

THE BOARD OF ATHENS COUNTY COMMISSIONERS, met in regular session, with Lenny Eliason presiding, Charlie Adkins, present; and Chris Chmiel absent.

AGENDA

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

ATHENS COUNTY BOARD OF COUNTY COMMISSIONERS
Meeting Agenda for June 18, 2019 - Convenes at 9:30 a.m.

Approve Agenda

Approve Appropriations, Transfers, New Line Items Requests/Changes

Approve Bills

09:35 EMA Dir. Don Gossel
09:45 DJFS - Jean Demosky
10:00 Bid Opening - Chip Seal /Fog Seal Various County Roads
10:15 County Planner, Jessie Powers

~ AGENDA ITEMS

Bid Award - International Harvester Refrigerator
Pro. Atty. T-CAP Grant Statement Agrmt. (Ratify Chris Signature)
Engineer - Notice of Commencement - ATH-CR36 - ATH-CR34 - ATH-CR109-0.13 - ATH-CR20-2.82 & ATH-CR42-4.48
OPWC CR33A & CR16V/CR17V
Frank Lavelle Local Loan Request #6
EMA Surplus
Common Pleas PSI Grant
Pro. Atty. Surplus
Senior Levy Meals on Wheels, Acknow. Receipt of Cert. of Estimated Revenue

~TRAVEL

Engineer
Eng. Jeff Maiden - AASHTO Bridge Training - 6/23 - 6/25 - Columbus, Ohio
Donnie Stevens - AASHTO Bridge Training - 6/23 - 6/25 - Columbus, Ohio

Recorder
Jessica Markins, Recorder - ORA Summer Continuing Education Seminar - June 18-21 - Oregon, Ohio

~ADJOURNMENT

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

APPROPRIATIONS, TRANSFERS, NEW LINE ITEMS REQUESTS/CHANGES

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the Appropriations, Transfers, New Line Items Requests/Changes submitted and processed through the Auditor's Office by various Departments. Dated: June 18, 2019 - Budget Transfers and Amendments. Copies on file in Commissioner's Office. (Copied to page 365).

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

BILLS

A motion was made by Mr. Adkins and seconded by Mr. Eliason Approving the payment of the required County Bills, which are included in the Auditor's Office INVOICE TRACKING REPORT - From: 6/11/2019 To: 6/18/2019 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, absent.

EMA DIR. DON GOSSEL - JUNE UPDATE

EMA Dir. Don Gossel, gave the Commissioners a June update as follows:

June 2019 Commissioners Update

May 21st- met with Ohio SE Sector EMA (DART dilemma resolved)
May 23rd- Attended OH-101, Developing & Maintaining EOP
May 30th- Jessie Powers and I met with OEMA's Luan Nguyen - HMP Implementation Meeting
o No grace on due date from grant delay during government shutdown
o Due 1 Apr 2020
June 7th- Attended OEMA's required EMA Fundamentals in Fairfield County
June 9th -Completed Athens Co School District EOP Review with Chad Springer
June 11th- Met with USDA Rural Development on Available grants to impoverished elderly
June 12th- Formal Athens Co EOP review with OEMA (much needed update required)
June 13th- Athens Behavioral Health EOP review meeting

Items of Interest

Athens County EOP - under rewrite

Hazards Mitigation Plan- under rewrite

Hazardous Material Response Plan - update due by Oct 2020.

Jacksonville (Amesville, Albany, Chauncey) Tornado Siren (see quote) - would like to purchase with Hazard Mitigation Grant Program Funds Made Available from Ohio Flooding in February 2019 or possibly EMPG

JACKSONVILLE VILLAGE - FIREHOUSE SIREN PURCHASE APPROVED.

Mr. Gossel presented two (2) proposals from B&C Communications (one with installation & one without), for a new Tornado Siren in the Village of Jacksonville. He feels he can work with the Village for a new mount for the siren. The Commissioners suggested for him to work with Maint. Supv. Jeff Gabriel for installation resources, and to acquire a long term maintenance agreement with the Village.

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the purchase of a Firehouse Siren for the Village of Jacksonville. B&C Communications.

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

DJFS - DIR. JEAN DEMOSKY - AGENDA

COMMISSIONERS

6-18-19

ACDJFS

1. Asset Disposal List - See motion below.
2. Union Contract Update - They have a ratified Contract, with a 10 day waiting period. Will bring next week.
3. Facilities
 - A. County Home - Architect will set off a kick off meeting for the parking lot project in the near future.
 - B. OMJ Building -
4. Personnel Issues

DJFS - MISC. SURPLUS ITEMS

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the following Surplus Equipment, as requested by DJFS Dir. Jean Demosky:

- 11 Desktop Computers
- 9 Monitors
- 2 Copiers (These items to be destroyed)
- 39 Keyboards
- 34 Computer Mice
- 1 Network Printer

(* Redistribute- 1 Desktop Computer. 1 Monitor. 1 Keyboard, and 1 Mouse to Athens Hocking Solid Waste)

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

* Commissioner Adkins wished to discuss the idea of a garden space. Ms. Demosky stated that the idea she discussed with Commissioner Chmiel was the possibility of picking some fresh produce from the garden when individuals picked up their food boxes. She stated that no county employees time would be used to prepare and/or harvest the site, that WEP workers would be used for this. Commissioner Adkins stated that from this point on he wants any further discussion needs to be done during a Commissioner Meeting with all three Commissioners present.

EXECUTIVE SESSION W/DJFS DIR. JEAN DEMOSKY

A motion was made by Mr. Adkins and seconded by Mr. Eliason to enter into executive session at 9:50 with DJFS Dir. Jean Demosky and Admin. Clerk, JoAnn Rockhold, to discuss the purchase of property and the discipline of a public employee.

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

RETURN TO REGULAR SESSION

A motion was made by Mr. Adkins and seconded by Mr. Eliason to return to regular session at 10:13

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

* Let the record reflect the following - They will get some price quotes for financing. No Action on discipline.

BID OPENING - ENGINEER - CHIP SEAL / FOG SEAL - VAR. COUNTY ROADS - 10:00 A.M. - Engineer Estimate: \$311,832.80

The following Bid(s) were received and opened by County Engineer Jeff Maiden:

Shelly & Sands \$314,853.66

ENGINEER - ACKNOW. RECEIPT OF BIDS

A motion was made by Mr. Adkins and seconded by Mr. Eliason to acknowledge receipt of the above mentioned bids. The Engineer will review and return later with his recommendations.

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

BID AWARD - CHIP SEAL / FOG SEAL VAR. COUNTY ROADS

A motion was made by Mr. Adkins and seconded by Mr. Eliason authorizing the above mentioned bid to be awarded to Shelly & Sands, pending review by the County Engineer, Jeff Maiden.

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

BID AWARD - INTERNATIONAL HARVESTER REFRIGERATOR

A motion was made by Mr. Eliason and seconded by Mr. Adkins awarding the International Harvester Refrigerator to Jacob Wirick for \$30.00. Only one (1) bid was received.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, abstain; Mr. Chmiel, absent.

COUNTY PLANNER, JESSIE POWERS

A motion was made by Mr. Adkins and seconded by Mr. Eliason to enter into executive session at 10:19 with County Planner, Jessie Powers, and Admin. Clerk, JoAnn Rockhold, to discuss discipline of a public employee.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

RETURN TO REGULAR SESSION

A motion was made by Mr. Adkins and seconded by Mr. Eliason to return to regular session at 10:30.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

COUNTY PLANNER - TERMINATE EMPLOYMENT OF SPENCER HOBSON

A motion was made by Mr. Adkins and seconded by Mr. Eliason to terminate the employment of Spencer Hobson effective at 4:00 p.m., today, June 18th, 2019.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

COUNTY PLANNER - TEMPORARY AGRMT. W/BOB EICHENBERG

A motion was made by Mr. Adkins and seconded by Mr. Eliason authorizing the Planner to enter into a temporary agreement, for ninety (90) days with Bob Eichenberg.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

PRO. ATTY. - T-CAP GRANT AGREEMENT

A motion was made by Mr. Adkins and seconded by Mr. Eliason to Table the T-CAP Grant Agreement for discussion at next week's meeting.
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

ENGINEER - NOTICE OF COMMENCEMENTS - ATH-CR36 - ATH-CR34 - ATH-CR109-0.13 - ATH-CR20-2.82 & ATH-CR42-4.48

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the Notice of Commencements of Public Improvements for the following Projects, as recommended by the County Engineer's Office:

ATH-CR36 - ATH-CR34 - ATH-CR109-0.13 - ATH-CR20-2.82 & ATH-CR42-4.48 (Copied to pages 366-367).

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

ENGINEER - OPWC CR33A & CR16V/CR17V

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving Commissioner Eliason's signature on the Ohio Public Works Commission Disbursement Request No. 2, to Nuko Paving Inc. in the amount of \$86,795.73. (Copied to page 368).

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

US50 SEWER PROJECT / FRANK LAVELLE LOCAL LOAN REQUEST #6

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the US50 Sewer Project Local Loan Request No. 6, in the amount of \$28,627.18, payable to Lavelle Law Offices Trust Account.

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

EMA SURPLUS

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the surplus of an old brown leather office chair, as requested by EMA, to be destroyed.

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

COMMON PLEAS PSI GRANT AGRMT.

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the Ohio Department of Rehabilitation and Correction Subsidy Grant Agrmt. For 407 Community Based Non Residential Corrections Programs. (Copied to pages 369-370).

<u>Program Name</u>	<u>Application Identifier</u>	<u>Amount</u>
PSI	407 -PSI-2020/21-AppAthenCPAPD-00025	\$76,000

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

PRO. ATTY. SURPLUS OFFICE CHAIRS

A motion was made by Mr. Adkins and seconded by Mr. Eliason approving the Surplus of the following items as requested by the Pro. Atty.'s Office, to be redistributed to the Common Pleas Court Office.

(10) Red Leather Office Chairs	(6) Grey Leather Office Chairs
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The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.

SENIOR LEVY (MEALS ON WHEELS) - ACKNOWL. RECEIPT OF CERTIFICATION OF ESTIMATED REVENUE

A motion was made by Mr. Adkins and seconded by Mr. Eliason to acknowledge receipt of the following Certificate Of Estimated Revenue from the Auditor's Office, for the

CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE

The County Auditor of Athens County, Ohio does hereby certify the following:

1. On May 9, 2019 the taxing authority of the Athens County Board of Commissioners certified a copy of its resolution or ordinance adopted May 7, 2019 requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by Twenty-Five Tenths (0.25) mills, to levy a tax outside the 1 0-mill limitation to provide or maintain senior citizen services or facilities pursuant to Revised Code §5705.19 (Y) to be placed on the ballot at the November 5, 2019, General Election. The levy type is a Renewal.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$ 251,707. *
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$ 1,161,064,630.

(Copied to page 371).

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

TRAVEL

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

Engineer

Eng. Jeff Maiden - AASHTO Bridge Training - 6/23 - 6/25 - Columbus, Ohio

Donnie Stevens - AASHTO Bridge Training - 6/23 - 6/25 - Columbus, Ohio

Recorder

Jessica Markins, Recorder - ORA Summer Continuing Education Seminar - June 18-21 - Oregon, Ohio

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

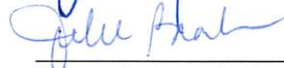
ADJOURN

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

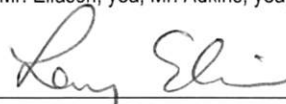
The roll being called upon for adoption, the vote resulted as follows: Mr. Eliason, yea; Mr. Adkins, yea; Mr. Chmiel, absent.



JoAnn Rockhold, Clerk



Julie Brooks, Assistant Clerk



Lenny Eliason, President

ABSENT

Chris Chmiel, Vice-President



Charlie Adkins

Long Shin 6/18/19 C' Q : 6 18 19



06/18/2019 08:46
4877jrockhold

Athens County
BUDGET TRANSFERS AND AMENDMENTS

P 1
bgamdent

Record Number	Year	Per	Journal Date	Clerk	Description	Total Increase	Total Decrease	Workflow Status
1	2019	04	08 04/01/2019	4877jconrath	PO MAINT	102.95	0.00	Approved
2	2019	06	213 06/13/2019	4877aferguson	transfer	10,500.00	10,500.00	Approved
3	2019	06	239 06/17/2019	4877clucas	Approp	307.00	0.00	Approved
4	2019	06	241 06/18/2019	4877mmilum	Appropriat	5,000.00	0.00	Approved

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

NOTICE OF COMMENCEMENT OF PUBLIC IMPROVEMENT
SECTION 1311.252 OHIO REVISED CODE

State of Ohio,)
) ss:
County of Athens)

Lenny Eliason being first duly sworn, says that:

1. Affiant is the President of the Athens County Board of Commissioners, 15 S. Court Street, Athens, Ohio, 45701.

2. The Public Authority will be commencing a public improvement identified as follows:
ATH-CR36/VAR-3.63/VAR LANDSLIDE REPAIRS with contract signed on 6/5/2019.

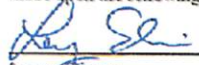
3. The following lists the name, address and trade of each of the principle contractors working on this public improvement:

<u>NAME</u>	<u>ADDRESS</u>
Alan Stone Company Inc.	1324 Ellis Run Road, Cutler, Ohio 45724

4. The following lists the names and addresses of the sureties for all of those principle contractors:

<u>PRINCIPLE CONTRACTOR</u>	<u>NAME OF SURETY</u>	<u>ADDRESS OF SURETY</u>
Alan Stone Company Inc.	Western Surety Company	One PPG Place, 29 th Floor, Suite 2920 Pittsburgh, PA 15222

5. For the purpose of serving an affidavit pursuant to Revised Code 1311.26, service may be made upon the following representative of the Public Authority:


Lenny Eliason
President of Athens County Board of Commissioners
15 S. Court Street, Athens, Ohio, 45701.

SWORN TO before me and subscribed in my presence this 18 Day of June, 2019.



Chelsie McKee
Notary Public, State of Ohio
My Commission Expires
November 5, 2023


Notary Public

NOTICE OF COMMENCEMENT OF PUBLIC IMPROVEMENT
SECTION 1311.252 OHIO REVISED CODE

State of Ohio,)
) ss:
County of Athens)

Lenny Eliason being first duly sworn, says that:

1. Affiant is the President of the Athens County Board of Commissioners, 15 S. Court Street, Athens, Ohio, 45701.

2. The Public Authority will be commencing a public improvement identified as follows:
ATH-CR34/CR48-2.54/VAR LANDSLIDE REPAIRS with contract signed on 6/5/2019.

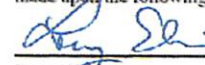
3. The following lists the name, address and trade of each of the principle contractors working on this public improvement:

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NOTICE OF COMMENCEMENT OF PUBLIC IMPROVEMENT
SECTION 1311.252 OHIO REVISED CODE

State of Ohio,)
) ss:
 County of Athens)

Lenny Eliason being first duly sworn, says that:

1. Affiant is the President of the Athens County Board of Commissioners, 15 S. Court Street, Athens, Ohio, 45701.

2. The Public Authority will be commencing a public improvement identified as follows:
ATH-CR109-0.13.0.24 LANDSLIDE REPAIRS with contract signed on 6/5/2019.


3. The following lists the name, address and trade of each of the principle contractors working on this public improvement:

<u>NAME</u>	<u>ADDRESS</u>
Shelly and Sands, Inc.	1515 Harmon Ave, Columbus, Ohio 43223

4. The following lists the names and addresses of the sureties for all of those principle contractors:

<u>PRINCIPLE CONTRACTOR</u>	<u>NAME OF SURETY</u>	<u>ADDRESS OF SURETY</u>
Shelly and Sands, Inc.	Ohio Farmers Insurance Co./	4125 Highlander Parkway/
	Travelers Casualty and Surety	6150 Oak Tree Blvd,
	Company of America	Richfield/Independence, OH 44286/44131

5. For the purpose of serving an affidavit pursuant to Revised Code 1311.26, service may be made upon the following representative of the Public Authority:


 Lenny Eliason
 President of Athens County Board of Commissioners
 15 S. Court Street, Athens, Ohio, 45701.

SWORN TO before me and subscribed in my presence this 18 Day of June, 2019.



Chelsie McKee
 Notary Public, State of Ohio
 My Commission Expires
 November 5, 2023


 Notary Public

NOTICE OF COMMENCEMENT OF PUBLIC IMPROVEMENT
SECTION 1311.252 OHIO REVISED CODE

State of Ohio,)
) ss:
 County of Athens)

Lenny Eliason being first duly sworn, says that:

1. Affiant is the President of the Athens County Board of Commissioners, 15 S. Court Street, Athens, Ohio, 45701.

2. The Public Authority will be commencing a public improvement identified as follows:
ATH-CR20-2.82 & ATH-CR42-4.48 LANDSLIDE REPAIR PROJECTS with contract signed on 6/3/2019.


3. The following lists the name, address and trade of each of the principle contractors working on this public improvement:

<u>NAME</u>	<u>ADDRESS</u>
George J. Igel & Co., Inc.	2040 Alum Creek Drive, Columbus, OH 43207

4. The following lists the names and addresses of the sureties for all of those principle contractors:

<u>PRINCIPLE CONTRACTOR</u>	<u>NAME OF SURETY</u>	<u>ADDRESS OF SURETY</u>
George J. Igel & Co., Inc.	Ohio Farmers Insurance Co.	2000 Polaris Parkway
		Columbus, OH 43240

5. For the purpose of serving an affidavit pursuant to Revised Code 1311.26, service may be made upon the following representative of the Public Authority:


 Lenny Eliason
 President of Athens County Board of Commissioners
 15 S. Court Street, Athens, Ohio, 45701.

SWORN TO before me and subscribed in my presence this 18 Day of June, 2019.



Chelsie McKee
 Notary Public, State of Ohio
 My Commission Expires
 November 5, 2023


 Notary Public

Any such person who acquires an incompatible or conflicting personal interest, on or after the effective date of this Agreement, or who involuntarily acquires any such incompatible or conflicting personal interest, shall immediately disclose his or her interest to Grantor in writing. Thereafter, he or she shall not participate in any action affecting the work under this Agreement, unless Grantor shall determine in its sole discretion that, in the light of the personal interest disclosed, his or her participation in any such action would not be contrary to the public interest.

Grantee certifies that by executing this Agreement, it has reviewed, knows and understands the State of Ohio's ethics and conflict of interest laws. Grantee further agrees that it will not engage in any action(s) inconsistent with Ohio ethics laws or any Executive Orders.

13. **Contracts:** All contracts by the Grantee for Program Services must be in writing, contain performance criteria, have itemized service costs, indicate responsibilities of parties involved, state conditions for termination of the contract and be approved by the appropriate county officials before their implementation. A copy of such contract(s) shall be forwarded to the Chief of the Bureau of Community Services.
14. **Finding for Recovery:** The Grantee warrants that it is not subject to an "unresolved" finding for recovery under RC 9-24. If the warranty is deemed to be false, this Agreement is void ab initio and the Grantee must immediately repay any Funds to the Ohio Department of Rehabilitation and Correction, or the Ohio Attorney General if the collection is so referred.
15. **Standards:** The Grantee shall comply with the laws and rules for subsidy awards to municipal corporations and counties as set forth in RC 5149.31, RC 5149.35, and OAC rule 5120.1-5-06. In accordance with paragraphs (C) and (D) of OAC rule 5120.1-5-06, the intensive supervision, probation deviation cap shall be ten percent during the term of this Agreement, and if said cap is impermissibly exceeded then Funds shall be reduced.
16. **Certification of Funds:** It is expressly understood and agreed by the Parties that none of the rights, duties, and obligations described in this Agreement shall be binding on either Party until all relevant statutory provisions of the Ohio Revised Code, including, but not limited to, RC 126.07, have been complied with, and until such time as all necessary Funds are available or encumbered and, when required, such expenditure of Funds is approved by the Controlling Board of the State of Ohio, and further, until such time that Grantor gives Grantee the "Community Based Correction Act Program Grant Approval" letter that such Funds are available to Grantee.
17. **Compliance with Laws:** Grantee, in the execution of duties and obligations under this Agreement, agrees to comply with all applicable federal, state and local laws, rules, regulations and ordinances.
18. **Drug Free Workplace:** Grantee agrees to comply with all applicable federal, state and local laws regarding smoke-free and drug-free work places and shall make a good faith effort to ensure that none of its employees or permitted subcontractors engaged in the work being performed hereunder purchase, transfer, use, or possess illegal drugs or alcohol, or abuse prescription drugs in any way.
19. **Campaign Contributions:** Grantee hereby certifies that all applicable parties listed in Divisions (I) (3) or (I) (3) of RC 3317.13 are in full compliance with Divisions (I) (1) and (I) (1) of RC 3317.13.

FY 2021 427 OCA Grant Agreement

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20. **Entire Agreement or Waiver:** This Agreement contains the entire agreement between the Parties and shall not be modified, amended or supplemented, or any rights herein waived, unless specifically agreed upon in writing by the Parties hereto. This Agreement supersedes any and all previous agreements, whether written or oral, between the Parties. A waiver by any Party of any breach or default by the other Party under this Agreement shall not constitute a continuing waiver by such Party of any subsequent act in breach of or in default hereunder.

21. **Notices:** All notices, consents, and communications hereunder shall be given in writing, shall be deemed to be given upon receipt thereof, and shall be sent to the addresses first set forth above.

22. **Headings:** The headings in this Agreement have been inserted for convenient reference only and shall not be considered in any questions of interpretation or construction of this Agreement.

23. **Severability:** The provisions of this Agreement are severable and independent, and if any such provision shall be determined to be unenforceable in whole or in part, the remaining provisions and any partially enforceable provision shall, to the extent enforceable in any jurisdiction, nevertheless be binding and enforceable.

24. **Controlling Law:** This Agreement and the rights of the Parties hereunder shall be governed, construed, and interpreted in accordance with the laws of the State of Ohio and only Ohio courts shall have jurisdiction over any action or proceeding concerning this Agreement and/or performance hereunder.

25. **Successors and Assigns:** Neither this Agreement nor any rights, duties, or obligations hereunder may be assigned or transferred in whole or in part by Grantee, without the prior written consent of Grantor.

26. **Prison Rape Elimination Act:** If the Program Services are residential services, the Grantee shall adopt and comply with the Prison Rape Elimination Act, National Standards to Prevent, Detect, and Respond to Prison Rape (28 C.F.R. Part 115). The Grantor shall monitor Grantee to ensure such compliance. The Grantor shall ensure that Grantee has been trained on their responsibilities under Grantor's Policy on sexual abuse and sexual harassment prevention, detection and response.

27. **Execution:** This Agreement is not binding upon Grantor unless executed in full.

FY 2021 427 OCA Grant Agreement

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IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers, as of the day and year first written above.

FOR THE GRANTOR:

Christopher Galt
Christopher Galt, Chief
Bureau of Community Services

Guadalupe Moya
Cynthia Moya
Deputy Director of Public & Community Services

FOR THE GRANTEE (Commissioners, County Executive or Mayor/City Manager):

[Signature] 6/18/19
County Commissioner Date

County Executive Date

ABSENT

County Commissioner Date

[Signature] 6-18-19
County Commissioner Date

Mayor/City Manager Date



Jill A. Thompson
Athens County Auditor

DTE Form 140R
Revised 5/2011
O.R.C. §5705.03(B)

CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE

The County Auditor of Athens County, Ohio does hereby certify the following:

1. On May 9, 2019 the taxing authority of the Athens County Board of Commissioners certified a copy of its resolution or ordinance adopted May 7, 2019 requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by Twenty-Five Tenths (0.25) mills, to levy a tax outside the 10-mill limitation to provide or maintain senior citizen services or facilities pursuant to Revised Code §5705.19 (Y) to be placed on the ballot at the November 5, 2019, General Election. The levy type is a Renewal.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$ 251,707. *
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$ 1,161,064,630.


Jill A. Thompson, Athens County Auditor

May 10, 2019
Date

* Estimate calculated based on a 5% delinquency.