

St. Clairsville, Ohio

May 1, 2013

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 Mrs. Favede, 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-Columbus Marriot NW	Lodging for CTAO Conference-Treasurer/General Fund	278.00
A-Dell Marketing LP	New computer-GIS Projects/General Fund	5,710.28
A-Frank Pierce	Mileage/meal reimbursement-Public Defender/General Fund	162.39
A-Ohio AFSCME Care Plan	Dental & Drug Coverage/General Fund	368.00
A-Robert W. Quirk	Mileage reimbursement-Public Defender/General Fund	173.70
A-Robert W. Quirk	Reimbursement for taxes paid-Public Defender/General Fund	7.74
A-Staples	Supplies-Public Defender/General Fund	223.78
N-Carr Concrete Corp.	Proj. 11-3 Concrete Box Beams/Bridge & Retaining Wall Construction	36,277.00
P-Belmont Co. Sanitary Sewer	Services/BCSSD Funds	2,000.00
P-Motorola Solutions, Inc.	APX Radios & Accessories/State Homeland Security Grant/EMA	51,799.50
S-AT&T	Telephone system/Oakview Juvenile Residential Center Fund	390.84
S-Barrett Brothers	Cost bills/Clerk of Courts Computer Fund	112.00
S-Cardmember Service	Activities, communications & food/Oakview Juvenile Residential Center	259.17
S-Glynis Valenti	Professional services/Port Authority Fund	600.00
S-Hughes Xerographic	Equipment/Port Authority Fund	44.88
S-McGhee & Co.	Supplies/Eastern Ct. General Special Projects Fund	605.64
S-Sam's Club	Food/Oakview Juvenile Residential Center Fund	273.39
S-Staples	Supplies/Northern Ct. General Special Projects Fund	397.79
S-TSG	Offsite backup/Eastern Div. Court Computer Fund	38.78
S-TSG	Data backup & vaulting/Northern Div. Court Computer Fund	140.72
S-United Bank	Armory property mortgage/Port Authority Fund	1,793.62
S-Walmart Community/GECRB	Food/Oakview Juvenile Residential Center Fund	237.17

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the Recapitulation of Vouchers dated for May 1, 2013 as follow:

<u>FUND</u>	<u>AMOUNT</u>
A-GENERAL	\$5,709.00; \$16,812.65
A-GENERAL/AUDITOR	\$2,984.98
A-GENERAL/COMMON PLEAS COURT	\$2,100.14
A-GENERAL/CORONER	\$763.06
A-GENERAL/EMA	\$1,222.18
A-GENERAL/PROBATE COURT	\$106.50
A-GENERAL/SHERIFF	\$7,907.87
A-GENERAL/911	\$318.82
B-Dog Kennel	\$2,675.80
H-Job & Family, CSEA	\$12,123.37
H-Job & Family, Public Assistance	\$22,294.85; \$600.00; \$10,870.74; \$88,751.25
H-Job & Family, WIA	\$18,331.90; \$3,116.30
J-Real Estate Assessment	\$12,750.00
K-Engineer MVGT	\$1,095.75; \$39,674.98; \$6,938.50
M-Juvenile Ct. -Title IV-E Reimb.	\$210.91
P-Oakview Admn Bldg.	\$135.00
P-Sanitary Sewer District	\$51,375.36
S-Clerk of Courts Computer	\$780.78
S-District Detention Home	\$3,379.98
S-Job & Family, Senior Program	\$22,641.69; \$15,938.39
S-Oakview Juvenile Residential Center	\$3,523.62
S-OUE Brick Tavern Tourism Council Proj. Money	\$42.25
S-Sheriff CCW	\$1,018.92
S-Sheriff Commissary	\$1,680.94
S-Western Ct. General Special Projects	\$1,344.39
S-Western Div. Court Computer	\$4,295.29
T-OUE Brick Tavern Constr. Only	\$2,555.72
U-Sheriff Reserve Account	\$1,837.06

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFERS WITHIN FUND

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the following transfers within the following funds:

BEL. CO. JUVENILE COURT/CARE & CUSTODY FUND M60

FROM	TO	AMOUNT
E-0400-M060-M29.008 Insurances CCAP	E-0400-M060-M28.004 Worker's Comp CCAP	\$ 1,475.09
E-0400-M060-M75.008 Insurances Substance Abuse	E-0400-M060-M74.004 Work. Comp Sub. Ab.	\$ 1,103.51

OAKVIEW JUVENILE RESIDENTIAL CENTER/REHABILITATION FUND S30

FROM	TO	AMOUNT
E-8010-S30-S40.000 Grant Holding	E-8010-S30-S72.000 Capital	\$ 460.00
E-8010-S30-S58.000 Communications	E-8010-S30-S55.010 Supplies	\$ 1,000.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER OF FUNDS FOR FORT DEARBORN LIFE INSURANCE CHARGEBACKS FOR THE FOURTH QUARTER PERIOD: (MAR., APR. & MAY, 2013)

Motion made by Mr. Coffland, seconded by Mr. Probst to make the following transfer of funds for the Fort Dearborn Life Insurance Chargebacks for the Fourth Quarter (MAR., APR. & MAY, 2013)

Transfer From		Transfer To	Amount
E-0256-A014-A09.006	TOTAL GENERAL FUND	R-9891-Y091-Y05.500	1,916.16
E-1551-S088-S03.006	CTY CT PROBATION	R-9891-Y091-Y05.500	0.00
E-0170-A006-G11.000	PUBLIC DEFENDER	R-9891-Y091-Y05.500	38.25
E-0181-A003-A11.000	BD. OF ELECTIONS	R-9891-Y091-Y05.500	56.13
E-1410-W082-T097.006	TREASURER DRETAC	R-9891-Y091-Y05.500	0.00
E-1600-B000-B13.006	DOG & KENNEL	R-9891-Y091-Y05.500	15.30
E-0910-S033-S47.006	D.D.HOME	R-9891-Y091-Y05.500	155.55
E-5005-S070	DJFS SENIOR PROGRAM	R-9891-Y091-Y05.500	243.35
E-1571-S087-S03.006	EASTERN COURT SPECIAL	R-9891-Y091-Y05.500	0.00
E-1561-S086-S03.006	NORTHERN COURT SPECIAL	R-9891-Y091-Y05.500	0.00
E-1551-S088-S03.006	WESTERN COURT SPECIAL	R-9891-Y091-Y05.500	7.65
E-1310-J000-J06.000	REAL ESTATE ASSESS	R-9891-Y091-Y05.500	45.90
E-2811-K200-K10.006	ENGINEER K-1 & K-2	R-9891-Y091-Y05.500	3.84
E-2812-K000-K20.006	ENGINEER K-11	R-9891-Y091-Y05.500	183.60
E-2813-K000-K39.006	ENGINEER K-25	R-9891-Y091-Y05.500	58.77
E-3701-P003-P31.000	WATER/SEWER WWS #2	R-9891-Y091-Y05.500	40.45
E-3702-P005.P31.000	WATER/SEWER WWS #3	R-9891-Y091-Y05.500	122.54
E-3704-P051-P15.000	WATER/SEWER SSD #1	R-9891-Y091-Y05.500	26.82
E-3705-P053-P15.000	WATER/SEWER SSD #2	R-9891-Y091-Y05.500	28.50
E-3706-P055.P15.000	WATER/SEWER SSD #3A	R-9891-Y091-Y05.500	4.38
E-3707-P056-P15.000	WATER/SEWER SSD #3B	R-9891-Y091-Y05.500	1.74
E-1810-L001-L14.000	SOIL CONSERVATION	R-9891-Y091-Y05.500	7.65
E-1815-L005-L15.006	SOIL CONSERVATION-Watershed	R-9891-Y091-Y05.500	15.30
E-6010-S079-S07.006	CLERK OF COURTS/TITLE	R-9891-Y091-Y05.500	53.55
E-8010-S030-S68.006	OAKVIEW JUVENILE	R-9891-Y091-Y05.500	102.03
E-2510-H000-H16.006	DJFS	R-9891-Y091-Y05.500	698.70
E-2760-H010-H12.006	CHILD SUPPORT	R-9891-Y091-Y05.500	84.24
E-2210-E001-E15.006	COUNTY HEALTH	R-9891-Y091-Y05.500	14.16
E-2213-F075-F02.003	VITAL STATISTICS	R-9891-Y091-Y05.500	14.16
E-2215-F077-F01.002	REPRODUCTIVE HLTH&WELLNESS	R-9891-Y091-Y05.500	14.16
E-2231-F083-F01.002	PUBLIC HLTH EMERG PREPAREDNESS	R-9891-Y091-Y05.500	14.16
E-2232-F084-F02.008	NURSING PROGRAM	R-9891-Y091-Y05.500	0.00
E-2218-G000-G06.003	FOOD SERVICE	R-9891-Y091-Y05.500	21.18
E-4110-T075-T52.008	W.I.C. PROGRAM	R-9891-Y091-Y05.500	38.25
E-2310-S049-S63.000	MENTAL HEALTH	R-9891-Y091-Y05.500	25.56
E-1511-W080-P07.006	VICTIMS ASSISTANCE	R-9891-Y091-Y05.500	7.65
E-1520-S077-S04.006	COMMUNITY GRANT	R-9891-Y091-Y05.500	7.65
E-1210-S078-S14.006	RECORDER	R-9891-Y091-Y05.500	0.00
E-0400-M060-M29.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	15.30
E-0400-M060-M64.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	0.00
E-0400-M060-M75.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	15.30
E-0400-M067-M05.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	7.65
E-0400-M078-M02.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	7.65
E-0400-M079-M02.008	JUVENILE COURT GRT	R-9891-Y091-Y05.500	15.30
E-9799-S012-S02.006	PORT AUTHORITY	R-9891-Y091-Y05.500	7.65
E-0063-A002-B30.000	MAGISTRATE EMPLOYEE	R-9891-Y091-Y05.500	0.00
E-1600-B000-B13.006	AUDITORS CLERK	R-9891-Y091-Y05.500	0.00
	Total amount this transfer		2,220.02

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriations, in accordance with the Official Certificate of Estimated Resources as approved by the Budget Commission, under the following dates:

**** FEBRUARY 6, 2013****

FOR THE CAPITAL PROJECTS N29 FUND

E-9029-N029-N02.055	Court House Building Repair	\$23,339.00
---------------------	-----------------------------	-------------

*For the cost of two (2) new ductless heat pump systems for the upper and lower levels of the Recorder's Office. **VOIDED 6/5/13***

**** May 1, 2013****

GENERAL FUND

E-0055-A004-B01.002	Salaries-Maintenance & Grounds	\$ 1,280.00
E-0121-A006-B02.002	Salaries-Recorder's Employees	\$38,000.00
E-0256-A014-A01.000	Insurances-County Buildings	\$ 4,582.95

CORSA Reimbursement for 01/25/13 Juvenile Court accident//check deposited 04/23/13.

BELMONT COUNTY SHERIFF/VARIOUS FUNDS

E-0131-A006-A04.002	Road Salary	\$ 3,400.00
E-0131-A006-A03.002	Salaries	\$ 6,372.00
E-0131-A006-A13.003	PERS/SPRS	\$ 1,153.00
E-0256-A014-A06.006	Health Insurance	\$ 254.00
E-0256-A014-A14.004	Wk. Comp	\$ 3,577.00
E-5100-S000-S01.010	Commissary	\$ 11,915.01
E-0131-A006-A24.000	E-SORN	\$ 275.00
E-0131-A006-A23.000	Background	\$ 483.00
E-5101-S001-S07.012	CCW Equipment	\$ 4,961.00
E-5101-S001-S06.000	CCW License	\$ 3,820.00
E-1652-B016-B02.000	DUI	\$ 25.00
E-0131-A006-A09.000	Medical	\$ 1,015.59
E-0131-A006-A20.000	False Alarm	\$ 150.00
E-9710-U010-U06.000	Reserve	\$ 5,468.26
E-0131-A006-A28.000	Shop w/ Cop	\$ 1,000.00
E-0131-A006-A30.000	Lifesaver	\$ 10.00

BELMONT SOIL & WATER/SOIL CONSERVATION FUND L01

E-1810-L001-L14.000	Other Expenses	\$ 2,843.07
---------------------	----------------	-------------

BELMONT CO. JUVENILE COURT/TRUANT OFFICER GRANT FUND M79

E-0400-M079-M01.002	Salary	\$ 9,325.00
E-0400-M079-M02.008	Fringes	\$ 3,712.92
E-0400-M079-M04.000	Other Expenses	\$ 1,600.00

FOR THE ISSUE TWO MONIES N41 FUND

E-9041-N041-N10.055	Project Payments	\$39,772.36
---------------------	------------------	-------------

FOR THE ENGINEER'S ODOT GRANT PROJECTS N43 FUND

E-9043-N043-N01.000	ODOT PID #88326	\$31,729.31
E-9043-N043-N02.000	ODOT PID #92742	\$ 3,395.00
E-9043-N043-N03.000	ODOT PID #86170	\$30,784.21
E-9043-N043-N04.000	ODOT PID #91537	\$ 6,300.00
E-9043-N043-N05.000	ODOT PID #79463	\$24,573.84

FOR THE OLD SHERIFF'S RESIDENCE P83 FUND

E-1703-P083-P07.013	ODOT Grant Expenses	\$2,718.96
---------------------	---------------------	------------

FOR THE OUE BRICK TAVERN S05 FUND

E-2405-S005-S05.011	Contract Services	\$26,447.16
---------------------	-------------------	-------------

BELMONT CO. DJFS/CHILDREN SERVICES FUND S17

E-2765-S017-S31.000	Other Expenses	\$ 75,301.50
---------------------	----------------	--------------

ADULT PROBATION/COMMUNITY BASED CORRECTIONS ACT GRANT FUND S77

E-1520-S077-S01.002	Salaries	\$ 17,386.75
E-1520-S077-S02.005	Medicare	\$ 252.00
E-1520-S077-S04.006	Hospitalization	\$ 3,184.00
E-1520-S077-S03.003	PERS	\$ 2,434.25
E-1520-S077-S05.004	Workers Comp	\$ 313.00

PROSECUTOR'S/ VICTIM ASSISTANCE FUND W80

E-1511-W080-P01.002	Salary	\$ 3,600.89
E-1511-W080-P05.003	PERS	\$ 440.16
E-1511-W080-P07.006	Hospitalization	\$ 773.29
E-1511-W080-P08.005	Medicare	\$ 60.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATION

FOR THE S70 SENIOR SERVICES/IN-HOME CARE LEVY FUND

Motion made by Mrs. Favede, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as approved by the Budget Commission, under the date of January 3, 2013:

E-5005-S070-S14.074	Transfers-Out	\$2,000,000.00
---------------------	---------------	----------------

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Probst, seconded by Mr. Coffland to execute payment of Then and Now Certification dated May 1, 2013, presented by the County Auditor pursuant to O.R.C. 5705.41(d) 1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract or order.

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Coffland, seconded by Mrs. Favede to request the Belmont Co. Budget Commission certify the following monies. **GENERAL FUND - \$4,582.95** CORSA reimbursement deposited into R-0040-A000-Q00.500 on 04/23/13. *Reimbursement for Juvenile Court Accident 01/25/13*

Upon roll call the vote was as follows:

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

BCDJFS – Vincent Gianangeli to travel to Columbus, OH, on June 3-4, 2013, to attend 13th Annual Emerging Trends in Fraud Investigation and Prevention Conference. Also to travel to Columbus, OH, on August 20, 2013, to attend WIA Fiscal Agent Training. Estimated expenses: \$623.10

EMA – Dave Ivan to travel to Marshal Co., WV, on May 7, 2013, to attend Marshall Co. Oil Task Force meeting. A county vehicle will be used.

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

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the minutes of the Belmont County Board of Commissioners regular meeting of April 9, 2013.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADVERTISING FOR BIDS FOR ENGINEER'S PROJECT 13-1 APPLYING LIQUID BITUMINOUS MATERIAL FOR DUST CONTROL ON VARIOUS COUNTY HIGHWAYS

Motion made by Mrs. Favede, seconded by Mr. Coffland to advertise for bids for the Belmont County Engineer's Project 13-1 Applying Liquid Bituminous Material for dust control on various county highways, based upon the recommendation of Fred Bennett, County Engineer and authorize the Clerk of the Board to proceed with the required Notice to Bidders.

NOTICE TO BIDDERS

BELMONT COUNTY COMMISSIONERS' OFFICE
ST. CLAIRSVILLE, OHIO 43950

Sealed bids will be received by the Belmont County Board of Commissioners at the Commissioners Office, Belmont County Courthouse, 101 West Main Street, St. Clairsville, Ohio 43950 until **10:30 A.M.** (Local time), Wednesday, **May 22, 2013** for **Project 13-1 "Applying Liquid Bituminous Material for dust control on various County Highways"** for the Belmont County Engineering Department, St. Clairsville, Ohio, 43950, and then at said office publicly opened and read aloud.

Copies of specifications and bid forms may be obtained at the Commissioners' office between the hours of 9:00 A.M. and 4:00 P.M. daily, Monday through Friday.

Each bid must be accompanied by a bid Guaranty meeting the requirements of Section 153.54 of the Ohio Revised Code as follows:

- A bond in accordance with Section 153.54 (B) O.R.C. –OR-
- A certified check, cashiers check, or letter of credit in accordance with Section 153.54 (C) O.R.C. in an amount equal to 10% of the bid.

Bid security furnished in Bond form, shall be issued by a Surety Company or Corporation licensed in the State of Ohio to provide said surety.

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. The Belmont County Commissioners reserve the right to reject any or all bids, to waive any informalities in the bids received, and to accept any bid or combination of bids which is deemed most favorable to the County at the time and under the conditions stipulated.

The Commissioners further declare that they will award the contract for this project to the lowest and best bid, which may not necessarily be the lowest bid. The Specifications contain a Bidder's Profile designed to gather certain information that may be considered in this regard. No single factor will control the Board's decision to award, and the Board reserves the right to exercise its full discretion.

By the order of the Board of County Commissioners
of Belmont County, Ohio.

Jayne Long /s/
Jayne Long, Clerk

Times Leader Advertisement: Two (2) Mondays – May 6, 2013 and May 13, 2013

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING AND SIGNING THE
CERTIFICATE OF SUBSTANTIAL COMPLETION FOR
FIELD'S EXCAVATING INC./NEFFS SANITARY SEWER PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve and sign the **Certificate of Substantial Completion** issued March 26, 2013 for Field's Excavating, Inc., Owner's Contract No. 2012-01, for the Neffs Sanitary Sewer Project based upon the recommendation of Mark Esposito, Director, Belmont Co. Sanitary Sewer District and Street Engineering & Surveying, Inc. Project Engineer.

CERTIFICATE OF SUBSTANTIAL COMPLETION

DATE OF ISSUANCE March 26, 2013

OWNER Belmont County Commissioners
CONTRACTOR Fields Excavating Inc.
PROJECT: Neffs Sanitary Sewer Project
OWNER's Contract No. 2012 -01
ENGINEER: Street Engineering & Surveying Inc.

This Certificate of Substantial Completion applies to all Work under the contract documents or to the following specified parts thereof:

To Belmont County Commissioners
OWNER

And To Fields Excavating Inc.
CONTRACTOR

The Work to which this Certificate applies has been inspected by authorized representatives of OWNER, CONTRACTOR and ENGINEER, and that work is hereby declared to be substantially complete in accordance with the Contract Documents on March 26, 2013

DATE OF SUBSTANTIAL COMPLETION

A tentative list of items to be completed or corrected is attached hereto. This list may not be all-inclusive, and the failure to include an item in it does not alter the responsibility of CONTRACTOR to complete all the work in accordance with the contract documents. The items in the tentative list shall be completed or corrected by CONTRACTOR within 45 days of the above date of Substantial Completion.

CONTRACTOR: Warranties and guarantees work for a period of one year commencing on the date of Substantial Completion shown on the previous page. The Contract Bond shall remain in full force and effect through the guarantee period.

The following documents are attached to and made a part of this Certificate:

Agreement Between Owner and Contractor on the Basis of a Stipulated Price

Dated March 14, 2012

This Certificate does not constitute an acceptance of work not in accordance with the contract documents nor is it a release of CONTRACTOR's obligation to complete the work in accordance with the contract documents.

Executed by ENGINEER on April 8, 2013,

Date
Street Engineering & Surveying, LLC.
ENGINEER
By: William Street /s/
(Authorized Signature)

CONTRACTOR accepts this Certificate of Substantial Completion on April 8, 2013

Date
Fields Excavating, Inc.
CONTRACTOR
By: Jack F /s/
(Authorized Signature)

OWNER accepts this Certificate of Substantial Completion on 5/1/13

Belmont County Commissioners
OWNER
By: Charles R. Probst, Jr. /s/ Ginny Favede /s
(Authorized Signature)

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING REQUEST FROM TOURISM
FOR ADDITIONAL MONEIS FROM THE LODGING TAX RECEIPTS
FOR THE MONTH OF MAY TO COVER UTILITY EXPENSES AND/OR
MANAGER EXPENSES FOR THE CARNES CENTER**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the request from the Belmont County Tourism Council to forward an additional \$50,000.00 from the lodging tax receipts for the month of May to cover utility expenses and/or manager expenses for the Carnes Center.

Note: *This is in addition to their monthly \$20,000 allotment for operating expenses.*

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AUTHORIZING NOTIFICATION TO
CLASS REPRESENTATIVE THAT BELMONT COUNTY
CHOOSES TO OPT OUT OF A CLASS ACTION LAWSUIT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize the Belmont County Prosecutor's office to notify the class representative indicating the Belmont County is choosing to Opt Out of the class action lawsuit, Board of Commissioners of Montgomery County, Ohio, on behalf of Montgomery County, Ohio; and Board of Commissioners of Seneca County, Ohio, on behalf of Seneca County, Ohio, v. Federal National Mortgage Association, et al. Civil Action No. 3:12-cv-245 in the U. S. District Court for the Southern District of Ohio, Western Division.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADOPTING A RESOLUTION OPPOSING THE OHIO RECORDERS' ASSOCIATION PROPOSAL INCLUDED WITHIN HOUSE BILL 59 IN ITS PRESENT FORM

The Board of County Commissioners of Belmont County, Ohio met in regular session on May 1, 2013 with the following members present:

Mrs. Favede, Mr. Coffland and Mr. Probst

Motion made by Commissioner Favede to adopt the following:

RESOLUTION

Resolved by the Board of County Commissioners of Belmont County, that

WHEREAS, the Ohio Recorders' Association has proposed in HB 59 in the Ohio General Assembly that R.C. 317.321, whereby a county recorder may submit a written proposal for funding to a board of county commissioners for either or both of the following: (1) The acquisition and maintenance of imaging and other technological equipment, and associated expenses and contract services therefor; or (2) To reserve funds for the office's future technology needs if the county recorder has no immediate plans for the acquisition of imaging and other technological equipment or services, of not more than eight dollars of the base fee collected for filing or recording a document be placed in a special fund in the county treasury designated as "general fund moneys to supplement the equipment technology needs of the county recorder" for a period of one year from the date the proposal is approved by commissioners; and

WHEREAS, under HB 59 as presented, the Ohio Recorders' Association proposal removes that authority of the board of county commissioners to reject or modify this proposal and instead causes such funds to be mandatory upon request; and

WHEREAS, under HB 59 as presented, the Ohio Recorders' Association proposal includes language whereby which commissioners would be unable to diminish funding for expenses of the recorder's office which would invite unnecessary and costly litigation when a remedy of a writ of mandamus already exists; and

WHEREAS, under HB 59 as presented, the Ohio Recorders' Association proposal is a serious abrogation of commissioners' budget and appropriating authority and the board of county commissioners represents the appropriate discretion for making such appropriations.

NOW, THEREFORE, BE IT RESOLVED THAT this Board hereby expresses our **OPPOSITION** to the Ohio Recorders' Association proposal included within HB 59 in its present form.

Commissioner Coffland seconded the foregoing resolution.

Adopted this 1st day of May, 2013.

Upon roll call the vote was as follows:

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

IN THE MATTER OF AUTHORIZING THE HIRING OF SEVEN (7) SUMMER STUDENT WORKERS/BCSSD

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize Mark Esposito, Director, Belmont County Sanitary Sewer District to hire seven (7) Summer Student Workers at the rate of \$7.85 (minimum wage) per hour to be paid by the District as follows:

Rehires: Joey Rauschenberg and Aaron Silverio

New Hires: Thomas Sliva, Cory Kotopka, and Brandon Westlake

Note: The remaining 2 hires have yet to be determined

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING THE HIRING OF COLIN COOPER AS A SUMMER STUDENT WORKER/BUILDINGS & GROUNDS

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the hiring of Colin Cooper as a Summer Student worker for the Belmont County Buildings & Grounds at the rate of \$7.85 per hour.

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM - Richard Hord inquired as to what was happening with Senior Services Department and if there have been any changes due to the resignation of the Director of BCDJFS. Mrs. Favede stated the advertisement for hiring a Senior Services Coordinator went out as of Friday. She said we are looking to fill that position with a fulltime person to oversee just Senior Services. Mr. Hord asked if the board was also looking for a fiscal person. Mrs. Favede advised that at this time "no". We have only advertised that particular position. Mr. Hord asked if the former Hab Center might be considered for the senior center for St. Clairsville or the administrative entity for Senior Services. Mrs. Favede said what was discussed before on the floor is that we have two options in mind right now. She advised we are going to be building a new facility for Senior Services, including a kitchen and offices. Two locations that are being looked at 1) in front of Oakview, where they currently exist, and 2) we are looking at the possibility of tearing down the Hab Center and building a new facility on that property. Sewer and water are already available on that property. Mr. Hord asked how the former Sheriff's residence was coming along. Mrs. Favede replied at this point it is still on hold. Mr. Hord noted that there was an additional allotment going to the Carnes Center. He asked how viable the Carnes Center was financially for the county. Mrs. Favede stated she was not comfortable answering that because they have their own separate board and she said he would need to ask them. Mr. Hord said, "But you are giving them money." Mrs. Favede advised that Tourism is the ones giving them the money. The money for Tourism flows through the Commissioners' office and we distribute it to Tourism.

Ed Bell from Colerain voiced his complaints about properties on Glens Run Road and Colerain Pike with trash, junk cars and a trailer filled with trash. There are also rats. He wants to know why these places can't be cleaned up. Mr. Probst said he has contacted both the township and the health department regarding those two issues. He advised the Commissioners do not govern that area. They can assist, but cannot govern. Pease Township Trustee Mike Bianconi was present. These problems are within his township and he addressed Mr. Bell. Mr. Bianconi said the issue of getting rid of junk cars is easy; the township got rid of 4 last week. He had assistance from the Sheriff's Department. He is working on following the laws and codes to tear down a house. It takes General Fund dollars. He said the township doesn't have the General Fund dollars to tear down. It can cost \$10,000 and up for one house. Mr. Bell said there is a person living in the trailer in deplorable conditions. He asked the Commissioners to view the property. Mr. Probst stated he has seen it. Mr. Bianconi asked Mr. Bell for his phone number and said he would follow up as it is not county property. Mr. Coffland said he had worked very hard when he was President of the Township Association to craft a bill for removal of junk cars. It is a very simple law. The trustees can do it very easily through the Prosecutor's Office. Mr. Coffland said there is no reason whatsoever for junk cars to be anywhere. He noted the garbage around the house is another story. From what he is told, they have to right to live the way they want. Our hands are tied. Mr. Coffland said it is the trustees' job to maintain their areas. Mr. Probst asked if there were any children or elderly in the trailer or its vicinity. If there are, there are some different avenues that can be taken. Mr. Bell said no, they are older people. Mr. Coffland said the cure for this is zoning, but it's a touchy situation, but needed if we want to clean up eyesores.

BREAK

IN THE MATTER OF 2ND PUBLIC HEARING

RE: PROPOSED LICENSE PLATE TAX

10:30 2nd Public Hearing

Fredrick Pausch, Executive Director of the County Engineers Association of Ohio (CEAO) was present and read the following:

County Engineers Association of Ohio
Public Testimony Regarding \$10 Hike in license plate fee for Belmont County
Wednesday, May 1, 2013

Dear Commission President Ginny Favede and Belmont County Commissioners:

Thank you for allowing me to testify before you today. My name is Frederick Pausch and I'm the Executive Director of the County Engineers Association of Ohio (CEAO). I speak on behalf of all 88 County Engineers around the state.

It is my job today to bring the realization of what is going on at the state and Federal levels in regards to transportation funding: County Engineers are responsible for 26,900 bridges and 29,088 miles of urban and rural roadways that are vital to the combined growth and prosperity of the state of Ohio. And, job number one is the traveling safety of our constituents and the visiting, traveling public.

A 2008 report from the Federal Highway Administration stated that Ohio ranks 5th in the nation in the number of local bridges classified as structurally deficient or functionally obsolete. Recent surveys have concluded that \$770 million is needed for critical repairs to more than 6,000 Ohio county bridges with deficient ratings. Currently, Ohio's 29,088 miles of county roads require more than \$230 million annually in resurfacing costs alone. However, the federal gas tax hasn't been increased since 1993, and Ohio's state gas tax has not been increased since 2003.

Our goal is to enable Ohio's citizens, businesses and visitors to travel and move goods about the state in a safe and efficient manner. The need for adequate, consistent and reliable funding for Ohio's local infrastructure is now more critical than ever due to recent inflation costs in the construction industry. For example, material costs for road and bridge improvements have doubled and even tripled over the past 10 years, forcing County Engineers to reduce in scope or delay many needed capital improvements.

I applaud County Engineer Fred Bennett and all the Belmont County Commissioners for reaching out to the citizens of Belmont County to comment on this proposal. ODOT is responsible for only 16% (19,256 centerline miles) of public roads in the state; that leaves local governments responsible for the majority of the public roads at 84% or (102,085 centerline miles). Local governments include counties, townships and municipalities.

Currently in Belmont County:

115 bridges that are both SD/FO and have a GA ≤ 4.

6 bridges that are SD/FO that have a GA ≥ 4.

Total: 121 bridges

Structurally Deficient or Functionally Obsolete:

SD - Bridges that have a Load capacity problem i.e. can't handle full loads or legal loads (Posted)

FO - Too Narrow for traffic loads according to federal and state standards

GA - Means general appraisal of the overall summary of the bridge.....4 or lower is rated poor

CEAO has just asked the state legislature during the Transportation Bill process that just was completed on HB 51 to funnel more monies to Counties. We also gave them 3 examples how they could do this without raising taxes at the statewide level.

1. Ohio Turnpike Monies - \$1.5 Billion dollars
2. CAT TAX monies - Share of \$140 Million dollars
3. Picking up electric and hybrid vehicles

The legislature has set up a Joint Legislative Task Force on Department of Transportation Funding. The Task Force shall examine the funding needs of the Ohio Department of Transportation. The Task Force also shall study specifically the issue of the elimination of the Ohio motor fuel tax. Not later than December 15, 2014, the Task Force shall issue a report containing its findings to the General Assembly.

To everybody in this room: I wishI could sound the bugle horn and tell you that the Calvary will be coming to save the needs of Belmont County in the next year but right now I think it is wise as a county to "circle the wagons" and try to deal the best with this problem of aging infrastructure on your own.

And, I applaud the foresight to try and develop this path. In the long run the citizens of Belmont County will be safer, have increased mobility and braced for future challenges.

I'll be happy to try to answer any questions that you might have...

At this time comments were taken. John White said he can't think of a fairer way to fund the repairs of our infrastructure than a license plate fee. He supports the increase 100% if, in fact, the money can't be used for anything but highway paving and bridge repairs. John Swan returned to the second hearing and questioned if the \$10.00 fee passes, is it going to be for roads and bridges only. His opinion is to put this on a levy and let the people decide what they want to do. The levy should state it is for roads and bridges only. Richard Reichley stated he knows money is needed, but the \$10.00 fee is too much for many retired senior citizens of the county. He also said with all meetings held during the day that working people can't come. More would have been present if a hearing was held in the evening. He would rather see a fee of \$5.00 implemented. Joseph Dilly noted that some of his concerns have been addressed already. He thought the increase would be excessive. He said, "Belmont County has signed oil and gas leases, correct?" Mrs. Favede answered, "Actually we as a county have only leased a very small sliver of a piece of land. It was a minute amount of money. We are entertaining contracts, but we have not leased our land yet." Lynn Steel stated he sympathized with all the departments that need money in the county. He remarked this is a depressed area with everything shutting down. He said there has got to be other ways to find money, but the general public is about taxed and levied out. Ed Bell said he read the Engineer would get \$540,000.00 from the tax and it costs \$60,000.00 to pave one (1) mile of road, so it's a joke. He said now that the roads are in deplorable condition, now you want to put a \$10.00 fee on people. He said it's the trucks tearing up the roads, not the automobiles. Bruce DeSantis is retired and on a fixed income. He also sympathizes, but said \$10.00 means a lot to many people. Pease Township Trustee Mike Bianconi again restated that he is in favor of the fee. A resident suggested maybe there could be a limit of three (3) vehicles that you would have to pay a fee for.

HEARING TO RESUME AFTER SCHEDULED AGENDA ITEMS.

11:00 Resolutions Honoring Alex Quinn and Karli Marie Bonar, Shadyside High School Athletes

Mr. Coffland stated, "It's good to be a Tiger today." He said he has had the pleasure of watching Karli for many years and he is very proud of her. She makes Shadyside and the Tigers proud. Mr. Probst said, "It is an honor having you here this morning." He noted watching her grow up as we all have, we know she has always demanded excellence in her performance and it shows. Mrs. Favede pointed out that the resolution states the three-point goals made in a career is regardless of gender. She remarked that basketball is a tough sport; it's physical, and you've got to play hard, play smart and play with your team. The fact that she could accomplish this against those odds is tremendous. Mrs. Favede thanked Karli for being here and for what she has done for Shadyside Schools and our county.

Mr. Coffland congratulated Alex. He said he has had the good fortune to be around the wrestlers and see them grow up. He said what a great honor he brought to Shadyside and all of Belmont County. He stated, "You are among the elite." Mr. Probst gave his congratulations. He noted wrestling is a tough sport. It is one on one. Mrs. Favede said, "45-0 season." She said that is extremely impressive. She said both students were highly regarded as exceptional young people. She also said she can't imagine the amount of dedication it takes to get to that level. Their Athletic Director was present and echoed some of the boards' statements. He said they are two great kids who are not only tremendous athletes, but they work hard in the classroom. They always deliver and he stated they deserve this honor.

**IN THE MATTER OF ADOPTING RESOLUTION CONGRATULATING
KARLI MARIE BONAR FOR ESTABLISHING TWO OHIO HIGH
SCHOOL BASKETBALL RECORDS**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adopt the resolution congratulating Karli Marie Bonar for establishing two (2) Ohio High School Basketball records.

**RESOLUTION
CONGRATULATING
KARLI MARIE BONAR
FOR ESTABLISHING TWO OHIO HIGH SCHOOL BASKETBALL RECORDS**

WHEREAS, Karli Marie Bonar is a senior at Shadyside High School and a four-year starter of the Lady Tigers basketball team; and

WHEREAS, Karli, has demonstrated unselfishness on the court by putting her team and winning above self; and

WHEREAS, along with her devotion to her teammates and winning, Karli has earned numerous local, regional and state honors, including being named an All-State player; and

WHEREAS, Karli's most impressive accomplishments occurred this year when she set an Ohio girls' record for three-point goals made in a season (110), regardless of school size, and, more impressively, she set the Ohio record for three-point goals made in a career (350), regardless of school size or player gender.

NOW, THEREFORE, BE IT RESOLVED that the Belmont County Commissioners, hereby congratulate Karli Marie Bonar for her Ohio record-setting performances and for the pride she brings to her school district, her community and to Belmont County, and, we wish her the very best in her collegiate career and well into the future.

Adopted this 1st day of May, 2013.

BELMONT COUNTY COMMISSIONERS

Ginny Favede /s/

Matt Coffland /s/

Charles R. Probst, Jr. /s/

Upon roll call the vote was as follows:

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

**IN THE MATTER IF ADOPTING RESOLUTION HONORING ALEX QUINN
OF THE SHADYSIDE HIGH SCHOOL WRESTLING TEAM**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adopt the resolution honoring Alex Quinn of the Shadyside High School Wrestling Team.

**RESOLUTION
HONORING
ALEX QUINN
OF THE SHADYSIDE WRESTLING TEAM**

WHEREAS, Alex "The Mighty" Quinn has proven himself to everyone that through pride, dedication, and self-made goals, you can become an all-time superior athlete; and;

WHEREAS, Alex Quinn has completed his ultimate goal of becoming a state title holder and also becoming Shadyside's 12th state wrestling champion to stand atop the podium and first since 1994; this comes after completing an impressive 45-0 season; and

WHEREAS, Alex Quinn has brought much pride and community spirit to the Shadyside High School and all of Belmont County through his efforts to achieve his personal best in wrestling this season; and

WHEREAS, Alex Quinn epitomizes the status of an exceptional student athlete for the Shadyside High School by producing an undefeated season this year, and becoming a State Title Champion;

NOW, THEREFORE, BE IT RESOLVED that the Belmont County Commissioners, on behalf of all county residents, do hereby offer heartfelt congratulations to Alex Quinn, Head Coach Scott Kinemond, assistant coaches, parents, fans and the entire school district on bringing home the State Title and a most successful, memorable season and outstanding representation of Belmont County.

Adopted this 1st day of May, 2013.

BELMONT COUNTY COMMISSIONERS

Ginny Favede /s/

Matt Coffland /s/

Charles R. Probst, Jr. /s/

Upon roll call the vote was as follows:

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

HEARING RESUMED ON PROPOSED LICENSE PLATE FEE – Edward Hood returned to this second hearing and stated he is not against road and bridge construction, but it's the way you have to go about it. He is on a fixed income, can't save any money and no money available for unexpected expenditures. He is using savings to pay utility bills. When a tax goes on, it never comes off.

Engineer Fred Bennett advised that the Ohio Revised Code dictates how the money is distributed. Back in 1988 this option was presented to the counties and for 25 years we have not put it on. There are two \$5.00 increases. The first \$5.00 of that money, if you live in a municipality, 50% of that goes to the municipality and the rest goes to the county. If you live in a township, 30% goes to the township and 70% to the county. On the second \$5.00, none of it goes to the municipalities and 30%, if you live in a township, goes to the townships. In essence, the townships get 30% of the \$10.00; the municipalities get 50% of the \$5.00.

Mr. Bennett said someone asked about the gas industry. He stated the following facts: We get no tax money from the gas industry, at least for roads and bridges. We do work with this industry. We have quite a bit of activity in the western part of the county. In the last couple of weeks they have paved about three miles of our roads for us. We had part of a road paved in December. If they want to use a bridge that's got a load limit, they cannot use it because of the load limits. They sign an agreement to use our roads and they agree to maintain them if they destroy our roads. You have not seen any activity in this part of the county, so that is why there haven't been any improvements on roads here. They are mainly in Somerset and Warren Townships. Someone also mentioned about specialty plates. Mr. Bennett said people are willing to pay extra for a specialty plate, but not for helping our roads. None of that money (for specialty plates) goes to our roads and bridges. The money goes to

the individual charity, the state, etc. It had been asked if the license plate fee would just go for roads and bridges. Mr. Bennett said it would not go for anything else but that. It would go into the Engineers MVGT Fund (Motor Vehicle Gasoline Tax) and from that they get the money to pave the roads and build bridges. Mr. Bennett's final comments were: "At the first public hearing held last week, I presented reasons to you why we need to enact an additional \$10.00 fee. In summary, our costs have gone up, our income has dropped. Our annual resurfacing program is virtually non-existent and we still have 80 posted with load limits. We haven't paved a road using our funds since 2008. We need \$5 million just to bring our guardrail up to standards, but haven't had a guardrail project in 10 years. I've listened to the testimony both for and against the increase and I don't recall once where anyone said that we didn't need the increase, only they can't afford the additional \$10.00. But for the sake of those traveling our roads and bridges, you need to do the right thing and enact this additional fee. Thank you."

Mr. Bennett again explained to John Swan the money would go into his MVGT Fund and the percentages that would be distributed to the county, municipalities and townships. Mr. Swan had concerns with the money going into the Engineer's General Fund and prefers a levy to be put on for the people to vote. Mr. Pausch advised the General Fund of a County Engineer is different from the General Fund of the County Commissioners. The funds for the County Engineer are constitutionally protected by the Ohio Constitution that they have to be spent on roads and bridges. He explained it is a different pot of money. Mr. Swan stated Mr. Bennett earlier had nodded his head affirming he can pay for other expenses out of his MVGT Fund. Mr. Coffland asked Mr. Bennett, "Is there a percentage of the way it is broke down into road and bridges of all the monies that come in. Is that how it works?" Mr. Bennett replied, "It all goes into Motor Vehicle Gasoline Tax Fund for roads and bridges. Part of roads and bridges is we have to pay employees to plow snow; so we pay the employees out of that money. Employees have benefits; the county's share towards retirement and insurance comes out of that pot. What this additional money will do is, the money we are getting now will be used for these items and with the additional money, we will be able to use it for specific projects. We are still going to have money for roads and bridges, but it is dwindling. The way it is set up in the Ohio Constitution, it all goes in the MVGT Fund and there are specific things you can take out of it. This is what we operate with and that is money that the Commissioners can't take and paint the courthouse."

Mr. Swan stated his concerns about using this money for increases coming regarding PERS. Mr. Pausch read Article 12 of the State Constitution, Section 5A, "Use of Motor Vehicle License and Fuel Taxes Restricted. No monies derived from fees, excises or license taxes relating to registration, operation or use of vehicles on public highways or to fuels used for propelling such vehicles shall be expended for other than the costs of administrating such laws, statutory refunds and adjustments provided therein, payment of highway obligations, costs for construction, reconstruction maintenance, and repair of public highways and bridges and any other statutory highway purposes."

Mr. Swan asked if any of the casino money coming in was earmarked. Mr. Coffland advised we have paved the parking lot and gave the Engineer \$120,000.00 for road striping. That money is not strictly casino money. We have a Capital Projects Fund and put money there for whatever projects come up that need addressed.

11:30 Resolution Honoring St. Clairsville High School "Red Devils" Cheerleaders

After the resolution was read by Commissioner Favede, Coach Shawn Tomlan stated they really appreciated the recognition. She said she had a wonderful group of girls and they do represent St. Clairsville very well. Superintendent Walt Skaggs thanked the board stating they go above and beyond to recognize the kids in Belmont County. He said it has been a pleasure to be here four to five times this year. He credited Coach Tomlan for doing an outstanding job. Mrs. Favede said she knows how hard they all have worked and this just didn't just happen. They put much time and effort into this and they are not just cheerleaders, but athletes. She said it's a tough job to be a gymnast and to be a cheerleader and to have the precision, the talent, and the energy required to achieve this level of success. Mr. Probst said it was a pleasure and honor to have them here and they make all of Belmont County proud whenever they compete. He stated we do follow all the student athletes. Mr. Coffland thanked the team for coming in and congratulated them.

IN THE MATTER OF ADOPTING RESOLUTION HONORING THE ST. CLAIRSVILLE HIGH SCHOOL "RED DEVILS" CHEERLEADERS

Motion made by Mrs. Favede, seconded by Mr. Coffland to adopt the resolution honoring the St. Clairsville High School "Red Devils" Cheerleaders.

**RESOLUTION
HONORING THE ST. CLAIRSVILLE
HIGH SCHOOL "RED DEVILS"
CHEERLEADERS**

WHEREAS, the St. Clairsville High School "Red Devils" Cheerleading Squad is the school spirit leader for the athletic teams, students, parents and fans; and

WHEREAS, the Cheerleading Squad receives superb instruction and strong motivation from Coach Shawn Tomlan; and

WHEREAS, the St. Clairsville High School "Red Devils" Cheerleading Squad recently competed in the 22nd Annual OVAC Cheering Championships; and,

WHEREAS, the Red Devils Cheerleading Squad, through their hard work, commitment and perseverance, won their sixth straight 4-A title at the OVAC Cheering Championship; and

WHEREAS, the squad went on to capture the 2013 OASSA Division III Nonmount Cheerleading State Championship, held at St. John Arena, at The Ohio State University; and

WHEREAS, the numerous accomplishments of this outstanding group of young women is a testament to their dedication and hard work; and

NOW, THEREFORE, BE IT RESOLVED, that the Belmont County Commissioners, on behalf of all county residents, do hereby honor the "Red Devils" Cheerleading Squad and Coach Shawn Tomlan, for the level of success achieved and congratulate them on their outstanding performance and fine representation of Belmont County.

Adopted this 1st day of May, 2013.

BELMONT COUNTY COMMISSIONERS

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

Upon roll call the vote was as follows:

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

IN THE MATTER OF ENTERING EXECUTIVE SESSION

Motion made by Mrs. Favede, seconded by Mr. Coffland to enter executive session with Mark Esposito, Director, Belmont County Sanitary Sewer District, pursuant to ORC 121.22(G)(1) Personnel Exception to consider the compensation of a public employee.

Upon roll call the vote was as follows:

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

IN THE ADJOURNING EXECUTIVE SESSION AT 1:05 P.M.

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn executive session.

Upon roll call the vote was as follows:

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

AS A RESULT OF EXECUTIVE SESSION, NO ACTION WAS TAKEN.

DISCUSSION HELD RE: PROPOSED LICENSE PLATE FEE – Mrs. Favede stated she appreciated Fred Pausch, Executive Director of the County Engineers Association of Ohio, coming here to provide testimony. One thing that rang so loudly for her from his testimony is that there seems to be a reoccurring issue, because it is important to acknowledge that there is a web of government that is all attached to one another. His testimony provided a 2008 report from the Federal Highway Administration that stated Ohio ranks 5th in the nation in the number of local bridges classified as structurally deficient or functionally obsolete. Recent surveys have concluded that \$770 million is needed for critical repairs to more than 6,000 Ohio county bridges with deficient ratings. Currently Ohio’s 29,088 miles of county roads require more than \$230 million annually in resurfacing costs alone. Mrs. Favede said she wanted to point out is that we continue to acknowledge a state that has \$2 billion in a “rainy day fund.” That \$2 billion could certainly address Ohio ranking 5th in the nation. Mrs. Favede stated Ohio needs to acknowledge that it is responsible for some of these issues and we are consistently through all levels of government struggling, whether it be our Auditor, County Engineer, our Township Trustees, our Mayors or the County Commissioners themselves because of a lack of state funding through Local Government Funds. Ohio’s gas tax has not been increased since 2003. That is 10 years. At the same time costs for materials continues to grow. This constantly comes back to the local level, to the people and makes it very, very difficult. Mrs. Favede said we need to be working together. She said she believes we should not wait for someone to come and save us, but she is a firm believer in this instance that we do need state assistance. We need some kind of commitment from the state, because we are still a part of this entity referred to as the State of Ohio. Mr. Bennett advised his association, along with the Commissioners, continues to fight this everyday trying to get their fair share.

Mrs. Favede advised she has had numerous calls at home in regard to people telling her their situation. Some people feel that \$10.00 is not a lot, but there are a lot of people who feel that it is. It is frustrating. Mrs. Favede told Mr. Bennett she has all the respect for him in the world and thinks highly of him, but she also considers herself someone who was elected by the people to represent the people. She has had nothing but opposition to this. She has had phone calls and letters written to both her home and here. There have been Letters to the Editor in the newspaper. She represents those individuals and she can’t after looking at it every possible way that she can. She is more than happy to help and to testify at the state level and do anything she can in her elected position to see some kind of change come from the state level, but she can’t put this tax back on the residents because they have asked her not to. It is a very precarious position to be in because of the way the Ohio Revised Code is set up that he has to bring it to us and we have to handle it this way. The vote does come back to us. It was brought up to be put on a ballot. She is not sure if that is something Mr. Bennett is interested in looking into or continuing to push the state for some kind of funding to be returned here or perhaps the gas tax being increased. She understands the Engineer’s and townships support of this and she respects that immensely.

Mr. Coffland noted we received phone calls every day in this office about the shape our roads are in and our guardrails. He said he doesn’t know how we are going to answer the problem because Columbus is not coming to our rescue. For the past four years we’ve carried a packet to Washington, DC, for a \$6 million road project and paving that Engineer Bennett and he has put together. He knows our roads are in very bad shape. He’s toured the bridges. One liability case; one litigation on one bridge is well worth \$10.00 an individual. It will cost you so much more to defend a law suit if we lose a life. He said he has seen something that probably bothers him more than anything. It is down on Pipe Creek where we put a temporary pillar in. He witnessed 26 people killed in flooding. He doesn’t want to ever witness that ever again. That extra pillar in that creek will do nothing but cause debris to collect. As much as he hates to, and he has gotten phone calls against it, he does not know any other answer than to try to make our roads safer and he supports the issue. The trustees of Belmont County support this and realize this will put money back into their townships and villages. They are all struggling. This is a tough decision, but he has to support it.

Mr. Probst stated he was taking a step back and when the stimulus package came out the Federal government and the Job Ready Sites went through; what did Belmont County get? We went to DC promoting to do millions in infrastructure improvements to our roads and bridges and presented it to our Federal legislators, and that stimulus money was fed to the state and the state doled it out to the counties. We were able to get enough stimulus money to put a new red light in Powhatan Point and also to stripe Mall Road, which we had to pay for first. If you look around, the state took all that money. If you look at the state roads, they are pretty much all caught up on their paving. Our county roads continue to suffer. We have advocated time and time again to try to do what we can to pave these roads and fix our bridges. He said this has been tough for him. He would like to see us accomplish the same thing without putting the \$10.00 on the people. He thinks we need to be more aggressive and have the board, the Engineer and Auditor come up with a plan for the future for fixing our bridges and paving our roads. He listened today to people bring up casino money, our sales tax has gone up, and he spoke with Mr. Bennett. The Commissioners do have a couple of resolutions on the books for \$250,000.00 apiece which is \$500,000.00 per year. Those resolutions state though, if the county has additional carryover money that we would give that to Mr. Bennett for improvements to his roads and bridges and help his MVGT monies. As everyone knows, this county has gone through a major recession and downturn in the past years. We are getting back on our feet now. Mr. Probst wants to look at the casino money and take a percentage of that and sales tax money, and we are in the process of leasing some of our grounds for oil and gas, and take a percentage of that money and put towards paving, road maintenance and bridges. He would like to move forward with that type of approach for the future. Maybe by doing this we could come up with even more than the \$538,000.00 and not put the burden back on the people. He said the people of this county have been generous enough to pass the 911 levy, which was critical for public safety. We have the senior services levy coming up in November and we have talked about how to reduce some of those levies of senior services by restructuring senior services. That is why it is taking so long to get senior services in the right direction. There are things that we work on everyday. Mr. Probst said he has gotten no one in favor of this. He has received phone calls also, but he knows the time is critical for Mr. Bennett to get this work done. The timing is off for us to be asked to do this. Mr. Probst thinks 6 to 8 months from now the financial outlook is going to look different and maybe we would be able to somehow give the Engineer more money and accomplish the same thing without putting it on the people. He said talking and listening to people, it is not the 83¢ a day of the \$10.00 license fee, it’s what is compounding daily with our older folks in the county. They are losing some of their health insurance. Everything is just costing more and on

top of that, we are going to ask them to pay \$10.00 more for license plates. For some that would be no problem, but to our older population, which we have in this county, it is going to be hard on them. We have to be considerate of them also. Mr. Bennett said his concern is that there are no guarantees there. If we get the license plate fees, we get guarantees. He spoke of piggyback tax monies he was promised by former Boards of Commissioners. Hard times came and the monies were used for other things. Mr. Probst said a previous study showed 82% of people paying sales tax were from out of the county, so it was less of a burden on the residents. Mrs. Favede said she thinks Commissioner Probst has a point when speaking about timing. Some of the roads are being repaired by the oil and gas companies; the roads that they are actually utilizing. She thinks as we get more and more into this, we have not really gotten into the fracking. We maybe only have a dozen wells that are being fracked. It is her understanding that by the end of 2014, we will have 200 wells being fracked at any given time. Perhaps in a year we will see more of those roads being addressed by the oil and gas companies. After our first year that we have actually drilled although the amount will be small, there will be the ad valorem tax that comes back into the county via that. Down the road we should see an increase in our dollars as well as an ability to see some of those roads repaired just by their use. People say they want a tax put on oil and gas. Government has to follow what the Ohio Revised Code tells you to do. The timing is off. We are a week away from voting and there are various levies. She said time and time again people asked to "let us decide;" put on a referendum. Mr. Bennett said it would never pass. The hearing ended with each Commissioner restating previous statements.

**IN THE MATTER OF RESOLUTION TO
LEVY AN ANNUAL LICENSE TAX/ENGINEER**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adopt the resolution to levy an annual license tax pursuant to sections 4504.15 and 4504.16 of the Revised Code of the State of Ohio.

Upon roll call the vote was as follows:

Mrs. Favede	No
Mr. Coffland	Yes
Mr. Probst	No

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 1:30 P.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn the meeting at 1:30 p.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 8th day of May, 2013.

_____ COUNTY COMMISSIONERS

We, Ginny Favede 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