

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 29, 2014 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: RONALD L. FEATHERS, PRESIDENT, DAVID A. WHITE, VICE PRESIDENT, TIMOTHY C. IRVINE, 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 Muskingum Township Trustee Gary Doan, Justin Hearn from WMOA Radio, Jasmine Rogers from *The Marietta Times*, Jeremy Barton, and Clerk Rick Peoples.

**Washington County Commissioners
AGENDA
May 29, 2014**

9:00 Business Meeting
9:30 Bid Opening – Job and Family Services Copiers
11:00 Erin MacLellan, PUCO Field Representative – Introduction of New Web Site

UNFINISHED BUSINESS

Dog & Kennel Fund and Contract with Humane Society
Resolution to Transfer Oversight of EMA from Commissioners to Sheriff

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Additional Appropriation – Sheriff
Transfer – Common Pleas Court
Then & Now's
Travel – Auditor
Travel – Job and Family Services (2)
Travel – Family & Children First
Agreement for Use of Ely Chapman Center, Family & Children First
Administrative Agent Agreement, Family & Children First
Operational Capacity Building Funds Application, Family & Children First
Help Me Grow Home Visiting Provide Contract, Family & Children First
Appointment of Director of Human Resources as Section 125 Plan Administrator
Drawdown – CDBG (2)
Drawdown – Community Action (2)
Pay Request for W.P. Snyder, Jr. Restoration Project and Consideration of Change Orders
Change to Hours of Operation – Common Pleas Court
Engineer – Road Use Maintenance Agreement for Belpre Township
Engineer – Road Use Maintenance Agreement for Fearing Township
Engineer – Recommendation to Award 2014 Asphalt Paving Project Contract
Letters to Delinquent Sewer Account Holders
Letter to County Auditor Certifying Delinquent Sewer Accounts

INFORMATION

Council of Governments, 10:00 a.m., **Friday**, May 30, Lori's in Caldwell
Monthly County Home Meeting, 8:30 a.m., **Tuesday**, June 10
Meeting with Fire Chiefs, Sheriff, & EMA Director, 7:00 p.m., **Tuesday**, June 10, Emergency Operations Center

RE: AGENDA

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

Add: 10:00 Ellen Howard, Aurelius Township resident

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

RE: PAYMENT OF BILLS

Mr. Irvine moved and Mr. White seconded a motion to approve the payment of bills from various departments.

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

RE: ADDITIONAL APPROPRIATION

Mr. White moved and Mr. Irvine seconded a motion to approve the following request for additional appropriation:

Sheriff	100-0384-53500	\$ 4,730.82
---------	----------------	-------------

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

RE: TRANSFERS

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

	<u>From</u>	<u>To</u>	<u>Amount</u>
Common Pleas Court	215-0206-53000	215-0206-51001	\$ 2,060.80

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

RE: THEN & NOW'S

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

Dept	Account	Vendor	Amount
Commissioners	400-0113-53000	MASI Environmental	\$ 119.25

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

RE: TRAVEL REQUESTS

Mr. White 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 2014 and any and all amendments subsequent thereto:

Auditor

Paul Beach: One-day trip to Reynoldsburg for Weights & Measures training; June 12, 2014.

JFS

Jesse Dye: One-day trip to Columbus to attend OCATS meeting; May 30, 2014.

Anita Vaughan: Three-day trip to London, Ohio to attend Ohio Peace Officer Training Academy; June 4-6, 2014.

Family & Children First

Cindy Davis: Three-day trip to Columbus to attend Ohio Prevention and Early Intervention Conference; June 3-5, 2014.

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

RE: AGREEMENT FOR USE OF ELY CHAPMENT CENTER, FAMILY & CHILDREN FIRST

Mr. Irvine moved and Mr. White seconded a motion to approve an Agreement with the Ely Chapman Center for use of its facility by Family & Children First, during the period April 1, 2014 through June 30, 2015, at the hourly rate of \$60.00, as requested by Cindy Davis, Family & Children First.

