

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON MARCH 23, 2017 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: RONALD L. FEATHERS, PRESIDENT, DAVID A. WHITE, VICE PRESIDENT, AND RICK WALTERS, MEMBER. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE PRESIDENT OF THE BOARD. MR. FEATHERS LED THOSE ATTENDING IN THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also attending were Donn Kerr, Glen Pawloski, Muskingum Township Trustee Gary Doan, Karen Doan, Mike Webber, I.T. Director Gerry Lockhart, Building Official Chris Wilson, Steve Hutchinson, Sam Shawver from *The Marietta Times*, and Clerk Rick Peoples.

**Washington County Commissioners
AGENDA
9:00 a.m., March 23, 2017**

9:00 Business Meeting
10:00 Cindy Davis, Family & Children First – Help Me Grow Program Update

UNFINISHED BUSINESS

Response to Ohio EPA Findings & Orders
Engineer – Request to Sell Trailers at Public Auction

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Additional Appropriation – Sheriff
Additional Appropriation – CHIP 2015
Additional Appropriation – Various Funds (17)
Transfer – FCF Help Me Grow
Transfer – Veterans
Transfer – County General
Then & Now's
Travel – Clerk of Courts
Travel – Job and Family Services (2)
Travel – EMA (2)
Travel – Family & Children First
Memo of Understanding between Job and Family Services and Children Services
2017 Transit Contract Amendment
Senior Levy Agreements with Recipient Agencies (4)
Agreement with Horizon for 911 Service
Contract with City of Marietta for Building Department Services
Engineer – Request to Host Annual Township Trustees Meeting in Lowell

INFORMATION

Council of Governments, 12:00 p.m., **Monday**, March 27, at Lori's Family Restaurant
Monthly County Home Meeting, 8:30 a.m., **Tuesday**, April 11, at County Home

RE: AGENDA

Mr. White moved and Mr. Walters seconded a motion to accept the agenda.

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

RE: APPROVAL OF MINUTES

Mr. Walters moved and Mr. White seconded a motion to dispense with the reading and approve the minutes of the March 16, 2017 meeting.

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

RE: BILLS FOR PAYMENT

Mr. White moved and Mr. Walters 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: Ronald Feathers aye, David White aye, Rick Walters aye. Motion passed.

RE: ADDITIONAL APPROPRIATIONS

Mr. Walters moved and Mr. White seconded a motion to approve the following requests for Additional

Appropriations:

Sheriff	210-0395-53403	\$ 2,367.37
CHIP 2015	210-0806-51000	\$ 242,452.00
Common Pleas	200-0300-57100	\$ 1,575.83
Litter Control	200-0530-57100	\$ 800.77
Economic Dev. Office	200-0810-57100	\$ 7,626.80
Revolving Loan	200-0845-57100	\$ 7.99
Hazardous Mitigation Plan	210-0105-57100	\$ 7.05
FEMA Reimbursement	210-0327-57100	\$ 7,687.41
EVE, Inc.	210-0365-57100	\$ 19,350.45
CSB Office of Criminal Justice	210-0742-57100	\$ 3,443.21
CHIP 2006	210-0802-57100	\$ 383.00
CDBG 2013	210-0821-57100	\$ 1.00
CDBG Sewer 2010	210-0823-57100	\$ 1,891.75
CDBG Water/Sewer Revolving	210-0824-57100	\$ 41,918.64
ARRA Home Sewage Treatment	210-0825-57100	\$ 1.75
CDBG 2012	210-0830-57100	\$ 0.80
Revolving Loan	210-0845-57100	\$ 1,889.94
CDBG Highland Ridge Water	210-0869-57100	\$ 1.67
W.P. Snyder Restoration	215-0853-57100	\$ 8,404.67

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

RE: TRANSFERS

Mr. White moved and Mr. Walters seconded a request to approve the following requests for transfer of funds:

