

MAY 19, 2011

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 Lois M. Snyder. Roll Call: Lois M. Snyder, present; Vice President Mr. Howard J. "Joe" Foster, present; Member Harold G. Montgomery, present.

President Snyder entertained a motion for approval of the May 12, 2011 minutes. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
Commissioners	Lois Snyder Joe Foster	5/25	OSU South Centers Piketon	Ohio Valley EERA Meeting
911	Bronson Eutsler Greg Frazier Tim Miller Lynn Mingus Josh Staley Chris Stout	5/23	Grove City, OH	Active Shooting Response
Commissioners	Joe Foster	5/26	Waverly	OVRDC Exec Mtg

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

Animal Shelter Canine Weekly Report										
Week Ending	# IN	Adopted	Reclaimed	Euthanized	Died (Natural Causes)	Rescued	Destroyed (in field)	# Out	In Foster Care	Remaining at Shelter
5/16	31	2	1	0	0	7	0	10	19	32

COMMUNITY CORRECTION ACT GRANT AGREEMENT

Sheriff Joe Browning presented the following grant agreement for signature.

**OHIO DEPARTMENT OF REHABILITATION AND CORRECTION**  
**SUBSIDY GRANT AGREEMENT FOR**  
**COMMUNITY-BASED CORRECTIONS PROGRAMS**  
**408 NON-RESIDENTIAL MISDEMEANANT**

WHEREAS, the Grantee has made application to the Grantor for funds made available for a Community Correction Act Grant, and has submitted a proposal for the use of these funds, and

WHEREAS, the Grantor is authorized, pursuant to authority in section 5149.30 et seq. of the Ohio Revised Code, to determine and award grants to assist local governments in community-based law enforcement services;

~~Ohio Ethics: All Contractors who are actively doing business with the state of Ohio or who are seeking to do business with the State of Ohio are responsible to review and comply with all relative Division of O.R.C. Sections 102.01 to 102.09, and Governor Strickland's Executive Order 2007-01S for Ethics.~~

~~In accordance with Executive Order 2007-01S, Contractors, by signature on this document, certifies: (1) it has reviewed and understands Executive order 2007-01S, (2) has reviewed and understands Ohio ethics and conflict of interest laws, and (3) will take no action inconsistent with those laws and this order. The Contractor understands that failure to comply with Executive Order 2007-01S is, in itself, grounds for termination of this Contract and may result in the loss of other Contracts with the state of Ohio up to and including debarment.~~

~~Contractor certifies that it is currently in compliance and will continue to adhere to the requirements of Ohio ethics laws.~~

~~Executive Order 2007-01S is available for review at [WWW.GOVERNOR.OHIO.GOV](http://WWW.GOVERNOR.OHIO.GOV)~~

~~Ohio Ethics: All Contractors who are actively doing business with the State of Ohio or who are seeking to do business with the State of Ohio are responsible to review and comply with all relative divisions of O.R.C. Sections 102.01 to 102.09, and Governor Kasich's Executive Order 2011-03K for Ethics.~~

~~In accordance with Executive Order 2011-03K, Contractor, by signature on this document, certifies: (1) it has reviewed and understands Executive Order 2011-03K (2) has reviewed and understands Ohio ethics and conflict of interest laws, and (3) will take no action inconsistent with those laws and Executive Order 2011-03K. The Contractor understands that failure to comply with Executive Order 2011-03K is, in itself, grounds for termination of this contract and may result in the loss of other contracts with the state of Ohio up to and including debarment.~~

~~Contractor certifies that it is currently in compliance and will continue to adhere to the requirements of Ohio ethics laws.~~

~~Executive Order 2011-03K is available for review at <http://governor.ohio.gov/executiveorders.aspx>.~~

NOW THEREFORE this Grant Agreement is made and entered into this 19 th day of May, 2011 by and between the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, (hereinafter referred to as Grantor) and the undersigned representatives of (county) Gallia Ohio, (hereinafter referred to as Grantee), pursuant to authority in Section 5149.30 et seq. of the Ohio Revised Code.

