

St. Clairsville, Ohio

October 14, 2009

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Charles R. Probst, Jr., Matt Coffland and Ginny Favede, 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. Probst, all members present voting YES, each bill was considered and it is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of bills allowed.

Claim of	Purposes	Amount
A-Home Pizza	Juror Dinner-Common Pleas/General Fund	37.63
A-PHSI Pure Water Finance	Water-Common Pleas/General Fund	50.00
A-Xerox Corp.	Renewal payment-Magistrate/General Fund	267.82
D-Lash Paving, Inc.	Asphalt/Roads and Bridges Fund	9,137.29
D-Mar-Zane, Inc.	Asphalt/Roads and Bridges Fund	421.47
D-Street Engineering & Surv.	Professional services/Roads and Bridges Fund	14,000.00
K-Wells Fargo Payment Center	Visa Card/Engineer MVGT Fund	429.20
N-Central Painting & Sandblasting	Projects WWS#1 Capital Improvement Fund	65,102.40
N-Ohio Dept. of Commerce	Back wages-Carnes Center Project/Cap. Improv. Grt Carnes Center Fund	3,138.31
N-Richland Supply	All Thread-Supplies/Bridge & Retaining Wall Cons. Improv. Fund	840.00
N-Tri-Son Concrete	Concrete/Bridge & Retaining Wall Construction Improv. Fund	955.00
O-Bank of New York Trust	Principal Bond Pmt/Park Health	2,515,000.00
O-Bank of New York Trust	Interest, Bond Pmt/Park Health	58433.75
O-Bank of New York Trust	Bonds, Agent Fees/Park Health	23,100.00
O-USDA Rural Development	Phase II Bond Payment WWS#3 Phase II Bond Fund	315,852.50
P-Municipal Utilities	Purchased Water/BCSSD Funds	336.96
P-WWS#3 Phase II Bond Account	Transfer Out/WWS#3 Revenue Fund	115,852.50
S-Belco Works	Shredding of titles/Cert. of Title Admn Fund	19.91
S-Belmont Harrison Juvenile District	Salary/Juvenile Ct. Gen. Special Projects Fund	169.83
S-Belmont Senior Services	October Operating Expenses/In Home Care Levy/Comm on Aging	175,000.00
S-Beth Andes, MS, PCC	Contracted counselor/District Detention Home Fund	1,610.00
S-Global Tel-Link Corp.	Commissary Items/Commissary Fund-Sheriff's Office	1,120.00

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

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the Recapitulation of Vouchers dated for October 14, 2009 as follow:

FUND	AMOUNT
A-GENERAL	\$68,115.02; \$942.09; \$169.95
A-GENERAL/AUDITOR	\$1,428.69
B-Dog and Kennel	\$4,717.41
H-Job & Family, Public Assistance	\$62,021.63; \$14,987.83; \$1,698.06
H-Job & Family, WIA	\$37,051.62; \$16,330.98
K-Engineer MVGT	\$14,093.18; \$15,725.55; \$1,550.31
M-Juvenile Ct. – Placement II	\$355.92
M-Juvenile Ct. – Title IV-E Reimb	1,287.99
P-Sanitary Sewer District	\$7,475.00; \$8,449.56; \$247.77; \$26,116.88; \$1,798.51
S-District Detention Home	\$2,077.34
S-Job & Family, Children Services	\$47,637.90
S-Oakview Juvenile Residential Center	\$2,479.91
S-Port Authority	\$245.45
S-Sheriff Commissary	\$1,852.68

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER
WITHIN GENERAL FUND

Motion made by Ms. Favede, seconded by Mr. Probst to approve the following transfer within General Fund.

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab (Monies necessary to cover Hosp.)	E-0181-A003-A11.000 Other Expenses /Elec Bd	\$6,595.57

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

IN THE MATTER OF TRANSFERS WITHIN FUND
FOR THE BCDJFS WORKFORCE DEVELOPMENT FUND H005

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfers within fund for the BCDJFS Workforce Development Fund H005.

