

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON DECEMBER 1, 2011 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: CORA A. MARSHALL, PRESIDENT, TIMOTHY C. IRVINE, VICE PRESIDENT, AND MEMBER 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 Administrator Paul Cunningham and Clerk Rick Peoples.

## **COMMISSIONERS AGENDA**

**December 8, 2011**

9:00 Minutes

9:30 Jeanne Wilson, Senator Sherrod Brown's Local Representative

1:00 Public Hearing, Road Vacate Request

### **UNFINISHED BUSINESS**

Engineer Request to Dispose of Old Tax Map Copies  
EMA Memo of Understanding  
Dental / Vision Insurance  
Wellness Coordinator Contract

### **NEW BUSINESS**

Approve Agenda  
Approval of previous meeting's minutes  
Bills from various departments  
Additional Appropriation - CSEA  
Additional Appropriation - Senior Citizens  
Additional Appropriation - Children Services  
Additional Appropriation - FCF  
Additional Appropriation - Marietta Municipal Court  
Additional Appropriation - Auditor  
Transfer - Senior Citizens Levy  
Transfer - Board of Elections (3)  
Transfer - Children Service  
Then & Now  
Travel - Commissioners  
Travel - FCF (2)  
Travel - Auditor  
Travel - EMA  
Dog Warden Agreement - City of Marietta  
Devola Lift Station Fund Payment Request  
OWDA Pay Request (3)  
Flexible Spending Accounts; Minimum and Maximum Amounts for 2012  
Appointment to LEPC - Mike Chevalier  
Contract Approval - CSEA - Downes Fishel Hass Kim  
Contract Approval - SFY 2011 Clean & Green Project  
Sanitary Sewer Connection Agreement, White Oak  
Engineer - Change Order #3, CR 344, Shelly & Sands, Inc.  
Engineer - Road Vacation Recommendation, Decatur TR 96  
Letter to Auditor Reversing Delinquent Sewer Account Notification  
Letter to Auditor Certifying Delinquent Sewer Accounts

### **INFORMATION**

Council of Governments, 10:00 a.m., Friday, December 9, Caldwell  
CCAO/CEAO Winter Conference, Monday and Tuesday, December 12/13, Columbus  
Departmental Budget Hearings Continue Throughout the Week

### **RE: AGENDA**

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

Add: Transfer - Sheriff  
CDBG Status Report

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 Ms. Marshall seconded a motion to dispense with the reading of the December 1, 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. Irvine moved and Mr. Weber 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: ADDITIONAL APPROPRIATIONS**

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

200-0730-53501	Washington County Sheriff	\$ 2,486.14
200-0703-53000	Contract Service	\$ 27,883.50
200-0748-51102	OPERS	\$ 0.01
602-2032-57400	Other Expenses	\$ 100.00
200-0351-51104	Insurance	\$ 3,070.50
700-0114-57500	Settlement Fees	\$ 44.94

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:

Senior Levy

<u>From</u>	<u>To</u>	<u>Amount</u>
200-0703-57500	200-0703-53000	\$ 1,780.70

Board of Elections

100-0160-51001	100-0160-53700	\$ 11,333.61
100-0160-52000	100-0160-53700	\$ 1,144.98
100-0160-54000	100-0160-53700	\$ 3,595.70
100-0160-54001	100-0160-53700	\$ 364.64
100-0160-57400	100-0160-53700	\$ 955.24
100-0160-57400	100-0160-51110	\$ 1,692.00
100-0160-57400	100-0160-51500	\$ 50.00
100-0160-57400	100-0160-53000	\$ 22.97

Children Services

200-0740-57000	200-0740-51102	\$ 239.60
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Auditor

100-0384-54000	100-0384-53403	\$ 1,000.00
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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 NOWS**

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

<u>Dept</u>	<u>Account</u>	<u>Vendor</u>	<u>Amount</u>
Commissioners	100-0190-5-3000	Mancan	\$ 984.38
Commissioners	210-0844-5-3000	C.E. Strock Consulting	\$ 8,070.00
County Home	200-0630-5-3000	Sterling Service Store	\$ 2,125.00
Commissioners	400-0113-5-6100	Ohio Treasurer OPWC	\$ 5,625.00
Commissioners	100-0109-5-4000	Marietta Paint & Janitorial	\$ 822.09

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. Irvine moved and Mr. Weber 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:

## Commissioners

Paul Cunningham, Cora Marshall, Tim Irvine, Susan Burkhart, Kelly Schubert: One and two-day trips to Columbus to attend Winter CCAO/CEAO Conference; December 11, 12, 13, 2011.

## Family & Children First

Cindy Davis: One-day trip to Columbus to attend Ohio Family & Children First Coordinators Association meeting; December 16, 2011.

Cindy Davis: One-day trip to Columbus to attend Ohio Family & Children First Coordinators Association Executive Committee meeting; December 2, 2011.

## Auditor

Paul Beach: One-day trip to Reynoldsburg to attend Weights & Measures certification testing; December 14, 2011.

## EMA

Jeff Lauer: One-day trip to Perry County to attend Southeast Ohio EMA meeting; December 13, 2011.

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

### **RE: AGREEMENT WITH CITY OF MARIETTA FOR SERVICES OF DOG WARDEN**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Agreement with the City of Marietta for the Dog Warden to provide appropriate services within the City during the period November 2011 through October 31, 2012, for \$550.00 per month (\$6,600.00 annually), payable by the City to the County, and to allow Ms. Marshall to sign the Agreement, as requested by Al Miller, Director of Public Safety & Service, City of Marietta.

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

### **RE: PAY REQUEST, DEVOLA LIFT STATION/FORCEMAIN/SEWER IMPROVEMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Ohio Water Pollution Control Loan Fund pay request #6, in the amount of \$599,671.31, for the Devola Lift Station/Forcemain/Sewer Improvement project, and to allow Ms. Marshall to sign the request.

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

### **RE: OWPC PAY REQUESTS**

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

OWPC	Zemba Brothers	\$ 295,259.47
	Insituform Technologies	\$ 287,703.49
	Larry Lang Excavating	\$ 32,875.00

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

### **RE: FLEXIBLE SPENDING ACCOUNTS FOR 2012**

Mr. Irvine moved and Mr. Weber seconded a motion to allow county employees to participate in an AFLAC Flexible Spending Account (FSA) program in 2012 identical to the program in 2011, with a minimum amount of \$240.00 and a maximum amount of \$1,500.00, on a voluntary employee-contribution by payroll deduction basis, with no administration fee or other direct cost to the county, as requested by Safety & Loss Control Coordinator Susan Burkhart.

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

### **RE: APPOINTMENT OF MIKE CHEVALIER TO LEPC**

Mr. Irvine moved and Mr. Weber seconded a motion to appoint Mike Chevalier, representing industry, to the Local Emergency Planning Committee (LEPC), for the period December 8, 2011, through August 15, 2013.

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

### **RE: CDBG STATUS REPORT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the Ohio Community Development Block Grant (CDBG) Program - ARRA Status Report for grant B-R-09-1CY-1, and to allow Ms. Marshall to sign the report, as requested 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: CONTRACT WITH DOWNES FISHEL HASS KIM, LLP, FOR CSEA**

Mr. Weber moved and Mr. Irvine seconded a motion to approve the Contract with Downes Fishel Hass Kim, LLP, Attorneys at Law, to provide legal services to the Washington County Child Support Enforcement Agency (CSEA), during the period January 1, 2012 through December 31, 2012, at the hourly rate of \$180.00, as requested by Barb Tergolina, Washington County CSEA.

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

**RE: ODOT CLEAN AND GREEN CONTRACT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve the 2011 Ohio Department of Transportation (ODOT) Clean and Green contract in the amount of \$54,589.00 for the purchase of a bus, and to allow Ms. Marshall to sign the grant and quarterly progress report.

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

**RE: CHANGE ORDER, SHELLY AND SANDS, INC.**

Mr. Irvine moved and Mr. Weber seconded a motion to approve Change Order #3 (final) for Shelly and Sands, Inc., County Road 344 Resurfacing Project, deduction of \$46,027.24, revised total contract amount of \$423,917.39, 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: LETTER TO COUNTY AUDITOR REVERSING DELINQUENT SEWER ACCOUNT**

Mr. Irvine moved and Mr. Weber seconded a motion to approve a letter to County Auditor Bill McFarland notifying him that the previous-certified delinquent sewer account of Josh Seebruger has been paid, and requesting the Auditor to reverse the tax assessment.

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

**RE: DELINQUENT SEWER ACCOUNTS**

Mr. Irvine moved and Mr. Weber seconded a motion to approve a letter to County Auditor Bill McFarland certifying the following sewer accounts as delinquent and requesting the delinquent amounts to be collected with property taxes: James & Heather Hensley, Kathy McKitrick, Christopher & Patty Carver, Beth Barnett, Timothy Myers, Rand & Stephie Johnson, Curt Rhodes, Michael Cameron, Bertha & James Kattell, John Albrecht, Thomas & Mary Jo Kunz, Laiana Kerns, Patricia Eagle, Catherine Thor.

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

**RE: JEANNE WILSON, REPRESENTING SENATOR SHERROD BROWN**

Jeanne Wilson, Field Representative for Senator Sherrod Brown, talked with the Commissioners about:

**Broadband.** She notified the Commissioners that a vendor they talked with about expanding broadband service to outlying portions of Washington County has recently filed for Chapter 11 protection. IT Director Eric Skomra responded that the County did indeed receive a request from this vendor for exclusive access to towers for the purpose of providing broadband service to Washington County residents, but the Commissioners are not considering it a viable option. Ms. Wilson said it is especially difficult to get funds to provide the "last mile" in these types of projects. She is looking into the possibility of transferring funds for this purpose from the federal farm bill. Otherwise, she would have to look at the appropriations bill, and there have been so many cutbacks that this would likely not be an accepted project. She suggested that FEMA might provide some funds to help get the Sheriff's equipment on the towers, as those funds are more readily available and there is obviously a sense of urgency to get the towers in use. She further suggested that the County talk with Buckeye Hills-Hocking Valley Regional Development District to see if the State of Ohio has any funds to help install the Sheriff's equipment on the towers. Ms. Wilson mentioned that it might be wise to talk with Horizon and Reid Consulting, as they are both working with projects comparable to Washington County's. She offered to provide letters of support as needed from Senator Brown.

**Gas Exploration/Drilling.** Ms. Wilson stated that although there will be no extraction tax from the State of Ohio for the upcoming gas drilling in our region, there will likely be a “community fund” to provide for road repair and emergency services. Other counties are experiencing a huge increase in property lease and sales, records research, permits, etc.

**RE: INFORMATION TECHNOLOGY**

The Commissioners authorized County Administrator Paul Cunningham and IT Director Eric Skomra to proceed with the purchase of network switches from Insight for the amount of \$28,722.00, and the purchase of 230 Google Apps for Government licenses and Google Message Discovery 10-Year Archives from Onix Networking for the amount of \$53,240.40 for a three-year period, with both purchases being made utilizing the State of Ohio Cooperative Purchasing Program.

**RE: PUBLIC HEARING ON VACATING A PORTION OF NELLIE CARROTHERS ROAD**

Having received a petition signed by Washington County resident Alexander Winters, Sr., and at least eleven other County residents requesting to vacate a portion of Decatur Township Road 96, Nellie Carrothers Road, the Commissioners publicly viewed the road on December 6, 2011, and at 1:00 p.m. today held a final public hearing on the matter. The following were in attendance:

Commissioners Marshall, Irvine, and Weber  
County Engineer Bob Badger  
Clerk Rick Peoples  
Resident Alexander Winters, Sr.

Mr. Badger provided a letter to the Commissioners recommending that the road be vacated, as it serves only the adjacent property owners and has no general public benefit. He believes that no adjoining property owners would be land-locked, and that the Scioto Land Company would continue to have right-of-way even if vacated. Ms. Marshall noted that she will ensure that all appropriate parties have had the opportunity to express their opinions on this request to vacate a portion of a public roadway, and then the Commissioners will consider the matter. Notification of disposition will be forwarded to Mr. Winters.

**RE: SANITARY SEWER CONNECTION AGREEMENT**

The Commissioners acknowledged receipt of a Sanitary Sewer Connection Agreement for use by members of the White Oak Sewer Association desiring to connect their sewer system to the Washington County sewer system. The document has been reviewed and approved by the County Prosecutor. The Commissioners accepted this draft form of the Agreement, requesting, though, that it be made subject to the written approval of the City of Belpre to accept the flow from White Oak Sewer Association. The Commissioners will consider approval of the final document after it is signed by Jean Yost, representing White Oak Sewer Association.

**RE: ADJOURNMENT**

Mr. Irvine moved and Mr. Weber seconded a motion to adjourn.

A calling of the roll resulted in a unanimous vote in favor. The meeting adjourned at 2:50 p.m.

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

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

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

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

