

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 15, 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 Clerk Rick Peoples, Administrator Paul Cunningham, and Ashley Rittenhouse of *The Marietta Times*.

COMMISSIONERS AGENDA

September 15, 2011

9:00 Minutes
9:30 Brad & Janine, Western & Southern Ins.
10:00 Jack Brum
11:00
11:30
12:00
12.30 Meeting at County Home with Ted Williams and Ken Edsell
1:00
2:00 Public Hearing #2 - Urban Transit
2:30 David Weddell, Network Advantage

UNFINISHED BUSINESS

Engineer Request to Dispose of Old Tax Map Copies
Buckeye Energy Aggregation Agreement
Dental / Vision Insurance
Bond Refinancing
Dog Warden Firearms Policy

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Resolution - Recognition of Kraton
Additional Appropriation - Sheriff (2)
Additional Appropriation - FCF
Additional Appropriation - Municipal Court
Additional Appropriation - Auditor (3)
Additional Appropriation - Juvenile Center
Transfer - Sheriff (2)
Transfer - FCF
Then & Nows
Travel - JFS (3)
Travel - IT Director
Travel - Commissioners (2)
Travel - EMA
Letter of Support to City of Marietta for Devola Sewer Project
WPCLF Forms
Request for Permissive Sales Tax
FCF - Pooled Funding Agreements (6)
HP State & Local Master Lease Purchase Agreement

OTHER BUSINESS

RE: AGENDA

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

Remove: Meeting at County Home

Add: Contract for Housing Prisoners
Transfer - Developmental Disabilities

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 September 8, 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: RESOLUTION RECOGNIZING KRATON POLYMERS

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

Washington County Recognizes and Honors Kraton Polymers for Fifty (50) Years of Innovation in the Mid-Ohio Valley

WHEREAS, Shell Chemical Company created its Elastomers Division in 1955, manufacturing a styrene butadiene synthetic rubber used in making tires for military vehicles; and

WHEREAS, Shell's Elastomers Division eventually became known as Kraton Polymers; and

WHEREAS, in 1964 Kraton Polymers began using its Kraton D polymers and SBS compounds in footwear applications; and

WHEREAS, the success of Kraton's footwear products, in particular Earth shoes, prompted construction of its facility in Belpre Township, Washington County, Ohio, in 1971; and

WHEREAS, the Kraton team of professionals then created Kraton G polymers in the late 1960's, currently used in the manufacture of handles and grips, diapers, sealants, cosmetics, and many other unique applications; and

WHEREAS, the products created by Kraton are also now used in roofing, road asphalt, sporting goods, and medical supplies; and

WHEREAS, Kraton Polymers has become a leading SBC producer, utilizing its wealth of high-performance polymer innovation throughout its five manufacturing facilities, most notably in Belpre Township; and

WHEREAS, Kraton Polymers has over these fifty years been a leading business enterprise in Belpre Township, known for its innovation, its foresight, and its resilience in the business environment; and

WHEREAS, Kraton Polymers has provided countless employment opportunities and enormous economic benefit to Belpre Township, the City of Belpre and Washington County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Washington County, on behalf of the citizens of Washington County, extends to Kraton Polymers, its partners, its operators, and its customers, our ***Congratulations*** and ***Best Wishes*** in celebrating

Fifty (50) Years of Innovation

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

210-0399-57200	Advances Out	\$ 13,079.67
200-0383-54200	Commissary	\$ 15,000.00
602-2031-53000	Contract Services	\$ 69,088.39
200-0351-51104	Insurance	\$ 4,881.10
200-0703-57400	REA Fees	\$ 3.57
700-0114-57500	Settlement Fees	\$ 335.32
400-0113-57400	Other Expenses	\$ 13.84
200-0345-54000	Juv Ctr Education	\$ 611.75

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

RE: TRANSFERS

Mr. Weber moved and Mr. Irvine seconded a motion to approve the following requests for transfer of funds:

Sheriff

<u>From</u>	<u>To</u>	<u>Amount</u>
100-0384-51120	100-0384-53000	\$ 4,218.99
100-0384-53000	100-0384-53000	\$ 2,000.00
210-0399-51001	210-0399-57200	\$ 571.50
210-0399-51101	210-0399-57200	\$ 99.76
210-0399-51102	210-0399-57200	\$ 1,142.47
210-0399-51104	210-0399-57200	\$ 614.20

Family & Children First Council

602-2033-51120	602-2033-52202	\$ 100.00
602-2033-51120	602-2033-54000	\$ 449.52

Board of Developmental Disabilities

200-0620-51001	200-0620-52000	\$ 5,000.00
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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	100-0109-5-3100	AEP Retail Energy	\$ 498.89
Commissioners	400-0113-5-3100	AEP Retail Energy	\$ 895.81
FCF	602-2031-5-3000	C.O.B.R.A.	\$ 1,995.00
County Engineer	200-0540-5-3101	AEP Retail Energy	\$ 505.98
County Engineer	200-0540-5-3202	Dominion East Ohio	\$ 387.08

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:

Job & Family Services

Tom Ballengee: One-day trip to Columbus to attend ODJFSDA General Session on October 14, 2011.

Tom Ballengee and Candy Nelson: One-day trip to Knox County to attend a Canton Directors Meeting on October 4, 2011.

Anita Vaughan: Three-day trip to Buffalo, New York, to attend NAPSA Conference on September 20-23, 2011.

IT

Eric Skomra: One-day trip to Newark to attend the Fall 2011 Connecting Appalachia Conference sponsored by Horizon Telcom on September 28, 2011.

Commissioners

Cora Marshall and Tim Irvine: One-day trip to Cambridge to attend Southeastern Ohio Association of County Commissioners and County Engineers on September 27, 2011.

Cora Marshall, Tim Irvine, Steven Weber: One-day trip to Caldwell to attend Southeastern Ohio Joint Solid Waste Management District Board of Directors meeting on December 5, 2011.

EMA

Jeff Lauer: One-day trip to Athens to pick up Washington County Resource Manuals on September 9, 2011.

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

RE: LETTER OF SUPPORT TO CITY FOR DEVOLA SEWER PROJECT

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following letter of support to the City of Marietta for their wastewater treatment plant upgrades allowing for unsewered

areas of the County to connect to it:

September 15, 2011

Michael Mullen
Mayor, City of Marietta
301 Putnam Street
Marietta, Ohio 45750

RE: Regional Sewer Project

Dear Mayor Mullen:

The Board of Commissioners of Washington County supports the City of Marietta wastewater treatment plant upgrades, which will eventually serve additional Washington County residents in outlying neighborhoods.

We are pleased that in May of 2011 we entered into an Intergovernmental Agreement for Sanitary Services, joining the efforts of Washington County and the City of Marietta to move forward with this project. Your project will also allow unsewered areas of Devola to connect to the Marietta Wastewater Treatment plant, and will eliminate problems with aging and failing septic systems, and the resulting elevated nitrate levels in drinking water.

We very much appreciate the City's cooperation with the County, and look forward to the completion of this project.

Sincerely,

WASHINGTON COUNTY COMMISSIONERS

/s/ Cora A. Marshall
/s/ Timothy C. Irvine
/s/ Steven W. Weber

Copy to: John Grosse, Stantec Consulting Services
Joe Tucker, Marietta City Engineer

RE: WATER POLLUTION CONTROL LOAN FUND DOCUMENTS

Mr. Irvine moved and Mr. Weber seconded a motion to approve the following Ohio Water Pollution Control Loan Fund documents, and to allow Ms. Marshall to sign them:

Program Year 2012 WPCLF Principal Forgiveness Nomination Form
Ohio Water Pollution Control Loan Fund Program Year 2012 Project Nomination Form
Addendum to WPCLF Nomination Form for Sewage Overflow Control Project

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 following request for Permissive Sales Tax Funds:

Wesley Township Bridgeport Equipment \$ 23,000.00

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

RE: CONTRACT FOR HOUSING PRISONERS

Mr. Weber moved and Mr. Irvine seconded a motion to approve the Contract for Housing Prisoners at the Washington County Jail for Lawrence County, Ohio, at the daily rate of \$60.00, for the period August 3, 2011 through March 31, 2012, as recommended by Sheriff Larry Mincks.

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

RE: POOLED FUNDING AGREEMENTS

Mr. Irvine moved and Mr. Weber seconded a motion to approve six pooled funding agreements presented by Family & 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: HP STATE AND LOCAL MASTER LEASE PURCHASE AGREEMENT

Ms. Marshall moved and Mr. Weber seconded a motion to approve the State and Local Master Lease Purchase Agreement No. 403859349400001 with HP Financial Services in the amount of \$409,636.23, with an annual rent of \$86,924.81 for five years (including interest), and to allow Mr. Irvine to sign the agreement, as recommended by IT Director Eric Skomra and approved by Prosecutor Jim Schneider (a copy of the agreement is 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.

Mr. Irvine excused himself, and was unable to attend the remainder of the meeting.

RE: WESTERN & SOUTHERN LIFE INSURANCE CO.

Brad Walker, Sales Representative for Western & Southern Life Insurance Company, shared with the Commissioners and Safety & Loss Coordinator Susan Burkhart his concerns that enrollment restrictions imposed by the County Auditor may result in some liability for Washington County. Specifically, he indicated that his company currently has about 35 County participants, some of which have had policies for 15 to 20 years, and several of them would like to enroll in a new policy with his company. According to the County Auditor, that isn't going to be possible because Western & Southern Life doesn't have the 10% (of county employees) minimum required by ORC 3917.04(A)(1). If those employees, and others interested in new policies, are required to purchase and pay direct to the company, the cost would be significantly higher than if payment was made by payroll deduction. Mr. Walker is concerned that if the County prevents new policies to be written for existing County employees, it might become liable for damages that may cause. He felt that he should give the Commissioners a "heads up" of the situation.

The Commissioners thanked Mr. Walker for notifying them of this, and indicated it would be appropriate to discuss it further with the County Auditor and County Prosecutor.

RE: COMMENTS FROM JACK BRUM

County resident Jack Brum updated the Commissioners on his review of the alleged practice of strip-searching every incoming inmate at the Washington County Jail. He distributed copies of his communication with Jail Administrator Lt. Thorpe, the response to which he felt was inadequate. He reminded the Commissioners that not only has he been a jail administrator for 21 years, but he also has attended many training sessions and professional seminars relating to operating a jail facility. Mr. Brum believes the United States Supreme Court will consider this case (the legality and/or appropriateness of blanket strip searches of incoming inmates) in its Winter session. There could be, depending on the outcome, potential liability to the County. He again suggested that Susan Burkhart consult on the matter with CORSA.

RE: SECOND PUBLIC HEARING, URBAN TRANSIT PROGRAM

Ms. Marshall welcomed all attending the hearing, including Dawn Rauch and Cheyenne Oaks of Community Action, and County residents Liz Anderson, Harry Swisher, Linda Sue Pifer, and David Long, Commissioner Steve Weber, and Clerk Rick Peoples.

Ms. Rauch explained the purpose of the hearing; i.e., to consider necessary changes to the urban transit program in light of the reduction in supporting funds from the City of Marietta. Specifically, the changes include the elimination of Route B. She was pleased to report that she has received notice from the State of Ohio that funding for next year will allow for reinstatement of Route B on January 1, 2012. She welcomed comments from those attending.

Ms. Anderson asked how she will get home after taking a CABL bus to Kroger's. Ms. Rauch indicated that she can take the "A" bus, but she will need to plan accordingly as the route will take her longer to get home.

Ms. Pifer suggested that Community Action communicates the changes in print, such as on posters in the buses and at the bus stops.

Mr. Long indicated that the State Department of Developmental Disabilities has grant funds available for transportation of disabled Ohio citizens. Ms. Rauch said she appreciated the

information, and will look into it. Mr. Long indicated that the Developmental Disabilities Commission can help to communicate the changes to the CABL schedule to their community.

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

Whereas, the Washington County Commissioners are the grantee for Federal Transit Administration and Ohio Department of Transportation funded public transit services in Washington County, Ohio; and

Whereas, it is necessary to modify or change the schedule and days of operation to sustain the economic vitality of the public transit service in Washington County, Ohio; and

Whereas, the County has publicized the proposed changes through two public hearing, through notices in a newspaper of general circulation and in notices in public places on public transit vehicles; and

Whereas, the Commissioners have considered the comments of public transit users and others in response to proposed changes in the services that were recommended by the public transit planners.

Now, Therefore, Be It Resolved by the Board of Commissioners of Washington County, Ohio, that the transit program operator is hereby authorized and directed to implement the recommended changes to the public transit program, as outlined on Exhibit A hereto, effective October 1, 2011.

Exhibit A

2011 Service Changes

After an extensive public participation effort that included: Public Notices in newspaper, posted notices on all transit buses, a public hearing on September 1, 2011 and a final public hearing on September 15, 2011, the Washington County Commissioners are endorsing the following changes to the Washington County Public Transit Program operated by Community Action Bus Lines.

Effective October 1, 2011, eliminate City Route B, Monday through Friday.

Transit services for the 2012 operating year will be dependent upon local, state and federal funding.

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

RE: NETWORK ADVANTAGE

David Weddell and Stu Johnson, representing Network Advantage, presented to Commissioners Marshall and Weber, IT Director Eric Skomra, Bart Winegar and Benj Foor of Connect Ohio, Administrator Paul Cunningham, and Clerk Rick Peoples an introduction to their company, and how they would like to work with the County as the Wireless Internet Service Provider (WISP) for the County's ongoing project to provide accessibility to broadband service to County residents not currently able to access it. They revealed that they are a growing company, and are currently working on similar projects in Vinton and Jackson Counties. They requested from the Commissioners a 90-day exclusive window of opportunity to allow them time to do a feasibility study.

Ms. Marshall thanked them for their interest in working with the County, and indicated the Commissioners will consider their request and will contact them at a later date.

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 3:40 p.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk

