

St. Clairsville, Ohio

July 18, 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.

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.

<u>Claim of</u>	<u>Purposes</u>	<u>Amount</u>
A-AT&T	Fax line-Magistrate/General Fund	74.65
A-Cardmember Services	Travel Expenses-Matt Coffland/ General Fund	682.88
A-Crystal Springs	Water-Treasurer/General Fund	17.45
A-(The) CIMA Companies, Inc.	Liability protection-Public Defender/General Fund	2,103.28
A-Joseph Atkinson	Investigator's Fees/General Fund	621.00
A-McGhee & Co.	Supplies-Clerk of Courts/General Fund	41.94
A-McGhee Office Supply	Supplies-Treasurer's Office/General Fund	61.97
A-Wheeling Office Supply Co.	Supplies-Prosecutor/General Fund	172.31
B-Crossroads Counseling	Court-ordered counseling-Northern Ct./Indigent Drivers Alcohol Fund	498.92
C-Amanda J. Abrams	Attorney fees/Indigent Guardianship Fund	300.00
K-Transystems Corp.	Stone Arch Bridges/Engineer MVGT Funds	795.31
K-Wells Fargo Payment Center	Visa Card/Engineer MVGT Fund	746.87
N-NAGALV-WV, Inc.	Posts/Bridge & Retaining Wall Constr. Improv. Fund	1,497.00
N-Pipe Tools, Inc.	Expenses/Neffs Sanitary Sewer Project Fund	3,935.00
P-Bridgeport Water Dept.	Services/WWS#3 Revenue Fund	14,388.00
P-Cintas Corp.	Supplies/BCSSD Funds	41.30
P-EORWA	Sewage disposal/BCSSD Funds	30,239.33
P-Radwell International, Inc.	Equipment/WWS#3 Revenue Fund	389.17
P-Renee' Wilson	Reimburse travel expenses/BCSSD Funds	137.25
P-Staples	Supplies/BCSSD Funds	136.72
P-Times Leader	Advertising/WWS#3 Revenue Fund	265.56
P-Waller Corp.	Invoice #2/Historic Sheriff Residence Construction Project Fund	16,588.64
P-Water Bond Retirement Fund	Transfer Out/WWS#3 Revenue Fund	432.92
P-WW System #3	Purchased Water/WWS# 2 Revenue Fund	39,169.87
P-Yorkville, Bd. of Trustees of Public Affairs	Sewage Disposal/BCSSD Funds	513.29
S-Asayo Creative	Oil & Gas Career Expo-organizing expenses/Port Authority Fund	11,626.53
S-AT&T Mobility	Internet/Northern Div. Ct. Computer Fund	61.05
S-Beth A. Andes, MS, PCC	Contracted counselor/District Detention Home Fund	945.00
S-Raze International, Inc.	Misc. purchases/BCDJFS Senior Program	2,380.00
W-Lexis Nexis	Monthly charges/Law Library Fund	7,184.00
W-Matthew Bender & Co.	Books/Law Library Fund	122.94
Y-Bridgeport, Village of	Patching Various Streets/County Motor Vehicle License Tax	693.25

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 July 18, 2012 as follow:

FUND	AMOUNT
A-GENERAL	\$23,692.23
A-GENERAL/AUDITOR	\$1,946.16
A-GENERAL/CHEST CLINIC	\$991.19
A-GENERAL/EMA	\$1,102.67
A-GENERAL/JUVENILE COURT	\$1,028.36
A-GENERAL/SHERIFF	\$15,854.39
A-GENERAL/911	\$209,543.07
E-911	\$10,373.83
H-Job & Family, Public Assistance	\$1,220.34; \$57,884.14
H-Job & Family, WIA	\$72,548.76; \$16,469.59
J-Real Estate Assessment	\$605.77
K-Engineer MVGT Fund	\$44,292.82
M-Juvenile Ct. – Care & Custody	\$125.00
M-Juvenile Ct. – Placement Services	\$20,863.00
M-Juvenile Ct. – Title IV-E Reimb.	\$1,139.28
P-Sanitary Sewer District	\$17,657.47; \$9,134.10; \$23,427.78; \$11,528.50; \$520.47; \$1,099.21; \$874.39; \$83.04
S-Certificate of Title Adm. Fund	\$799.07
S-Clerk of Courts-Computer Fund	\$970.29
S-District Detention Home	\$4,574.30
S-Job & Family, Children Services	\$17,204.26
S-Job & Family, Senior Program	\$28,668.69
S-Oakview Juvenile Residential Center	\$541.60
S-Sheriff Commissary	\$5,398.69
T-Sanitary Sewer District	\$84.76

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE GENERAL FUND

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

FROM	TO	AMOUNT
e-0055-A004-B14.011 Contract Services	E-0055-A004-B03.000 Materials	\$ 5,000.00

Upon roll call the vote was as follows:

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

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-0121 A006-B02.002 Salaries-Employees	E-0051-A001-A02.002 Salaries-Employees	\$ 250.00

Note: Payment to Kathy Marino for Extended Hours in Recorder's Office on June 12, 2012.

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE BCDJFS WORKFORCE DEVELOPMENT FUND

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

FROM	TO	AMOUNT
E-2600-H005-H09.000 Other	E-2600-H005-H03.000 Adult	\$ 54,199.01

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE CARE AND CUSTODY JUVENILE COURT FUND

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfers within fund for the Care and Custody Juvenile Court Fund.

FROM	TO	AMOUNT
E-0400-M060-M20.000 Status Offender Solns	E-0400-M060-M25.002 CCAP Salaries	\$3,600.26
E-0400-M060-M20.000 Status Offender Solns	E-0400-M060-M71.002 Salaries Substance Abuse	\$2,663.79
E-0400-M060-M20.000 Status Offender Solns	E-0400-M060-M27.005 Medicare CCAP	\$ 400.00

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
WWS #3	WWS #3	
E-3702-P005-P31.000 OE OPER	E-3702-P005-P21.000 MATERIALS	\$4,000.00
E-3702-P005-P31.000 OE OPER	E-3702-P005-P19.012 EQUIPMENT	\$5,000.00
E-3702-P005-P17.002 SALARIES	E-3702-P005-P23.011 SERVICES	<u>\$50,000.00</u>
	TOTAL	\$59,000.00

Upon roll call the vote was as follows:

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

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.

FROM	TO	AMOUNT
E-1511-W080-P07.006 Hospitalization	E-1511-W080-P01.002 Salary	\$ 375.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE GENERAL FUND/COMMON PLEAS COURT**

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 July 18, 2012.

E-0061-A002-B05.000	Intense Probation/Clerk of Courts Supervisory Fees Collected (April, May & June, 2012)	\$ 9,559.57
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE GENERAL 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 July 18, 2012.

***CARRYOVER PURCHASE ORDERS THE HAVE BEEN CLOSED AND REAPPROPRIATED
GENERAL FUND***

E-0051-A001-A28.000	PO CLOSED	\$45,156.74
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE ALTERNATIVE SCHOOL FUND/JUVENILE COURT**

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 July 18, 2012.

Fund	Amount
E-0400-M067-M01.002	\$ 2,000.00
Salaries	
E-0400-M067-M02.003	3,000.00
PERS	
E-0400-M067-M05.008	
Insurances	5,911.75

Upon roll call the vote was as follows:

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

**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 July 18, 2012.

FUND	AMOUNT
E-0400-M055-M15.000	
C-CAP Other Expenses	106.09
E-0400-M060.M25.002	
C-CAP Salaries	588.89
E-1582-S085-S08.000	
Computer Expenses	2,411.00
E-1589-S096-S11.012	
Equipment	112.59

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE NEFFS SANITARY SEWER PROJECT 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 July 18, 2012.

E-9027-N027-N02.055	Contract Projects	\$ 176,796.84
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE NEFFS SANITARY SEWER PROJECT 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 July 18, 2012.

E-9027-N027-N02.055	Contract Projects	\$ 67,709.42
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE ENTERPRISE FUNDS**

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 July 18, 2012.

CARRYOVER PURCHASE ORDERS THE HAVE BEEN CLOSED AND REAPPROPRIATED

ENTERPRISE FUNDS

E-3705-P053-P07.011 PO CLOSED	SSD#2 REVENUE	\$3,986.00
E-3706-P055-P07.011 PO CLOSED	SSD#3A REVENUE	50.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE SPECIAL REVENUE FUNDS**

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 July 18, 2012.

CARRYOVER PURCHASE ORDERS THE HAVE BEEN CLOSED AND REAPPROPRIATED

SPECIAL REVENUE FUNDS

E-1726-P096-P06.000 PO CLOSED	CRIT INCIDENT STRESS MGMNT	946.80
E-5101-S001-S07.012 PO CLOSED	CONCEALED HANDGUN LICENSE	2,500.00
E-0910-S033-S64.000 PO CLOSED	DISTRICT DETENTION HOME	200.00
E-0910-S033-S37.000 PO CLOSED	DISTRICT DETENTION HOME	151.23

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE S12 PORT AUTHORITY 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 July 18, 2012.

E-9799-S012-S18.000	Oil & Gas Expo	\$ 5,200.00
E-9799-S012-S18.000	Oil & Gas Expo	2,500.00
E-9799-S012-S21.000	Armory Property	5,250.98

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S025 CHILDREN SERVICES 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 July 18, 2012.

S025 CHILDREN SERVICES FUND

E-2766-S025-S10.074	Transfers Out	\$ 75,301.50
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR OAKVIEW JUVENILE REHAB S030 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 July 18, 2012.

OAKVIEW JUVENILE REHAB S030

E-8010-S030-S51.002	Salaries	\$ 22,440.60
E-8010-S030-S68.006	Hospitalization	1,848.47
TOTAL		24,289.07

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE S070 BCDJFS SENIOR PROGRAM**

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 January 4, 2012.

E-5005-S070-S01.002	Salaries	\$ 600,000.00
E-5005-S070-S02.003	PERS	35,000.00
E-5005-S070-S04.005	Medicare	15,000.00
E-5005-S070-S05.011	Contract Services	185,000.00
E-5005-S070-S06.006	Hospitalization	35,000.00
E-5005-S070-S07.010	Supplies & Materials	234,657.85
TOTAL		1,104,657.85

Upon roll call the vote was as follows:

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

**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 July 18, 2012.

SVAA for Fourth Quarter, 2012

E-1511-W080-P01.002	Salaries	1,250.00
E-1511-W080-P02.010	Supplies	303.75
E-1511-W080-P03.000	Travel	56.25
E-1511-W080-P04.000	Other	<u>50.00</u>
TOTAL		1,660.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF CASH ADVANCE OF FUNDS
FOR THE S30 OAKVIEW JUVENILE RESIDENTIAL FUND
FROM THE BELMONT COUNTY GENERAL FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following **CASH ADVANCE OF FUNDS** for the S30 Oakview Juvenile Residential Fund from the General Fund for payroll and hospitalization. This Cash Advance will be repaid upon receipt of their 1st quarter funds from the Ohio Department of Youth Services (ODYS).

Note: The 1st Quarter payment from ODYS should be received within 5 business days per their correspondence dated 7/18/12. Oakview Juvenile will reimburse the General Fund as soon as the payment is received.

FROM	TO	AMOUNT
E-0257-A017-A00.000 Contingencies	R-8010-S030-S05.574 Trans In	\$24,289.07

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AUTHORIZING
AUDITOR ANDREW SUTAK TO ESTABLISH NEW FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland authorizing Belmont County Auditor Andrew Sutak to establish a new fund for the following:

MOVING OHIO FORWARD DEMOLITION PROGRAM

Upon roll call the vote was as follows:

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

**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 July 18, 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:

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

**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 – Michael McBride and Senior members to travel to Triadelphia, WV, on July 20, 2012, for a Powhatan Point Senior Center outing. Estimated expenses: \$12.00

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM – Larry Long, Executive Director of CCAO, was in the area a made a stop at today's meeting. He brought to attention the concern regarding the end of the 911 fee on December 31 of this year. He advised anything you can do with our legislators to extend the 28 cents per month fee for cell phone use should be done as it is going to cause a lot of problems for public safety. He said with the change from analog to digital, something permanent to sustain the 911 system is needed and CCAO's position is that it should be a user oriented fee. Mr. Long noted the casino revenue coming in July and October. BCDJFS Director Dwayne Pielech thanked Mr. Long and his association noting that his department work closely with CCAO and are very helpful.

**IN THE MATTER OF APPROVING SUBORDINATION OF
MORTGAGE AGREEMENT FOR MICHAEL J. GOCLAN/BELOMAR**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve and sign the Subordination of Mortgage Agreement in the amount of \$108,000.00 in regard to property owned by Michael J. Goclan, Martins Ferry, based upon the recommendation of the Rick Healy, Housing Rehab Specialist, Belomar Regional Council.

Note: The County currently holds a lien through a past CHIP (Community Housing Improvement Program) grant and Mr. Goclan is refinancing.

