

## 43

December 23, 2008

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. At 9:00 a.m. the meeting was called to order by President Justin L. Fallon. Roll Call: Mr. Justin L. Fallon, present; Mr. David K. Smith, absent and Member Mr. Howard J. "Joe" Foster, present.

Justin Fallon entertained a motion for approval of the December 18, 2008 minutes. Joe Foster made and Justin Fallon seconded a motion of approval as written. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Mr. Smith, absent.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
Commissioners	Karen Sprague & a Commissioner	12/30/08	Jackson, Ohio	NSP meeting Region 21
	Karen Sprague	1/16/09	Columbus, Ohio	NSP meeting

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

ANIMAL SHELTER REPORT

Week Ending	Adopted	Reclaimed	Euthanized	Died of natural causes	Rescued	Destroyed in field	Total Month
12/21	0	0	9	0	7	0	16

ODJFS GRANT TO JUVENILE COURT

ODJFS grant to Juvenile Court – Joe Foster made and Justin Fallon seconded permission to sign sub grant agreement amendment one due to decrease in grant funds for 2009. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Mr. Smith, absent.

POLICY - EMPLOYEE HIRE

Joe Foster made and Justin Fallon seconded a motion to establish a policy that all future employees to be hired by the Gallia County Commissioner's must satisfactorily complete a background check through the Sheriff's Office and a drug test before being hired effective immediately. Roll call: Mr. Fallon, yea; Mr. Foster, yea.

EMPLOYEE HIRE

Joe Foster made a motion based on recommendation from the County Administrator Karen Sprague & maintenance staff to hire Shane Shuler as a full-time employee with full benefits (80 hours bi-weekly) in the maintenance/custodial staff to work at the Service Center effective 1/5/09 at the rate of \$8.00 per hour. This hire will be contingent upon satisfactory completion of background check through the Sheriff's Office and drug test. Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea.

EMS STATION BID

County Administrator Karen Sprague presented the Commission with a letter from EMS Station Project Engineer Randy Breech recommending the bid be awarded to Blair Builders as the lowest & best bidder. Commission noted that since the sewer connection, interior phone & network cabling and electric connection to the generator at 911 were not in the original bid they would prefer to meet with Mr. Breech and Mr. Blair to discuss these items in person before awarding the project. Ms. Sprague was instructed to contact them for a meeting during the Commission's 1/8/09 meeting. No action taken at this time.

EXECUTIVE SESSION

County Auditor Larry Betz met with the Commission to request executive session to discuss a personnel matter in his office. Joe Foster moved and Justin Fallon seconded a motion to move into executive session at 9:45 am with Mr. Betz and Commissioner-elect Lois Snyder. Roll call: Mr. Fallon, yea; Mr. Foster, yea. Back to regular session at 10:08 am. No action taken.

GAAP CONVERSION

As presented by County Auditor Larry Betz, Joe Foster made Justin Fallon seconded a motion to approve a contract with Balestra, Harr & Scherer, Consulting, LLC for the GAAP Conversion for 2008, 2009 & 2010 for an annual amount of \$21,000 plus \$3,000 for the Federal Schedule. Roll call: Mr. Fallon, yea; Mr. Foster, yea. It was noted this amount is the same as for 2007.

BID AWARD – 4 YEAR DEPOSITORY AGREEMENT

10:30 AM – Treasurer Steve McGhee recommended the Commission accept the bid from Ohio Valley Bank at a rate of not less than 3% for the 4 year depository agreement. Joe Foster made and Justin Fallon seconded the motion to award the bid to Ohio Valley Bank as recommended by Treasurer McGhee. Roll call: Mr. Fallon, yea; Mr. Foster, yea.

ASSET THRESHOLD FOR FY 2008

10:35 AM – JFS Director Dana Glassburn advised that after meeting with the State Auditor's it was his recommendation to set the Asset Threshold for all other assets not including infrastructure at \$5,000 retroactive to January 1, 2008 to coincide with the 2008 annual single audit report. Joe Foster made and Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea.

DEFENSE OF THE INDIGENT

10:45 AM – Joe Foster made and Justin Fallon seconded a motion to go into executive session at 10:45 am with Attorney Doug Cowles from the Gallia County Criminal Defense Lawyers Association and Commissioner-elect Lois Snyder to discuss the Defense of the Indigent contract with the county for 2009. Back to regular session at 10:51 am. No action taken.

EXECUTIVE SESSION

JFS Director Dana Glassburn requested executive session to discuss a personnel matter in his office. Mr. Foster moved and Justin Fallon seconded a motion to move into executive session at 10:52 am with Mr. Glassburn and Commissioner-elect Lois Snyder. Roll call: Mr. Fallon, yea; Mr. Foster, yea. Back to regular session at 10:59 am. No action taken.

BID OPENING – JAIL FOOD CONTRACT

11:00 AM - President Justin Fallon opened the following bid for the Jail Food Contract for 2009:

Provider	Bid
Park Front Diner, Gallipolis, Ohio	\$3.43 per meal – breakfast, lunch & dinner or \$3.75 per meal – lunch & dinner

The bids were turned over to Sheriff-elect Joe Browning for his review and recommendation. The following were in attendance: Sheriff Martin, Sheriff-elect Joe Browning, JD Taylor, Commissioner-elect Lois Snyder and Park Front Diner owner Becky Rothgeb.

PROPOSAL – JAIL PHYSICIAN

Sheriff-elect Joe Browning presented the Commission with a proposal from Jail Physician Mel P. Simon for 2009 with an increase of \$3,000 taking the contract from \$5,000 to \$8,000. Browning noted the proposal calls for Dr. Simon to be there once every two weeks and Browning wants to make sure that is feasible with State Jail requirements before making a recommendation for award. No action taken.

SHERIFF ELECT JOE BROWNING

11:15 AM – Sheriff-elect Joe Browning discussed with the Commission jail contracts for 2009 with Gallipolis and Rio Grande Villages. Browning noted the increase in jail meals for 2009 from \$2.62 per meal to \$3.75 per meal and an increase in the jail physician contract from \$5,000 per year to \$8,000 per year needs to be considered in establishing the 2009 rate for the villages. Commission noted the 2008 actual cost per inmate per day thru 12/12/08 is \$59.87. The 2008 jail contract calls for \$38.50 per inmate per day. Browning noted an increase is obviously warranted. Commissioner Foster and Fallon noted they would like to continue to be a good neighbor with both villages and offer the most economical rate possible, however the County cannot continue to take such a loss based on what it currently costs the county to house inmates and based on the jail meal & physician increase for 2009. Based on estimated numbers presented by the Sheriff's Office the County is subsidizing the cost of housing village prisoners by around \$200,000 to \$250,000 per year. Sheriff-elect Browning will meet back with the Commission with firm numbers on Tues 12/30/08. No action taken.

PAULA CLARK – POSSIBLE FUNDING FOR WESTMINSTER

11:45 AM – Paula Clark met with the Commission regarding funding for taking her Pomeranian show dog to the Westminster Kennel Club show. She has an official entry from Westminster for the show in February 2009. Commissioner Fallon noted he would check into some options for funding and the County probably could not put public funds into this event. Mrs. Clark advised the estimated cost for her to attend the 2009 Westminster Dog Show is \$2,500 for travel costs including hotel & fuel costs. Commissioner Foster commended Mrs. Clark for her accomplishments. Mrs. Clark may be contacted at 1-740-379-2791 for donations. No action taken.

2009 TASC LEASE

County Administrator Karen Sprague presented the Commission with the following 2009 lease for the space used by TASC of Southeast Ohio in the Gallia County Service Center. It was noted the lease amount would remain at \$18,381 annually with monthly payments to the Commissioners Office in the amount of \$1,531.75. Joe Foster moved to renew the TASC lease for the same amount and Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea.

TASC OF SOUTHEAST OHIO  
OFFICE SPACE LEASE  
AT  
GALLIA COUNTY SERVICE CENTER

1. *This Lease witnesseth that in consideration of the rentals herein reserved and mutual covenants expressed:*  
Gallia County Commissioners  
18 Locust Street  
Gallipolis, Ohio 45631  
*hereinafter referred to as the Lessor, does hereby demise and lease to:*  
TASC of Southeast Ohio  
8 North Court Street, 5<sup>th</sup> Floor  
Athens, Ohio 45701  
*hereinafter referred to as the Lessee, all those premises known and described as:*  
499 Jackson Pike – Suites E & F  
Gallipolis, Ohio 45631
2. *To have and to hold the same with any appurtenances included, unto the said Lessee from the 1<sup>st</sup> day of January, 2009 for and during the full term of one year ending on the 31<sup>st</sup> day of December, 2009, with renewals to be contingent on receipt of TASC grant funds from the State of Ohio; yielding and paying therefore during the term an annual rental rate of \$18,381.00 for the entire demised premises, which sum shall be payable directly to the Lessor by TASC of Southeast Ohio on a monthly basis at a rate of \$1,531.75 per month.*
3. *It is agreed that the Lessee is entitled to unlimited renewals at a rate to be determined annually.*
4. *It is understood and agreed that the Lessee may not sublease the demised premises without prior approval of the Lessor.*
5. *It is agreed that this lease and any renewal thereof is subject to the appropriation and certification of available TASC grant funds.*

- 6. During the period of this lease or any renewal hereof, the same may be terminated by Lessee by written notice of Cancellation, mailed to the Lessor at his last know address at least 30 days prior to the effective date of such cancellation.
- 7. All notices and correspondence shall be addressed as follows unless written notice of change is sent to the other party:

Lessee: TASC of Southeast Ohio  
 8 North Court Street, 5<sup>th</sup> Floor, Athens, Ohio 45701  
 Lessor: Gallia County Commissioners  
 18 Locust Street, Room 1292, Gallipolis, Ohio 45631

LESSOR

Witnesses as to Lessor:

s/ Karen Sprague  
 Signature  
Karen Sprague  
 Printed Name  
s/ Connie Johnson  
 Signature  
Connie Johnson  
 Printed Name

LESSOR

s/ Justin L. Fallon  
 Signature  
Justin L. Fallon  
 Printed Name  
President, Gallia County Commissioners  
 Title  
12/23/08  
 Date

LESSEE

Witnesses as to Lessor:

\_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Printed Name  
 \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Printed Name

LESSEE

\_\_\_\_\_  
 Signature  
Stephen K. Thomas  
 Printed Name  
Exec. Director, TASC of Southeast Ohio  
 Title  
 \_\_\_\_\_  
 Date

ATTORNEY REVIEW AND APPROVAL

Please be advised that I have reviewed the Proposed Lease Agreement between the Gallia County Commissioners and TASC of Southeast Ohio and approve the same as to legal form and content.

s/ C. Jeffrey Adkins 12/23/08  
 C. Jeffrey Adkins, Gallia County Prosecuting Attorney Date

**AGREEMENT – JAMES M. JACOBS**  
**BIDWELL/PORTER SEWER PROJECT**

County Administrator Karen Sprague presented the Commission with an agreement to remove the monthly O&M fees for Bidwell/Porter sewer account 07-62. Joe Foster made and Justin Fallon seconded a motion to approve the agreement with Mr. Jacobs as presented. Roll call: Mr. Fallon, yea; Mr. Foster, yea

I, James M. Jacobs, owner of parcel number 028-006-063-00, hereby state that the home located on this parcel, Pican # 07-62, has been empty for the entire year of 2008 as my Mother, Yvonne Donnett, was in bad health and unable to live in the home alone. During 2008 the home has been dilapidated beyond repair with one whole side of the homes floor caved in. The existing sewer tap will not be utilized nor this property further occupied in any way in the future as it will need to be torn down.

I, James M. Jacobs, hereby agree to notify the Gallia County Commissioners within 5 days of this property becoming further occupied, sold or utilized in any way.

In lieu of this agreement, the Gallia County Commissioners agree to waive the \$11.00 monthly O & M charge until such a time as Pican # 07-62 is further occupied or utilized and remit the delinquent amount that have not been paid since the death of Yvonne Donnett. The Gallia County Commissioners reserve the right to reinstate the \$11.00 monthly O & M charge at any time that they deem appropriate. There is not a \$25.00 monthly Capital Improvement Charge for this property as the full \$5,400 tap was paid in full up front.

OWNER

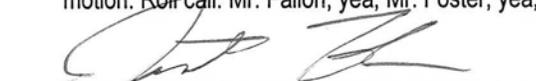
s/ James M. Jacobs

GALLIA COUNTY COMMISSIONERS

s/ Justin L. Fallon, President  
absent for vote  
 David K. Smith, Vice-Pres.  
 s/ Howard Joe Foster

ADJOURN

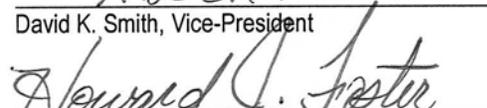
At 1:16 p.m. Justin Fallon entertained a motion for adjournment. Joe Foster made and Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Mr. Smith, absent.

  
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 Justin L. Fallon, President

  
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 Terry Hemby, Clerk

Minutes recorded by County Administrator Karen Sprague

Absent  
 \_\_\_\_\_  
 David K. Smith, Vice-President

  
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 Howard J. Foster, Member

