

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: J. P. Dutton, Jerry Echemann and Josh Meyer, Commissioners and Bonnie Zuzak, 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 COVID-19 UPDATE-** Rob Sproul, Deputy Health Commissioner, said there are 129 positives cases in the county, twenty-eight of those are out of quarantine and more will be out today. There are seven deaths and four hospitalized. He noted the seven who have died had underlying conditions. Mr. Sproul said with the Governor phasing in reopening it is suggested consumers wear a mask, but it is not mandatory. A business can require you to wear masks. He recommended residents have a mask on hand in case it's needed to enter a business. He noted testing will be increased so the numbers of positive cases will go up. He said most agencies are well-stocked on supplies, but gowns are hard to get now. Mr. Dutton questioned standardization across the state regarding reopening especially with Belmont County being so close to West Virginia. Mr. Sproul said he voices that concern a lot. "I think they try to work with neighboring states' governors, it would be much nicer if it was 50-state, across the board. It makes it tougher, I feel, for our business people who have to compete with different rules," said Mr. Sproul. Mr. Echemann asked if he would be recommending people not cross the border into West Virginia to get a haircut, etc. Mr. Sproul said people have to make their own decisions with their own health. He added the majority of the new cases are from the Belmont Correctional Institute and he believes the pace of the virus has slowed outside of such institutions.

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

Motion made by Mr. Dutton, 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 \$290,084.72**

Upon roll call the vote was as follows:

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

**IN THE MATTER OF TRANSFERS WITHIN FUND**

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

**A00 GENERAL FUND**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
E-0131-A006-A02.002 Admin Salaries	E-0131-A006-A17.012 Cruiser Repairs	\$12,000.00

**S30 OAKVIEW JUVENILE REHABILITATION**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
E-8010-S030-S40.000 Grant Holding Account	E-8010-S030-S67.004 Workers Comp	\$518.33
E-8010-S030-S59.000 Fuel/Utilities	E-8010-S030-S60.000 Maintenance	\$2,000.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**

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

**\*\*FEBRUARY 26, 2020\*\***

**Y02 MUNICIPAL AUTO LICENSE/AUDITORS**

E-9802-Y002-Y08.000	Martins Ferry	\$32,000.00
---------------------	---------------	-------------

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Dutton, seconded by Mr. Echemann to execute payment of Then and Now Certification dated April 29, 2020, 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. Dutton	Yes
Mr. Echemann	Yes
Mr. Meyer	Yes

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

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve the minutes of the Belmont County Board of Commissioners regular meeting of April 15, 2020.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING QUIT CLAIM DEED FOR BELMONT COUNT PORT AUTHORITY/WATER & SEWER DISTRICT**

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve and sign the Quit Claim Deed for Belmont County Port Authority, the Grantor, conveying property located in Pultney and Richland Townships to the Board of County Commissioners of Belmont County, Ohio, for the benefit of Belmont County Water and Sewer District, which is the successor by merger to Belmont County Sanitary Sewer District #3, the Grantee, pursuant to Ohio Revised Code 4582.02; said property is residue of the lands conveyed from the Wheeling & Lake Erie Railway Company to the Belmont County Sanitary Sewer District #3.

**QUIT CLAIM DEED**

**BELMONT COUNTY PORT AUTHORITY**, a body corporate and public created pursuant to O.R.C. §4582.02, the Grantor, for valuable consideration paid, grants to the **BOARD OF COUNTY COMMISSIONERS OF BELMONT COUNTY, OHIO**, for the benefit of the Belmont County Water and Sewer District, which is the successor by merger to Belmont County Sanitary Sewer District #3, the Grantee, whose tax-mailing address is 101 West Main Street, St. Clairsville, Ohio 43950, the following described property located in the Townships of Pultney and Richland, Situated in the State of Ohio and County of Belmont, being the residue of the lands conveyed from the Wheeling & Lake Erie Railway Company to the Belmont County Sanitary Sewer District #3, more particularly described as follows:

**TRACT ONE:**

Being part of Pultney Township, Section 13, Township 6, Range 3.

Beginning at a rebar set on the northerly line of land conveyed to Anthony P. Eden recorded in Volume 727, Page 766 of the Belmont County Deed Records, where a ½ inch diameter rebar with a plastic cap labeled "KYER 6948" found at the southwest corner of Lot 1C as shown on the Plat of Neffs, recorded in Cabinet D, Slides 44 and 45 of the Belmont County Plat Records, bears South 48° 07' 17" East, 1324.79 feet. The bearing of the westerly line of said Lot 1C being North 01° 06' 00" East.

Thence, from the said point of beginning, South 50° 52' 25" West 26.43 feet to a rebar set, a 5/8 inch diameter rebar with a plastic cap labeled "GREEN & ASSOC." found bears South 50° 52' 25" West 26.66 feet.

Thence, along a curve to the left, having a radius of 1903.58 feet an arc length of 541.74 feet and the chord being North 36° 51' 41" West 539.92 feet, to a rebar set.

thence, North 45° 00' 52" West 104.07 feet to a rebar set;

thence, South 34° 34' 08" West 20.84 feet to a rebar set;

thence, North 45° 00' 52" West 738.39 feet to a point in the easterly edge of County Road 4;

Thence, along the easterly edge of County Road 4, the following six courses:

1) along a curve to the right, having a radius of 982.37 feet, an arc length of 29.95 feet, and the chord being North 44° 08' 28" West 29.95 feet;

2) North 38° 25' 38" East 3.09 feet;

3) North 42° 43' 55" West 59.40 feet;

4) North 40° 49' 08" West 168.96 feet;

5) North 36° 39' 54" West 80.52 feet;

6) North 31° 13' 30" West 84.30 feet to a rebar set;

thence, North 70° 23' 08" East 63.59 feet to a rebar set;

thence, North 21° 36' 52" West 135.81 feet to a rebar set;

thence, along a curve to the left, having a radius of 948.87 feet, an arc length of 131.81 feet, and the chord being North 26° 02' 57" West 131.70 feet to a point in County Road 4;

thence, North 15° 56' 33" East 35.72 feet, with the southerly line of land conveyed to A. & H. Barnes, recorded in Volume 727, Page 5 of the Belmont County Deed Records, to a point in County Road 4;

thence, along a curve to the right, having a radius of 974.87 feet, an arc length of 160.46 feet, and the chord being South 26° 46' 22" East 160.28 feet to a rebar set;

thence South 21° 36' 52" East 136.72 feet to a rebar set;

thence North 70° 23' 08" East 37.43 feet to a rebar set;

thence, South 21° 36' 52" East 10.47 feet to a rebar set;

thence, along a curve to the left, having a radius of 895.37 feet, an arc length of 156.53 feet, and the chord being South 26° 37' 22" East 156.33 feet to a rebar set;

thence, South 49° 48' 45" East 103.80 feet to a rebar set;

thence, South 52° 01' 22" East 59.73 feet to a rebar set;

thence, South 38° 25' 38" West 66.99 feet to a rebar set;

thence, along a curve to the left, having a radius of 922.37 feet, an arc length of 36.89 feet, and the chord being south 43° 52' 08" East 36.88 feet, to a point in a private drive;

thence, South 45° 00' 52" East 727.36 feet to a rebar set;

thence, South 34° 34' 08" West 13.73 feet to a rebar set;

thence, South 45° 00' 52" East 108.84 feet to a rebar set;

thence, along a curve to the right, having a radius of 1929.58 feet, an arc length of 544.36 feet, and the chord being South 36° 55' 57" East 542.56 feet to the point beginning.

The above described tract contains 2.5285 acres.

**TRACT TWO:**

Being part of Richland Township, Section 19, Township 6, Range 3.

Beginning at a rebar set on the easterly line of said Section 19, where the northeast corner thereof bears North 00° 31' 47" East 880.84 feet.

Thence, from the said point of beginning, South 00° 31' 47" West 113.00 feet, with the easterly line of said Section 19, to a rebar set, passing a 5/8 inch diameter rebar with a plastic cap labeled "GREEN & ASSOC" found at the northwest and southwest corners of the land conveyed to John P. Pintarich, recorded in Volume 717, Page 519 of the Belmont County Deed Records, at 25.09 feet and 85.21 feet, respectively.

thence, along a curve to the right, having a radius of 478.34 feet, an arc length of 195.85 feet, and the chord being North 68° 01' 06" West 194.49 feet to a rebar set;

thence, North 56° 17' 20" West 299.50 feet to a rebar set;

thence, along a curve to the left, having a radius of 1637.28 feet, an arc length of 567.07 feet, and the chord being North 66° 12' 40" West 564.24 feet to a rebar set;

at the easterly line of the land conveyed to L. & M. Novak, recorded in Volume 662, Page 715 of the Belmont County

thence, North 26° 24' 02" East 57.18 feet, Recorder's Office, to a 5/8 inch diameter rebar with a plastic cap labeled "GREEN & ASSOC." found.

thence, along a curve to the left, having a radius of 2831.90 feet, an arc length of 8.85 feet, and the chord being South 66° 30' 50" East 8.85 feet to a rebar set;

thence, South 18° 21' 08" West 25.00 feet to a rebar set;

thence, along a curve to the left, having a radius of 2856.90 feet, an arc length of 53.70 feet, and the chord being South 67° 12' 33" East 53.70 feet;

thence, South 67° 44' 52" East 117.20 feet to a rebar set;

thence, North 22° 05' 08" East 25.00 feet to a rebar set;

thence, South 67° 44' 52" East 118.30 feet to a rebar set;

thence, along a curve to the right, having a radius of 3852.80 feet, an arc length of 225.90 feet, and the chord being South 66° 04' 05" East 225.87 feet to a rebar set;

thence, South 64° 22' 52" East 347.10 feet to a rebar set;

thence, along a curve to the left, having a radius of 922.40 feet, an arc length of 134.20 feet, and the chord being South 68° 32' 57" East 134.08 feet to the point of beginning.

The above described tract contains 1.5059 acres.

**TRACT THREE**

Being part the Richland Township, Sections 19 and 20, Township 6, Range 3.

Beginning at a rebar on the line dividing said Sections 19 and 20, where the Northeast corner of Section 19 and the Southeast corner of Section 20 bears North 89° 42' 46" West 629.55 feet to a marked stone found on said section line, and thence North 89° 20' 03" East 1116.67 feet to said section corner.

Thence, from the said point of beginning South 32° 41' 57" East 78.43 feet to a rebar set;

thence, along a curve to the left, having a radius of 1465.68 feet, an arc length of 22.18 feet, and the chord being South 60° 08' 53" East 22.18 feet;

thence South 59° 42' 52" East 12.12 feet;

thence, along a curve to the right, having a radius of 2831.93 feet, an arc length of 107.09 feet, and the chord being South 60° 47' 52" East 107.08 feet to a rebar set;

thence South 61° 52' 52" East 398.22 feet to a rebar set in a private drive;

thence, along a curve to the left, having a radius of 2259.01 feet, an arc length of 172.37 feet, and the chord being South 64° 04' 01" East 172.33 feet, to a point in a garage;

thence, South 26° 24' 14" West 98.97 feet, with the westerly line of the land conveyed to L. and M. Novak, recorded in Volume 662, Page 715 of the Belmont County Deed Records, to a 5/8 inch diameter rebar with a plastic cap labeled "GREEN & ASSOC." found;

thence, along a curve to the left, having a radius of 1649.78 feet, an arc length of 93.82 feet, and the chord being North 84° 01' 29" West 93.80 feet, to a point in County Road 4, an iron spike found in the road bears South 11° 20' 31" West 11.39 feet;

thence, North 11° 20' 31" East 65.54 feet to a point in County Road 4;

thence, along a curve to the right, having a radius of 2325.01 feet, an arc length of 69.37 feet, and the chord being North 62° 44' 09" West 69.37 feet to a rebar set;

thence, North 61° 52' 52" West 398.22 feet;

thence, along a curve to the right, having a radius of 2897.93 feet, an arc length of 17.61 feet, and the chord being North 61° 42' 25" West 17.61 feet to a rebar set;

thence, South 32° 41' 57" East 203.51 feet to a rebar set;

thence, South 51° 55' 26" West 87.50 feet to a rebar set;

thence, North 38° 04' 34" West 150.00 feet to a rebar set in the northerly edge of McMahan Creek;

thence, along a curve to the left, having a radius of 641.78 feet, an arc length of 402.95 feet, and the chord being North 58° 27' 16" West 396.36 feet, to a rebar set in the northerly edge of McMahan Creek;

thence, along a curve to the left, having a radius of 1357.67 feet, an arc length of 278.70 feet, and the chord being North 82° 19' 20" West 278.21 feet, to a point in southerly side of McMahan Creek;

thence, North 00° 17' 14" East 50.60 feet to a point in McMahan Creek;

thence, North 89° 42' 46" West 333.30 feet, with the line dividing said Sections 19 and 20, to a rebar set on the southerly side of McMahan Creek;

thence, North 00° 17' 14" East 18.25 feet to a point in McMahan Creek;

thence, along a curve to the left, having a radius of 1146.28 feet, an arc length of 270.20 feet, and the chord being North 82° 32' 15" East 269.57 feet, to a rebar set;

thence, North 84° 04' 52" West 115.52 feet to a rebar set;

thence, along a curve to the right, having a radius of 988.37 feet, an arc length of 714.16 feet, and the chord being North 63° 22' 52" West 698.73 feet, to a rebar set;

thence, North 42° 40' 52" West 1196.59 feet to a rebar set;

thence, North 47° 19' 08" East 66.00 feet, with the southeasterly line of the land conveyed to Richard K. Wesley, recorded in Volume 675, Page 431 (Tract Two) of the Belmont County Deed Records, to a rebar set;

thence, South 42° 40' 52" East 1144.50 feet to a rebar set;

thence, North 38° 05' 08" East 30.39 feet to a rebar set;

thence, South 42° 40' 52" East 56.97 feet to a rebar set;

thence, along a curve to the left, having a radius of 892.37 feet, an arc length of 225.83 feet, and the chord being South 49° 55' 51" East 225.22 feet, to a rebar set;

thence, South 32° 49' 10" West 30.00 feet to a rebar set;

thence, along a curve to the left, having a radius of 922.37 feet, an arc length of 433.05 feet, and the chord being South 70° 37' 51" East 429.09 feet, to a rebar set;

thence, South 84° 04' 52" East 194.40 feet to a rebar set;

thence, along a curve to the right, having a radius of 1465.68 feet, an arc length of 106.98 feet, and the chord being South 81° 59' 24" East 106.96 feet, to a rebar set;

thence, North 77° 26' 07" East 101.68 feet to a rebar set;

thence, along a curve to the right, having a radius of 288.57 feet, an arc length of 368.27 feet, and the chord being south 69° 08' 35" East 343.78 feet, to a point of beginning.

The above described tract contains 8.0921 acres, of which 3.195 acres are located in said Section 19 and 4.9016 acres are located in said Section 20.

**TRACT FOUR:**

Being part of Richland Township, Sections 20, 26, and 32, Township 6, Range 3, and Section 2, Township 7, Range 4.

Beginning at a 5/8 inch diameter rebar with a plastic cap labeled "WWS 5485" found on the easterly side of County Road 4 at the southwesterly corner of the land conveyed to Richard K. Wesley, recorded in Volume 675, Page 431 (Tract Two) of Belmont County Deed Records, where the northernmost corner of Lot 3 in Kimmell's Subdivision, recorded in Cabinet B, Slide 195 of the Belmont County Plat Records, bears South 46° 03' 14" East 600.81 feet. The bearing of the northeasterly line of said Lot 3 being South 42° 40' 52" East.

Thence, from the said point of beginning and along a curve to the left, having a radius of 922.37 feet, an arc length of 561.89 feet, and chord being North 76° 02' 46" West 553.24 feet, to a rebar set;

thence, South 86° 30' 08" West 520.90 feet to a rebar set, passing the line dividing said Sections 20 and 26 at 376.21 feet;

thence, along a curve to the right, having a radius of 1179.28 feet, an arc length of 382.83 feet, and the chord being North 84° 11' 52" West 381.15 feet, to a rebar set;

thence, North 74° 53' 53" West 409.58 feet to a rebar set;

thence, along a curve to the left, having a radius of 5696.65 feet, an arc length of 682.72 feet, and the chord being North 78° 19' 52" West 682.31 feet;

thence, along a curve to the left, having a radius of 2259.01 feet, an arc length of 613.09 feet, and the chord being North 89° 32' 22" West 611.21 feet, to a rebar set;

thence South 82° 41' 08" West 463.02 feet to a rebar set in the northerly edge of McMahan Creek;

thence, South 03° 53' 52" East 60.11 feet to a rebar set;

thence, South 82° 41' 08" West 313.16 feet to a rebar set;

thence, along a curve to the left, having a radius of 1053.28 feet, an arc length of 245.22 feet, and the chord being South 76° 00' 03" West 245.22 feet, to a rebar set on the southerly side of McMahan Creek;

thence, North 20° 41' 03" West 60.00 feet to a rebar set on the northerly side of McMahan Creek;

thence, along a curve to the left, having a radius of 1113.28 feet, an arc length of 327.67 feet, and the chord being south 60° 53' 03" West 326.49 feet, to a rebar set;

thence, South 52° 27' 08" West 157.47 feet to a rebar set;

thence, along a curve to the right, having a radius of 988.37 feet, an arc length of 760.74 feet, and the chord being South 74° 30' 08" West 742.10 feet, to a rebar set;  
thence, North 83° 26' 52" West 1961.78 feet to a rebar set, passing the line dividing said Sections 26 and 32 at 967.65 feet;  
thence, along a curve to the right, having a radius of 5762.65 feet, an arc length of 502.89 feet, and the chord being North 80° 56' 52" West 502.73 feet, to a rebar set;  
thence, North 78° 26' 52" West 1226.37 feet to a rebar set in McMahon Creek;  
thence, South 11° 33' 08" West 30.00 feet to a rebar set on the northerly side of Township Road 279;  
thence, North 78° 26' 52" West 619.00 feet to a rebar set on the northerly side of Township Road 279;  
thence North 11° 33' 08" East 30.00 feet to a rebar set in southerly edge of McMahon Creek;  
thence North, 78° 26' 52" West 609.59 feet to a rebar set in northerly side of McMahon Creek;  
thence, along a curve to the left, having a radius of 922.37 feet, an arc length of 718.25 feet, and the chord being South 79° 14' 38" West 700.24 feet, to a rebar set on the southerly side of Township Road 279;  
thence, South 56° 56' 08" West 226.76 feet to a rebar set;  
thence, along a curve to the right, having a radius of 1465.69 feet, an arc length of 624.53 feet, and the chord being South 69° 08' 33" West 619.81 feet, to a rebar set on the line dividing said Section 2 and 32;  
thence, continuing along the same curve to the right, having a radius of 1465.69 feet, an arc length of 1165.29 and the chord being North 75° 52' 27" West 1134.84 feet, to a rebar set;  
thence, North 53° 05' 52" West 171.27 feet to a rebar set;  
thence, along a curve to the left, having a radius of 922.37 feet, an arc length of 627.83 feet, and the chord being North 72° 35' 52" West 615.78 feet, to a rebar set;  
thence, South 87° 54' 08" West 110.57 feet to a rebar set;  
thence, along a curve to the right, having a radius of 1752.12 feet, an arc length of 386.64 feet, and the chord being North 85° 46' 34" West 385.85 feet, to a 5/8 inch diameter rebar found at the southeasterly corner of land conveyed to Milton E. Porter, recorded in Volume 733, Page 914 (Second Tract);  
thence, with lines of said land conveyed to Porter, the following three courses:  
1) North 34° 35' 08" East 51.02 feet to a 5/8 inch diameter rebar found;  
2) South 89° 20' 38" West 30.90 feet to a 5/8 inch diameter rebar found;  
3) North 35° 20' 07" West 37.05 feet to a 5/8 inch diameter rebar found;  
thence, South 78° 35' 04" East 21.05 feet to a rebar set;  
thence North, 11° 03' 29" East 27.00 feet to a rebar set;  
thence, along a curve to the left, having a radius of 1659.12 feet, an arc length of 144.76 feet, and the chord being South 81° 26' 30" East 144.72 feet, to a point in McMahon Creek;  
thence, South 06° 03' 31" West 27.00 feet to a rebar set;  
thence, along a curve to the left, having a radius of 1686.12 feet, an arc length of 240.03 feet, and the chord being South 88° 01' 10" East 239.83 feet, to a rebar set on the southerly side of a private drive;  
thence, North 87° 54' 08" East 110.57 feet to a rebar set;  
thence, along a curve to the right, having a radius of 988.37 feet, an arc length of 672.76 feet, and the chord being South 72° 35' 52" East 659.85 feet, to a rebar set;  
thence, South 53° 05' 52" East 171.27 feet to a rebar set;  
thence, along a curve to the left, having a radius of 1399.69 feet, an arc length of 1123.37 feet, and the chord being South 76° 05' 25" East 1093.46 feet, to a point in McMahon Creek and on the line dividing said Sections 2 and 32;  
thence, continuing along the same curve to the left, having a radius of 1399.69 feet, an arc length of 585.85 feet, and the chord being North 68° 55' 35" East 581.59 feet, to a rebar set on the southerly side of McMahon Creek;  
thence, North 56° 56' 08" East 226.76 feet to a rebar set on the southerly side of McMahon Creek;  
thence, along a curve to the right, having a radius of 988.37 feet, an arc length of 769.35 feet, and the chord being North 79° 14' 38" East 750.35 feet, to a rebar set;  
thence, South 78° 26' 52" East 2454.96 feet to a rebar set;  
thence, along a curve to the left, having a radius of 5696.65 feet, an arc length of 497.13 feet, and the chord being South 80° 56' 52" East 496.97 feet, to a rebar set;  
thence, South 83° 26' 52" East 1961.78 feet to a rebar set, passing a rebar set on the line dividing said Sections 26 and 32 and 987.13 feet;  
thence, along a curve to the left, having a radius of 922.37 feet, an arc length of 709.94 feet, and the chord being North 74° 30' 08" East 692.54 feet, to a rebar set in Township Road 259;  
thence, North 52° 27' 08" East 157.47 feet to a rebar set Township Road 259;  
thence, along a curve to the right, having a radius of 1179.28 feet, an arc length of 622.27 feet, and the chord being North 67° 34' 08" East 615.08 feet, to a rebar set;  
thence, North 82° 41' 08" East 779.76 feet to a point in McMahon Creek, passing a rebar set at 320.68 feet;  
thence, along a curve to the right, having a radius of 2325.01 feet, an arc length of 631.01 feet, and the chord being south 89° 32' 22" East 629.07 feet, to a rebar set on the southerly side of McMahon Creek;  
thence, along a curve to the right, having a radius of 5762.65 feet, an arc length of 690.63 feet, and the chord being South 78° 19' 52" East 690.22 feet, to a rebar set in McMahon Creek;  
thence, South 74° 53' 52" East 343.92 feet to a point in McMahon Creek;  
thence South 88° 57' 01" East 570.79 feet to a rebar set on the line dividing said Section 20 and 26;  
thence, South 00° 30' 00" West 33.92 feet, with said section line, to a rebar set in McMahon Creek;  
thence, North 86° 30' 08" East 371.59 feet to a rebar set;  
thence, along a curve to the right, having a radius of 988.37 feet, an arc length of 506.23 feet, and the chord being South 78° 49' 29" East 500.71 feet, to a 5/8 inch diameter rebar with a plastic cap labeled "WWS 5485" found on the easterly side of County Road 4;  
thence, South 25° 55' 59" East 113.69 feet, with the westerly line of the said land conveyed to Richard K. Wesley, to the point of beginning.

The above described tract contains 23.5575 acres, of which 1.341 acres are located in said Section 20, 9.5768 acres are located in said Section 26, 8.7922 acres are located in said Section 32, and 3.8144 acres are located in said Section 2.

The rebars set are 1/2 inch in diameter and 30 inch in length, set flush to the ground and with a plastic cap labeled "AJ SMITH 6960". The bearings used herein are based on the Plat of Neffs recorded in Cabinet D, Slides 44 and 45 of the Belmont County Plat Records.

This description was prepared by Allen J. Smith, Ohio Professional Surveyor No. 6960, from actual field survey completed on or about April 9, 1999.

Prior Instrument Reference: ORV 659, at page 80  
Permanent Parcel Nos: 32-03962-000; 32-03963-000; 32-03964-000;  
32-03965-000; 32-03965-001; 32-03966-000;  
32-03966-001; 26-03730-000

**TOGETHER** with the improvements, bridges, tunnels, tracks and all the appurtenances thereon.

**TOGETHER** with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all the estate, right, title, interest, property, claim and demand whatsoever of it, the said GRANTOR as well at law as in equity or otherwise howsoever, of, in and to the same and every part thereof.

April 29, 2020

WITNESS THE FOLLOWING SIGNATURE(S):

**BELMONT COUNTY PORT AUTHORITY,**  
a body corporate and politic  
Larry Merry /s/

By: Larry Merry, Executive Director

Upon roll call the vote was as follows:

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

Mr. Dutton said this is property from Wheeling & Lake Erie Railway Company that was conveyed to the Sanitary Sewer District and then transferred to the Port Authority by a prior board for trail development. It became apparent it would be difficult to develop that property. Belmont County was hoping to transfer the property with the ability for the property to come back to the county if not developed. The grant funding that the entity was looking at would not allow that reverter clause so it was moved back.

**IN THE MATTER OF AUTHORIZING THE HIRING OF  
KEVIN REED AS A FULL-TIME PERMANENT INCOME MAINTENANCE AIDE II  
FOR THE BELMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES**

Motion made by Mr. Dutton, seconded by Mr. Echemann to adopt the following:

**RESOLUTION**

**WHEREAS**, pursuant to the Ohio Revised Code, the Belmont County Board of Commissioners serves as co-appointing authority for the Belmont County Department of Job and Family Services; and

**WHEREAS**, in this capacity, the Board has the authority to establish compensation and benefit levels and authorize any hiring and/or other employment changes.

**NOW THEREFORE, BE IT RESOLVED THAT**, the Belmont County Board of Commissioners does hereby grant the Interim Director of the Belmont County Department of Job and Family Services, the authority to hire Mr. Kevin Reed, effective May 18, 2020, as an Income Maintenance Aide II. Mr. Reed will be employed as a full-time permanent, bargaining unit employee. Compensation shall be in accordance with the salary schedule as indicated in the current bargaining unit labor contract.

Upon roll call the vote was as follows:

Mr. Dutton	<u>Yes</u>
Mr. Echemann	<u>Yes</u>
Mr. Meyer	<u>Yes</u>

**IN THE MATTER OF PROMOTION OF KELSEY CECIL  
FROM PART-TIME KENNEL STAFF TO FULL-TIME RECEPTIONIST**

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve the promotion of Kelsey Cecil from part-time Kennel Staff to full-time Receptionist at the Belmont County Animal Shelter at the rate of \$12.00 per hour, effective May 4, 2020.

Upon roll call the vote was as follows:

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

Mr. Dutton noted the full-time position was currently open so this is a replacement.

**IN THE MATTER OF ACKNOWLEDGING RECEIPT OF  
DONATION FROM EQUITRANS MIDSTREAM CORP/ANIMAL SHELTER**

Motion made by Mr. Dutton, seconded by Mr. Echemann to acknowledge receipt of a \$2,500.00 donation from Equitrans Midstream Corp. to the Belmont County Animal Shelter.

Upon roll call the vote was as follows:

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

**RECESS**

**IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 9:33 A.M**

Motion made by Mr. Dutton, seconded by Mr. Echemann to enter executive session with Mike Schlantz, DJFS Interim Director, Brenna Rocchio, DJFS Public Assistance Administrator and Lori O'Grady, DJFS HR Manager, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the discipline of public employees.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 9:59 A.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to exit executive session at 9:59 a.m.

Upon roll call the vote was as follows:

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

Mr. Dutton said as a result of executive session there is no action for the board to consider at this time.

**RECESS**

**IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 10:21 A.M**

Motion made by Mr. Dutton, 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 employment and compensation of public employees and ORC 121.22(G)(4) Collective Bargaining.

Upon roll call the vote was as follows:

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

Auditor Anthony Rocchio join for a portion of executive session.

April 29, 2020

**IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 1:40 P.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to exit executive session at 1:40 p.m.  
Upon roll call the vote was as follows:

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

Mr. Dutton said as a result of executive session there is one motion for the board to consider.

**IN THE MATTER OF THE RESOLUTION APPROVING TO PLACE EMPLOYEES OF THE BOARD OF BELMONT COUNTY COMMISSIONERS ON PAID ADMINISTRATIVE LEAVE DURING THE COVID-19 PANDEMIC**

Motion made by Mr. Dutton seconded by Mr. Echemann to approve the following resolution:

WHEREAS, Governor DeWine has declared a state of emergency in Ohio to protect the well-being of Ohioans from the dangerous effects of COVID-19, and the Director of the Ohio Department of Health is limiting gatherings to prevent the spread of COVID-19; and

WHEREAS, Ohio Revised Code Chapter 124.388, provides the Board as an appointing authority, may in its discretion place an employee on administrative leave with pay where the health and safety of an employee or of any person or property entrusted to the employee's care could be adversely affected.

NOW, THEREFORE, BE IT RESOLVED the Board of County Commissioners have approved paid administrative leave for hours not worked due to COVID-19 to complete the employee's regular scheduled hours, not to exceed May 8, 2020, for the following:

- Eastern & Northern Division Court Clerks, effective March 16, 2020.
- Western Division Court Clerk, effective March 23, 2020.
- Eastern & Northern Division Court Deputy Clerks, effective March 16, 2020.
- Western Division Court Deputy Clerks, effective March 23, 2020.
- Belmont County Senior Services employees, effective March 11, 2020.
- Belmont County Water & Sewer District employees, effective March 24, 2020.
- Board of Commissioners' Assistant Clerks, effective April 6, 2020.
- Belmont County Emergency Management Agency, effective April 16, 2020.

Upon roll call the vote was as follows:

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

Mr. Dutton noted this is a continuation till May 8, 2020.

**RECESS**

**Reconvened Monday, May 4, 2020 at 9:35 a.m. Present: Commissioners Dutton, Echemann and Meyer.**

Mr. Dutton said this is a continuation of the April 29, 2020 meeting.

**IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 9:35 A.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to enter executive session pursuant to ORC 121.22(G)(3) Court Action Exception to discuss pending court action.

Upon roll call the vote was as follows:

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

Present for executive session: Attorney Michael Shaheen, Richland Township Trustee Rick Ferrell, Union Township Trustee Shane Kildow, Prosecutor Dan Fry (via phone) and Mr. Bob Murray, Founder of Murray Energy (via phone).

**IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 10:58 A.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to exit executive session at 10:58 a.m.

Upon roll call the vote was as follows:

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

Mr. Dutton said as a result of executive session there is no decision to be made by the board at this time.

April 29, 2020

**IN THE MATTER OF ADJOURNING  
COMMISSIONERS MEETING AT 10:58 A.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to adjourn the meeting at 10:58 a.m.  
Upon roll call the vote was as follows:

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

Read, approved and signed this 13th day of May, 2020.

J. P. Dutton /s/\_\_\_\_\_

Jerry Echemann /s/\_\_\_\_\_ COUNTY COMMISSIONERS

Josh Meyer /s/\_\_\_\_\_

We, J. P. Dutton and Bonnie Zuzak, 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.

J. P. Dutton /s/\_\_\_\_\_ PRESIDENT

Bonnie Zuzak /s/\_\_\_\_\_ CLERK