**A Terms and Conditions:**

- 1) The Grantor awards to the Grantee the sum of Seventy Thousand, One Hundred Dollars, to be paid in four equal installments of \$17,525.00 for the period beginning with the effective date of this agreement and ending June 30, 2012 subject to the terms and conditions of this agreement, unless extended or renewed by written agreement of both parties or otherwise terminated as provided herein, but in no event shall this agreement extend beyond June 30, 2012. Total expenditures for Fiscal Year 2012 (July 1, 2011 to June 30, 2012) will not in any case exceed \$70,100.00.

- 2) The amount specified in paragraph A.1 is subject to legislative appropriation of the Grantor's proposed Community Non-Residential Programs subsidy (408) budget amount for Fiscal Year 2012 the parties agree that the Grantor may modify the amount in paragraph A.1 if such appropriation is less than the amount proposed to the Legislature by Grantor. The modified amount shall be determined solely by Grantor Officials within their discretion. The Grantee and the Grantor agree to an interim payment of grant funds if an interim budget is adopted pending the final approval of the State of Ohio Fiscal Year 2012 budget. Furthermore, the obligations of the state under this agreement are subject to the determination by the Grantor that sufficient funds have been appropriated by the General Assembly to the Grantor for the purposes of this grant agreement and to the certification of the availability of such funds by the director of budget and management as required by Section 126.07 of the Ohio Revised Code.
- 3) In the event that the Grantee wishes to terminate the program or its participation in this Agreement, the Grantee may do so upon sending written notice to the Grantor. In such event in compliance with Section 5120:1-5-07 of the Ohio Administrative Code, the Grantee shall refund to the Grantor that amount paid to the Grantee which represents funding for services not yet rendered as determined by a financial audit completed by the Grantor.
- 4) The Grantee agrees to affect the program as outlined in the proposal submitted by the Grantee, and approved herein by reference. The program's positions, salaries, and fringe benefits shall be as stated in the proposal. The type of expenses, other than salaries of persons who will staff and operate the facility and program for which the state financial assistance can be used are those set out in the proposal. Purchases made with state funds shall be in accordance with county/state/municipal competitive bidding requirements. Any significant program change or reduction requires the prior written approval of the Grantor. In the event of such change or reduction is approved, the Grantor may make appropriate changes in funding.
- 5) It is agreed that the Bureau of Community Sanctions shall monitor grant activities during the grant period. Changes shall be submitted to and approved by the Bureau of Community Sanctions for the Grantor. The Grantee and the **CHIEF OF THE** Bureau of Community Sanctions will attempt to settle any controversy or a dispute which arises out of or relates to this agreement, or any breach of this agreement. Should this fail, the Grantee can appeal to the Deputy Director of the Division of Parole and Community Services for final resolution.  
  
The fiscal agent designated to act on behalf of the Grantee is \_\_\_\_\_. The program's tax identification number is \_\_\_\_\_.
- 6) Quarterly payments will be made by the Grantor **BY WAY OF ELECTRONIC FUND TRANSFER TO THE DESIGNATED PUBLIC ENTITY**. This process will continue until the total grant award has been expended.
- 7) The Grantee agrees to manage and account for grant funds in accordance with the Grantor's "Community Corrections Act Program Grant Manual." These guidelines are incorporated herein by reference.
- 8) The Grantee agrees to provide for services as required by State standards and/or policy and procedure.
- 9) This agreement may not be assigned or transferred by either party.
- 10) The Grantee shall remain responsible for all services performed under this Agreement. The Grantee shall comply with all applicable state and federal laws regarding the purchase of goods and services (including personal service contracts).
- 11) None of the persons who will staff and operate the program, including those who are receiving some or all of their salaries out of funds received by the program as state financial assistance, are employees or to be considered as employees of the Department of Rehabilitation and Correction. Employees who will staff and operate the program are employees of the program.
- 12) The program will make a reasonable effort to augment the funding received by the state.

(1) The program will comply with Section 5149.33 of the Ohio Revised Code wherein it states:

No municipal corporation, county, or group of contiguous counties receiving a subsidy under division (A) of section 5149.31 of the Revised Code shall reduce, by the amount of the subsidy it receives or by a greater or lesser amount, the amount of local, nonfederal funds it expends for corrections, including, but not limited to, the amount of local, nonfederal funds it expends for the operation of the county, multi-county municipal, county, or multi-county-municipal jail or workhouse and for any county or municipal probation department or for any community correction program. Each subsidy shall be used to make corrections expenditures in excess of those corrections expenditures being made from local, nonfederal funds. No subsidy or portion of a subsidy shall be used to make capital improvements. If a recipient violates this section, the Department of Rehabilitation and Correction shall discontinue subsidy payments to the recipient.

- a. This agreement supersedes any prior Grant Agreement for Community Correction Act Programs executed by the parties, or their authorized representatives. This document represents the sole agreement between the parties.

**B) Program Evaluation:**

1. The Grantee shall maintain statistical records for the period of the grant in the format and frequency as established by the Grantor.
2. The Grantee shall prepare and submit to the Grantor a report comprised of the statistical data pursuant to the Grantor's instructions. The Grantee shall maintain internet access for data transmission into the Grantor's management information systems.
- 3) The Grantee shall prepare a quarterly financial report to the Grantor. The reports shall be submitted thirty (30) days after the end of each quarter.
- 4) To determine if the local community-based correctional program is achieving its stated goal and objectives, the Grantee agrees to submit intake and **TERMINATION DATA** for each offender placed into its program to the Grantor. The frequency of submitting these forms will be determined by the Grantor and the Grantee shall make available all necessary records for validation and audit.
- 5) It is agreed that the Grantee shall be provided with the results of the Grantor's review of the intake and **TERMINATION DATA** at time intervals determined by the Grantor.
- 6) Failure to comply with Items (B) (1) through (5) of this Grant Agreement may result in delaying subsidy payments to the Grantee.

## C) Compliance:

1. The Grantee shall cooperate with and provide any additional information as may be required by the Department of Rehabilitation and Correction in carrying out an ongoing evaluation of subsidy funded community-based corrections programs.
2. All expenditures made by the Grantee with funds received as state financial assistance through this grant shall be governed by laws of the State of Ohio.
3. All contracts by the Grantee for services must be in writing, contain performance criteria, have itemized service costs, indicate responsibilities of parties' involved, state conditions for termination of the agreement and be approved by the appropriate county officials before their implementation. A copy of such agreement(s) shall be forwarded to the Bureau of Community Sanctions.
4. Failure of the Grantee to comply with the rules of Chapter 5120:1-5 of the Ohio Administrative Code which are applicable under this Grant Agreement, may be cause for the Director of the Department of Rehabilitation and Correction to terminate further funding. Furthermore, the grant amount may be reduced or the Grant Agreement terminated by the Department of Rehabilitation and Correction if:
  - a. The quality and extent of the program services furnished by the Grantee has been significantly reduced from the level proposed in the Grant Agreement.
  - b. There is a financial or audit disclosure involving misuse of state funds.
3. The reason(s) for the intent to terminate or reduce funding shall be given in writing to the Grantee. Said notice will be given sixty (60) days prior to the termination of funding. The Grantee shall have thirty (30) days following the receipt of such notice in which to present a petition for reconsideration to the Director of the Department of Rehabilitation and Correction.
4. The Grantee warrants that it is not subject to an "unresolved" finding for recovery under O.R.C. 9.24. If the warranty is deemed to be false, the contract is void ab initio and the Grantee must immediately repay to the Attorney General any funds paid under this agreement.

## D) Program Continuation:

1. The Grantor will make reasonable efforts to secure continued funding or expansion of the subsidy program.
2. This Agreement shall be governed by the laws of the State of Ohio. It constitutes the entire Agreement between the parties regarding its subject matter. It is subject, however, to modification at any time upon the mutual written notification to the Grantee by the Grantor.
3. If any provision in this Agreement is determined by an appropriate court of law to be invalid and unenforceable, the remaining provisions shall continue in full force and effect to the extent possible.
4. All existing Grant Agreements are now rendered null and void and are superseded as of the executing of this Grant Agreement.

**FOR THE GRANTOR:**

Alicia Handwerk, Chief  
Bureau of Community Sanctions

Sara Andrews, Deputy Director  
Division of Parole & Community Services

Andre Imbrogno, Legal Counsel  
Department of Rehabilitation & Correction

Gary C. Mohr, Director  
Department of Rehabilitation & Correction

**FOR THE GRANTEE:**

It is hereby certified that the Board of County Commissioners has properly agreed to the terms of this agreement and has designated the undersigned to sign on behalf of the Board.

