file in the County's CDBG grant files.

**CITY - COUNTY PROPERTY MANAGEMENT MEETING**

Attendees: City Commissioners Jim Cozza, Steve Wallis, Lori Bailey, Matt Johnson, Jay Cremeens. City Manager Randy Finney, City Auditor Annette Landers, Municipal Court Mike Smith, Probate Judge Tommy Moulton, Common Pleas Judge Dean Evans, Municipal Judge Margaret Evans, Treasurer Steve McGhee, Tribune Reporter Amber Gillenwater, Realtor Joe Moore.

President Snyder welcomed everyone and opened the floor for comments. Commissioner Montgomery stated that the meeting was termed as property management and the City has plans for a new city building adjacent to the courthouse lot. The County is concerned this may hamper future growth and wondered if there were any alternatives that we could look at before the City gets too far along with their plans.

City Commission President Cozza stated that as far as progress, the building that is planned is a justice center. The remainder of city employees will be placed at a site to be determined later. The interior layout of the building is completely set in stone; all entities are in agreement with the design. What is not set yet, is the outside of the building and we are still in discussions on this. They are currently in discussions with an Athens architect and are awaiting this information. We are aware of the county's concerns relative to space. There are always other options, whether or not we can afford to start over again, we are not sure. We have had the old city building inspected for asbestos and plan demolition soon and this area could be used for parking if needed, as well as the Davis Hall site. Our option to purchase the Miller property has expired, but it is still for sale.

City Commissioner Cremeens stated that he didn't personally think it was a done deal. I can see parking congestion in years to come, with full parking lots now. I'm not convinced if it is the right decision to build at this location. There are two commissioners that will not vote in the affirmative until we know what financing will look like.

The Judges were asked their opinion about being located across the street. Judge Margaret Evans stated the Municipal Court does a lot by video conference and if we have to transport prisoners there is always the risk of escape. It would be more convenient to be attached to the jail. It is a concern, but not a deal breaker.

Commissioner Montgomery stated we had major problems with parking in the 1990's and were able to move a couple of departments out of the courthouse and alleviate this. With the proposed location of the new structure, I'm afraid it may put us back in the same situation. The County would be amenable, if there was any consideration of selling property that would help the city to acquire additional property on the other side of the street; we would be interested.

Commissioner Steve Wallis commented, when we were here before, we talked about working together for solutions between the two bodies and were heading that way. Since that time, we had Davis Hall in place and have since



incurred costs in demolition. These costs would need to be recouped now with the sale of the lot. We have had a lot of discussions about the property and what would be best for both bodies as well as the citizens. What we have tossed around is not near what we could accept. As far as the proposed building, we are going forward. We are going to take up a lot of space and it will require parking on the street. We do have other options, but not that much money to play around with. We are putting out a lot of money now moving locations. We need to come together with a conclusion and price. The courts are involved wanting to make sure they have enough room to do their business. We hear from Municipal Judge often but not the county judges and we need to do this. The county commissioners probably have needs and we need to know what those are. We are open to discussion, but we need to get rolling.

Commissioner Matt Johnson commented, we have been throwing good money after bad which leave a bad taste. We are going to need a building and if we are going to take up this much room, we need to have everyone under the same roof and there are solutions that could be made and are viable. Both city and county would be better served to have all those agencies in one location. Where do we come into shared costs and I think we have a group of people here that can make that happen and grow. Are we willing to take a loss to make this happen? Sure.

Commissioner Jay Cremeens stated that Hamilton County Commissioners and the City of Cincinnati are currently working on a project combining law enforcement departments; Is this something that would be feasible here, something to be discussed? With tight budgets and less funding we may need to look at this at some point. Something else to think about, do we have to maintain a municipal court, can we combine and become county court? There are a lot of issues to be looked at to benefit everyone.

Common Pleas Judge Dean Evans stated that it seems logical that the county remain on this side and city on that side. I don't have the transportation problems that Municipal Court has. We did a jail feasibility study 3-4 years ago; we all know it will eventually have to be replaced. Ideally, I would like to see a new jail and justice center that involves city police, jail, and municipal court together. We discussed using the side lot here with a rotunda type facility. The Miller property is an option as well as the Warehime property.

Commissioner Lori Bailey commented that we have discussed that property as well as other properties. Our concern is always the residents of the city. Why go buy something else when we already have property we can build on? I'm not set on this location, but we have to take their considerations. I agree with the others, I am open to discussing a way for the county to get the area they need which would offset the purchase of what the City needs. Yes, it will set us back. The sooner we get started the cheaper it will be, but we need to move quickly. Commissioner Montgomery stated that if this is something the County can afford, we would be amendable to this.

Commissioner Cozza stated that the City Commissioners have been told by their Engineer that there are significant costs saving to building two one story buildings instead of one two story building because of sprinklers, elevators and etc. Once a justice center is built and those employees are relocated, this would only leave about a dozen city employees. Would this warrant another building? The demolition costs for Davis Hall must be included to the price. If we acquire additional property, we need to look at this as well as additional costs for Breech and what is the property worth. These numbers must be crunched and submitted to the county as an offer and we go from there.

Judge Dean Evans inquired if maybe we need to get involved in the jail building again and include all these agencies. Commissioner Foster agreed that the jail concept was looked at some time ago and maybe this deserves being reviewed one more time before the city expends their funds. Judge Dean Evans agreed that this was a good observation, because only Cozza was present during that original study and there is more interest now. Cozza agreed to revisit this project is very appropriate at this time.

City Manager Randy Finney suggested that if we are serious about working together on this, let's put together a committee to start on this immediately; everyone agreed.

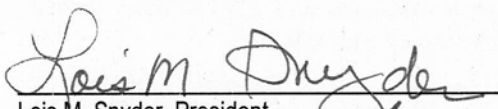
Commissioner Cozza inquired; does the County have the funds for a building of this type? Montgomery stated that Scioto and Jackson Counties are having financial issues now with their new jail facilities; operational issues are a big problem. Commissioner Foster added that no one that we talk to is satisfied with the benefit cost ratio; but needs have changed and we owe it to ourselves to take another look at this. Judge Dean Evans agreed that we really do need to look at the jail situation. The state is looking at ways to cut costs at state prisons and this will most like increase our local burden.

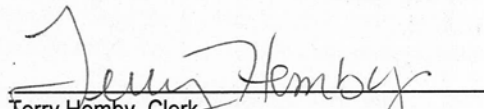
Commissioner Montgomery reiterated that the City would look at numbers for the Davis Hall property and a Committee would be appointed to restudy the justice center concept. We won't agree all the time, but we are in a position to help each other.

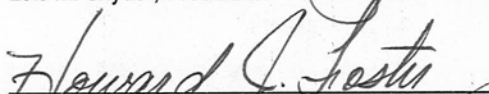
\* 2:48 pm – Commissioner Foster left the meeting traveling to Cheshire for a meeting at the Work Release Center.

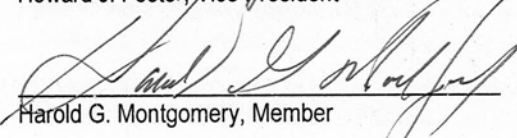
#### ADJOURN

At 3:15 p.m. President Snyder entertained a motion for adjournment. Harold Montgomery made and Lois Snyder seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, absent; Mr. Montgomery, yea.

  
Lois M. Snyder, President

  
Terry Hemby, Clerk

  
Howard J. Foster, Vice President

  
Harold G. Montgomery, Member