

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON AUGUST 4, 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. 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 Ashley Rittenhouse of *The Marietta Times*, Clerk Rick Peoples, and community member Jack Brum.

COMMISSIONERS AGENDA

August 4, 2011

9:00 Minutes
9:30 Jack Brum
10:00 Bid Opening, Fearing Township CDBG Project
10:30
11:00 Bill McFarland, County Auditor
11:30
12:00
1:00

UNFINISHED BUSINESS

Engineer Request to Dispose of Old Tax Map Copies
Request for Assistance from Wash. Co. Mutual Fire Protection Assn.

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from Various Departments
Resolution for Woodland Acres Sanitary Sewer and Lift Station Project
Additional Appropriation - Soil & Water
Additional Appropriation - Permissive Sales Tax
Additional Appropriation - Sewer
Transfer - Sheriff
Transfer - Soil & Water
Then & Now's
Travel - RSVP
Travel - Auditor
Travel - EMA
FCF - Service Agreement with Pioneer Computing
CompManagement Workers' Compensation Service Fee
Performance Audit/LEAP Fund
CHIP Program Semi-Annual Program Income Report
Marketing Consultant Selection, CABL
Electric Aggregation Ballot Language
Engineer - Contract with Shelly & Sands, CR 9
Engineer - Contract with Shelly & Sands, CR 344 and 138
Engineer - Contract with Corrosion Protection, T-32-0244
Engineer - Contract with Corrosion Protection, T-281-0151
Engineer - Change Order, CR 21-0082

RE: AGENDA

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

Add: Appointment Letter to LEPC (2)

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

RE: APPROVAL OF MINUTES

Mr. Irvine moved and Mr. Weber seconded a motion to dispense with the reading of the July 28, 2011 minutes, and 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: WOODLAND ACRES SANITARY SEWER AND LIFT STATION PROJECT

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

A RESOLUTION AUTHORIZING COOPERATIVE AGREEMENT FOR PLANNING OF WOODLAWN ACRES SANITARY SEWER AND LIFT STATION IMPROVEMENTS PROJECT BETWEEN THE WASHINGTON COUNTY COMMISSIONERS AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

WHEREAS, Washington County Board of Commissioners is hereinafter referred to as the "LGA"; and

WHEREAS, the LGA desires to obtain a loan from the Ohio Water Development Authority (hereinafter referred to as the "OWDA") to finance costs of the planning of such facilities on the terms set forth in the Cooperative Agreement (defined below); and

WHEREAS, the OWDA has indicated its willingness to make a loan for that purpose and on those terms;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Washington County, Ohio:

Section 1. That the LGA hereby approves the planning of the aforesaid Woodlawn Acres Sanitary Sewer and Lift Station Improvements Project in cooperation with the OWDA under the provisions, terms and conditions set forth in the "Cooperative Agreement for State Planning Project" as set forth in Exhibit A (the "Cooperative Agreement") and hereby authorizes the President of the LGA to execute the Cooperative Agreement with the OWDA substantially in the form set forth in Exhibit A.

Section 2. That the President of the LGA is hereby authorized to prepare and submit an application to participate in the Ohio Water Development Authority program(s) and to execute contracts and/or agreements as may be necessary.

Section 3. That it is found and determined that all formal actions of this Board concerning and relating to the passage of this resolution were passed in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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:

200-2040-54400	Equipment	\$ 12,000.00
100-0581-53000	Watertown Twp.	\$ 39.62
100-0572-53000	Liberty Twp.	\$ 817.97
100-0570-53000	Independence Twp.	\$ 2,262.80
100-0578-53000	Salem Twp.	\$ 491.14
400-0113-53102	Water & Sewer	\$ 50,000.00

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:

<u>From</u>	<u>To</u>	<u>Amount</u>
100-0384-53301	100-0384-53000	\$ 951.00
100-0384-54000	100-0384-53000	\$ 11,000.00
200-2040-51104	200-2040-51110	\$ 196.00

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. 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>
Commissioners	100-0101-53400	Eric Fowler	\$ 420.00
Commissioners	100-0101-53400	Amy Graham	\$ 120.00
Auditor	200-0730-53500	Poynter's Best Products	\$ 540.00

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:

RSVP

Lisa Valentine: One-day trip to Columbus for RSVP Directors' Association Meeting on August 12, 2011.

Auditor

Bill McFarland: One-day trip to Columbus for County Auditors' Association Meeting on August 22, 2011; use of county vehicle, if available.

EMA

Jeff Lauer: One-day trip to Athens for Southeast Ohio Emergency Management Association meeting on August 16, 2011.

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

RE: SERVICE AGREEMENT WITH PIONEER COMPUTING

Mr. Irvine moved and Mr. Weber seconded a motion to table the request from Family & Children First Council to enter into a service agreement with Pioneer Computing for diagnostics and repair of computers, software, and office equipment.

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

RE: COMPMANAGEMENT WORKERS' COMPENSATION SERVICE FEE

Mr. Irvine moved and Mr. Weber seconded a motion to approve the amendment to the agreement with CompManagement, allowing for the annual retainer to be increased to \$3,607.00 (from \$3,502.00), with the agreement renewal in August 2011, as requested by Susan Burkhart, Safety & Loss Coordinator.

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

RE: PERFORMANCE AUDIT/LEAP FUND

Mr. Irvine moved and Mr. Weber seconded a motion to table an offer to participate in the Auditor of State's LEAP Fund Program to finance a study on the possible merging of Washington County agencies, including Children Services and Job & Family Services, until it is determined if the County is able to conduct the study on its own.

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

RE: CHIP PROGRAM SEMI-ANNUAL PROGRAM INCOME REPORT

Mr. Weber moved and Mr. Irvine seconded a motion to approve the Housing Semi-Annual Program Income Report for the CHIP Program, and to allow Ms. Marshall to sign the document, as requested 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: MARKETING CONSULTANT FOR COMMUNITY ACTION BUS LINE PROGRAM

Mr. Irvine moved and Mr. Weber seconded a motion to select C.E. Strock Consulting to serve as marketing consultant for the Washington County Community Action Bus Line (CABL) system, a service that is required by the grant funding CABL, based upon that firm's qualifications, location, and familiarity with the project.

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

RE: ELECTRIC AGGREGATION BALLOT LANGUAGE

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following language to be used on the November 8, 2011 ballot with regard to the Electric Aggregation issue:

Shall the Washington County Commissioners have the authority to aggregate the retail electric loads located in the unincorporated area of the County served by a for-profit electric utility, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

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

RE: CONTRACTS WITH SHELLY & SANDS, INC.

Mr. Irvine moved and Mr. Weber seconded a motion to approve two contracts with Shelly & Sands, Inc., as follows, as recommended by County Engineer Bob Badger:

WAS-CR-9-0492 Resurfacing Project, \$495,192.63
2011 CR-344 and 138 OPWC Round 25 Asphalt Paving Program, \$469,944.63

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

RE: CONTRACTS WITH CORROSION PROTECTION, INC.

Mr. Weber moved and Mr. Irvine seconded a motion to approve two contracts with Corrosion Protection, Inc., as follows, as recommended by County Engineer Bob Badger:

Spot Blasting and Coating Bridge 8431744, T-32-0244, \$9,000.00
Spot Blasting and Coating Bridge 8436703, T-281-0151, \$15,000.00

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

RE: CHANGE ORDER #1, CR 21-0082 LANDSLIP REPAIR PROJECT

Mr. Weber moved and Mr. Irvine seconded a motion to approve Change Order #1 on the Washington County Road 21-0082 Landslip Repair Project, contractor Bob Lane's Welding, Inc., adding the amount of \$449.05, bringing the new contract total to \$4,997.45, 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: APPOINTMENTS TO LEPC

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following appointments to the Local Emergency Planning Committee (LEPC) for the period August 15, 2011 through August 14, 2013, and to allow Ms. Marshall to sign the Applications for Appointment: John Lankford and Thomas Vukovic.

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

RE: PUBLIC COMMENT

Washington County resident Jack Brum thanked the Commissioners for providing answers to his recent questions about the past renovation of the Sheriff's Department facilities on Fourth Street. Mr. Irvine advised him to speak with the Sheriff for response to other questions, such as why the necessity for an additional kitchen area in the facility.

Mr. Brum asked the Commissioners if they are aware that current procedure in the operation of the County Jail is to strip search every inmate upon admission to the facility. He indicated there have been lawsuits filed over such a policy of "blanket" strip searches, and recommended the Commissioners consult with CORSA, the County Prosecutor, and the Sheriff to determine if the County's policies and procedures relative to strip searches at the County Jail are legal and appropriate. Mr. Brum left several documents for the Commissioners to review, including a copy of a departmental e-mail message from 2005 and articles referencing strip searches and lawsuits.

RE: BID OPENING, FEARING TOWNSHIP CDBG PROJECT

Attending the bid opening for the Fearing Township Community Development Block Grant (CDBG) Project were Al Miller, Fearing Township Trustee; Carolyn Becker, Fearing Township Fiscal Officer; Melissa Zoller, Buckeye Hills-Hocking Valley Regional Development District; the Commissioners; Rick Peoples, Commissioners' Clerk.

One sealed bid was received by the 10:00 a.m. deadline. It was submitted by Axis Electric,

LLC, for the amount of \$31,123.00.

The bid was given to Ms. Zoller for her review and recommendation.

RE: WASHINGTON COUNTY MUTUAL FIRE PROTECTION ASSOCIATION REQUEST

Mr. Irvine moved and Mr. Weber seconded a motion to delete from Unfinished Business the Request for Assistance from the Washington County Mutual Fire Protection Association.

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

RE: BOND REFINANCE

The Commissioners talked with County Auditor Bill McFarland and County Administrator Paul Cunningham about the possibility of refinancing any or all of the Juvenile Center and Job & Family Services building bonds.

Mr. Irvine stated that he has a proposal from Fifth Third Bank to refinance the bonds, which would save the County approximately \$17,500 each year, or a total of about \$140,000 over the remaining life of the loans.

After much discussion it was decided that Mr. Irvine will talk with representatives from Squires, Sanders, and Dempsey to get their opinion on refinancing the bonds.

RE: EXECUTIVE SESSION

Mr. Weber moved and Mr. Irvine seconded a motion to enter into Executive Session to discuss with County Dog Warden Greg Sturm complaint(s) having been received against him, and to invite Administrator Paul Cunningham to attend.

A calling of the roll resulted in the following vote: Cora Marshall aye, Timothy Irvine aye, Steven Weber aye. Motion passed, and at 11:25 a.m., the Board entered Executive Session.

The Commissioners returned to Regular Session at 11:50 a.m.

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 11:50 a.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk

