

St. Clairsville, Ohio

February 1, 2012

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

Note: The morning portion of this meeting was held off premises at the United Steelworkers Local 1238, 705 Main St, Martins Ferry, Ohio and there is no corresponding CD for that portion of the meeting.

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 Mr. Probst, seconded by Mr. Coffland, 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-Card Member Services	iPad Accessories-C. Probst/General Fund	59.66
A-Card Member Services	Gasoline, interest/General Fund	72.21
A-Draft-Co., Inc.	Tax Map Conversion-GIS Projects/General Fund	1,977.64
A-Draft-Co., Inc.	Web Hosting-GIS Projects/General Fund	500.00
A-Jayne Long	Reimburse Winter Conference expenses/General Fund	227.75
K-Staples Credit Plan	Supplies/Engineer MVGT Fund	295.70
N-Argo Sales Company, Inc.	Beams/Bridge & Retaining Wall Constr. Improve. Fund	603.98
P-American Electric Power	Services/BCSSD Funds	2,128.54
P-ERB Electric Co.	Services/BCSSD Funds	18.50
P-Julie Adams	Labor & repairs for damages/WWS#3 Revenue Fund	500.00
P-Northern Panhandle Pipe	Materials/BCSSD Funds	1,077.06
P-Postmaster	Supplies/BCSSD Funds	900.00
P-Renee' Wilson	Reimburse travel expenses/BCSSD Funds	121.50
P-SBC – AT&T	Services/BCSSD Funds	580.70
P-Water & Sewer Develop. Fund	OE Trans Out/BCSSD Funds	65,439.32
S-Beth A. Andes, MS, PCC	Contracted Counselor/District Detention Home Fund	1,505.00
S-Cardmember Services	Expenses/Oakview Juvenile Residential Center	612.09
S-Crystal Springs	Water/Eastern Ct. General Special Projects Fund	48.37
S-PNC Bank	Christmas 2011 & Jan. 2012/District Detention Home Fund	171.04
S-Sam's Club/GECRB	Food/Oakview Juvenile Residential Center	346.10
S-Staples	Supplies/Northern Ct. General Special Projects Fund	141.61
S-TSG	Backups/Eastern Div. Court Computer Fund	179.50
S-3M	House Arrest Fee/Western Ct. General Special Projects Fund	476.25
T-Chambers, Murphy & Burge Restoration, Ltd.	Admin. Costs/Historic Sheriff's Residence/RLF	3,500.00
W-County Law Library Resources Board	Statutorily-required 2% pay-in/Law Library Fund	2,619.34
Y-Health Plan PPO	February premium/Employer's Share Holding Account	331,753.52

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

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the Recapitulation of Vouchers dated for February 1, 2012 as follow:

FUND	AMOUNT
A-GENERAL	\$12,157.20; \$33,114.54; \$4,943.06
A-GENERAL/AUDITOR	\$442.95
A-GENERAL/EMA	\$1,775.91
A-GENERAL/JUVENILE COURT	\$783.95
A-GENERAL/SHERIFF	\$7,209.66
B-Dog & Kennel	\$1,177.80
H-Job & Family, CSEA	\$1,548.14
H-Job & Family, Public Assistance	\$25,651.94; \$20,946.34
H-Job & Family, WIA	\$131,118.01; \$3,078.72; \$19,248.70
J-Real Estate Assessment	\$700.00
K-Engineer MVGT	\$23,540.68; \$1,490.44
M-Juvenile Ct. – Title IV-E Reimb.	\$194.04
M-Juvenile Ct. – Truant Officer	\$26.10
P-Oakview Bldg.	\$368.52
P-Sanitary Sewer District	\$24,686.69; \$4,833.63; \$1,503.23; \$53.77;\$5,793.44; \$2,820.69
S-District Detention Home	\$1,405.14
S-Job & Family, Senior Program	\$10,602.18; \$9,372.10; \$35.00
S-Juvenile Ct. Computer Fund	\$80.75
S-Oakview Juvenile Residential Center	\$3,480.77
S-Sheriff Commissary	\$246.00
T-Sanitary Sewer District	\$208.41

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 BCDJFS PUBLIC ASSISTANCE FUND

Motion made by Mr. Probst, seconded by Mrs. Favede to approve the following transfer within fund for the BCDJFS Public Assistance Fund.

FROM	TO	AMOUNT
E-2510-H000-H01.002 Salaries	E-2510-H000-H07.000 Purchase of Service	\$ 100,000.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATION FOR THE GENERAL FUND/SHERIFF DEPT.

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 February 1, 2012.

E-0131-A006-A03.002 Jail Salary	\$ 1,502.36
<i>4th Qtr. security at Eastern/Northern Court</i>	

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 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 February 1, 2012.

