

St. Clairsville, Ohio

August 27, 2008

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Gordie W. Longshaw, Charles R. Probst, Jr. and Mark A. Thomas, Commissioners and Jayne Long, Clerk of the Board. Minutes of the meeting of August 20, 2008, were read, approved and signed.

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. Thomas, 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.

<u>Claim of</u>	<u>Purposes</u>	<u>Amount</u>
A-A1 Service	Oil Change/General Fund	26.50
A-ACS Enterprise Solutions, Inc.	Novel Indexing/General Fund	4,303.29
A-ACS Enterprise Solutions, Inc.	Landaccess.com subscription/General Fund	500.00
A-Belmont Co. DJFS	Sept. Mandated Share/General Fund	30,792.08
A-County Engineers Assoc. of Ohio	Registration Fee-GIS Projects/General Fund	225.00
A-FP Mailing Solutions	Postage/General Fund	2,172.66
A-McGhee & Co.	Supplies-GIS Projects/General Fund	86.94
A-Micro Maid Office Systems (MOS)	Typewriter repair/General Fund	60.00
A-Monro Muffler/Brake Service	Maintenance Repairs/General Fund	2,269.85
A-Robert Williams	Reimburse expenses/General Fund	120.30
A-South Central Power Co.	July service to jail/General Fund	9,065.42
A-Thomson-West	Baldwins ORC/General Fund	99.50
A-Wheeling Office Supply Co.	Supplies/General Fund	184.59
A-Wheeling Office Supply Co.	Supplies/General Fund	43.05
C-PHSI	Water Dispenser/Indigent Guardianship Fund	79.95
G-Belmont Co. Tourism Council	August Operating Expenses/Lodging Excise Tax	20,000.00
K-Carr Concrete	Project 08-2 Bridge Beams/Engineer MVGT Fund	35,423.00
K-William Androsko, et al	Meal Allowances/Engineer MVGT Fund	621.00
M-Comcast	Utilities/Juvenile Title IV-E Reimb. Fund	64.00
N-Belmont Co. Sanitary Sewer District	Winding Hill-FEMA/Rd. & Bridge Improvements Fund	3,299.41
N-Lash Paving, Inc.	Asphalt Paving/Road & Bridge Improvements Fund	11,950.00
N-Marshall Piccin	July Service/Jail Construction Fund	644.40
N-McConnell Contracting	08-5 Slip Repair/Rd. & Bridge Improv. & Repair Fund	69,124.00
N-Southeastern Equipment Co.	Equipment rental/Rd. & Bridge Improv. Fund	4,500.00
O-Ohio Dept. of Development	Sept. payment/Fox Commerc Park-St. Loan Repayment Fund	3,300.15
P-Eastern Ohio Regional Wastewater Authority	Sewage Disposal/BCSSD Funds	62.00
P-Jones-Jons	1 unit for traffic study/Special Emerg. Planning Fund-LEPC	70.00
P-Lowry Holding Co., Inc.	Repair/BCSSD Funds	689.23
P-Treasurer State of Ohio	O E Oper/BCSSD Funds	750.00
S-Beth Andes, MS, PCC	Contract services-GS/District Detention Home Fund	875.00
S-Cardmember Service	Credit card/Oakview Juvenile Residential Center	84.32
S-Comcast	Internet/Clerk of Courts Computer Fund	160.00
S-Morristown Pharmacy	Medical/Oakview Juveniles Residential Center Fund	34.00
S-Staples	Supplies/Juvenile Ct. Computer Fund	20.23
S-Technology Services Group	Services/Northern Div. Ct. Computer Fund	590.00
S-Wal-Mart Community	Supplies/Oakview Juvenile Residential Center	416.05
Y-Health Plan, HMO	September Premium/Employer's Share Holding Account	166,821.41
Y-Health Plan, PPO	September Premium/Employer's Share Holding Account	220,600.81

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

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the Recapitulation of Vouchers dated for August 27, 2008 as follow:

FUND	AMOUNT
A-GENERAL	\$ 804.12; \$38.50; \$9,101.99; \$2,770.93; \$5,500.00
GENERAL/ATTORNEY FEES	\$11,917.44
GENERAL/EMA	\$993.65
GENERAL/SHERIFF`	\$1,871.28; \$14,433.59; \$19.57
GENERAL/911	\$240.00
E/911	\$488.72
H-Job & Family, CSEA	\$3,990.65
H-Job & Family, Public Assistance	\$2,693.48; \$3,195.97
H-Job & Family, WIA	\$1,488.52; \$2,367.18
M-Juvenile Ct.-Placement Services	\$41,935.00
P-Sanitary Sewer District	\$16,189.92; \$529.71; \$84.09; \$20,872.11; \$185.81; \$225.91; \$780.03; \$1,525.83
	\$4,757.82; \$3,050.00; \$5,408.36
S-District Detention Home	\$935.78
S-Eastern Ct. Gen. Special Projects	\$324.58
S-Job & Family, Children Services	\$6,162.39; \$299.38
S-Oakview Juvenile Residential Center	\$3,482.64
S-Port Authority	\$58.46
S-Sheriff Commissary	\$5,100.99
S-Western Div. Ct. Computer	\$1,074.43
S-Western Div. Ct. Gen. Special Projects	\$1,742.50

T-Sanitary Sewer District \$404.53
 U-Sheriff Reserve \$1,820.00

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Probst Yes
 Mr. Longshaw Yes

**IN THE MATTER OF TRANSFER
 WITHIN GENERAL FUND**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve the following transfer within General Fund.

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab	E-0181-A003-A03.010 Supplies Elec Bd (Return Postage for November Election)	\$8,000.00

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Longshaw Yes
 Mr. Probst Yes

**IN THE MATTER OF TRANSFER
 WITHIN GENERAL FUND**

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

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab (Fuel for Sheriff's Dept. Month of July)	E-0131-A006-A12.000 Travel/Gas	\$16,000.00

Upon roll call the vote was as follows:

Mr. Longshaw Yes
 Mr. Probst Yes
 Mr. Thomas Yes

**IN THE MATTER OF TRANSFER
 WITHIN GENERAL FUND**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve the following transfer within General Fund.

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab	E-0257-A015-A14.000 Atty Fees	\$5,000.00

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Longshaw Yes
 Mr. Probst Yes

**IN THE MATTER OF TRANSFER OF FUNDS WITHIN THE
 BELMONT COUNTY GENERAL FUND**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve the following transfer of funds within the Belmont County General Fund.

FROM	TO	AMOUNT
E-0051-A001-A28.000 Other Expenses <i>*July 2008 Sheriff's Housing of Prisoners</i>	E-0131-A006-A25.000 Hsg Prisoners	\$16,954.75

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Longshaw Yes
 Mr. Probst Yes

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

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

FROM	TO	AMOUNT
WWS#2 E-3701-P003-P31.000 OE Oper	WWS#2 E-3701-P003-P27.000 Adv. & Print	250.00
WWS#3 E-3702-P005-P31.000 OE Oper	WWS#3 E-3702-P005-P27.000 Adv. & Print	450.00
SSD#1 E-3704-P051-P15.000 O E Oper	SSD#1 E-3704-P051-P11.000 Adv. & Print	100.00
SSD#2 E-3705-P053-P15.000 O E Oper	SSD#2 E-3705-P053-P11.000 Adv. & Print	100.00
E-3705-P053-P15.000 OE Employees	E-3705-P053-P05.000 Materials	4,000.00
SSD#3B E-3707-P056-P15.000 OE Oper	SSD#3B E-3707-P056-P11.000 Adv. & Print	20.00

Upon roll call the vote was as follows:

Mr. Thomas Yes
 Mr. Longshaw Yes
 Mr. Probst Yes

**IN THE MATTER OF TRANSFER OF FUNDS WITHIN THE
 TREASURER'S OFFICE/DRETAC FUND**

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve the following transfer of funds within the Treasurer's Office/DRETAC Fund.

FROM	TO	AMOUNT
E-1410-W082-T02.010 Supplies	E-1410-W082-T01.002 Salaries	\$ 1,000.00

Upon roll call the vote was as follows:

Mr. Probst Yes
 Mr. Longshaw Yes
 Mr. Thomas Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATION
FOR THE S070 IN-HOME CARE LEVY-COMM ON AGING**

Motion made by Mr. Probst, seconded by Mr. Longshaw 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 6, 2008.

S070 – IN HOME CARE LEVY-COMM ON AGING

E-5005-S070-S05.011 CONTRACT SERVICES \$1,201.19

**Reimbursement from CORSA for damages to BSS van – D.O.L. 1/17/08 Claim #160018022*

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Longshaw	Yes
Mr. Thomas	Yes

**IN THE MATTER OF AUTHORIZING AUDITOR
JOSEPH A. PAPPANO TO ESTABLISH A NEW FUND
FOR THE OAKVIEW JUVENILE RESIDENTIAL CENTER**

Motion made by Mr. Thomas, seconded by Mr. Longshaw authorizing Belmont County Auditor Joseph A. Pappano to establish a new fund for the Oakview Juvenile Residential Center as follows:

OV EDUCATIONAL SERV CENTER (OVESC)

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

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

Motion made by Mr. Longshaw, seconded by Mr. Thomas to execute payment of Then and Now Certification dated August 27, 2008, 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. Longshaw	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF GRANTING PERMISSION
FOR COUNTY EMPLOYEES TO TRAVEL**

Motion made by Mr. Thomas, seconded by Mr. Longshaw granting permission for county employees to travel as follows:

BCDJFS – Various employees to various meetings and trainings in August and September, 2008. Estimated expenses: \$1,485.20.

ENGINEER – Fred Bennett to attend seminar by The International Right of Way Association Chapter 13, in Columbus, OH, on September 9, 2008. Estimated expenses: \$120.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Longshaw	Yes
Mr. Probst	Yes

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

Motion made by Mr. Probst, seconded by Mr. Longshaw to request the Belmont Co. Budget Commission certify the following monies.

CDBG- \$ 18,300.00 paid into R-9702-T011-T01.501 CDBG-Grant FORMULA on August 21, 2008, Draw No. 373, Grant #B-F-07-007-1.

DOG AND KENNEL - \$ 150.00 paid into R-1600-B000-B07.500 Other Receipts on 08/25/08. This is an additional donation from Jennie Stover Estate.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Longshaw	Yes
Mr. Thomas	Yes

OPEN PUBLIC FORUM – Ed Jagucki asked for an update regarding funding and size of the proposed Neffs sewer project. Commissioner Probst advised that on Monday, legislative aides for Sen. Sherrod Brown were here regarding infrastructure projects including the Mt. Victory Road Waterline and Neffs Sewage project. Also present for the meeting were Mark Esposito and Kelly Porter of the Sanitary Sewer District who continue to seek funding, including OPWC grant monies, for both the Neffs Sewer project and the Mt. Victory Road Waterline project. Commissioner Probst said there is no permit to install yet for the Neffs Project, so it may not rate high on the scale to be funded this year but may get some funds for a pump station. He stated there are currently 150-160 residents interested in connecting to the sewer system. The intent is to get as many residents as possible to tie-in to keep the sewage bills down for the residents.

Commissioner Thomas advised you can't address grants until the project is determined to be feasible and doable. The scope of the project is being defined and then work on the costs of the project can be done. Mr. Thomas noted it makes no sense to put in a sewage system if the residents cannot afford to pay the monthly bill. Commissioner Probst said the project continues to move forward. As the project progresses, additional funding can be sought through the Appalachian Regional Commission, the USDA and future rounds of Issue II funding.

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

Motion made by Mr. Longshaw, seconded by Mr. Probst to approve the minutes of the Belmont County Board of Commissioners regular meeting of: August 13, 2008.

Upon roll call the vote was as follows:

Mr. Longshaw	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF ENTERING INTO CONTRACT WITH
OHIO-WEST VIRGINIA EXCAVATING CO./ENGINEER
PROJECT 08-9 SLIP REPAIR-COUNTY HIGHWAY 16 (NIXON RUN ROAD)**

Motion made by Mr. Thomas, seconded by Mr. Probst to enter into a contract with Ohio-West Virginia Excavating Company, on behalf of the Belmont County Engineer, for Issue II Project 08-9 Slip Repair-County Highway 16 (Nixon Run Road), an OPWC Emergency Project, in the amount of \$109,435.00.

**CONTRACT WITH BELMONT COUNTY COMMISSIONERS
ISSUE 2
PROJECT 08-9 SLIP REPAIR
BEL 16-1.95
OPWC EMERGENCY PROJECT**

Auditor's Office, Belmont County, Ohio

This contract made and entered into this 27th day of August, 2008 between **OHIO-WEST VIRGINIA EXCAVATING COMPANY**, P.O. Box 128, Powhatan Point, Ohio 43942 and Charles Probst, Mark Thomas and Gordie Longshaw, Commissioners of Belmont County, WITNESSETH that said **OHIO-WEST VIRGINIA EXCAVATING COMPANY** hereby agrees to furnish all service, labor, material and equipment to repair a roadway slip area along County Highway 16 (Nixon Run Road) in accordance with plans and specifications.

Methods of Construction, Composition and Preparation of Materials shall conform to the latest applicable Sections of the State of Ohio Department of Transportation, Construction and Material Specifications and Supplemental Specifications and shall govern this project. All work shall be under the direction of the County Engineer.

APPROX. QUAN.	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
500 LF	W10 X 77 PILING, FURNISHED, DRILLED, ENCASED IN CONCRETE	\$88.00	\$44,000.00
144 EACH	6" X 24" X 56" REINFORCED CONCRETE LAGGING	\$132.00	\$19,080.00
LUMP SUM	UNCLASSIFIED EXCAVATION INCLUDING ROCK AND/OR SHALE	\$10,300.00	\$10,300.00
LUMP SUM	GRANULAR BACKFILL	\$17,200.00	\$17,200.00
40 LF	18" DIAMETER CONDUIT, TYPE B, SMOOTH INVERT HDPE	\$80.00	\$3,200.00
120 LF	REMOVE AND REINSTALL TYPE 5 GUARDRAIL	\$22.50	\$2,700.00
24 CY	301 ASPHALT CONCRETE BASE	\$204.00	\$4,896.00
8 CY	448 ASPHALT CONCRETE, TYPE 1	\$229.50	\$1,836.00
14 CY	304 SHOULDER AGGREGATE	\$69.50	\$973.00
LUMP SUM	CENTERLINE AND EDGELINE STRIPING	\$750.00	\$750.00
LUMP SUM	MAINTENANCE OF TRAFFIC	\$1,500.00	\$1,500.00
LUMP SUM	MOBILIZATION	\$3,000.00	\$3,000.00
	TOTAL		\$109,435.00

County will certify \$29,283.00

And it is further understood and agreed upon by the parties above, that all the materials used shall be of the best kinds usually used for such purposes. That said **OHIO-WEST VIRGINIA EXCAVATING COMPANY** shall cause to be executed a bond to the satisfaction of the Commissioners for the faithful performance of the work, and for the security of the county, against pecuniary loss.

BELMONT COUNTY COMMISSIONERS
Mark A. Thomas /s/
Charles R. Probst, Jr. /s/
Gordie W. Longshaw /s/

OHIO WEST-VIRGINIA EXCAVATING COMPANY
BY: W. Roger Lewis /s/

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Probst Yes
Mr. Longshaw Yes

**IN THE MATTER OF RESOLUTION TO SUBMIT AN APPLICATION
FOR FINANCIAL ASSISTANCE FROM THE OPWC/
BELMONT COUNTY ENGINEER'S BRIDGE REPLACEMENT PROJECT #23**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to adopt the following:

RESOLUTION

Resolution authorizing Commissioner Probst to sign and submit an application for financial assistance from the Ohio Public Works Commission and to execute the necessary contracts for the following project:

Belmont County Bridge Replacement Project #23

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Longshaw Yes
Mr. Probst Yes

**IN THE MATTER OF RESOLUTION SUBMITTING AN APPLICATION
FOR FINANCIAL ASSISTANCE FROM THE OPWC
BELMONT COUNTY ENGINEER'S RESURFACING PROJECT #23**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to adopt the following:

RESOLUTION

Resolution authorizing Commissioner Probst to sign and submit an application for financial assistance from the Ohio Public Works Commission and to execute the necessary contracts for the following project:

Resurfacing Local Roads Project Number 23

Upon roll call the vote was as follows:

Mr. Thomas Yes
Mr. Longshaw Yes
Mr. Probst Yes

IN THE MATTER OF APPLICATION FOR OPWC FINANCIAL ASSISTANCE/ENGINEER'S BEL-4-22.91 SLIP REPAIR PROJECT

Motion made by Mr. Thomas, seconded by Mr. Longshaw to adopt the following:

RESOLUTION

Resolution authorizing Belmont County Commissioner Charles R. Probst, Jr., to sign and submit an application for financial assistance from the Ohio Public Works Commission and to execute the necessary contracts for the following project:

BEL-4-22.91 SLIP REPAIR PROJECT

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Longshaw	Yes
Mr. Probst	Yes

IN THE MATTER OF APPROVING CERTIFICATE OF SUBSTANTIAL COMPLETION FOR COLAIANNI CONSTRUCTION INC./ BELMONT CO. JAIL ADDITION PROJECT

Motion made by Mr. Thomas, seconded by Mr. Probst to approve and sign the Certificate of Substantial Completion for Colaianni Construction, Inc., Dillonvale, Ohio, General Contractor for the Belmont County Jail Addition Project, based upon the recommendation of Marshall Piccin, Project Engineer and Wachtel & McAnally, Project Architect; Date of Substantial Completion for "Total Project" is June 11, 2008.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF AUTHORIZING THE TRANSFER OF A 1999 CHEVY VENTURE MINI VAN FROM BELMONT COUNTY DJFS TO THE BELMONT COUNTY ANIMAL SHELTER

Motion made by Mr. Thomas, seconded by Mr. Probst to authorize the transfer of a 1999 Chevrolet Venture mini-van, VIN number 1GNDU06E9XD316726, from the Belmont County Department of Job & Family Services to the Belmont County Animal Shelter, effective as of August 27, 2008.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Longshaw	Yes
Mr. Probst	Yes

IN THE MATTER OF AUTHORIZING THE TRANSFER OF A 2001 FORD WINDSTAR MINI-VAN FROM BELMONT COUNTY DJFS TO THE BELMONT COUNTY BOARD OF COUNTY COMMISSIONERS

Motion made by Mr. Thomas, seconded by Mr. Longshaw to authorize the transfer of a 2001 Ford Windstar mini-van, VIN number 2FMZA50461BA63460 from the Belmont County Department of Job & Family Services to the Belmont County Board of County Commissioners, effective as of August 27, 2008. *Note: This will replace the 1999 Chevy Venture van, VIN #18093 currently used by the Buildings & Grounds Department that is going to auction.*

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Longshaw	Yes
Mr. Probst	Yes

IN THE MATTER OF ENTERING INTO RENEWAL OF LEASE AGREEMENT WITH BELMONT SENIOR SERVICES, INC. FOR OFFICE SPACE IN THE FORMER THOBURN CHURCH BUILDING

Motion made by Mr. Thomas, seconded by Mr. Probst to enter into a renewal of a lease agreement with Belmont Senior Services, Inc. in the amount of one hundred dollars (\$100.00) per month, effective retroactive to January 1, 2008 through December 31, 2008 for 3675 sq. ft. of office space on the ground floor of the former Thoburn Church building.

LEASE

The Board of County Commissioners of Belmont County, Ohio the Lessor, in consideration of the rents and covenants stipulated to be paid and performed by the **Belmont Senior Services Inc.**, leases to the Lessee, the following premises:

Office space on the ground floor (3675 sq. ft.) of the building currently known as the **Thoburn Church** at St. Clairsville.

For the term of one year, at Twelve Hundred (\$1,200) Dollars payable in equal month installments of One Hundred (\$100.00) Dollars each, on the first day of each month, in advance, all rent being payable at the office of the Lessor, Belmont County Courthouse, St. Clairsville, Ohio. Effective January 1, 2008 through December 31, 2008.

The Lessor and Lessee agree as follows:

1. That the Lessee will pay the rent at the time and place and in the manner specified above;
2. That the Lessee will occupy the premises in a safe and proper manner;
3. That the Lessee will not assign this lease, nor sublet the premises, without the written consent of Lessor;
4. That the Lessee will make no alterations or additions in the premises without the Written consent of Lessor;
5. That the Lessee will permit the Lessor, or agents of the Lessor, to enter upon the premises, at all reasonable times, to examine the condition of the premises and to make repairs;
6. That the Lessee will surrender and deliver up the premises at the end of the term, in as good order and condition as the premises are at the time of occupancy, reasonable use or natural wear and tear and damage by fire or unavoidable casualty, expected;
7. That any failure of the Lessor to enforce rights or seek remedies upon any default of the Lessee with respect to the obligations of the Lessee shall not prejudice or affect rights or remedies of the Lessor in the event of any subsequent default of the Lessee.
8. That the Lessee keep insured its demised portion of the premises against loss or damage by fire and wind storm to the amount of not less than fifteen thousand (\$15,000) dollars in insurance companies qualified to do business in Ohio, in the joint names of the Lessor and Lessee, as their interest may appear.
9. Lessor shall be held harmless by Lessee from any liabilities for damages to any person or any property in or upon the premises and the adjoining side walk and parking spaces allocated to use of Lessee, including the person and property of Lessee, and its employees and all persons in the building at its or their invitation. All property kept, stored and maintained in the premises shall be so kept, stored or maintained at the risk of Lessee. Lessee shall not suffer or give cause for the filing of any liens against the premises.
10. Lessee shall provide its own telephone connections and services upon the approval of Lessor.

If the premises, without any fault to the Lessee, are made unfit for occupancy by the elements, or other cause, the Lessee may surrender possession of the premises to the Lessor and terminate this lease.

All rights and remedies under this lease shall be cumulative and not exclusive of any rights and remedies available at law or in equity.

This lease and all its terms shall inure to the benefit of and be binding upon the legal successors in interest of Lessor and Lessee.

The Lessor and Lessee have signed on the 27th day of August, 2008 St. Clairsville, Ohio.

<u>Jayne Long /s/</u>	<u>Gordie W. Longshaw /s/</u>
Witness	Commission President
Belmont County Commissioners	Belmont County Commissioners
	Lessor

<u>Tim H. Johnson /s/</u>	<u>Warner R. Moore /s/</u>
Witness	Chairman, Board of Trustees
St. Clairsville Senior Center	Belmont Senior Services Inc.
	Lessee

Approved as to form:

David K. Liberati /s/
David Liberati – Assistant Prosecutor

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF APPROVING THE HIRING OF MR. ROBERT KOMINSKY AS A FULL-TIME MAINTENANCE/HOUSEKEEPING EMPLOYEE/ BUILDINGS AND GROUNDS DEPARTMENT

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the hiring of Mr. Robert Kominsky as a full-time Maintenance/Housekeeping employee for the Belmont County Building and Grounds Department at the rate of \$8.00 per hour, 40 hours per week, effective September 2, 2008, based upon the recommendation of Mr. Jack Regis, Facilities Manager. Mr. Kominsky will be eligible for a \$.50 per hour increase upon successful completion of the required 120-day probationary period.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF APPROVING THE HIRING OF MR. ROBERT POWELL AS A PART-TIME MAINTENANCE/HOUSEKEEPING EMPLOYEE/BUILDINGS AND GROUNDS DEPARTMENT

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the hiring of Mr. Robert Powell as a part-time Maintenance/Housekeeping employee for the Belmont County Building and Grounds Department, at the hourly rate of \$8.00 per hour, effective September 2, 2008, based upon the recommendation of Mr. Jack Regis, Facilities Manager. Mr. Powell will be eligible for a \$.50 per hour increase upon successful completion of the required 120-day probationary period.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF APPROVING THE HIRING OF MR. CODY GROVES AS A MECHANIC FOR THE BCSSD

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the hiring of Mr. Cody Groves as a mechanic for the Belmont County Sanitary Sewer District at the rate of \$10.00 per hour, effective September 8, 2008, based upon the recommendation of Mark Esposito, BCSSD Director; Mr. Groves will be subject to the standard 120-day probationary period.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF APPROVING AN EXTENSION TO THE CURRENT CONTRACT WITH BELMONT SENIOR SERVICES

Motion made by Mr. Thomas, seconded by Mr. Probst to approve and sign an amendment to extend the current contract with Belmont Senior Services from September 1, 2008 through March 1, 2009.

EXTENSION AMENDMENT

Belmont Senior Services, 45240 National Road West, St. Clairsville, Ohio, a nonprofit corporation, and the Belmont County Commissioners, 101 West Main Street, St. Clairsville, Ohio, a political subdivision, hereby assent to further extend the agreement previously entered into by and between the parties dated September 1, 2005, adopting all terms, conditions and provisions within said agreement.

The parties acknowledge that changes have evolved since the hiring of a new Executive Director at Belmont Senior Services, and the parties agree to continue to implement the senior service levy funds in a manner consistent with the prior contract and adopted changes.

Furthermore, both parties hereby agree to continue negotiations towards adopting a new contract.

This Extension Amendment is in full force and effect from September 1, 2008, the expiration date of the current contract and will terminate on March 1, 2009.

BELMONT COUNTY COMMISSIONERS	BELMONT SENIOR SERVICES, INC.
<u>Mark A. Thomas /s/</u>	<u>Tim H. Johnson /s/</u>
Mark A. Thomas, President	Tim H. Johnson, Executive Director
<u>Charles R. Probst, Jr. /s/</u>	Dated: _____
Charles R. Probst, Jr.	Approved as to form:
<u>Gordie W. Longshaw /s/</u>	<u>David K. Liberati /s/</u>
Gordie W. Longshaw	David K. Liberati, Assistant Prosecutor
Dated: <u>8/27/08</u>	

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF APPROVING CONTINUED EMPLOYMENT AND SALARY INCREASE FOR REBECCA SNYDER/BCSSD

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the continued employment and a \$.50 per hour salary increase, effective August 27, 2008, for Rebecca Snyder, who has successfully completed her probationary period for the Belmont County Sanitary Sewer District, based upon the recommendation of Mark Esposito, BCSSD Director.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

DISCUSSION HELD – BCSSD Director Mark Esposito and Project Manager Kelly Porter were present and gave a brief update on the Neffs Sewer Project. They explained they are trying to increase number of homes for this project and trying to get the rate down. Mr. Porter is working on getting OPWC grants. Mr. Porter said the project has been broken down into smaller phases beginning with a pump station and force main, then concentrating on a collection system and trying to get federal dollars.

IN THE MATTER OF BID OPENING FOR FURNISHING FOUR (4) NEW 4-WHEEL DRIVE VEHICLES FOR BCSSD

This being the day and 11:15 a.m. being the hour that bids were to be on file in the Commissioners’ Office for furnishing four (4) new 4-wheel drive vehicles for the Belmont County Sanitary Sewer District, they proceeded to open the following bids:

NAME	BID BOND	BID AMOUNT
Doan Ford Sales, Inc. 66870 Belmont-Morristown Road Belmont, OH 43718	X	\$ 87,389.00

Present for the bid opening were Director Mark Esposito, Project Manager Kelly Porter, Eric Ayres of The Times Leader and Al Molnar of The Intelligencer.

Motion made by Mr. Probst, seconded by Mr. Longshaw to turn over all bids received for furnishing four (4) new 4-wheel drive vehicles for the Belmont County Sanitary Sewer District to Mark Esposito, Director, for review and recommendation.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Longshaw	Yes
Mr. Thomas	Yes

BREAK 11:23 A.M.

12:07 P.M. RECONVENE

IN THE MATTER OF ENTERING EXECUTIVE SESSION AT 12:08 P.M. WITH STATE AUDITORS ET AL RE: BELMONT COUNTY POST AUDIT

Motion made by Mr. Thomas, seconded by Mr. Probst to enter executive session at 12:08 p.m. with representatives of the State Auditors Office, representatives of the Belmont County Auditor’s Office, Treasurer Joseph Gaudio, Clerk Jayne Long and Fiscal Manager Cindi Henry pursuant to ORC 121.22 (G)(5) Confidential Matters concerning the Belmont County Post Audit review upon adoption of the following:

RESOLUTION OF THE BELMONT COUNTY BOARD OF COUNTY COMMISSIONERS

WHEREAS, the Board of Belmont County Commissioners are permitted to meet in executive session in order to consider those matters specifically authorized by R.C.§ 121.22(G)(5); and

WHEREAS, a majority of a quorum of the Board of Belmont County Commissioners has determined, by roll call vote, to hold an executive session to consider matters required to be kept confidential by federal law or rules or state statutes;

WHEREFORE, BE IT RESOLVED THAT: the Board of Belmont County Commissioners shall hold an executive session to consider matters required to be kept confidential by federal law or rules or state statutes;

WHEREFORE, BE IT FURTHER RESOLVED THAT: the Board of Belmont County Commissioners shall only adopt a resolution, resolution or formal action regarding the matters considered in executive session at an open meeting of the Board.

ROLL CALL on the adoption of the Resolution resulted as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 1:00 P.M. WITH STATE AUDITORS ET AL RE: BELMONT COUNTY POST AUDIT

Motion made by Mr. Thomas, seconded by Mr. Probst to adjourn executive session at 1:00 p.m. with representatives of the State Auditors Office, representatives of the Belmont County Auditor’s Office, Treasurer Joseph Gaudio, Clerk Jayne Long and Fiscal Manager Cindi Henry pursuant to ORC 121.22 (G)(5) Confidential Matters concerning the Belmont County Post Audit review.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

NO ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION.

**IN THE MATTER OF AWARDING BID FOR
PROVIDING TECHNOLOGY SUPPORT AND MAINTENANCE PROGRAM
AT SPECIFIED BELMONT COUNTY FACILITIES TO DIGITAL DATA COMMUNICATIONS, INC**

Motion made by Mr. Thomas, seconded by Mr. Probst to accept the bid from Digital Data Communications, Inc., of Martins Ferry, Ohio, and award the bid for a four (4) year contract to provide technology support and maintenance program at specified Belmont County facilities in the yearly sum of \$ 149,000.00 and enter into the contract for the same.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Longshaw	Yes

**IN THE MATTER OF THE VACATION OF
A PORTION OFF THE EASTERLY SIDE OF
WEST VIEW DRIVE (T-1359) PEASE TWP.,
SEC. 3,T-6,R-3/RD IMP 1102**

Office of County Commissioners
Belmont County, Ohio

A Public Road

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 27th day of August 2008, at the office of the Commissioners with the following members present:

Mr. Thomas
Mr. Probst
Mr. Longshaw

RESOLUTION – ORDER TO CLOSE ROAD

Sec. 5553.10 R.C

Mr. Probst moved the adoption of the following Resolution:

WHEREAS, at least ten days have elapsed since the final order of the board in the matter of this improvement, and

WHEREAS, no person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it

RESOLVED, that it is hereby ordered that the proceedings be recorded as provided by law, and that said roads be ¹vacated, as ordered heretofore, made on journal of the date of August 13, 2008, and a copy of this resolution be forwarded to the Pease Township Trustees.

Mr. Thomas seconded the Resolution and the roll being called upon its adoption the vote was as follows:

<u>Mr. Probst</u> _____,	<u>Yes</u>
<u>Mr. Thomas</u> _____,	<u>Yes</u>
<u>Mr. Longshaw</u> _____,	<u>Yes</u>

Adopted the 27th day of August, 2008.

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

1:04 P.M. RECESS UNTIL 1:30 P.M. Budget Hearing with Belmont County Auditor

****Note: Commissioner Longshaw left at 1:45 p.m.***

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 3:00 P.M.**

Motion made by Mr. Probst, seconded by Mr. Thomas to adjourn the meeting at 3:00 p.m.
Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Thomas	Yes
Mr. Longshaw	Absent

Read, approved and signed this 3rd day of September, 2008.

_____ COUNTY COMMISSIONERS

We, Gordie W. Longshaw 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