

St. Clairsville, Ohio

November 22, 2004

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 November 17, 2004, were read, approved and signed.

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

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>
Mark Thomas, Commissioner	Reimburse expenses-General	108.75
Lytton Sanitation Service, Inc.	Trash service/Flooding/Budget Stabilization-General	29,710.00
B-Belmont County Sanitary Sewer	October service-Dog Kennel	178.75
SBC Ameritech	Service-Dog Kennel	175.77
G-Belmont County Tourism Council	December operating expenses-Lodging Excise Tax	20,000.00
N-Yeneka Construction Inc.	WWS#3 2000 Waterline Ext-BCSSD	26,986.00
St. Clair Truck Rental	Truck rental-Thoburn Church	194.44
O-USDA Rural Development	Phase I Bond Payment-BCSSD	135,720.00
Belmont National Bank	Principal Bond Payment/Park Health	190,000.00
Belmont National Bank	Interest Bond Payment/Park Health	79,590.00
Belmont National Bank	Principal Bond Payment/Jail Construction	115,000.00
Belmont National Bank	Interest Bond Payment/Jail Construction	58,632.50
U.S. Bank	Principal Bond Payment/Human Services	150,000.00
U.S. Bank	Other Expenses-Sanitary Sewer	233,631.25
U.S. Bank	Interest Bond Payment/Human Services	4,600.00
U.S. Bank	Principal Bond Payment/Jail Construction	105,000.00
U.S. Bank	Interest Bond Payment/Jail Construction	18,278.75
P-Staley Communications, Inc.	Interop Communications-EMA	6,720.70
Harris Broadcast Communications	Interop Communications-EMA	5,458.64
Bridgeport Water Department	October service/WW#1-Sanitary Sewer	19,519.20
American Electric Power	Service/WW#1-Sanitary Sewer	147.36
Village of Brookside	'04 Waterline rent/WW#1-Sanitary Sewer	1,095.00
Columbia Gas	Service-Oakview Admin Building	2,332.19
S-SBC	Telephone-Clerk of Courts	93.72
West Group	October 2004 Westlaw-Western Court Computer	352.66
Liquid Media Solutions	2 cases envelopes-Western Court Computer	651.12
Lilienthal Southeastern, Inc.	Laser checks-Clerk of Courts Computer	259.47
Wheeling Office Supply	Calendar-Northern Court General Special Projects	10.29
Sommer Stenographic	Court Reporter for 11/16/04-Western Court General Spec Proj	75.00
Belmont Senior Services	November '04/4 th billing-IN Home Care Levy	2,357.35

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

Motion made by Mr. Probst, seconded by Mr. Olexo to approve the Recapitulation of Vouchers dated for November 22, 2004 as follow:

FUND	AMOUNT
GENERAL	\$24,955.15, \$2,055.97, \$7,935.45, \$1,400.31
GENERAL/EMA	\$3,032.49, \$904.21
GENERAL/SHERIFF'S	\$146.40
BCDJFS/PA	\$33,257.90, \$21,815.46, \$4,631.02, \$1,391.29, \$1,188.84, \$3,906.55
COUNTY HOME/PARK HEALTH	\$18,319.51, \$1,883.76, \$59,446.97
LITTER CONTROL	\$24,809.92
K-ENGINEER'S MVGT	\$494.85
P-SATELLITE/EASTERN	\$10,770.34, \$1,194.68
SANITARY SEWER	\$123.55
SANITARY SEWER WSGDF	\$50,517.90, \$11,251.04, \$46,047.91, \$9,053.07, \$594.22, \$16,968.39
U-SHERIFF'S RESERVE	\$96.15
	\$917.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING
TRANSFERS OF FUNDS FOR THE VARIOUS COUNTY DEPARTMENTS

Motion made by Mr. Thomas, seconded by Mr. Olexo to approve the transfer of funds for the various county departments as follows:

BELMONT COUNTY GENERAL FUND/RECORDER'S

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
A406-B09 Other Expenses	A006-B01 Salaries	\$2,500.00

B00 DOG AND KENNEL FUND

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
B100-B09 Unemployment Comp	B000-B08 PERS	\$ 2,000.00

BELMONT COUNTY SANITARY SEWER DISTRICT N19 WWS #3 FUND

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
N019-N01 Contract Svc	N019-N02 Contract Projects	\$ 1,000,000.00

010 BOND RETIREMENT FORCEMAIN EXTENSION PROJECTS

FROM	TO	AMOUNT
0015-002 Interest	0015-004 Other Expenses	\$ 2,500.00

009 BOND RETIREMENT WATERLINE EXTENSION PROJECTS

FROM	TO	AMOUNT
0009-002 Interest	0009-003 Other Expenses	\$ 2,000.00

BELMONT COUNTY HUMAN SERVICES O20 BOND RETIREMENT FUND

FROM	TO	AMOUNT
O020-O02 Interest	O020-O01 Bonds Human Services Building	\$ 10.00
O020-O03 Other Expenses	O020-O01 Bonds Human Services Building	\$ 249.90
Total		\$ 259.90

BELMONT COUNTY SANITARY SEWER DISTRICT

FROM	TO	AMOUNT
WWS#3	WWS#3	
P005P17 Salaries	P005P31 Other Expenses	\$100,000.00
P005P23 Services	P005P31 Other Expenses	20,000.00
P005P34 Transfers	P005P31 Other Expenses	15,000.00
SSD#2	SSD#2	
P053P16 Transfers	P053P15 Other Expenses	36,000.00
SSD#3A	SSD#3A	
P055P07 Services	P055P15 Other Expenses	<u>7,800.00</u>
TOTAL		178,800.00

MONTHLY TRANSFER OF FUNDS FOR BELMONT COUNTY SANITARY SEWER

Transfer of funds for the Month of November 2004 for the Belmont County Sanitary Sewer District.

FROM	TO	AMOUNT
P003-P18 SUPPLIES	Y090-Y02 SUPPLIES	2,370.30
P003-P19 EQUIPMENT	Y090-Y03 EQUIPMENT	2,152.56
P003-P20 LABOR	Y090-Y04 LABOR	0.00
P003-P21 MATERIALS	Y090-Y05 MATERIALS	4,462.56
P003-P22 CONTRACT REP.	Y090-Y06 CONTRACT REP.	0.00
P003-P23 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	554.29
P003-P24 CONTRACT PROJ.	Y090-Y08 CONTRACT PROJ.	0.00
P003-P25 PURCHASED H2O	Y090-Y09 PURCHASED H2O	49,481.08
P003-P27 ADV & PRINTING	Y090-Y04 ADV & PRINTING	0.00
P003-P28 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP.	73.73
P003-P29 PERS	Y090-Y12 PERS	2,972.29
P003-P30 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P003-P31 OTHER EXPENSES	Y090-Y14 OTHER EXPENSES	1,258.07
P003-P32 TRANSFERS-OUT	Y090-Y17 TRANSFERS-OUT	979.15
P003-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		64,304.03
P005-P18 SUPPLIES	Y090-Y02 SUPPLIES	3,962.02
P005-P19 EQUIPMENT	Y090-Y03 EQUIPMENT	4,159.94
P005-P21 MATERIALS	Y090-Y05 MATERIALS	27,649.40
P005-P22 CONTRACT REP.	Y090-Y06 CONTRACT REP.	0.00
P005-P23 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	34,536.14
P005-P24 CONTRACT PROJ.	Y090-Y08 CONTRACT PROJ.	0.00
P005-P25 PURCHASED H2O	Y090-Y09 PURCHASED H2O	910.38
P005-P27 ADV & PRINTING	Y090-Y10 ADV & PRINTING	0.00
P005-P28 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP.	142.43
P005-P29 PERS	Y090-Y12 PERS	9,876.52
P005-P30 WORKERS' COMP	Y090-Y13 WORKERS'COMP	0.00
P005-P31 OTHER EXP.	Y090-Y14 OTHER EXP.	6,478.81
P005-P34 TRANSFERS-OUT	Y090-Y17 TRANSFERS-OUT	132,490.31
P005-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		220,205.95
P051-P02 SUPPLIES	Y090-Y02 SUPPLIES	570.08
P051-P03 EQUIPMENT	Y090-Y03 EQUIPMENT	0.00
P051-P05 MATERIALS	Y090-Y05 MATERIALS	1,965.01
P051-P06 CONTRACT REP.	Y090-Y06 CONTRACT REP.	0.00
P051-P07 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	535.59
P051-P08 CONTRACT PROJ	Y090-Y08 CONTRACT PROJ	0.00
P051-P09 SEWAGE DIS.	Y090-Y08 SEWAGE DIS.	6,306.10
P051-P11 ADV & PRINTING	Y090-Y10 ADV & PRINTING	0.00
P051-P12 TRAVEL & EXP	Y090-Y11 TRAVEL & EXP	30.85
P051-P13 PERS	Y090-Y12 PERS	3,255.21
P051-P14 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P051-P15 OTHER EXP.	Y090-Y14 OTHER EXP.	658.93
P051-P16 TRANSFERS OUT	Y090-Y17 TRANSFERS OUT	0.00
P051-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		13,321.77
P053-P02 SUPPLIES	Y090-Y02 SUPPLIES	858.15
P053-P03 EQUIPMENT	Y090-Y03 EQUIPMENT	0.00
P053-P05 MATERIALS	Y090-Y05 MATERIALS	1,840.85
P053-P06 CONTRACT REP.	Y090-Y06 CONTRACT REPAIRS	0.00
P053-P07 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	4,786.68
P053-P08 CONTRACT PROJ	Y090-Y08 CONTRACT PROJ	0.00
P053-P09 SEWAGE DIS.	Y090-Y09 SEWAGE DIS.	9,618.40
P053-P11 ADVER.&PRINTING	Y090-Y10 ADVER.&PRINTING	0.00
P053-P12 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP	17.37
P053-P13 PERS	Y090-Y12 PERS	2,387.72
P053-P14 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P053-P15 OTHER EXP.	Y090-Y14 OTHER EXP.	779.08
P053-P16 TRANSFERS OUT	7090-717 TRANSFERS OUT	200,000.00

P053-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		220,288.25
P055-P02 SUPPLIES	Y090-Y02 SUPPLIES	347.12
P055-P03 EQUIPMENT	Y090-Y03 EQUIPMENT	0.00
P055-P05 MATERIALS	Y090-Y05 MATERIALS	157.87
P055-P06 CONTRACT REPAIRS	Y090-Y06 CONTRACT REPAIRS	0.00
P055-P07 CONTRACT SERV.	Y090-Y07 CONTRACT SERV.	879.72
P055-P11 ADVER & PRINTING	Y090-Y07 ADVER & PRINTING	0.00
P055-P12 TRAVEL & EXP.	Y090-Y11 TRAVEL & EXP.	0.00
P055-P13 PERS	Y090-Y12 PERS	228.46
P055-P14 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P055-P15 OTHER EXP.	Y090-Y14 OTHER EXP.	82.60
P055-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		1,695.77
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.	0.00
P056-P13 PERS	Y090-Y12 PERS	57.42
P056-P14 WORKERS' COMP	Y090-Y13 WORKERS' COMP	0.00
P056-P15 OTHER EXP.	Y090-Y14 OTHER EXP.	32.22
P056-P16 TRANSFERS OUT	Y090-Y14 TRANSFERS OUT	0.00
P056-P35 MEDICARE	Y090-Y18 MEDICARE	0.00
TOTAL		89.64

WESTERN COURT COMPUTER FUND S82

FROM	TO	AMOUNT
S082-S07 Other Expenses	S082-S11 PERS	\$250.00

COMMON PLEAS COURT MEDIATION PROGRAM FUND S74

FROM	TO	AMOUNT
S074-S06 Travel	S074-S02 PERS	\$133.99

**COPS IN SCHOOL GRANT FUND TO
THE SHERIFF DEPARTMENT GENERAL FUND**

**T07 COPS IN SCHOOL GRANT FUND
2003PS-PSN-302**

For the Quarter Ending September 30, 2004

FROM	TO	AMOUNT
T007-T01 Salaries	A006-A02 Salaries	\$6,941.20
T007-T02 PERS/SPRS	A106-A14 PERS/SPRS	1,159.18
T007-T03 Wrk Comp	A206-A14 Wrk Comp	208.24
T007-T04 Medicare	Y091-Y02 Medicare	100.64
T007-T05 Insurance	Y091-Y01 Insurance	2,212.02

**FROM THE DOMESTIC VIOLENCE GRANT FUND TO
THE SHERIFF DEPARTMENT GENERAL FUND**

**T08 DOMESTIC VIOLENCE GRANT FUND
2002 WF VA28412**

For the Quarter Ending September 30, 2004

FROM	TO	AMOUNT
T008-T01 Salaries	A006-A02 Salaries	7,021.60
T008-T02 PERS/SPRS	A106-A14 PERS/SPRS	1,172.61
T008-T03 Insurance	Y091-Y01 Insurance	2,538.98
T008-T04 Wrkr Comp	A206-A14 Wrkr Comp	210.65
T008-T06 Supplies	A406-A14 Supplies	0
T008-T07 Other Exp	A406-A14 Other Exp	0
T008-T08 Medicare	Y091-401 Medicare	101.80
Total this transfer		\$11,045.65

TREASURER'S DRETAC FUND W82

FROM	TO	AMOUNT
W182-T02 Advertising	W082-T05 PERS	\$91.87

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 GENERAL FUND**

Motion made by Mr. Thomas, 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 November 17, 2004.

GENERAL FUND

Board of Elections	
A003-A02 Salaries	\$14,756.12
A003-A03 Supplies	\$ 2,049.72
A003-A06 Contract Services	\$28,350.84
A403-A09 Other Expenses	\$ 2,555.80

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 GENERAL FUND

Motion made by Mr. Thomas, 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 November 17, 2004.

GENERAL FUND

A101-B09 PERS/ Auditor	\$ 2,162.35	A102-C36 PERS/ Juvenile Ct.	\$ 8,200.68
A101-F06 PERS / Budget Comm.	21.91	A106-A14 PERS/ Sheriff	\$ 4,901.59
A002-B28 PERS / Magistrate	\$ 2,112.92	A112-A08 PERS/ Engineer	\$ 1,494.79
A306-A14 Unemployment / Sheriff	\$ 798.80		

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 GENERAL 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 November 22, 2004.

General Fund

Sheriff

A306-A03 Medical Expenses	\$681.00
A806-A14 Other Exp (from False Alarms)	500.00
A106-A15 Background Checks	205.00
Total \$1,386.00	

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

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 November 22, 2004.

General Fund

Magistrate	
A002-B25 Salaries	\$4,899.86
A002-B26 Supplies	100.00
A002-B30 Other Expense	2,575.68
Total \$7,575.54	

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 N39 CAPITAL PROJECT RESERVE 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 2, 2004.

N39 CAPITAL PROJECT RESERVE FUND

N039-N01 Thoburn Church/ Annex III \$ 20,000.00

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 (020) HUMAN SERVICES BOND RETIREMENT 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 November 22, 2004.

(020)HUMAN SERVICES BUILDING

BOND RETIREMENT FUND

0020-001 BOND PAYMENT	\$ 140,986.40
0020-002 INTEREST	\$ 4,600.00
TOTAL	\$ 145,586.40

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 PARK HEALTH CENTER BOND RETIREMENT 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 November 22, 2004.

PARK HEALTH CENTER

BOND RETIREMENT FUND

0025-001 BOND PAYMENT	\$ 154,008.00	0025-003 Other Expenses	\$ 8,190.00
0025-002 INTEREST	\$ 7,802.00	TOTAL	\$170,000.00

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 S70 IN HOME LEVY CARE 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 January 2, 2004.

S070-S05 Contract Services \$ 200,000.00

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 SHERIFF DEPARTMENT T07 COPS IN SCHOOLS GRANT FUND

Motion made by Mr. Probst, 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 November 22, 2004

T07 COPS IN SCHOOL GRANT FUND
2003PS-PSN-302

For the Quarter Ending September 30, 2004

T007-T01 Salaries	\$6,941.20	T007-T04 Medicare	100.64
T007-T02 PERS/SPRS	1,159.18	T007-T05 Insurance	2,212.02
T007-T03 Wrk Comp	208.24	Total this appropriation	\$10,621.28

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE BELMONT COUNTY SHERIFF OFFICE T08 DOMESTIC VIOLENCE GRANT FUND

Motion made by Mr. Probst, 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 November 22, 2004.

T08 DOMESTIC VIOLENCE GRANT FUND
2002 WF VA28412

For the Quarter Ending September 30, 2004

T008-T01 Salaries	7,021.60	T008-T04 Workers Comp	210.65
T008-T02 PERS/SPRS	1,172.62	T008-T08 Medicare	101.81
T008-T03 Health Insurance	2,538.98	TOTAL	\$ 11,045.65

Upon roll call the vote was as follows:

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

IN THE MATTER OF ADDITIONAL APPROPRIATIONS FOR THE BELMONT COUNTY SHERIFF OFFICE 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 November 22, 2004.

U010 Sheriff Reserve Fund

U010-U06 Other Expense \$60.00

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 PROSECUTING ATTORNEY W80 VICTIM WITNESS ASSISTANCE 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 November 22, 2004.

W080 Victim Witness Assistance Fund

W080-P01 Salaries \$3,242.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF GRANTING PERMISSION FOR COUNTY EMPLOYEES TO TRAVEL

Motion made by Mr. Thomas, seconded by Mr. Olexo granting permission for county employees to travel as follows:
AUDITOR'S OFFICE-Donald Harr, Zanesville, OH on 11/23/04 for Ohio Weights & Measures Assoc. Mtg.-Estimated expenses: \$50.00..

Upon roll call the vote was as follows:

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

IN THE MATTER OF REQUESTING CERTIFICATION OF MONIES

Motion made by Mr. Olexo, seconded by Mr. Thomas to request certification of monies by the Budget Commission as follows:
SHERIFF'S DEPT-Medical copays/paid into A013-G03 on 10/20/04 and 11/3/04 \$681.00

Background checks/paid into A013-G04 11/4-11/18/2004 \$210.00
False alarm billings/paid into A013-A01 10/12, 10/26 \$500.00

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Thomas, seconded by Mr. Olexo to execute payment of Then and Now Certification dated November 22, 2004 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. Thomas Yes
Mr. Olexo Yes
Mr. Probst Yes

IN THE MATTER OF ENTERING EXECUTIVE SESSION WITH 9-1-1 DIRECTOR AND HUMAN RESOURCE ADMINISTRATOR AT 10:00 A.M.

Motion made by Mr. Olexo, seconded by Mr. Thomas to enter into Executive Session with Cliff Sligar, Director of Belmont County 9-1-1 and Michael Kinter, Human Resource Administrator, pursuant to Ohio Revised Code Section 121.22 (G)(4) Collective Bargaining 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)(4); 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 prepare for, conduct, or review negotiations or bargaining sessions with public employees and/or their labor representative concerning their compensation or other terms and conditions of their employment.

WHEREFORE, BE IT RESOLVED THAT: the Board of Belmont County Commissioners shall hold an executive session to prepare for, conduct, or review negotiations or bargaining sessions with public employees and/or their labor representative concerning their compensation or other terms and conditions of their employment;

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. Olexo Yes
Mr. Thomas Yes
Mr. Probst Yes

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION WITH 9-1-1 DIRECTOR AND HUMAN RESOURCE ADMINISTRATOR AT 10:20 A.M.

Motion made by Mr. Olexo, seconded by Mr. Probst to adjourn Executive Session at 10:20 A.M. with Cliff Sligar, Director of Belmont County 9-1-1 and Michael Kinter, Human Resource Administrator, pursuant to Ohio Revised Code Section 121.22 (G)(4) Collective Bargaining.

Upon roll call the vote was as follows:

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

DISCUSSION HELD

Richard Myser, Legal Council, Belmont County Community Improvement Corporation presented the deeds to for the transfer of two parcels at the Fox Commerce Park. He stated, " JJ Williams Contracting is going to be purchasing lots number nine and ten in the industrial park... the process is a two step process, from the County to the CIC, then from the CIC to the purchaser." Eva Lunder, Director, Belmont County Department of Development (DOD) informed the Board that JJ Williams would be three businesses coming together-the first a father (JJ Williams) of Martins Ferry who makes wooden furniture and does electrical and plumbing work, the second, his son (Lance Williams) owner of a high tech company in Pennsylvania, called Avalon Innovative. She stated that this will bring 17 new full time jobs to the area within one to five years. Mr. Myser stated, "The second one we have then is a sale of property to Tim's Custom Installation, Inc. You will recall, Tim's Custom is one of the first that we sold property to in the Industrial Park. He wants to expand. We sold him lot number 38, this is for him to purchase the adjoining lot number 39 and to take an option on lot number 40." Ms. Lunder clarified, "Partial lot number 40. You guys requested that I try to sell all the lots which is what I am trying to do. What is fortunate about this is, there is a company that is interested in lot 40. They represent 24 full time jobs, a \$1.2 million investment for the owners. It is going to be a public/private enterprise. However, they don't want to buy this little sliver (indicating the portion Tim's Custom is taking the option on) but I contacted Tim and he is more than willing to take an option on that. So that takes care of our problem of having a little sliver of land that we would have to maintain." Commissioner Probst asked what Tim's estimates on employment were. Ms. Lunder stated she would have to check her files." Commissioner Probst asked, "Do the restrictions still apply, I don't mean restrictions, but does Tim have to abide by the so many employees per acre, even if he expands?" Ms. Lunder said, "Yes. I have turned down other companies and given them less acreage because they couldn't come up with the numbers. I am very careful about that."

IN THE MATTER OF GENERAL WARRANTY DEED AUTHORIZING THE TRANSFER OF PROPERTY FROM BELMONT COUNTY COMMISSIONERS TO BELMONT COUNTY COMMUNITY IMPROVEMENT CORPORATION RE: LOTS 9&10 OF THE FOX COMMERCE PARK

Motion made by Mr. Olexo, seconded by Mr. Thomas authorizing the transfer of two pieces of property from the Belmont County Board of Commissioners to the Belmont County Community Improvement Corporation for lots 9& 10 in Fox Commerce Park.

GENERAL WARRANTY DEED

THE COUNTY OF BELMONT, a political subdivision of the State of Ohio, by and through the Belmont County Commissioners, the Grantor, for valuable consideration paid, grants, with covenants of general warranty, to **THE BELMONT COUNTY COMMUNITY IMPROVEMENT CORPORATION**, a non-profit corporation, the Grantee, whose tax mailing address is 117 East Main Street, St. Clairsville, Ohio 43950, the following described real property:

Situated in the County of Belmont, State of Ohio, Richland Township, Section 32 and 33, Township 7, Range 4 and being identified as Lots 9 and 10 of the Belmont County Fox Commerce Park of record in Cabinet E, Slide 318, of the Records of Plats of Belmont County, Ohio. Parcel No. _____

Subject to the restrictive covenants for Belmont County Fox Commerce Park which are set forth more specifically on the Plat of record in Cabinet E, Slide 318, of the Records of Plats of Belmont County, Ohio.

Also excepting and reserving all conveyances, restrictions, exceptions, reservations and easements, including coal and/or other minerals heretofore sold and conveyed, or of record.

Being a part of the same premises conveyed to the County of Belmont, Ohio by Warranty Deed of record in Volume 752, Page 356 of the Records of Deeds of Belmont County, Ohio.
SUBJECT TO AND EXCEPTING taxes and assessments for the year 2004 and thereafter which taxes and assessments the Grantee assumes and agrees to pay as a part of the consideration for this conveyance.

Executed this 22nd day of November, 2004.

THE COUNTY OF BELMONT, OHIO
By: Ryan E. Olexo /s/
Ryan E. Olexo
By: Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.
By: Mark A. Thomas /s/
Mark A. Thomas

Upon roll call the vote was as follows:

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

**IN THE MATTER OF GENERAL WARRANTY DEED AUTHORIZING
THE TRANSFER OF PROPERTY FROM BELMONT COUNTY COMMISSIONERS
TO BELMONT COUNTY COMMUNITY IMPROVEMENT CORPORATION
RE: LOT 39 OF THE FOX COMMERCE PARK**

Motion made by Mr. Olexo, seconded by Mr. Thomas authorizing the transfer of property from the Belmont County Board of Commissioners to the Belmont County Community Improvement Corporation for lot 39 in Fox Commerce Park.

GENERAL WARRANTY DEED

THE COUNTY OF BELMONT, a political subdivision of the State of Ohio, by and through the Belmont County Commissioners, the Grantor, for valuable consideration paid, grants, with covenants of general warranty, to THE BELMONT COUNTY COMMUNITY IMPROVEMENT CORPORATION, a non-profit corporation, the Grantee, whose tax mailing address is 117 East Main Street, St. Clairsville, Ohio 43950, the following described real property:

Situated in the County of Belmont, State of Ohio, Richland Township, Section 32 and 33, Township 7, Range 4 and being identified as Lot 39 of the Belmont County Fox Commerce Park of record in Cabinet _____, Slide _____ of the Records of Plats of Belmont County, Ohio. Parcel No. _____

Subject to the restrictive covenants for Belmont County Fox Commerce Park which are set forth more specifically on the Plat of record in Cabinet _____, Slide _____ of the Records of Plats of Belmont County, Ohio.

Also excepting and reserving all conveyances, restrictions, exceptions, reservations and easements, including coal and/or other minerals heretofore sold and conveyed, or of record.

Being a part of the same premises conveyed to the County of Belmont, Ohio by Warranty Deed of record in Volume 752, Page 356 of the Records of Deeds of Belmont County, Ohio.

SUBJECT TO AND EXCEPTING taxes and assessments for the year 2004 and thereafter which taxes and assessments the Grantee assumes and agrees to pay as a part of the consideration for this conveyance.

Executed this 22nd day of November, 2004.

THE COUNTY OF BELMONT, OHIO
By: Ryan E. Olexo /s/
Ryan E. Olexo
By: Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.
By: Mark A. Thomas /s/
Mark A. Thomas

Upon roll call the vote was as follows:

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

**IN THE MATTER OF QUARTERLY
TOURISM REPORT FOR JULY, AUGUST AND SEPTEMBER 2004**

Eugene "Doc" Householder, Belmont County Tourism Director, presented the Quarterly Report for the Belmont County Tourism Council for the months of July, August and September 2004. Doc and his assistants have been attending various meetings to promote and distribute information concerning tourism events in Belmont County. Some of the highlights of the past quarter included working at Jamboree In The Hills, the Rubberneck Tour, Belmont County Fair and attending the grand opening of Cabela's.

**IN THE MATTER OF APPROVING THE HIRING OF A
TEMPORARY EMPLOYEE/ WESTERN DIVISION COURT**

Motion made by Mr. Thomas, seconded by Mr. Probst approving the hiring of Tara Lee as Winter Intern Clerk at Western Division Court, based upon the recommendation of Judge Harry W. White. Ms. Lee will be compensated at a rate of \$7.00 per hour and will work thirty-five (35) hours per week.

Note: This is a temporary part time position and therefore is not eligible for county benefits. Ms. Lee will be paid from the Western Division Court, Special Projects Fund.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING PAY REQUISITION NO. 4 (FINAL) FOR THE
GLENCOE-WHITNEY RD. & COLERAIN WATERLINE EXTENSION/
BELMONT COUNTY SANITARY SEWER DISTRICT**

Motion made by Mr. Olexo, seconded by Mr. Thomas to approve and sign the Payment Requisition Number 4 (final) for the Belmont County Sanitary Sewer District Glencoe Whitney Road and Colerain Waterline Extension Project, in the amount of \$66,288.23, based upon the recommendation of William Street, Street Engineering & Surveying, Project Engineer, and David Grum, Project Consultant. Payment will be made as follows:

❖ *Glen James and Sons, Inc.* \$56,101.52
❖ *Street Engineering & Surveying* 10,186.71

Upon roll call the vote was as follows:

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

DISCUSSION HELD

Commissioner Thomas provided a brief explanation regarding the request to adopt the Resolution designating the Port Authority for Columbiana County, Ohio (The Issuer) to hold a public hearing and entering into an Intergovernmental Agreement with the Issuer regarding the Issuance of certain bonds. He stated, "We have to approve this issuance of bonds so they can hold a county public hearing in Columbiana County. The reason, and the sole reason Belmont County is involved is, some of our solid waste from the transfer station and other places, shall end up in the landfill in Columbiana County. So by law, we are required to pass this resolution and this intergovernmental agreement for that reason." Commissioner Olexo said, "Am I to assume then that, since they are or are not going to accept out of state waste that there are counties in New York and Pennsylvania that will adopt this same resolution then?" Commissioner Thomas said, "I don't know. I don't know how out of state...legitimate question. I don't know. There is no liability issues, there is no contractual issues, monetarily contractual issues nothing of that sort. I spoke at length with Adam Scurti on this and they are wanting to approve it." Commissioner Probst read a portion of the agreement aloud, "I see where Apex bond shall be loaned to Apex Environmental and connected with Apex.....to finance the Apex project." Commissioner Thomas said, "We are not tied in at all with any of that stuff. The Solid Waste District isn't and the County isn't. If you want to hold off until next Wednesday, I can get some law on it, if you want." The Board concurred they required further information.

IN THE MATTER OF ENTERING EXECUTIVE SESSION WITH DOD DIRECTOR AND SECRETARY AT 10:45 A.M.

Motion made by Mr. Olexo, seconded by Mr. Probst to enter executive session at 10:45 A.M. with Eva Lunder, Director, Department of Development, Shannon Willison, Secretary, Department of Development and Darlene Pempek, Clerk of the Board to discuss the sale of public property 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)(2); 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 **the sale of property at competitive bidding.**

WHEREFORE, BE IT RESOLVED THAT: the Board of Belmont County Commissioners shall hold an executive session to consider **the sale of property at competitive bidding;**

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. Olexo	Yes
Mr. Probst	Yes
Mr. Thomas	Yes

IN THE MATTER OF ADJOURNING EXECUTIVE SESSION WITH DOD DIRECTOR AND SECRETARY AT 11:20 A.M.

Motion made by Mr. Olexo, seconded by Mr. Probst to adjourn executive session at 11:20 A.M. with Eva Lunder, Director, Department of Development, Shannon Willison, Secretary, Department of Development and Darlene Pempek, Clerk of the Board to discuss the sale of public property.

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 11:25 A.M.

Motion made by Mr. Thomas, seconded by Mr. Olexo to adjourn the meeting at 11:25 A.M.

Upon roll call the vote was as follows:

Mr.
Mr.
Mr.

Read, approved and signed this 1st day of December A.D., 2004.

COUNTY COMMISSIONERS

We, Ryan E. Olexo 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