

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 \$1,284,024.62

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:

GENERAL FUND

FROM	TO	AMOUNT
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A02.002 Salaries-Admin.	\$51,698.80
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A03.002 Salaries-Jail	\$12,509.28
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A03.010 Supplies	\$3,000.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A04.002 Salaries-Road	\$92,710.44
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A05.002 Salaries-Maint.	\$53,763.20
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A13.003 PERS/SPRS	\$20,562.20
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A17.012 Cruisers	\$5,000.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A18.000 Radios	\$1,000.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0131-A006-A19.000 Clothing	\$3,500.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0170-A006-G02.002 Salaries-Employees	\$6,500.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0170-A006-G09.003 PERS	\$850.00
E-0051-A001-A24.000 Infrastructure/ORC .026	E-0170-A006-G11.000 Other Expenses	\$1,650.00
E-0131-A006-A07.000 Training/School	E-0131-A006-A03.002 Salaries-Jail	\$6,000.00
E-0131-A006-A08.000 Food	E-0131-A006-A03.002 Salaries-Jail	\$50,000.00
E-0131-A006-A09.000 Medical Expenses	E-0131-A006-A03.002 Salaries-Jail	\$20,000.00
E-0131-A006-A12.000 Travel	E-0131-A006-A03.002 Salaries-Jail	\$20,000.00

S77 COMMUNITY-BASED CORRECTIONS ACT GRANT

FROM	TO	AMOUNT
E-1520-S077-S01.002 Salaries	E-1520-S077-S04.006 Hospitalization	\$1,084.85

BCSSD/VARIOUS FUNDS

FROM	TO	AMOUNT
E-3704-P051-P01.002 Salaries	E-3704-P051-P05.000 Materials	\$5,000.00
E-9027-N027-N05.055 OPWC	E-9027-N027-N01.055 Contract Services	\$3,276.74

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 date of April 26, 2017:

GENERAL FUND

E-0057-A006-F06.011	Veterinary Services	\$13,139.06
E-0257-A015-A15.074	Transfers Out	\$59,906.69

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-S40.000	Grant Holding Account	\$4,383.94
E-8010-S030-S51.002	Salaries	\$121,103.31
E-8010-S030-S53.000	Medical	\$4,416.00
E-8010-S030-S56.000	Motor Vehicles	\$400.00
E-8010-S030-S58.000	Communications	\$1,590.00
E-8010-S030-S59.000	Fuel/Utilities	\$24,950.00
E-8010-S030-S62.000	Printing	\$300.00
E-8010-S030-S63.000	General	\$3,691.45
E-8010-S030-S65.000	Indirect Costs	\$3,685.00
E-8010-S030-S66.003	PERS	\$21,764.05
E-8010-S030-S67.004	Workers Comp	\$187.50
E-8010-S030-S70.005	Medicare	\$981.16
E-8011-S031-S02.000	Food (NSLA/Meal Tickets)	\$15.00

AUDITORS/VARIOUS FUNDS

E-9212-O030-O04.000	Issuance Fees	\$4,804.39
E-9218-O039-O07.000	Issuance Fees	\$393.83
E-9240-O040-O03.000	Issuance Fees	\$11,938.52
E-9250-O050-O03.000	Issuance Fees	\$10,794.54

E-9253-O053-O03.000

Issuance Fees \$11,941.78

Upon roll call the vote was as follows:

April 26, 2017

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

**IN THE MATTER OF TRANSFER OF FUNDS FOR
THE DELTA DENTAL CHARGEBACKS FOR
THE MONTHS OF APRIL AND MAY, 2017**

Motion made by Mr. Thomas, seconded by Mr. Meyer to make the following transfer
of funds for the Delta Dental Chargebacks for the months of April & May, 2017.

FROM	TO	AMOUNT
E-0256-A014-A12.006 GENERAL	R-9891-Y091-Y07.500	19,015.43
E-0170-A006-G11.000 PUBLIC DEFENDER	R-9891-Y091-Y07.500	421.74
E-0181-A003-A11.000 BD. OF ELECTIONS	R-9891-Y091-Y07.500	562.32
E-0400-M060-M75.008 CARE & CUSTODY Sub Abuse	R-9891-Y091-Y07.500	0.00
E-0400-M060-M29.008 CARE & CUSTODY CCAP	R-9891-Y091-Y07.500	308.64
E-0400-M067-M05.008 ALTERNATIVE SCHOOL	R-9891-Y091-Y07.500	102.88
E-0400-M078-M02.008 TITLE IV-E RANDOM MOMENTS	R-9891-Y091-Y07.500	205.76
E-2230-F082-F01.002 PREP	R-9891-Y091-Y07.500	79.04
E-2216-F078-F02.002 TOBACCO	R-9891-Y091-Y07.500	0.00
E-2228-F080-F01.002 HEALTH HOMES	R-9891-Y091-Y07.500	0.00
E-2231-F083-F01.002 PUBLIC HEALTH EM. PREP.	R-9891-Y091-Y07.500	34.19
E-2223-T077-T01.002 IAP	R-9891-Y091-Y07.500	0.00
E-2215-F077-F01.002 REPROD HEALTH & WELL	R-9891-Y091-Y07.500	149.20
E-2227-F074-F06.000 Home Sewage Treatment Sys	R-9891-Y091-Y07.500	48.87
E-2213-F075-F02.003 Vital Statistics	R-9891-Y091-Y07.500	55.56
E-2232-F084-F02.008 Nursing Fund	R-9891-Y091-Y07.500	190.34
E-2233-F085-F01.002 Child & Family Health Services	R-9891-Y091-Y07.500	57.36
E-2210-E001-E15.006 COUNTY HEALTH	R-9891-Y091-Y07.500	503.38
E-2218-G000-G06.003 Food Service	R-9891-Y091-Y07.500	205.76
E-2211-F069-F04.000 Trailer Park	R-9891-Y091-Y07.500	0.00
E-1611-B000-B01.002 AUDITOR CLERK HIRE & SUPP	R-9891-Y091-Y07.500	51.44
E-0910-S033-S47.006 DIST. DET. HOME	R-9891-Y091-Y07.500	1,752.14
E-1210-S078-S14.006 RECORDER	R-9891-Y091-Y07.500	0.00
E-1310-J000-J06.000 REAL ESTATE ASSES.	R-9891-Y091-Y07.500	459.44
E-1410-W082-T07.006 DRETAC-TREAS.	R-9891-Y091-Y07.500	0.00
E-1520-S077-S04.006 CORRECTIONS ACT GRANT	R-9891-Y091-Y07.500	102.88
E-1511-W080-P07.006 PROS. VICTIM	R-9891-Y091-Y07.500	102.88
E-1544-S054-S05.000 COMMON PLEAS/GEN SP/MED	R-9891-Y091-Y07.500	0.00
E-1551-S088-S03.006 WESTERN SPEC PROJECTS	R-9891-Y091-Y07.500	102.88
E-1561-S086-S03.006 NORTHERN SPEC PROJECTS	R-9891-Y091-Y07.500	51.44
E-1571-S087-S03.006 EASTERN SPECIAL PROJECTS	R-9891-Y091-Y07.500	51.44
E-1600-B000-B13-006 DOG & KENNEL	R-9891-Y091-Y07.500	408.00
E-1573-S074-S05.006 MEDIATION GRANT	R-9891-Y091-Y07.500	0.00
E-1810-L001-L14.000 SOIL CONSERVATION	R-9891-Y091-Y07.500	243.46
E-1815-L005-L15.006 WATERSHED COORD.	R-9891-Y091-Y07.500	37.70
E-2310-S049-S63.000 MENTAL HEALTH	R-9891-Y091-Y07.500	308.64
E-2510-H000-H16.006 HUMAN SERVICES	R-9891-Y091-Y07.500	1,426.58
E-2760-H010-H12.006 CHILD SUPPORT	R-9891-Y091-Y07.500	102.88
E-2811-K200-K10.006 MVGT K-1	R-9891-Y091-Y07.500	102.88
E-2811-K200-K10.006 MVGT K-2	R-9891-Y091-Y07.500	0.00
E-2812-K000-K20.006 MVGT K-11	R-9891-Y091-Y07.500	140.58

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E-2813-K000-K39.006 MVGT K-25	R-9891-Y091-Y07.500	102.88
E-3701-P003-P31.000 WWS #2 WATER/SEWER	R-9891-Y091-Y07.500	432.48
E-3702-P005-P31.000 WWS #3 WATER/SEWER	R-9891-Y091-Y07.500	1,478.78
E-3704-P051-P15.000 SSD #1 WATER/SEWER	R-9891-Y091-Y07.500	221.00
E-3705-P053-P15.000 SSD #2 WATER/SEWER	R-9891-Y091-Y07.500	353.50
E-3706-P055-P15.000 SSD #3A WATER/SEWER	R-9891-Y091-Y07.500	37.64
E-3707-P056-P15.000 SSD #3B WATER/SEWER	R-9891-Y091-Y07.500	14.08
E-4110-T075-T52.008 WIC	R-9891-Y091-Y07.500	449.22
E-5005-S070-S06.006 SENIOR SERV. PROGRAM	R-9891-Y091-Y07.500	3,278.08
E-6010-S079-S07.006 CLERK CRTS. TITLE	R-9891-Y091-Y07.500	318.86
E-8010-S030-S68.006 OAKVIEW JUVENILE	R-9891-Y091-Y07.500	1,385.36
E-1510-W081.P07.006 PROSECUTOR DRETAC	R-9891-Y091-Y07.500	0.00
E-9799-S012-S02.006 PORT AUTHORITY	R-9891-Y091-Y07.500	37.70
E-1518-S075-S03.002 MHAS SUBSIDY GRANT	R-9891-Y091-Y07.500	<u>102.88</u>
TOTAL		35,598.19

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
THE VISION INSURANCE CHARGEBACKS
FOR THE MONTHS OF APRIL AND MAY, 2017**

Motion made by Mr. Thomas, seconded by Mr. Meyer to make the following transfer of funds for the Vision Insurance Chargebacks for the months of April & May, 2017.

FROM	TO	AMOUNT
E-0256-A014-A11.006 GENERAL	R-9891-Y091-Y06.500	5,270.49
E-0170-A006-G11.000 PUBLIC DEFENDER	R-9891-Y091-Y06.500	119.34
E-0181-A003-A11.000 BD. OF ELECTIONS	R-9891-Y091-Y06.500	159.12
E-1611-B000-B01.002 AUDITORS CLERK HIRE & SUPP	R-9891-Y091-Y06.500	13.86
E-1815-L005-L15.006 WATERSHED COORD.	R-9891-Y091-Y06.500	12.06
E-0400-M067-M05.008 ALTERNATIVE SCHOOL	R-9891-Y091-Y06.500	27.72
E-0400-M060-M75.008 CARE & CUSTODY Sub Abu	R-9891-Y091-Y06.500	0.00
E-0400-M060-M29.008 CARE & CUSTODY CCAP	R-9891-Y091-Y06.500	83.16
E-0400-M078-M02.008 RANDOM MOMENTS	R-9891-Y091-Y06.500	55.44
E-0910-S033-S47.006 DIST. DET. HOME	R-9891-Y091-Y06.500	493.02
E-1210-S078-S14.006 RECORDER	R-9891-Y091-Y06.500	0.00
E-1310-J000-J06.000 REAL ESTATE ASSES.	R-9891-Y091-Y06.500	131.40
E-1410-W082-T07.006 DRETAC-TREAS.	R-9891-Y091-Y06.500	0.00
E-5005-S070-S06.006 SEN. SERV PROGRAM	R-9891-Y091-Y06.500	858.24
E-1520-S077-S04.006 CORRECTIONS ACT GRANT	R-9891-Y091-Y06.500	27.72
E-1511-W080-P07.006 PROS. VICTIM	R-9891-Y091-Y06.500	27.72
E-1544-S054-S05.000 COMMON PLEAS/GEN.SP/MED	R-9891-Y091-Y06.500	0.00
E-1551-S088-S03.006 WESTERN SPEC PROJECTS	R-9891-Y091-Y06.500	27.72
E-1561-S086-S03.006 NORTHERN SPEC PROJECTS	R-9891-Y091-Y06.500	13.86
E-1571-S087-S03.006 EASTERN SPECIAL PROJECTS	R-9891-Y091-Y06.500	13.86
E-1600-B000-B13-006 DOG & KENNEL	R-9891-Y091-Y06.500	117.54
E-1573-S074-S05.006 MEDIATION GRANT	R-9891-Y091-Y06.500	0.00
E-1810-L001-L14.000 SOIL CONSERVATION	R-9891-Y091-Y06.500	67.50

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E-2223-T077-T01.002 IAP	R-9891-Y091-Y06.500	0.00
E-2230-F082-F01.002 PREP	R-9891-Y091-Y06.500	21.64
E-2215-F077-F01.002 REPROD. HEALTH & WELL	R-9891-Y091-Y06.500	40.44
E-2216-F078-F02.002 TOBACCO	R-9891-Y091-Y06.500	0.00
E-2228-F080-F01.002 HEALTH HOMES	R-9891-Y091-Y06.500	0.00
E-2231-F083-F01.002 PUBLIC HEALTH EM. PREP	R-9891-Y091-Y06.500	9.49
E-2232-F084-F02.008 NURSING FUND	R-9891-Y091-Y06.500	51.30
E-2233-F085-F01.002 CHILD & FAMILY HEALTH SERV.	R-9891-Y091-Y06.500	15.74
E-2227-F074-F06.000 Home Sewage Treatment Sys	R-9891-Y091-Y06.500	13.17
E-2213-F075-F02.003 Vital Statistics	R-9891-Y091-Y06.500	14.98
E-2218-G000-G06.003 Food Service	R-9891-Y091-Y06.500	55.44
E-2211-F069-F04.000 Trailer Park	R-9891-Y091-Y06.500	0.00
E-2210-E001-E15.006 COUNTY HEALTH	R-9891-Y091-Y06.500	136.36
E-2310-S049-S63.000 MENTAL HEALTH	R-9891-Y091-Y06.500	83.16
E-2510-H000-H16.006 HUMAN SERVICES	R-9891-Y091-Y06.500	386.28
E-2760-H010-H12.006 CHILD SUPPORT	R-9891-Y091-Y06.500	27.72
E-2811-K200-K10.006 MVGT K-1	R-9891-Y091-Y06.500	27.72
E-2811-K200-K10.006 MVGT K-2	R-9891-Y091-Y06.500	0.00
E-2812-K000-K20.006 MVGT K-11	R-9891-Y091-Y06.500	599.04
E-2813-K000-K39.006 MVGT K-25	R-9891-Y091-Y06.500	178.38
E-3701-P003-P31.000 WWS #2 WATER/SEWER	R-9891-Y091-Y06.500	118.94
E-3702-P005-P31.000 WWS #3 WATER/SEWER	R-9891-Y091-Y06.500	406.10
E-3704-P051-P15.000 SSD #1 WATER/SEWER	R-9891-Y091-Y06.500	63.32
E-3705-P053-P15.000 SSD #2 WATER/SEWER	R-9891-Y091-Y06.500	99.54
E-3706-P055-P15.000 SSD #3A WATER/SEWER	R-9891-Y091-Y06.500	10.78
E-3707-P056-P15.000 SSD #3B WATER/SEWER	R-9891-Y091-Y06.500	4.04
E-4110-T075-T52.008 WIC	R-9891-Y091-Y06.500	122.94
E-6010-S079-S07.006 CLERK CRTS. TITLE	R-9891-Y091-Y06.500	91.62
E-8010-S030-S68.006 OAKVIEW JUVENILE	R-9891-Y091-Y06.500	380.88
E-1510-W081.P07.006 PROSECUTOR DRETAC	R-9891-Y091-Y06.500	0.00
E-1518-S075-S03.002 MHAS SUBSIDY GRANT	R-9891-Y091-Y06.500	27.72
E-9799-S012-S02.006 PORT AUTHORITY	R-9891-Y091-Y06.500	<u>12.06</u>
TOTAL		10,518.57

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Meyer	Yes
Mr. Dutton	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.
GENERAL FUND/UNSPECIFIED DONATIONS-ANIMAL SHELTER-\$13,139.06 deposited into R-0057-A006-A01.500 from 1/1/17-3/31/17. *Acknowledged by the Board of Commissioners on 4/12/17*

OIL & GAS RECEIPTS/GENERAL FUND-\$59,906.69 deposited into R-0050-A000-A02.500 on dates shown below:

1/04/17	\$3,719.34	2/02/17	\$172.70	3/31/17	\$1,108.62
1/12/17	\$10,016.00	2/06/17	\$3,370.83	4/04/17	\$8,044.80
1/13/17	\$6,590.80	2/22/17	\$725.85	4/04/17	\$105.51
1/13/17	\$613.19	3/06/17	\$254.57	4/04/17	\$437.66
1/19/17	\$14,133.61	3/06/17	\$4,520.33	4/04/17	\$191.06
1/19/17	\$1,122.80	3/31/17	\$3,621.66	4/18/17	\$1,157.36

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 April 26, 2017,

April 26, 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: SSD-Alec Dombroski, Kyle Lachendro and Jeremy Schmidt to Columbus, OH, on May 3, 2017, to take the Ohio EPA Water Test. A county vehicle will be used for travel.

SENIORS-Sue Neavin and Sandy Milovac to Sugar Creek, OH, on May 4, 2017, for a senior outing for the purpose of exercise, nutrition and social interaction. Sue Hines to Cambridge, OH, on May 10, 2017, for a senior outing to attend the Older Adult Extravaganza and K-Mart for the purpose of nutrition and shopping. Senior Centers to Cambridge, OH, on May 10, 2017, to attend the Older Adult Extravaganza. County vehicles 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 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 April 19, 2017.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ACCEPTING THE RESIGNATION OF SSOBC EMPLOYEE ALEXANDRIA COLVIN

Motion made by Mr. Thomas, seconded by Mr. Meyer to accept the resignation from Senior Services of Belmont County Part-Time Driver/Cook Alexandria Colvin, effective April 6, 2017, due to job abandonment.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING THE REVISION TO THE BELMONT COUNTY PERSONNEL POLICY MANUAL

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve a revision to the Belmont County Personnel Policy Manual Section 7 CONDUCT as follows:

Revise Section 7.6 **Concealed Carry Policy** to include probation officers and bailiffs as specifically authorized to carry a firearm and be permitted to carry a concealed weapon.

**BELMONT COUNTY BOARD OF COMMISSIONERS
PERSONNEL POLICY MANUAL**

CONCEALED CARRY

SECTION 7.6

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Consistent with the Ohio Revised Code, no employee, contractor, client or other individual may carry, possess, convey or attempt to convey a deadly weapon or ordnance onto the property of the County. A valid concealed carry license does not authorize an individual to carry such a weapon onto these premises. Law enforcement officers, probation officers, and bailiffs specifically authorized to carry a firearm are exempted from this provision and may be permitted to carry a concealed weapon.

- A. County employees are prohibited from carrying firearms any time they are working for the County or acting within the course and scope of employment. These situations include, but are not limited to attending training sessions or seminars, wearing a County identification badge, uniform, or other County issued paraphernalia that an employee is required to wear relative to their employment and working in resident's homes or other sites off County premises. Except for law enforcement officers, probation officers, and bailiffs, no employee or member of the public may carry, transport, or store a concealed weapon, firearm, or ammunition in a County owned vehicle.
- B. This policy does not prohibit employees, possessing a valid license to carry a concealed handgun, from transporting and/or storing a firearm or ammunition in their personal vehicle at work locations where their personal vehicle is otherwise permitted to be (e.g. County Parking Lot). However, the employee must leave the firearm and ammunition in their personal vehicle. Employees are neither permitted to remove their firearm or ammunition from their personal vehicles while at work locations nor are they permitted to bring a concealed firearm or ammunition into a County owned building. The employee's firearm and ammunition must be stored in their personal vehicle in accordance with the storage provisions of the Concealed Carry statute. The firearm and ammunition must be in a locked vehicle either in the glove compartment, a lock box or the trunk.
- C. Employees shall immediately contact a supervisor if they suspect an employee or member of the public is carrying a concealed weapon, firearm, or ammunition on County premises. Employees are required to immediately contact a supervisor if they suspect an employee to be carrying a concealed weapon or firearm in violation of this policy at any time while they are working for the County, acting within the course and scope of employment, or acting as a representative of the County.

Original Adoption Date: June 10, 2008 Revision Date: April 5, 2017 April 26, 2017

Upon roll call the vote was as follows:

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

IN THE MATTER OF ACCEPTING PUBLIC ROAD PETITION FOR VACATION OF T-184 BAILEY ROAD WARREN TWP. SEC. 3, T-8, R-6/RD. IMP 1156

Motion made by Mr. Thomas, seconded by Mr. Dutton to accept the Petition of the Warren Township Board of Trustees for the vacation of T-184 Bailey Road located in Warren Township, Sec. 3, T-8, R-6 and hereby authorize the Clerk of the Board to establish the required date and time for the viewing and hearing and proceed with the Notice of Publication for the proposed vacation hereinafter known as Road Improvement #1156 in accordance with Ohio Revised Code Section 5553.045.

PUBLIC ROAD PETITION
Rev. Code Sec. 5553.045
WITHOUT PETITION BY TRUSTEES

April 17, 2017

IMP-1156

Belmont County, Ohio

To the Honorable Board of County Commissioners of Belmont County, Ohio:

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, represent that the public convenience and welfare require the vacation of a portion of T- 184 Bailey Rd. located in Warren Township Section 3 T-8 R-6.

a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Beginning at the northwest corner of Parcel #41-00709.000 and going in a southeastern direction for the distance of 0.80 miles to the Warren Township line at the southwest corner of the Parcel #41-00812.000.

STATE OF OHIO)
)
COUNTY OF BELMONT)

R.C. 5553.045

PETITION TO VACATE IMPASSABLE ROAD

TO THE HONORABLE THE BOARD OF COMMISSIONERS OF BELMONT COUNTY, OHIO:

The undersigned, Warren Township Board of Trustees, an Ohio political subdivision located in Belmont County, Ohio, hereby Petitions the Belmont County Board of Commissioners to vacate the segment of Township Road 184 which extended beyond the eastern terminus of the road as built and maintained. The subject property is located in Section 3, Township 8, Range 6, Warren Township, Belmont County, Ohio.

Petitioner states that any segment of Township Road 184 which was previously located beyond the eastern terminus was physically removed many years ago and, moreover, has been abandoned and not used for well in excess of twenty-one (21) years. The segment in question is not used by and is not maintained for the public, and it is not part of the certified roadway mileage in the township.

Accordingly, pursuant to R.C. 5553.045, the Board respectfully requests that the County Commissioners vacate the impassable portion of Township Road 184 which extends beyond the eastern terminus of the road to the township line (that between Warren Township and Goshen Township). The general route and terminus of that portion of Township Road 184 to be vacated is highlighted yellow on the attached survey plat, marked as Exhibit A (1-2).

A portion of this proposed vacation may, to some extent, overlap the prior vacation of a portion of Township Road 184 resulting from Public Road Petition #673. A copy of that petition with accompanying vacation plat approved January 26, 1966 is attached, marked as Exhibit B (1-2). The extent of overlap is also highlighted in green on Exhibit A (2). The approval of this vacation would eliminate an future uncertainty as to the segment of Township Road which remains part of the public roadway system in Warren Township.

This vacation is being sought pursuant to the settlement of the case styled *Andrews, et al. v. Warren Township, et al.*, Belmont County Common Pleas Court, Case No. 13-CV-0033. Further, the vacation of this impassable segment of Township Road 184 is consistent with the public convenience and welfare.

It is, therefore, respectfully requested that the County Commissioners declare any segment of Township Road 184 which extended beyond the eastern terminus of the road as built and maintained, extending to the Goshen Township line, to be abandoned and vacated, with any and all interest in the former roadway location passing, in fee, to the abutting property owners.

WARREN TOWNSHIP BOARD
OF TRUSTEES
BELMONT COUNTY, OHIO

Jimmy Grear /s/
Trustee Jimmy Greer
Russell Barker /s/
Trustee Russell Barker
David Hissom /s/
Trustee David Hissom

Dated: Jan. 23, 2017

Upon roll call the vote was as follows:

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

IN THE MATTER OF THE VACATION OF
A PORTION OF T-184 BAILEY ROAD
WARREN TWP. SEC. 3, T-8, R-6/RD IMP 1156

Office of County Commissioners

Belmont County, Ohio

Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice
Thereof on Public Road Petition
Rev. Code, Sec. 5553.05
RD. IMP. 1156

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 26th day of April, 2017 at the office of the Commissioners with the following members present:

Mr. Thomas
Mr. Dutton
Mr. Meyer

Mr. Thomas moved the adoption of the following:

RESOLUTION

WHEREAS, A petition signed by the Warren Township Trustees has been presented to this Board of County Commissioners requesting said Board to vacate a portion of T-184 Bailey Road located in Warren Township Section 3, T-8, R-6.

RESOLVED, That the 10th day of May, 2017 at 12:00 o'clock P.M., be fixed as the date when we will view the proposed improvement, on which date we will meet at the site and go over the line of said proposed improvement; and be it further

RESOLVED, That the 17th day of May, 2017, at 9:30 o'clock A.M. be fixed as the date for a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing by publication once a week for two consecutive weeks in the Times Leader a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

Mr. Dutton seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

April 26, 2017

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

Adopted April 26, 2017

Jayne Long /s/
Clerk, Belmont County, Ohio

1. "Locating," "establishing," "altering," "straightening," "vacating," or "changing the direction of."
2. "Locating," "establishing," "altering," "straighten," "vacate," or "change the direction of"
3. Insert "a part of," if so.

**NOTICE OF TIME AND PLACE OF VIEW AND OF FINAL HEARING
PUBLIC ROAD (by publication)
Rev. Code, Sec., 5553.05**

ROAD IMP. # 1156

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, a petition filed by the Warren Township Trustees requesting the vacation of a portion of T-184 Bailey Road located in Warren Township, Section 3, T-8, R-6, a public road, the general route and termini of which Road are as follows:

Beginning at the northwest corner of Parcel #41-00709.000 and going in a southeastern direction for the distance of 0.80 miles to the Warren Township line at the southwest corner of Parcel #41-00812.000.

Said Board of County Commissioners has fixed the 10th day of May, 2017, at 12:00 o'clock P.M., as the date when and the site as the place where said Board will view the proposed improvement and has also fixed the 17th day of May, 2017, at 9:30 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
Belmont County, Ohio
Jayne Long /s/
Jayne Long, Clerk

ADV. TIMES LEADER (2) Tuesdays – May 2, 2017 and May 9, 2017

**IN THE MATTER OF APPROVING MEMORANDUM OF UNDERSTANDING (MOU)
BY AND BETWEEN BELMONT COUNTY, MONROE COUNTY AND ROVER PIPELINE LLC**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve the Memorandum of Understanding (MOU) by and between Belmont County, Monroe County and Rover Pipeline LLC ("Operator"), for the purpose of establishing the terms and conditions under which Operator will plan and construct temporary bridge improvements and upgrades on the existing bridge located on Cat's Run Road (CR 56) and the terms and conditions under which the Operator will plan and construct a new permanent bridge on the same which will replace the old bridge following the Operator's pipeline construction activities.

**MEMORANDUM OF UNDERSTANDING
BETWEEN ROVER PIPELINE LLC AND BELMONT COUNTY, OHIO**

1. **Parties:**
THIS MEMORANDUM OF UNDERSTANDING (hereinafter "MOU"), is made and entered into this 26th day of April, 2017, by and between **BELMONT COUNTY, OHIO**, whose mailing address is 101 W. Main St., St. Clairsville, OH 43950, **MONROE COUNTY, OHIO**, whose mailing address is 101 N. Main St., Woodsfield, OH 43793 (together the "Counties"), and **ROVER PIPELINE LLC** ("Operator") whose mailing address is 1300 Main Street, Houston, TX 77002. Counties have previously entered into separate Roadway Use, Repair and Maintenance Agreements with Operator (the "Agreements") which remain in full force and effect.
2. **Purpose:**
The purpose of this MOU is to establish:
(A). The terms and conditions under which Operator will plan and construct temporary bridge improvements and upgrades on the existing bridge located on Cat's Run Road CR 56 in Belmont County, Ohio; and
(B). The terms and conditions under which Operator will plan and construct a new permanent bridge on Cat's Run Road CR 56 in Belmont County, Ohio which will replace the old bridge, with temporary improvements and upgrades, following the completion of Operator's pipeline construction activities in the County.
3. **Term of MOU:**
This MOU is effective upon the day and date last signed and executed by the duly authorized representatives of the parties to this MOU and shall remain in full force and effect until such time as a permanent bridge has been constructed on Cat's Run Road CR 56 to the satisfaction of the Belmont County Engineer, said satisfaction not to be unreasonably withheld.
4. **Responsibilities of Operator:**
Operator **AGREES**, at its sole expense, to improve and upgrade the condition of that certain bridge located on Cat's Run Road CR 56, structure #0731072, (the "Existing Bridge") to a state sufficient to support all of Operator's planned Rover Pipeline hauling activities in the County (the "Temporary Improvements"). Operator shall make the Temporary Improvements to the Existing Bridge pursuant to the engineering plans which have previously been submitted to the County and which have been attached hereto. See "Temporary Improvement Plans" attached as Exhibit "A". Operator shall maintain all Temporary Improvements for the duration of Operator's pipeline construction activities in Belmont County, Ohio.
Operator **AGREES** that upon completion of its Rover Pipeline construction activities in Belmont County, Ohio, but no later than September 1, 2017, Operator will submit engineering plans to the County Engineer for the construction of a new Permanent Bridge on Cat's Run Road CR 56 which shall take the place of the Existing Bridge to which the Temporary Improvements were made. Operator shall not commence construction of the Permanent Bridge until it has submitted all necessary engineering plans to the Belmont County Engineer and those plans have been approved—said approval not to be unreasonably withheld, delayed or conditioned. Temporary Improvements and Permanent Bridge plans are to be signed and sealed by an Ohio registered Professional Engineer (P.E.).
During the periods of CR 56 road closure due to installation of Temporary Improvements and Permanent Bridge, the Operator shall maintain the designated detour route Exhibit "B". This detour will require the concurrence and written approval of the Belmont County and Monroe County Engineers, as well as the Washington Township (Belmont County), York Township (Belmont County) and Switzerland Township (Monroe County) Trustees.
Operator further **AGREES** that in order to ensure compliance with the terms of this MOU, Operator will place the agreed to amount of Three Hundred Thousand DOLLARS (\$300,000.00) into an escrow account until such time as the Permanent Bridge is completed to the satisfaction of the Belmont County Engineer. The Three Hundred Thousand DOLLARS (\$300,000.00) may only be released back to Operator with written approval by Belmont County—said approval not to be unreasonably withheld, delayed or conditioned. Belmont County will promptly release all unused escrow funds upon completion of the Permanent Bridge.
5. **Responsibilities of Belmont County:**
County **AGREES** to allow Operator to use the entire length of Cat's Run Road CR 56 in Belmont County as part of its construction hauling route for its Rover Pipeline Project for the duration of Operator's construction activities pursuant to the terms and conditions set forth in this MOU and the existing Road Use and Maintenance Agreement (RUMA) between Operator and Belmont County, Ohio.
6. **General Provisions:**
 - A. **Amendments.** Either party may request changes to this MOU. Any changes, modifications, revisions or amendments to this MOU which are mutually agreed upon by and between the parties to this MOU shall be incorporated by written instrument, and effective when executed and signed by all parties to this MOU.

B. Applicable Law. The construction, interpretation and enforcement of this MOU shall be governed by the laws of the State of Ohio.

C. Entirety of Agreement. This MOU, consisting of six (6) pages, and the previously signed RUMA agreement, represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations and agreements, whether written or oral.

D. Severability. Should any portion of this MOU be judicially determined to be illegal or unenforceable, the remainder of the MOU shall continue in full force and effect, and either party may renegotiate the terms affected by the severance.

E. Third Party Beneficiary Rights. The parties do not intend to create in any other individual or entity the status of a third party beneficiary, and this MOU shall not be construed so as to create such status. The rights, duties and obligations contained in this MOU shall operate only between the parties to this MOU, and shall inure solely to the benefit of the parties to this MOU. The provisions of this MOU are intended only to assist the parties in determining and performing their obligations under this MOU. The parties to this MOU intend and expressly agree that only parties signatory to this MOU shall have any legal or equitable right to seek to enforce this MOU, to seek any remedy arising out of a party's performance or failure to perform any term or condition of this MOU, or to bring an action for the breach of this MOU.

7. **Signatures:**

In witness whereof, the parties to this MOU through their duly authorized representatives have executed this MOU on the days and dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this MOU as set forth herein. The effective date of this MOU is the date of the signature last affixed to this MOU.

8. **Conflict of Terms:**

Except as set forth in this MOU, the Agreements are unaffected and shall continue in full force and effect in accordance with their terms. If there is a conflict between this MOU and the Agreements, the terms of this MOU will prevail. This MOU shall be binding upon the successors and assigns of the Parties hereto and shall be deemed to be a covenant running with Designated Roads.

**INTENTIONALLY LEFT BLANK
TO BOTTOM OF PAGE
(Signatures appear on following pages)**

ROVER PIPELINE LLC

By: Robert Rose /s/
Name: Robert Rose
Title: Vice President, Land and Right of Way

BELMONT COUNTY

By: Terry Lively /s/
Name: **Terry D. Lively, P.S., P.E.**
Title: **Belmont County Engineer**
By: David K. Liberati /s/ Assist
Name:
Title: **Belmont County Prosecuting Attorney**
(As to form only)

By: Mark A. Thomas /s/
Name: **Mark A. Thomas**
Title: **Belmont County Commissioner**
By: J. P. Dutton /s/
Name: **J.P. Dutton**
Title: **Belmont County Commissioner**

By: Paul A Kanzig /s/
Name:
Title: **Washington Township Trustee**
By: Sam E Milhoan /s/
Name:

By: Josh Meyer /s/
Name: **Josh Meyer**
Title: **Belmont County Commissioner**

Title: **Washington Township Trustee**
By: Larry P. Stuckey /s/
Name:
Title: **Washington Township Trustee**

BELMONT COUNTY (CONTINUED)

By: Ronald R. Graham /s/
Name: Ronald R. Graham
Title: **York Township Trustee**
By: Robert K. Graham /s/
Name: Robert K. Graham
Title: **York Township Trustee**
By: Jerold Massie /s/
Name: Jerold Massie
Title: **York Township Trustee**

MONROE COUNTY

By: Amy Zwick /s/
Name: **Amy Zwick, P.S., P.E.**
Title: **Monroe County Engineer**
By: ? /s/
Name:
Title: **Monroe County Prosecuting Attorney**
(As to form only)

By: Tim R. Price /s/
Name: Tim R. Price
Title: **Monroe County Commissioner**
By: Carl M. Davis /s/
Name: Carl Davis
Title: **Monroe County Commissioner**

By: Mick Schumacher /s/
Name: Mick Schumacher
Title: **Monroe County Commissioner**

By: Thomas G. Taylor Jr. /s/
Name: Thomas G. Taylor Jr.
Title: **Switzerland Township Trustee**
By: Pete Milosavljevic /s/
Name: Pete Milosavljevic
Title: **Switzerland Township Trustee**
By: James L. Lehman /s/
Name: James L. Lehman
Title: **Switzerland Township Trustee**

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING APPOINTMENT
TO THE BELMONT COUNTY PORT AUTHORITY BOARD**

April 26, 2017

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve the appointment of David Jones to the Belmont County Port Authority Board to fill the unexpired term of William Weekly, effective immediately through July 19, 2018.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING APPOINTMENTS
TO THE BELMONT COUNTY PORT AUTHORITY BOARD**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the following appointments to the Belmont County Port Authority Board for a four-year term effective April 26, 2017 through April 25, 2021, which expands the membership to nine (9) members:

Name:

Annmarie O'Grady

Rick Frio

Upon roll call the vote was as follows:

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

**IN THE MATTER OF BID OPENING FOR THE
ENGINEER'S PROJECT 17-2 BRIDGE REHABILITATION**

This being the day and 9:30 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Engineer's Project 17-2 BEL-92-2.65 Bridge Rehabilitation; they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
U.S. Bridge 201 Wheeling Ave. Cambridge, OH 43725	X	\$192,075.00

(Engineer's Estimate: \$176,065.00)

Present for opening: Terry Lively, County Engineer; Dan Boltz, Assistant Engineer and Robert DeFrank, Times Leader.

Motion made by Mr. Thomas, seconded by Mr. Dutton to turn over all bids for the Belmont County Engineer's Project 17-2 BEL-92-2.65 Bridge Rehabilitation, to County Engineer Terry Lively for review and recommendation.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF BID OPENING FOR THE ENGINEER'S PROJECT 17-3
FURNISHING AND SUPPLYING LIQUID ASPHALT**

This being the day and 9:45 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Engineer's Project 17-3 Furnishing and Supplying Liquid Asphalt; they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Lash Paving PO Box 296 Colerain, OH 43916	X	\$151,200.00

**Youngblood Paving, Inc.
2516 State Route 18
Wampum, PA 16157**

(Engineer's Estimate: \$143,325.00)

Present for opening: Terry Lively, County Engineer; Dan Boltz, Assistant Engineer; Josh Reed, Shelly and Sands and Robert DeFrank, Times Leader.

Motion made by Mr. Thomas, seconded by Mr. Dutton to turn over all bids for the Belmont County Engineer's Project 17-3 Furnishing and Supplying Liquid Asphalt, to County Engineer Terry Lively for review and recommendation.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPOINTING ADAM HILL
TO THE BELMONT COUNTY TOURISM COUNCIL BOARD**

Motion made by Mr. Thomas, seconded by Mr. Meyer to approve the appointment of Adam Hill to the Belmont County Tourism Council Board for a five-year term, effective immediately through March 30, 2022.

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 9:52 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter executive session with Katie Bayness, HR Administrator, (via phone) pursuant to ORC 121.22(G)(1) Personnel Exception to consider the 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 10:16 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 10:16 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-

April 26, 2017

**IN THE MATTER OF APPROVING THE HIRING
OF SUMMER EMPLOYEES/BCSSD**

Motion made by Mr. Thomas, seconded by Mr. Dutton to approve the hiring of the following summer employees at the rate of \$8.15 per hour (minimum wage).

<u>Sanitary Sewer District</u>	<u>Start Date</u>
Mikayla Westlake	May 1, 2017
Tristan Palmer	May 8, 2017

Upon roll call the vote was as follows:

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

Mr. Thomas noted the following executive session was not on the agenda, but has been added.

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 10:22 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to enter executive session pursuant to ORC 121.22(G)(2) Property Exception to consider the purchase of property for public purposes.

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 10:34 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to exit executive session at 10:34 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-Mr. Thomas said there is no decision to be made at this time. The meeting will be kept open.

RECESS

Reconvened Monday, May 1 at 9:00 a.m. Present: Commissioners Thomas, Dutton and Meyer and Jayne Long, Clerk.

AS A RESULT OF EXECUTIVE SESSION ON WEDNESDAY

**IN THE MATTER OF ENTERING INTO A REAL ESTATE PURCHASE
CONTRACT WITH GULFPORT ENERGY, CORPORATION**

Motion made by Mr. Thomas, seconded by Mr. Dutton to enter into a Real Estate Purchase Contract with Gulfport Energy, Corporation for the purchase of two (2) parcels of real estate: 1.346 acre tract of real estate located in Section 27, Township 7, Range 4, known as Parcel No. 32-60011.004 and 3.00 acre parcel in Richland Township, Section 27, Township 7, Range 4, identified as Parcel No. 32-60011.003. The said purchase price for both parcels, one of which includes an approximate 5,900 sq. ft. building, is \$1,100,000.00.

April 26, 2017

signature verification: c:\ns\do\sign\commercy\verif\cstax\01_23917_903742_11.rtf



COMMERCIAL PURCHASE AGREEMENT AND DEPOSIT RECEIPT



50966 National Road, Plaza East, St. Clairsville, Ohio 43950 740-699-0909
745 East Main Street, Barnesville, Ohio 43713 740-425-9040

Received from Belmont County Commissioners: Thomas, Dutton, Meyer hereinafter designated as Purchaser, the amount set forth below as DEPOSIT on account of the PURCHASE PRICE of \$\$1,100,000.00 - One Million, One Hundred Thousand Dollars xxxx (DOLLARS) to for the fixtures, equipment, attached renovations located in the City: St Clairsville, County of Belmont, State of Ohio described as parcel number 32-60011.003 (approx 3 acres), 32-60011.004 (approx 1.34 ac), further described and attached hereto as "EXHIBIT A" whose location is commonly known as 67711 Oakview Road St Clairsville Ohio 43950 upon the following TERMS AND CONDITIONS:

DEPOSIT: As evidence by a check in the amount of \$_____ DOLLARS held uncashed until acceptance and one day there after deposited with the Broker's trust account. The deposit of Purchaser receipted for below by Broker shall be held in trust and disbursed as follows: (A) if this offer is accepted, deposit shall be returned to Purchaser at closing (B) if the offer is accepted and either party fails or refuses to perform, all parties must agree in writing on the distribution of the deposit (C) if an agreement cannot be reached, the matter shall be settled using an Interpleader as found in the Ohio Rule of Civil Procedure 22.

GENERAL PROVISIONS: Purchaser agrees to purchase all fixtures, equipment, all attached renovations.

LOAN APPROVAL: This contract is contingent upon Lender's written loan approval within N/A days of acceptance. Purchaser shall use his best efforts to qualify for and obtain said financing and shall complete and submit a loan application within N/A days of acceptance. In the event a loan commitment and/or consent is obtained but not honored without fault of Purchaser, this agreement shall be null and void and all deposits returned.

EXAMINATION OF TITLE: Purchaser shall furnish and pay for Examination of Title showing in Seller or insuring in Purchaser, good and merchantable title in fee simple free and clear of all liens and encumbrances. Purchaser will report in writing any valid objections thereto. If Purchaser objects to any exceptions to the title, Seller shall use due diligence to remove such exceptions at his own expense before close of escrow. But if such exceptions cannot be removed before close of escrow, all rights and obligations hereunder may, at the election of the Purchaser, terminate and the deposit shall be returned to Purchaser, unless he elects to purchase the property subject to such exceptions. Merchantability of title shall be determined in accordance with the Standards of Title Examination adopted by the Ohio State Bar Association.

RIGHT to INSPECT: Purchaser may have the Property inspected and/or tested at Purchaser's expense by Architect, Engineers, Contractors, property inspectors, and/or environmental auditors within Ten days from full acceptance of this agreement. Seller grants access to the persons designated by Purchaser to perform inspections and tests. In the event that the environmental audit is not satisfactory to Purchaser and the resulting inspections indicate the presence of hazardous materials and the cost to remediate said hazardous materials exceeds \$0, then Purchaser may terminate this agreement and have his deposit returned and both parties shall be relieved of all obligations hereunder.

UTILITIES: Purchaser reserves the right to check with Utility and Utility inspectors at Purchaser's expense within Seven days from full acceptance of this agreement, to determine that service liens, meters and utilities appliance are in serviceable and safe conditions and of sufficient capacity to service the requirement of the Purchaser. If any Utility is found insufficient to service the need of the Purchaser, the Purchaser may have his deposit returned and both parties will be relieved of all obligations.

MINERAL RIGHTS. Unless otherwise excepted and/or reserved herein, the property offered herein shall include the land (including the ownership of all minerals owned by Seller at the time of acceptance of this agreement) with all appurtenant rights, together with all easements and privileges thereunto belonging, subject to all legal highways, zoning ordinances, easements, restrictions and conditions of record. Minerals shall include ores of metals, coal, oil, natural gas, gemstones, dimension stone, construction aggregate, salt and any other materials extracted from the ground. The extent of any minerals owned by Seller may not be known, and unless otherwise agreed, it shall be the responsibility of the Purchaser to determine, at Purchaser's expense, the current status of mineral rights. This offer is is not contingent on the Seller's ownership of mineral rights.

BUYER INITIALS TD JD MT DATE _____
04/28/17 10:04AM EDT 04/28/17 9:42AM EDT

SELLER INITIALS MPH [] DATE 5/1/17

dotloop signature verification: <https://www.dotloop.com/signatures/verify/192779832/04/26/17>

TRANSFER OF MINERALS DURING PENDENCY. If mineral rights are being conveyed to Purchaser in this transaction, then during the pendency of this transaction, Seller shall not lease, sell, gift, transfer or assign in any way any mineral rights or convey other property or mineral rights governed herein.

TIME: Time is of the essence of this agreement. All modifications and extensions shall be in writing and signed by all parties.

CLOSING: The closing or escrow shall be at a mutually agreeable location and all funds and documents necessary to the completion of this transaction shall be delivered to that office on or before 05/19/2017. Until then, Purchaser, Seller and Broker(s) agree not to disclose the terms of sale. The representations and warranties within this contract shall not be terminated by conveyance of the property. Documentary Transfer Tax, if any, to be paid by Seller.

PHYSICAL POSSESSION: Physical possession with all keys shall be delivered to Purchaser upon the date of delivery of deed.

FIXTURES: All items permanently attached to the property are included in the purchase price and free of any and all liens.

MAINTENANCE: Seller claims that the heating, air-conditioning (if any), electrical, sewer, drainage, sprinkler (if any) and plumbing systems including water heaters as well as built-in appliance and other mechanical apparatus shall be in normal working order on the date possession is delivered.

The undersigned Purchaser has read all the pages of this agreement and hereby acknowledges receipt of a copy of all pages. Purchaser acknowledges further that he has not received or relied upon statements or representations by the undersigned Broker which are not herein expressed.

SULEK & DUTTON REAL ESTATE *Josh Meyer* dotloop verified 04/26/17 9:45AM EDT YNKA-L9V-CQ97-UE5H

PURCHASER: *[Signature]* dotloop verified 04/26/17 10:04AM EDT 890-86VY-UQ2C-U5LC DATED: _____

PURCHASER: *[Signature]* dotloop verified 04/26/17 9:42AM EDT 29L-889V-17V1-U5M8 DATED: _____

BY: _____ REALTOR DATED: _____

BUYER INITIALS *JM* *JD* *MT* DATE _____ SELLER INITIALS _____ DATE _____

ACCEPTANCE

Seller accepts the foregoing offer and agrees to sell the herein described property for the price and on the terms and conditions herein specified.

Seller hereby agrees to pay Sulek & Dutton Real Estate, the Broker in this transaction, in cash from proceeds at close of escrow, a commission for this transaction as agreed thereto in a prior contract between Seller and Broker, for professional services rendered.

The undersigned Seller has read all pages of this agreement and hereby acknowledges receipt of a copy of all pages. Broker is hereby authorized to deliver a signed copy to Purchaser.

SELLER: *[Signature]* DATED: 5/1/2017

SELLER: _____ DATED: _____

REALTOR: _____ DATED: _____

BUYER INITIALS *JM* *JD* *MT* DATE _____ SELLER INITIALS *MPM* DATE 5/1/2017

Upon roll call the vote was as follows:

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

April 26, 2017

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 9:04 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Meyer to adjourn the meeting at 9:04 a.m.
Upon roll call the vote was as follows:

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

Read, approved and signed this 3rd day of May, 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