<u>Department</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Family & Children First	602-2033-57400	602-2033-54000	\$ 3,700.00
	602-2033-57400	602-2033-53202	\$ 1,700.00
Soldiers Relief	100-0700-57401	100-0700-57402	\$ 5,000.00
Comm. Pleas House Arrest	200-0300-57100	100-0100-49100	\$ 1,575.83
Litter Control	200-0530-57100	100-0100-49100	\$ 800.77
Economic Dev. Office	200-0810-57100	100-0100-49100	\$ 7,626.80
Revolving Loan	200-0845-57100	100-0100-49100	\$ 7.99
Hazardous Mitigation Plan	210-0105-57100	100-0100-49100	\$ 7.05
FEMA Reimbursement	210-0327-57100	100-0100-49100	\$ 7,786.41
EVE, Inc.	210-0365-57100	100-0100-49100	\$ 19,350.45
CSB Office of Criminal Just.	210-0742-57100	100-0100-49100	\$ 3,443.21
CHIP 2006	210-0802-57100	100-0100-49100	\$ 383.00
CDBG 2013	210-0821-57100	100-0100-49100	\$ 1.00
CDBG 2010	210-0823-57100	100-0100-49100	\$ 1,895.75
CDBG Water/Sewer Loan	210-0824-57100	100-0100-49100	\$ 41,918.64
ARRA Home Sewage	210-0825-57100	100-0100-49100	\$ 1.75
CDBG 2012	210-0830-57100	100-0100-49100	\$ 0.80
Revolving Loan	210-0845-57100	100-0100-49100	\$ 1,899.04
CDBG Highland Ridge	210-0869-57100	100-0100-49100	\$ 1.67
W.P. Snyder Restoration	215-0853-57100	100-0100-49100	\$ 8,404.67

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

RE: THEN & NOW

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

<u>Dept</u>	<u>Account</u>	<u>Vendor</u>	<u>Amount</u>
911	200-0364-53000	AT & T	\$ 293.94

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

RE: TRAVEL REQUESTS

Mr. Walters moved and Mr. White 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 2017, and any and all amendments subsequent thereto:

Clerk of Courts

Brenda Wolfe, Paula Hendrickson: Two-day trip to Columbus to attend Ohio Clerk of Courts Association Title Seminar and monthly meeting; April 18-19, 2017.

JFS

Deanna Green, Stephanie Canfield: One-day trip to Athens to attend Regional APS Meeting; April 21, 2017.

Tom Ballengee, Dawn Lucas, Ruth Burdette: One-day trip to Athens to attend Region 4 Fiscal Meeting; April 10, 2017.

EMA

Glen Kelly, Lori Price: One-day trip to Parkersburg to attend active shooter preparedness workshop; April 25, 2017.

Glen Kelly, Lori Price: One-day trip to Cambridge to attend Health Department SE Ohio Regional Public Health/Healthcare Coalition Workshop; April 13, 2017.

Family & Children First

Cindy Davis: One-day trip to Columbus to attend VOICES for Ohio's Children Kids Conference; March 29, 2017.

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

RE: MEMORANDUM OF UNDERSTANDING, JFS AND CHILDREN SERVICES

Mr. White moved and Mr. Walters seconded a motion to approve a Memorandum of Understanding between Washington County, Washington County Department of Job and Family Services (JFS), and Washington County Children Services Agency (Children Services), authorizing the transfer of \$100,000 in Title XX TANF funds from JFS to Children Services, during the period March 27, 2017 through June 30, 2017, as prepared by Tom Ballengee, Job and Family Services.

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

RE: 2017 TRANSIT CONTRACT AMENDMENT

Mr. Walters moved and Mr. White seconded a motion to approve an Amendment to the 2017 Rural Transit Grant through the Ohio Department of Transportation, adding the total local share required to the contract, with no change in budget, local share, or federal allocation, and to allow Mr. Feathers to sign the Amendment.

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

RE: SENIOR LEVY AGENCY AGREEMENTS

Mr. White moved and Mr. Walters seconded a motion to approve the following agreements with agencies receiving a portion of the 2017 Senior Levy revenues:

O'Neill Senior Center	\$ 330,000	Programs
O'Neill Senior Center	\$ 75,000	Prescription Assistance
RSVP	\$ 30,000	Programs
Washington-Morgan Comm. Action	\$ 610,000	Programs

The Clerk said these amounts are estimates and will be paid in two installments, one in early May and one in mid-November. He said \$50,000 of Senior Levy revenues are preserved for use by Washington County Senior Clubs. He noted that, other than mandatory settlement fees, all revenues generated by the Senior Levy are paid out for the benefit of Washington County senior citizens.

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

RE: CONTRACT WITH HORIZON

Mr. Walters moved and Mr. White seconded a motion to approve a Fiber Service Agreement with Horizon Network Partners to install appropriate fiber equipment and service for the enhanced 911 service, as follows, payable from the 911 Levy Fund:

Equipment	\$11,300.00	One-time payment
Service	\$ 1,600.00	Per month (\$400 for each of 4 locations)

I.T. Director Gerry Lockhart said this is required service to coordinate with new 911 equipment that has been ordered for the enhanced 911 service. He said this will provide service to the Emergency Operations Center, the Sheriff's Office, the City of Marietta, and the City of Belpre.

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

RE: CONTRACT WITH CITY OF MARIETTA FOR BUILDING DEPARTMENT SERVICES

Mr. White moved and Mr. Walters seconded a motion to table a request from Building Official Chris Wilson to enter into agreement with the City of Marietta for the Southeastern Ohio Building Department to provide appropriate inspection services to the City during the period April 1, 2017 through March 31, 2021, pending further review of the contract.

Mr. Wilson said he will ensure the proposed contract is in compliance with the Board of Building Standards and the State of Ohio.

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

RE: REQUEST TO HOLD ANNUAL TOWNSHIP TRUSTEES MEETING

Mr. White moved and Mr. Walters seconded a motion to approve a request from County Engineer Roger Wright to hold his Annual Township Trustees Meeting at Our Lady of Mercy Catholic Church in Lowell at 7:30 p.m. on April 20, 2017, preceded by dinner at 6:30 p.m.

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

RE: RESPONSE TO OHIO EPA FINDINGS AND ORDERS

Mr. White moved and Mr. Walters seconded a motion to return to the table from Unfinished Business consideration of a response to the Ohio EPA Director's Modified Final Findings and Orders.

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

Mr. White moved and Mr. Walters seconded a motion to approve the response to the Ohio EPA Director's Modified Final Findings and Orders for the proposed sewer project in Devola, as prepared by Nicole Coil, Assistant Prosecuting Attorney for Washington County. (This letter dated March 23, 2017 is on file in the Office of the Commissioners.)

President Feathers said the Commissioners have reviewed the content of the letter and unanimously agree with it. Mr. Feathers said the response to the EPA is not only necessary, but also appropriate. He noted the Commissioners received the Director's Modified Final Findings and Orders at a meeting in Columbus on February 22, 2017. He informed Mr. Pawloski that his list of 24 items of concern to Devola residents was considered in preparing this response.

Mr. Pawloski provided to the Commissioners additional responses he received from Devola and Oak Grove homeowners, encouraging the Commissioners to continue fighting for their rights. He said he and his wife appreciate the efforts of the Commissioners, the Health Department and the Prosecutor's Office in responding to the EPA orders as over-reach.

Donn Kerr asked if the Commissioners are protesting the results of recent tests conducted by the EPA in Devola and Oak Grove. Mr. Feathers responded that the Commissioners are not protesting the test results, but are seeking clarification of the results and of the orders.

After some discussion about the Intergovernmental Agreement between the City of Marietta and Washington County, Mr. Kerr and Commissioner White agreed this response to the Director of the Ohio EPA has little to do with the Intergovernmental Agreement, as one is not dependent upon the other.

Mr. Kerr asked the Commissioners why they are responding to the Ohio EPA in this fashion if they signed an agreement in 2011 to pay the City to enlarge its wastewater treatment plant to allow for more flow from outlying communities. He said the Commissioners have not complied with the Intergovernmental Agreement.

Commissioner White said the County is "not in breach of contract in any way, shape or form".

Responding to Mr. Kerr's question of why the Commissioners are spending so much time and effort fighting the inevitable in Devola, Mr. Feathers said the Commissioners disagree with "the EPA's pursuit of ripping away the personal property rights of Washington County citizens." He said the EPA has not yet determined this to be a critical health issue, and should not be able to force the Commissioners to require homeowners to transition from septic to sewer.

Steve Hutchinson expressed his appreciation to the Commissioners for standing up for the rights of homeowners. He said not much has been mentioned about the costs to be charged to each homeowner. (At this time Mr. Kerr exited the meeting.) He said he doesn't believe homeowners will be able to afford a new sewer line and tap-in to that line.

RE: RESOLUTION TO ALLOW PROSECUTOR TO APPEAL DIRECTIVE FROM OHIO EPA

Mr. White moved and Mr. Walters seconded a motion to allow the Washington County Prosecutor to negotiate and file an appeal to the Modified Findings and Orders of the Director of the Ohio EPA, on behalf of the Board of Commissioners of Washington County, Ohio.

President Feathers said this will allow the Prosecutor's Office to respond to the Findings and Orders, negotiate as appropriate and as may be necessary, and file an appeal on behalf of the Commissioners.

Assistant Prosecutor Nicole Coil said she is investigating an option to appeal to the Environmental Review Appeals Commission.

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

RE: REQUEST FROM COUNTY ENGINEER TO DISPOSE OF TWO TRAILERS AT PUBLIC AUCTION

Mr. White moved and Mr. Walters seconded a motion to return to the table from Unfinished Business consideration of a request to sell two trailers at public auction.

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

Mr. White moved and Mr. Walters seconded a motion to approve disposal of the following two trailers at McLeish Public Auction on or about April 1, 2017, due to age and condition of trailers, as requested by County Engineer Roger Wright:

- 2006 JRC Custom Utility Trailer, 6' x 12', serial #1J9B3101-4-H1361058
- 2007 JRC Haul All Utility Trailer, 5' x 8', serial #1J9B3081-7-81361432

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

RE: COMMENTS FROM VISITORS

Mike Webber said, on behalf of property owners in Washington County, he commends the Commissioners for standing up for their rights and privileges.

Mr. Pawloski thanked the Commissioners for actions they took today, and for their compassion to the citizens of Devola and Oak Grove. He reviewed materials he left with the Commissioners.

Mr. Hutchinson said the costs of the Devola project are a "huge unknown", and very well may destroy the lives of impacted homeowners.

President Feathers said a part of Assistant Prosecutor Nicole Coil's response to the EPA is pointing out that an appropriate, legitimate cost-benefit analysis for the project has not yet been done.

RE: FAMILY & CHILDREN FIRST UPDATE

Cindy Davis and Jon Higgins updated the Commissioners on the Help Me Grow Program at Washington County Family & Children First.

Ms. Davis reviewed the evolution of Help Me Grow, from its inception in 2001 to its current status. She noted the program was initiated by the Ohio Department of Health, and served at-risk infants and toddlers and toddlers with developmental delay. In 2013, she said, the Department of Health split the central coordination segment of Help Me Grow into two separate programs: home visiting and early intervention. Then in 2016 the early intervention segment moved from the Ohio Department of Health to the Ohio Department of Developmental Disabilities, according to Ms. Davis, and Help Me Grow began to provide only home visiting services. Ms. Davis said she is in the process of submitting a grant application to participate in the Bold Beginning (formerly known as Central Coordination) Program.

Ms. Davis and Mr. Higgins agreed there have been many changes to the Help Me Grow Program over the years, not the least of which is this transition to "Bold Beginning" and competitive grant funding. She said she is collaborating with Morgan County on the application, as the Ohio Department of Health looks favorably upon those counties which have "joined a group". Commissioner White agreed the Ohio Department of Health is heading toward regionalization in a variety of ways.

Ms. Davis said she anticipates receiving much less funding for Help Me Grow in Washington County next year.

RE: ADJOURNMENT

Mr. Walters moved and Mr. White seconded a motion to adjourn.

A calling of the roll resulted in a unanimous vote in favor. The meeting adjourned at 10:30 a.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk

