

St. Clairsville, Ohio

May 19, 2010

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 Kathy Marino, Assistant 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-Thyssenkrupp Elevator Company	Elevator qrtly Maintn. Contr. Serv- Courthouse/General Fund	709.73
B-Crossroads Counseling	Court ordered counseling-Western Div./Indigent Drivers Alcohol Fund	2,294.59
B-Crossroads Counseling	Court ordered counseling-Northern Div./Indigent Drivers Alcohol Fund	4,384.60
B-Crossroads Counseling	Court ordered counseling-Eastern Div./Indigent Drivers Alcohol Fund	762.38
N-Ohio-WV Excavating Co.	Project 09-9 Emergency Repair/Bridge & Retaining Wall Const. Fund	1,364.35
O-Bank of New Trust York Company	Interest pmt/ Jail Construction Bond Retirement Fund	40,403.16
O-Bank of New York Trust Company	Interest pmt/ Eastern Div. Court Bond Retirement Fund	21,547.50
O-Bank of New York Trust Company	Interest pmt/ Satellite Building Bond Retirement Fund	28,523.12
O-Huntington Nation Bank	Interest pmt/ Jail Construction Bond Retirement Fund	29,025.00
O-Huntington National Bank	Interest/Bond Retirement-Force Main Ext. Project Fund	79,271.88
O-Huntington National Bank	Interest/Bond Retirement-Waterline Ext. Project Fund	83,134.37
O-Huntington National Bank	Interest/Bond Retirement-Engineer Bridge & Retain Wall Fund	39,797.50
O-The Bank of New York	Interest/SSD#2 Sewer Bond Fund	36,893.75
O-U.S. Bank	Interest pmt/ Jail Construction Bond Retirement Fund	9,935.00
P-Renee' Wilson	Reimburse travel expenses/BCSSD Funds	139.50
P-Water Bond Retirement Fund	Transfer Out/WWS#3 Revenue Fund	35,667.94
P-Water & Sewer Development Fund	Transfer Out/BCSSD Funds	25,903.86
S-Courtview Justice Solutions	Install & Configure Uniface9/Computer Fund Eastern Div.	2,450.00
S-Courtview	Support Services/Clerk of Courts Computer Fund	3,799.25
S-Crystal Springs	Water/Eastern Court General Special Projects	4.97
S-Digital Data Communications, Inc.	Envelope Feeder/Clerk of Courts Computer Fund	641.00

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 19, 2010 as follow:

FUND	AMOUNT
A-GENERAL	\$29,795.17; \$15,516.23
A-GENERAL/AUDITOR	\$451.37
A-GENERAL/EMA	\$976.14
A-GENERAL/JUVENILE COURT	\$510.00
A-GENERAL/SHERIFF	\$4,158.70; \$5,815.13
B-Dog Kennel	\$3,639.61
H-Job & Family, CSEA	\$3,861.51
H-Job & Family, Public Assistance	\$438.65; \$7,517.66
H-Job & Family, WIA	\$5,669.71
K-Engineer MVGT	\$18,754.98; \$1,126.83
M-Juvenile Ct.-Intake Coordinator	\$342.00
M-Juvenile Ct.-Title IV-E Riemb.	\$1,322.95
P-Sanitary Sewer District	\$12,848.27; \$4,168.48; \$4,218.12; \$40,318.52
S-District Detention Home	\$1,545.33
S-Eastern Court Special Projects	\$82.20
S-Job & Family, Children Services	\$2,627.50; \$32,178.64; \$206.00
S-Juvenile Ct. Gen. Special Projects	\$263.48
S-Oakview Juvenile Residential Center	\$10,680.65
S-Sheriff CCW	\$1,967.00
S-Sheriff Commissary	\$2,659.88
S-Western Ct. General Special Projects	\$797.00
T-Sanitary Sewer District	\$164.92
W-Law Library	\$16,932.69

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR
THE GENERAL FUND/PROBATE COURT

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

FROM	TO	AMOUNT
E-0081-A002-D11.004 Workers Comp.	E-0081-A002-D12.000 Other Expenses	\$ 2,252.06