FROM	TO	AMOUNT
E-2600-H005-H05.000 (Admn.)	E-2600-H005-H02.000 (O/S Youth)	\$25,000.00
E-2600-H005-H05.000 (Admn.)	E-2600-H005-H03.000 (Adult)	31,000.00
E-2600-H005-H05.000 (Admn.)	E-2600-H005-H04.000 (Disl. Wkr.)	50,000.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR TRUANT OFFICER GRANT FUND/JUVENILE COURT

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

FROM	TO	AMOUNT
E-0400-M079-M04.000 Other Exp.	E-0400-M079.M01.002 Salaries	\$ 100.00

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
WWS#3	WWS#3	
E-3702-P005-P31.000 OE Oper	E-3702-P005-P23.011 Services	8,000.00
SSD#1	SSD#1	
E-3704-P051-P15.000 OE Oper	E-3704-P051-P05.000 Materials	3,000.00
SSD#2	SSD#2	
E-3705-P053-P08.013 Projects	E-3705-P053-P05.000 Materials	2,000.00
E-3705-P053-P01.002 Salaries	E-3705-P053-P16.074 OE Trans Out	15,000.00
SSD#3A	SSD#3A	
E-3706-P055-P15.000 OE Oper	E-3706-P055-P05.000 Materials	400.00
SSD#3B	SSD#3B	
E-3707-P056-P15.000 OE Oper	E-3707-P056-P05.000 Materials	200.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE DISTRICT DETENTION HOME FUND S33

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the following transfers within fund for the District Detention Home Fund S33.

FROM	TO	AMOUNT
E-0910-S033-S34.010 Supplies	E-0910-S033-S33.002 Salaries Closed PO #159965	2,000.00
E-0910-S033-S43.000 Travel & Training	E-0910-S033-S33.002 Salaries Closed PO #159967	600.00
E-0910-S033-S60.010 Supplies/GS	E-0910-S033-S33.002 Salaries Closed PO #159970	2,500.00
E-0910-S033-S44.003 Equipment/GS	E-0910-S033-S33.002 Salaries Closed PO #159953	250.00
E-0910-S033-S69.000 Activities/GS	E-0910-S033-S33.002 Salaries	280.00
E-0910-S033-S61.000 Food Service Exp./GS	E-0910-S033-S33.002 Salaries Closed PO #159971	3,896.00
E-0910-S033-S44.003 OPERS/STRS	E-0910-S033-S33.002 Salaries	6,900.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE RECORDER'S SUPPLEMENTAL EQUIPMENT FUND S78

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the following transfer within fund for the Recorder's Supplemental Equipment Fund S78.

FROM	TO	AMOUNT
E-1210-S078-S05.012 Equipment	E-1210-S078-S14.006 Hosp	\$1,426.09

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATION FOR THE GENERAL FUND/911

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 October 14, 2009.

E-0056-A006-E01.002 Salaries-Employees \$ 265.60

Refund for OT wages due to damage to lines by Lake Erie Construction.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE GENERAL FUND

Motion made by Mrs. Favede, seconded by Mr. Probst to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 26, 2009.

E-0131-A006-A03.002 Salaries Jail	\$37,252.09
E-0131-A006-A04.002 Salaries Road Deputies	\$31,142.94
(Monies taken from dissolved N38 to cover salary line items for Sheriff)	

Total \$68,395.03

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE GENERAL FUND**

Motion made by Mrs. Favede, seconded by Mr. Probst to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of August 5, 2009.

E-0181-A003-A11.000	Other Expenses (Elec Bd)	\$7,354.67
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE COUNTY HOME FUND H30**

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 January 2, 2009.

E-2150-H030-H02.002 Salaries	\$19,876.87
E-2150-H030-H12.005 Medicare	<u>\$ 288.21</u>
Total	\$20,165.08

Upon roll call the vote was as follows:

Ms. Favede	Yes
Mr. Coffland	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE SOIL CONSERVATION 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 October 14, 2009.

E-1810-L001-L01.002	Salaries	\$ 9,525.00
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Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE TITLE IV-E REIMB (RANDOM MOMENTS) 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 October 14, 2009.

Fund	Title	Amount
Title IV-E Reimb (Random Moments)		
E-0400-M078-M05.000	Other Expenses	\$ 60,015.47

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S025 BELMONT CO. DJFS CHILDREN SERVICES FUND 50**

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 October 14, 2009.

BELMONT COUNTY DJFS / CHILDREN SERVICES FUND 50		
E-2766-S025-S10.074	Transfers Out	\$ 12,565.69

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S025 BELMONT CO. DJFS CHILDREN SERVICES FUND 50**

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 October 14, 2009.

BELMONT COUNTY DJFS / CHILDREN SERVICES FUND 50		
E-2766-S025-S10.074	Transfers Out	\$ 74,148.48

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR OAKVIEW JUVENILE REHAB S027 AND S030 FUNDS**

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 October 14, 2009.

OAKVIEW JUVENILE REHAB S030

E-8010-S030-S40.000	Grant Holding Account	0.00
E-8010-S030-S51.002	Salaries	150,000.00
E-8010-S030-S53.000	Medical	7,000.00
E-8010-S030-S55.010	Supplies	2,000.00
E-8010-S030-S56.000	Motor Vehicle	1,000.00
E-8010-S030-S57.000	Travel & Staff Development	0.00
E-8010-S030-S58.000	Communications	6,000.00
E-8010-S030-S59.000	Fuel/Utilities	15,000.00
E-8010-S030-S60.000	Maintenance & Repair	6,000.00
E-8010-S030-S63.000	General	484.34
E-8010-S030-S65.000	Indirect Costs	3,000.00

E-8010-S030-S66.003	PERS	25,000.00
E-8010-S030-S67.004	Workers' Compensation	3,000.00
E-8010-S030-S68.006	Hospitalization	27,694.16
E-8010-S030-S69.007	Unemployment Compensation	0.00
E-8010-S030-S70.005	Medicare	<u>2,000.00</u>
TOTAL		248,178.50

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR DISTRICT DETENTION HOME S033 FUND

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of October 14, 2009.

DISTRICT DETENTION HOME

E-0910-S033-S33.002	Salaries	11,818.37
E-0910-S033-S47.006	Hospitalization	<u>350.00</u>
TOTAL		12,168.37

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE BELMONT COUNTY PROSECUTOR'S OFFICE VICTIM-WITNESS ASSISTANCE PROGRAM FUND

Motion made by Mr. Probst, seconded by Mr. Coffland to make the following additional appropriations in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of October 14, 2009.

E-1511-W080-P01.002	Salaries	255.00
E-1511-W080-P01.002	Salaries	800.00
E-1511-W080-P07.006	Hospitalization	1,600.00
E-1511-W080-P05.003	PERS	400.00

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 Mrs. Favede, seconded by Mr. Probst to execute payment of Then and Now Certification dated October 14, 2009, presented by the County Auditor pursuant to O.R.C. 5705.41(d) 1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract or order.

Upon roll call the vote was as follows:

Mrs. Favede	Yes
Mr. Probst	Yes
Mr. Coffland	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. **GENERAL - \$9,426.91** paid into R-0050-A000-A45.500 Refunds and Reimbursements on October 8, 2009. This represents a 2% discount refund from FY09 Safety Council.

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM – Mike Bianconi continued his previous discussions regarding the Infrastructure Fund. He states the reports he has been given so far do not answer his questions. There was some confusion on his part regarding the Infrastructure Fund (N) and it was explained to Mr. Bianconi there was also an Infrastructure line item within the General Fund. Mr. Bianconi questioned inmate meals coming out of an "N" account. Mr. Probst explained N38 is an Infrastructure Fund and N39 is Capital Improvements Fund. Mr. Probst stated if the N39 fund had been used for inmate meals it was probably to meet General Fund obligations at the end of the year. Mrs. Favede said she wanted to make a correction. She stated the initial reasoning that the board went to Judge Solovan was to request funds from the Infrastructure fund to be used to replenish the General Fund monies that had been spent on infrastructure projects. She said in the midst of that process, a meeting was had with the State Auditor who said this particular N38 Infrastructure Fund was set up incorrectly and it had to be dissolved. She said "that changed everything. There was no equation that the board could spend this much because we replenished this much. That ended the day the Infrastructure fund was dissolved as the money went back into the General Fund." Mr. Coffland stated that Mr. Pappano advised what amounts of money were needed to be replaced for each year that was spent out of the General Fund. Mr. Pappano supplied the figures that were broken down for each year. Mrs. Favede stated the paperwork submitted by Auditor Andy Sutak was his attempt to explain where the Infrastructure monies were spent. She said she agrees it doesn't show what Mr. Bianconi is looking for and that more time will need to be spent researching this issue.

Mr. Bianconi also had questions about the upcoming Social Services Levy. Commissioner Favede said those questions should be answered by BCDJFS Director Dwayne Pielech. Commissioner Coffland said Mr. Pielech will attend next week's meeting and can answer questions regarding the levy.

IN THE MATTER OF SIGNING AND APPROVING GRANT AGREEMENT BETWEEN BCDJFS, ON BEHALF OF BELMONT COUNTY FAMILY & CHILDREN FIRST COUNCIL, AND STUDENT SERVICES

Motion made by Mrs. Favede, seconded by Mr. Probst to sign and approve the Grant Agreement by and between the Belmont County Department of Job and Family Services, on behalf of the Belmont County Family & Children First Council, and Student Services, for provision of administrative services for the Ohio Children’s Trust Fund Child Abuse Prevention Program, effective July 1, 2009 through June 30, 2010 in the amount of \$19,281.00.

Note: Belmont County Family & Children First Council has awarded this money to Belmont County Student Services for the implementation of programs to reduce child abuse and neglect in Belmont County.

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

This agreement to provide administrative services for the Ohio Children’s Trust Fund Child Abuse Prevention Program is made and entered into this 15th day of **D**. Motion to authorize the issuance of the **Notice To Proceed**, effective October 19, 2009, to Colaianni Construction Company, Inc., 2141 State Route 150, Dillonvale, Ohio 43917, for the new Eastern Division Court Building project; Substantial Completion date is May 6, 2010.

September, 2009 by and between the Belmont County Department of Job and Family Services, on behalf of the Belmont County Family and Children First Council, hereinafter referred to as “**Department**” and Student Services, hereinafter referred to as “**Provider**”.

PURPOSE

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

EFFECTIVE DATES

This agreement will be effective from July 1, 2009 through June 30, 2010.

AMOUNT OF GRANT/PAYMENTS

The Department agrees to grant to the Provider \$19,281.00 in SFY 2010 for services rendered relative to the allowable costs of the Initiative.

GENERAL REGULATIONS

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

PAYMENT PROCEDURES

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

SIGNATURES

I hereby understand and agree to the terms of this agreement.

<u>Dwayne Pielech /s/</u>	<u>9-15-09</u>
Dwayne Pielech, Director Belmont County Department of Job and Family Services	Date
<u>Janet Groome /s/</u>	<u>9/14/09</u>
Janet Groome, Director Student Services	Date
<u>Charles R. Probst, Jr. /s/</u>	<u>10-14-09</u>
Belmont County Commissioner	
<u>Ginny Favede /s/</u>	<u>10-14-09</u>
Belmont County Commissioner	
<u>Matt Coffland /s/</u>	<u>10-14-09</u>
Belmont County Commissioner	
Approved as to form:	
<u>Daniel P. Fry /s/</u>	<u>9-21-09</u>
Belmont County Prosecutor	

Upon roll call the vote was as follows:

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

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

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the payment of Invoice No. 10904 for M&G Architects and Engineers, Inc. in the amount of \$1,781.37 for the period of 9/1/09 through 9/30/09 for the New Eastern Division Court Project.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AUTHORIZING ISSUANCE OF
NOTICE TO PROCEED TO COLAIANNI CONSTRUCTION CO., INC./
NEW EASTERN COURT BUILDING PROJECT**

Motion made by Mrs. Favede, seconded by Mr. Probst to authorize the issuance of the **Notice To Proceed**, effective October 19, 2009, to Colaianni Construction Company, Inc., 2141 State Route 150, Dillonvale, Ohio 43917, for the new Eastern Division Court Building project; Substantial Completion date is May 6, 2010.

DATE: October 14, 2009
PROJECT: Belmont County Eastern Division Courthouse
Imperial Plaza, Bellaire, Ohio
Architect's Project No. 153
OWNER: Belmont County Commission
101 West Main Street
St. Clairsville, Ohio 43950
CONTRACTOR: Colaianni Construction, Inc.
2141 State Route 150
Dillonvale, OH 43917

NOTICE TO PROCEED

On behalf of the Belmont County Commission, this letter shall serve as written confirmation that a Notice to Proceed is established as **October 19, 2009**. Substantial Completion at the time of this writing is two hundred calendar days from this date, and is established as May 6, 2010.

Respectfully submitted,
M&G ARCHITECTS & ENGINEERS
Dana L. Brooks, AIA
Dana L. Brooks, AIA
Project Architect

Accepted:
COLAIANNI CONSTRUCTION, INC.
By: Vincent Colaianni /s/
Date: 10-15-09

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING AND SIGNING THE
EXHIBITOR'S LICENSE AGREEMENT BETWEEN THE
OHIO VALLEY MALL COMPANY AND THE BELMONT
COUNTY COMMISSIONERS/EMA**

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize Commission President Charles R. Probst, Jr. to approve and sign the Exhibitor's License Agreement between the Ohio Valley Mall Company and the Belmont County Commissioners, effective October 16, 2009 through October 19, for the purpose of allowing the Belmont County EMA to set up the Kids' Fire Safety House at the Ohio Valley Mall's Fall Festival.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING PAYMENT TO THE
OHIO DEPARTMENT OF COMMERCE FROM THE N46
CAPITAL IMPROVEMENT GRANT FUND/CARNES CENTER**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the payment to the Ohio Department of Commerce in the amount of \$3,138.31 from the N46 Capital Improvement Grant fund for back wages and penalties due to employees for Lafayette Electric's Parking Lot Lighting project at the Carnes Center, based upon the recommendation of the Belmont County Park District Board; Ohio Department of Commerce Case # 08-843-2.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING AND SIGNING TWO
SUBGRANT AWARD AGREEMENTS/SHERIFF**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the signing and submittal of the following two (2) **Subgrant Award Agreements** on behalf of the Belmont County Sheriff's Department:

1. Subgrant No. 2009-RA-A02-2308
Title: Training Coordinator
Award Periods: 7/31/09 to 12/31/10
Project Total: \$63,028.39
2. Subgrant No. 2009-AR-VA2-1257
Title: Personal Crimes Investigators
Award Periods: 7/31/2009 to 7/31/2010
Project Total: \$105,982.73

Upon roll call the vote was as follows:

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

BREAK AT 11:05 A.M. UNTIL 1:00 P.M.

**IN THE MATTER OF DISCUSSION HELD RE: GUERNSEY COUNTY
GREEN CORRIDOR AND WATER SOURCE PRESERVATION PROJECT**

1:00 Dan Speedy, Guernsey County Community Development Corporation

Present with Dan Speedy were Guernsey County Commissioners Steve Douglass and Steve C. Allen, who is also the President of the Guernsey County Community Development Corp.; and Belmont County Port Authority Director Larry Merry. Belmont County Commissioners have been asked to consider adopting a resolution of support for Guernsey County Community Development Corporations efforts to obtain Clean Ohio grant funding for a Green Corridor and Water Preservation project to create a transportation corridor. The following is the information that was presented to the Belmont County Board of Commissioners.

Mr. Allen advised that over the past five (5) years Guernsey County has brought in roughly \$3.3 million in total project costs and acquired 1,200 acres and paved 5.5 miles of bike trails on abandoned railroad beds. Their group is trying to preserve transportation corridors. He advised that regarding Clean Ohio funds, if in the future the land use should change, and development would be a top priority, the property can be sold for development at 200% of what the acquisition cost was. In this case, \$2,000.00 an acre is roughly what they are paying on average. They have already acquired 400-500 acres in western Belmont County and have crossed over jurisdictional boundaries. The board questioned why Guernsey County was buying land in Belmont County. Mr. Speedy advised there are four (4) different pots of money that make up the Clean Ohio funds. They are Brownfield money, the Trails fund, the Green Corridor fund, and Farmland Preservation. Mr. Allen stated that recreation and bike trails are being created and will become part of the county park system. They are taking advantage of grant monies available for recreational development in Southeastern Ohio. Mr. Speedy informed the board that if the project does not succeed, the money goes back in for the next round of funding. Mr. Allen said money not spent is reallocated by Clean Ohio. Mr. Coffland asked why isn't Belmont County doing the same thing and working with you. Mr. Allen replied the 501(C)(3) was created in Guernsey County and no one else was working in western Belmont County on recreational projects. Mr. Coffland said the Riverfront Community and City of St. Clairsville is working on trails and suggested there may be a need to bring those groups together to work with Guernsey County. Mr. Speedy informed they are trying to get CSX property for trails, but the trains have priority if it (the need for railways) comes back. He said they wouldn't do anything to prohibit trains for coming back. Mrs. Favede said she thought perhaps this is something Belmont County needs to do in conjunction with Guernsey County and Belmont County maintain ownership of the property. Mr. Coffland asked if Belmont County could put together a board to work with Guernsey County and Mr. Speedy replied that would be great. Mr. Allen informed that the resolution of support is needed by Friday or the grant will be pulled. He explained they already own 400-500 acres in Belmont County and want to acquire more. He said they have no problem if Belmont County would be interested in being the owners and would convey property back to Belmont County. Mr. Allen said they ultimately want someone in Belmont County to control ownership of the property and said property could be conveyed at no cost if use doesn't change. He understands the boards' hesitation. He explained they do not want ownership of anything in Belmont County, but they are the mechanism to get the grant monies for the benefit of all. Commissioner Favede said she would need assurance from NRAC on the property ownership. Mr. Speedy noted they can't transfer ownership back to Belmont County without OPWC approval.

BREAK

RECONVENED at 10:00 a.m., Friday, October 16, 2009

PRESENT: GINNY FAVEDE, CHARLES R. PROBST, JR., AND MATT COFFLAND

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION**

Motion made by Mrs. Favede, seconded by Mr. Probst to enter into executive session with Dwayne Pielech, Director, Lori O'Grady, Human Resource Director, Belmont County Department of Job & Family Services and Mike Kinter, Belmont County Human Resource Director, pursuant to Ohio Revised Code 121.22(G)(1) Personnel Exception to consider the employment of a public employee.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 10:32 A.M.**

Motion made by Mr. Probst, seconded by Mrs. Favede to adjourn executive session at 10:32 a.m. with Dwayne Pielech, Director, Lori O'Grady, Human Resource Director, Belmont County Department of Job & Family Services and Mike Kinter, Belmont County Human Resource Director, pursuant to Ohio Revised Code 121.22(G)(1) Personnel Exception to consider the employment of a public employee.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF AUTHORIZING BCDJFS DIRECTOR
TO REINSTATE JERRY MOORE II TO A POSITION AS
CASE MANAGER**

Motion made by Mrs. Favede, seconded by Mr. Probst to authorize Belmont County Department of Job and Family Services Director Dwayne Pielech to reinstate Jerry Moore II to a position as Case Manager, Pay Range 28, Step B (\$15.82 per hour). His reinstatement will take effect Monday, October 19, 2009.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ENTERING INTO CONTRACT
WITH CERIDIAN CORPORATION FOR COBRA AND
HIPPA ADMINISTRATION**

Motion made by Mrs. Favede, seconded by Mr. Probst to enter into a Contract for Services with Ceridian Corporation for COBRA and HIPPA Administration for Belmont County employees, in the amount of \$232.65 per month, effective November 1, 2009.

Upon roll call the vote was as follows:

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

BREAK

**IN THE MATTER OF APPROVING MINUTES OF
REGULAR BOARD OF COMMISSIONERS MEETING**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the minutes of the Belmont County Board of Commissioners regular meeting of: September 30 and October 7, 2009.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 10:35 A.M.**

Motion made by Mr. Probst, seconded by Mrs. Favede to adjourn the meeting at 10:35 a.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 21st day of October, 2009.

_____ COUNTY COMMISSIONERS

We, Charles R. Probst, Jr., and Jayne Long, President and Clerk respectively of the Board of Commissioners of Belmont County, Ohio, do hereby certify the foregoing minutes of the proceedings of said Board have been read, approved and signed as provided for by Sec. 305.11 of the Revised Code of Ohio.

_____ PRESIDENT

_____ CLERK