SUBORDINATION AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, that in consideration that Wesbanco Bank, Inc., of 415 Market Street, Parkersburg, West Virginia, shall loan the sum of **\$108,000.00** to **Michael J. Goclan**, married, of Township Road 464, 72030 Treadway Road, Martins Ferry, Ohio, upon the security of a mortgage recorded in Official Record Volume _____, Page _____, upon the following real property:

See Attached Exhibit A.

The undersigned, Charles R. Probst, Jr., Matt Coffland, Belmont County Commissioners, hereby consent, promise and agree that said Mortgage deed so to be executed and delivered to said Wesbanco Bank, Inc. of 415 Market Street, Parkersburg, 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 March 6, 1998, executed and delivered to the Belmont County Recorder, by said **Michael J. Goclan**, and recorded in Volume 0695, at Pages 672-674, of the Records of Mortgages of Belmont County, Ohio, to the extent of the lien of which mortgages Wesbanco Bank, Inc. 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 18th day of July, 2012.

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

Upon roll call the vote was as follows:

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

IN THE MATTER OF AUTHORIZING COMMISSIONER PROBST TO SIGN OPWC PROJECT GRANT AGREEMENT FOR THE BEL-4-6.51 BRIDGE REPLACEMENT PROJECT/ENGINEER

Motion made by Mr. Coffland, seconded by Mr. Probst to approve and authorize Commissioner Charles R. Probst, Jr. to sign on behalf of the Board to enter into the Ohio Public Works (OPWC) Project Grant Agreement for the **BEL-4-6.51 Bridge Replacement Project** in the amount of \$399,600.00, OPWC Project Control Number CRX01, based upon the recommendation of Fred Bennett, County Engineer. Funding Source-76% OPWC, 24% MVGT.

Note: The bridge is located on County Rd. 4 (Sand Hill Rd.) immediately southeast of SR 147 in Neffs.

**OHIO PUBLIC WORKS COMMISSION
PROJECT AGREEMENT**

LOCAL TRANSPORTATION IMPROVEMENT PROGRAM

Pursuant to Ohio Revised Code 164.05 and Ohio Administrative Code 164-1-21, this Project Agreement is entered into **July 1, 2012** by and between the State of Ohio, acting by and through the Director of the Ohio Public Works Commission (hereinafter variously referred to as the "Director" or the "OPWC"), located at 65 East State Street, Suite 312, Columbus, Ohio 43215, and **Belmont County, Belmont County** (hereinafter referred to as the "Recipient"), located at **101 West Main Street, St. Clairsville, OH 43950-**, in respect of the project named **BEL-4-6.51 Bridge Replacement**, and as described in Appendix A of this Agreement (hereinafter referred to as the "Project") to provide an amount not to exceed **Three Hundred Ninety-Nine Thousand, Six Hundred Dollars (\$399,600)** for the sole and express purpose of financing or reimbursing costs of the Project as more fully set forth in this Agreement and the Appendices attached hereto.

Subdivision Code :**013-00013**

OPWC Project Control No.

CRX01

IN WITNESS WHEREOF, the parties hereto have executed this Agreement for Project # **CRX01** as of the date first written above.

RECIPIENT

Charles R. Probst, Jr. /s/

Hon. Charles R. Probst, Jr., Co. Commissioner

Belmont County
Courthouse
101 West Main Street
St. Clairsville, OH 43950-

Jayne Long /s/

WITNESS

APPROVED AS TO FORM:

David K. Liberati /s/ (Assistant Prosecutor)

PROSECUTING ATTORNEY

Upon roll call the vote was as follows:

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

GRANTOR

STATE OF OHIO, OHIO PUBLIC WORKS COMMISSION

By: Paul Michael Miller /s/

Michael Miller, Director

Ohio Public Works Commission

65 East State Street

Suite 312

Columbus, OH 43215

Kimberly Killian /s/

WITNESS

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

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the Village/City of Martins Ferry'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 \$67,215.74 based upon the recommendation of Belmont County Engineer, Fred Bennett, for proposed improvements to the following:

- Concord Street (Grant Ave. to Catawba St.)
- 5th & Center St. Intersection
- Delia St. Intersections (8th & 9th & Fox Sts.)
- Border Lane

The estimated cost will be \$ 67,215.74, all of which is from the vehicle license tax fund.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ENTERING INTO RENEWAL OF CONTRACT WITH STUDENT SERVICES FOR THE OHIO CHILDREN'S TRUST FUND CHILD ABUSE PREVENTION PROGRAM/BCDJFS

Motion made by Mr. Probst, seconded by Mr. Coffland to enter into a renewal of a contract with Student Services in the amount of \$19,281.00, effective July 1, 2012 through June 30, 2013, to provide administrative services for the Ohio Children's Trust Fund Child Abuse Prevention Program.

**BELMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES
GRANT AGREEMENT**

This agreement to provide administrative services for the Ohio Children's Trust Fund Child Abuse Prevention Program is made and entered into this 18th day of July, 2012 by and between the Belmont County Department of Job and Family Services, on behalf of the Belmont

County Family and Children First Council, hereinafter referred to as “**Department**” and Student Services, hereinafter referred to as “**Provider**”.

PURPOSE

The Child Abuse Prevention Program is an initiative of the Ohio Children’s Trust Fund and focuses on preventing child abuse. Funds issued under the program will be used to decrease the incidences of child abuse in Belmont County through public awareness and the training and placement of volunteers in child abuse/neglect programs.

EFFECTIVE DATES

This agreement will be effective from July 1, 2012 through June 30, 2013.

AMOUNT OF GRANT/PAYMENTS

The Department agrees to grant to the Provider \$19,281.00 in SFY 2013 for services rendered relative to the allowable costs of the Initiative.

GENERAL REGULATIONS

- A. Provider agrees that the use or disclosure of any information concerning qualified recipients for any purpose not directly related to the delivery of purchased services is prohibited except upon written consent of recipients or their guardians.
- B. The Provider understands that this written agreement supersedes all oral agreements.
- C. The Provider agrees to hold harmless the Department, the Belmont County Board of Commissioners, and the Ohio Department of Job and Family Services (ODJFS) against all liability, loss, damage, and/or related expenses incurred through the provision of services under this agreement.
- D. The Provider agrees that in the performance of this agreement there shall be no discrimination against any recipient because of race, color, sex, religion, national origin, or handicapped condition as specified in the Civil Rights Act of 1964 and the Rehabilitation Act of 1973 and all subsequent amendments. It is further agreed discrimination and the right to and method of appeal will be made available to all persons served under this agreement.
- E. In the event Provider receives an overpayment, Provider agrees to pay the Department the amount to which he/she was not entitled.
- F. In the event that the Children’s Trust Fund dollars are no longer available to the Department, therefore, requiring changes or termination of this agreement, such changes or termination will be effective on the date that said funds are no longer available, or, later as otherwise stipulated by the Department.
- G. This agreement may be terminated by the Provider or the Department upon thirty (30) 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. If any of the terms of this agreement change, the Provider must notify the Department immediately.
- H. The Provider agrees to abide by all applicable rules and regulations contained in the laws of Ohio and ODJFS rules.
- I. The Provider agrees to cooperate with the BCDJFS and any Ohio Child Support Enforcement Agency (CSEA) in ensuring that the Provider and its employees meet child support obligations established by state and federal law including compliance with an Order for the withholding of support issued pursuant to the Revised Code.
- J. Amendment: Any written amendment to this agreement shall be prospective in nature and must be signed by both parties.

PAYMENT PROCEDURES

- A. The Provider understands that payment for all services depends upon the availability of Children’s Trust Fund dollars.
- B. The Provider agrees to submit monthly expense reports to the Department within five (5) working days following the last working day of each month, if possible.

SIGNATURES

This agreement shall be governed, construed and enforced in accordance with the laws of the State of Ohio. Should any portion of this contract be found unenforceable by operation of statute or by administrative or judicial decision, the operation of the balance of this contract is not affected thereby; provided, however, the absence of the illegal provision does not render the performance of this remainder of the contract impossible.

THE PARTIES HAVE EXECUTED THIS CONTRACT AGREEMENT AS OF THE DATE OF THE SIGNATURE OF THE DIRECTOR OF THE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES.

<u>Dwayne Pielech /s/ (VMG)</u>	<u>7-18-12</u>
Dwayne Pielech, Director Belmont County Department of Job and Family Services	Date
<u>Janet Groome /s/</u>	<u>7-18-12</u>
Janet Groome, Director Student Services	Date
<u>Matt Coffland /s/</u>	<u>7/18/12</u>
Belmont County Commissioner	Date
<u>Charles R. Probst, Jr. /s/</u>	<u>7/18/12</u>
Belmont County Commissioner	Date
<u>Belmont County Commissioner</u>	<u>Date</u>

Approved as to form:

David K. Liberati /s/ (Assistant Prosecutor)
Belmont County Prosecutor

Upon roll call the vote was as follows:

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

IN THE MATTER OF RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION/911

RESOLUTION DECLARING IT NECESSARY TO LEVY A TAX IN EXCESS OF THE TEN MILL LIMITATION

Rev. Code Secs. 5705.19, .191., .192, .21, .26.

