

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Josh Meyer, Jerry Echemann and J. P. Dutton, Commissioners and Bonnie Zuzak, Assistant 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. Meyer, seconded by Mr. Echemann 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 \$1,382,750.50**

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF TRANSFERS WITHIN FUND**

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

**A00 GENERAL FUND**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
E-0170-A006-G02.002 Salaries	E-0170-A006-G09.003 PERS	\$2,500.00

**S30 OAKVIEW JUVENILE REHABILITATION**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
E-8010-S030-S53.000 Medical	E-8010-S030-S40.000 Grant Holding	\$332.74
E-8010-S030-S54.000 Food	E-8010-S030-S40.000 Grant Holding	\$1,415.79
E-8010-S030-S62.000 Printing	E-8010-S030-S40.000 Grant Holding	\$112.86
E-8010-S030-S68.006 Hospitalization	E-8010-S030-S40.000 Grant Holding	\$1,272.90

Upon roll call the vote was as follows:

Mr. Dutton	Yes
Mr. Meyer	Yes
Mr. Echemann	Yes

**IN THE MATTER OF TRANSFERS BETWEEN FUND**

Motion made by Mr. Dutton, seconded by Mr. Meyer to approve the following transfers between funds as follows:

**P53-SSD #2 REV FUND AND THE O53 NOTE RET-SSD #2 FORCE MAIN/SSOBC**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
E-3705-P053-P16.074 Transfers Out	R-9253-O053-O10.574 Transfers In	\$5,000.00

Upon roll call the vote was as follows:

Mr. Dutton	Yes
Mr. Meyer	Yes
Mr. Echemann	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**

Motion made by Mr. Dutton, 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 April 10, 2019 meeting:

**A00 GENERAL FUND**

E-0058-A006-F01.002	Salary	\$10,815.00
E-0058-A006-F02.003	PERS	\$1,514.00
E-0061-A002-B05.000	Intense Probation-Clerk of Courts	\$20,388.28
E-0170-A006-G12.000	Indigent Clients-Payment to State	\$1,252.69
E-0256-A014-A07.005	Employers Share-Medicare Tax	\$156.82
E-0256-A014-A14.004	Workers Comp-General Fund	\$324.45
E-0257-A015-A14.000	Attorney Fees	\$1,729.91

**L01 SOIL CONSERVATION/BSWCD**

E-1810-L001-L01.002	Salaries	\$1,833.33
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**S67 RESERVE ACCOUNT/BOARD OF DEVELOPMENTAL DISABILITIES**

E-2411-S067-S20.000	DD Reserve Fund	\$600,000.00
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**S85 JUVENILE COURT-COMP FUND**

E-1582-S085-S08.000	Computer Expenses	\$917.16
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**S96 JUVENILE COURT-GEN. SPEC. PROJECTS**

E-1589-S096-S08.002	Salary	\$3,385.39
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Upon roll call the vote was as follows:

Mr. Dutton	Yes
Mr. Meyer	Yes
Mr. Echemann	Yes

**IN THE MATTER OF Y-95 EMPLOYER'S SHARE PERS/ HOLDING ACCOUNT CHARGEBACK FOR MARCH, 2019**

Motion made by Mr. Meyer, seconded by Mr. Echemann to make the following transfer of funds for the Y-95 Employer's Share PERS/ Holding Account for the month of March 2019.

**Gross Wages P/E 3/02/19 THRU 3/30/19**

<b>General Fund</b>	<b>FROM</b>	<b>TO</b>	<b></b>
AUDITOR	E-0011-A001-B09.003	R-9895-Y095-Y01.500	<b>7,729.89</b>
AUD EMPL-PERS PROP	E-0012-A001-B14.003	R-9895-Y095-Y01.500	<b>991.20</b>
AUD EMPL-REAL PROP	E-0013-A001-B18.003	R-9895-Y095-Y01.500	<b>1,260.42</b>
CLERK OF COURTS	E-0021-A002-E09.003	R-9895-Y095-Y01.500	<b>4,734.29</b>
CO. CT. EMPL	E-0040-A002-G08.003	R-9895-Y095-Y01.500	<b>7,652.01</b>

CO CT. APPT EMP-JUDGES	E-0042-A002-J02.003	R-9895-Y095-Y01.500	<b>328.95</b>
COMMISSIONERS	E-0051-A001-A25.003	R-9895-Y095-Y01.500	<b>9,226.38</b>
NURSES-JAIL	E-0052-A001-A91.003	R-9895-Y095-Y01.500	<b>5,083.83</b>
COMM-DIS SERV	E-0054-A006-F05.003	R-9895-Y095-Y01.500	<b>2,065.74</b>
COMM-MAINT & OP	E-0055-A004-B16.003	R-9895-Y095-Y01.500	<b>9,023.36</b>
9-1-1 DEPT	E-0056-A006-E08.003	R-9895-Y095-Y01.500	<b>13,181.10</b>
ANIMAL SHELTER	E-0057-A006-F05.003	R-9895-Y095-Y01.500	<b>794.21</b>
COMM PLEAS CT EMPL	E-0061-A002-B14.003	R-9895-Y095-Y01.500	<b>6,523.78</b>
MAGISTRATE	E-0063-A002-B28.003	R-9895-Y095-Y01.500	<b>1,756.86</b>
ENGINEERS EMPL	E-0070-A012-A08.003	R-9895-Y095-Y01.500	<b>7,156.63</b>
PROBATE CT EMPL	E-0081-A002-D10.003	R-9895-Y095-Y01.500	<b>2,744.94</b>
PROBATE CT JUV EMPL	E-0082-A002-C36.003	R-9895-Y095-Y01.500	<b>9,990.48</b>
PROSECUTING ATTN Y	E-0111-A001-E09.003	R-9895-Y095-Y01.500	<b>10,836.72</b>
RECORDER	E-0121-A006-B09.003	R-9895-Y095-Y01.500	<b>5,650.26</b>
SHERIFF'S (PERS)	E-0131-A006-A13.003	R-9895-Y095-Y01.500	<b>28,402.15</b>
TREASURER	E-0141-A001-C09.003	R-9895-Y095-Y01.500	<b>4,139.92</b>
CORONER	E-0151-A002-F07.003	R-9895-Y095-Y01.500	<b>1,396.35</b>
SOLDIER'S RELIEF	E-0160-A009-D07.003	R-9895-Y095-Y01.500	<b>5,558.85</b>
PUBLIC DEFENDER	E-0170-A006-G09.003	R-9895-Y095-Y01.500	<b>3,975.33</b>
BD OF ELECT/EMPLY	E-0181-A003-A09.003	R-9895-Y095-Y01.500	<b>3,773.63</b>
POLL WORKERS			
BUDGET COMM	E-0210-A001-F02.003	R-9895-Y095-Y01.500	<b>32.00</b>
T. B. SAN	E-0300-A008-B10.003	R-9895-Y095-Y01.500	<b>606.90</b>
			<b>154,616.18</b>
DOG & KENNEL	E-1600-B000-B08.003	R-9895-Y095-Y01.500	<b>2,038.06</b>
COUNTY HEALTH	E-2210-E001-E10.003	R-9895-Y095-Y01.500	<b>1,991.79</b>
Trailer Parks	E-2211-F069-F04.000	R-9895-Y095-Y01.500	<b>0.00</b>
Home Sewage Treatment Sys	E-2227-F074-F06.000	R-9895-Y095-Y01.500	<b>990.64</b>
Vital Statistics	E-2213-F075-F02.003	R-9895-Y095-Y01.500	<b>789.32</b>
Public Health Infrastructure	E-2214-F076-F01.002	R-9895-Y095-Y01.500	<b>0.00</b>
Family Planning	E-2215-F077-F01.002	R-9895-Y095-Y01.500	<b>821.24</b>
Tobacco Program	E-2216-F078-F02.002	R-9895-Y095-Y01.500	<b>0.00</b>
CDC Lead	E-2228-F080-F01.002	R-9895-Y095-Y01.500	<b>0.00</b>
PREP	E-2230-F082-F01.002	R-9895-Y095-Y01.500	<b>691.74</b>
PHEP	E-2231-F083-F01.002	R-9895-Y095-Y01.500	<b>662.24</b>
NURSING PROGRAM	E-2232-F084-F02.008	R-9895-Y095-Y01.500	<b>588.96</b>
Child & Family Health Serv	E-2233-F085-F01.002	R-9895-Y095-Y01.500	<b>1,495.76</b>
Safe Communities Program	E-2234-F086-F02.008	R-9895-Y095-Y01.500	<b>0.00</b>
Get Vaccinated Program	E-2236-F088-F01.002	R-9895-Y095-Y01.500	<b>172.76</b>
Water System	E-2219-N050-N05.000	R-9895-Y095-Y01.500	<b>60.78</b>
Food Service	E-2218-G000-G06.003	R-9895-Y095-Y01.500	<b>2,286.15</b>
HUMAN SERVICES	E-2510-H000-H12.003	R-9895-Y095-Y01.500	<b>76,230.51</b>
HS/FLOOD GRANT	E-2600-H005-H11.000	R-9895-Y095-Y01.500	<b>4,662.00</b>
C.S.E.A.	E-2760-H010-H07.003	R-9895-Y095-Y01.500	<b>9,380.73</b>
R.E. ASSESSMENT	E-1310-J000-J04.003	R-9895-Y095-Y01.500	<b>5,513.05</b>
ENGINEER K-1 & K-2	E-2811-K000-K08.003	R-9895-Y095-Y01.500	<b>1,601.58</b>
ENG EMP-MVGT K-11	E-2812-K000-K21.003	R-9895-Y095-Y01.500	<b>20,764.45</b>
ENG EMP-BRIDGE K-25	E-2813-K000-K34.003	R-9895-Y095-Y01.500	<b>6,128.11</b>

SOIL CONSERVATION	E-1810-L001-L11.003	R-9895-Y095-Y01.500	<b>1,713.60</b>
Watershed Coordinator	E-1815-L005-L11.003	R-9895-Y095-Y01.500	<b>357.28</b>
Care and Custody-C-Cap	E-0400-M060-M26.003	R-9895-Y095-Y01.500	<b>1,970.66</b>
Care and Custody-truancy	E-0400-M060-M61.003	R-9895-Y095-Y01.500	<b>0.00</b>
INTAKE COORDINATOR	E-0400-M062-M03.002	R-9895-Y095-Y01.500	<b>0.00</b>
Alternative School	E-0400-M067-M02.003	R-9895-Y095-Y01.500	<b>617.38</b>
PLACEMENT II	E-0400-M075-M03.002	R-9895-Y095-Y01.500	<b>1,547.76</b>
Title IV-E	E-0400-M078-M02.008	R-9895-Y095-Y01.500	<b>3,108.01</b>
WW#3	E-3702-P005-P29.003	R-9895-Y095-Y01.500	<b>23,806.25</b>
SSD#2	E-3705-P053-P13.003	R-9895-Y095-Y01.500	<b>5,941.79</b>
Bel Co Port Authority	E-9799-S012-S08.003	R-9895-Y095-Y01.500	<b>2,100.00</b>
OAKVIEW-JUVENILE	E-8010-S030-S66.003	R-9895-Y095-Y01.500	<b>12,384.05</b>
DIST DET HOME	E-0910-S033-S44.003	R-9895-Y095-Y01.500	<b>13,039.13</b>
MENTAL HEALTH	E-2310-S049-S60.003	R-9895-Y095-Y01.500	<b>4,558.11</b>
COMM PLEAS/MEDIATION SRV	E-1544-S054-S02.003	R-9895-Y095-Y01.500	<b>480.57</b>
MENTAL RETARDATION	E-2410-S066-S76.003	R-9895-Y095-Y01.500	<b>48,357.36</b>
Bel Co Senior Programs	E-5005-S070-S02.003	R-9895-Y095-Y01.500	<b>26,390.79</b>
MHAS SUBSIDY GRANT	E-1518-S075-S03.002	R-9895-Y095-Y01.500	<b>884.43</b>
CORRECTIONS ACT GRNT	E-1520-S077-S03.003	R-9895-Y095-Y01.500	<b>1,103.67</b>
CLRK CRTS-TITLE DEPT	E-6010-S079-S06.003	R-9895-Y095-Y01.500	<b>4,432.17</b>
EASTERN CRT-COMPUTER	E-1570-S084-S11.003	R-9895-Y095-Y01.500	<b>403.20</b>
NORTHERN CRT-SPECIAL	E-1561-S086-S02.003	R-9895-Y095-Y01.500	<b>977.73</b>
EASTERN CRT-SPECIAL	E-1571-S087-S02.003	R-9895-Y095-Y01.500	<b>860.10</b>
WEST CRT-SPECIAL	E-1551-S088-S02.003	R-9895-Y095-Y01.500	<b>1,007.28</b>
COMMON PLEAS CRT-SPEC	E-1572-S089-S07.003	R-9895-Y095-Y01.500	<b>0.00</b>
JUV COURT - GEN SPEC	E-1589-S096-S09.000	R-9895-Y095-Y01.500	<b>181.22</b>
WIC PROGRAM	E-4110-T075-T52.008	R-9895-Y095-Y01.500	<b>2,769.69</b>
LAW LIBRARY	E-9720-W020-W03.003	R-9895-Y095-Y01.500	<b>408.93</b>
PROS-VICTIM PROGRAM	E-1511-W080-P05.003	R-9895-Y095-Y01.500	<b>839.31</b>
DRETAC-PROSECUTOR	E-1510-W081-P05.003	R-9895-Y095-Y01.500	<b>904.62</b>
DRETAC-TREASURER	E-1410-W082-T05.003	R-9895-Y095-Y01.500	<b>198.80</b>
			<b>452,829.94</b>