*s/Lois M. Snyder*, President

*s/Howard J. Foster*, Vice President

*s/Harold G. Montgomery*, Member

Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

**COOPERATIVE LAW ENFORCEMENT AGREEMENT WITH FOREST SERVICE**

Sheriff Joe Browning presented for approval, the Cooperative Law Enforcement Agreement between the Sheriff's department and the USDA, Forest Service Wayne National Forest. The purpose of the agreement is to document a cooperative effort between the parties to enhance State and local law enforcement in connection with activities on NFS lands and provide for reimbursement to the Sheriff's Department for the intensified portion of the effort.

Harold Montgomery made and Joe Foster seconded the motion to approve the agreement as recommended by Sheriff Browning; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. A copy of the agreement is on file in both the Sheriff and Commissioner's offices.

**EXECUTIVE SESSION - JFS**

At 10:25 a.m. the President entertained a motion to enter into executive session with JFS Director Dana Glassburn to discuss personnel issues, resignation, disciplinary action and negotiations. 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 10:46 a.m.; no action taken.

**OVRDC CAUCUS MEMBERSHIP CHANGES**

OVRDC Executive Director John Hemmings informed the Commissioner that they had received a call from member Tracy Call that has changed jobs and now works in Pt. Pleasant WV. Being private sector the regulations states the

business must be "in the county" so he advised it would be best to appoint someone to replace her, particularly since she is also part of the executive committee. Commissioners will take this under consideration.

Hemmings also wanted to clarify that the caucus chair, being Joe Foster, was also the representative on the Executive Committee. If Mr. Foster is unable to attend, his replacement must bring a proxy letter for voting purposes. (Next meeting June 30, Exec at 1:30)

He also advised they are reviewing the option of moving the meetings to Fridays or perhaps later on Thursday afternoons since both Gallia and Lawrence Commissioners meet on Thursdays making it difficult to attend the OVRDC meetings. He asks for the opinion of the Commission in this regard; Commissioners were in agreement that later on Thursday afternoons would give them more time to finish up county appointments and get to the meetings timelier. Hemmings will take this back for consideration.

#### **EXECUTIVE SESSION – WASTE MANAGEMENT CONTRACT**

At 10:58 a.m. the President entertained a motion to enter into executive session with Waste Management representative Jerry Ross to discuss a contract issue. 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 11:07 a.m.; no action taken.

#### **EXTENSION AMENDMENT TO LEASE & OPERATING AGREEMENT FOR THE GALLIA COUNTY LANDFILL**

Waste Management's Jerry Ross presented the following agreement extension for approval:

#### **EXTENSION AMENDMENT TO LEASE AND OPERATING AGREEMENT FOR THE GALLIA COUNTY LANDFILL**

Whereas, Gallia Landfill, Inc. and the County of Gallia by its Board of County Commissioners entered into an Amendment to the Lease and Operating Agreement for the Gallia County Landfill, which provided that the parties can extend the Agreement for an additional five (5) year term, by agreeing to such extension in writing; and

Whereas, on July 26, 2006, pursuant to the Amendment to the Lease and Operating Agreement, the parties agreed to extend such Agreement for five (5) years from July 26, 2006, until July 27, 2011; and

Whereas, the parties have agreed to enter into an Amendment to the current Lease and Operating Agreement for the Gallia County Landfill to extend the Agreement as is for an additional five (5) year term, by agreeing to such extension in writing;

Therefore, the parties hereto, pursuant to the authorized signatures below, hereby agree to extend such Agreement for an additional five (5) year term from July 26, 2011 until July 26, 2016.

**AUTHORIZED SIGNATURE OF  
GALLIA LANDFILL, INC.**

**AUTHORIZED SIGNATURE OF  
GALLIA COUNTY BOARD OF  
COUNTY COMMISSIONERS**

**Signed:** \_\_\_\_\_

**Signed:** Luis M. Snyder, Commissioner

**By:** \_\_\_\_\_

**Signed:** Howard J. Foster, Commissioner

**Date:** \_\_\_\_\_

**Signed:** Harold G. Montgomery, Commissioner

**Date:** May 19, 2011

Harold Montgomery made and Joe Foster seconded the motion to approve the agreement extension as presented; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

#### **EXECUTIVE SESSION – JOB INTERVIEWS**

At 11:16 a.m. the President entertained a motion to enter into executive session with interviewees for job interviews. 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 11:43 a.m.; no action taken.

