

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON JANUARY 20, 2011, IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: TIMOTHY C. IRVINE, VICE PRESIDENT, AND STEVEN W. WEBER, MEMBER. PRESIDENT CORA A. MARSHALL WAS UNABLE TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE VICE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also in attendance were Ashley Hill of *The Marietta Times* and Clerk Rick Peoples.

**COMMISSIONERS AGENDA**  
January 27, 2011

9:00 Minutes  
9:30  
10:00  
10:30  
11:00 Dawn Rauch  
11:30  
12:00  
12:30  
1:00  
1:30 Early Warning system Meeting  
2:00  
2:30  
3:00  
3:45

**OLD BUSINESS**

911 Dispatching  
State Route 124 Re-naming and Numbering  
Animal Claims (2)  
County Home Employee Contract  
Little Hocking VFD Request for Funds

**NEW BUSINESS**

Approval of previous meeting's minutes  
Bills from various departments  
Resolution - Auditor - New Fund  
Resolution - Cherokee Drive  
Additional Appropriation - Sheriff (2)  
Transfer - FCF  
Then & Nows  
Travel - FCF (6)  
Travel - Auditor (2)  
Agreement - Services with Lock One  
Partnership Agreement - Duck Creek Flood Warning System  
Animal Claim  
SEOPA - Board Appointment Recommendation  
Engineer - Root Bridge Pier Repair  
Engineer - 2011 Aggregates Bid  
Engineer - 2010 Annual Report on Condition of Roads & Bridges  
Signature - Summary of Work-Related Injuries & Illnesses  
Signature - Reverse for Sewer Delinquent Tax Assessment

**RE: AGENDA**

Commissioner Weber moved and Commissioner Irvine seconded a motion to approve the agenda as presented.

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

**RE: MINUTES**

Mr. Weber moved and Mr. Irvine seconded the motion to dispense with reading the minutes of the January 20, 2011 meeting, and accept them as presented.

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

**RE: PAYMENT OF BILLS**

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

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

**RE: NEW FUND REQUEST FROM COUNTY AUDITOR**

Mr. Weber moved and Mr. Irvine seconded a motion to create a new fund as follows:

-394 Sheriff Task Force Grant

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

**RE: CHEROKEE DRIVE**

Mr. Weber moved and Mr. Irvine seconded a motion to adopt the following resolution in regards to Cherokee Drive in the Cherokee Estates Subdivision in Warren Township:

WHEREAS, at the December 2, 2010 meeting of the Board of Commissioners of Washington County, Ohio, a letter was submitted by the County Engineer, Robert Badger regarding Cherokee Drive in Cherokee Estates Subdivision, and

WHEREAS, the letter states that an inspection has been completed by Robert Badger, County Engineer, and recommends conditional acceptance of Cherokee Estates Subdivision, Phase 1 contingent upon Mr. Rauch furnishing a maintenance bond for a one (1) year period in the amount of \$28,000.00.

WHEREAS, the County Engineer recommends that the Board of Commissioners accepts Cherokee Drive in Cherokee Estates Subdivision in Warren Township as described in Subdivision Plat Book 16, Page 32 & 33, in the Washington County Recorder's Office; and

WHEREAS, said street has been constructed to the satisfaction of the County Engineer, Warren Township Trustees, and the Commissioners;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Washington County, Ohio that Cherokee Drive in Cherokee Estates Subdivision in Warren Township, Washington County, Ohio be accepted and the same be numbered TR-1512 and added to the Warren Township highway system.

BE IT FURTHER RESOLVED, that the Clerk of the board be instructed to inform the Warren Township Trustees, the County Recorder, 911 Coordinator, Developer Pat Rauch, and the County Engineer.

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

**RE: ADDITIONAL APPROPRIATIONS**

Mr. Weber moved and Mr. Irvine seconded a motion to appropriate additional funds as follows:

\$ 12,844.00 Sheriff 100-0384-57100 Transfers Out  
\$ 15,000.00 Sheriff 100-0384-57200 Advances Out

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

**RE: TRANSFER-APPROPRIATIONS**

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

Help Me Grow Program                      From                                      To  
\$ 1,000.00                                      602-2033-51104                                      602-2033-55202

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

**RE: THEN & NOW'S**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following Then & Now's:

<u>Dept</u>	<u>Account</u>	<u>Vendor</u>	<u>Amount</u>
EMA	200-0315-57400	Emgncy Mgt of OH	\$ 200.00
Commissioners	400-0113-57400	OH Utilities Protection	\$ 450.00
Wash Soil & Water	200-2040-54400	Insight	\$ 570.36
Wash Soil & Water	200-2040-54400	Resource One	\$ 644.00

Wash Soil & Water	200-2040-54000	Marietta Office Supply	\$ 568.73
Wash Soil & Water	200-2040-54000	Exxon Mobile	\$ 204.02
Common Pleas	100-0201-52000	OH Assoc. of DR Judges	\$ 320.00
DJFS	200-0720-59000	Jesse Ray	\$ 310.00
DJFS	200-0720-57400	Wash Co Commissioners	\$ 933.76
MR/DD	210-0621-53000	Wasco, Inc.	\$18,100.84
MR/DD	210-0620-53000	Wasco, Inc.	\$45,570.57
Children Services	200-0740-51104	Medical Mutual of Ohio	\$ 4,691.30
Children Services	200-0743-51104	Medical Mutual of Ohio	\$16,511.27
Children Services	200-0748-51104	Medical Mutual of Ohio	\$ 387.98
Commissioners	100-0100-57400	Pitney Bowes	\$ 812.00
Law Library	200-0520-54000	Aspen Publisher	\$ 222.76
Law Library	200-0520-54000	BNA Books	\$ 183.02
Law Library	200-0520-54000	Leria Nexa Matthew Bender	\$ 1,554.19
CSEA	200-0730-53000	St. Luke's Lutheran Church	\$ 150.00

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

#### **RE: TRAVEL REQUEST**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following request for reimbursement of expenses for training and travel pursuant to the policies and procedures and in compliance with the Annual Appropriations for Fiscal Year 2011, and any and all amendments subsequent thereto:

#### FCF

Cindy Davis: One-day trip to Columbus for Help Me Grow Rules Revision workgroup meeting, January 31, 2011; estimated expense \$115.00.

Cindy Davis: One-day trip to Columbus for Ohio Family & Children First Coordinators Association meeting, February 25, 2011; estimated expense \$100.00.

Cindy Davis: One-day trip to Columbus for Help Me Grow Rules Workgroup meeting, February 23, 2011; estimated expense \$115.00.

LeAnn Welch: One-day trip to Logan County for Strengthening Families 6-11 training, January 26, 2011; estimated expense \$-0-.

Cindy Davis: One-day trip to Columbus for Help Me Grow Advisory Council, February 9, 2011; estimated expense \$115.00.

Cindy Davis: One-day trip to Columbus for Help Me Grow Delivery Committee meeting, February 7, 2011; estimated expense \$115.00.

#### Auditor

Bill McFarland: One-day trip to Columbus for County Auditors Association meeting, February 2, 2011; use of county vehicle.

Bill McFarland: One-day trip to Logan for County Auditors Association meeting on February 11, 2011; use of county vehicle.

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

#### **RE: CONTRACTUAL AGREEMENT WITH LOCK ONE**

Mr. Irvine moved and Mr. Weber seconded a motion to enter into contractual agreement with Lock One, Inc., to perform a load rating analysis of the WAS-CR4-0.03 concrete arch for HS-20 and Ohio Legal Vehicle Loads, for the amount of \$2,680.00, upon the advice of County Engineer Bob Badger, contingent upon the County Prosecutor's approval of the contract as to form.

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

#### **RE: DUCK CREEK FLOOD WARNING SYSTEM PROJECT**

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

WHEREAS, in the absence of Cora A. Marshall, President, Washington County Board of Commissioners, Timothy C. Irvine, Vice President, Washington County Board of Commissioners, is hereby authorized to execute on behalf of the Washington County Board of Commissioners the Project Partnership Agreement for the Design and Construction of the Duck Creek Flood Warning System Project and the Feasibility Cost Share Agreement for the Duck Creek Flood Warning System Project with the Government and associated documents as may be required by the Government.

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

**RE: ANIMAL CLAIM**

Mr. Weber questioned whether the County should be paying on claims of livestock loss when there isn't clear evidence that the animal was killed by a dog, as in the case at hand (claim filed by Neil Lane; cow was allegedly chased by dog and fell through ice on pond, killing it).

Mr. Weber moved and Mr. Irvine seconded a motion to forward the request for claim for damages to the County Prosecutor for his interpretation of the law in regard to this case.

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

**RE: SEOPA BOARD APPOINTMENT**

Mr. Weber moved and Mr. Irvine seconded a motion to appoint Steve Keiser to the Southeastern Ohio Port Authority, based upon recommendation from Port Authority Executive Director Terry Tamburini and Board Chair David Haas.

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

**RE: BID CONTRACT PACKAGE FOR ROOT BRIDGE PIER REPAIR**

Mr. Irvine moved and Mr. Weber seconded a motion to allow the County Engineer to proceed with solicitation of bids for repair of the Root Bridge pier, in accordance with Ohio Revised Code regulations.

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

**RE: BID CONTRACT PACKAGE FOR THE PURCHASE OF AGGREGATES**

Mr. Irvine moved and Mr. Weber seconded a motion to allow the County Engineer to proceed with solicitation of bids for the purchase of various sizes and types of aggregates for use by the County Engineer, in accordance with Ohio Revised Code regulations.

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

**RE: ANNUAL REPORT ON CONDITION OF COUNTY ROADS AND BRIDGES**

Mr. Irvine moved and Mr. Weber seconded a motion to accept the 2010 Annual Report on Condition of Roads and Bridges submitted by Bob Badger, Washington County Engineer.

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

**RE: SUMMARY OF WORK-RELATED INJURIES AND ILLNESSES**

Mr. Weber moved and Mr. Irvine seconded a motion to allow Mr. Irvine to sign the Ohio Bureau of Workers Compensation Form 300AP, Summary of work-Related Injuries and Illnesses, for the year 2010, as requested by Safety/Loss Coordinator Susan Burkhart.

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

**RE: REVERSE OF SEWER DELINQUENT TAX ASSESSMENTS**

Mr. Irvine moved and Mr. Weber seconded a motion to reverse the following delinquent sewer account tax assessments: Nathan King, Roger Roberts, Tim Anderson.

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

**RE: ANIMAL CLAIMS (2)**

Mr. Irvine moved and Mr. Weber seconded a motion to return to the table for discussion the two animal claims, one filed by Duane Denton and one filed by Kevin Thomas.

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

Mr. Weber commented that all of the paperwork is in order and the Interim Dog Warden has investigated the claims.

Mr. Irvine moved and Mr. Weber seconded a motion that Duane Denton be reimbursed \$100.00 for the loss of his calf on or about January 14, 2011, and that Kevin Thomas be

reimbursed \$350.00 for the loss of his cow on or about January 14, 2011.

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

**RE: DEVOLA LOCK HOUSE**

Mr. Weber has received notice that the Department of Natural Resources is interested in tearing down the lock house at Lock #2 on the Muskingum River (Devola), due to its poor condition and lack of use. He intends to consult with the Ohio Historical Society to determine if this is appropriate action for the Department of Natural Resources to take.

**RE: RECESS**

At 9:30 am Mr. Weber moved and Mr. Irvine seconded a motion to recess the meeting until approximately 1:30 pm.

At 1:30 pm the meeting resumed.

**RE: DUCK CREEK FLOOD WARNING SYSTEM**

A large number of interested people attended the portion of the Commissioners' meeting to participate in, or witness, the signing of documents for the Duck Creek Flood Warning System. Attendees included:

John Yeager, U.S. Army Corps of Engineers  
Coy Miller, U.S. Army Corps of Engineers  
Col. Bob Peterson, U.S. Army Corps of Engineers  
Michael D. McComas II, U.S. Army Corps of Engineers  
Rebecca Albert, U.S. Army Corps of Engineers  
Boris Slogar, Muskingum Watershed Conservancy District  
Kelli Karns, Muskingum Watershed Conservancy District  
Robert Nau, Noble County Commissioner  
Gary Rossiter, Noble County Commissioner  
Virgil J. Thompson, Noble County Commissioner  
Kenneth E. Strahler, Interested Citizen  
Noble County EMS Representative  
Darlene Lukshin, OSU Extension Office  
Steve Fuller, U.S. Geological Survey  
Jim Mangus, U.S. Geological survey  
Jeff Lauer, Washington County EMA  
David Locke, Interested Citizen  
Dan Halliburton, Rep. Bill Johnson's Office  
Susan Brinker, Cong. Bob Gibbs Office  
Joe Tucker, Engineer, City of Marietta

Mr. Irvine welcomed all attending and recognized the extensive efforts of Commissioner Cora Marshall for her part in bringing this project to this point. He then asked everyone attending to introduce themselves.

Mr. Yeager commented that in 1998 there were several area deaths, and millions of dollars worth of property damage, as a result of flooding in the region. This \$376,130 project is the culmination of several years of work by cooperating agencies. It will provide seven (7) strategically-placed early warning devices which, dependent upon manufacturing, should be installed and operable by the end of 2011.

Mr. Slogar expressed his appreciation to all of the agencies involved in the project, and indicated that the Watershed District is especially pleased to be able to help with financial support.

Mr. Tucker shared that the City of Marietta is currently working on an early warning system to detect/predict flooding of the Ohio and Muskingum Rivers, and it is hoped that this Duck Creek system will be able to tie in with the river system of early warning. He indicated that the "payback" is extremely high for this particular project, which should be of great benefit to property owners, residential areas, businesses, and all others in this region.

Col. Peterson thanked the entire team for pulling together to move this project from the planning stage years ago to this implementation phase. Financial contributors to the project include the U.S. Army Corps of Engineers, Washington County, Noble County, and Muskingum Watershed Conservancy District. Other cooperating agencies include the U.S. Geological Survey - Ohio Water Science Center and the Ohio Emergency Management Agency.

Appropriate agency representatives signed the following documents:

- Project Partnership Agreement between The Department of the Army and The Washington County Board of Commissioners and The Noble County Board of Commissioners for Design and Construction of the Duck Creek Flood Warning System Project

- Agreement between the Department of the Army and The Washington County Board of Commissioners and The Noble County board of Commissioners for the Duck Creek Flood Warning System Project
- “Partners in Watershed Management” Project Assistance Agreement

**RE: COMMUNITY ACTION PROGRAM DOCUMENTS**

Dawn Rauch and Cheyenne Oaks of the Washington County Community Action Program presented the following documents to the commissioners for signature and/or acknowledgement:

- Request to Create or Modify a TEAM Recipient/Vendor Record, adding Mr. Irvine to the contact list
- Federal Program Cash Receipts/Expenditures/On Hand Report for the Year Ending December 31, 2010
- Calendar Year 2010 Certification of Data Request
- The Annual Fare Box Revenue Report

Mr. Weber moved and Mr. Irvine seconded a motion to accept these reports.

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

**RE: PRC PLAN REVISION, WCDJFS**

Mr. Weber moved and Mr. Irvine seconded a motion to approve the deletion of the TANF Subsidized Employment Program and the Perishable Food Items Program from the Washington County Department of Job and Family Service PRC Plan, as funds are no longer available for the programs.

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

**RE: WASHINGTON COUNTY LOCAL EMERGENCY PLANNING COMMITTEE APPOINTMENT**

Mr. Weber moved and Mr. Irvine seconded a motion to accept the appointment of Sheri Schwartz to the Washington County Local Emergency Planning Committee for the period ending August 15, 2011, and to allow Mr. Irvine to sign the document of appointment.

A calling of the roll resulted in the following vote: Timothy Irvine aye, Steven Weber 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 in favor. The meeting adjourned at 2:50 pm.

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

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

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

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