

St. Clairsville, Ohio

January 17, 2007

The Board of Commissioners of Belmont County, Ohio, met this day in regular session. Present: Mark A. Thomas, Gordie W. Longshaw and Charles R. Probst, Jr., Commissioners and Jayne Long, Assistant Clerk of the Board. Minutes of the meeting of January 10, 2007, 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-AMCJO, Inc.	Winter Judge's Conference-Eastern Ct./General Fund	215.00
Embassy Suites Hotel	Winter Judge's Conference-Eastern Ct./General Fund	324.00
FOJ Fund	2007 FOJ Monies/General Fund	56,276.00
Jayne Long	Reimburse expenses-Commissioners/General Fund	64.45
Reserve Account	Postage-Eastern Ct./General Fund	3,000.00
Tobias Stidd	Mileage reimbursement-Probation Officer/General Fund	237.63
Treasurer of State of Ohio	Audits/General Fund	884.79
U.S. Postal Service	Postage/General Fund	28,700.00
C-Christopher McBride	Courtroom remodeling/Indigent Guardianship Fund	2,040.04
Crystal Springs	Water/Indigent Guardianship Fund	199.70
M-Mary Lyle	Mileage reimbursement/Intake Coordinator-Juvenile Court Fund	174.44
N-Tim's Custom Installation	AM Radio Counter install-EMA/Emergency Oper. Ctr. Constr. Fund	500.00
Treasurer of State of Ohio	Slip Repairs CR 54/Road & Bridge Improvements Fund	45,768.06
Treasurer of State of Ohio	Slip Repairs CR 54/Road & Bridge Improvements Fund	94,759.67
S-C.M. McBride & Co.	Repairs/Juvenile Court Computer Fund	1,865.05
Comcast	Internet/Clerk of Courts Computer Fund	338.55
Dolbey & Company	Foot controls & ear phones/Probate Court Computer Fund	260.00
Maximus, Inc.	Maintenance/Clerk of Courts Computer Fund	3,281.88
Maximus, Inc.	Support/Probate Court Computer Fund	2,400.00
Terri Simpson	Restitution/Juvenile Court Restitution Fund	117.15
T-Chase Bank	CDBG Funds	49,554.00
W-Delinquent Collectors of Ohio, Inc.	Collection of delinquent taxes/DRETAC Treasurer's Office Fund	2,690.39
Reliable Office Supply	Supplies/Prosecutor's Victim Program Fund	188.44

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

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve the Recapitulation of Vouchers dated for January 17, 2007 as follow:

FUND	AMOUNT
A-GENERAL	\$5,285.32; \$9,581.66; \$1,802.94
GENERAL/AUDITOR	\$1,390.66
GENERAL/EMA	\$4,190.37
GENERAL/SHERIFF	\$1,774.07
GENERAL/911	\$7,901.61
B-Dog & Kennel	\$935.35
E-911	\$2,223.99
H-County Home, Park Health	\$106,236.36
Job & Family, CSEA	\$19,582.62
Job & Family, Public Assistance	\$26,539.88; \$47,584.78; \$1,963.62; \$47,484.31; \$83,399.95; \$106.00; \$10,319.76
Job & Family, WIA	\$7,075.25
J-Real Estate Assessment	\$37,321.96; \$84,847.18
K-Engineer MVGT	\$21,477.63
M-Juvenile Ct. Title IV-E Reimb	\$10,562.39; \$3,998.44
Juvenile Court Placement II	\$2,276.25
S-District Detention Center	\$35,436.49
Job & Family, Children Services	\$7,866.52; \$6,826.39
Juvenile Court Restitution	\$3,746.71; \$48,140.76
Juvenile Court Special Projects	\$718.61
Oakview Juvenile Residential Center	\$728.00
Port Authority	\$794.24
Sheriff CCW	\$814.31
Y90-Sanitary Sewer District	\$896.81
	\$2,414.30; \$489.99; \$2,502.08; \$122.38; \$485.00

Upon roll call the vote was as follows:

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

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

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

FROM	TO	AMOUNT
E-0051-A001-A28.000 Other Expenses	E-0064-A002-A09.000 Appellate Court District	\$19,747.00
E-0055-A004-B25.000 Western Satellite, Bethesda	E-0055-A004-B32.000 Eastern Ct Bldg	\$10,000.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF TRANSFER WITHIN FUND FOR
THE BCDJFS WIA AREA 16 FUND**

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve the following transfer within fund for the BCDJFS WIA AREA 16 Fund.

FROM	TO	AMOUNT
E-2610-H008-H01.000 Belmont Co. DJFS-WIA	E-2610-H008-H05.000 Belmont Co. Flood Grant	\$ 3,000.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF TRANSFER OF FUNDS WITHIN
THE BELMONT COUNTY N18 SSD #2 FORCE MAIN FUND**

Motion made by Mr. Longshaw, seconded by Mr. Thomas to approve the following transfer of funds within the Belmont County N18 Fund.

FROM	TO	AMOUNT
E-9018-N018-N02.055 Contract Projects	E-9018-N018-N03.055 Other Expenses	\$ 63.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF TRANSFER WITHIN FUND FOR
EMERGENCY OPERATIONS CENTER CONSTRUCTION FUND**

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve the following transfers within fund for the Emergency Operations Center Construction Fund.

FROM	TO	AMOUNT
E-9033-N033-N06.012 Equipment	E-9033-N033-N01.055 Contract Projects	\$ 300.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF TRANSFERS BETWEEN FUNDS/
SHERIFF DOMESTIC VIOLENCE GRANT/SHERIFF GENERAL FUND**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to approve the following transfers between funds for the Belmont County Sheriff Dept.

FROM	TO	AMOUNT
E-5105-T008-T01.002 Salaries	E-0131-A006-A02.002 Salaries	9,874.90
E-5105-T008-T02.003 PERS/SPRS	E-0131-A006-A13.003 PERS/SPRS	2,476.91
E-5105-T008-T03.006 Health Ins.	E-9891-Y091-Y01.006 Health Ins.	<u>1,796.71</u>
TOTAL		14,148.52

Upon roll call the vote was as follows:

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

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

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

Gross Wages P/E 12/09/06 To 12/23/06

GENERAL FUND			
AUDITOR	E-0011-A001-B09.003	R-9895-Y095-Y01.500	6,954.89
AUD EMPL-PERS PROP	E-0012-A001-B14.003	R-9895-Y095-Y01.500	727.30
AUD EMPL-REAL PROP	E-0013-A001-B18.003	R-9895-Y095-Y01.500	308.80
CLERK OF COURTS	E-0021-A002-E09.003	R-9895-Y095-Y01.500	2,949.59
CO. CT. EMPL	E-0040-A002-G08.003	R-9895-Y095-Y01.500	4,065.10
CO. CT. PROBATION	E-0041-A002-H03.003	R-9895-Y095-Y01.500	313.54
COMMISSIONERS	E-0051-A001-A25.003	R-9895-Y095-Y01.500	4,990.24
COMM-LAW LIBRARY	E-0053-A013-A02.003	R-9895-Y095-Y01.500	320.12
COMM-DIS SERV	E-0054-A006-F05.003	R-9895-Y095-Y01.500	864.96

COMM-MAINT & OP	E-0055-A004-B16.003	R-9895-Y095-Y01.500	4,713.74
9-1-1 DEPT	E-0056-A006-E08.003	R-9895-Y095-Y01.500	4,867.10
COMM PLEAS CT EMPL	E-0061-A002-B14.003	R-9895-Y095-Y01.500	2,790.29
MAGISTRATE	E-0063-A002-B28.003	R-9895-Y095-Y01.500	1,381.28
DRUG COURT WORKS PROG	E-0064-A002-B51.003	R-9895-Y095-Y01.500	400.46
ENGINEERS EMPL	E-0070-A012-A08.003	R-9895-Y095-Y01.500	1,286.00
PROBATE CT EMPL	E-0081-A002-D10.003	R-9895-Y095-Y01.500	1,808.82
PROBATE CT JUV EMPL	E-0082-A002-C36.003	R-9895-Y095-Y01.500	7,334.64
PROSECUTING ATTNY	E-0111-A001-E09.003	R-9895-Y095-Y01.500	5,004.88
RECORDER	E-0121-A006-B09.003	R-9895-Y095-Y01.500	3,200.10
SHERIFF EMP (PERS)	E-0131-A006-A13.003	R-9895-Y095-Y01.500	5,487.90
TREASURER	E-0141-A001-C09.003	R-9895-Y095-Y01.500	2,619.36
CORONER	E-0151-A002-F07.003	R-9895-Y095-Y01.500	768.84
SOLDIER'S RELIEF	E-0160-A009-D07.003	R-9895-Y095-Y01.500	1,556.75
PUBLIC DEFENDER	E-0170-A006-G09.003	R-9895-Y095-Y01.500	1,550.32
BD OF ELECT/EMPLY	E-0181-A003-A09.003	R-9895-Y095-Y01.500	2,140.78
BUDGET COMM	E-0210-A001-F02.003	R-9895-Y095-Y01.500	68.50
T. B. SAN	E-0300-A008-B10.003	R-9895-Y095-Y01.500	453.01
			68,927.31
DOG & KENNEL	E-1600-B000-B08.003	R-9895-Y095-Y01.500	714.69
COUNTY HEALTH	E-2210-E001-E10.003	R-9895-Y095-Y01.500	2,319.11
Vital Statistics	E-2213-F075-F02.003	R-9895-Y095-Y01.500	
Public Health Infrastructure	E-2214-F076-F01.002	R-9895-Y095-Y01.500	701.91
Family Planning	E-2215-F077-F01.002	R-9895-Y095-Y01.500	373.79
Tobacco Program	E-2216-F078-F02.002	R-9895-Y095-Y01.500	445.94
Women's Health	E-2217-F079-F01.002	R-9895-Y095-Y01.500	184.63
Food Service	E-2218-G000-G06.003	R-9895-Y095-Y01.500	705.87
PARK HEALTH CENTER	E-2150-H030-H08.003	R-9895-Y095-Y01.500	28,253.70
R.E. ASSESSMENT	E-1310-J000-J04.003	R-9895-Y095-Y01.500	864.19
ENGINEER K-1 & K-2	E-2811-K000-K08.003	R-9895-Y095-Y01.500	2,979.50
ENG EMP-MVGT K-11	E-2812-K000-K21.003	R-9895-Y095-Y01.500	11,318.39
ENG EMP-BRIDGE K-25	E-2813-K000-K34.003	R-9895-Y095-Y01.500	3,895.71
SOIL CONSERVATION	E-1810-L001-L11.003	R-9895-Y095-Y01.500	1,440.65
Care and Custody-Restitution	E-0400-M060-M61.003	R-9895-Y095-Y01.500	284.70
Care and Custody-C-Cap	E-0400-M060-M26.003	R-9895-Y095-Y01.500	649.83
Care and Custody-Drug Court	E-0400-M060-M72.003	R-9895-Y095-Y01.500	35.32
Alternative School	E-0400-M067-M02.003	R-9895-Y095-Y01.500	653.48
Title IV-E	E-0400-M078-M02.008	R-9895-Y095-Y01.500	1,126.29
LEPC	E-1720-P090-P08.003	R-9895-Y095-Y01.500	110.38
Bel Co Port Authority	E-9799-S012-S08.003	R-9895-Y095-Y01.500	1,211.92
OAKVIEW-JUVENILE	E-8010-S030-S66.003	R-9895-Y095-Y01.500	5,730.69
DIST DET HOME	E-0910-S033-S44.003	R-9895-Y095-Y01.500	7,379.71
Ohio Valley Recycling	E-0820-S039-V10.003	R-9895-Y095-Y01.500	857.32
MENTAL HEALTH	E-2310-S049-S60.003	R-9895-Y095-Y01.500	2,597.66
MENTAL RETARDATION	E-2410-S066-S76.003	R-9895-Y095-Y01.500	30,245.57
Mediation Grant-Comm Pleas	E-1573-S074-S02.003	R-9895-Y095-Y01.500	753.04
CORRECTIONS ACT GRNT	E-1520-S077-S03.003	R-9895-Y095-Y01.500	483.56
CO RECORDER	E-1210-S078-S11.003	R-9895-Y095-Y01.500	27.86
CLRK CRTS-TITLE DEPT	E-6010-S079-S06.003	R-9895-Y095-Y01.500	2,733.10
NORTHRN CRT-SPECIAL	E-1561-S086-S02.003	R-9895-Y095-Y01.500	270.92
EASTERN CRT-SPECIAL	E-1571-S087-S02.003	R-9895-Y095-Y01.500	298.54
WEST CRT-SPECIAL	E-1551-S088-S02.003	R-9895-Y095-Y01.500	345.97
COMMON PLEAS CRT-SPEC	E-1572-S089-S07.003	R-9895-Y095-Y01.500	130.15
WIC PROGRAM	E-4110-T075-T52.008	R-9895-Y095-Y01.500	1,850.70
IAP	E-2223-T077-T01.002	R-9895-Y095-Y01.500	258.45
Welcome Home	E-2226-T079-T01.002	R-9895-Y095-Y01.500	113.68
PROS-VICTIM PROGRAM	E-1511-W080-P05.003	R-9895-Y095-Y01.500	570.88
DRETAC-PROSECUTOR	E-1510-W081-P05.003	R-9895-Y095-Y01.500	422.60
DRETAC-TREASURER	E-1410-W082-T05.003	R-9895-Y095-Y01.500	
WATER/SEWER DEPT	E-3701-P003-P29.003	R-9895-Y095-Y01.500	1,288.80
	E-3702-P005-P29.003	R-9895-Y095-Y01.500	5,842.62
	E-3704-P051-P13.003	R-9895-Y095-Y01.500	619.07
	E-3705-P053-P13.003	R-9895-Y095-Y01.500	2,166.08
	E-3706-P055-P13.003	R-9895-Y095-Y01.500	225.11
	E-3707-P056-P13.003	R-9895-Y095-Y01.500	30.41

HUMAN SERVICES	E-2510-H000-H12.003	R-9895-Y095-Y01.500	61,113.48
BEL CO FLOOD DISASTER	E-2530-H004-H02.003	R-9895-Y095-Y01.500	10,821.64
C.S.E.A.	E-2760-H010-H07.003	R-9895-Y095-Y01.500	5,618.70

269,993.62

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE INDIGENT DRIVERS ALCOHOL 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 January 17, 2007.

E-1651-B015-B03.011 Contract Services \$ 150,509.76

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE H004 BELMONT CO. FLOOD DISASTER GRANT FUND**

Motion made by Mr. Probst, seconded by Mr. Longshaw to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of January 17, 2007.

BELMONT COUNTY

FLOOD DISASTER GRANT FUND H004

E-2530-H004-H01.002	Salaries	30,000.00
E-2530-H004-H02.003	PERS	10,000.00
E-2530-H004-H03.005	Medicare	1,000.00
E-2530-H004-H05.000	Supplies	<u>9,000.00</u>
TOTAL		50,000.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE SOIL CONSERVATION FUND**

Motion made by Mr. Probst, seconded by Mr. Longshaw to make the following additional appropriation, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of January 17, 2007.

E-1810-L001-L08.000 Scholarship-Education \$ 200.00

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE JUVENILE COURT CARE AND CUSTODY FUND**

Motion made by Mr. Probst, seconded by Mr. Thomas to make the following additional appropriations, in accordance with the Amended Official Certificate of Estimated Resources as revised by the Budget Commission, under the date of January 17, 2007.

M-60-CARE AND CUSTODY

E-0400-M060-M71.002 Salaries \$ 34,055.32

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE S012 PORT AUTHORITY 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 January 17, 2007.

BELMONT COUNTY PORT AUTHORITY

E-9799-S012-S01.002	Salaries	29,809.64
E-9799-S012-S07.000	Professional/Research	4,471.50
E-9799-S012-S02.006	Hospitalization	1,553.47
E-9799-S012-S03.012	Equipment	350.34
E-9799-S012-S04.010	Supplies	239.00
E-9799-S012-S05.000	Travel Expenses	933.71
E-9799-S012-S06.000	Marketing/Promotion	409.35
E-9799-S012-S10.000	Other Expenses	4,233.26
E-9799-S012-S08.003	PERS	<u>3,803.26</u>
TOTAL		45,219.16
E-9799-S012-S09.004	Workers Comp	- 584.37

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADDITIONAL APPROPRIATIONS
FOR THE BELMONT COUNTY PROSECUTOR'S OFFICE VICTIM-WITNESS ASSISTANCE PROGRAM 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 January 17, 2007.

E-1511-W080-P07.006 Hospitalization \$ 255.00

Upon roll call the vote was as follows:

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

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

Motion made by Mr. Probst, seconded by Mr. Thomas to execute payment of Then and Now Certification dated January 10, 2007 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. Probst Yes
Mr. Thomas Yes
Mr. Longshaw Yes

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

Motion made by Mr. Probst, seconded by Mr. Thomas granting permission for county employees to travel as follows:
AUDITOR – Don Harr to Sherrodsville, OH, on April 10-12, 2007, for Ohio Weights & Measures Assoc. Annual Conference. Estimated expenses: \$500.00. A county car will be used.
BCDJFS-Dwayne Pielech, Vincent Gianangeli, Jane Fink & Jack Cera to various meetings in January, 2007. Estimated expenses: \$512.80.
ENGINEER – Fred F. Bennett and Michael Wahl to Dublin, OH, on February 1-2, 2007, for 2007 Annual County Engineers Conference. Estimated expenses: \$750.00.
Don Pickenpaugh, to Sharonville, OH, on Feb 8-10, 2007, for Professional Land Surveyors of Ohio, Inc. 32nd Annual Conference. Estimated expenses: \$675.00.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF NOTIFYING OHIO DEPARTMENT OF
ADMINISTRATIVE SERVICES OF CLASSIFICATION CHANGES**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to notify the Ohio Department of Administrative Services of the intent of the Board of Belmont County Commissioners to designate the following two (2) positions as unclassified, per O.R.C. 124.11(A)(8)

Title of Position	Name of Incumbent
County Home Administrator	Vacant
Department of Development Director	Incumbent will stay classified

Upon roll call the vote was as follows:

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

**IN THE MATTER OF APPOINTING RYAN K. ERDOS
AS ADMINISTRATOR OF THE PARK HEALTH CENTER**

Motion made by Mr. Probst, seconded by Mr. Longshaw to appoint Ryan K. Erdos as the full-time Administrator of the Park Health Center, effective January 17, 2007.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ADOPTING RESOLUTION
ESTABLISHING COMPENSATION AND BENEFITS FOR THE ADMINISTRATOR
OF THE BELMONT COUNTY PARK HEALTH CENTER**

RESOLUTION

WHEREAS, pursuant to the Ohio Revised Code, the Belmont County Board of Commissioners is the appointing authority for the Administrator of the Belmont County Park Health Center, and;
WHEREAS, the Board has hired Ryan K. Erdos as the Administrator of the Belmont County Park Health Center effective January 17, 2007, and;
WHEREAS, the Commissioners hereby establish the position of Administrator of the Belmont County Park Health Center as a salaried position. Thus, the Administrator shall be paid on a salary basis, as that term is used under the Fair Labor Standards Act ("FLSA"), 29 U.S.C. 201 *ET seq.* Such position shall be paid an annual salary of \$60,000, effective with pay period ending January 06, 2007, with future increases determined by Resolution of the Board of Commissioners, and;
WHEREAS, the Administrator shall receive health insurance, dental insurance, vision insurance and life insurance benefits as authorized by the Board for other county employees and as stipulated in the "Belmont County Personalized Employee Plan". The Administrator will make an employee contribution when required by county policy, and;
WHEREAS, the Administrator shall receive vacation and sick leave benefits in accordance with the Ohio Revised Code for county employees;
WHEREAS, the Commissioners have determined that this position shall be in the unclassified service under O.R.C. §124.11 (A)(8).
WHEREFORE, BE IT FURTHER RESOLVED THAT: this position shall be considered overtime-exempt pursuant to the Executive exemption provided under the applicable provisions of the FLSA because the Administrator exercises management and supervisory responsibility for the department. Therefore, the Administrator shall be exempt from the payment of overtime under the FLSA and the accrual of compensatory time.

Adopted January 17, 2007

Motion made by Mr. Probst, seconded by Mr. Longshaw to adopt the foregoing resolution and upon roll call the vote was as follows:

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

**Note: Commissioner Thomas noted that the board will not be replacing the Assistant Administrator position..*

IN THE MATTER OF
LONDON RIDGE
RICHLAND TOWNSHIP SEC 29, T-7, R-4

[Belmont Co. Commissioners
[Courthouse
[St. Clairsville, Ohio 43950
[Date January 17, 2007

Motion made by Mr. Thomas, seconded by Mr. Probst to authorize the Assistant Clerk of the Board to establish a date and time for the Subdivision Hearing in regards to London Ridge, Richland Township Sec. 29, T7, R4, pursuant to the Ohio Revised Code Section 711.05 and proceed with the required notifications.

NOTICE OF NEW SUB-DIVISION
Revised Code Sec. 711.05
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To: Cindi Henry, Clerk, Richland Township Trustees, 118 Overbaugh Ave., St. Clairsville, OH 43950

You are hereby notified that the 7th day of February, 2007, at 11:00 o'clock A. M., has been fixed as the date, and the office of the Commissioners, in the Courthouse, St. Clairsville, Ohio, as the place where the Commissioners will act on the above stated matter.

By order of the Belmont County Commissioners.

Jayne Long /s/
Assistant Clerk of the Board

- Mail by certified return receipt requested
- cc: Richland Township Trustees
Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING PAYMENT OF INVOICES FOR CMG ARCHITECTS & ENGINEERS, LLP/EASTERN DIV. COURT LAND/HABILITATION CENTER

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve payment of invoices for CMG Architects & Engineer's LLP, for the period of 12/1/06 through 12/31/06, as follows:

INVOICE #	PROJECT	AMOUNT
10494	Eastern Division Court Building/land acquisition	\$ 980.87
10495	Habilitation Center Program Development	\$ 652.19
10498	Habilitation Center Adaptive Reuse Stage 1	\$ 9,529.37

Upon roll call the vote was as follows:

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

IN THE MATTER OF APPROVING AND SIGNING AN AMENDMENT TO EASEMENT BETWEEN OHIO RIVER COLLIERIES AND BELMONT CO. SANITARY SEWER DISTRICT

Motion made by Mr. Probst, seconded by Mr. Longshaw to approve and sign an amendment to the easement recorded in Volume 792, Page 41 of the Belmont County Deed Records, between Ohio River Collieries, Inc. and Belmont County Sanitary Sewer District No. 2, to provide an appropriate right-of-way and access to the sanitary sewer line "as built."

Note: The sewer line has been installed and is outside of the original easement.

AMENDMENT TO EASEMENT

This Amendment to Easement made this 17th day of January, 2007, by and between Ohio River Collieries, Inc. (hereinafter Ohio), whose address is P.O. Box 128, Bannock, OH 43972 and Belmont County Sanitary Sewer District No. 2 (hereinafter Sewer District), whose address is c/o Belmont County Commissioners, whose address is Belmont County Courthouse, 101 West Main Street, St. Clairsville, Ohio 43950.

WITNESSETH

WHEREAS, Ohio granted an easement to Sewer District for the installation and maintenance of a sanitary sewer line and appropriate manholes. Said easement being recorded in Deed Volume 792, Page 41, Belmont County Deed Records; and

WHEREAS, the sanitary sewer line has been installed and the installation of the sewer line "as built" is outside of the easement generally contemplated by the parties; and

WHEREAS, Ohio and Sewer District wish to amend the original easement recorded in Volume 792, Page 41, Belmont County Deed Records to provide an appropriate right of way and access to the sanitary sewer line "as built".

NOW, THEREFORE, in consideration of the sum of one Dollar (\$1.00) and other good and valuable consideration paid by, or on behalf of, Sewer District to Ohio, receipt of which is hereby acknowledged, the easement previously recorded in Volume 792, Page 41, Belmont County Deed Records, is hereby amended to include an adjustment in width as shown on the drawing attached hereto as Exhibit "A" and made a part hereof by incorporation.

In all other respects, the terms and conditions of the easement recorded in Volume 792, Page 41, shall remain in full force and effect.

Executed this 17th day of January, 2007.

Ohio River Collieries, Inc.
By: _____
Its: _____

Belmont County Sanitary Sewer District No. 2
By: Charles R. Probst, Jr. /s/
Charles R. Probst, Jr.
Mark A. Thomas /a/
Mark A. Thomas
Gordie W. Longshaw /s/
Gordie W. Longshaw

Upon roll call the vote was as follows:

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

**IN THE MATTER OF SIGNING AND APPROVING
SERVICE AGREEMENTS ON BEHALF OF BELMONT COUNTY 911**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to sign and approve the following service agreements, on behalf of Belmont County 911, for the year 2007:

<u>Company</u>	<u>Purpose</u>	<u>Contract Dates</u>	<u>Amount</u>
SBM Electronics -	Service of 911 Recording Equipment at 5 Public Safety Answering Points	1/1/07-12/31/07	\$4,500.00/year
Staley Communication	- Service of portable mobiles & pagers	1/1/07-12/31/07	\$75,792.00/year
Datamaxx Applied Technologies-	Service for LEADS equipment	3/1/07-3/1/08	\$888.00/year

Upon roll call the vote was as follows:

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

**IN THE MATTER OF SIGNING AND APPROVING
FEDERAL ANNUAL CERTIFICATION REPORT FOR
FY 2006 FOR BELMONT CO. SHERIFF'S OFFICE**

Motion made by Mr. Probst, seconded by Mr. Longshaw authorizing Mark A. Thomas as the Governing Body Head, to sign and approve the Federal Annual Certification Report for FY 2006 for the Belmont County Sheriff's Office.

Upon roll call the vote was as follows:

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

**IN THE MATTER OF ENTERING INTO
ANNUAL AMBULANCE SERVICE CONTRACTS
WITH FIRE DEPARTMENTS**

Motion made by Mr. Probst, seconded by Mr. Longshaw to enter into the annual ambulance service contracts, pursuant to O.R.C.307.051, in the amount of \$6,500.00, with the following twenty-five fire departments for the year of 2007. The following shall provide ambulance service to the residents of Belmont County within their general jurisdiction and locale and for services rendered shall be paid by the County the sum of \$6,500.00

Ambulance Contract List

Barnesville Emergency Squad	Barton Vol. Fire Department
Beallsville Vol. Fire Department	Belmont Vol. Fire Department
Bethesda Vol. Fire Department	Bridgeport Fire & Emergency Department
Brookside Vol. Fire Department	Colerain Vol. Fire Department
Cumberland Trail Fire District	Flushing Vol. Fire Department
Glencoe Vol. Fire Department	Holloway Fire Dept. & Emergency Squad
Lafferty Vol. Fire Department	Martins Ferry Fire & Emergency Squad
Maynard Vol. Fire Department	Neffs Vol. Fire Department
Powhatan Emergency Squad	Rockhill Fire & Emergency Squad
Shadyside Vol. Fire Department	Smith Township Vol. Fire Department
Somerton Vol. Fire Department	Spirit of 76 Vol. Fire Department
Sunset Heights Fire Department	Wolfhurst Vol. Fire Department
Yorkville Vol. Fire Department	

AMBULANCE SERVICE CONTRACT

This contract made and entered into this 17th day of January, 2007, by and between the Board of County Commissioners of Belmont County, party of the First part, and SEE LIST ABOVE, party of the second part.

WHEREAS, pursuant to Revised Code Sec. 307.051 enacted by the Ohio General Assembly, the County Commissioners are hereby authorized to enter into contracts in order to obtain ambulance service for the people of BELMONT County, Ohio; and

WHEREAS, Pursuant to Revised Code Sec. 307.051, the board has allocated and set aside for the year 2007 the sum of \$6,500.00 to be used for this purpose throughout Belmont County;

NOW, THEREFORE, IT IS HEREBY AGREED by and between the parties as follows:

SECTION I. That said party of the second part shall furnish ambulance service to the people of Belmont County within their general jurisdiction and locale and for services rendered for the year 2007, shall be paid by said County the sum of \$6,500.00.

SECTION II. It is further agreed and understood by and between the parties hereto that the second party is an independent operator working and operating under his own direction and control and using his own facilities, equipment, and men, and is in no manner controlled by party of the first part; as such independent operator, the second party does hereby agree to save the first party harmless from any act of negligence, malfunction of equipment or any acts performed by second party in rendering ambulance service to the residents of this County within his general jurisdiction.

This contract shall be in full force and effect from the date of signing for one year unless sooner terminated by the terms hereof.

ATTEST:
Roberta Jenkins /s/
Kathy Marino /s/
BELMONT COUNTY COMMISSIONERS
Charles R. Probst, Jr., /s/
Gordie W. Longshaw /s/
Mark A. Thomas /s/

ORGANIZATION:
Name _____
Address _____

SIGNATURES _____ **ATTEST:** _____

Upon roll call the vote was as follows:

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

**Note: Commissioner Probst noted how fortunate the county is to have so many volunteer fire departments.*

**IN THE MATTER OF ACCEPTING PROPOSAL FROM
JOSEPH C. MAROON OF MAROON ENTERPRISES FOR
SALE OF REAL ESTATE TO BELMONT CO./EASTERN
DIVISION COURT CONSTRUCTION SITE**

Motion made by Mr. Longshaw, seconded by Mr. Probst to accept the proposal in the amount of \$250,000.00 from Joseph C. Maroon, Maroon Enterprises, Bridgeport, Ohio, for the sale of real estate, located in Bellaire, to Belmont County, as the construction site for a county building for Eastern Division Court, based upon the recommendation of George Carroll, CMG Architects & Engineers, LLP.

Upon roll call the vote was as follows:

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

Note: "We have been addressing this situation for a number of years now," remarked Commissioner Thomas. Commissioner Probst noted that Maroon's has six months to prepare site to include natural gas, water, and sewage and to build a road to the site. The old court building will be torn down. The Clerk of Courts Title Office will also be located in the new building, said Commissioner Probst.

**IN THE MATTER OF SIGNING AND APPROVING
THE AMENDMENT #1 TO THE LETTER OF ARRANGEMENT
DATED MARCH 31, 2006, BETWEEN THE AUDITOR OF STATE
AND BELMONT CO. FOR JUVENILE COURT**

Motion made by Mr. Longshaw, seconded by Mr. Probst to sign and approve the Amendment #1 to the Letter of Arrangement, dated March 31, 2006, between the Auditor of State and Belmont County in the amount of \$3,500.00 for Juvenile Court.

January 10, 2007
The Honorable Joseph Pappano, Belmont County Auditor
Belmont County
100 West Main Street
St. Clairsville, OH 43950

Dear Mr. Pappano:

The letter of arrangement dated March 31, 2006 between the Auditor of State and Belmont County is hereby amended to reflect the following:

Description of/Causes for Amendment **Estimated Fee Effect**
Per letter from Judge J. Mark Costine, dated March 27, 2006 to the Auditor of State of Ohio concerning items of concern within the Belmont County Juvenile Court. The audit process now involves interviewing Juvenile Court employees to ascertain the appropriateness of possible felony charges within the Juvenile Court.

Total this amendment	<u>\$3,500.00</u>
Previous fee estimate	113,500.00
Revised fee estimate	\$117,000.00

The previous estimate for Juvenile Court was \$15,000.00 and the new estimate for Juvenile Court is \$18,500.00.

Please sign the copy of this letter in the space provided and return it to us. If you should have any questions, please call Chief Auditor, Richard Sketel, at 1-800-441-1389.

Very truly yours,

Betty Montgomery
Auditor of State of Ohio
Richard M. Sketel /s/
Richard Sketel, CFE
Chief Auditor, Southeast Region
cc: Audit Committee
Board of County Commissioners
Juvenile Court Judge

_____ ACCEPTED BY	_____ DATE
_____ TITLE	
Gordie W. Longshaw /s/	1-17-07
Gordie W. Longshaw, Belmont County Commissioner	Date
Charles R. Probst, Jr. /s/	1-17-07
Chuck Probst, Belmont County Commissioner	Date
Mark Thomas /s/	1-17-07
Mark Thomas, Belmont County Commissioner	Date
_____ Judge J. Mark Costine, Juvenile Court Judge	_____ Date

Upon roll call the vote was as follows:

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

**IN THE MATTER OF SIGNING AND APPROVING
THE AMENDMENT #1 TO THE LETTER OF ARRANGEMENT
DATED JULY 6, 2006, BETWEEN THE AUDITOR OF STATE AND
BELMONT CO. FOR OAKVIEW JUVENILE RESIDENTIAL CENTER**

Motion made by Mr. Longshaw, seconded by Mr. Probst to sign and approve the Amendment #1 to the Letter of Arrangement, dated July 6, 2006, between the Auditor of State and Belmont County in the amount of \$3,000.00 for Oakview Juvenile Residential Center.

December 9, 2006
Belmont County Commissioners
100 West Main Street
St. Clairsville, Ohio 43950
Department of Youth Services
Thomas J. Strickrath, Director
51 North High Street
Columbus, OH 43215
Governing Board of Oakview Juvenile Residential Center
67701 Oakview Road
St. Clairsville, OH 43950

We hereby amend the letter of arrangement dated July 6, 2006 between the Auditor of State and the addresses to reflect the following"

Description of/Causes for Amendment

Estimated Fee Effect

Additional work performed on expenditures whereas supporting documentation was not always available. In addition, various policies and by-laws had to be obtained to verify the proper coding of expenditures and whether expenditures were for a proper public purpose or met the requirements of the 403 restrictions.

Total this amendment \$ 3,000.00
Previous fee estimate 12,000.00
Revised fee estimate **\$15,000.00**

Please sign the copy of this letter in the space provided and return it to us. If you should have any questions, please call _____ at _____.

Very truly yours,

Betty Montgomery

Auditor of State of Ohio

Richard M. Sketel /s/

Richard M. Sketel, CFE

Chief Auditor, Southeast Region

ACCEPTED BY:

Gordie W. Longshaw /s/

Belmont County Commissioner

1-17-07

Date

Charles R. Probst, Jr. /s/

Belmont County Commissioner

1-17-07

Date

Mark A. Thomas /s/

Belmont County Commissioner

Department of Youth Services

Date

Department of Youth Services

Date

Governing Board of Oakview Juvenile Residential Center

Date

Governing Board of Oakview Juvenile Residential Center

Date

Upon roll call the vote was as follows:

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

OPEN PUBLIC FORUM – A resident asked what was going to be done about the old jail and when is it going to start. Commissioner Thomas stated, “We are in the process of evaluating all the additional and corollary needs of the county with regard to physical facilities and what monies that we may need to proceed with ‘whatever’ on each building in the year 2007.” The County Auditor has asked that all requests be set forth in letter form for the purpose of appropriating money for each one of those projects. The monies that need to be appropriated for the old jail, matching monies for the ODOT grant, need to come from the county in the approximate amount of \$135,000.00. “We’re going to ask the County Auditor to issue an additional certification so that we can then begin the process of a design of Phase I for the rehabilitation of the old jail,” explained Commissioner Thomas. Commissioner Thomas said it is the Commissioners’ intent to proceed with the rehabilitation of the old jail. It just comes down to the money that has to be certified by the County Auditor.

Commissioners were asked about money for the Mediterranean Building where old county records are stored. Commissioner Thomas advised there are discussions being held regarding what monies may be needed in 2007 and long term for the housing of old public records. One possibility is to build a new facility to store the records and sell the Mediterranean to a private entity. A decision may be made this year. Commissioner Probst noted the Buildings and Grounds Department is getting information and estimates regarding a new building. These estimates could possibly be in within the next two weeks.

Joselyn King of The Intelligencer asked the status of the flood mitigation monies regarding the Neffs buyout. Commissioner Probst stated things were moving along a lot quicker now. FEMA is doing an environmental review. He said they (FEMA) have until February 6th to complete that. That review then goes to the FEMA office in Washington and they have 30 days to review the same. There will be a meeting with the Board of Commissioners and FEMA outlining and detailing the program. Under FEMA regulations there will be a public hearing on the buy out. There are 54 structures that qualify for the buy out that will receive a letter advising them of a meeting that will be held probably at the Neffs Fire House. FEMA will meet with each homeowner after that and evaluate the property and proceed with the buy out. “I applaud the people that are affected by this on their patience because it has been a long time,” commented Commissioner Probst.

Dave Jones was present and asked to have the opportunity to get all the entities together regarding the Carnes Center. Commissioner Thomas suggested possibly next Monday or Tuesday. Mr. Jones stated he would check his calendar and get back to him.

**IN THE MATTER OF ADJOURNING
COMMISSIONERS MEETING AT 11:44 A.M.**

Motion made by Mr. Thomas, seconded by Mr. Longshaw to adjourn the meeting at 11:44 a.m.

Upon roll call the vote was as follows:

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

Read, approved and signed this 24th day of January, 2007.

 _____ COUNTY COMMISSIONERS

We, Mark A. Thomas 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