

**AUGUST 21, 2014**

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 David K. Smith. Roll Call: President David K. Smith, present; Vice President Brent Saunders, present; Commissioner Harold G. Montgomery, present.

The President entertained a motion for approval of the August 14, 2014 minutes. Harold G. Montgomery made and Brent Saunders seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

<b>2014 Canine Shelter Weekly Report</b>													
<b>Week Ending</b>	<b>Came in</b>	<b>Adopted</b>	<b>Reclaimed</b>	<b>Euthanized</b>	<b>Rescued</b>	<b>MIA</b>	<b>Died (Natural Causes)</b>	<b>Destroyed (in field)</b>	<b>To Foster Care</b>	<b>Back from Foster</b>	<b>Foster Care Total</b>	<b>Total Out</b>	<b>Shelter Total</b>
8/18	16	7	1	0	0	0	0	0	4	3	379	12	38

**FINANCIAL REPORT REVIEW**

County Administrator Karen Sprague presented the Commission with:

- 19<sup>th</sup> Amended Certificate of Estimated Resources
- August sales tax report

**2014 LOW TO MODERATE INCOME DATA CHANGES**

County Administrator Sprague advised she had received some bad news from ODSA regarding the new 2014 LMI data for the CDBG Program.

Gallia County went from having 12 townships/villages that were over 51% LMI to only having 6 townships/villages over 51% LMI. The County LMI rate changed from 50.1% in 2013 to 42.97% in 2014. These new rates will apply to all future CDBG grant applications.

Also, the state email advised HUD is no longer releasing LMI by split/block level, which means by block group within the townships/villages. This means if a township/village is not LMI as a whole the only way they can qualify for CDBG funds is by income survey. The 2013 LMI data allows split/block level and all but Walnut Township and Centerville Village had pockets of LMI areas where they could apply for CDBG projects. Now if they are not one of the six townships/villages listed below for 2014, they can no longer apply for CDBG funding without an income survey homes within the service area of the project that township or village is applying for funding.

Here are the comparisons of the prior 2013 LMI versus the new 2014 LMI data:

<b><u>2013 (12 entities eligible)</u></b>	<b><u>2014 (6 entities eligible)</u></b>
Addison Township Not LMI	Addison Township Not LMI
Cheshire Township Not LMI	Cheshire Township Not LMI
<u>Cheshire Village 56.4%</u>	<u>Cheshire Village 53.57%</u>
Clay Township Not LMI	Clay Township Not LMI
<u>Gallipolis City 52.7%</u>	<u>Gallipolis City 56.92%</u>
Gallipolis Township Not LMI	<u>Gallipolis Township 53.60%</u>
Green Township Not LMI	Green Township Not LMI
<u>Greenfield Township 71.2%</u>	<u>Greenfield Township 70.00%</u>
<u>Crown City Village 55.5%</u>	Crown City Village Not LMI
<u>Guyan Township 61.2%</u>	Guyan Township Not LMI
<u>Harrison Township 55.0%</u>	Harrison Township Not LMI
<u>Vinton Village 57.5%</u>	Vinton Village Not LMI
<u>Huntington Township 54.9%</u>	Huntington Township Not LMI
<u>Morgan Township 52.3%</u>	Morgan Township Not LMI
<u>Ohio Township 65.1%</u>	<u>Ohio Township 51.35%</u>
<u>Perry Township 61.2%</u>	Perry Township Not LMI
Centerville Village Not LMI	Centerville Village Not LMI
<u>Rio Grande Village 59.6%</u>	<u>Rio Grande Village 66.05%</u>
Raccoon Township Not LMI	Raccoon Township Not LMI
Springfield Township Not LMI	Springfield Township Not LMI
Walnut Township Not LMI	Walnut Township Not LMI

**CONTRACT APPROVAL**

**2013 COUNTY CDBG BRIDGE REPLACEMENT PROJECT – ASPHALT**

County Administrator Karen Sprague advised the Commission that The Shelly Company has signed the contract for the 2013 County CDBG Bridge Replacement Project – Asphalt and asked for a motion for the county to approve and sign the contract with The Shelly Company in the amount of \$42,864.50. David Smith entertained a motion to approve and sign the contract as recommended. Brent Saunders made and Harold G. Montgomery seconded this motion. Roll call votes: Mr. Smith, yea; Mr. Saunders, yea; Mr. Montgomery, yea.

**OWDA WASTEWATER SYSTEM DESIGN LOAN – GREEN SEWER PHASE 1**

County Administrator Karen Sprague presented the Commission with the OWDA Cooperative Agreement documents to increase the Green Sewer Design Loan by \$200,000 as previously requested by Gallia County in order to complete the design/planning for the project. David Smith entertained a motion to approve the documents as presented. Harold G. Montgomery moved and Brent Saunders seconded this motion. Upon roll call votes were as follows: David Smith, yea; Brent Saunders, yea; Harold Montgomery, yea.

County Administrator Karen Sprague advised the Commission that OWDA takes their loan fee for this new loan directly from the loan therefore the County Auditor will need to complete memo revenue and expense entries so the fund will balance with amounts noted by OWDA:

- Memo payin in the amount of \$698.00 into 061.3000.400100 from OWDA Loan # 4937
- Memo expense in the amount of \$698.00 from 061.0061.531100 to OWDA vendor # 7189 for loan fee

Harold G. Montgomery moved and Brent Saunders seconded this motion. Upon roll call votes were as follows: David Smith, yea; Brent Saunders, yea; Harold Montgomery, yea.

#### GREEN SEWER – DRAW # 69

County Administrator Karen Sprague presented the Commission with Draw # 69 for the Green Sewer Project for the following items:

- Gallia County Commissioners July postage invoice - \$248.26
- Stantec Inv. #'s 761239, 770117, 777404, 789108, 796346, 805117 & 815721 - \$80,893.97
- Bricker & Eckler LLP Inv. #'s 618369, 619998, 620003, 622370, 625515 - \$31,125.47
- Total = \$112,267.70

David Smith entertained a motion to approve draw resolution # 69 as submitted. Brent Saunders moved and Harold G. Montgomery seconded the motion. Upon roll call votes were as follows: David Smith, yea; Brent Saunders, yea; Harold Montgomery, yea.

#### CHANGE ORDER #1 – 2013 OHIO TWP CDBG PAVING CONTRACT

County Administrator Karen Sprague presented the Commission with Change Order No. 1 paperwork for the 2013 Ohio Twp CDBG Paving Project contract. Ms. Sprague noted the township is requesting to remove the prime from the contract as well as have Rick Eplion Paving, Inc. perform the parking lot prep work to include grading and rolling.

Ms. Sprague recommended the change order to adjust the following in the contract:

- Remove 423 gallons of Prime @ \$3.50 per gallon (\$1,480.50)
- Add parking lot grading and rolling for a total of \$1,500.00.

Rick Eplion Paving, Inc., Ohio Township & County Engineer Brett Boothe are in agreement with this change order which would increase the contract from \$44,850.00 to \$44,869.50. Contract completion date will remain the same at 11/30/14. It was noted the additional \$19.50 will be paid for by Ohio Township as a part of their local match.

David Smith entertained a motion to approve the change order form as requested. Harold G. Montgomery made and Brent Saunders seconded that motion. Upon roll call votes were as follows: Mr. Smith, yea; Mr. Saunders, yea; Mr. Montgomery, yea.

#### CANINE SHELTER UPDATE

Dog Warden Laurie Cardillo updated the Commission on the Canine Shelter. She noted she still has 8 long term dogs, with the longest one being there since March. She advised of the repairs that are needed. Commissioners asked County Administrator to get with the Maintenance Superintendent to get these repairs addressed at the shelter. Also discussed were spay/neuter vouchers.

#### GDJFS SUPPLIES TRANSFER

Director Dana Glassburn presented the following resolution:

##### **RESOLUTION**

*The Board of County Commissioners of Gallia County, Ohio, met in regular session on the 21st day of August 2014, with the following members present: Brent Saunders, Harold Montgomery, David K. Smith*

*Mr. Harold G. Montgomery moved for passage of the following Resolution:*

##### **RESOLUTION AUTHORIZING GCDJFS TO TRANSFER SUPPLIES REMAINING FROM THE DEPARTMENT OF LABOR NATIONAL EMERGENCY GRANT TO VARIOUS DEPARTMENTS IN THE COUNTY TO USE WITHIN THOSE DEPARTMENTS FEDERAL GRANTS.**

**WHEREAS**, Dana L. Glassburn, Director of the Gallia County Department of Job and Family Services is recommending, based on 29 CFR part 97.33(b) and a guidance memo from the Ohio Department of Job and Family Services dated April 21, 2014, that the Board of Gallia County Commissioners approve moving supplies remaining from the DOL NEG grants, which aggregate value exceeded \$5,000, as listed on the attached document.; and

**WHEREAS**, each Department Head has provided a signed letter accepting responsibilities for said supplies indicating the need for said supplies for other activities currently or previously supported by a Federal agency/grant; and

**WHEREAS**, said acceptance of the supplies from Gallia County Department of Job & Family Service will be considered a transfer from the signed date of this resolution and/or for as long as the receiving department is in need of the supply and/or until such supply is fully used to perform said activities and no longer available with remaining supplies returned to the GCDJFS upon completion of said activities; and

**WHEREAS**, the Board of County Commissioners of Gallia County, Ohio, recognizes the value of utilizing said supplies on existing activities and the restrictions surrounding the disposition of said supplies and wishes to serve the citizens of Gallia County to the fullest extent possible; and

**WHEREAS**, the Board of County Commissioners of Gallia County, Ohio, deems this request to be in order and hereby approves the same permitting such transfer of supplies to occur.

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

*Mr. Brent Saunders seconded the Resolution and upon roll call, the vote resulted as follows:*

**Roll Call:** Brent Saunders, yea, Harold Montgomery, yea, David K. Smith, yea

**Adopted:**

**CERTIFICATE:**

I, Lana Lane, Clerk of the Board of County Commissioners of Gallia County, Ohio, hereby do certify that the above is a true and correct copy of resolution adopted by said Board under said date, and as same appears in Commissioners' Journal Volume #

*s/Lana J. Lane, Clerk, Board of County Commissioners of Gallia County, Ohio*

Approved by County Administrator *s/Karen Sprague* Date:8/21/14

**INTERCOUNTY TRANSFER LETTER – CLERMONT COUNTY**

JFS Director Dana Glassburn presented the following letter for signature:

Clermont County Commissioners  
101 East Main Street  
Suite 329  
Batavia, OH 45103

Dear Commissioners:

Your approval of the inter-county transfer of funds reflects your recognition of the fluidity of demands upon social services provided to the youth of our Counties as well as the restrictions against transfer of federal and state funds between program areas which limits the ability to provide needed services. This inter-county adjustment of allocated funds eliminates to silos of such funding and will allow us to maximize service delivery to the youth of Gallia County.

Your participation with and the generosity given to Gallia County in the inter-county adjustment of allocated funds is greatly appreciated. We would also like to commend the efforts of Judy Eschmann, Clermont County DJFS Director, for without her desire to serve the youth of Ohio to the fullest extent, this would not have been a success. The collaboration between our counties allows us to better meet the needs of the youth we service in Ohio.

If we can ever be of assistance to you in the future, please do not hesitate to call.

Sincerely

*s/David K. Smith*

David K. Smith  
President

Brent Saunders made and Harold G. Montgomery seconded the motion to authorize President Smith to sign the letter. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**\*\*10:15 am – Commissioner Montgomery left the meeting**

**BOARD OF DD GRANT OF EASEMENT**

DD Director Rosalie Durbin presented an easement and gas pipeline right of way between the Gallia County Board of Developmental Disabilities, The Gallia County Early Childhood and Family Center, and The Gallia County Board of Commissioners and Robert J. Chamberlain and Old South Oil, LLC. Brent Saunders made and David K. Smith seconded the motion to sign the agreement upon the recommendation of DD Director Rosalie Durbin. Roll call: Mr. Montgomery, absent for vote; Mr. Smith, yea; Mr. Saunders, yea.

**RELAY FOR LIFE PROCLAMATION 2014**

The President entertained a motion to proclaim the following:

*ACS Gallia County Relay For Life Proclamation 2014*

*Whereas, cancer is a group of diseases characterized by uncontrolled growth and spread of abnormal cells which, if not controlled, can result in death; and*

*Whereas, according to the American Cancer Society in 2014 there will be an estimated 1,665,540 new cancer cases diagnosed and 585,270 cancer deaths in the US, in Ohio the estimated number of deaths for 2014 is 25,260, and*

*Whereas, Cancer is the second most common cause of death in the US, exceeded only by heart disease, accounting for nearly 1 in every 4 deaths, and*

*Whereas, the American Cancer Society is a voluntary community based health organization in state dedicated to eliminating cancer as a major health problem, and*

*Whereas, the American Cancer Society recognizes that cancer does not discriminate and that it knows no boundaries and,*

*Whereas, the Relay for Life is a community affair held throughout the state of Ohio which represents an opportunity to network with business associates, family and friends and celebrate the lives of those who have battled cancer, remember loved ones lost to the disease, and fight back and,*

*Whereas, the American Cancer Society believes that Relay is a moving Celebration of cancer survivorship with all of our citizens joining together to.....Celebrate, Remember and Fight Back!*

*Now Therefore, Be It proclaimed that the Gallia County Commissioners of Gallipolis, Ohio, do hereby proclaim*

*August 23 &24 as the ACS Relay for Life Days*

*Throughout Gallia County and urge all citizens to recognize and participate in the Relay Events held in our community.*

*In witness whereof I have hereunto set my hand and caused this seal to be affixed this 21<sup>st</sup> day of August 2014.*

*s/David K. Smith, President*

*s/Brent Saunders, Vice President*

Brent Saunders made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, absent for vote; Mr. Smith, absent; Mr. Saunders, yea. In attendance were Kari Davison, Bonnie McFarland, and Ken Moore.

**\*\*11:45 a.m. – Commissioners Smith and Saunders travelled to the Airport**

**PERSONNEL – DOG & KENNEL DEPARTMENT - DILSAVER**

President Smith entertained a motion to accept the resignation of Temporary Assistant Dog Warden Tonya Dilsaver effective 8/21/2014. Brent Saunders moved and David K. Smith seconded the motion. Roll call votes: Mr. Smith, yea; Mr. Saunders, yea; Mr. Montgomery, absent for vote.

**FRIENDS OF GALLIA COUNTY ANIMALS**

Friends Group members Nathan Weatherholt and Patty Jones were in attendance to discuss vaccines, trading dogs, adoptions, honoring rescue holds, holding puppies for rescue, and euthanizing.

**EXECUTIVE SESSION – CONTRACTS**

At 1:40 p.m. the President entertained a motion to enter into executive session with Sheriff Browning, Chief Grau, Attorney Dave Riepenhoff, Kevin Werry, and Heather Casto to discuss contracts. Brent Saunders made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, absent for vote; Mr. Smith, yea; Mr. Saunders, yea. Attorney Dave Riepenhoff exited the meeting at 1:50 p.m. Commissioner Montgomery entered the meeting at 2:02 p.m. Heather Casto exited the meeting at 2:15 p.m. Returned to regular session at 2:25 p.m.; no action taken.

**WORKERS COMP**

County Auditor Larry Betz and Chief Deputy Terri Short discussed the distribution of workers comp rebates and refunds. Commissioners advised they will contact the State Auditor's for further assistance on this matter.

**EXECUTIVE SESSION – LEGAL**

At 2:50 p.m. the President entertained a motion to enter into executive session with County Prosecutor Jeff Adkins, Sheriff Joe Browning, and Karen Sprague to discuss a legal matter. Motion Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. Returned to regular session at 3:10 p.m.; no action taken.

**VILLAGE OF RIO GRANDE ANNEXATION**

The Village of Rio Grande presented annexation paperwork to annex 1.450 acres from Raccoon Township to the Village of Rio Grande. County Prosecutor Jeff Adkins advised that all parties are in agreement with the annexation, Raccoon Township and the Village of Rio Grande have already signed off on the annexation. David K. Smith entertained a motion to approve the annexation as submitted. Brent Saunders made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**A RESOLUTION GRANTING PETITION FOR THE ANNEXATION OF 1.450 ACRES OF REAL PROPERTY OF REAL PROPERTY FROM RACCOON TOWNSHIP, GALLIA COUNTY, OHIO TO THE VILLAGE OF RIO GRANDE, OHIO PURSUANT TO OHIO REVISED CODE SECTION 709.16**

WHEREAS, the Board of Gallia County Commissioners and the Board of Trustees of Raccoon Township, Gallia County, Ohio and the Village of Rio Grande, Ohio, resolve to grant the annexation of 1.450 acres from Raccoon Township, Gallia County, Ohio to the Village of Rio Grande, Ohio. The purpose of the annexation of 1.450 acres particularly described in the Ordinance of the Village of Rio Grande is for said property to receive Village services. Said description and Village of Rio Grande Ordinance is attached as Exhibit A. This resolution shall take effect upon its entry upon the journal of the Board of Commissioners of Gallia County, Ohio.

NOW, therefore, be it RESOLVED that the Board of Gallia County Commissioners, Gallia County, Ohio, approves and accepts, pursuant to Ohio Revised Code Section 709.16, the Annexation Petition attached hereto as Exhibit A, and further that this Resolution shall take effect at the earliest period allowed by law.

PASSED: 3 yeas  
DATED: 8/21/2014

Approved as to Form:  
sl C. Jeffery Adkins  
C. Jeffery Adkins

By: sl David K. Smith  
David K. Smith  
By: sl Harold Montgomery  
Harold Montgomery  
By: sl Brent Saunders  
Brent Saunders

**ADJOURN**

At 4:00 p.m. the President entertained a motion for adjournment. Brent Saunders made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

[Signature]  
David K. Smith, President

[Signature]  
Lana J. Lane, Clerk

[Signature]  
Brent Saunders, Vice President

[Signature]  
Harold G. Montgomery, Commissioner