

**JULY 30, 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 July 23, 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:
Econ. Dev.	Melissa Clark	8/4	Jackson, OH	APEG 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
7/26	21	4	2	0	27	0	0	0	33	43	0	0	0	1

**BOND COUNSEL**

The Commission received a proposal from Peck, Shaffer, & Williams to act as bond counsel in regard to the One-Fourth Percent Sales and Use Tax Increase Pursuant to ORC Sections 5739.026 and 5741.023. The President entertained a motion to hire Peck, Shaffer, & Williams as bond counsel as proposed. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**FINANCIAL REPORT REVIEW**

County Administrator Karen Sprague provided the Commission with:

- 14<sup>th</sup> Amended Certificate of Estimated Resources
- Letter from County Engineer Brett Boothe regarding his department's delinquent CORSA premium reimbursement – Since 2009, County Engineer Brett Boothe has not reimbursed the County General Fund for the Engineer's Departments share of the annual CORSA premium – the delinquency now totals \$170,491.11. On July 22, 2015 & July 27, 2015, Wiseman Insurance Agency provided premium breakdown information to County Engineer Boothe as requested. Commissioners Office staff has provided annual invoices to the County Engineer's Office every year since 2009 and no payments have been made by the County Engineer's Office to reimburse the County General Fund. Note: BWC Rebate/Refunds for M&R Fund held since 2013 as follows totaling \$29,335.96: 7/10/13=\$10,961.85; 8/27/13=\$1,657.29; 10/14/14=\$9,088.07; and 4/24/15=\$7,628.74
- Letter from OWDA regarding Loan # 4937 balance of \$429,311.97; NOTE loan balance will be paid from USDA funding for the Green Sewer Phase 1 project as soon as the County is given permission to proceed with the project from USDA.

**GREEN SEWER PHASE 2 – INCOME SURVEY**

County Administrator Karen Sprague provided the Commission with the Income Survey Summary form for the Income Survey recently completed for the Green Sewer Phase 2 Project – Rodney area. It was noted the income survey has been completed by RCAP and the service area for Green Sewer Phase 2 is low income with a percentage of 51.81% LMI. The income survey summary form must be approved and signed by the Chief Elected Official of the County. President Saunders entertained a motion to approve the Income Survey Summary as presented and grant him permission to sign the form. David K. Smith moved and Harold G. Montgomery seconded the motion. Roll call votes: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.

**ENVIRONMENTAL REVIEW RECORD  
GALLIA METROPOLITAN HOUSING AUTHORITY**

County Administrator Karen Sprague provided the Commission with the paperwork for approval of the Environmental Review Record for Gallia Metropolitan Housing Authority's capital fund projects for 2015 as follows:

- Budget line item 1400 – Operations – Routine administration and maintenance expenses
- Budget line item 1410 – Administrative – Salary expense for work attributed to the Capital Fund Grant Administration
- Budget line item 1430 – Fees and Costs – Architect fees and other costs
- Budget line item 1460 – Replace water heaters and valves, install water meters in each unit at Gallia Metro Estates
- Budget line item 1460 – Install emergency call systems at Rio Grande Estates apartments 33 and 40
- Budget line item 1475 – Install additional security cameras at Gallia Metro Estates and Rio Grande Estate

It was noted the Environmental Review determined the projects are "categorical exclusions converted to Exempt" as per 24 CFR 58.34 (a)(12).

The President entertained a motion to approve the following letter & ERR as presented. David K. Smith made and Harold G. Montgomery seconded that motion. Roll call votes: Mr. Saunders, yea; Mr. Montgomery, yea; Mr. Smith, yea.



Sincerely,

*s/ Brent Saunders*

Brent Saunders  
President, Gallia County Commission

*s/ C. Jeffrey Adkins by E. Malford*

C. Jeffrey Adkins  
Gallia County Prosecuting Attorney

Cc:

Dennis G. Schwallie, Attorney - Dinsmore/Peck Shaffer

Harold G. Montgomery made and David K. Smith seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

#### DEBBIE DRIVE DRAINAGE

Debbie Drive resident T.J. Pasquale was in attendance to discuss the Green Sewer project and surface water drainage issues on Debbie Drive. No action taken.

#### PROPOSED PUBLIC UTILITY LEGISLATION

County Auditor Larry Betz spoke to the Commission regarding proposed legislation on public utility generation lines. Mr. Betz presented a spreadsheet showing potential revenue loss for Gallia County. No action taken.

#### TOWER SPACE AGREEMENT

911 Director Sherry Daines and 911 Assistant Director Keith Wilson presented a tower space agreement with JB-Nets, LLC for a term of two years. Harold G. Montgomery made and David K. Smith seconded the motion to approve upon recommendation contingent upon approval of Prosecutor. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

#### 911 PERSONNEL HIRE

911 Director Sherry Daines presented the following:

July 29, 2015

Gallia County Commissioners  
Brent Saunders  
Harold Montgomery  
David Smith

Re: New Hire Request

Dear Sirs:

There have been recent changes to the schedule at the Gallia County 911 Center and this requires additional part-time employees.

After interviewing potential candidates, I would like to make the following recommendations for part-time employees:

Jonathon Allbright is a resident of Gallia County and is involved in the Explorer program with the Gallipolis Police Department. With your approval, Jonathon will begin training as a part-time 911 Operator on July 31, 2015. He will serve a one year probationary period.

Jennifer Bays is a resident of Gallia County. She has completed her Level 2 fire fighter training along with basic first-aid and CPR training. With your approval, Jennifer will begin training as a part-time 911 Operator on July 31, 2015. She will serve a one year probationary period.

I will be available if you have any questions or concerns.

Sincerely,

**Sherry Daines**

Sherry Daines, Director  
Gallia County 911/EMA

Harold G. Montgomery made and David K. Smith seconded the motion to hire Jonathon Allbright and Jennifer Bays as part time employees as recommended. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. 911 Deputy Director Keith Wilson was also in attendance.

#### EXECUTIVE SESSION - PERSONNEL

At 10:10 a.m. the President entertained a motion to enter into executive session with Clerk Lana J. Lane to discuss a personnel issue regarding the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea. Returned to regular session at 10:25 a.m.; no action taken.

#### GALLIA COUNTY FAIRBOARD

David K. Smith made and Harold G. Montgomery seconded the motion to pass a Resolution Levying an Additional one-fourth of one per cent sales and use tax, and submitting the question to the electors of Gallia County. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

The Board of County Commissioners of Gallia County, Ohio, met in regular session with the following members present, on July 30, 2015, at the office of said board of county commissioners, located at the County Courthouse, 18 Locust Street, Gallipolis, Ohio, with the following members present:

David K. Smith moved the adoption of the following resolution:

RESOLUTION NO. \_\_\_\_\_

RESOLUTION LEVYING AN ADDITIONAL ONE-FOURTH OF ONE PER CENT SALES AND USE TAX, AND SUBMITTING THE QUESTION TO THE ELECTORS OF GALLIA COUNTY, OHIO

WHEREAS, Section 5739.026 of the Ohio Revised Code authorizes a county to levy a tax at the rate of one-half or one-fourth of one per cent upon every retail sale, except sales of motor vehicles, titled watercraft and outboard motors, made in such county for certain purposes, including providing additional revenues for the acquisition, constructing, equipping or repair of any specific permanent improvement or any class or group of permanent improvements and to pay principal, interest, premium and other costs associated with the issuance of certain obligations for such acquisition, construction, equipping and repair; and

WHEREAS, Section 5741.023 of the Ohio Revised Code provides that any county which levies a tax pursuant to Section 5739.026 of the Ohio Revised Code shall levy a tax at the same rate on the storage, use, or other consumption in such county of motor vehicles, titled watercraft and outboard motors, and on the storage, use or other consumption in such county of tangible personal property which is subject to the tax levied by this State under Section 5741.02 of the Ohio Revised Code; and,

WHEREAS, this board of county commissioners has determined that there is a need for additional revenues for the purpose of relocating the Gallia County Fairgrounds out of a floodplain, and the associated construction and equipping of facilities necessary for conducting the Gallia County Junior Fair, Associated Youth Activities, the French 500 Flea & Farmer's Market, and other events/activities for the benefit of Gallia County, for so long as required to pay debt service on bonds and notes issued for such purpose, but not to exceed a period of twenty (20) years;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Gallia County:

SECTION 1. That, subject to the approval of a majority of the electors voting on the question, the rate of the existing sales tax levied upon retail sales in the County of Gallia, Ohio (the "County") pursuant to Chapter 5739 of the Ohio Revised Code is hereby increased by one-fourth of one per cent for so long as required to pay debt service on bonds and notes issued for the purpose described below, but not to exceed a period of twenty (20) years, commencing April 1, 2016. The proceeds derived from such additional one-fourth of one per cent shall be used, pursuant to Section 5739.026(A)(5) of the Ohio Revised Code, for the purpose of relocating the Gallia County Fairgrounds out of a floodplain, and the associated construction and equipping of facilities necessary for conducting the Gallia County Junior Fair, Associated Youth Activities, the French 500 Flea & Farmer's Market, and other events/activities for the benefit of Gallia County; and paying principal, interest, premium, and other costs associated with the issuance of bonds or notes in anticipation of bonds issued pursuant to Chapter 133 of the Ohio Revised Code for such relocation, construction and equipping. One hundred percent (100%) of each distribution of the proceeds of such tax to the County shall be applied to the payment of the debt service on such bonds and notes and associated costs.

Pursuant to the provisions of Section 5741.023 of the Ohio Revised Code, the rate of the existing use tax levied pursuant to Chapter 5741 of the Ohio Revised Code is also hereby increased by one-fourth of one percent per annum, to be effective only if the sales tax increase provided for in this Section becomes effective and to be used for the same purposes and in the same amounts as the sales tax increase set forth above.

SECTION 2. That the question of such tax increase shall be submitted to the electors of the County at the election to be held November 3, 2015. The form of ballot shall be substantially as follows, or in such other form as is prescribed by the Gallia County Board of Elections or the office of the Ohio Secretary of State:

PROPOSED SALES AND USE TAX INCREASE  
GALLIA COUNTY

A Majority Affirmative Vote Is Necessary For Passage

The Board of County Commissioners of Gallia County proposes to levy a sales and use tax in the amount of one-fourth of one percent (1/4%) for the purpose of RELOCATING THE GALLIA COUNTY FAIRGROUNDS OUT OF A FLOODPLAIN, AND THE ASSOCIATED CONSTRUCTION AND EQUIPPING OF FACILITIES NECESSARY FOR CONDUCTING THE GALLIA COUNTY JUNIOR FAIR, ASSOCIATED YOUTH ACTIVITIES, THE FRENCH 500 FLEA & FARMER'S MARKET, AND OTHER EVENTS/ACTIVITIES FOR THE BENEFIT OF GALLIA COUNTY, for so long as required to pay debt service on bonds and notes issued for such purpose, but not to exceed a period of twenty (20) years.

YES	SHALL THE RESOLUTION OF THE GALLIA COUNTY COMMISSIONERS PROPOSING A ¼% INCREASE IN THE SALES AND USE TAX BE APPROVED?
NO	

SECTION 3. That the clerk of this board of county commissioners is directed to certify immediately a copy of this resolution to the Gallia County Board of Elections for submission to the electors of Gallia County, Ohio, at the November 3, 2015 election at least ninety (90) days prior to said election.

SECTION 4. That upon certification of this resolution to the board of elections as required by Section 3 hereof, the clerk of this board of county commissioners is directed to immediately certify a copy of this resolution to the Tax Commissioner of the State of Ohio.

SECTION 5. That all moneys collected pursuant to the one-fourth per cent sales and use tax referred to in this resolution shall be deposited into a special fund, which is hereby authorized to be created by the County Auditor, and shall be used for the purposes listed above.

SECTION 6. That it is found and determined that all formal actions of this board of county commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this board of county commissioners, that all deliberations of this board of county commissioners and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

SECTION 7. That this resolution shall go into effect at the earliest date allowed by law.

Harold G. Montgomery seconded the resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

AYES: Harold G. Montgomery David K. Smith Brent Saunders

NAYS: 0

ADOPTED, July 30, 2015.

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

**EXECUTIVE SESSION - PERSONNEL**

At 10:41 a.m. the President entertained a motion to enter into executive session with Anette Brown to discuss a personnel issue regarding the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. 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 10:50 a.m.; no action taken.

**BID OPENING – CR 68 BRIDGE MATERIALS**

At 11:00 a.m. The President opened the following bids for the County Engineer Project: CR 68 Bridge Materials.

Company	Total Bid
Scioto Valley Precast	\$71,548.00

The Assistant Engineer reported the estimate was \$75,000. The bid was turned over to the Assistant County Engineer for review and recommendation. The following were in attendance: Assistant Engineer Jennifer Brown; Dean Wright, Civitas Media.

**CLERK TO THE BOARD RESIGNATION**

The President entertained a motion to accept the resignation, due to retirement, of Clerk to the Board, Lana J. Lane, effective September 3, 2015. David K. Smith made and Harold G. Montgomery seconded the motion. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

**EMPLOYEE HIRE**

In light of the approaching retirement of Commissioners Clerk Lana J. Lane, Harold G. Montgomery made and David K. Smith seconded a motion to hire Anette Brown as full time Clerk of the Board, effective as soon as available, at an hourly pay rate of \$12.50, with a probation period of 6 months. Roll call: Mr. Montgomery, yea; Mr. Smith, yea; Mr. Saunders, yea.

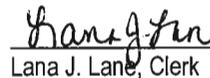
**MEDICAL MUTUAL REVIEW**

At 11:29 a.m. the President entertained a motion to enter into executive session with Saunders Insurance representatives John and Scott Saunders and Melinda Brown of Medical Mutual to discuss a contract. 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 11:55 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