

NOVEMBER 1, 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 8:30 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.

The Commissioners made the following presentation at Gallia Academy High School in Centenary, Gallia County, OH.

STATE SOILS CAREER DEVELOPMENT RECOGNITION

PROCLAMATION

State Soils Career Development Recognition

Whereas, the FFA and agricultural education provide a strong foundation for the youth of America and the future of food, fiber, and natural resources systems; and

Whereas, the FFA promotes premier leadership, personal growth and career success among its members; and

Whereas, agricultural education and the FFA ensure a steady supply of young professionals to meet the growing demands in science, business and technology of agriculture;

Whereas, the Gallia Academy High School Rural Soil judging team placed 1st in the State out of 50 teams; those students include

Briggs Shoemaker (1st place in the state)
Cody Call
Scott Warren
Chris Elliott

Whereas, the Urban Soil judging team placed 4th in the State out of 50 teams; those students include

Thomas Holley (2nd in the state)
Jordyn Benson
Elizabeth Ours
Jimmy Clagg

Whereas, both teams qualified and will compete in the National Soils judging competition in Oklahoma this spring.

Now therefore we, the Gallia County Commissioners hereby recognize their outstanding accomplishments.

Presented on this 1st day of November, 2012

s/ Harold G. Montgomery, President
s/ Howard Joe "Foster", Vice-Pres.
s/ Lois M. Snyder, Commissioner

Joe Foster made and Lois Snyder seconded the motion; to present the recognition award as described. Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

MINUTES APPROVED

Commissioners returned to the office at 9:00 a.m. and President Montgomery entertained a motion for approval of the October 25, 2012 minutes. Lois Snyder made and Joe Foster seconded the motion; Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
DJFS	Dana Glassburn	11/1	Marietta	ODOT Surplus
	Mike Daines			
	Malena Phillips	12/5 & 12/6	Columbus	CSEA Review & Adjustment

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

Animal Shelter Canine Weekly Report

Week Ending	Came in	Adopted	Reclaimed	Euthanized	Rescued	MIA	Died (Natural Causes)	Destroyed (in field)	To Foster Care	Back from Foster	Foster Care Total	Total Out	Shelter Total
10/29	20	23	2	2	0	1	2	0	8	4	18	30	63

911 ROOF QUOTES

Commissioners received the following quotes for the replacement of the 911 facility roof that was damaged during the 6/9/12 storm event:

D.W. Campbell Construction, Gallipolis	Shingles or Metal	\$ 8,200.00
Hash's Construction Co. Inc., Bidwell, OH	Shingles	\$ 7,800.00
	Metal	\$10,800.00

911 Director Sherry Daines confirmed particulars of the Campbell quote for metal at \$8,200.00 and recommended the work be awarded to D.W. Campbell Construction. Lois Snyder made and Joe Foster seconded the motion; roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

REVIEW RECORD - B-F-12-1AY-1
CERTIFICATION OF DETERMINATION OF A CATEGORICAL EXCLUSION PROJECT

The County Administrator presented the Commission with the paperwork for approval of the Environmental Review Record for the following projects for which a certification of determination of a categorical exclusion project could be made:

- #1 – Centerville Village –Public Facility Rehab Project (Community Center & Fire Station Rehab)

The President entertained a motion to approve the forms as presented contingent upon hearing no complaints thru end of the local comment period ending 4 pm 11/2/2012. Lois Snyder made and Joe Foster seconded that motion. Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea. All forms will be signed after the comment period by Harold Montgomery, as President of the Commission, and are on file in the County's CDBG files.

ENGINEERING AMENDMENT #3 FOR SERVICES
KANAUGA/ADDISON SEWER PROJECT

The County Administrator presented the Commission with an Engineering Amendment # 3 from Stantec for services for the Kanauga/Addison Sewer Project. Additional engineering fees are needed due to the contractor's failure to complete the project within the approved contract extensions. Following the take-over agreement with the Bonding Company, the County accepted the Bonding Company's offer to tender the amount of the Bond over to the County. The project is ready to move forward to completion, and the construction will require additional engineering costs for consultation, administration, and inspection fees. These additional fees shall be covered by the money the County has retained as the bond settlement.

This amendment to the Agreement for Engineering Services between Stantec Consulting Services, Inc. and the Gallia County Commissioners dated March 12, 2008 is hereby amended to include the following changes in price.

	Basic	Inspection	Additional
Original	\$287,253.00	\$229,000.00	\$105,500.00
Amendment No. 1	\$22,466.21	\$38,166.66	\$0.00
Amendment No. 2	\$15,000.00	\$26,000.00	\$0.00
Amendment No. 3	\$100,000.00	\$250,000.00	\$27,700.00
Total	\$424,719.21	\$543,166.66	\$133,200.00

All other terms and conditions of the Agreement for Engineering Services as referenced above shall remain in full force and effect. Additional fees will be based on percentage of construction as per the original agreement.

Upon the recommendation of Doug Shevelow the County's retained attorney for the sewer project, the following Agreement Amendment was also approved and signed to further clarify the sewer project engineering services moving forward.

Agreement Amendment
Kanauga / Addison Sanitary Sewer Improvements
Project No. 173401044

This is an amendment to the Agreement for Engineering Services between Stantec Consulting Services, Inc. ("Stantec") and the Board of Commissioners for Gallia County, Ohio dated March 12, 2008 for the Project identified above. All other terms of the Agreement remain in full force and effect.

Whereas, the general contractor for the Project has been terminated for cause, and significant quantities of defective and nonconforming work have been discovered; and

Whereas, the termination of the general contractor and discovery of defective and nonconforming work has significantly affected the Project Schedule and required that Stantec perform additional services; and

Whereas, the additional services performed and to be performed by Stantec include investigating and evaluating the general contractor's in-place work, developing workplans for remedying defective and nonconforming work, coordinating investigative and remedial efforts with the general contractor's surety, developing contract documents for a takeover contractor, and performing construction administration and resident project representative services for the remedial work; and

Now, therefore, the parties agree as follows:

- 1) Stantec will complete plans to complete the Project and remedy defective and nonconforming portions of the Project consistent with the remedial scope of work identified as Option 2 in the Memorandum from Stantec to the Board dated October 4, 2012 ("Remedial Work Memo").
- 2) With the aid of the Board's legal counsel, Stantec will assist the Board in procuring pricing proposals for the completion and remedial work, with such pricing based on Option 1 in the Remedial Work Memo as the base proposal, and Option 2 as an alternate. There will be no public bid.
- 3) Stantec will provide construction administration and resident project engineer services, as set forth in the Agreement, for whichever Option the Board chooses to award a construction contract.
- 4) Stantec will be paid by the Board an amount not to exceed \$177,700.00 for the design and contractor procurement work identified in Paragraphs 1 and 2 herein, at 85% of the standard hourly rates identified in Exhibit C of the Agreement.
- 5) Stantec will be paid by the Board an amount not to exceed \$100,000.00 for the construction administration and resident project representative work identified in Paragraph 4 herein, at 85% of the standard hourly rates identified in Exhibit C of the Agreement, based upon a 20 week (in the field) construction schedule, if Option 1 is chosen by the Board.
- 6) Stantec will be paid by the Board an amount not to exceed \$200,000.00 for the construction administration and resident project representative work identified in Paragraph 4 herein, at 85% of the standard hourly rates identified in Exhibit C of the Agreement, based upon a 40 week (in the field) construction schedule, if Option 2 is chosen by the Board.
- 7) The Board shall not be responsible for paying Stantec any amounts in excess of the not to exceed values set forth herein, without Stantec first obtaining prior written approval before performing the work.

Agreed:

Board of Commissioners for Gallia County
 By: *sl Harold G. Montgomery*
 Title: President
 Date: 11/1/2012

Stantec Consulting Service, Inc.
 By: *sl Gary Silcott, Jr.*
 Title: Senior Associate
 Date: 10/30/2012

Harold Montgomery entertained a motion to approve the Agreement as presented. Joe Foster made and Lois Snyder seconded that motion. Upon roll call votes were as follows: Harold Montgomery, yea; Joe Foster, yea; Lois Snyder, yea. All forms were signed by Harold G. Montgomery, as President of the Commission, and they are on file in the County's Kanauga/Addison Sewer files.

FINANCIAL REPORT REVIEW

The County Administrator presented the Commission with the 24th Amended Official Certificate of Estimated Resources dated 10/31/2012. The information was reviewed and is on file in the Commissioners Office.

STATUS REPORT

FY 2011 CDBG CHIP & HOME GRANTS (B-C-11-1AY-1 & B-C-11-1AY-2)

The County Administrator presented the Commission with the Status Reports for the period March 2, 2012 thru August 31, 2012 for the County's FY 2011 CDBG CHIP & HOME Grants (B-C-11-1AY-1 & B-C-11-1AY-2), which must be submitted to the Ohio Department of Development. The President entertained a motion that the Status Reports be approved and signed as presented. Joe Foster made and Lois Snyder seconded that motion. Roll call: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea. The form is on file in the County's CDBG grant files.

SEWER OEPA PERMIT RENEWAL
RODNEY VILLAGE 2 WWTP

The County Administrator presented for approval and signature, the renewal applications for OEPA permits for Rodney Village 2 WWTP as submitted by Sewer Operator Glenn Soles. The President entertained a motion to approve and sign the renewal applications as presented. Lois Snyder made and Joe Foster seconded that motion. Roll call votes: Mr. Montgomery, yea; Mr. Foster, yea; Ms. Snyder, yea.

NEG EQUIPMENT RFP'S OPENED

At 10:00 a.m. the following equipment request for proposals were opened:

Company	Equipment	Monthly Rental Rate
Mount Tree Service	Chipper	\$ 3,500
Jim's Farm Equipment	Chipper	\$ 1,475
	Skid steer	\$ 2,000
	Tractor	\$ 1,450
Bridgeport Equipment	Tractor	\$ 2,500
	Dump Truck	\$ 2,425
	Skid steer	\$ 2,400
	Chipper	\$ 5,800
	Excavator	\$ 8,500

The proposals were turned over to the DJFS Director for review and recommendation. The following were in attendance: DJFS Director Dana Glassburn, NEG Asst. Project Manager Mike Daines, and County Administrator Karen Sprague.

9:50 a.m. Commissioners left the office traveling to the Industrial Park for the ribbon cutting of the second facility for Ohio Valley Track Works; returning to the office at 11:00 a.m.

11:30 a.m. Commissioner Foster left the meeting for an appointment.

MEETING RESCHEDULED

Due to the Thanksgiving Holiday falling on the regular meeting day, the President entertained a motion to reschedule the November 22nd meeting to **Tuesday November 20th at 9:00 a.m.** Lois Snyder made and Harold Montgomery seconded the motion; Roll call: Mr. Montgomery, yea; Mr. Foster, absent; Ms. Snyder, yea.

ADJOURN

At 6:00 p.m. President Montgomery entertained a motion for adjournment. Lois Snyder made and Harold Montgomery seconded the motion; Roll call: Mr. Montgomery, yea; Mr. Foster, absent; M. Snyder, yea.


Harold G. Montgomery, President


Terry Hemby, Clerk


Howard J. Foster, Vice President


Lois M. Snyder, Commissioner