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

RE: ADMINISTRATIVE AGENT AGREEMENT, FAMILY & CHILDREN FIRST

Mr. White moved and Mr. Irvine seconded a motion to approve an Administrative Agent Agreement, designating the Commissioners as the Administrative Agent for Washington County Family & Children First Council during the period July 1, 2014 through June 30, 2015, as requested by Cindy Davis, Family & Children First.

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

RE: OPERATIONAL CAPACITY BUILDING FUNDS APPLICATION, FAMILY & CHILDREN FIRST

Mr. Irvine moved and Mr. White seconded a motion to approve an Operational Capacity Building Funds Application for fiscal year 2015 for a total of \$15,750.00, and to allow Mr. Feathers to sign the application, as prepared and requested by Cindy Davis, Family & Children First.

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

RE: HELP ME GROW HOME VISITING PROVIDER CONTRACT, FAMILY & CHILDREN FIRST

Mr. White moved and Mr. Irvine seconded a motion to approve a Help Me Grow Visiting Provider Contract for the Ohio Department of Health, for the period July 1, 2014 through June 30, 2015, and to allow Mr. Feathers to sign the contract, prepared and requested by Cindy Davis, Family & Children First.

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

RE: APPOINTMENT OF SECTION 125 PLAN ADMINISTRATOR

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

For purposes of the administration of the Washington County Section 125 (the Plan) Flexible Spending Plan, the Washington County Commissioners, hereby resolve as follows:

Darla Miller, current Director of Human Resources, is hereby appointed as Administrator of the Plan with the following responsibilities:

- a) Principal duty is to ensure the Plan is carried out in accordance with its terms, and for the exclusive benefit of employees entitled to participate in the Plan; and*
- b) To enforce rules and regulations necessary for the proper efficient administration of the Plan; and*
- c) To interpret provisions of the Plan, the Administrator's interpretations thereof in good faith to be final and conclusive; and*
- d) To decide all questions concerning the Plan and the eligibility of any person to participate in the Plan and to receive benefits provided by operation of the Plan; and*
- e) To provide employees with reasonable notification of their benefits available and to assist them with benefits enrollment in the Plan.*

This resolution shall be effective and operative for the purpose set forth retroactive from May 8, 2014 regardless of the date of passage to coincide with the Plan revision and amendment adopted on that date.

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

RE: DRAWDOWNS FOR CDBG PROGRAM

Mr. Irvine moved and Mr. White seconded a motion to approve the following drawdowns of Community Development Block Grant (CDBG) funds, and to allow Mr. Feathers and Mr. White to sign the requests, as prepared by Michelle Hyer, Buckeye Hills-Hocking Valley Regional Development District:

B-W-12-1CY-1	\$ 217,102
B-W-12-1CY-1	<u>10,000</u>
Total	\$ 227,102
B-F-13-1CY-1	\$ 37,700

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

RE: DRAWDOWNS FOR CHIP PROGRAM

Mr. Irvine moved and Mr. White seconded a motion to approve the following drawdowns of Community Housing Improvement Program (CHIP), and to allow Mr. Feathers and Mr. White to sign the requests, as prepared by Gerry Spencer, Washington-Morgan Community Action Program:

B-C-12-1CY-2	\$ 3,000
B-C-12-1CY-2	900
B-C-12-1CY-2	<u>26,973</u>
Total	\$ 30,873

B-C-12-1CY-1 \$ 8,634

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

RE: PAY REQUEST FOR W.P. SNYDER, JR. RESTORATION PROJECT

Mr. Irvine moved and Mr. White seconded a motion to approve invoice number 7 for the W.P. Snyder, Jr. restoration project, contractor Amherst Madison, Inc., in the amount of \$168,141.84, payable by the Ohio Department of Transportation directly to the contractor, and to allow Mr. Feathers to sign the invoice, as prepared and requested by Fred Smith, Ohio Historical Society.

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

Mr. Irvine moved and Mr. White seconded a motion to approve the Change Order Notification Form for the W.P. Snyder, Jr. Renovation Project, as prepared and requested by Fred Smith, Ohio Historical Society.

