

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN SPECIAL SESSION ON JANUARY 10, 2011, IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: STEVEN W. WEBER, PRESIDENT, CORA A. MARSHALL, VICE PRESIDENT AND TIMOTHY C. IRVINE, MEMBER. THE MEETING WAS CALLED TO ORDER AT 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also in attendance were Ashley Hill of *The Marietta Times*, Terry Tamburini of the SEOPA, Alison Cauthorn of the Prosecutor's Office, Dog Warden Greg Sturm, Humane Society representatives Steve Herron, Butch Morris, Levi Seevers, and Becky Johnston, Administrator Paul Cunningham, and Clerk Rick Peoples.

**COMMISSIONERS AGENDA**  
**January 10, 2011**

8:00  
9:00  
9:30  
10:00 Organization Meeting  
10:30  
10:45 Terry Tamburini, SEOPA  
11:00  
11:30  
12:00  
12:30  
1:00 Investment Committee  
1:30 Humane Society  
2:00  
2:30  
3:00  
3:45

**OLD BUSINESS**

Belpre & Warren Frost Law Requests  
SR 124 Renaming/Numbering  
Cherokee Subdivision  
911 Dispatchers  
SEOPA Loan  
Force Account

**NEW BUSINESS**

Election of Officers  
Appointment of Department Heads  
Meeting Day and Time  
Office Hours  
Division of Board Responsibilities  
Responsibilities of County Administrator  
Responsibilities of Safety/Loss Coordinator  
Current Year Projects  
Transfers  
Gratis License Plate Request

**RE: ELECTION OF OFFICERS**

Mr. Irvine moved and Mr. Weber seconded a motion to elect Cora Marshall as President for calendar year 2011.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Cora Marshall aye, Steven Weber aye. Motion passed.

Mr. Weber moved and Mr. Irvine seconded a motion to elect Timothy Irvine as Vice President for calendar year 2011.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Cora Marshall aye, Steven Weber aye. Motion passed.

*At this time Ms. Marshall assumed the roll of President of Washington County Commissioners and conducted the remainder of the meeting.*

**RE: APPOINTMENT OF DEPARTMENT HEADS**

Mr. Irvine moved and Mr. Weber seconded a motion to appoint the following department heads for 2011:

Board of Commissioners Clerk ..... Rick Peoples

Emergency Management Director .....Jeff Lauer  
County Home Administrator and Assistant Administrator ..... Ted Williams, Rosalind Williams  
Job and Family Services Director ..... Thomas Ballengee  
Child Support Agency Director ..... Barbara Tergolina  
Apiary Inspector ..... Cheryl Myers  
County Administrator ..... Paul Cunningham  
Building Permit Plans Reviewer ..... Larry Richcreek  
IT Director ..... Eric Skomra

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: MEETING DAY AND TIME**

Mr. Irvine moved and Mr. Weber seconded a motion to change the time of the regular meetings to 9:00 am on Thursdays, beginning January 20, 2011. Administrator Cunningham will notify department heads and officials of this change.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

Mr. Weber moved and Mr. Irvine seconded a motion for the Commissioners to conduct a regular meeting in Belpre on a Thursday evening in March. This would be the first of probably four off-site meetings during the year, allowing more visibility for the Commissioners and more access to County residents.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: OFFICE HOURS**

Office hours for the Commissioners will continue to be 8:00 am to 5:00 pm, Monday through Friday.

**RE: DIVISION OF BOARD RESPONSIBILITIES**

Mr. Irvine moved and Mr. Weber seconded a motion to assign responsibilities as follows:

Commissioner Irvine

RSVP  
Marietta Chamber of Commerce  
Senior Levy Committee  
LEPC  
Caring Connection  
Washington County Partners  
Regional Advisory Council (Area Agency on Aging) - Alternate  
WWW Interstate Planning

Commissioner Marshall

Community Action Board  
Regional Airport Board  
EODA Board  
Buckeye Hills Executive Board/Revolving Loan Fund  
Integrating Committee/Issue II  
Duck Creek Partnership Association  
Buckeye Hills RC & D Board  
Convention & Visitors Bureau  
County Health Council  
County Records Commission

Commissioner Weber

Apiary Inspector  
Washington County Council on Aging  
Regional Advisory Council (Area Agency on Aging)  
TRAC  
Re-Entry Committee  
County EMS  
Solid Waste Policy Committee  
Family & Children First Council

President Marshall discussed the value of having shared responsibility for the following areas:

All Commissioners

Budget  
Health and Property Insurance  
WIA Board  
Solid Waste Board  
Investment Committee  
Washington County Planning Commission

County Home  
EMA  
Dog Warden  
Sewer Plant Operations  
Humane Society Relations  
Community Development  
IT Department  
Southeast Ohio Port Authority (rotate attendance)  
Buildings and Grounds

County Administrator

Budget  
Personnel Issues  
Office Supervision  
Payroll for all Commissioners' departments  
Building Permit Assistant  
Assistant Clerk of Commissioners

Safety & Loss Coordinator

Medical and Property Insurance  
Workers Compensation

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: CURRENT YEAR PROJECTS**

President Marshall presented a list of projects for the Commissioners to consider undertaking or continuing in 2011, including the following:

- Explore the possibilities of merging JFS, Children Services, Child Support, and Workforce (All, begin in January)
- Begin repairing and relining the Devola collection system, dependent upon funding from outside sources (Ms. Marshall)
- Work toward finalizing the Intergovernmental Agreement with the City of Marietta (Ms. Marshall)
- Work toward demolition of Devola sewer plant and tie in to Marietta City (Ms. Marshall)
- Continue working with Duck Creek Partnership Association to establish its 501.c.(3) status and the Duck Creek Watershed Early Warning System
- Work with the Port Authority to build the Ingenuity Center (Mr. Irvine)
- Study the possibility of relocating the Title Department, EOC, Sewer Department (All)
- Research how other counties provide legal services to indigent defendants (Mr. Weber, by 2/28/11)
- Research the possibility of obtaining 4-E funds for the Juvenile Center
- Prioritize capital improvement projects (Paul Cunningham and Tim Marty)
- Upgrade the county computers and telephone systems
- Seek RFP's in order to partner with a Broadband Wireless Service Provider
- Revise 2001 Washington County Subdivision Regulations (Mr. Irvine)
- Revise 1996 Washington County Sanitary Sewer Construction and Material Specifications (Ms. Marshall)
- Review the total operations of the County Home
- Development of the County's website

**RE: TRANSFER-APPROPRIATIONS**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following transfers:

| <u>Board of Developmental Disabilities</u> | <u>From</u>    | <u>To</u>      |
|--|----------------|----------------|
| \$ 30,000.00                               | 215-0620-54300 | 215-0620-55300 |
| \$400,000.00                               | 215-0622-54000 | 215-0622-53000 |
| <u>MVGT</u>                                |                |                |
| \$542,695.00                               | 200-0540-54501 | 200-0540-55000 |
| \$ 2,000.00                                | 200-0540-54501 | 200-0540-55202 |
| \$ 3,000.00                                | 200-0540-55101 | 200-0540-55202 |
| \$295,000.00                               | 200-0540-55200 | 200-0540-55202 |
| \$ 15,000.00                               | 200-0540-55201 | 200-0540-55203 |

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: BELPRE AND WARREN TOWNSHIPS FROST LAW REQUESTS**

Mr. Irvine moved and Mr. Weber seconded a motion to return to the table the frost law requests from Belpre and Warren Townships.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

Mr. Weber moved to accept the Frost Law Resolutions adopted by both Belpre and Warren Townships, seconded by Mr. Irvine.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: CHEROKEE SUBDIVISION**

Mr. Irvine moved and Mr. Weber seconded a motion to return to the table discussion of the Cherokee Subdivision and the performance bond relating to recent construction.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

Mr. Irvine moved and Mr. Weber seconded a motion to rescind the December 16, 2010 decision by the Commissioners to require a \$50,000 maintenance bond for a period of two years at the completion of the Cherokee Estates Subdivision, Phase I, due to concerns of the County Engineer that this may be beyond legal limitations.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

Mr. Irvine then moved and Mr. Weber seconded a motion to accept County Engineer Bob Badger's recommendation to conditionally accept Cherokee Estates Subdivision, Phase I, in Warren Township, contingent upon the contractor furnishing a maintenance bond for a period of one year in the amount of \$28,000.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: FORCE ACCOUNT**

Mr. Irvine moved and Mr. Weber seconded a motion to adopt the following resolution:

**Whereas**, it being determined by the Washington County Board of Commissioners that the health, welfare and safety of the citizens of Washington County can best and most efficiently be served by force account in matters pertaining to maintenance, repair, construction and reconstruction of Washington County roads, bridges and culverts, and

**Now, therefore be it resolved** that Robert Badger, Engineer of Washington County, is hereby authorized to employ labor and proceed by force account in the maintenance, repair and construction of roads, bridges and culverts in Washington County during the year 2011, subject to the limitations imposed by Ohio Revised Code, Section 5543.19, and

**Therefore be it resolved** that the Washington County Board of Commissioners reserves unto themselves the right and authority to make all purchases of materials and equipment required in the maintenance, repair or construction of roads not to exceed Thirty Thousand Dollars (\$30,000.00) per mile; and to make all purchases of materials and equipment required in the maintenance, repair or construction of bridges and culverts not to exceed One Hundred Thousand Dollars (\$100,000.00) or more in Washington County during the year 2011.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: EXECUTIVE SESSION**

At 10:56 am Mr. Irvine moved and Ms. Marshall seconded a motion to enter into Executive Session to discuss property and legal matters, in accordance with Section 121.22 of the Ohio Revised Code. Invited to attend the session were Terry Tamburini of the Southeast Ohio Port Authority, Assistant Prosecutor Alison Cauthorn, Administrator Paul Cunningham, and Clerk Rick Peoples.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

Following a moment of silence at 11:00 am in memory and honor of the recent shooting victims in Arizona, the Executive Session ended at 11:13 am.

**RE: MEETING RECESS**

At 11:15 am Mr. Weber moved and Mr. Irvine seconded a motion to recess the meeting until 1:00 pm.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

At 1:00 pm the regular meeting resumed.

**RE: INVESTMENT COUNCIL**

County Treasurer Dorothy K. Peppel informed the Commissioners that the Washington County Investment Council includes three County Commissioners and the County Treasurer.

Mr. Weber moved and Mr. Irvine seconded a motion to appoint Dorothy K. Peppel, Washington County Treasurer, to serve as the Washington County Investing Officer.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: DOG WARDEN/HUMANE SOCIETY**

Ms. Marshall recognized those in attendance from the Humane Society, and opened discussion of the following matters:

- Can the Society offer any help with the Dog Warden's duties while he is selling dog tags out in the County during a two-week period at the end of January?
- How are complaints handled?
- How should the County compensate for contract services by the Society?
- Is an audit of the financial activity of the Society regularly done?

Representatives of the Humane Society indicated they will be able to assist with emergency calls during the time Greg is out selling dog tags, as long as they have the manpower available. There was discussion as to how to best transfer calls during this time. Mr. Irvine offered to talk with the County Auditor to see if one or more of his staff could go out into the County and sell the tags, thus allowing Greg to continue his duties as Dog Warden.

While complaints are handled promptly and professionally, there are times when it is indeed a challenge. Specifically, when a caller is verbally abusive the Humane Society folks find it difficult to understand the caller's intent. The Society tries to handle each situation with courtesy, always keeping the best interest of the animals in mind.

It was determined that the best way for the County to compensate the Society for contractual services is to determine a contract rate per hour and pay upon the receipt of a statement of services rendered.

Due primarily to the expense involved, the Society does not have a regular audit done, but instead has a periodic review done.

**RE: GRATIS LICENSE PLATE REQUEST**

Mr. Weber moved and Mr. Irvine seconded a motion to allow Ms. Marshall to sign a request to Ohio BMV to provide a gratis license plate for a County-owned 2008 non-commercial trailer.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber aye, Cora Marshall aye. Motion passed.

**RE: ADJOURNMENT**

Mr. Weber moved and Mr. Irvine seconded a motion to adjourn.

A calling of the roll resulted in a unanimous vote of yes.

The meeting adjourned at 2:18 pm.

\_\_\_\_\_, President

\_\_\_\_\_, Vice President

\_\_\_\_\_, Member

\_\_\_\_\_, Clerk