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

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

Motion made by Mr. Meyer, seconded by Mr. Echemann to request the Belmont County Budget Commission certify the following monies. **LEPC MOU PAYMENT-\$12,810.27** deposited into R0050-A000-A42.500 on 04/04/19.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

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

Motion made by Mr. Meyer, seconded by Mr. Echemann to execute payment of Then and Now Certification dated April 10, 2019, 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. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL**

Motion made by Mr. Meyer, seconded by Mr. Echemann granting permission for county employees to travel as follows:  
**DJFS**-William Marinacci to Cleveland, OH, on April 16, 2019, to attend a Cuyahoga County Juvenile Court hearing. A county vehicle will be used for travel. Estimated expenses: \$194.10. Brenna Rocchio, Valarie Gardner, Lori Bittengle, Bonnie White, Jenny Sechrest, Teri Coleman, Cassidy Lohr, Amber Wiley-Pelfrey Ashley Bobek, Larissa Hissom and Stephanie Hall to Columbus, OH, on May 8-10, 2019, to attend the OJFSDA Directors' Conference. Estimated expenses: \$7,506.80.  
**HR DEPT.**-Katie Bayness to Plain City, OH, on April 12, 2019, to attend the Spring CLCCA meeting. A county car will be used for travel.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

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

Motion made by Mr. Meyer, seconded by Mr. Echemann to approve the minutes of the Belmont County Board of Commissioners regular meeting of April 3, 2019.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPROVING THE OHIO EPA/DIVISION OF ENVIRONMENTAL & FINANCIAL ASSISTANCE APPLICATION FORM/WATER AND SEWER DISTRICT**

Motion made by Mr. Echemann, seconded by Mr. Dutton to approve and authorize Commission President Josh Meyer to sign the Ohio EPA/Division of Environmental & Financial Assistance Application Form for the principal forgiveness asset management planning loan for the Belmont County Water and Sewer District for their Asset Management Plan project.

Upon roll call the vote was as follows:

Mr. Echemann	Yes
Mr. Dutton	Yes
Mr. Meyer	Yes

**IN THE MATTER OF ACCEPTING A COPY OF THE JUVENILE COURT'S 2018 ANNUAL REPORT**

Motion made by Mr. Meyer, seconded by Mr. Echemann to accept a copy of the Belmont County Juvenile Court's 2018 Annual Report as submitted per ORC 2151.18.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPOINTMENT TO THE WORKFORCE DEVELOPMENT BOARD AREA 16**

Motion made by Mr. Meyer, seconded by Mr. Echemann to approve the following appointment to the Workforce Development Board Area 16 to fill the unexpired term of Dr. Rebecca Kurtz and to continue the term, effective May 1, 2019 through June 30, 2021.

<b><u>Appointment:</u></b>	<b><u>Representation:</u></b>
Melissa Rataiczak, Belmont College	Post-Secondary Education

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPROVING REVISION TO THE BELMONT COUNTY PERSONNEL POLICY MANUAL SECTION 6.11 FAMILY AND MEDICAL LEAVE**

Motion made by Mr. Meyer, seconded by Mr. Echemann to approve the revision to the Belmont County Personnel Policy Manual Section 6.11 Family and Medical Leave, effective April 10, 2019.

**FAMILY MEDICAL LEAVE ACT ("FMLA") 6.11**

- A. Statement of Policy.  
Eligible employees may request time off for family and/or medical leave of absence with job protection and no loss of accumulated service provided the employee meets the conditions outlined in this policy and returns to work in accordance with the Family and Medical Leave Act of 1993.
- B. Definitions.  
As used in this policy, the following terms and phrases shall be defined as follows:
1. "Family and/or medical leave of absence": An approved absence available to eligible employees for up to twelve (12) weeks of unpaid leave per year under particular circumstances. Such leave may be taken only for the following qualifying events:
    - a. Upon the birth of an employee's child and in order to care for the child.
    - b. Upon the placement of a child with an employee for adoption or foster care.
    - c. When an employee is needed to care for a family member who has a serious health condition.
    - d. When an employee is unable to perform the functions of his position because of the employee's own serious health condition.
    - e. Qualifying service member leave.
  2. Service Member Leave: The spouse, parent or child of a member of the U.S. military service is entitled to twelve (12) weeks of FMLA leave due to qualifying exigencies of the service member being on "covered active duty" or receiving a "call to covered active duty" In addition, a spouse, child, parent or next of kin (nearest blood relative) of a service member is entitled to up to twenty-six (26) weeks of leave within a "single twelve (12)-month period" to care for a service member with a "serious injury or illness" sustained or aggravated while in the line of duty on active duty. The "single twelve (12)-month period" for leave to care for a covered service member with a serious injury or illness begins on the first day the employee takes leave for this reason and ends twelve (12) months later, regardless of the twelve (12) month period established for other types of FMLA leave.
  3. "Per year": A rolling twelve (12) month period measured backward from the date an employee uses any leave under this policy. Each time an employee takes leave, the employer will compute the amount of leave the employee has taken under this policy, and subtract it from the twelve (12) weeks of available leave. The balance remaining is the amount the employee is entitled to take at the time of the request. For example, if an employee used four (4) weeks of FMLA leave beginning February 4, 2009, four weeks beginning June 1, 2009, and four weeks beginning December 1, 2009, the employee would not be entitled to any additional leave until February 4, 2010.
  4. "Serious health condition": Any illness, injury, impairment, or physical or mental condition that involves:
    - a. Inpatient care.

- b. Any period of incapacity of more than three consecutive calendar days that also involves:
    - i. Two or more treatments by a health care provider, the first of which must occur within seven (7) days of the first day of incapacity and both visits must be completed within thirty (30) days; or
    - ii. Treatment by a health care provider on one occasion that results in a regimen of continuing treatment under the supervision of a health care provider.
  - c. Any period of incapacity due to pregnancy or for prenatal care.
  - d. A chronic serious health condition which requires at least two “periodic” visits for treatment to a health care provider per year and continues over an extended period of time. The condition may be periodic rather than continuing.
  - e. Any period of incapacity which is permanent or long term and for which treatment may not be effective (i.e. terminal stages of a disease, Alzheimer’s disease, etc.).
  - f. Absence for restorative surgery after an accident/injury or for a condition that would likely result in an absence of more than three days absent medical intervention. (i.e. chemotherapy, dialysis for kidney disease, etc.).
5. “Licensed health care provider”: A doctor of medicine, a doctor of osteopathy, podiatrists, dentists, optometrists, psychiatrists, clinical psychologists, and others as specified by law.
6. “Family member”: Spouse, child, parent or a person who stands “*in loco parentis*” to the employee.
7. “Covered Service Member”: Means either:
- a. A current member of the Armed Forces, including a National Guard or Reserve Member, who is undergoing medical treatment, recuperation, or therapy, is in outpatient status, or is on the temporary disability retired list, for a serious injury or illness; or
  - b. A covered veteran who is undergoing medical treatment, recuperation, or therapy for a serious injury or illness and who was a member of the Armed Forces, including a National Guard or Reserves Member, at any time during the five years preceding the date the eligible employee takes FMLA leave to care for the covered veteran.
- i. Note: An individual who was a member of the Armed Forces (including National Guard or Reserves) and who was discharged or released under conditions other than dishonorable prior to March 8, 2013, the period of October 28, 2009 and March 8, 2013, shall not count toward the determination of the five-year period for covered veteran status.
8. “Outpatient Status”: The status of a member of the Armed Forces assigned to a military medical treatment facility as an outpatient or to a unit established for the purpose of providing command and control of members of the Armed Forces receiving outpatient medical care.
9. “Next Of Kin”: The term “next of kin” used with respect to a service member means the nearest blood relative of that individual.
10. A “serious injury or illness”, for purposes for the 26 week military caregiver leave means either:
- a. In the case of a current member of the Armed Forces, including a member of the National Guard or Reserves, means an injury or illness that was incurred by the covered service member in the line of duty on active duty in the Armed Forces or that existed before the beginning of the member's active duty and was aggravated by service in the line of duty on active duty in the Armed Forces, and that may render the member medically unfit to perform the duties of the member's office, grade, rank or rating; and,  
In the case of a covered veteran, means an injury or illness that was incurred by the member in the line of duty on active duty in the Armed Forces (or existed before the beginning of the member's active duty and was aggravated by service in the line of duty on active duty in the Armed Forces) and manifested itself before or after the member became a veteran, and is:
    - i. a continuation of a serious injury or illness that was incurred or aggravated when the covered veteran was a member of the Armed Forces and rendered the service member unable to perform the duties of the service member's office, grade, rank, or rating; or
    - ii. a physical or mental condition for which the covered veteran has received a U.S. Department of Veterans Affairs Service-Related Disability Rating (VASRD) of 50 percent or greater, and such VASRD rating is based, in whole or in part, on the condition precipitating the need for military caregiver leave; or
    - iii. a physical or mental condition that substantially impairs the covered veteran's ability to secure or follow a substantially gainful occupation by reason of a disability or disabilities related to military service, or would do so absent treatment; or
    - iv. an injury, including a psychological injury, on the basis of which the covered veteran has been enrolled in the Department of Veterans Affairs Program of Comprehensive Assistance for Family Caregivers.
11. “Covered Active Duty” or “call to covered active duty”:
- a. In the case of a member of a Regular Armed Forces means duty during the deployment of the member with the Armed Forces to a foreign country. (Active duty orders of a member of the Regular components of the Armed Forces generally specify if the member is deployed to a foreign country.)
  - b. In the case of a member of the Reserve components of the Armed Forces means duty during the deployment of the member with the Armed Forces to a foreign country under a Federal call or order to active duty in support of a contingency operation pursuant to specific sections of the U.S. Code, as outlined in 29 CFR § 825.126.
12. “Deployment to a foreign country” means deployment to areas outside of the United States, the District of Columbia, or any Territory or possession of the U.S., including international waters.
13. “Qualifying Exigency”: (For purposes of the twelve (12)-week qualifying exigency leave) includes any of the following:
- a. Up to seven days of leave to deal with issues arising from a covered military member’s short notice deployment, which is a deployment on seven (7) or fewer days notice.
  - b. Military events and related activities, such as official ceremonies, programs, or events sponsored by the military, or family support or assistance programs and informational briefings sponsored or promoted by the military, military service organizations, or the American Red Cross that are related to the active duty or call to active duty status of a covered military member.
  - c. Qualifying childcare and school activities arising from the active duty or call to active duty status of a covered military member, such as arranging for alternative childcare, providing childcare on a non-routine, urgent, immediate need basis; enrolling or transferring a child to a new school; and attending certain school and daycare meetings if they are necessary due to circumstances arising from the active duty or call to active duty of the covered military member.
  - d. Making or updating financial and legal arrangements to address a covered military member’s absence, such as preparing powers of attorney, transferring bank account signature authority, or preparing a will or living trust.
  - e. Attending counseling provided by someone other than a health care provider for oneself, the covered military member, or a child of the covered military member, the need for which arises from the active duty or call to active duty status of the covered military member.
  - f. Rest and recuperation leave of up to fifteen (15) days to spend time with a military member who is on short-term, temporary, rest and recuperation leave during the period of deployment. This leave may be used for a period of 15 calendar days from the date the military member commences each instance of Rest and Recuperation leave.
  - g. Attending certain post-deployment activities within ninety (90) days of the termination of the covered military member’s duty, such as arrival ceremonies, reintegration briefings, and any other official ceremony or program sponsored by the military, as well as addressing issues arising from the death of a covered military member.
  - h. Qualifying parental care for military member’s biological, adoptive, step or foster father or mother, or any other individual who stood in loco parentis to the military member when the member was under 18 years of age, when the parent requires active assistance or supervision to provide daily self-care in three or more of the activities of daily

living, as described in 29 C.F.R. § 825.126, and the need arises out of the military member's covered active duty or call to covered active duty status.

- i. Any qualifying exigency which arose out of the covered military member's covered active duty or call to covered active duty status.

C. Leave Entitlement.

To be eligible for leave under this policy, an employee must meet all of the following conditions:

1. Worked for the agency for at least twelve (12) non-consecutive months, or fifty-two (52) weeks.
2. Actually worked at least one thousand two hundred fifty (1,250) hours during the twelve (12) month period immediately prior to the date when the FMLA leave is scheduled to begin.
3. Work at a location where the Employer employs fifty (50) or more employees within a seventy-five (75) mile radius.
  - a. The entitlement to FMLA leave for the birth or placement for adoption or foster care expires at the end of the twelve (12) month period following such birth or placement.
  - b. Spouses who are both employed by the agency are jointly entitled to a combined leave total of twelve (12) weeks (rather than twelve (12) weeks each) for the birth of a child, upon the placement of a child with the employees for adoption or foster care, and for the care of certain family members with serious health conditions.

Use of Leave.

The provisions of this policy shall apply to all family and medical leaves of absence as follows:

1. Generally: An employee is only entitled to take off a total of twelve (12) weeks of leave per year under the FMLA. As such, employees will be required to utilize their accumulated unused paid leave (sick, vacation, etc.) in conjunction with their accumulated unused unpaid Family Medical Leave. Employees will be required to use the type of accumulated paid leave that best fits the reason for taking leave and must comply with all procedures for requesting that type of leave as stated in the relevant policy. Any time off that may legally be counted against an employee's twelve (12) week FMLA entitlement will be counted against such time.
2. Birth of An Employee's Child: An employee who takes leave for the birth of his or her child must first use all available accrued paid vacation leave prior to using unpaid leave for the remainder of the twelve (12) week period. However, if the employee requests leave for the employee's own serious health condition as a result of the pregnancy or post-partum recovery period, the employee will be required to exhaust all of her sick leave prior to using unpaid leave for the remainder of the twelve (12) week period. (*Note: See section E below for information on disability leaves.*)
3. Placement of a Child for Adoption or Foster Care: An employee who takes leave for the placement of a child for adoption or foster care must first use all available accrued paid vacation leave prior to using unpaid leave for the remainder of the twelve (12) week period.
4. Employee's Serious Health Condition or Family Member's Serious Health Condition: An employee who takes leave because of his serious health condition or the serious health condition of his family member must use all available accrued paid sick and vacation leave prior to using unpaid leave for the remainder of the twelve (12) week period.

D. FMLA and Disability/Workers' Compensation.

An employee who is eligible for FMLA leave because of his own serious health condition may also be eligible for workers' compensation if the condition is the result of workplace accident or injury. Regardless of whether the employee is using worker's compensation benefits, the Employer may designate the absence as FMLA leave, and count it against the employee's twelve (12) week FMLA entitlement if the injury or illness constitutes a serious health condition under the FMLA. In addition, as these may be compensated absences, if the employee participates in the worker's compensation program, the employee is not eligible to use paid leave of any type (except as supplemental benefits, if applicable and requested by the employee), nor can the employer require him to do so, while the employee is receiving compensation from such a program.

E. Procedures For Requesting FMLA Leave.

Requests for FMLA leave must be submitted in writing at least thirty (30) days prior to taking leave or as soon as practicable prior to the commencement of the leave. If the employee fails to provide thirty (30) days notice for foreseeable leave with no reasonable excuse for the delay, the leave may be denied until at least thirty (30) days from the date the employer receives notice. The employee must follow the regular reporting procedures for each absence.

FMLA requests must be submitted on a standard leave form prescribed by the Employer. The Employer will determine whether the leave qualifies as FMLA leave, designate any leave that counts against the employee's twelve (12) week entitlement, and notify the employee that the leave has been so designated.

When an employee needs foreseeable FMLA leave, the employee shall make a reasonable effort to schedule the treatment so as not to unreasonably interfere with the Employer's operations.

F. Certification of Need for FMLA Leave for Serious Health Condition.

An employee requesting FMLA leave due to his family member's serious health condition must provide a doctor's certification of the serious health condition, which must designate that the employee's presence is reasonably necessary. Such certification shall be submitted at the time FMLA leave is requested, or if the need for leave is not foreseeable, as soon as practicable. An employee requesting FMLA leave due to the birth or placement of a child must submit appropriate documentation at the time FMLA leave is requested.

The Employer, at its discretion, may require the employee to sign a release of information so that a representative other than the employee's immediate supervisor can contact the medical provider. If the medical certification is incomplete or insufficient, the employee will be notified of the deficiency and will have seven (7) calendar days to cure the deficiency.

The Employer may require a second medical opinion prior to granting FMLA leave. Such opinion shall be rendered by a health care provider designated or approved by the Employer. If a second medical opinion is requested, the cost of obtaining such opinion shall be paid for by the Employer. If the first and second opinions differ, the Employer, at its own expense, may require the binding opinion of a third health care provider approved jointly by the Employer and the employee. Failure or refusal of the employee to submit to or cooperate in obtaining either the second or third opinions, if requested, shall result in the denial of the FMLA leave request.

Employees who request and are granted FMLA leave due to serious health conditions may be required to provide the Employer periodic written reports assessing the continued qualification for FMLA leave. Further, the Employer may request additional reports if the circumstances described in the previous certification have changed significantly (duration or frequency of absences, the severity of the condition, complications, etc.), or if the employer receives information that casts doubt on the employee's stated reason for the absence. The employee must provide the requested additional reports to the Employer within fifteen (15) days.

G. Certification for leave taken because of a qualifying exigency

The Employer may request that an employee provide a copy of the military member's active duty orders to support the request for qualifying exigency leave. Such certification for qualifying exigency leave must be supported by a certification containing the following information: statement or description of appropriate facts regarding the qualifying exigency for which leave is needed; approximate date on which the qualifying exigency commenced or will commence; beginning and end dates for leave to be taken for a single continuous period of time; an estimate of the frequency and duration of the qualifying exigency if leave is needed on a reduced scheduled basis or intermittently; appropriate contact information for the third party if the qualifying exigency requires meeting with a third party and a description of the meeting; and, if the qualifying exigency involves Rest and Recuperation leave, a copy of the military member's Rest and Recuperation orders, or other documentation issued by the military which indicates the military member has been granted Rest and Recuperation leave, and the dates of the military member's Rest and Recuperation leave.

H. Intermittent/Reduced Schedule Leave.

When medically necessary, an employee may take FMLA leave on an intermittent or reduced work schedule basis for a serious health condition. An employee may not take leave on an intermittent or reduced schedule basis for either the birth of the employee's child or upon the placement of a child for adoption or foster care with the employee unless specifically authorized in writing by the Executive Director. Requests for intermittent or reduced schedule FMLA leave must be submitted in writing at least thirty (30) days prior to taking leave, or, as soon as practicable.

To be entitled to intermittent leave, the employee must, at the time such leave is requested, submit additional certification as prescribed by the Employer establishing the medical necessity for such leave. This shall be in addition to the documentation certifying the condition as FMLA qualifying. The additional certification shall include the dates and the duration of treatment, if any, the expected duration of the intermittent or reduced schedule leave, and a statement from the health care provider describing the facts supporting the medical necessity for taking FMLA leave on an intermittent or reduced schedule basis. In addition, an employee requesting foreseeable intermittent or reduced schedule FMLA leave may be required to meet with the Executive Assistant or designee to discuss the intermittent or reduced schedule leave.

An employee who requests and is granted FMLA leave on an intermittent or reduced schedule basis may be temporarily transferred to an available alternative position with equivalent class, pay, and benefits if the alternative position would better accommodate the intermittent or reduced schedule. An employee who requests intermittent or reduced schedule leave due to foreseeable medical treatment shall make a reasonable effort to schedule the treatment so as not to unduly disrupt the Employer's operations.

I. Employee Benefits.

Except as provided below, while an employee is on FMLA leave, the Employer will continue to pay its portion of premiums for any life, medical, and dental insurance benefits under the same terms and conditions as if the employee had continued to work throughout the leave. The employee continues to be responsible for the payment of any contribution amounts he would have been required to pay had he not taken the leave, regardless of whether the employee is using paid or unpaid FMLA leave. Employee contributions are subject to any change in rates that occurs while the employee is on leave.

The Employer will not continue to pay the Employer portion of premiums for any life, medical, and dental insurance benefits if, while the employee is on FMLA leave, the employee fails to pay the employee's portion of such premiums or if the employee's payment for his portion of the premium is late by more than thirty (30) days. If the employee chooses not to continue health care coverage during FMLA leave, the employee will be entitled to reinstatement into the benefit plan upon return to work.

If the employee chooses not to return to work for reasons other than a continued serious health condition or circumstances beyond the employee's control, the Employer may seek reimbursement from the employee for any amounts paid by the Employer for insurance benefits the employee received through the Employer during any period of unpaid FMLA leave. Leave balances accrued by an employee prior to taking FMLA leave and not used by the employee as outlined in the section entitled "Use of Leave" will be retained by the employee.

FMLA leave, whether paid or unpaid, will not constitute a break in service. Upon the completion of unpaid FMLA leave and return to service, the employee will return to the same level of service credit as the employee held immediately prior to the commencement of FMLA leave. In addition, FMLA leave will be treated as continuous service for the purpose of calculating benefits which are based on length of service. However, specific leaves times (i.e. sick, vacation, and personal leave and holidays) will not accrue during any period of unpaid FMLA leave.

J. Reinstatement.

An employee on FMLA leave must give the Employer at least two business days notice of his intent to return to work, regardless of the employee's anticipated date of return. Employees who take leave under this policy will be reinstated to the same or a similar position upon return from leave except that if the position that the employee occupied prior to taking FMLA leave is not available, the employee will be placed in a position which entails substantially equivalent levels of skill, effort, responsibility, and authority and which carries equivalent status, pay, benefits, and other terms and conditions of employment as the position the employee occupied prior to taking FMLA leave. The determination as to whether a position is an "equivalent position" will be made by the Employer.

An employee will not be laid off as a result of exercising her right to FMLA leave. However, the Employer will not reinstate an employee who has taken FMLA leave if, as a result of a layoff within the agency, the employee would not otherwise be employed at the time reinstatement is requested. An employee on FMLA leave has no greater or lesser right to reinstatement or to other benefits and conditions of employment than if the employee had been continuously employed during her FMLA leave.

Prior to reinstatement, employees who take FMLA leave based on their own serious health condition shall provide certification from the employee's health care provider that the employee is able to perform the essential functions of his position, with or without reasonable accommodation.

K. Records.

All records relative to FMLA leave will be maintained by the Employer as required by law. Any medical records accompanying FMLA leave requests will be kept separate from an employee's regular personnel file. To the extent permitted by law, medical records related to FMLA leave shall be kept confidential. Records and documents created for purposes of FMLA containing family medical history or genetic information as defined by the Genetic Information Nondiscrimination Act of 2008 (GINA) shall be maintained in accordance with the confidentiality requirements of Title II of GINA, which permit such information to be disclosed consistent with the requirements of FMLA.

Original Adoption Date: 5/16/2008                      Revision Date: 6/11/2018                      04/10/19

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF HIRING KAILY DRAKE  
AS SEASONAL EMPLOYEE AT RECORDS DEPARTMENT**

Motion made by Mr. Meyer, seconded by Mr. Echemann to approve the hiring of Kaily Drake as a seasonal employee for Belmont County Records Department, effective April 8, 2019 until August 9, 2019, at minimum wage.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF APPROVING CHANGE ORDER NUMBER 003 FROM  
BEDWAY DEVELOPMENT CORPORATION FOR THE BELMONT COUNTY RENOVATION PROJECT**

Motion made by Mr. Meyer, seconded by Mr. Echemann to approve and sign Change Order Number 003 from Bedway Development Corporation for the Belmont County Building Renovation project for a credit of \$1,581.88 for a new contract total of \$1,458,277.66.



**Change Order**

<b>PROJECT:</b> <i>(Name and address)</i> Belmont County Building Renovation St. Clairsville, Ohio 43950	<b>CONTRACT INFORMATION:</b> Contract For: General Trades Date: February 27, 2019	<b>CHANGE ORDER INFORMATION:</b> Change Order Number: 003 Date: April 10, 2019
<b>OWNER:</b> <i>(Name and address)</i> Board of Commissioners of Belmont County, Ohio 101 West Main Street St. Clairsville, Ohio 43950	<b>ARCHITECT:</b> <i>(Name and address)</i> McKinley & Associates The Maxwell Center 32 Twentieth Street, Suite 100 Wheeling, West Virginia 26003	<b>CONTRACTOR:</b> <i>(Name and address)</i> Bedway Development Corporation 67877 North Panoast Road Belmont, Ohio 45718

**THE CONTRACT IS CHANGED AS FOLLOWS:**

*(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)*

1. Replace de-laminated counter top in existing women's restroom Counter and installation: \$1,400.00; Remove and re-install existing sinks in women's room, including new traps and supply lines: \$1,373.00; GC overhead & profit: \$443.68; Net change Add \$3,216.68
2. Clerk Office Security Window Changes deduct (\$5,360); Net change Deduct (\$5,360.00)
3. Provide microwave cabinet in existing breakroom 5: Material \$411.40, Labor \$72.60, GC overhead & profit \$77.44; Net change Add \$561.44

This Change Order constitutes the full and complete satisfaction for all claims of all direct and indirect costs, overhead costs of all kinds, inefficiency costs, acceleration costs, the cumulative impact of this and other change orders executed to date, the impact of this change order on unchanged work and interest related thereto, which has been or may be incurred in conjunction with the project extension set forth herein, if any. This document and attachments hereto shall become an amendment to the contract and all provisions of the contract will apply hereto.

The original Contract Sum was	\$ 1,429,750.00
The net change by previously authorized Change Orders	\$ 30,109.54
The Contract Sum prior to this Change Order was	\$ 1,459,859.54
The Contract Sum will be decreased by this Change Order in the amount of	\$ 1,581.88
The new Contract Sum including this Change Order will be	\$ 1,458,277.66

The Contract Time will be unchanged by Zero (0) days.  
The new date of Substantial Completion will be

**NOTE:** This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

McKinley & Associates	Bedway Development Corporation	Board of Commissioners of Belmont County, Ohio
<b>ARCHITECT</b> <i>(Firm name)</i>	<b>CONTRACTOR</b> <i>(Firm name)</i>	<b>OWNER</b> <i>(Firm name)</i>
SIGNATURE	SIGNATURE	SIGNATURE
THOMAS W. WELLERPKE, AIA	Jonathan Bedway - President	JERRY ECHEMANN
PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
4/15/19	4/24/2019	4-10-19
DATE	DATE	DATE

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Upon roll call the vote was as follows:

- |              |     |
|--------------|-----|
| Mr. Meyer    | Yes |
| Mr. Echemann | Yes |
| Mr. Dutton   | Yes |



April 10, 2019

Mr. Dutton said a lot of progress is being made and Bedway is ahead of schedule. Mr. Echemann noted the completion date is June 3, 2019.

**OPEN PUBLIC FORUM**-Jim Morrison, resident of Otto Road, was looking for information on where they need to go from here to get water to their area. He said as far as he knows, two families that live on the road will not be participating in the project. Mr. Morrison said Representative Jack Cera sent a letter offering to help and they haven't heard anything from A. C. Wiethe of Belomar. Mr. Meyer said at this time they have exhausted all avenues with Belomar, but the Board will continue to work with Mr. Wiethe and Representative Cera. He noted the CDBG funding changed from annual to bi-annual. Mr. Dutton said the project hasn't stopped; they are seriously looking at water projects with CDBG funding, usually they are road projects. The application for the CDBG funding won't go in until late this year or early 2020.

Richard Hord inquired if a Belmont County Building Department was still being considered. Mr. Meyer said it's still being considered, but they are not pursuing it at this point. He noted Belmont County is using Mid-East Ohio Building Department out of Zanesville. Mr. Dutton said he has heard from builders that Mid-East is doing a great job providing services. Larry Merry, Port Authority Director said it (a county building department) is not cost effective right now.

**BREAK**

### **9:30 Public Meeting-Vince Gianangeli, Director, Belmont County Department of Job and Family Services**

#### **Re: Retirement and Re-Employment of the Belmont County Dept. of Job & Family Services Director**

Present: Vince Gianangeli, Patty Gianangeli, Lori O'Grady, DJFS HR Manager and Christine Parker, DJFS Administrator.

Mr. Gianangeli said he was looking to retire in June and was going to look for other work after a 35 ½ year career. He could serve as director in another county, but would have to relocate his family. "This is going to save taxpayers money. There was no way I would consider doing a retire-rehire without taking a pay cut, so we need to demonstrate to the public that there is savings. This savings, if you would agree to do this, would be to the tune of over \$35,000 in wages and benefits," said Mr. Gianangeli. He noted no local wages is part of his salary; it is 78% federal funded and 22% state funded. Mr. Gianangeli said they went through layoffs in 2009 and 2013, due to funding cuts, and do not want to have to go through that again. He said due to the DJFS fiscal department, they have \$5 ½ million in their three primary funds that he is calling a rainy day fund. There may be a day they need to get into that funding to support the workers. That balance has been built since 2004. He added he has the best job in the county and wants to keep working with the Job and Family Services family and in the job he loves. Mike Bianconi said Vince is very polished with his information and is very accurate. He feels Vince works very hard as does everyone in the agency and he is a great leader. Mr. Gianangeli said it is not possible to retire from the same pension and get it more than once, that would be illegal. County employees pay into the Ohio Public Employees Retirement System (OPERS) that also pays interest. The money put in is tax payers' money and it is earned by working. He is taking money out that he has earned over the last 35 ½ years. Resident Frank Papini, retired steelworker, commented that he feels Vince is underpaid. He said he has helped members of the union when they were on strike. Johnny Waugh, also a retired steel worker, agreed with Mr. Papini. Christine Parker, DJFS Administrator, said she publicly expressed her support for Vince. She said he has always been very supportive of her department and understands the daily challenges. Larry Merry, Port Authority Director, said he serves on the Workforce Development Board and received notice they got a perfect audit for work which is done by Belmont County's Department of Job and Family Services. He said Vince is very respected state-wide.

**BREAK**

### **10:00 Sexual Assault Awareness and Prevention Month Proclamation**

**Tri-County Help Center-Cathy Campbell, Exec. Director, Michelle Helms, Program Facilitator and Eddie Carpenter, Legal Advocate**

#### **IN THE MATTER OF ADOPTING PROCLAMATION RECOGNIZING SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH**

Motion made by Mr. Meyer, seconded by Mr. Dutton to adopt the proclamation designating April as Sexual Assault Awareness and Prevention Month.

#### *PROCLAMATION DECLARING APRIL SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH*

WHEREAS, sexual assault affects women, men, and children of all social, racial, religious, ethnic, socioeconomic, and age groups and over seventy percent of these crimes are committed by individuals known to the victim; and

WHEREAS, along with the immediate physical and emotional costs of sexual assault, the victims can have such adverse consequences as post-traumatic stress disorder, substance abuse, major depression, homelessness, eating disorders, and suicide, proving that sexual assault survivors suffer from emotional scars long after the physical scars have healed; and

WHEREAS, Sexual Assault Awareness and Prevention Month calls attention to the fact that rape, sexual assault, and sexual harassment harm our community and impacts everyone; every 92 seconds someone in America is sexually assaulted, every 9 minutes that victim is a child; and

WHEREAS, child sexual abuse prevention must be a priority to confront the reality that 1 in 6 boys and 1 in 4 girls will experience a sexual assault before age 18; and

WHEREAS, young people experience heightened rates of sexual violence, and youth ages 12-17 were 2.5 times more likely to be victims of rape or sexual assault; and

WHEREAS, on campus, 1 in 5 women and 1 in 16 men are sexually assaulted during their time in college; and

WHEREAS, statistics show 1 in 5 women and 1 in 67 men will be raped at some point in their lives; and 1 in 3 women and 1 in 6 men will experience some form of sexual assault over lifetime; and

WHEREAS, estimated lifetime cost of rape victimization is \$3.1 trillion for all rape victims (including lost work, medical costs, criminal justice, and other); and

WHEREAS, we are calling on new partners and community members to help expand sexual assault prevention efforts and ensure that the next generation fosters attitudes that support and promote healthy relationships, equality for all people, and respect for self and others creating a safer environment for all.

NOW, THEREFORE, BE IT RESOLVED, that the members of Belmont County Board of Commissioners recognize April 2019 as Sexual Assault Awareness and Prevention Month and urge all residents of Belmont County to take part in appropriate programs and activities in support.

Adopted this 10th day of April, 2019.

#### **BELMONT COUNTY COMMISSIONERS**

*Jerry Echemann /s/*

*J. P. Dutton /s/*

*Josh Meyer /s/*

April 10, 2019

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Dutton	Yes
Mr. Echemann	Yes

**BREAK**

**IN THE MATTER OF ENTERING  
EXECUTIVE SESSION AT 10:30 A. M.**

Motion made by Mr. Meyer, seconded by Mr. Echemann to enter executive session with Prosecutor Dan Fry, Assistant Prosecutor Dave Liberati, and Water & Sewer District Director Kelly Porter pursuant to ORC 121.22(G)(3) Court Action Exception to consider imminent litigation.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

Mark Esposito, Water and Sewer Consultant and Jeff Vaughn, Vaughn, Coast and Vaughn Inc.-Consulting Engineers, were also present. Mr. Vaughn exited at 10:39 and executive session continued.

**IN THE MATTER OF ADJOURNING  
EXECUTIVE SESSION AT 11:14 A.M.**

Motion made by Mr. Meyer, seconded by Mr. Echemann to exit executive session at 11:14 a.m.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**AS A RESULT OF EXECUTIVE SESSION-NO ACTION TAKEN AT THIS TIME**

**IN THE MATTER OF ENTERING  
EXECUTIVE SESSION AT 11:14 A. M.**

Motion made by Mr. Meyer, seconded by Mr. Echemann to enter executive session with Katie Bayness, HR Administrator, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the compensation, discipline and employment of public employees and ORC 121.22(G)(4) Collective Bargaining Exception.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**IN THE MATTER OF ADJOURNING  
EXECUTIVE SESSION AT 11:42 A.M.**

Motion made by Mr. Meyer, seconded by Mr. Echemann to exit executive session at 11:42 a.m.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

**AS A RESULT OF EXECUTIVE SESSION-**

**IN THE MATTER OF ONE-DAY SUSPENSION TO  
EMA EMPLOYEE REBECCA HORNE**

Motion made by Mr. Meyer, seconded by Mr. Echemann to issue a one-day suspension to EMA employee Rebecca Horne. Suspension will be served April 16, 2019.

Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

April 10, 2019

**IN THE MATTER OF ADJOURNING  
COMMISSIONERS MEETING AT 11:44 A.M.**

Motion made by Mr. Meyer, seconded by Mr. Echemann to adjourn the meeting at 11:44 a.m.  
Upon roll call the vote was as follows:

Mr. Meyer	Yes
Mr. Echemann	Yes
Mr. Dutton	Yes

Read, approved and signed this 17<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ COUNTY COMMISSIONERS

We, Josh Meyer and Bonnie Zuzak, President and Assistant 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  
\_\_\_\_\_ ASSISTANT CLERK