

**Regular Meeting #10-07**  
**Fairfield County Commissioners' Office**  
**February 9, 2010**

**9:30 a.m. Meeting with Holly Mattei & James Mako**

The Board of Commissioners met with Regional Planning Commission Executive Director Holly Mattei and James Mako to discuss floodplains and a new grant funding opportunity. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Jason Dolin and Scott Zody.

Ms. Mattei thanked the Board for their assistance in providing funding for the 2010 budget and stated she had two issues for review – new floodplain maps and regulations and a new CDBG funding opportunity.

Ms. Mattei stated the Ohio Department of Natural Resources (ODNR) is in the process of updating all the county floodplain maps, and Fairfield County is one of the last to be updated. Mr. Zody asked if that had anything to do with Buckeye Lake, and Mr. Mako stated Buckeye may be part of the reason, but the main reason given is the Rush Creek levees needed to be certified through FEMA.

Ms. Mattei stated she would like to establish a local committee to work on and review the changes to the maps, including the GIS Department and Engineer's Office. Commissioner Myers asked if the Map Room would be involved, and Ms. Mattei stated she was including the Map Room as part of GIS. Ms. Mattei stated that ODNR wants the county to hold a meeting for local elected officials and a public open house to allow citizens an opportunity to review the changes, and staff from ODNR, FEMA and RPC would be present to address concerns. Commissioner Myers asked how soon the open house would need to be held, and Ms. Mattei stated ODNR would like to meeting to occur within 35-40 days of the new maps being delivered, and the maps should arrive this week or next.

Ms. Mattei suggested holding both meetings the same day, with the elected officials meeting in the afternoon and the open house in the evening, and dates would need to be coordinated with ODNR.

Ms. Mattei noted that the other part of this process is for ROC and the Commissioners to update the county floodplain regulations. She has been working on a overhaul of the regulations for some time, and would like to complete that process in conjunction with the updated maps, and ODNR is supportive of that effort. Ms. Mattei stated she has forwarded the draft regulations to Mr. Dolin for legal review.

Mr. Zody asked what local officials should be included in the afternoon meeting, and Ms. Mattei suggested the villages, Pickerington and Lancaster, as the county would be the responsible party for the townships. Ms. Mattei suggested inviting the trustees to the public open house.

Commissioner Myers asked what kind of attendance could be expected for the meetings, and Mr. Mako stated the public open might be sparsely attended, but he expected the village officials to at least send a representative to their briefing. Ms. Mattei added that the new maps would be digitized and more accurate than previous versions.

Regarding the CDBG program, Ms. Mattei stated that the Neighborhood Revitalization Program (NRP) is something they have not applied for in the past, but is now appearing to look more favorable. Fairfield County would qualify for approximately \$300,000, and John Cleek with CDC of Ohio is encouraging them to apply. The program is somewhat limited, and can only be utilized in communities with 60% or greater moderate to low income families, and only Pleasantville and Thurston qualify. Ms. Mattei stated her intent would be to utilize some of their CDBG formula funding as a match for the grant.

Commissioner Kiger asked how much is required for the match, and Ms. Mattei stated there is no minimum or maximum, but the more match that is provided, the higher the application would score.

Commissioner Shupe asked for a status report on the Courthouse first floor restroom project, and Mr. Mako stated that was funded in 2009 and construction should occur this year. Commissioner Myers stated that the Pleasantville and Thurston areas received some CDBG funding last year, and now appear to be in line for additional funding this year, and Ms. Mattei stated that with the income I limits in those communities, they tend to score well on applications, and will receive any NRP dollars that become available, but the CDBG funds will still be distributed county wide. Mr. Mako noted the CDBG public hearing is scheduled for March 16<sup>th</sup>, and applications are due the 1<sup>st</sup> week of April.

#### **9:45 a.m. – Review**

The Board of Commissioners met to review legal issues, correspondence, and pending and future action items. Commissioners present were Mike Kiger, Judith Shupe and Jon Myers. Also present were Jason Dolin and Scott Zody.

Commissioner Myers asked what the status was of a recent public records request, and Mr. Dolin stated that Mr. Zody and Randy Carter were in the process of gathering the requested documents. Commissioner Myers asked how long the county would have to respond, and Mr. Dolin stated it is not unusual for a request like this to take a week or two to respond to, given the volume of information requested.

Commissioner Shupe stated that she had forwarded an email she had received regarding the Sensory Trail and the proposed tree house that was to be built adjacent to the Trail by the Ag Center. The City of Lancaster is being asked to consider taking over maintenance for the structure, but since it is on county-owned land, there may be some issues.

Regarding filling the vacant Facilities Manager position, the Board decided to defer discussion until the following week.

Regarding a proposed curfew from the Family, Adult & Children First Council for children 12 and under, Commissioner Kiger stated the Council had discussed the proposal but he was not aware of any formal action or recommendation to ask the Commissioners to approve it. Commissioner Myers stated he was not sure he would want to vote on a proposal such as this – seems more like a parenting problem than a criminal problem. Commissioner Shupe stated the Drug Coalition had been discussing the proposal, and one of the problems is that the Prosecutor has stated he would find it difficult to enforce.

#### **10:00 a.m. Commissioners' Regular Meeting**

A regular meeting of the Fairfield County Board of Commissioners was held on Tuesday, February 9, 2010 beginning at 10:00 a.m., with the following Commissioners present: Judith Shupe, Jon Myers and Mike Kiger. Also present were Carl Burnett, Tony Vogel, Dave Fey, Jason Dolin and Scott Zody.

#### **Announcements**

Mr. Fey stated he was present to seek the support of the Board to place a ½ mill levy on the May ballot for the Historical Parks Commission and thanked the Board for supporting the Park District over the past several years. Mr. Fey stated his goal is to utilize the Parks to build community pride and help address social problems such as crime and drug abuse. Mr. Fey stated that many businesses look to a community's park and recreation infrastructure prior to making a final decision about locating facilities. Mr.

Fey hopes to use the funding from a levy to improve the facilities and properties owned by the District, including addressing a backlog of maintenance issues.

**Public Comment**

There were no public comments.

**Approval of minutes of Thursday, February 4, 2010**

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the minutes for Thursday, February 4, 2010.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Approval of Declaration of Necessity to Levy a Tax in Excess of the 10 Mill Limitation – Historical Parks Commission**

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve a Declaration of Necessity to Levy a Tax in Excess of the 10 Mill Limitation – Historical Parks Commission, see resolution 10-02.09.a

Commissioner Myers asked if this would be the ballot language, and Mr. Zody explained it is merely the title of the resolution, and the actual ballot language, which is contained within the resolution, is much different. Commissioner Myers asked what the cost would be to place the levy on the ballot, and Mr. Fey stated it was his understanding that because it is an even numbered year and a primary election, there would be no cost.

Roll call vote of the motion resulted as follows:

Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Approval of Authorization of WIA Area 20 WIB Member approval**

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve the Authorization of WIA Area 20 WIB Member approval, see resolution 10-02.09.b

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval of Adopting Sanitary Sewer charges for the Buckeye Lake Sewer District #1**

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to Adopt Sanitary Sewer charges for the Buckeye Lake Sewer District #1, see resolution 10-02.09.c

Roll call vote of the motion resulted as follows:

Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval of Ratification of previous authorization of Board of Commissioners – Approval of the 2010 ODNR-DRLP Community Development grant application**

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the Ratification of previous authorization of Board of Commissioners – Approval of the 2010 ODNR-DRLP Community Development grant application, see resolution 10-02.09.d

Roll call vote of the motion resulted as follows:

Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Approval of Service Agreement by & between Fairfield County Job & Family Services, Child Protective Services and the Bair Foundation - Columbus**

On the motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve a Service Agreement by & between Fairfield County Job & Family Services, Child Protective Services and the Bair Foundation – Columbus, see resolution 10-02.09.e

Roll call vote of the motion resulted as follows:  
Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval of Drawing on the Letter of Credit – Oak Creek Subdivision – Regional Planning**

On motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve of Drawing on the Letter of Credit – Oak Creek Subdivision – Regional Planning, see resolution 10-02.09.f.

Roll call vote of the motion resulted as follows:  
Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval to Ratify previous authorization for payment of bills outside the normal budgetary process**

On motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to Ratify previous authorization for payment of bills outside the normal budgetary process, see resolution 10-02.09.g.

Roll call vote of the motion resulted as follows:  
Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Approval of Declaration of Necessity of the FAI-CR17-14.789 Pleasantville Road & Gun Barrel Road Profile Improvement Project - Engineer**

On the motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve the Declaration of Necessity of the FAI-CR17-14.789 Pleasantville Road & Gun Barrel Road Profile Improvement Project – Engineer, see resolution 10-02.09.h

Roll call vote of the motion resulted as follows:  
Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval of Scheduling Annual Township Trustee Meetings – Engineer**

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the scheduling of Annual Township Trustee Meetings for the Engineer, see resolution 10-02.09.i

Roll call vote of the motion resulted as follows:  
Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Approval of Financial Resolutions**

On the motion of Jon Myers and second of Judith Shupe, the Board of Commissioners voted to approve financial resolutions as follows:

10-02.09.j                    Approval of payment of a voucher without appropriate carry over purchase order –  
Commissioners Office

- 10-02.09.k Approval of payment of a voucher without appropriate carry over purchase order – Adult Probation
- 10-02.09.l Approval of payment of a voucher without appropriate carry over purchase order – Fairfield County Library
- 10-02.09.m Approval of payment of a voucher without appropriate carry over purchase order – Fairfield County Library
- 10-02.09.n Approval of payment of vouchers without appropriate carry over purchase orders – ADAMH
- 10-02.09.o Approval of payment of vouchers without appropriate carry over purchase orders – Job & Family Services
- 10-02.09.p Approval of payment of vouchers without appropriate carry over purchase orders – Engineer
- 10-02.09.q Approval of Fund to Fund Transfer – EMA EMPG Fund 2707
- 10-02.09.r Approval of Account to Account transfer – FACFC
- 10-02.09.s Approval of Account to Account transfer – Commissioners
- 10-02.09.t Approval to Appropriated from Unappropriated – Engineer Fund 2024
- 10-02.09.u Approval to Appropriated from Unappropriated – Commissioners, Enterprise Zone Fund 2633
- 10-02.09.v Approval to Appropriated from Unappropriated – FACFC
- 10-02.09.w Approval to Appropriated from Unappropriated – EMA Fund 2090
- 10-02.09.x Approval to Appropriated from Unappropriated – EMA Fund 2090 (Homeland Security)

Roll call vote of the motion resulted as follows:  
 Voting aye thereon: Jon Myers, Judith Shupe and Mike Kiger

**Approval of Authorization for Payment of bills, February 9, 2010, check date February 12, 2010**

On the motion of Judith Shupe and second of Jon Myers, the Board of Commissioners voted to approve the Authorization for Payment of bills, February 9, 2010, check date February 12, 2010, see resolution 10-02.09.y

Roll call vote of the motion resulted as follows:  
 Voting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

**Meeting with Tony Vogel**

The Board of Commissioners met with Utilities Director Tony Vogel to review renovation plans to the Job & Family Building to accommodate the relocation of the Emergency Management Agency and Prosecutor's Office. Commissioners present were Judith Shupe, Jon Myers and Mike Kiger. Also present were Jon Kochis, Carl Burnett, Jon Slater, and Jason Dolin.

Mr. Vogel stated that he has been working with JFS Director Orlando to accommodate the relocation of Worknet to the 3<sup>rd</sup> Floor, and will need to have Claypool Electric do some additional wiring to complete the transition. Commissioner Myers asked if the

changes were major or minor, and Mr. Vogel stated it should not be a problem – the lines could be pulled from the Data Room on the 1st Floor.

Regarding the 1<sup>st</sup> Floor renovations, Mr. Vogel reported that he has reviewed the changes with VPL Architects and the current estimate for the EMA work is \$157,000 plus the generator for a total of \$214,000. The Prosecutor's estimated work will cost \$208,000. Half of the EMA work will be covered by a 50% state grant.

Mr. Vogel stated that he and VPL discussed changes to the kitchen area, removing the central hallway and constructing a wall around the Emergency Operation Center (EOC) room. The redesign costs would be approximately \$9,000, 3 weeks would be added to the timeline, and the cost of the work would increase to \$209,000 for the Prosecutor, and \$230,000 for EMA. Mr. Kochis asked if that price included the generator, and Mr. Vogel stated he believes that it does.

Mr. Kochis stated that his grant cannot cover any demolition costs, and VPL needs to factor that in. Commissioner Kiger asked about the window film and blast shutters, and Mr. Kochis explained the window film is an interior coating to keep the glass from shattering in the event of an explosion or severe weather event, and the blast shutters would be exterior on the building – Mr. Kochis stated he would like to have one or the other, but not both. Commissioner Myers asked how many windows required treatment, and Mr. Kochis stated there are 9 at \$1,000 each. Mr. Kochis stated he is concerned about raising the price and possibly losing grant funding for construction that he could otherwise use for needed equipment in the EOC.

Commissioner Kiger stated Mr. Kochis had told the Board previously that his plan was to separate the EOC from the offices, and Mr. Kochis agreed but stated he was willing to wait and do that later. Moving the walls and eliminating the central hall eliminates some ADA concerns he had, but he does not want to spend funding just to create meeting space.

Commissioner Myers stated that most of the time the EOC Room won't even be used, and Mr. Kochis stated he is using the room now at least once per week and Job & Family Services has been using it as well. Commissioner Kiger noted that installing the wall could provide an additional layer of protection to the EOC room.

Mr. Kochis agreed but stated he is concerned about creating a separation between the offices and the radio room and kitchen. Commissioner Myers asked how many offices were in the suite, and Mr. Kochis stated there are 5 offices and a conference room, and two of the offices are shared by several part time people from local fire and rescue agencies and volunteers.

Commissioner Kiger asked who uses the offices, and Mr. Kochis stated he has one, Christy Noland has one, Bob Clark has one, the Ohio National Guard representative and medical contractors share one, and the Special Operations Teams shares the other.

Commissioner Myers asked what the Work Room was for, and Mr. Kochis stated it is literally a work room plus a storage area for equipment and supplies. Commissioner Shupe asked if the suite would be ADA compliant currently, and Mr. Kochis state it is.

Mr. Kochis expressed concern about combining the receptionist areas between EMA and the Prosecutor, and Commissioner Myers stated that most of the people who would be coming to conduct business with EMA would know where they are going. Mr. Kochis stated he intends to hire an Administrative Assistant, as his grant allows that, but needs some place to put that person.

Commissioner Kiger asked why there is a conference room attached to Mr. Kochis office, and Mr. Kochis stated that is for Mayors, the Commissioners, and other Executive dignitaries to meet during emergencies.

Commissioner Shupe asked about the alternative expenditures, and Mr. Kochis stated the carpet is 14 years olds, and in need of replacement. If the price of the carpet comes in greater than the estimate, that could be a problem. Mr. Kochis is concerned the contingency set aside is not enough.

Commissioner Shupe noted that the window film is expensive, and Mr. Kochis stated he is hoping to secure grant funding down the road to cover that cost. The price of the generator is firm, as it is off state term contract, and he would like to purchase security features for the building and has been working with Acree-Dailey to secure controls.

Mr. Kochis asked who would utilize the EOC room, and Commissioner Shupe stated her understanding was the Prosecutor had an interest in using the room if it were available for Grand Jury testimony. Mr. Kochis stated he has a concern about set up and tear down of the room when the Grand Jury would be in there, and Homeland Security would not want the Prosecutor using the AV equipment. Mr. Kochis stated he is concerned about getting into another situation like the Liberty Center.

Mr. Zody stated that no one would be using the room everyday, no public use would be permitted, and this is nothing like the Liberty Center. Mr. Vogel stated he would like to show the Board the Prosecutor's side of the renovations, stating he would propose combining the reception areas, creating a couple of additional offices in the main area for the Prosecutor and not touching a couple of offices in the back of the building, and place the support staff in cubicles in the center or the room. Mr. Vogel also proposed leaving the back corner conference rooms untouched.

Mr. Dolin stated the Prosecutor could use any conference room as long as it can be isolated from outside view and hearing. Mr. Kochis stated he would still have some access concerns relative to the kitchen area and radio room. Mr. Zody asked how long a typical Grand Jury session lasts, and Mr. Dolin stated they are usually 3-4 hours, and Mr. Vogel stated that the EMA would always maintain precedence over the Prosecutor for use of the room. Mr. Kochis stated his understanding of Grand Jury is that it only involves 9 jurors, and believes the room would be too large for that purpose.

Commissioner Kiger observed that the total cost does not appear to be rising too much for the changes, and Mr. Zody stated he and Mr. Vogel wanted to look at the bottom line relative to making the needed changes now instead of down the road. Mr. Vogel stated the real concern he has is whether or not the generator is included in these costs or not, and wanted to confirm that with VPL. In addition, the demolition costs would need to be moved over to the Prosecutor's side of the ledger. Mr. Zody stated if the hallway is to be removed, it needs to happen now or it will not happen. Mr. Kochis stated he is still concerned with a potential loss of space and separation in the future.

Commissioner Myers noted that this space would be far superior to the old house that EMA was housed in previously.

Mr. Vogel called VPL on the telephone, and stated the demolition costs would amount to \$13,000 and the carpet was included in the \$230,000 figure, but the window film and generator were excluded. Commissioner Myers asked how the renovations could cost that much more, and Mr. Vogel stated he is not sure, and would meet with VPL again this week to run those figures again. Mr. Kochis stated he can extend his grant until September 30<sup>th</sup>.

Commissioner Kiger stated he does not understand how the cost could go up so much, and would like to know where the cost differentials come from, and Mr. Vogel stated he is not sure himself. Mr. Kochis suggested there may be sprinkler and lighting issues with the walls.

Commissioner Shupe asked how wide the hallway would be, and Mr. Vogel stated 5 feet, which is within ADA requirements. Mr. Kochis stated one possible alternative

would be ½ walls with glass panels on top, and Commissioner Kiger stated that might negate the need for isolation with the Grand Jury, and Mr. Dolin concurred.

Commissioner Shupe asked Mr. Vogel to follow up with VPL on the Courthouse restroom renovation project as well, as that needs to go to construction this year for the CDBG funds.

**Adjournment**

With no further business to come before the Board, on the motion of Judith Shupe and the second of Jon Myers, the Board of Commissioners voted to adjourn at 11:45 a.m.

Roll call vote on the motion resulted as follows:

Voiting aye thereon: Judith Shupe, Jon Myers and Mike Kiger

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Mike Kiger  
Commissioner

Jon D. Myers  
Commissioner

Judith K. Shupe  
Commissioner

Scott Zody, Clerk/Manager

**THE NEXT REGULAR MEETING OF THE BOARD OF COMMISSIONERS' IS  
SCHEDULED FOR TUESDAY, FEBRUARY 16, 2010 AT 10:00 A.M.**