General

E-0131-A006-A07.000 Training	0.00
E-0131-A006-A09.000 Medical	643.95
E-0131-A006-A17.012 Cruiser Repairs	0.00
E-0131-A006-A20.000 False Alarm	0.00
E-0131-A006-A21.000 Sheriff's Towing	0.00
E-0131-A006-A23.000 Background	470.00
E-0131-A006-A24.000 E-SORN	325.00
E-0131-A006-A28.000 Shop W/Cop	0.00
E-0131-A006-A30.000 Lifesaver	30.00

Enforcement Education

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

E-5100-S000-S01.010 Supplies	8,119.27
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Concealed Handgun License

E-5101-S001-S06.000 License Issuance	1,822.00
E-5101-S001-S07.012 Equipment	1,552.00

Sheriff Reserve Account

E-9710-U010-U06.000 Other Expenses	3,970.88
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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 SOIL CONSERVATION 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 February 1, 2012.

E-1810-L001-L01.002 Salaries	\$ 4,317.00
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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 APPROPRIATION FOR THE SOIL CONSERVATION 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 February 1, 2012.

E-1810-L001-L01.002 Salaries	\$1,420.00
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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 JUVENILE COURT ALTERNATIVE SCHOOL FUND

Motion made by Mrs. Favede, 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 February 1, 2012.

<u>M-67-ALTERNATIVE SCHOOL</u>	Amount
E-0400-M067-M01.002 Salaries	\$ 6,515.25
E-0400-M067-M02.003 PERS	\$ 2,000.00
E-0400-M067-M03.004 Workers Comp	\$ 2,000.00

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 VARIOUS SSD FUNDS**

Motion made by Mr. Probst, 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 February 1, 2012.

CARRYOVER PURCHASE ORDERS THE HAVE BEEN CLOSED AND REAPPROPRIATED

ENTERPRISE FUNDS

E-3701-P003-P21.000 PO CLOSED	37.38
E-3702-P005-P21.000 PO CLOSED	339.31
E-3702-P005-P23.011 PO CLOSED	2,072.01
E-3704-P051-P05.000 PO CLOSED	34.38
E-3705-P053-P05.000 PO CLOSED	583.04
E-3706-P055-P05.000 PO CLOSED	5.88
E-3707-P056-P05.000 PO CLOSED	2.20

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S017 CHILDREN 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 February 1, 2012.

BELMONT COUNTY CHILDREN SERVICES

E-2765-S017-S31.000	Other Expenses	\$ 75,301.50
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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 APPROPRIATIONS
FOR THE DISTRICT DETENTION HOME FUND S33**

Motion made by Mr. Probst, 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 February 1, 2012.

CARRYOVER PURCHASE ORDERS THE HAVE BEEN CLOSED AND REAPPROPRIATED

SPECIAL REVENUE FUNDS

S-33 DISTRICT DETENTION HOME

E-0910-S033-S65.011 PO CLOSED	140.00
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S069 MR/DD MEDICAID RESERVE 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 February 1, 2012.

S069 MR/DD MEDICAID RESERVE FUND

E-2413-S069-S01.011	CONTRACT SERVICES	\$ 126,472.28
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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 COMM-BASED CORRECTIONS ACT GRANT 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 February 1, 2012.

E-1520-S077-S01.002	Salaries	17,386.75
E-1520-S077-S02.005	Medicare	252.00
E-1520-S077-S06.000	Automobile Exp.	0.00
E-1520-S077-S08.010	Supplies	0.00
E-1520-S077-S10.000	Communications	0.00
E-1520-S077-S04.006	Hospitalization	3,184.00
E-1520-S077-S03.003	P.E.R.S.	2,434.25
E-1520-S077-S05.004	Workers Comp	313.00
E-1520-S077-S07.000	Rentals	<u>0.00</u>
TOTAL		\$23,570.00

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 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 February 1, 2012.

E-1511-W080-P01.002	Salaries	\$ 1,500.00
E-1511-W080-P01.002	Salaries	255.00
E-1511-W080-P05.003	PERS	300.00
E-1511-W080-P07.006	Hospitalization	<u>1,431.00</u>
TOTAL		\$ 3,486.00

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 Mrs. Favede, seconded by Mr. Probst to execute payment of Then and Now Certification dated February 1, 2012, 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 GRANTING PERMISSION
FOR COUNTY EMPLOYEES TO TRAVEL**

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

BCDJFS – Patricia Kinney, Susan Hines and Senior Members to Cadiz, OH, Wheeling, WV, and Elm Grove, WV in January and February, 2012 for Flushing and Bethesda Senior Center outings. Estimated expenses: \$60.00

ENGINEER – Fred Bennett to travel to Columbus, OH, on March 14-15, 2012, to attend the 2012 Ohio Storm Water Conference & Trade Show. Estimated expenses: \$250.00

JUVENILE COURT – Probation Officers Kelly Carter, Courtney Cook, Allison Powell and John Markus to travel to Columbus, OH, on February 22-23, 2012, to attend the Intercourt Conference.

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the minutes of the Belmont County Board of Commissioners regular meetings of January 11 and January 18, 2012.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING A SUBORDINATION
OF MORTGAGE REQUEST RE: MICHELLE MAGERS PROPERTY/BELOMAR**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve and sign a Subordination of Mortgage request in the amount of \$90,000.00 in regard to property owned by Michelle R. Magers (formerly Michelle R. Miller) based upon the recommendation of A.C. Wiethe, Belomar Regional Council.

Note: The county holds a lien on the property through a past CHIP grant and Ms. Magers is refinancing.

SUBORDINATION AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, that in consideration that Bayer Heritage Federal Credit Union of RR 1, Box 12, Proctor, West Virginia, shall loan the sum of **\$90,000.00** to **Michelle R. Magers, fka Michelle R. Miller**, married, of 50538 Cindy Drive, St. Clairsville, Ohio, upon the security of a mortgage recorded in Official Record Volume _____, Pages _____, upon the following real property:

See Attached Exhibit A.

The undersigned, Charles R. Probst, Jr., Matt Coffland, and Ginny Favede, Belmont County Commissioners, hereby consent, promise and agree that said Mortgage deed so to be executed and delivered to said Bayer Heritage Federal Credit Union of RR 1, Box 12, Proctor, West Virginia, shall be a first and best lien on said premises, and hereby postpone and subordinate to said mortgage so to be executed, and waive, in its favor, the priority of mortgages thereon, dated May 6, 2004 and August 26, 2004, executed and delivered to the Belmont County Recorder, by said **Michelle R. Magers, fka Michelle R. Miller**, and recorded in Volume 0958, at Pages 095-098 and Volume 0975, at Pages 478-480, of the Records of Mortgages of Belmont County, Ohio, to the extent of the lien of which mortgages Bayer Heritage Federal Credit Union FCU is now the owner and holder.

Charles R. Probst, Jr., Matt Coffland, and Ginny Favede, Belmont County Commissioners, have caused their names to be subscribed hereto this 1st day of February, 2012.

By: Belmont County Commissioners:
Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.
Matt Coffland /s/
Matt Coffland
Ginny Favede /s/
Ginny Favede

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING THE RENEWAL
OF THE TITLE IV-D CONTRACT BETWEEN BELMONT
CO. CSEA AND THE BELMONT CO. COMMON PLEAS
COURT FOR THE MAGISTRATE POSITION**

Motion made by Mr. Probst, seconded by Mr. Coffland, as the co-appointing authority for Belmont County Department of Job & Family Services, to approve and sign the renewal of the Title IV-D Contract between Belmont County Child Support Enforcement Agency and the Belmont County Common Pleas Court for the Magistrate position, in the amount of \$69,927.03, effective January 22, 2012 through January 21, 2013.

Note: 66% federal funds (\$46,151.84) and 34% local funds (\$23,775.19)

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING THE RENEWAL
OF THE TITLE IV-D CONTRACT BETWEEN BELMONT
CO. CSEA AND THE BELMONT CO. CLERK OF COURTS**

Motion made by Mr. Probst, seconded by Mr. Coffland, as the co-appointing authority for Belmont County Department of Job & Family Services, to approve and sign the renewal of the Title IV-D Contract between Belmont County Child Support Enforcement Agency and the Belmont County Clerk of Courts, effective February 1, 2012 through January 31, 2013 in the amount of \$19,420.88 based on a unit rate of \$ 12.95

Note: 66% Federal Funds in the amount of \$12,817.78, 34% Local match in the amount of \$6,603.10.

The Clerk of Courts files and maintains court judgment entries and records for CSEA cases.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ENTERING AN AGREEMENT
WITH RECOVERY ASSET NETWORK (RAN) TO
RECOUP OUTSTANDING FUNDS OWED TO BELMONT COUNTY**

Motion made by Mr. Probst, seconded by Mr. Coffland to enter into an agreement with Recovery Asset Network (RAN) to identify and recoup outstanding funds owed to Belmont County in the amount of \$76,761.88; RAN will receive as service fee equal to 15% of the Funds received.

RECOVERY ASSET NETWORK

Recovery Services Agreement

This Recovery Services Agreement ("Agreement") is made and effective as of the date set forth below by and between **Recovery Asset Network LLC**, with its principal offices located at 19528 Ventura Blvd., Suite 380, Tarzana, CA 91356 ("RAN") **Belmont County ("Client")** whose name and address are listed below, the "Parties."

In consideration of the services of RAN in identifying the outstanding funds owed to Client in the amount(s) of **\$76,761.88 ("Funds")**, notifying Client of its rights to these Funds, and RAN's promise to direct Client's Claim to the Holder of Funds, subject to the conditions herein, Client hereby agrees to pay RAN's Service Fee equal to **15%** of the Funds received by Client, out of which RAN will pay all its own expenses, and Client and RAN hereby agree to the following:

1. Client hereby engages RAN to recover, or cause the recovery of the Funds listed herein, and appoints RAN as its agent for the purpose of identifying the Holder of Funds, and preparing and presenting the required Claim Forms to the Holder.
2. RAN will provide Claim Forms and a list of Client documentation necessary for the recovery of Funds. (e.g. verification that the Client is the owner of the Funds, authority to make claim on behalf of the company.)
3. Client will cooperate by executing and providing documents necessary to complete the Claim in a timely manner.
4. Execution of this Agreement will result in the identification of the Holder of Funds to Client and therefore result in a binding agreement to pay the Service Fee upon Client's receipt of Funds, whether the recovery of Funds is thereafter collected by Client or RAN.
5. If Client is actively attempting recovery of the Funds as of the date of this Agreement, and can provide proof satisfactory to RAN, or if the Funds are held by any unclaimed property office of a state, this Agreement shall be null and void. If Client collects Funds and does not provide this satisfactory proof, then Client shall pay RAN the Service Fee set forth above within ten (10) business days of receipt of Funds.
6. Client agrees that neither Client nor any of its agents will attempt to obtain the Funds or interfere with RAN's effort to recover the Funds. If Client or its agents do so, Client agrees to pay the RAN Service Fee set forth above within ten (10) business days of receipt of Funds.
7. **Client does not pay Fees until Client receives Funds.** If Funds are recovered Client owes the Service Fee set forth above. If the Funds are payable to RAN then the Service Fee shall be deducted from the Funds and the balance remitted to Client within ten (10) business days from the date the funds clear RAN's bank. In the event the Funds are payable to Client or Client otherwise receives the Funds, Client will remit the Service Fee to RAN within ten (10) business days of receipt.
8. Client agrees that RAN has not and will not guarantee the recovery of Funds. RAN will provide its best efforts to ensure the claim for Funds is properly submitted to the Holder of Funds. Client understands RAN has no control over Holder's decision to release Funds or the timing of Holder's release of Funds. *Disclaimer: RAN is a private company; it is NOT a government agency nor is it affiliated with any government agency.*
9. If Client receives Funds and is thereafter required to return Funds, RAN, upon proof, will disgorge the Service Fee paid to RAN by Client for recovery of such returned Funds; RAN's identification of Funds that have previously been claimed or are no longer available; and failure of Holder to release Funds for any reason.

RAN and Client agree to the terms and conditions stated herein and agree this Agreement represents the complete understanding between the Parties and supersedes all previous written and oral agreements and communications. This Agreement may only be modified or amended by a writing signed by both Parties. This Agreement shall be governed by and construed in accordance with the laws of the State of California. The invalidity or unenforceability of any portion of this Agreement shall in no way affect the validity or enforceability of the remainder of this Agreement.

This Agreement and RAN's authority and entitlement hereunder shall terminate automatically upon Client's receipt of Funds and payment of the Service Fee.

Copies, facsimiles and electronic signatures shall have the same force as originals.

Date: 2/1/12

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

Client Name: Matt Coffland /s/

Client Address: Ginny Favede /s/

Belmont County Commissioners

February 1, 2012

101 W. Main St., St. Clairsville, OH 43950

By Its: Board of Belmont County Commissioners
Print Name: Charles R. Probst, Jr., Matt Coffland, Ginny Favede
Client Signature: _____

Date: December 5, 2011

Harold Brauer /s/

Harold Brauer
President
Recovery Asset Network, LLC

APPROVED AS TO FORM:

David K. Liberati, Assistant /s/

PROSECUTING ATTORNEY

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ACCEPTING QUOTES FROM
H.E. NEUMANN CO./BUILDINGS AND GROUNDS**

Motion made by Mr. Probst, seconded by Mr. Coffland to accept the quotes from H.E. Neumann Co. for the installation of an XL50 control system (HVAC system) for the Health Department building, Annex I (Western Court building) and the Sargus Juvenile Center as follows:

- Health Department \$ 6,926.00
- Courthouse Annex I (Western Court building) \$ 7,104.00
- Sargus Center \$10,508.00
- Total \$24,538.00

**H.E. NEUMANN CO.
Mechanical Service Contractors**

To: Belmont County
Attn: Mr. Jack Regis
Date: January 19, 2012
From: James Strother
Re: Belmont County Health Department Controls replacement

Mr. Regis,

We are pleased to provide the following price for the installation of an XL50 control system, which will replace the failing Johnson control system that is located in the Health Department building. These controls take care of all functions of the pumps, hot water valves, and boiler.

New pipe, wall, and outside sensors will be installed. All setup and programming will be included:

This includes the following equipment:

- 1) (2) Water sensor.
- 2) (1) Outside air sensor.
- 3) (1) XL50 controller with keypad.

Additional services included:

- 1) Installation of above equipment.
- 2) All wiring and materials to tie system together.
- 3) Complete wiring diagrams and controls OEM manuals.

Total quoted amount = \$6,926.00

Quote valid for 30 days.

Please call to discuss the pricing and any questions that you may have.

Respectfully submitted,

James Strother /s/

James Strother

H.E. Neumann Co.

**H.E. NEUMANN CO.
Mechanical Service Contractors**

To: Belmont County
Attn: Mr. Jack Regis
Date: January 19, 2012
From: James Strother
Re: Belmont County Courthouse Annex DDC Controls replacement

Mr. Regis,

We are pleased to provide the following price for the installation of an XL50 control system, which will replace the failing Johnson control system that is located in the Court House Annex building. These controls take care of all functions of the pumps, chiller, changeover valves, and boiler.

New pipe, wall, and outside sensors will be installed. All setup and programming will be included.

This includes the following equipment:

- 1) (1) Space sensors.
- 2) (2) Water sensor.
- 3) (1) Outside air sensor.
- 4) (1) XL50 controller with keypad.

Additional services included:

- 1) Installation of above equipment.
- 2) All wiring and materials to tie system together.
- 3) Complete wiring diagrams and controls OEM manuals.

Total quoted amount = \$7,104.00

Quote valid for 30 days.

Please call to discuss the pricing and any questions that you may have.

Respectfully submitted,

James Strother /s/

James Strother

February 1, 2012

H.E. Neumann Co.

**H.E. NEUMANN CO.
Mechanical Service Contractors**

To: Belmont County
Attn: Mr. Jack Regis
Date: January 19, 2012
From: James Strother
Re: Belmont County Sargus Controls replacement

Mr. Regis,

We are pleased to provide the following price for the installation of two XL50 control systems, which will replace the failing Johnson control system that is located in the Sargus building. These controls take care of all functions of the hot water pumps, boiler, AHU, and MAU. New pipe, wall, and outside sensors will be installed. All setup and programming will be included.

This includes the following equipment:

- 1) (3) Water sensor.
- 2) (1) Outside air sensor.
- 3) (2) Duct Sensors
- 4) (2) XL50 controller with keypad.

Additional services included:

- 1) Installation of above equipment.
- 2) All wiring and materials to tie system together.
- 3) Complete wiring diagrams and controls OEM manuals.

Total quoted amount = \$10,508.00

Quote valid for 30 days.

Please call to discuss the pricing and any questions that you may have.

Respectfully submitted,

James Strother /s/

James Strother

H.E. Neumann Co.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF REAPPOINTMENTS TO THE
WIA AREA 16 YOUTH COUNCIL FOR THE BCDJFS**

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following reappointments to the WIA Area 16 Youth Council for the Belmont County Department of Job and Family Services, effective January 1, 2012 through December 31, 2013, based upon the recommendation of Dwayne Pielech, Director, Belmont County Department of Job & Family Services:

John Haswell, Principal

Shadyside High School
3890 Lincoln Avenue
Shadyside, OH 43947

John LaRoche, Supervisor

Children Services
Belmont County Department of Job and Family Services
310 Fox Shannon Place
St. Clairsville, OH 43950

Mike Schlanz, Coordinator

Workforce Programs
Belmont County Department of Job and Family Services
310 Fox Shannon Place
St. Clairsville, OH 43950

Susan Stobbs, Coordinator

Belmont County Community Action Commission
West Main Street
St. Clairsville, OH 43950

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING PAYMENT OF INVOICE
FROM STREET ENGINEERING & SURVEYING, LLC/NEFFS
SANITARY SEWER PROJECT**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve payment of the invoice submitted in the amount of \$1,880.00 from Street Engineering & Surveying, LLC, for additional work required for re-bidding the Neffs Sanitary Sewer Project. These additional engineering fees will be paid out of the Neffs Sanitary Sewer Phase I Project Fund (N027).

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING ANNUAL
ALLOCATION TO THE BELMONT COUNTY
REGIONAL AIRPORT AUTHORITY FOR FY 2012**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the annual allocation of fourteen thousand dollars (\$14,000.00) from the Belmont County General Fund to the Belmont County Regional Airport Authority for Fiscal Year 2012.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPOINTMENTS AND REAPPOINTMENTS TO THE WIA AREA 16 WORKFORCE INVESTMENT BOARD

Motion made by Mr. Probst, seconded by Mr. Coffland to appoint the following individuals to the WIA Area 16 Workforce Investment Board for a two-year term commencing January 1, 2012 through December 31, 2013, based upon the recommendation of Dwayne Pielech, Director, Belmont County Department of Job and Family Services:

- Reappt-Dr. Holly Bennett, Director**
Workforce Development
Belmont College
- New- Frank Carrothers, Operations Manager**
Mull Group
Bridgeport, OH 43912
- Reappt-Barbara Godwin, Owner**
MOS
Bellaire, OH 43906
- Reappt-Dean Holtsclaw, General Manager**
Wal-Mart
St. Clairsville, OH 43950
- New-Dwight Jenewein, Director**
Gatto Foods
Bellaire, OH 43906
- Reappt-Marc Manheim, Supervisor**
Bureau of Vocational Rehabilitation
Canton, OH
- Reappt-Larry Merry, Director**
Belmont County Port Authority
St. Clairsville, OH 43950
- New-Tim Merryman, Officer**
Pipefitters Local
Shadyside, OH 43947
- Reappt-Amy Stollar, Supervisor**
Ohio Department of Job and Family Services
Office of Local Operations
Reno, OH 45773

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADOPTING AMENDMENT TO SECTION 6.3 OF THE SPECIAL PURPOSE FLOOD DAMAGE REDUCTION RESOLUTION BELMONT COUNTY, OHIO

Motion made by Mr. Probst, seconded by Mr. Coffland to adopt an amendment to Section 6.3 of the **Special Purpose Flood Damage Reduction Resolution Belmont County, Ohio** which was adopted February 8, 2006 to reference ORC 307.99(C) as follows and to publicly post notice of the same by legal advertisement:

6.3 Violations and Penalties

Violation of the provisions of these regulations, or failure to comply with any of its requirements or lawful orders issued pursuant thereto, shall be deemed to be a strict liability offense. Any person who violates these regulations, or fails to comply with any of its requirements or lawful orders issued pursuant thereto, shall, upon conviction thereof, be fined not more than \$300.00 and, in addition, shall pay all costs and expenses involved in the case as provided by the laws of Belmont County. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent Belmont County from taking such other lawful action as is necessary to prevent or remedy any violation. Belmont County shall prosecute any violation of these regulations in accordance with the penalties stated herein.

Note: Section 6.3 Revised February 1, 2012, reference O.R.C. 307.99(C)

NOTICE OF AMENDMENT AND AVAILABILITY

On February 1, 2012, the Board of Belmont County Commissioners voted to amend Section 6.3 of the Belmont County Special Purpose Flood Damage Reduction Regulations adopted on February 8, 2006. Copies are available upon request in the Belmont County Commissioners Office, 101 W. Main St., St. Clairsville, Ohio 43950.

Times Leader Legal Advertisement (1) Wednesday, February 15, 2012

By Order of the Belmont County Board of Commissioners
Jayne Long /s/
Jayne Long, Clerk

Upon roll call the vote was as follows:

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

**11:00 Dwayne Pielech, Director, Belmont Co. Dept. Job & Family Services(BCDJFS)
Re: Update on Senior Services Program**

Dwayne provided an overview of the Senior Services Program. He introduced members of his staff including Brenna Rocchio, Senior Administrator of Public Programs; Vince Gianangeli, Chief Financial Officer; (DJFS has a total \$170 million budget); Tina Burkhart, Nutrition Director for the Senior Program; Lori Bittengle, Senior Center Supervisor; and Karen Horton, Nursing Director of In Home Care Program.

They are now preparing meals back at the Oakview Building kitchen as of Monday due to the numerous restrictions in place when using an outside agency. Nurse Karen Horton oversees the care of 300+ in home clients. They currently have contracts with four (4) in home care providers and are in the process of bidding for continuation of those services.

Bob Roth is the Director of Transportation. Medical transportation is provided for seniors with 40-50 people transported per day. They have partnered with local fire departments thru Medicaid to assist in transports. Costs are 100% federally reimbursable. Since taking over the senior services, they have had to overcome some hurdles, but overall are fairly pleased with where they are. They have increased the number of seniors being served with in home care and meals. Seniors are provided five (5) hot meals per week. DJFS may get some federal nutrition

dollars to supplement the levy dollars. DJFS is marketing to get the word out to as many seniors as possible about services and phone numbers to call.

A question and answer session was held. Any person 60 years of age or older who is a resident of Belmont County qualifies for services. Income verification is required to receive Passport eligibility determination.

The Board of Commissioners again explained their decision to turn the senior services program over to the BCDJFS with Mr. Probst reiterating that it was done in order to save money; more accountability on where and how monies were spent; and increase services. Mr. Probst noted there are also no waiting lists now for services. The former agency's budget kept increasing and by 2013 they would have been out of money. The former cost per meal was over \$7.00; the hospital meal was \$3.50; and now the in house meal is less than \$4.00.

Mrs. Favade stated with the senior program moved to BCDJFS, "We are now all on the same team and all committed to the seniors of Belmont County." Mr. Pielech noted there are currently 3 levies for senior services that general over \$3 million per year. One of the levies does come up for renewal in November. Mr. Coffland noted all levy dollars are spent on the seniors.

Mr. Pielech reported that the cost savings by moving senior services to the BCDJFS was largely driven by less staff and their ability to match funds.

OPEN PUBLIC FORUM – The board was asked to look into the conditions at the animal shelter specifically the building itself. Mr. Probst noted BCARL does a great job in raising money and the board will look into this.

A resident asked what were the regulations in the county regarding gas drilling. Mr. Coffland explained ODNR does the permits and the county is working on regulations for county property. A County Roadway Use and Maintenance Agreement has been created to protect our roads. Mr. Probst said he understood the concerns, but the oil and gas industry will change the face of Belmont County in the future regarding jobs, wages, and benefits. He said announcements will be forthcoming in the near future.

