

JUNE 11, 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 June 4, 2009 minutes. Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
OSU-Extension	Amy Corbin	6/30	Piketon OSU	SOACDF Mtg
EMA	Jill Simpkins	6/25	Jackson	IQCC Training
Commissioners	Karen Sprague	6/26	Columbus	Grant Submission & Grant Training
		7/7	Columbus	OHPO Training
	Lois Snyder Joe Foster	6/26	Columbus	Workforce Area 7 Mtg

President Fallon entertained a motion to approve travel requests as submitted. Joe Foster made and Lois Snyder seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

Animal Shelter Canine Weekly Report									
Week Ending	Came in	Adopted	Reclaimed	Euthanized	Died (Natural Causes)	Rescued	Destroyed (in field)	Total Out	Remaining at Shelter
6-8-09	43	2	0	30	2	5	0	39	49

Dog Warden Jean Daniels advised they have received \$811 in funds/donations over the past month. The volunteer landscaping has also been completed at the Shelter. Commissioners encouraged her to develop standard operating procedures and policies for the Shelter and that it was imperative that she keep the in house numbers down to a minimum to reduce spread of disease.

COUNTY LEGAL RESOURCES BOARD APPOINTMENT

Law Librarian Gloria Stevers presented a letter to the Commission advising that according to a policy analyst for the CCAO "law librarians may not be a board member of their CLLRB because he/she is an employee". Therefore, Ms. Stevers advised that she cannot serve as appointed and suggested the appointment of **Attorney Adam Salisbury**, a Gallia County resident and member of the Gallia County Bar Association to serve as her replacement.

ORC Section 307.511 required the appointment of a County Legal Resources Board on or before March 1, 2008, however, due to this requirement being delayed until the 09 year, the terms are also being amended as **indicated**:

A. The five members of the county legal resources board shall be residents of the county and shall be appointed for **amended terms** as follows:

- 1) The administrative judge or judge of the court of common pleas shall appoint one member who shall be an attorney licensed to practice law in the state and in good standing in the state and whose initial term shall expire December 31, **2012**.
  - i. Gallia County Common Pleas Judge Dean Evans selected Attorney Mark E. Sheets, of Halliday, Sheets & Saunders, 19 Locust Street, Gallipolis, Ohio 45631
- 2) The administrative judge or judge of each municipal court and county court within the county shall meet to appoint one member who shall be an attorney licensed to practice law in the state and in good standing in the state and whose initial term shall expire December 31, **2011**.
  - i. Gallipolis Municipal Court Judge Margaret Evans selected Assistant Prosecuting Attorney Eric Mulford, of 18 Locust Street, Gallipolis, Ohio 45631
- 3) The prosecuting attorney of the county shall appoint one member whose initial term shall expire December 31, **2010**.
  - i. Gallia County Prosecuting Attorney Jeff Adkins selected Assistant Prosecuting Attorney Tom Moulton, Jr., of 18 Locust Street, Gallipolis, Ohio 45631
- 4) The board of county commissioners shall appoint one member whose initial term shall expire December 31, **2013**.
  - i. Commissioner David Smith recommended Terry Hemby, currently Gallia County Human Resources/Planning Commission Director, of 18 Locust Street, Gallipolis, Ohio 45631.
- 5) The board of county commissioners shall appoint one member whose initial term shall expire December 31, **2014**.
  - i. Gallia County Administrator Karen Sprague recommended **Adam Salisbury**, currently Gallia County Attorney, of Gallipolis, Ohio 45631 to replace Law Librarian Gloria Stevers.
- 6) During the period of March 1, 2008 through December 31, **2010**, the county legal resources board shall consist of seven members and shall include the members appointed above and two members who shall be residents of the county appointed for this period by the board of trustees of the law library association within the county that received fines and penalties.
  - i. It was noted there are only three members of the law library association (Mark Sheets, Doug Cowles and Barbara Waller). Mark Sheets has already been appointed by Judge Dean Evans. The other two members have agreed to serve this term as required by the code.
    1. Attorney Douglas M. Cowles of 435 Second Avenue, Gallipolis, Ohio 45631 (**12/31/10**)

2. Attorney Barbara Wallen of 848 Third Avenue, Gallipolis, Ohio 45631  
(12/31/10)

Joe Foster made a motion and Lois Snyder seconded a motion to approve the above appointment of Adam Salisbury and amendment to the terms of expiration to the County Legal Resources Board as required by ORC Section 307.511 Roll call votes: Lois Snyder, yea; Justin Fallon, yea; Joe Foster, yea.

**RESOLUTION – HOMELESSNESS PREVENTION AND RAPID RE-HOUSING PROGRAM GRANT (HPRP)**

The County Administrator presented the Commission with the following information regarding the breakdown of the \$687,800 of Homelessness Prevention and Rapid Re-Housing Program Grant funds for Service Area 11 to include the counties of Gallia, Jackson, Meigs and Vinton. A group of representatives from all 4 counties met on June 8, 2009 to discuss the program, breakdown of the funds between the eligible agencies and determination of a schedule to complete the application by the 7/14/09 deadline. The Gallia-Jackson-Meigs-Vinton COC determined the following breakdown of the HPRP allocation based on the population of each county with Woodland Centers getting 25% of each counties allotment that they serve and Serenity House getting 10% of each counties allotment that they serve. Breakdown presented was as follows:

- Gallia-Meigs CAA = \$235,382
- Jackson-Vinton CAA = \$231,023
- Woodland Centers = \$145,857 (25% of Gallia, Jackson & Meigs share)
- Serenity House = \$58,343 (10% of Gallia, Jackson & Meigs share)
- Administration = \$17,195 (2.5% of total allotment to Woodland Centers as lead applicant and grant administrator)
- Grand Total allotment = \$687,800

Commission President Justin Fallon entertained a motion for the Board of Gallia County Commissioners to support the submission of the HPRP application to ODOD as approved by the Gallia-Jackson-Meigs-Vinton Continuum of Care with Woodland Centers as the lead applicant and grant administrator. Lois Snyder moved and Joe Foster seconded the motion. Roll call votes: Justin Fallon, yea; Joe Foster, yea; Lois Snyder, yea.

**FAA GRANT 2008 DRAW #4 APPROVAL  
GALLIA-MEIGS REGIONAL AIRPORT PROJECT**

The County Administrator presented the Commission with FAA grant 2008 draw #4 forms requesting \$13,839.00 from the County's FAA grant for Delta Airport Consultants for the Master Plan. Justin Fallon entertained a motion to approve and sign the grant draw #4 forms for payment of engineering invoices as presented. Joe Foster moved and Lois Snyder seconded this motion. Upon roll call votes were as follows: Justin Fallon, yea; Lois Snyder, yea; Howard Joe Foster, yea.

**RELEASE OF REAL ESTATE MORTGAGE  
GALLIA COUNTY CHIP PROGRAM (B-C-03-025-1)**

The County Administrator advised the Commission that the following deferred mortgage from a previous round of Community Housing Improvement Program (CHIP) grant has met the term of the mortgage being 5 years. The Prosecuting Attorney prepared the Release of Real Estate Mortgage forms. Mr. Fallon entertained a motion that the Release of Real Estate Mortgage for the following persons be approved and signed as presented:

- Nola Stanley

Joe Foster made and Lois Snyder seconded the motion. Upon roll call votes were as follows: Justin Fallon, yea; Joe Foster, yea; Lois Snyder, yea. Release of real estate mortgage forms were signed by Justin L. Fallon, as President of the Commission, and are on file in the County's CHIP files.

**RELEASE OF REAL ESTATE MORTGAGE**

**KNOW ALL MEN BY THESE PRESENTS**, That County of Gallia, Office of Gallia County Commissioners, for a good and valuable consideration, the receipt of which is acknowledged, does hereby remise, release and discharge a real estate mortgage executed by **NOLA STANLEY** to the above named County of Gallia, Office of Gallia County Commissioners, dated June 3, 2004 and recorded in Volume 409, Page 255 of the Mortgage Records of Gallia County, Ohio.

**IN WITNESS WHEREOF**, the above named County of Gallia, Office of Gallia County Commissioners, has hereunto subscribed its name and seal this 11<sup>th</sup> day of June, 2009.

WITNESSES:

s/ Terry Hemby \_\_\_\_\_

s/ Karen Sprague \_\_\_\_\_

COUNTY OF GALLIA, OFFICE  
**GALLIA COUNTY COMMISSIONERS**  
s/ Justin L. Fallon  
**JUSTIN L. FALLON**  
  
PRESIDENT

**STATE OF OHIO, GALLIA COUNTY, SS:**

Before me, a Notary Public in and for said County and State, personally appeared Justin L. Fallon, President of County of Gallia, Office of Gallia County Commissioners, to me personally known, who acknowledged that he did execute the foregoing instrument as such officer and that the same is his free act and deed as such officer.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed my notarial seal at Gallipolis, Ohio, the day and year last above written

s/ Ccnnie Johnson  
**NOTARY PUBLIC**

This instrument Prepared by: C. Jeffrey Adkins, Gallia County Prosecuting Attorney  
18 Locust Street, Gallipolis, Ohio 45631.

**PARTIAL RELEASE OF REAL ESTATE MORTGAGE  
GALLIA COUNTY CHIP PROGRAM (B-C-03-025-1)**

The County Administrator advised the Commission that the following deferred mortgage from a previous round of Community Housing Improvement Program (CHIP) grant has met the term of the mortgage being 5 years and a partial release is now warranted. A partial release is required since the county can only release 85% of the mortgage, which amount equals \$3,473.10. The balance of 15%, which amount equals \$612.90, must remain in effect until paid in full.

The Prosecuting Attorney prepared the Partial Release of Real Estate Mortgage forms. Justin Fallon entertained a motion that the Partial Release of Real Estate Mortgage for the following persons be approved and signed as presented:

- Nola Stanley

Lois Snyder made and Joe Foster seconded the motion. Upon roll call votes were as follows: Justin Fallon, yea; Joe Foster, yea; Lois Snyder, yea. Release of real estate mortgage forms will be signed by Justin L. Fallon, as President of the Commission, and is on file in the County's CHIP files.

**PARTIAL RELEASE OF REAL ESTATE MORTGAGE**

**KNOW ALL MEN BY THESE PRESENTS**, That County of Gallia, Office of Gallia County Commissioners, for a good and valuable consideration, the receipt of which is acknowledged, does hereby remise, release and discharge a portion of a real estate mortgage executed by **NOLA STANLEY** to the above named County of Gallia, Office of Gallia County Commissioners, dated June 10, 2004 and recorded in Volume 411, Page 271, of the Mortgage Records of Gallia County, Ohio. (This document releases 85% of said mortgage, which equals \$3,473.10. The balance of said mortgage will remain in effect until paid in full, balance remaining equals \$612.90.)

**IN WITNESS WHEREOF**, the above named County of Gallia, Office of Gallia County Commissioners, has hereunto subscribed its name and seal this 11th day of June, 2009.

WITNESSES:

COUNTY OF GALLIA, OFFICE  
GALLIA COUNTY COMMISSIONERS

s/ Terry Hemby

s/ Justin L. Fallon  
JUSTIN L. FALLON

s/ Karen Sprague

PRESIDENT

**STATE OF OHIO, GALLIA COUNTY, SS:**

Before me, a Notary Public in and for said County and State, personally appeared Justin L. Fallon, President of County of Gallia, Office of Gallia County Commissioners, to me personally known, who acknowledged that he did execute the foregoing instrument as such officer and that the same is his free act and deed as such officer.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed my notarial seal at Gallipolis, Ohio, the day and year last above written

s/ Connie Johnson  
NOTARY PUBLIC

This instrument Prepared by: C. Jeffrey Adkins, Gallia County Prosecuting Attorney  
18 Locust Street, Gallipolis, Ohio 45631.

**EMS STATION PROJECT UPDATE**

County Administrator Karen Sprague and Project Engineer Randy Breech met with the Commission for an update on the EMS Station Project as follows:

- Project is proceeding on time – should be finished by 6/30/2009 contract completion deadline.
- It was agreed that Blair would take \$10,000 out of the contract to allow EMS Director Boyer to purchase and have installed cabinets of his choice. Ms. Sprague noted the kitchen cabinet estimate presented by Mr. Boyer is \$7,717.61. Mr. Foster asked who would install them. Ms. Sprague advised the county could either have them installed by county staff or hire someone. If county staff does the install that will save additional cost for the county.
- Mr. Breech presented the extra work order # 1 for approval as discussed previously with the county as follows:
  - Item # 1 – Sewage connection to 911 center
  - Item # 2 – City reimbursement for actual water tap installation cost (exact cost is unknown until city completes the installation)
  - Item # 3 – Water Connections to Taps
  - Item # 4 – New electric service from 911 center to new EMS building
  - Item # 5 – New electric service to old EMS building
  - Item # 6 – Additional concrete apron and sidewalk to extend in front of corridor
  - Item # 7 – Extra exterior door to Future Deck off of living room area
  - Work Order # 1 estimated cost = \$15,000 (May vary slightly pending item # 2 above)
  - Additional Engineering by Breech = \$1,000
- Project contract changes as follows:
  - Original Blair Builders Contract = \$225,850
  - Minus Cabinets = (\$10,000)
  - Plus Extra Work Order # 1 = \$15,000
  - Changed Blair Builders Contract = \$230,850
- Project Engineering changes as follows:
  - Original Breech Engineering estimate = \$8,000
  - Additional Engineering = \$1,000
  - Changed Breech Engineering contract = \$9,000
- Project financing:
  - \$245,000 total of grant / loan / local match
  - (\$230,850) new Blair Contract
  - (\$9,000) new Breech Contract
  - (\$10,000) cabinets
  - (\$470) Termite & Pest Control
  - (\$345.86) WVa Electric – phone, cable & internet wiring
  - (\$400) City of Gallipolis Water Tap
  - Leaves an additional county match of \$6,065.86
- Original project estimates when project was awarded 1/8/2009 reflected \$225,850 bid + \$19,500 additions + \$8,000 engineer fees for a total of \$253,350. Project funding is \$245,000, so it was originally anticipated county would have to come up with \$8,350 extra.

- Therefore, the new figures at \$6,065.86 extra are lower than the original estimate. If county staff installs the cabinets the amount will be even less.

Ms. Sprague recommended the Commission approve the extra work # 1 change order so that approval is documented on the Commissioners Journal. Justin Fallon entertained a motion to approve the extra work # 1 change order as presented. Joe Foster made and Lois Snyder seconded that motion. Roll call votes: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

#### 1-TITLE IV-D RESOLUTION

Common Pleas Judge D. Dean Evans submitted the following resolution for signature; Judge Evans advised that part of the funds brought in this year will also go to Juvenile Court:

#### RESOLUTION

*In the matter of Resolution concerning the Title IV-D Service Contract between Gallia County Child Support Enforcement Agency (hereinafter referred to as "CSEA" and the Gallia County Common Pleas Court (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 11th day of June, 2009. The foregoing resolution was introduced upon a motion by Board member Lois Snyder and seconded by Board member Joe Foster and the vote taken thereon resulted in the following:*

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

*s/Justin L. Fallon, Commissioner  
s/Howard J. Foster, Commissioner  
s/Lois M. Snyder, Commissioner*

*This resolution adopted by the Gallia County, Ohio Board of County Commissioners on the 11<sup>th</sup> day of June, 2009.  
Attest: s/Karen Sprague, County Administrator*

Judge Evans also informed the Commissioners of probable increased costs for the upcoming capital murder case.

#### CELL PHONE BOOSTER

Sheriff Browning submitted a bid/request to install a cell phone booster for the basement. This will allow the install of an outside antenna on the roof and also distribute 6 receivers throughout the basement to allow cellular service. This will be paid for through the drug forfeiture fund. Joe Foster made and Lois Snyder seconded the motion to approve the upgrade of the Sheriff's communication capability within the courthouse, with the understanding that the IT department is kept informed to eliminate any interference with their equipment. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

#### EXECUTIVE SESSION

At 10:47 a.m. Justin Fallon entertained a motion to enter into executive session with JFS Director Dana Glassburn 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 11:00 a.m.; no action taken.

#### 2<sup>ND</sup> PUBLIC HEARING

#### CDBG SEWER APPLICATION-MERCERVILLE SEWER

11:00 AM – Project Engineer Gary Silcott held the 2<sup>nd</sup> public hearing for the CDBG sewer application for the Mercerville Sewer project; the system will replace the existing plant. Mr. Silcott informed them of the following project discussion issues.

1. Proposed layout of sanitary sewer lines
2. Proposed wastewater treatment plant expansion
3. Funding plan –
  - a. The estimated project cost is \$900,000.00
  - b. Grants – CDBG-Water & Sewer grant \$450,000; AARA Stimulus money \$450,000. An additional \$100,000 is being requested to assist low-to-moderate income home owners with residential hook-up fees.
  - c. Loans – ARRA Stimulus \$50,000.
  - d. Total Grant, Loan and other fees: \$950,000.00
  - e. Residential hookup fees will be provided to LMI owned and occupied households with the provision of proof of total household income. Rental properties owned by LMI owners do not qualify. It will be the residents' responsibility to provide the total household income to the County and request assistance. This is a requirement of the water and sewer grant.
4. Overview of project and estimated time frames

There will be a total of 44 connections, 39 residences, 2 businesses, 2 schools and 1 church. Project should go to bid in September. Hearing adjourned at 11:25 a.m. with a motion by Joe Foster, Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, absent.

\* Commissioner Snyder left for a meeting at 11:10 a.m. to attend the Marketing Luncheon Learn Series being held at the Extension office.

**BID OPENING – ENGINEER MATERIALS**

11:15 AM – President Justin L. Fallon opened the following bids for Engineer Materials:

Asphalt Bids:	FOB		Delivered	
Material	Marathon Petroleum Co. LLC	Asphalt Materials, Inc.	Marathon Petroleum Co. LLC	Asphalt Materials Inc.
AE-200	2.00	1.85	2.068	1.917
AE-300	2.05	1.95	2.118	2.017
HFRS-2P	No bid	2.05	No bid	2.117
Washed Stone Bids:	Plant Pick-Up		Delivered Price	
Material	Waterloo Coal Co. Inc.	Hanson Aggregates	Waterloo Coal Co. Inc.	Hanson Aggregates
#8	12.50	5.70	15.25	14.95
#57	12.50	5.70	15.25	14.95

The bids were turned over to the County Engineer for his review and recommendation. The following were in attendance: Agnes Martin and Engineer Representative Lana Lane.

**EARLY RETIREMENT INCENTIVE PLAN**

DJFS Director Dana Glassburn informed the Commissioners of the following letter being sent to OPERS to terminate the three year ERIP due to lack of funds:

June 11, 2009

Michael W. Denny  
Benefit Maintenance Supervisor  
Ohio Public Employees Retirement System  
277 East Town Street  
Columbus OH 43215-4642

Dear Mr. Denny:

Gallia County Department of Job and Family Services has an Early Retirement Incentive Plan **#2085-AC** that is set to expire December 31, 2012. We are requesting the plan be terminated effective July 13, 2009 due to the lack of funds for the three year ERIP. Thank you for your assistance in this matter.

Sincerely

s/Dana L. Glassburn  
Director

s/Justin Fallon, President  
Board of Gallia County Commissioners

s/Larry Betz  
Gallia County Auditor

Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea. Mr. Glassburn then submitted the following one-year early retirement incentive plan for approval:

The Board of County Commissioners of Gallia County, Ohio has designated the Gallia County Department of Job & Family Services as a subordinate Employing Unit (Journal # \_\_\_\_\_, Page # \_\_\_\_\_) for the purpose of establishing a Retirement Incentive Plan pursuant to Section 145.297 of the Ohio Revised Code. The name of the plan shall be the Gallia County Department of Job & Family Services Retirement Incentive Plan, hereinafter referred to as the Retirement Incentive Plan.

Director Glassburn stated that that the change in ERIP plans will place the JFS into a better situation to face further funding reduction that are currently included in the state's proposed for budge for SFY 10 and 11.

**RESOLUTION**

WHEREAS, on December 16, 1986, Am. Sub. H.B. 706 passed the Ohio General Assembly and became effective authorizing Ohio's public employers to establish a retirement incentive plan, pursuant to Sections 145.297 and 145.298 of the Ohio Revised Code.

WHEREAS, Ohio Revised Code Section 145.297(A.), (B.), and (C) authorized the Board of County Commissioners to designate as an "Employing Unit" any county agency.

NOW, THEREFORE, it is resolved that the Board of County Commissioners of Gallia County, Ohio does hereby designate the Gallia County Department of Job & Family Services as a subordinate "Employing Unit" for the purpose of Ohio Revised Code Section 145.297.

Gallia County Commissioners:  
s/Justin Fallon, President,  
s/Lois Snyder  
s/Joe Foster

This resolution adopted by Gallia County, Ohio, Board of County Commissioners on the 11<sup>th</sup> day of June, 2009. Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

s/Terry Hemby, Clerk

**RESOLUTION**

WHEREAS, on the 11<sup>th</sup> day of June, 2008, the Board of County Commissioners of Gallia County, Ohio, by resolution appearing in Journal # \_\_\_\_\_, page # \_\_\_\_\_, did designate the Gallia County Department of Job & Family Services as a subordinate "employing unit".

WHEREAS, Ohio Revised Code Section 145.297(B) authorizes an "Employing Unit" to establish a retirement incentive plan pursuant to the provisions of Sections 145.297(C), (D), and (E).

WHEREAS, the Gallia County Department of Job & Family Services has established a Retirement Incentive Plan, whereby the cost for such Retirement Incentive Plan is borne entirely by the Gallia County Department of Job & Family Services.

NOW, THEREFORE, it is resolved that the Board of County Commissioners of Gallia County, Ohio, upon review of the Gallia County Department of Job & Family Services Retirement Incentive Plan, does hereby grant approval for the adoption of the Plan and instructs the Director to notify the Public Employees Retirement System of the adoption of the Plan for the Gallia County Department of Job & Family Services.

Gallia County Commissioners  
s/Justin Fallon, President,  
s/Lois Snyder  
s/Howard "Joe" Foster

This resolution adopted by Gallia County, Ohio, Board of County Commissioners on the 11th day of June, 2009.  
s/Terry Hemby, Clerk

Lois Snyder made and Joe Foster seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

#### TERMS OF THE PLAN

- I. The Retirement Incentive Plan shall be in full force and effect for a period of one (1) year, beginning on July 13, 2009 and terminating on July 13, 2010. This Retirement Incentive Plan shall be the only plan in effect during its term for the employees of the Gallia County Department of Job & Family Services. The plan shall be in effect for a minimum of one year. All employees and the Ohio Public Employees Retirement System will receive written notice 30 days in advance of the termination date of the plan.
- II. Participation in the Retirement Incentive Plan will be available to 6% of the employees of the Gallia County Department of Job & Family Services who are employed at their offices and are members of the Public Employees Retirement System on July 13, 2009 if the following criteria are met:
  - A. The employee is **not** any of the following:
    1. An elected official.
    2. A member of a board or commission.
    3. A person elected to serve a term of fixed length.
    4. A person appointed to serve a term of fixed length other than a person appointed by the Gallia County Department of Job & Family Services.
    5. An employee who retires on a disability leave.
  - B. The employee is or will be eligible to retire under Sections 145.32, 145.34, 145.37, or 145.33(A.) of the Ohio Revised Code on or before the termination date of the Retirement Incentive Plan. Service credit to be purchased for the employee under this Retirement Incentive Plan shall be included in making such determination.
  - C. The employee agrees to retire under Sections 145.32, 145.34, 145.37, or 145.33(A.) of the Ohio Revised Code within ninety (90) days after receiving notice from the Public Employees Retirement System that service credit has been purchased for the employee pursuant to the Retirement Incentive Plan.
  - D. Employees who have established more total service credit of record in the Public Employees Retirement System Pursuant to applicable service credit provisions of Ohio Revised Code Chapter 145 have the right to elect to participate in the Plan before employees having less total service credit established in the System.
- III. The Gallia County Department of Job & Family Services, as the Employer, offers to purchase a maximum of one (1) years of Public Employees Retirement System service credit for employees who meet all eligibility requirements of the Retirement Incentive Plan as outlined herein. The Gallia County Department of Job & Family Services, as the Employer, will bear the entire cost of purchasing such service credit.

The Retirement Incentive Plan shall provide for the purchase of the same amount of service credit, one (1) years, for each participating employee, except that the employer may not purchase more service credit for any employee than the lesser of the following:

- A. One (1) year of service credit.
  - B. An amount of service credit equal to one-fifth (1/5) of the total service of record credited to the participating employee in the Public Employees Retirement System, exclusive of the service credit purchased under this Retirement Incentive Plan.
- IV. For each year of service credit purchased under this section, the Gallia County Department of Job & Family Services shall pay an amount equal to the additional liability resulting from the purchase of those years of service credit as determined by an actuary employed by the Public Employees Retirement Board.

Upon election by an eligible employee to participate in the Retirement Incentive Plan, the Gallia County Department of Job & Family Services and the employee shall agree on a date for payment or a date for contracting for payment in installments to the Public Employees Retirement System the cost of the service credit to be purchased.

The Gallia County Department of Job & Family Services shall submit to the Public Employees Retirement System a written request for determination of the cost of service credit to be purchased.

- V. Any dispute or grievance arising under this Retirement Incentive Plan shall be settled by a committee comprised of the following:
  1. The President of the Board of County Commissioners of Gallia County.
  2. The Gallia County Prosecutor or an Assistant Prosecutor.
  3. The Director of the Gallia County Department of Job & Family Services, or designee.
  4. The employee/retiree and/or
  5. The employee/retiree's representative, if desired.

Any notice of grievance or dispute shall be initiated with the Director of Job & Family Services. The Director shall schedule and make all necessary arrangements for a committee meeting within twenty (20) days of the notice.

July 9, 2009

Craig A Scholz  
Supervisor-Benefit Maintenance  
Public Employees Retirement System  
277 East Town Street  
Columbus, OH 43215-4642

Dear Mr. Scholz:

We are submitting our Public Employees Retirement Incentive Plan for your approval. If there are any questions or comments, please so advise.

Sincerely,  
Dana L. Glassburn, Director  
Gallia County Job & Family Services

**EARLY CHILDHOOD FAMILY CENTER - CONTRACT & WARRANTY INFO**

11:30 AM - MRDD Superintendent Rosalie Durbin and Project Manager Bartley Mullins met with the Commissioners to update them on the contract and warranty status of the Early Childhood Family Center facility. Ms. Durbin advised them that the contractors have repaired the limited switch, but one VAV box still not working. The Carrier representative advised them to call Johnson Control to get that operational. Ms. Durbin received an email from Stockmeister with a proposal on the warranty issue. He is proposing where the AHU disconnect has been repaired, he is offering one year from the date of repair and also provide a 4 month waiver from today excluding warranty on compressors. She is not agreeable with the proposal. Mullins stated they designed the cheapest HVAC to stay within the budget when the initial cost would have been maybe \$60 to \$70,000 more. The Architect did not communicate the bidding information to Ms. Durbin or Mr. Mullin. Due to the economy, they did discuss some cut backs; however there should have been a final review of the bid documents before they were released. Because of the rush to get everything bid and make the project affordable, several things were not discussed thoroughly.

The issue on the HVAC warranty clearly states the architect should be brought into the warranty decision. The Commissioners are adamant that the Architect needs to be involved in solving these issues and facilitate getting the contractors together to accomplish this. He must be a facilitator in getting these issues resolved. Commissioners also requested Ms. Durbin get signed copies of the specs from Stockmeister.

Commissioners asked if the surety bond had been released. Mullins advised that the bond was originally to be released after final payment was made, but it was released prematurely. Stockmeister provided a document to the state advising the requirements had been met and the bond was somehow released. Again, the Commissioners stated that this was the responsibility of the Architect to assure all issues were addressed prior to the bond release. Commissioners encouraged Ms. Durbin to get with the Architect to follow-up on these issues.

**Commissioners Fallon and Foster left the meeting for lunch.**

**Commissioner Snyder returned at 1:15 p.m.**

**Commissioners Fallon and Foster returned at 1:30 p.m.**

**OSU-EXTENSION BUDGET UPDATE**

1:00 PM - OSU Extension Agent Tracy Winters was present to discuss their year to date budget. As in the past, the 2009 budget request was figured for the total year with County Commissioners making payments to the Ohio State University Extension on a quarterly basis. County appropriations follow a calendar year of January 1 through December 31. Educator support for 2009 is \$96,150.00. The 2009 request for Ohio State University Extension faculty support was \$96,150.00 for three full-time equivalents (FTE). The cost share for the 2009 Educators was \$19,750.00 for the first FTE and \$38,200 for each additional educator. These figures include both salary and benefit cost and are standard for all counties. Due to additional budget cuts at the state level of OSU Extension the first FTE will increase from \$19,750 to \$25,000 as of July 1, 2009. The second FTE will remain at \$38,200 and any additional FTE will increase from \$38,200 to \$60,000. This increase for 09 would be \$13,525.00 for 3 educators for ½ year. Reduced cost for ½ year if we eliminate one educator position as of July 1, would be \$77,050 + one month RIF salary for that educator position (approx) \$4,000.00.

They have continued to cut costs as much as possible due to the level of funding received in 2009. The part time office associate position was eliminated which was a cost savings of \$18,507.01. Other cuts have been made in office expenses, maintenance agreements, telephone/communications, equipment leases, travel, training and office supplies.

Total budget as of July 1 is \$184,875 for 2 educators and 2 support staff without any further reductions. The County Commissioners currently pay for all support staff and a 60/40 on educators. No action taken.

**EXECUTIVE SESSION**

At 2:20 p.m. Justin Fallon entertained a motion to enter into executive session with Amy Corbin and 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 2:50 p.m.; no action taken.

**CONTENT MANAGEMENT SYSTEM**

3:00 PM – The Commissioners requested that the County Information Technology Director John Grubb look into new software that would allow each agency/department to have control over the content of their individual website. As requested, Grubb arranged a conference call/website demonstration with Ms. Reese Hammitt of Civic Plus who specializes in municipal web pages. The Commissioners requested that Hammitt submit cost estimates to Grubb for their consideration.

\*Commissioner Snyder left the meeting at 3:15 p.m. to attend an OVRC&D meeting in Chillicothe, OH.

**SENIOR CENTER LEVY RESOLUTION # 2**

Prosecutor Jeff Adkins submitted the 2<sup>nd</sup> resolution for the Senior Center Levy for adoption as follows:

**RESOLUTION**

*WHEREAS, the amount of taxes which may be raised within the ten-mill limitation will be insufficient to provide an adequate amount for the necessary requirements of said Gallia County Council on Aging, Inc., Gallia County, Ohio, therefore, be it*

*RESOLVED, by the Board of County Commissioners of Gallia County, Ohio with at least two-thirds of all members elected thereto concurring, that it is necessary to levy a replacement tax in excess of the ten-mill limitation for the benefit of Gallia County for the purpose of the operation of the Gallia County Council on Aging, Inc., pursuant to Chapter 5126, in accordance with Section 5705.19(L) of the Ohio Revised Code, at a rate not exceeding .5 mill for each one dollar of valuation, which amounts to five cents (\$0.05) for each one hundred dollars of valuation, for a period of five (5) years to be voted upon at the general election on November 3, 2009, and said levy to be a replacement levy. And be it further,*

*RESOLVED, that the question of levying such tax in excess of such limitation be submitted to the electors of said Gallia County at the general election at the usual place, in said County, on the 3rd day of November, 2009.*

*RESOLVED, that said levy be placed upon the tax list of the current year after the February settlement next succeeding the election if a majority of the electors voting thereon, vote in favor thereof; and be it further,*

RESOLVED, that the Clerk of the Board of County Commissioners be and she is hereby directed to certify a copy of this Resolution to the Board of Elections, Gallia County, Ohio and notify said Board of Elections to cause notice of election of the question of levying said tax to be given as required by law.

Mr. Joe Foster moved for the adoption of the following resolution;

Mr. Justin Fallon seconded the Motion and the roll being called upon its adoption the vote resulted as follows:

Justin Fallon            yea  
Howard J. Foster       yea  
Lois M. Snyder        absent

Adopted the 11th day of June, 2009.

s/Terry Hemby, Clerk

THE STATE OF OHIO, GALLIA COUNTY, SS:

I, Terry Hemby, Clerk of the Board of County Commissioners, do hereby certify that the foregoing is taken and copies from the Record of Proceedings of said Board; that the same has been compared by me with the Resolution on said Record that it is a true and correct copy thereof.

Witness my signature, this 11th day of June, 2009.

s/Terry Hemby, Clerk

**BOARD OF COUNTY COMMISSIONERS OF  
GALLIA COUNTY, OHIO**

s/Justin L. Fallon, President

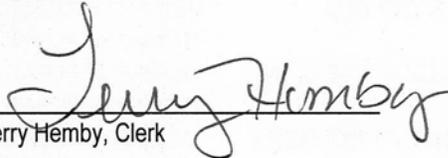
s/Howard J. Foster, Vice President

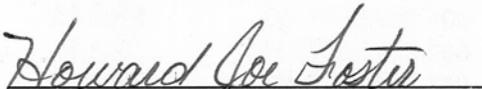
s/Lois M. Snyder, Member

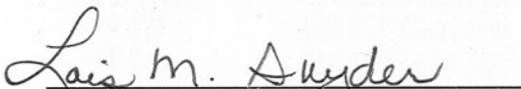
**ADJOURN**

At 4:09 p.m. President Fallon entertained a motion for adjournment. Joe Foster made and Justin Fallon seconded the motion. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, absent.

Absent for signature  
Justin L. Fallon, President

  
Terry Hemby, Clerk

  
Howard "Joe" Foster, Vice-President

  
Lois M. Snyder, Member