

St. Clairsville, Ohio

November 24, 2020

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 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 \$1,512,126.18

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

FROM	TO	AMOUNT
E-0011-A001-B02.002 Salaries	E-0011-A001-B11.000 Other Expenses	\$5,000.00
E-0012-A001-B12.002 Salaries	E-0011-A001-B11.000 Other Expenses	\$5,000.00
E-0012-A001-B12.002 Salaries	E-0012-A001-B14.003 PERS	\$70.00
E-0012-A001-B12.002 Salaries	E-0013-A001-B16.002 Salaries	\$760.00
E-0012-A001-B12.002 Salaries	E-0013-A001-B18.003 PERS	\$162.40
E-0051-A001-A50.000 Budget Stabilization	E-0052-A001-A91.003 PERS	\$2,723.49
E-0051-A001-A50.000 Budget Stabilization	E-0257-A015-A15.074 Transfers Out	\$5,800.00
E-0054-A006-F07.000 Other Expenses	E-0054-A006-F03.000 Utilities	\$1,600.00
E-0131-A006-A02.002 Admin-Salaries	E-0131-A006-A25.000 Housing of Inmates	\$4,895.00
E-0131-A006-A04.002 Road-Salaries	E-0131-A006-A03.002 Jail-Salaries	\$163,000.00
E-0141-A001-C09.003 PERS	E-0141-A001-C03.010 Supplies	\$2,093.00
E-0257-A015-A15.074 Transfers Out	E-0021-A002-E15.011 Contract Services	\$115,020.32
E-0257-A017-A00.000 Contingencies	E-0052-A001-A90.002 Salaries-Nurses	\$10,100.00

N45 ROADWAY IMPROVEMENT/ENGINEER

FROM	TO	AMOUNT
E-9045-N045-N50.055 Road Improvement	E-9045-N045-N26.055 FHWA	\$72,618.00

S70 CAPITAL OUTLAY/SSOBC

FROM	TO	AMOUNT
E-5005-S070-S08.000 Travel	E-5005-S070-S16.000 Food	\$1,500.00
E-5005-S070-S12.000 Capital Outlay	E-5005-S070-S10.000 Facilities	\$50,000.00
E-5005-S070-S12.000 Capital Outlay	E-5005-S070-S16.000 Food	\$140,000.00
E-5005-S070-S12.000 Capital Outlay	E-5005-S070-S18.000 Maintenance & Repairs, Equip.	\$75,000.00
E-5005-S070-S12.000 Capital Outlay	E-5005-S070-S19.000 Maintenance & Repairs, Vehicles	\$25,000.00
E-5005-S070-S17.000 Fuel	E-5005-S070-S20.000 Office Supplies	\$5,000.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFERS BETWEEN FUND

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

A00 GENERAL FUND AND B00 DOG AND KENNEL FUND

FROM	TO	AMOUNT
E-0257-A015-A15.074 Transfers Out	R-1611-B000-B11.574 Transfers In	\$5,800.00

P05 WATER WORKS FUND AND O60 WATER BOND RET/BCSSD

FROM	TO	AMOUNT
E-3702-P005-P34.074 Transfers Out	R-9260-O060-O04.574 Transfers In	\$140,000.00

P53 SSD FUNDS AND O12 NEFFS BOND RET/ENGINEER

FROM	TO	AMOUNT
E-3705-P053-P16.074 Transfers Out	R-9312-O012-O05.574 Transfers In	\$20,000.00

P53 SSD FUNDS AND O61 SEWER BOND RET/BCSSD

FROM	TO	AMOUNT
E-3705-P053-P16.074 Transfers Out	R-9261-O061-O04.574 Transfers In	\$6,000.00

T71 FEMA FUNDS AND N03 FEMA PROJECTS/ENGINEERS

FROM	TO	AMOUNT
E-9713-T071-T08.074 Transfers Out	R-9003-N003-N06.574 Transfers In	\$26,306.00

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 November 24, 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 November 18, 2020.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING BELMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES NON-UNION EMPLOYEES TO HAVE SAME HEALTHCARE BENEFIT AS THE AFSCME LOCAL 3073 EMPLOYEES THROUGH 2021

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve Belmont County Department of Job and Family Services non-union employees to have the same healthcare benefit as the AFSCME Local 3073 employees through 2021.

