

January 22, 2009

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. Howard J. "Joe" Foster Vice-President, present; and Ms. Lois M. Snyder, Member, present.

President Fallon entertained a motion for approval of the January 15, 2009 minutes. Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

ANIMAL SHELTER REPORT

Week Ending	Adopted	Reclaimed	Euthanized	Died of natural causes	Rescued	Destroyed in field	Total Month
1/18/09	2	0	21	0	6	0	29

EXECUTIVE SESSION - PERSONNEL

County Building Superintendent Tom Halfhill requested to meet with the Commissioners regarding personnel issues. At 9:28 a.m. Justin Fallon entertained a motion to enter into executive session with Tom Halfhill for personnel issues. Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea. Returned to regular session at 9:49 a.m.; no action taken.

MAINTENANCE -- PERSONNEL

County Building Superintendent Tom Halfhill recommended the termination of probationary employee Shane Shuler for unsatisfactory performance of job duties. Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

JACKSON PIKE PAVING PROJECT

County Engineer Tax Draftsman Seth Montgomery came before the Commission with a proposed paving project for Jackson Pike Rd from Mitchell Rd to State Rte 588. Mr. Montgomery submitted the project descriptions and specifications for signature.

EXECUTIVE SESSION - DJFS

At 10:06 a.m. Justin Fallon entertained a motion to enter into executive session with DJFS Director Dana Glassburn, Labor Consultant Ken Edsall and HR Manager Terry Hemby for personnel issues. Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea. Returned to regular session at 11:09 a.m.; no action taken.

\* 11:10 a.m. - Commission noted Clerk of the Board Terry Hemby left to attend another meeting. County Administrator Karen Sprague attended the meeting in her place to take minutes.

BOND COUNSEL - EMS STATION PROJECT

Dennis Schwallie, Bond Counsel for Gallia County with Peck, Shaffer & Williams, met with the Commission along with Bryan Stepp with OVB, County Treasurer Steve McGhee, County Auditor Larry Betz, and Tribune Reporter Kevin Kelly. Mr. Schwallie reviewed the paperwork with the Commission for the \$150,000 bond for construction of the new EMS Station with Ohio Valley Bank at 3.99% interest for a term of 25 years, payments beginning 12/1/09.

Justin Fallon entertained a motion to approve and sign the bond paperwork and increase revenue budget for the SOACDF - EMS Grant Fund # 076 as follows:

- 076.3000.400101 titled "Loan Match" increase by \$150,000
- 076.3000.400102 titled "Local Match" increase by \$9,250

And increase amended certificate for SOACDF - EMS Grant Fund # 076 by \$159,250.

Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea. Joe Foster made and Lois Snyder seconded a motion to grant permission to County Administrator Karen Sprague to sign all documents as Clerk for the Commission in the absence of Clerk Terry Hemby. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

BID PROPOSALS FOR CONSULTING SERVICES  
NEXT ONE-ACRE CELL AT THE GALLIA COUNTY LANDFILL

Commissioners received bid proposals from Waste Management for consulting services needed to facilitate construction of the next one acre cell at the Gallia County Landfill. Construction of this area is necessary in 2009 for continued operations. Per Section D. 16. A. of the current contract, the Commissioners have the right to review such bids to prepare the bidding specifications for the construction of Phase 3A at the landfill in Bidwell, OH.

Lois Snyder made and Joe Foster seconded the motion to approve the work with Civil & Environmental Consultants, Inc. & Bair, Goodie & Associates, Inc. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

CORSA REPRESENTATIVES

Insurance Agent Tom Wiseman and CORSA representative Ginny Shrimplin stopped by to introduce themselves to newly elected Commissioner Lois Snyder and to present information regarding the county's CORSA insurance and review the annual report for 2007-2008. It was noted CORSA is a self owned insurance program owned and funded by the various counties in Ohio that participate in the program. Ms. Shrimplin requested the Gallia County Commissioners attend the annual board meeting in March and consider participating as a CORSA board member in the future. Claims are processed in house by staff (starting 3 years ago) versus utilizing a TPA. Claim Adjusters are in house staff members also. Program structure - self insure the first \$1 million. Risk management services - each county should take advantage of the risk management services - they are free of charge. New risk management services are (1) HR help line provides advice from an attorney well versed in HR issues (2) Defensive Driver Training Classes - large

portion of claim losses are driving related (3) Online Training – Sexual Harassment, Defensive Driving, Manager Training all offered online. CORSA offers new appraisals which will start this year and then be completed every 5 years in the future – this will be at no charge to counties. Flood plain determinations completed for counties in 2008 at no cost to the counties. Ms. Shrimplin provided a listing of various the coverages. CORSA is the only risk sharing pool in Ohio that provides coverage to only counties and the coverage is tailored to cover the needs that are particular to counties, such as covering volunteers that work for counties.

#### PET CREMATORIUM DONATION

Mr. Jason Winters of Higher Ground Pet Crematory met with the Commission to offer a program to provide donations to the Gallia County Animal Shelter. They are offering to provide a special urn with Gallia County's name on it for pet cremations that for every one purchased a \$20 donation will be provided to the county's Animal Shelter. The Commission advised they will review this with the County Prosecutor for approval and get back with Mr. Winters soon.

\* Noon – Commission Clerk Terry Hemby returned to the meeting resuming Clerk duties; Commissioners left for lunch and a tour of the Early Childhood Family Center facility.

\* 1:15 p.m. Commissioners returned from lunch.

#### SHANE SHULER

Mr. Shuler stopped to discuss his recent termination as probationary maintenance worker at the Service Center. Mr. Shuler apologized for the mistakes and asks if there was something he could do to change their mind. Commissioner Fallon advised him of several issues that were brought before them and when their department head brings a problem with repetitive issues and makes a recommendation then they must make a decision. The action taken will stand.

#### SOACDF SR 850 GRANT AMENDMENT

County Administrator Karen Sprague presented the Commission with an amendment for the SOACDF SR 850 Grant Agreement for approval and signing. The amendment provides provisions allowing Gallia County to issue payment to the Ohio Department of Development of the \$100,000 SOACDF grant for ODOT to retain control of issuing payment to property owners for rights-of-way purchases involved with this project. The amendment will also require ODOT to provide the documentation required by the SOACDF grant for verification of the use of the funds. Justin Fallon entertained a motion to approve and sign the amendment as presented. Joe Foster made and Lois Snyder seconded the motion. Roll call votes: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

#### 2008 AIRPORT FUND ANALYSIS

County Administrator Karen Sprague presented the Commission with the 2008 year end Airport Fund Analysis for review.

#### ANNUAL CDBG PROGRAM INCOME REPORT

Karen Sprague, County Administrator, presented the Commission with the Annual Program Income Report for the CDBG Program for the period of FY 2008 & FY 2009. Joe Foster entertained a motion that the report be approved and signed as presented. Lois Snyder moved and Joe Foster seconded that motion. Upon roll call votes were as follows: Justin Fallon, absent for vote; Lois Snyder, yea; Joe Foster, yea. The form is on file in the County's CDBG grant files.

#### HOUSING SEMI-ANNUAL PROGRAM INCOME REPORT FY 2007 CDBG CHIP/HOME GRANTS (B-C-07-025-1 & B-C-07-025-2)

Karen Sprague, County Administrator, presented the Commission with the Housing Semi-Annual Program Income Report for the period June 30, 2008 thru December 31, 2008 for the County's CHIP/HOME Grants Program Income, which must be submitted to the Ohio Department of Development. Joe Foster entertained a motion that the Program Income Report be approved and signed as presented. Lois Snyder made and Joe Foster seconded that motion. Upon roll call votes were as follows: Justin Fallon, absent for vote; Lois Snyder, yea; Joe Foster, yea. The form is on file in the County's CDBG grant files.

#### STATUS REPORT FY 2006 ARC GRANT (A -06-025-2)

County Administrator Karen Sprague presented the Commission with the Status Report for the period thru January 21, 2009 for the County's FY 2006 ARC Grant (A-06-025-2) for the ECFC equipment project, which must be submitted to the Ohio Department of Development. Joe Foster entertained a motion that the Status Report be approved and signed as presented. Lois Snyder made and Joe Foster seconded that motion. Upon roll call votes were as follows: Justin Fallon, absent for vote; Lois Snyder, yea; Joe Foster, yea. The form is on file in the County's CDBG grant files.

#### OHIO QUICKCARE PROGRAM

County Administrator Karen Sprague presented the Commission with an agreement between Ohio QuickCare, LLC and Gallia County for healthcare services for employees, spouses and dependents of Gallia County thru Ohio QuickCare. Gallia County will be billed monthly \$39 for each basic office visit per patient along with diagnostic testing with charges pursuant to Attachment A. Ohio QuickCare will provide training for county employees regard what is provided at county locations. Gallia County will provide a roster of county employees, spouses and dependents. Joe Foster entertained a motion to approve the agreement as presented and move that the counties 105 plan fund will be utilized to pay the entire billing for each visit, thus their will not be a co-pay by the county employee for these services. Lois Snyder made and Joe Foster seconded the motion. Upon roll call votes were as follows: Justin Fallon, absent for vote; Lois Snyder, yea; Joe Foster, yea.

#### OLD GALLIA LANDFILL

County Administrator Karen Sprague presented the Commission with a letter from County Health Department Sanitarian Barb Bradley regarding maintenance issues at the Old Gallia Landfill on Merry Road in Springfield Township. Commission directed Ms. Sprague to have County Building Supt. Tom Halfhill meet with Ms. Bradley (when the weather breaks - before the grass begins to grow) at the site to discuss the issues at hand. Mr. Halfhill will

determine any items that he and his staff can address and get quotes from a local contractor for any items they cannot address.

**GALLIA COUNTY REVIEW COMMITTEE MEMBERS FOR 2009**

Joe Foster made and Lois Snyder seconded the motion to appoint the county review committee members for Gallia County for 2009 as follows:

- Amy Corbin, OSU Community & Economic Development Agent
- Richard Stephens, OSU Extension Agent
- Katrinka Hart, Ohio Valley Bank
- Justin Fallon, Gallia County Commissioner
- Jeff Halley, Farmer and Gallia County Board of Elections employee

**EXECUTIVE SESSION - DJFS**

At 2:19 p.m. Justin Fallon entertained a motion to enter into executive session with Prosecutor Jeff Adkins, Assistant Prosecutor Eric Mulford, DJFS Director Dana Glassburn and Legal Consultant Ken Edsall, HR Terry Hemby for legal issues. Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea. Returned to regular session at 3:32 p.m.; no action taken.

**EMPLOYEE TERMINATION**

The Board of County Commissioners have considered the facts and circumstances surrounding the infractions of Donna "Sue" Barrick and reviewed the recommendation of Ken Edsall, Labor Consultant. Joe Foster made and Lois Snyder seconded the motion adopt the following resolution as recommended by Labor Consultant Ken Edsall. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

**GALLIA COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES  
GALLIA COUNTY COMMISSIONERS**

**A RESOLUTION CONFIRMING AND ADOPTING THE DISCIPLINARY RECOMMENDATION OF LABOR CONSULTANT KEN EDSALL, WITH REGARD TO EMPLOYEE DONNA "SUE" BARRICK.**

**WHEREAS**, the Gallia County Board of County Commissioners has been advised of the following infractions by employee Donna "Sue" Barrick:

Offenses:

*On or about the dates of September 5, 2008, October 2, 2008 and December 4, 2008 Donna "Sue" Barrick reported tardy for work. For September 5, 2008 and October 2, 2008, rather than allow the time records to accurately reflect her tardiness, she willfully utilized her knowledge of the Agency's time record keeping computer system (Novatime System) and another employee's access to change the records for each date to indicate that she arrived to work on time. For December 4, 2008, she willfully submitted a leave request for her tardiness that was less than the amount of time she was actually tardy and used her authority as Assistant Director/Administrator to approve the request. Furthermore, she used her authority and access to enter her arrival time manually into the Novatime system to agree with the falsified leave request. This is willful dishonesty and willful failure of good behavior that has resulted in over compensation.*

*In addition, on or about the dates of October 14, 2008, October 24, 2008 and October 31, 2008 Donna "Sue" Barrick reported tardy for work. For each of these days and December 4, 2008, rather than allow her Supervisor to approve her leave requests, she willfully approved her own leave requests. These instances along with the instances in the above paragraph are willful attempts to cover-up her failure to follow the corrective action plan in the August 6, 2008 verbal reprimand.*

**WHEREAS**, The Executive Director and Prosecuting Attorney have investigated the facts surrounding the infractions. A pre-disciplinary conference was conducted and the Hearing Officer found that the infractions occurred as admitted by the employee. Following the Hearing Officers report, the Labor Consultant Ken Edsall submitted a recommendation regarding violations of a serious nature based on the employee's willful altering or tampering with time records, falsification of records and attempts to receive a benefit to which she was not entitled.

**WHEREAS**, the Board of County Commissioners have considered the facts and circumstances surrounding the infractions, reviewed the recommendation of Ken Edsall, Labor Consultant, and are in agreement with Ken Edsall, Labor Consultant's recommendation.

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

Employee Donna "Sue" Barrick be terminated from employment with the Gallia County Department of Job and Family Services effective close of business January 26, 2009.

Passed: January 22, 2009

Date Signed: January 22, 2009

s/Justin L. Fallon, President

s/Howard J. Foster, Vice President

s/Lois M. Snyder, Member

**LABOR CONSULTANT**

Labor Consultant Ken Edsall distributed information as requested by the Commission regarding classified/un-classified employee designation. Commissioners will take the information under review.

SHERIFF VEHICLE

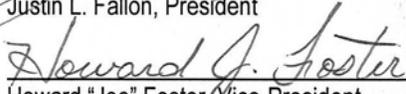
Commissioners advised Deputy Chad Wallace to search for a good used 4-wheel drive vehicle to replace the one he currently has.

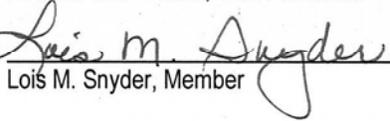
ADJOURN

At 4:29 p.m. President Fallon entertained a motion for adjournment. Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

  
Justin L. Fallon, President

  
Terry Hemby, Clerk

  
Howard "Joe" Foster, Vice-President

  
Lois M. Snyder, Member