

JULY 21, 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 July 14, 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	8/2	Waverly	OVRC&D 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.

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
7/18	49	4	1	4	0	21	0	30	33	57

GUARDRAIL PROJECT AWARDED

Commissioners were in receipt of the following recommendation:

RE: GAL-CR1-0.00/VAR PM, PID # 88311

Commissioners:

I recommend the bid packet from Lake Erie Construction being rejected for having an incomplete bid packet as per bid requirements; and award the said project to the next lowest bidder, PDK Construction.

Respectfully,

s/Brett A. Boothe, P.E., P.S.

Gallia County Engineer

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

PUBLIC ASSISTANCE GRANT PROGRAM

Commissioners sent the following correspondence:

July 21, 2011

Nancy J. Dragani, Executive Director
Ohio Emergency Management Agency
2855 West Dublin Granville Road
Columbus, OH 43235

Dear Ms. Dragani:

As Gallia County Commissioners of Gallia County, we authorize Brett A. Boothe, Gallia County Engineer, to sign all documents as the Authorized Agent relative to the Public Assistance Grant Program for FEMA-DR-1720-OH.

Sincerely,

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

COUNTY FAIR - POLICE PROTECTION AGREEMENT

Sheriff Browning submitted the following agreement for approval:

AGREEMENT

THIS AGREEMENT made and concluded this 21st day of July, 2011, by and between the Gallia County Agricultural Society, Joseph R. Browning, Gallia County Sheriff and the Gallia County Commissioners.

WHEREAS, there exists a need for police protection for people attending the Gallia County Junior Fair and

WHEREAS, Section 311.29 of the Ohio Revised code provides for authority of a taxing district to enter into an agreement with the Sheriff of the County whereby the Sheriff undertakes and is authorized to contract to perform any police function, in behalf of the contracting subdivision.

NOW, THEREFORE, it is hereby agreed by and between the parties hereto upon the considerations as follows:

1. The parties do hereby agree and understand that the employees of the Gallia County Sheriff's Office have voted and approved representation by the FOP. Therefore, upon organization and representation of the employees by the FOP, each party herein (Gallia County Agricultural Society, Sheriff and Commissioners) reserves the right to cancel or modify

this Agreement if the organization of the FOP causes a change in the terms set forth herein. If the organization of the FOP does not change the terms of the Agreement, the parties are bound by the terms listed below.

2. The patrol duties of the designated deputy will be directed by the Gallia County Sheriff's Office. The chain of command described in the Gallia County Sheriff's Office Policies and Procedures manual will be in effect during the term of this Agreement.
3. The Gallia County Agricultural Society agrees to pay the sum of \$17.25 per hour for each officer requested. Said monies shall be paid directly to the officers.
4. The parties agree that the Gallia County Commissioners shall provide liability insurance for the officers providing services pursuant to this Agreement. The Gallia County Agricultural Society understands and agrees that it shall be liable for any damage that may exceed the applicable coverage, limited to the policy provided by Gallia County. In the event, for any reason, that any act or omission by the Officer were to result in damages assessed against the Gallia County Agricultural Society, the Gallia County Agricultural Society would be responsible for any damages that may not be covered by the Liability Policy provided by Gallia County. This provision is not and shall not be construed as an indemnification agreement by the County in favor of the Gallia County Agricultural Society. The County's sole obligation is to provide liability coverage in an amount determined at the sole discretion of the Gallia County Commissioners.
5. This Agreement can be cancelled by either party with thirty (30) days written notice.
6. This Agreement shall be effective July 30, 2011 through July 29, 2012.

IN WITNESS WHEREOF, the parties hereto have, by their duly authorized officers, executed this Agreement on the 21st day of July, 2011.

SIGNED AND ACKNOWLEDGED
IN THE PRESENCE OF:

s/Heather Casto

s/Sgt. A. Werry

s/Terry Hemby

GALLIA COUNTY SHERIFF'S OFFICE

s/Joseph R. Browning, Sheriff

GALLIA COUNTY AGRICULTURAL SOCIETY

s/Mike McCalla

GALLIA COUNTY COMMISSIONERS

s/Lois M. Snyder, President

s/Howard J. Foster, Vice President

s/Harold G. Montgomery, Member

APPROVED AS TO FORM:

s/Jeff Adkins

Prosecuting Attorney
Gallia County, Ohio

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

SCHOOL RESOURCE OFFICER AGREEMENT

Sheriff Browning submitted the following agreement for approval:

CONSULTANT AGREEMENT

This agreement is entered into on August 1, 2011, by and between the Gallia-Jackson-Vinton Joint Vocational School District Board of Education ("Board") and the Gallia County Sheriff's Office ("Consultant"), an independent contractor, for the provision of services by the Consultant to the Board.

1. SERVICES TO BE PROVIDED BY THE CONSULTANT

The Consultant shall provide the service of two Resource Officers for the 2011-2012 contractual year. This Agreement is for one Resource Officer at Buckeye Hills Career Center and one Resource Officer at the Alternative School for 40 hours per week for a total of 200 days and 182 days respectively. The Contracted Deputy for the detail will remain available to the school for use as much as possible. The Sheriff can call upon the deputy for emergency use as required. Deputy Sheriffs working this contract will be required to attend in the 2011-2012 school year CIT Training as provided by the Sheriff.

The Consultant shall exercise independent professional judgment at all times and shall determine the manner by which the described services are to be rendered. Services shall be provided in accordance with all applicable laws, rules and regulations, including policies and regulations of the Board. The Consultant shall maintain strict confidentiality with respect to all services rendered. Notwithstanding the Consultant's status as an independent contractor, the Board has the right to monitor the Consultant's performance in order to ensure a high level of quality in the services provided and in the relationship between the Consultant and the recipient(s) of services or others with whom the Consultant interacts in performing this Agreement.

2. FEES

The Board shall pay the Consultant \$23.95 per hour in the 2011-2012 school year if the Resource Officer opts for the single plan.

The Board shall pay the Consultant \$20.91 per hour in the 2011-2012 school year if the SRO opts for the county insurance cash incentive.

The Board shall pay Consultant \$100 per month per cruiser.

The Consultant shall provide necessary uniforms and equipment.

The Consultant shall provide documentation of services as required by the Board, and payment shall be made within 30 days of receipt of documentation.

Rates are subject to change per FOP contract effective 01/01/2012.

3. FREQUENCY OF SERVICES

The Consultant shall provide the quality of services during the term of this Agreement:
Services described in Item No. 1 above.

4. TERM

This Agreement shall be in effect from August 2011 - July 2012 unless earlier terminated by either party.

The Board may terminate this Agreement at any time by giving notice to the Consultant at the address contained herein if the Board determines, in its sole discretion exercised in good faith, that the Consultant has violated any applicable law, rule, regulation or policy; failed to perform any duty or warranty under this Agreement; or made a misrepresentation which materially affects the level or quality of services; or if the Board is otherwise dissatisfied with the Consultant's performance.

5. RELATIONSHIP OF THE PARTIES

The Consultant is an independent contractor and may not hold himself/herself out to individuals receiving services or to others as the employee or agent of the Board. The Consultant is not required to perform services exclusively for the Board and may perform the same or similar services for others. The Consultant is responsible for all expenses incurred in rendering services under this Agreement, and the Consultant agrees to hold the Board harmless from any such expenses. At His/her sole cost, The Consultant shall maintain all licenses/certifications required by law, shall secure professional liability insurance and any other insurance requires by law, and shall pay all taxes and/or fees required by law.

The Consultant shall indemnify and hold the Board harmless from and against any claim asserted by, or any liability to, any person on account of injury, death or damage to property arising out of the Consultant's acts or omission in the performance of the Agreement. If required by law, the Board shall make contributions to the Public School Employees Retirement System on behalf of the Consultant. Any services provided by the Consultant pursuant to this Agreement are in the nature of personal services and may not be subcontracted or assigned without the prior written consent of the Board.

6. MISCELLANEOUS PROVISIONS

This Agreement creates no third party beneficiaries.

This document sets forth the entire Agreement of the parties and supersedes all prior agreements or contracts, whether oral or written, between the parties.

CONSULTANT:

Gallia County Sheriff's Office

18 Locust Street

Gallipolis OH 45631

s/ Joe Browning, Gallia County Sheriff 7/1/11

Gallia County Commissioners

s/ Lois Snyder, President

7/21/11

s/ H. Joe Foster

s/ Harold Montgomery

BOARD OF EDUCATION

Gallia-Jackson-Vinton Joint Vocational School District

s/ David Kent Lewis, Superintendent 7/1/11

As approved to form:

s/ Jeff Adkins, Gallia County Prosecutor 7/1/11

Joe Foster made and Harold Montgomery seconded the motion to approve as recommended by the Sheriff, Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

JUNE 2011 FINANCIAL REPORT REVIEW

The County Administrator presented the Commission with:

- The June 2011 Financial Reports for comparison with the June 2010 Financial Reports. The following was noted during the review:
 - 1/1/2010 beginning cash balance was \$1,098,183.64
 - 1/1/2011 beginning cash balance was \$589,342.87
 - Difference of \$508,840.77
 - 6/30/2010 ending cash balance was \$740,655.09
 - 6/30/2011 ending cash balance was \$440,787.61
 - Difference of \$299,867.48
 - General Fund change in cash balance in comparison with the 1/1/2011 review is \$289,475.39
 - Also reviewed the 11th Amended Certificate of Estimated Resources dated 7/14/11

BID AWARD

CDBG FORMULA GRANT – OHIO TOWNSHIP FIRE SUBSTATION PROJECT

County Administrator Karen Sprague advised the Commission that all bids for the Ohio Township Fire Substation Project were complete containing the bid bond and all affidavits as required, written recommendations for award from Ohio Township and Project Engineer Randy Breech have been obtained, and approval for award from USDA has been given. Ms. Sprague informed the low bidder was checked under the Excluded Parties List System and the Auditor of State Unresolved Findings for Recovery and were not listed in either place – these are both requirements of the CDBG Program. Therefore, Ms. Sprague recommended the bid be awarded to the lowest and best bid, from Hoon, Inc. in the amount of \$140,238 (\$150,238 bid price for Proposal B with is 2500 sq ft facility without fill dirt provided by the contractor minus \$10,000 deduction for parking lot stone, which will be provided by Ohio Township along with the fill dirt). Ms. Sprague further recommended that five original copies of the contracts be signed by the Commission. Lois Snyder entertained a motion to award and sign the contract as recommended.

Harold Montgomery made and Joe Foster seconded this motion to award the bid to Hoon, Inc. in the amount of \$140,238 and sign the contract as recommended. Roll call votes: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

AIRPORT BRUSH/MOWING PLAN

The County Administrator advised the Commission the Airport Brush/Mowing Plan has been distributed to the Airport Authority Board and discussed with their President and Vice-President. The Airport Board will obtain quotes for the work and present them to the Commission for approval.

LEASE AGREEMENT RENEWAL – DRIVER'S EXAMINATION – SERVICE CENTER

The County Administrator presented the Commission with renewal paperwork from the Ohio Department of Public Safety, Ohio State Highway Patrol for use of Gallia County Service Center parking lot space and building for the Ohio State Highway Patrol's mobile driver examination testing unit located at 499 Jackson Pike, Gallipolis, Ohio 45631 at an annual rental rate of \$6,600.00 for the period of 7/1/2011 – 6/30/2013. Lois Snyder entertained a motion to approve the lease agreement renewal as presented. Joe Foster made and Harold Montgomery seconded the motion. Roll call votes: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

CONNECT OHIO

Economic Development Director Melissa Clark updated the Commission on the recent meeting with the Connect Ohio technical outreach team where they presented data collection, cost estimates, and propagation studies for a broadband expansion model for Gallia County. Economic Development presented for signature, the following letters of appreciation to Tom Fritz, Vice President of Connected Nation, and Don Shirley Executive Director of Connect Ohio for their continued support and advocacy of broadband expansion in Gallia County. Joe Foster made and Harold Montgomery seconded the motion to approve the letters for signature; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

Mr. Tom Fritz
Vice President, US State & Local Programs
Connected Nation
tfritz@connectohio.org

Dear Mr. Fritz,

The Gallia County Commissioners and Gallia County Economic Development would like to thank you for your continued efforts to expand broadband internet service to Gallia County. Your work was instrumental in launching our local efforts at the first broadband committee meeting in 2008, and we appreciate your continued support.

A recent propagation study, conducted by Connect Ohio team members Bart Winegar and Ira Dye, will be instrumental in allowing Gallia County to work with local fixed wireless providers to expand affordable broadband service to rural residents. It is because of your dedication and diligence that we have seen continued progress in this area.

Congratulations on your new position and we wish you continued success in spreading the availability of broadband.

Sincerely,
s/Lois Snyder, President
Gallia County Board of Commissioners

Mr. Don Shirley
Executive Director
Connect Ohio
dshirley@connectohio.org

Dear Mr. Shirley,

The Gallia County Commissioners and Gallia County Economic Development would like to thank you for your continued efforts to expand broadband internet service to Gallia County. Your work with the ECO program as the local Field Director has been instrumental in the development of our local broadband initiative which will continue to benefit our county and region.

A recent propagation study, conducted by Connect Ohio team members Bart Winegar and Ira Dye, will be instrumental in allowing Gallia County to work with local fixed wireless providers to expand affordable broadband service to rural residents. It is because of your dedication and diligence that we have seen continued progress in this area.

Congratulations on your new position and we wish you continued success in spreading the availability of broadband.

Sincerely,
s/Lois Snyder, President
Gallia County Board of Commissioners

SPECULATIVE BUILDING FINAL REIMBURSEMENT

Economic Development Director Melissa Clark presented the final reimbursement request for the spec building grant in the amount of \$147,148.20. The total project cost is \$958,151.07 which was \$42,000 under budget on the project. The piping was completed last Friday and is awaiting the Engineer's final inspection.

Joe Foster made and Harold Montgomery seconded the motion to approve the final reimbursement; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. Commissioner Foster commended Ms. Clark again for keeping the project on track, under budget and doing such an excellent job.

LOCAL REVIEW COMMITTEE

Ms. Clark presented recommendation for the 2011-2012 SOACDF Gallia County Local Review Committee. Harold Montgomery made and Joe Foster seconded the motion to approve the members as recommended; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea. The following letter was sent to SOACDF:

July 21, 2011

Don Branson, Executive Director
SOACDF
PO Box 47
Hillsboro, OH 45133

Dear Mr. Branson:

Gallia County would like to submit for approval by the Foundation Board, the following review committee for Gallia County:

Lois Snyder, Gallia County Commissioner
Melissa Clark, Economic Development Director
Kyle Deel, local agriculture representative
Katrinka Hart, Ohio Valley Bank
Richard Stephens, OSU Extension

Melissa Clark will continue to serve as the chair of the committee.

Thank you for your consideration of this request.

Sincerely,
s/Lois Snyder, President
Gallia County Board of Commissioners

NEW BUSINESS TRAINING OPPORTUNITIES

Economic Development Director Melissa Clark and Assistant Director Jake Bodimer met last Thursday with OSU South Centers to discuss the development of future small business seminars for Gallia County. As part of an agreement with OSU South Centers, all net proceeds from the training class will be split 50%/50% after the training expenses are deducted. Initial topics discussed for the seminars include financing small businesses; and small business marketing. The only cost the E.D. office would have would be employee time and any refreshments provided. Commissioners were in support of this idea.

PHONE EQUIPMENT BOX

Commissioner Foster asked Economic Development Director Melissa Clark about the phone equipment box located in the parking lot of the speculative building which has been damaged several times. Clark has talked to BJ Smith at AT&T numerous times and she advised their contractor will review the situation and get back to her. As of last week, it was knocked down again. The first communication with AT&T on this situation has been approximately 6 weeks ago. Foster encouraged her to document the time frame to prove we have been aggressive in getting this resolved.

OHIO JOBSITE READY PROGRAM

Clark advised the expected application release date for the Ohio Jobsite Ready program will be late summer or early fall. After speaking with Ohio Department of Development, once we have determined a project, we could call and discuss with them. Commissioner Foster suggested that the E.D. staff sit down with the Commission to critique our latest project and further discuss some future potential projects.

RIO GRANDE MEMORIAL PARK PROJECT

At the request of Village Clerk Amy Miller, the appointment was rescheduled with of Rio Grande Mayor Matt Easter for August 11th.

EXECUTIVE SESSION - LEGAL

President Snyder entertained a motion At 10:31 a.m. the President entertained a motion to enter into executive session with Attorney Dave Riepenhoff 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 10:51 a.m.; no action taken.

PRESCRIPTION DRUG GRANT

Sheriff Browning submitted a quarterly sub grant report from the office of Criminal Justice Services for the Prescription drug Grant for signature. Harold Montgomery made and Joe Foster seconded the motion to approve; Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

WORK RELEASE CENTER UPDATE

Sheriff Joe Browning, Administrative Assistant Heather Casto and Sergeant Kevin Werry met to update the Commissioners on the Work Release Center. The June report was submitted, reviewed and discussed. Reports are on file in the Commissioners office.

Werry also expressed a need for additional kitchen equipment to keep up with the increase of inmates.

Commissioner Foster suggested inviting the Ohio Bureau of Adult Detention to tour the facility and set up a meeting to discuss ways to improve the system and make it more efficient.

Browning stated that the Airport Authority has expressed a need with the mowing at the airport and it currently is so high it needs to be brush hogged with a tractor. The WRC could assist with this if they had appropriate equipment. Commissioner Snyder advised that the County Administrator is currently in discussions with the Board to remedy this situation as well.

PRE-CLOSING OHIO TWP FIRE SUBSTATION

This meeting was transferred to the second floor meeting room under the coordination of County Administrator Karen Sprague.

REVISED HOURLY RATE SCHEDULE

Upon the recommendation of DJFS Director Dana L. Glassburn, Joe Foster made a motion to: 1) approve the revised hourly rates for members of the CWA Local 4320 bargaining unit of the Gallia County Department of Jobs and Family Services as set forth in the revised hourly rate schedule agreed to this week by the CWA Local 4320 bargaining unit, 2) that these hourly rates be effective beginning with the pay period to be paid out on July 29, 2011, and, 3) that the revised hourly rates for the bargaining unit members we are approving in this motion be set forth as an amendment in Appendix A of the Agreement between the Gallia County Department of Jobs and Family Services effective June 4, 2011 through December 31, 2013. These hourly rate revisions for members of the bargaining unit are necessary in order to achieve the intent of the wage negotiations and the negotiated

agreement between Local 4320 and the Department of Jobs and Family Services. Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

SEWER & SANITATION DISCUSSIONS

County Sewer Operator Gary Myers met with the Commissioner to discuss the actual implementation of the Shut-Off policy for the delinquent sewer accounts and the process that will be taken.

PRE CONSTRUCTION CONFERENCE – OHIO TWP FIRE SUBSTATION

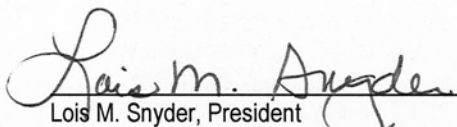
This meeting was transferred to the second floor meeting room under the coordination of County Administrator Karen Sprague.

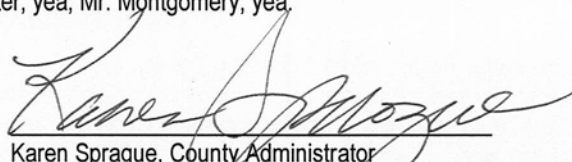
DUST CONTROL ASSISTANCE

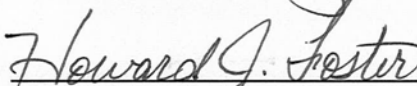
Fair Board President Bruce Scarberry expressed appreciation of the past support of the Commission and requested assistance in applying oil on the road leading back to the campgrounds. The estimated length is ½ mile single lane and would require about 700 gallons at an estimated cost of \$3 per gallon. Joe Foster made and Harold Montgomery seconded the motion to pay the invoice for this dust control project, approximately \$2,100. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.

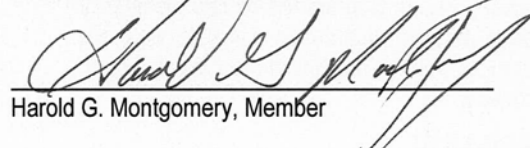
ADJOURN

At 3:36 p.m. President Snyder entertained a motion for adjournment. Joe Foster made and Harold Montgomery seconded the motion. Roll call: Ms. Snyder, yea; Mr. Foster, yea; Mr. Montgomery, yea.


Lois M. Snyder, President


Karen Sprague, County Administrator
(Minutes recorded by Terry Hemby, Clerk)


Howard J. Foster, Vice President


Harold G. Montgomery, Member