

St. Clairsville, Ohio

September 14, 2011

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

MEETINGS ARE NOW BEING RECORDED
ALL DISCUSSIONS ARE SUMMARIZED. FOR COMPLETE PROCEEDINGS
PLEASE SEE CORRESPONDING CD FOR THIS MEETING DAY.

IN THE MATTER OF ALLOWANCE OF BILLS
AS CERTIFIED IN THE AUDITOR'S OFFICE

"BILLS ALLOWED"

The following bills having been certified in the Auditor's office, on motion by Mr. Coffland, seconded by Mrs. Favede, 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-CDW-G	Software-Engineer/General Fund	168.82
A-Ohio-West Virginia Excavating Co.	Creek Clean Ups-misc. locations/General Fund	31,832.08
B-American Electric Power	August service/Dog and Kennel Fund	721.90
B-BP Products North America	August gasoline/Dog and Kennel Fund	488.20
B-Crossroads Counseling	Counseling fees-Western Div. Ct./Indigent Drivers Alcohol Fund	876.25
B-McGhee & Co.	Supplies/Dog and Kennel Fund	350.65
K-Wells Fargo Payment Center	Visa Card/Engineer MVGT Fund	249.70
N-Argo Sales Co., Inc.	Supplies/Bridge & Retaining Wall Construction Improve. Fund	3,383.00
N-Poggemeyer Design Group	Professional Services/Bridge & Retaining Wall Constr. Improve. Fund	6,128.05
P-American Electric Power	Services/BCSSD Funds	5,455.15
P-Renee' Wilson	Reimburse travel expenses/BCSSD Funds	148.50
P-Software Solutions, Inc.	Annual Support Services/BCSSD Funds	12,210.00
P-Technical Learning College	Water treatment training course/BCSSD Funds	200.00
P-The Times-Leader	Annual subscription/LEPC/Special Emergency Planning Fund	164.40
P-Yorkville Board of Trustees of Public Affairs	Sewage disposalSSD#3B Deep Run Fund	513.29
S-Belco Works, Inc.	Shredding/Certificate of Title Admn. Fund	47.43
S-Belmont Senior Services	Various expenses & payroll/In Home Care Levy/Comm on Aging	116,098.27
S-Beth A. Andes, MS, PCC	Contracted counselor/District Detention Home Fund	735.00
S-Courtview Justice Solutions	Support services/Clerk of Courts Computer Fund	3,989.25
S-Crystal Springs	Water/Certificate of Title Admn. Fund	49.36
S-Crystal Springs	Water/Eastern Ct. General Special Projects Fund	61.84
S-DDC, Inc.	Computer/Clerk of Courts Computer Fund	2,292.56
S-FIT Optimized Solutions	Program supplies/Oakview Juvenile Residential Center Fund	4,410.00
S-Wheeling Office Supply Co.	Supplies/Certificate of Title Admn. Fund	184.48
T-EMSL Analytical, Inc.	Final Lead Clearance-70250 Irwin St./CHIP Grant Matching Funds	135.94
T-Trigg Home Improvement	Contract for electrical-413 Bennett St./CHIP Grant Matching Funds	12,533.00
T-Trigg Home Improvement	1 st Draft for construction-413 Bennett St./CHIP Grant Matching Funds	8,900.00
W-Judy Bruney	Reimburse mileage/Prosecutor Victim Program	207.90

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

Motion made by Mr. Coffland, seconded by Mrs. Favede to approve the Recapitulation of Vouchers dated for September 14, 2011 as follow:

FUND	AMOUNT
A-GENERAL	\$44,077.24; \$100,311.56; \$12,544.62; \$4,626.36
A-GENERAL/AUDITOR	\$286.39
A-GENERAL/CHEST CLINIC	\$1,197.42
A-GENERAL/JUVENILE COURT	\$616.14
A-GENERAL/SHERIFF	\$15,877.62
A-GENERAL/911	\$78,437.57
A-GENERAL/EMA	\$5,498.66
E-911	\$1,534.47
H-Job & Family, CSEA	\$312.95
H-Job & Family, Public Assistance	\$27,455.15; \$8,550.82
H-Job & Family, WIA	\$5,799.03; \$116,960.69
K-Engineer MVGT	\$26,969.24; \$1,973.57; \$36,213.39
M-Juvenile Ct. – Placement II	\$1,647.00
M-Juvenile Ct. – Title IV-E Reimb.	\$586.62
P-Oakview Bldg.	\$2,539.03
P-Sanitary Sewer District	\$9,712.03; \$1,661.54; \$19,906.60; \$2,857.77; \$1,064.80
S-District Detention Home	\$8,544.13
S-Job & Family, Children Services	\$65,457.96
S-Juvenile Ct. Computer Fund	\$1,326.44
S-Oakview Juvenile Residential Center	\$1,634.65]
S-Port Authority	\$240.45
S-Sheriff Commissary	\$600.63
S-Western Ct. General Special Projects	\$3,085.29
W-Law Library Fund	\$7,692.96

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE GENERAL FUND

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

FROM	TO	AMOUNT
E-0051-A001-A28.000 Other Expenses	E-0051-A001-A02.002 Salaries, Employees	\$ 8,000.00
E-0051-A001-A28.000 Other Expenses	E-0256-A014-A01.000 Co. Bldgs, CORSA	\$ 3,000.00
E-0055-A004-B28.000 Mtn, Makenzie Bldg	E-0055-A004-B30.000 Thoburn Bldg	\$ 4,689.12

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/SHERIFF

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

FROM	TO	AMOUNT
E-0131-A006-A02.002 Adm. Payroll	E-0131-A006-A15.007 Unemployment	\$ 1,505.00

Note: July charges

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 OAKVIEW JUVENILE REHABILITATION FUND

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

FROM	TO	Amount
E-8010-S30- S40.000 Grant Holding	E-8010-S30- S69.007 Unemployment	\$ 5,435.00
E-8010-S30- S40.000 Grant Holding	E-8010-S30- S51.002 Salary	\$ 20,000.00
E-8010-S30- S40.000 Grant Holding	E-8010-S30- S68.006 Hospitalization	20,000.00

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-S36.012 Equipment	E-0910-S033-S69.000 Activities/GS	\$ 800.00
E-0910-S033-S48.007 Unemployment	E-0910-S033-S40.000 Medical	100.00

Upon roll call the vote was as follows:

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

IN THE MATTER TRANSFER BETWEEN THE GENERAL FUND AND PORT AUTHORITY S12 FUND

Motion made by Mr. Coffland, seconded by Mr. Probst to approve the following transfer between the General Fund and the Port Authority Fund.

