

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Charles R. Probst, Jr., Matt Coffland and Ginny Favede, 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 ALLOWANCE OF BILLS
AS CERTIFIED IN THE AUDITOR'S OFFICE

"BILLS ALLOWED"

The following bills having been certified in the Auditor's office, on motion by Mrs. Favede, seconded by Mr. Coffland, all members present voting YES, each bill was considered and it is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of bills allowed.

Claim of	Purposes	Amount
A-BP	Gasoline/General Fund	548.74
A-BP	Gasoline-Adult Probation/General Fund	52.00
A-BP	Gasoline-Coroner/General Fund	272.72
A-Dell Marketing LP	Computer-GIS Projects/General Fund	1,833.84
A-OPEX Communications, Inc.	Telephone-Public Defender/General Fund	10.09
A-Pam Carpenter	Training-Jail School/General Fund	450.00
A-Redwood Toxicology	Drug Testing/General Fund	607.24
A-Wheeling Office Supply	Supplies-Prosecutor/General Fund	214.02
A-WMAO c/o OFMA Conf.	Registration Fee-GIS Projects/General Fund	195.00
B-Crossroads Counseling	August counseling-Western Ct./Indigent Drivers Alcohol Fund	855.73
D-Lash Paving, Inc.	Asphalt/Roads and Bridges Fund	8,373.20
D-Mar-Zane, Inc.	Asphalt/Roads and Bridges Fund	6,783.14
M-1 Step Detect	Drug Testing/Intake Coord. – Juvenile Ct. Fund	350.50
M-Print n' Copy	Supplies/Truant Officer Grant- Juvenile Ct. Fund	64.00
N-Absolute Concrete	Concrete/Bridge & Retaining Wall Const. Fund	320.00
N-Argo Sales	Steel (Rebar)/Bridge & Retaining Wall Const. Fund	2,653.86
N-Suburban Maintenance Construction	BEL-56-33.03 Bridge Replace. Project/Bridge & Retaining Wall Const.	32,760.00
P-American Electric Power	Service/WWS#3 Revenue Fund	8,372.68
P-Environmental Resource Associates	Services/WWS#3 Revenue Fund	50.00
P-Indoff	Supplies/BCSSD Funds	529.33
P-Indoff	Supplies/BCSSD Funds	139.56
P-Riesbeck's	Training commissaries/Special Emergency Planning Fund/LEPC	55.30
P-WW System #3	Purchased Water/WWS#2 Revenue Fund	39,169.87
S-Belco Works	Shredding/Cert. of Title Admin. Fund	24.42
S-Belmont Harrison Juv. District	Salary/Juvenile Ct. Gen. Special Projects Fund	151.47
S-Beth A. Andes, MS, PCC	Contracted Counselor/District Detention Home Fund	627.50
S-Central Business Group	Supplies/Cert. of Title Admin. Fund	14.62
S-Comcast	Internet-August/Clerk of Courts Computer Fund	160.00
S-Comcast	Internet-August/Western Div. Ct. Computer Fund	133.45
S-Micro Maid Office System	Supplies/Clerk of Courts Computer Fund	111.75
Y-Bridgeport, Village of	Patching various streets/County Motor Vehicle License Tax Fund	2,340.00

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the Recapitulation of Vouchers dated for September 16, 2009 as follow:

FUND	AMOUNT
A-GENERAL	\$5,318.57; \$1,386.75; \$42,510.49; \$79.44; \$7,001.63
A-GENERAL/EMA	\$218.59
A-GENERAL/SHERIFF	\$7,665.03; \$206.60; \$35.00; \$91.24
H-Job & Family, CSEA	\$1,329.31
H-Job & Family, Public Assistance	\$2,611.49; \$50.00; \$2,132.51; \$31,442.94; \$94,470.67
H-Job & Family, WIA	\$99,399.22; \$161,562.38
K-Engineer MVGT	\$21,770.26; \$192.79; \$2,933.57
M-Juvenile Ct. – Placement Services	\$31,565.00
M-Juvenile Ct. – Title IV-E Reimb.	\$169.95
P-Sanitary Sewer District	\$2,509.99; \$9,229.25; \$1,297.68; \$4,120.57; \$1,218.99; \$5,700.18
S-District Detention Home	\$632.18
S-Job & Family, Children Services	\$20,866.89; \$233.30
S-Oakview Juvenile Residential Center	\$233.77
S-Sheriff Commissary	\$4,193.03
S-Sheriff CCW	\$7,689.04
S-Western Ct. General Special Projects	\$2,835.02
T-Sanitary Sewer District	\$51.69

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

IN THE MATTER OF TRANSFER
WITHIN GENERAL FUND

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the following transfer within General Fund.

FROM	TO	AMOUNT
E-0051-A001-A33.000 District Detention	E-0257-A015-A15.074 Trans Out	\$25,000.00

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Probst	Absent
Mr. Coffland	Yes

IN THE MATTER OF TRANSFER WITHIN
THE GENERAL FUND/DISASTER SERVICES

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the following transfers within fund for the General Fund.

FROM	TO	AMOUNT
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E-8010-S030-S40.000 Grant Holding Account	E-8010-S030-S68.006 Hospitalization	5,000.00
E-8010-S030-S40.000 Grant Holding Account	E-8010-S030-S66.003 P.E.R.S.	10,000.00
E-8010-S030-S40.000 Grant Holding Account	E-8010-S030-S55.010 Supplies	1,000.00
E-8010-S030-S40.000 Grant Holding Account	E-8010-S030-S51.002 Salaries	25,000.00

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE MENTAL HEALTH FUND

Motion made by Mr. Coffland, seconded by Mrs. Favede to approve the following transfers within fund for the Mental Health Fund.

FROM	TO	AMOUNT
E-2310-S049-S63.000 Other Expenses	E-2310-S049-S52.012 Equipment	\$ 4,000.00

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Absent

IN THE MATTER OF TRANSFER BETWEEN FUNDS/ GENERAL FUND TO COMMON PLEAS ALCOHOL MONITORING S53 FUND

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the following transfer between funds from the General Fund to the Common Pleas Alcohol Monitoring S53 Fund.

FROM	TO	AMOUNT
E-0061-A002-B05.000 Intense Probation-Clerk of Courts	R-1543-S053-S04.574 Transfers In	\$ 3,000.00

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

IN THE MATTER OF TRANSFER OF FUNDS FOR THE WAIVED HOSPITALIZATION CHARGEBACKS FOR THE MONTHS OF JUNE, JULY AND AUGUST 2009

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following transfer of funds for Waived Hospitalization for the months of June, July and August 2009.

FROM		TO	
E-2210-E001-E15.006	COUNTY HEALTH	R-9891-Y091-Y03.500	562.50
E-2226-T079-T01.002	WELCOME HOME	R-9891-Y091-Y03.500	0.00
E-2150-H030-H11.000	COUNTY HOME	R-9891-Y091-Y03.500	1,000.00
E-3701-P003-P31.000	WATER & SEWER WWS#2	R-9891-Y091-Y03.500	112.05
E-3702-P005-P31.000	WATER & SEWER WWS#3	R-9891-Y091-Y03.500	224.31
E-3704-P051-P15.000	WATER & SEWER SSD#1	R-9891-Y091-Y03.500	114.61
E-3705-P053-P15.000	WATER & SEWER SSD #2	R-9891-Y091-Y03.500	84.53
E-3706-P055-P15.000	WATER & SEWER SSD #3A	R-9891-Y091-Y03.500	19.65
E-3707-P056-P15.000	WATER & SEWER SSD #3B	R-9891-Y091-Y03.500	7.35
E-8010-S030-S68.006	OAKVIEW JUVENILE REHAB	R-9891-Y091-Y03.500	375.00
E-0910-S033-S47.006	DISTRICT DETENTION	R-9891-Y091-Y03.500	375.00
E-0400-M060-M29.008	JUVENILE (Care & Custody)	R-9891-Y091-Y03.500	187.50
E-0400-M067-M05.008	JUVENILE (Alternative School)	R-9890-Y091-Y03.500	187.50
E-0400-M078-M02.008	JUVENILE (Title IV-E Reimb)	R-9890-Y091-Y03.500	0.00
E-4110-T075-T52.008	WIC FRINGES	R-9891-Y091-Y03.500	312.50
E-2510-H000-H16.006	PUBLIC ASSISTANCE	R-9891-Y091-Y03.500	4,666.64
E-2760-H010-H12.006	PUBLIC ASSISTANCE/CS	R-9891-Y091-Y03.500	1,000.00
E-2310-S049-S63.000	MENTAL HEALTH	R-9891-Y091-Y03.500	750.00
E-2812-K000-K20.006	MVGT-K11 ENGINEERS	R-9891-Y091-Y03.500	0.00
E-2410-S066-S80.000	DEV DISABILITIES	R-9891-Y091-Y03.500	2,062.50
E-1550-S082-S14.006	WESTERN COURT/ HOSP.	R-9891-Y091-Y03.500	0.00
E-1520-S077-S04.006	CORRECTION ACT GRANT	R-9891-Y091-Y03.500	0.00
E-1810-L001-L14.000	SOIL AND WATER	R-9891-Y091-Y03.500	0.00
E-1210-S078-S14.006	RECORDER/SUPP EQUIPMENT	R-9891-Y091-Y03.500	0.00
E-1511-W080-P07.006	VICTIM ASSISTANCE	R-9891-Y091-Y03.500	0.00
E-6010-S079-S07.006	CERT OF TITLE/CLK OF CRTS	R-9891-Y091-Y03.500	187.50
E-9799-S012-S02.006	PORT AUTHORITY	R-9891-Y091-Y03.500	187.50
	TOTAL		12,416.64

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE GENERAL FUND

Motion made by Ms. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 26, 2009.

E-0131-A006-A03.002 Salaries Jail	\$36,710.77
E-0131-A006-A04.002 Salaries Road Deputies	\$35,723.70
(Monies taken from dissolved N38 to cover salary line items for Sheriff) Total	\$72,434.47

Upon roll call the vote was as follows:

Ms. Favede	Yes
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Mr. Probst Absent
Mr. Coffland Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE C50 INDIGENT GUARDIANSHIP FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

E-1653-C050-C02.000 Other Expenses \$ 3,000.00

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Coffland Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE 911 WIRELESS FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

E-2301-E011-E01.011 Contract Services \$ 23,277.76

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Coffland Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE SOIL CONSERVATION FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

E-1810-L001-L06.000 Rental \$ 9,153.00

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Coffland Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE JUVENILE COURT PLACEMENT SERVICES FUND**

Motion made by Mr. Coffland, seconded by Mrs. Favede to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

M-64 PLACEMENT SERVICES
E-0400-M064-M05.000 Placement Costs \$ 28,882.51

Upon roll call the vote was as follows:

Mr. Coffland Yes
Mrs. Favede Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE VARIOUS JUVENILE COURT FUNDS**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

FUND	AMOUNT
E-1582-S085-S08.000 Computer Expenses	536.00
E-1589-S096-S09.000 Fringes	558.00
E-1589-S096-S10.010 Supplies	2,051.00
E-1650-B014.B04.000 Alcohol Monitoring Devices	50.00
E-0400-M075-M01.000 Other Expenses	1,487.11
E-0400-M072-M05.000 Other Expenses	150.00
E-0400-M055-M15.000 C-CAP Other Expenses	6.75
E-0400-M064-M05.000 Placement Costs	32,897.83
E-0400-M062-M02.000 Other Expenses	2,547.49

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Coffland Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S017 CHILDREN SERVICES FUND**

Motion made by Mr. Coffland, seconded by Mrs. Favede to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

BELMONT COUNTY CHILDREN SERVICES
E-2765-S017-S31.000 Other Expenses \$ 10,820.68

Upon roll call the vote was as follows:

Mr. Coffland Yes
Mrs. Favede Yes
Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE S12 PORT AUTHORITY FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

S12 PORT AUTHORITY FUND		
E-9799-S012-S01.002	Salaries	\$ 19,519.20
E-9799-S012-S08.003	PERS	4,924.84
E-9799-S012-S11.005	Medicare	155.31
E-9799-S012-S02.006	Hospitalization	400.65
TOTAL		\$ 25,000.00

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Coffland Yes

Mr. Probst Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR OAKVIEW JUVENILE REHAB S030 FUND/
N.S.L.A. OAKVIEW JUVENILE S031 FUND AND
OAKVIEW YOUTH ACTIVITY FUND S032**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

	OAKVIEW JUVENILE REHAB S030
E-8010-S030-S40.000 Grant Holding Account	819.00
	N.S.L.A. OAKVIEW JUVENILE S031
E-8011-S031-S02.000 Food (Meal Tickets)	180.00
E-8011-S031-S02.000 Food (NSLA)	0.00
	ACTIVITY FUND S032
E-8012-S032-S00.000 Youth Activity Fund	158.86

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR DISTRICT DETENTION HOME S033 FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

	DISTRICT DETENTION HOME
E-0910-S033-S33.002 Salaries	58,534.69
E-0910-S033-S44.003 OPERS/STRS	18,000.00
E-0910-S033-S50.005 Medicare	1,500.00
E-0910-S033-S47.006 Hospitalization	25,000.00
E-0910-S033-S34.010 Supplies	2,000.00
E-0910-S033-S36.012 Equipment	1,550.00
E-0910-S033-S40.000 Medical	1,701.00
E-0910-S033-S43.000 Travel & Training	600.00
E-0910-S033-S38.011 Contract Services	10,000.00
E-0910-S033-S39.000 Food Service Expenses	12,000.00
E-0910-S033-S60.010 Supplies/GS	2,500.00
E-0910-S033-S61.000 Food Services Expenses/GS	6,000.00
E-0910-S033-S65.011 Contract Services/GS	12,000.00
TOTAL	151,385.69

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE BELMONT COUNTY PROSECUTOR'S OFFICE
VICTIM-WITNESS ASSISTANCE PROGRAM FUND**

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

E-1511-W080-P01.002 Salaries	3,566.00
E-1511-W080-P07.006 Hospitalization	780.00
E-1511-W080-P07.006 Hospitalization	255.00
E-1511-W080-P05.003 PERS	654.00
TOTAL	5,255.00

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE Y88 DRUG TASK FORCE FUND**

Motion made by Mr. Coffland, seconded by Mrs. Favede to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of September 16, 2009.

BELMONT COUNTY DRUG TASK FORCE FUND	
E-9888-Y088-Y05.000 Drawdown by Prosecutor's Office	\$ 5,038.14

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Absent

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to execute payment of Then and Now Certification dated September 16, 2009, 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 or order.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes

Mr. Probst Absent

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Coffland seconded by Mrs. Favede granting permission for county employees to travel as follows:
ENGINEER – Don Pickenpaugh, GIS Director, to attend The Professional Land Surveyors of Ohio 2009 Fall Seminar, in Girard, Ohio, on October 8-9, 2009. Estimated expenses: \$425.00

SANITARY SEWER DISTRICT – Daniel Farmer to travel to CLOW Pipe, in Coshocton, OH on September 16, 2009. A county vehicle will be used.

VETERANS – Christy Taylor to attend OSACVSO Fall Conference in Columbus, OH, on September 23-25, 2009. Estimated expenses: \$500.00

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Absent

OPEN PUBLIC FORUM – Commissioner Favede announced that Commissioner Probst was absent from the meeting to attend the OMEGA Executive Committee meeting in Cambridge.

Patty Goletz spoke of an incident wherein there was a car accident on private property and no one responded. She wants to know who to call as she has not had a response from the Sheriff’s Department. Commissioner Favede said she will look into the matter today. Mrs. Goletz also made a complaint regarding the ongoing sewage problems in Barton. Commissioners agreed to look into the matter.

Mike Bianconi stated he is still researching the Infrastructure Fund and presented his information on where money was spent. He stated he was going back to the year 2000 and feels \$5 million is gone without proper documentation. Mrs. Favede advised the board went on the figures provided by Auditor Joseph Pappano on what was spent from the General Fund. Mr. Bianconi wants the board to contact Engineers Jeff Vaughn and Hammontree for breakdowns on past projects. Mrs. Favede stated the board will ask the Auditor to run a report for the last 8 years on each line item showing any and all transactions.

Mr. Bianconi also voiced his opinion that it is wrong to build a new Eastern Division Court in Bellaire. He suggested if the board wanted to build a new court, to combine the county courts in one building next to the jail, and it would eliminate transportation costs.

Richard Hord requested an update on two grants approved for the Sheriff’s Department. Mrs. Favede explained that two grants have been accepted: (the Violence Against Women Act (VAWA) and Electronic Sexual Offender Registration/Notification (E-SORN). The VAWA will be accepted for two existing deputies. The E-SORN grant will allow for a new hire at no additional cost to the county. It is an annual grant.

Mr. Hord asked about the recently dissolved Infrastructure Fund. Mrs. Favede again explained that the original Infrastructure Fund was incorrectly set up, but there were no findings, just the need to reconfigure fund.

Mr. Hord asked about the funding for the I-70 and Mall Road interchange that ODOT had determined was not a worthwhile project. Commissioner Coffland said there was a mistake in the original report and ODOT is now willing to put the project back on track. He said he has a meeting next week with ODOT, Mr. Bennett (County Engineer) and Dennis Bigler (St. C Service Director). Commissioner Favede said they board is still dealing with the funding issue. She said Zach Space has gotten \$22 million earmarked for this project through the Surface Transportation Bill however President O’Bama has asked for an 18 month extension so we are still waiting for word from D.C.

Auditor Joseph Pappano said he was the “bearer of more bad news.” He reported the July sales tax figures are in and the county is down \$100,000.00 in sales tax this month. He said the figures reflect a decrease of \$6.6 million in sales since last year at the same time. \$3.6 million of that is for automobiles. He further stated that is still \$3 million less in retail sales. Mrs. Favede stated, hopefully, what we’re doing in Barnesville (new industrial park) and the proposed improvements to the Mall Road Interchange will turn things around. Mr. Pappano stressed the need to still keep belts tight.

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the minutes of the Belmont County Board of Commissioners regular meeting of: September 2, 2009 and September 9, 2009.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

IN THE MATTER OF ADOPTING RESOLUTION IN HONOR OF THE BELMONT COUNTY FAIR

Motion made by Mrs. Favede, seconded by Mr. Coffland to adopt the following resolution in honor of the Belmont County Fair.
**Note: This Resolution was presented last Friday during the Belmont County Fair.*

RESOLUTION IN HONOR OF THE BELMONT COUNTY FAIR

Whereas, the Belmont County Fair has been a welcome tradition in St. Clairsville for 160 years; and
Whereas, the fair has provided area residents and visitors to Belmont County, both young and old, with many happy memories including the wonderful sights, sounds and smells of the amusement rides, games, exhibits, animals and food that are etched in the minds of all who attend; and

Whereas, the thrill of the Demolition Derby and annual friendly rivalry of the Friday night football game have been a much anticipated source of fun and excitement; and

Whereas, countless local school children have enjoyed educational visits to the barns and Old McDonald’s Farm to learn about the many animals on display; and

Whereas, the City of St. Clairsville and its employees have been a great friend to the Belmont County Fair providing much needed services and support including the necessary electrical, water and sewer service for the many buildings and barns, and police service for public safety and traffic control; and

Whereas, the Belmont County Fair has outgrown its current site and is moving to the spacious new fairgrounds off Roscoe Road; and
Now, therefore be it resolved, the Board of Belmont County Commissioners extends its sincere appreciation to all who work so hard throughout the year to help to make the fair a reality and wish them continued growth and success for many years to come.

Adopted September 16, 2009

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF AWARDING BID FOR ENGINEER
PROJECT 09-9 EMERGENCY REPAIR OF PIPE CREEK AND
WILLOW GROVE**

Motion made by Mrs. Favede, seconded by Mr. Coffland to award the bid for the Belmont County Engineer's Project 09-9 Emergency Repair BEL-54-3.39, BEL-54.4.71 (Pipe Creek) & BEL-4-7.14 (Willow Grove), OPWC Project to the low bidder, Ohio-West Virginia Excavating Company, in the amount of \$272,224.00, based upon the recommendation of Fred Bennett, County Engineer.

Note: For the repair of 2 roadway embankment failures on Pipe Creek and 1 on Willow Grove Road due to heavy rainfall on June 17, 2009.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF ENTERING INTO CONTRACT
WITH OHIO-WEST VIRGINIA EXCAVATING CO./
ENGINEER PROJECT 09-9 EMERGENCY REPAIR
OF PIPE CREEK AND WILLOW GROVE**

Motion made by Mrs. Favede, seconded by Mr. Coffland to enter into contract with Ohio-West Virginia Excavating Company, on behalf of the Belmont County Engineer, in the amount of \$ 272,224.00, for Project 09-9 Emergency Repair BEL-54-3.39, BEL-54.4.71 (Pipe Creek) & BEL-4-7.14 (Willow Grove), OPWC Project, based upon the recommendation of Fred Bennett, County Engineer.

**CONTRACT WITH BELMONT COUNTY COMMISSIONERS
PROJECT 09-9 EMERGENCY REPAIR
BEL-54-3.39, BEL-54-4.71 & BEL-4-7.14
OPWC PROJECT**

Auditor's Office, Belmont County, Ohio

This contract made and entered into this 16th day of September, 2009 between **OHIO-WEST VIRGINIA EXCAVATING COMPANY**, P.O. Box 128, Powhatan Point, Ohio 43942 and Charles Probst, Jr., Matt Coffland and Ginny Favede, Commissioners of Belmont County, WITNESSETH that said **OHIO-WEST VIRGINIA EXCAVATING COMPANY** hereby agrees to furnish all service, labor, material and equipment and do all work requisite necessary to repair roadway slip areas along County Highway 54 (Pipe Creek Road) and County Highway 4 (Willow Grove Road) and other related work in accordance with plans and specifications.

Methods of Construction, Composition and Preparation of Materials shall conform to the latest applicable Sections of the State of Ohio Department of Transportation, Construction and Material Specifications and Supplemental Specifications and shall govern this project. All work shall be under the direction of the County Engineer.

APPROX. QUAN.	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
LUMP SUM	MOBILIZATION	\$10,000.00	\$10,000.00
2 STA	DITCH CLEANING & GRADING	\$275.00	\$550.00
LUMP SUM	UNCLASSIFIED EXCAVATION INCLUDING ROCK AND/OR SHALE	\$16,569.00	\$16,569.00
1150 FT	HP 14 X 73 PILING, FURNISHED, DRILLED, ENCASED IN CONCRETE	\$60.00	\$69,000.00
189 EA	6" X 24" X 56" REINFORCED CONCRETE LAGGING	\$115.00	\$21,735.00
128 EA	6" X 24" X 44" REINFORCED CONCRETE LAGGING	\$100.00	\$12,800.00
LUMP SUM	GRANULAR BACKFILL	\$40,000.00	\$40,000.00
30 LF	36" DIAMETER CONDUIT, TYPE B – SMOOTH INVERT HDPE	\$105.00	\$3,150.00
30 LF	14" DIAMETER CONDUIT, TYPE B – SMOOTH INVERT HDPE	\$65.00	\$1,950.00
LUMP SUM	REINFORCED CONCRETE HEADWALL – 2 LOCATIONS	\$3,500.00	\$3,500.00
115 CY	REINFORCED CONCRETE CHANNEL PROTECTION	\$400.00	\$46,000.00
77 CY	BITUMINOUS AGGREGATE BASE (301)	\$155.00	\$11,935.00
22 CY	ASPHALT CONCRETE LEVELING COURSE (448-1)	\$185.00	\$4,070.00
26 CY	ASPHALT CONCRETE SURFACE COURSE (448-1)	\$180.00	\$4,680.00
120 GAL	TACK COAT	\$5.50	\$660.00
45 CY	SHOULDER AGGREGATE (304)	\$75.00	\$3,375.00
325 LF	GUARDRAIL, TYPE 5	\$26.00	\$8,450.00
1 EA	ANCHOR ASSEMBLY – TYPE A	\$1,075.00	\$1,075.00
500 FT	EDGE LINE	\$3.00	\$1,500.00
350 FT	CENTER LINE	\$3.50	\$1,225.00
LUMP SUM	MAINTAINING TRAFFIC – DETOUR	\$2,500.00	\$2,500.00
LUMP SUM	MAINTAINING TRAFFIC – 1 LANE TEMP PAVEMENT & FLAGGERS	\$7,500.00	\$7,500.00
	TOTAL		\$272,224.00

And it is further understood and agreed upon by the parties above, that all the materials used shall be of the best kinds usually used for such purposes. That said **OHIO-WEST VIRGINIA EXCAVATING COMPANY** shall cause to be executed a bond to the satisfaction of the Commissioners for the faithful performance of the work, and for the security of the county, against pecuniary loss.

BELMONT COUNTY COMMISSIONERS

Matt Coffland /s/
Ginny Favede /s/

OHIO-WEST VIRGINIA EXCAVATING CO

BY: W. Roger Levi /s/

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF APPROVING AND SIGNING
OPWC DISBURSEMENT REQUEST #1/ENGINEER'S
BEL-56-33.03 BRIDGE REPLACEMENT PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize Commissioner Charles R. Probst, Jr. to approve and sign OPWC Disbursement Request #1 in the amount of \$93,240.00 for Suburban Maintenance & Construction, Inc., for the Belmont County Engineer's BEL-56-33.03 Bridge Replacement Project.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF APPROVING ALLOCATION
FROM GENERAL FUND/OTHER EXPENSES TO DOD/CIC
FOR 3rd AND 4th QUARTER OF FY '09**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the allocation of \$50,000.00 (\$25,000 per quarter) from the General Fund/Other Expenses to the Belmont County Department of Development/Community Improvement Corporation for program operation and administration provided of/by the CIC for the for the 3rd and 4th quarter of FY '09.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF APPROVING NOTICE TO PROCEED
FOR OHIO-WEST VIRGINIA EXCAVATING CO. FOR MT. VICTORY
ROAD WATERLINE EXTENSION PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve and sign the Notice To Proceed for Ohio-West Virginia Excavating Company for the Mt. Victory Road Waterline Extension project, Contract 2009-1, based upon the recommendation of Hammontree & Associates, Project Engineer.

NOTICE TO PROCEED

Dated September 16, 2009

TO: Ohio West Virginia Excavating Company
(BIDDER)

ADDRESS: P.O. Box 128, Powhatan Point, OH 43942;
56461 Ferry Landing Rd., Shadyside, OH 43947

Contract: 2009-1

Project: Mt. Victory Road Waterline Extension

OWNER's Contract No. 2009-1

You are notified that the Contract Times under the above contract will commence to run on **September 18, 2009**. By that date, you are to start performing your obligations under the Contract Documents. In accordance with Article 4 of the Agreement the date of Substantial Completion is **270 calendar days from the date of commencement** and the date of readiness for final payment is **300 calendar days from the date of commencement**.

Before you may start any Work at the Site, paragraph 2.05.C of the General Conditions provides that you and Owner must each deliver to the other (with copies to Engineer and other identified additional insureds) certificates of insurance which each is required to purchase and maintain in accordance with the Contract Documents.

Also, before you may start any Work at the Site, you must

SUBMIT A PROGRESS SCHEDULE AND SHOP DRAWINGS TO THE ENGINEER.

BY: BELMONT COUNTY COMMISSIONERS
(OWNER)

Ginny Favede /s/
(AUTHORIZED SIGNATURE)

Vice-President
(TITLE)

9/16/09
(DATE)

ACCEPTED BY: OHIO WEST VIRGINIA EXCAVATING CO.
(CONTRACTOR)

(AUTHORIZED SIGNATURE)

(TITLE)

(DATE)

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF EXTENDING CURRENT CONTRACT
BETWEEN COMMISSIONERS AND MS. ELLEN HUDY**

Motion made by Mrs. Favede, seconded by Mr. Coffland to extend the current contract between the Belmont County Board of Commissioners and Ms. Ellen Hudy (Contractor) dated August 12, 2009 for an additional four week term, effective September 9, 2009; all other terms and conditions of the contract remain the same.

Note: Ms. Hudy is assisting in the monitoring and payment of all outstanding residents' bills related to the Park Health Center prior to its July 31, 2009 lease.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**IN THE MATTER OF APPROVING ADDITIONAL
ALLOCATION OF FUNDS FROM GENERAL FUND
TO PUBLIC DEFENDER'S OFFICE**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the additional allocation of funds from the Belmont County General Fund/Contingency to the Belmont County Public Defender's Office in the amount of \$31,432.00 to increase the 2009 appropriations to reflect 2008 approved salary increases.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Absent

**RECONVENED MONDAY, SEPTEMBER 21, 2009 AT 10:55 A.M.
PRESENT CHARLES R. PROBST, JR., GINNY FAVEDE AND MATT COFFLAND**

**IN THE MATTER OF ACCEPTING GRANT OFFER AND
SIGNING FAA GRANT AGREEMENT FOR THE BARNESVILLE-
BRADFIELD AIRPORT**

Motion made by Mr. Probst, seconded by Mrs. Favede, as the co-sponsor for the Belmont County Regional Airport Authority, to accept the grant offer and authorize the signing and submittal of the FAA Grant Agreement for the Barnesville-Bradfield Airport, Project No. 3-39-0007-0709 in the maximum amount of \$112,378.00 for airport development.

Note: This is to rehabilitate runway 9/27 (crack repair/sealing); install runway vertical/visual guidance systems; install perimeter fence (gate keypad); install rotating beacon (replacement).

*U.S. Department of Transportation
Federal Aviation Administration*

GRANT AGREEMENT

Date of Offer: September 10, 2009 **Recipient:** Belmont County Regional Airport Authority, Ohio; and
Belmont County Commissioners, Ohio
(herein called the "Sponsor")

Project No.: 3-39-0007-0709 **Airport:** Barnesville-Bradfield Airport

OFFER

THE FEDERAL AVIATION ADMINISTRATION (FAA), FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States' share, ninety-five percent (95%) of the allowable costs incurred in accomplishing the project consisting of the following:

"Rehabilitate Runway 9/27 (crack, repair/sealing); Install runway vertical/visual guidance systems (replace 27 REILs); Install perimeter fence (gate keypad); Install rotating beacon (replacement)"

as more particularly described in the Project Application, dated June 11, 2009.

The maximum obligation of the United States payable under this Offer shall be **\$112,378.00** for airport development.

This Offer is made in accordance with and for the purpose of carrying out the provisions of Title 49, United States Code, herein called Title 49 U.S.C. Acceptance and execution of this Offer shall compromise a Grant Agreement, as provided by Title 49 U.S.C., constituting the contractual obligations and rights of the United States and the Sponsor.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION

Matthew J. Thys /s/
Manager, Detroit Airports District Office
SPECIAL CONDITIONS

See Attachment A.

ACCEPTANCE

The Sponsor agrees to accomplish the project in compliance with the terms and conditions contained herein, in the Project Application, and in the June 2005 "Terms and Conditions of Accepting Airport Improvement Program Grants" signed on August 24, 2009.

Executed this 17th day of September, 2009

J. W. Stenger /s/
Signature of Sponsor's Designated Official Representative
V.P. BCRAA
Title

Belmont County Regional Airport Authority, Ohio
Sponsor / Seal

CERTIFICATE OF SPONSOR'S ATTORNEY

I, Marlin J. Harper, acting as Attorney for the Sponsor do hereby certify: That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of Ohio. Further, I have examined the foregoing Grant Agreement and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and the Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and Title 49 U.S.C. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Executed this 22 day of Sept., 2009

Marlin J. Harper /s/
Signature of Sponsor's Attorney

CERTIFICATE OF COMMISSIONERS

The Belmont County Commissioners, Ohio, does hereby accept said offer and by such acceptance agrees to all of the terms and conditions thereof.

Executed this 21st day of September, 2009

Charles R. Probst, Jr. /s/
Signature of Sponsor's Designated Official Representative
County Commissioner
Title

CERTIFICATE OF COMMISSIONERS' ATTORNEY

I, Chris Berhalter, acting as Attorney for Belmont County Commissioners, Ohio, do hereby certify: That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of Ohio. Further, that I have examined the foregoing Grant Agreement, and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and the Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and Title 49 U.S.C. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Executed this 22 day of September, 2009

Chris Berhalter /s/
Signature of Sponsor's Attorney

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mrs. Favede	Yes
Mr. Coffland	Yes

**Note: Mr. Probst explained the above motion was made today as the grant is due tomorrow, September 22, 2009.*

BREAK

RECONVENED 12:00, TUESDAY, SEPTEMBER 22, 2009

PRESENT: COMMISSIONERS CHARLES R. PROBST, JR., GINNY FAVEDE AND MATT COFFLAND

IN THE MATTER OF DISCUSSION HELD

RE: SALE OF PARK HEALTH CENTER

Present for the discussion in addition to the Board were Assistant Prosecutor David K. Liberati and Consultant Mark Lucas of Clemans-Nelson and Cindi Henry, Fiscal Manager.

Mark Lucas explained the steps needed to take regarding the closing documents necessary to complete the sale of Park Health Center such as a limited warranty deed, Bill of Sale, Seller's Certificate and the transfer of vehicles. The Buyers will pay the \$4,125,000 purchase price minus the \$250,000 already paid. The County will return \$1,000 security deposit on the lease. Attorney Bud Vetter is the Title Agent for the sale. After the closing, Mr. Lucas will follow up on status of PERS participants.

A motion was made by Mr. Probst to adjourn, but died for a lack of a second.

IN THE MATTER OF DISCUSSION HELD

RE: INFRASTRUCTURE FUND

Present-Commissioners Probst, Favede and Coffland, Fiscal Manager Cindi Henry

Mr. Probst requested that the motion regarding the Infrastructure account and the setting up of a new account be held until tomorrow's regular meeting of September 23, 2009. Mr. Probst then left meeting at 12:40 p.m. Discussion continued on how to correctly establish the new fund. Deputy Auditor Andy Sutak arrived at 12:41 p.m. to discuss Ohio Revised Code and what is needed to correctly establish new fund.

IN THE MATTER OF ADJOURNING

COMMISSIONERS MEETING AT 1:25 P.M.

Motion made by Mr. Coffland, seconded by Mrs. Favede to adjourn the meeting at 1:25 p.m.

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Absent

Read, approved and signed this 23rd day of September, 2009.

_____ COUNTY COMMISSIONERS

We, Charles R. Probst, Jr. 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.

_____ PRESIDENT

_____ CLERK