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 GENERAL FUND/JUVENILE COURT

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

FROM	TO	AMOUNT
E-0082-A002-C37.004 Workers Comp	E-0082-A002-C38.000 Other Expenses	\$4,012.23

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 GENERAL FUND/BOARD OF ELECTIONS

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

FROM	TO	AMOUNT
E-0181-A003-A11.000 Other Expenses	E-0181-A003-A12.007 Unemployment	\$ 6.88

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
WWS#3 CAPITAL IMPROVEMENTS	WWS#3 CAPITAL IMPROVEMENTS	
E-9022-N022-N04.055 Projects	E-9022-N022-N01.050 Note Payment	\$ 300,000.00
E-9022-N022-N04.005Projects	E-9022-N022-N02.051 Interest	8,227.08

Upon roll call the vote was as follows:

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

IN THE MATTER OF Y-95 EMPLOYER'S SHARE PERS/HOLDING ACCOUNT CHARGEBACK FOR APRIL 2010

Motion made by Mrs. Favede seconded by Mr. Coffland to make the following transfer of funds for the Y-95 Employer's Share PERS/Holding Account for the month of April 2010.

Gross Wages P/E 04/10/10 to 04/24/10

GENERAL FUND

AUDITOR	E-0011-A001-B09.003	R-9895-Y095-Y01.500	4,387.99
AUD EMPL-PERS PROP	E-0012-A001-B14.003	R-9895-Y095-Y01.500	377.10
AUD EMPL-REAL PROP	E-0013-A001-B18.003	R-9895-Y095-Y01.500	654.32
CLERK OF COURTS	E-0021-A002-E09.003	R-9895-Y095-Y01.500	2,570.18
CO. CT. EMPL	E-0040-A002-G08.003	R-9895-Y095-Y01.500	4,129.46
COMMISSIONERS	E-0051-A001-A25.003	R-9895-Y095-Y01.500	4,335.54
NURSES-JAIL	E-0052-A001-A91.003	R-9895-Y095-Y01.500	1,194.63
COMM-DIS SERV	E-0054-A006-F05.003	R-9895-Y095-Y01.500	606.58
COMM-MAINT & OP	E-0055-A004-B16.003	R-9895-Y095-Y01.500	4,072.13
9-1-1 DEPT	E-0056-A006-E08.003	R-9895-Y095-Y01.500	6,101.43
COMM PLEAS CT EMPL	E-0061-A002-B14.003	R-9895-Y095-Y01.500	4,184.68
MAGISTRATE	E-0063-A002-B28.003	R-9895-Y095-Y01.500	1,183.62
ENGINEERS EMPL	E-0070-A012-A08.003	R-9895-Y095-Y01.500	3,498.20
PROBATE CT EMPL	E-0081-A002-D10.003	R-9895-Y095-Y01.500	1,607.42
PROBATE CT JUV EMPL	E-0082-A002-C36.003	R-9895-Y095-Y01.500	5,977.15
PROSECUTING ATTN	E-0111-A001-E09.003	R-9895-Y095-Y01.500	5,615.70
RECORDER	E-0121-A006-B09.003	R-9895-Y095-Y01.500	2,585.90
SHERIFF EMP (PERS)	E-0131-A006-A13.003	R-9895-Y095-Y01.500	3,568.30
TREASURER	E-0141-A001-C09.003	R-9895-Y095-Y01.500	2,895.68
CORONER	E-0151-A002-F07.003	R-9895-Y095-Y01.500	804.94
SOLDIER'S RELIEF	E-0160-A009-D07.003	R-9895-Y095-Y01.500	1,811.48
PUBLIC DEFENDER	E-0170-A006-G09.003	R-9895-Y095-Y01.500	1,865.18
BD OF ELECT/EMPLY	E-0181-A003-A09.003	R-9895-Y095-Y01.500	2,703.92
BUDGET COMM	E-0210-A001-F02.003	R-9895-Y095-Y01.500	
T. B. SAN	E-0300-A008-B10.003	R-9895-Y095-Y01.500	370.60
			67,102.13
DOG & KENNEL	E-1600-B000-B08.003	R-9895-Y095-Y01.500	710.14
COUNTY HEALTH	E-2210-E001-E10.003	R-9895-Y095-Y01.500	1,199.30
Trailer Parks	E-2211-F069-F02.002	R-9895-Y095-Y01.500	
Sewage Program	E-2227-F074-F03.002	R-9895-Y095-Y01.500	280.00
Vital Statistics	E-2213-F075-F02.003	R-9895-Y095-Y01.500	480.00
Public Health Infrastructure	E-2214-F076-F01.002	R-9895-Y095-Y01.500	840.00
Family Planning	E-2215-F077-F01.002	R-9895-Y095-Y01.500	350.00
Tobacco Program	E-2216-F078-F02.002	R-9895-Y095-Y01.500	550.00

Women's Health	E-2217-F079-F01.002	R-9895-Y095-Y01.500	375.00
CDC Lead	E-2228-F080-F01.002	R-9895-Y095-Y01.500	460.00
PH Emer Rediness	E-2229-F081-F01.001	R-9895-Y095-Y01.500	340.00
Food Service	E-2218-G000-G06.003	R-9895-Y095-Y01.500	1,000.00
HUMAN SERVICES	E-2510-H000-H12.003	R-9895-Y095-Y01.500	47,768.09
C.S.E.A.	E-2760-H010-H07.003	R-9895-Y095-Y01.500	6,084.20
R.E. ASSESSMENT	E-1310-J000-J04.003	R-9895-Y095-Y01.500	2,749.06
ENGINEER K-1 & K-2	E-2811-K000-K08.003	R-9895-Y095-Y01.500	971.10
ENG EMP-MVGT K-11	E-2812-K000-K21.003	R-9895-Y095-Y01.500	10,829.67
ENG EMP-BRIDGE K-25	E-2813-K000-K34.003	R-9895-Y095-Y01.500	4,390.63
SOIL CONSERVATION	E-1810-L001-L11.003	R-9895-Y095-Y01.500	1,004.63
Watershed Coordinator	E-1815-L005-L11.003	R-9895-Y095-Y01.500	77.00
Care and Custody-C-Cap	E-0400-M060-M26.003	R-9895-Y095-Y01.500	447.50
Care and Custody-Restitution	E-0400-M060-M61.003	R-9895-Y095-Y01.500	308.65
Care and Custody-Drug Court	E-0400-M060-M72.003	R-9895-Y095-Y01.500	751.54
Alternative School	E-0400-M067-M02.003	R-9895-Y095-Y01.500	708.46
Title IV-E	E-0400-M078-M02.008	R-9895-Y095-Y01.500	493.63
Truant Officer	E-0400-M079-M03.003	R-9895-Y095-Y01.500	313.60
WW#2	E-3701-P003-P29.003	R-9895-Y095-Y01.500	1,533.85
WW#3	E-3702-P005-P29.003	R-9895-Y095-Y01.500	6,551.50
SSD#1	E-3704-P051-P13.003	R-9895-Y095-Y01.500	429.21
SSD#2	E-3705-P053-P13.003	R-9895-Y095-Y01.500	2,693.42
SSD#3A	E-3706-P055-P13.003	R-9895-Y095-Y01.500	161.17
SSD#3B	E-3707-P056-P13.003	R-9895-Y095-Y01.500	36.86
LEPC	E-1720-P090-P08.003	R-9895-Y095-Y01.500	116.46
Bel Co Port Authority	E-9799-S012-S08.003	R-9895-Y095-Y01.500	780.76
OAKVIEW-JUVENILE	E-8010-S030-S66.003	R-9895-Y095-Y01.500	5,642.22
DIST DET HOME	E-0910-S033-S44.003	R-9895-Y095-Y01.500	7,061.02
MENTAL HEALTH	E-2310-S049-S60.003	R-9895-Y095-Y01.500	2,865.47
MENTAL RETARDATION	E-2410-S066-S76.003	R-9895-Y095-Y01.500	22,413.05
CORRECTIONS ACT GRNT	E-1520-S077-S03.003	R-9895-Y095-Y01.500	748.96
CO RECORDER	E-1210-S078-S11.003	R-9895-Y095-Y01.500	526.26
CLRK CRTS-TITLE DEPT	E-6010-S079-S06.003	R-9895-Y095-Y01.500	2,036.76
EASTERN CRT-COMPUTER	E-1570-S084-S11.003	R-9895-Y095-Y01.500	268.80
NORTHRN CRT-SPECIAL	E-1561-S086-S02.003	R-9895-Y095-Y01.500	122.40
EASTERN CRT-SPECIAL	E-1571-S087-S02.003	R-9895-Y095-Y01.500	91.80
WEST CRT-SPECIAL	E-1551-S088-S02.003	R-9895-Y095-Y01.500	479.34
COMMON PLEAS CRT-SPEC	E-1572-S089-S07.003	R-9895-Y095-Y01.500	
JUVENILE CRT-GEN SPEC	E-1589-S096-S09.000	R-9895-Y095-Y01.500	61.74
WIC PROGRAM	E-4110-T075-T52.008	R-9895-Y095-Y01.500	2,582.49
IAP	E-2223-T077-T01.002	R-9895-Y095-Y01.500	215.00
Welcome Home	E-2226-T079-T01.002	R-9895-Y095-Y01.500	
LAW LIBRARY	E-9720-W020-W03.003	R-9895-Y095-Y01.500	188.46
PROS-VICTIM PROGRAM	E-1511-W080-P05.003	R-9895-Y095-Y01.500	499.18
DRETAC-PROSECUTOR	E-1510-W081-P05.003	R-9895-Y095-Y01.500	633.84
DRETAC-TREASURER	E-1410-W082-T05.003	R-9895-Y095-Y01.500	
		TOTAL	209,324.35

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 N026 MT. VICTORY WATERLINE EXT.
CONSTRUCTION FUND**

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of May 12, 2010.

N026 MT. VICTORY WATERLINE EXT. CONSTRUCTION

E-9026-N026-N05.013 Contract Projects \$ 3,234.00

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 Mr. Probst, seconded by Mr. Coffland to execute payment of Then and Now Certification dated May 19, 2010, 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. Probst, seconded by Mr. Coffland to request the Belmont Co. Budget Commission certify the following monies. CDBG - \$19,896.00 paid into R-9702-T011-T05.501 CDBG-Grant Chip on May 14, 2010. Grant #B-C-09-007-1 and #B-C-09-007-2, Draw No. 408.

Upon roll call the vote was as follows:

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

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Probst, seconded by Mr. Coffland granting permission for county employees to travel as follows: COMMISSIONERS – Ginny Favede and Matt Coffland to travel to Las Vegas, Nevada, on May 23-25 to attend The Global Retail Real Estate Convention. Estimated expenses: \$3,300.00

Upon roll call the vote was as follows:

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

<u>IN THE MATTER OF</u>	[Belmont Co. Commissioners
<u>ROSS ESTATES, FIRST ADDITION</u>	[Courthouse
<u>RICHLAND TOWNSHIP, SEC 29, T-7, R-4</u>	[St. Clairsville, Ohio 43950
	[Date <u>May 19, 2010</u>

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize the Clerk of the Board to establish a date and time for the Subdivision Hearing in regards to the Plat of Ross Estates First Addition, Richland Township Sec 29, T7, R4, pursuant to the Ohio Revised Code Section 711.05 and proceed with the required notifications.

NOTICE OF NEW SUB-DIVISION
Revised Code Sec. 711.05
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To: Cindi Henry, F.O., Richland Township Trustees, 118 Overbaugh Ave., St. Clairsville, OH 43950

You are hereby notified that THURSDAY the 27th day of May, 2010, at 10:45 o'clock A. M., has been fixed as the date, and the office of the Commissioners, in the Courthouse, St. Clairsville, Ohio, as the place where the Commissioners will act on the above stated matter.

By order of the Belmont County Commissioners.

Kathy Marino /s/
Assistant Clerk of the Board

- Mail by certified return receipt requested
- cc: Richland Township Trustees
Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING PAY APPLICATION #6 FOR COLAIANNI CONSTRUCTION, INC./NEW EASTERN DIVISION COURT BUILDING PROJECT

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the following Pay Application for the new Belmont County Eastern Division Court Building project, based upon the recommendation of M&G Architects & Engineers, project architect, and Danny Popp, Project Manager as follows:

CONTRACTOR	APPLICATION NO.	AMOUNT
Colaianne Construction, Inc. (General Trades)	#6	\$151,180.80

Upon roll call the vote was as follows:

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

IN THE MATTER OF LIQUOR PERMIT FOR EDWARD PIATEK, KEM BARTOLO & DANA BARTOLO DBA PIATEKS NITE CLUB WHEELING TOWNSHIP, FAIRPOINT, OH

Motion made by Mrs. Favede, seconded by Mr. Probst to advise the Ohio Division of Liquor Control, the Board of Belmont County Commissioners does not request a hearing on the matter of a request for a liquor license for Edward Piatek, Kem Bartolo & Dana Bartolo, DBA Piateks Nite Club, 71137 Main St., Fairpoint, OH. There have been no objections received and the Board of County Commissioners has no objections to the permit

Note: This is for a D5 permit – Spirituous liquor for on premises consumption only, beer and wine for on premises, and off premises in original sealed containers, until two thirty a.m.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AUTHORIZING THE SIGNING OF THE
REVISED GRANT PLAN FOR OAKVIEW JUVENILE RESIDENTIAL
CENTER'S COMMUNITY CORRECTIONS FACILITIES GRANT TO
ODYS FOR FISCAL YEAR 2011**

Motion made by Mr. Coffland, seconded by Mr. Probst to authorize Commission President Ginny Favede to sign the revised Grant Plan for Oakview Juvenile Residential Center's Community Corrections Facilities Grant to the Ohio Department of Youth Services for Fiscal Year 2011 State budget request in the amount of \$992,714.00.

Note: The original grant application was submitted with a request for \$1,004,775.00 in grant funds. ODYS was unable to meet the requested amount. The FY11 budget will remain the same as in FY10.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING AND SIGNING
THE IV-D CONTRACT AMENDMENT BETWEEN
BELMONT COUNTY CHILD SUPPORT ENFORCEMENT
AGENCY AND THE BELMONT COUNTY JUVENILE COURT**

Motion made by Mrs. Favede, seconded by Mr. Coffland, as the co-appointing authority for Belmont County Department of Job & Family Services, to approve and sign the IV-D Contract Amendment between Belmont County Child Support Enforcement Agency and the Belmont County Juvenile Court, which became effective on July 1, 2009, and expires on June 30, 2010, as follows: Total Contract Cost increase from \$123,925.93 to \$142,514.82. This is an increase of \$18,588.89.

Federal Share \$12,268.67

Local Share \$ 6,320.22

Note: This increase is due to the high volume of activity with Juvenile Court.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING PAYMENT OF
INVOICE FOR M&G ARCHITECTS & ENGINEERS, INC./
NEW EASTERN DIVISION COURT BUILDING PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Coffland to approve the payment of Invoice #11012 for M&G Architects & Engineers, Inc., in the amount of \$1,660.76 for services from 4/1/10 through 4/30/10 on the new Eastern Division Court Building Project, Construction Administration Phase.

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM – Barb Godwin from MOS asked for an update on the office equipment situation in the county. Mrs. Favede replied that Cindi Henry has been the primary contact addressing all of these issues. Ms. Henry advised she had just been in contact with the county Prosecutor yesterday and they will be getting together to see what the next step will be. Mr. Coffland stated that this is under review with the Prosecutor and when we get advised by him, we can move on this. He further noted we did everything possible to do this right.

Bev Riddle of the Soil & Water Conservation Office passed out a flyer regarding a program being sponsored by their office and Friends of Captina Creek that will have Jungle Jack Hanna of the Columbus Zoo as a special guest. Many exhibitors will be participating in this program wherein visitors will learn more about what a watershed is, how to protect it and opportunities in Captina watershed. Captina Creek has been deemed the No. 1 stream in the State of Ohio, despite the coal mining that has been done in that area over a very long period of time. Mr. Coffland noted the coal companies are doing something right. Bev advised there are 3 years remaining on the watershed planning grant.

BREAK

**IN THE MATTER OF ADOPTING RESOLUTION
CONSENTING TO AND APPROVING THE
TERMS OF AN AGREEMENT BETWEEN THE OHIO
DEPARTMENT OF YOUTH SERVICES AND THE BOARD OF
TRUSTEES OF THE SARGUS JUVENILE CENTER TO
PROVIDE FUNDS TO REIMBURSE COSTS OF
IMPROVEMENTS TO SUCH FACILITY**

RESOLUTION NO.

The Board of County Commissioners of the County of Belmont, Ohio met in regular session this date with the following members present:

Ginny Favede - Matt Coffland - Charles R. Probst, Jr.

Mrs. Favede offered the following resolution and moved its passage, which motion was duly seconded by Mr. Probst.

**A RESOLUTION CONSENTING TO AND APPROVING THE
TERMS OF AN AGREEMENT BETWEEN THE OHIO
DEPARTMENT OF YOUTH SERVICES AND THE BOARD OF
TRUSTEES OF THE SARGUS JUVENILE CENTER TO
PROVIDE FUNDS TO REIMBURSE COSTS OF
IMPROVEMENTS TO SUCH FACILITY**

WHEREAS, pursuant to Chapter 152 of the Ohio Revised Code enacted under authority of the Constitution of Ohio, particularly Section 2i of Article VIII thereof, which authorizes the Ohio Building Authority ("Authority") to issue obligations of the State of Ohio as from time to time authorized by the General Assembly of the State of Ohio (the "General Assembly") to pay costs of capital facilities for the purpose of housing agencies of state government, including the housing of personnel, equipment or functions that such state agencies are responsible for housing, and pursuant to the authorization of the General Assembly contained in Amended Substitute Senate Bill No. 336 enacted by the 118th General Assembly, Amended Substitute Senate Bill No. 245 enacted by the 123rd General Assembly, Amended Substitute House Bill No.640 enacted by the 123rd General Assembly, Amended Substitute House Bill No. 524 of the 124th General Assembly, Amended Substitute House Bill No. 530 enacted by the 126th General Assembly, Amended Substitute House Bill No. 699 enacted by the 126th General Assembly, Amended Substitute House Bill No. 496 enacted by the 127th General Assembly, Amended Substitute House Bill No. 562 enacted by the 127th General Assembly, and other legislation heretofore or hereafter enacted by the General Assembly, the Authority intends to finance the costs of certain capital facilities, including renovation of the Sargus Juvenile Center (the "Detention Facility"); and

WHEREAS, the Authority, by Resolution No. 1990-3 adopted June 5, 1990 (the "General Bond Resolution") and by a Trust Agreement dated as of June 1, 1990 (the "Original Trust Agreement", and as supplemented and amended from time to time, the "Trust Agreement"),

has provided for the issuance from time to time of Juvenile Correctional Facilities Bonds (including bonds, notes or other evidences of obligation) of the State (the "Bonds") to, among other purposes, finance the acquisition, construction or renovation of single-county or joint-county juvenile facilities authorized under Section 2151.65 of the Ohio Revised Code, including the Detention Facility; and

WHEREAS, the Belmont-Harrison Juvenile District (the "District") was formed initially by the Joint Board of County Commissioners ("Joint Board") of various Ohio counties, including the counties of Belmont and Harrison, and such Joint Board is presently composed of the Ohio counties of Belmont and Harrison, pursuant to the provision of former Section 2151.34 of the Ohio Revised Code, in order to establish the Detention Facility, located in St. Clairsville, Belmont County, Ohio; and

WHEREAS, pursuant to the provisions of former Ohio Revised Code Section 2151.343 (such provisions subsequently amended and restated by Ohio Revised Code Section 2152.44), members of the Board of Trustees ("Board") of the Detention Facility have been appointed by the Joint Board to operate, maintain and manage the Detention Facility; and

WHEREAS, pursuant to an application by the Board to the Ohio Department of Youth Services (the "Department"), the Department has been authorized pursuant to the provisions of Amended Substitute House Bill No. 496 enacted by the 127th General Assembly and Amended Substitute House Bill No. 562 enacted by the 127th General Assembly, to finance a portion of the cost of renovation of the Detention Facility in the amount of \$67,500.00, for general interior renovations, boiler pump repairs, renovations to existing showers, parking lot resurfacing, roof repairs, and carpeting (the "Project"), pursuant to the terms of an Agreement (the "Agreement"), dated as of , 2010, between the Department and the Board; and

WHEREAS, the Detention Facility is located on land owned by the County of Belmont, Ohio (the "County"), and;

WHEREAS, in order to ensure the continued tax exemption of interest paid on the Bonds issued by the Authority to finance the Project, it is necessary that the Board lawfully occupy and have rights to occupy the Detention Facility for at least twenty (20) years from the date of the Agreement or until the final maturity of any obligations issued by the Authority to finance or refinance the Project, whichever is later, free of any lien, encumbrance, restriction or condition which would interfere with the intended use of the Detention Facility; and

WHEREAS, since the Detention Facility is located on land owned by the County, it is necessary for the County to authorize and approve the intended use of the Detention Facility for such period;

NOW, THEREFORE, BE IT RESOLVED, that the County hereby authorizes and approves the intended use of the Detention Facility for such period and any two members of the Board of County Commissioners of the County are authorized and direct to execute and deliver, in the name and on behalf of the County, the Approval and Consent to the Agreement insubstantially the form submitted to and now on file with the County which is hereby approved, with such changes therein not inconsistent with this resolution as may be approved by such members of the Board of County Commissioners. The approval of such changes by such County-Commissioners shall be conclusively evidenced by the execution of the Approval and Consent by such County Commissioners; and

FURTHER RESOLVED, that each officer of the County and each member of the Board of County Commissioners are each separately authorized to take any and all actions and to execute such certificates and other instruments as may be necessary or appropriate in order to effect the intent of these resolutions; and

FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in those formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code; and

FURTHER RESOLVED, that this resolution shall take effect and be in force immediately upon its adoption and, to the extent inconsistent therewith, supersedes any prior resolution of this Board of County Commissioners.

Voting Aye thereon:

Date: 5/19/10

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

IN THE MATTER OF BID OPENING FOR ENGINEER'S PROJECT 10-3 FURNISHING AND APPLYING LIQUID BITUMINOUS MATERIAL FOR DUST CONTROL ON VARIOUS COUNTY HIGHWAYS

This being the day and 11:00 a.m. being the hour that bids were to be on file in the Commissioners' Office for the Belmont County Engineer's Project 10-3 Furnishing and Applying Liquid Bituminous Material for dust control on various county highways, they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Lash Paving, Inc. P.O. Box 296 Colerain, OH 43916	X	\$ 148,790.00

Engineer's Estimate: \$149,800.00

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

Motion made by Mr. Probst, seconded by Mr. Coffland to turn over all bids received for Belmont County Engineer's Project 10-3 Furnishing and Applying Liquid Bituminous Material for dust control on various county highways to County Engineer Fred Bennett for review and recommendation.

Upon roll call the vote was as follows:

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

BREAK

11:15 Christine Parker, Belmont County Department of Job & Family Services

Re: Foster Parent Month Proclamation and Recognition of Foster Parent of the Year

Christine Parker, Billy Marinacci and LeAnn Boston of DJFS presented the Foster Parents of the Year. Christine thanked all foster parents who serve Belmont County. Normally the agency recognizes one foster parent family of the year, but this year two were chosen. Anna Lemley and James Coast along with Eric and Kim Paulick were honored for being mentors and role models. They were presented with a glass stone inscribed with the story "Making a Difference." Mr. Coffland noted he grew up with Anna and she was like a sister to him. Mr. Probst gave his thanks and congratulations to the parents, stating he understands how hard it is to take the children in and the then have to let them go.

Mrs. Favede said it was so touching to see how moved the parents were and was grateful for the foster parents who open their homes to children in need.

**IN THE MATTER OF ADOPTING PROCLAMATION
DECLARING MAY 2010 AS FOSTER PARENT MONTH**

Motion made by Mrs. Favede, seconded by Mr. Probst adopt the Proclamation declaring May 2010 as Foster Parent Month
RESOLUTION
DECLARING MAY 2010 as
Foster parent month

WHEREAS, the family is the heart of our society and when our families are strong and healthy, our society is healthy; and
WHEREAS, foster families help to support the family unit by providing love and support to children who are in need of a temporary home; and

WHEREAS, Belmont County encourages foster families to ensure that children reside in a supportive environment until they can return to their original family structure; and

WHEREAS, caring for our children is an investment in our future. Our children will be the leaders of tomorrow, and only through a nurturing environment will they be able to develop a sense of self-worth and build self-esteem; and

WHEREAS, foster families are an invaluable resource and perform an extraordinary service by working in partnership with agencies to nurture children and provide an opportunity for healthy growth and development; and

WHEREAS, in Belmont County there are forty five (45) children and youth in foster care being provided a safe, secure and stable home along with the compassion and nurture of a foster family.

NOW, THEREFORE BE IT RESOLVED that the Board of Belmont County Commissioners do hereby proclaim May 2010 as "Foster Parent Month" in Belmont County in honor of the individuals providing love, attention and support to our children and families in need, and encourage all citizens to volunteer their talents and energies on behalf of children in foster care.

Adopted this 19th day of May, 2010.

Upon roll call the vote was as follows:

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

BREAK

**IN THE MATTER OF THE VACATION OF
A PORTION OF ASH ALLEY LOCATED IN
WEST BELLAIRE, PULTNEY TWP.
SEC. 36 T-2, R-2/RD IMP 1106**

**Office of County Commissioners
Belmont County, Ohio**

Journal Entry--Order Upon view of Proposed Improvement

ORDER TO COUNTY ENGINEER

Rev. Code. Sec. 5553.06

Petitioned for by freeholders and others

The Board of County Commissioners of Belmont County, Ohio met in regular session on the 19th day of May, 2010, at the office of the Commissioners with the following members present:

Mrs. Favede
Mr. Coffland
Mr. Probst

Mrs. Favede moved the adoption of the following:

RESOLUTION

WHEREAS, On the 19th day of May, 2010, the time heretofore fixed for view of the proposed improvement, we the Board of County Commissioners having jurisdiction in said matter, went upon the line of said proposed improvement and made personal view of the proposed route and termini thereof, and after full investigation and due consideration of all the facts and conditions pertaining thereto; therefore be it

RESOLVED, That we do find and consider said improvement of sufficient public importance to instruct the County Engineer to make an accurate survey and plat of the same, and furnish an accurate and detailed description of the proposed improvement describing the center line and right of way lines thereof.

Said County Engineer shall also furnish an accurate and detailed description of each tract of land which he believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner.

Said County Engineer shall also, at the time of making such survey, set stakes at the termini of each right of way line and at all angles between such termini, and at sufficient other points on the right of way lines so that the bounds of the proposed improvement may be discernible to property owners and other interested persons; and be it further

RESOLVED, That the said County Engineer be and he is hereby directed to make a report in writing to this Board, on or before the **27th** day of **May, 2010** the date fixed for the final hearing, setting forth the opinion of said County Engineer either for or against said proposed improvement, ² and the width to which said improvement shall be opened, which shall not be less than thirty feet; said report shall be accompanied by said plat and detailed and accurate descriptions, and filed with the County Commissioners, and this case is continued unto said date.

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

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

Adopted May 19, 2010

Kathy Marino /s/
Assistant Clerk, Board of County Commissioners
Belmont County, Ohio

RECONVENED THURSDAY, MAY 20, 2010 AT 11:44 A.M.

PRESENT: COMMISSIONERS GINNY FAVEDE AND MATT COFFLAND

ABSENT: COMMISSIONER CHARLES R. PROBST, JR.

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 11:45 A.M.**

Motion made by Mrs. Favede, seconded by Mr. Coffland to adjourn the meeting at 11:45 a.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 27th day of May, 2010.

_____ COUNTY COMMISSIONERS

We, Ginny Favede and Kathy Marino, President and Assistant 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

_____ ASSISTANT CLERK