

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 9, 2016 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: RICK G. WALTERS, PRESIDENT, RONALD L. FEATHERS, VICE PRESIDENT, AND DAVID A. WHITE, MEMBER. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE PRESIDENT OF THE BOARD. MR. WALTERS LED THOSE ATTENDING IN THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also attending were Muskingum Township Trustee Gary Doan, Karen Doan, Glen Pawloski, Mike Webber, Art Mendicino, and Clerk Rick Peoples.

**Washington County Commissioners
AGENDA
9:00 a.m., June 9, 2016**

9:00 Business Meeting
9:30 Darlene Lukshin, OSU Extension – Fair Housing Analysis of Impediments
11:00 Co. Eng. Roger Wright, Prosecutor Kevin Rings – Road Use Maintenance Agreements
2:00 2nd Public Hearing, Transit Route Change
2:30 Bid Opening – JFS Non-Emergency Transportation Services

UNFINISHED BUSINESS

Proposal for Architectural/Engineering Services, Jail Security Screens Project
Additional Appropriation – Sheriff (water softener system in jail)
Request to Dispose of Bus by Donation to WASCO
Notice of Change of Ownership from Division of Liquor Control (5)

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Resolution Declaring Necessity for 911 Levy
Resolution Authorizing Disposal of County Property by Donation
Additional Appropriation – Sheriff
Additional Appropriation - Engineer
Transfer – Sheriff
Transfer – Family & Children First (2)
Then & Now's
Travel – EMA
Healthier Buckeye Grant Agreement
Request from Sheriff Mincks to Purchase Body Scanner for Jail
Appointment to Washington County Planning Commission
Monthly Report on Care of Prisoners
Engineer – Bid Recommendation and Contract, Hopkins Bridge Replacement Project
Engineer – Emergency Landslip Repair (5)
Engineer – Bid Specifications and Notice for Lowell T Bridge Repair

INFORMATION

Shale Crescent USA, 3:30 p.m., **Today**, Peoples Bank Theatre
Monthly County Home Meeting, 8:30 a.m., **Tuesday**, June 14, at County Home
Monthly Finance Committee Meeting, 10:00 a.m., **Tuesday**, June 14
2nd Public Hearing, 2016 CDBG Projects, 9:30 a.m., **Thursday**, June 16
Planning Commission, 7:00 p.m., **Monday**, June 20
Township Trustees Assoc. Meeting, 7:00 p.m., **Thursday**, June 23, at Co. Engineer's

RE: AGENDA

Mr. White moved and Mr. Feathers seconded a motion to accept the agenda, with the following adjustment:

Add: Additional Appropriation – Sheriff
Notice of Award, Contract, Notice to Proceed – Liberty Township CDBG Project

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: APPROVAL OF MINUTES

Mr. Feathers moved and Mr. White seconded a motion to dispense with the reading and approve the minutes of the June 2, 2016 meeting.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: BILLS FOR PAYMENT

Mr. Feathers moved and Mr. White seconded a motion to approve the list of bills from various

departments for payment, as prepared by the County Auditor.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: RESOLUTION DECLARING NECESSITY FOR 911 LEVY

Mr. White moved and Mr. Feathers 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 enable Washington County to continue to operate the 911 system through which individuals can request emergency service in Washington County using the telephone number 9-1-1; and

WHEREAS, pursuant to R.C. 5705.03, the Board has requested and received certification from the Washington County Auditor that the total current tax valuation of Washington County is \$1,260,739,950 (one billion, two hundred sixty million, seven hundred thirty-nine thousand, nine hundred fifty dollars) and that the dollar amount of revenue that would be generated by .35 mill (thirty-five hundredths mill) for each dollar of valuation, which amounts to three and a half cents (\$.035) for each One Hundred Dollars of tax valuation is \$441,259 (four hundred forty-one thousand, two hundred fifty-nine dollars).

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, Washington County, Ohio, two-thirds of all members elected thereto concurring therein, that it is necessary to levy **an additional tax** in excess of the ten mill limitation pursuant to Ohio Revised Code Section 5705.03, 5705.19 (BB), and 5705.191, for the benefit of Washington County, for the purpose of providing funds to operate the Washington County 911 system through which individuals can request emergency service using the telephone number 9-1-1, at a rate not exceeding **.35 mill (thirty-five hundredths mill)** for each dollar of valuation, which amounts to **three and a half cents (\$.035)** for each One Hundred Dollars of tax valuation for a period of **five (5) years**; and

BE IT FURTHER RESOLVED, that said proposed levy be placed on the tax list and duplicate for the year beginning with tax year 2016, first due in calendar year 2017, if a majority of the electors voting thereon vote in favor thereof at the general election to be held on November 8, 2016; and

BE IT FURTHER RESOLVED, that the Clerk of this Board of Washington County Commissioners, be and hereby is directed to certify a copy of this resolution to the Board of Elections of Washington County, Ohio, immediately after its passage but not later than 4:00 p.m. on August 10, 2016, which is ninety (90) days prior to the 8th day of November, 2016, and to notify the said Board of Elections to cause notice on the question of levying such tax be given as required by law.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: RESOLUTION AUTHORIZING DISPOSAL OF COUNTY PROPERTY BY DONATION

Mr. White moved and Mr. Feathers seconded a motion to adopt the following Resolution:

WHEREAS, various offices and departments of Washington County occasionally have unneeded, obsolete, or unfit-for-use property; and

WHEREAS, elected officials and department heads desire to dispose of such unneeded, obsolete, or unfit-for-use property; and

WHEREAS, estimated value of such property is less than \$2,500.00; and

WHEREAS, Ohio Revised Code 307.12 allows for donation of such property to Ohio non-profit organizations which are exempt from federal income tax under 26 USC 501 (a) and (c)(3).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Washington County, Ohio that a program allowing for the donation of unneeded, obsolete, or unfit-for-use property of Washington County be implemented and administered by the Board of Commissioners of Washington County effective June 9, 2016, with the following stipulations:

1. Estimate of property being disposed of by donation is less than \$2,500.00.
2. It has been determined such property is not wanted by another Washington County Department.
3. Intended recipient of donated property is an Ohio non-profit organization.
4. Intended recipient of donated property is exempt from federal income tax under 26 USC 501 (a) and (c)(3).

BE IT FURTHER RESOLVED the process for disposing of unneeded, obsolete, or unfit-for-use property of Washington County is as follows:

1. Elected official or department head determines there are items no longer of value to his or her department, and desires to dispose of such items.
2. Appropriate elected official or department head requests in writing from the Commissioners to dispose of such items by donation to an Ohio non-profit organization, including item description, value, condition, inventory tax number, and recipient organization.
3. The Board of Commissioners approves the request to dispose of such property by donation to the

identified organization, giving priority to that organization on the basis its purpose has a direct relationship to specific public purposes or programs provided or administered by the Commissioners.

4. Items approved for disposal by donation to an undesignated Ohio non-profit organization will be included in a list to be posted in the offices of the Washington County Auditor and Board of Commissioners, and on the website of Washington County.

BE IT FURTHER RESOLVED it is the responsibility of recipient organization to:

1. Notify the Washington County Commissioners in writing of its desire to receive donations of Washington County property.
2. Declare its status as a non-profit organization in the State of Ohio.
3. Provide assurance the organization is exempt from federal income tax under 26 USC 501 (a) and (c)(3).
4. Describe the organization's primary purpose.
5. Describe the type or types of property the organization desires to receive by donation from Washington County.
6. Identify the name, address and telephone number of a person designated to receive donated property on behalf of the organization.

The Clerk explained this Resolution provides authority and procedures for the donation of specific obsolete or unneeded property to non-profit organizations.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: ADDITIONAL APPROPRIATIONS

Mr. Feathers moved and Mr. White seconded a motion to approve the following requests for Additional Appropriations:

Sheriff	200-0383-54400	\$ 2,600.00
	100-0384-54401	\$ 24,437.76
Engineer	200-0540-55501	\$500,000.00

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: TRANSFERS

Mr. White moved and Mr. Feathers seconded a motion to approve the following requests for Transfer of funds:

<u>Department</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Sheriff	100-0384-53401	100-0384-51100	\$ 500.00
Family & Children First	602-2030-54001	602-2030-53401	\$ 49.61
	602-2033-51104	602-2033-53000	\$ 175.89

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: THEN & NOW

Mr. White moved and Mr. Feathers seconded a motion to approve the following Then & Now:

Dept	Account	Vendor	Amount
Maintenance	100-0109-53000	Honeywell	\$ 418.14

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: TRAVEL REQUEST

Mr. Feathers moved and Mr. White seconded a motion to approve the following request for reimbursement of expenses for training and travel pursuant to the policies and procedures and in compliance with the Annual Appropriations for Fiscal Year 2016 and any and all amendments subsequent thereto:

EMA

Jeff Lauer: One-day trip to Zanesville to attend FY 2016 Regional Grant meeting; June 8, 2016 (retroactive).

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: HEALTHIER BUCKEYE GRANT AGREEMENT

Mr. White moved and Mr. Feathers seconded a motion to approve a Grant Agreement with the Ohio Department of Job and Family Services for the Healthier Buckeye Grant Pilot Program, grant #G-1617-17-5651, in the amount of \$513,000.00, for the period July 1, 2016 through June 30, 2017, and to allow Mr. Walters to sign the Agreement.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: REQUEST TO PURCHASE BODY SCANNER

Mr. Feathers moved and Mr. White seconded a motion to table a request from Sheriff Larry Mincks to purchase a body orifice security scanner for use at the Washington County Jail, pending receipt of additional information on the request.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: APPOINTMENT TO THE WASHINGTON COUNTY PLANNING COMMISSION

Mr. White moved and Mr. Feathers seconded a motion to appoint Salem Township resident Tom Fagan to the Washington County Planning Commission, beginning immediately and extending through January 31, 2019.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: MONTHLY REPORT ON CARE OF PRISONERS

The Commissioners acknowledged receipt of a report on the care of prisoners at the Washington County Jail during the month of May 2016, revealing a prisoner count of 392 and revenues of \$173,760.00.

RE: LIBERTY TOWNSHIP CDBG PROJECT

Mr. White moved and Mr. Feathers seconded a motion to approve the Notice of Award, the Contract, and the Notice to Proceed for the Liberty Township Community Development Block Grant (CDBG) Culvert Installation Project, vendor Crescent-McConnell Supply, LLC, contract amount \$23,160.14, as prepared and requested by Michelle Hyer, Buckeye Hills-Hocking Valley Regional Development District.

The Clerk noted the Commissioners had previously approved these documents with Crescent-McConnell Supply indicated as "Contractor", but revision as approved herein indicates Crescent-McConnell Supply, LLC is the "Vendor" for the project.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: HOPKINS BRIDGE REPLACEMENT PROJECT

Mr. Feathers moved and Mr. White seconded a motion to accept the bid of R.C. Construction Co. & Sons for the Hopkins Bridge Replacement Project, for the amount of \$196,843.00, as recommended by County Engineer Roger Wright.

The Clerk noted the project estimate is \$223,498.13, and the following sealed bids were received:

Ohio-West Virginia Excavating, \$204,315.75
R.C. Construction Co. & Sons, \$196,843.00
Tom Mayle & Sons, \$246,379.00

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

Mr. Feathers moved and Mr. White seconded a motion to approve the contract with R.C. Construction Co. & Sons, in the amount of \$196,843.00, for the Hopkins Bridge Replacement Project, as prepared by County Engineer Roger Wright.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: EMERGENCY LANDSLIP REPAIRS

Mr. White moved and Mr. Feathers seconded a motion to approve contracts as follows for emergency landslip repairs:

Bob Lane's Welding, County Road 9-C, \$15,686.50
Bob Lane's Welding, County Road 9-C, \$ 9,856.00
Bob Lane's Welding, County Road 46, \$11,492.50
Bob Lane's Welding, County Road 46, \$15,128.00
Bob Lane's Welding, County Road 406, \$ 8,698.00

The Clerk noted these were the lowest acceptable quotes received for each of the projects, and were within the County Engineer's estimates for the projects.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: LOWELL T BRIDGE REHABILITATION PROJECT

Mr. Feathers moved and Mr. White seconded a motion to approve the bid specifications, bid documents and bid notice for the Lowell T Bridge Rehabilitation Project, as prepared and requested by County Engineer Roger Wright.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: COMMENTS FROM VISITORS

Glen Pawloski distributed to each of the Commissioners copies of two articles from *The Parkersburg News and Sentinel*. In summary, he said the articles pertain to the C8 situation in the Parkersburg/Vienna area. He said the articles demonstrate the differences between missions of the EPA and the FDA, and how they impact local communities. He noted the EPA is more stringent in its use of measurements, while the FDA is more lenient. He said the EPA's short-term studies of the levels of C8 and the impact on the human and physical environment differ sharply from the long-term studies done by Dupont. He questioned how the EPA's study can be determined to be more useful than the Dupont study.

Art Mendicino said he lives on Chamberlain Drive in Devola, and has recently retired. He thanked the Commissioners for the work they do.

RE: FAIR HOUSING ANALYSIS OF IMPEDIMENTS

Darlene Lukshin, OSU Extension Office, provided to the Commissioners a draft of the Analysis of Impediments to Fair Housing Choice she prepared with Consultant Jackie LeBerth.

Ms. Lukshin said the document must be updated every five years. She said applications for federal funds, including CDBG, CHIP, and water and sewer, are in part dependent upon this document being in effect. She specifically noted the 5-year analysis of impediments action plan included in the report.

Ms. Lukshin said the report must be posted and made available for at least ten days to allow for public review and comment.

Mr. Feathers moved and Mr. White seconded a motion to approve the draft Analysis of Impediments to Fair Housing Choice dated June 2016, as prepared and presented by Darlene Lukshin, OSU Extension.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: ROADWAY USE AND MAINTENANCE AGREEMENTS

County Engineer Roger Wright and Prosecutor Kevin Rings talked with the Commissioners about Roadway Use and Maintenance Agreements (RUMA's). Mr. Wright said PDC Energy is planning to continue its drilling in Washington County, and he has had discussions with PDC representatives and contractors about including Prevailing Wage requirements in the agreements. He said the RUMA's currently in force do not include a provision requiring Prevailing Wages to be paid by contractors working on behalf of PDC or other oil and gas companies. Mr. Rings noted there is uncertainty as to whether such provision should be included in these agreements. He said the Ohio Attorney General rendered an opinion Prevailing Wages are required, but the former Washington County Prosecutor did not agree. Mr. Wright said other Ohio counties have RUMA's that require the oil and gas company to "be aware that Prevailing Wages may be required", allowing them to make the determination. The Commissioners determined it is appropriate for those companies to consult with their legal representatives and appropriate governmental agencies to make the determination as to whether Prevailing Wages are required.

Mr. Wright said the RUMA's now in place are for one-year periods, with extensions of one year available. He noted extensions have not been implemented or documented, though, even if the RUMA's are in place for longer than one year. He recommended not including an ending date in the agreements, and allowing those agreements to be in effect until a Termination Agreement is signed.

The Commissioners asked Mr. Wright to revise Washington County Roadway Use and Maintenance Agreements to include:

1. A statement that Contractor must be aware that payment of Prevailing Wages may be required, referencing the opinion of the Ohio Attorney General and appropriate regulations.
2. No ending date for the agreements, instead making them effective until a Termination Agreement is agreed upon.

RE: 2ND PUBLIC HEARING ON TRANSIT ROUTE CHANGE

At 2:00 p.m. the Commissioners conducted the 2nd Public Hearing on a transit route change. Attending were the Commissioners, the Clerk, and Dawn Rauch and Kenneth Vigneron from Washington-Morgan Community Action Program.

Ms. Rauch reported she received one written comment on the proposed route change, which is intended to accommodate relocation of the Veterans Clinic to Reno. She said that Washington County resident is in favor of the change. Ms. Rauch said the proposed route change will not eliminate any current service, but will add service to the Veterans Clinic.

Mr. White moved and Mr. Feathers seconded a motion to approve the Rural Transit Program route changes, to include service to the Veterans Clinic in Reno, beginning June 13, 2016.

A calling of the roll resulted in the following vote: Rick Walters aye, Ronald Feathers aye, David White aye. Motion passed.

RE: BID OPENING, NON-EMERGENCY TRANSPORTATION SERVICES

At 2:30 p.m. the Commissioners opened sealed bids for the Non-Emergency Transportation Services on behalf of Washington County Department of Job and Family Services. Attending were the Commissioners, the Clerk, and Tom Ballengee and Ruth Burdette from Job and Family Services.

President Walters opened bids from the following:

- Washington-Morgan Community Action Program
- Ohio Valley Cab and Delivery
- Comfort Couriers
- National Church Residences

Mr. Walters noted each of the bids included either a bid guaranty or bond. He asked Mr. Ballengee and Ms. Burdette to review the four bids and provide recommendation to the Commissioners.

RE: ADJOURNMENT

Mr. White moved and Mr. Feathers 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