

JANUARY 19, 2012

The Gallia County Board of Commissioners met on this date for the purpose of approving the minutes of the previous meeting and current transfers, appropriations and bills. At 9:00 a.m. the meeting was called to order by President Harold G. Montgomery. Roll Call: Harold G. Montgomery, present; Vice President Mr. Howard J. "Joe" Foster, present; Commissioner Lois M. Snyder, present.

EXECUTIVE SESSION - EMA

At 9:03 a.m. the President entertained a motion to enter into executive session with Interim EMA Director Sherry Daines to discuss a personnel issue regarding a resignation. Lois Snyder made and Joe Foster seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea. Commissioners returned to regular session at 9:15 a.m.; no action taken.

RESIGNATION ACCEPTED

Interim EMA Director Sherry Daines submitted the following resignation letter and recommended acceptance:

January 13, 2012

Dear Sherry,

This is my formal notification that I will be resigning from the Gallia County EMA/LEPC. January 20, 2012 will be my last day of employment.

Sincerely,
s/ Jill Austin

Ms. Daines recommended the acceptance of Ms. Austin's resignation. Joe Foster moved and Lois Snyder seconded the motion to accept the resignation; Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

Ms. Daines also submitted a copy of her response to Ms. Austin:

January 18, 2012

To: Jill Austin
RE: EMA Resignation

Dear Jill,

Effective today, January 18, 2012 Gallia County EMA hereby accepts your letter of resignation. Your last paid day will be January 20, 2012.

Upon receipt of this letter, you may use vacation for the remainder of Thursday January 19, and Friday January 20, 2012.

You are to return any and all items issued to you by the EMA office, including office keys to me before you leave today. If you have any personal items to retrieve from the EMA office, you can schedule an appointment with me and I will make arrangements to meet you.

Sincerely,
s/ Sherry Daines
Interim EMA Director

MINUTES APPROVED

President Montgomery entertained a motion for approval of the January 12, 2012 minutes. Joe Foster moved and Lois Snyder seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
DJFS	Dana Glassburn	1/19	Jackson, OH	Southern 7 Meeting w/Northwoods
	Tande Rose Amanda Elkins Jackie Figgins	1/19	Columbus, OH	F.S. Training
Commissioners	Lois Snyder	1/25	Wellston, OH	Solid Waste Negotiating Committee
	Joe Foster	1/24	London, OH	E.D. Meeting

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

YOUTH SUBSIDY GRANT AGREEMENT AMENDED

Probate Juvenile Court submitted a Youth Subsidy Grant amendment form for signature.

	Current Budget	Adjustment	Revised Budget
Total Program Costs	\$188,849.00	-\$524.00	\$188,325.00

The President entertained a motion to sign the amendment as requested by Probate/Juvenile Court; Joe Foster moved and Lois Snyder seconded. Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

Animal Shelter Canine Weekly Report										
Week Ending	IN	Adopted	Reclaimed	Euthanized	Died (Natural Causes)	Rescued	Destroyed (in field)	Out	In Foster Care	Remaining at Shelter
1/16	29	1	0	0	2	19	0	0	6	67

HORIZON POP SITE EASEMENT

Horizon representatives Mike Thompson and Dave Coates met with the Commissioners to submit a copy of the revised draft agreement. Commissioners reviewed and had some additional suggestions and also advised that they would have to wait for the Prosecutors approval of the finished document. Due to time constraints, Thompson requested a meeting within the next two weeks to hold a workshop to define the terms of the agreement. The meeting was set for February 2, 2012 at 2:30 p.m.

At 10:33 a.m. the President entertained a motion to enter into executive session with Mike Thompson and Dave Coates with Horizon Telecom to discuss contracts. Joe Foster made and Lois Snyder seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea. Prosecutor Jeff Adkins joined the session at 10:53 a.m. Commissioners returned to regular session at 11:00 a.m.; no action taken.

BID AWARD - UP CREEK SLIP REPAIR

The Assistant County Engineer submitted the following correspondence:

Dear Commissioners,

I have reviewed the proposals for the Up Creek Slip Repair project. Four bids were received, from U.S. Bridge, Alan Stone Company, Inc, D.G.M, Inc., and Mi-De-Con, Inc. The bids totaled \$144,382.00, \$190,808.00, \$195,482.00 and \$218,587.86, respectively.

The lowest bid was received from U.S. Bridge. 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 U.S. Bridge.

Sincerely,

/s/ Jennifer Brown

Assistant Engineer

Upon the recommendation of the Assistant Engineer, Lois Snyder moved and Joe Foster seconded the motion to award the bid to US Bridge. Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

KANAUGA-ADDISON SEWER PROJECT COMPLAINTS

Todd Bryant (Bryant's Farm & Lawn) and Eric Cisco (Supreme Asphalt) came before the Commissioners to discuss issues with the Kanauga Addison Sewer Project. Bryant stated that up until 10 days ago, they have worked on the Kanauga-Addison Project since it began. They stated that they have been getting paid, not in a timely fashion, but in partial payments. They were always told by the contractor that they could not pay us because they were not getting paid from the County. Montgomery advised the Contractor has been paid for all work performed and it is their responsibility to pay their vendors and subcontractors.

Bryant advised the Contractor continues to tell him there are deductions coming out of his draws. Montgomery explained all draws are submitted to the Sewer Engineer for approval then to the Commissioners for payment. The contract specifies exact amounts for all work performed; anything that the Contractor exceeds becomes the responsibility of the Contractor. Bryant stated the Contractor also says they have not been paid on change orders.

Montgomery advised the Contractor has been paid for all approved change orders, whether they abide by the contract or not is up to them. The Contractor is responsible for paying the invoices of the subcontractors. There have been funds retained along the way until the Sewer Engineer confirms the work was completed and some funds are held until the completion of the project. The Contractor is paid according to contract, to do the work specified and that is all he gets. We have a bonding company and as a Subcontractor, your recourse would be to file with the bonding company.

Bryant asked if the county could withhold payment of any future draws to Trimat until the subs were paid. It would have to be certified that you have a legal claim against the contractor and it is his responsibility to pay you; if not you'll have to file with the bonding company. Contact information for the Bonding Company was requested and emailed to Bryant and Cisco for filing their claims.

EXECUTIVE SESSION

At 1:42 p.m. the President entertained a motion to enter into executive session with Steve Chapman to discuss contracts. Joe Foster made and Lois Snyder seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea. Commissioners returned to regular session at 2:46 p.m.; no action taken.

EMS AGENCY UPDATE

EMS Director Larry Boyer updated the Commissioners regarding the status of a filed grievance. He advised he had met with the Labor Consultant and there will be a grievance hearing scheduled prior to arbitration. He also discussed some recent maintenance issues with light fixtures as well as upcoming vehicle routine maintenance.

Commissioners also asked about the status of the clerical move from the EMA/EMS building to the new EMS structure. Boyer advised moving the phone lines was the hold up in this process. Montgomery reviewed the lines currently located at both structures and asked Boyer about the amount of phone traffic required for the clerical worker. Boyer advised it was minimal therefore, he was directed to disconnect the phone lines located at 1255 State Rte 160 (EMA/EMS building) 740-446-0715 (voice) and 740-446-4849 (fax) and to utilize the four lines already in place at the new facility. As a result, this would be a monthly cost savings of \$38.75 per phone line (2), per month.

KANAUGA-ADDISON SEWER – CONTRACT TERMINATION

President Montgomery noted the 7 days have expired on the previous letter to Trimat Construction sent 1/12/12 and after further discussion with project engineer Gary Silcott, Harold Montgomery entertained a motion to direct Project Engineer Gary Silcott to proceed with legal notice of termination of Trimat Construction, Inc.'s contract with Gallia County for the Kanauga-Addison Sanitary Sewer Improvements Project, further noting the letter needs sent to both Trimat and the bonding company. Joe Foster made and Lois Snyder seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

ADJOURN

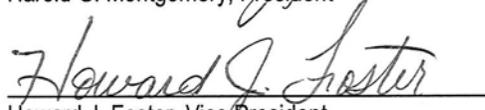
At 5:25 p.m. President Montgomery entertained a motion for adjournment. Joe Foster made and Lois Snyder seconded the motion; Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.



Harold G. Montgomery, President



Terry Hemby, Clerk



Howard J. Foster, Vice President



Lois M. Snyder, Commissioner