

THE BOARD OF ATHENS COUNTY COMMISSIONERS, met in regular session, July 30, 2019, with Lenny Eliason presiding, Charlie Adkins and Chris Chmiel in attendance.

AGENDA

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to approve the following agenda:

ATHENS COUNTY BOARD OF COUNTY COMMISSIONERS

Meeting Agenda for July 30, 2019 - Convenes at 9:30 a.m.

Approve Agenda

Approve Minutes

Approve Appropriations, Transfers, New Line Items Requests/Changes

Approve Bills

09:30 Robert Rhyan
09:45 DJFS - Jean Demosky
10:00 Atty. Frank Lavelle - US 50 Sewer Project
10:30 EMS - Rick Callebs
10:45 Bid Opening - Kohler Generator (911)
11:15 Cheryl Skinner - Twp. Rd. 610 (Wild Wood Lane)

~ AGENDA ITEMS

Amended Certificate
Utility Permit
Data Board Recommendations
EMA LEPC Memberships
HAPCAP - Satisfaction of Mortgage
HAPCAP - 2019 O.U. LIGHTS MOU
Health Insurance
Maintenance - Surplus Desk & Chair from ATCO Building
Census
Nelsonville Senior Center
Sales Tax Resolution

~TRAVELCommon Pleas

Judge George McCarthy - 2019 Annual Meeting - Sept. 12-13 - Columbus, OH
Melinda Bradford - OAM Fall Conf. - Sept. 3 - 6, 2019 - Columbus, OH

Auditor

Scott Dunfee - S.E. Dist. County Auditor's Meeting - August 9th - New Concord, OH

Sheriff

Tre Wallace - SRO Training - July 29 to Aug.2 - Columbus, OH

WDB Area 14 Dir. Laurie McKnight

Opioid Grant Mtg. - Aug. 5th - Columbus, OH

Perry Co. Help With Back to School Bash - Aug. 7th - Perry Co. Fairgrounds

~ADJOURNMENT

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

MINUTES

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the minutes from July 23rd, 2019.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

APPROPRIATIONS, TRANSFERS, NEW LINE ITEMS REQUESTS/CHANGES

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the Appropriations, Transfers, New Line Items Requests/Changes submitted and processed through the Auditor's Office by various Departments. Dated: July 30, 2019 - Budget Transfers and Amendments.

(Copied to page 459).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

BILLS

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the payment of the required County Bills, which are included in the Auditor's Office INVOICE TRACKING REPORT - From: 7/24/2019 To: 7/30/2019 and the bills are hereby the same and authorize the County Auditor to issue warrants on the County Treasurer for payment in the same. Complete list of bills maintained in the Auditor's office.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

ROBERT RHYAN - UPDATE ON HOMELESS ISSUE IN COUNTY

Mr. Rhyan wanted to update the Commissioners on the number of homeless Veterans (and others) in the area, and his wish for a shelter to be constructed at the West Side Park. He will be talking to Treasurer, Ric Wasserman (landbank) and Athens City as well about this issue. The Commissioners expressed their support for this project and suggested he speak with Athens City Mayor Steve Patterson. DJFS Dir. Jean Demosky also updated him on the event happening on October 4, at the Athens County Fairgrounds, Athens Area Stand Down, offering services for Veterans.

DJFS - DR. JEAN DEMOSKY**COMMISSIONERS**

7-30-19

ACDJFS

1. Back to School Bash Update
 - a. Crunch Time
2. ACDJFS Family Services Committee
 - a. Met 7/29/19- approved Title XX Plan
 - b. Meeting 9/16/19- Will review/approve 2019 PRC Plan
3. Athens County Department of Job & Family Services Annual Training
 - a. August 23, 2019 - Close Agency (see motion below)
4. Restructuring - Organization restructuring - The Commissioners suggested that she work on finalizing the plan for presentation at a later date.

DJFS - Close for Annual Training Day Approved

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the recommendation by DJFS Dir. Jean Demosky, to close DJFS on Friday, August 23rd, for their Annual Training Day.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

US50 SEWER PROJECT - ATTY. FRANK LAVELLE - Project Updates**EXECUTIVE SESSION**

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to enter into executive session at 10:20 with Atty. Frank Lavelle, ACWSD Supt. Rich Kasler and Clerk, JoAnn Rockhold to discuss easements and land appropriation cases.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

RETURN TO REGULAR SESSION

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to return to regular session at 10:35.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

~ Let the record reflect the discussion of project easements for the US50 Sewer Project.

US50 SEWER PROJECT - RESOLUTION 730-110

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Resolution No. 730-110 as recommended by Atty. Frank Lavelle, for the US50 Sewer Project:

RESOLUTION NO. 730-110
RESOLUTION DIRECTING THAT APPROPRIATIONS OF SEWER
EASEMENTS ARE NECESSARY, AND MUST PROCEED, AND
DECLARING AN EMERGENCY

WHEREAS, the Athens County Water Sewer District ("DISTRICT") is preparing for Construction of the Athens County "US Route 50 Sewer Project... and there are numerous Easements and interests in Land needed from Property Owners in connection therewith; and WHEREAS, DISTRICT previously RESOLVED the NECESSITY for such Improvement, and its intent to appropriate same, if such property owners and DISTRICT were unable to agree on the terms and values for such Easements; and WHEREAS, the names and addresses of all those having, or claiming to have, any estate, title or interest in the subject premises, so far as they can be ascertained, and the location of such properties, will be set forth in the pleadings filed with the Court. The Property Owners' names and the properties affected, are shown on the attached listing, and the areas required for the needed Sewer Easements are as shown on the respective Plats prepared by Engineers HDR, Inc., and

WHEREAS, the DISTRICT has been thus far unable to agree with said Property Owners, and therefore it is NECESSARY for the DISTRICT to exercise Eminent Domain, and Appropriate the Easements and interests in land needed, so that the DISTRICT'S Sewer Project can proceed to construction.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE ATHENS COUNTY COMMISSIONERS, AS FOLLOWS:

1. DISTRICT hereby FINDS it necessary to appropriate the Sewer Easements shown on the attached Listing for the purpose of making, constructing, and the future operation, maintenance and repair, of a central sanitary sewer system; and
2. Legal Counsel Frank A. Lavelle, Esq. is hereby authorized and instructed to PROCEED, prepare and submit the necessary Notices and Legal pleadings with

3. the Court, to exercise Eminent Domain in connection therewith; and
 4. If the DISTRICT were to decide not to use any of the Sewer Easements for the purpose stated in the Appropriation Petition, the owner has a right to re-purchase upon timely notice pursuant to RC § 163.211 ; and
 5. It is found and determined that all formal actions of the DISTRICT concerning and relating to the passage of this Resolution were conducted in open meetings of this DISTRICT. and that all deliberations of the DISTRICT that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 12 1.22 of the Ohio Revised Code.
 5. This Ordinance shall become effective the earliest date provided by law.
- Passed this 30th day of July, 2019.

ATHENS COUNTY WATER/SEWER
DISTRICT, BY AND THROUGH THE
COUNTY COMMISSIONERS

BY: 
President

ATTEST/SEAL:


Clerk

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

US50 SEWER PROJECT - RESOLUTION 730-111

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Resolution No. 730-111 as recommended by Atty. Frank Lavelle, for the US50 Sewer Project:

RESOLUTION NO. 730 -111

RESOLUTION DIRECTING THAT APPROPRIATIONS OF LIFT
STATION SITES AND EASEMENTS THERETO, ARE NECESSARY, AND
MUST PROCEED, AND DECLARING AN EMERGENCY

WHEREAS, the Athens County Water Sewer District ("DISTRICT") is preparing for Construction of the the Athens County "US Route 50 Sewer Project," and there are numerous Lift Station sites and interests in Land needed from property owners in connection therewith; and WHEREAS, DISTRICT previously RESOLVED the necessity for such Improvement, and its intent to appropriate same. if such property owners and DISTRICT were unable to agree on the terms and values for such Lift Station sites and corresponding Easements; and WHEREAS, the names and addresses of all those having, or claiming to have. any estate, title or interest in the subject premises, so far as they can be ascertained, and the location of such properties, will be set forth in the pleadings fi led with the Court. The Property Owners' names and the properties affected, are shown on the attached listing, and the areas required for the needed Lift Station sites and accompanying Easements, if any, are as shown on the respective Plats prepared by Engineers HDR, Inc., and WHEREAS, the DISTRICT has been thus far unable to agree wi th said Property Owners, and therefore it is NECESSARY for the DISTRICT to exercise Eminent Domain, and Appropriate the Lift Station sites and corresponding interests in land needed, so that the DISTRICT'S Sewer Project can proceed to construction.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE ATHENS COUNTY COMMISSIONERS, AS FOLLOWS:

