

July 24, 2008

At 9:00 a.m. the Gallia County Board of Commissioners met on this date for the purpose of approving the minutes of the previous meeting and approving the current bills. Commissioners present: Mr. Justin L. Fallon, President; Mr. David K. Smith, Vice-President and Mr. Howard J. "Joe" Foster, Member.

Justin Fallon entertained a motion for approval of the July 17, 2008 minutes. Joe Foster made and David Smith seconded a motion of approval as written. Roll call: Mr. Smith, yea; Mr. Foster, yea; Mr. Fallon, yea.

Justin Fallon entertained a motion to approve travel requests as submitted. David Smith made and Joe Foster seconded the motion. Roll call votes: Mr. Smith, yea; Mr. Foster, yea; Mr. Fallon, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
Sewer & Sanitation	Gary Myers & Donnie Cochran	July 29 & 30	Mansfield OH	Gorman Rupp Plant with Gary Silcott
Auditor	Larry Betz	August 5	Dublin, OH	SE-CAAO Legis & Exec Mtg
		August 8	Vinton County	SE-CAAO Dist. Mtg.
Commissioners	Joe Foster	August 7	Athens, OH	ACENET Tour

ANIMAL SHELTER REPORT

Week Ending	Adopted	Reclaimed	Euthanized	Died of natural causes	Rescued	Destroyed in field	Total Month
July 20 th	3	1	10	0	26	0	40

OEPA VIOLATION NOTICES

County Administrator Karen Sprague advised the Commission of an email from Dan Messerly, OEPA, stating the County will be receiving violation notices for the Meadowlook Subdivision, Tara Estates Subdivision and Rodney II Subdivision Sewer Plants. Recent I&I repairs to the Meadowlook and Rodney Sewer plants should eliminate the violation problems for those two plants. The Kanauga/Addison Sewer Project that will be bid in November 2008 and constructed during the following 18 to 24 months will eliminate the Tara Estates Sewer Plant all together as the City of Gallipolis will treat the waste from that area for the County. The Rodney plant will be eliminated with the Green Phase I project, if OEPA approves our request to change the findings and orders to a larger project with a little more time to implement. That leaves Meadowlook, which will be eliminated with the Green Phase 2 project. Given enough time, there is a plan in place to remedy these problems.

FAA GRANT 2007 DRAW #5 APPROVAL
GALLIA-MEIGS REGIONAL AIRPORT PROJECT

County Administrator Karen Sprague presented the Commission with FAA grant 2007 draw #5 forms requesting \$12,184.00 from the County's FAA grant for Jess Howard Electric Co., Inc. for construction for the Gallia-Meigs Regional Airport AWOS Project to date. Justin Fallon entertained a motion to approve and sign the grant draw #5 forms for payment of engineering invoices as presented.

Joe Foster moved and David Smith seconded this motion. Upon roll call votes were as follows: Justin Fallon, yea; David Smith, yea; Howard Joe Foster, yea.

EXECUTIVE SESSION

At 9:50 a.m. Justin Fallon entertained a motion to enter into executive session with County Administrator Karen Sprague for personnel issues. David Smith made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea. Returned to regular session at 10:20 a.m.; no action taken.

PROVIDER CONTRACTS

JFS Director Dana Glassburn presented the following child care provider contracts for approval:

- Gallia Guarding Angels, 11818 State Rte 160, Vinton OH 45686
- Tammy Ellis, 331 Co. Rd. 3, Chesapeake, Oh 45619
- Proctorville Head Start, 384 Township Rd. 1053, Proctorville OH 45669
- Cara Hall Daycare (Gingerbread House), PO Box 393, Middleport, OH 45670
- Kim Angel, 10 Quail Creek, Gallipolis OH 45631

David Smith made and Joe Foster seconded the motion to approve the provider contracts as presented. Roll call: Mr. Smith, yea; Mr. Fallon, yea; Mr. Foster, yea.

FRENCH CITY CHILDCARE

On the recommendation of JFS Director Glassburn, David Smith made a motion to approve a 90-day child care provider contract with French City Child Care in Gallipolis and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

PURCHASE OF SERVICE CONTRACT

JFS Director Dana Glassburn presented a purchase of service contract between the Gallia County Department of Job and Family Services and Gallia Vinton ESC for the purchase of After School Activities which is funded by TANF numbered 93.558. David Smith made and Joe Foster seconded the motion to approve the contract as presented. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

EXECUTIVE SESSION

At 10:28 a.m. Justin Fallon entertained a motion to enter into executive session with JFS Director Dana Glassburn for personnel issues. David Smith made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea. Returned to regular session at 10:53 p.m.; no action taken.

BID AWARD – ISSUE I PAVING PROJECT

Upon the written recommendation of County Engineer the Issue I paving project was awarded to the low bidder, The Shelly Company for \$711,478.50. David Smith made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

BID AWARD - CDBG PAVING PROJECT

Upon the recommendation of County Administrator Karen Sprague the Commissioners awarded the CDBG paving project to the low bidder, The Shelly Company for \$63,156.00. Joe Foster made and David Smith seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

STATE RTE 850 PROJECT

Michele Throckmorton, OVRDC Economic Development Coordinator and Debbie Fought, ODOT Planning & Program Administrator for District 10; Engineer Glenn Smith and Assistant Engineer Craig Barnes met with the Commission to discuss the SR 850 project. The following was discussed:

- The SOACDF \$100,000 grant requires expenditure and project completion within 2 years from grant agreement date of 4/7/2008 – so deadline is 4/7/2010
 - This is the reason Gallia County only sited the easement acquisition portion for this grant application – easement acquisition and expenditure of easement funds will be completed by 4/7/2010, however construction will not be completed by then.
- The ARC \$500,000 grant will be targeted for both the easement acquisition and the construction portions of the project, thus allowing the \$100,000 SOACDF grant to be utilized as the local match as required in the ARC program.
- ODOT will revise the cost estimate to be used for the ARC application removing the \$180,000 that is planned for paying the staff that works in the field to arrive at an agreement with the property owners for the easements.
 - This portion will be removed from the project cost estimate so this work can begin by ODOT on 8/1/08 as planned without impacting the ARC grant application process, which requires that none of the project can begin before the grant is awarded.
- Estimated date for the ARC grant agreement to be obtained is Dec. 2008 or Jan. 2009
- ODOT agrees to not have any easements signed or expend funds for any easements until the ARC grant agreement is obtained in Dec. 2008 or Jan. 2009
- This will allow the project to still be bid by ODOT in Oct. 2009 and awarded in Nov. 2009
- Construction timeline estimated to take 1 year from bid award.

TEXAS RD

Texas Road resident Sheila Gosch met with the Commissioners regarding the legal right-of-way width of Texas Rd. County Engineer Glenn Smith was present and advised that if there was no width legally recorded, it would have to meet the minimum state requirements of 30'.

PERS RESOLUTION

JFS Director Dana Glassburn presented the following resolution for approval:

AUTHORIZATION FOR THE GALLIA COUNTY DEPARTMENT OF JOB & FAMILY SERVICES TO PICK UP ALL OF THE STATUTORILY REQUIRED CONTRIBUTION TO THE PUBLIC EMPLOYEES RETIREMENT SYSTEM OF OHIO FOR THE EMPLOYEES OF THE AGENCY PURSUANT TO I.R.C. SECTION 414 (H) (2).

WHEREAS, Pursuant to federal and Ohio laws, the employees of the Gallia County Department of Job & Family Services could defer the federal and state income taxes on a portion of their wages or salaries if the Gallia County Department of Job & Family Services would "pick up" (assume and pay) the statutorily required contribution by such covered employees to the Public Employees Retirement System of Ohio: and

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GALLIA COUNTY OHIO, THAT:

SECTION 1: Retroactive to effective date January 1, 1996, 100% of the statutorily required contributions to the Public Employees Retirement System of Ohio shall be picked up and paid as a fringe benefit by the agency for each person within any of the classes established in Section 2 herein. This "pick up" by the Gallia County Department of Job & Family Services is, and shall be designated as, public employee contributions and shall be in lieu of contributions to the Public Employees Retirement System of Ohio by each person within any of the classes established in Section 2 herein. No person subject to this "pick up" shall have the option of choosing to receive the statutorily required contribution to the Public Employees Retirement System of Ohio directly instead of having it "picked up" by the Gallia County Department of Job & Family Services or of being excluded from the "Pick up".

The Gallia County Department of Job & Family Services shall, in reporting and making remittance to the Public Employees Retirement System of Ohio report that the public employees contribution for each person subject to this "pick up" has been made as provided by the statute.

SECTION 2: The "pick up" by the Gallia County Department of Job & Family Services provided by this resolution shall apply to all persons that:

Are employees of the Gallia County Department of Job & Family Services who are or become contributing members of the Public Employees Retirement System of Ohio.

SECTION 3: Under the Fringe Benefit Method of Employer pick up, salary is not modified, however, the employer will pay 100% of the employees, statutorily required contribution to PERS.

SECTION 4: The Treasurer is hereby authorized and directed to implement the provisions of this Resolution to institute the "pick up", of the statutorily required contributions to the Public Employees Retirement System of Ohio for those persons reflected in Section 2 herein so as to enable them to obtain the result in federal and state tax deferrals and other benefits..

*Adopted July 24, 2008
s/Justin Fallon, President
s/David Smith
s/Joe Foster*

*Attest:
s/Terry Hemby, Clerk*

Based upon the IRS ruling and the recommendations of Director Dana Glassburn, David Smith moved to make affective the PERS pickup of the JFS contract based on previous journal entries dating back as far as 1996. Joe Foster seconded the motion; roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

TITLE IV-D

Director Dana Glassburn presented the following Title IV-D resolution for signature. The contract was previously approved on 7/3/08. Joe Foster made and David Smith seconded a motion to sign the resolution as presented. Roll call: Mr. Smith, yea; Mr. Fallon, yea; Mr. Foster, yea.

In the matter concerning the Title IV-D Service Contract between Gallia County Child Support Enforcement Agency (hereinafter referred to as "CSEA") and the Gallia County Clerk of Courts (hereinafter referred to as "Contractor"). Be it resolved by the Board of County Commissioners of Gallia County, Ohio, to authorize said contract pursuant to Title IV-D of the Social Security Act, section 3125.13 and 3125.14 of the Ohio Revised Code, and rule 5101:12-10-45 and its supplemental rules of the Ohio Administrative Code promulgated by the Ohio Department of Job and Family Services, the CSEA is authorized to enter into said contract with the Contractor for the purchased services on the 1st day of July 2008. The foregoing resolution was introduced upon a motion by Board member Joe Foster, and seconded by Board member David Smith and the vote taken thereon resulted

In the following:

*Votes in favor of the resolution: 3
Votes opposed to the resolution: 0*

*Gallia County Commissioners
s/ Justin L. Fallon, President
s/David K. Smith, Vice President
s/Howard "Joe" Foster, Member*

This resolution adopted by the Gallia County, Ohio, Board of County Commissioners on the 3rd day of July, 2008.

Attest:

s/Terry Hemby, Clerk to the Board

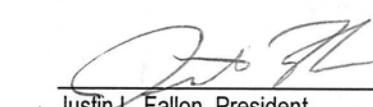
VICTIM ASSISTANCE PROGRAM FUNDING

Victims Advocate Susan Grady and City Auditor representative Shelly Terry met with the Commissioners to request continued funding for the program. Joe Foster made and David Smith seconded the motion to approve funding the program \$6,000 and encouraged Ms. Grady to explore additional funding avenues through Municipal Court. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, yea.

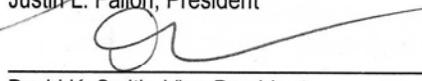
- 1:00 pm, Commissioner Justin Fallon left to attend the Board of Revision's in the 2nd floor meeting room of the Courthouse.

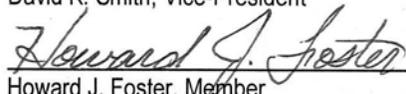
ADJOURN

At 1:58 p.m. David Smith moved to adjourn and Joe Foster seconded the motion. Roll call: Mr. Foster, yea; Mr. Smith, yea; Mr. Fallon, absent.


Justin L. Fallon, President


Terry Hemby, Clerk


David K. Smith, Vice-President


Howard J. Foster, Member