FROM	TO	AMOUNT
E-0051-A001-A39.000 Port Auth	R-9799-S012-S04.574 Transfer In	\$23,750.00

(This represents the 4th Quarter Allocation for 2011)

Upon roll call the vote was as follows:

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

IN THE MATTER OF Y-95 EMPLOYER'S SHARE PERS/HOLDING ACCOUNT CHARGEBACK FOR AUGUST, 2011

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 August 2011.

Gross Wages P/E 08/13/11 to 08/27/11.

GENERAL FUND

AUDITOR	E-0011-A001-B09.003	R-9895-Y095-Y01.500	4,930.37
AUD EMPL-PERS PROP	E-0012-A001-B14.003	R-9895-Y095-Y01.500	415.52
AUD EMPL-REAL PROP	E-0013-A001-B18.003	R-9895-Y095-Y01.500	415.52
CLERK OF COURTS	E-0021-A002-E09.003	R-9895-Y095-Y01.500	2,569.37
CO. CT. EMPL	E-0040-A002-G08.003	R-9895-Y095-Y01.500	3,586.93
COMMISSIONERS	E-0051-A001-A25.003	R-9895-Y095-Y01.500	4,292.59
NURSES-JAIL	E-0052-A001-A91.003	R-9895-Y095-Y01.500	1,213.62
COMM-DIS SERV	E-0054-A006-F05.003	R-9895-Y095-Y01.500	639.76
COMM-MAINT & OP	E-0055-A004-B16.003	R-9895-Y095-Y01.500	4,310.61
9-1-1 DEPT	E-0056-A006-E08.003	R-9895-Y095-Y01.500	6,230.16
COMM PLEAS CT EMPL	E-0061-A002-B14.003	R-9895-Y095-Y01.500	4,260.43
MAGISTRATE	E-0063-A002-B28.003	R-9895-Y095-Y01.500	1,693.82

ENGINEERS EMPL	E-0070-A012-A08.003	R-9895-Y095-Y01.500	1,082.38
PROBATE CT EMPL	E-0081-A002-D10.003	R-9895-Y095-Y01.500	1,693.90
PROBATE CT JUV EMPL	E-0082-A002-C36.003	R-9895-Y095-Y01.500	6,909.72
PROSECUTING ATTN	E-0111-A001-E09.003	R-9895-Y095-Y01.500	5,802.38
RECORDER	E-0121-A006-B09.003	R-9895-Y095-Y01.500	3,095.92
SHERIFF EMP (PERS)	E-0131-A006-A13.003	R-9895-Y095-Y01.500	3,562.24
TREASURER	E-0141-A001-C09.003	R-9895-Y095-Y01.500	2,385.10
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	2,034.62
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	2,685.67
BUDGET COMM	E-0210-A001-F02.003	R-9895-Y095-Y01.500	37.31
T. B. SAN	E-0300-A008-B10.003	R-9895-Y095-Y01.500	<u>494.50</u>
			67,012.56

DOG & KENNEL	E-1600-B000-B08.003	R-9895-Y095-Y01.500	739.18
COUNTY HEALTH	E-2210-E001-E10.003	R-9895-Y095-Y01.500	3,604.09
Vital Statistics	E-2213-F075-F02.003	R-9895-Y095-Y01.500	308.00
Public Health Infrastructure	E-2214-F076-F01.002	R-9895-Y095-Y01.500	248.00
Family Planning	E-2215-F077-F01.002	R-9895-Y095-Y01.500	689.00
Tobacco Program	E-2216-F078-F02.002	R-9895-Y095-Y01.500	184.00
CDC Lead	E-2228-F080-F01.002	R-9895-Y095-Y01.500	363.00
Food Service	E-2218-G000-G06.003	R-9895-Y095-Y01.500	804.00
HUMAN SERVICES	E-2510-H000-H12.003	R-9895-Y095-Y01.500	50,187.71
C.S.E.A.	E-2760-H010-H07.003	R-9895-Y095-Y01.500	4,634.56
R.E. ASSESSMENT	E-1310-J000-J04.003	R-9895-Y095-Y01.500	3,465.01
ENGINEER K-1 & K-2	E-2811-K000-K08.003	R-9895-Y095-Y01.500	3,631.31
ENG EMP-MVGT K-11	E-2812-K000-K21.003	R-9895-Y095-Y01.500	11,398.30
ENG EMP-BRIDGE K-25	E-2813-K000-K34.003	R-9895-Y095-Y01.500	4,667.94
SOIL CONSERVATION	E-1810-L001-L11.003	R-9895-Y095-Y01.500	418.24
Watershed Coordinator	E-1815-L005-L11.003	R-9895-Y095-Y01.500	45.36
Care and Custody-C-Cap	E-0400-M060-M26.003	R-9895-Y095-Y01.500	1,005.33
Care and Custody-Drug Court	E-0400-M060-M72.003	R-9895-Y095-Y01.500	786.42
Alternative School	E-0400-M067-M02.003	R-9895-Y095-Y01.500	509.08
Title IV-E	E-0400-M078-M02.008	R-9895-Y095-Y01.500	256.40
Truant Officer	E-0400-M079-M03.003	R-9895-Y095-Y01.500	332.70
WW#2	E-3701-P003-P29.003	R-9895-Y095-Y01.500	1,935.69
WW#3	E-3702-P005-P29.003	R-9895-Y095-Y01.500	8,281.38
SSD#1	E-3704-P051-P13.003	R-9895-Y095-Y01.500	390.98
SSD#2	E-3705-P053-P13.003	R-9895-Y095-Y01.500	2,118.44
SSD#3A	E-3706-P055-P13.003	R-9895-Y095-Y01.500	211.43
SSD#3B	E-3707-P056-P13.003	R-9895-Y095-Y01.500	23.34
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	5,836.55
DIST DET HOME	E-0910-S033-S44.003	R-9895-Y095-Y01.500	7,091.36
MENTAL HEALTH	E-2310-S049-S60.003	R-9895-Y095-Y01.500	2,951.17
MENTAL RETARDATION	E-2410-S066-S76.003	R-9895-Y095-Y01.500	21,029.52
Bel Co Senior Programs	E-5005-S070-S02.003	R-9895-Y095-Y01.500	2,305.87
CORRECTIONS ACT GRNT	E-1520-S077-S03.003	R-9895-Y095-Y01.500	748.98
CO RECORDER	E-1210-S078-S11.003	R-9895-Y095-Y01.500	119.56
CLRK CRTS-TITLE DEPT	E-6010-S079-S06.003	R-9895-Y095-Y01.500	2,106.99
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	312.80
EASTERN CRT-SPECIAL	E-1571-S087-S02.003	R-9895-Y095-Y01.500	265.40
WEST CRT-SPECIAL	E-1551-S088-S02.003	R-9895-Y095-Y01.500	861.96
COMMON PLEAS CRT-SPEC	E-1572-S089-S07.003	R-9895-Y095-Y01.500	282.80
WIC PROGRAM	E-4110-T075-T52.008	R-9895-Y095-Y01.500	2,584.64
IAP	E-2223-T077-T01.002	R-9895-Y095-Y01.500	223.00
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	499.16
DRETAC-PROSECUTOR	E-1510-W081-P05.003	R-9895-Y095-Y01.500	<u>579.06</u>
		TOTAL	217,404.75

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 GENERAL FUND/COMMISSIONERS**

Motion made by Mr. Coffland, seconded by Mr. Probst 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 September 14, 2011.

E-0051-A001-A50.000 Budget Stabilization \$ 7,065.20

Note: This money represents reimbursement from Colaianni Construction, Inc. for overpayment.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE H004 BELMONT CO. FLOOD DISASTER GRANT 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 September 14, 2011.

**BELMONT COUNTY
FLOOD DISASTER GRANT FUND H004**

E-2530-H004-H01.002	Salaries	\$ 85,000.00
E-2530-H004-H02.003	PERS	10,000.00
E-2530-H004-H03.005	Medicare	5,000.00
E-2530-H004-H04.012	Equipment	90,000.00
E-2530-H004-H05.010	Supplies	15,000.00
E-2530-H004-H07.000	Other	<u>11,861.00</u>
TOTAL		\$ 216,861.00

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 H008 WIA AREA 16 FUND**

Motion made by Mrs. Favede, 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 September 14, 2011.

WIA AREA 16 FUND
 E-2610-H008-H05.000 Belmont Co. DJFS-FLOOD \$ 216,861.00
 E-2610-H008-H06.000 Jefferson Co. CAC-FLOOD \$ 236,342.00

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 ENGINEER'S MVGT 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 September 14, 2011.

E-2812-K000-K16.013 Contract-Projects \$ 25,207.80

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 VARIOUS JUVENILE COURT FUNDS**

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 September 14, 2011.

FUND	AMOUNT
E-1582-S085-S08.000	
Computer Expenses	\$249.00
E-0400-M072-M04.000	
Drug Court Expenses	\$300.00
E-1589-S096-S12.000	
Other Expenses	\$766.00
E-0400-M062-M02.000	
Other Expenses	\$495.00
E-0400-M075-M01.000	
Other Expenses	\$3,383.81
E-0400-M067-M01.002	
Salaries	\$18,181.30
E-0400-M067-M02.003	
PERS	\$4,000.00
E-0400-M067-M05.008	
Insurances	\$2,328.70
E-0400-M064-M05.000	
Placement Costs	\$44,834.00

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 S12 PORT AUTHORITY 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 revised by the Budget Commission, under the date of September 14, 2011.

**S12 PORT AUTHORITY FUND
(4th Quarter)**

E-9799-S012-S01.002	Salaries	\$ 19,935.54
E-9799-S012-S08.003	PERS	2,946.06
E-9799-S012-S02.006	Hosp	517.10
E-9799-S012-S11.005	Medicare	<u>351.30</u>
TOTAL		\$ 23,750.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR N.S.L.A. OAKVIEW JUVENILE S031 FUND AND
OAKVIEW YOUTH ACTIVITY FUND S032**

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 September 14, 2011.

N.S.L.A. OAKVIEW JUVENILE S031

E-8011-S031-S02.000	Food (Meal Tickets)	120.00
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ACTIVITY FUND S032

E-8012-S032-S00.000	Activity Fund (Securus)	54.90
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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 APPROPRIATIONS
FOR THE BEL-HARRISON JUVENILE DISTRICT
DETENTION HOME-SARGUS 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 September 14, 2011.

**Bel-Harrison Juvenile District
Detention Home-Sargus Fund S033**

E-0910-S033-S33.002	Salaries	24,000.00
E-0910-S033-S38.011	Contract Services	5,342.00
E-0910-S033-S61.000	Food Service Expenses/GS	2,500.00
E-0910-S033-S67.000	Travel & Training/GS	<u>1,300.00</u>
TOTAL		33,142.00

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 S040 SARGUS JDC COMPLIANCE PROJECT**

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 September 14, 2011.

S040 - SARGUS JDC COMPLIANCE PROJECT

E-8013-S040-S01.012	Equipment	\$ 10,550.00
E-8013-S040-S02.000	Consultant	2,000.00
E-8013-S040-S03.000	Other Expenses	<u>2,450.00</u>
TOTAL		\$ 15,000.00

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 September 14, 2011.

E-1511-W080-P01.002	Salaries	\$ 3,083.00
E-1511-W080-P01.002	Salaries	\$ 255.00

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. Coffland, seconded by Mr. Probst to execute payment of Then and Now Certification dated September 14, 2011, presented by the County Auditor pursuant to O.R.C. 5705.41(d) 1, and authorizing the drawing of warrant(s) in payment of amounts due upon contract or order.

Upon roll call the vote was as follows:

Mr. Coffland	Yes
Mr. Probst	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:

AUDITOR – Andrew L. Satak and Doug DeVault to travel to Zanesville, OH, on Sept. 19, 2011, to attend Open Public Hearing on Ohio Tax Code. A county car will be used. Estimated expenses: \$50.00

DJFS – Various employees and various seniors to attend one day outings during the month of September, 2011. Estimated expenses: \$80.00

ENGINEER – Fred Bennett, Michael Wahl, Donald Pickenpaugh and Shereza O’Hara, to travel to Cambridge, OH, on Sept. 27, 2011, to attend CCAO/CEAO Southeast District’s Fall Quarterly Meeting. Estimated expenses: \$10.00 each for registration fee

John Parkinson, Office Manager, to travel to Newark, OH, on Sept. 28, 2011, to attend Fall 2011 Connecting Appalachia Conference.

SANITARY SEWER DISTRICT – Chris Craig, William Eddy, III, T.J. Moore and Nick Rocchio to travel to Pittsburgh, PA on Sept. 20, 2011 to for a Confined Space Safety Class. A county vehicle will be used.

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 Mr. Probst to request the Belmont Co. Budget Commission certify the following monies.

GENERAL FUND - \$ 7,065.20 paid into R-0050-A000-A45.500 Refunds & Reimbursements on September 9, 2011, for reimbursement from Colaianni Construction, Inc., for overpayment.

