

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Mark A. Thomas, Charles R. Probst, and Ryan E. Olexo Commissioners and Darlene Pempek, Clerk of the Board. Minutes of the meeting of August 21, 2002, were read, approved and signed.

**EVENING MEETING-HOLLOWAY, OHIO**

**IN THE MATTER OF THE 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. Olexo, 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>
U.S. Postal Service	Postage/Eastern Court-General	2,500.00
David Myers	Reimburse mileage-General	72.25
Damon Industries, Inc.	Aug. chemical trmt/Bethesda-General	91.66
Stenger Office Systems	Fax machine/Prosecutor's-General	779.00
Bank One Acct.	CDBG Drawdown #274-CDBG	56,586.00
Jay Greenwood, Maintenance	Reimburse expenses-General	6.80
Treas., State of Ohio	Indigent client fees recoupment/Pub Def-Gen	880.72
BP Oil Company	Gasoline/Auditors-General	212.97
Judy Jenewein	Reimb PERS seminar exp/Auditors-Gen.	28.47
Diane L. Day, Court Reporter	Transcripts/West Ct/Pub Def-General	397.50
Belmont County Job & Family	Sept mandated share/Grants-General	27,615.16
James Hudson	Reimburse mileage-General	65.70
Ohio AFSCME Care Plan	Dental & Drug coverage-General	303.00
Paul B. Jefferis	Misc. attorney fees-General	414.24
Tobias Stidd	Probation mileage-General	166.44
DLT Solutions, Inc.	Subscription/GIS Projects-General	44.00
Manatron	Contract services/Auditors-General	6,800.76
Columbus Serum Co.	Medical supplies-Dog Kennel	360.00
Crossroads Counseling Services	Defendant's counsel/Eastern-Indigent Driver	324.93
Cyrstal Springs Water Co.	Bottled water-Probate Court	50.95
J.E. Beres Company	Contract services/Auditor-R.E.Assess.	6,000.00
John R. Patton	Easement-SSD #2 Force Main Extension	2,000.00
American Electric Power	Misc. service/WW #1-Sanitary Sewer	172.60
Bob Barker	Supplies-Sheriff's Commissary	1,060.79
Wal-Mart	Supplies-Sheriff's Commissary	246.83
East Richland Market	Supplies-Sheriff's Commissary	1,160.55
OH Dept of Commerce/Industrial Comp.	Contract services-District Detention	96.50
Beth Andes, MS,PCC	Consultants-BHJD Who Am I Grant	1,400.00
MCI	Long distance/E Gorence-Common Pleas	13.91
Maximus, Inc.	2 laser printers-Clerk of Courts Comp.	3,346.00
Maximus, Inc.	Hardware & installation-Western Comp.	21,383.00
Erb Electric Company	Labor-Eastern Gen. Spec. Projects	55.00
Diane Day	Court reporter fee-Western Spec. Proj.	75.00
Shutek Court Reporting	Reporting fee-Western Spec. Projects	75.00
Health Plan	September premium-Insurance	101,795.17
Health Assurance PPO	September premium-Insurance	140,412.57
Health Assurance HMO	September premium-Insurance	59.457.77

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

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the Recapitulation of Vouchers for the various funds dated for August 27, 2002 as follow:

<u>FUND</u>	<u>AMOUNT</u>
GENERAL	\$75,033.83, \$591.20
GENERAL/SHERIFF'S	\$270.63, \$14,612.60, \$1,420.67
GENERAL/EMA	\$2,287.41
DOG KENNEL	\$430.96
BELMONT COUNTY 9-1-1	\$41,105.51, \$4,184.61
BCDJFS/PA	\$485.77, \$13,522.27, \$10,791.00
ENGINEER'S MVGT	\$21,570.53
SANITARY SEWER	\$410.54
OAKVIEW JUVENILE REHAB DISTRICT	\$335.05
OAKVIEW AFTERCARE	\$101.41
CERTIFICATE OF TITLE ADMIN	\$351.89
JOB TRAINING	1,333.30
TREASURER'S DRETAC	5,081.95

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
A204-B17 Maint. Workers Comp	A015-A14 Attorney Fees	\$5,000.00
A203-A09 Workers Comp/Bd. Of Elections	A015-A14 Attorney Fees	4,710.81
A006-E09 Workers Comp/911	A015-A14 Attorney Fees	3,000.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

FROM	TO	AMOUNT
A206-F08 Workers Compensation	A001-H01 Examination Fees	\$1,657.60
A213-A04 Workers Compensation	A001-H01 Examination Fees	631.86
A014-A05 Official Bonds	A001-H01 Examination Fees	748.80
	TOTAL	\$3,038.26

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

FROM	TO	AMOUNT
A206-F08 Workers Compensation	A306-F08 Other Expenses	\$336.05

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

FROM	TO	AMOUNT
A014-A05 Official Bonds	A206-A03 Housing Of Prisoners	\$2,701.20
A014-A01 County Buildings	A206-A03 Housing Of Prisoners	3,788.80
	TOTAL	\$6,490.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

FROM	TO	AMOUNT
A006-H05 Contract Services	A002-B13 Salaries/Jury Comm.	\$100.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

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

Motion made by Mr. Olexo, seconded by Mr. Thomas to make the following transfer of funds for the General Fund.

FROM	TO	AMOUNT
A206-G09 Public Def. Workers Comp	A402-F12 Coroners Other Exp.	\$3,181.17
A006-H05 Contract Services/Amb.	A402-F12 Coroners Other Exp.	1,400.00
A008-D03 Crippled Children Aid	A402-F12 Coroners Other Exp.	5,000.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFERS  
WITHIN FUND FOR THE BCDJFS/PUBLIC ASSISTANCE H00 FUND**

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the following transfers within fund for the BCDJFS/Public Assistance Fund H00.

FROM	TO	AMOUNT
H000-H04 Contracts	H000-H18 WIA Disl. Wkr.	\$56,000.00
H000-H04 Contracts	H000-H19 WIA Adult	28,000.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFERS  
WITHIN FUND FOR VARIOUS JUVENILE  
COURT FUNDS**

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the following transfers within fund for the various Juvenile Court Funds.

FROM	TO	AMOUNT
PLACEMENT FUND M64		
M064-M05 Placement	M064-M01 Salaries	1,000.00
DRUG COURT ENHANCEMENT M71		
M071-M01 Salaries	M071-M10 Advances Out	4,376.73
M071-M02 PERS	M071-M01 Salaries	1,624.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE JUVENILE COURT ALTERNATIVE SCHOOL FUND M67**

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the following transfers within fund for the Juvenile Court Alternative School Fund.

FROM	TO	AMOUNT
ALTERNATIVE SCHOOL M67		
M067-M01 Salaries	M067-M05 Insurances	\$46.54
M067-M02 PERS	M067-M05 Insurances	21.17
M067-M03 Workers Comp	M067-M05 Insurances	92.21
M067-M04 Medicare	M067-M05 Insurances	.19

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFER WITHIN FUND FOR THE S00 SHERIFF'S COMMISSARY FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the following transfer within fund for the S00 Sheriff's Commissary Fund.

FROM	TO	AMOUNT
S000-S01 Supplies	S000-S03 Medical	\$83.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFER OF FUNDS WITHIN THE S95 COMMON PLEAS COMPUTER FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the following transfer of funds within the S95 Common Please Court Computer Fund.

FROM	TO	AMOUNT
S095-S02 Computer Software	S095-S03 Other Expenses	\$17,843.06
S095-S01 Computer Hardware	S095-S03 Other Expenses	107.36

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF MONTHLY TRANSFER OF FUNDS FOR BELMONT COUNTY SANITARY SEWER**

Motion made by Mr. Thomas, seconded by Mr. Olexo to make the following monthly transfer of funds dated for the month of August for the Belmont County Sanitary Sewer Department.

FROM	TO	AMOUNT
P003-P18 SUPPLIES	Y090-Y02 SUPPLIES	329.17
P003-P19 EQUIPMENT	Y090-Y03 EQUIPMENT	857.15
P003-P20 LABOR	Y090-Y04 LABOR	0.00
P003-P21 MATERIALS	Y090-Y05 MATERIALS	562.48
P003-P22 CONTRACT REP.	Y090-Y06 CONTRACT REP.	0.00
P003-P23 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	546.72
P003-P24 CONTRACT PROJ.	Y090-Y08 CONTRACT PROJ.	.00
P003-P25 PURCHASED H2O	Y090-Y09 PURCHASED H2O	46103.82
P003-P27 ADV & PRINTING	Y090-Y04 ADV & PRINTING	0.00
P003-P28 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP.	55.59
P003-P29 PERS	Y090-Y12 PERS	0.00
P003-P30 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P003-P31 OTHER EXPENSES	Y090-Y14 OTHER EXPENSES	3846.61
P003-P32 TRANSFERS-OUT	Y090-Y17 TRANSFERS-OUT	0.00
P003-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		52301.54
P005-P18 SUPPLIES	Y090-Y02 SUPPLIES	621.50
P005-P19 EQUIPMENT	Y090-Y03 EQUIPMENT	2295.36
P005-P21 MATERIALS	Y090-Y05 MATERIALS	16525.25
P005-P22 CONTRACT REP.	Y090-Y06 CONTRACT REP.	281.74
P005-P23 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	29111.64
P005-P24 CONTRACT PROJ.	Y090-Y08 CONTRACT PROJ.	0.00
P005-P25 PURCHASED H2O	Y090-Y09 PURCHASED H2O	1102.19
P005-P27 ADV & PRINTING	Y090-Y10 ADV & PRINTING	0.00
P005-P28 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP.	116.22
P005-P29 PERS	Y090-Y12 PERS	0.00
P005-P30 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P005-P31 OTHER EXP.	Y090-Y14 OTHER EXP.	39753.08
P005-P34 TRANSFERS-OUT	Y090-Y17 TRANSFERS-OUT	1425.97
P005-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		91232.95
P051-P02 SUPPLIES	Y090-Y02 SUPPLIES	140.65
P051-P03 EQUIPMENT	Y090-Y03 EQUIPMENT	366.25
P051-P05 MATERIALS	Y090-Y05 MATERIALS	432.45
P051-P06 CONTRACT REP.	Y090-Y06 CONTRACT REP.	0.00
P051-P07 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	183.65
P051-P08 CONTRACT PROJ	Y090-Y08 CONTRACT PROJ	0.00
P051-P09 SEWAGE DIS.	Y090-Y08 SEWAGE DIS.	13468.18
P051-P11 ADV & PRINTING	Y090-Y10 ADV & PRINTING	0.00
P051-P12 TRAVEL & EXP	Y090-Y11 TRAVEL & EXP	8.64
P051-P13 PERS	Y090-Y12 PERS	0.00
P051-P14 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P051-P15 OTHER EXP.	Y090-Y14 OTHER EXP.	2912.71
P051-P16 TRANSFERS OUT	Y090-Y17 TRANSFERS OUT	0.00
P051-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		17512.53
P053-P02 SUPPLIES	Y090-Y02 SUPPLIES	56.83
P053-P03 EQUIPMENT	Y090-Y03 EQUIPMENT	1342.50
PO53-P05 MATERIALS	Y090-Y05 MATERIALS	728.61

P053-P06	CONTRACT REP.	Y090-Y06	CONTRACT REPAIRS	1761.00
P053-P07	CONTRACT SERV.	Y090-Y07	CONTRACT SERV.	3970.59
P053-P08	CONTRACT PROJ	Y090-Y08	CONTRACT PROJ	0.00
P053-P09	SEWAGE DIS.	Y090-Y09	SEWAGE DIS.	16076.48
P053-P11	ADVER.&PRINTING	Y090-Y10	ADVER.&PRINTING	0.00
P053-P12	TRAVEL & EXP.	Y090-Y11	TRAVEL & EXP	3.49
P053-P13	PERS	Y090-Y12	PERS	0.00
P053-P14	WORKERS' COMP	Y090-Y13	WORKERS' COMP	0.00
P053-P15	OTHER EXP.	Y090-Y14	OTHER EXP.	3200.38
P053-P16	TRANSFERS OUT	Y090-Y17	TRANSFERS OUT	661.40
P053-P35	MEDICARE	Y090-Y18	MEDICARE	0.00
TOTAL				27801.28
P054-P02	SUPPLIES	Y090-Y02	SUPPLIES	0.00
P054-P03	EQUIPMENT	Y090-Y03	EQUIPMENT	0.00
P054-P05	MATERIALS	Y090-Y05	MATERIALS	73.21
P054-P06	CONTRACT REPAIRS	Y090-Y06	CONTRACT REPAIRS	0.00
P054-P07	CONTRACT SERV.	Y090-Y07	CONTRACT SERV.	522.45
P054-P11	ADVER & PRINTING	Y090-Y07	ADVER & PRINTING	0.00
P054-P12	TRAVEL & EXP.	Y090-Y11	TRAVEL & EXP.	2.95
P054-P13	PERS	Y090-Y12	PERS	0.00
P054-P14	WORKERS' COMP	Y090-Y13	WORKERS' COMP	0.00
P054-P15	OTHER EXP.	Y090-Y14	OTHER EXP.	272.03
P054-P35	MEDICARE	Y090-Y18	MEDICARE	0.00
TOTAL				870.64
P055-P02	SUPPLIES	Y090-Y02	SUPPLIES	0.00
P055-P03	EQUIPMENT	Y090-Y03	EQUIPMENT	0.00
P055-P05	MATERIALS	Y090-Y05	MATERIALS	102.88
P055-P06	CONTRACT REPAIRS	Y090-Y06	CONTRACT REPAIRS	0.00
P055-P07	CONTRACT SERV.	Y090-Y07	CONTRACT SERV.	743.00
P055-P11	ADVER & PRINTING	Y090-Y07	ADVER & PRINTING	0.00
P055-P12	TRAVEL & EXP.	Y090-Y11	TRAVEL & EXP.	4.74
P055-P13	PERS	Y090-Y12	PERS	0.00
P055-P14	WORKERS' COMP	Y090-Y13	WORKERS' COMP	0.00
P055-P15	OTHER EXP.	Y090-Y14	OTHER EXP.	382.08
P055-P35	MEDICARE	Y090-Y18	MEDICARE	0.00
TOTAL				1232.70
P056-P02	SUPPLIES	Y090-Y02	SUPPLIES	0.00
P056-P07	CONTRACT SERV.	Y090-Y07	CONTRACT SERV.	0.00
P056-P09	SEWAGE DISP.	Y190-Y08	SEWAGE DISP.	794.52
P056-P13	PERS	Y090-Y12	PERS	0.00
P056-P14	WORKERS' COMP	Y090-Y13	WORKERS' COMP	0.00
P056-P15	OTHER EXP.	Y090-Y14	OTHER EXP.	151.50
P056-P16	TRANSFERS OUT	Y090-Y14	TRANSFERS OUT	0.00
P056-P35	MEDICARE	Y090-Y18	MEDICARE	0.00
TOTAL				946.02

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF TRANSFERS WITHIN FUND FOR THE PROSECUTOR'S VICTIM ASSISTANCE PROGRAM FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the following transfers within fund for the Prosecutor's Victim Assistance Program Fund.

FROM	TO	AMOUNT
W080-P09 Rent	W080-P02 Supplies	600.00
W080-P03 Travel	W080-P01 Salaries	33.00
W080-P06 Workers Comp	W080-P01 Salaries	321.59
W080-P11 Equipment	W080-P01 Salaries	400.00
W080-P12 Printing Salaries	W080-P01 Salaries	286.00
Total		\$1,640.59

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF REPAYMENT OF CASH ADVANCE OF FUNDS TO THE JUVENILE COURT DRUG COURT FUND M63**

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve the following transfer of funds to the Juvenile Court Drug Court Fund M63 from the Enhancement Grant Fund M71 to REPAY A CASH ADVANCE as follows:

FROM: M071-M10 Advances Out	TO: M063-M08 Advances In	\$4,376.73
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Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF CASH ADVANCE OF FUNDS FROM THE JUVENILE COURT DRUG COURT FUND M63 TO THE JUVENILE COURT ALTERNATIVE SCHOOL FUND M67 AND THE JUVENILE COURT TUTOR FUND M70**

Motion made by Mr. Olexo, seconded by Mr. Probst to approve the following CASH ADVANCE of funds from Juvenile Court Drug Court Fund M63 (Advances Out) to the Alternative School Fund M67 (Advances In) and the Tutor Fund M70 (Advances In) as follows:

FROM	TO	AMOUNT
DRUG COURT M63	ALTERNATIVE SCHOOL	
M063-M18 Advances Out	M067-M08 Advances In	\$6,755.91
DRUG COURT M63	TUTOR M70	
M063-M18 Transfers Out	M070-M08 Advances In	378.77

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF CASH ADVANCE OF FUNDS FROM THE JUVENILE COURT DRUG COURT FUND M63 TO THE JUVENILE COURT ALTERNATIVE SCHOOL FUND M67 AND THE JUVENILE COURT TUTOR FUND M70**

Motion made by Mr. Olexo, seconded by Mr. Probst to approve the following CASH ADVANCE of funds from Juvenile Court Drug Court Fund M63 (Advances Out) to the Alternative School Fund M67 (Advances In) as follows:

FROM	TO	AMOUNT
DRUG COURT M63	ALTERNATIVE SCHOOL	
M063-M18 Advances Out	M067-M08 Advances In	\$2,379.18

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF CASH ADVANCE OF FUNDS FROM THE JUVENILE COURT DRUG COURT FUND M63 TO ALTERNATIVE SCHOOL M67**

Motion made by Mr. Olexo, seconded by Mr. Probst to approve the following CASH ADVANCE of funds for the Juvenile Court Alternative School Fund M67 (Advances In) from the Juvenile Court Drug Court Fund M63 (Advances Out) as follows:

FROM	TO	AMOUNT
M063-M18 Transfers Out	M067-M08 Advances In	\$710.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF PARTIAL REPAYMENT OF CASH ADVANCE OF FUNDS BETWEEN THE BELMONT HARRISON DISTRICT DETENTION FUND S33 AND GENDER SPECIFIC GRANT S36**

Motion made by Mr. Olexo, seconded by Mr. Probst to approve the following PARTIAL REPAYMENT OF CASH ADVANCE of funds from the Belmont Harrison District Detention Home Fund S33 (Advances Out) to the B H Juv. Dist. Gender Specific Grant Fund S36 (Advances In) as follows:

FROM	TO	AMOUNT
S033-S55 Advances Out	S036-S12 Advances In	\$100.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE BELMONT COUNTY JUVENILE COURT'S M60 CARE AND CUSTODY FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**M060 Juvenile Court's Care and Custody Fund**

M060-M25 Salaries	\$25,860.78
M060-M26 PERS	3,885.59
M060-M27 Medicare	415.81
M060-M28 Workers Comp	716.90
M060-M29 Insurances	6,018.70
M060-M32 Supplies	620.18
M060-M33 Contracts	500.00
M060-M35 Motor Vehicle	3,000.00
M060-M36 Other Expenses	4,650.00
M060-M60 Salaries	7,479.17
M060-M61 PERS - Rest	1,419.93
M060-M62 Workers Comp - Rest	261.98
M060-M63 Medicare Rest	151.95
M060-M64 Insurances - Rest	3,146.13
M060-M71 Salaries-D.C.	1,379.04
M060-M72 PERS - D.C.	186.86
M060-M73 Medicare- D.C.	34.48
M060-M74 Workers Comp- D.C.	20.00
Total this fund	\$59,747.50

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE BELMONT COUNTY SHERIFF'S DEPARTMENT U10 RESERVE FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**U010 Sheriff's Department Reserve Fund**

U010-U06 Other Expenses	\$80.48
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Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE DOG AND KENNEL FUND**

Motion made by Mr. Thomas, seconded by Mr. Olexo to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of January 04, 2002.

**DOG AND KENNEL FUND**

B000-B02 Salaries	\$10,000.00
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Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE S89 BELMONT COUNTY COMMON PLEAS SPECIAL PROJECT FUND**

Motion made by Mr. Olexo, seconded by Mr. Probst to make the following additional appropriation in accordance with the Amended Official Certificate of Estimated Resources, as revised by the Budget Commission under the date of August 14, 2002.

S89 BELMONT COUNTY COMMON PLEAS SPECIAL PROJECT FUND  
S089-S01 Other Expenses \$5,355.00

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT COUNTY PROSECUTING ATTORNEY**  
**W80 VICTIM WITNESS ASSISTANCE PROGRAM FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

W80 Prosecuting Attorney's Victim Witness Assistance Program Fund

W080-P01 Salaries \$2,745.00  
W080-P05 PERS 800.00

Total this fund \$3,545.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR**  
**THE JUVENILE COURT ALTERNATIVE SCHOOL FUND M067**

Motion made by Mr. Thomas, seconded by Mr. Olexo 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 27, 2002.

M-67 JUVENILE COURT ALTERNATIVE SCHOOL FUND

M067-M05 Insurances \$2,379.18

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR**  
**THE JUVENILE COURT'S M67 ALTERNATIVE SCHOOL FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

M-67 JUVENILE COURT ALTERNATIVE SCHOOL FUND

M067-M05 Insurances \$710.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT COUNTY GENERAL FUND'S**  
**A002 MAGISTRATE COMMON PLEAS COURT FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

A002 Magistrate Common Pleas Court Fund

A002-B30 Other Expenses \$2,780.02  
A002-B25 Salaries 4,930.00  
A002-B26 Supplies 172.40

Total this appropriation \$7,882.42

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT COUNTY GENERAL FUND'S**  
**A002 MAGISTRATE COMMON PLEAS COURT FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

A002 Magistrate Common Pleas Court Fund

A002-B30 Other Expenses \$2,780.02  
A002-B25 Salaries 4,960.38  
A002-B26 Supplies 142.02

Total this appropriation \$7,882.42

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT COUNTY JUVENILE COURT'S M63 DRUG COURT GRANT AND;**  
**M67 ALTERNATIVE SCHOOL AND; M70 TUTOR FUNDS**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**M063 Juvenile Court's Drug Court Grant**

M063-M18 Transfers Out \$4,376.73

**M067 Juvenile Court's Alternative School Fund**

M067-M01 Salaries \$6,755.91

**M070 Juvenile Court's Tutor Fund**

M070-M01 Salaries \$378.77

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT HARRISON JUVENILE DISTRICT'S S33 DISTRICT DETENTION HOME**  
**AND S36 GENDER SPECIFIC FUNDS**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**S033 Belmont Harrison District Detention Home Fund**

S033-S33 Salaries \$21,429.17

S033-S47 Hospitalization 18,794.26

S033-S55 Advances Out 100.00

Total this fund \$40,323.43

**S036 Belmont Harrison Juvenile District Gender Specific Grant Fund**

S036-S01 Salaries \$100.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE OAKVIEW JUVENILE REHABILITATION'S S30 FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**S030 Oakview Juvenile Rehabilitation Fund**

S030-S04 Food \$37.50

S030-S05 Supplies 22.00

Total this fund \$59.50

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE BELMONT COUNTY BOARD OF MENTAL RETARDATION**  
**AND DEVELOPMENTAL DISABILITIES S68 RESIDENTIAL SERVICES FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**S068 Community MR/DD Residential Services Fund**

S068-S01 Community MR/DD Residential Service \$58,275.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS**  
**FOR THE CDBG FUND**

Motion made by Mr. Olexo, seconded by Mr. Thomas 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 27, 2002.

**T-11 CDBG FUND**

T011-T01 CDBG Grant \$56,586.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF GRANTING**  
**PERMISSION FOR ENGINEER'S DEPT. EMPLOYEES TO TRAVEL**

Motion made by Mr. Olexo, seconded by Mr. Thomas granting permission for the following Engineer's Dept. employees to travel.

Name: Mike Wahl Destination: Dellroy, Ohio Date: Oct. 3, 2002 Purpose: Annual SERB Academy Estimated Exp. \$400.00

Name: Don Pickenpaugh Destination: Canton, OH Date: October 10-11, 2002 Purpose: Professional Land Surveyors of Ohio, Inc. 2002 Fall Seminar Estimated Exp: \$250.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF GRANTING**

**PERMISSION FOR BELMONT SENIOR SERVICES EMPLOYEES TO TRAVEL**

Motion made by Mr. Olexo, seconded by Mr. Thomas granting permission for the following employees of Belmont Senior Services to travel.

Name: Kim Hurley and Vickie McMahon Destination: Columbus, Ohio Date: Sept. 18-19, 2002 Purpose: Ohio Council for Home Care Fall Conference Estimated Exp. \$763.90

Name: Bruce Pickens, Executive Director Destination: Columbus, OH Date: September 9-10, 2002 Purpose: 13<sup>th</sup> Annual Conference on Aging Estimated Exp: \$574.90

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Thomas	Yes
Mr. Probst	Yes

**IN THE MATTER OF REQUESTING**

**CERTIFICATION OF MONIES**

Motion made by Mr. Thomas, seconded by Mr. Probst to request the Budget Commission certify monies as follow:

**GENERAL FUND**-\$425.00/Sheriff Department/False Alarm billings/June, July and August receipts

\$2,000.00/Sheriff's Department/Reimbursement of salary/Village of Holloway

Paid In August 18, 2002.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Olexo	Yes

**IN THE MATTER OF APPROVING**

**THEN AND NOW CERTIFICATE/AUDITOR'S**

Motion made by Mr. Thomas, seconded by Mr. Olexo to sign and approve the Then and Now Certificate dated August 21, 2002 as submitted by the Belmont County Auditor's Office.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF DISCUSSION HELD**

**RE: WELCOME AND INTRODUCTIONS**

Mayor Beverly Ann Barger stated, "We are honored to host this evening's meeting of the Belmont County Commissioners. We would like to thank the United Methodist Women for their cookies, the Council for their work, and the Fire Department for the use of their hall. I would like to present the Commissioners with a bell as well as an "Old Timers" hat. Mrs. Heidelberg did the artwork on the bells." Mayor Barger continued with the introduction of the Commissioners. Commissioner Thomas stated, "Thank you. It is a great pleasure to be back in Holloway. We want to thank you also for all the nice things that you have given us. On behalf of the Board, I would like to apologize for any inconvenience that may have been caused by the change of date for this meeting. We are glad to be here. As usual we have no strict agenda. We will take public comment first then deal with regular business." Commissioner Probst stated, "I also want to thank you for inviting us here. I have to comment on the well-manicured landscape on the way in -everything looked very nice." Commissioner Olexo stated, "Thanks everyone. I see some familiar faces and some new faces. We are here for you. We are here primarily for public comment." Commissioner Thomas stated, "We are deeply grateful for the kind gifts and hospitality. (Commissioner Thomas introduces the clerk and assistant clerk) The clerk and the assistant and three others in the office do the lion's share of the work. Those five individuals make for a cohesive unit that runs efficiently. They do an excellent job for the Commissioners and for the county. We will convene the meeting, have public comment, then regular business."

**IN THE MATTER OF DISCUSSION HELD**

**RE: GIS UPDATE**

Mr. Don Pickenpaugh, Director, Geographical Information Systems was introduced to the residents and asked for his comments. Mr. Pickenpaugh stated, "The final CD came in today from Kutera International. All the CD's are now in for the mapping. There are a total of seven CD's at a price of five dollars each that may be purchased at the Belmont County Engineer's Office. I brought a map for the mayor." Mr. Pickenpaugh stated he would be in attendance for a presentation to the Board and the public very soon. Commissioner Thomas stated, "Possibly September 18. Don is going to give a GIS presentation to the Board. This is a new concept to a lot of people, if you have any questions of Don, please feel free to ask them."

**IN THE MATTER OF DISCUSSION HELD**

**RE: OPEN PUBLIC FORUM**

Mary Brnich expressed concerns about the poor condition of several properties within the village. She stated that the Health Department had been contacted with no results and that she felt there were health hazards to the children living in these areas. The Department of Job and Family Services was also contacted regarding unruly children and unsafe conditions. Commissioner Thomas stated, "In regards to the health issues regarding the property and the enforcement of ordinances, the Commissioners have no control. You have a solicitor. The solicitor is there to deal with the ordinances. He or she has the means to enforce them. As far as the Health Department and getting no action, we'll make a call to them." Commissioner Olexo stated, "The same with the Department of Job and Family Services. We will need the specifics of the issue." Commissioner Thomas stated, "You are bordering on infringing on private issues. As a resident, you may make that call. You need to separate yourself and let someone else take over from there. We can get you to the source, but we can't take action." Commissioner Probst stated, "We appreciate your concern, and that you are stepping up." Ms. Brnich stated she had contacted the Sheriffs Department and had been told, "children ages thirteen through eighteen tend to slip through the cracks. Nobody cares. Well, we do care." Commissioner Thomas stated, "We do too. The agencies will never be big enough that there won't be cracks." Commissioner Thomas stated, "You don't have to wait to call us. You can contact us anytime. This is a serious issue."

**IN THE MATTER OF DISCUSSION HELD**

**RE: BELMONT COUNTY FAIR**

Commissioner Thomas introduced Mr. Ty Justice of the Belmont County Fair Board. Mr. Justice stated, "I would like to invite everyone to the Belmont County Fair set to begin with the opening ceremony at 12:00 PM on September 4. I want to thank the Commissioners for their support, not just this Board, but past Boards as well. We have received a lot of support over the years. Come to the fair. We have plenty of live entertainment, rides, and food." Commissioner Thomas stated, "The fair will be held September 4-8. The Commissioners are holding a special meeting on Friday September 6 at the fair at 11:00 AM. We had a meeting there last year, and it was a success. The meeting will be held at the entertainment tent right inside the main gate. There will not be too much on the agenda, we invite everyone to come and see how a meeting operates."

**IN THE MATTER OF DISCUSSION HELD**

**RE: SILVER SPADE**

Mr. Brian Colson came before the Board to inform them of a project in regards to the Silver Spade. Mr. Colson stated, "There is a project at the Belmont-Harrison County line that involves the Silver Spade. There was a meeting at the beginning of the year held to discuss this issue. Doc Householder was present representing Belmont County. Mr. Colson stated he had information to leave with the Board. He said, "This project will be a good boost to the heritage of the area and to tourism. We would like to meet with Harrison and Belmont County Commissioners to further discuss this. We are the Harrison Coal and Reclamation Historical Park in Cadiz. The life span of this shovel is three to seven years. The Silver Spade could end up back of Flushing in Holloway. Belmont County has lodging so it should be involved as well as Harrison County." Commissioner Thomas thanked Mr. Colson, and stated the Board would review the information they were given.

**IN THE MATTER OF ADOPTING RESOLUTION**

**ACCEPTING THE RESIGNATION OF JOHN CHRISTOPHER,  
DIRECTOR OF THE BELMONT COUNTY SANITARY SEWER DISTRICT**

Motion made by Mr. Olexo, seconded by Mr. Probst to adopt the following resolution accepting the resignation of John Christopher, Director, Belmont County Sanitary Sewer District.

**WHEREAS**, pursuant to R.C. 6117.01, the Belmont County Board of Commissioners ("Commissioners") is the appointing authority for the Director of the Belmont County Sanitary Sewer District;

**WHEREAS**, John Christopher, the Director of the Belmont County Sanitary Sewer District has submitted his resignation to the Board;

**NOW THEREFORE BE IT RESOLVED**, the Belmont County Commissioners do hereby accept the resignation of John Christopher, Director of the Belmont County Sanitary Sewer District, effective September 6, 2002.

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

Commissioner Thomas	Yes
Commissioner Olexo	Yes

Commissioner Thomas stated, "Resumes will be accepted at the Belmont County Commissioners office where we will have job qualifications and description for this position. We will be advertising for this position in various water trade periodicals and newspapers."

**IN THE MATTER OF DISCUSSION HELD**

**RE: VETERANS DISCOUNT PROGRAM**

Commissioner Probst stated, "There have been some veterans unable to get their picture taken For their identification cards for the Veterans Discount Program. I am going to talk to the Director of the Department of Job and Family Services and see if we can set up an evening picture session for one week. We hope to have this finalized by next week. Everything should be in the mail by next week. The printer should be on schedule."

**IN THE MATTER OF AWARDING**

**BID FOR PROJECT 02-3 RESURFACING  
PORTIONS OF CR 4 (HAWTHORN HILL, CR 18 (LANSING-CHEERMONT)  
AND CR 56 (MT. VICTORY)/ENGINEER'S**

Motion made by Mr. Probst, seconded by Mr. Olexo to award the bid for Project 02-3, Resurfacing portions of CR 4 (Hawthorn Hill, CR 18 (Lansing-Cheermont) and CR 56 (Mt. Victory) to Lash Excavating & Paving in the amount of \$188,843.46, based upon the recommendation of Fred Bennett, County Engineer.

Upon roll call the vote was as follows:

Mr. Probst	Yes
Mr. Olexo	Yes
Mr. Thomas	Yes

**IN THE MATTER OF APPROVING**

**PAYMENT OF REQUISITION NO. 7  
FOR THE STATE ROUTES 149 & 40 FORCE MAINS PROJECT/  
SANITARY SEWER DISTRICT**

Motion made by Mr. Olexo, seconded by Mr. Probst to approve the payment of Requisition No. 7 as follows for the State Routes 149 & 40 Force Mains Project, based upon the recommendation of Jeff Vaughn, Project Engineer.

The James White Construction Co. 4156 Freedom Way, Weirton, WV 26062-5296	\$126,397.00
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Vaughn, Coast & Vaughn, Inc. 154 S. Marietta St., St. Clairsville, OH 43950	6,451.18
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Davison Electric, Inc. P.O. Box 338, Martins Ferry, OH 43935	40,360.40
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Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF RENEWING IV-D SERVICE CONTRACT**  
**WITH ATTORNEY CHRIS BERHALTER ON BEHALF OF BCDJFS/CSEA**

Motion made by Mr. Thomas, seconded by Mr. Olexo to renew the following IV-D Service Contract agreement between the Belmont County CSEA and Chris Berhalter on behalf of the BCDJFS.

**APPENDIX 1-3**

**IV-D Service Contract**

This agreement made and entered into on the 19th day of August, 2002 by and between the Belmont County Child Support Enforcement Agency (hereinafter referred to as "CSEA") and Sommer, Liberati and Berhalter, a Provider of service (hereinafter referred to as "Provider").

Pursuant to Title IV-D of the Social Security Act, Section 2301.35 of the Ohio Revised Code, and Ohio Administrative Code rules promulgated by the Ohio Department of Human Services, the CSEA is authorized to contract with public or private agencies for the purchase of services. The following are the terms of the agreement.

1. **Purchase of Services:** Subject to terms and conditions set forth in this agreement and the attached Exhibits (such exhibits are deemed to be a part of this agreement as fully as if set forth herein), the CSEA agrees to purchase for, and Provider agrees to furnish to eligible individuals those specific services detailed in Exhibit I.

2. **Purpose:** The CSEA and Provider agree to coordinate services detailed in Exhibit I, and to make all reasonable efforts to coordinate with other service providers to establish a cooperative, comprehensive county plan for effective enforcement of child support.

3. **Contract Period:** This agreement will be effective from **September 1, 2002** through **August 31, 2003** inclusive, unless otherwise terminated. In no case may the Contract period exceed one (1) year. Contract periods may be agreed upon for less than one (1) year.

4. **Availability of Funds:** The CSEA represents that it has adequate funds to meet its obligations under this agreement; that it intends to maintain this agreement for the full period set forth herein and has no reason to believe that it will not have sufficient funds to enable it to make all payments due hereunder during such period; and that it will use its best effort to obtain the appropriation of any necessary funds during the term of this agreement. However, payments for all services provided in accordance with the provisions of this Contract are contingent upon availability of nonfederal and federal matching funds as follows:

	AMOUNT	SOURCE
Nonfederal Matching Funds	\$3,400.00	Incentive and State Subside
Federal Matching Funds	\$6,600.00	Incentive
Total	\$10,000.00	

(A) Provider warrants that any costs incurred pursuant to this agreement will not be allowable to or included as a cost of any other federally financed program.

(B) The CSEA warrants that the nonfederal share is not provided from any source which is prohibited by state or federal law.

5. **Cost and Delivery of Purchased Services:** Subject to the limitations specified in Article 4 hereof and as detailed in Exhibit III, the amount to be paid for such purchased services will be based on the following criteria:

A negotiated \$ 60.00 per hour for provision of service.

6. **Fees:** If applicable, shall be charged as detailed in Exhibit I.

7. **Eligibility for Services:** Current and past public assistance recipients or those who have completed a IV-D application form.

8. **Payment for Purchased Services:** The Provider shall submit an invoice and cost statement to the CSEA on a monthly basis. Format of the cost statement is attached as Exhibit II.

9. **Subcontracting:** When deemed necessary to deliver services of the quantity and quality specified in Exhibit I, the Provider may subcontract. All such subcontracts shall be in the same form as this agreement and subject to the same terms, conditions, and covenants contained herein. No such subcontracts shall in any case release the Provider of its liability under this agreement. Provider is responsible for making direct payment for such services.

10. **Termination:**

(A) In the event that the Provider does not faithfully and promptly perform its responsibilities and obligations under this agreement, as determined by the CSEA, the CSEA may terminate the agreement by providing the Provider with written notice thirty days in advance of the termination date.

(B) In the event that the CSEA does not faithfully and promptly perform its responsibilities and obligations under this agreement, the Provider may terminate the agreement by providing the CSEA with written notice thirty days in advance of the termination date.

(C) Notwithstanding Sections (A) and (B) of this Article, this agreement may be terminated by mutual agreement at any time after the date on which the two parties reach their decision.

(D) Notwithstanding Sections (A) and (B) of this Article, if the federal and/or nonfederal funds designated for the programs are not available to the CSEA in an amount adequate to support the activities under this agreement as determined by the CSEA, the CSEA may terminate this agreement. Such termination is not subject to advance written notice but will be effective on the date federal and/or nonfederal funds are no longer available, or later as stipulated by the CSEA, and all reimbursement to the Provider will cease as of that date.

(E) Notwithstanding Sections (A) and (B) of this Article, the CSEA may terminate this Contract immediately upon delivery of written notice to the Provider if the CSEA has discovered any illegal conduct on the part of the Provider.

(F) In the event of termination under this Article, the Provider shall be entitled to compensation, upon submission of a proper invoice, for the work performed prior to receipt of notice of termination, which shall be calculated by the CSEA based on the rate set forth in Article 5, less any funds previously paid by or on behalf of the CSEA. The CSEA shall not be liable for any further claims, and the claims submitted by the Provider shall not exceed the total amount of consideration stated in this Contract.

11. **Independent Contractors:** Providers, agents, and employees of the Provider, including subcontractors, will act in performance of this agreement in an independent capacity, and not as officers or employees or agents of the State of Ohio or the CSEA.

12. **Duplicate Billing:** Provider warrants that claims made to the CSEA for payment for purchased services shall be for actual services rendered to eligible individuals and do not duplicate claims made by Provider to other sources of federal funds for the same service.

13. **Financial Records:** The Provider shall maintain independent books, records, payroll, documents, accounting procedures and practices which sufficiently and properly reflect all direct and indirect costs of any nature expended in the performance of this agreement. Such records shall be subject at all reasonable times for inspection, review, or audit by duly authorized federal, state, and CSEA personnel. Such records shall also be subject to inspection by the individual or entity selected for any audit activity required under Article 16 of this Contract.

14. **Expensed Equipment:** Equipment which has been expensed rather than depreciated during the Contract period must be transferred to the CSEA when the equipment is no longer needed to carry out the work under

this Contract or a succeeding Contract. In lieu of equipment being transferred, the appropriate residual value may be transferred to the CSEA.

15. **Availability and Retention of Records:** Providers shall maintain and preserve all financial and eligibility determination records related to this agreement, including any other documentation used in the administration of the program, in its possession for a period of three years after final payment, and/or will assure the maintenance of such for a like period of time in the possession of any third party performing work related to this agreement, unless otherwise directed by the CSEA. If an audit, litigation, or other action involving the records is started before the end of the three-year period, the records must be retained until all issues arising out of the action are resolved or until the end of the three-year period, whichever is later.

16. **Responsibility for Audit Exceptions:** Provider agrees to accept responsibility for receiving, replying to, and/or complying with any audit exception by appropriate state or federal audit directly related to the provisions of the agreement.

17. **Confidentiality:** Provider agrees that information concerning eligible individuals shall only be used in support of the IV-D program. Disclosure of information for any other purpose is prohibited except upon the written consent of eligible individual.

18. **Equal Employment Opportunity:** In carrying out this Contract, the Provider shall not discriminate against any employee or applicant for employment because of race, religion, national origin, ancestry, color, sex, age, disability, or Vietnam-era veteran status. The Provider shall ensure that applicants are hired, and that employees are treated during employment without regard to their race, religion, national origin, ancestry, color, sex, age, disability, or Vietnam-era veteran status. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training including apprenticeship.

19. **Indemnity and Insurance:** (when applicable)

(A) Indemnity: Provider agrees that it will at all times during the existence of this agreement indemnify and save harmless the CSEA, the Ohio Department of Human Services, and the Board of County Commissioners, or county administrator designated under section 305.30 of the Revised Code, of the county in which the CSEA is situated against any and all liability, loss, damage, and/or related expenses incurred through the provision of services under this Contract.

(B) Insurance: Provider agrees to contract for such insurance as is reasonably necessary to adequately secure the persons and estates of eligible individual against reasonable foreseeable torts which could cause injury or death.

20. **Monitoring and Evaluation:** The CSEA and Provider will, as detailed in attached Exhibits, monitor the manner in which the terms of the agreement are being carried out and evaluate the extent to which program objectives contained in the agreement are being achieved.

21. **Accessibility of Program to the Public:** The CSEA and Provider agree to make all reasonable efforts to allow public access to the program by providing convenient hours for public contact, and adequate availability of staff for public inquiries.

22. **Out-of-County and Out-of-State Cooperation:** The CSEA and Provider agree to use all available resources in cooperation with other counties and states to obtain or enforce orders for support.

23. **Amendment of Contract:** This agreement may be amended at any time by a written amendment signed by all parties and submitted to the ODHS in the manner required by ODHS rules.

Child Support Enforcement Agency	Date
<u>Belmont County</u>	
Authorized CSEA Representative's Signature	Date
<u>Dwayne Pielech/RAK /s/</u>	<u>8/20/02</u>
Authorized Provider Representative's Signature	Date
<u>Chris Berhalter /s/</u>	<u>8/21/02</u>
Authorized Provider Representative's Title	
<u>Attorney</u>	
Provider's Street address	
<u>409 Walnut St., P.O.Box 279</u>	
Provider's City, State, zip	
<u>Martins Ferry, OH 43935</u>	
County Commissioner's Signature	
<u>Ryan E. Olexo /s/</u>	<u>8/27/02</u>
<u>Charles R. Probst, Jr. /s/</u>	<u>8/27/02</u>
<u>Mark A. Thomas /s/</u>	<u>8/27/02</u>

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

**IN THE MATTER OF ADOPTING**  
**RESOLUTION APPOINTING MARK ESPOSITO AS**  
**ACTING DIRECTOR OF THE BELMONT COUNTY SANITARY SEWER**

Motion made by Mr. Thomas, seconded by Mr. Olexo to adopt the following resolution appointing Mark Esposito as Acting Director for the Belmont County Sanitary Sewer District.

**WHEREAS**, pursuant to R.C. 6117.01, the Belmont County Board of Commissioners ("Commissioners") is the appointing authority for the Director of the Belmont County Sanitary Sewer District;

**WHEREAS**, John Christopher, the Director of the Belmont County Sanitary Sewer District has submitted his resignation to the Board effective September 6, 2002;

**NOW THEREFORE BE IT RESOLVED**, the Belmont County Commissioners do hereby appoint Mark Esposito as Acting Director of the Belmont County Sanitary Sewer District, effective Tuesday, August 29, 2002.

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

Commissioner Thomas	Yes
Commissioner Olexo	Yes

**IN THE MATTER OF ENTERING  
INTO CONTRACT FOR THE CR 30 DIXON HILL SLIP REPAIR PROJECT/  
O.P.W.C. ISSUE II/ENGINEER'S**

Motion made by Mr. Olexo, seconded by Mr. Probst to enter into the following contract.

**CONTRACT WITH BELMONT COUNTY COMMISSIONERS  
ISSUE 2 BELMONT CR 30 DIXON HILL SLIP REPAIR PROJECT  
BELMONT COUNTY HIGHWAY 30 PULTNEY TWP, BELMONT COUNTY, OHIO  
OPWC PROJECT**

AUDITOR'S OFFICE, BELMONT COUNTY, OHIO

THIS AGREEMENT made and entered into this 23<sup>RD</sup> day of August, 2002 between **B.B.R. DRILLING COMPANY**, 41462 Palmer Road, Belmont, Ohio 43718 and Charles Probst, Mark Thomas and Ryan Olexo, Commissioners of Belmont County, WITNESSETH that the said **B.B.R. DRILLING COMPANY** hereby agrees to furnish all service, labor, material and equipment necessary to repair roadway slip by pre-drilling and placement of H-beam piling and other related work described in the bid documents.

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
304 each	Piling installed	\$1,000.00	\$304,000.00
3589 each	Lagging installed	9.00	\$32,301.00
54 C.Y.	Asphalt Concrete Patching & leveling	150.00	8,100.00
Total			\$344,401.00

County will certify 16% of \$344,401.00 which is \$55,104.16

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 **B.B.R. DRILLING 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 COMMISSIONER

B.B.R. DRILLING COMPANY

Ryan E. Olexo /s/

Paul C. Balcar /s/

Charles R. Probst, Jr. /s/

Mark A. Thomas /s/

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF APPROVING**

**O.P.W.C. FUNDS DISBURSEMENT REQUEST #2  
FOR THE BEL 4-8.25 BRIDGE REPLACEMENT PROJECT/ENGINEER'S**

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the O.P.W.C. Funds Disbursement Request #2 for the Bel 4-8.25 Bridge Replacement Project, CRM08, Final Request in the amount of \$218,580.00.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Probst	Yes
Mr. Olexo	Yes

**IN THE MATTER OF AUTHORIZING**

**O.P.W.C. REQUEST TO PROCEED  
FOR THE BEL-30 DIXON HILL SLIP REPAIR/ENGINEER'S**

Motion made by Mr. Olexo, seconded by Mr. Probst to authorize the O.P.W.C. Request to Proceed for the Bel 30-Dixon Hill Slip Repair. Contractor: B.B.R. Drilling Co. Contract Amt: \$344,401.00

Upon roll call the vote was as follows:

Mr. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

**IN THE MATTER OF ADJOURNING**

**COMMISSIONERS' MEETING AT 7:15 P.M.**

Motion made by Mr. Thomas, seconded by Mr. Olexo to adjourn the meeting at 7:15 P.M.

Upon roll call the vote was as follows:

Mr. Thomas	Yes
Mr. Olexo	Yes
Mr. Probst	Yes

Read, approved and signed this 4th day of September A.D., 2002.

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\_\_\_\_\_  
COUNTY COMMISSIONERS

We, Mark A. Thomas and Darlene Pempek, 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