#### **JOB OFFER**

President Snyder entertained a motion to make a job offer to John McKean for the unclassified position of Dog Warden/Shelter Manager beginning 5/23/11. This is a 40 hour week position, at pay rate \$9.00, \$.25 increase after 6 months probationary period and \$1.00 for euthanasia certification. Harold Montgomery made and Joe Foster seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

#### **LETTER OF SUPPORT**

The Commissioners received letters of concern from residents in the area of Harrisburg Road and State Route 850 intersection. Joe Foster made and Harold Montgomery seconded the motion to authorize the President to sign the following letter: Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

Mark Kirkhart & Steve Williams  
Ohio Department of Transportation  
2397 Jackson Pike  
Bidwell OH 45614

Gentlemen:

We have been contacted by several residents of the Harrisburg Rd area and received nineteen (19) signed letters stating the following:

"We are very concerned about the safety due to the blind spot when turning left onto State Route 850 North from Harrisburg Road. The line of sight issue at this intersection is very dangerous, and could result in serious bodily injury and possibly death. Modifications to this intersection should be made to rectify the line of sight issue as soon as possible."

Whereas this intersection is scheduled for resurfacing in the near future, the County Commission would encourage an investigation of the situation which could perhaps be addressed during this time.

Thank you for consideration of this issue.

Sincerely,



*s/Lois M. Snyder, President*

Cc: Brett Boothe, County Engineer

#### JAIL FACILITY

Sheriff Joe Browning and President Larry Brandstetter and Eric M. Chambers, CDT of Brandstetter Carroll Inc. met with the Commissioners. Sheriff Browning stated that he had recently taken a jail tour of a new facility in Russell County Kentucky and even more impressed with the cost of the project of 3.8 million for 85 beds. This facility had been designed by Brandstetter and they gave a brief presentation of recent projects.

Although there are no immediate plans or funding to construct a new facility, Brandstetter will continue to work with the Sheriff and to provide capital costs estimates for future planning purposes.

#### EXECUTIVE SESSION - JAIL PHYSICIAN CONTRACT

At 2:05 p.m. the President entertained a motion to enter into executive session with Sheriff Joe Browning, Administrative Assistant Heather Casto and Jail Physician Dr. Mel P. Simon to discuss the jail physician contract. 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 2:13 p.m.; no action taken.

#### NATIONAL POLICE WEEK

President Snyder entertained a motion to proclaim National Police Week with the following proclamation. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

#### **PROCLAMATION NATIONAL POLICE WEEK**

*WHEREAS, The Congress and President of the United States have designated the week of May 15-21, 2011 as National Police Week, and*

*WHEREAS, the members of the law enforcement play an essential role in safeguarding the rights and freedoms of the citizens of Gallia County, and*

*WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards and sacrifices of their law enforcement officers, and recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and*

*NOW THEREFORE WE, the Board of County Commissioners do hereby proclaim the week of May 15-21, 2011 as National Police Week for Gallia County and urges all citizens to commemorate these officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities, and in doing so, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.*

*IN WITNESS WHEREOF, we hereunto set our hand and caused the Seal of Gallia County to be affixed on this 19<sup>th</sup> day of May, 2011.*

*Lois M. Snyder, President*

*Howard J. Foster, Vice President*

*Harold G. Montgomery, Member*

#### EMERGENCY DECLARATION - FLOOD DAMAGES

EMA Administrative Assistant Jill Austin updated the Commissioners on damages in the county due to heavy rains over the past few weeks. She has been in contact with all agencies and entities in the county requesting monetary totals of damages and reported that there are perimeters that must be met in order to declare an emergency. The county must exhaust all their financial resources prior to declaring. Once declared, it does not mean that the state will come in and help; it just states we have exhausted all local means. However, this does put the proper paperwork in place should funds become available to assist with infrastructure damages. Austin stated that damages must exceed one half of one percent of an entities useable budget, which excludes designated grant monies and etc. Commissioner Montgomery stated with the County Engineer's estimate at 2.9 million he recommended the County declare to put the proper paperwork in place for any possible future financial assistance.