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Coffland, seconded by Mrs. Favede to approve the minutes of the Belmont County Board of Commissioners regular meeting of August 3, 2011.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ACCEPTING THE CRIMINAL COST REPORT OF THE BELMONT CO. SHERIFF

Motion made by Mr. Coffland, seconded by Mrs. Favede to accept the **Criminal Cost Report** for the period of September 1, 2010 through August 31, 2011 as submitted by the Belmont County Sheriff’s Office per Ohio Revised Code 311.16.

Upon roll call the vote was as follows:

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

Note: Commissioner Probst arrived at 10:10 a.m.

IN THE MATTER OF LIQUOR PERMIT FOR HARTLEY COMPANY, DBA THE HARTLEY COMPANY PEASE TOWNSHIP, BRIDGEPORT, OHIO

Motion made by Mr. Coffland, seconded by Mrs. Favede 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 new C1 and C2 liquor permit #3642873 for Hartley Company, DBA The Hartley Company, 431 National Rd., Pease Twp., Bridgeport, OH 43912. There have been no objections received and the Board of County Commissioners has no objections to the permit

Note: C1 permit- Beer only in original sealed containers for carry out only until one a.m.

C2 permit-wine and certain prepackaged mixed drinks in sealed containers for carry out only until one a.m.

Upon roll call the vote was as follows:

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

IN THE MATTER OF GRANTING TWO (2) RIGHT-OF-WAY EASEMENTS TO THE BCSSD/ NEFFS SANITARY SEWER LINE PROJECT

Motion made by Mr. Coffland, seconded by Mr. Probst to grant the following two (2) Right-Of-Way Easements to the Belmont County Sanitary Sewer District for the Neffs Sanitary Sewer Line Project.

Note: The proposed sewer lines will cross property owned by the Belmont County Commissioners in Neffs and these easements will allow for the installation of the sewer lines across that property.

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to BELMONT COUNTY COMMISSIONERS hereinafter referred to as GRANTOR by the Belmont County Sanitary Sewer District, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace enlarge, or remove, as per GRANTEE specifications, a 8" sanitary sewer line over, across and through the land of the GRANTOR situated in Belmont County, State of Ohio, said land described as follows:

Known as and being Tax Plat No’s. 90-3 & 91 as shown on the Transfer Maps of Belmont County and being located in Pultney Township, Southwest Quarter of Section 7, Township 6, Range 3.

Being part of the premises conveyed to the GRANTORS herein by Deed Recorded In Volume 648, Page 88 & Volume 421, Page 567 of the Deed Records of Belmont County, State of Ohio.

The same being a permanent easement fifteen (15) feet in width, (7.5') feet on each side of the centerline of the proposed line as constructed. Also a temporary easement for construction purposes thirty (30) feet in width, being fifteen (15) feet in width parallel and adjacent to each side of the permanent fifteen (15) foot easement, giving a total width both of the permanent and

temporary easement of forty-five (45) feet together with the right of ingress and egress over the adjacent land of the GRANTORS, successors and assigns, for the purpose of this easement. The consideration herein above, plus restoration to land and/or landscape as a result of construction shall constitute payment in full for any damages to the land of the GRANTORS, successors and assigns, by reason of the installation, operation and maintenance of the improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTORS, successors and assigns. The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS has executed this instrument this 14th day of September, 2011.

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

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to BELMONT COUNTY COMMISSIONERS hereinafter referred to as GRANTOR by the Belmont County Sanitary Sewer District, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace enlarge, or remove, as per GRANTEE specifications, a 8" sanitary sewer line over, across and through the land of the GRANTOR situated in Belmont County, State of Ohio, said land described as follows:

Known as and being Tax Plat No. 15 as shown on the Transfer Maps of Belmont County and being located in Pultney Township, Section 13, Township 6, Range 3.

Being part of the premises conveyed to the GRANTORS herein by Deed Recorded In Volume 173, Page 901 of the Deed Records of Belmont County, State of Ohio.

The same being a permanent easement fifteen (15) feet in width, (7.5') feet on each side of the centerline of the proposed line as constructed. Also a temporary easement for construction purposes thirty (30) feet in width, being fifteen (15) feet in width parallel and adjacent to each side of the permanent fifteen (15) foot easement, giving a total width both of the permanent and temporary easement of forty-five (45) feet together with the right of ingress and egress over the adjacent land of the GRANTORS, successors and assigns, for the purpose of this easement.

The consideration herein above, plus restoration to land and/or landscape as a result of construction shall constitute payment in full for any damages to the land of the GRANTORS, successors and assigns, by reason of the installation, operation and maintenance of the improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTORS, successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS has executed this instrument this 14th day of September, 2011. GRANTORS:

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

Upon roll call the vote was as follows:

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

IN THE MATTER OF THE RIDGES OF OLDE CUMBERLAND (THE FLATS REPLAT OF LOTS 6 & 7) RICHLAND TWP., SEC 15, T-7, R4

[Belmont Co. Commissioners
[Courthouse
[St. Clairsville, Ohio 43950
[Date September 14, 2011

Motion made by Mr. Coffland, seconded by Mr. Probst to authorize the Clerk of the Board to establish a date and time for the Subdivision Hearing in regards to the Plat of The Ridges of Olde Cumberland (The Flats Replat of Lots 6 & 7), Richland Township Sec 15, 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
----***----

To: Cindi Henry, F.O., Richland Township Trustees, 118 Overbaugh Ave., St. Clairsville, OH 43950

You are hereby notified that the 28th day of Sept., 2011, at 11:15 o'clock A. M., has been fixed as the date, and the office of the Commissioners, in the Court House, St. Clairsville, Ohio, as the place where the Commissioners will act on the above stated matter.

By order of the Belmont County Commissioners.

Jayne Long /s/
Clerk of the Board

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

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

IN THE MATTER OF THE RIDGES OF OLDE CUMBERLAND (THE FLATS II) RICHLAND TWP., SEC. 15, T-7, R-4

[Belmont Co. Commissioners
[Courthouse
[St. Clairsville, Ohio 43950
[Date September 14, 2011

Motion made by Mr. Coffland, seconded by Mr. Probst to authorize the Clerk of the Board to establish a date and time for the Subdivision Hearing in regards to the Plat of The Ridges of Olde Cumberland (The Flats II), Richland Township Sec 15, 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
----***----

To: Cindi Henry, F.O., Richland Township Trustees, 118 Overbaugh Ave., St. Clairsville, OH 43950

You are hereby notified that the 28th day of Sept., 2011, at 11:30 o'clock A. M., has been fixed as the date, and the office of the Commissioners, in the Court House, St. Clairsville, Ohio, as the place where the Commissioners will act on the above stated matter.

By order of the Belmont County Commissioners.

Jayne Long /s/
Clerk of the Board

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

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

IN THE MATTER OF PUBLIC ROAD PETITION FOR VACATION OF A VARIABLE WIDTH ROAD LOCATED IN DINSMORE'S THIRD ADDITION, UNION TOWNSHIP

Motion made by Mr. Coffland, seconded by Mr. Probst to accept the following Public Road Petition for "the vacation of a variable width road located in Dinsmore's Third Addition, Union Township, Section 6, Township 8, Range 5." and hereby authorize the Clerk of the Board to establish the required date and time for the viewing and hearing and proceed with the Notice of Publication for the proposed vacation hereinafter known as **Road Improvement #1111** in accordance with Ohio Revised Code Section 5553.04.

PUBLIC ROAD PETITION
Rev. Code Sec. 5553.04

Belmont County, Ohio

September 14, 2011
Imp #1111

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

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, represent that the public convenience and welfare require the vacation of a variable width road in Dinsmore's Third Addition

a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

The southernmost road as depicted in Dinsmore's Third Addition and to the south of lots 8 and 16 recorded in Cabinet D Slide 175 Belmont County Recorder's Office and located in Union Township Section 6, T-8, R-5, Belmont County Ohio.

PUBLIC ROAD PETITION

<u>NAME /S/</u> (Sign & Print)	<u>TAX MAILING ADDRESS</u> (Please print)
<i>John R. Milazu /s/</i>	P.O. Box 1 (42861 Buckeye Street) Lafferty, OH 43951
<i>Gene Brill /s/</i>	43020 Pine St. Flushing, OH 43977
<i>Susan Bartnicki /s/</i>	P.O. Box 127 Lafferty, Ohio 43951
<i>Darrell F. Jendrusik /s/</i>	P.O. Box 183 Lafferty, OH 70120 Clyde St.
<i>Sloan Scott /s/</i>	71570 Chini Orchard Rd. Flushing, OH 43977
<i>Gerald E. Christman /s/</i>	70218 McDuff Drive Lafferty, Ohio
<i>Matt Dalpiaz /s/</i>	70340 Worth St. Lafferty, OH 43951
<i>Mark Chini /s/</i>	71075 Gas Station Shippy Rd. Lafferty, OH 43951
<i>Frances E. Weer, Sr. /s/</i>	P.O. Box 43 Lafferty, Ohio 43951
<i>Les Copeland /s/</i>	69609 National Oco Rd. St. Clairsville, OH 43950
<i>Clyde Stewart III /s/</i>	P.O. Box 115 Lafferty, Ohio 43951
<i>Richard Calovini /s/</i>	70110 Alex St. Lafferty, Ohio 43951
<i>Dennis Dalpiaz /s/</i>	43460 Harrah St. POB 13 Lafferty, OH 43951

Upon roll call the vote was as follows:

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

**IN THE MATTER OF THE VACATION OF
A VARIABLE WIDTH ROAD IN
DINSMORE'S THIRD ADDITION,
UNION TOWNSHIP SEC. 6, T-8, R-5/RD IMP 1111**

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

**Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice
Thereof on Public Road Petition
Rev. Code, Sec. 5553.05
RD. IMP. 1111**

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 14th day of September 2011 at the office of the Commissioners with the following members present:

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

Mr. Coffland moved the adoption of the following:

RESOLUTION

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate a variable width road in Dinsmore's Third Addition located in Union Township Section 6, T-8, Range 5 and recorded in Cabinet D Slide 175 in the office of the Belmont County Recorder.

RESOLVED, That the 28th day of September, 2011 at 1:00 o'clock P.M., be fixed as the date when we will view the proposed improvement, on which date we will meet at the site and go over the line of said proposed improvement; and be it further

RESOLVED, That the 5th day of October 2011, at 10:30 o'clock A.M. be fixed as the date for a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing by publication once a week for two consecutive weeks in the Times Leader a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

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

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

Adopted Sept. 14, 2011

Jayne Long /s/
Clerk, Belmont County, Ohio

**NOTICE OF TIME AND PLACE OF VIEW AND OF FINAL HEARING
PUBLIC ROAD (by publication)
Rev. Code, Sec., 5553.05**

ROAD IMP. # 1111

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, the matter of the vacation of a variable width road in Dinsmore's Third Addition recorded in Cabinet D, Slide 175 and located in Union Township Section 6, T-8 R-5, Belmont County, Ohio, a Public Road, on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

The southernmost road as depicted in Dinsmore's Third Addition and to the south of lots 8 and 16 recorded in Cabinet D Slide 175 Belmont County Recorder's Office and located in Union Township Section 6, T-8, R-5, Belmont County, Ohio

Said Board of County Commissioners has fixed the 28th day of September, 2011 at 1:00 o'clock P.M., as the date when and the site as the place where said Board will view the proposed improvement, and has also fixed the 5th day of October, 2011 at 10:30 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
Belmont County, Ohio
Jayne Long /s/
Jayne Long, Clerk

ADV. TIMES LEADER (2) Tuesdays-September 20, 2011 & September 27, 2011

**IN THE MATTER OF PUBLIC ROAD PETITION
FOR THE VACATION OF A 30 FOOT ALLEY
LOCATED IN MONTCLAIR ADDITION,
RICHLAND TOWNSHIP**

Motion made by Mr. Coffland, seconded by Mr. Probst to accept the following Public Road Petition for "the vacation of a 30 foot alley located in Montclair Addition, Richland Township, Section 22, Township 6, Range 3," and hereby authorize the Clerk of the Board to establish the required date and time for the viewing and hearing and proceed with the Notice of Publication for the proposed vacation hereinafter known as **Road Improvement # 1112** in accordance with Ohio Revised Code Section 5553.04.

**PUBLIC ROAD PETITION
Rev. Code Sec. 5553.04**

Belmont County, Ohio

**September 1, 2011
Imp #1112**

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

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, represent that the public convenience and welfare require the vacation of a 30' alley in Montclair Addition

a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

All of the 30' alley located in-between lots 135 and 136 of Montclair Addition recorded in Cabinet A Slide 143 Belmont County Recorder's Office and located in Richland Township Section 22, T-6, R-3, Belmont County Ohio.

PUBLIC ROAD PETITION

<u>NAME /S/</u>	(Sign & Print)	<u>TAX MAILING ADDRESS</u>	(Please print)
<i>Bret G. Krol /s/</i>		68290 Elder Ave.	
		St. Clairsville, Ohio 43950	
<i>Amy Krol /s/</i>		68290 Elder Ave.	
		St. Clairsville, Ohio 43950	
<i>David H. Rinkes /s/</i>		68220 Meadow Ave.	
		St. Clairsville, Ohio 43950	
<i>Marsha Rinkes /s/</i>		68220 Meadow Ave.	
		St. Clairsville, Ohio 43950	
<i>Lawrence J. Battocletti /s/</i>		St. Clairsville, Ohio 43950	
		68278 Meadow	
<i>Robert Johnston /s/</i>		68340 Elder Ave. St. Clairsville	
<i>Barbara Sako /s/</i>		68230 Elder Ave. St. Clairsville, OH	
<i>Robert Sako /s/</i>		68230 Elder Ave. St. Clairsville, OH	
<i>Sonya Neuman /s/</i>		52847 Summit Ave.	
		St. Clairsville, OH 43950	
<i>Eileen Delaney /s/</i>		68239 Meadow Ave.	
		St. Clairsville, OH 43950	
<i>Richard Delaney /s/</i>		68239 Meadow Ave.	
		St. Clairsville, OH 43950	
<i>John Jordan /s/</i>		68255 Meadow Ave.	
		St. Clairsville, OH 43950	
<i>Sandra Jordan /s/</i>		68255 Meadow Ave.	
		St. Clairsville, OH 43950	
<i>Margaret L. Baker /s/</i>		68300 Meadow Ave.	
<i>Mike Lodi /s/</i>		52790 Summit Ave.	
<i>Pamela S. Austin /s/</i>		52440 Summit Ave.	
		St. Clairsville, OH 43950	
<i>Jo Ellen Robson /s/</i>		52410 Summit Ave.	
		St. Clairsville 43950	

Upon roll call the vote was as follows:

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

**IN THE MATTER OF THE VACATION OF
A 30' ALLEY IN MONTCLAIR ADDITION
RICHLAND TOWNSHIP SEC. 22, T-6, R-3/RD IMP 1112**

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

**Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice
Thereof on Public Road Petition
Rev. Code, Sec. 5553.05
RD. IMP. 1112**

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 14th day of September 2011 at the office of the Commissioners with the following members present:

Mrs. Favede
Mr. Coffland
Mr. Probst

Mr. Coffland moved the adoption of the following:

RESOLUTION

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate a 30' alley in Montclair Addition located in Richland Township Section 22, T-6, Range 3 and recorded in Cabinet A Slide 143 in the office of the Belmont County Recorder.

RESOLVED, That the 28th day of September, 2011 at 2:30 o'clock P.M., be fixed as the date when we will view the proposed improvement, on which date we will meet at the site and go over the line of said proposed improvement; and be it further

RESOLVED, That the 5th day of October 2011, at 10:45 o'clock A.M. be fixed as the date for a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing by publication once a week for two consecutive weeks in the Times Leader a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

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

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

Adopted Sept. 14, 2011

Jayne Long /s/
Clerk, Belmont County, Ohio

**NOTICE OF TIME AND PLACE OF VIEW AND OF FINAL HEARING
PUBLIC ROAD (by publication)
Rev. Code, Sec., 5553.05**

ROAD IMP. # 1112

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, the matter of the vacation of a 30' alley in Montclair Addition recorded in Cabinet A, Slide 143 and located in Richland Township Section 22, T-6 R-3, Belmont County, Ohio, a Public Road, on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

All of the 30' alley located in-between lots 135 and 136 of Montclair Addition recorded in Cabinet A Slide 143 Belmont County Recorder's Office and located in Richland Township Section 22, T-6, R-3, Belmont County, Ohio

Said Board of County Commissioners has fixed the 28th day of September, 2011 at 2:30 o'clock P.M., as the date when and the site as the place where said Board will view the proposed improvement, and has also fixed the 5th day of October, 2011 at 10:45 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
Belmont County, Ohio
Jayne Long /s/
Jayne Long, Clerk

ADV. TIMES LEADER (2) Tuesdays-September 20, 2011 & September 27, 2011

**IN THE MATTER OF PUBLIC ROAD PETITION
FOR THE VACATION OF A PORTION OF ELDER
AVENUE LOCATED IN MONTCLAIR ADDITION, RICHLAND TOWNSHIP**

Motion made by Mr. Coffland, seconded by Mr. Probst to accept the following Public Road Petition for "the vacation of a portion of Elder Avenue located in Montclair Addition, Richland Township, Section 22, Township 6, Range 3," and hereby authorize the Clerk of the Board to establish the required date and time for the viewing and hearing and proceed with the Notice of Publication for the proposed vacation hereinafter known as **Road Improvement # 1113** in accordance with Ohio Revised Code Section 5553.04.

<u>NAME /S/</u>	(Sign & Print)	<u>PUBLIC ROAD PETITION TAX MAILING ADDRESS</u>	(Please print)
<u>Amy Krol /s/</u>		68290 Elder Ave. St. Clairsville, Ohio 43950	
<u>Susan Nikolaus /s/</u>		52595 Summit Ave. St. Clairsville, Oh 43950	
<u>Louis H. Nikolaus /s/</u>		52595 Summit Ave.	
<u>Charles Snider /s/</u>		52610 Summit Ave.	
<u>Jamie Dentz /s/</u>		52722 Summit Ave. 43950	
<u>Bill Hayes /s/</u>		52817 Summit Ave. 43950	
<u>Robert Sako /s/</u>		68230 Elder Ave. St. C. 43950	
<u>Barbara Sako /s/</u>		68230 Elder Ave. St. C. 43950	
<u>Bret Krol /s/</u>		68290 Elder Ave. St. Clairsville, Ohio 43950	
<u>Cheri Westlake /s/</u>		68180 Meadow Ave. St. Clairsville, OH 43950	
<u>Sandra Jordan /s/</u>		68255 Meadow Ave. St. Clairsville, OH 43950	
<u>John Jordan /s/</u>		68255 Meadow Ave. St. Clairsville, OH 43950	
<u>Marsha Rinkes /s/</u>		68220 Meadow St. Clair O 43950	
<u>Shelly Hayes /s/</u>		52817 Summit Ave. St. Clairsville, OH 43950	
<u>Ronald S. Dentz, Jr. /s/</u>		52722 Summit Ave. St. Clairsville, OH 43950	
<u>Robert Johnston /s/</u>		68340 Elder Ave. St. Clairsville, Ohio 43950	
<u>Dana J. Johnston /s/</u>		68340 Elder Ave. St. Clairsville, Ohio 43950	

Upon roll call the vote was as follows:

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

**IN THE MATTER OF THE VACATION OF
A PORTION OF ELDER AVENUE
IN MONTCLAIR ADDITION, RICHLAND
TOWNSHIP SEC. 22, T-6, R-3/RD IMP 1113**

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

**Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice
Thereof on Public Road Petition
Rev. Code, Sec. 5553.05
RD. IMP. 1113**

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 14th day of September 2011 at the office of the Commissioners with the following members present:

Mrs. Favede
Mr. Coffland
Mr. Probst

Mr. Coffland moved the adoption of the following:

RESOLUTION

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate a portion of Elder Avenue in Montclair Addition located in Richland Township Section 22, T-6, Range 3 and recorded in Cabinet A Slide 143 in the office of the Belmont County Recorder.

RESOLVED, That the 28th day of September, 2011 at 2:45 o'clock P.M., be fixed as the date when we will view the proposed improvement, on which date we will meet at the site and go over the line of said proposed improvement; and be it further

RESOLVED, That the 5th day of October 2011, at 11:45 o'clock A.M. be fixed as the date for a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing by publication once a week for two consecutive weeks in the Times Leader a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

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

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

Adopted Sept. 14, 2011

Jayne Long /s/
Clerk, Belmont County, Ohio

**NOTICE OF TIME AND PLACE OF VIEW AND OF FINAL HEARING
PUBLIC ROAD (by publication)
Rev. Code, Sec., 5553.05**

ROAD IMP. # 1113

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, the matter of the vacation of a portion of Elder Avenue in Montclair Addition recorded in Cabinet A, Slide 143 and located in Richland Township Section 22, T-6 R-3, Belmont County, Ohio, a Public Road, on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

That portion of Elder Avenue adjacent to lots 108-115 and lots 136-143 of Montclair Addition recorded in Cabinet A Slide 143 Belmont County Recorder's Office and located in Richland Township Section 22, T-6, R-3, Belmont County, Ohio

Said Board of County Commissioners has fixed the 28th day of September, 2011 at 2:45 o'clock P.M., as the date when and the site as the place where said Board will view the proposed improvement, and has also fixed the 5th day of October, 2011 at 11:45 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
Belmont County, Ohio
Jayne Long /s/
Jayne Long, Clerk

ADV. TIMES LEADER (2) Tuesdays-September 20, 2011 & September 27, 2011

**IN THE MATTER OF AWARDING THE BID
FOR THE SOUTH SCHOOL ROOF REPLACEMENT
TO N.F. MANSUETTO & SONS/BCDJFS SENIORS PROGRAM**

Motion made by Mr. Coffland, seconded by Mr. Probst to award the bid for the roof replacement for the former South School building located in Martins Ferry to the low bidder, N.F. Mansuetto & Sons, Inc., in the amount of \$179,925.00 based upon the recommendation of Bob Roth, BCDJFS Maintenance Supervisor.

Note: The South School building will be used to house the Belmont County Department of Job & Family Services "Seniors Program" offices and the Martins Ferry Senior Center.

Upon roll call the vote was as follows:

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

**IN THE MATTER IF ADOPTING PROCLAMATION
RECOGNIZING SEPTEMBER AS HUNGER ACTION MONTH**

Motion made by Mr. Coffland, seconded by Mr. Probst to adopt the proclamation recognizing September as Hunger Action Month.

**PROCLAMATION
SEPTEMBER IS HUNGER ACTION MONTH**

WHEREAS, hunger and poverty are issues of grave concern in the United States and in the State of Ohio; and
WHEREAS, Belmont County is committed to taking steps to raise awareness about the need to combat hunger in every part of our state and to provide additional resources to citizens of Ohio; and
WHEREAS, Belmont County is committed to work with Mid-Ohio Foodbank in educating people about the role and importance of food banks in addressing hunger and raising awareness of the need to devote more resources and attention to hunger issues; and
WHEREAS, more than one in six individuals in Ohio rely on food provided by the local agencies of the Mid-Ohio Foodbank; and
WHEREAS, Mid-Ohio Foodbank distributed 40 million pounds of food to more than 248,000 Ohioans in 2010 through its network of 500+ local food pantries, soup kitchens, homeless shelters and other community organizations across 20 Ohio counties; and
WHEREAS, food banks across the country will hold numerous events throughout the month of September to bring awareness and attention to encourage involvement in efforts to end hunger in their local communities.

NOW, THEREFORE BE IT RESOLVED, the Board of Belmont County Commissioners, does hereby recognize September as **HUNGER ACTION MONTH** in the State of Ohio, and call this observance to the attention of our citizens.

Adopted this 14th day of September, 2011

BELMONT COUNTY COMMISSIONERS

<u>Matt Coffland /s/</u>	<u>Charles R. Probst, Jr. /s/</u>	<u>Ginny Favede /s/</u>
Matt Coffland, President	Charles R. Probst, Jr.	Ginny Favede

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 10:40 A.M.**

Motion made by Mr. Coffland, seconded by Mr. Probst to enter into executive session pursuant to Ohio Revised Code 121.22(G)(1) Personnel Exception specifically to consider the employment of a public employee.

Upon roll call the vote was as follows:

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

Note: Commissioner Favede left the meeting.

**IN THE MATTER OF ADJOURNING
EXECUTIVE SESSION AT 12:10 P.M.**

Motion made by Mr. Coffland, seconded by Mr. Probst to adjourn executive session at 12:10 p.m.

Upon roll call the vote was as follows:

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

**AS A RESULT OF EXECUTIVE SESSION, NO ACTION TAKEN.
IN THE MATTER OF AMENDING PREVIOUS MOTION**

**TO INCLUDE A THIRD RIGHT-OF-WAY EASEMENT
TO THE BCSSD/NEFFS SANITARY SEWER LINE PROJECT**

Motion made by Mr. Coffland, seconded by Mr. Probst to amend the motion made previous to read: to grant the following **three (3)** Right-Of-Way Easements to the Belmont County Sanitary Sewer District for the Neffs Sanitary Sewer Line Project.

Note: Below is the 3rd easement

RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to BELMONT COUNTY COMMISSIONERS hereinafter referred to as GRANTOR by the Belmont County Sanitary Sewer District, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate, inspect, repair, maintain, replace enlarge, or remove, as per GRANTEE specifications, a 8" sanitary sewer line over, across and through the land of the GRANTOR situated in Belmont County, State of Ohio, said land described as follows:

Known as and being Tax Plat No. 88 as shown on the Transfer Maps of Belmont County and being located in Pultney Township, Southwest Quarter of Section 7, Township 6, Range 3.

Being part of the premises conveyed to the GRANTORS herein by Deed Recorded In Volume 199 Page 402 of the Deed Records of Belmont County, State of Ohio.

The same being a permanent easement fifteen (15) feet in width, (7.5') feet on each side of the centerline of the proposed line as constructed. Also a temporary easement for construction purposes thirty (30) feet in width, being fifteen (15) feet in width parallel and adjacent to each side of the permanent fifteen (15) foot easement, giving a total width both of the permanent and temporary easement of forty-five (45) feet together with the right of ingress and egress over the adjacent land of the GRANTORS, successors and assigns, for the purpose of this easement.

The consideration herein above, plus restoration to land and/or landscape as a result of construction shall constitute payment in full for any damages to the land of the GRANTORS, successors and assigns, by reason of the installation, operation and maintenance of the improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTORS, successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS has executed this instrument this 14th day of September, 2011.

GRANTORS:

Charles R. Probst, Jr. /s/

Ginny Favede /s/

Matt Coffland /s/

Upon roll call the vote was as follows:

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

RECONVENE THURSDAY, SEPTEMBER 15, 2011 AT 11:30 A.M.

PRESENT: COMMISSIONERS CHARLES R. PROBST, JR. AND MATT COFFLAND

ABSENT: COMMISSIONER GINNY FAVEDE

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 11:30 A.M.**

Motion made by Mr. Probst, seconded by Mr. Coffland to enter into executive session pursuant to Ohio Revised Code 121.22(G)(1) Personnel Exception specifically to consider the employment of a public employee.

Upon roll call the vote was as follows:

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

AS A RESULT OF EXECUTIVES SESSION THE FOLLOWING ACTION WAS TAKEN:

**IN THE MATTER OF APPROVING THE HIRING
OF MRS. DANA L. ROSCOE AS A FULL TIME
DEPUTY CLERK FOR BELMONT CO. WESTERN
DIVISION COURT**

Motion made by Mr. Probst, seconded by Mr. Coffland to approve the hiring of Mrs. Dana L. Roscoe as a full time deputy clerk for the Belmont County Western Division Court at the rate of \$8.00 per hour, effective September 19, 2011, based upon the recommendation of Judge Harry W. White; Mrs. Roscoe's salary will be paid in equal shares from the general fund and the court's special projects fund.

Upon roll call the vote was as follows:

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

BREAK

RECONVENE MONDAY, SEPTEMBER 19, 2011

**PRESENT: COMMISSIONERS GINNY FAVEDE, MATT COFFLAND AND CHARLES R. PROBST, JR.
AND CINDI HENRY, FISCAL MANAGER**

**IN THE MATTER OF ENTERING
EXECUTIVE SESSION AT 10:05 A.M.**

Motion made by Mr. Coffland, seconded by Mr. Probst to enter into executive session with Western Division Court Judge Harry White pursuant to Ohio Revised Code 121.22(G)(1) Personnel Exception specifically to consider the employment and compensation of public employees.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADJOURNING

EXECUTIVE SESSION AT 10:55 A.M.

Motion made by Mr. Coffland, seconded by Mr. Probst to adjourn executive session at 10:55 a.m.

Upon roll call the vote was as follows:

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

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

IN THE MATTER OF RESOLUTION APPROVING PAY INCREASE FOR DEPUTY CLERK STACEY BECK, WESTERN DIVISION COURT

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

Whereas, Stacey Beck was hired on July 7, 2007 as a Deputy Clerk for Eastern Division Court at the hourly rate of \$7.50 and received a \$.50 increase upon successful completion of her 120 day probationary period; and

Whereas, subsequently, new deputy clerks in Eastern Division and Northern Division Court were hired in at a higher base salary of \$8.00 per hour; and

Whereas, Ms. Beck transferred to Western Division Court as deputy clerk in July, 2011; and

Whereas, the Court would like to adjust Ms. Beck's base salary to adjust for the difference in the new hire pay rate and her initial pay rate;

Now therefore, be it resolved, the Belmont County Board of Commissioners approves a \$.50 per hour pay increase for Stacey Beck, Western Division Court Deputy Clerk, effective pay period ending September 24, 2011, based upon the recommendation of Western Division Court Judge Harry W. White.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ENTERING INTO LEASE AGREEMENT WITH BELMONT TECHNICAL COLLEGE FOR PARKING LOT USE AT FORMER BELMONT HABILITATION CENTER

Motion made by Mr. Coffland, seconded by Mr. Probst to enter into a lease agreement with Belmont Technical College, effective September 19, 2011 through December 3, 2011, to permit the use of the former Belmont Habilitation Center parking lot to be used for overflow parking for Bel Tech students during their fall quarter.

LEASE AGREEMENT

This Lease Agreement made this 14th day of September, 2011, by and between Belmont County, Ohio, a political subdivision, and Belmont Technical College.

WITNESSETH

WHEREAS, Belmont County is the owner of certain real estate formerly known as the "HAB Center" which property is adjacent to Belmont Technical College; and

WHEREAS, "HAB Center" has a parking lot that is not in use at the present time and is currently needed by Belmont Technical College; and

WHEREAS, Belmont County is willing to lease the parking area to Belmont Technical College and Belmont Technical College is willing to utilize said area under the terms and conditions set forth below.

NOW THEREFORE, in consideration of the mutual covenants and conditions set forth herein, Belmont County hereby leases to Belmont Technical College all of that certain parking lot at the "HAB Center" adjacent to Belmont Technical College. A diagram of the parking lot is attached hereto as Exhibit "A".

1. The term of this lease shall be from the 19th day of September, 2011, through and including the 3RD day of December, 2011. This lease shall not be extended beyond that date without a written extension agreement signed by the parties hereto.

2. During the term of this lease, Belmont Technical College shall have exclusive use and control of the premises except that employees, agents and officials of Belmont County may have access to and through the parking lot, as well as parking on a short-term basis in order to retrieve items from the "HAB Center".

3. During the term of this lease, Belmont Technical College shall provide a policy of liability insurance satisfactory to the County to cover personal injury and property damage.

4. During the term of this lease, Belmont Technical College shall be responsible for general maintenance of the parking lot, including snow removal when necessary.

5. Each party agrees to hold harmless the other party from all claims and liabilities by reason of its own acts and omissions. Executed this 28th day of September, 2011.

Belmont Technical College

By: Joseph E. Bukowski

Title: President

Belmont County Commissioners

By: Matt Coffland /s/

Matt Coffland, President

By: Charles R. Probst, Jr. /s/

Charles R. Probst, Jr., Vice-President

By: Ginny Favede /s/

Ginny Favede

Upon roll call the vote was as follows:

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

September 14, 2011

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 12:30 P.M.**

Motion made by Mr. Coffland, seconded by Mr. Probst to adjourn the meeting at 12:30 p.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 21st day of September, 2011.

_____ COUNTY COMMISSIONERS

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

_____ PRESIDENT

_____ CLERK