

St. Clairsville, Ohio

December 22, 2009

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.

Claim of	Purposes	Amount
A-Albert E. Beckett	Reimbursement on insurance payment/General Fund	950.00
A-Ginny Favede	Reimburse mileage/General Fund	108.00
A-Watch Systems	Sex Offender Notification/General Fund – Sheriff	70.00
W-Attorney General State of Ohio	SVAA Balance Deobligation/Prosecutor Victim Assistance	167.25

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 December 22, 2009 as follow:

FUND	AMOUNT
H-Job & Family, Public Assistance	\$568.21; \$465.33; \$498.24; \$461.24
H-Job & Family, WIA	\$144,402.82; \$11,946.46
N-Eastern Div. Court Construction	\$5,023.94
S-Job & Family, Children Services	\$213,743.01
S-Oakview Juvenile Residential Center	\$3,284.60

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

IN THE MATTER OF TRANSFERS
WITHIN GENERAL FUND

Motion made by Ms. Favede, seconded by Mr. Probst to approve the following transfers within General Fund.

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab	E-0180-A003-A01.001 Salaries /Elec Bd	\$ 8.00
	E-0257-A014-A07.005 Medicare Tax	\$ 3,132.78

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

IN THE MATTER OF TRANSFER WITHIN FUND FOR
THE GENERAL FUND/RECORDER

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

FROM	TO	AMOUNT
E-0120 A006-B08.003 PERS	E-0121-A006-B02.002 Salaries	\$ 0.11

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/RECORDER

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

FROM	TO	AMOUNT
E-0120 A006-B09.003 PERS	E-0121-A006-B03.010 Supplies	\$ 330.57

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 BELMONT COUNTY SANITARY SEWER DISTRICT

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

FROM WWS #3	TO WWS #3	AMOUNT
E-3702-P005-P23.011 Services	E-3702-P005-P31.000 OE Employees	12,000.00
E-3702-P005-P25.000 Purchased Water	E-3702-P005-P24.013 Projects	6,500.00
SSD #2	SSD #2	
E-3705-P053-P02.010 Supplies	E-3705-P053-P14.000 OE Employees	600.00
E-3705-P053-P07.011 Services	E-3705-P053-P08.013 Projects	2,000.00
E-3705-P053-P07.011 Services	E-3705-P053-P16.074 OE Trans Out	6,000.00

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Yes

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

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

FROM	TO	AMOUNT
SSD#2	SSD#2	
E-3705-P053-P09-000 Sew Disposal	E-3705-P053-P35.005 Medicare	\$ 50.00

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mr. Probst	Yes
Mrs. Favede	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE SHERIFF'S DEPARTMENT VARIOUS 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 December 22, 2009.

General

E-0131-A006-A07.000	Training	0.00
E-0131-A006-A09.000	Medical	228.00
E-0131-A006-A17.012	Cruiser Repairs	0.00
E-0131-A006-A20.000	False Alarm	350.00
E-0131-A006-A21.000	Sheriff's Towing	0.00
E-0131-A006-A23.000	Background	346.00
E-0131-A006-A24.000	E-SORN	375.00
E-0131-A006-A29.000	Mounted	0.00
E-0131-A000-A30.000	Lifesaver	40.00

Enforcement Education

E-1652-B016-B02.000	Education Expenses	0.00
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Commissary Fund

E-5100-S000-S01.010	Supplies	4,284.42
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Concealed Handgun License

E-5101-S001-S06.000	License Issuance	1,210.00
E-5101-S001-S07.012	Equipment	332.00

Sheriff Reserve Account

E-9710-U010-U06.000	Other Expenses	15.00
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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 GENERAL 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 26, 2009.

E-0131-A006-A03.002 Salaries Jail	\$37,625.91
E-0131-A006-A04.002 Salaries Road Deputies	\$31,265.20
E-0131-A006-A02.002 Salaries Admin	\$ 4,762.40
E-0040-A002-G02.002 County Court Salaries	\$10,143.43
(monies taken from dissolved N38 to cover salary line items for Sheriff)	
Total	\$83,796.94

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE JUVENILE COURT PLACEMENT SERVICES FUND**

Motion made by Mr. Coffland, seconded by Mrs. Favede 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 December 22, 2009.

M-64 PLACEMENT SERVICES

E-0400-M064-M05.000	Placement Costs	\$ 29,296.77
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Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mrs. Favede	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE N025 MT. VICTORY WATERLINE EXT.
CONSTRUCTION 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 December 22, 2009.

N025 MT. VICTORY WATERLINE EXT. CONSTRUCTION

E-9025-N025-N01.000	ARRA Fund CFDA #66.468	\$ 97,877.88
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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 N041 ISSUE TWO MONIES 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 December 22, 2009.

N041 ISSUE TWO MONIES

E-9041-N041-N10.055 Project Payments \$ 70,544.20

Upon roll call the vote was as follows:

Mr. Probst Yes
Mr. Coffland Yes
Mrs. Favede Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR DISTRICT DETENTION HOME S033 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 December 22, 2009.

DISTRICT DETENTION HOME

E-0910-S033-S33.002	Salaries	\$37,567.48
E-0910-S033-S44.003	OPERS/STRS	8,000.00
E-0910-S033-S50.005	Medicare	600.00
E-0910-S033-S47.006	Hospitalization	600.00
E-0910-S033-S38.011	Contract Services	8,000.00
E-0910-S033-S39.000	Food Service Expenses	7,000.00
E-0910-S033-S60.010	Supplies/GS	6,000.00
E-0910-S033-S65.011	Contract Services/GS	<u>2,000.00</u>
TOTAL		\$ 69,767.48

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 Mr. Coffland, 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 December 22, 2009.

BELMONT CO. COMMISSIONERS CDBG FUND

E-9702-T011-T01.000 Grants \$ 43,577.00

Draw Number 401 – Grant #B-F-08-007-1

Upon roll call the vote was as follows:

Mr. Coffland Yes
Mr. Probst Yes
Mrs. Favede Yes

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

Motion made by Mr. Coffland, seconded by Mr. Probst 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 December 22, 2009.

E-1511-W080-P01.002	Salaries	3,000.00
E-1511-W080-P05.003	PERS	100.00
E-1511-W080-P07.006	Hospitalization	<u>273.00</u>
TOTAL		3,373.00
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E-1511-W080-P07.006	Hospitalization	255.00
E-1511-W080-P05.003	PERS	550.00
E-1511-W080-P08.005	Medicare	150.00
E-1511-W080-P07.006	Hospitalization	1,537.06
E-1511-W080-P01.002	Salaries	<u>300.00</u>
TOTAL		2,537.06

Upon roll call the vote was as follows:

Mr. Coffland Yes
Mr. Probst Yes
Mrs. Favede Yes

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

Motion made by Mr. Probst, seconded by Mr. Coffland to execute payment of Then and Now Certification dated December 22, 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:

Mr. Probst Yes
Mr. Coffland Yes
Mrs. Favede Yes

**IN THE MATTER OF SETTING DATE AND TIME FOR
COMMISSIONERS' ANNUAL REORGANIZATION MEETING**

Motion made by Mrs. Favede, seconded by Mr. Probst to hold the Belmont County Commissioners' annual reorganization meeting on Monday, January 11, 2010 at 10:00 a.m. per Ohio Revised Code 305.05.

Note: The board will also hold its regular meeting on Wednesday, Jan 13, 2010 at 10:00 a.m.

Upon roll call the vote was as follows:

Mrs. Favede Yes
Mr. Probst Yes
Mr. Coffland Yes

**IN THE MATTER OF AUTHORIZING COMMISSION
PRESIDENT TO SIGN AND ENTER INTO THE HOUSING
REVOLVING LOAN FUND ADMINISTRATION AGREEMENT
BETWEEN COMMISSION AND OHIO DEPT. OF DEVELOPMENT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize Commission President Charles R. Probst, Jr., to sign, on behalf of the Belmont County Board of Commissioners, to enter into the Housing Revolving Loan Fund Administration Agreement between the Belmont County Commission and the Ohio Department of Development, effective January 1, 2010 through December 31, 2012 for the CDBG and Home Program.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Yes

**IN THE MATTER OF APPROVING AND SIGNING
PAY REQUEST #3 FOR THE MT. VICTORY ROAD
WATERLINE EXTENSION PROJECT/BCSSD**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve and sign the necessary documents for Pay Request #3 in the amount of \$ 194,670.88 for the Mt. Victory Road Waterline Extension Project, Phase I, based upon the recommendation of Hammontree and Associates, Ltd., Project Engineer, and Mark Esposito, Director, Belmont County Sanitary Sewer District as follows:

Ohio Water Supply Revolving Loan Account Fund Payment Request

Loan # FS390488-01

Technical Services

Construction Management:	7,441.50
Inspection:	9,025.00

Construction

Ohio West Virginia Excavating:	<u>178,204.38</u>
Total:	\$194,670.88

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

**IN THE MATTER OF ADOPTING RESOLUTION
DESIGNATING THE BELMONT COUNTY RECOVERY ZONE
FOR PURPOSES OF SECTIONS 1400U-1, 1400U-2 AND 1400U-3
OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED**

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session on the 22nd of December, 2009, at the Belmont County Courthouse, 101 W. Main St., St. Clairsville, Ohio, with the following members present:

CHARLES R. PROBST, JR. GINNY FAVEDE MATT COFFLAND
COUNTY OF BELMONT, OHIO

Commissioner Favede introduced the following resolution and moved its passage:

RESOLUTION NO. _____

DESIGNATING THE BELMONT COUNTY RECOVERY ZONE FOR PURPOSES OF SECTIONS 1400U-1, 1400U-2 AND 1400U-3 OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

WHEREAS, Section 1400U-1 of the Internal Revenue Code of 1986, as amended (the "Code") authorizes the County of Belmont (the "County") to designate a "recovery zone" for purposes of issuing (a) Recovery Zone Economic Development Bonds under Section 1400U-2 of the Code and (b) Recovery Zone Facility Bonds under Section 1400U-3 of the Code; and

WHEREAS, the term "recovery zone" means (a) any area designated by the County as having significant poverty, unemployment, rate of home foreclosures or general distress, (b) any area designated by the County as economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990, and (c) any area for which a designation as an empowerment zone or a renewal community is in effect; and

WHEREAS, the entirety of Belmont County qualifies for such designation by reason of, among other things, its high unemployment rate and general distress;

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Belmont that:

Section 1. The County's "recovery zone" for purposes of Section 1400U-1, 1400U-2 and 1400U-3 of the Code is hereby designated to be the entire area within the corporate boundaries of Belmont County.

Section 2. This Board hereby finds that the "recovery zone" described in Section 1 hereof meets the requirements of Section 1400U-1 of the Code, in that the area therein is an area having significant poverty, unemployment, rate of home foreclosures or general distress.

Section 3. It is found and determined that all formal actions of this board of county commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this board of county commissioners and that all deliberations of this board of county commissioners resulting in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Probst seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

ADOPTED this 22nd day of December, 2009.

Charles R. Probst, Jr.	<u>Yes</u>	<u>Charles R. Probst, Jr. /s/</u>
Ginny Favede	<u>Yes</u>	<u>Ginny Favede /s/</u>
Matt Coffland	<u>Yes</u>	<u>Matt Coffland /s/</u>

Board of County Commissioners
Belmont County, Ohio

**IN THE MATTER OF SUBDIVISION HEARING
FOR THE FINAL DEDICATION PLAT FOR TIMBER LANE,
(HUNTER'S RIDGE SUBDIVISION) COLERAIN TWP**

11:00 Subdivision Hearing

Attending the hearing were Ruth Graham, Engineer's Drafting Technician, Mike Schuler of The Times-Leader, Al Molnar of The Intelligencer, Colerain Township Trustee Dennis Morrison and Colerain Township Trustee Fiscal Officer William Nagel.

Ruth Graham explained this is a private road that with the plat will become a township road. She, along with the township representatives and the board reviewed maps as presented. Culvert and drainage issues were discussed and their potential problems. Commissioner Coffland stated issues need cleared up before this is approved. Ruth noted there were very nice homes along this road and advised the township that if they take this over, they are not obligated to pave gravel road. She also noted right-of-ways for water need addressed.

Motion made by Mr. Probst, seconded by Mr. Coffland to *table* the Final Dedication Plat for Timber Lane, (Hunter's Ridge Subdivision), Colerain Township, Sec. 24, T6, R3, until all issues are resolved between the Colerain Township Trustees, County Engineer's Department, and the landowners.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Coffland	Yes
Mrs. Favede	Yes

**IN THE MATTER OF FINAL PLAT APPROVAL
FOR DEDICATION PLAT OF STONERIDGE DRIVE
UNION TOWNSHIP SEC 27, T-8, R-5**

"Hearing Had-11:15 A.M."

Attending the hearing were Ruth Graham, Engineer's Drafting Technician, Mike Schuler of The Times-Leader, and Al Molnar of The Intelligencer. Ruth noted this property is near Barkcamp and presented maps for review by the board. She advised this road has been paved and the trustees are happy.

**"FINAL PLAT APPROVAL"
O.R.C. 711.05**

Motion made by Mrs. Favede to grant the final plat for the following:

RESOLUTION

WHEREAS, this day there was presented to the Board for approval the Final Plat for Dedication Plat of Stoneridge Drive, Union Township, Section 27 T-8, R-5, which appears to be regular in form and approved by the proper parties;

THEREFORE, said plat is hereby approved, upon recommendation of the County Engineer and with concurrence of the Township Trustees.

Mr. Probst seconded the motion and upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

DISCUSSION HELD – Jeanne Wilson of Senator Sherrod Brown's Office – Commissioner Probst introduced Jeanne Wilson and recognized the efforts of Sen. Brown, Ms. Wilson and Diane Wilkinson in helping Belmont County. Some of the projects they have been involved in include the Mt. Victory Waterline Project, the Neffs Project and the Barnesville Hospital Expansion Project. Mr. Probst stated, "A lot of times, our citizens don't understand everything we are doing quietly, not that it's a secret, things that we are doing every day to better the county." He further noted that when the board relays something to Jeanne, who is the director for our area, it gets to Washington. Mr. Probst said, "She truly understands our county and truly understands what we are trying to do here as far as moving it ahead in the future." Mr. Probst extended his thanks on behalf of the board for everything she has done this year and in previous years.

Ms. Wilson said, "We love working with Belmont County too." Mr. Coffland noted Sen. Brown was a major player in the Shadyside Stamping/Bio Mass Project and thanked her and her office for that. Ms. Wilson stated the appropriation season is starting with a deadline of February 11. Ms. Wilson said she sees a greater focus on Appalachia in the future due to the economy and wanting to help rural communities. She suggested getting together to talk about the status of other county projects. Mr. Coffland listed the Neffs Sewerage Project, the proposed new interchange and the Ohio Valley Mall and the need to securing businesses.

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 11:35 A.M.**

Motion made by Mr. Probst, seconded by Mr. Coffland to adjourn the meeting at 11:35 a.m.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Coffland	Yes
Mrs. Favede	Yes

Read, approved and signed this 29th day of December, 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