

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 29, 2011 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: CORA A. MARSHALL, PRESIDENT, AND TIMOTHY C. IRVINE, VICE PRESIDENT. 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 was Clerk Rick Peoples.

COMMISSIONERS AGENDA

September 29, 2011

9:00 Minutes
9:30
10:00 Bid Opening - Fiber Optic Backbone
10:30 Jack Brum & Chris Forshey
11:00 Judy Heinrich - 2012 Gas Rates
11:30
1:00 Marietta Civitan Club - Building Permit
2:00 Bid Opening - Urban Mass Transit

UNFINISHED BUSINESS

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

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Resolution - Application for OPWC Funds for County Road Improvements
Additional Appropriation - FCF
Additional Appropriation - Sewer
Additional Appropriation - Sheriff (2)
Transfer - Veterans (2)
Transfer - Dog & Kennel
Transfer - Sheriff
Transfer - Auditor
Advances - Sheriff (3)
Then & Nows
Travel - CSEA
Travel - EMA
Letter to County Auditor, Employee Maintenance Agreement
Letter to Ohio Dept. of Public Safety, Signature Authorization
Appointment Letter - Library Board of Trustees
Engineer - Letter Requesting Certified Copy of Resolution
Engineer - Award Bid, CR 544, Zion Ridge Road, Landslip Repair
Engineer - Traffic Crash Data Analysis Agreement with ODOT
Family & Children First - Darylann Boley Contract
Family & Children First - Ely Chapman Center Lease

OTHER ITEMS

October 6 Regular Meeting at 6:30 pm in Cutler
Graphic Design for New CABL Buses

RE: AGENDA

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

Add: OWPC Fund Payment Request #3
Request from Churchtown Senior Citizens

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

RE: APPROVAL OF MINUTES

Mr. Irvine moved and Ms. Marshall seconded a motion to dispense with the reading of the September 22, 2011 minutes, and approve them as submitted.

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

Motion passed.

RE: PAYMENT OF BILLS

Mr. Irvine moved and Ms. Marshall 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.
Motion passed.

RE: RESOLUTION TO APPLY FOR OPWC FUNDS

Mr. Irvine moved and Ms. Marshall seconded a motion to table the request from the County Engineer to consider a resolution to apply for Ohio Public Works Commission funds for county road improvements, pending the receipt of additional clarifying information.

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

RE: ADDITIONAL APPROPRIATIONS

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

602-2032-57400	Other Expenses	\$ 300.00
400-0113-52001	Mileage/Gasoline	\$ 3,500.00
400-0113-57400	Other Expenses	\$ 5,500.00
210-0399-57200	Advances Out	\$ 4,492.40
100-0384-57200	Advances Out	\$ 10,000.00
100-0384-57100	Transfers Out	\$ 4,492.40

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

RE: TRANSFERS

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

Veterans

<u>From</u>	<u>To</u>	<u>Amount</u>
100-0701-53000	100-0700-57401	\$ 1,500.00
100-0701-54000	100-0700-57401	\$ 7,000.00
100-0701-57401	100-0700-57401	\$ 1,000.00
100-0701-55200	100-0700-52000	\$ 2,200.00
100-0700-53000	100-0700-57400	\$ 2,000.00
100-0700-54000	100-0700-57400	\$ 4,000.00
100-0700-54400	100-0700-57400	\$ 2,000.00

Dog & Kennel

200-0363-51002	200-0363-53000	\$ 5,000.00
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Sheriff

100-0380-51104	100-0380-51101	\$ 1,250.00
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Auditor

100-0130-57100	200-0720-48200	\$ 536.78
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A calling of the roll resulted in the following vote: Cora Marshall aye, Timothy Irvine aye.
Motion passed.

RE: ADVANCES

Mr. Irvine moved and Ms. Marshall seconded a motion to approve the following requests for advances of funds:

Sheriff

<u>From</u>	<u>To</u>	<u>Amount</u>
100-0384-57100	210-0399-49100	\$ 4,492.40
210-0399-57200	100-0384-49200	\$20,000.00
100-0384-57200	215-0394-49200	\$10,000.00

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

RE: THEN AND NOW'S

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

<u>Dept</u>	<u>Account</u>	<u>Vendor</u>	<u>Amount</u>
EMA	215-0866-55200	Miller Communications	\$ 1,499.74
Sheriff	100-0384-53000	BW Fairbanks General Const.	\$14,900.00

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

RE: TRAVEL REQUESTS

Mr. Irvine moved and Ms. Marshall 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:

CSEA

Lori Schott: One-day trip to Summit County CSEA to attend OCDA Canton/Cleveland District Innovative Committee Meeting on September 20, 2011 (requesting travel expense reimbursement after-the-fact).

EMA

Jeff Lauer: One-day trip to Tuscarawas County EMA to attend a Corps of Engineers meeting on October 18, 2011.

