

SEPTEMBER 16, 2010

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 Howard "Joe" Foster. Roll Call: President Mr. Howard J. "Joe" Foster, present; Vice-President Mr. Justin L. Fallon present and Member Ms. Lois M. Snyder, present.

President Foster entertained a motion for approval of the September 9, 2010 minutes. Lois Snyder made and Justin Fallon seconded the motion. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms. Snyder, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
JFS	Beth Moore Judy Lyall	9/21	Chillicothe	IM Regional Group Mtg
Commissioners	Joe Foster Justin Fallon	9/21	Madison County	Farm Science Review
	Lois Snyder Melissa Clark	9/23	Clermont County	OVRDC Full Comm Banquet

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

AMENDMENT TO JOURNAL

The following entry was amended in Journal 44 Page 124 to include the roll call vote that was unintentionally omitted: Roll call votes: Mr. Foster, yea; Mr. Fallon, yea; Ms. Snyder, yea.

MOTION to amend

LEAVE DONATION APPLICATION

Commissioners received leave donation applications going to Misty Newell (Sheriff's Dept) from the following employees:

- 40 hours from Terri L. James (Prosecutor) for the pay period dated 9/24/10.
- 20.79 hours from Paul Covey (OOMPD) for the pay period dated 9/24/10.

Joe Foster entertained a motion to approve the leave donation application as requested. Lois Snyder made and Joe Foster seconded. Roll call: Mr. Fallon, yea; Mr. Foster, yea; Ms. Snyder, yea.

ROAD PETITION
FARMVIEW ROAD

County Commission received a public road petition for the following:

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the vacation of a portion of

- Farmview Road

Public Roads on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises for vacating a portion of such roads, the same not being a road on the State Highway System.

The following is a general route and termini of said roads:

Being a portion of Farmview Road (C.R. 71) located in Raccoon Township, Section 26 more particularly described as follows:

Beginning at the intersection of said Farmview Road and Canoe Livery Road (C.R. 73); thence leaving said Canoe Livery Road and with the meanderings of the centerline of said Farmview Road (as traveled on this date) in a northwesterly direction 4,325 feet (0.819 of a mile) to a point in the centerline of State Route 588, said point being the terminus of the road vacation herein described.

We will advertise a public hearing for two consecutive weeks in local newspaper, hold a road viewing on the 3rd week with local officials and interested parties and then hold a public hearing on the 4th week to give testimony upon the necessity of vacating said road (s) and whether the prayer of the petitioners should be granted. To be published on these dates: October 13th and October 20th, 2010.

CONTRACT FOR SPECULATIVE BUILDING CONSTRUCTION

Economic Development Director Melissa Clark presented the contract with SJM Construction for the construction of the Industrial Park Speculative Building and recommended the approval of said contract.

Lois Snyder made and Justin Fallon seconded the motion as recommended by Economic Development Director Melissa Clark, pending approval of the Prosecutor's Office. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

Ms. Clark also advised the Commissioners of the meeting held with the contractor and engineer this week and submitted a list of improvements/suggestions that came from this meeting. Commissioners will review and make recommendations.

RFP – UTILITY RELEASE FORMS

Economic Development Director Melissa Clark submitted utility release forms for AEP, Columbia Gas and BREC. Justin Fallon made and Lois Snyder seconded the motion to approve signature of forms. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea. Ms. Clark advised the RFP had been mailed to interested parties and the Preview Meeting would be held September 22, 2010.

CHILDREN SERVICES UPDATE

Executive Director Russ Moore updated the Commissioners on the agency's financials and the overall condition of the agency. This information was reviewed by all present.

RECESSED

10:15 a.m. Lois Snyder moved and Justin Fallon seconded to recess the meeting. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea. Commissioners Fallon and Snyder briefly left the meeting for an outside commitment.

RECORDS COMMISSION MEETING

President Foster chaired the Record's Commission Meeting held in the Commissioner's office. The following were present: Prosecutor Jeff Adkins, Auditor Larry Betz, Recorder Roger Walker and Clerk of Courts Noreen Saunders. Tribune Reporter Amber Gillenwater and Environmental Sanitarian Barb Bradley were also present.

RECONVENED

11:00 a.m. – Commissioners Fallon and Snyder returned. Justin Fallon moved and Lois Snyder seconded to reconvene the meeting. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

BID AWARD – CINDERS & TRUCK EQUIPMENT

Assistant County Engineer Jennifer Brown submitted the following letter of recommendation for truck equipment:

I have reviewed the proposals for the supply of truck equipment for the Gallia County Highway Department. Two bids were received, from Kaffenbarger Truck Equipment and Southeastern Equipment. The bids totaled \$38,055.00 per truck and \$41,846.42 per truck, respectively.

The lowest bid was received from Kaffenbarger Truck Equipment. The bid is responsive, and below the engineer's estimate. The contractor meets all specifications and is qualified to perform the work.

Therefore it is my recommendation that the above named project be awarded to Kaffenbarger Truck Equipment.

Sincerely,

s/Jennifer Brown

Assistant Engineer

Lois Snyder made and Justin Fallon seconded the motion to award as recommended. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

Assistant County Engineer Jennifer Brown submitted the following letter of recommendation for hauling of cinders:

I have reviewed the proposals for the hauling of Cinders for Gallia County. Two bids were received, from Taylor Excavating and Bryant Farm and Lawn. The bids totaled \$58.50 per hour and \$68.50 per hour, respectively.

The lowest bid was received from Taylor Excavating. The bid is responsive, and below the engineer's estimate. The contractor meets all specifications and is qualified to perform the work.

Therefore it is my recommendation that the above named project be awarded to Taylor Excavating.

Sincerely,

s/Jennifer Brown

Assistant Engineer

Lois Snyder made and Justin Fallon seconded the motion to approve as recommended. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

GUARDRAIL RESOLUTION

Assistant County Engineer Jennifer Brown also requested authorization to enter into a contract to administer a guardrail project.

Resolution

The Board of County Commissioners of Gallia County, Ohio met with the following members present: President Howard J. Foster, Vice President Justin Fallon and Member Lois Snyder

WHEREAS; Section 5501.03 (C) of the Ohio Revised Code provides that the Director of the Ohio Department of Transportation (ODOT) may coordinate the activities of the Department with other appropriate public authorities and enter into contracts with such authorities as necessary to carry out its duties, powers and functions; and

WHEREAS; the GAL-C.R. 1-0.00 (88311) is a transportation activity eligible to receive federal/state funding; and

WHEREAS; the LPA (County) has received funding approval for the project listed above from the Program Manager having responsibility for the federal/state funds involved, and

WHEREAS; it is the mutual desire for both ODOT and the LPA to have the LPA serve as the responsible lead agency for the administration of the project; and

WHEREAS; the Gallia County Board of County Commissioners authorizes the Gallia County Engineer to enter into an agreement with ODOT for the above mentioned improvements.

NOW, THEREFORE a motion was made by Justin Fallon and duly seconded by Lois Snyder, to adopt the foregoing resolution/ordinance.

s/Howard J. Foster, President

s/Justin L. Fallon, Vice President

s/Lois M. Snyder, Member

MEDICAL MUTUAL REVIEW

Insurance agent John Saunders and Medical Mutual Representative Melinda Jeffers met to review claim costs. Information was distributed and reviewed regarding health costs savings, income vs. claims and Rx utilization.

RC&D RESOLUTION

The Commissioners adopted the following resolution:

NATIONAL RESOURCE CONSERVATION & DEVELOPMENT (RC&D) Week commemorates the anniversary of the founding of the RC&D program and recognizes local RC&D councils and their projects. This year, RC&D Week will be held from September 19 to 25.

National RC&D Week in Gallia County

Whereas, The Ohio Valley Resource Conservation & Development (RC&D) Council is a non-profit organization, recognized as a tax exempt charity by the IRS in March of 1977, that serves Gallia and nine other counties in Southern Ohio, and

Whereas, The Ohio Valley RC&D was formed in 1976 and received federal authorization from the U.S. Department of Agriculture through the Natural Resources Conservation Service in 1977, and

Whereas, The Ohio Valley RC&D Council is comprised of County Commissioners, Soil and Water Conservation District Supervisors, and members-at-large from the Southern Ohio Counties of Adams, Brown, Gallia, Highland, Jackson, Lawrence, Pike, Ross, Scioto, and Vinton, and

Whereas, the RC&D Program brings together those governments named above, as well as other governments, businesses, civic partners and hundreds of volunteers to nationally leverage funding at an average 5:1 ratio for every federal dollar received, and

Whereas, The Ohio Valley RC&D Council RC&D Council Projects, over the past five years, have leveraged local funds at an average of a 14:1 ratio for every federal dollar received, and

Whereas, The Ohio Valley RC&D Council operates with a very low dues commitment from its sponsoring membership and has received millions of dollars in federal, state, and private project funding to serve communities in Gallia County and the other nine Counties in Southern Ohio. These projects have addressed identified needs relating to water quality protection, conservation of sensitive lands, job creation, watershed management, historic preservation, business retention and growth, acid mine drainage abatement, erosion control, and the promotion of agricultural as an industry, and

Now, Therefore, Be it Resolved that the Gallia County Commissioners declare the week of September 19, 2010 as "National RC&D Week" to publicly acknowledge the benefits of USDA, Resource Conservation and Development Program and the Ohio Valley RC&D Council in Gallia County.

Adopted this 16th day of September, 2010 by the Board of Gallia County Commissioners.

s/Howard J. Foster, President

s/Justin L. Fallon, Vice-President

s/Lois M. Snyder, Member

Justin Fallon made and Lois Snyder seconded the motion to approve the resolution. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

CROWN CITY VILLAGE SEWER PROJECT UPDATE

Kerry Hogan, Professional Engineer with URS met with the Commissioners to update them on the Crown City Sewer Project. Health Department Environmental Sanitarian Barb Bradley and County Administrator Karen Sprague were also present.

Mr. Hogan distributed a summary sheet and cost estimate for the village sewer project. The project consists of a centralized sanitary sewer system and wastewater treatment facility to comply with Ohio EPA requirements to address sewage pollution caused by failing on-site sewage systems.

Planning for the facility improvements began in 1998. Over the last 12 years, seven versions of the preliminary engineering report were prepared to look at every feasible alternative and address comments from all federal and state agencies. Design of a gravity collection system and wastewater treatment plant began in 2009 and is nearly complete. The project is currently in the final design and permitting phase. Costs are – Construction costs: \$3,798,000 and Project costs are \$4,600,000.

They are currently seeking all available Federal, State and Local grants and loans. They are one year into the design which should be complete in October. One issue the village is experiencing is high user rates. Funding being pursued is USDA Rural Development, Ohio EPA, Ohio Public Works Commission, Ohio Department of Development, US Army Corp of Engineers and Appalachian Regional Commission; and he plans to meet with each agency. They plan to have funds secured by October 1st 2011. They did have commitment from OPWC on the last round and they declined because the other funding agencies were not in place at that time. They plan to resubmit later to OPWC. User rates are currently \$51 to \$54 month, \$0 tap fees, and the rates must be below \$40 per month to be affordable for the residents. (180 users)

Mr. Hogan requested a letter of support from the Commissioner, support with OPWC application and some CDGB funding if possible. If they can get \$1.5 in grants without USDA they can get the rates down to \$40 monthly. They are also applying for OEPA funding; they may have principle forgiveness or stimulus monies available after the first of the year. The Village is rated in the top group for this funding. The Health Department has a couple of service areas of concern. The Village has tried to get EPA to say we do not have to service these areas but there are definite issues there and EPA requires if they are within the village they must be served. The Commissioners agreed to provide them with a letter of support for this project and URS will work with County Administrator Karen Sprague for any possible additional funding.

WORK RELEASE CENTER

Sheriff Joe Browning, Professional Engineer Randy Breech, Administrative Assistants Cheryl Vanco and Heather Casto met with the Commission to discuss the progress of the center to date. Financial information and projected budget was submitted and reviewed. Sheriff Browning requested that a budget be put in place and approved so we can move forward with this facility. County Administrator Karen Sprague recommended they submit the figures for the rest of 2010 and submit an appropriation to the Auditor's office.

Breech advised that we must continue to pursue cost estimates on the state permitting issues that need to be addressed at the facility before we can begin housing inmates. Sprague stated that we currently have two quotes in hand and we must have one (1) more on the sprinkler and range hood. Breech again encouraged them to move swiftly with the emergency situation, or it will be closed down by the state. Commissioners directed County Administrator Karen Sprague to immediately meet with the State Auditor's office to see if we could move forward with two bids as an emergency order.

Sprague returned and the State Auditor advised that with a letter from the Project Engineer that no more than two quotes can be received within a timely manner; the county would not be cited and may proceed with the emergency order.

Engineer Randy Breech submitted the following letter:

9/16/2010

Per our discussion today, I was involved in processing estimates on upgrades to the Work Release Center including:

- a. *Fire Alarm Replacement and Upgrade*
- b. *New Sprinkler System*
- c. *Sprinkler Water Supply Installation*
- d. *Kitchen Hood Suppression Replacement*
- e. *Fire Rated Doors and Frame Installation*

We were able to secure only (2) vendor estimates due to lack of local sourcing and timeline issues. I found the lowest and best estimates to be 20% to 30% less than standard pricing and these companies are well respected vendors. I have worked with them in the past and they are very responsive to owner requirements including future maintenance and repairs.

These upgrades are necessary because of life safety issues at this facility and since I have committed to the State Construction Compliance Division, Fire Marshall and Board of Building Appeals for a quick turnaround on this work. I am very pleased with the Commission's quick response.

Please let me know if you need anything else at this time.

Sincerely,

slR.G. Breech, PE

Therefore, County Administrator Karen Sprague recommended an emergency measure resolution to handle the quote award for the fire and life safety issues with the Work Release Center. The total award is below \$50,000 and would allow for an emergency measure resolution. Per letter from Engineer Breech, we were not able to obtain 3 quotes within the past 45 days and there were no other qualified companies in the local areas that would quote the project. The following quotes were received:

- Fire Alarm System Upgrades
 - Sentry Fire Protection Inc - \$11,989.00 (quote for upgrade of existing system)
 - Snouffer's Fire & Safety - \$7,675.00 (complete new system)
- Sprinkler System Upgrades
 - Sentry Fire Protection Inc. - \$16,205.00 (does not include plan review fee)
 - Brewer & Company - \$16,800.00 (includes plan review fee)
- Range Hood Suppression System upgrade
 - Sentry Fire Protection Inc. - \$2,390.00 (does not include architect drawings and state fees)
 - Snouffer's Fire & Safety - \$3,300.25 (includes architect drawings and state fees)
- Underground Piping for Fire Supply Water
 - Snouffer's Fire & Safety - \$18,500.00
 - Brewer & Company - \$26,400.00
- Fire Rated Doors Purchased and Installed – Engineer advised we need only do 3 doors instead of 11 and Commissioners gave the Sheriff permission to award this quote due to the minimal amount.

Justin Fallon made and Lois Snyder seconded the motion to approve the following awards in an emergency measure as recommended by Project Engineer Randy Breech; total award is \$46,275.25 and described below.

Snouffer's Fire & Safety - \$7,675.00 (complete new system)
 Brewer & Company - \$16,800.00 (includes plan review fee)
 Snouffer's Fire & Safety - \$3,300.25 (includes architect drawings and state fees)
 Snouffer's Fire & Safety - \$18,500.00

Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms Snyder, yea.

ADJOURN

At 2:45 p.m. President Foster entertained a motion for adjournment. Justin Fallon made and Lois Snyder seconded the motion. Roll call: Mr. Foster, yea; Mr. Fallon, yea; Ms. Snyder, yea.

absent
Howard J. Foster, President

Terry Hemby
Terry Hemby, Clerk

Justin L. Fallon
Justin L. Fallon, Vice-President

Lois M. Snyder
Lois M. Snyder, Member