

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 29, 2015 IN ACCORDANCE WITH OHIO REVISED CODE 305.05, WITH THE FOLLOWING MEMBERS PRESENT: DAVID A. WHITE, PRESIDENT, RICK G. WALTERS, MEMBER, AND RONALD L. FEATHERS, MEMBER. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY THE PRESIDENT OF THE BOARD. MR. WHITE LED THOSE ATTENDING IN THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

Also attending were Human Resources Director Darla Miller, Muskingum Township Trustee Gary Doan, Glen Pawloski, Laura Bradley, Jackie Runion from *The Marietta Times*, and Clerk Rick Peoples.

Washington County Commissioners
AGENDA
9:00 a.m., October 29, 2015

9:00 Business Meeting

UNFINISHED BUSINESS

Road Use Maintenance Termination Agreement
Waiver of Conflict of Interest with Law Firm

NEW BUSINESS

Approve Agenda
Approval of previous meeting's minutes
Bills from various departments
Resolution to Participate in ODOT Cooperative Purchasing Program
Additional Appropriation – Sewer Debt Service
Additional Appropriation - RSVP
Transfer – Commissioners
Transfer – Sheriff (2)
Transfer – Developmental Disabilities
Then & Now's
Travel – Job and Family Services
Travel – Child Support Enforcement Agency (2)
Travel – Clerk of Courts
Travel – Human Resources
Travel – Building Department (revision)
CEBCO Support for New ACA Reporting Starting in 2016
Maintenance Agreement for Belpre 911 Equipment
Drawdown Request, CDBG
Drawdown Request, CHIP
Satisfaction of Mortgage – 73 Oak Drive, Little Hocking
Letter to County Auditor to Remove Devola Sewer Assessment
Letter to Devola Residents, Notification of Sewer Assessment Expiration
Delinquent Sewer Accounts
Certification of Delinquent Sewer Accounts to County Auditor
Engineer – Contract with Bob Lane's Welding for Landslip Repair on CR 138

INFORMATION

Annual Belpre Chamber of Commerce Dinner, 6:00 p.m., **Today**
Monthly County Home Meeting, 8:30 a.m., **Tuesday**, November 10, at County Home
Veterans Day, **Wednesday**, November 11 – Courthouse Closed
Eastern Ohio Development Alliance (EODA) Fall Board Meeting, 10:00 a.m.,
Friday, November 13, Salt Fork State Park
Planning Commission, 7:00 p.m., **Monday**, November 16
Monthly Finance Committee Meeting, 10:00 a.m., **Tuesday**, November 17

RE: AGENDA

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

Add: Letter to Senior Citizens Centers
Additional Appropriation – Job and Family Services

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

RE: APPROVAL OF MINUTES

Mr. Walters moved and Mr. Feathers seconded a motion to approve the minutes for the October 22, 2015 meeting, and to dispense with the reading of them.

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

RE: PAYMENT OF BILLS

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

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

RE: RESOLUTION TO PARTICIPATE IN ODOT COOPERATIVE PURCHASING PROGRAM

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

***WHEREAS**, Ohio Revised Code Section 5513.01 (B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles.*

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

SECTION 1.

That the Washington County Engineer hereby requests authority in the name of the Washington County Commissioners to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to Ohio Revised Code Section 5513.01 (B).

SECTION 2.

That the Washington County Engineer is hereby authorized to agree in the name of the Washington County Commissioners to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3.

That the Washington County Engineer is hereby authorized to agree in the name of the Washington County Commissioners to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the Washington County Commissioners participates, for items it receives pursuant to the contract.

SECTION 4.

That the Washington County Commissioners agree to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The Washington County Commissioners agree to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the Washington County Commissioners may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

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

RE: ADDITIONAL APPROPRIATIONS

Mr. Feathers moved and Mr. Walters seconded a motion to approve the following requests for additional appropriations:

Sewer Debt Service	700-0113-57400	\$ 21,676.38
RSVP	210-0710-59000	\$ 1,000.00
Job and Family Services	200-0720-51104	\$ 50,000.00

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

RE: TRANSFERS

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

	<u>From</u>	<u>To</u>	<u>Amount</u>
County General	100-0603-53000	100-0601-57401	\$ 62.00
Sheriff	200-0382-57400	200-0382-54401	\$ 1,000.00
	100-0380-53010	100-0380-54400	615.75
	100-0380-51001	100-0380-54400	615.75

Developmental Disabilities 200-0620-54400 200-0620-51102 \$ 15,000.00

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

RE: THEN & NOW

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

Dept	Account	Vendor	Amount
County Engineer	200-0540-55501	Shelly & Sands, Inc.	\$ 1,895.14

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

RE: TRAVEL

Mr. Walters moved and Mr. Feathers 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 2015 and any and all amendments subsequent thereto:

JFS

Tom Ballengee: Two-day trip to Columbus to attend OJFSDA General Session; December 10-11, 2015.

CSEA

Kim Hinkle, Denise Hinton, Spencer Izor, Barb Danford, Crystal Schau, Tabitha Davis: Three-day trip to Dublin, Ohio to attend OCDA Fall Conference; October 18-20, 2015 (retroactive).

Kim Hinkle: One-day trip to Columbus to attend Child Support Strategic Workgroup Meeting; October 28, 2015.

Clerk of Courts

Brenda Wolfe, Karen Ray, Karen Doan, Sandra Hall, Joyce McLeish, Marina Woods, Evelyn Walters: One-day trip to Walnut Creek to attend OCCA 3rd District Annual Meeting; November 5, 2015.

Human Resources

Darla Miller: One-day trip to Cambridge to attend BWC Training on Prospective Billing for Public Employers for 2016; November 4, 2015.

Building Department

Chris Wilson: Seven-day trip to Colorado Springs, Colorado to attend building official's course; November 1-7, 2015 (change of location from Atlanta, Georgia).

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

RE: CEBCO SUPPORT FOR NEW ACA REPORTING STARTING IN 2016

Mr. Feathers moved and Mr. Walters seconded a motion to approve securing the services of County Employee Benefits Consortium of Ohio (CEBCO) to print and mail IRS Forms 1095-C for calendar year 2015, for the cost of \$1.00 per employee plus mailing charges, as recommended by Darla Miller, Director of Human Resources.

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

RE: MAINTENANCE AGREEMENT FOR BELPRE 911 EQUIPMENT

Mr. Walters moved and Mr. Feathers seconded a motion to approve a Maintenance Agreement with Stephen Campbell & Associates, Inc., in the amount of \$2,500.00, for the maintenance of 911 equipment at the City of Belpre Police Department, for the period January 1, 2016 through December 31, 2016, as requested by 911 Coordinator Rich Hays.

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

RE: DRAWDOWN OF FUNDS, CDBG

Mr. Feathers moved and Mr. Walters seconded a motion to approve a drawdown of funds as follows for the Community Development Block Grant (CDBG) Program, as prepared and requested by Michelle Hyer, Buckeye Hills-Hocking Valley Regional Development District, and

to allow Mr. White and Mr. Walters to sign the request:

Lawrence Township, Fire Protection Project	\$ 13,600.00
City of Belpre, Sidewalk Project	<u>25,000.00</u>
Total	\$ 38,600.00

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

RE: DRAWDOWN OF FUNDS, CHIP

Mr. Walters moved and Mr. Feathers seconded a motion to approve a drawdown of funds as follows for the Community Housing Impact and Preservation (CHIP) Program, as prepared and requested by Susan Henrie, Washington-Morgan Community Action Program, and to allow Mr. White and Mr. Walters to sign the request:

Administration/Fair Housing	\$ 5,436.00
Home Repair, 530 Brush Road, Marietta	3,413.00
Home Repair, 33 Pontius Road, Lower Salem	<u>10,513.00</u>
Total	\$ 19,362.00

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

RE: SATISFACTION OF MORTGAGE, 73 OAK DRIVE, LITTLE HOCKING

Mr. Feathers moved and Mr. Walters seconded a motion to certify satisfaction in full of a mortgage deed and promissory note dated July 20, 2001, executed by Clyde J. and Dorothy M. Barringer, 73 Oak Drive, Little Hocking, Ohio, as the lien amount of \$1,720.00 has been paid in full.

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

RE: REQUEST TO COUNTY AUDITOR TO REMOVE DEVOLA SEWER ASSESSMENT

Mr. Walters moved and Mr. Feathers seconded a motion to approve sending the following letter to County Auditor Bill McFarland:

October 29, 2015

*Bill McFarland
Washington County Auditor
Washington County Courthouse
Marietta, Ohio 45750*

Re: EXPIRATION OF SEWER ASSESSMENT

Dear Bill:

In 1995 the Board of Washington County Commissioners allowed certain Devola area residents to enter into an agreement to pay for residential sewer line improvements via assessments on their property tax bills over a period of twenty years. In your memo dated December 3, 2014 you noted these property owners first paid this assessment in 1996 calendar year. The final year of collection, then, is calendar year 2015, which represents the twentieth year of collection.

Accordingly, we request you to remove this assessment for the Devola Area Sewer Improvement project so that it will not appear on tax bills to be distributed in 2016.

Sincerely,

/s/ WASHINGTON COUNTY COMMISSIONERS

The Clerk explained the Commissioners in office in 1995 entered into a loan agreement with the Ohio Public Works Commission for the amount of \$328,552.00, with no interest, for improvements of the sewer line in Devola, and allowed impacted property owners to pay their \$3,100.00 share over a twenty-year period at the rate of \$155.00 on their property tax bills. He said that period of collection from those property owners ended this year, and this letter asks the County Auditor to adjust the property tax bills accordingly.

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

RE: LETTER TO DEVOLA RESIDENTS, NOTIFYING OF ASSESSMENT EXPIRATION

Mr. Feathers moved and Mr. Walters seconded a motion to send the following letter to those

property owners who have fulfilled their twenty-year commitment by assessment on tax bills for the Devola sewer line improvements project:

Date

Xxx
Xxx
Marietta, Ohio 45750

Dear xxx:

In 1995 the Board of Commissioners serving at that time adopted a Resolution to allow for Devola community residents to pay for a sewer improvement project in their neighborhood by assessment on property taxes payable over a number of years. Specifically, the annual amount being paid over twenty years was \$155.00 per property owner.

We are pleased to inform you the pay-out period of twenty years is now ended, and you, as the property owner, will no longer be assessed the \$155.00 on your property tax bill. Your final payment on this total commitment of \$3,100.00 over twenty years was included on your 2015 tax statements, and will not appear on your 2016 statements.

Sincerely,

/s/ WASHINGTON COUNTY COMMISSIONERS

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

RE: MEMO TO SENIOR CENTERS AND SENIOR LEVY COMMITTEE MEMBERS

Mr. Walters moved and Mr. Feathers seconded a motion to approve sending the following letter to representatives from senior centers and members of the Senior Levy Committee:

To: Washington County Senior Citizens Clubs
From: Washington County Commissioners
Date: October 29, 2015

Re: **SENIOR LEVY GRANT APPLICATION**

Among the disbursements of Senior Levy collections is a total of \$50,000 to be shared by all Senior Citizens Clubs in Washington County. Applications submitted by those clubs are reviewed by a Senior Levy Committee, and funds are disbursed accordingly. Other Senior Levy funds are distributed to the O'Neill Center, RSVP, and Washington-Morgan Community Action Program.

You are invited to apply for a portion of the \$50,000. Enclosed is the Application to complete and return to us by Friday, December 4, 2015 (mail, fax, or e-mail). If you have estimate(s) or quote(s), please attach to your application.

A representative from your organization is invited to attend and participate in a meeting of the Senior Levy Committee. That meeting will be held at 4:00 p.m. on Thursday, December 10, 2015, in the Assembly Room at 223 Putnam Street in Marietta (Commissioners' Office). The Committee is likely to determine at that meeting, based upon applications received, how to disburse the \$50,000.

Please contact Rick Peoples with any questions. He can be reached at 373-6623, ext. 201, or e-mail him at rpeoples@wcgov.org.

Sincerely,

/s/ WASHINGTON COUNTY COMMISSIONERS

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

RE: DELINQUENT SEWER ACCOUNTS

Mr. Feathers moved and Mr. Walters seconded a motion to approve sending letters to the following holders of delinquent sewer accounts, requesting them to immediately make payment on those accounts:

Kenny Fortney	Mark Kasun	Sarah Carpenter	Victoria Campbell
Sherry Fulton	Dave Burt	Tammy Gearhart	Trista Wick
Natalie Snyder	Theresa Hescht	Sharon Callow	Patricia Eagle
Steve Rood	Kathryn Parsons	Allen Fleming	Erica Counts
Chad & Jennifer Rowley	David Carpenter	Richard Williams	John Raber
Richard Rohr, Jr.	Joshua Richards	Fredabella Pomroy	Kenneth
Blanchard			
Brian & Sherry Ogden	Jean Yost	William Elliott	DKY Partnership

House of Wines

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

RE: CERTIFICATION OF DELINQUENT SEWER ACCOUNTS

Mr. Walters moved and Mr. Feathers seconded a motion to approve certifying the following delinquent sewer accounts to County Auditor Bill McFarland, requesting him to add the delinquent amounts to property tax bills: Fred and Savannah Newlon, Jonathan Kirk, Kareem Wright, Angela Parker, Larry Carney.

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

RE: CONTRACT WITH BOB LANE'S WELDING FOR EMERGENCY LANDSLIP REPAIR

Mr. Feathers moved and Mr. Walters seconded a motion to approve contracting with Bob Lane's Welding, Inc., for emergency repair of a landslip on County Road 138, for the amount of \$14,028.00, as requested by County Engineer Roger Wright.

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

RE: WAIVER OF CONFLICT OF INTEREST WITH LAW FIRM

Mr. Feathers moved and Mr. Walters seconded a motion to return from Unfinished Business consideration of a request to waive determination of conflict of interest for the City of Marietta to contract with Squire Patton Boggs LLP.

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

Mr. Feathers moved and Mr. Walters seconded a motion to deny a request for waiver of conflict of interest for the City of Marietta to utilize the services of law firm Squire Patton Boggs LLP in possible litigation against the County.

Commissioner Feathers said the City of Marietta has over the past five years paid at least \$646,449 to Squire Sanders Dempsey LLP and/or Squire Patton Boggs LLP. He said there appears to be a very close relationship between the law firm and the City of Marietta. Mr. Feathers said because the firm has also performed services for the County, he cannot support a waiver of conflict of interest for the City to use Squire Patton Boggs in action against the County.

Commissioner Walters expressed his concern of attorneys representing the City in action against the County, when the attorney firm has conducted business on behalf of both the City and the County.

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

RE: COMMENTS FROM VISITORS

Muskingum Township Trustee Gary Doan asked the Commissioners if there has been any determination on the proposed location of a recycling transfer station in the Devola community. President White said the Southeast Ohio Joint Solid Waste District is apparently no longer interested in utilizing the suggested site in Devola for the transfer station.

RE: ADJOURNMENT

Mr. Walters 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 9:42 a.m.

_____, President

_____, Vice President

_____, Member

_____, Clerk

