

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Ryan E. Olexo, Charles R. Probst and Mark A. Thomas, Commissioners and Darlene Pempek, Clerk of the Board. Minutes of the meeting of October 05, 2001, were read, approved and signed.

MEETINGS ARE NOW BEING RECORDED
ALL DISCUSSIONS ARE SUMMARIZED, FOR COMPLETE PROCEEDINGS
PLEASE SEE CORRESPONDING TAPE FOR THIS MEETING DAY.

IN THE MATTER OF THE ALLOWANCE OF BILLS
AS CERTIFIED IN THE AUDITOR'S OFFICE.

"BILLS ALLOWED"

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

Claim of	Purposes	Amount
Draft-Co Inc.	Computer supplies/GIS Projects-General	140.00
Anderson Publishing Company	Ohio Revised Code/Eastern Court-General	158.62
Express Graphics	Business cards & envelopes/Probation-Gen	182.64
Design Studio	Furniture/Judge Sargus,Common Pleas Gen 2,	534.54
Lisa Flanigan	Reimb for new phones/Title Office-Gen	181.94
Mary Catherine Nixon, Recorder	Reimb mileage, meals/Recorder's Mtg-Gen	214.28
Veterans Service Commission	Reimb OSAVSC meeting exp-General	104.19
BP Oil	Gasoline/Sheriff's cruisers-General	3,303.94
Bob's Chevrolet, Olds, Buick	2 vehicles/Drug Court-Juvenile Court	28,000.00
Larry Siebieda, Architect	Architectural serv/Lloydsville garage	
	Engineer's Building Construction	5,282.00
Express Graphics	envelopes & court notices-Western Comp	881.25
Diane Day	Court reporter fee-Western Spec Proj	198.75
Contract Business Interiors	File cabinet-Sheriff's Reserve	216.84

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

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the Recapitulation of Vouchers for the various funds dated for October 10, 2001 as follow:

FUND	AMOUNT
General	\$1,141.97
BCDJFS/PA	\$100.00, \$1,278.00, \$7,116.86
Engineer's MVGT	\$360.13, \$28,717.47
Western Court Computer	\$9,347.13
Job Training	\$16,908.00, \$32.00, \$780.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

IN THE MATTER OF TRANSFERS
WITHIN FUND FOR THE BELMONT HARRISON JUVENILE
DISTRICT SARGUS CENTER FUND

Motion made by Mr. Thomas, seconded by Mr. Olexo to make the following transfers within fund for the Belmont Harrison Juvenile District Sargus Center Fund.

SARGUS CENTER FUND

FROM	TO	AMOUNT
S033-S49 Union Expenses	S033-S33 Salaries	\$4,389.00
S033-S44 PERS/STRS	S033-S33 Salaries	2,000.00
S033-S34 Supplies	S033-S33 Salaries	50.00
S233-S34 Food Serv Exp	S033-S33 Salaries	50.00
S033-S35 Material	S033-S33 Salaries	50.00
S033-S36 Equipment	S033-S33 Salaries	32.69

S033-S37 Contract Repairs	S033-S33 Salaries	400.00
S033-S38 Contract Services	S033-S33 Salaries	100.00
S033-S43 Travel & Training	S033-S33 Salaries	90.00
S133-S48 Medicare	S033-S33 Salaries	50.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

IN THE MATTER OF TRANSFER
WITHIN FUND FOR THE BELMONT HARRISON JUVENILE
DISTRICT-DETENTION & GROUP HOMES PRC GRANT FUND

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following transfer within fund for the Belmont Harrison Juvenile District-Detention & Group Homes PRC Grant Fund.

FROM	TO	AMOUNT
S035-S09 Supplies	S035-S06 Cont Services	\$223.56

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

IN THE MATTER OF TRANSFER
OF FUNDS WITHIN THE GENERAL FUND
FOR THE SHERIFF'S FUND

Motionmade by Mr. Olexo, seconded by Mr. Thomas to approve the following transfer of funds within the Belmont County General Fund for the Sheriff's Fund.

FROM	TO	AMOUNT
A606-A14 Radios	A006-A12 Travel	\$2,000.00
A406-A14 Other Expenses	A506-A14 Cruiser Repair	3,000.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF TRANSFER OF
FUNDS FOR HOSPITALIZATION
CHARGEBACKS-SEPTEMBER AND OCTOBER 2001

Motion made by Mr. Thomas, seconded by Mr. Probst to make the following transfer of funds for Hospitalization Chargebacks for September and October, 2001.

From A406-F08 Disaster Services	to Y091-Y01	1,980.96
From A406-G09 Public Defender	to Y091-Y01	5,985.84
From A006-E11 Belmont County 911	to Y091-Y01	8,377.20
From A403-A09 Bd. of Elections	to Y091-Y01	3,990.56
From M067-M05 Juv-Alternative	to Y091-Y01	2,813.28
From M060-M64 C/C Restitution	to Y091-Y01	401.84
From M060-M29 Care & Cust-Juv.	to Y091-Y01	760.44
From M055-M10 C-CAP Teacher	to Y091-Y01	0.00
From M064-M10 Placement	to Y091-Y01	401.84
From M069-M05 Drug Court III	to Y091-Y01	396.08
From S031-G17 Group Home	to Y091-Y01	1,694.34
From S238-R47 Restitution	to Y091-Y01	0.00
From S239-V47 O.V. Recycling	to Y091-Y01	0.00
From H050-H15 Litter Control	to Y091-Y01	1,980.96
From S033-S47 Dist.Det.Home	to Y091-Y01	14,600.68
From S035-S03 PRC Grant	to Y091-Y01	1,392.32
From S078-S14 County Recorder	to Y091-Y01	401.84
From J000-J06 R.E. Assessment	to Y091-Y01	1,722.00
From W080-P07 Pros-Victim	to Y091-Y01	401.84
From S277-S02 Corrections Act	to Y091-Y01	990.48
From S076-S05 Halfway House	to Y091-Y01	0.00
From S094-S04 County Ct. Probation	to Y091-Y01	0.00
From W082-T07 DRETAC-Treas.	to Y091-Y01	401.84
From B100-B10 Dog & Kennel	to Y091-Y01	3,215.12
From B100-B10 D/K Aud. Clerk	to Y091-Y01	0.00
From L001-L13 Soil Conservation	to Y091-Y01	2,377.04
From H430-H14 Park Health Center	to Y091-Y01	67,177.42
From E101-E12 County Health	to Y091-Y01	7,740.56
From E201-E12 County Health	to Y091-Y01	0.00

From E001-E11 County Health	to Y091-Y01	0.00
From T050-T01 PH/HSP	to Y091-Y01	0.00
From T048-T01 Elder Health	to Y091-Y01	0.00
From T078-T01 Rabies	to Y091-Y01	201.00
From P071-P05 Lice	to Y091-Y01	402.00
From T076-T02 Child Safety	to Y091-Y01	252.00
From T077-T01 IAP	to Y091-Y01	153.00
From T079-T01 Welcome Home	to Y091-Y01	101.00
From S049-S63 Mental Health	to Y091-Y01	396.08
From S066-S79 Mental Retardation	to Y091-Y01	72,267.62
From H300-H13 Human Services	to Y091-Y01	105,804.90
From H310-H08 Child Support	to Y091-Y01	9,355.42
From K200-K10 MVGT-K1	to Y091-Y01	1,004.80
From K200-K10 MVGT-K2	to Y091-Y01	3,152.19
From K200-K24 MVGT-K11	to Y091-Y01	25,396.96
From K200-K37 MVGT-K25	to Y091-Y01	10,988.64
From Y090-Y14 Water/Sewer	to Y091-Y01	18,012.66
From E101-E12 Fund 69 Trail.Prk.	to Y091-Y01	0.00
From E101-E12 Water System 36	to Y091-Y01	0.00
From T075-T02 WIC	to Y091-Y01	449.24
From T075-T52 WIC	to Y091-Y01	449.24
From E101-E12 Food Service	to Y091-Y01	0.00
From S079-S07 Clerk of Courts	to Y091-Y01	6,566.02
From S230-S66 Oakview Juv.Rehab.	to Y091-Y01	2,543.08
From S028-S53 Aftercare Program	to Y091-Y01	396.08
From S082-S14 Western Court	to Y091-Y01	990.48
From S083-S14 Northern Court	to Y091-Y01	1,004.80
From S084-S14 Eastern Court	to Y091-Y01	990.48

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

IN THE MATTER OF TRANSFER
OF FUNDS FOR THE SHERIFF GENERAL FUND
FROM THE COPS IN SCHOOL GRANT FUND
TO THE SHERIFF DEPARTMENT GENERAL FUND

Motion made by Mr. Probst, seconded by Mr. Thomas to make the following transfer of funds for the Belmont County Sheriff Department - Cops in School Grant Fund to the Sheriff Department General Fund.

FROM	TO	AMOUNT
T007-T01 Salaries	A006-A02 Salaries	\$42,333.20
T007-T02 PERS/SPRS	A106-A14 PERS/SPRS	\$ 7,069.64
T007-T03 Workers Comp	A206-A14 Workers Comp.	\$ 1,270.00
T007-T04 Medicare	Y091-Y02 Medicare	\$ 613.83
T007-T05 Insurance	Y091-Y01 Insurance	\$10,954.47

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Thomas	Yes
Mr. Olexo	Yes

IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE SHERIFF DEPARTMENT
T07 COPS IN SCHOOLS GRANT FUND

Motion made by Mr. Probst, seconded by Mr. Thomas to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 5, 2001.

T07 COPS IN SCHOOL GRANT FUND
1999SHWXD457

T007-T01 Salaries	\$42,333.20
T007-T02 PERS/SPRS	\$ 7,069.64
T007-T03 WORKERS COMP	\$ 1,270.00
T007-t04 MEDICARE	\$ 613.83
T007-T05 INSURANCE	\$10,954.47
TOTAL	\$62,241.14

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Thomas	Yes
Mr. Olexo	Yes

**IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE S030 OAKVIEW
REHABILITATION DISTRICT**

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 5, 2001.

S030 OAKVIEW REHABILITATION DISTRICT

S030-S55 Supplies and Materials \$24.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE DOG AND KENNEL FUND**

Motion made by Mr. Thomas, seconded by Mr. Olexo to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 10, 2001.

DOG AND KENNEL FUND

B000-B02 Salaries/Employees \$ 15,000.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE GENERAL FUND**

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 5, 2001.

GENERAL FUND

A006-A02 Salaries Emp/Sheriff	\$ 2,000.00
A906-A14 Sheriff Towing	\$ 284.00
A004-B25	\$ 1,050.20

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE JUVENILE
DISTRICT GROUP HOME/SARGUS CENTER/PRC**

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 10, 2001.

S031 GROUP HOME

S031 - G01 Salaries	\$ 627.38
S031 - G14 Unemployment	\$3,600.00
Total Group Home	\$4,227.38

S033 SARGUS

S033 - S33 Salaries	\$15,604.33
S033 - S44 PERS/STRS	\$ 2,000.00
S033 - S48 Unemployment	\$ 2,000.00
S133 - S48 Medicare	\$ 500.00
Total Sargus	\$20,104.33

S035	PRC		
S035 - S02	PERS	\$	1,047.40
S035 - G03	Hospitalization	\$	800.00
S035 - S06	Contract Services	\$	118.49
S035 - S07	Travel	\$	420.60
S035 - S15	Advances Out	\$	8,000.00
	Total PRC		\$10,386.49

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE BELMONT COUNTY
DEPARTMENT OF JOB AND FAMILY SERVICES
S025 FUND

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 10, 2001.

	<u>S025 CHILDREN SERVICES FUND</u>	
S025 - S10	TRANSFERS OUT	\$99,354.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE BELMONT COUNTY
BOARD OF MR/DD RESIDENTIAL SERVICES
S068 FUND

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 10, 2001.

	<u>S068 RESIDENTIAL SERVICES</u>	
S068 - S01	RESIDENTIAL SERVICES	\$58,275.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF ADDITIONAL
APPROPRIATIONS FOR THE JUVENILE COURTS
ALTERNATIVE SCHOOL M067

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of October 10, 2001.

		<u>M067 ALTERNATIVE SCHOOL</u>	
M067 - M01	Salaries	\$45,637.74	
M067 - M02	PERS	\$ 7,687.03	
M067 - M03	Workers Comp	\$ 1,418.28	
M067 - M04	Medicare	\$ 822.61	
M067 - M05	Insurances	\$ 8,713.10	
Total		\$64,278.76	

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF REPAYMENT OF CASH ADVANCE
OF FUNDS FOR THE BELMONT HARRISON JUVENILE DISTRICT
DETENTION HOME-SARGUS FUND (S33)

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following **REPAYMENT OF CASH ADVANCE OF FUNDS** for the District Detention Home-Sargus Fund S033-S36 (Advances In) from the Belmont Harrison Juvenile District Group Homes & Deten. PRC Program Fund S035-S15 (Advances Out) in the amount of \$8,000.00.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF APPROVING
PAYMENT OF REQUISITION NO. 5
FOR THE STATE ROUTES 149 & 40 FORCE MAINS
PROJECT/SANITARY SEWER

Motion made by Mr. Probst, seconded by Mr. Thomas to approve payment of Requisition No. 5 for the Belmont County Sanitary Sewer District's State Routes 149 & 40 Force Mains Project, Contract No. 1-Neffs Force Mains and Contract No. 2-Neffs Sewage Lift Stations as follow:

James White Construction Co.	\$22,141.68
4156 Freedom Way	
Weirton, WV	

Vaughn, Coast & Vaughn, Inc.	\$9,945.00
154 S. Marietta St.	
St. Clairsville, Ohio	

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Thomas	Yes
Mr. Olexo	Yes

IN THE MATTER OF RESOLUTION
IN SUPPORT OF REVENUE ENHANCEMENTS
CONCERNING THE STATE BUDGET CUTS

Motion made by Commissioner Olexo, seconded by Commissioner Probst to adopt the following Resolution:

RESOLUTION

WHEREAS, it has been reported that the General Assembly and the Administration of Governor Bob Taft is considering cuts to the current FY 2002/2003 State Budget as a result of the third ruling in the DeRolph school funding court case and because state revenue projections have been revised downward by one billion dollars; and

WHEREAS, counties are dependent on the state budget for the provision of many necessary services to the residents of their counties; and

WHEREAS, this Board understands that one of the options under consideration is the elimination or reduction of Ohio's Local Government Funds which are a major source of revenue to the county and other local units of government in the county; and

WHEREAS, also under consideration are line item cuts in the state budget that will significantly affect the ability of counties to provide services and administer mandated state programs in such areas as human services, children's services, child support enforcement, juvenile justice, adult corrections, legal services for indigent defendants, and other areas; and

WHEREAS, various methods to enhance state revenues are under consideration including the utilization of Ohio's "rainy day fund", the elimination of certain current state tax exemptions, and selected tax increases.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BELMONT COUNTY AS FOLLOWS:

- This Board opposes any additional reductions to Ohio's Local Government Funds, a primary source of revenue to the county and many other local governments in this county. Any discussions about the elimination of such funding for local governments is irresponsible and will result in the reduction of vital county services or the increase of local taxes, or both.
- This Board opposes a general across the board line item cut to the state budget. Such across the board cuts to each line item will have a negative impact on various subsidy accounts that are distributed to counties and will have significant negative consequences to programs, adult corrections programs, TANF, child welfare services, child care programs, child support enforcement, and others. Such cuts will have the net result of reduced services or local tax increases, or both.
- This Board urges the Taft Administration and the Ohio General Assembly to prudently tap Ohio's rainy day fund, enhance revenues, and/or increase taxes to solve the state budget problem without transferring the burden to local units of government. This Board, in particular, supports the elimination of certain current exemptions from the state sales and use tax to assist in permanently making up the long term revenue shortfall being experienced by the state. The elimination of certain sales tax exemptions will also have the effect of enhancing county revenue from the permissive sales and use tax, as county receipts from this source of county revenue are also on the decline.

- This Board also urges the General Assembly and the Taft Administration to take great care in the enactment of new legislation that will mandate new costs on county government.
- This Board also urges the General Assembly and the Taft Administration to enact various legislative proposals that will give counties additional options to raise revenue locally and to allow counties additional flexibility to make programs more efficient and cost effective as has been proposed by the County Commissioners Association of Ohio.

BE IT FURTHER RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BELMONT COUNTY THAT the Clerk is directed to send copies of this resolution to Governor Bob Taft; Office of Budget and Management Director, Tom Johnson; Senate President Richard Finan; Senate Minority Leader, Leigh Herrinton; Speaker Larry Householder; House Minority Leader Dean DePiero; Representative Charles Wilson; Senator James Carnes and, to the County Commissioners Association of Ohio.

The roll being called upon its adoption, the vote resulted as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

IN THE MATTER OF DISCUSSION HELD
RE: STATE BUDGET CUTS

Commissioner Olexo stated the Ohio State Budget was short about six hundred million dollars in sales tax revenue and there are more cuts coming. He stated, "There is a lot of speculation on where the next cuts may be, the local government funds have already been frozen and may be cut more. Commissioner continued stating, " Local Government Funds have always been an important part of what we can do to support our townships and villages, that is why we want to do anything we can to stop this. We have a press release stating the particulars as to where cuts come from."

IN THE MATTER OF PRESS RELEASE
RE: CONCERNS OVER POSSIBLE STATE BUDGET REDUCTIONS

PRESS RELEASE
October 10, 2001

**BELMONT COUNTY COMMISSIONERS EXPRESS CONCERNS OVER POSSIBLE
STATE BUDGET REDUCTIONS**

When the Belmont County Commissioners met on October 10, 2001, the status of Ohio's two-year state budget was on the minds of the Commissioners and was a primary topic of discussion.

The state has two big problems that must be fixed. Even though the state budget attempted to address the school funding crisis, the Ohio Supreme Court has said that the "fix" is not acceptable. While the State has asked the Supreme Court to reconsider its ruling, most observers believe that the state may have to come up with as much as an additional \$1.2 Billion per year to satisfy the Court. On top of this problem, the Governor's top financial advisors believe that the current two-year state budget is out of balance by \$1 Billion, or \$500 Million each year. The bottom line could be a problem of \$1.7 Billion each year.

The Governor and legislative leaders have been meeting to look for ways to fill the gap in the state budget. Amid a flurry of rumors coming out of Columbus, Commissioners are alarmed that many of the cuts may be simply transferred onto the back of counties and other local governments.

One idea echoing in the halls of the Statehouse is that the state may eliminate or cut Ohio's local government funds. These funds are distributed to counties, townships, municipalities, park districts and libraries. In most counties, local government funding is the third or fourth single largest source of money that makes up the county budget. Under the current state budget, these funds were already frozen, and at that time the estimated statewide loss to local governments was estimated at almost \$200 Million.

According to Commissioners' President Ryan E. "Rick" Olexo, the elimination or additional cuts could be disastrous to county finances. "Given that the local government funds are such a significant portion of our budget, we would either have to reduce programs or look at other ways to fund these programs. It seems unfair that the state is even considering balancing its budget on the backs of counties and other political subdivisions."

IN THE MATTER OF PRESS RELEASE
RE: CONCERNS OVER POSSIBLE STATE BUDGET REDUCTIONS (CONT'D)

Also of concern to Commissioners is possible line item cuts in the state budget. Since counties are so dependent on the state budget, across the board cuts could impact the administration of welfare and other human service programs, child support enforcement, juvenile justice programs, and adult corrections initiatives. According to Commissioner Olexo, most of these programs are mandated by the state and a reduction in state funding will result in even more fiscal mandates on the county. "The County's budget was already affected by cuts in the original state budget - I am not sure how much more we can take", said Commissioner Olexo.

The solution? Commissioners believe that the prudent utilization of the state's "rainy day fund" and revenue enhancements are the best options. According to Commissioner Olexo, "While there may be some disagreement over how hard it is raining, now is the time for the state to tap the rainy day fund. The problem is that the rainy day fund is one time money and with the DeRalph III school funding decision and the economic slowdown, it looks like there is a long-term problem that can only be solved by generating more revenue. We certainly urge our state leaders to step up to the plate and solve the problem without just shoving the problem onto the backs of counties and other local units of government."

During their session, the commissioners also adopted a resolution expressing their concerns and directed the commissioners' clerk to send a copy to Governor Taft, leaders of the General Assembly and local legislators. Commissioners also plan to contact Senator James Carnes and Representative Charles Wilson to make their concerns known and to represent the County's position with regards to this situation.

IN THE MATTER OF BID
OPENING FOR HEALTHY START/
HEALTHY FAMILIES ADVERTISING PLAN
FOR THE BCDJFS

BID OPENING

This being the day and 9:45 A.M. being the hour that bids were to be on file for the Healthy Start and Healthy Families Advertising Plan for the BCDJFS, they proceeded to open the following bids:

DRD Consulting	Bid Bond	\$25,000.00 Total
P.O. Box 369		
St. Clairsville, Ohio		

Present for the bid opening were Dwayne Pielech, Director and Jack Cera, Deputy Director, BCDJFS; and Jeremy Midei, Times Leader.

Motion made by Mr. Probst, seconded by Mr. Thomas to turn bids over to Jack Cera, Deputy Director, BCDJFS for review and recommendation.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Thomas	Yes
Mr. Olexo	Yes

RECESS

IN THE MATTER OF APPROVING
MINUTES OF REGULAR BOARD MEETINGS

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the minutes of the regular Board of Commissioners' meetings of August 29, 2001, August 31, 2001, September 5, 2001, September 7, 2001, September 12, 2001, September 14, 2001, September 21, 2001 and September 26, 2001.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF REQUEST TO ODNR FOR
INFORMAL CONFERENCE RE: MINING PERMIT
FILED BY BELMONT COAL, INC.**

Motion made by Mr. Olexo, seconded by Mr. Thomas to send the following request:

October 10, 2001

Mr. Michael Sponslor
Ohio Department of Natural Resources
Division of Resources Management
1855 Fountain Square Court
Columbus, Ohio 43255

Mr. Sponslor:

The Belmont County Commissioners request an informal conference in regards to the recently filed mining permit by Belmont Coal, Inc.

We request this conference to express our concerns about the proposed longwall mining, both as land owners in the area and as representatives of the entire county. The Board is committed to the development of the Fox Commerce Industrial Park, which is situated in the area of the proposed mining. The investment and job creation potential of this project is of vital importance to Belmont County's continued growth prosperity and general well-being.

The Board of Belmont County Commissioners will continue to work diligently for the county's residents to assure that their land and homes are protected and that the county can continue to develop and provide jobs to our residents.

We appreciate your time and look forward to meeting with you.

Sincerely,
BELMONT COUNTY COMMISSIONERS

Ryan E. Olexo /s/
Ryan E. Olexo, President

Mark A. Thomas /s/
Mark A. Thomas

Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 10:50 A.M.
WITH CLERK OF THE BOARD**

Motion made by Mr. Olexo, seconded by Mr. Probst to enter executive session at 10:50 A.M. with the Clerk of the Board to discuss the hiring of an employee upon adoption of the following:

**RESOLUTION OF THE BELMONT COUNTY
BOARD OF COUNTY COMMISSIONERS**

WHEREAS, the Board of Belmont County Commissioners are permitted to meet in executive session in order to consider those matters specifically authorized by R.C. 121.22 (G) (1); and

WHEREAS, a majority of a quorum of the Board of Belmont County Commissioners has determined, by roll call vote, to hold an executive session to consider **employment of a public employee**;

WHEREFORE, BE IT RESOLVED THAT: the Board of Belmont County Commissioners shall hold an executive session to consider **employment of a public employee**;

WHEREFORE, BE IT FURTHER RESOLVED THAT: the Board of Belmont County Commissioners shall only adopt a resolution, resolution or formal action regarding the matters considered in executive session at an open meeting of the Board.

ROLL CALL on the adoption of the Resolution resulted as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 11:30 A.M.

Motion made by Mr. Olexo, seconded by Mr. Probst to adjourn executive session at 11:30 A.M. to discuss the hiring of an employee.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

NO ACTION TAKEN

IN THE MATTER OF DISCUSSION HELD
RE: PURCHASE OF TWO VEHICLES FOR
JUVENILE COURT

Commissioner Thomas stated, "This is a purchase with PO and Certificate Number 300015 for the purchase of two vehicles for Juvenile Court Drug Court in the amount of Twenty-eight Thousand Dollars to Bob's Chevrolet in Barnesville. This is a situation where Judge Costine has placed an order for these vehicles without going through the normal bidding process. The vehicles were listed below fifteen thousand and the transaction has already taken place. Therefore, the vendor does need paid, but for the record, I will make the following motion:

IN THE MATTER OF MOTION TO APPROVE
THE EXPENDITURE FOR TWO (2) VEHICLES
FOR JUVENILE COURT

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the purchase of two (2) vehicles for the Juvenile Court Drug Court Program, with the objection noted that the normal process of purchase should have gone through the Belmont County Commissioners and not done directly with the vendor.

Our sole purpose of approving at this date would be so the vendor receives money they are rightfully owed. We go on record opposing the procedure because they may not have followed Ohio Law on bidding.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Olexo	Yes

IN THE MATTER OF SUBDIVISION HEARING
FOR WOODS EDGE SUBDIVISION, RICHLAND TOWNSHIP

Motion made by Mr. Olexo, seconded by Mr. Thomas to notify the Richland Township Trustees of the following subdivision hearing.

NOTICE OF NEW SUB-DIVISION
Revised Code Sec. 711.05

To Richland Township Trustees;

You are hereby notified that the 19th day of October, 2001, at 9:30 o'clock AM., has been fixed as the date, and the office of the Commissioners, in the Courthouse, St. Clairsville, Ohio, as the place where the Commissioners will act on the above stated matter.

By order of the Belmont County Commissioners.

Darlene Pempek /s/
Clerk of the Board

Mail by certified return receipt requested.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF RESPONDING TO REQUEST
RE: BELMONT HILLS COUNTRY CLUB DEVELOPMENT PROJECT/
SANITARY SEWER DISTRICT

Motion made by Commissioners Thomas, seconded by Commissioner Olexo to send the following correspondence:

October 10, 2001

J. Mark Costine
BHCC Development Committee
Belmont Hills Country Club
P.O. Box 246
St. Clairsville, OH 43950

Dear Judge Costine:

The Board of Commissioners is in receipt of your correspondence in regards to Belmont Hills Country Club's proposed development project in Richland Township and adjacent to the club's golf course. The Board does recognize and appreciate the club's contribution to the area's economy and the county's development.

Your first request is as follows: ***"In addition to providing pipe for our project, grant an abatement to the clubhouse facility for sewer usage for a limited period of time."*** Sewer rates are structured in relation to the operation of the sewer system. No adjustment can be made as the District has not allowed for profit. The rates are established for each area to meet the obligations of that portion of the District and it must treat all commercial users equally. Therefore, the Commissioners cannot honor your request.

Your second request is as follows: ***"Allow Belmont Hills to collect fees or easements across our property to the residents of Mills Road and the Almar Subdivision and connect them to our sanitary sewer system."*** The Ohio Revised Code is specific that the District cannot reimburse a developer for tap-in fees or anything of this nature.

The Board looks forward to our combined venture and hope you understand our position as it relates to other private developers and Ohio law.

If you have any questions, please do not hesitate to contact our office at (740) 699-2150.

Sincerely,
BELMONT COUNTY COMMISSIONERS

Ryan E. Olexo, /s/
Ryan E. Olexo, President

Mark A. Thomas /s/
Mark A. Thomas

Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF APPROVING
REQUEST FOR AT&T BROADBAND INTERNET SERVICES/ENGINEER'S

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the request of John Parkinson, Belmont County Engineer's Department Office Manager, to become a subscriber with AT&T Broadband Management Corporation for high-speed internet services and to allow AT&T to install the necessary cable to the northside of the Belmont County Courthouse.

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

IN THE MATTER OF ADJOURNING
COMMISSIONERS' MEETING AT 11:36 A.M.

Motion made by Mr. Thomas, seconded by Mr. Probst to adjourn the meeting at 11:36 A.M.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Olexo	Yes

Read, approved and signed this 12th day of October A.D., 2001.

_____ COUNTY COMMISSIONERS

We, Ryan E. Olexo and Darlene Pempek, President and Clerk respectively of the Board of Commissioners of Belmont County, Ohio, do hereby certify the foregoing minutes of the proceedings of said Board have been read, approved and signed as provided for by Sec. 305.11 of the Revised Code of Ohio.

_____ PRESIDENT

