

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Charles R. Probst, Jr., Matt Coffland and Ginny Favede, Commissioners and Jayne Long, Clerk of the Board.

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

**IN THE MATTER OF 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 Mrs. Favede, 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.

| <u>Claim of</u>                               | <u>Purposes</u>   | <u>Amount</u> |
|---|---|---------------|
| A-Christy Taylor                              | Travel expenses-Veterans/General Fund                   | 128.11        |
| A-Digital Data Communications                 | Hard drive for PC/General Fund                          | 96.15         |
| A-Lowe's                                      | A/C Unit for attic/General Fund                         | 190.07        |
| A-Mary Lyle                                   | Mileage-Juvenile/General Fund                           | 189.00        |
| A-Redwood Toxicology                          | Drug testing/General Fund                               | 465.60        |
| A-Wheeling Office Supply                      | Supplies/General Fund                                   | 335.30        |
| B-Crossroads Counseling                       | Counseling-Northern Ct./Indigent Drivers Alcohol Fund   | 3,315.95      |
| G-Belmont Co. Tourism                         | August Operating Expenses/Lodging Excise Tax Fund       | 20,000.00     |
| K-Wells Fargo Payment Center                  | Visa Card/Engineer MVGT Fund                            | 429.74        |
| M-Belmont Co. DHS Children Services           | Reconcile/Placement II-Juvenile Court Fund              | 1,309.50      |
| M-Ohio Alcohol Monitoring                     | Testing/Drug Court Donations-Juvenile Court Fund        | 49.00         |
| P-Eastern Ohio Regional Wastewater Authority  | Sewage Disposal/BCSSD Funds                             | 29,744.21     |
| P-Ohio River Collieries                       | Refund/BCSSD Funds                                      | 80.00         |
| P-Postmaster                                  | Supplies/BCSSD Funds                                    | 1,320.00      |
| P-Renee' Wilson                               | Travel expenses/BCSSD Funds                             | 135.00        |
| P-Rose Products & Services                    | Supplies/BCSSD Funds                                    | 142.15        |
| P-Sal Chemical                                | Materials/BCSSD Funds                                   | 3,833.25      |
| P-Yorkville Bd. of Trustees of Public Affairs | Sewage Disposal/BCSSD Funds                             | 513.29        |
| S-Donna Cottage                               | Mileage/Northern Ct. General Special Projects           | 18.00         |
| S-Mistie Ramsey                               | Interpreting/Juv. Ct. General Special Projects Fund     | 40.00         |
| S-Rea & Associates                            | Contract Services/In Home Care Levy -Comm on Aging Fund | 2,900.00      |
| S-Sunoco/Fleet Services                       | Gasoline/District Detention Home Fund                   | 333.22        |
| T-Chase Bank                                  | CDBG Funds  | 42,600.00     |

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

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the Recapitulation of Vouchers dated for August 12, 2009 as follow:

| <b>FUND</b>                           | <b>AMOUNT</b>   |
|---------------------------------------|---|
| A-GENERAL                             | \$101,029.04; \$1,454.98; \$7,364.02; \$970.01                                      |
| A-GENERAL/CHEST CLINIC                | \$586.92  |
| A-GENERAL/EMA                         | \$324.55  |
| A-GENERAL/SHERIFF                     | \$106.30; \$1,196.83  |
| A-GENERAL/911                         | \$3,028.09  |
| E-911                                 | \$2,386.73  |
| H-Job & Family, CSEA                  | \$661.50  |
| H-Job & Family, Public Assistance     | \$9,070.81; \$242.67; \$1,387.35; \$74,903.78; \$18,808.00                          |
| H-Job & Family, WIA                   | \$24,815.72   |
| K-Engineer MVGT                       | \$1,972.72; \$7,865.52; \$17,790.88   |
| M-Juvenile Ct. - Title IV-E Reimb     | \$2,716.32  |
| M-Juvenile Ct. - Placement Services   | \$20,635.00   |
| P-Oakview Adm Bldg.                   | \$2,924.59  |
| P-Sanitary Sewer District             | \$22,408.17; \$5,957.52; \$3,403.89; \$9,624.55; \$2,531.93; \$1,328.43; \$3,520.49 |
| S-District Detention Home             | \$7,725.14  |
| S-Job & Family, Children Services     | \$62,320.27; \$70,483.15  |
| S-Oakview Juvenile Residential Center | \$11,657.51   |
| S-Port Authority                      | \$191.70  |
| S-Sheriff CCW                         | \$1,934.00  |
| S-Sheriff Commissary                  | \$1,120.00; \$1,680.00  |
| T-Sanitary Sewer District             | \$19.74   |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF TRANSFER OF FUNDS WITHIN**  
**THE BELMONT COUNTY GENERAL FUND**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfer of funds within the Belmont County General Fund.

| <b>FROM</b>                         | <b>TO</b>                            | <b>AMOUNT</b> |
|-------------------------------------|--------------------------------------|---------------|
| E-0051-A001-A028.000 Other Expenses | E-0051-A001-A03.000 Supplies         | \$ 13,000.00  |
| E-0051-A001-A028.000 Other Expenses | E-0051-A001-A16.000 Indigent Burials | \$ 6,000.00   |
| E-0051-A001-A028.000 Other Expenses | E-0160-A009-D06.000 Memorial Day Exp | \$ 500.00     |
| E-0051-A001-A028.000 Other Expenses | E-0256-A014-A01.000 Corsa, Insurance | \$ 825.00     |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER WITHIN FUND FOR THE GENERAL FUND/911**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfer within fund for the General Fund.

| <b>FROM</b>                            | <b>TO</b>                        | <b>AMOUNT</b> |
|--|----------------------------------|---------------|
| <b>911</b>                             | <b>911</b>                       |               |
| E-0056-A006-E01.002 Salaries-Employees | E-0056-A006-E12.007 Unemployment | 500.00        |

*Note: Cover Unemployment shortage*

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER WITHIN FUND FOR THE GENERAL FUND/JUVENILE COURT**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfer within fund for the General Fund.

| <b>FROM</b>                      | <b>TO</b>                  | <b>AMOUNT</b> |
|----------------------------------|----------------------------|---------------|
| E-0082-A002-C24.000 Witness Fees | E-0082-A002-C35.000 Travel | 120.00        |
| E-0082-A002-C23.000 Jurors' Fees | E-0082-A002-C35.000 Travel | 80.00         |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE BELMONT COUNTY SANITARY SEWER DISTRICT**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfers within fund for the Belmont County Sanitary Sewer District.

| <b>FROM</b>                         | <b>TO</b>                     | <b>AMOUNT</b> |
|-------------------------------------|-------------------------------|---------------|
| <b>WWS#3</b>                        | <b>WWS#3</b>                  |               |
| E-3702-P005-P18.010 Supplies        | E-3702-P005-P21.000 Materials | 14,000.00     |
| E-3702-P005-P25.000 Purchased Water | E-3702-P005-P34.074 Trans Out | 40,000.00     |
| E-3702-P005-P17.002 Salaries        | E-3702-P005-P34.074 Trans Out | 42,000.00     |
| <b>SSD#2</b>                        | <b>SSD#2</b>                  |               |
| E-3705-P053-P01.002 Salaries        | E-3705-P053-P16.074 Trans Out | 20,000.00     |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE OAKVIEW JUVENILE REHABILITATION FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfers within fund for the Oakview Juvenile Rehabilitation Fund.

| <b>FROM</b>                               | <b>TO</b>                     | <b>AMOUNT</b> |
|---|-------------------------------|---------------|
| E-8010-S030-S40.000 Grant Holding Account | E-8010-S030-S64.012 Equipment | 819.00        |
| E-8010-S030-S40.000 Grant Holding Account | E-8010-S030-S55.010 Supplies  | 1,000.00      |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER BETWEEN FUNDS/ ENGINEER BUILDING CONSTRUCTION FUND AND BRIDGE & RETAINING WALL CONSTRUCTION FUND TO BOND RETIREMENT-ENGINEER BRIDGE & RETAINING WALL FUND**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfer between funds from the Engineer Building Construction Fund and Bridge & Retaining Wall Construction Fund to Bond Retirement-Engineer Bridge & Retaining Wall Fund.

| <b>FROM</b>                              | <b>TO</b>                                | <b>AMOUNT</b> |
|--|--|---------------|
| E-9002-N002-N43.051 Capitalized Interest | R-9218-O039-O03.551 Capitalized Interest | 6,378.94      |
| E-9044-N044-N10.051 Capitalized Interest | R-9218-O039-O03.551 Capitalized Interest | 19,489.44     |

*Note: Money has been received for the Engineer's bond. Capitalized Interest involved. Auditor has been advised that the Capitalized Interest should be put in the Bond Account and they are requesting this transfer.*

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER BETWEEN FUNDS/ OAKVIEW JUVENILE REHABILITATION DISTRICT TO OV EDUCATIONAL SERVICE CENTER**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfer between funds from the Oakview Juvenile Rehabilitation Fund to O V Educational Service Center.

| <b>FROM</b>                       | <b>TO</b>                            | <b>AMOUNT</b> |
|-----------------------------------|--------------------------------------|---------------|
| <b>OAKVIEW JUVENILE REHAB</b>     | <b>OV EDUCATIONAL SERVICE CENTER</b> |               |
| E-8010-S030-S74.074 Transfers Out | R-8007-S027-S04.574 Transfers In     | \$10,000.00   |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER WITHIN FUND FOR  
THE PROSECUTOR'S VICTIM ASSISTANCE PROGRAM**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfer within fund for the Prosecutor's Victim Assistance Program Fund.

| <b>FROM</b>                          | <b>TO</b>                           | <b>AMOUNT</b> |
|--------------------------------------|-------------------------------------|---------------|
| E-1511-W080-P09.000 Personnel (SVAA) | E-1511-W080-P01.002 Salaries (VOCA) | \$ 1,251.00   |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF TRANSFER OF FUNDS FOR FORT DEARBORN LIFE INSURANCE  
CHARGEBACKS FOR THE FIRST QUARTER PERIOD: (JUNE, JULY & AUGUST, 2009)**

Motion made by Mr. Coffland, seconded by Mr. Probst to make the following transfer of funds for the Fort Dearborn Life Insurance Chargebacks for the First Quarter (June, July & August 2009.)

| <b>Transfer From</b> |                                   | <b>Transfer To</b>  | <b>Amount</b>   |
|----------------------|-----------------------------------|---------------------|-----------------|
| E-1551-F088-F03.006  | CTY CT PROBATION                  | R-9891-Y091-Y05.500 | <b>8.55</b>     |
| E-0170-A006-G11.000  | PUBLIC DEFENDER                   | R-9891-Y091-Y05.500 | <b>51.30</b>    |
| E-0181-A003-A11.000  | BD. OF ELECTIONS                  | R-9891-Y091-Y05.500 | <b>59.85</b>    |
| E-1410-W082-T097.006 | TREASURER DRETAC                  | R-9891-Y091-Y05.500 | <b>0.00</b>     |
| E-1600-B000-B13.006  | DOG & KENNEL                      | R-9891-Y091-Y05.500 | <b>17.10</b>    |
| E-0910-S033-S47.006  | D.D.HOME                          | R-9891-Y091-Y05.500 | <b>208.05</b>   |
| E-1571-S087-S03.006  | EASTERN COURT SPECIAL             | R-9891-Y091-Y05.500 | <b>2.85</b>     |
| E-1561-S086-S03.006  | NORTHERN COURT SPECIAL            | R-9891-Y091-Y05.500 | <b>2.85</b>     |
| E-1551-S088-S03.006  | WESTERN COURT SPECIAL             | R-9891-Y091-Y05.500 | <b>0.00</b>     |
| E-2150-H030-H11.000  | COUNTY HOME                       | R-9891-Y091-Y05.500 | <b>654.09</b>   |
| E-1310-J000-J06.000  | REAL ESTATE ASSESS                | R-9891-Y091-Y05.500 | <b>51.30</b>    |
| E-2811-K200-K10.006  | ENGINEER K-1 & K-2                | R-9891-Y091-Y05.500 | <b>21.39</b>    |
| E-2812-K000-K20.006  | ENGINEER K-11                     | R-9891-Y091-Y05.500 | <b>216.16</b>   |
| E-2813-K000-K39.006  | ENGINEER K-25                     | R-9891-Y091-Y05.500 | <b>81.24</b>    |
| E-3701-P003-P31.000  | WATER/SEWER WWS #2                | R-9891-Y091-Y05.500 | <b>44.25</b>    |
| E-3702-P005-P31.000  | WATER/SEWER WWS #3                | R-9891-Y091-Y05.500 | <b>129.00</b>   |
| E-3704-P051-P15.000  | WATER/SEWER SSD #1                | R-9891-Y091-Y05.500 | <b>28.41</b>    |
| E-3705-P053-P15.000  | WATER/SEWER SSD #2                | R-9891-Y091-Y05.500 | <b>30.99</b>    |
| E-3706-P055-P15.000  | WATER/SEWER SSD #3A               | R-9891-Y091-Y05.500 | <b>5.07</b>     |
| E-3707-P056-P15.000  | WATER/SEWER SSD #3B               | R-9891-Y091-Y05.500 | <b>1.68</b>     |
| E-1810-L001-L14.000  | SOIL CONSERVATION                 | R-9891-Y091-Y05.500 | <b>45.60</b>    |
| E-6010-S079-S07.006  | CLERK OF COURTS/TITLE             | R-9891-Y091-Y05.500 | <b>59.85</b>    |
| E-8010-S030-S68.006  | OAKVIEW JUVENILE                  | R-9891-Y091-Y05.500 | <b>145.35</b>   |
| E-2510-H000-H16.006  | DJFS                              | R-9891-Y091-Y05.500 | <b>1,086.85</b> |
| E-2760-H010-H12.006  | CHILD SUPPORT                     | R-9891-Y091-Y05.500 | <b>111.15</b>   |
| E-2210-E001-E15.006  | COUNTY HEALTH                     | R-9891-Y091-Y05.500 | <b>116.88</b>   |
| E-4110-T075-T52.008  | W.I.C. PROGRAM                    | R-9891-Y091-Y05.500 | <b>42.75</b>    |
| E-2310-S049-S63.000  | MENTAL HEALTH                     | R-9891-Y091-Y05.500 | <b>42.75</b>    |
| E-1511-W080-P07.006  | VICTIMS ASSISTANCE                | R-9891-Y091-Y05.500 | <b>14.28</b>    |
| E-1520-S077-S04.006  | COMMUNITY GRANT                   | R-9891-Y091-Y05.500 | <b>8.55</b>     |
| E-1210-S078-S14.006  | RECORDER                          | R-9891-Y091-Y05.500 | <b>8.55</b>     |
| E-0400-M060-M29.008  | JUVENILE COURT GRT                | R-9891-Y091-Y05.500 | <b>17.10</b>    |
| E-0400-M060-M64.008  | JUVENILE COURT GRT                | R-9891-Y091-Y05.500 | <b>8.55</b>     |
| E-0400-M067-M05.008  | JUVENILE COURT GRT                | R-9891-Y091-Y05.500 | <b>17.10</b>    |
| E-0400-M078-M02.008  | JUVENILE COURT GRT                | R-9891-Y091-Y05.500 | <b>25.65</b>    |
| E-9799-S012-S02.006  | PORT AUTHORITY                    | R-9891-Y091-Y05.500 | <b>8.55</b>     |
|                      | <b>Total amount this transfer</b> |                     | <b>3,373.64</b> |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF Y-95 EMPLOYER'S SHARE PERS/  
HOLDING ACCOUNT CHARGEBACK FOR JULY 2009**

Motion made by Mrs. Favade seconded by Mr. Coffland to make the following transfer of funds for the Y-95 Employer's Share PERS/Holding Account for the month of July 2009.

**Gross Wages P/E 07/04/09 thru 07/18/09**

**GENERAL FUND**

|                              |                     |                     |                  |
|------------------------------|---------------------|---------------------|------------------|
| AUDITOR                      | E-0011-A001-B09.003 | R-9895-Y095-Y01.500 | <b>5,191.92</b>  |
| AUD EMPL-PERS PROP           | E-0012-A001-B14.003 | R-9895-Y095-Y01.500 | <b>377.10</b>    |
| AUD EMPL-REAL PROP           | E-0013-A001-B18.003 | R-9895-Y095-Y01.500 | <b>683.86</b>    |
| CLERK OF COURTS              | E-0021-A002-E09.003 | R-9895-Y095-Y01.500 | <b>2,570.18</b>  |
| CO. CT. EMPL                 | E-0040-A002-G08.003 | R-9895-Y095-Y01.500 | <b>4,712.18</b>  |
| COMMISSIONERS                | E-0051-A001-A25.003 | R-9895-Y095-Y01.500 | <b>5,765.27</b>  |
| COMM-LAW LIBRARY             | E-0053-A013-A02.003 | R-9895-Y095-Y01.500 | <b>347.12</b>    |
| COMM-DIS SERV                | E-0054-A006-F05.003 | R-9895-Y095-Y01.500 | <b>606.58</b>    |
| COMM-MAINT & OP              | E-0055-A004-B16.003 | R-9895-Y095-Y01.500 | <b>4,443.35</b>  |
| 9-1-1 DEPT                   | E-0056-A006-E08.003 | R-9895-Y095-Y01.500 | <b>5,068.29</b>  |
| COMM PLEAS CT EMPL           | E-0061-A002-B14.003 | R-9895-Y095-Y01.500 | <b>4,237.98</b>  |
| MAGISTRATE                   | E-0063-A002-B28.003 | R-9895-Y095-Y01.500 | <b>1,151.32</b>  |
| ENGINEERS EMPL               | E-0070-A012-A08.003 | R-9895-Y095-Y01.500 | <b>1,435.80</b>  |
| PROBATE CT EMPL              | E-0081-A002-D10.003 | R-9895-Y095-Y01.500 | <b>1,607.42</b>  |
| PROBATE CT JUV EMPL          | E-0082-A002-C36.003 | R-9895-Y095-Y01.500 | <b>7,097.78</b>  |
| PROSECUTING ATTN             | E-0111-A001-E09.003 | R-9895-Y095-Y01.500 | <b>5,386.52</b>  |
| RECORDER                     | E-0121-A006-B09.003 | R-9895-Y095-Y01.500 | <b>2,585.90</b>  |
| SHERIFF EMP (PERS)           | E-0131-A006-A13.003 | R-9895-Y095-Y01.500 | <b>4,234.32</b>  |
| TREASURER                    | E-0141-A001-C09.003 | R-9895-Y095-Y01.500 | <b>2,895.68</b>  |
| CORONER                      | E-0151-A002-F07.003 | R-9895-Y095-Y01.500 | <b>804.94</b>    |
| SOLDIER'S RELIEF             | E-0160-A009-D07.003 | R-9895-Y095-Y01.500 | <b>1,748.53</b>  |
| PUBLIC DEFENDER              | E-0170-A006-G09.003 | R-9895-Y095-Y01.500 | <b>1,939.86</b>  |
| BD OF ELECT/EMPLY            | E-0181-A003-A09.003 | R-9895-Y095-Y01.500 | <b>2,750.78</b>  |
| BUDGET COMM                  | E-0210-A001-F02.003 | R-9895-Y095-Y01.500 | <b>84.00</b>     |
| T. B. SAN                    | E-0300-A008-B10.003 | R-9895-Y095-Y01.500 | <b>434.16</b>    |
|                              |                     |                     | <b>68,160.84</b> |
| DOG & KENNEL                 | E-1600-B000-B08.003 | R-9895-Y095-Y01.500 | <b>762.94</b>    |
| COUNTY HEALTH                | E-2210-E001-E10.003 | R-9895-Y095-Y01.500 | <b>2,522.11</b>  |
| Trailer Parks                | E-2211-F069-F02.002 | R-9895-Y095-Y01.500 |                  |
| Sewage Program               | E-2227-F074-F03.002 | R-9895-Y095-Y01.500 | <b>392.00</b>    |
| Vital Statistics             | E-2213-F075-F02.003 | R-9895-Y095-Y01.500 | <b>491.00</b>    |
| Public Health Infrastructure | E-2214-F076-F01.002 | R-9895-Y095-Y01.500 | <b>479.00</b>    |
| Family Planning              | E-2215-F077-F01.002 | R-9895-Y095-Y01.500 | <b>333.00</b>    |
| Tobacco Program              | E-2216-F078-F02.002 | R-9895-Y095-Y01.500 |                  |
| Women's Health               | E-2217-F079-F01.002 | R-9895-Y095-Y01.500 | <b>244.00</b>    |
| Food Service                 | E-2218-G000-G06.003 | R-9895-Y095-Y01.500 | <b>1,166.00</b>  |
| PARK HEALTH CENTER           | E-2150-H030-H08.003 | R-9895-Y095-Y01.500 | <b>22,799.54</b> |
| R.E. ASSESSMENT              | E-1310-J000-J04.003 | R-9895-Y095-Y01.500 | <b>2,711.26</b>  |
| ENGINEER K-1 & K-2           | E-2811-K000-K08.003 | R-9895-Y095-Y01.500 | <b>3,268.96</b>  |
| ENG EMP-MVGT K-11            | E-2812-K000-K21.003 | R-9895-Y095-Y01.500 | <b>12,376.86</b> |
| ENG EMP-BRIDGE K-25          | E-2813-K000-K34.003 | R-9895-Y095-Y01.500 | <b>5,927.98</b>  |
| SOIL CONSERVATION            | E-1810-L001-L11.003 | R-9895-Y095-Y01.500 | <b>1,470.88</b>  |
| Watershed Coordinator        | E-1815-L005-L11.003 | R-9895-Y095-Y01.500 | <b>308.00</b>    |
| Care and Custody-Restitution | E-0400-M060-M61.003 | R-9895-Y095-Y01.500 | <b>308.65</b>    |
| Care and Custody-C-Cap       | E-0400-M060-M26.003 | R-9895-Y095-Y01.500 | <b>810.69</b>    |
| Care and Custody-Drug Court  | E-0400-M060-M72.003 | R-9895-Y095-Y01.500 | <b>751.54</b>    |
| Alternative School           | E-0400-M067-M02.003 | R-9895-Y095-Y01.500 | <b>708.46</b>    |
| Title IV-E                   | E-0400-M078-M02.008 | R-9895-Y095-Y01.500 | <b>899.63</b>    |
| Truant Officer               | E-0400-M079-M03.003 | R-9895-Y095-Y01.500 | <b>156.80</b>    |
| LEPC                         | E-1720-P090-P08.003 | R-9895-Y095-Y01.500 | <b>116.46</b>    |
| Bel Co Port Authority        | E-9799-S012-S08.003 | R-9895-Y095-Y01.500 | <b>780.76</b>    |
| OAKVIEW-JUVENILE             | E-8010-S030-S66.003 | R-9895-Y095-Y01.500 | <b>6,158.59</b>  |
| DIST DET HOME                | E-0910-S033-S44.003 | R-9895-Y095-Y01.500 | <b>7,523.96</b>  |
| MENTAL HEALTH                | E-2310-S049-S60.003 | R-9895-Y095-Y01.500 | <b>2,926.35</b>  |
| BD. OF DEVELOPMENT. DIS.     | E-2410-S066-S76.003 | R-9895-Y095-Y01.500 | <b>23,112.49</b> |
| CORRECTIONS ACT GRNT         | E-1520-S077-S03.003 | R-9895-Y095-Y01.500 | <b>748.96</b>    |
| CO RECORDER                  | E-1210-S078-S11.003 | R-9895-Y095-Y01.500 | <b>526.26</b>    |
| CLRK CRTS-TITLE DEPT         | E-6010-S079-S06.003 | R-9895-Y095-Y01.500 | <b>2,570.14</b>  |
| NORTHRN CRT-SPECIAL          | E-1561-S086-S02.003 | R-9895-Y095-Y01.500 | <b>122.40</b>    |
| EASTERN CRT-SPECIAL          | E-1571-S087-S02.003 | R-9895-Y095-Y01.500 | <b>122.40</b>    |
| WEST CRT-SPECIAL             | E-1551-S088-S02.003 | R-9895-Y095-Y01.500 | <b>759.58</b>    |

|                       |                     |                     |                   |
|-----------------------|---------------------|---------------------|-------------------|
| COMMON PLEAS CRT-SPEC | E-1572-S089-S07.003 | R-9895-Y095-Y01.500 |                   |
| JUVENILE CRT-GEN SPEC | E-1589-S096-S09.000 | R-9895-Y095-Y01.500 | <b>274.89</b>     |
| WIC PROGRAM           | E-4110-T075-T52.008 | R-9895-Y095-Y01.500 | <b>2,308.12</b>   |
| IAP                   | E-2223-T077-T01.002 | R-9895-Y095-Y01.500 |                   |
| Welcome Home          | E-2226-T079-T01.002 | R-9895-Y095-Y01.500 |                   |
| PROS-VICTIM PROGRAM   | E-1511-W080-P05.003 | R-9895-Y095-Y01.500 | <b>499.18</b>     |
| DRETAC-PROSECUTOR     | E-1510-W081-P05.003 | R-9895-Y095-Y01.500 | <b>755.34</b>     |
| DRETAC-TREASURER      | E-1410-W082-T05.003 | R-9895-Y095-Y01.500 |                   |
| WW#2                  | E-3701-P003-P29.003 | R-9895-Y095-Y01.500 | <b>1,606.07</b>   |
| WW#3                  | E-3702-P005-P29.003 | R-9895-Y095-Y01.500 | <b>7,230.26</b>   |
| SSD#1                 | E-3704-P051-P13.003 | R-9895-Y095-Y01.500 | <b>634.75</b>     |
| SSD#2                 | E-3705-P053-P13.003 | R-9895-Y095-Y01.500 | <b>2,308.23</b>   |
| SSD#3A                | E-3706-P055-P13.003 | R-9895-Y095-Y01.500 | <b>268.67</b>     |
| SSD#3B                | E-3707-P056-P13.003 | R-9895-Y095-Y01.500 | <b>30.61</b>      |
| HUMAN SERVICES        | E-2510-H000-H12.003 | R-9895-Y095-Y01.500 | <b>56,361.98</b>  |
| C.S.E.A.              | E-2760-H010-H07.003 | R-9895-Y095-Y01.500 | <b>4,640.35</b>   |
|                       |                     | <b>TOTAL</b>        | <b>249,436.94</b> |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATION FOR THE 911 WIRELESS FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland 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 August 12, 2009.

E-2301-E011-E01.011 Contract Services \$ 11,632.29

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATION FOR THE H005 WORKFORCE DEVELOPMENT FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland 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 August 12, 2009.

**WORKFORCE DEVELOPMENT FUND**

E-2600-H005-H01.000 (In School Youth) 53,748.00

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE SOIL CONSERVATION FUND**

Motion made by Mr. Probst, seconded by Mrs. Favede to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 12, 2009.

|                     |                        |                  |
|---------------------|------------------------|------------------|
| E-1810-L001-L01.002 | Salaries               | 4,049.00         |
| E-1810-L001-L07.000 | Service Fees           | 1,000.00         |
| E-1810-L001-L09.000 | Travel & Expenses      | 3,000.00         |
| E-1810-L001-L10.000 | Advertising & Printing | 3,000.00         |
| E-1810-L001-L11.003 | OPERS                  | 3,000.00         |
| E-1810-L001-L14.000 | Other                  | <u>3,500.00</u>  |
| <b>TOTAL</b>        |                        | <b>17,549.00</b> |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE VARIOUS JUVENILE COURT FUNDS**

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 12, 2009.

| <b>FUND</b>                                 | <b>AMOUNT</b> |
|---|---------------|
| <b>CCAP</b>                                 |               |
| E-0400-M055-M15.000 Other Expenses          | 13.05         |
| <b>PLACEMENT II</b>                         |               |
| E-0400-M075-M01.000 Other Expenses          | 2,133.50      |
| <b>TITLE IV-E REIMB</b>                     |               |
| E-0400-M078-M05.000 Other Expenses          | 148.08        |
| <b>JUVENILE COURT COMPUTER FUND</b>         |               |
| E-1582-S085-S08.000 Computer Expenses       | 483.00        |
| <b>JUVENILE COURT-GEN. SPECIAL PROJECTS</b> |               |
| E-1589-S096-S08.002 Salary                  | 2,464.00      |

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATION  
FOR THE BELMONT CO. COMMISSIONERS CDBG FUND**

Motion made by Mrs. Favede, 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 August 12, 2009.

**BELMONT CO. COMMISSIONERS CDBG FUND**

E-9702-T011-T03.000 CDBG Escrow Account "CHIP" \$ 15,101.00

Draw Number 396 – Grant #B-C-07-007-1

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS  
FOR THE BELMONT COUNTY PROSECUTOR'S OFFICE  
VICTIM-WITNESS ASSISTANCE PROGRAM FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following additional appropriations in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 12, 2009.

E-1511-W080-P03.000 Travel 205.00

E-1511-W080-P07.006 Hospitalization 255.00

E-1511-W080-P09.000 Personnel 1,251.00

E-1511-W080-P11.012 Equipment 100.00

**TOTAL 1,811.00**

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

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

Motion made by Mrs. Favede, seconded by Mr. Probst to execute payment of Then and Now Certification dated August 12, 2009, 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 or order.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

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

Motion made by Mr. Probst, seconded by Mr. Coffland to request the Belmont Co. Budget Commission certify the following monies.

**CDBG - \$15,101.00** paid into R-9702-T011-T05.501 CDBG – Grant CHIP on Aug. 10, 2009. Grant #B-C-07-007-1, Draw No. 396.

**GENERAL - \$167,500.00** representing monies received as an advance of funds from the lease of Park Health for usage on paying Park Health expenses.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |
| Mrs. Favede  | Yes |

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

Motion made by Mr. Coffland seconded by Mr. Probst granting permission for county employees to travel as follows:

**COMMISSIONERS** – Matt Coffland, Jack Regis and Mike Kinter to travel to Columbus, OH on August 28, 2009, to attend CORSA Annual Membership Meeting. There is no fee to attend and a county vehicle will be used.

**DJFS** – Jack Cera and Michael Schlantz to meetings in August, 2009. Estimated expenses: \$211.00

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |

**OPEN PUBLIC FORUM** –Brief discussion held regarding second round of stimulus money and OhioValley Riverfront Consortium. No new information to present.

**IN THE MATTER OF APPROVING APPLICATION FOR  
USE OF MUNICIPAL STREET FUNDS/CITY OF ST. CLAIRSVILLE**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the City of St. Clairsville's application in accordance with O.R.C. Section 4504.04 for the use of Municipal Street Fund/Vehicle License Tax in the amount of \$25,916.33, based upon the recommendation of Belmont County Engineer, Fred Bennett, for proposed improvements to the following:

Woodrow Ave. (S. Sugar to Norris St.)

Norris St. (Woodrow Ave. to Orchard Dr.)

Windemere Dr. (High St. to Tudor Dr.)

*The estimated cost will be \$ 63,148.00 of which \$ 25,916.33 is from the vehicle license tax fund.*

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF APPROVING APPLICATION FOR USE OF MUNICIPAL STREET FUNDS/VILLAGE OF BARNESVILLE**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the Village of Barnesville's application in accordance with O.R.C. Section 4504.04 for the use of Municipal Street Fund/Vehicle License Tax in the amount of \$ 39,103.13, based upon the recommendation of Belmont County Engineer, Fred Bennett, for resurfacing various Village streets.

*The estimated cost will be \$ 196,791.80 of which \$ 39,103.13 is from the vehicle license tax fund.*

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF APPROVING PAY INCREASE FOR BCSSD EMPLOYEE JEFF AZALLION**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve a \$.50 per hour pay increase for Belmont County Sanitary Sewer District employee Jeff Azallion, effective August 11, 2009 based upon his successful completion of the probationary period and the recommendation of Mark Esposito, Director, BCSSD.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF APPROVING PAY REQUISITION NO. 1 FOR CENTRAL PAINTING AND SANDBLASTING, INC./BCSSD**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve and sign the Pay Requisition No. 1 for Central Painting and Sandblasting, Inc. in the amount of \$60,232.86 for the Contract No. 1-Koltas and Lansing Water Storage Tank Recoating Project, based upon the recommendation of Jeff Vaughn, Project Engineer and Mark Esposito, Director, Belmont County Sanitary Sewer District.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF ENTERING INTO CONTRACT WITH MS. ELLEN HUDY FOR A FOUR WEEK TERM/COMMISSIONERS**

Motion made by Mrs. Favede, seconded by Mr. Probst to enter into contract with Ms. Ellen Hudy (Contractor) for a four week term effective August 12, 2009, at the rate of \$50 (fifty dollars) per week; Ms. Hudy will assist in the monitoring and payment of all outstanding residents' bills related to the Park Health Center prior to its July 31, 2009 lease.

**THIS AGREEMENT** made this 12th day of August 2009, by and between the Belmont County Board of Commissioners hereinafter "Commissioners" and Ms. Ellen Hudy hereinafter "Contractor".

**WITNESSETH;**

**WHEREAS**, the Commissioners are desirous of securing the services of Ms. Ellen Hudy as a Contractor to assist the Belmont County Board of Commissioners in the monitoring and payment of all outstanding residents' bills related to the Park Health Center prior to its July 31, 2009 lease to DC Healthcare Enterprises and Mr. Frank Murphy.

**NOW, THEREFORE**, in consideration of the mutual covenants herein, the parties agree as follows:

**ARTICLE I – SCOPE OF WORK**

The Contractor will perform services in assisting the Belmont County Commissioners in the determination of responsibility and payment, if indicated, of all outstanding bills related to resident care at Park Health Center while it was a county entity. Said services shall include all documentation and explanation, if needed, with submission for processing with Medicare and Medicaid and other related agencies. The contractor will be available for any questions regarding details and explanations of said bills. The contractor shall supply a summary report if requested in a format as indicated by the Commissioners' office.

**ARTICLE II – CONSIDERATION AND TERM OF CONTRACT**

The term of the contract shall be four weeks effective August 12th, 2009. The contractor shall be paid \$50.00 (fifty dollars) per week for the indicated four week period. The Commissioners' office shall provide the contractor with any and all necessary equipment and records necessary to perform the above mentioned services. All equipment and records shall be returned to the Commissioners' office at the end of the four week period.

The Contractor shall report directly to Ms. Cindi Henry of the Commissioners' office. It is understood that the Contractor is an independent contractor and shall not be an employee of the County. The Contractor shall not be entitled to any payments other than that provided in this agreement. The Contractor shall not be entitled to any fringe benefits as contractor, except as set forth by this Agreement.

The Contractor shall be responsible for her own taxes, including but not limited to, self-employment taxes. The Contractor shall be responsible for his own insurance, included but not limited to liability insurance.

The Contractor shall have the right to control and determine the method and means of performing the above services.

This agreement may be terminated by the Contractor or the Commissioners upon seven (7) days written notice. Failure to honor the terms of this agreement and/or related state, federal, or local regulations shall result in the immediate termination of this agreement.

**Amendment of Agreement:** This agreement may be amended at any time by a written amendment signed by both parties.

**ARTICLE III – GOVERNING LAW**

The agreement constitutes the entire understanding between the parties and shall not be modified in any manner except by an instrument in writing executed by the parties. If any term or provision of the Agreement or the application thereof to any person or circumstances should, to any extent, be invalid or unenforceable, the remainder of this agreement, or the application of such term, or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be effected thereby, and each remaining term and provision of this agreement shall be valid and enforced to the fullest extent permitted by law.

**ARTICLE IV – EXECUTION**

This agreement shall be in full force and effect on the date of execution and signature by the parties which is the 12th day of August, 2009.

Ellen Hudy /s/  
Ellen Hudy

|                                   |                |
|-----------------------------------|----------------|
| <u>Charles R. Probst, Jr. /s/</u> | <u>8/12/09</u> |
| Charles R. Probst, President      | Date           |
| <u>Ginny Favede /s/</u>           | <u>8/12/09</u> |
| Ginny Favede                      | Date           |
| <u>Matt Coffland /s/</u>          | <u>8/12/09</u> |
| Matt Coffland                     | Date           |

Approved as to form:  
David K. Liberati /s/  
Prosecuting Attorney

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER OF SIGNING AND CERTIFYING THE ECONOMIC DEVELOPMENT RLF (REVOLVING LOAN FUND) SEMI-ANNUAL REPORT**

Motion made by Mrs. Favede, seconded by Mr. Coffland authorizing Commission President Charles R. Probst, Jr. to sign and certify the Economic Development RLF (Revolving Loan Fund) Semi-Annual Report

Loan Portfolio Status Report: Available cash balance as of 06/30/09 = \$592,072.84

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |

**IN THE MATTER OF ADOPTING RESOLUTION AUTHORIZING THE ACCEPTANCE OF PAYMENTS BY FINANCIAL TRANSACTION DEVICES**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF BELMONT COUNTY, OHIO AUTHORIZING THE ACCEPTANCE OF PAYMENTS BY FINANCIAL TRANSACTION DEVICES**

The Board of County Commissioners of Belmont County, Ohio met this 12<sup>th</sup> day of August, 2009 in Regular Session with the following members present:

Ginny Favede Charles R. Probst, Jr. Matt Coffland

WHEREAS, the Belmont County Board of Commissioners ("Board") believes it to be in the best interest of Belmont County and those paying expenses owed to Belmont County to accept payments by entities approved by the Board for financial transaction devices for county expenses as authorized by Ohio Revised Code Section 301.28; and

NOW THEREFORE, those county officials who, and county offices under those county officials that, are authorized to accept payments by financial transaction devices are as follows: the county auditor, county treasurer, county recorder, clerk of the probate court, clerk of the juvenile court, clerk of all divisions of the court of common pleas, including auto title department, clerk of courts for each of the county courts, being Eastern Division Court, Northern Division Court, and Western Division Court.

THAT, a list of county expenses that may be paid for through the use of a financial transaction device includes fees, costs, taxes, assessments, fines, penalties, payments, or any other expense a person owes to a county office under the authority of a county official other than dog and kennel fees required to be paid under Chapter 955 of the Revised Code; and

THAT, each department shall coordinate with the County Treasurer to establish a separate checking account to deposit and have fees charged to with the net paid into the county treasury; and

THAT, the following financial transaction devices that the board authorizes as acceptable means of payment for county expenses includes a credit card, debit card, charge card, or prepaid or stored value card, or automated clearinghouse network credit, debit, or e-check entry that includes, but is not limited to, accounts receivable and internet-initiated, point of purchase, and telephone-initiated applications or any other device or method for making an electronic payment or transfer of funds; and

THAT, a surcharge or convenience fee shall be imposed for persons using a financial transaction device. Said surcharge shall be a percent of the amount of the debt paid and each office shall clearly post a notice in that office and shall notify each person making a payment by such a device and the specific amount of the surcharge or fee per Ohio Revised Code Section 301.28 (B)(4) and 301.28 (E); and

THAT, the payment of a penalty if a payment made by means of a financial transaction device is returned or dishonored for any reason, the person is liable to the county for payment of a penalty over and above the amount of the expense due. The penalty shall be in the amount necessary to reimburse the county for banking charges, legal fees, or other expenses incurred by the county in collecting the returned or dishonored payment per the Ohio Revised Code Section 301.28 (B)(5) and 301.28(G). Said penalty shall be determine by the County Treasurer and approved by the Board of Commissioners. Each department will be responsible to manage and collect the penalty; and

THAT, the county treasurer is designated as the administrative agent to solicit proposals from financial institutions, issuers of financial transaction devices, and processors of financial transaction devices. The treasurer shall make recommendations about those proposals and assist county offices in implementing the county's financial transaction devices program. The treasurer may decline this responsibility within thirty (30) days after receiving a copy of this resolution by notifying the board in writing within that period; and

THAT, proposals shall be solicited as outlined in Ohio Revised Code Section 301.28 (C), and

<sup>38309\_1</sup> THAT, the Clerk of this Board is directed to deliver a copy of this resolution to each county official in the county who is authorized by this resolution to accept payments by financial transaction devices; and

THAT, this Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action were taken in meetings open to the public in full compliance with applicable legal requirements including Section 121.22 of the Revised Code.

It was moved by Mrs. Favede and seconded by Mr. Probst and the vote on motion resulted as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**IN THE MATTER REJECTING BIDS FOR THE BELMONT COUNTY EASTERN DIVISION COURT BUILDING PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to reject all bids received for the Belmont County Eastern Division Court building project and to rebid said project.

**MOTION TABLED AND FOLLOWING DISCUSSION HELD:**

Commissioner Coffland explained that when bid packets were received and opened none of the contractors had filled out all the necessary forms as stated in the bid criteria. The project will be re-bid and all paperwork must be filled out in the packet. Commissioner Probst stated that before the board votes he would like a conference with the Prosecutor. Mr. Probst stated he was fine with re-bidding the project since the paperwork was not completed correctly in the bid packet by any of the contractors. Mr. Probst said it is the boards' desire to move forward on this project as quick as possible, especially since we are losing construction season. Mr. Probst asked to hold on the motion until a break can be taken to talk to the Prosecutor. It was agreed by all to take a vote after speaking with the Prosecutor and before the close of this meeting.

**RECESS UNTIL 11:00 A.M.**



**IN THE MATTER OF BID OPENING FOR ENGINEER'S PROJECT 09-8 COLERAIN BRIDGE & RETAINING WALL REPLACEMENT PROJECT**

This being the day and 11:00 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Belmont County Engineer's Project 09-8 Colerain Pike Bridge & Retaining Wall Replacement Project, they proceeded to open the following bids:

| <b>NAME</b>   | <b>BID BOND</b> | <b>BID AMOUNT</b> |
|---|-----------------|-------------------|
| <b>Ohio-WV Excavating Co.</b><br>PO Box 128<br>Powhatan Point, OH 43942                             | X               | \$ 677,300.00     |
| <b>B.B.R. Drilling Co., Inc.</b><br>41462 Palmer Road<br>Belmont, OH 43718                          | X               | \$ 885,000.00     |
| <b>Suburban Maintenance &amp; Construction, Inc.</b><br>16330 York Road<br>North Royalton, OH 44133 | X               | \$ 708,000.00     |
| <b>Sheldon Gantt</b><br>1500 North Main Street<br>Niles, OH 44446                                   | X               | \$ 717,825.00     |

Present for the bid opening were Engineer Fred Bennett, John Parkinson and Eric Ayres of The Times Leader.

Motion made by Mrs. Favede, seconded by Mr. Probst to turn over all bids received for the Belmont County Engineer's Project 09-8 Colerain Pike Bridge & Retaining Wall Replacement Project to County Engineer Fred Bennett for review and recommendation.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Probst   | Yes |
| Mr. Coffland | Yes |

**DISCUSSION HELD RE; NEW EASTERN DIVISION COURT BUILDING PROJECT** – Mr. Probst advised that the following motion can now be made after consulting with the Prosecutor.

**IN THE MATTER OF REJECTING ALL BIDS RECEIVED FOR THE BELMONT COUNTY EASTERN DIVISION COURT BUILDING PROJECT AND REBIDDING THE SAME**

Motion made by Mrs. Favede, seconded by Mr. Coffland to reject all bids received for the Belmont County Eastern Division Court building project and to rebid said project.

**NOTICE TO BIDDERS/INVITATION TO BID**

In compliance with pertinent Sections of the Ohio Revised Code, sealed Proposals will be received for the Belmont County Eastern Division Courthouse Building, Bellaire, Ohio until **10:45 A.M. (Local Time) on Wednesday, September 9, 2009** at the Belmont County Commissioners' Office, 101 West Main Street, St. Clairsville, Ohio 43950 for the **Belmont County Eastern Division Courthouse Building** located at Imperial Plaza, Bellaire, Ohio. Bids will be opened immediately thereafter.

Separate bids will be required on a lump sum basis for the following construction contracts:

| <u>CONTRACT</u> | <u>COST ESTIMATES</u> |
|-----------------|-----------------------|
| GENERAL         | \$ 985,676            |
| PLUMBING        | \$ 46,150             |
| HVAC            | \$ 119,600            |
| ELECTRICAL      | \$ 146,740            |

Combined Bids that include any combination of the Contracts will be received, provided that the separate Prime Contract bids are also submitted.

Copies of plans, specifications and proposal forms can be obtained by bidders on **Monday, August 24<sup>th</sup>, 2009** from the Architect, M&G Architects & Engineers, Inc., 1027 Mount de Chantal Road, Wheeling, WV 26003, (304) 242-8248 upon payment of a **deposit of one hundred fifty dollars (\$150.00)** made payable to M&G Architects & Engineers, Inc. The deposit is refundable and issued only to those contractors submitting a bona fide bid and who return the drawings in good condition within 15 days following the bid opening. Subcontractors may purchase the drawings and specifications from the Architect for fifty dollars (\$50.00), which is nonrefundable.

Construction Documents are available for examination at the County Commissioners' office, the Architect's office, and the following locations:

|   |   |
|---|---|
| McGraw Hill Dodge<br>1175 Dublin Road<br>Columbus, OH 43215       | Ohio Valley Construction Employers Council<br>21 Armory Drive<br>Wheeling, WV 26003 |
| McGraw Hill Dodge<br>600 Waterfront Drive<br>Pittsburgh, PA 15222 | Construction News Corp.<br>7261 Engle Road, Suite 304<br>Cleveland, OH 44130        |

A bid security is required with the bid in the form of a certified check, cashier's check, or letter of credit pursuant to Chapter 1305 of the Ohio Revised Code in the amount of 10 percent (10%) of the total bid; or a Bid Guarantee and Contract Bond in accordance with Chapter 153.571 of the Ohio Revised Code in the amount of 100 percent (100%) of the total bid and shall accompany each bid.

Each successful bidder is required to furnish a Performance Bond and Labor and Material Payment Bond from an acceptable surety in the amount of 100 percent (100%) of the full contract amount in accordance with Section 153.57 of the Ohio Revised Code if a bid security in the amount of 10 percent (10%) of the full bid amount as specified above is submitted in lieu of the Bid Guarantee and Contract Bond of 100 percent (100%).

Successful Bidders shall conform to the "State of Ohio Prevailing Wages" per Section 4115 of the Ohio Revised Code.

Bidders shall conform to the State of Ohio Equal Employment Opportunity (EEO) requirements referred to in the Project Manual.

Bidders shall conform to the Belmont County Commissioners' resolution regarding "Foreign Steel" and "Economic Grant Resolution" as included in the Bid Documents.

A Bidder's Checklist is included and shall be submitted as part of the bid submission.

All bids shall be irrevocable for sixty (60) days from the date of the bid opening.

"The Belmont County Commissioners reserve the right to reject any or all bids, to waive any informalities in the bids received, and to accept any bid or combination of bids that is deemed most favorable to the County at the time and under the conditions stipulated.

*The Commissioners further declare that they will award the Contract for this project to the lowest and best bid, which may not necessarily be the lowest bid. The Project Manual contains forms for certain Bidder information designed to gather data that may be considered in this regard. No single factor will control the Board's decision to award, and the Board reserves the right to exercise its full discretion.*"

All questions pertaining to securing Contract Documents, bidder's list, technical sections, legal documents, and bid submission shall be directed to M&G Architects & Engineers, Inc., 1027 Mount de Chantal Road, Wheeling, WV. (Telephone 304/242-8248; Fax 304/242-8249)

Owner: Belmont County Commissioners

Times Leader Advertisement: Two (2) Mondays-August 24, 2009 and August 31, 2009.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |
| Mr. Probst   | Yes |

**DISCUSSION HELD – LEVY FOR BELMONT COUNTY DEPARTMENT OF JOB & FAMILY SERVICES**

**TO BENEFIT CHILDREN AND ADULTS** – Commissioner Probst explained that he just found out yesterday afternoon after returning from vacation about the request for a levy by BCDJFS and needs time to review the language. Dwayne Pielech, Director of BCDJFS, was present to explain the necessity of the levy. Present with him were a group of community leaders who are part of a coalition formed to support this proposed levy to help fund programs for Children Services and adult protective services for the elderly. Among those in attendance were Prosecutor Chris Berhalter; Detective Bob Couch of the Belmont Co. Sheriff’s Office; Tom King of BCDJFS; Judy Cilles of Faith in Action Caregivers and Leslie Vassilaros of Harmony House. Mr. Pielech said the development of a new Child Advocacy Center is being worked on which will duplicate Harmony House in Wheeling. He said the future of the center will be dependent on the proposed levy. The levy is a 1-mill, 10 year levy which will cost the average household between \$15-\$25 per year.

“These cases are on the rise, and I believe that creating the Child Advocacy Center will make a statement that we’re not going to stand for it,” said Commissioner Favede.

Mr. Pielech said if the levy passes, it will also provide needed funding for adult protective services.

“I do have a passion for this, as do the other board members,” Commissioner Probst said of the efforts to protect the community’s children and elderly citizens who cannot protect themselves. “We need to move this forward. I believe people do pull together for the good of their community and their neighbors.”

Mr. Pielech explained the current Children Services levies, which total 1 mill, provide about 18 cents on the dollar and are not in line with the latest tax valuations. Those levies, which will be up for renewal in 2013, do not provide sufficient funding to handle the case load.

“As public servants, it’s our job to protect those who need help, said Commissioner Coffland. “It’s not only our desire, it’s our duty to provide these services for people who cannot fend for themselves.”

**IN THE MATTER OF RESOLUTION DECLARING THE NECESSITY OF LEVYING A SPECIAL ADDITIONAL TAX IN EXCESS OF THE TEN-MILL LIMITATION AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH THE LEVY FOR CHILDREN AND ADULTS**

Commissioner Favede moved for the adoption of the following:

**RESOLUTION**

**Whereas**, the Belmont County Board of Commissioners anticipate levying a tax in excess of the ten-mill limitation as described herein; and

**Whereas**, pursuant to Section 5705.03 of the Ohio Revised Code as amended by Am. Sub. S.B. No. 201 enacted by the 122<sup>nd</sup> General Assembly, this Board of Commissioners is required to certify to the County Auditor a resolution requesting the County to certify certain matters in connection with such a tax levy;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners:

**SECTION 1.** That pursuant to the provisions of Section 5705.191 of the Ohio Revised Code, it is necessary for an additional tax be levied in excess of the ten mill limitations for the benefit of Belmont County for the purpose of

*A one mill special additional tax levy for the benefit of Belmont County citizens for the purpose of supplementing general fund appropriations for Health and Human or Social Services programs that provide for the care of children and adults and a Children Advocacy Center at a rate not exceeding one mill (1 mill) for each one dollar (\$1.00) of valuation, which amounts to ten cents (.10) for each one hundred dollars (\$100.00) of valuation, for a period of ten (10) years, commencing with tax list year 2009 (Ohio Revised Code Section 5705.05).*

**SECTION 2.** That the question of the passage of said tax levy shall be submitted to the electors of Belmont County at an election to be held on the third day of November, 2009. If approved by the electors, said tax levy shall first be placed upon the 2009 tax list and duplicate, for first collection in calendar year 2010.

**SECTION 3.** That pursuant to Section 5703.05 of the Ohio Revised Code, the County Auditor is hereby requested to certify to this Board of Commissioners the total current tax valuation of the Belmont County Children and Adults Levy and the dollar amount of revenue that would be generated by the number of mills specified in Section 1 thereof, and the Clerk of the Board of Commissioners be and is hereby directed to certify forthwith a copy of this resolution to the County Auditor so that said County Auditor may certify such matters in accordance with such Section 5703.05.

**SECTION 4.** That it is found and determined that all formal actions of this Board of Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Commissioners, and that all deliberations of this Board of Commissioners were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the rules of this Board of Commissioners adopted in accordance therewith.

**BE IT FURTHER RESOLVED**, that the Clerk of this Board be and is hereby directed to certify a copy of this resolution to the Board of Elections of Belmont County, Ohio, forthwith, as provided by law and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Commissioner Probst seconded the motion and upon roll call the foregoing was unanimously adopted.

In Witness Whereof, the following have executed this instrument this 12<sup>th</sup> day of August 2009.

Charles R. Probst, Jr. /s/  
Charles R. Probst, President  
Ginny Favede /s/  
Ginny Favede, Vice President  
Matt Coffland /s/  
Matt Coffland

**IN THE MATTER OF RESOLUTION FOR  
AN ADDITIONAL ONE MILL TAX LEVY  
FOR BELMONT COUNTY CHILDREN AND ADULTS**

**RESOLUTION**

The Board of County Commissioners of Belmont County, Ohio, does hereby declare that the amount of taxes that may be raised by levy at the maximum rate authorized by law without a vote of the electors is insufficient and does hereby declare it necessary for an additional levy in excess of such rate.

**BE IT RESOLVED** by the Board of County Commissioners of Belmont County, Ohio, two-thirds of the members elected thereto concurring: **WHEREAS**, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Belmont County, Ohio; therefore be it

**RESOLVED**, by the Board of Commissioners of Belmont County, Ohio, two-thirds of all members elected thereto concurring, that it is necessary to levy a tax in excess of the ten mill limitation for the benefit of Belmont County for the purpose of *A one mill special additional tax levy for the benefit of Belmont County citizens for the purpose of supplementing general fund appropriations for Health and Human or Social Services programs that provide for the care of children and adults and a Children Advocacy Center at a rate not exceeding one mill (1 mill) for each one dollar (\$1.00) of valuation, which amounts to ten cents (.10) for each one hundred dollars (\$100.00) of valuation, for a period of ten (10) years, commencing with tax list year 2009 (Ohio Revised Code Section 5705.05).*

**RESOLVED**, that the question of levying additional taxes be submitted to the electors of said Belmont County at the General Election to be held at the usual voting places within said Belmont County on the 3rd day of November 2009, and be it further

**RESOLVED**, that said levy be placed upon the tax list of the current year after the February settlement next succeeding the election if a majority of the electors voting thereon vote in favor thereof;

**BE IT FURTHER RESOLVED**, that the Clerk of this Board be and is hereby directed to certify a copy of this resolution to the Board of Elections of Belmont County, Ohio, forthwith, as provided by law and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Commissioner Favede moved for the adoption of the foregoing Resolution which was seconded by Commissioner Probst, and the roll being called upon its adoption, the vote resulted as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |

Adopted this 12th day of August, 2009.

**RECESS UNTIL 12:00 P.M.**

**IN THE MATTER OF BELMONT COUNTY POST AUDIT**

**IN THE MATTER OF ENTERING  
EXECUTIVE SESSION AT 12:00 P.M.  
RE: BELMONT COUNTY POST AUDIT**

Motion made by Mr. Probst, seconded by Mr. Coffland to enter executive session at 12:00 p.m. with representatives from the State Auditor's Office et al. pursuant to ORC 121.22 (G)(5) Confidential Matters concerning the Belmont County Post Audit.

Upon roll call the vote was as follows:

|              |        |
|--------------|--------|
| Mr. Probst   | Yes    |
| Mr. Coffland | Yes    |
| Mrs. Favede  | Absent |

Present for the executive session regarding the Post Audit were the following: Auditor Joseph Pappano with his staff, Judy Jenewein, Sheila Turner and Roger Conroy; Rick Carpenter and Lee Ann Pytlak of the State Auditor's Office; Commissioners' Fiscal Manager Cindi Henry and Clerk Jayne Long; Prosecutor Chris Berhalter; Commissioners Matt Coffland and Charles R. Probst, Jr. Commissioner Ginny Favede, Deputy Auditor Andy Sutak and Treasurer Joe Gaudio entered at 12:15 p.m.

**IN THE MATTER OF ADJOURNING  
EXECUTIVE SESSION**

Motion made by Mr. Probst, seconded by Mrs. Favede to adjourn executive session with representatives from the State Auditor's Office et al. pursuant to ORC 121.22 (G)(5) Confidential Matters concerning the Belmont County Post Audit.

Upon roll call the vote was as follows:

|              |     |
|--------------|-----|
| Mr. Probst   | Yes |
| Mrs. Favede  | Yes |
| Mr. Coffland | Yes |

**AS A RESULT OF EXECUTIVE SESSION – NO ACTION TAKEN.**

**RECONVENED THURSDAY, AUGUST 13, 2009, AT 3:25 P.M.  
PRESENT: COMMISSIONERS PROBST AND COFFLAND. ENGINEER FRED BENNETT  
ABSENT: COMMISSIONER FAVEDE**

**IN THE MATTER OF AWARDING BID FOR ENGINEER'S  
PROJECT 09-8 COLERAIN PIKE BRIDGE AND RETAINING  
WALL REPLACEMENT PROJECT**

Motion made by Mr. Probst, seconded by Mr. Coffland to award the bid for the Belmont County Engineer's Project 09-8 Colerain Pike Bridge and Retaining Wall Replacement Project, to the low bidder, Ohio-West Virginia Excavating Co., in the amount of \$ 677,300.00 based upon the recommendation of Fred Bennett, County Engineer.

Upon roll call the vote was as follows:

|              |        |
|--------------|--------|
| Mr. Probst   | Yes    |
| Mr. Coffland | Yes    |
| Mrs. Favede  | Absent |

**RECONVENED TUESDAY, AUGUST 18, 2009, AT 9:15 A.M.  
PRESENT: COMMISSIONERS COFFLAND AND FAVEDE  
ABSENT: COMMISSIONER PROBST**

**NO FURTHER BUSINESS**

**IN THE MATTER OF ADJOURNING  
COMMISSIONERS MEETING AT 9:15 A.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn the meeting at 9:15 a.m.  
Upon roll call the vote was as follows:

|              |        |
|--------------|--------|
| Mrs. Favede  | Yes    |
| Mr. Coffland | Yes    |
| Mr. Probst   | Absent |

Read, approved and signed this 19th day of August, 2009.

\_\_\_\_\_

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

\_\_\_\_\_

We, Charles R. Probst, Jr., and Jayne Long, President and Clerk respectively of the Board of Commissioners of Belmont County, Ohio, do hereby certify the foregoing minutes of the proceedings of said Board have been read, approved and signed as provided for by Sec. 305.11 of the Revised Code of Ohio.

\_\_\_\_\_ PRESIDENT

\_\_\_\_\_ CLERK