

St. Clairsville, Ohio

July 27, 2011

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. Coffland, seconded by Mr. Probst, all members present voting YES, each bill was considered and it is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of bills allowed.

<u>Claim of</u>	<u>Purposes</u>	<u>Amount</u>
A-H.E. Neumann Co.	Pay Applications #3, 4, 5, 6-Courthouse Annex/General Fund	37,464.75
A-North Point	Assessment/General Fund	315.00
A-Wheeling Office Supply Co.	Supplies-Prosecutor/General Fund	1,436.56
B-BP Products North America	Gasoline/Dog and Kennel Fund	487.39
D-Lash Paving, Inc.	Asphalt/Roads and Bridges Fund	6,006.65
D-Ohio-WV Excavating Co.	Eng. Proj. 10-4 Bridge Replacement/Road and Bridges Fund	7,763.54
D-Wilson Blacktop Corp.	Asphalt/Road and Bridges Fund	20,571.20
E-Don Nippert	Sub-Lease Agmt. for Tower Site/911 Fund	450.00
G-Belmont Co. Tourism Council, Inc.	July operating expenses/Lodging Excise Tax Fund	20,000.00
J-Doan Ford, Inc.	2012 Ford Escape-Auditor/Real Estate Assessment Fund	18,930.11
K-Lash Paving, Inc.	Eng. Proj. 11-2 Liquid Bituminous Material/Engineer MVGT Fund	97,492.50
K-Ohio-WV Excavating Co.	Eng. Project 11-1 Emerg. Repair-Nixon Run/Engineer MVGT Fund	32,673.40
N-Absolute Concrete	Concrete/Bridge & Retaining Wall Constr. Improve. Fund	512.50
N-Jones-Stuckey, Ltd., Inc.	Professional services/Bridge & Wall Constr. Improv. Fund	7,440.00
P-Bridgeport Water Dept.	Services/WWS#3 Revenue Fund	17,708.00
P-Cintas Corp.	Supplies/BCSSD Funds	35.15
P-Sam Winer Motors, Inc.	Materials/BCSSD Funds	4,050.00
P-Sidwell Materials, Inc.	Materials/WWS#3 Revenue Fund	73.30
P-William Fischer	Refund/WWS#3 Revenue Fund	88.77
S-AT&T	Phone/Certificate of Title Admn. Fund	140.10
S-Cardmember Service	Travel, activities & Food/Oakview Juvenile Residential Center Fund	556.61
S-Courtview Justice Solutions	Services/Clerk of Courts Computer Fund	4,362.50
S-Digital Data Communications	Upgrade/Probate Court Computer Fund	4,585.23
S-McGhee & Co.	Labels/Northern Ct. General Special Projects	522.96
S-PNC Bank	Activities & meals/District Detention Home Fund	15.73
S-Results Engineering	Onbase upgrade/Probate Court Computer Fund	10,966.96
S-TSG	Back-up vaulting/Eastern Div. Ct. Computer Fund	48.12
S-Walmart Community/GEMB	Food, medical & supplies/Oakview Juvenile Residential Center Fund	332.84
T-Chambers, Murphy & Burge Restoration, Ltd.	Assessment Fee/Historic Sheriff's Residence	9,800.00
W-Matthew Bender & Co.	Books/Law Library Fund	165.52
Y-Bridgeport, Village of	Patching Various Streets/County Motor Vehicle License Tax Fund	1,375.00

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

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the Recapitulation of Vouchers dated for July 27, 2011 as follow:

FUND	AMOUNT
A-GENERAL	\$5, 500.00; \$44,313.12; \$51,001.69
A-GENERAL/AUDITOR	\$715.09
A-GENERAL/JUVENILE COURT	\$714.43
A-GENERAL/SHERIFF	\$3,772.34
A-GENERAL/911	\$1,124.68
H-Job & Family, CSEA	\$4,690.23
H-Job & Family, Public Assistance	\$3,393.19
J-Real Estate Assessment Fund	\$1,375.00
K-Engineer MVGT	\$27,931.41; \$1,583.80; \$7,585.49
M-Juvenile Ct. – Intake Coordinator	\$79.31
M-Juvenile Ct. – Placement Services	\$17,280.00
M-Juvenile Ct. – Placement II	\$300.00
M-Juvenile Ct. – Title IV-E Reimb.	\$17,205.79
P-Oakview Bldg.	\$1,222.29
P-Sanitary Sewer District	\$9,368.12; \$1,280.88; \$216.01
S-District Detention Home	\$3,948.56
S-Job & Family, Children Services	\$893.98
S-Juvenile Ct. Computer Fund	\$393.98
S-Oakview Juvenile Residential Center	\$6,805.72
S-Sheriff CCW	\$2,085.00
S-Sheriff Commissary	\$534.57
T-Sanitary Sewer District	\$253.04

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
CARE AND CUSTODY	CARE AND CUSTODY	
E-0400-M060-M24.000 Other Expenses	E-0400-M060-M25.002 Salaries C-CAP	\$ 213.30

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
WWS#3	WWS#3	
E-3702-P005-P17.002 SALARIES	E-3702-P005-P21.000 MATERIALS	\$30,000.00

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
E-8010-S030-S51.002 Salaries	E-8010-S030-S64.012 Equipment	\$ 1,007.34
E-8010-S030-S56.000 Motor Vehicle	E-8010-S030-S64.012 Equipment	198.73
E-8010-S030-S53.000 Medical	E-8010-S030-S64.012 Equipment	174.75
E-8010-S030-S57.000 Travel	E-8010-S030-S64.012 Equipment	248.89
E-8010-S030-S57.000 Travel	E-8010-S030-S55.010 Supplies	385.94
E-8010-S030-S57.000 Travel	E-8010-S030-S70.005 Medicare	5.64
E-8010-S030-S53.000 Medical	E-8010-S030-S70.005 Medicare	9.25

Upon roll call the vote was as follows:

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

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to execute payment of Then and Now Certification dated July 27, 2011, 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. Coffland	Yes
Mr. Probst	Yes

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

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

GENERAL FUND - \$ 38.23 paid into R-0040-A000-Q00.500 Insurance Reimbursements on 07/26/11. Note: This is for damage to 2008 Ford Crown Victoria. D/L 7/13/11, Claim No. 160022178

Upon roll call the vote was as follows:

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

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

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

ELECTION BOARD – Clerk David Jerico to travel to Columbus, on July 27, 2011, to pick up 1000 U.S. Flags from Allen County.

JUVENILE COURT – Judge Costine to travel to San Diego, CA, on August 27-Sept. 5, 2011, to attend a conference.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING MINUTES OF REGULAR BOARD OF COMMISSIONERS MEETING AND THE EMERGENCY MEETING OF JUNE 20, 2011

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the minutes of the Belmont County Board of Commissioners regular meetings of June 16, 2011 and the Emergency Meeting of June 20, 2011.

Upon roll call the vote was as follows:

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

IN THE MATTER OF RESOLUTION

TO SERVE NOTICE TO BELMONT SENIOR SERVICES, INC.

RE: TERMINATION OF LEASE AGREEMENTS FOR OAKVIEW AND THOBURN CHURCH LOCATIONS

Motion made by Commissioner Coffland, seconded by Commissioner Probst to adopt the following resolution:

RESOLVED, that as part of the transition of senior services to Belmont County Department of Job and Family Services, the Clerk is directed to serve notice to Belmont Senior Services, Inc. ("BSS") that the lease entered into between BSS and the Board of County Commissioners of Belmont County, Ohio, that commenced on January 1, 2011 for four thousand, nine hundred and fourteen (4,914) square feet of office space in the building known as Oakview, and located at 45240 National Road, St. Clairsville, Ohio 43950 and for three thousand, six hundred and seventy-five (3,675) square feet on the ground floor of the building known as Thoburn Church at St. Clairsville will both terminate as of the end of September 30, 2011. The Belmont County Department of Job and Family Services is authorized to use the Thoburn Church location to provide senior services on and after October 1, 2011 and to cooperate with BSS during the transition period.

Adopted this 27th day of July, 2011.

Upon roll call the vote was as follows:

Mr. Coffland	<u>Yes</u>
Mr. Probst	<u>Yes</u>
Mrs. Favede	<u>Yes</u>

IN THE MATTER OF APPROVING AND SIGNING LETTER OF APPOINTMENT

TO OHIO EMA DESIGNATING COUNTY ENGINEER FRED BENNETT TO ACT AS

AUTHORIZED AGENT REGARDING PUBLIC ASSISTANCE GRANT

PROGRAM FOR FEMA-DR-4001-OH

Motion made by Mr. Coffland, seconded by Mr. Probst to approve and sign the Letter of Appointment to be sent to Ohio EMA designating County Engineer Fred Bennett to sign all documents and in all ways act as the Authorized Agent relative to the Public Assistance Grant Program for FEMA-DR-4002-OH.

Upon roll call the vote was as follows:

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

IN THE MATTER OF AWARDING BID FOR ENGINEER

PROJECT 11-3 SUPPLY & DELIVER PRE-CAST PRE-STRESSED

CONCRETE BOX BEAMS FOR FOUR (4) BRIDGES

Motion made by Mr. Coffland, seconded by Mr. Probst to award the bid for the Belmont County Engineer's Project 11-3 Supply & Deliver Pre-Cast Pre-Stressed Concrete Box Beams for Four (4) Bridges to the low bidder, Carr Concrete Corporation, in the amount of \$137,968.00, based upon the recommendation of Fred Bennett, County Engineer.

Upon roll call the vote was as follows:

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

IN THE MATTER OF RESOLUTION AUTHORIZING

FILING OF FY 2011 CDBG FORMULA ALLOCATION

PROGRAM APPLICATION

Motion made by Mr. Coffland, seconded by Mr. Probst to adopt the following resolution:

RESOLUTION AUTHORIZING THE FILING OF THE FY 2011 CDBG FORMULA ALLOCATION PROGRAM APPLICATION TO THE STATE OF OHIO, DEPARTMENT OF DEVELOPMENT – OFFICE OF HOUSING AND COMMUNITY PARTNERSHIPS FOR APPROVAL.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING SALARY

ADJUSTMENT AND RE-CLASSIFICATION OF

JOHN BRUNNER/BCSSD

Motion made by Mr. Coffland, seconded by Mr. Probst to approve a fifty cent (\$0.50) per hour salary adjustment effective July 13, 2011 for John Brunner, who will be re-classified as Chief Water Plant Operator III, as per the Belmont County Water & Sewer Department Job Classification Handbook, and based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING SALARY

ADJUSTMENT AND RE-CLASSIFICATION OF

RON PACIFICO/BCSSD

Motion made by Mr. Coffland, seconded by Mr. Probst to approve a one dollar and seventy five cents (\$1.75) per hour salary adjustment effective July 13, 2011 for Ron Pacifico, who has been re-classified as Waste Water Plant Manager, as per the Belmont County Water & Sewer Department Job Classification Handbook, and based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING SALARY
ADJUSTMENT AND RE-CLASSIFICATION OF
MARK SUBASIC/BCSSD**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve a one dollar and fifty cents (\$1.50) per hour salary adjustment effective July 13, 2011 for Mark Subasic, who will be re-classified as Water Treatment Plant Manager, as per the Belmont County Water & Sewer Department Job Classification Handbook, and based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING SALARY
ADJUSTMENT AND RE-CLASSIFICATION OF
ERIC TAYLOR/BCSSD**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve a one dollar and fifty cents (\$1.50) per hour salary adjustment effective July 18, 2011 for Eric Taylor, who will be re-classified as a Water Plant Operator I, as per the Belmont County Water & Sewer Department Job Classification Handbook, and based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF BID OPENING FOR THE
BCDJFS SENIORS PROGRAM MEAL PREPARATION PURCHASE**

This being the day and 10:15 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Belmont County Department of Job and Family Services **Seniors Program Meal Preparation Purchase**, they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Belmont Senior Services 45240 National Road St. Clairsville, OH 43950		NO BID
Belmont Community Hospital 4697 Harrison Street Bellaire, OH 43906	X	\$ 3.50 Per Hot Meal \$ 2.50 Per Frozen Meal

Present for the bid opening were Attorney Mark Lucas, Dwayne Pielech, Director, BCDJFS; Mike Schuler of The Times Leader; Al Molnar of The Intelligencer; and Tim Johnson of Belmont Senior Services.

Motion made by Mr. Probst, seconded by Mrs. Favede to turn over all bids received for the Belmont County Department of Job and Family Services Meal Preparation Purchase to Dwayne Pielech, Director, for review and recommendation.

Upon roll call the vote was as follows:

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

**10:00 Larry Merry, Port Authority Director
Re: Announcement-A new Belmont County business**

Larry introduced President Patrick Spang and the management team from Environmental Coordination Services & Recycling, a new business located in Martins Ferry along the riverfront. They will provide services relating to the Marcellus and Utica shale drilling. They currently have 16 employees. The businessmen were welcomed to the county by the board and thanked for investing in Belmont County. Mr. Merry noted the location of the county being on I-70 puts us at the heart of the gas field development. This chosen site is ideal with room to expand. Commissioner Probst noted that this is an example of spinoff jobs created by the oil and gas boom.

**IN THE MATTER OF BID OPENING FOR
ENGINEER PROJECT 11-4 BEL-2011 SIGN UPGRADE**

This being the day and 10:30 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Belmont County Engineer's Project 11-4 BEL-2011 Sign Upgrade, they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
A & A Safety, Inc. 1126 Ferris Road Amelia, OH 45102	X	\$ 70,494.90
Osburn Associates, Inc. P O Box 912 Logan, OH 43138	X	\$ 53,968.21
Rocal, Inc. 3186 County Road 550 Frankfort, OH 45628-9503	X	\$ 57,801.29
Newman Signs, Inc. PO Box 1728 Jamestown, ND 58402-1728	X	\$ 61,042.01
Custom Products Corporation P O Box 54091 Jackson, MS 39288	X	\$ 25,414.68

Engineer's estimate-\$62,540.00

Note: Mr. Bennett advised the bid has to be awarded to an ODOT approved company.

Present for the bid opening were Engineer Fred Bennett, Mike Schuler of The Times Leader, and Al Molnar of The Intelligencer.

Motion made by Mr. Probst, seconded by Mrs. Favede to turn over all bids received for the Belmont County Engineer's Project 11-4 BEL-2011 Sign Upgrade, PID 90472, to Fred Bennett, County Engineer, for review and recommendation.

Upon roll call the vote was as follows:

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

10:45 Hearing-Road Improvement 1110

Present for the hearing were Engineer Fred Bennett, Ruth Graham and Rick Oberdick of the Engineer's Dept., petitioner Naomi Calovini, David Burghy and Sue DeVoy. Ruth advised Mr. Burghy and Ms. DeVoy attended the road view and have concerns. Ruth presented a fact sheet from Ms. Calovini regarding the road along with mapping of the area. Ruth said two previous vacations have created a landlocked area. The township trustees have no objection to the vacation and the County Engineer's view is to vacate. Ms. DeVoy said she does not want the road closed and has concerns about cattle being on the property. Ms. Calovini said she has no intent to run cattle on the property. Ruth advised they can put cattle there even if vacation does not go through as there is no zoning. Mr. Coffland said the rest of the road is vacated at both ends, there is only a difference of six feet, splitting the road down the middle, and there is no intent for cattle.

**IN THE MATTER OF THE VACATION OF A
12 FOOT ALLEY – DINSMORE'S ADDITION
UNION TOWNSHIP SEC 6, T-8, R-5/RD IMP 1110**

**REPORT OF COUNTY ENGINEER
OHIO REV. CODE, SEC. 5553.06**

Date: 7/27/11

To the Board of County Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated July 20, 2011, proceeded on July 27, 2011 to make an accurate survey and plat of the Public Road proposed to be improved and respectfully submits the following report:

In the opinion of the undersigned the proposed improvement should be granted.

An accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believe will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner, accompany this report and are made apart hereof.

An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follow:
"see attached plat"

The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposed improvement is granted.

Fred F. Bennett/s/
County Engineer of Belmont County, Ohio

**IN THE MATTER OF THE VACATION OF
A 12 FOOT ALLEY – DINSMORE'S ADDITION
UNION TOWNSHIP, SEC. 6, T-8, R-5/RD IMP 1110**

Office of County Commissioners
Belmont County, Ohio

**RESOLUTION-GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.
Rd. Imp. #1110**

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 27th day of July, 2011 in the office of the Commissioners with the following members present:

- Mr. Coffland
- Mr. Probst
- Mrs. Favede

Mr. Coffland moved the adoption of the following Resolution:

WHEREAS, This day this matter came on to be heard on the report, survey, plat, and detailed and accurate descriptions as filed by the County Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the said improvement for the public convenience or welfare and offered either for or against going forward with the proposed improvement by interested persons; and

WHEREAS, Said Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to said matter; therefore, be it

RESOLVED, That said Board of County Commissioners do find said improvement will serve the public convenience and welfare; and be it further

RESOLVED, That said improvement as set forth and defined in said report, survey, plat and detailed and accurate descriptions as filed by the County Engineer be and the same is hereby granted and said road is hereby ordered vacated.

RESOLVED, That the County Engineer be and he is hereby directed to cause and record the proceeding, including the survey and plat and accurate and detailed description of said proposed improvement, to be forthwith entered in the proper road records of said County; and be it further

Mr. Probst seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

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

Adopted the 27th day of July, 2011

DISCUSSION HELD RE: BCDJFS SENIOR MEAL PROGRAM BIDS – BCDJFS Director Dwayne Pielech stated he and Attorney Mark Lucas have been reviewing the bids that were opened earlier this morning. Of the two bids opened, one was from Belmont Senior Services that included a letter stating they would not be bidding on this program. The Belmont Community Hospital bid was intact. The next step will be to meet with them. Mr. Pielech said the plan is to start serving new meals the week after Labor Day, delivering 100 meals first and increasing the amount each week. To be fully integrated by October 1 is the goal. Once a contract is signed the vendor has 45 days to prepare for the first meal to be produced.

BREAK

Note: Commissioner Favede briefly stepped out of the meeting.

**IN THE MATTER OF BID OPENING FOR ENGINEER
PROJECT 11-5 BEL-10.19.13 BRIDGE REPLACEMENT
PROJECT (CR 10 BARTON-BLAINE ROAD)**

This being the day and 11:15 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Belmont County Engineer's Project O.P.W.C. **Project 11-5 BEL-10-19.13 Bridge Replacement Project (CR10 Barton-Blaine Road)** they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
BUDS, Inc. 6260 Newark Road Nashport, OH 43830	X	\$ 689,598.00
Suburban Maintenance & Construction, Inc. 16330 York Road North Royalton, OH 44133	X	\$ 677,800.00
Shelly & Sands, Inc. PO Box 2469 Columbus, OH 43216	X	\$ 748,500.00
Ohio-West Virginia Excavating Co. PO Box 128 Powhatan Point, OH 43942	X	\$ 647,135.00

Note: Engineer's estimate-\$700,000.00

Present for the bid opening were Engineer Fred Bennett and Mike Schuler of The Times-Leader.

Motion made by Mr. Coffland, seconded by Mr. Probst to turn over all bids received for the Belmont County Engineer's O.P.W.C. **Project 11-5 BEL-10-19.13 Bridge Replacement Project (CR10 Barton-Blaine Road)**, to Fred Bennett, County Engineer, for review and recommendation.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AWARDING BID FOR THE MEAL
PREPARATION PURCHASE FOR THE BCDJFS SENIORS PROGRAM**

Motion made by Mr. Probst, seconded by Mr. Coffland to award the bid for the Meal Preparation Purchase for the Belmont County Department of Job & Family Services Seniors Program to the only bidder, Belmont Community Hospital, 4697 Harrison St., Bellaire, Ohio, based upon the recommendation of Dwayne Pielech, BCDJFS Director, and Attorney Mark Lucas as follows:

Frozen Meal per meal price - \$2.50

Hot meal per meal price - \$3.50

Upon roll call the vote was as follows:

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

11:30 Proclamation-Linda Mehl, Belmont County WIC Director

Re: Breastfeeding Awareness Month

Present were Linda Mehl, Director and Claire Shorts, RN, of the WIC office. Linda advised their breastfeeding initiation rates are about 40% of the moms. Unfortunately they start but don't stick with it for very long. They are working on increasing the amount of time mom's breastfeed. The American Academy of Pediatrics recommends one whole year of breastfeeding. With many mothers returning to work very soon, it is difficult for them to continue and difficult for employers to provide space and time.

**IN THE MATTER OF ADOPTING PROCLAMATION IN
RECOGNITION OF BREASTFEEDING AWARENESS MONTH**

Motion made by Mrs. Favede, seconded by Mr. Probst to adopt the proclamation in recognition of Breastfeeding Awareness Month.

***PROCLAMATION
IN RECOGNITION OF
BREASTFEEDING AWARENESS MONTH
"BREASTFEEDING – TAKIN' IT TO THE STREETS!"***

Whereas, breastfeeding supports normal, healthy growth and development of the human infant that lasts a lifetime; including protection against obesity, diabetes, heart disease, and Sudden Infant Death Syndrome; and

Whereas, the benefits of breastfeeding for the mother include protection against breast and ovarian cancer, type II diabetes, heart disease, and depression; and

Whereas, studies show that the nation has the potential to avoid over 900 infant deaths and save 13 billion dollars a year in medical costs if more mothers breastfed, resulting in a decreased emotional and economic toll on our families and the community; and

Whereas, communicating the risks of not breastfeeding for mother, baby and society is vital to ensure that families are able to make a truly informed and evidence-based choice about how to feed their babies; and

Whereas, societal acceptance and supportive laws and policies are vital to increase the rates of breastfeeding and reap the health and monetary rewards of breastfeeding; and,

Whereas, Ohio ranks 42nd nationally in breastfeeding initiation rates, the Belmont County Commissioners join the United States Breastfeeding Committee, the Surgeon General and the medical community in the belief that breastfeeding rates will improve if effective actions are taken to communicate that breastfeeding is the normal, natural and socially acceptable way to feed a baby in all of Belmont County.

NOW, THEREFORE, BE IT RESOLVED, the Belmont County Commissioners, do hereby designate **AUGUST 2011**

BREASTFEEDING AWARENESS MONTH

throughout Belmont County, and urge all healthcare providers, residents and community leaders to join us in supporting breastfeeding as the normal, healthy way to feed infants.

Adopted this 27th day of July, 2011

BELMONT COUNTY COMMISSIONERS

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

Upon roll call the vote was as follows:

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

**IN THE MATTER OF PUBLIC HEARING HELD
RE: THE OHIO VALLEY COAL COMPANY PUBLIC
ROAD CONSENT/COUNTY ROAD 86**

11:45 Public Hearing-Ryan Burns, Ohio Valley Coal

Mr. Burns stated they are asking for consent to perform stream and wetland mitigation near Co. Rd. 86 near their facility. The extent of the project would be to shore up the stream bed, put in some rip rap, and fence off corridors to keep cattle, etc., out to allow natural vegetation to help with stream quality. Engineer Fred Bennett said he thinks this will be an improvement. There was no public comment at this hearing.

**IN THE MATTER OF APPROVING AND SIGNING THE
PUBLIC ROAD CONSENT FORM FOR ODNR GRANTING
PERMISSION FOR THE OHIO VALLEY COAL COMPANY TO
PERFORM STREAM AND WETLAND MITIGATION
WITHIN 100 FEET OF THE OUTSIDE RIGHT-OF-WAY LINE
BUT NO CLOSER THAN 5' OF THE TRAVELED PORTION OF
COUNTY ROAD 86**

Motion made by Mr. Coffland, seconded by Mr. Probst to approve and sign the ODNR Public Road Consent form for Ohio Valley Coal Company's application/permit number D00360, to perform stream and wetland mitigation within 100 ' of the outside right-of-way line but no closer than 5' of the traveled portion of County Road 86.

**OHIO DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINERAL RESOURCEW MANAGEMENT**

Applicant's Name **The Ohio Valley Coal Company**
Application/Permit Number **D-0360**

This form, pursuant to Ohio Revised Code Sections 1513.073 and 4153.11 and rule 1501:13-3-04 of the Ohio Administrative Code, is to be completed if the applicant proposes to mine through or within one hundred (100) feet, measured horizontally, of the outside right-of-way line of any public road and the applicant does not have valid existing rights. Where the proposed mining operation is to be conducted within one hundred (100) feet, measured horizontally, of the outside right-of-way line of any public road, and the applicant does not have valid existing rights, then the applicant must obtain the necessary approval of the governmental authority with jurisdiction over the public road by completing this form and having it signed by the governmental authority.

A map showing the road or the portion thereof to which this consent to mine applies is attached and a description follows:

Beginning at a point within the outside right-of-way of a Belmont County Road #86 673 feet North of the intersection of Belmont County Road #86 and Ohio State Route #148; thence from said place of beginning and following Belmont County road #86 in a Northerly direction for a distance of approximately 3,112 feet to the point of terminus.

The applicant proposes to conduct the following activities as part of the mining operation subject to the granting of this road permit.

- spoil deposit*
- topsoil storage*
- equipment storage*
- pond construction*
- excavation or location of ___ foot highwall*
- other (describe) Stream and wetland mitigation**

Describe the measures to be used to ensure that the interests of the public and landowners are protected.

- 1. Signs will be erected entering from both directions to provide information to the public.**

TO BE COMPLETED BY THE APPLICABLE ROAD AUTHORITY

(within 30 days of completion of the public hearing):

The applicant has made public notice, at least two weeks prior to this hearing, a copy of which is attached, of his intent to obtain a road permit. An opportunity for interested parties to present testimony was provided at a hearing held on **7/27/2011** and based on testimony presented and on a review of this application, the public road authority finds that the interests of the public and affected landowners will be protected. Therefore, this road permit is granted effective **7/27/2011**, and shall remain in effect until coal mining and reclamation operations are completed under the coal mining permit issued pursuant to this permit.

The applicant or permit transferee is hereby granted a road permit to conduct the above described activities in the following manner:

1. Within one hundred (100) feet of the outside right-of-way line but no closer than **5** feet of the traveled portion of public road # **86**; or

Signed: Matt Coffland /s/ _____ Date 7/27/11

Title: Belmont County Commissioner

Signed Charles R. Probst, Jr. /s/ Pres. _____ Date 7/27/11

Title: Belmont County Commissioner

Signed Ginny Favede /s/ _____ Date 7/27/11

Title: Belmont County Commissioner

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 12:00 PM**

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

Upon roll call the vote was as follows:

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

Read, approved and signed this 3rd day of August, 2011.

_____ COUNTY COMMISSIONERS

We, Matt Coffland 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

July 27, 2011