Upon roll call the vote was as follows:

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

IN THE MATTER OF RESOLUTION TO ASSIGN AUTHORITY TO THE DIRECTOR OF THE BELMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO SERVE AS THE BOARD'S DESIGNEE WITH AUTHORITY TO REQUEST AND SIGN INTER-COUNTY ADJUSTMENTS OF ALLOCATIONS ON BEHALF OF BELMONT COUNTY FY 2021

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

RESOLUTION TO ASSIGN AUTHORITY TO THE DIRECTOR OF THE BELMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO SERVE AS THE BOARD'S DESIGNEE WITH AUTHORITY TO REQUEST AND SIGN INTER-COUNTY ADJUSTMENTS OF ALLOCATIONS ON BEHALF OF BELMONT COUNTY FY 2021

WHEREAS, Ohio Administrative Code Section 5101:9-6-82 provides for the inter-county adjustment of any state or federal county family services agency allocation; and

WHEREAS, counties have requested such adjustments to best meet the need of their constituents due to the limited allowable uses of each fund and the nuances of the random moment sampling process on a county's funding stream; and

WHEREAS, any unspent allocations within a county at the end of a fiscal year revert back to the state for use by the State Department of Job and Family Services; and

WHEREAS, a county job and family services agency must make such inter-county adjustment requests to the Ohio Department of Job and Family Services and include with such requests a resolution authorizing such from that county's Board of Commissioners; and

WHEREAS, in accordance with Ohio Administrative Code Section 5101:9-6-82(F)(2)(a), a Board of County Commissioners may pass a resolution assigning authority to the Director of the county job and family services agency to serve as their designee and therefore grant that party authority to sign the inter-county adjustment agreement on behalf of the county for a specific period of time.

THEREFORE, BE IT RESOLVED that the Belmont County Board of Commissioners hereby assigns authority to Jeffery Felton BCDJFS Director, to serve as the Belmont County Board of Commissioners' designee and hereby grants Jeffery Felton the authority to sign the inter-county adjustment agreements on behalf of Belmont County for the period January 1, 2021 through December 31, 2021, with the understanding that a summary of such adjustments shall be provided to the Board of Commissioners as they are made with other County Departments of Job and Family Services.

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 APPROVING THE QUIT CLAIM DEED FROM THE OHIO VALLEY MALL COMPANY FOR AN ACCESS AND UTILITY EASEMENT FOR WATER AND SEWER DISTRICT

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve and sign the Quit Claim Deed from the Ohio Valley Mall Company granting an access and utility easement to the Belmont County Water and Sewer District, by and through the Belmont County Board of Commissioners, for a 15 foot section of Parcel #32-03606.0001 located in Richland Township.

Note: This is for the new mall lift station as part of the USDA sewer projects.

MAIL TAX STATEMENTS TO:

ADDRESS:

Portion of Tax Parcel No. 32-03606.000, New Auditor Tax Parcel No.: _____

QUIT-CLAIM DEED

OHIO VALLEY MALL COMPANY, a limited partnership duly organized and existing under the laws of the State of Ohio, and having offices at 5577 Youngstown-Warren Road, Niles, Ohio 44446 ("Grantor") ("Easement Grantor"), for and in consideration of Ten and 00/100 Dollars (\$10.00) cash, in hand paid, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and BELMONT COUNTY WATER AND SEWER DISTRICT by and through the Belmont County Board of Commissioners, and its successors and assigns, having a tax mailing address of 67711 Oakview Drive, St. Clairsville, Ohio 43950 ("Grantee"), enter into this Deed as follows:

Grantor grants, bargains, sells, transfers, conveys, and confirms to Grantee, in fee simple absolute as to Parcel 1 below and together with Easement Grantor, as its interests may appear, the following easements: Access Easement and Utility Easement; Grantee's successors and assigns forever, the following described real estate, together with any and all improvements located on Parcel 1 below, situated in the State of Ohio, Township of Richland, and the County of Belmont, to-wit:

Parcel 1:

PORTION OF TRACT 8 OF VOL 587, PG 411
0.0314 ACRES

Located in Belmont County, Ohio, and being in Richland Township, in the NW Quarter of Section 27, Twp 6, Range 3, and being a portion of the Tract 8, of Vol 587, pg 411, owned by Ohio Valley Mall Company, and being more particularly described as follows;

Beginning for description, at a 1" iron pin found in a highway monument box at the intersection of the centerline of Banfield Road, (Township Road 314), and the centerline of Mall Road, (County Road # 28-A), and being Station 45+19.98 on Bel-70-20.00, State of Ohio Department of Transportation, Highway plans, recorded in Plat Book 15, page 29, and Cabinet D, Slide 92 and 93, and also being Station 10+52.37, on Ohio Department of Transportation Right of way Plans Bel-CR29-0.04, Mall Commons Crossing.

Thence in a westerly direction, and with the centerline of said Mall Commons Crossing, S65°56'18" W 100.51 ft to a point of curve in said centerline, thence continuing, and with a curve to the right having a central angle of 30°45'49", a radius of 363.511 ft, and an arc length of 195.179 ft, and a chord bearings S 81°19'12" W 192.843 ft, to an aluminum disc found in a concrete monument at highway station 13+48.06.

Thence continuing with said centerline, N 83°17'48" W 19.047 ft to another aluminum disc found in a concrete monument, at highway station 13+67.10.

Thence, continuing with said centerline, and with a curve to the left having a central angle of 5°49'18", a radius of 369.65 ft, and an arc length of 37.559 ft, and a chord bearing N86°12'32" W 37.543 ft to a point in said centerline at highway station 14+04.66.

Thence, leaving said centerline, S 0°52'49" W 49.35 ft to an aluminum capped iron pin found marking the most easterly corner of the 6.939 acre tract conveyed to the State of Ohio in O.R. Vol 729, pg 831, and being a point on the southerly right of way of Commons Mall Crossing, 49.35 ft left of centerline station 14+04.66, as shown on ODOT Right of way Plans Bel-CR29-0.04, and also marking a point on the northerly boundary of a 1.64 acre Lot 32 shown on Replat Number 1, of Plat 3, as recorded in Cabinet D, at Slide 321, said Lot being described in Parcel 3 on said plat, and the same being approved for record in Vol 606, pg 295, and owned by Ohio Valley Mall Company.

Thence, from said aluminum capped iron pin found, and with the southerly boundary of said road right of way, and the southerly boundary of the aforementioned 6.939 acre tract, and with a curve to the left, having a radius of 310.00 ft, an arc length 257.713 ft, a central angle of $47^{\circ}37'54''$, and a chord bearing $S 72^{\circ}50'13'' W 250.355$ ft, to an aluminum capped iron pin found 30 ft left of highway station 16+90, marking a point on the southerly line of said 6.939 acre State of Ohio Tract.

Thence, continuing with the southerly boundary of said road right of way, and the southerly boundary of the aforementioned 6.939 acre tract, $S 48^{\circ}55'31'' W 89.993$ ft, to the intersection of the said southerly line with the centerline of a 25 ft wide easement also described here-in.

Thence, leaving said road, and crossing over and into Tract 8, of Vol 587, pg 411, owned by Ohio Valley Mall Company, and with the centerline of said 25 ft wide easement for ingress and egress, and utilities, the following four bearings and distances;

1. $S 48^{\circ}12'38'' E 11.124$ ft, to a point in said centerline.
2. $S 75^{\circ}27'51'' E 77.604$ ft, to a point in said centerline.
3. $S 72^{\circ}58'10'' E 90.279$ ft, to a point in said centerline.
4. $S 65^{\circ}41'14'' E 45.832$ ft, to the intersection of the westerly line of the parcel here-in described.

Thence, with the westerly line of the parcel here-in described, $N 25^{\circ}16'27'' E 24.464$ ft to a 5/8" diameter x 30" long iron pin set bearing a plastic cap marked V. Dowdle PS # 7396, (here-in after called a 5/8" CIP), marking the NW corner and **TRUE PLACE OF BEGINNING** of the parcel here-in described.

Thence **$S64^{\circ}43'34''E 37.000$ ft.** to a 5/8" CIP set, marking the NE corner of the parcel here-in described.

Thence **$S25^{\circ}16'26''W 37.000$ ft.** to a 5/8" CIP set, marking the SE corner of the parcel here-in described.

Thence **$N64^{\circ}43'33''W 37.000$ ft.** to a 5/8" CIP set, marking the SW corner of the parcel here-in described.

Thence **$N25^{\circ}16'27''E 37.000$ ft.** to the place of beginning, containing **0.0314 acres**, more or less, and subject to all legal highways, rights of way, and/or

easements, leases and options, and subject to any and all conditions and/or restrictions, and/or reservations, and/or exceptions as may be applicable, and to all applicable zoning regulations, or ordinances.

The above described tract is conveyed **TOGETHER WITH** the rights of ingress and egress, over the above mentioned 25 ft wide easement, together with the rights to install, remove, replace, and repair utilities in, through, and over the same, and said 25 ft easement is centered on the four bearings and distances called out above, being;

1. S 48°12'38" E 11.124 ft,
2. S 75°27'51" E 77.604 ft,
3. S 72°58'10" E 90.279 ft,
4. S 65°41'14" E 45.832 ft.

The bearings are based on the Ohio State Plane coordinate System, South Zone from GNSS observations.

This description from a field survey conducted in September, 2019, by Vincent Dowdle P.S. #7396, a plat of which was made and filed at the mapping office, and any interpretation of the information with-in this description should not be made with-out the inclusion of the information and notes on said plat, said survey being subject to any facts that may be disclosed in a full and accurate title search.

The above described tract is **SUBJECT TO** a 15 ft easement conveyed to Ohio Power in Vol 644, pg 332.

Subject to all prior records.

Subject to any and all prior records, including, but not limited to, any and all coal, oil, gas, and/or mineral rights reserved, excepted, conveyed or leased.

The above described tract being a portion of Tract 8, of Vol 587, pg 411, Parcel # 32-03606.000-1-2.

Access Easement:

A non-perpetual, nonexclusive easement for pedestrian and vehicle ingress and egress, over and across that portion of Grantor's and Easement Grantor's land as described in Exhibit A, attached hereto and, by this reference, incorporated herein, and as shown illustrated on Exhibit A-1, attached hereto and, by this reference, incorporated herein, for the benefit of Grantee, and their respective agents, employees, contractors and other invitees.

It is understood and agreed by Grantor, Easement Grantor and Grantee that this Access Easement shall be automatically extinguished upon the occurrence of Grantee's reversionary transfer of Parcel 1 to Grantor in accordance with Article 4 of Additional Acknowledgments and Agreements.

Subject to the provisions of the previous paragraph, the grant and other provisions of this Access Easement shall constitute a covenant running with the land for the benefit of the Grantee, its successors and assigns.

Utility Easement:

A non-perpetual, nonexclusive easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace, enlarge, or remove, as per Grantee's specifications, one or more utility lines over, across and through that portion of Grantor's and Easement Grantor's land as described in Exhibit B, attached hereto and, by this reference, incorporated herein, and as shown illustrated on Exhibit B-1, attached hereto and, by this reference, incorporated herein, for the benefit of Grantee, and their respective agents, employees, contractors and other invitees.

It is understood and agreed by Grantor, Easement Grantor and Grantee that this Utility Easement shall be automatically extinguished upon the occurrence of Grantee's reversionary transfer of Parcel 1 to Grantor in accordance with Article 4 of Additional Acknowledgments and Agreements.

Subject to the provisions of the previous paragraph, the grant and other provisions of this Utility Easement shall constitute a covenant running with the land for the benefit of the Grantee, its successors and assigns.

Additional Acknowledgments and Agreements

1. Grantor and Grantee acknowledge and agree that Grantee will build, at its sole cost and expense, a sewage lift station and sewer lines (the "System") to Grantee's specifications. The installation, size, type of fittings, manholes, pump(s), lift station and all other components of the System must be approved by Ohio EPA prior to construction. Grantor and Grantee further acknowledge and agree that Grantee, at its sole cost and expense, is solely responsible to operate, maintain, repair and restore the System in accordance with all applicable local, state and federal laws, rules, codes and regulations.

2. Grantor and Grantee further acknowledge and agree that the sewage lift station portion of the System will be located on Parcel 1.

3. Grantee covenants and agrees that Grantee (or any successor governmental entity performing the same functions as the Grantee) shall use Parcel 1 solely for the operation of the System and any other use of Parcel 1 shall be strictly prohibited.

