

St. Clairsville, Ohio

December 16, 2009

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

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

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

"BILLS ALLOWED"

The following bills having been certified in the Auditor's office, on motion by Mrs. Favede, seconded by Mr. Probst, all members present voting YES, each bill was considered and it is hereby ordered that the County Auditor issue his warrant on the County Treasurer in payment of bills allowed.

<u>Claim of</u>	<u>Purposes</u>	<u>Amount</u>
O-Ohio Water Dev. Authority	Bond Payment/WWS#3 Bond Fund	2,812.00
P-AVAYA, Inc.	Services/BCSSD Funds	174.72
P-Indoff	Supplies/BCSSD Funds	72.98
P-Safety-Kleen	Services/BCSSD Funds	157.09
S-Belmont Senior Services	November operating expenses/In Home Care Levy-Comm on Aging	175,000.00
S-Belmont Senior Services	December operating expenses/In Home Care Levy-Comm on Aging	175,000.00
T-Chase Bank	CDBG Funds	42,744.00
T-Main Street Title	Heather Thomas Closing FEMA	5,950.00
Y-Bellaire, Village of	Resurfacing Various Streets/County Motor Vehicle License Tax	42,513.76
Y-Martins Ferry, City of	Patching Various Streets/County Motor Vehicle License Tax	26,549.12

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

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the Recapitulation of Vouchers dated for December 16, 2009 as follow:

FUND	AMOUNT
A-GENERAL	\$21,436.69; \$2,984.08; \$5,000.00
A-GENERAL/SHERIFF	\$350.45; \$9,345.58
B-Dog and Kennel	\$3,176.21
H-County Home, Park Health	\$12,207.21
H-Job & Family, Public Assistance	\$58,396.87; \$321.02; \$7,226.11; \$26.58
H-Job & Family, WIA	\$36,330.94
M-Juvenile Ct. – Placement Services	\$30,460.00
N-Eastern Div. Court Construction	\$240,852.55
P-Oakview Admin. Bldg.	\$3,962.50
P-Sanitary Sewer District	\$3,771.45; \$23,075.74; \$484.30
S-In Home Care Levy-Comm on Aging	\$2,897.44
S-Job & Family, Children Services	\$500.00
S-Sheriff Commissary Fund	\$475.50; \$1,613.50
S-Sheriff CCW	\$1,790.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER
WITHIN GENERAL FUND

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

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab	E-0256-A014-A01.000 County Bldgs	\$ 5,000.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER
WITHIN GENERAL FUND

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

FROM	TO	AMOUNT
E-0051-A001-A50.000 Budget Stab	E-0256-A014-A08.006 Waived Ins.	\$3,687.50
	E-0055-A004-B16.003 PERS	\$2,759.25
	E-0131-A006-A15.007 Sheriff Unemp	\$5,113.47
	E-0181-A003-A12.007 Bd of Elect	\$ 93.31
	Total	\$11,653.53

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR THE GENERAL FUND/SHERIFF

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

FROM	TO	AMOUNT
E-0131-A006-A29.000 Mounted	E-0131-A006-A27.000 Dive Team	\$ 662.95

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 HOSPITALIZATION Y091 FUND

Motion made by Ms. Favede, seconded by Mr. Probst to approve the following transfer from the Belmont County General Fund into the Hospitalization Fund.

FROM	TO	AMOUNT
E-0256-A014-A08.006 Waived Hosp	R-9861-Y091-Y03.500 Waived Ins.	\$3,687.50

Upon roll call the vote was as follows:

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

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Coffland seconded by Mr. Probst granting permission for county employees to travel as follows:

AUDITOR – Andrew L. Sutak, to travel to Columbus, OH, on December 18, 2009, to attend CCAO Briefing on Recovery Zone Bonds. Estimated expenses: \$100.00. A county car will be used.

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 10:05 A.M.

Motion made by Mr. Probst, seconded by Mrs. Favede to enter into executive session with Larry Merry, Director, Belmont County Port Authority; Sue Douglass and Attorney Richard Myser of the CIC/Department of Development, pursuant to Ohio Revised Code 121.22(G)(2) Property Exception to consider the sale of property.

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION AT 10:39 A.M.

Motion made by Mr. Probst, seconded by Mrs. Favede to adjourn executive session with Larry Merry, Director, Belmont County Port Authority; Sue Douglass and Attorney Richard Myser of the CIC/Department of Development, pursuant to Ohio Revised Code 121.22(G)(2) Property Exception to consider the sale of property.

Upon roll call the vote was as follows:

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

AS A RESULT OF EXECUTIVE SESSION – NO ACTION TAKEN.

10:30 Resolution in Honor of Monty Kerr, CEO/Superintendent of Belmont County Board of Developmental Disabilities

Several staff members of the Board of Developmental Disabilities attended the presentation of the resolution read by Commissioner Favede. Mr. Probst gave his congratulations and said the award was well deserved. Mrs. Favede thanked Mr. Kerr and said that everything done by his department is done with love first and spoke of her enormous respect and admiration for all of the staff of this agency. Mr. Kerr gave credit to his staff and said what he does is minimal compared to them. He noted the families and individuals they serve are what motivate them.

IN THE MATTER OF ADOPTING RESOLUTION HONORING MONTY L. KERR

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

***RESOLUTION
HONORING MONTY L. KERR***

WHEREAS, Monty L. Kerr has served in the developmental disabilities field for over 30 years, leading the Belmont County Board of Developmental Disabilities for 21 of those years, while also serving as CEO for both Harrison and Noble County Boards of Developmental Disabilities, and;

WHEREAS, Mr. Kerr’s passion for service to people with disabilities has been the motivating factor in his long and very successful career, and;

WHEREAS, Mr. Kerr’s visionary leadership in administration has kept the Belmont County Board of Developmental Disabilities financially stable in uncertain times, and;

WHEREAS, Mr. Kerr’s actions are focused on making certain that people with disabilities are given every opportunity to realize their potential, and;

WHEREAS, Mr. Kerr’s high ideals, vision, and moral leadership have resulted in the Ohio Association of County Boards of Developmental Disabilities honoring him with the prestigious Kenneth Legats Award for excellence in administrative leadership;

NOW, THEREFORE, BE IT RESOLVED, the Board of Belmont County Commissioners, on behalf of all county residents, wishes to also honor Monty L. Kerr, and bestow congratulations upon him for his exceptional accomplishments in the administration of programs for individuals with developmental disabilities.

Adopted this 16th day of December, 2009.

Upon roll call the vote was as follows:

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

IN THE MATTER OF SIGNING THE AGREEMENT TO COORDINATE SERVICES WITH BELMONT CO. BOARD OF DEVELOPMENTAL DISABILITIES FOR TRANSPORTATION SERVICES

Motion made by Mrs. Favede, seconded by Mr. Coffland to authorize Board President Charles R. Probst, Jr. to sign the *AGREEMENT TO COORDINATE SERVICES* with Belmont County Board of Developmental Disabilities for transportation services for elderly and disabled Belmont County residents.

Note: This coordination agreement assists the Board of Developmental Disabilities in its application for a capital assistance grant through the FTA Specialized Transportation Program. It is their intent to apply for one multi-purpose, handicap accessible vehicle.

AGREEMENT TO COORDINATE SERVICES

Belmont County Board of Developmental Disabilities and Belmont County Commissioners agree to coordinate transportation services offered to residents of Belmont County.

Belmont County Board of Developmental Disabilities and Belmont County Commissioners will make and accept appropriate interagency referrals.

In coordinating services, **Belmont County Board of Developmental Disabilities and Belmont County Commissioners** recognize the need to maximize transportation services supported by tax dollars.

Rick Helms /s/ 12-10-09
Rick Helms Date
Transportation Director

Charles R. Probst, Jr. /s/ 12/16/09
Chuck Probst, President Date
Belmont County Commissioners

Upon roll call the vote was as follows:

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

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

Motion made by Mrs. Favede, seconded by Mr. Probst to approve payment of Invoice #10933 for M&G Architects & Engineers, Wheeling WV, in the amount of \$2,392.74 for the new Eastern Division Court Building project for the period of 11/1/09 through 11/30/09.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING CONSTRUCTION CHANGE DIRECTIVES NO. 001 AND NO. 002/NEW EASTERN DIVISION COURT BUILDING PROJECT

Motion made by Mrs. Favede, seconded by Mr. Probst to approve Construction Change Directives Number 001 and Number 002 for the new Eastern Division Court Building project as follows, based upon the recommendation of M&G Architects & Engineers and Danny Popp, Project Manager:

Directive Number 001:

- 1. Revise plumbing fixture and electrical/telephone panels within Mechanical Room 113. This is a "no cost" revision
- 2. Revise telephone and cable conduit locations-Provide pricing revision for review by Architect; Net Additional-\$1,083.43

Contract Time to remain unchanged

Directive Number 002:

Change in size of the building electrical service from 800 amps to 400 amps-Net Additional-\$1063.18

Note: This does not constitute an increase in total cost of construction. These are directives to allocate funds from the allowances already provided for in the contract for construction.

Upon roll call the vote was as follows:

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

Mr. Coffland explained the decrease in amps will result in considerable savings. It was decided not to put in a transformer box and vault behind the Kroger's, but to hook onto a pole. The original plans had called for a larger building. It was then downsized which in turn, the amount of amps needed was also downsized.

IN THE MATTER OF APPROVING PAYMENT OF INVOICE FROM DANNY POPP, DDP AND ASSOCIATES/NEW EASTERN DIVISION COURT BUILDING PROJECT

Motion made by Mrs. Favede, seconded by Mr. Probst to approve the payment of the invoice from Danny Popp, DDP and Associates, Architects/Planners, in the amount of \$2,631.20 for Project Management Services for the new Eastern Division Court Building project for the period of 11/1/09 through 12/12/09.

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING CONTRACT CHANGE ORDER NO. 1 FOR CENTRAL PAINTING & SANDBLASTING, INC. FOR THE KOLTAS AND LANSING WATER STORAGE TANKS RECOATING PROJECT/BCSSD

Motion made by Mrs. Favede, seconded by Mr. Probst to approve and sign Contract Change Order No. 1 in the amount of (\$ 9,974.00) [decrease] for Central Painting & Sandblasting, Inc. for the Koltas and Lansing Water Storage Tanks Recoating Project, based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District and Jeff Vaughn, Project Engineer.

Note: After sandblasting work was completed, it was discovered that the roof rafter boltings needed replaced, two pit holes to be filled on the tank floor, and 28 pits needed filled. The tank logo was deleted, ladder rung covers were deleted, and a patch plate was judged not necessary.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING PAY REQUEST
#5-FINAL-FOR CENTRAL PAINTING & SANDBLASTING,
INC. FOR THE KOLTAS AND LANSING WATER STORAGE TANKS
RECOATING PROJECT/BCSSD**

Motion made by Mrs. Favede, seconded by Mr. Probst to approve Pay Request #5-FINAL- for Central Painting & Sandblasting, Inc. in the amount of \$13,682.04 for Contract No. 1-Koltas and Lansing Water Storage Tank Recoating Project, based upon the recommendation of Mark Esposito, Director, Belmont County Sanitary Sewer District and Jeff Vaughn, Project Engineer.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPOINTMENT OF
MEG BIZZARRI AND REAPPOINTMENT
OF WILLIAM WEEKLEY TO THE BELMONT
COUNTY FAIR HOUSING BOARD**

Motion made by Mrs. Favede, seconded by Mr. Probst to make the following appointment and reappointment and to the Belmont County Fair Housing Board for a three (3) year term commencing January 1, 2010 through December 31, 2012.

Appointment: Ms. Meg Bizzarri of St. Clairsville
Reappointment: Mr. William Weekley of Martins Ferry

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ACCEPTING THE FAIR
HOUSING YEAR END REPORT FOR 2009**

Motion made by Mrs. Favede, seconded by Mr. Probst to accept the Fair Housing Year End Report for 2009 as submitted by Roberta Jenkins, Director.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ENTERING INTO CONTRACT WITH
McCALL SHARP ARCHITECTURE, LTD./BCDJFS**

Motion made by Mrs. Favede, seconded by Mr. Probst to enter into contract with McCall Sharp Architecture, Ltd., 100 E. Main St., Springfield, Ohio in the maximum amount of \$255,000 for the renovation of an existing 42,000 square foot structure (formerly known as the Belmont Habilitation Center) for use as the new Belmont County Department of Job & Family Services office facility.

Note: "Fixed fee" of \$255,000 is based on 8 1/2 % of the estimated construction cost of \$3,000,000.00.

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM – Mr. Jagucki questioned the reason for holding this morning’s executive session regarding “property exception.” Mr. Probst explained that anytime someone in the county is interested in purchasing public property, the board enters into executive session to discuss the purchase and price of the property. When no action is taken, as was today, no information is available yet to the public. Negotiations are private at this time. He further explained that the Community Improvement Corp./Dept. of Development is the land agent for Fox Commerce Park. There may be someone interested in purchasing property in that park. Port Authority Director Larry Merry is also working with a developer and CIC regarding future purchase of lots at the park.

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 12:06 P.M.**

Motion made by Mr. Probst, seconded by Mr. Coffland to adjourn the meeting at 12:06 p.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 22nd day of December, 2009.

 _____ COUNTY COMMISSIONERS

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

_____ PRESIDENT
 _____ CLERK