The Board of Commissioners of Belmont County, Ohio, met in regular session on the 18th day of July, 2012, at the office of the commissioners with the following members present:

Charles R. Probst, Jr., Matt Coffland

Commissioner Probst moved the adoption of the following Resolution:

Whereas, The amount of taxes which may be raised within the ten mill limitation will be insufficient to provide 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

FUNDING THE BELMONT COUNTY 911 PUBLIC SAFETY EMERGENCY RADIO COMMUNICATIONS SYSTEM AND EQUIPMENT TO BE UTILIZED BY POLICE, FIRE, EMS AGENCIES AND THE EMERGENCY MANAGEMENT AGENCY AND FOR THE PURPOSE OF REPLACEMENT, ADDITIONS, AND UPGRADES OF THE CURRENT EMERGENCY RADIO COMMUNICATIONS SYSTEM AND EQUIPMENT BY PROVIDING FUNDING FOR THE PURCHASE OF MOBILE AND PORTABLE RADIOS WITH ACCESSORIES, RADIO INFRASTRUCTURE, RADIO BACKBONE EQUIPMENT, DISPATCH RADIO CONSOLES, PAGERS AND PAGING EQUIPMENT, COMPUTERS FOR THE OPERATION OF THE BACKBONE AND PAGING EQUIPMENT, COMPUTERS FOR MOBILE DATA TERMINALS, AND/OR DEEMED EQUIPMENT NEEDED TO OPERATE THE SAID BELMONT COUNTY 911 PUBLIC SAFETY EMERGENCY RADIO COMMUNICATIONS SYSTEM AND EQUIPMENT, TO INCLUDE NEXT GENERATION 911 EQUIPMENT (EXCLUDING SALARIES, MAINTENANCE, AND OPERATIONS) IN ACCORDANCE WITH SECTION 5705.19(KK) OF THE REVISED CODE OF OHIO at a rate not to exceed **1 mill** for each one dollar valuation, which amounts to **\$.10** for each one hundred dollars (\$100) of valuation, for a **five-year period of time commencing with tax list year 2012**.

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 6th day of November, 2012; 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; and be it further

Resolved, that the Clerk of this Board 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 a tax to be given as required by law.

Commissioner Coffland seconded the motion and the roll call being called upon its adoption the vote resulted as follows:

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

Adopted the 18th day of July, 2012.

IN THE MATTER OF REAPPOINTMENTS TO THE BELMONT CO. PORT AUTHORITY BOARD

Motion made by Mr. Probst, seconded by Mr. Coffland to reappoint the following three (3) members of the Belmont County Port Authority Board for a four-year term effective July 20, 2012 to July 20, 2016 per ORC 4582.03:

- Mr. William A. Knox
Barnesville, OH 43713
- Mr. Scott Mazzulli
Bridgeport, OH 43912
- Mr. Michael Schucker
St. Clairsville, OH 43950

Upon roll call the vote was as follows:

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

COMMISSIONERS PROBST AND COFFLAND RECONVENED THE MEETING AT THE JAMBOREE IN THE HILLS SITE AT 11:05 A.M.

REPRESENTATIVES OF THE MEDIA ATTENDING WERE ROBERT DeFRANK OF THE TIMES-LEADER AND AL MOLNAR OF THE INTELLIGENCER.

IN THE MATTER OF QUARTERLY TOURISM REPORT

Tourism Director Doc Householder gave his report for the period of April, May and June, 2012. He advised there are two (2) new hotels being built that will add over 100 beds. Commissioner Coffland thanked Doc for the tourism grants they distribute. Mr. Probst asked if there were any grants to paint the Mail Pouch Barns. Doc said a person requesting this should call their office and get on the mailing list.

July 18, 2012

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 11:32 A.M.**

Motion made by Mr. Probst, seconded by Mr. Coffland to adjourn the meeting at 11:32 a.m.
Upon roll call the vote was as follows:

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

Read, approved and signed this 25th day of July, 2012.

COUNTY COMMISSIONERS

Ginny Favede - Absent

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