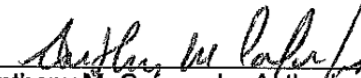
4. Grantee further covenants and agrees that, if the sewage lift station portion of the System is subsequently no longer located on Parcel 1, or if Grantee (or any successor governmental entity performing the same functions as the Grantee) determines that ownership of Parcel 1 is not necessary or prudent, then within 90 days thereafter, Grantee covenants and agrees to convey Parcel 1 back to Grantor by executing a reversionary quit-claim deed for Parcel 1, that is substantially in the form shown illustrated on Exhibit C, attached hereto and, by this reference, incorporated herein.

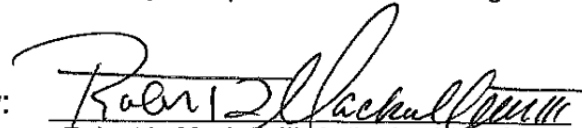
5. Grantee further covenants and agrees that, prior to conveying Parcel 1 back to Grantor, Grantee (or any successor governmental entity performing the same functions as the Grantee) will restore Parcel 1 to a condition that is, in Grantor's reasonable opinion, the same or better than the condition of Parcel 1 prior to the construction of the System, and such restoration of Parcel 1 will be in accordance with all applicable local, state and federal laws, rules, codes and regulations.

[The remainder of this page is intentionally blank.]

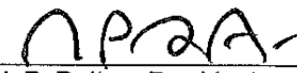
IN WITNESS WHEREOF, Grantor, Easement Grantor and Grantee have caused this Quit-Claim Deed to be signed and made effective as of the 24th day of November, 2020.

GRANTOR and EASEMENT GRANTOR: OHIO VALLEY MALL COMPANY

By: 
Anthony M. Cafaro, Jr., Authorized Agent

By: 
Robert L. Mackall, III, Authorized Agent

GRANTEE: BELMONT COUNTY WATER AND SEWER DISTRICT
by and through the Belmont County Board of Commissioners

By: 
J. P. Dutton, President

By: 
Jerry Echemann, Vice President

By: 
Josh Meyer, Commissioner

Upon roll call the vote was as follows:

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

FOR PUBLIC USE THE PROPERTY OF DAVID L. CALLIPARE AND BONITA A. CALLIPARE, CHARLES K. DEMATTE, JR., AND MARY ANNE DEMATTE, BRENNON J. GRIMM, ANTHONY J. KELICH, JR., AND NANCY T. KELICH, KATHY L. KLEE, JOHN P. PINTARICH, SR., AND PRISCILLA MAE PINTARICH, WILLIAM T. SECREST AND EULA L. SECREST AKA WILLIAM T. SECHREST AND EULA L. SECHREST, CHRISTOPHER M. WALLACE, RICHARD K. WESLEY AND TODD A. G. ZDANSKI

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

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the names of David L. Callipare and Bonita A. Callipare and further identified by parcel numbers 32-03488.001 and 32-03488.002, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the names of Charles K. Dematte, Jr. and Mary Anne Dematte and further identified by parcel number 32-01338.023, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the name of Brennon J. Grimm and further identified by parcel number 32-01057.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the names of Anthony J. Kelich, Jr., and Nancy T. Kelich and further identified by parcel number 32-01389.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Pultney Township, Belmont County, Ohio, currently recorded in the name of Kathy L. Klee and further identified by parcel number 26-01204.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Pultney Township, Belmont County, Ohio, currently recorded in the names of John P. Pintarich, Sr., and Priscilla Mae Pintarich and further identified by parcel numbers 26-01004.000, 26-03720.001, and 26-03729.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Pultney Township, Belmont County, Ohio, currently recorded in the names of William T. Secrest and Eula L. Secrest aka William T. Sechrest and Eula L. Sechrest and further identified by parcel number 26-01155.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Pultney Township, Belmont County, Ohio, currently recorded in the name of Christopher M. Wallace and further identified by parcel numbers 26-03719.000, 26-03724.000, 26-03725.000 and 26-03732.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the name of Richard K. Wesley and further identified by parcel number 32-01121.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have determined that a portion of certain real estate located in Richland Township, Belmont County, Ohio, currently recorded in the name of Todd A. G. Zdanski and further identified by parcel number 30-00439.000, is necessary for the public use of a public utility owned and operated by the County; and

WHEREAS, the Commissioners of Belmont County, Ohio, have had the above identified portions of real estate surveyed and appraised as to their market values; and

WHEREAS, the Commissioners of Belmont County, Ohio, have sent to all above property owners a Notice of Intent to Acquire and Purchase Offer of the above described real estate for the respective appraised values, all pursuant to R.C. §163.04 & 163.041, and have received no response of acceptance of offer; and

WHEREAS, the Commissioners of Belmont County, Ohio, have, in good faith, attempted to negotiate the purchase of said real estate, have been unsuccessful, and now determine that it is appropriate to proceed with the filing of a Petition for Appropriation pursuant to R.C. §163.05.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE COUNTY OF BELMONT, OHIO:

Section 1: That the Commissioners of Belmont County, Ohio, hereby authorize legal counsel to proceed with the filing of a Petition to Appropriate, for public use, certain real estate currently in the names of David L. Callipare and Bonita A. Callipare, Charles K. Dematte, Jr., and Mary Ann Dematte, Brennon J. Grimm, Anthony J. Kelich, Jr., and Nancy T. Kelich, Kathy L. Klee, John P. Pintarich, Sr., and Priscilla Mae Pintarich, William T. Secrest and Eula L. Secrest aka William T. Sechrest and Eula L. Sechrest, Christopher M. Wallace, Richard K. Wesley and Todd A. G. Zdanski.

Adopted this 24th day of November, 2020

Upon roll call the vote was as follows:

Mr. Dutton <u>Yes</u>	Mr. Echemann <u>Yes</u>	Mr. Meyer <u>Yes</u>
ATTEST:		
<u>Bonnie Zuzak /s/</u>	<u>BELMONT COUNTY COMMISSIONERS</u>	
Bonnie Zuzak, Clerk	<u>J. P. Dutton /s/</u>	
	J. P. Dutton	
	<u>Jerry Echemann /s/</u>	
	Jerry Echemann	
	<u>Josh Meyer /s/</u>	
	Josh Meyer	

Note: This if for the Belmont County Water and Sewer District water projects.

IN THE MATTER OF APPROVING THE PURCHASE AUTHORIZATION FROM JOHNSON CONTROLS/OAKVIEW ADMINISTRATION BUILDING

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve and sign the Purchase Authorization from Johnson Controls in the amount of \$1,405.16 for the Fire Alarm Test & Inspection and Sprinkler Wet System Test annual renewal service agreement for the Oakview Administration Building for the period of January 1, 2021 to December 31, 2021.

Upon roll call the vote was as follows:

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

RECESS

**Rob Sproul, Deputy Health Commissioner
Re: COVID-19 Update**

Mr. Sproul reported there have been 1,923 positive cases, 946 recoveries, 916 are in isolation, 29 are hospitalized and 32 deaths. Mr. Sproul said, "We had 92 cases in a 24-hour period. There was some good news on our isolated numbers. We had a large quantity of isolated recovered." He noted one-fifth of all hospital admissions is COVID related. Mr. Sproul said, "Resources are stretched thin all across the state.

November 24, 2020

We're asking people to do the right thing, especially going into the holiday season." He said labs are very backed up which is delaying getting the results back. Mr. Sproul said they are seeing a trend in the spread among families as they are remaining home. Mr. Dutton commented the Governor and Lt. Governor are asking businesses to request their customers wear a mask, but the state is not coming in to punish a business. He said they are trying to have a pop-up testing in January, but will have to find a venue suitable to house the amount of people coming through.

RECESS

Mr. Dutton said there is one more motion for the board to consider before the Thanksgiving holiday.

IN THE MATTER OF APPROVING THE RECOMMENDATION LETTER FOR USDA ACCEPTING THE LOW BIDDERS FOR WATER PROJECTS

Motion made by Mr. Dutton, seconded by Mr. Echemann to approve and sign the recommendation letter for USDA accepting the low bidders for the following projects, based upon the recommendation of Poggemeyer Design Group, Project Engineer:

- Guernsey Street Water Treatment Plant
- Watermain Replacement
- Little McMahon Creek Road Booster Station
- AMI System
- Belmont County Water and Sewer District Service Building Addition

November 24, 2020

G. Ashley Kelly, Area Director
Rural Development of Agriculture
514 Harry Suaner Road Suite #3
Hillsboro, Ohio 45133

Subject: Belmont County Water & Sewer District Water Projects

- Guernsey Street Water Treatment Plant
- Watermain Replacement
- Little McMahon Creek Road Booster Station
- AMI System
- Belmont County Water and Sewer District Service Building Addition

Dear Mr. Kelly:

Bids for the above referenced projects were opened on November 18, 2020. The bids included a bid bond for ten percent. The lowest bidders were as follows:

Guernsey Street Water Treatment Plant-Christman Constructors, Inc. \$27,668,200.00
Watermain Replacement Phase 1-J. S. Bova Excavating, LLC. \$3,093,950.00
Watermain Replacement Phase 2-Rudzik Excavating, Inc. \$6,650,000.00
Little McMahon Creek Road Booster Station-Border Patrol, LLC. \$1,256,552.00
AMI System-Zenner USA \$2,282,959.89
Belmont Co. Water & Sewer District Service Building Addition-Jarvis, Downing & Emch, Inc. \$524,000.00

We, the Belmont County Board of Commissioners, along with Mr. Kelly Porter, Belmont County Water and Sewer District Director, and with the recommendation of Poggemeyer Design Group, Project Engineer, accepts the apparent low bidders and asks for the USDA's concurrence with the bid recommendations. If you have any questions or comments, please do not hesitate to contact us.

Sincerely yours,

Belmont County Commissioners

J. P. Dutton /s/

J. P. Dutton, President

Jerry Echemann /s/

Jerry Echemann, Vice-President

Josh Meyer /s/

Josh Meyer

Upon roll call the vote was as follows:

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

Recess until Monday, November 30 for Departmental Budget Hearings

Reconvened Monday, November 30, 2020, at 1:15 p.m. Present: Commissioners Dutton, Echemann and Meyer and Clerk Bonnie Zuzak

Budget Hearings-Present: Assistant Clerks Jaclynn Smolenak and Lisa Vannoy

2021 budget requests were reviewed with each department. Mr. Dutton advised all departments that there is a lot of uncertainty with the 2021 budget due to COVID-19. Some counties did layoffs and furloughs early on due to the financial crunch, but they decided not to do that. He said the best they can hope for is to have the same appropriation for 2021 as 2020. That would be due to the CARES Act money received, not money coming in from sales taxes. If there is an increase added in a department there will need to be a decrease in another one.

BOARD OF ELECTION-Present: Kelly McCabe, Deputy Director and Aaron Moore, Clerk

Mrs. McCabe said the amount requested for poll workers' salaries is double from last year due to being short in that line this year. Mr. Dutton asked what the impact would be if they had level funding and there is a primary election. Mrs. McCabe said they should be okay. Mr. Dutton said there has been some reductions over the last few years. They were hoping to come into this year, before COVID hit, to not be in a reduction mode. They have been putting a lot of emphasis towards old debt repayment and have accomplished a lot towards that over the last few years. A lot of that debt has been eliminated which will be helpful for the county next year.

CLERK OF COURTS-Present: Cynthia Fregiato, Clerk of Courts

Mrs. Fregiato said her budget request for 2021 is the same as 2020. She has been subsidizing some expenses in her Legal Department with Title Department revenues. Those revenues are down slightly for the year. Mrs. Fregiato is not expecting any staffing changes for 2021.

RECESS

Mr. Dutton said the budget hearings have been concluded. One motion has come before the board to consider.

IN THE MATTER OF ACCEPTING THE RESIGNATION OF JAMIE ZIARKO, FULL-TIME RN/JAIL

Motion made by Mr. Dutton, seconded by Mr. Echemann to accept the resignation of Jamie Ziarko as full-time Registered Nurse at the Belmont County Jail, effective November 25, 2020.

Upon roll call the vote was as follows:

Mr. Dutton	Yes
------------	-----

Mr. Echemann	Yes
Mr. Meyer	Yes

Mr. Dutton said there is no further business to come before the board.

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 2:54 P.M.**

Motion made by Mr. Dutton, seconded by Mr. Echemann to adjourn the meeting at 2:54 p.m.
Upon roll call the vote was as follows:

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

Read, approved and signed this 2nd day of December, 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