

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 26, 2011, IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: CORA A. MARSHALL, PRESIDENT, TIMOTHY C. IRVINE, VICE PRESIDENT, AND STEVEN W. WEBER, MEMBER. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

Also attending were Administrator Paul Cunningham, Clerk Rick Peoples, and Ashley Hill from *The Marietta Times*.

Attending the Duck Creek Consortium meeting were Commissioners Marshall and Weber, Administrator Paul Cunningham, Clerk Rick Peoples, Darlene Lukshin of the OSU Extension Office, Chasity Schmelzenbach of the Noble County EMA, Jeff Lauer of the Washington County EMA, and Amy Frantz, Doug Mills, John Yeager, and Michael McComas, all of the U.S. Army Corps of Engineers.

Joining Commissioners Marshall and Weber for the Cornes Road Public Hearing were Administrator Paul Cunningham, Clerk Rick Peoples, Engineer Bob Badger, 911 Coordinator Rich Hays, Decatur Township Trustee Jim Irvin, and residents Robert Parker, John Lamp, Karen Lamp, and Ron Frame.

### **COMMISSIONERS AGENDA May 26, 2011**

9:00 Minutes  
9:15 Eric Skomra, IT Director - Website Transition  
9:30 Dawn Rauch, Community Action  
10:00 Terry Tamburini, SEOPA  
10:30  
11:00  
11:30  
12:00  
12:30  
1:00  
1:30  
2:00 Duck Creek Consortium Meeting  
2:30  
3:00 Public Hearing - Vacating a Portion of Cornes Road

#### **OLD BUSINESS**

Engineer Request to Dispose of Old Tax Map Copies

#### **NEW BUSINESS**

Approval of previous meeting's minutes  
Bills from various departments  
Resolution - Senior Levy  
Additional Appropriation - Commissioners  
Additional Appropriation - Sheriff  
Additional Appropriation - Auditors  
Transfer - Commissioners  
Then & Nows  
Travel - FCF  
Request for Permissive Sales Tax  
Drawdowns (2)  
Building Dept. - Mileage Rate Increase Request  
Signature - Ohio EPA Loan  
Signature - Contract with Gunite Construction  
Signature - Contract with Larry Lang Excavating  
Contract - SFY 2010 Clean & Green Program Project  
Notice of Commencement, Stephens Bridge Project  
ARRA Extension Request  
Agreement - Office of the Ohio Public Defender  
JFS Contract Extension  
FCF Administrative Agreement  
LEAP- Performance Audit  
FY 2012 Youth Services Subsidy Grant Agreement  
River Rendezvous Bicycle Tour Request for Dog Warden  
Discussion - Buckeye Hills RC & D Lease/Health Dept. Complex  
Removal of Sewer Delinquent Tax Assessment

**RE: AGENDA**

Mr. Weber moved and Mr. Irvine seconded a motion to accept the agenda, with the following amendment:

Add: Ohio Department of Youth Services Grant Agreement

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

#### **RE: MINUTES**

Mr. Irvine moved and Mr. Weber seconded a motion to dispense with the reading of the minutes from the Regular Meeting on May 19, 2011, and to approve them as submitted.

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

#### **RE: SENIOR LEVY RESOLUTION**

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

**Whereas**, the amount of taxes which may be raised within the ten mill limitation will be insufficient to provide an adequate amount for the necessary requirements of Washington County to enable it to provide funds for providing or maintaining senior citizens services or facilities; and

**Whereas**, there is presently in existence a levy in place for these purposes in Washington County which is levied at a rate of .85 (eighty-five hundredths) mill, which was placed on the tax list and duplicate in the year 2006, and was to remain on the tax list and duplicate for a period of five (5) years, or until tax year 2011.

**Now, Therefore, Be It Resolved**, by the Board of Washington County Commissioners, Washington County, Ohio, two-thirds of all members elected thereto concurring therein, that it is necessary to replace the existing levy described above and to levy a replacement tax in excess of the ten mill limitation pursuant to Ohio Revised Code Section 5705.03, 5705.19(Y), 5705.191, and 5705.192, for the benefit of Washington County for the purpose of providing or maintaining senior citizens services or facilities as authorized by section 307.694 and section 307.85 of the Ohio Revised Code;

**And Be It Resolved** that it will be necessary to place such proposed levy on the tax list and duplicate for the year beginning with the current tax year 2011 (calendar year 2012) if a majority of the electors voting thereon vote in favor thereof at the general election to be held on November 8, 2011.

**Be It Further Resolved**, pursuant to Revised Code 5705.103(B), that the Clerk of this Board of Commissioners, Washington County, be, and hereby is directed to certify a copy of this resolution to the Washington County Auditor, and that the Auditor is thereby requested to certify to the Board of Commissioners of Washington County, the total current tax valuation of Washington county and the dollar amount of revenue that would be generated by eighty-five hundredths (.85 mill) for each dollar of valuation, which amounts to eight and one half cents (\$0.085) for each one hundred dollars of valuation for a period of five years, beginning with the tax year 2011.

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

#### **RE: ADDITIONAL APPROPRIATIONS**

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

##### Commissioners - Debt Service

700-0114-57200	Advances Out	\$ 20,000.00
----------------	--------------	--------------

##### Sheriff

215-0385-55100	Building Improve.	\$ 7,550.56
----------------	-------------------	-------------

##### Auditor - REA

200-0122-57600	Refunds	\$ 803,865.00
----------------	---------	---------------

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

**RE: TRANSFERS**

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

County General

<u>From</u>	<u>To</u>	<u>Amount</u>
100-0101-57100	700-0720-49400	\$ 37,637.00

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

**RE: THEN AND NOW'S**

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

<u>Dept</u>	<u>Account</u>	<u>Vendor</u>	<u>Amount</u>
Fearing Township	100-0568-5-3000	Sharon Stone Co.	\$ 134.66
Fearing Township	100-0568-5-3000	Sharon Stone Co.	\$ 136.71
JFS	200-0720-5-9000	R. Heiss Land Development Co.	\$ 500.00
JFS	200-0720-5-9000	Richard Wilson	\$ 500.00
Commissioners	300-0599-5-3000	Vargo, Cassady, Ingham & Gibbs	\$ 6,066.50
Commissioners	300-0599-5-3000	Washington Co. Building Dept.	\$ 345.05
Salem Township	100-0578-5-3000	Shelly Materials, Inc.	\$ 312.65
Salem Township	100-0578-5-3000	Shelly Materials, Inc.	\$ 1,011.90
Salem Township	100-0578-5-3000	Shelly Materials, Inc.	\$ 506.68
Salem Township	100-0578-5-3000	Shelly Materials, Inc.	\$ 506.39

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

**RE: TRAVEL REQUESTS**

Mr. Weber moved and Mr. Irvine 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 2011, and any and all amendments subsequent thereto:

Family & Children First

Cindy Davis: One-day trip to Columbus to attend the Ohio Part C Stakeholders Meeting on May 26, 2011; estimated cost \$110.00.

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

**RE: REQUEST FOR PERMISSIVE SALES TAX FUNDS**

Mr. Weber moved and Mr. Irvine seconded a motion to approve the request from Independence Township for Permissive Sales Tax funds for the following:

\$2,000.00	Ferguson Enterprises	Culverts
\$1,800.00	Cole's Tires	Tires for Backhoe

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

**RE: DRAWDOWNS**

Mr. Weber moved and Mr. Irvine seconded a motion to approve drawdowns in the amount of \$31,110 for the New Matamoras Rehabilitation Project and \$17,142 Home/Building Repair Project, and to allow Ms. Marshall and Mr. Irvine to sign the forms, as requested by Gerry Spencer, Community Action.

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

**RE: BUILDING DEPARTMENT REQUEST FOR INCREASE IN MILEAGE RATE**

Mr. Irvine moved and Mr. Weber seconded a motion to table the request from Larry Richcreek, Building Department Chief Building Official, to consider an increase in the mileage rate for two county building inspectors, pending further review and analysis.

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

**RE: WATER POLLUTION CONTROL LOAN FUND APPLICATION**

Application to the Water Pollution Control Loan Fund in the amount of \$1,570,866.00 (principal) was made May 23, 2011 for the Devola Lift Station, Forcemain/Sewer Improvements Project. Approval had been given by the Commissioners for Ms. Marshall to sign the application, a copy of which is on file in the Commissioners' Office.

**RE: CONTRACT WITH GUNITE CONSTRUCTION, INC.**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the contract with Gunite Construction, Inc., in the amount of \$21,400.00, for the repair of the H-pile abutment beam seats of Bridge C-33-0004 GR, as recommended by County Engineer Bob Badger.

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

**RE: CONTRACT WITH LARRY LANG EXCAVATING, INC.**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the contract with Larry Lang Excavating, Inc., in the amount of \$14,924.77, for the repair of a landslip on County Road 9, as recommended by County Engineer Bob Badger.

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

**RE: CLEAN AND GREEN PROGRAM PROJECT WITH ODOT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the contract with the Ohio Department of Transportation in the SFY 2010 Clean and Green Program for Project SUA-0084-068-102, in the amount of \$69,440.00, to purchase a bus for Community Action Program of Washington-Morgan Counties, and to allow Ms. Marshall to initial the Quarterly Progress Report and to sign the contract, as recommended by Dawn Rauch, Community Action.

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

**RE: NOTICE OF COMMENCEMENT, STEPHENS BRIDGE PROJECT**

Mr. Weber moved and Mr. Irvine seconded a motion to approve the Notice of Commencement for contractor Tom Mayle & Sons, Inc., for the Stephens Bridge Project, and for Ms. Marshall to sign the document, as requested by County Engineer Bob Badger.

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

**RE: ARRA EXTENSION REQUEST**

Mr. Weber moved and Mr. Irvine seconded a motion to request from the Ohio Department of Development an extension of time, to December 31, 2011, for the use of American Recovery and Reinvestment Act (ARRA) Water and Sanitary Sewer Program funds, specifically for the B-R-09-1CY-1 Community Development Block Grant Program, as recommended by Michelle Hyer, Buckeye Hills-Hocking Valley Regional Development District.

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

**RE: OFFICE OF THE OHIO PUBLIC DEFENDER AGREEMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to enter into Agreement to Participate in the Multi-County Branch of the Office of the Ohio Public Defender, in the amount of \$408,396.00, for the period July 1, 2011 through June 30, 2012, for legal representation and defense of defendants as more fully described in the Agreement on file in the Commissioners' Office.

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

**RE: MEMORANDUM OF UNDERSTANDING BETWEEN JFS AND OTTA**

Mr. Weber moved and Mr. Irvine seconded a motion to approve the Acknowledgement of Modification of Memorandum of Understanding by and between the Washington County Department of Job and Family Services and the Ohio Tuition Trust Authority, extending the term to remain in force indefinitely from the date of execution of June 20, 2001, as recommended by Tom Ballengee, Department of Job and Family Services.

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

**RE: FAMILY AND CHILDREN FIRST COUNCIL ADMINISTRATIVE AGENT AGREEMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Washington County Family and Children First Council Administrative Agent Agreement, designating the Washington County Board of County Commissioners as its Administrative Agent during the period July 1, 2011 through June 30, 2012, as requested by Cindy Davis, Family and Children First Council.

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

**RE: APPLICATION FOR LEAP FUNDS FOR PERFORMANCE AUDIT**

Mr. Irvine moved and Mr. Weber seconded a motion to apply to the Auditor of State for Leverage for Efficiency, Accountability, and Performance (LEAP) funds in the amount of \$39,800, to engage the services of the State Auditor to perform an audit to help determine the value, if any, of merging the County Departments of Children Services and Job and Family Services, with the understanding that any savings recommended and realized by the audit will offset payment of cost of the audit, as more fully described in the LEAP program description from the Auditor of State.

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

**RE: OHIO DEPARTMENT OF REHABILITATION AND CORRECTION SUBSIDY GRANT AGREEMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Ohio Department of Rehabilitation and Correction Subsidy Grant Agreement for Community-Based Corrections Programs, in the amount of \$64,000.00, during the period July 1, 2011 through June 30, 2012, as requested by Susan Boyer, Common Pleas Court Judge.

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

**RE: RIVER RENDEZVOUS BICYCLE TOUR**

Mr. Irvine moved and Mr. Weber seconded a motion to allow the Washington County Dog Warden to assist with the 29<sup>th</sup> Annual River Rendezvous Bicycle Tour on June 4 and 5, 2011, sponsored by the Marietta Rowing and Cycling Club, as appropriate to help ensure a safe and successful ride through Washington County.

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

**RE: BUCKEYE HILLS RC & D LEASE**

Mr. Irvine moved and Mr. Weber seconded a motion to lease office space to Buckeye Hills RC & D on the second floor of the Health Department complex on Muskingum Drive, for the amount of \$250.00 per month, utilities other than telephone and Internet service included, subject to the approval of David Brown, Executive Director, Washington County Mental Health and Addiction Recovery Board.

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

**RE: REVERSAL OF DELINQUENT SEWER ACCOUNT CERTIFICATIONS**

Mr. Irvine moved and Mr. Weber seconded a motion to request the County Auditor to reverse the following accounts from being delinquent, as payment has been received: Jane Metcalf, Kimberly Hammond, Michael Cameron, Dan Turner, Christopher Kaufman, Patricia Eagle.

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

**RE: OHIO DEPARTMENT OF YOUTH SERVICES GRANT AGREEMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Grant Agreement between the State of Ohio Department of Youth Services and Washington County Commissioners, on behalf of Washington County Juvenile Court, for the period July 1, 2011 through June 30, 2013, on behalf of the Washington County Juvenile Court, and to allow Ms. Marshall to sign the agreement.

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

**RE: BUS TRANSPORT FOR SUMMER PLAYGROUND PROGRAM**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following resolution presented by Dawn Rauch of Community Action:

**Whereas**, the City of Marietta Summer Playground Program promotes the health and safety of children by providing swimming lessons and recreational activities for Washington County

youth; and

**Whereas**, public transit services for some participating youth can be accommodated by CABL Bus Lines on the regular city public transit routes.

**Now, therefore, be it resolved**, that the Board of Commissioners of Washington County authorizes Washington-Morgan Community Action, the CABL operator, to negotiate with the program sponsor to provide participants a transit pass based on a discounted fare that will be calculated around a fair estimate of anticipated riders.

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

#### **RE: WEB SITE RE-DESIGN**

IT Director Eric Skomra proposed a plan for the redesign of the County's web site, and requested permission to proceed to develop a Request for Proposal to distribute to interested vendors. He explained that it now costs between \$500 and \$1,000 for each web site update, which takes up to a week to implement. He is interested in allowing web site changes by each department, which will be both more timely and less expensive. In order to do this, the County needs to invest in a content management system, likely to cost less than \$25,000. Eric plans to assemble the RFP, and then have the Prosecutor review it.

The Commissioners expressed their approval for him to proceed.

#### **RE: SOUTHEAST OHIO PORT AUTHORITY**

Southeast Ohio Port Authority (SEOPA) Executive Director Terry Tamburini updated that Commissioners on several events and projects.

- City of Wooster - Officials from the City of Wooster presented information on their highly successful "Entertainment Revitalization District" to a wide audience in Marietta, which was both enlightening and encouraging.
- Multi-County Collaboration for Economic Development - Terry encouraged the Commissioners to proceed with a conversation with appropriate interested officials from Monroe, Noble, Morgan, and Washington Counties to determine if there is sufficient interest in working together for the economic development of the region. The Clerk was directed to arrange a meeting in Beverly for this discussion.
- Ingenuity Center - Terry is pleased with the progress of the Ingenuity Center, which continues to be developed and marketed.
- Tree Farm - Brochures describing parcels for sale within the tree farm have been printed and will be forwarded to area realtors and mailed to appropriate economic development offices, and an auction for the sale of equipment and furnishings will be held late July.
- Electric Rate Changes - Terry reminded the Commissioners of the upcoming PUCO meeting in Marietta (June 13), addressing the AEP request for rate changes. He intends to speak on the issue, as will company executives and others.

*Mr. Irvine excused himself from the remainder of the meeting.*

#### **RE: DUCK CREEK CONSORTIUM**

John Yeager, with the U.S. Army Corps of Engineers, provided information to the Commissioners on the status of the Duck Creek Early Warning System Project. He indicated that the Project is moving forward at a decent pace, and that the County has paid their share of the cost. Total Project costs have been significantly reduced, and it is now up to the Corps of Engineers to obligate as much of the funds as possible by June 30, 2011, so that budget reductions won't negatively impact the Project.

#### **RE: PUBLIC HEARING ON VACATING AND RE-NAMING PORTION OF CORNES ROAD**

Ms. Marshall welcomed those attending the public hearing on vacating a portion of Cornes Road, and the re-naming of that portion of the road. The following comments were offered:

- County Engineer Bob Badger expressed his support of vacating the road.
- Resident Ron Frame indicated he supported the vacation of that portion of the road, since the bridge has been rendered out of commission.

Ms. Marshall then requested comments on changing the name of the road.

- Robert Parker suggested the name be changed to Dufur Road, recognizing the Dufur family who lived in that area many years ago.
- John and Karen Lamp offered the name West Branch Road, as it extends along the west branch of the Hocking River. They object to the name Dufur, as that word might

have a negative, degrading meaning.

- Bob Badger indicated his research revealed that use of either name would not duplicate another Washington County road name.
- Decatur Township Trustee Jim Irvin stated that the Township Trustees would support the name of the road being changed to whatever the majority of the residents along the road want.

Ms. Marshall expressed her appreciation for the comments, and indicated that the Commissioners will likely act on the request to vacate the portion of Cornes Road, and to re-name it, at their meeting on June 2, 2011.

**RE: LETTER OF SUPPORT FOR FRONTIER BOAT LAUNCH**

Mr. Weber moved and Ms. Marshall seconded a motion to forward a letter of support to the U.S. Department of Agriculture to proceed with application of funds to further develop the Frontier Boat Launch in New Matamoras, citing the economic, tourist, and Native American history benefit of this project's Phase II.

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

**RE: ADJOURNMENT**

Mr. Weber moved and Ms. Marshall seconded a motion to adjourn.

A calling of the roll resulted in a unanimous vote in favor. The meeting adjourned at 3:30 PM

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

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

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

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