President Snyder entertained a motion to declare an emergency due to flood related damages; Harold Montgomery made and Joe Foster seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

#### RADIO NARROW BAND COMMUNICATIONS UPDATE

911 Director Sherry Daines updated the Commission on the FCC mandate to be compliant by 2013 with the narrow band communications. They have been doing inventories for the FD's to see who has enough radio's go get through the transition and who does not. Daines has spoken to a radio service tech and he advised that if we can get a few compatible radios to get Fire Departments started, then perhaps they can begin to budget for the necessary equipment. She advised that all 911 equipment has been inspected and is compatible with the narrow banding. The FD's have some pieces that would be compatible so they could at least function and begin planning their future budgets. Daines would like to be functional with narrow band capabilities by June 1, 2012. This would give the departments 6 months to work out any problems that may occur prior to the state deadline. The Commissioners requested that Daines continue to oversee this project to assist the FD's in becoming compliant. County Administrator Karen Sprague was present and discussed some possible grant monies.

**\* 3:00 pm – Commissioner Foster left to attend a meeting upstairs.**

#### 2011 HSTS IMPROVEMENTS PROJECT FUNDING

County Administrator Karen Sprague advised the Commission of receipt from OEPA that Gallia County's 2011 HSTS Improvements Project application in the amount of \$120,000 is on the Intended Project List with an estimated award date of June 2011. The program works as a 100% principal forgiveness loan for the property owners that meet a

certain low income limit and for others above that income limit it becomes a 85% principal forgiveness loan with the remaining 15% coming from either the property owner or Gallia County's CHIP program (if the property owner meets that programs income guidelines). The application submitted requested funding for 12 properties that have orders from the Gallia County Health Department to repair or replacement their on-lot septic system where the owner does not have the monetary means to make the needed corrections. Ms. Sprague stated the application includes letters from the Gallia County Health Department committing to coordination services involved with enforcing their orders and from Gallia-Meigs Community Action Agency committing to coordination services involved with applicant review, project contracts, implementation oversight, etc. as required by the program funding.

#### MERCERVILLE SEWER PROJECT

The Commission discussed a draft letter to Trimat as presented by Stantec Consulting. Further information is needed from Stantec; no action taken.

#### KANAUGA/ADDISON SEWER PROJECT

County Administrator Karen Sprague presented the Commission with Change Order No. 5 for the project for discussion. Additional information was requested from Stantec; no action taken.

#### FAA GRANT 2010 DRAW #6 APPROVAL GALLIA-MEIGS REGIONAL AIRPORT PROJECT

The County Administrator presented the Commission with FAA grant 2010 draw #6 forms requesting \$2,850.00 from the County's FAA grant for Spectrum Environmental Group OEPA permit for the Gallia-Meigs Regional Airport RSA & Fuel Farm Projects. Lois Snyder entertained a motion to approve and sign the grant draw #6 forms for payment of engineering invoices as presented. Harold Montgomery moved and Lois Snyder seconded this motion. Upon roll call votes were as follows: Lois Snyder, yea; Joe Foster, absent for vote; Harold Montgomery, yea.

#### SEWER RATE INCREASES

County Administrator Karen Sprague advised the Commission she recommends a \$2.00 per month increase for both the General Sewer and Bidwell Porter Sewer District customers to be effective 7/1/2011. It was tabled for further discussion in the future; no action taken.

#### RURAL WATER RENTER AGREEMENT

Economic Development Director Melissa Clark presented for signature, a water utility renter agreement with Ohio Valley Trackwork transferring the monthly water invoice into their name. Harold Montgomery made and Lois Snyder seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, absent for vote; Mr. Montgomery, yea.

#### IMPROVEMENTS TO SPEC BUILDING

Economic Development Director Melissa Clark submitted for approval, a request from Ohio Valley Trackwork Inc for specific improvements to be made to the Spec Building at the sole expense of Ohio Valley Trackwork Inc. Requested work includes: construction of break room, employee restroom, office, supply room, increase (1) current 9x9 door with 14x16 door to enable trucks to drive thru the building. All requested changes are per state approved plans. Harold Montgomery made and Lois Snyder seconded the motion to approve the improvements with the contingency that Paul Hutchins oversees the final construction. Roll call: Ms. Snyder, yea; Mr. Foster, absent for vote; Mr. Montgomery, yea.

#### STRATEGIC PLANNING FUNDS

Economic Development Director Melissa Clark submitted a sales quote of \$2,500.00 to purchase Economic Analyst Data to be used for the Strategic Planning project. Ms. Clark advised the estimated cost for the Strategic Planning Project was \$5,000.00. The ODOT has allowed for 50% (\$2,500.00) of project costs to be funded by the county's ED RLF Program Income Funds, leaving \$2,500 of the project unfunded. Harold Montgomery stated the county should stay and fund this project or seek to obtain a corporate sponsorship to assist with the remaining costs. Ms. Clark will contact local corporate sponsors for financial assistance otherwise, Commissioners advised her to move forward with the project. Harold Montgomery made and Lois Snyder seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, absent for vote; Mr. Montgomery, yea.

#### AGRICULTURE WEBSITE

After a recent Farm Bureau meeting, several young professionals discussed ideas to engage the younger generation in agriculture and promote local agriculture to consumers. Economic Development Director Melissa Clark, and Asst. Director Jake Bodimer discussed a recent meeting that was attended which discussed the development of website to market Gallia County Agriculture to local consumers. Ms. Clark and Mr. Bodimer requested an opinion of the Commissions whether ED should continue to be a part of the efforts to promote local agriculture. Commissioner Snyder stated this would be a way to market the Economic Development portion of agriculture. Ms. Clark estimated most of the time involved in project would be gathering and organizing the content information to develop the website. The Commissioners encouraged them to continue with their involvement in the project.

Commissioner Foster returned to the meeting at 4pm.

#### CHANGE ORDER #5 – KA SEWER CONTRACT

County Administrator Karen Sprague presented the Commission with the requested paperwork for Change Order No. 5 for the KA Sewer Project. Gary Silcott, Project Engineer with Stantec Consulting, has recommended the change order to adjust quantities and extend contract deadline as follows from the contract:

- Reduce 12" sanitary sewer pipe from 7,752 to 7,357 LF @ \$56.00 = (\$22,120.00)
- Increase 4" force main from 7,239 to 8,429 LF @ \$8.50 = \$10,115.00
- Reduce 6" SDR 21 force main from 2,488 to 2,321 LF @ 8.20 = (\$1,369.40)
- Reduce 12"x6" Wye from 86 to 70 @ \$117.00 = (\$1,872.00)
- Increase 6" riser pipe from 1,000 to 1,021 LF @ 20.00 = \$420.00
- Increase 24" casting pipe from 70 to 75 LF @ \$170.00 = \$850.00
- Increase 10" casting pipe from 240 to 300 LF @ \$75.00 = \$4,500.00

- Increase Guardrail Rem'd for Reuse, as per plan from 113 to 118 LF @ \$18.00 = \$90.00
- Increase 301 bituminous aggregate base from 431 to 472.67 c.y. @ \$220.00 = \$9,157.40
- Increase 304 crushed limestone, driveways from 349 to 366.39 c.y. @ \$36.00 = \$626.04
- Increase 310 compacted granular base from 18,539 to 20,913.95 c.y. @ \$17.76 = \$42,179.11
- Increase 404 asphalt concrete, roads from 144 to 167.12 c.y. @ \$300.00 = \$6,936.00
- Reduce rock channel prot. Type C with filter from 5 to 0 c.y. @ \$33.00 = (\$165.00)
- Increase 6" & smaller storm sewer replacement from 500 to 1,420 LF @ \$18.00 = \$16,560.00
- Increase 12" storm sewer replacement from 390 to 958 LF @ \$25.00 = \$14,200.00
- Increase 15" storm sewer replacement from 200 to 793 LF @ \$30.00 = \$17,790.00
- Increase flagger from 3,195 to 3,535 LF @ \$8.00 = \$2,720.00
- Increase 12" storm sewer replacement from 1,200 to 1,315 LF @ 35.00 = \$4,025.00
- Increase concrete catch basin from 2 to 3 @ \$1,500.00 = \$1,500.00
- Increase ADS catch basin from 4 to 10 @ \$1,050.00 = \$6,300.00
- Increase 36" storm sewer from 0 to 30 LF @ \$75.00 = \$2,250.00
- Increase Pauls Garage material from 0 to 1 LS @ \$224.90 = \$224.90
- Increase Oliver check valve from 0 to 1 @ \$500.00 = \$500.00
- Increase SR 7 sidewalk replacement from 0 to 5,900 s.f. @ \$6.00 = \$35,400.00
- Increase SR 7 Type 1 Curb from 0 to 300 LF @ \$48.00 = \$14,400.00
- Increase SR 7 Type 6 Curb from 0 to 20 LF @ \$21.00 = \$420.00
- Increase SR 7 Type 2 Curb from 0 to 200 LF @ \$25.00 = \$5,000.00
- Increase Strauss Storm from 0 to 1 @ \$1,311.00 = \$1,311.00
- Increase Baird Storm from 0 to 294 LF @ \$35.00 = \$10,290.00
- Increase Baird catch basin from 0 to 1 @ \$1,500.00 = \$1,500.00
- Total Change Order # 5 Increase = \$183,748.15
- 54 additional days

Mat Toler, with Trimat Construction, is in agreement with this change order which would increase the contract from \$3,806,685.32 to \$3,990,433.47 and extend the contract for 54 additional days changing substantial completion from 5/11/2011 to 7/4/2011. Lois Snyder entertained a motion to approve the change order form as requested contingent upon USDA Rural Development approval. Harold Montgomery made and Joe Foster seconded that motion. Upon roll call votes were as follows: Ms. Snyder, yea; Mr. Foster, yea; and Mr. Montgomery, yea. Form was signed by Lois Snyder, as President of the Commission and will be forwarded to USDA for final approval and signing.

**FAA AIRPORT MASTER PLAN/ALP**  
**GALLIA-MEIGS REGIONAL AIRPORT**

The County Administrator presented the Commission with the Title Page for the FAA required Airport Master Plan/ALP for approval and signing. Commission President Lois Snyder entertained a motion to approve and sign the Title Page for the FAA Airport Master Plan/ALP as presented. Joe Foster moved and Harold Montgomery seconded this motion. Upon roll call votes were as follows: Lois Snyder, yea; Joe Foster, yea; Harold Montgomery, yea.

**NON BARGAINING UNIT PAY RANGES AMENDED**

Joe Foster made and Harold Montgomery seconded the motion to amend the non bargaining unit pay ranges by removing the following line from Attachment A of the GCDJFS Non-Bargaining Unit Transitioning to the Gallia County Personnel Policy Resolution:

***- After probationary period, employee would receive a 4% pay increase.***

Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

**EXECUTIVE SESSION - JFS**

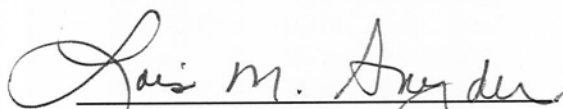
At 6:37 p.m. the President entertained a motion to enter into executive session with JFS Director Dana Glassburn and Labor Consultant Don Keller for contract negotiations. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Returned to regular session at 8:26 p.m.; no action taken.

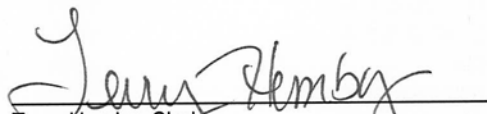
**FISCAL SPECIALIST POSITION FILLED**

President Snyder entertained a motion to fill the vacant fiscal specialist position, class number 70181 as recommended by DJFS Director Dana Glassburn effective 5/23/11. Joe Foster made and Harold Montgomery seconded the motion to hire Kathy Campbell, starting rate \$17.83 per hour. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

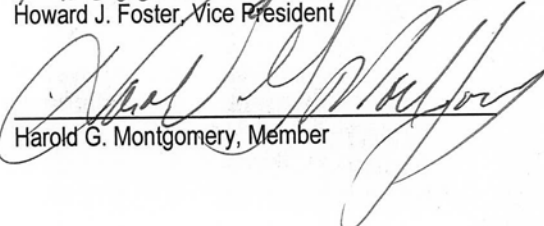
**ADJOURN**

At 9:00 p.m. President Snyder entertained a motion for adjournment. Harold Montgomery made and Joe Foster seconded the motion; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

  
Lois M. Snyder, President

  
Terry Hemby, Clerk

  
Howard J. Foster, Vice President

  
Harold G. Montgomery, Member