

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON DECEMBER 31, 2015 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: DAVID A. WHITE, PRESIDENT, RICK G. WALTERS, VICE PRESIDENT, AND RONALD L. FEATHERS, MEMBER. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE PRESIDENT OF THE BOARD. MR. WHITE LED THOSE ATTENDING IN THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also attending were Muskingum Township Trustee Gary Doan, Michael Webber from the Washington County Planning Commission, Laura Bradley, Glen Pawloski, Janelle Patterson from *The Marietta Times*, and Clerk Rick Peoples.

**Washington County Commissioners
AGENDA
9:00 a.m., December 31, 2015**

9:00 Business Meeting

UNFINISHED BUSINESS

None

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Resolution – Permissive Sales Tax Fund
Minus Appropriation – Transit 2015
Minus Appropriation – CHIP 2015
Travel – Family & Children First
Travel – Auditor
Travel – Job and Family Services
Request to Implement Frost Law in 2016, Warren Township
Jail Contract with Perry County
Delinquent Sewer Accounts
Certification of Delinquent Sewer Accounts to County Auditor
Engineer – Request to Use Credit Card(s) in 2016
Engineer – Force Account Work in 2016
Engineer – Frost Law for 2016
Adoption of 2016 Appropriations Resolutions (following action by Budget Commission at 3:00 p.m.)

INFORMATION

Courthouse Closed, **Friday**, January 1, New Year's Day
Annual Organizational Meeting, 9:00 a.m., **Monday**, January 11
Monthly Meeting at County Home, 8:30 a.m., **Tuesday**, January 12
Courthouse Closed, **Monday**, January 18, Martin Luther King, Jr., Day
Monthly Finance Committee Meeting, 10:00 a.m., **Tuesday**, January 19

RE: AGENDA

Mr. Feathers moved and Mr. Walters seconded a motion to accept the agenda, with the following adjustment:

Add: Appointments to Children Services Board of Directors (2)

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: APPROVAL OF MINUTES

Mr. Walters moved and Mr. Feathers seconded a motion to approve the minutes for the December 24, 2015 meeting, and to dispense with the reading of them.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: PAYMENT OF BILLS

Mr. Feathers moved and Mr. Walters seconded a motion to approve the payment of bills from various departments.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald

Feathers aye. Motion passed.

RE: RESOLUTION APPROVING DISTRIBUTION OF 1% PERMISSIVE SALES TAX FUNDS IN 2016

Mr. Walters moved and Mr. Feathers seconded a motion to adopt the following Resolution:

***WHEREAS**, the Board of Commissioners of Washington County adopted a 1% Permissive Sales Tax in Washington for the purpose of increasing revenue for the County's general fund.*

***NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Washington County, Ohio that the 2016 allocation of Permissive Sales Tax revenues be one-third of the monthly distribution, not to exceed \$2,394,746 for the year, to the 1% Permissive Sales Tax Fund, and two-thirds (approximately \$4,787,992) to the County General Fund, of the first \$7,182,738.*

***BE IT FURTHER RESOLVED** that any excess above Seven Million, One Hundred Eight-Two Thousand, Seven Hundred Thirty-Eight Dollars and 00/100 (\$7,182,738.00) will be paid in to the County General Fund.*

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: MINUS APPROPRIATIONS

Mr. Feathers moved and Mr. Walters seconded a motion to approve the following requests for minus appropriations:

Commissioners	210-0848-53000	\$ (33,732.00)
	210-0806-51000	\$ (404,800.00)
	210-0806-51001	\$ (77,775.00)

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: TRAVEL

Mr. Walters moved and Mr. Feathers seconded a motion to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures and in compliance with the Annual Appropriations for Fiscal Year 2016 and any and all amendments subsequent thereto:

Family & Children First

Elaine Corbitt: One-day trip to Athens to meet with an ENGAGE client; January 4, 2016.

Auditor

Bill McFarland: One-day trip to Logan to attend County Auditors Association of Ohio Southeast District meeting; January 8, 2016.

JFS

Candy Nelson, Judy Rutherford: One-day trip to Columbus to attend County Shared Services Data & Metrics Committee meeting; January 21, 2016.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: FROST LAW FOR 2016, WARREN TOWNSHIP

Mr. Feathers moved and Mr. Walters seconded a motion to allow Warren Township roads to be included in the Washington County Frost Law for 2016, with the exception of .6 miles on Hanna Road, during the period January 2, 2016 through March 31, 2016, as requested by the Warren Township Trustees.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: JAIL CONTRACT, PERRY COUNTY

Mr. Walters moved and Mr. Feathers seconded a motion to approve a contract for housing prisoners from Perry County in the Washington County Jail during the period April 1, 2015 through March 31, 2016, at the daily rate of \$60.00 per inmate, as requested by the Perry County Commissioners.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: APPOINTMENTS TO CHILDREN SERVICES BOARD

Mr. Walters moved and Mr. Feathers seconded a motion to reappoint Dottie Erb to the Washington County Children Services Board of Directors for the period January 1, 2016 through December 31, 2019, as requested by Earl Westbrook, Vice Chair of the Washington County Children Services Board of Directors.

Commissioner Feathers reported he received favorable responses to questions asked of Ms. Erb pertaining to the mission of Children Services, her interest in serving and assets she will contribute, and her goals for the organization.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

Mr. Feathers moved and Mr. Walters seconded a motion table a request to reappoint Gregg Emrick to the Washington County Children Services Board of Directors for the period January 1, 2016 through December 31, 2019, as requested by Dottie Erb, Chair of the Washington County Children Services Board of Directors, pending additional review of the request.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: DELINQUENT SEWER ACCOUNTS

Mr. Walters moved and Mr. Feathers seconded a motion to approve sending letters to the following holders of delinquent sewer accounts, requesting they immediately pay those delinquent amounts: Jeremy Brandjes, Kathryn Parsons, Melinda Hapney, Bryan Valentine, Darren Cox, Steven and Donna Richardson, John and JoAnn Edwards, Evelyn and Leonard Callihan, Robert Strong, Kimberly Hammond, Trista Wick, H. Clifton Spencer, II, Andra Bolen, Linda Lorentz, Christopher Marshall, Heather Mannix/Bretthauer, Joseph and Desiree Sigman, Katie Dickson, Richard Hoff.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: CERTIFICATION OF DELINQUENT SEWER ACCOUNTS

Mr. Feathers moved and Mr. Walters seconded a motion to approve certifying the following delinquent sewer accounts to County Auditor Bill McFarland, requesting him to add the delinquent amounts to property tax bills: William Hendricks, Ted Williams, Julie Maze, Mike and Ashley Matheny, Kyle Hodge, Brad Merritt, Jane Cunningham.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: REQUEST TO USE CREDIT CARDS IN 2016, ENGINEER

Mr. Walters moved and Mr. Feathers seconded a motion to approve a request from County Engineer Roger Wright to use credit cards (card vendors and numbers on file in the Commissioners' Office) for appropriate business use during 2016 for eligible travel expenses and the purchase of road and bridge supplies, in accordance with the Washington County Credit Card Policy and the Ohio Revised Code.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: REQUEST TO USE FORCE ACCOUNT IN 2016, ENGINEER

Mr. Feathers moved and Mr. Walters seconded a motion to adopt the following Resolution:

***WHEREAS**, the Board of County Commissioners of Washington County, Ohio has decided that the health, welfare and safety of the people of Washington county can best and most efficiently be served by the use of "force Account" in some matters pertaining to the construction reconstruction, improvement, maintenance, or repair of Washington County's roads, bridges and culverts.*

***THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Washington County, Ohio does hereby authorize the Washington County Engineer in the construction, reconstruction, improvement, maintenance, or repair of roads, bridges and culverts in Washington County to use the existing county employee forces and process by "Force Account" as the County Engineer may determine during the year 2016, under the limitations imposed by Ohio Revised Code Section 5543.19.*

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: REQUEST TO IMPLEMENT FROST LAW PROVISIONS IN 2016, ENGINEER

Mr. Feathers moved and Mr. Walters seconded a motion to approve the following Resolution:

WHEREAS, on December 31, 2016, the Board of Commissioners of Washington County, Ohio, by resolution and pursuant to Ohio Revised Code Section 5577.07 did implement the "Reduced Weight Limits During Times of Thaw and Moisture" on various roads in the county for 2016. **Said reduction to be 30% in axle loads and gross vehicle weights which will allow 14,000# per axle and 56,000# maximum weight;**

AND WHEREAS, the Board of Commissioners of Washington County, Ohio, realize that such reductions may work a hardship on the commercial enterprises of various individuals, partnerships, companies and organizations who use the public roadways, the reduction limits are designed to maintain and preserve the condition of the various roadways in Washington County, and it is intended that the weight reductions be observed and blanket permits will not be issued to permit vehicles to operate with full legal loads.

AND WHEREAS, the Board of Commissioners of Washington County, Ohio, desire to provide a means by which vehicles weighing in excess of the legal axle loads prescribed by O.R.C. S 5577.07 cannot reduce their legal loads may use the roads. Special permits "may" be issued to the owner or operator of the vehicle(s) based on need and by obtaining a special permit from Washington County, Ohio paying the handling fee and overload permit fee hereinafter established, or posting of a bond of the type and amount set by the engineer and/or trustees, and agreeing to obey the rules hereinafter established. Forty-eight (48) hours minimum notice will be required for issuance of permit.

NOW, THEREFORE, BE IT RESOLVED:

A. That the Washington County Engineer (hereinafter "Engineer") shall administer the permit program hereinafter established.

B. That the Engineer "may" issue a special permit for a vehicle when all of the following have been completed:

1. The Owner or Operator has completed the application form prescribed by the Engineer;
2. The Owner or Operator has agreed to comply with the following rules and regulations:
 - a. The granting of a permit does not guarantee that the load described can be moved without damage to the pavement or structures; although the permit is granted on the assumption that the load can be moved without damage based on the best information available.
 - b. Permittee will be held liable for any damage caused by the movement. The County or Township assumes no responsibility for damage to the permittee's equipment or load being moved due to any such failure. The permittee agrees to compensate the Engineer/Township Trustees for any damage to a roadway or road structure and also to hold Washington County, Ohio and the Engineer/Township Trustees harmless from all claims, damages or proceedings of any kind and from all responsibility for personal injury or property damages (public or private) caused directly or indirectly as a result of the transportation of said vehicle(s) or object(s).
 - c. The permit shall be in the possession of the driver at all times during the progress of transportation and will be shown on demand to any police officer, state highway patrolman, employee of the County Engineer or Township Trustees.
 - d. The permission granted restricts the movement of the vehicle(s) or object(s) to the highways specified, between the points designated, and within the time allotted.
 - e. No vehicle(s) or object(s) being transported under special highway permit shall be left parked on the roadway either day or night except in case of an emergency in which case adequate advanced warning and protection shall be provided for the traveling public. The vehicle(s) shall not be loaded or unloaded within the limits of the highway pavement.
 - f. The operator of the vehicle must comply with all laws, rules, or regulations covering the movement of traffic over county and township highways and streets.
 - g. All construction equipment and other machinery shall have attached thereto a plate showing the manufacturer's name and model.
 - h. A permit is void at any time when road, weather, or traffic conditions make travel unsafe.
 - i. Reductions in legal weight posted on roadways or bridges must be obeyed where they are more restrictive than the weight reduction contained herein.
 - j. A permit will not be issued for buildup loads that are divisible into smaller loads achieving the 30% reduced level.
 - k. Oversize or overweight loads shall be operated or moved at such speeds and in such manner as to cause a minimum of interference with other traffic and minimum impact stressed on structures and pavements.
 - l. Loads having extremely large dimensions shall require additional protective measures when necessary for the safeguarding of other traffic. Due regard shall be taken of traffic in both directions and every possible effort shall be made to prevent traffic congestion. One or more flagmen, or a pilot car may be required.
 - m. Noncompliance with the general or special provisions of a permit, exceeding the weight or dimensions granted, or operating on dates or upon highways other than assigned shall render the permit null and void and the operator of the vehicle subject to arrest as provided in Sections 5577.01 to 5577.09 inclusive of the REVISED CODE OF OHIO.
 - n. Submission of the special permit application with \$15 processing fee, does not constitute or guarantee issuance of the permit. The Engineer, Trustee, or their designee shall have the right to determine if an overweight load permit may be issued based on road and weather conditions. If permits are denied, the \$15 processing fee will not be refunded.
 - o. Government road maintenance vehicles based outside of Washington County, Ohio, shall not be exempted from the frost law.
3. The owner or operator has paid a permit fee in accordance with the following schedule:

- a. These permits are valid only for dates listed for Trucks up to 80,000 lbs.

<u>GROSS VEHICLE WEIGHT</u>	<u>PERMIT FEE</u>
28,001 - 56,000	\$ 15 Processing Fee per permit only
56,001 - 70,000	\$100 plus \$15 Processing Fee
70,001 - 80,000	\$250 plus \$15 Processing Fee

- b. FOR VEHICLES OVER THE NORMAL LEGAL 80,000#

<u>GROSS VEHICLE WEIGHT</u>	<u>PERMIT FEE</u>
80,001 - 85,000	\$ 500.00 plus \$15 Processing Fee
85,001 - 90,000	\$ 750.00 " " " "
90,001 - 95,000	\$1,000.00 " " " "
95,001 -100,000	\$1,500.00 " " " "
For loads over 100,000#	\$2,000.00 " " " "

In lieu of the above overload fees, a bond set by the Engineer/Trustees may be posted in addition to the processing fees. The bond is to be based on the type of road, length to be hauled over and the potential for damage.

- c. That the permit shall be good for the following periods:
For vehicles which are engaged in hauling over regular routes and/or are 80,000 pounds or less, but exceeding the posted reduction, the owner/operator must notify the Engineer/Trustees of the roads being used. The permit is valid only for the route and days listed.
- d. That only County and Township government trucks and equipment based within Washington County, emergency vehicles, and school buses shall be exempt from permit requirements.
- e. That contractors performing work for the County, Townships or Municipalities shall be issued permits for specific roads for a \$15 processing fee only. A letter from the trustees or municipal official will be required specifying the roads to be used.
- f. This program is in effect from January 2, 2016 to March 31, 2016.

NON-FROST LAW ROADS

The Frost Law **does not** apply to the following County Roads.

<u>County Road</u>	<u>FROM</u>	<u>TO</u>
2	N. Belpre Corp Line.....	CR 3
3	CR 26.....	SR 7
4	N. Marietta Corp.....	SR-339
6	CR 174.....	SR 339
8	SR 821.....	SR 530
9	SR 7.....	CR 333
9	CR 544	CR 25
10	SR 7 (SOUTH END.of 10)	SR 550
11	SR 821	Noble Co Line
13	SR 550.....	SR 676
14	SR 7.....	SR 26
15	SR 821	CR 371
16	SR 26.....	CR-42
18	SR-550.....	SR-676
20	SR 7.....	CR 47
20	CR 348	CR 9
25	SR 7.....	SR 26
26	SR 124.....	CR-3
27	CR-805.....	CR-2
32	CR 102.....	TR 32
50	SR 7.....	Virginia St.
51	SR 7.....	SR 7
76	SR 60.....	CR 760
84	SR 124.....	Co. Line
96	Athens Co. Line	SR 555
102	SR 339.....	CR 32
102	SR 339.....	SR 339 in Waterford
109	CR 803.....	CR 4
124	TR 124.....	SR 7
126	SR 550.....	SR 676
174	CR 6	SR 339
244	CR 25.....	SR 7
333	CR 9.....	SR 26
341	SR 60	TR 341
348	CR 20	CR-20
371	CR 15	CR-11
446	Gilman	SR 676
760	CR 76.....	R 60
803	SR 339.....	SR 339
804	SR 339	SR 339
805	SR 339	SR 339
806	CR 805.....	SR 339

**FROST LAW
VEHICLE PERMITS, EXCEPTIONS**

The following is a list of Regular Commercial Route Trucks that require permits if they exceed the 56,000 pound posted limited. This list is a guide and not meant to be all inclusive.

- Beer and Soft Drink Delivery
- Building Supply Vehicles
- Crude Oil Hauling
- Farm Delivery Trucks

- Farm Trucks
- Milk Trucks
- Food Products Delivery
- Fuel and Gas Delivery Trucks
- Garbage Trucks
- Manufacturers located on County or Township Roads
- Residential Water Haulers
- Sewage Disposal Trucks

NO PERMITS REQUIRED

The following is a list of vehicles that **do not** require permits under the frost law.

- **Local County and Township Government Vehicles based within Washington County**
- **Emergency Vehicles**
- **School Buses**

Note: Municipal and out of Washington County county and township vehicles hauling on Washington County and Township roads shall be required to secure a permit.

AND WHEREAS, the Board of Commissioners of Washington County, Ohio, shall distribute any overweight moneys collected from permits to the participating political subdivisions based on mileage, routing, and split to political subdivisions specifically indicated on issued permits. All processing fees shall be retained by the Engineer.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: COMMENTS FROM VISITORS

Mike Webber expressed his appreciation to the Commissioners for their dedicated service to the County, and their fine organization of the office.

President White recessed the meeting, which resumed at 4:00 p.m. Attending this portion of the meeting were Mike Webber, Janelle Patterson from The Marietta Times, County Auditor Bill McFarland, and Clerk Rick Peoples.

RE: TOTAL AVAILABLE FOR APPROPRIATION

The Commissioners acknowledged receipt from County Auditor Bill McFarland a Certificate of the Total Amount from All Sources Available for Expenditures and Balances (on file in the Commissioners' Office), dated December 31, 2015, having been signed by the Budget Commission.

RE: APPROPRIATIONS FOR FAMILY & CHILDREN FIRST COUNCIL

Mr. Walters moved and Mr. Feathers seconded a motion to adopt the Annual Appropriation Resolution for Washington County Family & Children First Council for fiscal year 2016 (on file in the Commissioners' Office).

President White noted this appropriation for Family & Children First totals \$682,567, spread among five funds, and primarily consists of federal and state grants, with a contribution of \$22,500 from the County General fund.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: APPROPRIATIONS FOR WASHINGTON COUNTY

Mr. Feathers moved and Mr. Walters seconded a motion to adopt the Annual Appropriation Resolution for Washington County for fiscal year 2016 (on file in the Commissioners' Office).

The Clerk noted the total Washington County appropriation for 2016 is \$56,842,432. He said the County General portion of that amount is \$16,143,747. The Clerk said both of these are decreases from current year appropriations.

President White mentioned some highlights from the appropriations measure for 2016:

- The budget assumes a 4.2% decline in sales taxes in 2016.
- A transfer of \$130,200 from County General to the Wireless 911 Fund is necessary to avoid deficit spending in that fund.
- The appropriations allow for a cost of living adjustment in employee salaries, and a mechanism for rewarding good job performance.
- New initiatives in the budget include conversion of phone system to Voice Over IP, County Jail upgrades, and replacement of the courthouse roof.
- Nearly \$200,000 more in 1% Permissive Sales Tax revenues is being distributed to the County's twenty-two townships and the County Engineer, bringing the total amount to \$2,394,746, with the remainder going to the County General fund.

A calling of the roll resulted in the following vote: David White aye, Rick Walters aye, Ronald Feathers aye. Motion passed.

RE: ADJOURNMENT

Mr. Feathers moved and Mr. Walters seconded a motion to adjourn.

A calling of the roll resulted in a unanimous vote in favor. The meeting adjourned at 4:34 p.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk