

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 27, 2012 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: TIMOTHY C. IRVINE, PRESIDENT, CORA A. MARSHALL, VICE PRESIDENT, AND STEVEN W. WEBER, MEMBER. 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 resident David White, Administrator Paul Cunningham, and Clerk Rick Peoples.

## **COMMISSIONERS AGENDA**

**September 27, 2012**

9:00 Business Meeting  
9:30 Eric Skomra - CourtView Software Program  
10:30 John Grosse - OPWC Application  
11:00 Asa Boring - Township Budget Issues

### **UNFINISHED BUSINESS**

Dental & Vision Insurance  
Utility Construction Permits  
Courthouse Alley Replacement  
AFSCME Agreement, Bd of Dev. Dis

### **NEW BUSINESS**

Approve Agenda  
Approval of previous meeting's minutes  
Bills from various departments  
Resolution - OPWC  
Resolution - New Fund Common Pleas  
Additional Appropriation - WCBDD  
Additional Appropriation - FCF (2)  
Additional Appropriation - D&K  
Additional Appropriation - County General  
Transfer - Sheriff  
Transfer - CEBCO  
Then & Now's  
Travel - Commissioners (2)  
Travel - Auditor (2)  
OPWC Drawdown  
OWDA Drawdown (2)  
IV-D Contract - CSEA/Sheriff's Department.  
Subgrant Agreement - CSEA/JFS  
Appointment of Commissioner Tim Irvine to EDOA Board  
Health Department - Septic Tank Contract  
Notices of Delinquent Sewer Accounts  
Certification of Delinquent Sewer Accounts

### **INFORMATION**

Barlow Independent Fair - September 27 through September 30  
Columbus Day, Monday, October 8, Office Closed  
Off-Site Commissioners' Regular Meeting, 6:00 p.m., Thursday, October 18, Beverly

### **RE: AGENDA**

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

Add: Additional Appropriation - Sheriff  
Drawdown Request - CHIP

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

### **RE: APPROVAL OF MINUTES**

Ms. Marshall moved and Mr. Irvine seconded a motion to dispense with the reading of the September 20, 2012 minutes, and to approve them as submitted.

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

### **RE: PAYMENT OF BILLS**

Ms. Marshall 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: Timothy Irvine aye, Cora Marshall aye, Steven Weber aye. Motion passed.

**RE: RESOLUTION AUTHORIZING COMMISSIONERS TO APPLY FOR OPWC FUNDS**

Mr. Weber moved and Ms. Marshall seconded a motion to adopt the following resolution:

***WHEREAS**, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and*

***WHEREAS**, the Board of Commissioners of Washington County is planning to make capital improvements to the Devola sewerage collection system; and*

***WHEREAS**, the infrastructure improvements herein above described are considered to be a priority need for the community and are qualified project under the OPWC programs.*

***NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of Washington County:*

*Section 1. That Cora A. Marshall is hereby authorized to apply to the OPWC for funds as described above.*

*Section 2. That Cora A. Marshall is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.*

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

**RE: RESOLUTION CREATING NEW FUND**

Ms. Marshall moved and Mr. Weber seconded a motion to adopt the following resolution:

***WHEREAS**, the Fiscal Office of the Washington County Auditor's Office has advised the Commissioners of funds that need to be established by resolution, and*

***WHEREAS**, the fund established for the Common Pleas Court, and*

***WHEREAS**, funds requested by the Fiscal Office are as follows:*

**200-0207 COMMON PLEAS COURT BACKGROUND INVESTIGATION**

***NOW, THEREFORE BE IT RESOLVED**, by the Board of Washington County Commissioners, to hereby add the foregoing fund to the financial system of Washington County.*

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

**RE: ADDITIONAL APPROPRIATIONS**

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

215-0620-53000	Contract Services	\$100,000.00
602-2031-53000	Contract Services	\$ 5,345.89
602-2031-53000	Contract Services	\$ 7,729.12
200-0363-51002	Salaries	\$ 10,000.00
200-0363-51101	Medicare	\$ 50.00
200-0363-51102	PERS	\$ 2,950.00
100-0100-51001	Salaries	\$ 5,500.00
100-0100-51102	PERS	\$ 1,600.00
100-0109-51001	Salaries	\$ 2,250.00
100-0190-51001	Salaries	\$ 4,000.00
100-0190-51001	Medicare	\$ 58.00
100-0100-51102	PERS	\$ 560.00
100-0384-53000	Contract Service	\$ 5,600.00

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

**RE: TRANSFERS**

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

<u>From</u>	<u>To</u>	<u>Amount</u>
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Sheriff	100-0381-54200	100-0381-53403	\$ 1,000.00
CEBCO	200-2050-54400	200-2050-54000	\$ 10.50

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

**RE: THEN & NOW'S**

Mr. Weber 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>
DJFS	200-0720-5-7400	The Marietta Times	\$ 232.56
DJFS	200-0720-5-3400	Theisen Brock	\$ 2,500.00
EMA	200-0315-5-3000	Rapid Notify	\$ 8,250.00
Sheriff's Dept.	100-0381-5-3405	Marietta Ambulance Service	\$ 4,681.60

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

**RE: TRAVEL REQUESTS**

Mr. Weber 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 2012 and any and all amendments subsequent thereto:

Commissioners

Paul Cunningham: One-day trip to Columbus to attend Second Wednesday Seminar; October 10, 2012.

Tim Irvine: One-day trip to Columbus to attend CEBCO Annual Rate Renewal Meeting; October 5, 2012.

Auditor

Bill McFarland: One-day trip to Columbus to attend County Auditors Association meeting; October 3, 2012.

Bill McFarland: One-day trip to Middletown to purchase/trade county vehicle; October 5, 2012.

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

I.T.

Eric Skomra: One-day trip to Columbus to attend the State EOC meeting; October 1, 2012.

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

**RE: OPWC DRAWDOWN**

Mr. Weber moved and Mr. Irvine seconded a motion to approve drawdown #1 in the amount of \$76,967.72 from the Ohio Public Works Commission (OPWC) for the Woodlawn Sanitary Sewer Improvements project, and to allow Ms. Marshall to sign the request.

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

**RE: OWDA DRAWDOWNS**

Ms. Marshall moved and Mr. Weber seconded a motion to approve drawdowns as follows from the Ohio Water Development Authority (OWDA), and to allow Mr. Irvine to sign the requests:

\$ 8,748.00	Devola Sanitary Sewer Improvements Phase II Design
\$ 25,000.00	Devola Lift Station, Forcemain/Sewer Improvements

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

**RE: CHIP DRAWDOWN**

Mr. Weber moved and Ms. Marshall seconded a motion to approve drawdown in the amount of \$44,500.00 from the Ohio Department of Development, Office of Housing and Community Partnerships, for the CHIP program, and to allow Mr. Irvine and Ms. Marshall to sign the request.

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

Steven Weber aye. Motion passed.

**RE: IV-D CONTRACT, CSEA/SHERIFF'S DEPARTMENT**

Ms. Marshall moved and Mr. Weber seconded a motion to approve the IV-D Contract between the Washington County Child Support Enforcement Agency (CSEA) and the Washington County Sheriff's Department during the period July 1, 2012 through June 30, 2013, at the rate of \$82.97 per unit of service, not to exceed \$12,859.96, payable by CSEA to the Sheriff's Department for services rendered by the Sheriff's Department, as recommended by Barb Tergolina, CSEA Director.

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

**RE: SUBGRANT AGREEMENT, CSEA/JFS**

Ms. Marshall moved and Mr. Weber seconded a motion to approve the Subgrant Agreement between the Washington County Child Support Enforcement Agency (CSEA) and the Washington County Department of Job and Family Services (JFS) during the period October 1, 2012 through September 30, 2013, in the amount of \$20,000.00, payable by JFS to CSEA for services rendered by CSEA, as recommended by Barb Tergolina, CSEA Director.

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

**RE: APPOINTMENT TO EODA BOARD OF DIRECTORS**

Ms. Marshall moved and Mr. Weber seconded a motion to appoint Mr. Irvine to the Eastern Ohio Development Alliance Board of Directors for the term January 1, 2013 through December 31, 2014.

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

**RE: SEPTIC TANK CONTRACT**

Ms. Marshall moved and Mr. Weber seconded a motion to enter into contract with Larry Fouss Construction Company, Inc., the apparent lowest bidder for Contract #5 for the HSTS Project Number CS390085-007, in the amount of \$19,839.00, and to adopt the following resolution:

***WHEREAS**, the Washington County Commissioners have duly advertised for competitive bids of the WPCLF HSTS Septic projects; and*

***WHEREAS**, the competitive bids were received for the WPCLF HSTS project bid #5, with the bid of Larry Fouss Construction Company, as the lowest qualified bid received in the amount of Nineteen Thousand Eight Hundred Thirty Nine and 00/100 (\$19,839.00).*

***NOW, THEREFORE BE IT RESOLVED**, that the Washington County Commissioners approve and award Larry Fouss Construction Company, Inc., the contract for HSTS project #5 in the amount of \$19,839.00, contingent on receiving WPCLF approval.*

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

**RE: NOTICES OF DELINQUENT SEWER ACCOUNTS**

Ms. Marshall moved and Mr. Weber seconded a motion to approve sending notices of delinquent sewer account balances to the following residents: John & Joan Edwards, Dennis & Leann Bates, Ralph Murphy, Jess Rowe, Christopher & Patty Carver, Norm Dowler (Norm's Garage), Curt Rhodes, Randy & Stephanie Johnson, Michael Cameron, Kelly Offenberger, John White, DPSG Bottling Group, Daniel & Karen Anstatt, Debora Wingrove, Kelly Ollom, Mike Higgins, Jean Yost, Alvie & Sally Turner, Richard & Karen Best, Tim & Connie Barnes, Beth Barnett, Robert Strong, Romona Barrett, Tim Anderson.

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

**RE: CERTIFICATION OF DELINQUENT SEWER ACCOUNTS**

Ms. Marshall moved and Mr. Weber seconded a motion to approve certifying to the County Auditor the following delinquent sewer accounts, and requesting him to add the delinquent amounts to their property tax bills: Jason Barnum, Timothy Vaughn, Darren Cox, Darren Witte, Nathan & Mellissa Arnold, Anthony & Melinda Hapney, H. Clifton Spencer II, James Rhodes, Russell Shields, Jr., Sherry Fulton, Donald Tallman, Jenny Williams, Dawn Rachell Yost, Jonathan Roylance, ORSCHA-Rest. Plaza of Barlow, Karen Anstatt.

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

**RE: COURTVIEW SOFTWARE PROGRAM**

I.T. Director Eric Skomra updated the Commissioners on the status of the CourtView Software System, noting that the County Prosecutor has reviewed and approved the proposed contract. Mr. Skomra commented, though, that he is negotiating terms for ongoing maintenance of the system. Ms. Marshall said the new software will be of great benefit to the Clerk of Courts and the judges' staffs.

Ms. Marshall moved and Mr. Weber seconded a motion to enter into contract to purchase the CourtView licensing and services for \$107,401.00, as recommended by I.T. Director Eric Skomra, subject to finalization of negotiations for the five-year maintenance lock-in rate.