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

RE: LETTER TO COUNTY AUDITOR, EMPLOYEE MAINTENANCE AGREEMENT

Mr. Irvine moved and Ms. Marshall seconded a motion to approve sending a letter to Trena Brooker, Fiscal Deputy for the Washington County Auditor, notifying her of the death of County employee Rosalind Williams on September 19, 2011, and requesting no payroll deduction for maintenance.

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

RE: LETTER TO OHIO DEPT. OF PUBLIC SAFETY, SIGNATURE AUTHORIZATION

Mr. Irvine moved and Ms. Marshall seconded a motion to approve sending a letter to Sharman Sayre of the Ohio Department of Public Safety, authorizing County employee Jena Casto to sign all grant-related documents on behalf of the County and the Sheriff, as requested by the Washington County Sheriff, for the following grants:

2010-JG-A02-6805 Task Force Grant
2010-DL-LEF-5852 RIP Dutch & Barney

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

RE: APPOINTMENT OF BRANDEE NORRIS TO THE WASH. CO. PUBLIC LIBRARY BOARD

Mr. Irvine moved and Ms. Marshall seconded a motion to appoint Brandee Norris to the Washington County Public Library Board of Trustees to fulfill the term ending December 31, 2015, as requested by Library Director Justin Mayo.

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

RE: ENGINEER'S REQUEST FOR CERTIFIED COPY OF RESOLUTION

Mr. Irvine moved and Ms. Marshall seconded a motion to table the request of County Engineer Bob Badger for a certified copy of the resolution to apply for OPWC funds for county road improvements.

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

RE: BID AWARD, CR 544-0220 LANDSLIP REPAIR

Mr. Irvine moved and Ms. Marshall seconded a motion to award the contract for the landslip repair on County Road 544-0220 to Bob Lane's Welding, Inc., for the amount of \$53,199.45, the lower of two bids received, the other from Larry Lang Excavating, Inc. in the amount of \$58,324.57, as recommended by County Engineer Bob Badger.

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

RE: TRAFFIC CRASH DATA ANALYSIS AGREEMENT WITH ODOT

Mr. Irvine moved and Ms. Marshall seconded a motion to approve the LPA Safety Study Agreement with the Ohio Department of Transportation to conduct a traffic crash data analysis during the period of the latest agreement signature date to June 30, 2012, for the estimated total amount of \$15,089, with ODOT providing up to \$13,580.10 of that amount in Federal funds, as recommended by County Engineer Bob Badger.

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

RE: FAMILY & CHILDREN FIRST AGREEMENT WITH DARYLANN BOLEY

Mr. Irvine moved and Ms. Marshall seconded a motion to approve the agreement between Washington County Family & Children First Council and Darylann Boley to provide child care services for the Council's Strengthening Families Program during the Fall 2011 session, at the hourly rate of \$12.00, not to exceed three hours per class session, and not to exceed a total of \$288.00, as requested by Cindy Davis, Family & Children First.

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

RE: FAMILY & CHILDREN FIRST AGREEMENT TO LEASE THE ELY CHAPMAN CENTER

Mr. Irvine moved and Ms. Marshall seconded a motion to approve the lease of the Ely Chapman Education Foundation Center by the Washington County Family & Children First Council for two and one-half hours each Wednesday evening for a period of seven weeks, from September 28, 2011 through November 9, 2011, at the rate of \$50.00 per week, as requested by Cindy Davis, Family & Children First.

RE: OHIO WATER POLLUTION CONTROL LOAN FUND PAY REQUEST #3

Mr. Irvine moved and Ms. Marshall seconded a motion to approve the Ohio Water Pollution Control Loan Fund Pay Request #3, in the amount of \$10,922.00, for the Devola Lift Station/Forcemain/Sewer Improvement Project, and to allow Ms. Marshall to sign the request, as requested by Administrator Paul Cunningham.

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

RE: REQUEST FROM CHURCHTOWN SENIOR CITIZENS

Mr. Irvine moved and Ms. Marshall seconded a motion to disapprove the request from the Churchtown Senior Citizens to use \$1,500.00 of previously-awarded Senior Levy funds to install flooring in a facility they use in Churchtown, as the facility is not owned by the organization and it is not appropriate to apply levy funds to permanently improve a privately-owned facility.

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

RE: REQUEST FROM INDEPENDENCE TOWNSHIP SENIOR CITIZENS

Ms. Marshall moved and Mr. Irvine seconded a motion to approve the request from the Independence Township Senior Citizens to use their previously-awarded Senior Levy funds to install a flagpole at the facility they own.

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

RE: BID OPENING - FIBER OPTIC BACKBONE PROJECT

Ms. Marshall opened the one sealed bid received for the County's Fiber Optic Backbone Project, from Echo24, in the amount of \$46,214.00. Attending the opening were Commissioners Marshall and Irvine, Clerk Rick Peoples, and IT Director Eric Skomra, to whom the bid was given for appropriate review and recommendation.

RE: CANCELLATION OF CONVERSATION WITH JACK BRUM AND CHRIS FORSHEY

The scheduled meeting with citizens Jack Brum and Chris Forshey was cancelled after the start of the Commissioners' meeting, at their request.

Commissioner Weber entered the meeting at 11:13 a.m.

RE: GAS MARKETING, INC.

Judy Heinrich of Gas Marketing, Inc., talked with the Commissioners about the County's contract for the purchase of natural gas, as the current contract will expire on or about December 1, 2011. She indicated that the current contract price with Interstate Gas Supply (IGS) is \$5.74 per MCF, but the renewal fixed rate would likely be \$5.64. While the County must have a contract with a fixed rate for both the County Home and the County Jail, the rest of the County's facilities could be under a variable rate. Variable rates are calculated at Nymex plus \$1.35, which is approximately equal to the fixed rate.

The Commissioners asked Ms. Heinrich to secure competitive quotes, most likely from Delta and Direct Energy, so that they can be assured they are entering into the best possible agreement.

RE: CONVERSATION WITH MARIETTA CIVITAN CLUB

Seventeen members of the Marietta Civitan Club met with the Commissioners, Clerk Rick Peoples, and Muskingum Township Trustee Carolyn Dempsey. Civitan President Jim Williams introduced each of the members of his organization, and explained the Club's request: Would the County Commissioners consider waiving the building permit fees of \$777.83, and engineering requirements, for them to relocate a storage building from Oak Grove School to the developing Harmar Community Center?

The following comments (summarized) were made:

Jim Williams: The Gary Murphy family donated a \$1.2 M building, currently under renovation, and currently used by the Gospel Mission, food and clothing give-away, and a church. In the future, the building will likely be used by the Boys & Girls Club, the Marietta Civitan Club, and an Adult Learning Center. It is also anticipated that at some point the building will house the Harvest of Hope, a gymnasium, Pioneer Ladies, and a Junior Civitan Club. Donations have come from a number of organizations and individuals. The Civitan Club does much positive work in the community - all volunteer - including hosting a Christmas party at the County Home, maintaining Cisler Park, conducting an annual fishing derby for kids, participating in Halloween in the Park, providing annual college scholarships, and many other activities. The Club now meets at the Oak Grove School, but its lease is expiring. Mr. Williams expressed his concern that if these permit fee and engineering requirements are in place for a civic organization, then they must also be in place for private businesses, and that could discourage relocation into Washington County. The new Harmar Community Center will help adults get jobs, will provide food to the hungry and structured activities for young people.

Carolyn Dempsey: The Club's lease of space in Oak Grove ends September 30, 2011. The Club has been an excellent tenant, but because they've decided to relocate it would be great if the Commissioners could help to facilitate the move as quickly as possible, so that contract extension, insurance, and other issues could be resolved.

Don Schafer: Washington County needs to stand up to the federal government and tell them "we're not going to comply with some of your rules and regulations, because they are not in the best interest of Washington County".

Charles Schwartz: I wonder how many storage units sold at Lowe's and Wal-mart are having to observe these building permit regulations.

Tom Vukovic: Whatever a legislative body does, they can un-do. The Harmar Community Center is a great addition to a part of town that needs a boost. I respectfully ask the Commissioners to consider waiving the permit fees for this particular project.

David Locke: Understanding that the fee structure is intended to recoup costs involved in inspecting and permitting, maybe they should be re-structured to allow for a different fee scale for different uses (for instance, a lower fee for non-profit civic organizations).

Joe Matthews: Mr. Matthews invited the Commissioners to tour the developing facility. He indicated it is a great asset to the west side of Marietta, and encouraged the Commissioners to express their support of it by waiving the permit fees.

Ms. Marshall thanked all for attending and expressing their concerns. She indicated there are other considerations that need to be considered, such as flood insurance requirements. She will consult with the Building Department staff and then communicate with incoming Civitan President Jim Neville.

RE: BID OPENING - URBAN TRANSIT

Ms. Marshall opened the one sealed bid received for operating the Washington County urban mass transit system from the Community Action Program Corporation of Washington-Morgan Counties, for a total cost of \$454,450, or \$46.02 per revenue hour of service (net to Community Action Bus Line). Attending the opening of the bid were the Commissioners, Clerk Rick Peoples, and Community Action Representative Dawn Rauch. Ms. Marshall indicated

that the Commissioners will review the bid proposal and consider it at a later date.

RE: FIBER OPTIC BACKBONE PROJECT BID AWARD

Mr. Irvine moved and Mr. Weber seconded a motion to award the contract for the Washington County fiber optic backbone project to Echo24, for the amount of \$46,214.00, subject to review and acceptance by the County Prosecutor, as recommended by IT Director Eric Skomra, who will notify Echo24 that the terms of the agreement must indicate "payment within 30 days of invoice", rather than 15 days, and must not require 50% of the contract payment upon signature of the contract (unless approved by the County Prosecutor).

A calling of the roll resulted in the following vote: Cora Marshall aye, 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 2:35 p.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk