

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Mark A. Thomas, J. P. Dutton and Josh Meyer, Commissioners and Jayne Long, Clerk of the Board.

MEETINGS ARE NOW BEING RECORDED
ALL DISCUSSIONS ARE SUMMARIZED. FOR COMPLETE PROCEEDINGS
PLEASE SEE CORRESPONDING CD FOR THIS MEETING DAY.

IN THE MATTER OF APPROVING RECAPITULATION OF VOUCHERS FOR THE VARIOUS FUNDS

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve and sign all bills that have been certified in the Auditor's office and considered by the Board. It is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of the bills allowed:

IN THE TOTAL AMOUNT OF \$934,869.63

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF TRANSFERS WITHIN FUND

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the following transfers within fund for the following funds:

H00 PUBLIC ASSISTANCE FUND

FROM	TO	AMOUNT
E-2510-H000-H25.000 CCMEP TANF Reg	E-2510-H000-H17.000 Other Expenses	\$ 10,000.00
E-2510-H000-H26.000 CCMEP TANF Admin	E-2510-H000-H17.000 Other Expenses	\$ 10,000.00

K00 MYGT-ENGINEER'S FUND

FROM	TO	AMOUNT
E-2811-K200-K10.006 Hospitalization	E-2812-K000-K16.003 Contract-Projects	\$12,000.00
E-2812-K000-K20.006 Hospitalization	E-2812-K000-K16.013 Contract-Projects	\$43,000.00
E-2813-K000-K39.006 Hospitalization	E-2812-K000-K16.013 Contract-Projects	\$60,000.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

IN THE MATTER OF ADDITIONAL APPROPRIATIONS

Motion made by Mr. Thomas, seconded by Mr. Meyer to make the following additional appropriations, in accordance with the Official Certificate of Estimated Resources as approved by the Budget Commission, under the following dates:

****JANUARY 3, 2017****

E-9879-Y079-Y03.000	Unclaimed Funds	\$175,000.00
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****FEBRUARY 1, 2017****

GENERAL FUND

E-0051-A001-A08.000	Travel and Expenses	\$ 170.53
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E11 9-1-1 WIRELESS FUND

E-2300-E011-E01.011	Contract Services	\$6,501.79
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L01 SOIL CONSERVATION FUND/BSWCD

E-1810-L001-L01.002	Salaries	\$1,833.33
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OAKVIEW JUVENILE/VARIOUS FUNDS

E-8010-S030-S51.002	Salaries	\$178,766.82
E-8010-S030-S53.000	Medical	\$ 5,000.00
E-8010-S030-S56.000	Motor Vehicles	\$ 600.00
E-8010-S030-S58.000	Communications	\$ 1,620.00
E-8010-S030-S59.000	Fuel/Utilities	\$ 25,000.00
E-8010-S030-S60.000	Maintenance & Repair	\$ 4,000.00
E-8010-S030-S63.000	General	\$ 6,000.00
E-8010-S030-S65.000	Indirect Costs	\$ 7,806.00
E-8010-S030-S66.003	PERS	\$ 24,000.00
E-8010-S030-S68.006	Hospitalization	\$ 30,000.00
E-8010-S030-S70.005	Medicare	\$ 2,500.00
E-8011-S031-S02.000	Food (NSLA/Meal Tickets)	\$ 2,349.94
E-8012-S032-S00.000	Activity Fund	\$ 35.60

S69 MR/DD MEDICAID RESERVE FUND

E-2410-S069-S01.011	Contract-Services	\$107,633.00
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SHERIFF/VARIOUS FUNDS

E-0131-A006-A09.000	Medical	\$ 823.01
E-0131-A006-A21.000	Towing	\$ 200.00
E-0131-A006-A23.000	Background	\$ 258.00
E-0131-A006-A24.000	E-SORN	\$ 750.00
E-0131-A006-A26.000	K-9 Account	\$1,850.00
E-0131-A006-A28.000	Shop with a Cop	\$2,400.00
E-0131-A006-A32.000	Warrant Fee	\$2,160.00
E-0131-A006-A34.000	Litter Control	\$ 52.00
E-1652-B016-B02.000	Education Expenses	\$ 25.00
E-5100-S000-S01.010	Supplies	\$ 8,181.06
E-5101-S001-S06.000	License Issuance Exp	\$ 1,540.00
E-5101-S001-S07.012	Equipment	\$ 1,714.00
E-9710-U010-U06.000	Other Expenses	\$ 847.19

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes

Mr. Dutton Yes

**IN THE MATTER OF TRANSFER OF FUNDS FOR HOSPITALIZATION
CHARGEBACKS-JANUARY & FEBRUARY, 2017**

Motion made by Mr. Thomas, seconded by Mr. Dutton to make the following transfer of funds for Hospitalization Chargebacks for January and February, 2017.

From:		To:	
NUMBER	ACCOUNT	NUMBER	AMOUNT
E-0170-A006-G11.000	PUBLIC DEFENDER	R-9891-Y091-Y01.500	9,274.02
E-0181-A003-A11.000	BD OF ELECTIONS	R-9891-Y091-Y01.500	22,473.60
E-0300-A008-B01.002	CHEST CLINIC	R-9891-Y091-Y01.500	0.00
E-0910-S033-S47.006	DETENTION HOME	R-9891-Y091-Y01.500	37,145.83
E-1210-S078-S14.006	COUNTY RECORDER	R-9891-Y091-Y01.500	0.00
E-1310-J000-J06.000	REAL ESTATE	R-9891-Y091-Y01.500	13,822.81
E-1410-W082-T07.006	DRETAC-TREAS	R-9891-Y091-Y01.500	0.00
E-1511-W080-P07.006	PROS-VICTIM	R-9891-Y091-Y01.500	2,845.90
E-1518-S075-S03.002	MHAS SUBSIDY GRANT	R-9891-Y091-Y01.500	1,422.95
E-1520-S077-S04.006	CORRECTIONS ACT	R-9891-Y091-Y01.500	4,268.85
E-1544-S054-S05.000	COMMON PLEAS/GEN SP/ MED	R-9891-Y091-Y01.500	0.00
E-1600-B000-B13.006	DOG & KENNEL	R-9891-Y091-Y01.500	7,164.46
E-1600-B000-B13.006	D/K AUDITOR CLERK	R-9891-Y091-Y01.500	1,422.95
E-1810-L001-L14.000	SOIL CONSERVATION	R-9891-Y091-Y01.500	6,771.44
E-1815-L005-L15.006	WATERSHED COORD.	R-9891-Y091-Y01.500	1,079.64
E-2310-S049-S63.000	MENTAL HEALTH	R-9891-Y091-Y01.500	5,691.80
E-2410-S066-S80.000	MENTAL RETARDATION	R-9891-Y091-Y01.500	128,363.76
E-2510-H000-H16.006	HUMAN SERVICES	R-9891-Y091-Y01.500	163,553.22
E-2760-H010-H12.006	CHILD SUPPORT	R-9891-Y091-Y01.500	18,205.92
E-2811-K200-K10.006	K-1	R-9891-Y091-Y01.500	1,422.95
E-2811-K200-K10.006	K-2	R-9891-Y091-Y01.500	3,925.54
E-2812-K000-K20.006	K-11	R-9891-Y091-Y01.500	52,405.26
E-2813-K000-K39.006	K-25	R-9891-Y091-Y01.500	16,388.78
E-4110-T075-T52.008	WIC	R-9891-Y091-Y01.500	5,691.80
E-5005-S070-S06.006	SENIOR SERVICE PROG	R-9891-Y091-Y01.500	77,381.45
E-6010-S079-S07.006	CLRK OF COURTS	R-9891-Y091-Y01.500	10,010.36
E-1561-S086-S03.006	Northern Court-Special	R-9891-Y091-Y01.500	1,422.95
E-1571-S087-S03.006	Eastern Court - Special	R-9891-Y091-Y01.500	1,422.95
E-1551-S088S03.006	Western Court-Special	R-9891-Y091-Y01.500	2,845.90
E-8010-S030-S68.006	OAKVIEW JUVENILE	R-9891-Y091-Y01.500	28,852.02
E-9799-S012-S02.006	Port Authority	R-9891-Y091-Y01.500	1,079.64
	WATER DEPARTMENT		
E-3701-P003-P31.000	WWS #2 Revenue	R-9891-Y091-Y01.500	7,210.64
E-3702-P005-P31.000	WWS #3 Revenue	R-9891-Y091-Y01.500	24,991.30
E-3704-P051-P15.000	SSD #1 Revenue	R-9891-Y091-Y01.500	5,347.71
E-3705-P053-P15.000	SSD #2 Revenue	R-9891-Y091-Y01.500	8,649.69
E-3706-P055-P15.000	SSD #3A Revenue	R-9891-Y091-Y01.500	910.60
E-3707-P056-P15.000	SSD #3B Revenue	R-9891-Y091-Y01.500	339.85
	COUNTY HEALTH		
E-2210-E001-E15.006	County Health	R-9891-Y091-Y01.500	15,477.13
E-2233-F085-F01.002	Child & Family Health Services	R-9891-Y091-Y01.500	1,572.16
E-2211-F069-F04.000	Trailer Park	R-9891-Y091-Y01.500	0.00
E-2227-F074-F06.000	Home Sewage Treatment Syst.	R-9891-Y091-Y01.500	2,845.90
E-2213-F075-F02.003	Vital Stats	R-9891-Y091-Y01.500	569.18
E-2231-F083-F01.002	Public Health Em Preparedness	R-9891-Y091-Y01.500	630.08
E-2232-F084-F02.008	Visiting Nurse	R-9891-Y091-Y01.500	0.00
E-2215-F077-F01.002	Reproductive Health & Wellness	R-9891-Y091-Y01.500	431.86
E-2216-F078-F02.002	Tobacco	R-9891-Y091-Y01.500	0.00

E-2218-G000-G06.003	Food Services	R-9891-Y091-Y01.500	1,992.14
E-2230-F082-F01.002	Personal Responsibility Ed. Prog.	R-9891-Y091-Y01.500	1,658.52
E-2219-N050-N05.000	Water Systems	R-9891-Y091-Y01.500	0.00
E-4110-T075-T52.008	WIC	R-9891-Y091-Y01.500	485.84
	Juv Court/Grants		
E-0400-M067-M05.008	Alternative School	R-9891-Y091-Y01.500	2,845.90
E-0400-M060-M64.008	Care and Custody	R-9891-Y091-Y01.500	0.00
E-0400-M060-M29.008	Care & Custody (C-Cap)	R-9891-Y091-Y01.500	5,691.80
E-0400-M060-M75.008	Care & Cust. (Substance Abuse)	R-9891-Y091-Y01.500	0.00
E-0400-M078-M02.008	Title IV-E Reimbursement	R-9891-Y091-Y01.500	8,537.70

TOTALS **716,544.75**

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF REQUEST FOR CERTIFICATION OF MONIES BY THE BUDGET COMMISSION

Motion made by Mr. Thomas, seconded by Mr. Meyer to request the Belmont Co. Budget Commission certify the following monies. **CCAO TRAVEL REIMBURSEMENT-\$170.53** deposited into R-0050-A000-A45.500 on 01/20/17 *Reimbursement for charge made to Ginny Favede's credit card in error.*

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

IN THE MATTER OF APPROVING THEN AND NOW CERTIFICATE/AUDITOR'S

Motion made by Mr. Thomas, seconded by Mr. Dutton to execute payment of Then and Now Certification dated February 1, 2017, presented by the County Auditor pursuant to O.R.C. 5705.41(d) 1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract to order.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Thomas, seconded by Mr. Dutton granting permission for county employees to travel as follows:
COURT OF COMMON PLEAS-Dave Carter to Mansfield, OH, on February 1, 2017, to visit with a youth on probation and in placement at Foundations for Living.
ENGINEERS-Daniel Boltz to Dublin, OH, on February 9-10, 2017, to attend the 2017 Ohio County Engineers Conference. Estimated expenses: \$450.00.
SENIORS-Tish Kinney to Mingo Junction, OH, on February 3, 2017, to attend a funeral viewing at Wilson Funeral Home. A county vehicle will be used for travel.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

IN THE MATTER OF APPOINTING COMMISSIONER MARK A. THOMAS AS THE BOARDS REPRESENTATIVE TO THE COUNCIL OF GOVERNMENTS (COG) BOARD FOR WORKFORCE AREA 16

Motion made by Mr. Dutton, seconded by Mr. Meyer to appoint Commissioner Mark A. Thomas as the Boards representative to the Council of Governments (COG) board for Workforce Area 16 effective immediately.

Note: Workforce Area 16 consists of Belmont, Carroll, Harrison and Jefferson Counties. The Council of Governments (COG) consists of one County Commissioner from each county in Area 16 and is the Chief Elected Official for the area.

Upon roll call the vote was as follows:

Mr. Dutton	Yes
Mr. Meyer	Yes
Mr. Thomas	Yes

IN THE MATTER OF APPROVING THE ODOT 2016 COUNTY HIGHWAY SYSTEM MILEAGE CERTIFICATION/ENGINEER

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the signing and submittal of the Ohio Department of Transportation 2016 County Highway System Mileage Certification per O.R.C. 4501.04; the total length of county maintained public roads in Belmont County was 308.905 miles as of December 31, 2016.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

IN THE MATTER OF APPOINTING COUNTY ENGINEER TERRY LIVELY TO THE BELMONT COUNTY LOCAL EMERGENCY PLANNING COMMITTEE (L.E.P.C.)

Motion made by Mr. Thomas, seconded by Mr. Meyer to appoint County Engineer Terry Lively as the transportation representative, to the Belmont County Local Emergency Planning Commission Committee (L.E.P.C.) effective immediately through August 14, 2017 to fill the

unexpired term of former County Engineer Fred Bennett, pursuant to Ohio Revised Code Section 3750.03, and hereby authorize the submittal of his application to the Ohio EPA/SERC (State Emergency Response Committee) for approval.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

**IN THE MATTER OF ADOPTING PRELIMINARY LEGISLATION
RESOLUTION EMPOWERING BELMONT COUNTY ENGINEER, ON BEHALF
OF THE BOARD OF COUNTY COMMISSIONERS, TO ENTER INTO CONTRACT
WITH DIRECTOR OF OHIO DEPT. OF TRANSPORTATION/ PROJECT BEL-SR149-5.34
PID NO. 101497/ T.R. 1194 (SCHOOL STREET) IN NEFFS**

Motion made by Mr. Thomas, seconded by Mr. Dutton to adopt the Preliminary Consent Legislation resolution empowering the Belmont County Engineer, on behalf of the Board of Belmont County Commissioners, to enter into contracts with the Director of the Ohio Department of Transportation to complete Project BEL-SR149-5.34 which will require work along T. R. 1194 (School St.) in Neffs.

Note: The entire cost of the project will be borne by ODOT.

PRELIMINARY LEGISLATION - Consent

Rev. 6/26/00

Resolution # N/A
PID No. 101497
County/Route/Section BEL-SR149-5.34

The following Resolution is enacted by the Belmont County Commissioners, of Belmont County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

A slope repair project along the south embankment of S.R. 149 in Neffs, Ohio, which will include removal of an existing retaining wall, acquisition and demolition of an adjacent abandoned house, reconstruction of the embankment to support the roadway, and reconstruction of a portion of T.R. 1194 (School St.).

Access from T.R. 1194 (School St.) to S.R. 149 at this location will be removed due to the lack of sight distance and harsh geometric conditions. T.R. 1194 will dead end at this Allocation with a cul de sac.

To complete this project, a piece of property will be acquired by ODOT, in the name of Belmont County, along T.R. 1194.

NOW THEREFORE, be it ordained by the Belmont County Commissioners of Belmont County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

ODOT shall assume and bear 100% of the necessary costs of the State's highway improvement project. In the event the LPA requests certain features or appurtenances be included within the State's highway improvement project's design and construction, and which features and appurtenances are determined by the State and FHWA to be not necessary for the State's project, the LPA shall contribute 100% of the cost of those items.

SECTION IV - Utilities and Right of Way Statement

The State will handle all necessary acquisition of additional right of way required for the project in accordance with current State and Federal regulations. The LPA shall make available or cause to be made available by Pultney Township Board of Trustees all necessary existing right of way of T.R. 1194 which is required for the project. The LPA also understands that right-of-way costs include eligible utility costs. The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V - Maintenance

Upon completion of the project, the township shall assume maintenance of all portions of T.R. 1194 which are reconstructed by the project, including the proposed cul de sac, which will be located in part on right of way to be owned by the State of Ohio, Department of Transportation.

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide or cause the Pultney Township Board of Trustees to provide for adequate maintenance for the portions of T.R. 1194 which are reconstructed by the Project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide or cause the Pultney Township Board of Trustees to provide ample financial provisions, as necessary, for such maintenance of the portions of T.R. 1194 which are reconstructed by the Project; (3) maintain or cause the Pultney Township Board of Trustees to maintain the right of way of T.R. 1194, keeping it free of obstructions, and; (4) hold or cause the Pultney Township Board of Trustees to hold said right of way inviolate for public highway purposes.

SECTION VI - Authority to Sign

I, Terry D. Lively of said Belmont County Commissioners, am hereby empowered on behalf of the Belmont County Commissioners to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

This Resolution is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and in force from and after the earliest period allowed by law.

Passed: February 1, 2017.

Attested: Jayne Long /s/
(Clerk)

Terry Lively /s/ County Engineer
(Contractual Agent of LPA – title)

Attested: Bonnie Zuzak /s/
(Title) Asst. Clerk

Mark A. Thomas /s/
(President of the Board of Commissioners)

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

**IN THE MATTER OF SIGNING AGREEMENT FOR ENGINEERING SERVICES
WITH VAUGHN, COAST AND VAUGHN, INC. FOR REPAIR AND RECOAT WATER
PLANT TANK AND SURVEY THREE WATER TANKS PROJECT/SANITARY SEWER DISTRICT**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve and sign an agreement for engineering services with Vaughn, Coast and Vaughn, Inc., in the lump sum fee of \$49,500.000 for the Repair and Recoat Water Plant Tank and Survey Three Water Tanks project, based upon the recommendation of Sanitary Sewer District Director Kelly Porter, to be paid out of the N82 fund.

**AGREEMENT BETWEEN OWNER AND ENGINEER
FOR ENGINEERING SERVICES**

This is an Agreement entered into this 1st day of February, 2017, by and between the **Belmont County Commission** (OWNER) and **Vaughn, Coast & Vaughn, Inc.** (ENGINEER).

Whereas, OWNER intends to **Repair and Recoat Water Plant Tank and Survey Three Water Tanks**, (Project) OWNER and ENGINEER hereby agree in respect to the performance of professional engineering services by ENGINEER and to the payment for these services by OWNER as established below:

ENGINEERING SERVICES

1. During the STUDY AND REPORT phase of the Project, ENGINEER shall provide the following services:
 - 1.1 Complete a physical survey (interior and exterior) of the McKelvey, Phillips, and Maynard Tanks and prepare a report summarizing the overall conditions and providing recommendations for repair and recoating of each tank.
2. During the DESIGN, BIDDING & NEGOTIATING, AND CONSTRUCTION phase of the Repair and Recoating of the Water Plant Tank Project, ENGINEER shall provide the following services:
 - 2.1. Complete engineering design in accordance with generally accepted professional standards.
 - 2.2. Prepare, for incorporation in the Contract Documents, final drawings and specifications of sufficient detail of scope, extent and character of work to be furnished and performed by Contractor.
 - 2.3. Prepare construction contracts, general conditions, bidding forms, invitations to bid and instruction to bidders (Bid Documents).
 - 2.4. Provide necessary copies of Bid Documents, Plans and Specifications to OWNER for record.
 - 2.5. Provide additional copies of Bid Documents, Plans and Specifications for use of Bidders for a fee to be paid by Bidders.
 - 2.6. Review, tabulate and evaluate bids received and provide recommendation of award to OWNER.
 - 2.7. Prepare and provide Contract Documents for construction of the Project.
 - 2.8. Review shop drawings for conformity to intent of Contract Documents and take appropriate action.
 - 2.9. Issue interpretation and clarification of Contract Documents as necessary for the project.
 - 2.10. Administer change orders for the Project.
 - 2.11. Review for accuracy construction contractor's periodic estimates for payment and provide recommendation of payment.
 - 2.12. Conduct a final inspection to provide a greater degree of assurance that construction is complete in general accordance with Contract Documents.
3. During the CONSTRUCTION phase of the Repair and Recoating of the Water Plant Tank Project, ENGINEER shall provide the following services:
 - 3.1. ENGINEER shall make visits to the site at intervals appropriate to the various stages of construction as ENGINEER deems necessary in order to observe as an experienced and qualified design professional the progress and quality of the various aspects of Contractor's work. In addition, ENGINEER shall provide the services of a Resident Project Representative at the site to assist ENGINEER and to provide more continuous observation of such work. Based on information obtained during such visits and on such observation, ENGINEER shall endeavor to determine in general if such work is proceeding in accordance with the Contract Documents and ENGINEER shall keep OWNER informed of the progress of the work.
The purpose of ENGINEER's visits to and representation by the Resident Project Representative at the site will be to enable ENGINEER to better carry out the duties and responsibilities assigned to and undertaken during construction, and to provide OWNER a greater degree of confidence that the completed work of the Contractor(s) will conform generally to the Contract Documents and that the integrity of the design concept as reflected in the Contract Documents has been implemented and preserved by the Contractor(s).
ENGINEER shall not, during these visits or as a result of such observations of Contractor(s)' work in progress, supervise, direct or have any control over Contractor(s)' work, nor shall ENGINEER have authority over or responsibility for the means, methods, techniques, sequences or procedures of the construction selected by Contractor(s), for the safety precautions and programs incident to the work of Contractor(s) or for any failure of Contractor(s) to comply with laws, rules, regulations, ordinances, codes or orders applicable to Contractor(s) furnishing and performing their work. Accordingly, ENGINEER can neither guarantee the performance of the construction contracts by Contractor(s) nor shall the ENGINEER assume any responsibility for Contractor(s)' failure to furnish and perform their work in accordance with the Contract Documents.

COMPENSATION FOR ENGINEERING SERVICES

4. OWNER shall compensate ENGINEER for said services rendered as follows:
 - 4.1. For services rendered during the STUDY AND REPORT phase of the Project, as described in paragraphs 1.1, a lump sum fee of 15,000. (This includes Wet Survey of McKelvey, Phillips & Maynard Tanks with Remote Operated Vehicle)
 - 4.2. For services rendered during the FINAL DESIGN phase of the Project, as described in paragraphs 2.1 through 2.4, a lump sum fee of \$10,000. (WTP Finished Water Storage Tank)
 - 4.3. For services rendered during the BIDDING AND NEGOTIATING phase of the Project, as described in paragraphs 2.5 through 2.7, a lump sum fee of \$5,000. (WTP Finished Water Storage Tank)
 - 4.4. For services rendered during the CONSTRUCTION phase of the Project, as described in paragraphs 2.8 through 3.1, a lump sum fee of \$19,500 (WTP Finished Water Storage Tank)
 - 4.5. Times of Payments:
 - 4.5.1. ENGINEER shall submit monthly statements for services rendered based upon a percentage of completion of each phase of the project. OWNER shall promptly submit statements for funding reimbursement under the applicable funding program, if any. OWNER shall make prompt payment to ENGINEER for statements submitted.

OWNER RESPONSIBILITIES

5. OWNER shall be responsible for:
 - 5.1. Arranging access to and making provision for ENGINEER to enter upon public and private lands as required for ENGINEER to perform services under this Agreement.

SPECIAL PROVISIONS

6. Special Provisions:
 - 6.1. This Agreement, consisting of pages 1 through 4, constitutes the entire agreement between OWNER and ENGINEER and supersedes all prior written or oral understandings. This Agreement may only be amended, supplemented, modified or canceled by a duly executed written instrument.
 - 6.2. The Auditor shall execute the attached Auditor's Certificate stating that funds are available or are in the process of collection for the amounts outlined in paragraphs 4.1 through 4.4.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first written above.

OWNER: Belmont County Commission
By: Mark A. Thomas /s/
Commissioner
By: J. P. Dutton /s/
Commissioner
By: Josh Meyer /s/
Commissioner

ENGINEER: Vaughn, Coast & Vaughn, Inc.
By: Jeffrey A. Vaughn /s/
Jeffrey A. Vaughn, P.E., Vice-Pres.
APPROVED AS TO FORM:
David K. Liberati /s/ Assist. P.A.
Belmont County Prosecutor

Upon roll call the vote was as follows:

Mr. Thomas Yes

Mr. Meyer Yes
 Mr. Dutton Yes

RECESS

IN THE MATTER OF BID OPENING FOR THE SUPPLY OF FIRE HYDRANTS IN THE VILLAGE OF BELLAIRE

This being the day and 9:30 a.m. being the hour that bids was to be on file in the Commissioners' Office for the Supply of Fire Hydrants in the Village of Bellaire; they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Ferguson Waterworks 173 Enterprise Drive Marietta, OH 45750	X	\$50,043.00
HD Waterworks 320 Tallmadge Road Kent, OH 44840	X	\$53,623.50
National Road Utility Supply P.O. Box A Valley Grove, WV 26060	X	\$48,598.55
Totterdale Bros. Supply 226 N. Zane Highway Martins Ferry, OH 43935 (Engineer's Estimate: \$54,000.00)	X	\$55,032.07

Present for opening were Lisa Mullin of Belomar, Dale Bratton and Scott Porter, Village of Bellaire Administrator.

Motion made by Mr. Thomas, seconded by Mr. Meyer to turn over all bids for the Supply of Fire Hydrants in the Village of Bellaire to A.C. Wiethe, Belomar Regional Council, for review and recommendation.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Meyer Yes
 Mr. Dutton Yes

IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 9:48 A.M.

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter executive session with Katie Bayness, HR Administrator, and Kelly Porter, Director, Belmont Co. Sanitary Sewer District, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the compensation of public employees.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Meyer Yes
 Mr. Dutton Yes

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 10:13 A.M.

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 10:13 a.m.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Meyer Yes
 Mr. Dutton Yes

AS A RESULT OF EXECUTIVE SESSION – NO ACTION TAKEN

IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 10:14 A.M.

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter executive session with Katie Bayness, HR Administrator, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the compensation, discipline, dismissal and employment of public employees.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Meyer Yes
 Mr. Dutton Yes

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 10:40 A.M.

Motion made by Mr. Thomas, seconded by Mr. Dutton to exit executive session at 10:40 a.m.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Dutton Yes
 Mr. Meyer Yes

AS A RESULT OF EXECUTIVE SESSION – Commissioner Thomas said there is no action at this time. There may be action at a later date.

IN THE MATTER OF APPROVING MINUTES OF REGULAR BOARD OF COMMISSIONERS MEETING

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the minutes of the Belmont County Board of Commissioners regular meeting of January 25, 2017.

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Meyer Yes
 Mr. Dutton Yes

February 1, 2017

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 11:42 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to adjourn the meeting.
Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	Yes

Read, approved and signed this 8th day of February, 2017.

Mark A. Thomas /s/_____

J. P. Dutton s/_____ COUNTY COMMISSIONERS

Josh Meyer /s/_____

We, Mark A. Thomas and Jayne Long, President and Clerk respectively of the Board of Commissioners of Belmont County, Ohio, do hereby certify the foregoing minutes of the proceedings of said Board have been read, approved and signed as provided for by Sec. 305.11 of the Revised Code of Ohio.

Mark A. Thomas /s/_____ PRESIDENT

Jayne Long /s/_____ CLERK