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

#### **RE: APPLICATION TO OPWC**

Stantec Consulting Services representatives John Grosse, Mary Sherrets, and Grace Halter reviewed with the Commissioners the application they have prepared, on behalf of Washington County, for funds from the Ohio Public Works Commission (OPWC) for the Devola Sewer Improvements Project, Phase II. Mr. Grosse noted that the application is for \$400,000.00 in grant funds and \$1,000,000.00 in 0% interest loan funds, amortized over twenty to thirty years. Total project cost is approximately \$6,000,000.00. The balance of the project funds will come from the Ohio Water Development Authority, the Ohio EPA, and property owners tapping into the new system. If approved, funds will be available July 2013. If not approved, the County will re-apply in 2013. Ms. Marshall noted that if OPWC has additional loan funds available, the County will be interested in receiving more than the \$1,000,000.00 requested in this application.

Mr. Weber moved and Ms. Marshall seconded a motion to approve the application for grant and loan funds from the Ohio Public Works Commission for the Devola Sewer Improvements Project, Phase II, as prepared and recommended by John Grosse, Consulting Engineer for the project.

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

#### **RE: TOWNSHIP BUDGET ISSUES**

Belpre Township Trustee Asa Boring, Muskingum Township Trustee John Karas, and Deputy Engineer Roger Wright entered the meeting to discuss township budget issues.

Mr. Boring asked if the Commissioners had made a decision on the proposal for re-allocation of the 1% Permissive Sales Tax funds he presented to them on September 13.

Mr. Irvine, speaking for himself and not on behalf of the Board of Commissioners, noted that:

- The Township Committee is asking for a commitment from the Commissioners.
- The Committee met last Spring with the Commissioners and requested the 2012 township share of the Permissive Sales Tax be raised to 15%, which was done.
- At the same time the Committee requested 20% of the 2013 Permissive Sales Tax to be allocated to roads and bridges.
- On September 13 the Committee requested 40% of the 2013 Permissive Sales Tax to be allocated to roads and bridges.
- He is not able to commit a specific amount or percentage at this time, as budget discussions for 2013 have not yet begun.
- He will commit to support the 2013 allocation of the Permissive Sales Tax for roads and bridges to be between 20% and 40%.
- He believes the formula for distributing the township share of the funds should be reviewed. The current formula is strictly based on miles of roads. All townships should receive a share of the funds, but a portion of the formula should reflect the financial condition of the townships. He would like the Township Association and the County to work together on a new allocation formula.
- He is in favor of removing "the cap" from the Permissive Sales Tax distribution.

Ms. Marshall, speaking for herself, said that:

- The Commissioners have worked in the past with Townships to provide additional funds to them.
- Townships are also eligible to levy a Permissive Tax.
- She will pursue establishment of an "emergency fund" for Townships, which may be used for local grant matching funds, landslips, bridge repair, etc., outside of the Township's regular operating budget.
- The 1% Permissive Sales Tax funds can't all be used for just one purpose (i.e., Townships), and she cannot commit 40 to 50% to Townships.
- She will work toward allocating more funds to Townships, dependent upon the financial condition of the County.
- She is in favor of removing "the cap" from the formula of distribution.
- She agrees with all that Mr. Irvine said.
- She believes the allocation formula may need to be reviewed annually, as financial condition of the County and the Townships changes.

Mr. Weber commented that:

- He concurs with Mr. Irvine and Ms. Marshall, and agrees the Townships need more funds to effectively operate and maintain.
- Several Townships are more desperate for additional funds than others.

Mr. Cunningham noted that:

- The 1% Permissive Sales Tax was installed in 1983 as there was emergency need to meet county operating expenses. A portion of those funds were then allocated to the County Engineer and Townships for road and bridge repair and maintenance.
- The Commissioners are mindful of not only the needs of the Townships, but also the needs of many departments of County government.

Mr. Wright indicated he is anxious to work with both the Commissioners and the Townships.

Mr. Boring said that there must be better management of funds and projects in all Townships. He doesn't expect the Commissioners to give additional funds to the Townships without the expectation that they will be wisely used. He reinforced that funds from the County to the Townships are *allocated*, rather than *donated*.

Mr. Irvine said he appreciates the cooperation and collaboration between the Commissioners and the Township Trustees.

**RE: ADJOURNMENT**

Ms. Marshall 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 11:35 a .m.

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

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

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

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