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

RE: CHANGE OF HOURS FOR COMMON PLEAS COURT

The Commissioners acknowledged notice from Judges Burnworth and Lane that hours of operation for Common Pleas Court, the judges' offices, the Assignment Commissioner's office, the Magistrate's office, and the PSI/Background Investigator's office have changed to 8:00 a.m. to 4:30 p.m., Monday through Friday, with a break for lunch from 12:00 p.m. to 12:30 p.m.

RE: REQUEST FOR ROAD USE MAINTENANCE AGREEMENT FROM BELPRE TOWNSHIP

Mr. Irvine moved and Mr. White seconded a motion to approve a request from the Belpre Township Trustees for the County Engineer to prepare a Road Use Maintenance Agreement (RUMA) for Belpre Township roads.

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

RE: REQUEST FOR ROAD USE MAINTENANCE AGREEMENT FROM FEARING TOWNSHIP

Mr. White moved and Mr. Irvine seconded a motion to approve a request from the Fearing Township Trustees for the County Engineer to prepare ad Road Use Maintenance Agreement (RUMA) for Fearing Township roads.

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

RE: AWARD OF 2014 ASPHALT PAVING PROJECT CONTRACT

Mr. White moved and Mr. Irvine seconded a motion to award contract for the 2014 Asphalt Paving Program to the only bidder for the project, Shelly and Sands, Inc., for the amount of \$1,460,196.00, as recommended by County Engineer Roger Wright.

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

RE: LETTERS TO DELINQUENT SEWER ACCOUNT HOLDERS

Mr. White moved and Mr. Irvine seconded a motion to approve sending letters to the following holders of delinquent sewer accounts, requesting them to pay on those accounts within thirty days: Kelly Offenberger, Debora Wingrove (for 75 Main Street), Mike Higgins, Jean Yost (for 765 Warrior Drive), Christopher & Patty Carver, Kelly Lang (for 815 Warrior Drive), Romona Barrett, Tim Anderson, Dave Burt (for Walnut Lane apartment), Don & Madeline Peltier, Amanda Holman, Brent Bills, Evan Campbell, Fred & Savannah Newlon, Angela Parker, Steve Rood (for 147 Oak Drive), Tina McClung, Ernest Cornell, Ray Schaad/blue Heron Estates (for 104 Quail Street), Brian & Sherry Ogden (for 1705 Brackenridge Road), Karen Anstatt, Fredabella Pomroy, Victoria Campbell (for 10681 State Route 550), Michael Cameron, Donald Tallman.

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

RE: CERTIFICATION OF DELINQUENT SEWER ACCOUNTS

Mr. White moved and Mr. Feathers seconded a motion to approve sending a letter to County Auditor Bill McFarland certifying delinquent sewer accounts of the following, and requesting him to add those delinquent amounts to property tax bills: Larry Carney, Robert Tate, Brian McCoy, Patricia Eagle.

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

RE: BID OPENING, JOB AND FAMILY SERVICES COPIERS

President Feathers welcomed those attending the opening of sealed bids for the Washington County Department of Job and Family Services copiers project, including the following:

Mike Cornell, Poynter's Best Products
Steve Fulks, Poynter's Best Products
Mike Watson, Noe Office Equipment
Worthy Moss, Modern Office Methods
Jason Stutler, CWS
Ruth Burdette, Dawn Lucas, and Tom Ballengee, Department of Job and Family Services

At 9:30 a.m. the Clerk opened, and the President read aloud, the following bids:

Modern Office Methods	\$1,203.51 per month, and \$0.0060/page over 40,000 pages
Noe Office Equipment	\$ 755.50 per month, and \$0.0095/page over 40,000 pages
Ricoh	\$1,409.18 per month, and \$0.0072/page over 40,000 pages
CWS	\$ 730.00 per month, and \$0.0070/page over 40,000 pages
Poynter's Best Products	\$1,120.00 per month, and \$0.0085/page over 40,000 pages

Mr. Feathers noted all proposals except Ricoh included a bid bond. He asked the representatives from Job and Family Services to review the bids and return with a recommendation at a later date.

RE: ELLEN HOWARD

Aurelius Township resident Ellen Howard talked with the Commissioners and County Engineer Roger Wright about some issues she and her mother are experiencing living on Aurelius Township Road 305.

Ms. Wright said B&N Coal Company is working on property near her residence, and regularly uses TR 305 as a haul route. She shared with the Commissioners:

- B&N damaged culvert in front of her property, resulting in flood damage in 2008 and other years with heavy rains. Ms. Wright said at one time there was 40' of culvert, but now there is less than 20'.
- A significant amount of landscaping in front of her mother's house was destroyed by B&N years ago as they mowed and widened the road.
- A large number of potholes are in front of her house, a result of heavy truck traffic.
- There is little-to-no dust control on TR 305.
- Vehicles, including school buses, do not stop on TR 305 before entering onto State Route 821, even though there is a stop sign.
- Trucks travel too fast on TR 305, and apply their Jake brakes so as to annoy area residents.

Ms. Howard said she has talked with B&N Coal representatives and the Aurelius Township Trustees about the problems she has had for more than ten years. At one point, she said, B&N asked the Trustees if they could widen the road they use, and the Trustees allowed them to proceed as they considered this an "improvement" to their township road. Ms. Howard said in her opinion this was not an improvement to TR 305.

She indicated she has consulted with the Sheriff, the Ohio EPA, state representatives, and the Department of Justice. She said she and her mother are very frustrated with non-response from elected officials, and what she perceives as harassment by B&N Coal Company truck drivers. She said she was advised to document what she considers to be violations of law by taking photographs and video. She shared those with the Commissioners.

Ms. Howard asked the Commissioners to:

- Intervene in this situation with the Aurelius Township Trustees and B&N Coal Company.
- Post appropriate speed limits on Aurelius Township Road 305.
- Assist in her quest for:
 - noise reduction
 - drainage improvements
 - culvert repair or replacement
 - road repair
 - dust control

She said she believes one of the Trustees is an employee of B&N Coal Company, and that his employment may interfere with his township responsibilities. As a result, Ms. Howard has consulted the Ohio Ethics Commission and may file a complaint with them.

The Commissioners said the road is the responsibility of Aurelius Township Trustees. They noted they have no control or oversight over the Trustees. County Engineer Roger Wright said he has offered to repair and/or replace the damaged culvert. He said the Trustees have not asked him to prepare a Road Use Maintenance Agreement for B&N Coal Company's use of Aurelius Township Road 305 as a haul route.

Ms. Howard encouraged the Commissioners to talk with the Aurelius Township Trustees and B&N Coal Company, before the situation "gets ugly".

RE: ERIN MACLELLAN, PUCO

Erin MacLellan, Field Representative for the Ohio Public Utilities Commission (PUCO), introduced herself and provided to the Commissioners up-to-date information on her agency. She noted:

PUCO regulates large energy companies.
She educates groups and individuals in more than twenty Ohio counties.
PUCO has a newly-updated website which is both very useful and user-friendly.

In her PowerPoint presentation to the Commissioners, she described:

- Energy Choice
- Consumer rights
- Restructured energy market
- "Apples to Apples" rate comparison, for both electricity and gas
- The PUCO Call Center

Ms. MacLellan encouraged the Commissioners to contact her if they ever need assistance.

RE: NEW BUS STOP FOR COMMUNITY ACTION BUS LINE

Commissioner Irvine said he is very pleased with the recent announcement by the Noon Rotary Club that they intend to replace the bus stop on Second Street used by the Community Action Bus Line. He noted there is much support for this project, including a donation of \$500.00 from Washington-Morgan Community Action Program. He said it is appropriate for the County to financially support this project as well.

Mr. Irvine moved and Mr. White seconded a motion to contribute \$500.00 to the Noon Rotary Club's project to remove the existing bus stop on Second Street and replace it with a new one.

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

RE: ADJOURNMENT

Mr. Irvine 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 11:35 a.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk