

St. Clairsville, Ohio

June 30, 2009

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

**“SPECIAL MEETING”**

**IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 2:07 P.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to enter Executive Session with Mark Lucas, Consultant and Assistant Prosecutor David K. Liberati, pursuant to O.R.C. 121.22(G)(1) Personnel Exception to discuss the employment and compensation of public employees and 121.22(G)(4) Collective Bargaining Exception.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 3:20 P.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn Executive Session with Mark Lucas, Consultant and Assistant Prosecutor David K. Liberati, pursuant to O.R.C. 121.22(G)(1) Personnel Exception to discuss the employment and compensation of public employees and 121.22(G)(4) Collective Bargaining Exception.

Upon roll call the vote was as follows:

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

**AS A RESULT OF EXECUTIVE SESSION THE FOLLOWING ACTION WAS TAKEN:**

**IN THE MATTER OF EXTENDING THE COLLECTIVE BARGAINING AGREEMENT AT PARK HEALTH CENTER**

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

**RESOLUTION**

WHEREAS District 1199 WV/KY/OH, the Health Care and Social Service Union, SEIU (“the Union”) represents a bargaining unit of employees at Belmont County Park Health Center (the “Facility”); and

WHEREAS Park Health Center and the Union are parties to a collective bargaining agreement (the “CBA”), which is dated May 2, 2006 and is currently due to terminate at 11:59 p.m. June 30, 2009; and

WHEREAS the Belmont County Board of County Commissioners (the “Commissioners”) expect that a lease will soon commence under which Park Health Realty, LLC (“PHR”) will lease the Facility from the Commissioners, and DC Healthcare Enterprises, LLC (“DCE”) will sublease the Facility from PHR, and that DCE will then become the employer of the bargaining unit employees at the Facility; and

WHEREAS an extension of the CBA under the current terms and conditions until the lease commences would be for the benefit of both Belmont County and the Union;

BE IT RESOLVED THAT THE Commissioners approve and agree that Park Health Center shall enter into the attached Amendment/Addendum to Collective Bargaining Agreement to extend the term of the CBA accordingly.

Adopted June 30, 2009

Upon roll call the vote was as follows:

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

**AMENDMENT/ADDENDUM TO COLLECTIVE BARGAINING AGREEMENT**

Belmont Co. Park Health Center and District 1199, SEIU

Park Health Center (the “Employer”) is a nursing home facility (“Facility”) currently owned by the Belmont County, Ohio, Board of Commissioners. District 1199 WV/KY/OH, the Health Care and Social Service Union, SEIU (“the Union”) represents a bargaining unit of employees at the Facility. The Employer and the Union are parties to a collective bargaining agreement (the “CBA”), which is dated May 2, 2006 and is currently due to terminate at 11:59 p.m. June 30, 2009. The Commissioners expect that a lease will soon commence under which Park Health Realty, LLC (“PHR”) will lease the Facility from the Commissioners, and DC Healthcare Enterprises, LLC (“DCE”) will sublease the Facility from PHR, and that DCE will then become the employer of the bargaining unit employees at the Facility.

Therefore, the Employer and the Union hereby agree to extend the duration of the CBA and its current terms and conditions until such time as DCE becomes the employer of the bargaining unit at the facility, or six months from 11:59 p.m., June 30, 2009, whichever is sooner.

FOR THE EMPLOYER

FOR THE UNION

\_\_\_\_\_  
 Commissioner (President)  
*Ginny Favede /s/*  
 \_\_\_\_\_  
 Commissioner  
*Matt Coffland /s/*  
 \_\_\_\_\_  
 Commissioner  
 Date June 30, 2009  
*Daniel J. Coggins /s/*  
 \_\_\_\_\_  
 Daniel Coggins, Administrator Park Health  
 Date 06-30-09  
 \_\_\_\_\_  
 APPROVED AS TO FORM:  
*David K. Liberati /s/* Assistant  
 \_\_\_\_\_  
 County Prosecutor

\_\_\_\_\_  
*Kathy McCermick /s/*  
 \_\_\_\_\_  
 Date June 30, 2009  
 \_\_\_\_\_

**IN THE MATTER OF ADJOURNING  
COMMISSIONERS MEETING AT 3:21 P.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn the meeting at 3:21 p.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 1st day of July, 2009.

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

Charles R. Probst, Jr. - Absent

We, Ginny Favede and Jayne Long, Vice-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.

\_\_\_\_\_  
VICE-PRESIDENT

\_\_\_\_\_  
CLERK