

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Charles R. Probst, Jr., Gordie W. Longshaw and Mark A. Thomas, Commissioners and Jayne Long, Assistant Clerk of the Board. Minutes of the meeting of May 19, 2006, 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 ALLOWANCE OF BILLS
AS CERTIFIED IN THE AUDITOR'S OFFICE

"BILLS ALLOWED"

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

<u>Claim of</u>	<u>Purposes</u>	<u>Amount</u>
A-American Electric Power	Service-Eastern Court/General Fund	381.77
American Electric Power	Misc. Service/General Fund	551.59
Belmont Co. Safety Council	Luncheon Meetings/General Fund	18.00
BP	April Gasoline-Maintenance & Operation/General Fund	1,568.63
BP	Gasoline-Auditors/General Fund	448.88
Citgo Petroleum Corp.	April Gasoline-Maintenance & Operation/General Fund	831.52
Columbia Gas	Service-Eastern Court/General Fund	97.14
Federal Express	Express Delivery/General Fund	19.61
Fleet Services/Marathon	April Gasoline-Maintenance & Operation/General Fund	814.59
Flushing Vol. Fire Dept.	Ambulance Contract/Ambulance Services Fund	6,500.00
H.E. Neumann Company	Heat pump-/Clerk of Courts/General Fund	6,441.15
L-3 Communications Security	Serv/Security Scanner/General Fund	1,159.07
Rockhurst University Continuing Education	OSHA Class-J. Regis/General Fund	432.97
Treasurer, State of Ohio	Boiler Inspect/MF Bldg./General Fund	144.75
Vance's	Taser Cartridges-Jail/General Fund	233.64
B-Crossroads Counseling	April services/Indigent Drivers Alcohol Treatment Fund	1,144.80
H-Adminastar Federal, Inc.	Medicare Overpayment/County Home Fund	34,312.00
N-Columbia Gas of Ohio	EOC Aid to Construction-EMA/Capital Projects Reserve Fund	2,000.00
Johnson Boiler Works, Inc.	EOC Aid to Construction-EMA/Capital Projects Reserve Fund	4,108.72
P-American Electric Power	Services/SSD#2 Revenue Fund	100.47
Lowe's	Supplies-Oakview Administration Bldg. Fund	26.46
Treasurer, State of Ohio	Inspection/Oakview Administration Bldg. Fund	45.95
S-Harry W. White	Seminar Mileage/Western Div. Ct. Computer Fund	124.60
Post Master	Prepaid envelopes/Sheriff's Office Commissary Fund	420.00
Treasurer of State (Fund 83F)	Background Checks & Fingerprint/Concealed Handgun License Fd	375.00
West Group Payment Center	Westlaw April 2006/Western Div. Ct. Computer Fund	474.78
T-Chase Bank	CDBG Funds	6,677.00
Chase Bank	CDBG Funds	13,187.00

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

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve the Recapitulation of Vouchers dated for May 24, 2006 as follow:

FUND	AMOUNT
GENERAL	\$20,600.23
GENERAL/EMA	\$1,396.32
GENERAL/SHERIFF	\$10,505.34; \$1,200.00; \$8,532.06
H-Job & Family, CSEA	\$5,888.28; \$69,994.58
Job & Family, Public Assistance	\$2,248.00; \$11,352.24; \$81,186.39; \$2,131.38
Job & Family, WIA	\$4,135.00
Park Health, County Home	\$52,718.66
P-Belmont Co. Sanitary Sewer District	\$3,104.88; \$25,706.47; \$19,865.20
LEPC-Special Emergency Planning Fund	\$1,356.97
Satellite Bldg./Eastern	\$231.13
S-Oakview Juvenile Residential Center	\$9,540.89
Sheriff Commissary	\$1,129.66; \$281.08
Western Division Court	\$129.04; \$266.00

Upon roll call the vote was as follows:

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

IN THE MATTER OF TRANSFER WITHIN FUND FOR
THE OHIO VALLEY RECYCLING FUND

Motion made by Mr. Probst, seconded by Mr. Thomas to approve the following transfer within fund for the Ohio Valley Recycling Fund.

FROM	TO	AMOUNT
E-0820-S039-V12.005 Medicare	E-0820-S039-V11.004 Worker's Comp	\$ 987.79

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Longshaw, seconded by Mr. Probst to approve the following transfer within fund for various Juvenile Court Funds.

FROM	TO	AMOUNT
M60 Salaries E-0400-M060-M25.002	M60 Medicare E-0400-M060-M27.005	\$65.00
	M60 Salaries E-0400-M060-M60.002	\$1,430.39
	M60 Medicare E-0400-M060-M63.005	\$34.60
	M60 Salaries E-0400-M060-M71.002	\$257.78
M67 Salaries E-0400-M067-M01.002	M67 Insurances E-0400-M067-M05.008	\$2,610.62
M67 Transfers Out E-0400-M067-M12.074	M67 Insurances E-0400-M067-M5.008	\$149.96
M78 Salaries E-0400-M078-M01.002	M78 Advances Out E-0400-M078-M08.075	\$5,539.68

Upon roll call the vote was as follows:

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

**IN THE MATTER OF Y-95 EMPLOYER'S
SHARE PERS/HOLDING ACCOUNT CHARGEBACK FOR APRIL 2006**

Motion made by Mr. Probst, seconded by Mr. Longshaw to make the following transfer of funds for the Y-95 Employer's Share PERS/Holding Account for the month of April 2006.

<u>Gross Wages P/E 04/01/06 TO 04/29/06</u>	FROM	TO	TOTAL DUE
General fund			
AUDITOR	E-0011-A001-B09.003	R-9895-Y095-Y01.500	7,271.35
AUD EMPL-PERS PROP	E-0012-A001-B14.003	R-9895-Y095-Y01.500	1,059.30
AUD EMPL-REAL PROP	E-0013-A001-B18.003	R-9895-Y095-Y01.500	449.67
CLERK OF COURTS	E-0021-A002-E09.003	R-9895-Y095-Y01.500	4,399.89
CO. CT. EMPL	E-0040-A002-G08.003	R-9895-Y095-Y01.500	6,741.60
CO. CT. PROBATION	E-0041-A002-H03.003	R-9895-Y095-Y01.500	470.31
COMMISSIONERS	E-0051-A001-A25.003	R-9895-Y095-Y01.500	6,812.24
COMM-LAW LIBRARY	E-0053-A013-A02.003	R-9895-Y095-Y01.500	480.18
COMM-DIS SERV	E-0054-A006-F05.003	R-9895-Y095-Y01.500	1,544.04
COMM-MAINT & OP	E-0055-A004-B16.003	R-9895-Y095-Y01.500	6,752.47
9-1-1 DEPT	E-0056-A006-E08.003	R-9895-Y095-Y01.500	7,355.62
COMM PLEAS CT EMPL	E-0061-A002-B14.003	R-9895-Y095-Y01.500	4,368.97
MAGISTRATE	E-0063-A002-B28.003	R-9895-Y095-Y01.500	2,327.58
DRUG COURT WORKS PROG	E-0064-A002-B51.003	R-9895-Y095-Y01.500	600.69
ENGINEERS EMPL	E-0070-A012-A08.003	R-9895-Y095-Y01.500	4,588.03
PROBATE CT EMPL	E-0081-A002-D10.003	R-9895-Y095-Y01.500	3,133.37
PROBATE CT JUV EMPL	E-0082-A002-C36.003	R-9895-Y095-Y01.500	10,876.86
PROSECUTING ATTN Y	E-0111-A001-E09.003	R-9895-Y095-Y01.500	7,507.32
RECORDER	E-0121-A006-B09.003	R-9895-Y095-Y01.500	4,124.04
SHERIFF EMP (PERS)	E-0131-A006-A13.003	R-9895-Y095-Y01.500	8,197.57
TREASURER	E-0141-A001-C09.003	R-9895-Y095-Y01.500	3,929.04
CORONER	E-0151-A002-F07.003	R-9895-Y095-Y01.500	1,153.26
SOLDIER'S RELIEF	E-0160-A009-D07.003	R-9895-Y095-Y01.500	2,374.76
PUBLIC DEFENDER	E-0170-A006-G09.003	R-9895-Y095-Y01.500	2,325.48
BD OF ELECT/EMPL Y	E-0181-A003-A09.003	R-9895-Y095-Y01.500	4,104.12
BUDGET COMM	E-0210-A001-F02.003	R-9895-Y095-Y01.500	61.65
T. B. SAN	E-0300-A008-B10.003	R-9895-Y095-Y01.500	836.06
			103,845.47
Care and Custody-Restitution	E-0400-M060-M61.003	R-9895-Y095-Y01.500	414.61
Care and Custody-C-Cap	E-0400-M060-M26.003	R-9895-Y095-Y01.500	946.35
Care and Custody-Drug Court	E-0400-M060-M72.003	R-9895-Y095-Y01.500	52.97
Alternative School	E-0400-M067-M02.003	R-9895-Y095-Y01.500	951.68
Supreme Court-Drug Court	E-0400-M077-M02.008	R-9895-Y095-Y01.500	442.61
Title IV-E	E-0400-M078-M02.008	R-9895-Y095-Y01.500	1,181.12
Ohio Valley Recycling	E-0820-S039-V10.003	R-9895-Y095-Y01.500	1,285.98
DIST DET HOME	E-0910-S033-S44.003	R-9895-Y095-Y01.500	10,549.13
CO RECORDER	E-1210-S078-S11.003	R-9895-Y095-Y01.500	249.34
R.E. ASSESSMENT	E-1310-J000-J04.003	R-9895-Y095-Y01.500	3,700.88
DRETAC-TREASURER	E-1410-W082-T05.003	R-9895-Y095-Y01.500	0.00

DRETAC-PROSECUTOR	E-1510-W081-P05.003	R-9895-Y095-Y01.500	633.90
PROS-VICTIM PROGRAM	E-1511-W080-P05.003	R-9895-Y095-Y01.500	856.32
CORRECTIONS ACT GRNT	E-1520-S077-S03.003	R-9895-Y095-Y01.500	725.34
WEST CRT-SPECIAL	E-1551-S088-S02.003	R-9895-Y095-Y01.500	193.98
NORTHRN CRT-SPECIAL	E-1561-S086-S02.003	R-9895-Y095-Y01.500	169.32
EASTERN CRT-SPECIAL	E-1571-S087-S02.003	R-9895-Y095-Y01.500	169.32
Mediation Grant-Comm Pleas	E-1573-S074-S02.003	R-9895-Y095-Y01.500	1,129.56
DOG & KENNEL	E-1600-B000-B08.003	R-9895-Y095-Y01.500	1,070.96
LEPC	E-1720-P090-P08.003	R-9895-Y095-Y01.500	165.57
SOIL CONSERVATION	E-1810-L001-L11.003	R-9895-Y095-Y01.500	2,051.07
PARK HEALTH CENTER	E-2150-H030-H08.003	R-9895-Y095-Y01.500	43,583.25
COUNTY HEALTH	E-2210-E001-E10.003	R-9895-Y095-Y01.500	5,070.84
Vital Statistics	E-2213-F075-F02.003	R-9895-Y095-Y01.500	884.90
Public Health Infrastructure	E-2214-F076-F01.002	R-9895-Y095-Y01.500	
Family Planning	E-2215-F077-F01.002	R-9895-Y095-Y01.500	224.65
Tobacco Program	E-2216-F078-F02.002	R-9895-Y095-Y01.500	153.58
Food Service	E-2218-G000-G06.003	R-9895-Y095-Y01.500	1,834.97
IAP	E-2223-T077-T01.002	R-9895-Y095-Y01.500	283.91
Welcome Home	E-2226-T079-T01.002	R-9895-Y095-Y01.500	298.95
MENTAL HEALTH	E-2310-S049-S60.003	R-9895-Y095-Y01.500	3,766.71
MENTAL RETARDATION	E-2410-S066-S76.003	R-9895-Y095-Y01.500	46,169.21
ENGINEER K-1 & K-2	E-2811-K000-K08.003	R-9895-Y095-Y01.500	1,363.44
ENG EMP-MVGT K-11	E-2812-K000-K21.003	R-9895-Y095-Y01.500	18,121.34
ENG EMP-BRIDGE K-25	E-2813-K000-K34.003	R-9895-Y095-Y01.500	6,642.82
WATER/SEWER DEPT	E-9890-Y090-Y12.003	R-9895-Y095-Y01.500	15,832.03
WIC PROGRAM	E-4110-T075-T52.008	R-9895-Y095-Y01.500	3,171.06
CLRK CRTS-TITLE DEPT	E-6010-S079-S06.003	R-9895-Y095-Y01.500	4,099.65
OAKVIEW-JUVENILE	E-8010-S030-S66.003	R-9895-Y095-Y01.500	6,739.71
HUMAN SERVICES	E-2510-H000-H12.003	R-9895-Y095-Y01.500	82,109.04
BEL CO FLOOD DISATER	E-2530-H004-H02.003	R-9895-Y095-Y01.500	22,963.23
C.S.E.A.	E-2760-H010-H07.003	R-9895-Y095-Y01.500	7,872.31

401,971.08

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve the following transfer of funds for the Month of May 2006 for the Belmont County Sanitary Sewer District.

FROM	TO	AMOUNT
E-3701-P003-P18.010 SUPPLIES	R-9890-Y090-Y04.574 SUPPLIES	388.56
E-3701-P003-P19.012 EQUIPMENT	R-9890-Y090-Y04.574 EQUIPMENT	10,489.44
E-3701-P003-P21.000 MATERIALS	R-9890-Y090-Y04.574 MATERIALS	4,181.46
E-3701-P003-P22.000 CONTRACT REP.	R-9890-Y090-Y04.574 CONTRACT REP.	9.64
E-3701-P003-P23.011 CONTRACT SERV.	R-9890-Y090-Y04.574 CONTRACT SERV.	604.01
E-3701-P003-P24.013 CONTRACT PROJ.	R-9890-Y090-Y04.574 CONTRACT PROJ.	
E-3701-P003-P25.000 PURCHASED H2O	R-9890-Y090-Y04.574 PURCHASED H2O	49,307.77
E-3701-P003-P27.000 ADV & PRINTING	R-9890-Y090-Y04.574 ADV & PRINTING	116.98
E-3701-P003-P28.000 TRAVEL & EXP.	R-9890-Y090-Y04.574 TRAVEL & EXP.	51.94
E-3701-P003-P29.003 PERS	R-9890-Y090-Y04.574 PERS	
E-3710-P003-P30.004 WORKERS' COMP	R-9890-Y090-Y04.574 WORKERS' COMP	2,682.09
E-3701-P003-P31.000 OTHER EXPENSES	R-9890-Y090-Y04.574 OTHER EXPENSES	1,675.49
E-3701-P003-P32.074 TRANSFERS-OUT	R-9890-Y090-Y04.574 TRANSFERS-OUT	
E-3701-P003-P35.005 MEDICARE	R-9890-Y090-Y04.574 MEDICARE	98.28
TOTAL		69,605.66
E-3702-P005-P18.010 SUPPLIES	R-9890-Y090-Y04.574 SUPPLIES	767.64
E-3702-P005-P19.012 EQUIPMENT	R-9890-Y090-Y04.574 EQUIPMENT	23,437.19
E-3702-P005-P21.000 MATERIALS	R-9890-Y090-Y04.574 MATERIALS	20,383.73
E-3702-P005-P22.000 CONTRACT REP.	R-9890-Y090-Y04.574 CONTRACT REP.	19.03
E-3702-P005-P23.011 CONTRACT SERV.	R-9890-Y090-Y04.574 CONTRACT SERV.	31,739.89
E-3702-P005-P24.013 CONTRACT PROJ.	R-9890-Y090-Y04.574 CONTRACT PROJ.	
E-3702-P005-P25.000 PURCHASED H2O	R-9890-Y090-Y04.574 PURCHASED H2O	1,011.95

E-3702-P005-P27.000	ADV & PRINTING	R-9890-Y090-Y04.574	ADV & PRINTING	231.08
E-3702-P005-P28.000	TRAVEL & EXP.	R-9890-Y090-Y04.574	TRAVEL & EXP.	102.56
E-3702-P005-P29.003	PERS	R-9890-Y090-Y04.574	PERS	
E-3702-P005-P30.004	WORKERS' COMP	R-9890-Y090-Y04.574	WORKERS'COMP	10,029.86
E-3702-P005-P31.000	OTHER EXP.	R-9890-Y090-Y04.574	OTHER EXP.	14,575.63
E-3702-P005-P34.074	TRANSFERS-OUT	R-9890-Y090-Y04.574	TRANSFERS-OUT	172,473.29
E-3702-P005-P35.005	MEDICARE	R-9890-Y090-Y04.574	MEDICARE	327.30
TOTAL				275,099.15
E-3704-P051-P02.010	SUPPLIES	R-9890-Y090-Y04.574	SUPPLIES	159.41
E-3704-P051-P03.012	EQUIPMENT	R-9890-Y090-Y04.574	EQUIPMENT	
E-3704-P051-P05.000	MATERIALS	R-9890-Y090-Y04.574	MATERIALS	1,493.62
E-3704-P051-P06.000	CONTRACT REP.	R-9890-Y090-Y04.574	CONTRACT REP.	4.00
E-3704-P051-P07.011	CONTRACT SERV.	R-9890-Y090-Y04.574	CONTRACT SERV.	297.96
E-3704-P051-P08.013	CONTRACT PROJ	R-9890-Y090-Y04.574	CONTRACT PROJ	
E-3704-P051-P09.000	SEWAGE DIS.	R-9890-Y090-Y04.574	SEWAGE DIS.	12,934.32
E-3704-P051-P11.000	ADV & PRINTING	R-9890-Y090-Y04.574	ADV & PRINTING	
E-3704-P051-P12.000	TRAVEL & EXP	R-9890-Y090-Y04.574	TRAVEL & EXP	21.45
E-3704-P051-P13.003	PERS	R-9890-Y090-Y04.574	PERS	
E-3704-P051-P14.004	WORKERS' COMP	R-9890-Y090-Y04.574	WORKERS' COMP	1,224.90
E-3704-P051-P15.000	OTHER EXP.	R-9890-Y090-Y04.574	OTHER EXP.	750.34
E-3704-P051-P16.074	TRANSFERS OUT	R-9890-Y090-Y04.574	TRANSFERS OUT	
E-3704-P051-P35.005	MEDICARE	R-9890-Y090-Y04.574	MEDICARE	100.52
TOTAL				16,986.52
E-3705-P053-P02.010	SUPPLIES	R-9890-Y090-Y04.574	SUPPLIES	96.57
E-3705-P053-P03.012	EQUIPMENT	R-9890-Y090-Y04.574	EQUIPMENT	2,127.57
E-3705-P053-P05.000	MATERIALS	R-9890-Y090-Y04.574	MATERIALS	2,342.42
E-3705-P053-P06.000	CONTRACT REP.	R-9890-Y090-Y04.574	CONTRACT REPAIRS	
E-3705-P053-P07.011	CONTRACT SERV.	R-9890-Y090-Y04.574	CONTRACT SERV.	4,923.97
E-3705-P053-P08.013	CONTRACT PROJ	R-9890-Y090-Y04.574	CONTRACT PROJ	3,233.60
E-3705-P053-P09.000	SEWAGE DIS.	R-9890-Y090-Y04.574	SEWAGE DIS.	20,628.43
E-3705-P053-P11.000	ADVER.&PRINTING	R-9890-Y090-Y04.574	ADVER.&PRINTING	
E-3705-P053-P12.000	TRAVEL & EXP.	R-9890-Y090-Y04.574	TRAVEL & EXP	12.71
E-3705-P053-P13.003	PERS	R-9890-Y090-Y04.574	PERS	
E-3705-P053-P14.004	WORKERS' COMP	R-9890-Y090-Y04.574	WORKERS' COMP	3,184.05
E-3705-P053-P15.000	OTHER EXP.	R-9890-Y090-Y04.574	OTHER EXP.	12,535.65
E-3705-P053-P16.074	TRANSFERS OUT	R-9890-Y090-Y04.574	TRANSFERS OUT	
E-3705-P053-P35.005	MEDICARE	R-9890-Y090-Y04.574	MEDICARE	63.76
TOTAL				49,148.73
E-3706-P055-P02.010	SUPPLIES	R-9890-Y090-Y04.574	SUPPLIES	27.17
E-3706-P055-P03.012	EQUIPMENT	R-9890-Y090-Y04.574	EQUIPMENT	
E-3706-P055-P05.000	MATERIALS	R-9890-Y090-Y04.574	MATERIALS	215.70
E-3706-P055-P06.000	CONTRACT REPAIRS	R-9890-Y090-Y04.574	CONTRACT REPAIRS	90.00
E-3706-P055-P07.011	CONTRACT SERV.	R-9890-Y090-Y04.574	CONTRACT SERV.	768.90
E-3706-P055-P11.000	ADVER & PRINTING	R-9890-Y090-Y04.574	ADVER & PRINTING	
E-3706-P055-P12.000	TRAVEL & EXP.	R-9890-Y090-Y04.574	TRAVEL & EXP.	3.65
E-3706-P055-P13.003	PERS	R-9890-Y090-Y04.574	PERS	
E-3706-P055-P14.004	WORKERS' COMP	R-9890-Y090-Y04.574	WORKERS' COMP	349.87
E-3706-P055-P15.000	OTHER EXP.	R-9890-Y090-Y04.574	OTHER EXP.	118.74
E-3706-P055-P35.005	MEDICARE	R-9890-Y090-Y04.574	MEDICARE	16.50
TOTAL				1,590.53
E-3707-P056-P02.010	SUPPLIES	R-9890-Y090-Y04.574	SUPPLIES	
E-3707-P056-P07.011	CONTRACT SERV.	R-9890-Y090-Y04.574	CONTRACT SERV.	
E-3707-P056-P09.000	SEWAGE DISP.	R-9890-Y090-Y04.574	SEWAGE DISP.	397.29
E-3707-P056-P13.003	PERS	R-9890-Y090-Y04.574	PERS	
E-3707-P056-P14.004	WORKERS' COMP	R-9890-Y090-Y04.574	WORKERS' COMP	79.17
E-3707-P056-P15.000	OTHER EXP.	R-9890-Y090-Y04.574	OTHER EXP.	134.63
E-3707-P056-P16.074	TRANSFERS OUT	R-9890-Y090-Y04.574	TRANSFERS OUT	
E-3707-P056-P35.005	MEDICARE	R-9890-Y090-Y04.574	MEDICARE	3.65
TOTAL				614.74

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Probst, seconded by Mr. Longshaw granting permission for county employees to travel as follows:
BELMONT CO. DEPT. OF JOB & FAMILY SERVICES: Various employees to various meetings and trainings in May, June, July, 2006.
Estimated expenses: 926.31

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM:

Bev Riddle of the Soil and Water Conservation office gave an update on the \$600.00 grant that was received for the Fox Shannon Park. She thanked Commissioners for their support. Ms. Riddle said the park will be dedicated in July and asked Commissioners for their input in naming the walking trail. Commissioner Probst said the park looks beautiful and thanked Mrs. Riddle for her efforts on this project.

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

Motion made by Mr. Thomas, seconded by Mr. Probst to approve the minutes of the Belmont County Board of Commissioners regular meeting of: March 29, 2006 and April 5, 2006.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ACCEPTING
PUBLIC ROAD PETITION FOR THE VACATION
OF A PORTION OF A 12 FOOT ALLEY IN LYNN
ADDITION, GOSHEN TWP/ RD IMP 1094**

Motion made by Mr. Thomas, seconded by Mr. Probst to accept the following Public Road Petition submitted by freeholders of said county residing in the vicinity of the proposed improvement "the vacation of a portion of a 12 foot alley in Lynn Addition, Goshen Township" and hereby authorize the Clerk of the Board to establish the required date and time for the viewing and hearing and proceed with the Notice of Publication for the proposed vacation hereinafter known as Road Improvement 1094 in accordance with Ohio Revised Code Section 5553.04.

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

Belmont County, Ohio

May 18, 2006

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

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, represent that the public convenience and welfare require the vacation of a portion of a 12 foot alley in Lynn Addition, a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such road, the same not being a road on the State Highway System.

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

Being the 12 foot alley situated between lots 126 through 130 and lots 102 through 106 located in Goshen Section 12 T-7 R-5, recorded as "Proposed Lynn Addition to Belmont Ohio" in Cabinet B Slide 213 Belmont County Recorder's Office.

<u>Petitioners' Name</u>	<u>Address</u>
Russell D. Blake /s/	64180 Lynn Ave, Belmont, Oh 43718
Linda K. Blake /s/	64180 Lynn Ave, Belmont, Oh 43718
Alan Mead /s/	42180 Lynn Ave, Belmont, Oh 43718
Jerry McCombs /s/	413 Gordon St., Belmont, Oh 43718
Joy Boyd /s/	316 E. Main St., Belmont, Oh 43718
Charles Boyd /s/	316 E. Main St., Belmont, Oh 43718
Dorothy Gatten /s/	313 E. Main St., Belmont, Oh 43718
Carrie E. Holstein /s/	128 Market St., Belmont, Oh 43718
Neal Mayberry /s/	42966 Watertower Rd., Belmont, Oh 43718
Rosemarie Mehl /s/	42390 High St., Belmont, Oh 43718
Jack Stubbs /s/	100 1 st Alley, Belmont, Oh 43718
H. Gregory Kemp /s/	64163 Lynn St., Belmont, Oh 43718
Kenneth Kemp /s/ (Trustee)	64291 N. 26 RD, Belmont, Oh 43718
Forrest Kemp /s/ (Goshen Twp. Trustee)	60675 Hatcher Rd. Bethesda, Oh 43718
Bruce Miller /s/ (Goshen Twp Trustee)	63907 Hunter-Belmont Rd., Belmont, Oh 43718
Teresa Schafer /s/ (Goshen Twp Clerk)	115 Liberty Lane, Bethesda, Oh 43719
Joyce Brown /s/	42443 Green St. Belmont, Oh 43718

Upon roll call the vote was as follows:

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

**IN THE MATTER OF THE VACATION
OF A PORTION OF A 12 FOOT ALLEY
IN LYNN ADDITION/GOSHEN TOWNSHIP
/RD IMP 1094**

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

**Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice
Thereof on Public Road Petition
Rev. Code, Sec. 5553.05
RD. IMP. 1094**

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 24th day of May 2006 at the office of the Commissioners with the following members present:

- Mr. Thomas
- Mr. Probst
- Mr. Longshaw

Mr. Thomas moved the adoption of the following:

RESOLUTION

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate a portion of a 12 foot alley in Lynn Addition, Goshen Township, Section 12, T-7, R-5, a Public Road as described therein; therefore be it

RESOLVED, That the 7th day of June, 2006 at 1:00 o'clock P.M., be fixed as the date when we will view the proposed improvement, on which date we will meet at the site and go over the line of said proposed improvement; and be it further

RESOLVED, That the 16th day of June 2006, at 11:00 o'clock A.M. be fixed as the date for a final hearing thereof, which hearing will be at the office of the Board; and be it further

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

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

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

Adopted May 24, 2006

Jayne Long /s/
Assistant Clerk
Belmont County, Ohio

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

ROAD IMP. # 1094

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, the matter of the vacation of a portion of a 12 foot alley in Lynn Addition, Goshen Township, Section 12, T-7, R-5, a public road, the general route and termini of which Road are as follows:

Being the 12 foot alley situated between lots 126 through 130 and lots 102 through 106 located in Goshen Section 12, T7, R5, recorded as "Proposed Lynn Addition to Belmont Ohio" in Cabinet B, Slide 213, Belmont County Recorder's Office..

Said Board of County Commissioners has fixed the 7th day of June 2006, at 1:00 o'clock P.M., as the date when and the site as the place where said Board will view the proposed improvement, and has also fixed the 16th day of June 2006, at 11:00 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
Belmont County, Ohio

Jayne Long /s/
Jayne Long, Assistant Clerk

ADV. TIMES LEADER (2) Tuesdays-May 30 & June 6, 2006

**IN THE MATTER OF ENTERING CONTRACT WITH
MASTERMIND SYSTEMS, INC./ENGINEER**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to enter into a contract with MasterMind Systems Inc., 345 Rice Street, Elmore, Ohio, in the amount of \$16,940.00, on behalf of the Belmont County Engineer, to perform an engineering study on Roadside Hazard Inventory, to be completed on or before June 30, 2006.

Note: 100% Federal Funds

CONTRACT

THIS AGREEMENT, made on the 24th day of May, 2006 by and between Belmont County, Ohio to be know hereafter as the County, and MasterMind Systems, Inc., 345 Rice Street, Elmore, Ohio 43416, to be know hereafter as the Consultant, is hereby set out to terms and conditions.

WHEREAS, the County desires to obtain a Consultant to perform engineering studies, and

WHEREAS, the Consultant is capable of performing said engineering studies and has expressed a willingness to provide same.

NOW THEREFORE, the County and the Consultant, for the considerations hereinafter set fourth, agree as follows:

ARTICLE I – Scope of Work

The consultant shall furnish all labor, materials, tools, machinery and appurtenances necessary to perform all work in the execution of a "Roadside Hazard Inventory". In addition the consultant shall meet all requirements and specifications set fourth in Addendum #1 & #2 to this contract. The consultant shall also provide to Belmont County the specified software for this inventory.

ARTICLE II – Length of Contract

The work performed under the terms of this Contract shall commence as soon as possible and shall be completed on or before June 30, 2006.

ARTICLE III – The Contract Sum

The County shall pay to the Consultant for the satisfactory performance of Contract as follows: Sixteen Thousand Nine Hundred and Forty Dollars (\$16,940.00) for Three Hundred Eight (308) miles of road to be inventoried.

ARTICLE IV – Payment of the Contract Sum

The total sum of the Contract shall be paid by the County within thirty (30) days after the Consultant has submitted a proper written invoice for work completed and approved by the County.

ARTICLE V – Provisions for Sub-Grantee

The Consultant shall comply with the attached Addendum #2 State of Ohio’s Governor’s Highway Safety Office, Provision for Sub-grantee, provision 1 thru 12, and all applicable parts of Terms & Conditions for ALL GHSO Grants which is a part of Addendum #2.

ARTICLE VI – Indemnification

To the fullest extent permitted by law, the Consultant shall indemnify and hold harmless the County and its agents and employees from and against all claims, damages, losses, and expenses, including, but not limited to, attorneys’ fees arising out of or resulting from the performance of the work, provided that any such claim, damage, loss or expense one (1) is attributed to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property (other than the work itself) including the loss of use resulting thereof, and two (2) is caused in whole or in part by any negligent act or omission of the Consultant, any Sub-Consultant, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. Such obligation shall not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist as to any party or person described in this paragraph. In any and all claims against the Owner or the Engineer and its agents or employees by any employee of the Consultant any Sub-Consultant, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, Indemnification obligation under this paragraph shall not be limited in any way by any limitation on the amount or type of damages, compensation or benefits payable by or for the Consultant or any Sub-Consultant under workers’ or workmen’s’ compensation acts, disability benefit act or other employee benefit act.

The obligations of the Consultant under this paragraph shall not extend to the liability of the County, their agents or employees, arising out of one (1) the preparation or approval of maps drawings, opinions, reports, surveys, change of orders, design or specification, or two (2) the giving of, or the failure to give, directions or instructions by the Engineer, his agents or employees, provided such giving or failure to give is the primary cause of the injury of damage.

ARTICLE VII – Assurance regarding the Parent Contract

The provisions of this Agreement include all of the conditions and assurances of the parent contract between the Ohio Department of Public Safety and Belmont County and is attached hereto as an Appendix.

ARTICLE VIII – Miscellaneous Terms

It is understood and agreed that, in compliance with the provisions of Chapter 153.59, Revised Code of Ohio, the hiring of employees for the performance of work under this Contract or any subcontract shall not discriminate by any reason of race, creed, sex, handicap, color or age against any person qualified to perform work herein concerned.

The employees of the Consultant are not entitled to any of the benefits the County provides its employees. Moreover, it is understood that the Consultant is free to contract for similar services to be performed of other parties while he is under contract with the County.

ARTICLE IX – Insurance

Employer’s Liability Insurance The Consultant shall provide and shall cause each Sub-Consultant to provide adequate employer’s liability insurance for the protection of such of his employees, as are not otherwise protected. A copy of Workmen’s Compensation Certificate of the Contractor shall be submitted to the Owner.

Compensation Insurance The Consultant shall procure and shall maintain during the life of this contract Workmen’s Compensation Insurance as required by applicable State law for all of his employees to be engaged in work at the site of the project under this contract and, in case of any such work sublet, the Consultant shall require the Sub-contractor similarly to provide Workmen’s Compensation Insurance for all of the latter’s employees to be engaged in such work unless such employees are covered by the protection afforded in the Contractor’s Workmen’s Compensation Insurance in case any class of employees engaged in hazardous work on the project under this contract is not protected under the Workmen’s Compensation Statute.

Consultant’s Liability Insurance The Consultant shall procure at his sole expense and keep in full force and effect during the life of this Contract, policy or policies of Insurance which provide the following coverage:

1. Consultant’s Public Liability Insurance providing coverage for property damage in an amount of not less than \$1,000,000.
2. Consultant’s public Liability Insurance providing coverage for wrongful death or bodily injury in an amount of not less than \$500,000 per person and \$1,000,000 per incident.
3. Vehicle Liability Insurance providing coverage for property damage in an amount of not less than \$1,000,000.
4. Vehicle Liability Insurance providing coverage for wrongful death or bodily injury in an amount of not less than \$500,000 per person and \$1,000,000 per incident

Sub-Consultant’s Public Liability and Property Damage Insurance and Vehicle Liability Insurance The Consultant shall either:

1. Require each of his Sub-Consultants to maintain during the life of this contract the liability insurance described above or in the alternative, secure coverage of the type and in the amounts specified above under his insurance policies to cover each Sub-Consultant; or
2. Insure activities under his policy, as specified herein.

IN WITNESS WHEREOF, the parties hereto have hereby executed this Agreement as of the day, month and year first above written.

Signed in the presence of:
Rebecca Sue Conley /s/
Witness

FOR THE CONSULTANT:
John R. Lucas /s/ Date: 5-10-06

Shereza K. O’Hara /s/
Witness

FOR THE OWNER:
Fred F. Bennett /s/ Date: 05/12/06
Fred F. Bennett, P.E., P.S.
Belmont County Engineer

APPROVED May 24, 2006
Mark A. Thomas /s/
Charles R. Probst, Jr. /s/
Gordie W. Longshaw /s/
BELMONT COUNTY COMMISSIONERS

Upon roll call the vote was as follows:

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

**IN THE MATTER OF CHANGE ORDER #1 FROM
McCONNELL CONTRACTING FOR THE BEL-SHAEFFER/ CAMPBELL
COVERED BRIDGE REHABILITATION PROJECT/ENGINEER**

Motion made by Mr. Thomas, seconded by Mr. Probst to approve Change Order #1 in the amount of \$56,539.22 from McConnell Contracting for the Bel-Shaeffer/Campbell Covered Bridge Rehabilitation Project, located at Richland Township T-1518, on behalf of the Belmont County Engineer.

*Note: This is due largely to termite damage located once the large beams were exposed for repairs.
80% Federal Funds and 20% Local Funds.*

**CHANGE ORDER NO. #1
SUPPLEMENTAL CONTRACT WITH BELMONT COUNTY COMMISSIONERS
PROJECT BEL-SHAEFFER/CAMPBELL COVERED BRIDGE REHABILITATION PROJECT
RICHLAND TOWNSHIP T-1518 – BELMONT COUNTY, OHIO
PID NO. 76652**

Auditor's Office, Belmont County, Ohio

THIS AGREEMENT made and entered into this 24th day of May, 2006 between MC CONNELL CONTRACTING INC and Charles Probst, Jr., Mark Thomas and Gordie Longshaw, Commissioners of Belmont County, WITNESSETH that said MC CONNELL CONTRACTING INC hereby agrees to furnish all material and do all work requisite necessary for BEL-SHAEFFER/CAMPBELL COVERED BRIDGE REHABILITATION PROJECT Project, located at RICHLAND TOWNSHIP T-1518, in accordance with plans and specifications.

All work, materials and equipment shall meet said specifications.

**CHANGE ORDER
* ADDITIONAL QUANTITIES ***

ITEM NO.	APPROX. QUAN.	ITEM	UNIT PRICE	TOTAL AMOUNT
521	931 BOARD FEET	BRIDGE TIMER, MISC: CONSTRUCTION AT ROOF PURLINS & FASCIA BOARD	\$5.00	\$4,655.00
521	4847 BOARD FEET	APPROACH SLAB BEAMS	\$4.50	\$21,811.50
SP	LUMP SUM	NEW POSTS & BLOCKS FOR APPROACH RAIL	\$4,941.50	\$4,941.50
SP	LUMP SUM	BOTTOM BRACING FOR SIDING	\$1,624.26	\$1,624.26
SP	LUMP SUM	APPROACH RAILING	\$7,614.00	\$7,614.00
SP	4 EACH	CORNER REPAIRS	\$3,973.24	\$15,892.96
		TOTAL ADDITIONS		\$56,539.22

Reason for contract – The original contract called for Roof Purlins 1 ¼” x 4” x 81’ @ 10” spacing. This leaves an opening between each on @ about 7”. According to industry standard, max opening allowable is 3 ½”. Once deck was removed it was determined that large beams on east approach were highly damaged by termites. The existing bridge posts and wood blocks for approach railing deteriorated after design and need replaced. The existing siding was warped and needed straighten. The approach railing has deteriorated to the point where it needed replaced. The cantilevered timbers are deflecting noticeably and need to be reinforced to prevent further deflection.

SUMMARY

ORIGINAL CONTRACT	\$78,790.00
ADDITIONS	\$56,539.22
DEDUCTIONS	\$0.00
NET CHANGE	+ \$56,539.22
TOTAL WORK PERFORMED	\$135,329.22
TOTAL AMOUNT OF SUPPLEMENTAL CONTRACT PERFORMED	\$56,539.22

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

MC CONNELL CONTRACTING INC
 NAME: Travis J. McConnell
 BY: Travis J. McConnell /s/
 TITLE Vice President

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPROVING 3% INCREASE IN
PAY FOR NORTHERN DIVISION COURT EMPLOYEE**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve a three (3%) increase in pay for Northern Division Court employee, Danielle L. Neavin, retroactive to April 14, 2006, based upon her satisfactory completion of one year of employment and the recommendation of Judge.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF CONTRACT AMENDMENT NO. 1
ODJFS AND BCDJFS FOR THE AREA 16 ONE-STOP SYSTEM**

Motion made by Mr. Mr. Thomas, seconded by Mr. Longshaw to approve and sign the Ohio Department of Job and Family Services Contract Amendment No. 1 on behalf of the Belmont County Department of Job and Family Services for the Area 16 One-Stop System.

Note: This contract amendment extends the Memorandum of Understanding (MOU) between the Belmont County Department of Job and Family Services and the Ohio Department of Job and Family Services for Area 16 One-Stop System to June 30, 2007. The amendment also reflects the amount of cost sharing between the two departments based on the cost sharing agreement. This is the amount that ODJFS pays our department for having staff at Connections.

**OHIO DEPARTMENT OF JOB AND FAMILY SERVICES
CONTRACT AMENDMENT NO. 1
C-67-08-0020**

1. This is Amendment No. 1 to the Contract for Services between the State of Ohio, Department of Job and Family Services (hereinafter referred to as "ODJFS") and Belmont County Department of Job and Family Services, (hereinafter referred to as CONTRACTOR) signed by ODJFS on July 1, 2005.
2. ARTICLE I, Section A of the Contract is hereby amended to read as follows:
 - A. CONTRACTOR agrees to operate the Area 16 One-Stop Center in accordance with the Business Plan and all of its attachments as amended, which are incorporated by reference having the same effect as if fully restated herein.
3. ARTICLE II, Section A of the Contract is hereby amended to read as follows:
 - A. Upon approval by the Director of ODJFS and other appropriate agencies, this Contract is in effect from July 1, 2005, or upon execution, as defined in ARTICLE II, Section B, whichever is later, through June 30, 2007, unless this Contract is suspended or terminated pursuant to ARTICLE IV prior to the termination date.
4. ARTICLE III, Section B of the Contract is hereby amended to read as follows:
 - B. ODJFS agrees to pay compensation in the amount of Forty-Eight Thousand, Four Hundred Forty-Nine and 07/100 Dollars (\$48,449.07) for State Fiscal Year (SFY) 2006 and Forty-Nine Thousand, One Hundred Ninety-Four and 00/100 Dollars (\$49,194.00) for SFY 2007. Such compensation shall be paid quarterly. The quarterly fair share amount for SFY 2006 shall be up to Twelve Thousand, One Hundred Twelve and 26/100 Dollars (\$12,112.26) for three (3) quarters and up to Twelve Thousand, One Hundred Twelve and 29/100 Dollars (\$12,112.26) for three (3) quarters and up to Twelve Thousand, One Hundred Twelve and 29/100 Dollars (\$12,112.29) for one (1) quarter. The quarterly fair share amount for SFY 2007 will be up to Twelve Thousand, Two Hundred Ninety-Eight and 50/100 Dollars (\$12,298.50) for four (4) quarters. It is expressly understood by ODJFS and CONTRACTOR that the terms of this Contract do not allow total compensation in excess of Ninety-Seven Thousand, Six Hundred Forty-Three and 07/100 Dollars (\$97,643.07) for the Contract period as set forth in ARTICLE II. CONTRACTOR hereby waives the interest provisions of section 126.30 of the Revised Code.
5. All other terms of the Contract are hereby affirmed.

**SIGNATURE PAGE
C-67-08-0020**

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 to this Contract as of the date of the signature of the Director of the Ohio Department of Job and Family Services.

Belmont County
Department of Job and Family Services
 Dwayne Pielech /s/ _____
 Signature (Blue Ink Please)
 Dwayne Pielech, Director _____
 Printed Name
 5-18-06 _____
 Date
 346000236 _____
 Social Security or Federal I.D. Number
 310 Fox Shannon Place _____
 Address
 St. Clairsville, OH 43950 _____
 City, State, Zip
Chair, Area 16 Council of Governments
 Mark A. Thomas /s/ 5-24-06 _____
 Name Date

Ohio Department of Job and Family Services

 BARBARA E. RILEY, DIRECTOR

 Date
Belmont County Commissioners
 Mark A. Thomas /s/ _____
 Name Date
 Charles R. Probst, Jr. /s/ _____
 Name Date
 Gordie W. Longshaw /s/ _____
 Name Date
Belmont County Prosecutor
 Daniel P. Fry /s/ 5-19-06 _____
 Name Date
 Approved as to form

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ANNEXING TERRITORY
OF 40.659 ACRES TO THE CITY OF MARTINS FERRY, OHIO,
PEASE TOWNSHIP/
COMMISSIONERS CONSENT GRANTED**

DISCUSSION HELD: Ruth Graham of the Belmont County Engineer's Department presented mapping of the tracts purchased by the Martins Ferry School District. She reported that she called CCAO regarding two areas of concern and was advised restrictions don't apply in an expedited annexation. The following motion was then made.

Motion made by Mr. Thomas, seconded by Mr. Probst to grant the petition for annexation of 40.659 acres to the City of Martins Ferry, Ohio as submitted by Nick Stankovich, Agent for the Petitioners (Board of Education of Martins Ferry School District).

Note: Mr. Bennett, Belmont County Engineer has checked the description of the territory to be annexed and found mapping to be accurate and in compliance with annexation regulations

Present for the annexation hearing were Ruth Graham, Belmont County Engineer's Department and Eric Ayres, Times Leader.

RESOLUTION

Pursuant to Ohio Revised Code 709.022, Nick Stankovich, Appointed Agent for Petitioners (Board of Education of Martins Ferry City School District), filed petition praying for the Annexation of certain territory containing 40.659 acres in Pease Township to the City of Martins Ferry, Ohio. Said petition was filed with the Clerk of the Belmont County Board of Commissioners on May 22, 2006. The Board of County Commissioners, Belmont County, Ohio finds upon a preponderance of the required documentation and pursuant to Section 709.022 of the Ohio Revised Code, that:

1. The Petition meets all the requirements as set forth in and was filed in the manner provided for, in O. R.C. 709.022 Expedited Type 1 Annexations. The parties stipulated that the annexation had met all procedural revised code requirements.
2. The persons who signed the petition are owners of real estate located in the territory to be annexed in the petition, and, as of the time the petition was filed with the Board of County Commissioners, the signatures on the petition constituted all owners of real estate in that territory. ORC 709.02 (D)
3. The municipal corporation to which the territory is proposed to be annexed has complied with O.R.C. 709.022. The Board specifically finds the Ordinance No. #2006-05 of the City of Martins Ferry, Ohio and Resolution dated March 15, 2006 of the Pease Township Trustees and the subsequent Annexation Agreement between City of Martins Ferry, Ohio (the City), the Board of Education of the Martins Ferry City School District (the "School District") and the Township of Pease, Belmont County, Ohio (the "Township"), substantially complies with the requirements of O.R.C. 709.022 and 709.021.

It is therefore ordered that the prayer of the petition be and is hereby granted and that the territory described in the petition be annexed to the City of Martins Ferry, Ohio.

It is further ordered that the final transcript of this Board relating thereto together with the accompanying plat and petition and all other papers pertaining thereto be delivered forthwith to the Auditor of the City of Martins Ferry.

Motion made by Mr. Thomas, seconded by Mr. Probst to adopt the foregoing resolution and upon vote the resolution was unanimously adopted.

Adopted May 24, 2006

BELMONT COUNTY COMMISSIONERS

Charles R. Probst, Jr. /s/
 Charles R. Probst, Jr. President
Gordie W. Longshaw /s/
 Gordie W. Longshaw, Vice President
Mark A. Thomas /s/
 Mark A. Thomas

Approved as to form:
David Liberati /s/
 David Liberati
 Assistant Prosecutor

Upon roll call the vote was as follows:

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

IN THE MATTER OF ENTERING CONTRACT WITH OHIO-WEST VIRGINIA EXCAVATING COMPANY FOR THE YORK TOWNSHIP ROADWAY EMBANKMENT REPAIR PROJECT/CDBG

Motion made by Mr. Thomas, seconded by Mr. Probst to enter into contract with Ohio-West Virginia Excavating Company in the amount of \$192,747.50 for the York Township Roadway Embankment Repair project.

Note: Project funding-75% FEMA, 12.5% OEMA and 12.5% ARC.

**CONTRACT WITH BELMONT COUNTY COMMISSIONERS
 YORK TWP. ROADWAY EMBANKMENT REPAIR
 Little Captina, Kreichbaum, Brice & Baker & Dover Ridge Roads**

Auditor's Office, Belmont County, Ohio

This contract made and entered into this 24th day of May, 2006 between **Ohio – West Virginia Excavating Company, P.O. Box 128, Powhatan Point, Ohio 43942** and Charles Probst, Mark Thomas and Gordie Longshaw, Commissioners of Belmont County, WITNESSETH that said **Ohio – West Virginia Excavating Company** hereby agrees to furnish all service, labor, material and equipment and do all work requisite necessary to repair roadway slip areas along T.R. 132 (Little Captina), T.R. 612 (Kreichbaum), T.R. 131 (Brice & Baker) and T.R. 5729 (DoverRidge) other related work in accordance with plans and specifications.

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

APPROX. QUAN.	DESCRIPTION	ITEMIZED PROPOSAL	
		UNIT PRICE BID	TOTAL AMOUNT BID
	LITTLE CAPTINA ROAD		
Lump	Unclassified excavation include. Rock and/or shale	390.00	390.00
Lump	Granular backfill	1,625.00	1,625.00
300 FT.	HP12x63 or W12x65 Piling, furnished, drilled, encased in concrete	63.10	18,930.00
33 each	6"x24"x56" Reinf. Concrete Lagging	127.00	4,191.00
4 CY	Aggregate Base Course	90.50	362.00
2 CY	Asphalt Concrete Base Course	245.00	490.00
2 CY	Asphalt Concrete Leveling & Surface Courses	250.00	500.00
	KREICHBAUM ROAD		
Lump	Unclassified excavation include. Rock and/or shale	775.00	775.00
Lump	Granular backfill	3,465.00	3,465.00

**IN THE MATTER OF ADOPTING RESOLUTION
AUTHORIZING THE ISSUANCE OF \$1,500,000 OF
NOTES TO PAY PART OF THE COST OF ACQUIRING
AND CONSTRUCTING SANITARY SEWER IMPROVEMENTS
IN THE COUNTY, AND PARTICULARLY (A) THE EXIT 215
SEWER LINE PROJECT, (B) THE VILLAGE OF BELMONT
PUMP STATION AND FORCED MAIN PROJECT, AND
(C) THE VILLAGE OF MORRISTOWN PUMP STATION PROJECT**

ENTERED IN COMMISSIONERS' JOURNAL

NO. 87, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:00 o'clock a.m., on May 24, 2006, at the commissioners meeting room, located at the Courthouse, St. Clairsville, Ohio, with the following members present: Charles R. Probst, Jr., Gordie W. Longshaw and Mark A. Thomas

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,500,000 OF NOTES TO PAY PART OF THE COST OF ACQUIRING AND CONSTRUCTING SANITARY SEWER IMPROVEMENTS IN BELMONT COUNTY SANITARY SEWER DISTRICT NO. 2, AND PARTICULARLY (A) THE EXIT 215 SEWER LINE PROJECT, (B) THE VILLAGE OF BELMONT PUMP STATION AND FORCED MAIN PROJECT, AND (C) THE VILLAGE OF MORRISTOWN PUMP STATION PROJECT.

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of acquiring and constructing sanitary sewer improvements in Belmont County Sanitary Sewer District No. 2, and particularly (a) the Exit 215 sewer line project, (b) the Village of Belmont pump station and forced main project, and (c) the Village of Morristown pump station project (collectively, the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is forty (40) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the net revenues of the County's sanitary sewer system in Belmont County Sanitary Sewer District No. 2 and on such notes from such net revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues");

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Belmont, Ohio:

SECTION 1. That it is necessary to issue bonds of this County in the principal amount of \$1,500,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That bonds of this County shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately June 1, 2007, shall bear interest at the rate of approximately nine per cent (9%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding thirty (30) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in the principal amount of \$1,500,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be dated the date of their issuance, (ii) mature not more than one (1) year from such date of issuance; (iii) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (iv) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (v) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Sanitary Sewer Improvement Bond Anticipation Notes, Seventh Series".

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, and may bear the County Auditor's seal, provided that all but one of such signatures, and such seal, may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to Fifth Third Securities, Inc. (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such consolidated note issue is to be designated "Various Purpose Bond Anticipation Notes, Fifth Series" and is sometimes referred to herein as the "Consolidated Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and

bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the Notes are hereby designated as "qualified tax-exempt obligations" to the extent permitted by Section 265(b)(3) of the Code and not deemed already so designated. This board finds and determines that the reasonable anticipated amount of qualified tax-exempt obligations (other than private activity bonds) which will be issued by the County during this calendar year does not and the board hereby covenants that, during such year, the amount of tax-exempt obligations issued by the County and designated as "qualified tax-exempt obligations" for such purpose will not exceed \$10,000,000. The County Auditor and other appropriate officers, and any of them, are authorized to take such actions and give such certifications on behalf of the County with respect to the reasonably anticipated amount of tax-exempt obligations to be issued by the County during this calendar year and with respect to such other matters as appropriate under Section 265(b)(3).

SECTION 11. That the law firm of Peck, Shaffer & Williams LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 12. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Bonds as a part of the Consolidated Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 13. That the Clerk of this Board of County Commissioners is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 14. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code of Ohio.

SECTION 15. That this resolution shall take effect immediately upon its adoption.

Mr. Longshaw seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas, Mr. Longshaw, Mr. Probst

NAYS:

ADOPTED, this 24th day of May, 2006.

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

**MOTION TO ADOPT THE RESOLUTION AUTHORIZING
THE ISSUANCE OF \$300,000 OF NOTES TO PAY PART OF
THE COST OF ACQUIRING AND CONSTRUCTING WATER
SUPPLY IMPROVEMENTS IN THE COUNTY, AND PARTICULARLY
IMPROVEMENTS TO THE WATER SUPPLY AND WATER
WORKS SYSTEM IN BELMONT COUNTY SANITARY SEWER DISTRICT NO. 3**

ENTERED IN COMMISSIONERS' JOURNAL
NO. 87, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:00 o'clock a.m., on May 24, 2006, at the commissioners meeting room, located at the Courthouse, St. Clairsville, Ohio, with the following members present: Charles R. Probst, Jr., Gordie W. Longshaw and Mark A. Thomas

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE ISSUANCE OF \$300,000 OF NOTES TO PAY PART OF THE COST OF ACQUIRING AND CONSTRUCTING WATER SUPPLY IMPROVEMENTS IN THE COUNTY, AND PARTICULARLY IMPROVEMENTS TO THE WATER SUPPLY AND WATER WORKS SYSTEM IN BELMONT COUNTY SANITARY SEWER DISTRICT NO. 3

WHEREAS, this Board of County Commissioners has heretofore determined the necessity of acquiring and constructing water supply improvements in the County, and particularly improvements to the water supply and water works system in Belmont County Sanitary Sewer District No. 3 (the "Project"); and

WHEREAS, the County Auditor has heretofore estimated that the life of the improvements and assets to be acquired with the proceeds of the notes and bonds hereinafter referred to is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is forty (40) years, and of notes to be issued in anticipation thereof is twenty (20) years; and

WHEREAS, this Board of County Commissioners anticipates that debt service on such bonds will be paid from the net revenues of the water supply and water works system in Belmont County Sanitary Sewer District No. 3, and on such notes from such net revenues and proceeds of such bonds or renewal notes (collectively, the "Revenues");

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Belmont, Ohio:

SECTION 1. That it is necessary to issue bonds of this County in the principal amount of \$300,000 for the purpose of paying part of the cost of the Project, including "financing costs" as defined in Section 133.01 of the Ohio Revised Code.

SECTION 2. That such bonds shall be issued in said principal amount for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. Said bonds shall be dated approximately June 1, 2007, shall bear interest at the rate of approximately nine per cent (9%) per annum, payable semiannually, and shall mature in substantially equal annual installments over a period not exceeding thirty (30) years.

SECTION 3. That it is hereby determined that notes (hereinafter called the "Notes") in the principal amount of \$300,000 shall be issued in anticipation of the issuance of said bonds. The Notes shall (i) be dated the date of their issuance, (ii) mature not more than one (1) year from such date of issuance; (iii) bear interest at a rate per annum not exceeding five percent (5%) per annum, which interest shall be payable at maturity, (iv) be issued in such numbers and denominations of \$100,000 or more as may be requested by the purchaser, and (v) be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company designated to serve as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, all as determined by the County Auditor without further action of this Board of County Commissioners in a certificate of award (the "Certificate of Award"), which determinations shall be conclusive.

The Notes shall not be subject to call for redemption at any time prior to maturity.

The Notes shall be issued in fully-registered form, without coupons, and shall be payable without deduction for exchange, collection or service charges to the person whose name appears on the Note registration records to be maintained by the Paying Agent and Registrar as the registered holder thereof.

The Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. No transfer of any Note shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

This County and the Paying Agent and Registrar may deem and treat the registered holders of the Notes as the absolute owners thereof for all purposes, and neither this County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

The Notes shall be designated "Water System Improvement Bond Anticipation Notes, Third Series".

SECTION 4. That the Notes shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, and may bear the County Auditor's seal, provided that all but one of such signatures, and such seal, may be facsimiles. The Notes shall express on their faces the purpose for which they are issued and that they are issued pursuant to this resolution. The Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

SECTION 5. That the Notes shall be sold to Fifth Third Securities, Inc. (the "Purchaser") at not less than 100% of the principal amount thereof, plus accrued interest to the date of delivery, as determined by the County Auditor in the Certificate of Award without further action of this Board pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The proceeds from such sale, except any premium or accrued interest thereon, shall be used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law. The Notes may be issued and sold on a consolidated basis with other notes of this County pursuant to Section 133.30(B) of the Ohio Revised Code and a consolidating resolution adopted by this Board of County Commissioners on this date if the County Auditor so determines, in which event, the terms of which are incorporated herein by reference. Such consolidated note issue is to be designated "Various Purpose Bond Anticipation Notes, Fifth Series" and is sometimes referred to herein as the "Consolidated Note Issue".

SECTION 6. That the Notes shall be the full general obligations of this County, and the full faith, credit and revenue of this County are hereby pledged for the prompt payment of the same. The principal amount received from the sale of the bonds anticipated by the Notes and any excess fund resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while the Notes run there shall be levied upon all of the taxable property in this County in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; provided, however, that in each year to the extent the Revenues and other moneys are available for the payment of the Notes and bonds and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such Revenues and other moneys so available and appropriated.

SECTION 8. That said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levy hereby required, or from the other described sources, shall be placed in a separate and distinct fund, which together with all interest collected on the same, shall be pledged irrevocably for the payment of the principal and interest of the Notes or the bonds in anticipation of which they are issued when and as the same fall due.

SECTION 9. That this Board of County Commissioners hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder and will, to the extent possible, comply with all other applicable provisions of the Code and the regulations thereunder in order to retain the Federal income tax exemption for interest on the Notes, including any expenditure requirements, investment limitations, rebate requirements or use restrictions. The County Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the County on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of the Code and the regulations thereunder.

SECTION 10. That the Notes are hereby designated as "qualified tax-exempt obligations" to the extent permitted by Section 265(b)(3) of the Code and not deemed already so designated. This board finds and determines that the reasonable anticipated amount of qualified tax-exempt obligations (other than private activity bonds) which will be issued by the County during this calendar year does not and the board hereby covenants that, during such year, the amount of tax-exempt obligations issued by the County and designated as "qualified tax-exempt obligations" for such purpose will not exceed \$10,000,000. The County Auditor and other appropriate officers, and any of them, are authorized to take such actions and give such certifications on behalf of the County with respect to the reasonably anticipated amount of tax-exempt obligations to be issued by the County during this calendar year and with respect to such other matters as appropriate under Section 265(b)(3).

SECTION 11. That the law firm of Peck, Shaffer & Williams LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above services in accordance with such written agreement.

SECTION 12. That at least two members of this Board and the County Auditor are separately hereby authorized, alone or with others, to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the

Bonds as a part of the Consolidated Note Issue in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 13. That the Clerk of this Board of County Commissioners is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 14. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code of Ohio.

SECTION 15. That this resolution shall take effect immediately upon its adoption.

Mr. Longshaw seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Mr. Thomas, Mr. Longshaw, Mr. Probst

NAYS:

ADOPTED, this 24th day of May, 2006.

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

**MOTION TO ADOPT THE RESOLUTION CONSOLIDATING
UP TO TWO BOND ANTICIPATION NOTE ISSUES OF THE
COUNTY OF BELMONT, OHIO INTO A CONSOLIDATED NOTE
ISSUE, AND ESTABLISHING THE TERMS OF SUCH CONSOLIDATED NOTE ISSUE.**

ENTERED IN COMMISSIONERS' JOURNAL

NO. 87, PAGE NO. _____

The Board of County Commissioners of the County of Belmont, Ohio, met in regular session at 10:00 o'clock a.m., on May 24, 2006, at the commissioners meeting room, located at the Courthouse, St. Clairsville, Ohio, with the following members present: Charles R. Probst, Jr., Gordie W. Longshaw and Mark A. Thomas

Mr. Thomas moved the adoption of the following resolution:

COUNTY OF BELMONT, OHIO

RESOLUTION NO. _____

RESOLUTION CONSOLIDATING UP TO TWO BOND ANTICIPATION NOTE ISSUES OF THE COUNTY OF BELMONT, OHIO INTO A CONSOLIDATED NOTE ISSUE, AND ESTABLISHING THE TERMS OF SUCH CONSOLIDATED NOTE ISSUE.

WHEREAS, this Board of County Commissioners has adopted two resolutions authorizing the following general obligation bond anticipation note issues pursuant to Chapter 133 of the Ohio Revised Code for the purposes indicated: (i) \$1,500,000 Sanitary Sewer Improvement Bond Anticipation Notes, Seventh Series for the purpose of paying part of the cost of acquiring and constructing sanitary sewer improvements in Belmont County Sanitary Sewer District No. 2, and particularly (a) the Exit 215 sewer line project, (b) the Village of Belmont pump station and forced main project, and (c) the Village of Morristown pump station project, and (ii) \$300,000 Water System Improvement Bond Anticipation Notes, Third Series for the purpose of paying part of the costs of acquiring and constructing water supply improvements in the County, and particularly improvements to the water supply and water works system in Belmont County Sanitary Sewer District No. 3 (such note issues are collectively referred to as the "2006 Series Notes"); and

WHEREAS, this Board of County Commissioners desires to authorize the issuance and sale of some or all of the 2006 Series Notes on a consolidated basis pursuant to Section 133.30(B) of the Ohio Revised Code and this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Belmont County, Ohio:

SECTION 1. That pursuant to the provisions of Section 133.30(B) of the Ohio Revised Code, some or all of the 2006 Series Notes, as determined by the County Auditor in the Certificate of Award, as hereinafter defined, without further action of this Board of County Commissioners, shall be consolidated into a single note issue which shall be designated "Various Purpose Bond Anticipation Notes, Fifth Series" (such consolidated notes are hereinafter referred to as the "Consolidated Notes").

SECTION 2. That the Consolidated Notes shall be issued under authority of the general laws of the State of Ohio, particularly Chapter 133 of the Ohio Revised Code. The Consolidated Notes shall (i) be dated as of the same date as the 2006 Series Notes included in the Consolidated Notes, (ii) be in a principal amount equal to the sum of the aggregate principal amounts of such 2006 Series Notes, (iii) be numbered from R-1 upwards in order of issuance, (iv) be of the denominations of \$100,000 or more requested by the purchaser, (v) mature on the date such 2006 Series Notes mature in an amount equal to the sum of the maturity amounts for such 2006 Series Notes for such date, and (vi) bear interest payable at maturity at a rate equal to the rate of interest on such 2006 Series Notes.

The Consolidated Notes shall not be subject to optional redemption.

It is hereby determined by this Board of County Commissioners that the issuance of the Consolidated Notes provided herein are in the best interests of the County and that the maturity provisions set forth above are consistent with the aggregate of the separate maturities of the respective resolutions authorizing the 2006 Series Notes.

SECTION 3. That the Consolidated Notes shall express upon their faces a summary statement of purposes encompassing the purposes stated in the resolutions authorizing the 2006 Series Notes and that they are issued in pursuance of this resolution. The Consolidated Notes shall be in fully registered form without coupons, shall bear the signatures of at least two members of this Board of County Commissioners and the County Auditor, provided that all of such signatures may be facsimile signatures, and may bear the seal of such County Auditor or a facsimile thereof. The Consolidated Notes shall be payable as to both principal and interest in federal funds of the United States of America at the office of a bank or trust company to be designated the County Auditor in the Certificate of Award (as hereinafter defined) without further action of this Board of County Commissioners as the paying agent, registrar and transfer agent (the "Paying Agent and Registrar") for the Notes, without deduction for exchange, collection or service charges, to the person whose name appears on the Note registration records as the registered holder thereof. The Consolidated Notes shall bear the manual authenticating signature of an authorized representative of the Paying Agent and Registrar.

The Consolidated Notes shall be transferable by the registered holder thereof in person or by his attorney duly authorized in writing at the office of the Paying Agent and Registrar upon presentation and surrender thereof to the Paying Agent and Registrar. The County and the Paying Agent and Registrar shall not be required to transfer any Consolidated Note during the 15-day period preceding any interest payment date, and no such transfer shall be effective until entered upon the registration records maintained by the Paying Agent and Registrar. Upon such transfer, a new Consolidated Note or Notes of authorized denominations of the same maturity and for the same aggregate principal amount shall be issued to the transferee in exchange therefor.

The County and the Paying Agent and Registrar may deem and treat the registered holders of the Consolidated Notes as the absolute owners thereof for all purposes, and neither the County nor the Paying Agent and Registrar shall be affected by any notice to the contrary.

SECTION 4. That the provisions of the respective resolutions authorizing the 2006 Series Notes included in the Consolidated Notes relating to security and sources of payment, federal tax status of such 2006 Series Notes and of interest payable thereon, are hereby incorporated by reference into this resolution and the Consolidated Notes.

SECTION 5. That the Consolidated Notes shall be sold to Fifth Third Securities, Inc. (the "Purchaser") at not less than 100% of the principal amount thereof plus accrued interest to the date of delivery, as determined by the County Auditor without further action of this Board

of County Commissioners in a certificate of award (the "Certificate of Award") pursuant to the Purchaser's offer to purchase which such officer is hereby authorized to accept. The Clerk of this Board, at least two members of this Board or the County Auditor, or any of them, are hereby separately authorized, alone or with others, to execute and deliver a purchase agreement for the Consolidated Notes (the "Purchase Agreement") in such form as may be approved by the officer executing the same, such officer's execution thereof on behalf of the County to be conclusive evidence of such authorization and approval, and to make the necessary arrangements with the Purchaser to establish the date, location, procedure and conditions for the delivery of the Consolidated Notes to the Purchaser, to give all appropriate notices and certificates and to take all steps necessary to effect the due execution and delivery of the Consolidated Notes pursuant to the provisions of the Purchase Agreement. The proceeds from the sale of the Consolidated Notes, except as any premium and accrued interest received, shall be apportioned, deposited and credited in accordance with Section 133.32 of the Ohio Revised Code to the respective purposes and funds in accordance with the amount of each issue of 2006 Series Notes and for which purposes such proceeds are hereby appropriated. Any premium and accrued interest received from such sale shall be transferred to the bond retirement fund to be applied to the payment of the principal and interest of the Consolidated Notes in the manner provided by law.

SECTION 6. That for purposes of this resolution, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Consolidated Notes may be transferred only through a book entry, and (ii) physical Consolidated Note certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the Consolidated Notes "immobilized" to the custody of the Depository, and the book entry maintained by others than this County is the record that identifies the owners of beneficial interests in those Consolidated Notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Consolidated Notes or principal and interest, and to effect transfers of Consolidated Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

All or any portion of the Consolidated Notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Consolidated Notes, notwithstanding any other provision of this resolution. If and as long as a book entry system is utilized with respect to any of such Consolidated Notes: (i) there shall be a single Consolidated Note of each maturity; (ii) those Consolidated Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of Consolidated Notes in book entry form shall have no right to receive Consolidated Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Consolidated Notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the Consolidated Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by this County. Debt service charges on Consolidated Notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in this County's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of Consolidated Notes as provided in this resolution.

The Paying Agent and Registrar may, with the approval of this County, enter into an agreement with the beneficial owner or registered owner of any Consolidated Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Consolidated Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this resolution, without prior presentation or surrender of the Consolidated Note, upon any conditions which shall be satisfactory to the Paying Agent and Registrar. That payment in any event shall be made to the person who is the registered owner of that Consolidated Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the Consolidated Notes. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this resolution.

The County Auditor is authorized and directed without further action of this Board of County Commissioners to execute, acknowledge and deliver, in the name of and on behalf of this County, a blanket letter agreement between this County and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Consolidated Notes to the Depository for use in a book entry system, and to take all other actions they deem appropriate in issuing the Consolidated Notes under a book entry system.

If any Depository determines not to continue to act as Depository for the Consolidated Notes for use in a book entry system, this County and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this resolution. If this County and the Paying Agent and Registrar do not or are unable to do so, this County and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Consolidated Notes from the Depository and authenticate and deliver Consolidated Note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Consolidated Notes), if the event is not the result of action or inaction by this County or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 7. That the County Auditor is hereby authorized without further action of this Board of County Commissioners to execute and deliver an agreement with the Paying Agent and Registrar for its services as paying agent, registrar and transfer agent for the Consolidated Notes, in each case in such form as such officer may approve, the execution thereof by such officer to be conclusive evidence of such authorization and approval.

SECTION 8. That the law firm of Peck, Shaffer & Williams LLP be and is hereby retained as bond counsel to the County to prepare the necessary authorization and related closing documents for the issuance, sale and delivery of the Consolidated Notes and, if appropriate, rendering its approving legal opinion in connection therewith in accordance with the written agreement presently on file with the County which at least two members of this Board of County Commissioners and the County Auditor are each hereby separately authorized to execute and deliver on behalf of the County, with such changes thereto not substantially adverse to the County as may be approved by such officers. The approval of such changes by such officers, and that the same are not substantially adverse to the County, shall be conclusively evidenced by the execution of such agreement by such officers. Such law firm shall be compensated by the County for the above

SECTION 9. That the Clerk of this Board of County Commissioners is hereby directed to forward a certified copy of this resolution to the County Auditor.

SECTION 10. That it is found and determined that all formal actions of this Board of County Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code of Ohio.

SECTION 11. That this resolution shall take effect immediately upon its adoption.
Mr. Longshaw seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:
AYES: Mr. Thomas, Mr. Longshaw, Mr. Probst
NAYS:
ADOPTED, this 24th day of May, 2006.

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

11:09 a.m. BREAK until 11:15 a.m. Agenda Item

11:15 Agenda Item-Bid Opening-BCDJFS

**IN THE MATTER OF BID OPENING
FOR ONE (1) NEW MINI VAN FOR BCDJFS**

BID OPENING

This being the day and 11:15 A.M. being the hour that bids were to be on file in the Commissioners' Office for furnishing One (1) New Mini Van for Belmont County Department of Job & Family Services, they proceeded to open the following bids.

COMPANY	BID BOND	AMOUNT
Doan Ford, Inc. Belmont-Morristown Road Belmont, OH 43718	X	\$ 16,820.00
Jim Robinson Ford Sales 250 Bethany Pike Wheeling, WV 26003	X	\$ 16,625.00

Present for the bid opening were Dwayne Pielech, Director of BCDJFS; Carl Dieter, Doan Ford; a representative from Jim Robinson Sales; Al Molnar, The Intelligencer, and Eric Ayres, Times Leader.

Motion made by Mr. Thomas, seconded by Mr. Probst to turn over all bids received for One (1) New Mini-Van for the Belmont County Department of Job & Family Services to Dwayne Pielech, Director of BCDJFS, for review and recommendation.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF BID OPENING
FOR PROJECT 06-4 APPLYING LIQUID BITUMINOUS/ENGINEER'S**

BID OPENING

This being the day and 11:30 A.M. being the hour that bids were to be on file in the Commissioner's Office for Project 06-4, Furnishing and Applying Liquid Bituminous Material for dust control on various county highways, for the Belmont County Engineer's Department, they proceeded to open the following bids:

COMPANY	BID BOND	AMOUNT
Lash Excavating & Paving P.O. Box 296, Colerain, OH 43916	X	\$ 167,632.50
	MC-70 Unit 2.10	\$98,175.00
	MC-3000 Unit 1.89	\$69,457.50

Present for the bid opening were Fred Bennett, County Engineer; Dave Lash, Lash Excavating & Paving; Eric Ayres, Times Leader; and Al Molnar, Intelligencer.

Motion made by Mr. Probst, seconded by Mr. Thomas to turn over all bids received for the Belmont County Engineer's Project 06-4 Applying Liquid Bituminous Material, to Fred Bennett, County Engineer, for review and recommendation.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 3:05 P.M.**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to adjourn the meeting at 3:05 p.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 31st day of May, 2006.

COUNTY COMMISSIONERS

May 24, 2006

We, Charles R. Probst, Jr., and Jayne Long, President and Assistant 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

ASSISTANT CLERK