RECONVENED AT THE COURTHOUSE AT 1:00 P.M. WITH ALL PRESENT.

IN THE MATTER OF BID OPENING FOR THE ADAPTIVE REUSE OF HISTORIC SHERIFF'S RESIDENCE/ODOT PROJECT

This being the day and 1:00 p.m. being the hour that bids were to be on file in the Commissioners' Office for the Adaptive Reuse of the Belmont County Sheriff's Residence, ODOT Project PID 78794, they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Walters Construction Wheeling, WV	X	Base \$1,131,759.00
		Alt. A + 48,000.00
		Alt. B + 28,276.00
		Alt. C + 15,250.00
		Alt. D + 8,125.00
		Alt. E + 11,600.00
		Alt. F + 6,388.00
Church Restoration Group St. Clairsville, OH	X	Base \$ 976,987.00
		Alt. A + 47,616.00
		Alt. B + 28,276.00
		Alt. C + 15,250.00
		Alt. D + 8,125.00
		Alt. E + 11,600.00
		Alt. F + 12,250.00
Lepi Enterprises, Inc. Zanesville, OH	X	Base \$ 855,000.00
		Alt. A + 55,000.00
		Alt. B + 10,000.00
		Alt. C + 20,000.00
		Alt. D + 10,000.00
		Alt. E + 10,000.00
		Alt. F + 6,000.00
Waller Corp. Washington, PA	X	Base 903,800.00
		Alt. A. + 73,690.00
		Alt. B + 31,500.00
		Alt. C + 16,900.00
		Alt. D + 8,900.00
		Alt. E + 4,100.00
		Alt. F + 6,500.00
Allegheny Restoration Morgantown, WV	X	Base \$ 972,285.00
		Alt. A + 61,512.00
		Alt. B + 19,421.00
		Alt. C + 12,007.00
		Alt. D + 10,761.00
		Alt. E + 12,889.00
		Alt. F + 9,012.00

Present for the bid opening were Eric Beach and Elizabeth Murphy of Chambers, Murphy & Burge Restoration Architects, Ltd.

DISCUSSION HELD-Randy Miller, IBEW Local 141, questioned who is doing the power/electrical work on this project. Mr. Beach responded that is included in the general contractor's scope of work and they hire a subcontractor. Mr. Probst asked if the board's bid resolution was in the bid packet. Mrs. Favade stated it was given to Elizabeth (Murphy), who said it went to ODOT. Mr. Probst said if it was in the bid specs, we are fine, but we need to find out if it was omitted. Mr. Beach advised they did not include the resolution as part of the bid documents that went to the general public. He said he needed to see the document. He also advised the project bids are over budget; they will have to look at reducing the scope of the project and potentially rebid the same.

Motion made by Mr. Probst, seconded by Mr. Coffland to turn over all bids received for the Adaptive Reuse of the Belmont County Sheriff's Residence, ODOT Project PID 78794, to Chambers Murphy & Burge Restoration Architects for review and recommendation.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Coffland	Yes
Mrs. Favade	Yes

BREAK - RECONVENED AT 2:30 P.M.

**IN THE MATTER OF REJECTING ALL BIDS
RECEIVED FOR THE ADAPTIVE REUSE OF THE
BELMONT CO. SHERIFF'S RESIDENCE AND REBID**

Motion made by Mr. Probst, seconded by Mr. Coffland to reject all bids received for the Adaptive Reuse of the Belmont County Sheriff's Residence, ODOT Project PID 78794, based upon the recommendation of Chambers Murphy & Burge Restoration Architects and to rebid the same.

NOTICE TO BIDDERS

Sealed bids will be received by:

**Belmont County Commissioners
101 West Main Street
St. Clairsville, OH 43950**

for the following Project:

**Project ODOT PID #78794 – Belmont Tourism
Adaptive Reuse of the Historic Belmont County Sheriff's Residence
101 East Main Street
St. Clairsville, OH 43950**

in accordance with the Contract Documents prepared by:

Chambers, Murphy & Burge Restoration Architects, Ltd.
43 East Market Street, Suite 201, Akron, OH 44308
Tel (330) 434-9300, Fax (330) 434-9331

Questions may be directed in writing to:

Eric K. Beach, AIA at ebeach@cmbarchitects.com

The project is Re-Bid. Addendum #3 is issued to indicate reductions in the scope of materials and/or labor.

Bidders may submit requests for consideration of a proposed Substitution for a specified product, equipment, or service to the Architect/Engineer ("A/E") no later than 10 days prior to the bid opening. Additional products, equipment, and services may be accepted as approved Substitutions only by written Addendum.

Federal Prevailing Wage rates and Equal Employment Opportunity requirements are applicable to this Project.

This Project is subject to the State of Ohio's Disadvantaged Business Enterprise ("DBE") Program. A Bidder is required to submit with its Bid and with its Bidder's Qualifications form, certain information about the certified Disadvantaged Business Enterprise(s) participating on the Project with the Bidder. The DBE Participation Goal for the Project is **5.0** percent.

The Contracting Authority or the Equal Opportunity Division may conduct a Pre-Award Affirmative Action Compliance Review in accordance with Section 123:2-5-01 of the Ohio Administrative Code including a review of the Bidder's employment records and an on-site review.

The Bidder must indicate on the Bid Form, the locations where its services will be performed in the spaces provided or by attachment in accordance with the requirements of Executive Order 2010-09S related to providing services only within the United States. Failure to do so may cause the Bid to be rejected as non-responsive.

Bidders are encouraged to be enrolled in and to be in good standing in a Drug-Free Safety Program ("DFSP") approved by the Ohio Bureau of Workers' Compensation ("OBWC") prior to submitting a Bid and provide, on the Bid Form with its Bid, certain information relative to their enrollment in such a program; and, if awarded a Contract, shall comply with other DFSP criteria described in General Conditions Paragraph 1.10 – Drug Free Safety Program Participation.

Combined Bids will be received for:

<u>Trade</u>	<u>Estimate</u>
General, Plumbing Mechanical and Electrical Trades	\$700,665.16

until **Wednesday February 29, 2012, at 10:30 a.m.**, when all Bids will be opened and read aloud at the Belmont County Commissioners Offices, Belmont Co. Courthouse Ground Floor, Number 11, 101 West Main St., St. Clairsville, Ohio 43950.

The General Trades Contractor is the Lead Contractor for the Project and is the Contractor responsible for scheduling the Project, coordinating the Contractors, and providing other services identified in the Contract Documents. The General Contractor will hold the contracts for General Trades, Plumbing, Mechanical and Electrical work. Bid Items will be requested from each Trade listed above, for the Owner's information.

The Contract Documents are available for purchase from:

SE Blueprint Co., via phone (330) 376-1689, or website <http://www.plancycle.com> at the non-refundable cost of \$100 per set, plus shipping, if requested.

Existing Plan holders will issued Addendum #3 via email, or if a printed copy is requested, at cost from the above printer.

Advertisement Dates: February 6, 13 and 20, 2012.

The Contract Documents may be viewed at the offices of Chambers Murphy & Burge, and the following:

County Commissioners Offices,

Belmont County Courthouse,
Ground Floor, Room #11,
101 West Main St., St. Clairsville, Ohio 43950.

Reed Construction Data

30 Technology Parkway South - Suite 100

Norcross, Georgia 30092

Phone: (800) 699-8640

Fax: (800) 508-5370

Contact: Debi Scarpelli [PDF]

E-mail: rdcentralnews@reedbusiness.com

Secondary E-mail:

Website: www.reedconstructiondata.com

Ohio PTAC at Youngstown

Mahoning Valley Technical Procurement Center

4319 Belmont Avenue

Youngstown, Ohio 44505

Phone: (330) 759-3668

Fax: (330) 759-3686

Contact: Steve Danyi [Paper]

E-mail: steve@mvedc.com

Website: www.mvedc.com

Ohio Valley Employer's Council

Wheeling Office

21 Armory Drive

Wheeling, WV 26003

Phone: (304) 242-0520

Fax: (304) 242-7261

Email: ovcec@comcast.net; Website: <http://ovcec.com>

February 1, 2012

Ohio Valley Employer's Council

Steubenville Office

329 N. Fourth St.
Steubenville, OH 43952-2067
Phone: (740) 282-3616
Contact: Angie Grose
Website: <http://ovcec.com>

**McGraw-Hill Construction / Dodge at the
Builder's Exchange of Central Ohio**

1175 Dublin Road
Columbus, Ohio 43215
Phone: (614) 486-6575
Fax: (614) 486-0544
Contact: Puna Johnson [PDF]
E-mail: Dodge_ReocMW@mcgraw-hill.com
Website: www.dodge.construction.com

Columbus MBAP

Central Ohio Minority Business Association
1393 East Broad Street, Floor 2
Columbus, Ohio 43205
Phone: (614) 252-8005 Ext. 102
Fax: (614) 258-9667
Contact: Averi Frost [Paper & PDF]
E-mail: jfrost@comba.com
Website: www.comba.com

Pittsburgh Builder's Exchange

412-922-4200
FAX 412-928-9406
E-mail: john@pghbx.org

Upon roll call the vote was as follows:

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

DISCUSSION HELD-Commissioner Favede noted the bids exceeded the funds available for this project. Commissioner Probst thanked all the bidders and asked them to consider rebidding.

RECONVENED FRIDAY FEBRUARY 3, 2012

PRESENT: COMMISSIONERS GINNY FAVEDE AND MATT COFFLAND

ABSENT: COMMISSIONER CHARLES R. PROBST, JR.

NO FURTHER BUSINESS

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING**

Motion made by Mr. Coffland, seconded by Mrs. Favede to adjourn the meeting.

Upon roll call the vote was as follows:

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

Read, approved and signed this 8th day of February, 2012.

_____ 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