1. DISTRICT hereby FINDS it necessary to appropriate the Lift Station Sites and accompanying Easements, if needed, shown on the attachd Li st, for the purpose of making, constructing, and the future operation, maintenance and repair, of a central sanitary sewer system; and
2. Legal Counsel Frank A. Lavelle, Esq. is hereby authorized and instructed to PROCEED, prepare and submit the necessary Notices and Legal pleadings with the Court, to exercise Eminent Domain in connection therewith; and
3. If the DISTRICT were to decide not to use any of the Lift Station sites or Easements for the purpose stated in the Appropriation Petition, the owner has a

4. right to re-purchase upon timely notice pursuant to RC § 163.211; and
It is found and determined that all formal actions of the DISTRICT concerning and relating to the passage of this Resolution were conducted in open meetings of this DISTRICT, and that all deliberations of the DISTRICT that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.
5. This Ordinance shall become effective the earliest date provided by law
Passed this 30th day of July, 2019.

**ATHENS COUNTY WATER/SEWER
DISTRICT, BY AND THROUGH THE
COUNTY COMMISSIONERS**

BY: 
President

ATTEST/SEAL:


Clerk

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

EMS CHIEF RICK CALLEBS - (Motion from last week rescinded)

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to rescind the resignation request from Keith Taylor (during last week's meeting). He wishes to remain in full time status. No job posting will be published.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

EMS Station Update Discussion - Commissioner Chmiel stated that he discussed shrinking down the bays from eight (8) to six (6) with bdt architects, Don Dispenza, and Chief Callebs. Mr. Dispenza feels that by doing this it would reduce the cost by 10%. Commissioner Adkins feels that this is not acceptable and they will be losing too much. He also discussed the 510 West Union location as a possible Station extension location and wondered about the cost comparison of that, to preparing the land on Kenny Drive. Commissioner Eliason stated that they should wait for the architect, Mr. Dispenza, to get back with them on the report of his analysis of the bids received last week. Commissioner Chmiel stated he will contact Mr. Dispenza

AMENDED CERTIFICATE

A motion was made by Mr. Chmiel and seconded by Mr. Adkins acknowledging receipt of the Amended Certificate, dated July 30, 2019 prepared by Jill Thompson, Athens County Auditor.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

UTILITY PERMITS

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Utility Permits:

From: AEP Permit No. 19-174
9135 SR 682
Athens, Ohio 45701

We hereby request permission to install utility lines within public right-of-way limits.

Location of work: CR26 - N. Peach Ridge Road

Description of Work: Electric - crossing is for low voltage service wire.

Type of Installation: Overhead line crossing road

Estimated Project Schedule: start date 7/22/19 Completion date: 10/22/19

Agreed to by: /s/ Levi Staker

Athens County Commissioners

/s/ Charlie Adkins

/s/ Chris Chmiel

/s/ Lenny Eliason

From: AEP / TRC Companies Permit No. 19-175
9135 SR 682
Athens, Ohio 45701

We hereby request permission to install utility lines within public right-of-way limits.

Location of work: CR32 Congress Run Road

Description of Work: electric - AEP to replace existing pole.

Type of Installation: overhead line parallel to road, utility pole installation

Estimated Project Schedule: start date: 7/1/19 Completion date: 10/01/19

Agreed to by: /s/ April Jewett

Athens County Commissioners

/s/ Charlie Adkins

/s/ Chris Chmiel

/s/ Lenny Eliason

From: Sunday Creek Valley Water Permit No. 19-176
15945 Second Street
Millfield, Ohio 45761

We hereby request permission to install utility lines within public right-of-way limits.

Location of work: CR35 Fleming

Description of Work: Water - Bore under CR35 at 1.1 mile east of Ames TR342 & install new water service at 16030 Fleming Road. 3/4' water inside 1' casing.

Type of Installation: underground (buried) line crossing road.

Estimated Project Schedule

Start Date: 7/29/19 Completion Date: 7/29/19

Agreed to by: /s/ Larry Keims

Athens County Commissioners

/s/ Charlie Adkins

/s/ Chris Chmiel

/s/ Lenny Eliason

From: Madison Energy Cooperative Association Permit No. 19-177
4100 Holiday St., NW Suite 201

We hereby request permission to install utility lines within public right-of-way limits.

Location of work: N/A - TR347 Red Rock Rd.

Description of Work: Gas - installing 2' natural gas mainline beginning just SW of the TR347 & TR347A intersection and extending NW for approx. 975' in the SW right of way to 11775 Red Rock Rd. Mainline will be in the back of the ROW beyond 4; from pavement edge at a minimum of 42" deep. 1" service line will be installed at 11824 Red Rock Rd. Bore is located approx. 460' NW of the TR347 & TR347A intersection. Bore will be 4 or deeper below the ditch line and contractor will follow ODOT requirements in accordance with OMUTCD and Plan TA-1.

Type of Installation: underground (buried) line crossing road.

Estimated Project Schedule

Start Date: 7/29/19 Completion Date: 10/25/19

Agreed to by: /s/ Kyle Underwood

Athens County Commissioners

/s/ Charlie Adkins

/s/ Chris Chmiel

/s/ Lenny Eliason

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Sales Tax Resolution:

SALES TAX RESOLUTION

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ATHENS COUNTY, OHIO, FOR THE PURPOSE OF LEVYING AN ADDITIONAL TAX OF ONE-FOURTH OF ONE PERCENT FOR A FIVE YEAR PERIOD, PURSUANT TO OHIO REVISED CODE, SECTIONS 5739.026, 5739.021, AND 5741.023; SETTING DATE OF ELECTION OF SAID LEVY; AND SETTING FORTH THE ALLOCATION METHOD TO DISTRIBUTE THE TAX PROCEEDS FOR THE FOLLOWING PURPOSES: ½ TOWARDS THE OPERATION OF 9-1-1, 1/4 TO THE GENERAL FUND AND THE OTHER 1/4 TO SUPPORT CRIMINAL AND ADMINISTRATIVE JUSTICE SERVICES IN THE COUNTY.

The Board of County Commissioners of Athens County, Ohio, met this 30TH day of July 2019, in regular session with the following members present: Lenny Eliason, Chris Chmiel and Charlie Adkins.

Chris Chmiel introduced the following resolution and moved its adoption:

WHEREAS, Athens County is in need of additional revenue to finance the operation of 911 system in the County, the Sheriff's Office and the County General Fund; and

WHEREAS, Public Hearings were held July 24, 2019, and July 29, 2019, for the purpose of considering submitting the question of increasing

the one and a quarter percent (1 1/4 %) permissive sales tax by one-fourth of one percent to the voters in the November 5, 2019, general election; and

WHEREAS, The Board upon consideration has agreed the question of levying a sales tax as provided by Sections 5739.026 and 5741.023 of the Ohio Revised Code should be submitted to the Athens County Board of Elections to be placed on the November 5, 2019, general election ballot; NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ATHENS COUNTY, OHIO:

Section 1. Upon approval by the requisite majority of the electors of the County on the question of levying a county sales and use tax under Sections 5739.026(A)(6) and 5741.023 of the Ohio Revised Code the Board of County Commissioners of Athens County, Ohio, do hereby levy an additional tax at the rate of one-fourth of one percent for a five year (5) period. That we, the Board of County Commissioners of Athens County, Ohio, do hereby authorize and direct the Board of Elections of Athens County to submit to the voters of Athens County at the November 5, 2019, general election the question of levying an additional sales and use tax in the County.

Section 2. That the proceeds of said levy shall be used to pay expenses of administering the tax and for the following:

(A) The implementation and operating expenses of the 911 system for the County pursuant to Section 5739.026(A)(6) of the Ohio Revised Code.

(B) To provide additional revenue for the County's General Fund pursuant to Section 5739.02(A)(3).

(C) To support criminal and administrative justice services in the County pursuant to Section 5739.021(A).

Section 3. That the revenue from the levy shall be allocated between the purposes stated in Section 2 on a calendar basis, and the funds allocated shall be those received in the calendar year from the Ohio Department of Taxation, and the method of allocation shall be to designate to the use described in Section 2(A) (enhanced 911 system) with any excess designated to the use described in Section 2(B) and (C) to be split evenly.

Section 4. That the Clerk immediately certify a copy of this resolution to the Athens County Board of Elections, to be submitted to the voters at the November 5, 2019, general election, and to certify a copy of this resolution to the Tax Commissioner of the State of Ohio and to the Athens County Auditor.

Section 5. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were so adopted in an open meeting of this Board, and that all deliberations of this Board, and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Charlie Adkins, seconded the motion for the adoption of said resolution: and the roll being called upon its adoption, the vote resulted as follows: Roll Call: Lenny Eliason; yes Chris Chmiel, yes Charlie Adkins, yes

I, JoAnn Rockhold, Clerk for the Board of County Commissioners of Athens County, Ohio, certify that the foregoing is a true and correct copy of a resolution adopted by said Board July 30, 2019, and appears in the Commissioners' Journal 110, page 454-455.

/s/ JoAnn Rockhold

Clerk, Board of Commissioners

Athens County, Ohio

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

PROSECUTING ATTORNEY - Purchase of 2 Desktop Computers

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the purchase of two (2) desktop computers for investigators and a new laptop for Assist. Pro. Ennis, as recommended by the Data Processing Board. Eros Technology: Cost: \$2,527.00.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

317 BOARD - Purchase of Microsoft Surface Pro

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the purchase of a Surface Pro with Windows 10, as recommended by the Data Processing Board. Microsoft Surface Pro Laptop, Windows 10 Pro, Intel Core M, 12.3" LCD screen, storage: 128GB RAM: 4 GB \$580.00 - Cover: \$7.92

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.


ACCS - Purchase of desktop computer

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the request by Otis Crockron, who requested the purchase of a desktop computer to be used at the Regional Training Center, as recommended by the Data Processing Board Cost: \$683.00. Also approved at a discounted State rate was the purchase of four (4) Surface Pro's.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

EMA - LEPC APPOINTMENTS MULTIPLE MEMBERS

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following LEPC Appointments for Multiple Members:

| Ohio | | State Emergency Response Commission | | | Local Emergency Planning Committee | | Application of LEPC Member Appointments for Multiple Members | |
|--|-----------------|---|----------------------------|--------------------------|---|--|---|--|
| c/o Ohio EPA, Lazarus Government Center 50 W. Town St., Ste. 700 PO Box 1049 Columbus, OH 43216-1049 | | Local Emergency Planning Committee: | | | ATHENS | | | |
| | | From 8 / 15 / 2019 through 8 / 14 / 2021 | | | | | | |
| Representing | Name | Title | Employer | LEPC Officer* | | | | |
| Fire | Robert Rymer | Chief | Athens City Fire Dept | 2 | | | | |
| | Harry Barber | Chief | Nelsonville Fire Dept | <input type="checkbox"/> | | | | |
| Law | Tom Pyle | Chief | Athens City Police Dept | <input type="checkbox"/> | | | | |
| | Rodney Smith | Sheriff | Athens Co. Sheriff Dept | <input type="checkbox"/> | | | | |
| Elected Official | Charlie Adkins | Commissioner | Athens Co. Commissioner | <input type="checkbox"/> | | | | |
| | | | | <input type="checkbox"/> | | | | |
| Emergency Management | Donald Gossel | Director | Athens Co. EMA | 1 & 3 | | | | |
| | Pam Pierson | Administrator | Athens Co. EMA | 5 | | | | |
| Hospital | Melody Barnhart | Safety Officer | OhioHealth O'Brieness | <input type="checkbox"/> | | | | |
| | Dave McDonald | Safety Officer | Appalachian Behavioral Hos | <input type="checkbox"/> | | | | |
| First Aid | Rick Callebs | Chief | AC Emergency Medical | 4 | | | | |
| | Amber Pyle | Assist. Chief | AC Emergency Medical | <input type="checkbox"/> | | | | |
| Health | Jack Pepper | Director | City/County Health Dept | <input type="checkbox"/> | | | | |
| | Hube Dustin | Emergency Response Coord. | City/County Health Dept | <input type="checkbox"/> | | | | |
| Environmental | Cliff Hamilton | Environmental Engineer | Ohio University | <input type="checkbox"/> | | | | |
| | | | | <input type="checkbox"/> | | | | |
| Transportation | Jeff Malden | Engineer | Athens Co. Engineer | <input type="checkbox"/> | | | | |
| | Cindi Lucas | Adm. | Athens Co. Engineer | <input type="checkbox"/> | | | | |
| Media | Bob Beyett | News | WATH-WXTQ Radio | <input type="checkbox"/> | | | | |
| | | | | <input type="checkbox"/> | | | | |
| Community Group | Jean Demosky | Director | AC Job & Family Services | <input type="checkbox"/> | | | | |
| | David Bradley | Disaster Response | American Red Cross | <input type="checkbox"/> | | | | |
| Industry | John Simpson | Director | Le-AX Water District | <input type="checkbox"/> | | | | |
| | | | | <input type="checkbox"/> | | | | |
| Other | Jeff Slattery | Vol | Amateur Radio / Red Cross | <input type="checkbox"/> | | | | |
| | Ted Linscott | Trustee | Athens Twp Trustee | <input type="checkbox"/> | | | | |
| Other | Virgil Conley | Lieutenant | Ohio State Patrol | <input type="checkbox"/> | | | | |
| | Andrew Powers | Chief | Ohio Univ. Police Dept | <input type="checkbox"/> | | | | |
| *Indicate if following officer positions: (1) information coordinator; (2) chairperson; (3) emergency coordinator; (4) vice chairperson; and (5) secretary | | | | | | | | |
| County Commissioner Name | | Signature | | Date Signed | | | | |
| LENNY ELIASON | |  | | 7 / 20 / 19 | | | | |

HAPCAP - SATISFACTION OF MORTGAGE

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the Satisfaction of Mortgage as recommended by HAPCAP :
SATISFACTION OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, that the Board of County Commissioners of Athens County, with its offices located at 15 S. Court St, Athens, Ohio 45701 , does hereby certify that the following described MORTGAGE DEED(S) have been fully satisfied, and the County Recorder is authorized to discharge the same of record.

Name of Mortgagor(s)

David T. Clark 1450 Carpenter Road Albany, Ohio 45710

Date of Mortgage: 02/823/2006

Date Recorded: 03/08/2006

Athens Co. Records Vol./Ref. Page: 393 2312-2313

IN WITNESS WHEREOF, the undersigned has hereunto set hand this 30th day of July, 2019 , by the President of the Board of County Commissioners of Athens County, State of Ohio. Copy on file in Commissioners Office.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

HAPCAP - 2019 O.U. LIGHTS MOU

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following MOU between the Athens County Commissioners and Ohio University:

Memorandum Of Understanding

This MEMORANDUM OF UNDERSTANDING (Agreement) is made and entered into this 30th day of July, 2019 by and between the Athens County Commissioners, Athens County, Ohio (hereinafter called the "Local Government" and Ohio University, hereinafter called "OHIO".

WHEREAS, Local Government, at the request of OHIO, will serve as Grantor to OHIO, the grantee for this project and permit the use of \$90,000 of ED RLF funds to be used from October 1, 2018 through September 30, 2020 for purposes outlined in the attached budget, mainly the acquisition of materials and for training services to qualifying individuals of whom at least 51% are low to moderate income (LMI), which is 80% of Area Median Income (AMI) for Athens County.

WHEREAS, the parties hereto desire to make a written agreement with respect to said funds and the implementation of the Project to which they pertain.

NOW, THEREFORE, the parties hereto have agreed to the terms and conditions as hereafter stated:

Section 1: Contracts and Services, Procurement: All contracts and procurement of services will be performed in accordance with 24 CFR 85.36, ORC 307.86 and documentation thereof will be maintained on file by OHIO and provided to Local Government or its program administrator.

Section 2: Environmental Review Requirements: OHIO shall not obligate in any way or use ED RLF funds until a "Release of Funds" is received from the Ohio Development Services Agency (ODSA). Hocking Athens Perry Community Action, the County's CDBG administrator will perform the National Environmental Policy Act (NEPA) Environmental Review and will provide to OHIO and Local Government the Release of Funds when it is received.

Section 3: Administration: The administration of ED RLF funds and all transactions involving the expenditures of any ED RLF funds within the scope of this work will be performed by OHIO. It is the sole prerogative of the Local Government that programmatic goals be carried out in manners consistent with the Housing & Community Development Act of 1974.

Section 4: Unallowable Costs: If Local Government and/or the Ohio Development Services Agency (ODSA) determines at any time, whether through monitoring, audit, closeout procedures or by other means or process that OHIO has expended RLF funds which are unallowable, OHIO will be notified of the questioned costs and given an opportunity to justify questioned costs prior to final determination of the disallowance of costs. OHIO will manage the funds consistent with 2 CFR Part 200, SubPart E. If it is ODSA's final determination that costs previously paid by the Local Government are unallowable under the terms of this agreement, the expenditures will be disallowed and OHIO shall repay to Local Government any and all disallowed costs.

Section 5: OHIO will coordinate with Local Government and Hocking Athens Perry Community Action (HAPCAP) to track the use of the project funds and will cooperate fully as it pertains to the completion of income survey forms, attached as Exhibit A, which will be collected from all users of this project every 2 months during project. Exhibit A, Confidential Income Survey's income ranges are subject to change as County Area Median Income information is updated by HUD or Ohio Development Services Agency (ODSA).

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives.

(Copied to page 460).

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

HEALTH INSURANCE - INTERACTIVE HEALTH WELLNESS PROGRAM

Clerk JoAnn Rockhold discussion, regarding the points required for the spouses through the Interactive Health program. At present, a 600 point minimum is required for employees and spouses both. This has been a burden on the office, as well as the spouses, to accommodate their needs, along with the employees for the various programs we provide. The clerk asked the Commissioners to consider requiring the spouses only complete 400 points, as long as they complete the health evaluation (Blood draw). It is on agenda for next week's meeting.

MAINTENANCE SURPLUS

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following County Property Declared Surplus, as recommended by the Maintenance Dept. Approved to be donated to the Fairboard.

Desk & Chair (from former ATCO Building) - to be donated to the Fairboard.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

CENSUS

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving an expenditure of up to \$100 for printed materials.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

NELSONVILLE SENIOR CENTER PARKING LOT

Commissioner Chmiel discussed a letter they received from Bill Theisen regarding the Senior Center parking lot in Nelsonville. They are getting bids for some renovations. He will keep the Commissioners informed of their plans.

BID OPENING - KOHLER GENERATOR (911)

The following bids were received and opened by Commissioner Eliason.

Jeff Gabriel Bid Amount: \$27.00

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to accept the above mentioned bid and award to Jeff Gabriel, in the amount of \$27.00.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

CHERYL SKINNER - TWP. RD. 610 (WILDWOOD LANE)

Individuals were present to discuss Athens TR610 and the status of the road, they were told it has been abandoned. The trustees told them it was a state road not a township road. It has not been maintained for several years. It has not been vacated. Commissioner Eliason will reach out to the County Engineer, Prosecutor and the Athens Township Trustees, and get in touch with her on his findings.

TRAVEL

A motion was made by Mr. Chmiel and seconded by Mr. Adkins approving the following Travel:

Common Pleas

Judge George McCarthy - 2019 Annual Meeting - Sept. 12-13 - Columbus, OH

Melinda Bradford - OAM Fall Conf. - Sept. 3 - 6, 2019 - Columbus, OH

Auditor

Scott Dunfee - S.E. Dist. County Auditor's Meeting - August 9th - New Concord, OH

Sheriff

Tre Wallace - SRO Training - July 29 to Aug. 2 - Columbus, OH

WDB Area 14 Dir. Laurie McKnight

Opioid Grant Mtg. - Aug. 5th - Columbus, OH

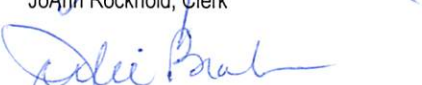
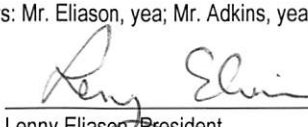
Perry Co. Help With Back to School Bash - Aug. 7th - Perry Co. Fairgrounds

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.

ADJOURN

A motion was made by Mr. Chmiel and seconded by Mr. Adkins to adjourn the above meeting.

The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, yea.


JoAnn Rockhold, Clerk
Julie Brooks, Assistant Clerk
Lenny Eliason, President
Chris Chmiel, Vice-President
Charlie Adkins

07/30/2019 09:10
4877jrockhold

Athens County
BUDGET TRANSFERS AND AMENDMENTS

| Record Number | Year | Per | Journal Date | Clerk | Description | Total Increase | Total Decrease | Workflow Status |
|---------------|------|-----|----------------|---------------|-------------|----------------|----------------|------------------|
| 1 | 2019 | 07 | 460 07/24/2019 | 4877ppierston | Transfer | 5,000.00 | 5,000.00 | Approved |
| 2 | 2019 | 07 | 463 07/24/2019 | 4877clucas | Certify | 965,543.05 | 0.00 | Pending Approval |
| 3 | 2019 | 07 | 464 07/24/2019 | 4877clucas | Approp | 965,543.05 | 0.00 | Pending Approval |
| 4 | 2019 | 07 | 488 07/26/2019 | 4877jrockhold | Transfer | 6,000.00 | 6,000.00 | Pending Approval |
| 5 | 2019 | 07 | 489 07/29/2019 | 4877cmckee | CERTIFY | 2.86 | 0.00 | Pending Approval |
| 6 | 2019 | 07 | 490 07/29/2019 | 4877cmckee | APPROPRIAT | 5.72 | 0.00 | Pending Approval |

** END OF REPORT - Generated by JoAnn Rockhold **

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Chris Daniel 7-30-19 Aug 2019 7/30/19

Memorandum Of Understanding

THIS MEMORANDUM OF UNDERSTANDING (Agreement) is made and entered into this 30 day of July, 2019 by and between the Athens County Commissioners, Athens County, Ohio (hereinafter called the "Local Government" and Ohio University, hereinafter called "OHIO").

WHEREAS, Local Government, at the request of OHIO, will serve as Grantor to OHIO, the grantee for this project and permit the use of \$50,000 of ED RLF funds to be used from October 1, 2018 through September 30, 2020 for purposes outlined in the attached budget, mainly the acquisition of materials and for training services to qualifying individuals of whom at least 51% are low to moderate income (LMI), which is 80% of Area Median Income (AMI) for Athens County.

WHEREAS, the parties hereto desire to make a written agreement with respect to said funds and the implementation of the Project to which they pertain.

NOW, THEREFORE, the parties hereto have agreed to the terms and conditions as hereafter stated:

Section 1: Contracts and Services, Procurement: All contracts and/or procurement of services will be performed in accordance with 24 CFR 85.36, OHC 307.86 and documentation thereof will be maintained on file by OHIO and provided to Local Government or its program administrator.

Section 2: Environmental Review Requirements: OHIO shall not obligate in any way or use ED RLF funds until a "Release of Funds" is received from the Ohio Development Services Agency (ODSA). Following Athens Perry Community Action, the County's CDBG administrator will perform the National Environmental Policy Act (NEPA) Environmental Review and will provide to OHIO and Local Government the Release of Funds when it is received.

Section 3: Administration: The administration of ED RLF funds and all transactions involving the expenditures of any ED RLF funds within the scope of this work will be performed by OHIO. It is the sole prerogative of the Local Government that programmatic goals be carried out in manners consistent with the Housing & Community Development Act of 1974.

Section 4: Unallowable Costs: If Local Government and/or the Ohio Development Services Agency (ODSA) determines at any time, whether through monitoring, audit, closeout procedures or by other means or process that OHIO has expended RLF funds which are unallowable, OHIO will be notified of the questioned costs and given an opportunity to justify questioned costs prior to final determination of the disallowance of costs. OHIO will manage the funds consistent with 24 CFR Part 200, Subpart E. If it is ODSA's final determination that costs previously paid by the Local Government are unallowable under the terms of this agreement, the expenditures will be disallowed and OHIO shall repay to Local Government any and all disallowed costs.

Section 5: OHIO will coordinate with Local Government and Housing Athens Perry Community Action (HAPCA) to track the use of the project funds and will cooperate fully as it pertains to the completion

of income survey forms, attached as Exhibit A, which will be collected from all users of this project every 2 months during project. Exhibit A, Confidential Income Survey's income ranges are subject to change as County Area Median Income information is updated by HUD or Ohio Development Services Agency (ODSA).

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives.

LOCAL GOVERNMENT:

By: [Signature]

Title: PRESIDENT

Date: 7/20/19

Ohio University (OHIO)

By: [Signature]

Title: Assistant VP for Research

Date: 8/1/19

APPROVED AS TO FORM:

[Signature]

Athens County Prosecutor's Office

7/29/19

DATE

EXHIBIT A

Confidential* Income Survey

Community: Athens County

County: Athens

Benefit Area: Athens County

Address of Household:

Total Number of Household Members (include yourself, spouse, children, etc.):

Income Range of Household
(Total gross annual income of all persons)
Check the box below that corresponds to your household's income range:

Income Limit Ranges**

| | | | |
|--------|---|--------|--------------------------|
| 0 | - | 36,650 | <input type="checkbox"/> |
| 36,651 | - | 41,850 | <input type="checkbox"/> |
| 41,851 | - | 47,100 | <input type="checkbox"/> |
| 47,101 | - | 52,350 | <input type="checkbox"/> |
| 52,351 | - | 56,500 | <input type="checkbox"/> |
| 56,501 | - | 60,700 | <input type="checkbox"/> |
| 60,701 | - | 64,900 | <input type="checkbox"/> |
| 64,901 | - | 69,050 | <input type="checkbox"/> |
| 69,051 | - | 73,234 | <input type="checkbox"/> |

For Local CDBG Administrators Use Only

Date of Survey:

Name of Surveyor:

LMI Qualified: ☐ Yes ☐ No ☐ No Response***

* Information is "confidential" in that it is intended for use only by the local government staff administering this program and state agency personnel responsible for program oversight and that information and records will be released as permitted by state and federal law, pursuant to written request made by authorized persons in conformance with the Ohio Revised Code.

** The Section 8 income limits are available on ODC's website at <http://ohio.gov/section8-income-limits> (left-hand bar, under "Data")

*** A good faith effort must be made to collect information from the "no response" household.