

APRIL 2, 2015

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

The President entertained a motion for approval of the March 26, 2015 minutes. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

TRAVEL REQUESTS				
DEPARTMENT	NAME	DATE	TO	RE:
Clerk of Courts	Noreen Saunders	4/21-23	Columbus, OH	Assoc. Meeting
JFS	Kristina Smith Beth Moore Lori D. Church	4/8	Huntington, WV	Fred Pryor Seminar
EMA	Sherry Daines Tim Miller	4/8	Logan, OH	OH EMA Grants Meeting

The President entertained a motion to approve travel requests as submitted. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

2015 Canine Shelter Weekly Report														
Week Ending	Came in	Adopted	Reclaimed	Euthanized	Out to Rescue	MIA	Died (Natural or unknown Causes)	Destroyed (in field)	Total Out	Remaining at shelter	Out to County Foster	In from County Foster	Died in Foster (Natural or Unknown Causes)	Total in Foster
3/29	9	4	2	0	1	0	5	0	12	27	0	0	0	0

ARC GRANT APPROPRIATION APPROVAL

The following action was unintentionally omitted from the 12/4/2014 Commissioner's Journal minutes and is being included in today's minutes with this note regarding the date of original action. The 12/4/2014 Commissioners Journal minutes will be marked with a note to check the 4/2/2015 minutes for this action.

Commission President David Smith entertained a motion to approve appropriation of the ARC Sewer Grant for the Green Sewer Phase 1 Project and to request the County Auditor's Office to create a new fund for this grant titled "**ARC Grant-Green Sewer 1**", give that grant fund number **325**, and to appropriate the \$250,000 grant funding into line items as follows:

Appropriate \$250,000 into ^{326.0926 OK-KS} ~~325.0925~~ 531100 title ARC Grant Green Sewer 1

Also, request the County Auditor's Office to create the following revenue line items:

Create ^{325.3000.400100} ~~326~~ ^{OK-KS} ARC Grant Revenue (estimated revenue \$250,000)

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

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

Karen Sprague, 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 10 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 \$15,300.00. The balance of 15%, which amount equals \$2,700.00, must remain in effect until paid in full. The Prosecuting Attorney prepared the Partial Release of Real Estate Mortgage forms. The President entertained a motion that the Partial Release of Real Estate Mortgage for the following persons be approved and signed as presented:

- Claude & Vera Proffitt

David K. Smith made and Harold G. Montgomery seconded the motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea. Release of real estate mortgage forms will be signed by Brent Saunders, 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 **CLAUDE AND VERA PROFFITT** to the above named County of Gallia, Office of Gallia County Commissioners, dated March 29, 2005 and recorded in Volume 427, Page 324, of the Mortgage Records of Gallia County, Ohio. (This document releases 85% of said mortgage, which equals \$15,300.00. The balance of said mortgage will remain in effect until paid in full, balance remaining equals \$2,700.00.)

IN WITNESS WHEREOF, the above named County of Gallia, Office of Gallia County Commissioners, has hereunto subscribed its name and seal this 2nd day of April, 2015.

WITNESSES:

COUNTY OF GALLIA, OFFICE
GALLIA COUNTY COMMISSIONERS

S/ Lana J. Lane

S/ Brent Saunders

S/ Connie Johnson

Brent Saunders, President

STATE OF OHIO, GALLIA COUNTY, SS:

Before me, a Notary Public in and for said County and State, personally appeared Brent Saunders, 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

Sl Connie 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)**

Karen Sprague, 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 10 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 \$23,205.00. The balance of 15%, which amount equals \$4,095.00, must remain in effect until paid in full. The Prosecuting Attorney prepared the Partial Release of Real Estate Mortgage forms. The President entertained a motion that the Partial Release of Real Estate Mortgage for the following persons be approved and signed as presented:

- Luther & Jana Amos

David K. Smith made and Harold G. Montgomery seconded the motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David Smith, yea. Release of real estate mortgage forms will be signed by Brent Saunders, 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 **LUTHER AND JANA AMOS** to the above named County of Gallia, Office of Gallia County Commissioners, dated April 1, 2005 and recorded in Volume 429, Page 221, of the Mortgage Records of Gallia County, Ohio. (This document releases 85% of said mortgage, which equals \$23,205.00. The balance of said mortgage will remain in effect until paid in full, balance remaining equals \$4,095.00.)

IN WITNESS WHEREOF, the above named County of Gallia, Office of Gallia County Commissioners, has hereunto subscribed its name and seal this 2nd day of April, 2015.

WITNESSES:

COUNTY OF GALLIA, OFFICE
GALLIA COUNTY COMMISSIONERS
Sl Brent Saunders
Brent Saunders, President

Sl Lana J. Lane

Sl Connie Johnson

STATE OF OHIO, GALLIA COUNTY, SS:

Before me, a Notary Public in and for said County and State, personally appeared Brent Saunders, 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

Sl Connie Johnson

NOTARY PUBLIC

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

**STATUS REPORT
FY 2013 CDBG CHIP & HOME GRANTS (B-C-13-1AY-1, B-C-13-1AY-2 & S-C-13-1AY-1)**

County Administrator Karen Sprague presented the Commission with the Status Reports for the period September 2, 2014 thru March 3, 2015 for the County's FY 2013 CDBG CHIP & HOME Grants (B-C-13-1AY-1, B-C-13-1AY-2 & S-C-13-1AY-1), 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. Harold G. Montgomery made and David K. Smith seconded that motion. Upon roll call votes were as follows: Brent Saunders, yea; Harold Montgomery, yea; David K. Smith, yea. The form is on file in the County's CDBG grant files.

CLERK OF COURTS CONTINUATION OF OPERATIONS PLAN

The Commissioners were in receipt of the Gallia County Clerk of Courts Legal Continuation of Operations Plan. A copy will be kept on file in the Commissioners Office.

SHERIFF – PRISONER HOUSING CONTRACT WITH WASHINGTON COUNTY

**CONTRACT FOR HOUSING PRISONERS
In the WASHINGTON COUNTY JAIL**

WHEREAS, this contract is made this 2nd day of April, 2015, by and between the Board of County Commissioners of Washington County, Ohio, hereafter referred to as "County", the Sheriff of Washington County, hereafter referred to as "Sheriff", and Gallia County, hereafter referred to as "Contractor".

WHEREAS, Contractor wants to use the Washington County Jail to house as prisoners those persons who have been lawfully committed to custody by arrest or court order for any reason, and/or who have been charged with any misdemeanor or felony offense and are awaiting a bond hearing, and/or who are awaiting a trial and have not otherwise posted bail or been released by court order, and/or who serving a jail sentence after conviction.

CASSTO & HARRIS, INC. — RE-ORDER NO. 11596-13

WHEREAS, This agreement is intended to set forth the rights, duties, responsibilities, and obligations of the County and contractor for the term hereinafter set forth.

WITNESSETH:

In consideration of the mutual covenants herein made, each of the parties agree as follows:

1. The County shall receive, keep, board and safely maintain in the Washington County Jail on the following persons:
 - a. All persons arrested by Contractor for violations of state criminal statues until such persons have had an initial appearance before a judge, after which such persons shall be deemed to be in the custody of Washington County for purposes of compensation under this contract.
 - b. All persons arrested for violation of municipal ordinances from arrest through termination of any jail sentences imposed for that violation except as provided in paragraphs 4 through 9 below.
 - c. Persons incarcerated pursuant to subparagraphs a. and b. above shall be designated as prisoners in this contact.
2. The cost to be paid to the County by the Contractor shall be the sum of sixty dollars (\$60.00) per day for each person incarcerated in the Washington County Jail under paragraphs 1.
3. Prisoners confined in the Washington County Jail shall be subject to the rules and regulations of the jail, which apply to all the prisoners therein.
4. The County may reject and refuse to receive and prisoners who may be afflicted with a prior medical problem, afflicted with any contagious, infectious, venereal disease, mental illness, illness or injury that has not been treated prior to entry into the Washington County Jail, or having received any prisoner thereafter.
5. Sheriff may refuse to receive any prisoner based upon current jail population, internal security conditions of the jail, or any other reason that the Sheriff deems pertinent at the time.
6. Contractor agrees to pay for any and all medical, surgical, dental, or ophthalmology expenses incurred on behalf of a prisoner including doctor's fees, hospital charges, and prescription costs.
7. Contractor shall transport and provide security anytime a prisoner must leave the Washington County Jail for any reason, unless a court orders that no transportation or security is needed.
8. Contractor shall bear the expense of the burial of a prisoner who dies in the Washington county Jail, if the body is not claimed for interment at the expense of friends or relatives.
9. No person under eighteen (18) years of age shall be received except on the approval of the Washington County Juvenile Court.
10. The Washington County Sheriff's Office shall provide an itemized statement of the amount due each month for housing prisoners. Payment shall be made by the Contractor to the Washington County Sheriff, 205 Putnam Street, Marietta, Ohio 45750 within (30) days of the date of the statement. The Washington County Sheriff may refuse to accept prisoners if timely payment is not made.
11. Contractor agrees that during the period of time this contract covers, it shall and will abide and be governed by any and all rules and regulations which now are, or at anytime in the future may be in force at the Washington County Commissioners, Common Pleas and Probate- Juvenile Judges, and the department of Rehabilitation and Corrections.
12. The parties to this contract agree that notice be given to certain persons when particular inmates are to be released from custody, namely victims of domestic violence offenses, named/protected persons in temporary protection orders, named/protected persons in civil protection order and victims of menacing by stalking crimes. To that end, Contractor specifically agrees to furnish to the Sheriff, through the Washington County Jail staff, a current telephone number or numbers and/or contract information for all such protected persons, at the time the inmate is brought to the Washington County Jail and Contractor shall update the information as any change becomes known. The County agrees that the Washington County Jail shall contact those victims and/or protected persons of any inmate pending release provided that a working telephone number has been furnished to the County. In situations where no working telephone number is provided, Contractor shall be responsible for making the required notification to said victims and/or protected persons of an inmate's pending release upon being notified thereof by the Jail when such notification has been given to the victim and/or protected persons, and shall furnish the date and time of day said notification has been made. Contractor acknowledges that failure to comply with these notifications terms will result in the refusal by the County to accept as inmates those persons who have victims or other persons who are subject to release notification information, without voiding the entire contract altogether.
13. This agreement may be terminated by either party during its term, by giving the other party ninety (90) days written notice.
14. This agreement shall be effective as of April 1, 2015, and terminate March 31, 2016.
15. All former contracts and/or agreements between the parties hereto relative to the subject matter of this contract are hereby canceled and terminated.

This agreement entered into in behalf of the GCSO pursuant to Resolution/Ordinance Number _____ passed April 2, 2015.

Any alteration of contract shall result in the contract being null and void.

IN WITNESS WHEREOF, the parties hereto, by their respective duly authorized officers; none hereto caused their names to be transcribed on the day first written above.

sl Brent Saunders, President
 sl Harold G. Montgomery, Vice President
 sl David K. Smith, Commissioner
 sl Joseph R. Browning, Sheriff

Washington County Commissioners

 David A. White, President

 Rick G. Walters

 Ronald L. Feathers

 Larry R. Mincks, Sr., Sheriff

sl Lana J. Lane, Clerk
 sl Jeffrey Adkins
 Gallia County Prosecuting Attorney

Witness

Rick Peoples, Fiscal Clerk

Approved as to form

James E. Schneider, Prosecuting Attorney

The President entertained a motion to approve the contract. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

CHILD ABUSE PREVENTION MONTH PROCLAMATION

Executive Director Russ Moore was present with his staff for the following proclamation:

PROCLAMATION

Whereas, child abuse and neglect are recognized as one of our most pressing social problems, affecting many of Ohio's children each year; and

Whereas, each child has the right to live and grow in a safe, secure and supportive environment; and

Whereas, high quality child protection, foster care, and adoption represent a worthy commitment to our children's future; and

Whereas, since it takes a community to protect a child, county action is needed to break the cycle of abuse and improve family life; and

Whereas, the State of Ohio and the Ohio Department of Jobs and Family Services support and promote the partnership between state, county and local public and private agencies to prevent child abuse and neglect; and

Whereas, April has been designated "Child Abuse Prevention Month" nationwide by the National Center of Child Abuse and Neglect;

Now therefore, we the Gallia County Commissioners do hereby proclaim the month of April as Child Abuse and Prevention Month in the County of Gallia, State of Ohio, and this 2nd. day of April, 2015.

Brent Saunders, President

Harold G. Montgomery, Vice President

David K. Smith, Commissioner

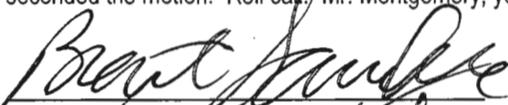
David K. Smith made and Harold G. Montgomery seconded the motion to adopt the proclamation; Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. Children Services staff present: Cynthia Dailey, Kristi Smith, Charlotte McGuire, Emily Fultz, and from the Sheriff's Office Chief Dick Grau and Deputy Melissa Evans

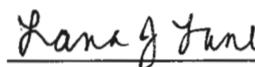
EXECUTIVE SESSION

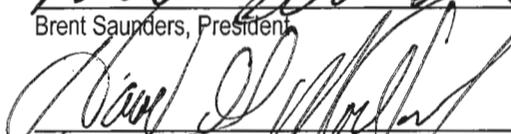
At 10:00 a.m. the President entertained a motion to enter into executive session with JFS Director Dana Glassburn and Attorney Don Keller to discuss personnel issues, resignation, disciplinary action and negotiations. Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. Returned to regular session at 11:00 a.m.; no action taken.

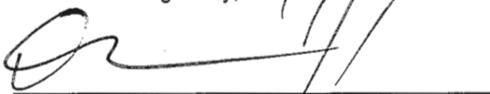
ADJOURN

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


Brent Saunders, President


Lana J. Lane, Clerk


Harold G. Montgomery, Vice President


David K. Smith, Commissioner